

*Upshaw Family Journal*  
*Unpublished Records of Walton County, Georgia*  
(© Ted Brooke, 2055 Foster Drive, Cumming, GA 30040)

**WALTON COUNTY, GEORGIA**

(Created December 15, 1818 from Indian lands ceded in 1818)

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**Cemetery Records**

East Georgia Genealogical Society, *WALTON COUNTY, GEORGIA CEMETERIES (EAST)* (Winder, GA: the Society, 2003):

Page 288: Rest Haven Cemetery, Section 1:

Upshaw, Robert A., Pvt. Co. C, 9 Regt. GA Vol. Inf. CSA / 10 June 1834 / 30 March 1880  
(military marker); footmarker: R.A.U.

Upshaw, Elizabeth Still / 1 Feb 1838 / 21 Mar 1911; footmarker: E.S.U.

Page 424: Appendix A – Eighteenth Century Births:

Upshaw, Tinsley (War of 1812) / 1796 / 1878 / Upshaw family cemetery

Page 434: Appendix C – Confederate Soldiers buried in Walton County, Georgia:

Upshaw, Robert A.; Pvt. Co C, 9 Regt. GA Vol. Inf. / 10 Jun 1834 / 30 Mar 1880

Page 436: Appendix D – Cemeteries in Walton County (West):

Upshaw family cemetery.

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East Georgia Genealogical Society, *WALTON COUNTY, GEORGIA CEMETERIES (WEST)* (Winder, GA: the Society, 2003):

Page 44: Bay Creek Baptist Church Cemetery (Row 10):

Upshaw, Clifford A. / 1890 / 1891 / s/o J.B. & N.E. Upshaw

Upshaw, Ella D. / 1892 / 1893 / d/o J.B. & N.E. Upshaw

Upshaw, Jas. Berrien / 1 Sep 1855 / 3 May 1919 / Ambassador of Christ, ordained 7 Apr 1911  
(double marker with the following)

Upshaw, Emma Arnold / 20 Feb 1860 / 6 May 1921

Page 184: Harris (William) Family Cemetery (Row 4):

Harris, Fannie Upshaw / 15 Aug 1856 / 21 Jul 1926 / [w/o Charles Harris] / (double marker with the following):

Harris, Charles / 26 Jan 1847 / 11 Feb 1904

Page 211: Liberty Hill Church Cemetery (Old):

Upshaw, W.W. / 31 Jul 1843 / 27 Sep 1900 / "That awful day must surely come; the appointed hour make haste when I must stand by for my Judge and pass the solemn test."

Page 273: New Hope (Old) Church Cemetery:

Upshaw, Frances Byrd / - / 6 Sep 1855 / age 45; 2<sup>nd</sup> wife of Tinsley Upshaw.

Stephens, Abner J. / 18 May 1839 / 1 Nov 1892 / husband of Susan Upshaw.

Page 318: Sardis Full Gospel Church Cemetery (Row 6):

Upshaw, Preston C. / 24 May 1860 / 26 Dec 1937

Upshaw, Lena Francis / 3 Mar 1869 / 2 Jan 1936

Upshaw, Harrison F. / 1 Apr 1858 / 22 May 1942

Upshaw, Elizabeth F. / 16 Jan 1863 / 13 Mar 1949

Page 375, 376: Social Circle City Cemetery (West) – Section 6, Row 12 (the following three graves are adjacent):

Upshaw, Harry, Dr. / 1 Sep 1893 / 6 Apr 1944

Upshaw, Ida Barron / 6 Jun 1897 / 15 Aug 1974

Upshaw, Peggy Frances Leres-Brown / 28 Sep 1923 / 7 May 2001

Page 391: Social Circle City Cemetery (West) – Section 9, Row 8:

Gresham, Lena Upshaw / 17 Nov 1870 / 14 Oct 1948 / "Mama"

Gresham, James O. / 9 Sep 1870 / 2 Mar 1943 / "Papa"

Page 396: Social Circle City Cemetery (West) – Section 10, Row 4:

Cora Lou Upshaw Herndon / 10 Nov 1879 / 30 Sep 1969

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Page 402: Social Circle City Cemetery (West) – Section 10), Row 15:  
Upshaw, W.S. / 1 Dec 1865 / 7 Aug 1910 / footmarker: W.S.U.  
Upshaw, Maud Armistead / 3 Nov 1876 / 12 Apr 1930 / w/o William S. Upshaw

Page 403: Social Circle City Cemetery (West) – Section 10:  
Row 16:

Upshaw, Mary F. / 2 Oct 1838 / 2 Aug 1915  
Upshaw, John P. / 28 Dec 1826 / 27 Jul 1888

Row 17:

Upshaw, John Phillips / 8 May 1869 / 16 Jan 1937  
Upshaw, Bertha Wilson / 8 Sep 1878 / 18 May 1948 / w/o John Phillip (sic) Upshaw.

Page 404: Social Circle City Cemetery (West) – Section 10, Row 18:

Upshaw, Ebb P. / 5 Apr 1867 / 25 Sep 1955  
Upshaw, Sanders / 29 Sep 1874 / 11 Dec 1958  
Upshaw, Ruby Cook / 21 Nov 1884 / 25 Mar 1982 / w/o Sanders Upshaw, DAR

Page 429: Upshaw Family Cemetery:

Located in Between in Land Lot 81, 4<sup>th</sup> Dist., GPS coordinates: N 33,47'51", W83,48'48".

Directions: From the intersection of Youth Monroe Road and Nunnally Farm Road, follow Nunnally Farm Road past all the houses to a forested area. There is a curve in the road and right-of-way, continue about 150 yards until you see the remains of an old house. Then walk approximately three fourths mile to the cemetery on the right side of the road, on a hill in a stand of old growth oak trees.

Prior survey/publication: None found.

Notes: Surveyed 27+ graves 4 July 2001.

Upshaw, Tinsley / 1796 / 1878 / GA Mil., War of 1812 / (double marker with the following)

Upshaw, Judith England / 1821 / --86 / Wife

Southeast of the above double Upshaw marker are 25+ graves marked only with fieldstones, possibly slaves.

Page 486: Appendix A – Eighteenth Century Births:

Upshaw, Tinsley / 1796 / 1878 / (War of 1812) / Upshaw Family Cemetery.

Historical Society of Walton County, Inc., *In Remembrance; Cemetery Readings of Walton County, Georgia* (Monroe, GA: the Society, 1981).

Bay Creek Church [additional information in brackets contributed by Mr. Robert Basford]:

Upshaw, James Berrien	1 Sep 1855 - 3 May 1919, [“Ambassador of Christ, ordained Apr. 7, 1911]
Upshaw, Clifford [A.]	1870-1891 [Note: Birth date is 1890; son of J.B. & N.E. Upshaw]
Upshaw, Ella	1892-1893 [Ella D., daughter of J.B. & N.E. Upshaw]
Upshaw, Emma Arnold	20 Feb 1860 - 6 May 1921

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Old New Hope Church:

Upshaw, Frances Byrd \_\_\_\_\_ - 6 Sep 1855

Sardis:

Upshaw, Elizabeth F.	16 Jan 1863 - 13 Mar 1949
Upshaw, Harrison F.	1 Apr 1858 - 22 May 1942
Upshaw, Lena Frances	3 Mar 1864 - 2 Jan 1936
Upshaw, Preston C.	24 May 1860 - 26 Dec 1937

Social Circle City:

Upshaw, Bertha Wilson	8 Sep 1878 - 18 May 1948
Upshaw, Ebb P.	5 Apr 1867 - 25 Sep 1955
Upshaw, Dr. Harry	1 Sep 1893 - 6 Apr 1944
Upshaw, Ida Barron	6 Jun 1897 - 15 Aug 1974
Upshaw, John P.	28 Dec 1826 - 27 Jul 1888
Upshaw, Mary F.	2 Oct 1838 - 2 Aug 1915
Upshaw, Maude Armistead	3 Nov 1876 - 12 Apr 1930
Upshaw, Sanders	29 Sep 1874 - 11 Dec 1958
Upshaw, W. S.	1 Dec 1865 - 7 Aug 1910

Unnamed No. 12:

Upshaw, W. W. 31 Jul 1843 - 27 Sep 1900

**Census Records**

**1820 Census**

No Upshaw references.

**1830 Census**

(previously printed in the *Upshaw Family Journal*, vol. 1, page 85)

Walton County, page 157:

Tinsley Upshaw household.

2 males under 5	1 female under 5
1 male 30-40	1 female 5-10
	1 female 20-30

Walton County, page 157:

Adkin Upshaw household.

1 male under 5	1 female under 5
2 males 20-30	1 female 20-30

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Walton County, page 158:

Richard Upshaw household.

2 males under 5	2 females under 5
1 male 10-15	2 females 5-10
1 male 40-50	1 female 10-15
	1 female 15-20
	1 female 20-30

**1840 Census**

(previously printed in the *Upshaw Family Journal*, vol. 1, page 58):

Walton County, page 117 (Circle District):

Hasting Upshaw household:

2 males under 5	2 females 10-15
2 males 5-10	1 female 30-40
1 male 15-20	
1 male 20-30	
1 male 40-50	

Walton County, page 118 (Circle district):

Tinsly Upshaw household:

1 male under 5	1 female 5-10
1 male 5-10	1 female 10-15
1 male 10-15	1 female 15-20
1 male 40-50	1 female 20-30

Walton County (Blasengame's District):

Rich'd Upshaw household.

1 male 30-40	1 female 15-20
	1 female 20-30
	1 female 30-40
	1 female 50-60

**1850 Census**

Walton Co, GA, 88<sup>th</sup> Div., 24 Sep 1850, page 25A, dwelling #339, family 339 (all born in Georgia):

Tinsley Upshaw, age 55(?), farmer, \$2,000 real estate value; Frances Upshaw, age 38; Mary F. Upshaw, age 18; Robert A. Upshaw, age 16; Wm. T. Upshaw, age 12; Joseph A. Upshaw, age 4; George M. Upshaw, age 10; Susan A. Upshaw, age 2; Sarah (?) Upshaw, age 12.

Walton Co., GA, 88<sup>th</sup> Div., 10 Oct 1850, page 39B, dwelling #550 (all born in Georgia):

John P. Upshaw, age 22, farmer, \$1,000 real estate value; Delilah Phillips, age 60; Emily G. Ivy, age 27, (note: this is Emily Upshaw, widow of Elbert Ivey, md. 1842-tob); Martha Ivy, age 8; Elizabeth Ivy, age 5; John Ivy, age 4.

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**1860 Census**

Walton Co, GA, Northern Division, page 927, P.O. Monroe, 17 June 1860, dwelling 243, family 243 (all born in Georgia): Tinsley Upsher, age 64, farmer, \$2,000 real estate value, \$705 personal estate value; Margaret Upsher, age 40; George Upsher, age 19, "idiot"; Susan Upsher, age 12, attended school within the year; Benjamin Upsher, age 9, attended school within the year; Franklin Upsher, age 7, attended school within the year; Berrian Upsher, age 4; Henry Upsher, age 3; Harrison Upshaw, age 2; Infant (male, age 1/12.

Walton Co, GA, Northern Division, page 924, P.O. Monroe, 15 June 1860, dwelling 223, family 223 (all born in Georgia): R.A. Upshar, age 25, farmer, \$1100 real estate value, \$750 personal estate value; Elizabeth Upshar, age 22; Thomas J. Upshaw, age 3; Winney Upshaw, age 1.

Walton Co, GA, Northern Division, page 933, P.O. Monroe, 17 June 1860, dwelling 272, family 272 (all born in Georgia): J. P. Upsher, age 32, farmer, \$2400 real estate value, \$7777 personal estate value; Mary Upsher, age 21; Manora Upsher, age 5; Unnamed Upsher, male, age 1/12. .

Walton Co, GA, Northern Division, page 940, P.O. Monroe, 18 June 1860, dwelling 321, family 321 (all born in Georgia): Thos Upshir, age 21, farmer, \$675 real estate value, \$1314 personal estate value; Mary Upshir, age 21; J. S. Smith (male), age 4; James G. Smith, age 2.

**1870 Census**

Dwelling 18, Brooks' Dist., Walton Co., GA, page 411 (all of White race & all born in Georgia):  
Upshaw, T., age 74, male, Farmer, \$1,000 real estate value, \$800 personal estate value.  
Upshaw, Judith M., age 48, Female, Keeps house.  
Upshaw, Benj. A, age 20, Male.  
Upshaw, Frank T., age 17, Male. (idiotic)  
Upshaw, J. Berrien, age 14, Male.  
Upshaw, Henry Clay, age 13, Male.  
Upshaw, Harrison F., age 12, Male.  
Upshaw, Preston C., age 10, Male.

Dwelling 344, Broken Arrow Dist., page 329B, Walton Co., GA (all born in Georgia):  
Upshaw R. A., age 36, male, Farmer, \$700 real estate value, \$500 personal estate value.  
Upshaw, Elizabeth, age 32, Keeping house  
Upshaw, Fannie, age 14, At home  
Upshaw, Bartow, age 12, Farm laborer  
Upshaw, Mary, age 12, At school  
Upshaw, Sallie, age 7.  
Upshaw, Bud, age 6/12.

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Dwelling 127, Allen's Dist., Walton Co., GA:

W.C. Dorsey, age 26; M.S. Dorsey, age 20; J.H. Dorsey, age 2; B. B. Dorsey, age 6/12; Lou Upshaw, age 6, White race, "house girl".

**1880 Census**

421 (Brooks) Dist, Page 514 & 515, 3 Jun 1880, Dwelling 52, Family 52, (all born in GA, Father & Mother born in GA):

Judith Upshaw	age 57			Keeping house
Frank	age 26	son		laborer
Henry	age 24	son		laborer
Harrison	age 22	son		laborer
Preston	age 20	son		laborer
Josie	age 18	Dau.-in-law		married, keeping house

Social Circle Dist., p. 544, 29 June 1880, Dwelling 624, family 629, (all born in GA, Father & Mother born in GA):

Jno. P. Upshaw	age 53	Married		Farming
Mary F.	age 42	married, wife		Keeping house
William	age 15	son		At school
Ebby	age 13	son		At school
John	age 11	son		At school
Lina	age 9	dau.		
Jesse	age 7	dau.		
Sanders	age 5	son		
Sarah Freedman	age 18	servant		

419 (Town) District, p. 490, 11 June 1880, Dwelling 165, Family 167:

E. Upshaw	age 42	female	widowed	Keeping house
V. A.	age 20	female	single	At home    b. GA, father & mother b. SC
R. B.	age 18	male	single	Farmer    b. GA - GA - GA
M. E.	age 14	female		At home    "    "    "
S. C.	age 12	female		At school    "    "    "
M. D.	age 9	female		At school    "    "    "
G. D.	age 7	male		At school    "    "    "
D. T.	age 5	male		At school    "    "    "
L. B.	age 1	female		At school    "    "    "

416 (Broken Arrow) Dist., p. 466 & 487, 28 June 1880, Dwelling 343, Family 345, (all born in GA, father & mother born in GA):

Benjamin Upshaw	age 29		married	Farmer
Susan C.	age 25	wife	married	Keeping house
Sarah F.	age 4	dau.		
James T.	age 1	son		
Joseph Silmon	age 21	servant		

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412 (Brooks) Dist, Page 514, 3 June 1880, Dwelling 47, Family 47, (all born in GA, Father & Mother born in GA):

J. Berrian Upshaw	age 24	married		
Emma	"	age 19	wife	married Keeping house
Willie	"	age 2	son	
Cora	"	age 6/12	dau.	
Surge Bradly	age 20	male		

**1900 Census**

416 (Broken Arrow) Dist., p. 3A & 3B, 2 June 1900, Dwelling 44, Family 44, (all born in GA, father & mother born in GA):

Robert B. Upshaw, age 38, Head, b. Aug 1861, Farmer  
 Susie C. Upshaw, age 45, Wife, b. Apr 1855, Married 22 yrs., mother of 8 children, 5 living  
 Benjamin C. Upshaw, age 17, Son, b. May 1883, single  
 Lizzie M. Upshaw, age 7, Daughter, b. Dec 1892  
 Robert G. Upshaw, age 4, Son, b. Sep 1895

419 (Monroe) Dist., p. 13A, 10 & 11 June 1910, Dwelling 241, Family 257, all born in GA, Father & Mother b. GA except Head whose father b. SC.

Henry Upshaw	44	Head	b. Oct 1855	married 20 yrs., factory laborer
Josephine	"	38	Wife	b. Oct. 1861 married 20 yrs., mother of 3 children, 3 living
Lucey	"	19	Dau.	b. July 1880 single, weaver in cotton mill
Bessey	"	16	Dau.	b. Dec. 1883 single, weaver in cotton mill
Preston	"	15	Son	b. Dec. 1884 weaver in cotton mill
Mabel Hudson	62	Mother-in-law,	b. Mar 1838,	widowed, mother of 1 child 1 living

419 (Monroe) Dist., p. 3B, 2 & 4 June 1900, Dwelling 46, Family 50, (all born in GA, father & mother born in GA).

William F. Upshaw	23	Head	b. Sept. 1877	married 0 yrs., editor
Annie G.	"	22	Wife	b. Aug 1878 married 0 yrs, mother of 0 children, 0 living
Ruth Kinnard	25	Sister-in-law,	b. Aug. 1875,	single, teacher
Almenia Kinnard	10	Sister-in-law,	b. Aug. 1890,	at school

419 (Monroe) Dist., Page 3B, 2 & 4 June 1900, Dwelling 53, Family 57:

Elizabeth Upshaw, age 62, Head, b. Feb. 1838, widowed, mother of 9 children, 9 living, b. GA, father & mother b. SC; Sallie Upshaw, age 32, daughter, b. Mar 1868, single, dress maker, b. GA, father & mother born in GA; Blanch Upshaw, age 21, daughter, b. Mar 1879, single, milliner, b. GA, father & mother born in GA.



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(Social Circle) Dist., p. 8B, 6 June 1900, Dwelling 186, Family 190, (all born in GA, father & mother born in GA):

Mary F. Upshaw, age 61, Head, b. Oct. 1838, widowed, mother of 6 children, 6 living, landlord  
Mary Lena Upshaw, age 28, Daughter, b. Nov 1871, single  
Sanders Upshaw, age 25, Son, b. Sep 1874, single, book keeper  
John P. Upshaw, age 30, Son, b. May 1870, married 0 yrs., farmer  
Bertha Upshaw, age 21, Dau.-in-law, b. Sep 1878, married 0 yrs.

(Social Circle) Dist., p. 10B, 7 June 1900, Dwelling 227, Family 232:

William S. Upshaw, age 34, Boarder, b. Dec 1865, single, GA, Father & Mother born in GA,  
Atty. At law.

**1910 Census**

Social Circle Dist., p. 8 B, 15 April 1910, Monroe St., Dwelling 23, Family 24, (all born in GA, father & mother born in GA):

Mrs. Mary Upshaw, age 70, widowed, mother of 10 children, 6 living, occupation: none  
Sanders Upshaw, age 35, son, married once for 1 year, farmer  
Ruby Upshaw, age 25, dau.-in-law, married once for 1 year

Social Circle Dist., p. 8B, 15 April 1910, Monroe St., Dwelling 24, Family 25, (all born in GA, father & mother born in GA):

J. P. Upshaw, age 40, Head, married once for 10 years, farmer  
Bertha Upshaw, age 31, Wife, married once for 10 years, mother of 1 child, 1 living  
Nell Upshaw, age 9, Daughter

Vinegar Hill Dist., p. 1B, 15 April 1910, State Road, Dwelling 12, Family 14, (all born in GA, father & mother born in GA):

J. Berrien Upshaw, age 54, Head, married once for 34 years, farmer  
Emma G. Upshaw, age 50, Wife, married once for 34 years, mother of 9 children, 7 living  
Stella G. Upshaw, age 16, Dau.  
Danie H. Upshaw, age 13, Son  
Franklin Upshaw, age 58, Brother

Broken Arrow Dist., p. 1B, 13? April 1910, Dwelling 22, Family 22, (all born in GA, father & mother born in GA).

Bartow Upshaw 48 Head married second for 18 years, merchant-dry goods  
Susie K. " 35 Wife married once for 18 years, mother of 8 children, 5(?) living  
Lizzie M. " 17 Dau. single

Social Circle Dist., p. 9B, 15 April 1910, Monroe St., Dwelling 44, Family 46, (all born in GA, father & mother born in GA).

W. S. Upshaw 44 Head married once for 10 years, Lawyer-Attorney city  
Maud " 36 Wife married once for 10 years, mother of 1 child, 1 living  
Emily " 8 Dau.

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Monroe Dist., p. 14B, 25 April 1910, Church St., Dwelling 285, Family 317, (all born in GA, father & mother born in GA).

Albert M. Wright	52	Head	
Ora Wright	43	Wife	
J. Claud Upshaw	27	Son-in-law	married once for 7 years, teacher-public school
Netter Upshaw	25	Dau.	married once for 7 years, mother of 1 child, 1 living
Ora E. Upshaw	5	Granddaughter	

**1920 Census**

Monroe Dist., p. 10B, 12 January 1920, Dwelling 248, Family 270, (all born in GA, father & mother born in GA).

William K. Swann	35	Head	married, Physician
Stella	"	25	Wife married
William R.	"	6	Son
Dorothy	"	4 & 4/12	Dau.
Elinor	"	2 & 6/12	Dau.
Nancy E. Upshaw	58	Mother-in-law	widowed

418 (Social Circle) Dist., p. 3A, 3 January 1920, Monroe St., Dwelling 51, Family 57

Sanders Upshaw	45	Head	married, occupation: "none"
Ruby	"	35	Wife married
Lansie(?)	"	9	Dau.

418 (Social Circle) Dist., p. 2A, (no date), Dwelling 30, Family 32, (all born in GA, father & mother born in GA).

Maud Upshaw	43	Head	widowed, operator-telephone
Emerly	"	18	Dau. Single

**1930 Census**

418 (Social Circle) Dist., p. 17A, 17 April 1930, Depot St., Dwelling 250, Family 411:

Eren [Ebb] Upshaw, age 64, lodger, single, occupation: "none," born in GA, father & mother born in GA.

418 (Social Circle) Dist., p. 3A, 3 April 1930, east side of Monroe St., Dwelling 51, Family 57, (all born in GA, father & mother born in GA):

John Upshaw, age 60, Head, married at age 30, farmer  
 Bertha Upshaw, age 51, Wife, married at age 21

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418 (Social Circle Dist., p. 2A, 1 April 1930, west side of Monroe St., Dwelling 36, Family 40, (all born in GA, father & mother born in GA):

Sanders Upshaw, age 45, Head, married at age 34, occupation: "none"

Ruby Upshaw, age 46, Wife, married at age 25

Laurie Upshaw, age 18, Granddaughter (*sic*), single

418 (Social Circle) Dist., p. 2A, 2 April 1930, west side of Monroe St., Dwelling 34, Family 36

Maude Upshaw, age 52, Head, widowed, b. SC, father b. GA, mother b. SC, occupation: none

418 (Social Circle) Dist., p. 2A, 2 April 1930, west side of Monroe St., Dwelling 34, Family 37, (all born in GA, father & mother born in GA).

Harry Upshaw, age 36, Head, married at age 23, doctor-medicine

Ida Upshaw, age 33, Wife, married at age 20

Jean Upshaw, age 10, Daughter

Peggy Upshaw, age 6, Daughter

Rena Whitworth, age 20, Boarding? (illegible), teacher-public school

Willie Knox, age 23, Servant - private home

### Church Records

Sanders, Amy Warren, *History of the People of Mars Hill Baptist Church & Community 1799-1999* (Athens, GA: privately printed, 1999):

Page 412 (Sardis Primitive Baptist Church (Walton Co., Ga.); (source: *Elijah Clarke Chapter, NSDAR, Genealogical Records Report 1968-1971. Church & Misc. Histories, Georgia, DAR book #303: p. 70-72. The Walton Tribune, August 22, 1965:*

Robert A. Upshaw & H.F. Upshaw named among others as Clerks of this Church;

J.B. Upshaw & P.C. Upshaw named among others as ministers of this Church.

### Court Records

Walton County, Georgia, Superior Court Minutes

**Book 1823-1827**, page 1-358; Georgia Archives Microfilm Library, drawer 123, box 28; book is not indexed and was searched page-by-page by Ted Brooke in August 1997 for Upshaw references. (Superior Court minutes contain Jury lists, legal cases, divorces, affidavits, etc.)

Page 143: 11 Oct 1824:

Following persons were drawn to serve as petit jurors at next term of court:

#40: Richd. Upshaw

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**Book 1827-1834**, page 1-532; Georgia Archives Microfilm Library, drawer 123, box 28; book is not indexed and was searched page-by-page by Ted Brooke in August 1997. (Superior Court minutes contain Jury lists, legal cases, divorces, affidavits, etc.)

Page 347: August term 1831:

Sworn as petit jurors at the next term: #14 William Upshaw

**Book 1833-1857**, page 1-551 (Equity Records); Georgia Archives Microfilm Library, drawer 123, box 29: No Upshaw references.

**Book 1835-1844**, pages 1-350; Georgia Archives Microfilm Library, drawer 123, box 29; book is not indexed and pages 1-350 (only), through the August 1842 term to the beginning of the February 1843 term, were searched page-by-page by Ted Brooke in August 1997.

Page 69: February term 1837:

(Case) No. 3 – The State vs. John Lester & Adkins Upshaw) Assault & Battery.  
 True bill, James Richardson, Foreman.

Page 79: 21 August 1837:

Joel Booth vs. Adkins Upshaw) Assault & Battery.  
 We the jury find for the defendant. Cost of suit. Wm. (?) Richardson, Foreman.

Page 81: 22 August 1837:

The State vs. Adkins Upshaw) Indictment for assault & battery, and  
 The State vs. John Lester) same offense. It appearing that the defendants are in custody of the state, being not ready for trial and the Solicitor General consenting, it is ordered that the said parties be discharged out of custody by the Sheriff.

**Deed Indexes 1819-1944**

Walton County, Georgia Superior Court – General Index to Deeds; Grantors, 1819-1944 (available at the Georgia Archives Microfilm Library, drawer 122, box 25):

<u>(Upshaw) Grantor</u>	<u>Grantee</u>	<u>Date of Inst.</u>	<u>Date Rec.</u>	<u>Book-Pg</u>
Adkins	Herring, Jesse	3 Dec 1825	6 Mar 1829	H-124
Richard	Callaway, Joshua	2 Oct 1835	20 Nov 1835	L-85
Adkins	Upshaw, Teasly(sic)	18 Nov 1828	2 Jun 1840	N-104
Harton(sic)	Callaway, John L.	13 Aug 1842	12 Sep 1843	N-548
John P.	Dial, John	16 Dec 1850	4 Feb 1851	P-532
John P.	Braswell, David	10 Dec 1851	17 Sep 1852	Q-178
John P.	Dial, J.J.	1 Sep 1862	27 Apr 1863	S-210
Tinsley	Baker, John W.	28 Nov 1862	29 Apr 1863	S-212
J.P.	Upshaw, Robert A.	20 Jan 1869	8 Dec 1871	U-250

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<u>(Upshaw) Grantor</u>	<u>Grantee</u>	<u>Date of Inst.</u>	<u>Date Rec.</u>	<u>Book-Pg</u>
John P.	Upshaw, Robert A.	20 Jan 1860	8 Dec 1871	U-251
John P.	Upshaw, Robert A.	-- Mar 1871	8 Dec 1871	U-253
R.A.	Nowell, Calvin C.	7 Feb 1873	19 Jan 1874	V-196
John P.	Mitchell, Jett T.	2 Feb 1875	2 Feb 1875	V-377
R.A., et al	Clay, Augustus W.	18 Jan 1875	16 Feb 1876	W-106
Elizabeth, et al	Clay, Augustus W.	18 Jan 1875	16 Feb 1876	W-106
John P.	Upshaw, Robert A.	18 Apr 1872	30 Sep 1876	W-199
Robert A.	Summerour, Berry	23 Nov 1865	16 Nov 1876	W-222
Tinsley	Upshaw, Benjamin A.	16 Apr 1874	7 May 1878	W-475
Tinsley	Upshaw, Berryan(sic)	4 Jan 1876	7 May 1878	W-476
Tinsley	Upshaw, Henry C., et al	6 Jan 1876	7 May 1878	W-477
J.P., et al	Rogers, Perry S.	5 Feb 1881	21 Mar 1881	X-355
Robert A.	Briscoe, Ralph	23 Dec 1874	20 Jul 1881	X-458
Robt. A., estate	Selman, George C.	31 Mar 1884	18 Apr 1884	Y-424
Harrison F.	Upshaw, Preston C.	22 Dec 1885	9 Feb 1886	Z-240
Preston C.	Upshaw, Harrison F.	22 Dec 1885	9 Feb 1886	Z-239
Preston C.	Upshaw, Harrison F.	22 Dec 1885	9 Feb 1886	Z-239
Preston C.	Selman, Geo. C.	8 Feb 1885	9 Feb 1886	Z-238
Harrison F.	Selman, Geo. C.	8 Feb 1885	9 Feb 1886	Z-237
Harrison F.	Selman, Geo. C.	4 Oct 1887	5 Oct 1887	Z-560
H.F.	Selman, Geo. C.	30 Jan 1894	1 Feb 1894	D-89
H.F.	Upshaw, J.B.	30 Jan 1894	1 Feb 1894	D-90
W.S.	Upshaw, Jno. P.	20 Aug 1894	23 Aug 1894	D-157
Robert A.	Smith, Eli A.	2 Aug 1875	15 May 1897	E-246
R.A.	Smith, Eli A.	5 Jan 1880	15 May 1897	E-246
J.B.	Bennett, W.J.	28 Nov 1898	28 Nov 1898	E-532
William F.	Felker, Joseph H.	8 Mar 1899	11 Mar 1899	F-77
Nancy E., et al	Tuck, Louisa A.	14 Nov 1889	28 Aug 1889	F-145
James B.	Phillips, Mark S.	28 Nov 1900	28 Nov 1900	G-25
Wm. S.	Stanton, George B.	9 Feb 1901	20 May 1901	H-19
J.B.	Upshaw, J.C.	2 May 1902	7 May 1902	G-144
Ebb P.	Upshaw, John P.	15 May 1899	3 Oct 1902	H-208
J.B.	Briscoe, B.P.	5 Jan 1903	5 Jan 1903	G-206
J.C.	Webb, J.T.	7 Sep 1903	7 Sep 1903	G-257
J.C.	Webb, T.J.	28 Nov 1903	28 Nov 1903	G-288
John P., et al	Williams, Letishia	5 Mar 1904	26 Mar 1904	H-462
J.B.	Breedlove, S.O.	23 Feb 1904	23 Dec 1904	G-409
W.S., et al	Upshaw, John P.	6 Dec 1904	26 Dec 1904	G-412
Sanders, et al	Upshaw, John P.	6 Dec 1904	26 Dec 1904	G-412
J.B.	Briscoe, G.N.	2 Oct 1903	14 Oct 1905	G-491
J.C.	Whitley, J.T. (Mrs.)	1 Nov 1905	4 Dec 1905	I-181

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<u>(Upshaw) Grantor</u>	<u>Grantee</u>	<u>Date of Inst.</u>	<u>Date Rec.</u>	<u>Book-Pg</u>
John P.	Upshaw, Sanders	14 Dec 1905	16 Dec 1905	G-538
J.B.	Whitley, Martha C., et al	28 Oct 1907	28 Oct 1907	1-249
J.B.	Mobley, W.C.	1 Jan 1908	4 Jan 1908	1-326
J.B.	Roberts, D.P.	19 May 1908	24 Sep 1908	1-439
J.C.	Nunnally, J.R.	28 Nov 1908	30 Nov 1908	1-479
J.T., et al	Upshaw, J.C.	19 Sep 1908	8 Dec 1908	1-491
B.S., et al	Upshaw, J.C.	19 Sep 1908	8 Dec 1908	1-491
Mrs. S.C., et al	Upshaw, J.C.	19 Sep 1908	8 Dec 1908	1-491
R.B., et al	Upshaw, J.C.	19 Sep 1908	8 Dec 1908	1-491
J.C.	Garrett, E.S.	16 Dec 1908	16 Dec 1908	1-503
J.B.	Broach, W.E.	28 Dec 1908	2 Jan 1909	1-521
J.C.	Upshaw, J.B.	3 Dec 1909	4 Dec 1909	3-41
J.B.	Broach, William Earle	27 Jul 1909	5 Feb 1910	3-100
J.B.	Broach, Mae Upshaw	27 Jul 1909	7 Feb 1910	2-396
J.B.	Webb, J.T.	1 Dec 1910	1 Dec 1910	3-207
J.C.	Webb, J.T.	21 Dec 1903	1 Dec 1910	3-205
J.B.	Upshaw, J.C.	27 Jul 1909	14 Oct 1911	3-382
J.C.	Benevolent Lodge of the Sons & Daughters of the Hebrew #45	23 Nov 1912	23 Nov 1912	3-614
W.S., estate	Stanton, Thomas D.	18 Jan 1912	15 Jan 1913	6-581
John P., Exr.	Stanton, Thos. D.	18 Jan 1912	15 Jan 1913	6-581
Emily, et al, by trustee	Stanton, Thos. D.	9 Jan 1913	15 Dec 1913	4-414
John P., trustee	Stanton, Thos. D.	9 Jan 1913	15 Dec 1913	4-414
Maud, et al, by Trustee	Stanton, Thos. D.	9 Jan 1913	15 Dec 1913	4-414
S.	Stanton, T.D.	2 Dec 1912	15 Dec 1913	4-413
J.B.	Breedlove, J.O.	4 Dec 1913	3 Feb 1914	5-261
John P.	Ga. Rwy. & Power Co.	17 Sep 1913	30 Mar 1914	4-500
P.C., Admr.	Phillips, J.C.	25 Jan 1913	19 Dec 1914	6-17
J.B.	Garrett, Andrew, et al	24 Oct 1905	2 Dec 1915	5-478
J.B.	Webb, J.T.	18 Dec 1915	18 Dec 1915	5-499
J.C.	Carter, Elisha, Charm., et al	7 Feb 1916	25 Mar 1916	7-2
John P., Jr., Admr.	Upshaw, Sanders	7 Dec 1900	22 Apr 1916	6-408
John P., Sr., estate	Upshaw, Sanders	7 Dec 1900	22 Apr 1916	6-408
Sanders	Upshaw, John P.	27 Dec 1915	22 Apr 1916	7-11
J.B.	Phillips, J.E.	18 Jan 1912	23 Nov 1916	7-76
J.B.	Daggett, R.H.	25 Nov 1916	25 Nov 1916	7-78
John P., Exr.	Bank of Social Circle	1 Jan 1917	3 Jan 1917	6-582
W.S., estate	Bank of Social Circle	1 Jan 1917	3 Jan 1917	6-582
J.C.	Catlin, John F.	3 Nov 1917	3 Nov 1917	8-130

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<u>(Upshaw) Grantor</u>	<u>Grantee</u>	<u>Date of Inst.</u>	<u>Date Rec.</u>	<u>Book-Pg</u>
Jno. P.	Harris, Lamar	15 Nov 1917	22 Nov 1917	8-146
J.C.	Catlin, John F.	6 Oct 1917	21 Nov 1917	7-245
J.B.	Randolph, W.T.	10 Dec 1917	11 Dec 1917	7-281
J.B.	Byrd, J.C.	30 Nov 1917	19 Dec 1917	7-291
J.C.	Catlin, Jno. F.	3 Jan 1919	3 Feb 1919	8-262
J.B.	Broach, Mrs. W.E.	16 Mar 1916	13 Nov 1919	9-98
J.C.	Swann, W.K., et al	2 Jan 1920	2 Jan 1920	9-191
J.C.	Garrett, J.W.	31 Dec 1919	10 Jan 1920	9-254
J.C.	Catlin, John F.	31 Dec 1919	14 Jan 1920	9-262
John F.	Mobley, J.B., et al	3 Jan 1920	2 Feb 1920	8-408
Sanders	Almand, M.M.	13 Jul 1920	14 Jul 1920	8-444
John P.	Hollis, J.O.	2 Jan 1919	7 Apr 1921	10-9
J.C., exr., et al	Holder, W.T.	23 Dec 1919	20 Oct 1921	10-150
J.B., estate	Holder, W.G.	23 Dec 1919	20 Oct 1921	10-150
J.B., estate	Chaffin, E.F.	29 Dec 1921	31 Dec 1921	12-44
J.C., exr., et al	Chaffin, E.F.	29 Dec 1921	31 Dec 1921	12-44
J.B., estate	Gower, O.S.	3 Jan 1921	3 Jan 1922	12-44
J.C., exr., et al	Gower, O.S.	3 Jan 1921	3 Jan 1922	12-46
P.C.	Pan-American Life Ins. Co.	20 Feb 1922	6 Mar 1922	12-129
John P.	Newton, J.L.	16 Oct 1922	18 Oct 1922	11-187
J.C., exr., et al	Dally, C.S., et al	1 Nov 1922	23 Dec 1922	12-369
J.B., estate	Dally, C.S., et al	1 Nov 1922	23 Dec 1922	12-369
Sanders	Almand, M.M.	3 Mar 1923	3 Mar 1923	12-549
John P., estate	Upshaw, Sanders	7 Dec 1915	6 Apr 1923	10-204
John P., Jr., admr.	Upshaw, Sanders	7 Dec 1915	7 Apr 1923	10-204
John P.	Knox, M.A., et al	3 Feb 1923	30 Apr 1923	10-217
John P.	Federal Reserve Bank	29 Oct 1923	2 Nov 1923	12-664
John P.	Spearman, W.B.	21 Dec 1923	1 Feb 1924	11-392
John P.	Watson, A.J.	2 Jan 1924	4 Feb 1924	11-393
J.C.	Fambrough, S.P., Mrs., Jr.	22 Mar 1924	24 Mar 1924	11-407
J.B., estate, et al	Dalley, T.C., et al	1 Oct 1924	3 Oct 1924	13-72
J.C., exr., et al	Dalley, T.C., et al	1 Oct 1924	3 Oct 1924	13-72
P.C.	The Federal Land Bank of Columbia	15 Nov 1924	21 Nov 1924	12-793
John P., Comm., et al	Roberts, Orrin	28 Nov 1924	2 Feb 1925	13-413
Sanders, Comm., et al	Roberts, Orrin	28 Nov 1924	2 Feb 1925	13-413
D.H.	Upshaw, J.C.	25 Apr 1927	29 Apr 1927	14-63
J.B., estate	Upshaw, J.C., et al	23 Apr 1927	29 Apr 1927	16-27
J.C., exr., et al	Upshaw, J.C., et al	23 Apr 1927	29 Apr 1927	16-27
D.H., et al	Upshaw, J.C., et al	23 Apr 1927	29 Apr 1927	16-27
W.F., et al	Upshaw, J.C., et al	23 Apr 1927	29 Apr 1927	16-27

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<u>(Upshaw) Grantor</u>	<u>Grantee</u>	<u>Date of Inst.</u>	<u>Date Rec.</u>	<u>Book-Pg</u>
J.C., et al	Upshaw, D.H.	23 Apr 1927	29 Apr 1927	16-27
J.B., estate	Upshaw, D.H.	23 Apr 1927	29 Apr 1927	16-27
D.H., et al	Upshaw, D.H.	23 Apr 1927	29 Apr 1927	16-27
J.C., exr., et al	Upshaw, D.H.	23 Apr 1927	29 Apr 1927	16-27
W.F., et al	Upshaw, D.H.	23 Apr 1927	29 Apr 1927	16-27
J.C., et al	Upshaw, J.C., et al	23 Apr 1927	29 Apr 1927	16-27
J.C., exr., et al	Bonner, Ora L.	23 Apr 1927	28 Apr 1927	15-92
J.C., et al	Bonner, Ora L.	23 Apr 1927	28 Apr 1927	15-92
D.H., et al	Bonner, Ora L.	23 Apr 1927	28 Apr 1927	15-92
W.F., et al	Bonner, Ora L.	23 Apr 1927	28 Apr 1927	15-92
J.B., estate	Bonner, Ora L.	23 Apr 1927	28 Apr 1927	15-92
D.H., et al	Herndon, Cora Lou	23 Apr 1927	29 Apr 1927	15-92
W.F., et al	Herndon, Cora Lou	23 Apr 1927	29 Apr 1927	15-92
J.C., et al	Herndon, Cora Lou	23 Apr 1927	29 Apr 1927	15-92
J.C., exr., et al	Herndon, Cora Lou	23 Apr 1927	29 Apr 1927	15-92
J.B., estate	Herndon, Cora Lou	23 Apr 1927	29 Apr 1927	15-92
W.F., et al	Broach, Mae Upshaw	23 Apr 1927	29 Apr 1927	15-94
D.H., et al	Broach, Mae Upshaw	23 Apr 1927	29 Apr 1927	15-94
J.C., et al	Broach, Mae Upshaw	23 Apr 1927	29 Apr 1927	15-94
J.B., estate	Broach, Mae Upshaw, et al	23 Apr 1927	29 Apr 1927	15-94
J.C., exr., et al	Broach, Mae Upshaw	23 Apr 1927	29 Apr 1927	15-94
John P.	Anderson, C.W.	17 Jan 1927	3 May 1927	14-64
J.C.	Summerour, John	6 Oct 1927	12 Nov 1927	14-118
Nettie Wright, et al	Marable, J.B.	23 Dec 1927	6 Jan 1928	15-238
J.D., et al	Mayfield, J.R.	15 Jan 1924	2 Oct 1928	15-365
J.B. estate	Mayfield, J.R.	15 Jan 1924	2 Oct 1928	15-365
John P.	American T & T Cp.	6 Dec 1929	16 Dec 1929	15-545
W.F., et al	The Daily Trading Co.	1 Dec 1927	20 May 1930	17-12
J.C., exr., et al	Briscoe, W.P., et al	1 Jan 1925	4 Apr 1932	17-193
J.B. estate	Briscoe, W.P., et al	1 Jan 1925	4 Apr 1932	17-193
J.B. estate	Briscoe, W.P., et al	3 Jan 1922	4 Apr 1932	17-193
J.C., exr., et al	Briscoe, W.P., et al	3 Jan 1922	4 Apr 1932	17-193
Ebb B. (P.?)	Upshaw, Ruby (Mrs.)	17 May 1930	20 May 1932	14-553
J.C.	Upshaw, Mary A.	10 Jul 1932	12 Aug 1932	19-244
J.C., et al	Phillips, W.O.	6 Sep 1932	27 Oct 1932	14-574
Mary Anderson	Whatley, H.E.	20 Dec 1934	20 Dec 1934	20-136
Ruby Cook	Hale, Laura Upshaw	16 Apr 1935	22 Apr 1935	20-165
W.F., et al	Spearman, W.B.	27 Jan 1936	14 Mar 1936	20-250
Nettie Wright, et al	Walton Elec. Assoc.	20 Dec 1936	16 Jan 1937	23-101
O.E.	Walton Elec. Memb. Assoc.	30 Dec 1937	4 Apr 1938	23-202
J.C.	Byrd, Hughlon O.	4 Sep 1937	7 Sep 1937	20-378



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<u>(Upshaw) Grantor</u>	<u>Grantee</u>	<u>Date of Inst.</u>	<u>Date Rec.</u>	<u>Book-Pg</u>
Nettie Wright, et al	Darby, Mrs. O.S.	22 Oct 1937	30 Oct 1937	20-324
Nettie Wright	Smith, T.A.	22 Sep 1938	27 Sep 1938	20-507
J.C.	Smith, T.A.	22 Sep 1938	27 Sep 1938	20-507
Harry L.	Upshaw, O.E.	8 Jan 1938	27 Sep 1938	22-295
Preston C.	Upshaw, O.E.	8 Jan 1938	27 Sep 1938	22-295
Mrs. John	Walton Elec. Memb. Corp.	10 Sep 1938	19 Nov 1938	23-382?
Harry L.	Social Circle, Bank	5 Jan 1939	6 Jan 1939	22-329
Harry L.	Campbell Lumber Co.	5 Jan 1939	6 Jan 1939	22-332
Nettie W., et al	Smith, Loyd	21 Jun 1939	9 Oct 1939	25-3
Sanders	Walton Elec. Mem. Corp.	14 Jan 1939	3 Apr 1940	23-475
O.E.	Walton Elec. Mem. Corp.	14 May 1938	3 Apr 1940	23-474
Nettie W., et al	Mrs. J.E. Wright	20 Dec 1939	5 Jan 1940	25-35
J.C., et al	Mrs. J.E. Wright	20 Dec 1939	5 Jan 1940	25-35
Nettie W., et al	Mrs. J.E. Wright	15 Nov 1940	18 Nov 1940	25-105
J.C., et al	Mrs. J.E. Wright	15 Nov 1940	18 Nov 1940	25-105
Sanders, excr. (R.A. Cook)	Mell A. Knox	8 Aug 1941	18 Aug 1941	27-108
J.C.	P.D. Briscoe	1 Oct 1941	27 Dec 1941	25-205
J.C.	Jasper Thompson	27 Jun 1942	29 Jun 1942	25-246
J.C.	E.H. Still	3 Jul 1942	1 Aug 1942	25-252
Nettie Wright, et al	M.D. Thornton	12 Aug 1942	14 Aug 1942	27-210
J.C., et al	M.D. Thornton	12 Aug 1942	14 Aug 1942	27-210
Mrs. Ruby, et al	Mell A. Knox	6 Nov 1943	7 Nov 1943	25-410
J.C., et al	A.M. Queen	26 Sep 1941	14 Mar 1944	27-389

Walton County, Georgia Superior Court – General Index to Deeds; Grantees, 1819-1944 (available at the Georgia Archives Microfilm Library, drawer 122, box 27):

<u>(Upshaw) Grantee</u>	<u>Grantor</u>	<u>Date of Inst.</u>	<u>Date Rec.</u>	<u>Book-Pg</u>
Richard	Elder, Edmond	8 May 1822	20 Jan 1824	E-45
Adkins	Culpepper, Benjamin	2 Oct 1824	29 Dec 1826	F-406
Teasley (sic)	Upshaw, Adkins	18 Nov 1828	2 Jun 1840	N-104
Tinsley	Chandler, Allen	19 Oct 1840	19 Oct 1841	O-407
John P.	Brantley, John M.	26 Dec 1850	23 Jan 1852	Q-114
John	Echols, Mary, et al	16 Aug 1850	23 Jan 1852	Q-110
Tinsley	Still, William M.	8 Jan 1849	4 Apr 1851	P-584A
John P.	Trammell, Thos. I.	27 Nov 1850	13 Feb 1852	Q-132
Robt. A.	Tuck, Claborn	24 Oct 1856	24 Apr 1857	R-286
Robert A.	Tuck, Claborn	7 Jan 1859	4 Mar 1859	R-484
John P.	Gresham, John L.	16 Feb 1859	17 Mar 1859	R-492
John P.	Easley, William P., estate	21 Feb 1859	17 Mar 1859	R-490

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<u>(Upshaw) Grantee</u>	<u>Grantor</u>	<u>Date of Inst.</u>	<u>Date Rec.</u>	<u>Book-Pg</u>
John P.	Shelnutt, Cyrus T., et al	-----	1 Apr 1862	S-160
Robert A.	Upshaw, J.P.	20 Jan 1869	8 Dec 1871	U-250
Robert A.	Upshaw, John P.	-- Mar 1871	8 Dec 1871	U-253
Robert A.	Upshaw, John P.	20 Jan 1869	8 Dec 1871	U-251
Robert A.	Jones, Henry, trustee	13 Dec 1871	13 Dec 1871	U-255
Robert A., et al	Smith, Jasper M., et al	10 Jan 1873	10 Jan 1873	V-70
Robert A., et al	Smith, J.N.	10 Jan 1873	10 Jan 1873	V-69
Robert L.	Nowell, Calvin G., Excr.	4 Dec 1872	4 Aug 1874	V-293
Jno. P.	Barrett, William S.	20 Mar 1873	2 Feb 1875	V-376
John P.	Duke, Green P., admr.- estate of John Y. Carter	1 Dec 1868	4 Jul 1876	W-178
Robert A.	Upshaw, John P.	18 Apr 1872	30 Sep 1876	W-199
John P.	Stark, James, et al, Exts.	7 Mar 1877	12 Oct 1877	W-356
Benjamin A.	Upshaw, Tinsley	16 Apr 1874	7 May 1878	W-475
Tinsley	Upshaw, Berryan	4 Jan 1876	7 May 1878	W-476
Henry C., et al	Upshaw, Tinsley	6 Jan 1876	7 May 1878	W-477
Harrison F., et al	Upshaw, Tinsley	6 Jan 1876	7 May 1878	W-477
Preston C., et al	Upshaw, Tinsley	6 Jan 1876	7 May 1878	W-477
James B.	Arnold, Francis M.	8 Dec 1880	21 Mar 1881	X-353
Harrison, et al	Baker, J.W.	18 Dec 1880	15 Jul 1881	X-434
Preston C., et al	Edmonds, M.A.B., et al	22 Nov 1880	15 Jul 1881	X-433
Harrison F., et al	Edmonds, M.A.B., et al	22 Nov 1880	15 Jul 1881	X-433
Preston C., et al	Baker, J.W.	18 Dec 1880	15 Jul 1881	X-434
Robert A.	Sheats, Benajah S. est.	4 Dec 1872	20 Jul 1881	X-457
James B.	Lee, James R.	12 Nov 1881	7 Jun 1882	Y-29
J.B., et al	Ammons, John M., Sheriff	8 Nov 1883	23 Jun 1884	Y-352?
Preston C.	Upshaw, Harrison F.	22 Dec 1885	9 Feb 1886	Z-250
Harrison F.	Upshaw, Preston C.	22 Dec 1885	9 Feb 1886	Z-259
Harrison F.	Upshaw, Preston C.	22 Dec 1885	9 Feb 1886	Z-259
James B.	Smith, Jasper N.	10 Nov 1886	13 May 1887	Z-518
J.B.	Selman, Geo. C.	30 Nov 1887	30 Nov 1887	A2-22
J.M.	Still, Tryon	6 Jan 1891	8 Apr 1891	B2-324
Berrien	Arnold, Allen J.	30 Dec 1890	8 Apr 1891	B2-325
J.B.	Upshaw, H.F.	30 Jan 1894	1 Feb 1894	D-90
Jno. P.	Upshaw, W.S.	20 Aug 1894	23 Aug 1894	D-157
J.B.	Bennett, W.K., et al	12 Nov 1895	30 Nov 1895	D-471
John P.	Shepherd, J.O.	14 Nov 1896	14 Dec 1896	E-128
J.P., et al, Comm.	Eckles, Nancy A., est.	8 Dec 1898	16 Dec 1898	E-545
William F.	Felker, Stephen, est.	7 Mar 1899	11 Mar 1899	F-76
J.B.	Felker, G.W.	27 Oct 1900	27 Oct 1900	G-18
John P.	Knox, W.T. & Bro.	6 Jun 1900	14 Jan 1901	G-41?

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John P.	Knox, W.T. & Bro.	7 Dec 1899	14 Jan 1901	F-543
John P.	Lane, E.S.	7 Dec 1899	14 Jan 1901	F-542
William S.	Walker, M.E.	15 Nov 1900	1 May 1901	G-57
J.C.	Upshaw, J.B.	2 May 1902	7 May 1902	G-144
John P.	Upshaw, Ebb P.	15 may 1899	3 Oct 1902	E-208
John P.	Hurst, J.M. & Bro.	7 Oct 1902	16 Oct 1902	G-162
J.B., et al	George, W.J.	4 Nov 1902	4 Nov 1902	G-170
John P.	Thornton, M.J.	15 Dec 1903	11 Jan 1904	G-322?
John P.	Gresham, Mary Lena	10 Dec 1903	11 Jan 1904	G-329
J.B.	Lawrence, Mrs. Sallie W.	1 Dec 1904	1 Dec 1904	H-589?
J.B.	Bennett, W.J.	14 Dec 1904	14 Dec 1904	G-402
John P.	Sockwell, Jesse N.	24 Nov 1904	26 Dec 1904	G-433?
John P.	Upshaw, W.S., et al	6 Dec 1904	26 Dec 1904	G-432?
John P.	Gresham, Mary Lena	27 Jul 1905	22 Aug 1905	G-472?
J.B.	Briscoe, Homer S.	13 Nov 1905	13 Nov 1905	G-514?
Sanders	Upshaw, John P.	14 Dec 1905	16 Dec 1905	G-538
J.B.	Brown, Wm. H.	1 Dec 1906	1 Dec 1906	1-100
J.C.	Moon, A.C.	9 Nov 1907	16 Nov 1907	1-439
J.C.	Upshaw, J.T.	19 Sep 1908	8 Dec 1908	1-491
J.B.	Broach, W.E., et al	17 Aug 1909	2 Nov 1909	3-11
J.B.	Upshaw, J.C.	3 Dec 1909	4 Dec 1909	3-41
J.B.	Broach, W.E., et al	17 Aug 1909	2 Nov 1909	3-11
S.C., Mrs.	Allgood, P.H.	13 Mar 1909	1 Aug 1910	3-166
J.C.	Upshaw, J.B.	27 Jul 1909	14 Oct 1911	3-382
J.B.	Barrett, B.R.	4 Dec 1911	5 Dec 1911	3-412
J.P.	Stark, W.B., Sheriff	16 Feb 1912	21 Feb 1912	4-52
Jno. P.	Harris, Lamar	17 Feb 1912	21 Feb 1912	3-501
Jno. P., Exr.	Stanton, T.D.	18 Jan 1912	1 Mar 1912	3-512
W.D., estate	Stanton, T.D.	18 Jan 1912	1 Mar 1912	3-512
John P.	Spencer, H.L., estate	4 Feb 1908	4 Nov 1912	4-132
J.B.	Garrett, J.W.	30 Oct 1913	30 Oct 1913	5-156
Jno. P.	Knox, W.T., estate	12 Jan 1914	17 Jan 1914	5-239
Sanders	Upshaw, John P. Jr., Admr.	7 Dec 1900	22 Apr 1916	6-408
John P.	Upshaw, Sanders	27 Dec 1915	22 Apr 1916	7-11
John P.	Stanton, P.A.	9 Apr 19--	11 Apr 1917	7-184
J.B.	Cooper, R.H.	2 Jan 1919	8 Jan 1919	7-527
Jno. P.	Malcom, Julius	2 Jan 1919	9 Jan 1919	8-248
Jno. P.	Knox, Nell A.	10 Feb 1920	20 Feb 1920	8-415
John P.	Malcom, J.O.	3 Jan 1920	6 Jan 1920	9-220
J.B.	Clay, Augustus W.	1 Dec 1885	5 Jan 1921	8-475
Jas. B.	Still, S.M.	18 Jan 1883	5 Jan 1921	8-475

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<u>(Upshaw) Grantee</u>	<u>Grantor</u>	<u>Date of Inst.</u>	<u>Date Rec.</u>	<u>Book-Pg</u>
John P.	Malcom, Julius O.	20 Sep 1922	21 Sep 1922	12-282
J.B., estate	Mayfield, J.R., et al	31 Oct 1922	2 Nov 1922	12-322
J.C., Exr., et al	Mayfield, J.R., et al	31 Oct 1922	2 Nov 1922	12-322
John P.	Stanton, O.N.	3 Jan 1921	3 Jan 1922	12-48
John P.	Knox, Mell A.	12 Jan 1922	18 Jan 1922	12-59
Sanders	Upshaw, John P., Jr., Admr.	7 Dec 1925 (sic)	7 Apr 1923	10-204
John P.	Whitehead, J.T., et al	25 Dec 1872	7 Apr 1923	10-203
Sanders	Riley, J.M., Sheriff	3 Apr 1923	9 Apr 1923	10-205
J.C.	Gower, O.S.	3 Jan 1922	24 Mar 1924	11-406
John P.	Riley, J.M., Sheriff	4 Dec 1923	5 Dec 1923	12-688
J.C., et al	Riley, J.M., Sheriff	2 Dec 1924	8 Dec 1924	13-92
J.C.	Walden, Mary Sue Carter, estate	2 Mar 1926	13 Apr 1926	13-508
John P.	Mobley, A.B., trustee	19 Sep 1926	9 Oct 1926	13-640
John P.	Shepherd, Leila C.	4 Jan 1927	8 Jan 1927	13-679
John P.	Harris, Paralee	1927	9 Apr 1927	15-78
W.F., et al	Upshaw, J.B., estate	23 Apr 1927	29 Apr 1927	15-94
J.C.	Upshaw, D.H.	25 Apr 1927	29 Apr 1927	14-63
J.C.	Herndon, E.S.	1 Mar 1927	14 May 1927	14-68
Sanders	Malcom, B.A.	8 Oct 1927	10 Oct 1927	15-180
J.C.	Bonner, Ora Upshaw	26 Apr ----	29 Apr 1927	16-28
D.H.	Upshaw, W.F., et al	23 Apr 1927	29 Apr 1927	16-27
J.C., et al	Upshaw, W.F., et al	23 Apr 1927	29 Apr 1927	16-27
Jno. P.	Lloyd, G.M.	13 Apr 1927	14 Apr 1927	16-22
Sanders	Malcom, G.B.	2 Apr 1928	2 Apr 1928	16-134
J.P.	Malcom, J.O.	30 Apr 1928	5 May 1928	16-148
J.P.	Malcom, J.O.	30 Apr 1928	5 May 1928	8(sic)-147
John P.	Shepherd, Leila E.	9 Mar 1928	10 Mar 1928	15-285
Sanders	Malcom, A.F.	28 Mar 1928	29 Mar 1928	15-300
Jno. P.	Rowe, Louise, Mrs.	7 Jan 1929	8 Jan 1929	16-217
Sanders	Mobley, E.L.	5 Apr 1929	22 Apr 1929	16-283
Sanders	Federal Reserve Bank	8 Apr 1927	22 Apr 1929	15-227
Jno. P.	Tucker, R.M.	18 Mar 1930	21 Mar 1930	16-449
J.P.	Malcom, G.B.	13 Feb 1931	18 Feb 1931	16-564
Mary Anderson	Herndon, Cora Lou Upshaw	10 Nov 1931	12 Aug 1932	14-564
John P.	Rowe, Louise, Mrs.	15 Jun 1932	16 Jun 1932	14-557
Ruby, Mrs.	Upshaw, Ebb P.	17 May 1930	20 May 1932	14-555
Mary A.	Upshaw, J.C.	10 Jul 1932	12 Aug 1932	19-244?
Sanders	Malcom, J.O.	1 Feb 1932	25 Feb 1932	19-199

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(Upshaw) Grantee	Grantor	Date of Inst.	Date Rec.	Book-Pg
Jno. P.	Malcom, Lester A.	12 Dec 1932	16 Dec 1932	19-275
Jno. P.	Hurst, W.H., et al	1 Apr 1933	25 Apr 1933	19-522
H.L.	Malcom, B.A., et al	28 Jun 1938	1 Jul 1938	22-274
O.E.	Upshaw, Harry L.	8 Jan 1938	27 Sep 1938	22-296
J.C.	Wright, A.M.	1 Jul 1938	6 Oct 1938	20-510
Sanders	Malcom, Geo. B.	8 Nov 1941	10 Nov 1941	26-223

**Deed Abstracts**

(Walton County deed abstracts 1819-1878, Books A-W)

Book E, page 45: 8 May 1822, from Edmond Elder of Elbert Co., Ga., to Richard Upshaw of Walton Co., Ga. \$300 for 100 acres on Shoal Creek in Walton County, part of Lot no. 42 in the First Dist., “beginning on Rett (?) N34 W72 700 ft. (?) thence N56 E36 and so on to the beginning ...”.

(signed) Edmond Elder.

(test) Gabriel Booth, Rubin Christian J.P.

Recorded 20 Jan 1824.

Book F, page 406: 2 October 1824, from Benjamin Culpepper of Laurens Co., S.C., to Adkins Upshaw of Walton Co., Ga. \$200 for 250 acres in the First Dist., lot 36, adjoining Lot Nos. 21, 37, 51 & 35, having such shape, form & marks as will more fully appear by a plat of the same.

(signed) Benjamin Culpepper

(test) Peter Adams, Winfield Wright, J.P.

Recorded 29 Dec 1826.

Book H, page 124: 3 December 1825, from Adkins Upshaw of Morgan Co., Ga., to Jesse Herring of Walton Co., Ga. \$200 for 115 acres, lot 36 in the First Dist. of Walton Co., lying on the north side of a branch running through said lot; 3 acres on south side of said branch.

(signed) Adkins Upshaw.

(test) Luke Welch, Jos. Phillips, J.P.

Recorded 6 March 1829.

Book L, page 85: 2 October 1835, from Richard Upshaw of Walton Co., Ga., to Joshua Callaway of Walton Co., Ga. \$385 for 100 acres, part of lot. No. 42 in the First Dist. of Walton Co., being the northwest part of said lot, where said Upshaw now lives; also a certain parcel of land containing 15 acres, more or less, being of lot 41.

(signed) Richard (X) Upshaw

(test) Janis Hitchcock, John Hitchcock, J.P.

Recorded 20 November 1835.

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Book N, page 104: 18 November 1828, from Adkins Upshaw of Walton Co., Ga., to Tinsley Upshaw of Walton Co., Ga. \$120 for 135 acres, more or less, part of lot 36 in the First Dist., commencing at the branch on a white oak, coming near the corners whereon the 36 & 37 are corners; thence running along up the meanders of a branch to a white oak corner near the spring now in use by Elias Jones, thence bearing a little to the south to a red oak about six rods sharing said spring, thence along the (illegible) line up D. Branch to a certain bend of said branch to a white oak; thence up meanders of K.(?) branch to white oak corner on the original line near the corner that corners with no. 51. Thence to the said corner from said branch thence south e 30' 50<sup>th</sup> (?) to the corner that corners with nos. 20, 21 & 37; then to the beginning place, the one being the south east (?) part of the Lot.

(signed) Adkins Upshaw.

(test) Samuel Patton, O. Higginbotham, J.P.

Recorded 2 June 1840.

Book N, page 548: 30 August 1842, from Haston Upshaw of (residence not stated) to John L. Callaway of (residence not stated). \$250(?) for 220 acres, more or less, a certain tract of land – parts of Lot no. 39, 40 & 18, beginning on the line between 39 & 40, where the Holly Spring Branch crosses it, running thence along said branch to it's entrance into the creek to a black gum corner, thence a straight line to a lightwood stake, on David K. Huston's spring branch, thence down said branch to the creek; thence along down the creek to Leroy Jones' spring branch, thence along up said branch to said Leroy Jones' line to a white oak corner. Thence along the line between said Upshaw and Leroy Jones to the original line between the original line between lots 39 & 18, thence along the said line to the corner of 17 & 40. Thence along the line between 17 & 40 for 118 & 2/3 rods to a sassafras stake. Thence a line at right angles with the last run 65 rods to a stake. Thence a straight line to the nearest water in the marsh at the head of a branch on the east side of a house where Joseph Bowen (?) now lives, thence along down the middle of said branch to the place of beginning.

(signed) Haston Upshaw.

(test) Louisa Ann Herring, Elisha Henderson, Isaiah Herring.

Recorded 12 September 1843.

Book O, page 407: 19 October 1840; from Allen Chandler of (residence not stated) to Tinsley Upshaw (residence not stated); \$500 for 250 acres, more or less, lot no. 81 in the 4<sup>th</sup> Dist., adjoining Revise(?) Davis, Tuck Wilborn & others.

(signed) Allen Chandler

(test) E.S. Tomlinson, H.E. Haralson, J.P.

Recorded 19 October 1846.

Book P, page 532: 16 December 1850; from John P. Upshaw of Walton Co., Ga., to John Dial of Walton Co., Ga.; \$433.50 for 170 acres in the 4<sup>th</sup> Dist., being part of Lot no. 141, being the east side of said lot, bounded on the west by Comic(?) Creek adjoining land of Beckon (?) & others.

(signed) John P. (X) Upsher(sic).

(test) P. Ruthurford, William Y. Allen, J.P.

Recorded 4 February 1851.

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Book P, page 584A: 8 January 1849; from William M. Still of Walton Co., Ga., to Tinsley Upshaw of Walton Co., Ga.; \$300 for 100 acres to be measured and laid out (at the same Upshaw's cost), adjoining said Upshaw, premises commencing about 80 rods or more on the line adjoining F. Reins(?) land and running from thence straight across the said lot in a westwardly direction to the big branch called Baker's Branch so as to include 100 acres on the southwest side and corner of said lot ...

(signed) William M. Still.

(test) David (X) Reed, Oliver (X) Cosley.

Recorded 4 April 1851.

Book Q, page 110: 16 August 1850; Mary Echols & Orian Stroud of Walton County, Ga., to John Upshaw of Walton County, Ga.; \$25 for 5 acres on the waters of Big Flat Creak(sic) adjoining John Dickerson's on the north & west, Mary Echols land on the east & John Upshaw land on the south including the spring that is now made use of by the said John Upshaw & also including the house wherein Malon B. Ross formerally lived.

(signed) Mary Echols, Orian Stroud.

(test) Daniel B. Moon, Thos. J. Trammell, J.I.C., William J. Brown, Jacob Shelnut, J.P.

Recorded 23 January 1852.

Book Q, page 114: 26 December 1850; Thomas Brantley of Walton Co., Ga., to John P. Upshaw of Walton Co., Ga.; #325 for 90 acres in the 3<sup>rd</sup> Dist., being part of lot no. 118, which lyes(sic) on the east side of the middle of a water course running through said lot known by the name of Wilica(?).

(signed) J.M. Brantley.

(test) P. Rutherford, William Simington, J.P.

Recorded 23 January 1852.

Book Q, page 132: 27 November 1850; Thos. I.(J.?) Trammell (residence not stated) to John P. Upshaw (residence not stated); \$419 for 115 acres in the 4<sup>th</sup> Dist., bounded as follows: east by O. Stroud, south by the lands belonging to the estate of Pirant Easley, west by Feid(?) Easley & John Dickerson and north by O. Stroud.

(signed) Thos. J. (I.?) Trammell.

(test) Jno. Dinkinson, Wm. G. Bullock, J.P.

Recorded 13 February 1852.

Book Q, page 178: John P. Upshaw of Walton Co., Ga., to David Braswell (residence not stated); \$360 for 90 acres on the east side of Well Cat Creek, lot. No. 118, adjoining Braswell Sweat & others.

(signed) John P. Upshaw.

(test) M.B. Moon, W.N. Nowell, Clk. Supr. Walton Ct.

Recorded 17 September 1852.

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Book R, page 286: 24 October 1856; Claiborn Tuck of Walton Co., Ga., to Robt. A. Upshaw of Walton Co., Ga.; \$630 for 105 acres, the northeast part of lot no. 65, beginning at a stake near the branch adjoining George Carter's land, thence running a straight line until it strikes said branch again, thence down said branch which is the line down to the original line, thence the original to the corner between Wm. Still, Jno. & Berry Sommerows(sic), thence on original line until it strikes Wm. Palmore's corner, thence on Palmor's line to the beginning corner.

(signed) Claborn Tuck.

(test) Leonard Fretwell, Jno. P. Edwards, J.P.

Recorded 24 April 1857.

Book R, page 484: 7 January 1859; Claborn Tuck of Walton Co., Ga., to Robert A. Upshaw of Walton Co., Ga.; \$5 for  $\frac{3}{4}$  acres off the southeast corner of lot no. 65 beginning at a white oak tree at the spring branch below the spring, thence running up the hill to another white oak; thence across the branch above the spring at large rocks – the spring alluded to being the spring near which R.A. Upshaw now resides; said lot (65) is more fully described in a deed from Claborn Tuck to R.A. Upshaw dated 24<sup>th</sup> October 1856 & recorded in Supr. Clks. Office of said County 24<sup>th</sup> April 1857.

(signed) Claborn Tuck.

(test) R.R. Mitchell, Jno. P. Edwards, Clk. Supr. Court, Walton Co., Ga.

Recorded 4 March 1859.

Book R, page 490: 21 February 1859; William P. Easley (estate) of Walton Co., Ga., to John P. Upshaw of Walton Co., Ga.; \$855.30 for 230 & 23/100 acres, pursuant to the last will & testament of William P. Easley, late of said County deceased, after private notice, on 15 January 1853, I, Daniel N. Easley, duly constituted executor of the last will & testament of said William P. Easley deceased, did put up & expose to sale to the highest bidder in said County, a tract or parcel of land in the 4<sup>th</sup> Dist., parts of lot no. 102 (known as the Beall lot), no. 103 (known as the Park lot), no. 128 (known as the Pitman lot). (then follows lengthy legal description, mentioned as adjoining the land of John P. Upshaw).

(signed) David N. Easley.

(test) R.R. Mitchell, Jno. P. Edwards, Clk. Supr. Court, Walton Co., Ga.

Recorded 17 March 1859.

Book R, page 492: 16 February 1859; John L. Gresham of Walton Co., Ga., to John P. Upshaw of Walton Co., Ga.; \$300 for 50 acres butted & bounded as follows: commencing at a branch where the line crosses between said Gresham & Upshaw, running south 35, est 25.25 to a rock corner; thence north 35, east 45 to a rock corner on Flat Creek; thence up said creek to said Upshaw's line; thence along the original line between said Gresham & Upshaw to the beginning point.

(signed) John S. (sic) Gresham

(test) Daniel N. Easley, William Y. Allen, J.P.

Recorded 17 March 1859.



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Book S, page 160: (date instituted omitted); Cyrus T. Shelnutt, et al, of Walton Co., Ga., to John P. Upshaw of Walton Co., Ga.; \$675 for 75 acres in the 4<sup>th</sup> Dist., part of lot #154, bounded as follows: commencing on original line of said lot in the southeast corner, from thence west 120 rods on the original line, thence north 100 rods, thence east 120 rods to the original east line, from thence along said line back to the beginning corner.

(Signed): Cyrus T. Shelnutt, C.H. Woodruff, A.C. Shelnutt, James M. Shelnut, Wm. Camp, J.C. Camp(?).

(test): H.W. Shelnutt, Wm. C. Shelnutt, J.P.

Recorded 1 April 1862.

Book S, page 210: 1 September 1862; John P. Upshaw of Walton Co., Ga., to J.J. Dial of Walton Co., Ga.; \$800 for 75 acres, part of lot #144 in the 4<sup>th</sup> Dist., beginning at the southeast corner, running north on the east line 100 rods, and on the south line running west 120 rods, running parallel lines with the original lines.

(signed): J.P. Upshaw.

(test) William L. Allen, William Y. Allen, J.P.

Recorded 25 April 1863.

Book S, page 212: 28 November 1862; Tinsley Upshaw of Walton Co., Ga., to John W. Baker of Clarke Co., Ga.; \$100 for 10 acres, part of lot #64 in the 4<sup>th</sup> Dist., adjoining William Still and others, bounded as follows: Beginning on Upshaw's original line running up what is called Baker's Branch on the southeast side so as to include all the bottom land to said J.W. Baker and one rod of the hillside up to William Still's spring branch, thence up said branch to Still's line, then on said line to Robt. A. Upshaw's line, thence to said J.W. Baker's line which is Branch.

(signed) Tinsley Upshaw

(test) Thomas Giles, J.W. Burson, J.P.

Recorded 29 April 1863.

Book U, page 250: 20 January 1869; J.P. Upshaw of Walton Co., Ga., to Robert A. Upshaw of Walton Co., Ga.; \$500 for 50 acres, one half interest in land commencing on the southwest corner of lot 106, running southeast on Thompson's line 40 rods to a rock corner, thence running 70 rods parallel with the northwest original line of said lot 106 to a rock corner, thence running to a red oak tree above the spring on a direct line – thence running from said oak tree on a straight line to a post oak sapling, thence on a straight line to a pine tree, thence to the end of the dam on the northeast side of the creek, thence following back water up to Carter's line across the pond to the northwest corner, thence along the original line to the beginning corner, in the 4<sup>th</sup> District of said county.

(signed) J.P. Upshaw

(test) Thomas Giles, John P. Edwards, Clerk Supr. Ct., Walton Co., Ga.

Recorded 8 December 1871.

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Book U, page 251: 20 January 1869; John P. Upshaw of Walton Co., Ga., to Robert A. Upshaw of Walton Co., Ga.; \$460 for 100 acres, commencing at a rock corner near a spring at a tract of land conveyed this day by deed from John P. Upshaw to R.A. Upshaw which is described as “thence running from said oak tree on a straight line to a pine tree, thence to the dam and along back water mark to Carter’s line being the lines & bounds described in said deed, thence along Carter’s line which is an original line to the northeast corner of said lot 106, thence along an original line 90 rods to a rock corner, thence on a straight line to the beginning corner, in the 4<sup>th</sup> District of said county, being part of lot 106 ... reserving and excepting for sawing & using at the mill one half of the pine timber on said 100 acres of land ...

(signed) J.P. Upshaw

(test) Thomas Giles, John P. Edwards, Clerk Supr. Ct., Walton Co., Ga.

Recorded 8 December 1871.

Book U, page 253: -- March 1871; John P. Upshaw of Walton Co., Ga., to Robert A. Upshaw of Walton Co., Ga.; \$1200 for 100 acres, part of lot 106, in the 4<sup>th</sup> Dist. of Walton Co., beginning at the southeast corner and running Thompson’s line which is an original line to a rock corner near the creek, thence running a parallel line north to a rock corner thence to a red oak tree above a spring thence to a corner the beginning point of a tract of land conveyed 20 January 1869 from John P. Upshaw to Robert A. Upshaw, thence running a straight line northeast to original line, thence running said line to the beginning corner.

(signed) J.P. Upshaw

(test) Pleasant E. Banks, S.H. Lindsay, Clerk. “Seal of Superior Court of Newton County, Ga.”

Recorded 8 December 1871.

Book U, page 255: 13 December 1871; Henry Jones, trustee of Sarah E. Jones of Walton Co., to Robert A. Upshaw of Walton Co., Ga.; \$37.50 for 7 & ½ acres. The Judge of Superior Court in Walton County, holding jurisdiction in Chancery, did, on 12 December 1871, upon a proceeding before him for that purpose, grant, order and decree empowering and authorizing the said Henry Jones, Trustee as aforesaid, to sell the parcel of land hereinafter described.

7 & ½ acres lying in the southwest corner of the tract of 100 acres held by the said trustee off land lot 27 in the 4<sup>th</sup> District of Walton County, commencing at said southwest corner & running southeast along original line to a rock corner, thence a straight line at right angles to said original line across the creek to a rock corner near the creek, thence up the east bank of said creek to a rock corner- the line running near the bank of the creek, thence along the line between said tract and Henry Briscoe’s land to the beginning corner.

(signed) Henry Jones, trustee of Sarah E. Jones

(test) Henry D. McDaniel, John P. Edwards, Clerk Supr. Ct. Walton Co., Ga.

Recorded 13 December 1871.

Book V, page 69: 10 January 1873; J.N. Smith of Fulton Co., to Robert A. Upshaw & Wm. B. Bennett of Walton Co., Ga.; \$25.00 for ½ acre in town of Monroe, lot no. 47.

(signed) J.N. Smith

(test) Francis S. Collins, John P. Edwards, Clerk Supr. Ct. of Walton Co., Ga.

Recorded 10 January 1873.

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Book V, page 70: 10 January 1873; Jasper M. Smith of Atlanta, Fulton Co., Ga., & John P. Edwards of Monroe, Walton Co., Ga., to Robert A. Upshaw & William B. Bennett of Walton Co., Ga.; \$75 for ½ acre, a town lot on Monroe, Lot no. 48, bounded on the south by Pearl St., north by lot 47, east by the street or alley running between said lot 48 & lot 31 and parallel with Broad St. and on the west by the spring lot.

(signed) John P. Edwards, J.N. Smith

(test) W.L. Atchison, Francis S. Colley, N.P. & Ex. Off., J.P.

Recorded 10 January 1873.

Book V, page 196:7 February 1873; Robert A. Upshaw of Walton Co., Ga., to Calvin G. Nowell of Walton Co., Ga.; \$87.50 for (acreage not stated), in Monroe, it being a strip off the south side of the one acre dwelling lot of the said Upshaw and whereon B.S. Sheats dec'd. lately resided, 35 feet front on Broad St. and running with the same width west 210 feet to the back street or alley bounded on the south by the dwelling lot of said Nowell, east by Broad St., and west by said back alley.

(signed) R.A. Upshaw

(test) Jno. D. Malsby, John P. Edwards, Clerk Supr. Ct., of Walton Co., Ga.

Recorded 19 January 1874.

Book V, page 293: 4 December 1872; Calvin G. Nowell, Excr. & Sarah H. Sheats, Executrix of the Last Will & Testament of Benejah S. Sheats of Walton Co., Ga., to Robert A. Upshaw of Walton Co., Ga.; \$1155 for 1 acre, a lot in the town of Monroe, with dwelling house, advertised in the Southern Watchman Gazette, published in the city of Athens, sold at public auction, bounded on the east by Massey (?) St., on the south by lot of Calvin G. Nowell, on the north by an alley between said lot and the barn or stable lot of said Benejah S. Sheats and on the west by the Hauck place.

(signed) Calvin G. Nowell, Executor & Sarah H. Sheats, Executrix of Benejah S. Sheats

(test) Jno. (?) A. Davis, John P. Edwards, Clerk Supr. Ct. of Walton Co., Ga.

Recorded 4 August 1874.

Book V, page 377: 2 February 1875; John P. Upshaw of Walton Co., Ga., to Jett T. Mitchell of Walton Co., Ga.; \$3,000 for 230 & 23/100 acres in 4<sup>th</sup> District of Walton Co., being part of lots 102, 103 & 128; also 140 acres of land adjacent and being part of said lots, aggregate of 370 acres; (metes & bounds description is nearly illegible).

(signed) J.P. Upshaw

(test) William Palmer, John P. Edwards, Clerk Supr. Ct. of Walton Co., Ga.

Recorded 2 February 1875.

Book W, page 106: 18 January 1875; R.A. Upshaw & his wife Elizabeth Upshaw of Walton Co., Ga., to Augustus W. Clay of Walton Co., Ga.; \$925.75 for 160 acres off lot 106 in the 4<sup>th</sup> District, adjoining J.W. Thompson, Still, B.A. Upshaw & Mrs. McRae.

(signed) R.A. Upshaw, Elizabeth Upshaw

(test) Thos. Giles, John P. Edwards, Clerk Supr. Ct. of Walton Co., Ga.

Recorded 16 February 1876.

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Book W, page 178: 1 December 1868; Green P. Duke, administrator of the estate of John Y. Carter, (residence not stated), to John P. Upshaw, (residence not stated); \$1,920 for 250 acres advertised in the Southern Watchman, a gazette published in Athens in Clarke Co., to be auctioned at the Walton Co. courthouse. Lot no. 106 in the 4<sup>th</sup> District of Walton Co., adjoining lands of E. Mcrea, James Thompson, Raines and others.

(signed) Green P. Duke, administrator of John Y. Carter, dec'd.

(test) E.C. Edwards, L.A. Pattillo, J.P.

Recorded 4 July 1876.

Book W, page 199: 18 April 1872; John P. Upshaw of Walton Co., Ga., to Robert A. Upshaw of Walton Co., Ga.; \$1,000 for 50 acres, being one half interest in the tract commencing at the southwest corner of lot 106, running southeast on Thompson's line 40 rods to a rock corner, thence running 70 rods parallel with the northwest original line of said lot 106 to a rock corner; thence to a red oak tree above the spring on a direct line; thence from said oak on a straight line to a post oak sapling, thence on a straight line to a pine tree, thence to the end of the dam on the northeast side of the creek, thence following back water up to Carter's line, thence on Carter's line across the pond to the northwest corner, thence along the original line to the beginning corner, being 25 acres, known as the tract of land on which the said John P. & Robert A. Upshaw have been running a saw mill; the other half interest in said 50 acres having been previously sold to said Robert A. Upshaw by deed dated 20 January 1869 and recorded 8 December 1871.

(signed) J. P. Upshaw

(test) Thos. Giles, John P. Edwards, Clerk Supr. Ct. of Walton Co., Ga.

Recorded 30 September 1876.

Book W, page 222: 23 November 1865; Robert A. Upshaw of Walton Co., Ga., to Berry Summerour of Walton Co., Ga.; \$200 for 65 acres in the 4<sup>th</sup> District of Walton Co., all that tract (with the exception of 40 acres since sold off the northeast part of said lot to John Summerour known as part of lot no. 65 deeded by Claiborn Tuck to the said Upshaw for 105 acres, which land is fully described by said deed dated 20 October 1856 and recorded 24 April 1857.

Also  $\frac{3}{4}$  acres in the south part of lot 65, including the spring, the lines & corners of which  $\frac{3}{4}$  acres are fully described in a deed made by Claiborn Tuck to the said Upshaw dated 7 January 1859 and recorded 4 March 1859.

(signed) Robert A. Upshaw

(test) William M. Still, John P. Edwards, Clerk Supr. Ct. of Walton Co., Ga.

Recorded 16 November 1876.

Book W, page 356: 7 March 1877; James W. Stark & Augustus R. Stark, Executors of the Last Will & Testament of William E. Stark, of Walton Co., Ga., to John P. Upshaw of Walton Co., Ga.; \$550 for 200 acres advertised in the Athens Watchman ... Lot no. 154 in the 2<sup>nd</sup> District of Walton Co.

(signed) James W. Stark, Augustus R. Stark, Executors of the Last Will & Testament of William E. Stark.

(test) Dickerson H. Walker, H.J. Williams, J.P.

Recorded 12 October 1877.

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Book W, page 475:16 April 1874; Tinsley Upshaw of Walton Co., Ga., to Benjamin A. Upshaw of Walton Co., Ga.; “natural love and affection” for 50 acres, “in consideration of the natural love and affection which he has unto the said Benjamin A. Upshaw, 50 acres in the 4<sup>th</sup> District of said county in the southeast corner of land lot 81, beginning at the southeast corner of said lot, thence northeast on the original line of said lot 130 rods, thence nearly southwest parallel with the original west line of said land lot 81 the distance of 60 rods, thence nearly south parallel with the original southwest line of said lot 135 rods to the original south line of said lot 81, thence southeast on said original line 60 rods to the beginning.

(signed) Tinsley Upshaw

(test) Thos. Giles, John P. Edwards, Clerk Supr. Ct. of Walton Co., Ga.

Recorded 7 May 1878.

Book W, page 476: 4 January 1876; Tinsley Upshaw of Walton Co., Ga., to James Berryan [sic] Upshaw, “son of the said Tinsley Upshaw” of Walton Co., Ga.; “natural love and affection” for 50 acres, “in consideration of the natural love and affection which he has and bears to his said son James B. Upshaw ...” land in the 4<sup>th</sup> District of Walton Co., agreeable to original survey known by no. 81, 50 acres being part of said lot commencing at corner of B.A. Upshaw in the southeast corner, it being in the original line, running east 156 rods through adjoining land lot lying east of the above named lot, east corner with Wm. Still, thence north 51 & 161/781 rods, thence west parallel with the original line 156 & 1/5 rods to B.A. Upshaw’s line, thence along B.A. Upshaw’s line to the commencing corner of original line.

(signed) Tinsley Upshaw

(test) S.M. Still, W.C. Shelnutt, N.P. & Ex. Off. J.P.

Recorded 7 May 1878.

Book W, page 477: 6 January 1876; Tinsley Upshaw of Walton Co., Ga., to Henry C. Upshaw, Harrison F. Upshaw, Preston C. Upshaw, sons of the said Tinsley Upshaw, of Walton Co., Ga.; in consideration of the natural love and affection which he has unto the said Henry C. Upshaw, Harrison F. Upshaw and Preston C. Upshaw, hath given, granted, released, alimed (?) and conveyed unto the said Henry C. Upshaw, Harrison F. Upshaw and Preston C. Upshaw, their heirs and assigns all of that tract or parcel of land containing 240 acres equally between them, it being more or less, lying and being in the 4<sup>th</sup> District of said county of Walton commencing at corner of Benjamin Upshaw on original line of western boundary of land lot 81, eighty one sixty rods from original southwest corner, it being the place on which I now reside, running north on original line to J.W. Carter’s line, traversing said Carter’s line back to the original – thence north to the original corner of Carter’s and Tuck, thence east on original line to original northeast corner, thence south on original line to branch, thence along said branch line between said land and Wesley Baker, thence south to James B. Upshaw’s corner, thence west to B.A. Upshaw’s line, thence north to B.A. Upshaw’s corner, thence west to original or commencing point. To have and hold said tract of land containing 240 acres more or less as aforesaid to the said Henry C. Upshaw, Harrison F. Upshaw and Preston C. Upshaw, their heirs and assigns forever; and the said Tinsley Upshaw for himself, his heirs, executors and administrators the said bargained premises unto the said Henry C. Upshaw, Harrison F. Upshaw and Preston C. Upshaw, their heirs and assigns will warrant and forever defend the right and titles thereof against themselves and against the claims of all other persons whatever. The conditions of the above transfer are that Henry C. Upshaw, Harrison F. Upshaw and Preston C. Upshaw each agree to

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bear one fourth part of support for myself and Judith Upshaw during our natural life.  
 (signed) Tinsley Upshaw  
 (test) W.C. Shelnutt, S.M. Still, J.P.  
 Recorded 7 May 1878.

**Estate Records**  
 (see also "Will Records")

WALTON COUNTY INDEX TO ESTATES No. 1, L to Z, 1819 to Dec. 31, 1965:

<u>Estate</u>	<u>Proceeding</u>	<u>Description</u>	<u>Book</u>	<u>Page</u>
Upshaw, Amy (minor)	Guardian's Bond	Upshaw, Tinsley	X-5	255
	Return		Returns H	125
	Return		Returns K	203
	Return		Returns L	217
	Return		Returns L	669
	Return		Returns M	332
	Return		Returns N	212
	Return		Returns N	585
	Return		Returns N	637
	Return		Returns 7	469
	Pet. for Dism. Of Guardian		Min. 1858	255
Upshaw, Bertha W.	Pet. To probate will	Gannon, Mrs. Nell	Min. 1938	596
	Will	Upshaw, Excr.	Wills B	244
	Letters Testamentary		L/T X-2	213
Upshaw, Ebb P.	Pet to probate will	Upshaw, Sanders, Excr.	Min. 1854	82
	Letters of Testamentary		L/T X-5	33
	Will		Wills B	365
Upshaw, J.B.	Pet. & Order to Probate Will	Upshaw, J. C. & E.S. Herndon	Min. 1915	312
	Will		Wills A 1896-18	366
	Letters of Testamentary		L/T Z-4	308
	Inventory & Appraisalment		Inv. & Appr.	82
	State Inheritance Tax Return		Min. 1915	377
Upshaw, John P.	Pet. & Order to Probate Will	Upshaw, Mary F.	Min. 1889	75
		in common form		
	Excr's Oath		Ret. X	235
	Qualification of Excr.		L/A & Grd. 1888	75

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Upshaw, John P.	Pet. Order & Oath to Probate Will in Common Form	Upshaw, Mrs. Bertha, Sanders & Gannon, Mrs. N. U.	Min. 1925	478
	Will		Wills B	102
	Letters Testamentary		L/T X-2	102
	Order Appt. Appraisers for Inventory		Inv. & Appr. 3	88
	Inventory & Appraisalment		Inv. & Appr. 3	27
	Pet. & Order for Year's Support & Order Appt. Apprs.		Min. 1925	492
	Year's Support & Oath of Appraisers		Y/S 2	34
	Return		Ret. 9	26
	Resignation of Executor		Min. 1938	37
	Upshaw, John P., Sr.		Pet. Order & Oath for Appt. of Admr. & Appraisers	Upshaw, John P., Jr.
Admr's Bond		Bonds 1902	237	
Inventory & Appraisalment		Inv. & Appr. 2	21	
Pet. & Order for Leave to Sell Real Estate		Min. 1925	28	
Return		Ret. 6	296	
Upshaw, Mary F. nee Selman	Return	Stark, John W.	Ret. Q	736
Upshaw, Mrs. Maud	Pet. Order & Oath for Temp. Letters of Admr.		Min. 1925	235
	Upshaw, John P. Letters of Admr.		Min. 1925	235
	Temp. Admr.		Temp. L&B X-1	196
	Temp. Admr's Bond		Temp. L&B X-1	448
Upshaw, R. B. (Lunatic)	Writ of Lunacy		Lun. Rec. A8	
Upshaw, Robert A.	Admr's Bond & Oath Edwards, John P.		Bonds D. 1879	156
	Pet. & Order Vesting Admr.		Min. 1882	243
	Pet. & Order to Sell R/Estate		Min. 1882	254
	Appt. of Admr.		L/A X-6	571
Upshaw, Sanders	Pet. To Probate Will	Upshaw, Ruby Cook & Hale, Laurie Upshaw, Excrxs.	Min. 1954	456
	Will		Wills B	442
	Letters of Testamentary		L/T X-5	98

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Upshaw, Tinsley	Pet. & Order to Probate Will in Common form	Upshaw, James B. & Benjamin	Min. 1876	331
	Order for Warrant of Apprsm.		Min. 1876	331
	Will		Ret. T	136
	Appraisal		Ret. T	191
	Return		Ret. W	474
	Order for Dismission of Excr.		Min. 1889	78
	Appt. of Excr's.		L/A X-6	469
Upshaw, William S.	Pet. & Order to Probate Will in Solemn form	Upshaw, John P.	Min. 1906	617
	Will		Wills A 1896-18	209
	Letters of Testamentary		L/A Z-4	239
	Excr's Oath		Min. 1906	620

J. B. UPSHAW ESTATE, 1927  
 WALTON County, Ga., Book 16, Page 27, 28

(Contributed by Mr. Fred Eakin)

Georgia, Walton County

This indenture made and entered into this the 23<sup>rd</sup> day of Apr. 1927 between W. F. Upshaw of Raleigh, N.C. Mrs. Cora Lou Herndon of Social Circle, Ga., J. C. Upshaw of Covington Ga., Mrs. Ora L. Bonner of Rutledge, Ga., Mrs. Mae Upshaw Broach of Athens, Ga., Mrs. Stella Swann of Monroe, Ga., D. H. Upshaw of LaGrange Ga., being the sole heirs at law of J. P. Upshaw, deceased, late of said county of Walton and state of Ga., and also J. C. Upshaw and E. S. Herndon, Executors of the last Will of the said J. B. Upshaw, parties of the first part and J. C. Upshaw of Covington Ga. and Mrs. Stella Swann of Monroe, Ga., parties of the second part, Witnesseth: That whereas each of the heirs to the estate of J. B. Upshaw as set forth above, is of legal age, and whereas all the debts against said estate have been paid. Now therefore the parties of the first part is consideration of the promises and for and in consideration of the sum of three thousand dollars, in hand paid at and before the sealing of these presents, the receipt whereof is hereby acknowledged, have bargained granted, sold and conveyed, and by these presents do bargain, grant sell, and convey unto the said parties of the second part, their heirs and assigns all the following described property to wit: 240 acres, more or less, known as the Fryon Smith place in Vinegar hiss district said county and state, being part of Lot No. 8 and the same as deeded on Jan'y. 6, 1891 to J. B. Upshaw by Tryon Smith and recorded in Deed Book B-2, Folio 324 and 325 on Apr. 8, 1891.

To have and to hold the said bargained premises, together with all and singular the rights members and appurtenances thereof to the same being or in any wise appertaining to the only proper use, benefit and behoof of them, the said parties of the second part, their heirs and assigns, forever in fee simple. And the said parties of the first part for themselves their heirs and assigns, executors and administrators, will warrant and forever defend the right and title to the above described property unto the said parties of the second part their heirs and assigns against the claims of all persons whatsoever.

In witness whereof the said parties of the first part have hereunto set their hands and seals the day and year above written.



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Witnesses as to the signature of W. F. Upshaw

W. F. Upshaw

J. T. Richardson

Myrtle Smith

Witnesses as to the signature of D. H. Upshaw

D. H. Upshaw

Mildred Mills Smith

J. C. Upshaw

Earl C. Duncan

Stella Upshaw Swann

Ed Stewart

Ora Upshaw Herndon (*sic*: Bonner)

Cora Lou Upshaw Herndon

Mae Upshaw Broach

D. M. Pollock N.P. Walton County Ga.

Witnesses to signature of

J. C. Upshaw ) Exec. estate

J. C. Upshaw, Stella Upshaw Swann

E. S. Herndon ) J. B. Upshaw

Ora Lou Upshaw Herndon

Mae Upshaw Broach, and

J. C. Upshaw and E. S. Herndon Executors.

Recorded April 29, 1927

J. E. Malcom Clerk.

Georgia, Walton County

This indenture made and entered into this the 23<sup>rd</sup> day of Apr. 1927 between W. F. Upshaw of Raleigh, N.C. Mrs. Cora Lou Herndon, of Social Circle, GA. J. C. Upshaw, of Covington Ga. Mrs. Ora L. Bonner of Rutledge, Ga., Mrs. Mae Upshaw Broach, of Athens, Ga. Mrs. Stella Swann of Monroe, Ga. D. H. Upshaw of LaGrange Ga., being the sole heirs at law of J. P. Upshaw, deceased, late of said county of Walton and state of Ga., and also J. C. Upshaw and E. S. Herndon, Executors of the last Will of the said J. B. Upshaw. Parties of the first part and D. H. Upshaw of LaGrange, Ga. party of the second part, Witnesseth: That whereas each of the heirs to the estate of J. B. Upshaw as set forth above, is of legal age, and whereas all the debts against said estate have been paid. Now therefore the parties of the first part is consideration of the promises and for and in consideration of the sum of one thousand, six hundred dollars, in hand paid at and before the sealing of these presents, the receipt whereof is hereby acknowledged have bargained granted, sold and conveyed, and by these presents do bargain, grant sell, and convey unto the said parties of the second part, their heirs and assigns all the following described property to wit: A certain tract of land lying and being in Brook's District, said county and state, known as the Jasper Smith Place, and being the same as deeded to J. B. Upshaw by Jasper Smith and recorded in Deed Book Z Folio 518 on May 13, 1887 and also that additional tract deeded to Berrien Upshaw by Allen Arnold and recorded in deed book B-2 Folio 325 on Apr. 8, 1891, said tract of land by actual survey made by J. C. Upshaw in June 1919 containing 129.71 acres, more or less, and bounded as follows: east, south and west by lands of the estate of S. W. Arnold and north by lands of S. O. Breedlove.

To have and to hold the said bargained premises, together with all and singular the rights members and appurtenances thereof to the same being or in any wise appertaining, to the only proper use, benefit and behoof of him, the said party of the second part, his heirs and assigns, forever in fee simple. And the said parties of the first part for themselves their heirs and assigns, executors and administrators, will warrant and forever defend the right and title to the above described property unto the said parties of the second part his heirs and assigns against the claims of all persons whatsoever.

In witness whereof the said parties of the first part have hereunto set their hands and seals the day and year above written.

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Witnesses as to the signature of W. F. Upshaw

J. T. Richardson

Myrtle Smith

My commission Expires Oct. 11, 1927

My commission expires June, 30, 1929

Ed Stewart

D. M. Pollock N. P. Walton County Ga.

Witnesses to signature of J. C. Upshaw Mesdames Swann, Bonner, Herndon and Broach, and J. C. Upshaw and E. S. Herndon, Executors.

W. F. Upshaw

D. H. Upshaw

J. C. Upshaw

Stella Upshaw Swann

Ora Upshaw Bonner

Cora Lou Upshaw Herndon

Mae Upshaw Broach

J. C. Upshaw ) Exec. Estate

E. S. Herndon ) J. B. Upshaw

Recorded April 29, 1927

J. E. Malcom Clerk.

State of Georgia, Morgan County:

This indenture made this 26<sup>th</sup> day of April in the year of our Lord, one thousand nine hundred and twenty-seven between Ora Upshaw Bonner of the County of Morgan and state of Georgia, of the first part, and J. C. Upshaw of the County of Newton and State of Georgia, of the second part.

Witnesseth: That the said party of the first part, for and in consideration of the sum of Eight Hundred Dollars in hand paid at and before the sealing and delivery of these presents, the receipt whereof is hereby acknowledged, has granted, bargained sold, aliened, conveyed and confirmed, and by these presents does grant, bargain, sell alien convey and confirm unto the said party of the second part, his heirs and assigns, all that tract or parcel of land situated, lying and being in Vinegar Hill District town of Between, County of Walton and state of Georgia, containing seven and seven-eighths acres, more or less, known as lot no. 3, subdivision Between Plantation of the J. B. Upshaw Estate starting on S. E. Conner of lot of W. P. Briscoe running 6.52 ch. to street, thence N 50 W along said street to Vinegar Hill road 12.20 ch. thence S 36 W along Vinegar hill road to the line with W. L. Ball, thence along line with Ball direct to line with W. P. Briscoe, thence along Briscoe line around N. E. Corner of said W. P. Briscoe lot to starting corner, and being the same as deeded by the heirs to the J. B. Upshaw estate to Mrs. Ora Upshaw Bonner Apr. 23, 1927.

To have and to hold the said above granted and described property, with all and singular the rights, members and appurtenances, thereunto appertaining, to the only proper use, benefit and behoof of the said party of the second part her heirs, executors administrators, and assigns, in fee simple. And the said party of the first part the said bargained property above described unto the said party of the second part, his heirs, administrators and assigns against the said party of the first part, her heirs executors and assigns, and against all and every other person, shall and will and does hereby, warrant and forever defend by virtue these presents.

In witness whereof, the said party of the first part has hereunto set her hand and affixed her seal and delivered these presents, the day and year above written.

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Signed sealed and delivered in the presence of

W. W. Ballard

G. W. Oxford

Joel T. Mitchell

N. P: State of Ga. at large.

Ora Upshaw Bonner. Seal.

Recorded April 28, 1927

J. E. Malcom Clerk.

Probate Court, Arranged Miscellaneous Records of the Inferior Court of Walton County  
(Original records in the Georgia Archives, Record Group 247, Sub-group 2, Series no. 13;  
all the following referenced as "Walton County, 247-2-2"):

1. Upshaw, Haston - 1853-1860:

Tinsley Upshaw, guardian for Anna Upshaw, orphan of Haston Upshaw, dec'd, 1853-1860.

Documents:

Guardians Return, 1853-1860

Receipts (14), 1852-1860

Application for Dismission, 1860

1. Final receipt, dated 27 Oct 1860, shows "Receipt of Tinsley Upshaw, guardian of Anny Upshaw, but now by marriage wife of W.V. Walls, \$124.60, being the full amount due her as a legatee of the estate of Haston Upshaw deceased".
2. 5 Nov 1860 - received of Tinsley Upshaw, guardian of Anna Walls, formerly Anna Upshaw, 7.00 for obtaining letters of dismission as such guardian and recording final return & c.

2. Upshaw, John P. - 1889; estate:

Executrix, Mary F. Upshaw

Documents:

1. Letters Testamentary, 1889.

2. Oath of Executrix, 1891.

3. Upshaw, Robert A. - 1883; estate:

Administrator: John P. Edwards, Clerk of Superior Court.

Documents:

1. Vesting Administration, 1883

2. Administrator's Bond, 1883

3. Application to sell Realty, 1883

4. Upshaw, Tinsley - 1878-1887; estate:

Executor: James B. Upshaw (son), Benjamin A. Upshaw (son).

Documents:

1. Will, 1876

2. Probate of will and Appointment of Administrator, 1878

3. Inventory and Appraisement, 1878

4. Final Return, 1887

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Walton County Loose Estate Records;  
filed at the Georgia Dept. Of Archives & History, Atlanta, GA.,  
Box IX, Location #1789-18. Inventory of all Upshaw items by Ted Brooke, August 1988:

**Adkin Upshaw** Folder:

- 1) Marriage certificate, Mr. Adkin Upshaw & Miss Elizabeth Perkins, 30 Nov 1837,

**Benjamin A. Upshaw** Folder:

- 1) Marriage certificate, Benjamin A. Upshaw & Susan Garrett, 19 Dec 1872.

**George Upshaw** Folder:

- 1) Marriage certificate, George Upshaw & Miss Sallie Upshaw, 28 Nov 1896.

**Hasten Upshaw** Folder:

- 1) 5 Nov 1860: Received of Tinsley Upshaw, Guardian of Anna Walls, Formerly Anna Upshaw....
- 2) 5 Jul 1856: Received of Tinsley Upshaw, guardian of Ann Upshaw, Minor of Haston Upshaw dec'd.
- 3) 27 Oct 1860: Received of Tinsley Upshaw, guardian of Anny Upshaw, "but now by marriage wife of W. V. Walls"... full amount due her as a legatee of the estate of Haston Upshaw deceased."
- 4) 6 Nov 1860: Received of Tinsley Upshaw Guardian of Anna Upshaw....
- 5) 23 Oct 1857: Received of Tinsley Upshaw, Guardian of Anne Upshaw minor, \$8.00 for boarding my said ward for 1856. (Signed) Mary Cason.
- 6) 12 July 1859: Received of Tinsley Upshaw, Guardian for Anna Upshaw minor....
- 7) 14 June 1858: Received of Tinsley Upshaw, Guardian for Anna Upshaw minor....
- 8) 20 Apr 1855: Received of Tinsley Upshaw, Guardian of Anny Upshaw....
- 9) 4 July 1860: Received of Tinsley Upshaw, Guardian for Anny Upshaw minor....
- 10) 27 May 1854: Received of Tinsley Upshaw, Guardian for Anny Upshaw....
- 11) 10 June 1853: Received of Tinsley Upshaw, Guardian for Anny Upshaw....
- 12) .... 1854: Received of Tinsley Upshaw, Guardian for Anny Upshaw....
- 13) 5 July 1856: Ann Upshaw, minor of Hastin Upshaw dec'd, draw to Tinsley Upshaw, Guardian. Sworn to by Tinsley Upshaw, 13 May 1857.
- 14) November 1860: Petition of Tinsley Upshaw, Guardian of Anna Upshaw, for letters of dismissal; citation issued.
- 15) 12 Jan 1853: Tinsley Upshaw, Guardian for Anny Upshaw minor; for letters of guardianship, etc.
- 16) 23 Oct 1857: Tinsley Upshaw, Guardian for Ana Upshaw; various personal effects.
- 17) 14 June 1858: Returns for 23 Oct 1857 sworn to by Tinsley Upshaw, guardian for Ann Upshaw
- 18) 12 Jul 1859: Return of 14 June 1858 sworn to by Tinsley Upshaw; from Anna Upshaw minor of Haston Upshaw dec'd.
- 19) 6 Nov 1860: Vouchers of 4 July, 17 Oct, 5 Nov, & 6 Nov 1860 sworn to by Tinsley Upshaw, Guardian of Anna Upshaw
- 20) 5 July 1856: Return of Tinsley Upshaw, Guardian of Ann Upshaw, minor of Haston Upshaw dec'd.
- 21) 10 June 1853: Return of Tinsley Upshaw, Guardian of Anny Upshaw, orphan.

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- 22) 20 April 1855: Return of 27 May 1854 sworn to by Tinsley Upshaw, Guardian for Anny Upshaw orphan
- 23) 27 May 1854: Return of Tinsley Upshaw, Guardian for Anna Upshaw, orphan.

**J. C. Upshaw** Folder:

- 1) 11 Dec 1909: J. C. Upshaw is plaintiff & P. E. Caldwell is defendant; suit for indebtedness of \$55.10.

**James Berrien Upshaw** Folder:

- 1) 2 Jul 1888: Summons from Walton Co. Grand Jury to James B. Upshaw, as failure to perform duties as road commissioner.
- 2) 13 Nov 1876: Marriage License, James B. Upshaw & Nancy E. Arnold.
- 3) 23 Nov 1876: Marriage Return:  
Full name of groom: James Berrian Upshaw  
Place of Residence: Walton County, GA  
Age: Twenty one  
Color: White  
Occupation: Farmer  
Place of Birth: Walton  
Father's Name: Tinsley Upshaw  
Mother's Maiden Name: Frances Bird  
Full name of Bride: Nancy Emma Arnold  
Place of Residence: Walton  
Age: Sixteen  
Color: White  
Place of Birth: Walton  
Father's name: Francis Marion Arnold  
Mother's maiden name: Almeda Burson

**John P. Upshaw** Folder:

- 1) 27 Dec 1858: Marriage Certificate, John P. Upshaw & Miss Mary Sellman.
- 2) 14 Jan 1856: Guardian Bond of John P. Upshaw, principal, and Wilkins Ivey, security; John P. Upshaw appointed guardian to Martha A. Ivey, Elizabeth Ivey, & John T. Ivey, orphans.
- 3) 3 March 1879: John P. Upshaw, Deft. In Tax Fi Fa, files petition for certiorare.
- 4) 5 Jan 1891: Letters Testamentary of Mary F. Upshaw, executrix to will of John P. Upshaw, (will was proven 3 Jun 1889).

**Lizzie Upshaw** Folder:

- 1) 10 Feb 1894: Cross examination of Lizzie Upshaw; evidently part of an unidentified Superior Court case.

**Preston C. Upshaw** Folder:

- 1) 8 Dec 1885: Oath of Notary Public of Preston C. Upshaw.

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**R. Bartam Upshaw Folder:**

- 1) 15 May 1891: Marriage Certificate, R. Bartam Upshaw & Mrs. Susan C. Upshaw.

**Robert A. Upshaw Folder:**

- 1) 1 Oct 1883: Administrator's Bond of John P. Edwards on estate of Robert A. Upshaw, Deceased, died intestate.
- 2) 27 Aug 1883: Application to sell realty of estate of Robert A. Upshaw, Dec'd. Part of lots 29 & 30 in the 3<sup>rd</sup> Dist., "Place whereon deceased lived when he died."

**Tinsley Upshaw Folder:**

- 1) 22 Nov 1855: Marriage Certificate, Tinsley Upshaw & Miss Juda Margret England.
- 2) May Term 1878: Executors application of James B. Upshaw & Benjamin A. Upshaw, executors of Tinsley Upshaw, deceased.

**Local Histories**

***WAYFARERS IN WALTON; A History of Walton County, Georgia, 1818-1967;*** by Anita B. Sams, Doraville, GA, 1967.

Pp. 51, 52) Tinsley Upshaw named among residents who had settled in Walton County by 1830.

"Some of the new residents brought slaves, but most, for the first few years at least, were to defend on their own strong hands and those of the members of their families. The first settlers found it pleasant to listen to the creak of the incoming, heavily loaded wagons and oxcarts as they strained and tilted over the uneven roads, and to the sharp crack of the drivers' whips as they cajoled the tired horses and oxen forward.

Panting hounds trotting beside the mud-spattered wagons, excited children, and broods of apprehensive chickens were all par of the typical arrival of a new family. Blistered hands, aching backs, and twinges of homesickness and discouragement came after the home site was reached, the "rifle gun," hoe, and axe unloaded from the wagon, and the harsh battle against nature and the elements begun.

The best of the houses had logs squared on all four sides and were floored with puncheons, half logs laid flat side up. But not everyone had time for such refinements, and, in a race with the weather, most of the early families settled for round-log, mud-chinked walls and hard-packed dirt floors, Later, when more accessible sawmills were set up, plank houses could be built, but because of the difficulties and expense of transportation and the sturdy, practical aspects of pioneer cabins, log houses were a common sight until long after the Civil War.

A great deal of moving took place among pioneer Georgians during the first half of the 1800s. Glowing accounts of superior opportunities beckoned from other new counties, and few citizens were so settled as to have binding attachments to a first homestead.

Pg. 121) George M. Upshaw listed as a member of Capt. George Hillyer's Confederate Cavalry, the Walton Guard, in May 1862.

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- Pg. 160) Robert A. Upshaw of the Hillyer Rifles was wounded at Gettysburg, Pa., 2 July 1863.
- Pg. 199) Robert A. Upshaw, a member of the Hillyer Rifles of the 9<sup>th</sup> Georgia Infantry Regiment since it's organization, surrendered at Appomattox Courthouse on 10 April 1865.
- Pg. 214) Early in 1899, the *Messenger and News* consolidated under title of the *Walton News & Messenger*. J. H. Felker was proprietor, William F. Upshaw, Editor, and E. A. Caldwell, Assistant Editor.
- Pg. 246) In 1894, Monroe's business section was judged worthy of better illumination. Additional lamps were obtained, and a night-watchman provided further protection. Claude Upshaw, age 13, was entranced in the fall of 1895 by a modern wonder. On display at the Monroe Guano Company was an electric light, the first and only one in town. There he also noticed that the fireman shoveled in cotton seed hulls to fire his furnace. Later he visited the construction site of the Monroe Cotton Mills, and made use of the workmen's gangplank to mount to the rising smokestack.
- Pg. 247) W. S. Upshaw named among attorneys in 1897 in Monroe.
- Pg. 308) The Upshaw family named among others as "names closely allied with Social Circle's past."
- Pg. 313) The Upshaw family named among others as closely associated with the History of Loganville, Ga.
- Pg. 315-6) J. B. Upshaw named among others as an early resident of Between, Ga.  
J. B. Upshaw named among others as a councilman of Between, Ga., in 1908.
- Pg. 340) Walton News of June 30, 1891, carried this ad:

*JOHNSON INSTITUTE, A SCHOOL FOR BOTH SEXES*

This Institute began the 2<sup>nd</sup> Year of the New Administration September 1st, 1890, to Continue 10 Months, New buildings, furnished with improved desks, blackboards, and apparatus. Special care given to the progress, health, comfort, and morals of each and every student. Males and females under different supervision while on the play ground. Training in this Institute will be thorough and under the control of competent and thoroughly prepared teachers. Preparation of teachers a specialty. Give the Johnson Institute a trial. For full particulars [*sic*] address

John Gibson, Principal, Monroe, GA.

Professor Gibson made a lasting impression on those with whom he came in contact. One acquaintance remembered him as "full of haste," even at prayer meeting, where he was the first to arrive, the first to leave, and then at top speed. Of him former pupil **J. G.**

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**Upshaw** declared, “He had boundless energy, perseverance, and love for work, and he rubbed off something of these attributes on his disciples. His motto surely must have been ‘Be not only good; be good *for* something.’ I remember the story of his helping an old darkey load a few stacks of guano back on the old man’s wagon way out on a country road one day.

“He was a stern disciplinarian, but sterner with himself than with anybody else. He cured himself of forgetting at times to take his lunch basket home with him after school for the convenience of his landlady. On one of these lapses, he thought of his lunch basket at the school house after he had retired for the night. He simply got out of bed and went his mile in the bitter cold to the school house and back to bring in that basket.

“He believed in being alive and alert and responding in emergencies. The story is told that on one occasion at the Methodist Church, the pastor called on that saintly old gentleman Elder Sorney Snow to lead in prayer. Brother Snow, it seems, did not immediately get the word, and an embarrassing silence began. Whereupon Professor Gibson came to the rescue and led the prayer. But he did not lead long, for by this time Uncle Sorney had opened up, and so the two of them for a brief time seemed to vie with each other for the Heavenly ear.”

- Pg. 342) J. Claude Upshaw presided as first superintendent of the Monroe Public Schools (about 1908).
- Pg. 358) 1850 Slave Owners:  
John Upshaw                    2  
Tinsley Upshaw                1
- Pg. 364) 1860 Slave Owners:  
J. P. Upshaw                    12  
Tinsley Upshaw                4  
W. T. Upshaw                    1
- Pg. 398) Robert A. Upshaw and H. F. Upshaw named among others as clerks of Sardis Baptist Church.  
J. B. Upshaw and P. C. Upshaw named among others as ministers serving Sardis Baptist Church.
- Pg. 491) Land Lottery of 1827:  
William Upshaw, resident of Henderson’s District, Walton Co., drew land in Carroll Co.
- Pg. 499) 1832 Cherokee Gold Lottery; Walton County residents drawing prizes:  
Richard Upshaw; resident of Alberson’s District.  
Tinsley Upshaw; resident of Alberson’s District.
- Pg. 503) 1832 Cherokee Land Lottery; Walton County residents drawing prizes:  
Tinsley Upshaw, resident of Alberson’s District.



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- Pg. 534) Household Heads, 1830 Federal Census:  
Adkin Upshaw, family no. 882  
Richard Upshaw, family no. 898  
Tinsley Upshaw, family no. 874
- Pg. 542) Household Heads, 1840 Federal Census:  
Hasting Upshaw, family no. 619  
Richard Upshaw, family no. 726  
Tinsly Upshaw, family no. 659
- Pg. 552) Household Heads, 1850 Federal Census:  
John P. Upshaw, household no. 550  
Tinsley Upshaw, household no. 339
- Pg. 560) Household Heads, 1860 Federal Census:  
J. P. Upshaw, household no. 272  
R. Upshaw, household no. 223  
Thomas Upshaw, household no. 321  
Tinsley Upshaw, household no. 243
- Pg. 561-598 Marriages 1820-1860 (arranged alphabetically by grooms; brides names searched name-by-name for Upshaws):
- Upshaw, Elizabeth – John L. Reynolds, 22 Dec 1844 (D, 156)  
Upshaw, Elizabeth – Preston Rutherford, 17 Jun 1848 (D, 291) [dau./FTU]  
Upshaw, Emily – Elbert Ivey, 7 Apr 1842 (D, 108) [dau./FTU]  
Upshaw, George F. – Frances E. Edwards, 19 Aug 1842 (D, 113)  
Upshaw, John P. – Mrs. Mary Selman, 29 Dec 1858 (E, 68) [son/FTU]  
Upshaw, Larkin – Elizabeth Purkins, 30 Nov 1837 (D, 2)  
Upshaw, Mary F. – James W. Tuck, 19 Oct 1851 (D, 382) [dau./FTU]  
Upshaw, Sarah Ann – James Ivey, 24 Dec 1843 (D, 134)  
Upshaw, Tinsley – Frances Bird, 26 Sep 1831 (C, 1) [FTU]  
Upshaw, William – Mary Gibbs, 12 Dec 1830 (B, 156) [son/Forrester?]  
Upshaw, William T. – Mary Smith, 26 Feb 1860 (E, 106) [son/FTU]
- Pg. 605) Social Circle Cemetery:  
W. S. Upshaw / b. 1 Dec 1865 / d. 7 Aug 1910.  
Mary F. Upshaw / b. 2 Oct 1838 / d. 2 Aug 1915.
- Pg. 634) Muster Roll, Co., “C” (Hillyer Rifles), 9<sup>th</sup> Regiment, Ga., Volunteer Infantry:  
George M. Upshaw, 13 Jun 1861; wounded at Cold Harbor, Va., 27 Jun 1864;  
surrendered at Appomattox, Va., 9 Apr 1865.  
Robert A. Upshaw, 13 Jun 1861; wounded at Gettysburg, Pa., 2 July 1863;  
surrendered at Appomattox, Va., 9 Apr 1865.

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 Thomas Upshaw, 13 Jun 1861; died at Charlottesville, Va., 1862.

- Pg. 685) "Joe Brown Census," 1863-1864:  
 John P. Upshaw, resides in 415 G.M.D., age 40, farmer, born in Georgia, "Gov't Contr." (CSA government contractor).
- Pg. 708) Confederate Pensions:  
 Mrs. Elizabeth Upshaw (widow of Robert A. Upshaw, Co., "C," 9<sup>th</sup> Georgia).  
 Robert A. Upshaw, Co. "C," 9<sup>th</sup> Georgia (see widow Elizabeth).
- Pg. 718) World War I Records:  
 Harry Lee Upshaw, b. Conyers, Ga.

**Marriages**

**- Marriage Records (1820-2003) -**

General Index to Marriages, 1820-1938 (White; indexed by male names only; all female names searched for Upshaw references by Ted O. Brooke and alphabetized into the following composite list).

<u>Upshaw name</u>	<u>Spouse</u>	<u>license date</u>	<u>marriage date</u>	<u>book-page</u>
Benjamin A.	Susan Garrett	11 Dec 1872	19 Dec 1872	E-380
Blanche	J. P. Jones	22 Dec 1900	22 Dec 1900	J-189
Cora Lou	Emory Speer Herndon	20 Jun 1899	27 Jun 1899	J-120
Elizabeth	John L. Reynolds	20 Dec 1844	22 Dec 1844	D-156
Elizabeth	Preston Rutherford	27 Jun 1848	27 Jun 1848	D-291
Emily	Elbert Ivey	5 Apr 1842	7 Apr 1842	D-108
(Note: also is noted the marriage record of Mrs. Emily Upshaw Ivey to John Herring, 9 Jun 1869(L), 10 Jun 1869(M), book E page 303)				
Frances	W. D. Barrett	31 Aug 1932	31 Aug 1932	M-290
Francis(female)	Charles M. Harris	6 Feb 1877	15 Feb 1877	G-41
George	Sallie Upshaw	28 Nov 1896	29 Nov 1896	J-35
George F.	Frances E. Edwards	18 Aug 1842	19 Aug 1842	D-113
George M.	Dorotha D. Hamby	31 Oct 1861	12 Nov 1861	E-123
Harry Lee	Ida Elizabeth Barron	31 Mar 1917	3 Apr 1917	L-147
J. C.	Nettie Merle Wright	11 Jan 1902	12 Jan 1902	J-251
James B.	Nancy E. Arnold	13 Nov 1876	23 Nov 1876	G-11
Jessie(female)	C. A. Sockwell	31 May 1897	2 Jun 1897	J-49
John P.	Mrs. Mary Selman	29 Dec 1858	29 Dec 1858	E-68

(Note: Mrs. Mary Selman, above, was probably one of these two "Mary" brides who were previously married to Selman men, both in 1854): (George C. Selman & Mary V. Briscoe, 13 Mar 1854, Book D, page 436) (John N. Selman & Mary F. Stark, 12 Jan 1854, Book D, page 427)

Larkin(Haston)	Elizabeth Purkins	30 Nov 1837	30 Nov 1837	D-2
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(Note: the original marriage license shows this name to be "Adkins")

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Laurie	Fred C. Hale	19 Mar 1933	22 Mar 1933	M-312
Louisa F.	Oscar D. Williams	1 Mar 1877	1 Mar 1877	G-43
Mary	Josiah E. Phillips	21 Oct 1884	22 Oct 1884	G-306
Mary Emma	William Earle Broach	6 Jun 1908	11 Jun 1908	K-152
Mary F.	James W. Tuck	18 Oct 1851	19 Oct 1851	D-382
Mary Lena	James O. Gresham	23 Apr 1903	24 Apr 1903	J-331
Nell	Arthur Francis Gannon	28 May 1924	29 May 1924	M-21
Ona Lena	Howard F. Bonner	20 Apr 1903	29 Apr 1903	J-308
R. Bartow	Mrs. Susan C. Upshaw	15 May 1891	17 May 1891	I-199
Sallie	George Upshaw	28 Nov 1896	29 Nov 1896	J-35
Sanders	Ruby A. Cook	1 Jun 1909	1 Jun 1909	K-196
Sarah Ann	James Ivey	22 Dec 1843	24 Dec 1843	D-134
Stella Gertrude	Wm. Kirk Swann	19 Dec 1911	25 Dec 1911	K-318
Susan A.	Abner J. Stephens	12 Dec 1865	17 Dec 1865	E-199
Susan C. (Mrs.)	R. Bartow Upshaw	15 May 1891	17 May 1891	I-199
Tinsley	Frances Bird	23 Sep 1831	26 Sep 1831	C-1
Virginia A.	Micajah C. White	3 Aug 1880	3 Aug 1880	G-366
William	Mary Gibbs	7 Dec 1830	12 Dec 1830	B-156
Wm. S.	Maud F. Armstead	11 Sep 1900	11 Sep 1900	J-170
William T.	Mary Smith	23 Feb 1860	26 Feb 1860	E-106

### General Index to Marriages, 1820-1938 (Colored; male index only)

<u>Upshaw name</u>	<u>Spouse</u>	<u>license date</u>	<u>marriage date</u>	<u>book-page</u>
Albert	Shellie Sims	7 Jan 1922	7 Jan 1922	L-121
Berry	Mattie Selman	21 Mar 1893	21 Mar 1893	H-314
Wyatt	Roda Towler	22 Nov 1870	26 Nov 1870	A-120

### Walton County, GA, Marriages 1820-1971; Walton County Court of Ordinary (now Probate Court):

(Alphabetical males):

Upshaw, Benjamin A. & Susan Garrett, 19 Dec 1872, book E, page 380  
Upshaw, George & Sallie Upshaw, 29 Nov 1896, book J, page 35  
Upshaw, George F. & Frances E. Edwards, 19 Aug 1842, book D, page 113  
Upshaw, George M. & Dorotha D. Hamby, 12 Nov 1861, book E, page 123  
Upshaw, Harry Lee & Ida Elizabeth Barrow, 3 Apr 1917, book L, page 147  
Upshaw, J.C. & Nettie Merle Wright, 12 Jan 1902, book J, page 251  
Upshaw, James B. & Nancy E. Arnold, 23 Nov 1876, book G, page 11  
Upshaw, John P. & Mary Selman, 29 Dec 1858, book E, page 68  
Upshaw, Larkin & Elizabeth Perkins, 30 Nov 1837, book D, page 2  
Upshaw, R. Bartow & Susan C. Upshaw, 17 May 1891, book I, page 199  
Upshaw, Sanders & Ruby A. Cook, 1 Jun 1909, book, page 196  
Upshaw, Tinsley & Frances Bird, 26 Sep 1831, book C, page 1

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Upshaw, William & Mary Gibbs, 12 Dec 1830, book B, page 156  
Upshaw, William S. & Maud F. Armstead, 11 Sep 1900, book J, page 170  
Upshaw, William T. & Mary Smith, 26 Feb 1860, book E, page 106

(Alphabetical females):

Upshaw, Blanche & J.P. Jones, 22 Dec 1900, book J, page 189  
Upshaw, Cora Lou & Emory Speer Herndon, 27 Jun 1899, book J, page 120  
Upshaw, Elizabeth & John L. Reynolds, 22 Dec 1844, book D, page 156  
Upshaw, Elizabeth & Preston Rutherford, 27 Jun 1848, book D, page 291  
Upshaw, Emily & Elbert Ivey, 7 Apr 1842, book D, page 108  
Upshaw, Frances & W.D. Barrett, 31 Aug 1932, book M, page 290  
Upshaw, Francis & Charles M. Harris, 15 Feb 1877, book G, page 41  
Upshaw, Jean Elizabeth & Robert Charles Aycock, 24 Sep 1939, book M, page 578  
Upshaw, Jessie & C.A. Sockwell, 2 Jun 1897, book J, page 49  
Upshaw, Laurie & Fred C. Hales, 22 Mar 1933, book M, page 312  
Upshaw, Louisa F. & Oscar D. Williams, 1 Mar 1877, book G, page 43  
Upshaw, Mary & Josiah E. Phillips, 22 Oct 1884, book G, page 306  
Upshaw, Mary Emma & William Earle Broach, 11 Jun 1908, book, page 152  
Upshaw, Mary Lena & James O. Gresham, 24 Apr 1903, book J, page 331  
Upshaw, Nell & Arthur Francis Garrison, 29 May 1924, book M, page 21  
Upshaw, Ora Lena & Howard F. Bonner, 29 Apr 1903, book J, page 308  
Upshaw, Peggie F. & Theo Leres, 19 Aug 1942, book N, page 98  
Upshaw, Sallie & George Upshaw, 29 Nov 1896, book J, page 35  
Upshaw, Sarah Ann & James Ivey, 24 Dec 1843, book D, page 134  
Upshaw, Stella Gertrude & William Kirk Swann, 25 Dec 1911, book K, page 318  
Upshaw, Susan A. & Abner J. Stevens, 17 Dec 1865, book E, page 199  
Upshaw, Susan C. & R. Bartow Upshaw, 17 May 1891, book I, page 199  
Upshaw, Virginia A. & Micajah C. White, 3 Aug 1880, book G, page 366

Walton Co., GA Marriages 1971-2003; (searched for Upshaw references by Ted Brooke, 5 May 2003):

Marriage Record 1, 1971-1977: No Upshaw grooms or brides.  
Marriage Record 2, 1977-1981: No Upshaw grooms or brides.  
Marriage Record 3, 1981-1985: No Upshaw grooms or brides.  
Marriage Record 4, 1985-1990: No Upshaw grooms or brides.  
Marriage Record 5, 1990-1994: No Upshaw grooms or brides.  
Marriage Record 6, 1994-1999: No Upshaw grooms or brides.  
Marriage Record 7, 1999-April 2003:

Page 166: Anne C. Upshaw & Daniel James Smith, 1 Dec 2000.

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**Miscellaneous Items**

War For Southern Independence

Hillyer, George, *Battle of Gettysburg*, page 14 & 15; Address before the Walton County, Georgia, Confederate Veterans, August 2<sup>nd</sup>, 1904; reprinted from the *Walton Tribune* (date unknown; contributed by Dr. Charles B. Upshaw, Jr., Atlanta, Ga.). Judge George Hillyer commanded, as Captain, Company "C", 9<sup>th</sup> Georgia Volunteer Infantry Regiment of Walton County, Georgia, of which Robert A. Upshaw was a member; the following is an account of fighting at Gettysburg, Pennsylvania, around Baughman's Battery on July 3, 1863, with Union cavalry of Kilpatrick on the Confederate right flank.

"...I moved the regiment to the position that had been occupied by the thin line of the 1<sup>st</sup> Texas and there, taking advantage of a rock wall, we held the position for several hours, expecting to be again attacked, but the enemy did not come again. The picket fighting was still going on in front all along the line. The rock wall was on the hill side, sloping toward the west. It was July and the sun was intensely hot. In front of us was a wounded Yankee cavalryman. He was crying piteously for water and we wanted to relieve him if we could, but it was as much as any man's life was worth to expose himself before the wall. You might put up your hat and a bullet would strike it in less than a minute. Littleton Rains and **Robert Upshaw**, two of my men, were of the litter corps and had come up and laid down with us behind the rock wall. Their litter was bloody, but just enough white left about it to make it barely possible that it might be used as a flag of truce. So I told Rains to try to bring in the wounded Federal and to wave a flag over the wall; but nobody had a handkerchief, or at least one that was white, not even as white as the cloth of the litter. So I told Rains to hold his litter up over the wall and wave it back and forth. He did so, and in two or three minutes the firing from the enemies' sharpshooters slackened and finally ceased altogether. I then told Rains to get up on the wall and wave his litter as if for a signal; and some of the enemy stepped out in open view. Not a shot was fired at him or them. **Upshaw**, the other litter bearer, then joined Rains and they got over the wall and went to where the wounded Yankee was; brought him in and laid him down behind the wall; and we gave him water, and what comfort we could. This scene was probably witnesses (sic) by hundreds of Federals; and any one of them might have picked off Rains or **Upshaw**, whilst in the act, or our men might have shot some of them; but not a gun was fired.

As soon, however, as the incident was over, the Federal sharpshooters, seeming to know and understand exactly what it was; and that the reason for it had ended, broke out again in the most business-like way and the fight went on as before. These truces to which I have alluded, were by no means exceptional; but in army experience they occurred often, and such a thing as cowardly treachery under the circumstances, or a mean shot fired, taking advantage of the situation thus arising was almost, or quite, unknown. Such things could not happen but for the fact that the voice of humanity in Anglo-Saxon hearts triumphed over their temptations. Doubtless the rank and file of the Federal army was better in their home and fireside teachings, and in the humanity developed in their childhood, than some of their generals.

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Confederate Widow's Indigent Pension application, 1901-1903, Walton Co, GA. (Source: Georgia Archives Microfilm Library, drawer 276, reel 63):

Item 1: 1901 Widow's Indigent Pension; Elizabeth Upshaw, Walton County, widow of Robt. A. Upshaw, "C" 9<sup>th</sup> Ga. Power of Attorney – Elizabeth Upshaw of Walton County authorize W.A. Wright of Fulton County to receive and receipt for the pension allowed and that he remit the same to me at Monroe, Ga. by his check or registered mail. (signed) 28 January 1901, Elizabeth (X) Upshaw.

Item 2: Questions for applicant. Walton County, Elizabeth Upshaw, resident of Walton County, Monroe, Ga. "Have lived in Walton County, Ga. all my life."; born in 1838 in Walton County. Husband, Robt. A. Upshaw, was born June 10, 1834 in Walton County, Ga., married Dec. 21, 1854. He enlisted in 1861 in Walton Co, Ga., in Co. C 9<sup>th</sup> Regiment of Georgia. He served from 1861 to the close of the war in 1865, served 4 years. He was discharged in April 1865 at Appomattox Court House, Va. He was present at the time and place when his Company and Regiment surrendered. He died March 30, 1880 in Walton County, Ga. I base my application on infirmity and poverty; constitution completely broken down, am invalid. not able to do anything, have lost the use of my limbs and have no means of support. Occupation since my husband's death has been only cleaning house work until some of yers (?) age not able to do anything now. I can earn nothing by my own exertion or labor. I have no property and no income. Have no property left me by my husband and no property in 1899 & 1900. I resided in Walton County, Ga., in 1899 & 1900 and returned no property on the tax rolls. I've been supported since the death of my husband, especially for 1899 & 1900 "by the help of my children & for 1899 & 1900 by my single daughter". My support cost about \$70 for each year 1899 & 1900 & I contributed nothing by my own labor. My employment for 1899 & 1900 was nothing; not able to do anything. My family is my daughter who has no means of support. I have made one application for pension before as the widow of a Confederate soldier. (Signed) Elizabeth (X) Upshaw, 28 January 1901

Item 3: Questions for Witnesses. Walton County, John W. Arnold, of said State and County, in the application of Mrs. Elizabeth Upshaw for a pension under the act of 1900.

My name is J.W. Arnold and resides in Walton County at Monroe, Georgia. I have known Mrs. Elizabeth Upshaw for forty years or more; she resides in Monroe, Georgia, for all her life. She was born in Walton County, but date not known. I was acquainted with her husband and in 1861 he resided in Walton County. He was married to Mrs. (sic) "Elizabeth Still, the record shows." She was married 21<sup>st</sup> Dec. 1854. He was born in Walton Co., date not known. I have known him for thirty years or more. Robert A. Upshaw enlisted in Co. C, 9<sup>th</sup> Ga. Vol. June 12<sup>th</sup> 1861 at Monroe, Ga. I was a member of the same Company and Regiment. He served from June 12<sup>th</sup> 1861 to the surrender at Appomattox C.H., Va. on 10 Apr. 1865. I was with the command when it surrendered and Robert A. Upshaw was present. I know all this as "we were in the same Co. & Regt. with him till the surrender at Appomattox C.H., Va. Robert A. Upshaw died one mile and a quarter north of Monroe, Ga.. He resided on land 1 ¼ miles north of Monroe, Ga. and his widow has remained unmarried since her soldier husband's death. She has no property or income. She is a physical wreck, unable to labor at any thing, wholly dependant. She was supported in 1899 and 1900 by her children.. (signed) 12<sup>th</sup> Feby. 1901, John W. Arnold.

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Item 4: Affidavits of Physicians. Walton County, J.T. Van Horne and N.L. Gallaway, both known to be reputable physicians of said county, who have carefully examined Mrs. Elizabeth Upshaw. She is over 60 years of age, has had bronchitis for years. She is very much emaciated and very feeble, she is physically a wreck unable to do any kind of work, and will never be able to do anything towards making a support. (signed) 12<sup>th</sup> March 1901, J.T. Van Horne, N.L. Gallaway, M.D.

Item 5. 1902, Indigent Widow's Pension, Mrs. Elizabeth Upshaw of Walton County, widow of R.A. Upshaw, Co. C, 9 Regiment. Power of Attorney. I, Elizabeth Upshaw, hereby authorize W.A. Wright of Atlanta, Ga., to receive and receipt for the pension paid hereon. (signed) 9 January 1902, Elizabeth (X) Upshaw.

Item 6. 1903, Indigent Widow's Pension, Mrs. Elizabeth Upshaw of Walton County, widow of R.A. Upshaw, Co. C, 9 Regiment. Power of Attorney. I, Elizabeth Upshaw, hereby authorize W.A. Wright of Atlanta, Ga., to receive and receipt for the pension paid hereon. (signed) 19 January 1903, Elizabeth (X) Upshaw.

Item 7. For indigent widows heretofore allowed pensions. Walton County, Ga., Elizabeth Upshaw, widow of Robt. A. Upshaw, who was a soldier in Co. C, 9<sup>th</sup> Regiment of Georgia volunteers and served in the army up to 1865 that he died on the (blank) day of (blank) 1880; he died in 1880 leaving me his widow and I am old, not able to do anything. I became his wife in 1854. (signed) 9 January 1902, Elizabeth (X) Upshaw

Item 8. For indigent widows heretofore allowed pensions. Walton County, Ga., Elizabeth Upshaw, widow of Robt. A. Upshaw, who was a soldier in Co. C, 9<sup>th</sup> Regiment of Georgia volunteers and enlisted in the regiment in 1861 and served in the army up to 1865 that he died on the (blank) day of (blank) 1880. I am still his widow and have no means of support and not able to do anything. I became his wife in 1854. (signed) 19 January 1903, Elizabeth (X) Upshaw

**Newspaper Items**

*Supplement to the Walton Tribune*, Monroe, GA, Dec. 11, 1968, pages 147, 148:

**Richard Upshaw Bought Walton County Homeplace May 31, 1822;** by Cora Lou Herndon.

The Bertha Upshaw Clubhouse in Social Circle stands out as a worthy memorial to the late John Phillips Upshaw III who, some years before his death in January 1937, willed his handsome residence and four-acre lot in town as a clubhouse.

A native of Walton County, he was born near Jersey and the home of the late General Robert Milner Echols, a charter member of Sardis Primitive Baptist Church before his parents moved to make their home in Social Circle.

John P. Upshaw Sr. continued his farming in the social Circle area as did his son, John Phillips Upshaw Jr., after the death of his father. John P. Upshaw, John M. Ammons and Robert A. Upshaw were appointed to solicit funds for the new Sardis church house built in 1869. A former church was built in 1839, and names of the first of those contributing funds for both buildings are on record on the church

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books. Robert A. Upshaw became a member of Sardis Church the following year, 1870. His wife had had her membership there for several years. Robert A. Upshaw served as one of the deacons and was church clerk at the time of his death, March 30, 1880.

The first Upshaws (spelled by some relatives as Upshur) to settle in Walton County made their homes in the First District near Mt. Paron Church four miles from Social Circle. On May 31, 1822, Richard Upshaw bought land from Edmund Elder in that district, acquiring 100 acres for \$300. On Oct. 22, 1824, Adkins Upshaw bought 250 acres in the First District for \$200. On Oct. 18, 1828, Adkins Upshaw deeded 135 acres in the First District to his brother, Tinsley Upshaw, for \$120.

Tinsley Upshaw bought 250 acres Oct. 19, 1840 from Allen Chandler at \$500. It lay in the Fourth District where Tinsley Upshaw and family moved after Tinsley sold his land in the First District. He also bought adjoining lands and continued his residence there throughout his life. He was 27 when he married Martha Phillips at Lexington in Oglethorpe County. He and his wife and her parents came to Walton and lived a number of years in Social Circle. Tinsley was a soldier in the War of 1812, but served only three months. Born in Elbert County, he enlisted there. Following service in 1814, he went to school in Lexington and boarded with his uncle, Richard Upshaw, whose wife was the former Rebecca Elder. Tinsley Upshaw was then for sometime a teacher in country schools. He and his wives were members of Mt. Paron and later Social Circle Baptist churches in the First District. In 1837, Tinsley and Francis Byrd Upshaw are listed as members of the then-new Baptist church in Social Circle.

The first record book of Mt. Paron Church was lost by a church clerk. Consequently, records are missing prior to 1880. In 1852, the Sardis Church records show that Tinsley Upshaw and his wife Frances joined there on confession of faith. The Baptists had been divided since the "Schism" occurring at an associational meeting in 1832 in Eatonton.

After the death of Tinsley Upshaw's first wife in 1829 or 1830, he married Frances Byrd in Walton County Sept. 26, 1831.

Children of Tinsley and Martha Phillips Upshaw were Emily, who married Elbert Ivey; Elizabeth, who married Preston Rutherford; and John Phillips, who married Mrs. Mary Stark Selman, widow of John Selman.

Mary Frances Upshaw was the eldest child of Tinsley and Frances Upshaw, born August 1832. Her first marriage was to James W. Tuck in 1852. He died in the War Between the States.

Her second marriage was to a widower, James R. Garrett, in Walton County in 1869. The three Garrett children were Amelia, George Almand Garrett, and Luther T. Garrett. Amelia died in June 1887. George A. Garrett became tax collector and then held office as Ordinary of Walton County, serving 32 years in both and dying in 1956. His brother, Luther T. Garrett, died August 16, 1963. He was a farmer and citizen of Between.

Ordinary Garrett was a member and deacon of Sardis Primitive Baptist Church. His wife, who preceded him by several years in death, was Miss Ida Dial of Newton County. Luther T. Garrett's wife was Miss Ida Palmer of the same place. Several of their sons served in the Navy while others were farmers. Mary Upshaw Tuck Garrett died in Loganville in April 1906, and was buried beside her husband, the late James R. Garrett, at Shiloh Primitive Baptist Church Cemetery. She married a second time in 1869.

Several descendants of Tinsley Upshaw became physicians. These include Dr. S.W. Tuck of Pembroke, Va., Dr. Harry L. Upshaw of Social Circle, Dr. W.K. Swann Jr. of Knoxville, Tenn., and Dr. Goodwin Tuck of Covington.

Harrison F. Upshaw married Elizabeth Francis of Rockdale County, Nov. 11, 1883, and his brother P.C. Upshaw married Lena Francis of Rockdale County in 1888. Henry C. Upshaw married Josephine



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*Unpublished Records of Walton County, Georgia*  
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Hudson. Harrison F.'s daughter Elizabeth is an author.

Dr. Goodwin Tuck of Covington is a son of Attorney Reuben M. Tuck, elder son of the late James W. Tuck, son of Mary U. Tuck and her first husband, James W. Tuck, who died during the Civil War. Several Navy men of high rank are descendants of Tinsley Upshaw.

Mary Tuck's children were Harris Tuck, who died in Texas; Robert B. Tuck of Loganville; Fannie Wellmaker; Jane Phillips; Emmie Knight; Eliza Stevens Summerour; and James W. Tuck of Loganville, whose eldest son is Reuben M. Tuck of Covington. The late Robert Tuck married Louisa Arnold and Dr. Seab Arnold Tuck was their youngest child. Others were Mamie Tuck Cook, Herschel Tuck, and Roy Tuck. Mrs. Fannie Lou Hannah and Mrs. Ruth Broach are living in Atlanta, as is R. Mell Tuck.

Tinsley Upshaw's oldest daughter Emily married Elbert Ivey and her husband died when young. Late in life she married John (Jack) Herrin of Social Circle. Her children were Martha Ivey Mayfield, Elizabeth Byrd, and John T. Ivey. Martha and John T. lived in Loganville Elizabeth Byrd resided in Covington in her late years.

Robert A. Upshaw married Elizabeth Still in December 1854. William Thomas Upshaw, who married Mary Vaughn Smith, died May 19, 1862, in Richmond, Va. six weeks after enlisting in the Southern Army. His brother Robert was with him during his illness and at the time of his death. George M. Upshaw married Dorothy Hamby, daughter of Elder Isaac Hamby, in Walton County. George M. Upshaw and family lived in Conyers and later moved to Carroll County.

Robert A. Upshaw married Elizabeth Still in December 1854. Their eldest daughter, Frances Upshaw, married Charles Harris of Campton where they resided. Their living children are Golden C. Harris of Good Hope and Hull Harris of Chattanooga, Tenn. Robert and his wife were members of Sardis Primitive Baptist Church where he served as a deacon and church clerk. He died March 30, 1880, and was survived for many years by his widow. Their children were Frances Harris, Jenny White, R.B. Upshaw, Sally Upshaw, Maggie Adams, George and Oscar Upshaw and Blanche U. Jones. Sally, the last survivor, died in Atlanta in April 1960.

George M. Upshaw, son of Tinsley Upshaw, married Dorothy Hamby, daughter of Elder Isaac Hamby of Walton County. The family moved to Conyers and later to Carroll County where his first wife died. He was married the second time to Miss Pat Bridges, who survived him. His three children, Thomas, Emma and Patrick, died some years ago. Emma married E.E. Embry and outlived her brothers who had no children. She had three daughters, two of whom are living.

Susan Antine Upshaw married Abner J. Stephens, a Confederate veteran, in Walton County December 17, 1866. Their eldest child was Tallulah who married Charley Stroud, 18, and went with him to live in Texas. Sons who remained in Walton County most of their lives were R. Hester Stephens, W.B. Stephens, John Tinsley Stephens. M.M. Stephens lived in North Carolina, Conyers and Atlanta. J. Golden Stephens lived in Cleveland, Ohio, Louisville, Ky., and Atlanta. Noran Stephens lived mostly in Cleveland, Ohio, after he was grown and married. Sons residing in Social Circle were the late John P. and William Stark and Sanders Upshaw, Mayor W.B. Stephens, Jr. and the late J. Henry Stephens were great-grandsons.

Benjamin A. Upshaw and his wife, Susie Garrett Upshaw, have no descendants living except a granddaughter, Mrs. Frances Ashe of New Orleans, La. Sallie married her cousin, George Upshaw, son of Robert A. Upshaw. James T. Was not married. Benjamin C. Upshaw married Miss Ragsdale, daughter of Mayor Ragsdale of Atlanta, and after her death he married Miss Chamberlin of Atlanta. They had no children.

James Berrien Upshaw married Nancy Emma Arnold, daughter of Francis M. Arnold and Almeda Burson on Walton County Aug. 10, 1843. James Berrien Upshaw and Nancy Emma Arnold married at the

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*Unpublished Records of Walton County, Georgia*  
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bride's parents' home, Nov. 23, 1876. They had seven children who lived to grow up and marry: William Francis Upshaw who married Annie Gibbs Kinnard, a third cousin of Newnan; Cora Lou, who married Emory S. Herndon of Social Circle; J.C. Upshaw who married Nettie Wright of Monroe and after her death, Brownie Perry of Atlanta. He died Sept. 28, 1963. William F. Upshaw's second wife of Raleigh, N.C., survives him and is the former Myrtle Miller of Newark, Ohio. Ora Lena Upshaw married Howard F. Bonner of Rutledge and was widowed in 1936. She died July 4, 1966, in Atlanta. Mary Emma Upshaw married W. Earle Broach of Campton, June 8, 1908. Mary Emma (called Mae) is widow of W. Earle Broach since March 1, 1904. She is an invalid in Nightingale Nursing Home, Concord, N.C. Rt. 2. Their only child is Dr. Claude Upshaw Broach, pastor of St. John's Baptist Church, Charlotte, N.C. Rev. James C. Upshaw, son of Daniel Upshaw, is pastor of San Rafael Presbyterian Church in California.

William F. Upshaw and wife, Annie Gibbs Kinnard had four sons. The eldest married Margaret Mitchell of Atlanta, who was to become author of the best seller, "Gone With The Wind." They were later divorced and Miss Mitchell married John Marsh. James Arnall Upshaw of Richmond, Va., is the survivor. Edward H. Upshaw and Sage Hardin Upshaw died after living to manhood. Sage Harden (sic) Upshaw was with the U.S. Army in England at the time of his death in 1944. Children of his second wife, Myrtle Miller Upshaw, are Commandant William W. Upshaw, Navy Base, Washington, D.C., Mary Bryant Fulghum Lawson and Nancy Upshaw Edgerton, wife of Dr. Courtney Edgerton.

Clifford Albert and Dorothy Upshaw were infants of J.B. and N. Emma Upshaw who died in the early 1890's and were buried at Bay Creek Church where the Arnold's grandparents were buried, and the present Sardis Church was built on four acres for church building and a cemetery was given in 1896 by James Berrien Upshaw.

Stella Upshaw, born January 24, 1894, married Dr. W. Kirk Swann, Dec. 25, 1912, at the home of her parents. Dr. and Mrs. Swann lived in Between for some time before moving to Monroe, then later made their home in Covington. Dr. Swann died August 30, 1960. Stella U. Swann died May 29, 1966. Their five children are Dr. W. Kirk Swann, a surgeon, of Knoxville, Tenn. Dorothy Swann married Robert H. Wharton and their residence is in Atlanta. Eleanor Swann married W. Reid Childers of Griffin. R. Paul Swann married Laurice Looper of Dalton, where they make their home. Mary Swann, youngest of the Swann children, married Dr. W.T. Rainey, a chemist. They make their home in Oak Ridge, Tenn.

Daniel Hess Upshaw, youngest child of the late James Berrien Upshaw and Nancy Emma Arnold Upshaw, was born Sept. 19, 1896, and married Mary Anderson of Covington, in June 1917. The ring ceremony was performed by the groom's father, Elder J.B. Upshaw. Their first child was Daniel Hess Upshaw Jr., born in September 1918, died in 1919 and buried in Covington. Anne Upshaw was born in June of 1922; James Claude Upshaw II was born also in Covington, and Marsha Upshaw was born in September of 1927 in LaGrange.

Their father, Daniel Hess Upshaw, died Dec. 5, 1929, in Gadsden, Ala., while away from home in Huntsville, Ala., after a few days illness. He is buried in the Covington cemetery.

Children of Cora Lou Upshaw Herndon and Emory Speer Herndon are Sara Emma who on Aug. 2, 1927 married P. Kenneth Arthur, now of Bridgeton, N.J. P.K. Arthur was a native of Bedford, Va. Elisha Merriman Herndon married Florimel Williams of Atlanta Oct. 28, 1928, and they have made their home in Durham, N.C., for many years. James Berrien Herndon married Mary Gossett of Atlanta on Nov. 6, 1928.

The Arthurs have a daughter, Marjorie, whose husband is Robert K. Bush, and two children, Barrie and Craig Bush of Mooretown, N.J. The Elisha M. Herndons have four daughters, Yvonne, Joyce, Carol and Elaine. Yvonne married Rev. C. Clyde Tucker of Virginia; Joyce married W.H. Mitchell of North

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Carolina; Carol married Robert M. Longsworth of Carrollton, Ohio; and Elaine married Rev. Charles W. Fox of Houston, Texas. The Tuckers have five children, the Mitchells three, the Longsworths three, the Foxes three, making fourteen grandchildren for the Elisha M. Herndons.

James B. Herndon and Mary G. Herndon have a son, James B. Herndon, Jr., born April 8, 1931. He married Jane Grigsby of Atlanta on Feb. 19, 1957, and they have two children, James B. III, and Elaine Herndon, five and seven.

Mr. and Mrs. James B. Herndon have lived in Columbus since moving from Atlanta about two years ago.

(picture #1): James Berrien Upshaw – a frontier minister, he and John Barrett were cofounders of Sardis Primitive Baptist Church, still active and held to be the oldest church edifice in Walton County.

(picture #2): Elisha Milner Herndon – son of Revolutionary soldier; reared in Old Herndonville between Social Circle and Monroe. Pictured following a Confederate Soldier's reunion while wearing a decoration. Died Oct. 19, 1914. Buried in Old Herndon cemetery across Highway 11 from Annie Mary Church.

(picture #3): Prof. Claude Upshaw, brother of Mrs. Emory S. Herndon, shown with group of his students, photo believed to have been made near turn of the century.

### Obituary Notices

Obituaries from extant issues of Walton County newspapers following known death dates of Upshaw persons in Walton County, as identified in *Walton County Georgia Cemeteries* presented here in chronological order.

*THE WALTON TRIBUNE*, 29 April 1932, p. 7

#### **Death of Mrs. Lutz.**

The death of Mrs. Emily Upshaw Lutz, which occurred at the Georgia Baptist hospital on Sunday afternoon, has caused sadness to our city.

Mrs. Lutz, formerly Miss Emily Upshaw, was reared here and was loved by all who knew her. She numbered her friends by her acquaintances. Several years ago she was married to Mr. D. A. Lutz, of Granite Falls, N. C., where they lived until Mr. Lutz's death one year and two weeks ago.

Mrs. Lutz's funeral was held at the home of Mr. and Mrs. Sanders Upshaw at 10:30 o'clock on Tuesday morning, conducted by Rev. S. E. Rogers and Rev. R. L. Cook.

The hundreds of friends of Mr. and Mrs. Sanders Upshaw, Mr. and Mrs. John Upshaw and Col. Ebb Upshaw extend sincere sympathy.

*THE WALTON TRIBUNE*, Friday, 10 January 1936

#### **Attend Funeral**

Mr. and Mrs. F. M. Lloyd, Mrs. H. O. Godwin, Mrs. George Malcom, Mrs. E. C. McDowell, Mrs. Eula Herndon, Mrs. Harvey Crawley, Elder and

*THE WALTON TRIBUNE*, Friday, 10 January 1936

Mrs. R. L. Cook, Mr. and Mrs. B. A. Malcom and Mr. Emory Herndon attended the funeral of Mrs. Callie Upshaw on last Saturday.

### **Mrs. Upshaw Dies**

The hundreds of friends of Dr. and Mrs. H.L. Upshaw deeply sympathize with them in the death of his mother, Mrs. Callie Upshaw, which occurred at her home at Rosebud on Thursday morning.

The funeral was held at the home on Saturday morning, Elder R.L. Cook officiating. Interment was in the cemetery at Sardis church.

Mrs. Upshaw is survived by her husband and four children. Dr. H.L. Upshaw, of Social Circle, Mr. Olin Upshaw, of Rosebud, Mrs. Walter Barrett, of North Carolina, and Mr. Carl Upshaw, of Atlanta.

### **Suffers Fall.**

About thirty minutes after the death of his wife, Mr. Upshaw suffered a fall on the ice, breaking his hip. He was immediately rushed to Georgia Baptist hospital, where he remains under treatment.

The many friends of Mr. Upshaw and those of Dr. Upshaw, deeply sympathize with them both. As will be remembered, Dr. Upshaw was in a wreck about three (more, not on photocopy).

*THE WALTON TRIBUNE*, Friday, 22 January 1937, p. 1

### **County Mourns For Mr. John P. Upshaw**

Social Circle, Walton County and the state of Georgia lost one of its best known, most widely beloved and highly respected citizens in the passing of Mr. John P. Upshaw, at his Social Circle home on Saturday morning, January 16.

Mr. Upshaw's decline in health began on December 19, when his physician ordered him to bed following an attack of dizziness and other symptoms.

Since the day he was stricken, a profound concern was felt through the community where he was so dearly loved, and a pall of sorrow followed the announcement of his passing.

Funeral services occurred Sunday afternoon at the Social Circle Baptist church, where a throng of grief-stricken friends and relatives bore mute evidence of the love and esteem held for the departed one.

The funeral was conducted by Elder R. L. Cook, Rev. B. H. Waugh, and Rev. C. B. Drake. Interment occurred in the city cemetery, the E. L. Almand company directing. Pallbearers were Messrs. H. L. Rowe, W. S. McKibben, Cliff Rogers, George Malcom, E. S. Herndon, P. A. Stanton, L. N. Sigman and T. P. Rogers.

A businessman of intelligence, foresight and integrity, a churchman who gave active and material support to every good cause, and a

neighbor who won the sincere regard of everyone fortunate enough to become intimately acquainted with him, Mr. Upshaw's passing removes one of those true gentlemen and solid citizens who ever promoted the general welfare of the community and section in which they reside.

Sixty-seven years of age, Mr. Upshaw was born in this county, the son of the late John Phillip Upshaw, Sr., and Mary Stark Upshaw. He moved to Social Circle at a young age with his parents, and remained there the balance of his life. He was educated at the Social Circle schools and at the University of Georgia.

In 1899 he married Miss Bertha Wilson, of Hampton, to which union was born one daughter, Nell Upshaw, now Mrs. Arthur Gannon, of Athens. Mr. Upshaw is survived by his wife and daughter, Mrs. Gannon; two brothers, Col. Ebb P. Upshaw, of Covington, and Mr. Sanders Upshaw, of Social Circle; two sisters, Mrs. J. O. Gresham, of Tampa, Fla., and Mrs. Charley A. Sockwell, of Covington, who have the tenderest sympathy of hosts of friends in their bereavement.

To the entire City of Social Circle, to hundreds of friends and to the relatives, The Tribune offers humble tribute and expressions of deepest sympathy at the passing of this noble and useful man.

*WALTON TRIBUNE*, 22 January 1937, p. 7 – News of The Week From Social Circle  
(By Mrs. E. C. McDowell)

**HON. JOHN P. UPSHAW**

Again our town has had a pall of sadness thrown over the citizens in the passing away of one of the city's finest citizens, Mr. John P. Upshaw. He was a fine upright gentleman, his friends were numbered by acquaintances.

He was ever ready to help those less fortunate than himself. He was loved by the children, who often met him on the streets and always had a kind word for all.

Mr. Upshaw was stricken sick three weeks ago and little hopes were entertained for him from the beginning. We will miss him from our midst.

He is survived by his wife, one daughter, Mrs. Arthur Gannon, two sisters, Mrs. J. O. Gresham, of Tampa, Fla., Mrs. Charlie Sockwell, of

Covington, two brothers, Col. Ebb Upshaw, of Atlanta, and Mr. Sanders Upshaw.

The many beautiful flowers and the great congregation of relatives and friends that assembled at the Baptist church attested the love and friendship of Mr. Upshaw, Elder R. L. Cook, Rev. B. H. Waugh and Rev. C. B. Drake officiated at the funeral. The remains were laid to rest under a mound of flowers in the city cemetery.

\* \* \*

Mr. and Mrs. J. C. Upshaw, Mrs. W. K. Swann, Col. and Mrs. Ruben Tuck, Rev. and Mrs. Walker Combs, of Covington, attended the funeral of Mr. John Upshaw Sunday.

*THE WALTON NEWS*, 16 June 1942 – NEWS FROM SOCIAL CIRCLE

**DR. AND MRS. UPSHAW  
CALLED TO CLARKSVILLE**

Just as our News page leaves us for press Monday morning, Dr. and Mrs. H. L. Upshaw receive telephone call from Clarksville, GA., that Mrs. Upshaw's mother, Mrs. D. J. Barron, had suffered a stroke of paralysis. Her condition was considered very serious and Dr. and Mrs. Upshaw

were on their way to Clarksville in a very short while.

Mr. and Mrs. Walter Barrett and daughter, Rosemary, of Graham, N.C., were week-end guests of Mr. and Mrs. Olin Upshaw at Rosebud. Mrs. Barrett and daughter were extending their visit and were to visit Dr. and Mrs. Upshaw this week.

*WALTON TRIBUNE*, Friday, 12 March 1943, p. 7 – News of The Week From Social Circle  
(By Mrs. E. C. McDowell)

**MR. GRESHAM PASSES**

A pall of sadness was thrown over our town last Tuesday when the message was received here that Mr. Jim Gresham, of Montgomery, Ala., had passed away.

He was formerly a citizen of our town, an honorable and upright gentleman, always ready to help those who needed help. He was a fine neighbor, a loyal husband and devoted father.

About twenty years ago he moved to Atlanta, later moving to Florida, where he was engaged in business for several years.

Last Fall he went to Montgomery, where he and his wife were with their children, Mr. and Mrs.

George Holliday. He had been in feeble health since last December.

The remains were brought here on Thursday morning, and lay in state at the E. L. Almand funeral home until 2:30. The funeral was held at the Baptist church, with Elder R. L. Cook officiating, and interment was in Circle View cemetery.

Mr. Gresham is survived by his wife, formerly Miss Lena Upshaw, and the following children: Mr. and Mrs. James Gresham and two children of Plant City, Fla.; Mr. and Mrs. Preston Vickers and daughter, of Clermont, Fla.; Mr. and Mrs. James Caves and three children, of Tampa, Fla.; Mr. and

Mrs. George Holliday, and Mr. and Mrs. Jack Steagall, of Montgomery, Ala.; two sisters, Mrs. Lena Brown and Mrs. Maud Almand, of Atlanta.

Other relatives present at the funeral from out-

of-town were Mr. and Mrs. Wade, Mrs. Gertrude Gibson, Mrs. Catherine Carroll and Mrs. Rosa Bell Pentecost, of Atlanta, Mrs. Charlie Sockwell and Mrs. James Biggers, of Covington.

*THE WALTON NEWS*, Tuesday, 11 April 1944 – **Social Circle Mourns Death of Dr. H. L. Upshaw**  
(By Social Circle Correspondent)

The death of Dr. Upshaw brings sorrow to his devoted family, a large family connection, and to hundreds of friends here and throughout this section.

Following an illness that became serious, in December, he had been confined to bed and but little hope had been held for his recovery. Realizing his illness critical, he wished to be at home with his loved ones and there spend his remaining days. He bore his affliction with a fortitude that is rare. During the months of his illness he had the tender and loving care of his devoted family, his physicians, nurses and loyal friends.

Thursday afternoon at two o'clock the frail body fell peacefully asleep, to all that is earthly. In his death the town and community loses a beloved physician, a most useful man, a valuable citizen. He had been actively engaged in the Medical profession since locating here in the year, 1916, with the exception of the time he was in World War I. He was a Lieutenant in the U. S. Army and stationed at Camp Wheeler, Macon, Ga., from August 1917, to July 1918, when he was sent overseas and was in France until April 1919. In France he received commission of Captain, and an Honorable Discharge, his Commanding Officer, Lt. Col. Fred E. Jones, of the Medical Corps, pronounced him a "splendid officer in any selection."

He was graduated from Emory University, Medical College, in 1915 and served his internship in the Pacific Railroad hospital, Tacoma, Washington.

He was a member of the Walton County Medical Association and was a local surgeon for the Georgia Railroad.

He was also a member of the Lindsey-Harper

Post, Number 46, of the American Legion.

Born at Rosebud, Gwinnett county, September 1, 1903, he was the second son of the late Eld. and Mrs. P. C. Upshaw.

In April 1917, he was married to Miss Ida Barron of Clarksville, Ga.

Surviving him are: his wife and two daughters, Mrs. Robert Charles Aycock and Mrs. Theo L. Leres, a little grandson, Robert Charles Aycock, II, his sister, Mrs. Walter Barrett, of Graham, N.C.; his brothers, Olin E. Upshaw, of Rosebud, and P. C. Upshaw, of Atlanta who are tendered the heartfelt sympathy of many friends in their bereavement.

Funeral services were held Saturday morning at 11:00 o'clock, at the residence, with Elder R. L. Cook officiating minister.

Interment was in Circle Rest, city cemetery, with El. L. Almand Co., Directors. Services were concluded at the grave where many and lovely flowers now mark the newly made mound.

Pallbearers were: Messrs J. H. Stephens, Sanders Upshaw, B. A. Malcom, J. P. Walton, Furman Lloyd, of Social Circle, and Dr. W. C. McGeary, of Madison.

Relatives at the home, and for funeral rites included: Mr. and Mrs. Olin E. Upshaw, of Rosebud, Mr. and Mrs. P. C. Upshaw, of Atlanta; Mrs. Walter Barrett, of Graham, N. C.; Mr. and Mrs. Virgil Barron and two daughters, Mr. and Mrs. Pat Barron, J. T. Upshaw, of Atlanta; Mr. and Mrs. J. D. Barron of Toccoa; Mrs. Starr Smith and Mrs. Arthur Gannon, of Athens; Mr. and Mrs. J. C. Upshaw, Mrs. W. K. Swann, Mrs. C. A. Sockwell, Mrs. J. F. Biggers, Col. Ebb Upshaw, Mr. and Mrs. Hugh Harris, of Covington.

Among out-of-town friends here were Dr. and Mrs. W. C. McGeary of Madison, Dr. and Mrs.

John Gerdine of Jersey, Mr. and Mrs. Carl Aycock of Monroe; Mrs. W. K. McGarity and Miss Lillian Conner of Athens; Mr. and Mrs. Hill Cox of

Rosebud; Mr. and Mrs. Dave Rowzee, Mr. Albert Thomas and Mr. Lee Baker of Atlanta.

*WALTON TRIBUNE*, Friday, 14 April 1944, p. 7 – News of The Week From Social Circle

**MANY MOURN DEATH  
OF DR. HARRY UPSHAW**

Death has again entered our town and taken one of Social circle's finest citizens, Dr. Harry L. Upshaw, whose death occurred Thursday afternoon, at 2 o'clock at his home on Monroe street.

Dr. Upshaw had been confined to his bed for several months. Every care and attention was given him by his family, relatives, doctors, nurses and friends.

He was a fine medical and surgical doctor, and had scores of patients, not only in Walton county but in many adjoining counties. He will be missed by hundreds of relatives and friends. Dr. Upshaw

was a fine citizen, stood for things of help to our town. He was a devoted husband, a loving father and a neighbor that everyone loved.

Funeral services were held Saturday morning at the residence, Elder R. L. Cook officiating. Many lovely floral offerings and the large concourse of people attested the love for this good man.

Burial was in Circle Rest Cemetery.

He is survived by his wife, two daughters, Mrs. Charles Aycock and Mrs. Theo Leres; one sister, Mrs. Walter Barrett, of Graham, N. C.; two brothers, Mr. Olin Upshaw, of Rose Bud, and Mr. Carl Upshaw, of Atlanta; and one grandson, Bobby Aycock. To these sincere sympathy is extended.

*WALTON TRIBUNE*, Friday, 23 May 1948, p. 7 – News of The Week From Social Circle

**Mrs. Bertha Wilson  
Upshaw Passes Away**

Tuesday morning, May 18, at a private hospital, death claimed one of Walton County's loveliest ladies, Mrs. Bertha Wilson Upshaw.

Mrs. Upshaw had been in bad health for several years, but bore her pain with much patience. Everything humanly possible was done for her, but in spite of it she steadily grew worse.

Mrs. Upshaw was the daughter of the late Mr. And Mrs. Wm. P. Wilson, and the widow of the late John P. Upshaw, prominent citizen of Social Circle, who passed away in 1937. Mrs. Upshaw was a devout Christian and took part in all church activities, as long as her health would permit. She was a member of the Social Circle Methodist Church.

For many years Mrs. Upshaw was a leader in social and religious affairs and stood for everything that was for the benefit of her community that she

loved so well. She possessed a rich and rare quality of friendship and her friends were numbered by her acquaintances.

Funeral services were held from the Social Circle Methodist Church, Wednesday afternoon, May 19, at 2 p.m., with Rev. C. D. Read officiating. Interment was in the City cemetery, the E. L. Almand Company, funeral directors, in charge.

Pallbearers were Messrs. Furman Lloyd, Henry Stephens, Edwin Roberts, James Wiley, Jr., Lester Malcom and Sanford Clegg.

Surviving Mrs. Upshaw are Mrs. Arthur Gannon, a daughter, of Athens, one granddaughter, Eleanor Gannon, of Athens, the following brothers: Mr. Will A. Wilson, Mr. Alvin Wilson, of Greensboro; Dr. Richard B. Wilson, of Atlanta; two sisters, Mrs. Emma Turnipseed, of Hampton, and Mrs. Linn W. Stanton, of Atlanta.

Deepest sympathy is extended the bereaved.

*THE WALTON NEWS*, Tuesday, October 19, 1948, p. 3. – Social Circle News of Interest

Mrs. E. S. Herndon, Editor

**Funeral Services Held Here Saturday For  
Beloved Mrs. James O. Gresham**

Social Circle is deeply saddened over the death of one of her beloved daughters, Mrs. James O. Gresham, at her home in Montgomery, Ala., on Thursday afternoon, following three days illness.

Mrs. Gresham had recovered from a long and serious illness which she suffered the past winter in Florida, where she had gone to spend several months with the three children who reside in that State. The past Spring she had sufficiently recovered to return to Montgomery, Ala., where her daughter, Mrs. George Holliday, and family made their home for several years. Her husband died in Montgomery several years ago and his body was brought home for burial in Circle Rest cemetery.

Both Mr. and Mrs. Gresham were reared here and resided here before moving to Plant City, Fla., and later to Montgomery, Ala.

Mrs. Gresham, the former Miss Lena Upshaw, was the elder daughter of her parents, the late John Phillips Upshaw Sr., and Mary Stark Upshaw, of Social Circle, and 77 years and eleven months of age, being born November 17<sup>th</sup>, 1870.

Having spent the greater portion of her life here, she was admired and much loved for her beautiful traits of character which endeared her to the hearts of all whose privilege it was to know her. She was a loyal member of Social Circle Baptist Church since her youth. Also a member of The James M. Chapter, United Daughters of the Confederacy and when making her home here, was a capable officer, having been president of the

chapter for some years and serving with distinction and enthusiasm in any place assigned her. Her death brings sorrow to her devoted family, to her family connection and to a wide circle of friends in this section and to those in Florida and Alabama.

The body was brought by train, 10:40 Friday night to Social Circle, and carried to the home of Mr. and Mrs. Sanders Upshaw, where it lay in state until the funeral hour, 2 o'clock Saturday afternoon. Impressive services were held at the Upshaw home with the Rev. J. W. Combs of Covington, and Rev. Auston Turner officiating.

Surviving are three daughters and one son: Mrs. Press Vickers, of Clermont, Fla., Mrs. George Holliday, of Montgomery, Ala., Mrs. James Caves, of Tampa, Fla., James O. Gresham, of Plant City, Fla., one sister and two brothers: Mrs. Chas. A. Sockwell of Covington, Sanders Upshaw, of Social Circle; a daughter-in-law, and the sons-in-law; and seven grandchildren; one great grandchild, three nieces and other near relatives.

The News joins numbers of friends in extending the bereaved loved ones sincere and heartfelt sympathy.

The interment was in Circlerest cemetery, where lovely flowers mark the grave of one of Social Circle's choicest daughters, a precious mother, beloved sister, a loyal and admirable friend. The memory of her is blessed.

The E. L. Almand Co., Funeral Directors, were in charge of arrangements.

*THE WALTON NEWS*, October 26, 1948, p. 6.

**Correction!**

In last week's write-up about Mrs. J. O. Gresham, a line was lost in print which caused the omission of the name of a brother, Ebb P. Upshaw, of Covington, who along with other

survivors, was present for funeral rites, here, Saturday, October 16. All names of the immediate family of Mrs. Gresham were listed on our original copy, rere. The News regrets the error and is glad to make this correction.



*WALTON TRIBUNE*, Friday, 22 October 1948, p. 3

**Mrs. Lena Gresham  
Died in Alabama**

Impressive and largely attended funeral services were held from the residence of Mr. and Mrs. Sanders Upshaw, at 2 o'clock Saturday afternoon, October 18, for Mrs. Lena Upshaw Gresham, widow of the late James O. Gresham.

Rev. Walker Combs, of Covington, and Rev. Auston Turner officiated.

Pallbearers were Mr. M. A. Knox, Mr. J. O. Malcom, Mr. Fred Hale, Mrs. E. T. Roberts, Mr. T. C. Dally and Mr. Hollis Sigman.

Mrs. Gresham had been in failing health for several years. She was critically ill in Plant City, Fla., while visiting her son, about a year ago, but had improved very much and was with her daughter, Mrs. George Holladay, in Montgomery, Ala., when the end came on Thursday, October 14. She was only ill for about three days, so her death came as a shock to her loved ones and many friends.

Mrs. Gresham was the former Lena Upshaw, of Walton County, daughter of the late John P. Upshaw and Mrs. Mary Stark Upshaw and made her home in Social Circle for many years.

Mrs. Gresham's radiant personality and christian character was reflected in her deeds. She was a sufferer for several years but bore her

affliction bravely and was always cheerful. She was a member of the Baptist Church and was loyal in support and attended the services as long as her health would permit. She was a member of the James M. Gresham Chapter, U. D. C., of Social Circle.

Surviving Mrs. Gresham are the following children, James O. Gresham, Jr., Plant City, Fla., Mrs. Press Dickens, Clermont, Fla., George Holladay, Montgomery, Ala., Mrs. James Caves, Tampa, Fla.. Also the following brothers and sisters: Mr. E. B. Upshaw, Covington; Mr. Sanders Upshaw, Social Circle, Ga., and Mrs. C. A. Sockwell, of Covington, and several grandchildren.

The remains of this lovely character were brought to the home of Mr. and Mrs. Sanders Upshaw on Friday evening and lay in state there until the funeral hour. Interment was in the City cemetery with The E. L. Almand Company, funeral directors, in charge.

The many friends of Mrs. Gresham in Social Circle and Walton County feel her passing very keenly and in her death lose one who has contributed much to development of our town and community.

Deepest sympathy is extended the bereaved in the hour of their sorrow.

*THE WALTON NEWS*, Tuesday, March 22, 1949 — **IN DEATH'S ROLL**

The people of Walton County read with peculiar sadness notices of the deaths of people who are well known, and who had connections in Walton County.

One of the outstanding Atlanta women, whose husband was born and reared in Walton County,

was Mrs. Harrison E. Upshaw. Following funeral rites held in an Atlanta Primitive Baptist Church, the church to which she was affiliated, the remains of Mrs. Upshaw were brought to the Sardis Primitive Baptist cemetery, near Between, for burial.

*WALTON TRIBUNE*, Wednesday, 28 September 1955, p. 1

**Heart Attack Is  
Fatal To Col  
Ebb P. Upshaw, 88**

Col. Ebb P. Upshaw, prominent Monroe resident, died early Sunday at the Walton County hospital, victim of a heart attack which he suffered the day before. He was 88.

Funeral services for Mr. Upshaw were held at 2:30 p.m. Tuesday from the E. L. Almand Chapel at Social Circle.

Additional details concerning Mr. Upshaw will be found on the Social Circle Page in today's paper.

*WALTON TRIBUNE*, Wednesday, 28 September 1955 – Social Circle News

### **Funeral Rites for Ebb P. Upshaw Here**

Impressive funeral rites for Mr. Ebb Pharr Upshaw, of Monroe, were held at the Almand Funeral Home in Social Circle, Monday, two-thirty afternoon. The Rev. C. W. Howard, Pastor of the First Baptist Church, was the officiating Minister. Sacred hymns were sung sweetly by the choir group.

Pallbearers were: Messrs. L. Stanton Duval, Roy Malcom, Derst Hale, John Hogan, W. B. Stephens, Adair Read.

Beautiful were the floral offerings paying silent and lovely tribute to this beloved gentleman, a native of Walton County and long time resident of Social Circle.

Interment was in Circle View Cemetery with the E. L. Almand Company, funeral directors, in charge of arrangements.

The death of Mr. Upshaw occurred at Walton County Hospital about two o'clock, Sunday morning, where he was carried early Saturday morning, after suffering a heart attack in his room, at Hotel Monroe. Mr. and Mrs. Sanders Upshaw were called and reached the hospital around five o'clock Saturday morning when his condition was considered rather critical, yet he was conscious during the day. The frail body sank into rest several hours later.

Born April 5<sup>th</sup>, 1887, Walton County, he was the son of the late John Phillips Upshaw and Mary Stark Selman Upshaw, making his age 88 years 8 months and some days at the time of his death.

Following his high school education in Social Circle, he entered the University of Georgia, Athens, where he was a member of the Delta Tau Delta Fraternity. At an early age he was graduated with honors and returned to Social Circle where he

taught in the local schools. He returned to the University of Georgia, after one year with our schools, and entered the Law School from which he was graduated, receiving Bachelor of Law degree. He was soon located in Atlanta, where he practiced his profession for many years. Retiring from the practice of Law in later years, he resided in hotels here and in Covington, devoting his time to farming interests and outdoor life.

Following his retirement from farming interests, he had made his home in Monroe, at Hotel Monroe, several years. There as elsewhere, he made many friends who are grieved at his death. Of remarkable agility for one of his years, he was able to be out every day, taking his usual long walks about town and on Friday he visited his brother, Mr. Sanders Upshaw, and Mrs. Upshaw in Social Circle. He was a princely man, one possessed of most admirable traits which won for him the love of children as well as those of mature years. While his death is mourned by many loved ones, it will be treasured as a life filled with deeds of kindness and Golden Years.

He is survived by one sister, Mrs. Charles A. Sockwell, of Covington, GA., and one brother, Sanders Upshaw, of Social Circle, GA., sister-in-law, Mrs. Sanders Upshaw, and several nieces and a nephew, and other relatives, who are being tendered the sincere sympathy of many friends in their bereavement.

Among relatives from out-of-town attending funeral rites were Mrs. Sockwell and daughter, Mrs. J. F. Biggers, of Covington; Mr. and Mrs. Arthur Gannon, of Athens; Mr. Sanders Hale, of North Georgia College, Dahlonega.

The Walton Tribune family joins numbers of friends in extending sincere sympathy to the bereaved loved ones.

*WALTON TRIBUNE*, December 17, 1958, p. 4-B – Social Circle News

### **Sanders Upshaw's Death, Dec. 10<sup>th</sup>**

The people of Social Circle were shocked and

grieved at an early hour Thursday night, December 10, when news of the sudden death of Sanders Upshaw was heard shortly after nine

o'clock here. During the day and up to the time of his death in his home, he had been in the downtown area and was apparently as well as usual. He and Mrs. Upshaw were in their room and had been talking and suddenly he breathed his last breath while in his chair.

A pall of sorrow has fallen over our town in this sudden bereavement of a prominent and beloved lifelong citizen. His death brings sorrow to his devoted family, a large family connection and friends throughout his acquaintance. Of genial personality, he easily won and held the confidence and admiration of those whose privilege it was to know him throughout his life which was crowned with golden years.

A native of Social Circle, he was born September 29, 1874, and was the youngest child of the late John Phillips Upshaw, and Mary Stark Selman Upshaw, both prominently identified in Walton County, and both natives of Walton County. He attended Emory-at-Oxford and Young Harris Colleges.

Mr. Upshaw had been engaged with farming interests many years. He was a member of Social Circle First Baptist Church where he was a loyal supporter through the years. Always interested in civic affairs he was generous to all worthwhile endeavors for the betterment of his native town. Cordial in manner, he stood for what the name of Social Circle implies.

A beloved citizen has been lost to the town and to the many who will miss him but memories of him will be treasured through the years.

Largely attended and impressive funeral rites were held at eleven o'clock Saturday morning in the First Baptist Church with the pastor, the Rev. C. W. Howard, and the Rev. C. D. Read, ministers

officiating. Sacred hymn were sung by the choir with Mr. Frances Robertson piano accompanist.

Pallbearers were F. M. Lloyd, Robert D. Eckles, Dudley J. Chandler, George A. Rutherford, John Hogan, W. B. Stephens Jr., P. A. Hale, and L. Stanton Duval.

The beautiful and numerous floral offerings paid silent but lovely tribute to this beloved relative and friend.

Interment followed in the Upshaw family lot in Social Circle Cemetery. The E. L. Almand Company, funeral directors, had charge of arrangements.

Surviving the deceased is his wife, the former Miss Rubye Cook, a daughter of the late Dr. and Mrs. R. A. Cook, of Social Circle; also surviving are the daughter, Mrs. Fred C. Hale, and husband, and their son and daughter, Lt. Sanders F. Hale, of Ft. Benning, and Miss Carol Hale, of West Georgia College, Carrollton, and Social Circle; and one sister, Mrs. Charles A. Sockwell, of Covington, and one nephew, James O. Gresham, of Plant City, Florida; nieces, Mrs. James F. Biggers, of Covington, Mrs. Arthur Gannon, Athens, Mrs. Press Vickers of Clermont, Florida, Mrs. George Holladay, Montgomery, Alabama, Mrs. James Caves, Tampa, Florida, and other relatives who are extended sincere sympathy into their sorrow.

Quite a number of the out-of-town relatives of both Mr. and Mrs. Upshaw attended funeral rites, and many out-of-town friends were at the family home on Friday.

The Tribune family joins many friends in assurances of sympathy to the bereaved loved ones.

*WALTON TRIBUNE*, 8 October 1969, p. 1-C – Social Circle

#### **Social Circle Rites Held For Mrs. Herndon**

Funeral services were conducted Oct. 2 from Social Circle First Baptist Church for Mrs. Emory S. Herndon, 89, a resident of Social Circle since June 1899 and that city's Tribune correspondent for 35 years.

Mrs. Herndon died Sept. 30 at Walton County Hospital's Convalescent Unit in Monroe after a long decline in health.

Elder Jo Hildreth, Elder Carl Hewatt, Rev. Claude Broach, and Rev. Robert Herndon

officiated and burial followed in Social Circle Cemetery under direction of the E. L. Almand Co.

Pallbearers were W. B. Stephens Jr., S. W. Causey, J. S. Clegg, George Rutherford, W. H. Simons, and Walter Herndon.

Mrs. Herndon was born in Walton County at Between Nov. 10, 1970. Her parents were the late James Berrien and Emma Arnold Upshaw and prior to her marriage she was Miss Cora Lou Upshaw. She moved to Social Circle at the time of her marriage. Mr. Herndon died March 21, 1960.

Always interested in genealogy, she helped organize the Social Circle chapter of DAR, and over the years helped many persons in tracing

*WALTON TRIBUNE*, Thursday, 1 April 1982, p. 6-A

### **Mrs. Ruby Cook Upshaw**

Mrs. Ruby Upshaw, 97, of Social Circle died March 25 in Walton County Hospital.

Funeral services were held Saturday March 27 at the First Baptist Church of Social Circle. The Rev. W. C. Tribble officiated. Pallbearers were the deacons of the First Baptist Church of Social Circle. Interment was in Social Circle City Cemetery [*sic*].

Born November 11, 1994, and a native and life long resident of Walton County, she was the daughter of the late Ruben Augustus Cook, and Mary Frances Willie Blasingame. She was a charter member of the John Clark Chapter of the

their ancestry. She maintained an interest in the upkeep of th family cemetery including the grave of pioneer citizen and legislator Col. Robert M. Echols and promoted its maintenance and restoration.

A devout member of Sardis Primitive Baptist Church, she served as its clerk and was well-known for her interest in this historical body which is one of Walton's oldest.

Survivors include daughter, Mrs. P. Kenneth Arthur of Bridgeton, N. J.; sons, Elisha M. Herndon of Durham, N. C., and James B. Herndon of Atlanta; six grandchildren; and 18 great-grandchildren.

D.A.R. and James M. Gresham Chapter of the U.D.C., the Social Circle Garden Club and the past president of the Social circle First Baptist Church W.M.U.

She was the wife of the late Sanders Upshaw. Surviving are her daughter, Mrs. Laurie Hale of Social Circle; sister, Mrs. C. S. (Allene) Dally of Monroe; a grandson, Mr. Sanders F. Hale of Athens; a granddaughter, Mrs. Carol Hale Williams of Stone Mountain; and five grandchildren.

Meadows Funeral Home was in charge of arrangements.

## **Tax Records**

(Note: the following tax digests for 1826, 1831, 1834, & 1852 are the only ones extant prior to 1870 for Walton County)

### **1826 Tax Digest, Capt. Henderson's District:**

Tinsley Upshaw: 125 acres no. 3 quality land in 1st Dist. of Walton County, no. 36, granted to Butler; adjoins Mitchell.

Tinsley Upshaw: 113 1/2 acres in Morgan County, adjoining Stepp, on Rocky Creek.

Atkins Upshaw: 100 acres No. 3 quality land in 1st Dist. of Walton County, granted to Williams; adjoins Garrett.

Atkins Upshaw: 490 acres of "pine" lands in 5th Dist. of Appling Co., No. 156, on waters of "Bever Bay".

*Upshaw Records of Walton County, Georgia*  
(Ted Brooke, 2055 Foster Drive, Cumming, GA 30040)

Richard Upsher(sic): 100 acres No. 3 quality lands in 1st Dist. of Walton Co., No. 42, granted to Elder, adjoining Caloway(sic), on Rocky Cr.

**1831 Tax Digest**, Capt. Henderson's District:

Adkin Upshaw: 100 acres no. 3 quality lands in 1st Dist. of Walton Co., no. 59, granted to Williams, adjoining Garrett.

Elisha Henderson, agent for Tinsley Upshaw: 125 acres no. 3 quality lands in Walton Co., adjoining Ivy on Hard Labor Creek.

Elisha Henderson, agent for Richard Upshaw: 100 acres no. 2 quality lands in Walton Co., no. 42, adjoining Callaway, on waters of H. Labor.

**1834 Tax Digest**, Capt. Henderson's District:

Haston Upshaw: 70 acres no. 2 quality lands, 70 acres no. 3 quality lands in 1st Dist., Walton Co., no. 59, adjoining Henderson, on waters of H(ard) Labor (Creek).

Tinsley Upshaw: 125 acres no. 3 quality lands, 1st Dist., Walton Co., adjoining Henderson, on waters of H(ard) Labor.

Tinsley Upshaw: 200 acres no. 3 quality lands in 13th & 4th Dist. of Cherokee County.

Richard Upshaw: 100 acres in 1st Dist., Walton Co., adjoining Calloway, on waters of Richland Cr.

**1852 Tax Digest**, Broken Arrow District:

John P. Upshaw: 1 poll; 125 acres of 3rd quality land in 4th Dist. of Walton Co.; 1 slave, value \$500.

**1852 Tax Digest**, Brooks' District:

Tinsley Upshaw: 1 poll; 350 acres of 3rd quality land in 4th Dist. of Walton Co.; 1 slave valued at \$600.

**Will Abstracts**

(in alphabetical order by name of testator)

Bertha Wilson Upshaw Will – Will Book B, page 244

Ebb P. Upshaw Will - Will Book B, page 365

J. B. Upshaw Will - Will Book A, page 366)

John P. Upshaw Will = Will Book B, pp. 102-103

Tinsley Upshaw Will - Return Book T, Page 136, 137

Tinsley Upshaw Inventory & Appraisement - Return Book T, Pages 191, 192

William S. Upshaw Will - Will Book A, pages 209, 210

*Upshaw Records of Walton County, Georgia*  
(Ted Brooke, 2055 Foster Drive, Cumming, GA 30040)

**Bertha Wilson Upshaw Will** (30 March 1938)  
(Will Book B, page 244)

State of Georgia, County of Walton.  
In the Name of God Amen.

I, Bertha Wilson Upshaw, of the County of Walton and State of Georgia, being of sound and disposing mind and memory, do make, declare and publish this instrument of writing as and for my last will and Testament, hereby revoking all others by me heretofore.

ITEM .1.

I desire and direct that all my debts be paid out of my estate as soon as practicable after my death.

ITEM .2.

I give and devise and bequeath to my daughter Nell Upshaw Gannon, all my property both real and personal and wherever situated.

ITEM .3.

I nominate, constitute and appoint the said Nell Upshaw Gannon, executor of this my will and testament hereby relieving her from giving any bond, and from making any inventory, appraisement or returns of any kind to the Court of Ordinary or any other court, and I hereby empower my said executor to dispose of any or all of my property at public or private sale, as she may elect, without the order of any court.

Signed sealed this 30<sup>th</sup> day of March 1938.

Bertha Wilson Upshaw.

Signed, sealed, declared and published by the within named testator as and her last. will and testament, in the presence of the undersigned witnesses, who subscribed their named hereto in her presence and in the presence of each other and at her special instance and request after she had signed her name hereto.

F. M. Lloyd

W. H. Simons

W. S. McKibben,

This will was filed for probate in common form 29<sup>th</sup> day of May 1948, and admitted to record, on June 7<sup>th</sup> 1948.

G. A. Garrett Ordinary.

**Ebb P. Upshaw Will** (13 November 1948)  
(Will Book B, page 365)

LAST WILL AND TESTAMENT OF EBB P. UPSHAW, PROBATED IN COMMON FORM, OCTOBER 3, 1955  
State of Georgia, Walton County.

Know all men by these present that I Ebb P. Upshaw of said State and County do hereby make my last will and testament.

Item 1. It is my request and desire that my body be buried on the family lot in Social Circle cemetery.

Item 2. I direct my Executor hereinafter named to pay all of my just and legal debts.

Item 3. I give and bequeath the remainder of my estate as follows to wit:

1<sup>st</sup>. Two Thousand Five Hundred Dollars \$2500.00 to my brother Sanders Upshaw.

2<sup>nd</sup>. Two Thousand Five Hundred Dollars \$2500.00 to Ruby Cook Upshaw, wife of Sanders Upshaw. I give this as a token of my appreciation of the services, attention and devotion she bestowed upon my beloved mother, during the long period of my mother's declining and helpless years.

*Upshaw Records of Walton County, Georgia*  
(Ted Brooke, 2055 Foster Drive, Cumming, GA 30040)

3<sup>rd</sup>. The remainder of my estate to be shared equally and alike by my nieces, Mary Sockwell Biggers, Nell Upshaw Gannon, Louise Upshaw Hale, Mary Kate Gresham Holladay, Evelyn Gresham Caves, Jessie Gresham Vickers and my nephew James O. Gresham.

Item 4. I hereby name and appoint my brother Sanders Upshaw as Executor of this will and my estate and direct that he be not required to give or make any bond or make any returns of his acting and doings as such executor to any court or other authority.

In witness whereof I hereunto set my hand and seal.

This 13<sup>th</sup> day of Nov. 1948.

Ebb P. Upshaw.

Witnesses.

The foregoing was signed by Ebb P. Upshaw in our presence and we signing as witnesses in his presence, and in the presence of each other.

Cliff Rogers

Eugene A. Lloyd

Corley G. Brown.

**J. B. Upshaw Will** (1 March 1919).  
(Walton County Will Book A, page 366)

State of Georgia, Walton County / March 1, 1919.

I, J. B. Upshaw, of said State and County, being of sound and disposing mind and memory, do hereby make and publish this my last will and testament, hereby revoking all others heretofore made by me.

Item 1. It is my wish that all my just debts be paid by my executors hereinafter named, so soon as practicable after my death.

Item 2. It is my wish that all my property, both real and personal, be sold for cash to the highest bidder and all moneys due me or my estate collected; then it is my direction that after paying all indebtedness against me or my estate, my executors shall set aside from the net proceeds and (sic) pay my wife the sum of fourteen thousand dollars, after the balance of net proceeds derived from sale of my property, as outlined above, and from debts due me or my estate, shall be equally divided among my seven children.

Item 3. It is my wish that my wife use the fourteen thousand dollars herein bequeathed her as follows: That she loan each of our seven children Two thousand dollars at the rate of six percent per annum, taking legal notes for same and that each of these, our seven children, is to have the use of this loan during the life time of my wife as long as interest is kept paid up as due.

Item 4. I hereby constitute and appoint J. C. Upshaw and E. S. Herndon executors of this my last will and testament.

(signed) J. B. Upshaw

Signed, sealed, declared and published as the last will and testament of J. B. Upshaw in the presence of us, the undersigned and at his instance and request, he signing in our presence and we signing in his presence and in the presence of each other.

C. J. Black

W. L. Ball

J. T. Webb

The above will was probated in Common form May Term 1919. Court being held open till the 10th day of May for other purposes. G. A. Garrett, Ordinary.

**John P. Upshaw Will** (19 April 1931)  
(Will Book B, pp. 102-103)

State of Georgia—Walton County.

Known all men by these presents, that I, John P. Upshaw, of said State and County, do hereby make this my last will and testament, and do hereby revoke any and all other wills heretofore made by me.

Item, 1.

I will and direct at my death, my body be buried on my lot in the cemetery at Social Circle, Georgia, and that a suitable monument in keeping with other monuments now standing on said lot be erected to mark my grave.

Item, 1.

I will and direct my executors, hereinafter named, to collect all notes and other indebtedness due to me, and with the proceeds thereof, together with any other monies I may have on hand, pay my funeral expences, any debts I may owe and the cost of the administration of my estate, and invest the remainder in county, municipal or district school bonds of the State of Georgia.

Item, 3.

I will and bequeath unto my wife, Bertha, and my daughter, Nell, all of my bonds, to share equally and alike.

Item, 4.

I will and bequeath unto my wife, Bertha, my home house and lot in the town of Social Circle, Georgia, and all the furnishings therein, for her sole and separate use and benefit during her natural life; and after her death, unto my daughter, Nell, for her sole and separate use during her natural life; and at her death unto her children. In the event my daughter dies without child or children, then in that event I give and bequeath said house and lot unto the John Clark Chapter of the Daughters of the American Revolution; the James Gresham Chapter of the United Daughters of the Confederacy; tho the Chapter (unnamed) of the Missionary Society, the Social Circle Parent Teachers Association, to be used by said organizations as a club house or meeting place for carrying on and transacting the business and social affairs of said organization. In the event any of said organizations discontinue to function in the town of Social Circle or to participate in the use of said house, its interest in said property is to terminate, and in the event all of said organizations discontinue the use of said property for the purpose as above set forth, then in that event the property is to revert to my estate and go to my next of kin.

I nominate and appoint the several acting presidents or heads of the several organizations as trustees of said property, with full authority and power to fix rules and regulations for the proper management of said property consistent with the purpose for which said lot now planted in pecan trees, if properly cultivated and fertilized should produce sufficient income to keep the house in repair and the grounds in good condition; should the income prove to be more than required for that purpose, the surplus is to be paid over to the Social Circle School Board for its use.

In making this request, it is my purpose and wish to help make life brighter and happier for the good women of this town, and I would honor my beloved wife by having the place called and known as (“The Bertha Upshaw Club House”).

In order that all the members of the several organizations may know the purpose of this gift, I direct that a copy of this section of my will be hung in the main hall of the house.

Item, 5.

I give and bequeath unto my wife, Bertha Upshaw, an one-half undivided interest in and to all my farm land and any other real estate I may own at my death, for her sole and separate use and benefit, for and



*Upshaw Records of Walton County, Georgia*  
(Ted Brooke, 2055 Foster Drive, Cumming, GA 30040)

during her natural life; and at her death unto my daughter, Nell, for and during her natural life; and at her death, unto her children. I give and bequeath unto my daughter, Nell, the other one-half undivided interest in and to all my farm lands and any other real estate I may own at my death for her sole and separate use and benefit, for and during her natural life; and at her death, unto her children. In the event my daughter, Nell, dies without leaving child or children, before the death of my wife, Bertha then in that event my wife is to have for her sole and separate use and benefit for and during her natural life said one-half undivided interest in my said farm lands and any other real estate I may own.

Item, 6.

In the event my daughter, Nell, dies without child, or children, and any of my brothers or sisters, or my sister-in-law, Emma Turnipsee, be living, then in that event my farm lands are to so go to them for and during their natural lives, and at the death of the last remaining one of them, I give and bequeath the income from my plantation, known as the "Home Place", of 490 acres, and the Anglin Place, of 250 acres, in Walton County, Georgia, to the Social Circle Schools, for the benefit of the white children in the Social Circle Militia District, inclusive of the town of Social Circle.

I name and appoint the acting trustees of the Social Circle Schools as trustees to manage said plantations, and disburse the profits therefrom as above indicated.

In the event said property is not accepted by said Social Circle Schools or used for any other purpose that above indicated and directed, it is to revert to my estate and go to my next of kin.

I point out and direct the attention of said Trustees to the fact that the pecan grove now growing on said plantation, if properly cultivated and fertilized, should, in course of time, produce a very substantial income.

Item, 7.

I hereby name and appoint my wife, Bertha Upshaw, and my daughter, Nell Upshaw Gannon, and my brother Sanders Upshaw, as Executors of this will and my estate and I direct and specify that they be not required to make bond or to make any returns of their actings and doings in the matters of said estate, to any court or other tribunal.

In witness whereof, I have hereunto set my hand and seal this 19<sup>th</sup> day of April, 1931.

John P. Upshaw.

Witnesses:

Signed and published by John P. Upshaw as his last will and testament, he signing in our presence and we, as witnesses, signing in his presence and in the presence of each other. This 29<sup>th</sup> day of April, 1931.

F. M. Lloyd.

B. A. Malcom.

W. S. McKibben.

The above will filed for probate in Common form, February 1<sup>st</sup> 1937 and was admitted to record at the regular February term of the Court of Ordinary, This February 1<sup>st</sup>, 1937.

G. A. Garrett, Ordinary.

**Tinsley Upshaw Will** (6 January 1876)  
(Return Book T, Page 136, 137)

State of Georgia  
Walton County

In the name of God Amen:

I Tinsley Upshaw of said state and county being of advanced age and knowing that I must shortly depart this life deem it right and proper as respects my family and myself that I should make a disposition of the property with which a kind providence has blessed me do therefore make this my last Will and testament thereby revoking all others made by me.

1. Item. I desire and direct that my body be buried in a decent and Christian like manner suitable to my circumstances and condition in life. (My soul I trust shall return to God who gave it.
2. Item. I desire and direct that all my just debts be paid without delay by my Executors hereinafter appointed as I am unwilling my creditors should be delayed in their rights.
3. Item. I give bequeath and devise to my beloved wife Judith M. Upshaw all of my personal property, stock consisting of horses, mules, cattle and hogs, farming utensils, wagons, buggys, household and kitchen furniture without reserve during her natural life after her death to be equally divided between my four youngest sons. To wit James B. Upshaw, Henry C. Upshaw, Harrison F. Upshaw, Preston C. Upshaw provided I shall previous to that time give to the three youngest of them a horse equal in value to the one I have given James B. Upshaw if not at the distribution of said property, one hundred and thirty dollars to be deducted from James B. Upshaw's part of said property and to be equally divided with the four younger J. B. Upshaw, Henry C. Upshaw Harrison P. Upshaw and Preston C. Upshaw.
- 4<sup>th</sup> Item. To each of my other children to wit Emily P. Herrin, Elizabeth Rutherford, J. P. Upshaw, Robert H. Upshaw, Mary T. Garrett, Thomas W. Upshaw, George M. Upshaw, Susan A. Stephens I give five dollars to be paid out of my estate by J. B. Upshaw, Henry C. Upshaw, Harrison F. Upshaw, Preston C. Upshaw.
- 5<sup>th</sup> Item. I have this day made a deed of give to my sons J. B. Upshaw, Henry C. Upshaw, Harrison F. Upshaw, Preston C. Upshaw of all the lands that I own upon conditions that they support myself and their mother Judith M. Upshaw during our natural lives and to take care of and look after the interest of their unfortunate brother Franklin T. Upshaw to the best of their ability.
- 6<sup>th</sup> Item. I hereby constitute and appoint my sons J. B. Upshaw, B. A. Upshaw Executors of this my last Will and testament this the 6 day of Jany. 1876

Tinsley Upshaw (LS)

*Upshaw Records of Walton County, Georgia*  
(Ted Brooke, 2055 Foster Drive, Cumming, GA 30040)

Signed sealed declared and published by Tinsley Upshaw as his last Will and testament, in presents of us the subscribers who subscribed our names hereto in the presents of said Testator at his special request, and of each other this the 6 day of Jany. 1876

W. C. Shelnut  
J. M. Carter  
S. M. Still  
B. F. Raines

Georgia  
Walton County

Before me in open court personally came Wm. C. Shelnut, J. W. Carter, S. M. Still and B. F. Raines subscribing witnesses to the foregoing paper writing propounded in common form for probate as the last will and testament of Tinsley Upshaw deceased late of said county, who being duly sworn say that they saw said decedent sign seal publish and declare the foregoing paper writing as his last Will and testament freely and voluntarily and without any undue influence being exercised on him at the execution thereof, and while said decedent was of sound and disposing mind and memory and of sufficient testamentary capacity to make a will that deponents at the special instance our request of said decedent in his presence and in the presence of each other subscribed said paper writing as witnesses and that the same was executed the day and year it bears date.

Sworn to & Subscribed before me  
May 7<sup>th</sup> 1878  
Thos. Giles Ordinary

W. C. Shelnut  
J. W. Carter  
S. M. Still  
B. F. Raines,  
Appraisers

Recorded June 19 1978  
Thos Giles Ordinary

**Tinsley Upshaw Inventory & Appraisement** (15 May 1878)  
(Return Book T, Pages 191, 192)

Inventory and appraisement of the estate of Tinsley Upshaw deceased

Item 1.	1 Yoke of Oxen	4000
" 2.	Three Milk Cows and Calves	3000
" 3.	Two " " " "	700
" 4.	12 Head of Sheep	1200
" 5.	1 lot of stock hogs & Sow & pigs	1500
" 6.	1 Buggy and Harness	6000
" 7.	1 Lot farming utensils consisting of plow hoes	1200
" 8.	Cradles & c 1 ox wagon	800
" 9.	1 two horse wagon	4000
" 10.	3 Feather Beds Bedsted & Clothing etc.	5000
" 11.	3 Chests	500
" 12.	10 Chairs	500
" 13.	1 table & cover	200
" 14.	1 Side Board and Cover	100

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" 15.	1 Clock	500
" 16.	1 Lot Books and looking Glass	100
" 17	1 Lamp	50
" 18.	1 Cooking stove	500
" 19.	1 Dining table & cupboard	300
" 20.	Lot crockery	250
" 21.	1 Lot Jars and Jugs	100
" 22.	1 Tin ware water Buckets	150
" 23.	1 Wash pot dinner pot & oven	350
" 24.	1 Lot Barrels Boxes etc	50
" 25.	1 Pr Smoothing Irons	50
		\$ 310.50

We do certify that as far as was produced to us by J. B. Upshaw and B. A. Upshaw Executors of the estate of Tinsley Upshaw deceased or as came to our knowledge the above contains a true appraisalment of the goods Chattels and Credits of the estate of Tinsley Upshaw deceased to the best of our judgment and understanding.

Given under our hands and official signatures this May 15 1878.

John S. Dickinson, W.C. Shelnut, Sampson M. Still, A.W. Arnold, Appraisers.

I do certify that the above appraisers were Sworn to perform their duty according to law this 15 May 1878.

S. W. Arnold, J. P.

Georgia  
Walton County

Personally came J. B. and B. A. Upshaw Executors of Tinsley Upshaw deceased who on oath say that the foregoing Inventory contains a true list of all the real estate and personal property belonging to said estate within their hands possession or knowledge.

Sworn to and Subscribed before me	B. A. Upshaw
this the 10 day of June 1878	J. B. Upshaw
Thos Giles Ordinary	

Filed in office June 10 <sup>th</sup> 1878	Thos Giles Ordinary
Recorded August 15 <sup>th</sup> 1878	Thos Giles Ordinary

**William S. Upshaw Will** (20 May 1909)  
(Will Book A, pages 209, 210)

Ga. Walton County

Last will of William S. Upshaw

1

I give my house and lot on Monroe Street–Social Circle and the things contained therein to my wife Maud F. Upshaw during her life. Then to my daughter Emily Upshaw during her life and at her death to her children.

2

The balance of my estate I will that my executor reduce to money, interest bearing notes, bonds or other

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securities and then turn it over to the trustees herein appointed.

3

I appoint my brother John P. Upshaw and my friend Jas. M. Hurst as trustees to hold said balance of my estate in trust for my said wife and child, and until said child becomes of age, my said trustees shall hold control and manage said property to the best interest of the beneficiaries and in the way they think best. They shall during the widowhood of my wife pay the tax and insurance on the house and lot and keep the same in repair and then pay over to my said wife of the net income left one half in January and one half in July each year for the support of herself and child.

4

Should my wife remarry then said net income is to be paid to the child or so much thereof as may be necessary for education and support.

5

When it shall become necessary for my child daughter to go away to school if the net income of my estate is not sufficient to pay the expense I will that said trustees appropriate so much of the principal as may be necessary to her education not to exceed one thousand dollars.

6

At the expiration of the trusteeship, I will that my trustees turn over to my wife one half of the property in their hands in the event she is then a widow and one half to my daughter Emily, otherwise turn it all over to my daughter.

7

The trustees named will give no bond nor make any returns, but shall keep a book with an account of their transactions for their own security as well as that of the beneficiaries.

8

I name John P. Upshaw as my executor he shall give no security or bond, make no returns, have no appraisal of my estate and shall sell control and manage the part to be administered by him as he deems best to the end herein set out.

9

Should my wife and my daughter die childless and my brother E. P. Upshaw be living I give him what remains of my estate should he be dead then to my brothers and sisters.

This May 20<sup>th</sup> 1909  
W. S. Upshaw

Signed in our presence and we as witnesses signed in testators presence  
O. N. Stanton  
W. J. Clegg  
Sanders Upshaw