

MARK YOUR CALENDAR

For more information about events, visit
the MTGS web site or contact
Virginia Watson at ginnyology@comcast.net

OUR MEETING PLACE

Knowles Senior Center
174 Rains Ave., Nashville

From I-65 exit 81 East and follow
Wedgewood Ave. into the State Fairgrounds.
Turn left inside the gate in the black fence.

Check our website for last-minute changes:
www.mtgs.org

Saturday, May 17, 2008
Annual Awards Program
featuring George Zepp
The Knowles Center
1:00 p.m.

George Zepp, Nashville historian and author of the 'Learn Nashville' column in the *Tennessean*, will host this year's meeting. Gale Bamman, winner of last year's Journal writer's award, will present the award for the best article in the *MTGS Journal* in 2007. President Virginia Watson will present the Distinguished Member award. Don't miss it!

Saturday, July 19, 2008
Land Records
J. Mark Lowe, C.G.
The Knowles Center
1:00 p.m.

Genealogist J. Mark Lowe of Robertson County will lecture on the value of land records in genealogical research. Come and learn how to find your ancestors in deed books, land grants and other records.

Saturday, Sept. 20, 2008
Court Records Workshop
Chuck Sherrill, M.A., M.L.S.
The Brentwood Library

Saturday, Nov. 15, 2008
Annual Seminar
Researching Military Records
Craig R. Scott, C.G.

Middle Tennessee

Journal of Genealogy & History

Volume XXI, Number 4, Spring 2008

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**Middle Tennessee
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Trent Hanner	Stephanie Sutton
Becky Sullivan Mangano	Juanita Patton
Shirley Wilson	

Gale Williams Bamman
Contributor and Editorial Assistant



From the President . . .

Dear Members,

As my tenure of president of MTGS winds down to the bewitching day of June 1, I want to say it has been not only challenging but very gratifying to have served in that position these past two years. I appreciate your support, guidance and cooperation which certainly made my job easier.

Reflecting on projects completed this past year include a CD of MTGS Journals for 20 years, 1987 – 2007 in searchable pdf format; a zippered genealogy tote bag with our logo also for sale; and the Bible project begun in 2006 to digitally photograph family Bibles will close in May. A CD with 275 Bibles with an every-name index will be available for sale, and a printed version will follow later in 2008.

Workshops and seminars to further our genealogical knowledge included subjects on Restoration & Preservation of Manuscripts, Use of Family Tree Maker, Use of Excel as a family software; Creating a Web Site, Digital Cameras and their use in Genealogy and Irish Genealogy. Our November seminar on Land Records taught us how to “plot a plat.” MTGS will partner with the Franklin Family History Center (LDS) and the Williamson County Library for a “Genealogy and Family History” workshop with 300 participants in April.

Our 21st birthday will see the 2nd Annual Awards program May 17th along with future projects “in the making.” These include digitally photographing the “Mero District Minute Book A, 1788-1798” to be fully indexed and available on a CD, a genealogical research trip in the summer to the Allen County Public Library in Ft. Wayne, IN, more workshops and the November seminar will be on Military Records. Offering continuing education to keep up with our changing world and all that it provides will keep our genealogical skills at their highest levels and therefore increase our abilities to find those illusive ancestors. The possibilities are endless!

The future is bright for MTGS under new leadership and I wish the new officers and board members much success in their new roles.

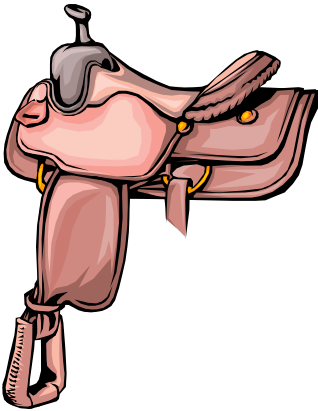
Virginia Gooch Watson
President, MTGS

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Yearly memberships include four issues of the *Middle Tennessee Journal of Genealogy & History*. Make check or money order payable to MTGS. Dues are \$25.00 per membership year, beginning of fiscal years on June 1. See back cover for details and application form.

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John Patton, Saddle Maker

Early Businessman of Nashville and Franklin

by Roger Futrell¹

An article about an early Middle Tennessee tailor, Robert Stainback, appeared in the Fall 2007 issue of *MTJG&H*. Here Roger Futrell provides us with insight into another pioneer businessman, John Patton. John Patton was the father-in-law of Robert Stainback; both are ancestors of the author.

John Patton ran a saddlery shop at Salisbury in Rowan County, North Carolina, from 1781 until he moved to Nashville, Tennessee, by the summer of 1799. He sold several tracts of land in Salisbury before his move to Nashville, but kept three Salisbury town lots until he got established in Tennessee. Patton worked as a saddler at both Nashville and Franklin, Tennessee, prior to his death in 1807.

Salisbury was a crossroads for the Carolinas: Daniel Boone set out on his excursion into Kentucky from the village; President Andrew Jackson lived there for a time; and Salisbury residents gave President Washington a 'hero's welcome,' in 1791, when he visited the community.²

John Patton was a resident of Davidson County, Tennessee, by 1799, when he was listed in both the county court minutes and the county register book.³ Patrons of Patton's Nashville saddle shop included Nashville's founder, General James Robertson, Rachel Jackson's brother, Samuel Donelson, and the Cumberland settlement surveyor, David McGavock.⁴

John Patton bought a 320-acre plantation on the Little Harpeth River, on 11 June 1799, from Isaac Johnston of Davidson County for \$1600.00. Patton's deed was recorded in Davidson County Deed Book E:117 on 17 August 1799. The deed stated, in part:

*This indenture made 11 June 1799 between Isaac Johnston of Davidson County of the one part and John Patton of same place of the other part. Isaac Johnston conveys unto John Patton a tract of land containing 320 acres in Davidson County on Little Harpeth River, being part of a tract of land granted to William Collinsworth of same place and No. 315 and purchased from William Collinsworth by said Isaac Johnston adjoining Cockrill's Spring Branch. Wit: Joseph Johnston, James Bennett. July Term 1799.*⁵

Patton's Little Harpeth River plantation was annexed into Williamson County when it was formed from Davidson County on 26 October 1799. His property bordered the Franklin Road and the Little Harpeth River which runs just south of the Davidson and Williamson County line. John Patton's home was near present day Brentwood.

John Patton, saddler, of Davidson County, Tennessee, sold the three town lots in Salisbury, North Carolina, to John Hampton, also a saddler, of Rowan County, North Carolina, on 11 October 1799, for \$400.00. The transaction was recorded in Rowan County, North Carolina, Deed Book 19:123. The deed reads, in part:

11 Oct 1799. John Patton, saddler, of Davidson County, Tennessee, to John Hampton, saddler, of Rowan County, North Carolina, for \$400.00, three lots in the North Square of Salisbury: (1) lot #13 adjoining lot #5, and Water Street;

(2) ¼ of lot #5 adjoining Corbin Street and Christopher Bukman (formerly); and
(3) ¼ of a lot formerly the property of Alexander Martin adjoining (2), lot #5,
Corbin Street, and Water Street. Wit: John Fulton & Jas. Hart. Proved by
Fulton at February Court 1805.⁶

Although Patton owned the Little Harpeth plantation he may have continued to reside in the town of Nashville. In November 1801 he is described as “of Nashville” in his deed of purchase of town lot number 129 at Franklin, Tennessee, from Abraham Maury.⁷ The purchase price was \$10.00. Today, John Patton’s lot 129 is prime real estate on Franklin’s Main Street, home to Jones, Taylor & Street, Attorneys-at-Law, Rebecca’s Furniture Design and Haven Design Clothing.⁸

John Patton operated a saddle shop on his lot in Franklin, the busy county seat of the new Williamson County. A title search of the property shows that Patton owned lot 129 from 1801 until shortly before his death in 1807, when he sold it for \$100 to George Patton, also a saddler.⁹ About six months later George Patton sold the lot for \$1,350 to Thomas Graham of Fayette County, Pennsylvania.¹⁰ Duncan Robertson of Nashville apparently had a lien on the property, as his quit-claim deed to Thomas Graham was recorded in the fall of 1808. The instrument indicated that the lot was “formerly the property of John Patton.”¹¹



Perhaps Patton moved permanently to Franklin after he opened his saddler’s shop there. A notice in an 1803 local newspaper indicated that John Patton had mail waiting to be picked up at the Nashville Post Office.¹²

John Patton died intestate in 1807. His estate included the 320-acre tract of land on the Little Harpeth River that had originally been granted to William Collinsworth.¹³ Patton’s heirs did not begin probate proceedings on his estate until well over a year after his death. His Little Harpeth River plantation was on the 1807 Williamson County delinquent tax list.¹⁴

The difficulties of settling John Patton’s estate are chronicled in a Williamson County probate case file which contains legal documents spanning from 1809 to 1826. The file includes inventories, bills of sale and guardian settlements.¹⁵ The proceedings confirm that John Patton died intestate in 1807, that his 320-acre plantation was originally a part of a land grant awarded to William Collingsworth, that Patton’s heirs asked for a division of his real property in April 1810, and that his heirs included his widow Sally and ten children. Patton’s son-in-law, Lawrence Bass, served as administrator for the estate.¹⁶

John Patton’s children, as enumerated in his probate records, were:¹⁷

George Patton	Thomas Patton	William Patton	Drucilla Stainback
Nancy Bass	John Patton	James Patton	Betsey Patton
	Hannah Patton	Polly Cunningham	

On 9 January 1809 an inventory was taken of Patton’s ‘perishable estate.’ This included three slaves, a man named Jim, a woman and her child. The inventory included a parcel of saddler’s tools.¹⁸ Patton’s personal estate was sold at auction on 20 February 1809.¹⁹

We learn from Kentucky records that John Patton did not have a tombstone until nearly 30 years after his death. According to Logan County, Kentucky, estate records John Patton’s son James C. Patton of Feliciana Parish, Louisiana, was in Russellville, Kentucky, for his mother’s funeral when he, himself, became ill and made his will

on 20 July 1835. In it, he requested “that [his] executor place head and foot stones at [his] father’s grave near Franklin, Tennessee, also [to] mark his grave and [his] mother’s grave after their deaths.” James C. Patton’s will was probated at Russellville, Kentucky, on 18 January 1836.²⁰



John Patton’s widow, Sarah ‘Sally’ Patton, married Hugh Read Orr, on 9 December 1811, at Williamson County.²¹ They were still living in Williamson County when the 1830 U.S. census was taken.

Mrs. Sarah Patton Orr died at Russellville, Kentucky, while visiting her widowed son-in-law, John Barner, a wagon maker. She was buried alongside her daughter Eliza S. Barner in the Barner graveyard; her tombstone was inscribed: “Sarah Orr, of Williamson County, Tennessee, departed this life July 19th 1835 at the residence of John Barner, Russellville, aged 68 years.”²²

**Tombstone of John’s widow,
Sarah Patton Orr who died in
1835, at Russellville Kentucky.**

The Barner Cemetery is near the Eugene Zick residence at 105 Daleview Circle, Russellville. Kyle S. Zick meticulously restored the badly vandalized cemetery, in

1985, as an Eagle Scout project. He cleared away underbrush, repaired the broken headstones and placed an attractive post-and-chain fence around the graveyard. The pioneer burying ground is currently maintained by the City of Russellville.²³

Notes

¹ Roger Futrell is a family genealogist residing in Frankfort, Kentucky. He can be reached by email at rhf99@fewpb.net.

² James S. Brawley, *Rowan County: A Brief History* (Raleigh: 1974), 12, 28-29.

³ Marjorie Hood Fischer, *Tennesseans Before 1800: Davidson County* (Galveston, TX: Frontier Press, 1997), 287.

⁴ Williamson County, Tennessee, Will Book 1:203, estate of John Patton, (1809); County Archives, Franklin, TN.

⁵ Helen C. Marsh & Timothy R. Marsh, *Land Deed Genealogy of Davidson County, Tennessee, 1797-1803* (Greenville, SC: Southern Historical Press, 1992), 3:125.

⁶ James W. Kluttz, *Abstracts of Deed Books 15-19 of Rowan County, North Carolina, 1797-1807* (Cary, NC: Privately printed, 1997), 164.

⁷ Williamson County, Tennessee, Deed Book A-1:267.

⁸ Bernadette Webster, Williamson County Public Library, Franklin, TN, to Roger H. Futrell, e-mail, 14 September 2007, “Establishments on Lot 129 on Main Street,” privately held by Roger H. Futrell, 1116 Aderly Lane, Frankfort, KY 40601.

⁹ Williamson County Deed Book A2:491.

¹⁰ Ibid.

¹¹ Williamson County Deed Book B:173.

¹² *The Tennessee Gazette & Mero District Advertiser* (Nashville, TN), 12 October 1803, vol. 3; issue 49.

¹³ Louise G. Lynch, *Miscellaneous Records, Williamson County, Tennessee* (Franklin, TN: n.p., 1973), 5:51.

¹⁴ *Wilson’s Knoxville Gazette*, Knoxville, TN, 3 February 1808, vol. 4, issue 5.

¹⁵ Williamson County, Tennessee, Loose Probate Records: file John Patton estate; County Archives, Franklin.

¹⁶ Williamson County Will Book 1:203-05, 230.

¹⁷ Williamson County, Tennessee, Loose Probate Records file, John Patton estate, “John Cunningham et ux Exparte, April Term 1810;” County Archives, Franklin.

¹⁸ Williamson County Will Book 1:203.

¹⁹ Williamson County Will Book 1:205.

²⁰ Logan County, Kentucky, Will Book F:101, probate of James C. Patton, (1835); County Clerk’s Office, Russellville, KY. No tombstone for John Patton has been located in Williamson County.

²¹ Williamson County, Tennessee, Marriage Bonds, Hugh Read Orr to Sally Patton; County Archives, Franklin.

²² Logan County Genealogical Society, *Logan County, Kentucky Cemeteries* (Russellville, KY: 2000), 462.

²³ Kyle S. Zick, ASLA, Boston, MA, to Roger H. Futrell, e-mail, 20 February 2008, “Re: Barner Cemetery/Russellville, KY,” privately held by Futrell.

Davidson County Civil War Claims

Allowed for Payment by the Southern Claims Commission

Part III of a Series



Following the Civil War, many residents of Middle Tennessee attempted to get compensation from the Federal government for damage done to their property by the Union Army as it marched through their towns, raided their barns and camped in their fields. The Southern Claims Commission was established in 1871 to review the claims of Southerners. Only those deemed to have been loyal to the Union throughout the war were eligible to receive payment for damages.

More than 20,000 people filed claims with the commission; the records show that fewer than one-third recovered anything. The records of these “allowed” claims are located at the National Archives. Files pertaining to those who were rejected have been microfilmed and are available at the Tennessee State Library and Archives. The files of those claimants who were allowed some payment have not been filmed and

can be viewed only at the National Archives branch in College Park, Maryland.

The following abstracts are based on the claims of Davidson County residents who were deemed loyal Unionists and allowed payment by the Commissioners for Southern Claims.

Leroy T. Cunningham

Age 49; filed 1872; file consists of 129 pp. Claimed \$1,880 for use of tugboat and two flatboats.

Commissioners' Remarks:

“The above claimant died in 1872 after the filing of this claim, and it is now presented by his widow Josephine Cunningham for the benefit of her two children and herself, the oldest child being now but 13 years of age. The statements of claimants and several witnesses establish beyond reasonable doubt the loyalty of Cunningham and his widow during the war. He voted against secession and had the reputation of a loyal man and his wife sympathized with and shared his sentiments. In April 1862 the commissioners of the county issued a license to Cunningham and Grooms to keep a ferry across the river at Nashville and in 1863 he moved to Louisville Ky and remained till 1865. Army officials and citizens testify to the loyalty of the partners and they were not complicated with the rebellion, and

we therefore find them loyal. In Sept. 1862 ... the steamer “Kate Howard” and a flatboat were taken by order of the Provost Marshal for use ... in lightening and towing vessels in government supply over the Harpeth Shoals some 25 miles from Nashville. Said boats were used 30 days when the steamer was returned to the river but the flatboat was retained and never returned. Several witnesses testify that \$30 a day was a fair price for the use of the steamer and \$200 was the value of the flatboat. It is also proved satisfactorily that another flatboat was taken for the use of the government in forming a pontoon bridge over the river and that was never returned. Cunningham testifies that he was never paid anything ... we are satisfied from the evidence that payment never was made. Grooms as appears from his evidence disposed of his interest in these vessels soon after the issuance of the ferry license and Cunningham became sole owner. We allow Mrs. Josephine Cunningham for herself and as guardian of her children \$1,250.”


Notes:

The claimant was a civil engineer and resided in Nashville beginning in Jan. 1861. He was engaged in "river business" and owned the *Kate Howard* and several flatboats. In Sept. 1862 Capt. J.D. Bingham, Assistant Quarter Master, through Lieut. Vandorn, took his boats to Harpeth Shoals. In Nov. 1862 another flatboat was taken to the ferry at Nashville for use in the pontoon bridge being constructed there, and used for about 300 days. "At the time said tug *Kate Howard* was taken from me I was running a ferry across the Cumberland River at Nashville, the bridges having been burned down and destroyed, and was using said tug boat for the purpose, and by her loss I suffered a loss of several thousand dollars." His machinery at New Orleans was taken by the rebels in May 1861. His nephew David Cunningham died in the Confederate army. Nephews James and Aquilla Orr were in the Union army; James is now in the regular army and Aquilla lives in Monroe County, Tenn. Registration papers for the *Kate Howard* were issued to owner Edward Air of Newport, Kentucky, at Cincinnati in 1859. They show that the steamer was built at Ripley, Ohio, in 1855 and was 70 feet in length and weighted 42 tons, a square-built double-engine side-wheeler.

Davidson County Court Minutes of Apr. 10, 1862, are copied into the record. The ferry was established to run from the foot of Fatherland Street, Edgefield, to Brown's Landing.

This file also contains some papers relating to the claim of another Leroy Cunningham who was a farmer near Melville in Hamilton Co., Tenn.

Witnesses:

- William Driver, age 69, occupation "nothing particular," has known claimant 10 years. Testified to claimant's loyalty. 
Capt. William Driver
1803-1886
- James Hughes, age 45, steamboat agent and owner, has known claimant 15



A Civil War pontoon bridge

years, was with him nearly every day during the war. During the war he was employed by the Quarter Master's department in charge of river transportation at Nashville. His duties required him to be constantly on the levee and on or near the Cumberland River. He served under Col. J.D. Bingham and Capt. O.B. Brown. There was a large quantity of government stores and supplies at Harpeth Shoals that could not be brought over without "lighting the transport" and said tugboat and flatboat were used for this purpose. The other flatboat was used as an apron or landing for the pontoon bridge.

- Benton Snowden, age 44, boarding house and saloon keeper, has known claimant 10 years, lived with and near him during the war. During the war witness was employed by the Quarter Master and lived on the bank of the river.
- James Hickman, age 58, real estate agent, brother-in-law of claimant, has known claimant since the spring of 1862.
- Horace H. Hanmer, age 50, resident of Nashville for 30 years. Has known Mrs. Cunningham since she was about 14, having married her sister 20 years ago. Leroy Cunningham and his wife came to Nashville early in 1862 and boarded at his house. Claimant engaged in no business until after the arrival of the Federal troops, when he established a ferry. "The record showing that one L.T. Cunningham sold \$200 worth of stoves and grates

to CSA on Feb. 8, 1862, cannot refer to Leroy T. Cunningham....”

- B.J. Grooms, age 61, has lived in Nashville 50 years. In 1862 was a partner with Leroy Cunningham in the *Kate Howard* ferryboat. William Dews was a silent partner in the venture. Dews and Grooms sold out to Cunningham in a short time, prior to the government’s taking the boat.
- Josephine Cunningham, widow of claimant, has resided in Nashville all her life. Her husband died intestate and insolvent in 1872, no administrator was appointed. His children are Adah Cunningham, aged 13 last October, and Player Martin Cunningham, aged 6 last October [testimony dated Dec. 1875]. She had some cousins from New York in the Union army, and her husband had a brother in it. She had a brother who was a surgeon in the Confederate service.
- William Dews, age 50, has lived in Nashville 35 years, coal merchant.
- Gen. James Slickman, age 60, has resided in Nashville since 1864. First met Josephine Cunningham in 1849. The Cunninghams were living in a house he owned in Nashville in 1864.

Patrick Doherty

Age 52; filed 1873; file consists of 57 pp. Claimed \$2,010 for nine horses, corn, hay and oats.

Commissioners’ Remarks:

“The claimant swears that he was a contractor on the railroad before the war, and that in 1861 in order to save his stock & etc. went to farming. He swears to his loyal sentiments and sympathies, and that he was opposed to secession and the war. The claimant is a paralytic and his examination was not very full, but he is decided. His witnesses testify to his loyal conversation and reputation and there seems no reasonable ground to question the veracity of the claimant and his witnesses.

“The claimant testifies that soldiers of the 5th Tenn. Cav. took all the property charged in his claim in Nov. 1862. And A.A. Carter, Lieutenant and Acting QM of the said regiment testifies that he was in command of the forage detail and took the property, specifying each item of the account. Other witnesses confirm these in every particular.... It appears further that claimant proposed to turn the supplies over to the government,

expressing fear that the rebels would get it. We allow the sum of \$1,560.”

Remarks by the Special Commissioner Richard Tuthill[?]. “The foregoing is all the proof submitted to me. I am informed the claimant is unable by reason of ill health to submit to an examination. I know of my own knowledge nothing of that. He came to me with his agent Mr. Morris Moran and I was asked to qualify him to a statement written out. I informed both parties it would be of no avail as it was not a regular mode of taking testimony. It being however insisted that I should swear claimant to the statement, I did so. If the Maj. Scully who Carter said was along when the property claimed for was taken is in the army – as AQM – his testimony would be very valuable in sustaining Carter (a witness who should always be corroborated – *me judice*). He did press horses about here and may have got all he says he did from the claimant.... The petition states claimant is a resident of Davidson County ... this is error, he lives down on the Nashville & NW RR near Tenn. River now, as I am informed....”

Notes:

In 1861 Doherty was employed on the Nashville & North Western Railroad as a contractor. Having nine horses which he worked on that road, and not wishing to sacrifice them, he decided to rent a farm near Nashville. In Jan. 1863 he came to Nashville and worked for the Government. “I have been for some time in a very feeble state of health, in fact, not able to get out much.”

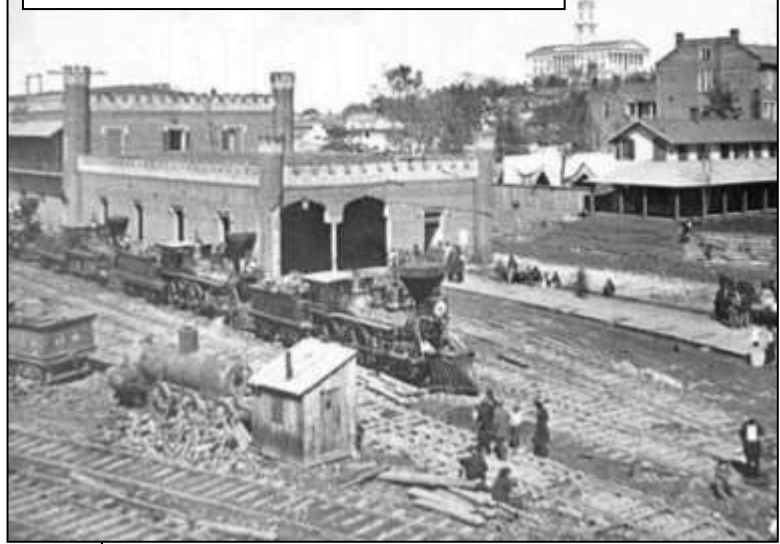
Witnesses:

- John Hynes, age 37, of Nashville, wood dealer, has known claimant 16 years. Claimant “often said he wished the rebels were in the bottom of the sea.” Rebels threatened him and took his clothes and other property because of his Union sentiments. Claimant lived in Humphreys County from 1861 to 1865 and lives there now. “I was a rebel until the rebels attempted to run me in 1862 or 63 and then I was Union.”
- John Haynes, age 37, of Nashville, clerk. Was sergeant of the 4th U.S. Cavalry and later captain of Company A, 9th Regular Tenn. Cavalry. Was with a foraging party in winter of 1862 that went to Doherty’s farm out on the Charlotte pike.

- James Ryan, age 50, of Nashville, contractor, was claimant's neighbor in 1859 or 1860. Was in 4th U.S. Cavalry and present when the property was taken. "We were both Union men and were afraid to let too much out, as there were so many rebels trying to get something on us. Doherty was more outspoken than me, he could not help talking. I tried to keep a close mouth."
- Maurice [also shown as Morris] Landers, age 28, of Nashville, merchant, has known claimant since spring 1862. "He was outspoken, he could not keep from cursing the rebels." In a second affidavit Landers gave his occupation as saloon keeper. Married claimant's daughter on Apr. 8, 1866. Claimant is a native of Ireland but has been naturalized.
- James Lynam, age 26, farmer, was in the 10th Tenn. Regt., Co. B, and was present at the taking of the property.
- A.A. Carter, age 46, saddler, was appointed by Military Gov. Andrew Johnson in fall 1862 to press horses from citizens to mount the 5th Tenn. Cavalry. "As such I pressed over 1,000 horses.... I was well acquainted all through the country about here, having lived here all my life. [Capt. Bingham] would send for me and ask me where I could load so many wagons, 50, 75 or 100, as the case might be. He would send a guard of soldiers along with the wagon trains and I would go with them and inform the opportunity to press horses ... while the wagons were being loaded with forage." On the day they went to Doherty's, Maj. Scully of the 10th Tenn. Infantry was in command of the troop. They went to claimant's farm and Carter went up to him at the house, informing him of their mission. "He objected, of course" but they filled five wagons. "There was a large command of United States troops here in Nashville at the time ... the railroad between Nashville and Louisville was cut and the troops here had to be subsisted off the country."
- J.W. Lawless, age 35, of Nashville, merchant. Did not know claimant during the war, but has known him since as a loyal man.
- James Ryan, age 52 or 53, of Nashville, railroad contractor, has known claimant since before the war. Claimant had a good farm, was considered well off, but not rich.

**Nashville Railroad yards in Civil War times.
Now the site of the Nashville Electric Service
Building.**

Courtesy of nashvillennwrr.tripod.com/id2.html



- Dr. P.M. Harding of Nashville certifies that Patrick Doherty, formerly of Davidson Co. but now residing in Humphreys Co., has been afflicted with a paralytic stroke and nervous disability. Thomas Kercheval, Special Commissioner, certifies that Dr. Harding is a physician of high standing. [Dated 1874.]

Thomas N. Frazier

Age 63; filed 1873; file consists of 58 pp. Claimed \$1,175 for corn, hay, cattle, hogs, rails and cordwood.

Commissioners' Remarks:

"This claimant is about 63 years of age. He resides in Davidson Co. Tenn., is a lawyer, and at present Judge of the Criminal Court of Tenn. From April 1, 1861, to about April 1, 1864, he resided at Pikeville, in Bledsoe Co., and then from that time to the end of the war he resided in Rutherford Co. He was elected Circuit Judge about the breaking out of the war, but the Governor, Isham G. Harris, would not give him his commission because of his being a Union man. In the beginning he sympathized with the Union cause very strongly, and made many Union speeches. At the first election for a Convention he was the Union candidate in his district, and was elected to the Convention, voting, himself, against the Convention and in favor of the Union. He was appointed Judge of the Criminal Court of Nashville in June 1864, by Gov. Johnson ... and held the Court from that time until the close of the war. He was

threatened, assaulted and robbed by Confederate soldiers because of his unionism. The evidence is unusually satisfactory that from the beginning to the end of the war he remained loyal and devoted to the Union cause. The claim is well supported by the evidence. That it is honest and in all its leading features just cannot be doubted. In this respect it contrasts very strongly with many of the claims filed with this Commission. Every item of the claim is satisfactorily proved.... We recommend the payment of \$1,125.35.”

The Special Commissioner wrote: “I went to Pikeville, the old home of Judge Frazier, and found that nobody doubts his loyalty at that place. I also learned and have proved by the clerk of the County Court that William Foster and Thos. G. Brown, two of the claimant’s witnesses, are dead. Some others were so scattered that I could not reach them. The difficulty in this case seemed to be that everybody knew something in general about the taking of his property ... but little in particular.”

Notes:

Frazier lived on a farm of 100 acres at Pikeville and owned another farm of 330 acres a mile away. “In 1863 just after the Union troops took Chattanooga a company of rebel scouts came to my house and four of them came up to [me] ... One of them asked me what I was. I had always been accustomed to say right out what I was (as most of the people about there were Union men) so I replied I was a Union man. He then drew a pistol on me and said ‘G—d— you I intend to kill you.’ He jumped off his horse put his pistol in my face and ordered me to give up my money. They robbed me of nearly \$1,000, some Confederate, some gold and silver and some greenbacks. This attack made me fearful and led ultimately to my leaving home.” Claimant had two nephews in the Confederate service and sent one of them a little money and some clothes while in prison. His county defeated the ratification ordinance for secession, but the state passed it. After that happened, he assisted some Union men in escaping across the mountains. In June 1862 Gen. Dumont’s army was at McMinnville and Col. Lester came foraging with three regiments. They camped on Frazier’s place for a week and Col. Lester stayed in his office. Gen. VanCleave and several thousand soldiers camped about his place in Sept. 1863 for three or four weeks. In the winter of 1863 Lieut. Hayes of the 10th Ohio Cav. took a steer Frazier was fattening for his family and had hidden at

his other farm. “I tried my best to keep them from doing it, but could not get them to leave him to me. They took him to the camp at Foster’s Cross Roads and killed and eat him. Foster, who lived there, saw him weighed and he told me he weighed 567 pounds neat.”

Witnesses:

- Samuel J. Frazier, age 26, son of claimant, farmer, of Nashville. Was present when the property was taken “as I was a boy about home there all the time. I was about every day with my father looking after the property and trying [to] save what we could.”
- Stephen Frazier, colored, age 46, of Warren County, farmer, was claimant’s slave, had charge of the farm, saw most of the property taken.
- C.A. Sheafe of Rutherford County was Capt. of the 59th Ohio Infantry, which was encamped at Pikeville and on Frazier’s land in the summer of 1863. He saw many depredations on Frazier’s property.
- John R. Howard, age 39, of Bledsoe County, has known claimant 25 or 30 years. From Mar. 1859 through the war they both lived in the town of Pikeville. Gen. VanCleave’s headquarters was at Frazier’s house while he was in Pikeville.
- William Skillern, age 50, of Bledsoe County, has known claimant for 36 years. Frazier “was in such danger from Champ Ferguson and other rebel desperadoes that he left his home in Pikeville and came across the Sequatchie Valley to my house near the foot of Walden’s Ridge and stayed with me and about there to keep out of their reach.”
- Ashley L. Spears, age 31, lawyer, of Pikeville, has known claimant all his life, served three years in the U.S. army.
- Robert B. Ellison, age 53, of Pikeville, shoe and boot maker, saw the property taken.
- Sytha McReynolds, colored, age 29, of Pikeville, keeps house for her husband, lived with Frazier during the war until he went inside the Federal lines at Nashville in 1864.
- Harvey McReynolds, colored, age 63, of Pikeville, farmer, saw cattle taken on the mountain.

To Be Continued



Honoring our Female Ancestors:

Mary Cannon Ashburn

Submitted by Becky Sullivan Mangano

The following article appeared in the *Shelbyville Times-Gazette* on Friday, March 16, 1956. It was written by John B. Templeton, Mayor of Shelbyville.

Charlotte Robertson

Tales of Bedford County

Mary Dobson --What She Learned About Husbands

Mary Dobson is a name all but lost in hundred years of Bedford County history. She was a pioneer Shelbyville woman who more than a century ago lived in a cottage at the corner of McGrew and South Main Streets upon the exact spot where the Main Street Church of Christ now stands. She is of no historical importance.

Having been this long in oblivion, she would remain there except for the fact that her third husband was a drinking man.

To put it another way, Mary had two good, sober, industrious husbands and the third one was a drunkard. It may not spread well for human nature but any story teller will aver and any woman will verify that good husbands are scarcely worth discussing.

Actually, Mary's misfortune upon her third marriage was no fault of her own; neither could she reasonably have foreseen her unhappiness.

When she married Archibald Dobson on February 11, 1834, only eight months after the death of her second husband, Mary was laboring under the false impression that the sea matrimony is forever placid.

Becky Sullivan Mangano is the great-great-great granddaughter of Mary Cannon Ashburn (her maiden name is unknown). Ms. Mangano is descended through Mary's daughter Justina (1826-1888) who married Monroe Elliott, then through Catherine Elliott (1861-1941) who married Thomas Benton McGill, then through Fred Ashburn McGill, Sr. (1897-1977) who married Georgie Campbell, to her mother Martha Elliott McGill (1926-1980) and father Frank Willis Sullivan. Becky lives in Nashville – her Gower ancestors arrived there with the John Donelson flotilla. She may be reached via e-mail at ganos@bellsouth.net.

It is difficult to explain such innocence on the part of a woman who 24 years earlier first said the marriage vows. It came however, from Mary's uncanny luck or fortune in her first and second trips to the altar.

First husband was Minos Cannon

It was in 1810, the year Shelbyville was laid out as a town that Mary wed Minos Cannon. He was the second of several Minos Cannons prominent in Shelbyville history.

Some living today will recall the last Minos Cannon, whose utter contempt for money is a fabulous story within itself.

Mary's husband had race horses and saddle horses, carriages and slaves, town houses and plantations. His lands lay on both sides of Duck River east of the town. As near as a primitive society would afford it, Mary lived in luxury.

Young and beautiful now a member of the prominent Cannon family and blessed with a vigorous and glamorous husband, her happiness was complete.

It was in 1823 that Cannon suddenly died. Mary was partly consoled by a substantial widow's share of his property, including a generous dower of rich river bottom land astride the Duck.

Mary remarries

On July 4, 1825 the young widow celebrated Independence Day by marrying a quiet, unassuming man by the name of the Thomas F. Ashburn. He bore no resemblance whatever to Cannon, the glamorous sporting husband of her youth.

Mr. Ashburn was a kindly man who remembered anniversaries and complimented new hats. He kept wood in the fireplace, repaired the loom and the spinning wheel, and stayed home at night. Whatever Mary said Mr. Ashburn agreed with at once. A more gentle, lovable husband never lived than Mr. Ashburn. To this domestic paragon Mary responded by bearing him four loving children - two girls and two boys. Mary was quite happy a second time.

In 1833, the awful plague of Asiatic cholera killed over 20% of Shelbyville's population in 30 days. Among the dead was Thomas F. Ashburn - almost upon their eighth wedding anniversary.

She weds a third time

Mary and the four young children were not left destitute by the tragedy. The near-perfect Mr. Ashburn was as steady and diligent in business as in domestic affairs. Share and share alike he left Mary and children a quantity of money, slaves and other personal property.

With the Cannon dower still intact, Mary was in a position to raise the children without a male shoulder to lean upon. This apparently she had no notion of doing.

Before the sap rose in the spring she married the good natured, six foot, widower, Archibald Dobson. She and the children moved into the Dobson cottage on South Main.

Actually, this precipitous third marriage, barely within a decent time after the funeral, should not be held against Mary. She had no way of knowing that her two previous husbands were pure gems. She thought all men were like that. Neither could she anticipate that "Archibald and alcohol" were about to give her a new insight into married life.

True, Mary knew beforehand that Archie Dobson regularly took a dram, but those were days of hard-drinking men. Hardly a farm in the county was without its small distillery.

The people drank whiskey to cure them when they were sick, or to keep them from getting sick; and to keep warm in the winter, or to cool them off in the summer time. Mary remembered that even the mild Mr. Ashburn was apt to have toddy by the fireplace of a winter's evening.

Only some members of a fanatical religious sect called "Methodists" insisted upon total abstinence and they were of no great influence.

Archie was a man of courage

Archie Dobson was all courage and honor up until he lost control of himself some five or six years after the marriage. The fate that overtook him might have happened to anyone.



A contemporary cartoon depicting the plight of a tradesman in the Panic of 1837. (Library of Congress)

It took a man to meet the momentous 1830's. Shelbyville people saw the storm of 1830 destroy the town. They buried the dead in the cholera epidemic of 1833. The frightening experience of the stars falling scared them out of their wits. But it was the financial panic of 1837 that separated the men from the boys.

When the panic struck and half the town's business houses went broke, some, like prominent Samuel Escue and Thederick Bradford, lay down and died of broken hearts. Others, like Archie's own brother, Blackman Dobson, simply moved farther west leaving creditors to fare for themselves.

To the everlasting credit of Archie Dobson it must be said that when the wolf howled outside his shop in 1837, he neither fled nor died. It was during that perilous time when he worked sixteen hours a day in the fearful struggle to keep creditors satisfied that Archie Dobson relied too heavily on strong drink.

Fortified by a generous supply of corn whiskey, he routed the wolf from his door but in doing so he became an alcoholic.

Home of a drunkard

By early 1840, the Dobson household was the home of a drunkard. The smiling, friendly Archie had become a bitter and depraved individual. Broken in body and

mind, he dissipated his own substance and began to make inroads upon Mary's inheritance. Frantically, Mary pondered ways and means to salvage her husband and property.

On November 23, 1840, well meaning neighbors, procured Lawyer Thomas C. Whiteside to draft an instrument for Mary and Archie to execute, turning everything over to Robert T. Cannon as Trustee for Mary and the children. In a drunken stupor Archie signed.

For six months past Archie had complained of elephants, crocodiles, and other beasts invading his home. At the time the legal instrument divested him of his means he was in the last stages of *delirium tremens*. It was too late to cut off the whiskey.

Without the drink he was in the direst mental extremity; with it he was a drunken idiot but temporarily relieved of physical and mental anguish.

Half in pity, half in fear, Mary eased the misery of her family life by supplying Archie with a reasonable quantity of whiskey herself. At least it was an opiate that temporarily restored him to some semblance of normalcy.

Archie's conflict and death

Christmas of 1840 came and went in a nightmare for Mary. January 1841 arrived and Archie grew steadily worse. Increased amounts of whiskey no longer granted him temporary relief. The time arrived when all of Mary's pleading and consoling could not persuade him that his hallucinations were not real. Time and again he told her the crocodiles, elephants, lions and snakes had to go!

It was upon a cold night, January 11, 1841, that the fateful climax came. Near midnight the tortured Archie resolved once and for all that he would rid his premises of the assorted beasts that had invaded his privacy.

Still in his nightgown and armed with a hickory log from the pile of firewood, he plunged into the fray. Even as he had routed the wolf from his door in earlier days, he just as valiantly sailed into battle with these more dreadful enemies.

Striking out right and left, he succeeded in making a shambles of the household furniture and in running

Mary and the children screaming into the night but with fatal results to himself.

When the melee had subsided and Mary crept cautiously back into the house, she found Archie dead upon the parlor floor - trampled to death by the pink elephants, no doubt. Whatever the cause, his valiant heart had stopped. Archie was at peace and Mary's third marriage was at an end.

No later marriage

Some will wonder what happened to Mary when she had recovered from this tumultuous married. It is hardly necessary to say that she was not married again. She lived on as a widow at the Dobson cottage.

It was no trouble for Henderson Yoakum, Mary's lawyer, to set aside the deed of trust to Robert T. Cannon by bill in chancery. All agreed that Archie was incompetent at the time he signed. James Wortham, one-time Sheriff, said he saw Archie a few days before the deed was executed and that he was at that time "drunk, stupid and incapable of business."

It took Mary seven or eight years to finally settle the muddled Dobson estate. She wound up with the Dobson cottage and most of the Cannon and Ashburn property as her own.

Except for the young child, Hazard T. Ashburn who passed away quite young, all of Mary's children lived useful lives and made good citizens. The oldest boy, Clement Cannon Ashburn namesake of the famous relative or her first husband, was very successful in business. One of the girls, Justina married James M. Elliott, Shelbyville merchant for whose family Elliott Street is named. The other girl, Mary T. Ashburn married John P. Dromgoole, prominent Shelbyville doctor of the time.

Thus it was that Mary Dobson was thrice wed, and thrice widowed by the time she was fifty and then lived happy ever after. Nor is it necessary to shed a tear for Mary because of her adventure with Archibald Dobson. She had more than her share of husbands, two of which were good and one was bad. That is a better than average percentage. Many in this day and time have done worse. ■

Law and Order in the Territory of the United States South of the River Ohio

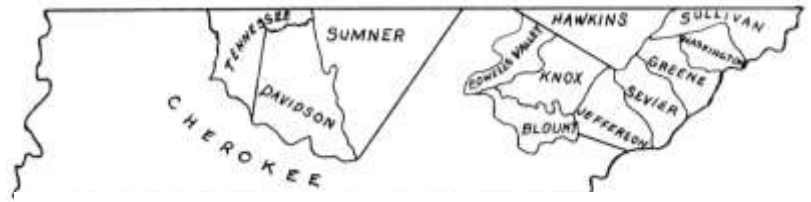
Part IX, concluding the Series

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Territory South of the River Ohio in 1795

(Courtesy of Sharon McCormack, McMinn County Rootsweb site.)

The following article is a continuation of an exact transcription and analysis of the earliest statute establishing the judicial system in the Territory of the United States South of the River Ohio.

The series began in the Winter 2006 issue (vol. XIX, #3).

Headings in the text below are added for clarity and do not appear in the original statute.

Accounting by Clerks and other Government Officials

Sec. 70. *And be it enacted*, That all fines, amerciaments, forfeitures and recoveries on penal statutes as are or shall be directed to be applied to the use of the government, shall by the respective clerks of the courts of law, be accounted for on oath and paid to the treasurer once in every year. And all fines, amerciaments, forfeitures and recoveries, on penal statutes directed to be applied to any other public or county use, and to be received by any other person or persons shall be accounted for in like manner, and paid to the person or persons to whom the same is or may be payable And if any clerk shall fail or neglect to account or pay in manner as by this act is directed, or shall conceal any money or monies which are payable as aforesaid, such failure or neglect shall be deemed a misbehaviour in office.

At common law “amercements” were monetary sanctions paid into court for wrongful behavior, but later the term became more closely associated with fines assessed against government officials.¹ At a time when local government was truly minimal and as an alternative to having more government prosecutors at taxpayers’ expense, many early statutes provided that a penalty collected from a defendant was to be divided between the government and the person who prosecuted the suit. For example, an 1801 Tennessee statute made dueling illegal and provided that fines and forfeitures arising from violations of that law were to be divided “...one half to the person who will sue for the same” and the other half “to the use of the state.”²

Clerks of the courts were required to post a substantial bond with securities to compensate a wronged person for a clerk’s malfeasance while in office (“misbehaviour in office”).³

An Accused’s Right to Counsel

Sec. 71. *And be it enacted* That every person accused of any crime or misdemeanor whatsoever, shall be entitled to council in all matters which may be necessary for his defence, as well to facts as to law ; and every person on trial for his life, may make a peremptory challenge of thirty five jurors.

Even without information indicating that the terms “council” and “counsel” were confused in form and in meaning in Middle English,⁴ it is clear from the context that section 71 indicates that an accused was entitled to an attorney to assist him in developing and presenting the facts of his case as well as in understanding what the law was and how it applied to the facts of his case (“...as well to facts as to law”). “Crime” and “misdemeanor” indicate that, like today, counsel was appointed in criminal matters.

A “peremptory challenge” is the right to reject a prospective juror without being required to give a reason for dismissing him.

Additional Requirements of Clerks and Deputies

Sec. 72. *And be it enacted*, That the clerks of the superior courts shall keep their offices in the respective towns where the said courts are directed to be held ; and the clerks of all the several courts of law, shall, by themselves or their lawful deputies, give due attendance at their respective offices ; and all deputies shall take the oath appointed for the qualification of public officers, and an oath of office. And in case of the death of the clerk or any court, his deputy shall hold the office of clerk until he or another shall be appointed, and shall be entitled to the fees and perquisites of the office until such appointment.

The oath of office for superior court clerks is found in section 3 of the statute in Vol. XIX, No. 4 (Spring 2006).

Suspension of Statutes of Limitation

Sec. 73. *And be it enacted* That the time elapsed between the sixth day of March, one thousand seven hundred and seventy three and the nineteenth day of March, one thousand seven hundred and seventy four, and the time between the tenth day of September, one thousand seven hundred and seventy five and the twenty fourth day of December one thousand seven hundred and seventy seven, shall not be allowed of in the county courts, in any plea of limitation, or in the computation of time allowed for proving accounts, under the act ascertaining the method of proving book debts.

Statutes of limitation set a maximum amount of time following an incident that an action can be brought against the person(s) or entities responsible. Statutes of limitation were occasionally suspended when conditions such as civil unrest, war, failure to extend expiring legislation authorizing the justice system, and legislative disputes caused court terms to be cancelled. It was unfair for litigants to lose legal rights because the courts were unable to convene, and the suspension of limitations offered a reasonable solution to the problem. Section 73 suspended statutes of limitation from 6 Mar 1773 to 19 Mar 1774 and from 10 Sep 1775 to 24 Dec 1777.⁵

Strangely, prior section 40 of this statute also suspended limitations for the term 6 Mar 1773 to 19 Mar 1774. Perhaps it was oversight that this term is repeated in section 73 or that section 40 was not deleted. Or perhaps the Territory’s draftsmen failed to limit section 40 to the superior courts and section 73 to the county courts, as was done in the 1777 North Carolina statute establishing the justice system, from which the Southwest Territory’s legal draftsmen borrowed freely.⁶

Note that both time frames during which limitations were suspended occurred several years before North Carolina ceded to the United States the land that became the Southwest Territory. Given the length of time that had elapsed since the dates that limitations were suspended, it is unlikely that this section would have had much impact in the Southwest Territory.

Book debts are entries of debit and credit that are kept to memorialize business transactions, such as those entered in a ledger maintained in a general store to record customers’ purchases and payments.

Who Can Recover Costs of Lawsuit

Sec. 74. *Be it enacted* That all actions whatsoever, the party in whose favor judgment shall be given, or in case of a non suit, dismissal or discontinuance, the defendant shall be entitled to full costs, unless where it is or may be otherwise directed by law.

A litigant could recover court costs in the event that he successfully proved his case (“...in whose favor judgment shall be given”). He could also recover costs in the event of a nonsuit or dismissal of his case. The terms “nonsuit”

(now written as one word), “dismission,” and “discontinuance” (the latter two are not widely used today), referred to a case that was terminated either voluntarily (by the plaintiff) or involuntarily (such as by a judge when a plaintiff had not met his initial burden of proof). Together, these three terms (“non suit,” “dismission,” and “discontinuance”) indicated a case that was dismissed before it was necessary for a defendant to produce any proof.

Collection of Court Costs

Sec. 75. *And be it enacted*, That it shall and may be lawful for the [p. 24] clerks of the superior and county courts, on the fees not being paid by the party from whom they are due, to make out execution, directed to the sheriff of the county where the party resides ; and the said sheriff shall levy the same by virtue of the said execution, as in other cases. And to the said execution shall be annexed a copy of the bill of costs of the fees on which such execution shall issue, wrote in words at length, without abbreviation whatsoever ; and all executions issuing without the copy of such bill of costs annexed, shall be deemed illegal, and no sheriff shall serve or execute the same.

The court clerk had authority and responsibility to prepare a writ of execution against a person who had not paid court costs, and the sheriff served the papers upon the debtor. A bill of costs was required to be attached to the writ of execution, and the amounts due had to be expressed in words, not numbers, and without abbreviation, so there could be no question about the amount due. Without the inclusion of the bill of costs, the writ was not effective.

Compensation of Witnesses for the Government

Sec. 76. And whereas great injustice is done to witnesses appearing in behalf of the government, by their having no allowance for their attendance at the superior and county courts as such, *Be it enacted*, That such witnesses shall be allowed the same pay for their daily attendance, as is allowed to witnesses attending upon civil prosecutions ; and such fees for attendance shall be paid by the defendant, on conviction. And if the government shall fail upon the prosecution of any offence of an inferior nature, the court may, at their discretion, order the costs to be paid by the prosecutor, in case such prosecution shall appear to have been frivolous or malicious ; and in case the defendant shall not be able to pay costs, or the court shall not think fit to order the prosecutor to pay the same, that then, and in that case, the clerks of the superior and county courts shall grant a certificate of attendance to such witnesses, in manner as tickets are directed to be granted to witnesses in civil causes; and such tickets may be received by the sheriffs in payment of public dues.

Prior section 35 of this statute sets compensation for witnesses,⁷ but it does not mention witnesses for the government in criminal cases. Witnesses attending the superior courts received one dollar per day as well as one dollar for each thirty miles they traveled to and from the courthouse. Witnesses attending the county courts were allowed fifty cents per day and one dollar for every thirty miles traveled to and from the courthouse. Section 35 also provided that no compensation for mileage would be paid when the court was held in the witness' county of residence. Witness fees were part of the court costs assessed against the defendant upon his conviction.

In cases of an “inferior” (lesser) nature, if the government’s prosecutor failed to prove its case and if the prosecution appeared to have been frivolous or malicious, the court had the discretion to charge court costs to the prosecutor individually. This possibility provided a significant incentive for a prosecutor to thoroughly investigate the facts and carefully prepare for trial as well as an incentive to act in good faith and with sufficient legal cause. If the court decided not to assess costs against the prosecutor or if the defendant were unable to pay court costs, clerks issued “tickets,” or certificates of attendance to witnesses, who could then present them to the sheriff and offset them against taxes they owed.

In the editing of historical documents such as this one, the transcription is rendered faithfully. The missing “t” from “prosecution” in the above section and the missing “r” from “jurisdiction” in section 77, *infra* are also missing in Roulstone’s rendering.

Additional Attorneys Appearing in Same Case

Sec. 77. *And be it enacted*, That any act or clause of an act prohibiting more than one attorney from pleading in the same suit in any of the courts of law within this territory, is hereby repealed.

A 1786 North Carolina statute in force in Tennessee before this statute amended it stated "...that it shall not be lawful for either plaintiff or defendant to employ in any matter or suit whatever more than one attorney to speak to any suit in court; and the courts in this State are hereby directed not to suffer more than one attorney as aforesaid in any matter whatever to plead for either plaintiff or defendant to any suit, under the penalty of a violation of this Act."⁸ There was considerable suspicion of attorneys in many of the parts of the country, just as there is today, but more complex cases, also like today, often required more than one brain at work. Clients who wished to limit the number of attorneys they hired could do so on an individual, case-by-case basis, rather than having it done by the legislature, which had little knowledge of the complexity of particular individual cases.

Effect of this Statute on Prior Law

And it is declared, That the true object in passing this amendatory act, is, that such parts of the act which it amends, not inserted in this amendatory act, are considered as inapplicable to the present form of government. *And it is further declared*, That every part of the said act, not inserted in this amendatory act, is to be considered of no force or effect, but repealed, as being inapplicable to our present form of government.

And be it further declared, That it is not the intention of the general assembly, in this amendatory act, to do away the force and effect of any act bottomed on the act which it amends, except such parts of such acts as are included in this amendatory act ; but on the contrary, all acts bottomed on the act which this act is passed in amendment to, and not included in this act, are declared to be in as full force and effect as if this act had not been passed ; among which are considered, an act giving equity jurisdiction to the superior courts of law ; and an act making process in equity effectual against persons who abscond, and who reside without the limits of this government, and for better regulating the proceedings in courts of equity ; excepting only the provisional clause to the second section of an act entitled, "an act for giving equity jurisdiction to the superior courts ;" which said provisional clause is expressed in the following words : "Provided that no final decree shall be passed by any such court, but where two of the judges at least are present," be and the same is hereby declared to be repealed.

The final sections of the statute appear to reflect haste, confusion, and disagreement among the legislators concerning the effect of this Territorial statute upon prior law. It appears that at least three alternative resolutions concerning the application of this statute on prior law were offered and adopted, making this section both confusing and somewhat contradictory. Drafting this statute must have been a lengthy, complex, and difficult task for the first Territorial legislature. Perhaps when they finally reached section 77, they could agree on no more than simply that it was time to head for the nearest ordinary.

Readers will remember that North Carolina law was still in effect in the Southwest Territory, except when it was repealed or superseded by law made in the Territory. The first resolution in section 77 seems to say that the parts of the prior act (the 1777 North Carolina statute and its successor statutes) that this Territorial act amended, which were not included in this amendatory act, no longer applied in the Territory. There is some ambiguity, however, whether *only sections of the prior law being amended here* are struck, leaving sections not amended still in force, or whether *all sections of prior law*, including those *not* amended by the Territorial statute, were repealed. The second resolution seems stronger and less ambiguous, stating that the entirety of the 1777 North Carolina law--not just those sections amended by the new law--that was not inserted into the Territorial act was "repealed," not just "considered as inapplicable to the present form of government," as the first resolution stated.

Next, it appears that one or more careful draftsmen and better-informed legislators objected and proposed the third resolution, which is structured better and is clearer than the first. It provided that the 1777 North Carolina law and its successors regarding the judicial system (“all acts bottomed on the act which this act is passed in amendment to”) remained in “full force and effect” excepting only the changes made by this statute by the Territorial legislature. This resolution also made it clear that the law of *equity*, not just *common law*, was retained in the Territory, even though very little about equity was contained in this statute.⁹

* * * * *

The law is a mirror of the society in which our ancestors lived. Just as society changes, so does its law, and in many respects it changes very quickly. It was only a few years from the date of this statute until Tennessee’s court system was reorganized, which clearly illustrates that the genealogist must continue to update his or her knowledge of the early law up to the date of whatever legal records he or she seeks to understand. Following the continuous evolution of the courts is a major undertaking, but it is a very necessary one for those who seek to understand court records.

Finis

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1. *Black’s Law Dictionary*, Sixth Edition (1990), p. 81.
 2. *Laws of Tennessee*, 1801, ch. XXXII, §5.
 3. See § 2 of this statute in Vol. XIX, No. 4 (Spring 2006), p. 169.
 4. *Webster’s New World Dictionary*, Third College Edition (1994), p. 317.
 5. A description of conditions in North Carolina that led to the suspension of limitations from 1773 to 1774 was discussed in XXXI, No. 1 (Summer 2007). Sources that the reader may wish to consult for further information about conditions in North Carolina causing the courts to be closed are provided in endnote one to the installment cited in this footnote. Also see, especially with regard to the 1775-1777 suspension, François-Xavier Martin, *The History of North Carolina*, 2 vols. (New Orleans: A.T. Penniman & Co.), 1829.
 6. *Laws of North Carolina*, 1777, Ch. II, § LIV refers to superior courts, while § XCVIII refers to county courts. The North Carolina statute and the Southwest Territory act are similar in many respects.
 7. Section 35 of this statute discusses compensation for witnesses at Vol. XX, No. 3 (Winter 2007).
 8. *Laws of North Carolina*, 1786, Ch. XIV, § II.
 9. The equity statutes referred to are found in *Laws of North Carolina*, 1777, Ch. XXII and 1782, Ch. XI.

“Distinguished” Simpson Family member dies, 1905

Monday, 21 August 1905, *Nashville American*

Mrs. Sarah A. Jordan, formerly of this city, died Monday night at the home of her son, Robert A. Ballowe, in Eufaula, Ala., where the remains will be buried this afternoon. Mrs. Jordan was a native of Nashville, a daughter of John S. and Eugenia Saunders Simpson and came of a long line of distinguished ancestry. She was a cultured woman and a typical Southern lady. Her husband, R. A. Ballowe, was a brave Confederate soldier, who fell at the battle of Perryville. Mrs. Jordan was also the mother of Mrs. W. H. Trafford, of this city.

BYLAWS
of the
MIDDLE TENNESSEE GENEALOGICAL SOCIETY, INC.
as approved by the membership Jan. 19, 2008

ARTICLE I.

Name.

The name of this non-profit Society shall be Middle Tennessee Genealogical Society, Inc.

ARTICLE II.

Objectives.

The objectives of this Society shall be to create and stimulate interest in the study of genealogy and family history; to collect, preserve and make available to others genealogical information pertaining to Middle Tennessee; to provide assistance to others in genealogical pursuits through all means available or developed by this Society.

ARTICLE III.

Membership and Dues.

SECTION 1. Any person interested in the study and pursuit and preservation of genealogy and family history shall be eligible for membership. Membership shall be granted upon submission of application for payment of dues.

SECTION 2. Dues shall be payable on or before the first day of June each year in an amount set annually by the Board of Directors of the Society.

SECTION 3. No member shall be deemed a member in good standing whose dues shall be in arrears for more than thirty (30) days. Delinquent members shall be notified and advised that they will be dropped from membership unless dues are paid within thirty (30) days.

ARTICLE IV.

Officers.

SECTION 1. The Officers of this Society shall be a President, Vice President, a Recording Secretary, and a Treasurer.

SECTION 2. Not less than six months before the annual meeting in May, the President shall appoint a Nominating Committee of five (5) persons, one of whom shall be named as chairperson, to be approved by the Board of Directors. It shall be the duty of this committee to nominate candidates for the offices to be filled at the annual meeting in May. The Nominating

Committee shall report at the regular meeting just prior to the May meeting. Before the election at the meeting in May, additional nominations from the floor shall be permitted. Each candidate shall have consented to the nomination.

SECTION 3. The Officers shall be elected by ballot to serve for one year or until their successors are elected and assume office. Their term of office shall begin June 1 following the annual meeting in May. In the event there is only one candidate for any office, voting on that office may be by voice vote.

SECTION 4. No Officer shall hold more than one office at a time or be eligible to serve more than two consecutive terms in the same office.

SECTION 5. A. A vacancy in the office of President shall be filled by the Vice President who shall succeed to the office of President for the remainder of the term. B. If a vacancy should occur during the year in any office or directorship other than Presidency, the vacancy shall be filled through appointment by the Board of Directors.

SECTION 6. A. **The President** shall: 1. Preside at all meetings of the association and Board of Directors. 2. Appoint all standing Committee Chairpersons and such other committees as authorized by the Society or Board of Directors. 3. Be an ex-officio member of all committees except the Nominating Committee. 4. Appoint a member to serve as Parliamentarian. 5. Perform other duties as pertain to the office of President.

B. **The Vice President** shall: 1. Be an active aid to the President. 2. In the event of the absence or inability of the President to perform his/her duties, the Vice President shall perform the duties of and have the authority and privileges of the President.

C. **The Recording Secretary** shall: 1. Take minutes of the meetings of the Society and the Board of Directors; keep a permanent, continuous record of all activities of the Society; make a report of the written record at each meeting. 2. Notify members of delinquency of dues after the Mail and Membership Master has provided the list of delinquent members. 3. Be responsible for filling orders for back issues of the

MTGS Journal. 4. Perform other duties as pertain to this office.

D. The Treasurer shall: 1. Receive and deposit all funds of the Society in a suitable depository bank. 2. Receive all monies and disburse funds that are proper and reasonable expenses of the Society. 3. Submit a full written report at each regular meeting giving a full account of all financial transactions. 4. Maintain a permanent record of all receipts. 5. Submit all financial records for audit upon vacating the office. In addition, the Board of Directors may require a special audit. Audits are to be performed by a committee selected by the Board. 6. It shall be the Treasurer's responsibility to file any federal, state or local tax forms required.

E.. The Immediate Past-President shall: 1. Serve as a voting member of the Board of Directors for one year following the term of office as President.

SECTION 7. In the event an Officer or Director fails to attend at least one half (1/2) of the stated meetings without valid reason or just cause, the office held by such person(s) shall be declared vacant and a new person shall be elected by the Board of Directors to serve the unexpired term.

ARTICLE V.

Board of Directors.

SECTION 1. Four Directors of the Society shall be elected at annual meetings of the Society and shall serve for a term of two (2) years. At the first election, one half(1/2) of the members of the Board of Directors were elected to serve for one year and one half (1/2) for two years. Thereafter, two Directors are to be elected annually. Any elected Director who shall have served two consecutive terms of two years each shall be ineligible for re-election as a Director for a period of one year immediately following the expiration of such second full term.

SECTION 2. The Officers and Directors of this Society shall constitute a Board of Directors. The Board of Directors shall meet quarterly, at a place and time determined by the Board. The Board of Directors shall have general supervision of the affairs of the Society between its business meetings, make recommendations to the membership and perform such other duties as are specified in these Bylaws. The Board shall be responsible to the membership.

SECTION 3. The Board of Directors shall develop annually a budget *covering the fiscal year beginning June 1 and ending May 31* for approval by the Society at the annual *July* meeting, and shall have

authority to expend funds in accordance with the budget. In addition, they may transfer funds from one item of the budget to another and may expend additional monies not to exceed 20% of the current budget, without prior approval of the Society.

SECTION 4. It shall be the responsibility of the Board of Directors to develop a policy for answering requests directed to the Society for general information and/or genealogical research and to develop and approve all public releases pertaining to the Society.

SECTION 5. A majority of the Board of Directors shall constitute a quorum.

SECTION 6. The Board of Directors shall appoint one Director to serve on the Board of Directors whose responsibility is to serve as Editor of the Society quarterly publication. This Director is a voting member of the Board and is to serve at the pleasure of the Board.

SECTION 7. The Board of Directors shall appoint a Mail and Membership Master whose duties shall be: (1) To maintain an accurate list of members, along with such information as mailing addresses, e-mail addresses, telephone numbers, expiration dates of membership, and other pertinent information; (2) to notify mailing service of any additions or deletions from the mailing list, making sure that the mailing service has a current and correct membership list along with correct addresses; and (3) to maintain a post office box and periodically collect mail addressed to the Middle Tennessee Genealogical Society from that box and process such mail or forward it to the appropriate officer, director or member of the Society. The Mail and Membership Master shall serve as an ex officio member of the Board of Directors and shall serve a term concurrent with his/her tenure as Mail and Membership Master.

SECTION 8. The Board of Directors shall appoint a Web Master whose duties shall be: (1) To maintain the MTGS web site with current meetings, events, etc.; (2) maintain an accurate list of member's email addresses as provided by the Mail and Membership Master; (3) notify members by email of delinquency of dues and provide notices to be mailed to those without email; (4) email the Society's newsletter, the MTGS MESSENGER, to all current members and supply copies of same to be mailed to those without email; (5) the Web Master shall serve as an ex officio member of the Board of Directors and shall serve a term concurrent with his/her tenure as Web Master.

SECTION 9. The Board of Directors shall appoint an editor of the bi-monthly newsletter, the MTGS

MESSENGER, whose duties shall be: (1) To write the newsletter with the bi-monthly program, forthcoming workshops, special interest groups and projects, the annual November seminar, and notices of activities of other genealogical groups within our 40 counties that MTGS serves and other items of interest to the membership; (2) the Editor shall serve as an ex officio member of the Board of Directors and shall serve a term concurrent with his/her tenure as Editor.

ARTICLE VI. Membership Meetings.

SECTION 1. The regular meetings of the Society will be held bi-monthly on the third Saturday beginning in January.

SECTION 2. The fiscal year shall begin on the first day of June and end of the last day of May. The regular meeting in May shall be known as the annual meeting and shall be for the purpose of election of Officers, receiving reports of Officers and committees, and any other business that may arise.

SECTION 3. Special meetings may be called by the President or by the Board of Directors or upon the written request of ten (10) members. The purpose of the meeting shall be stated in the call and no other business shall be considered at that special meeting. Except in cases of emergency, at least thirty (30) days' notice shall be given.

SECTION 4. Fifteen (15) members shall constitute a quorum at any regular or special meeting.

ARTICLE VII. Committees.

SECTION 1. There may be the following standing committees: Program; Collection and Archives; Public Relations and Membership; Publications and such other committees as may be authorized by the Society or the Board of Directors.

SECTION 2. Duties of Standing Committees. A. **The Program Committee** shall: 1. Arrange a program for presentation at each of the meetings of the Society. 2. Any seminars sponsored by the Society shall come under the direction of this committee. B. **The Collections and Archives Committee** shall: 1. Receive and process any genealogical information received by the Society in a form directed by the Board of Directors so as to preserve and make such

information accessible to the public. C. **The Public Relations and Membership Committee** shall: 1. Actively seek new members for the Society. 2. Publicize information pertaining to the Society as directed by the Board of Directors. D. **The Publications Committee** shall: 1. Prepare materials, other than the quarterly journal, for publication as approved by the Board of Directors. 2. Assist the Editor of the quarterly as needed. 3. Provide input to the board on matters relating to publication.

ARTICLE VIII. Parliamentary Authority.

Robert's Rules of Order Newly Revised shall be the parliamentary authority for all matters of procedure for this association not specifically covered by its bylaws and standing rules.

ARTICLE IX. Amendment of Bylaws.

These bylaws may be amended at any regular meeting by a two thirds (2/3) vote of members present provided that the amendment has been submitted in writing at the previous meeting or has been mailed to the entire membership at least thirty (30) days prior to the meeting at which they shall be considered.

ARTICLE X. Dissolution of the Society.

To effect dissolution of this Society, these bylaws must be rescinded by a two thirds (2/3) vote of the members present after thirty (30) days notice has been mailed to each member. In the event of dissolution, all assets and holdings of the Society shall be converted into an acceptable form and presented to the Tennessee State Library and Archives.

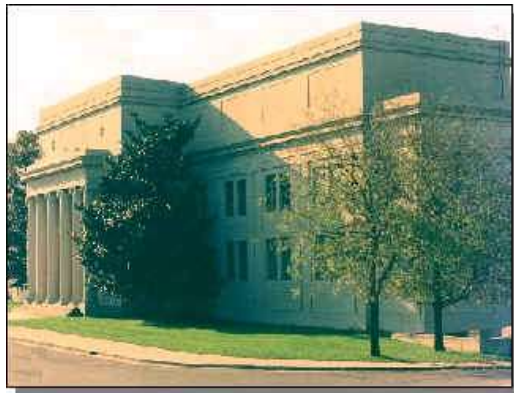
ARTICLE XI.

SECTION 1. No Society member shall accept remuneration for any research or general information request directed to the Society.

SECTION 2. This Society shall be operated as a not for profit organization and no part of the assets or net earnings shall inure to the benefit of any private individual. ■

News from the State Library & Archives

by Trent Hanner and Stephanie Sutton,
Reference Librarians



The Tennessee State Library and Archives continues to add noteworthy items to its collections, in the form of online indexes and databases, print materials, and microfilm, to facilitate research for our patrons.

Photograph Database

If you have recently visited the TSLA site, www.tennessee.gov/tsla, you will have noticed a significant addition to the “News and Updates” feature. We are pleased and excited to extend to our online audience TSLA’s online Photograph and Image Search database. Access to the database can be found in the lower left-hand corner of TSLA’s main homepage. The database contains approximately 34,000 images, and we are certain it will prove to be a tremendous research tool.

1854 Nashville City Directory

Another online addition is the entire *Nashville City and Business Directory, 1853-54* in .PDF format through Archive-It. Access to this directory is available at <http://state.tn.us/tsla/ArchiveIt/index.htm> or you may check out TSLA’s Archive-It collection in its entirety at <http://www.archive-it.org/home/tsla1archive>.

1924 Tennessee Death Index

Also recently added to TSLA’s website is the 1924 death index. Currently, the statewide indexes to Tennessee death records available at <http://state.tn.us/tsla/history/vital/index.htm> span from 1908 through 1912 and 1914 through 1924. We continue to work diligently to index Tennessee death records to make them available to our patrons. Stay on

the lookout for the 1925 index to death records, as it will not be long before that year is added to the online vital records indexes.

1957 Death Records Coming

As equally exciting, the 1957 death records will soon be available on microfilm at TSLA. Each spring, TSLA receives the most recently released death records from the Office of Vital Records. The death records are microfilmed at TSLA and then made available to the public. Keep an eye out for the imminent release of the 1957 death records.

Smith County Funeral Home Records

In addition to expanding its offerings online, TSLA has also added the following microfilmed collection to its holdings: Kempville Funeral Home (Smith County, Tennessee) Records, 1933-1971 (Mf. 1846). This collection consists of six volumes containing minutes, financial, death and ambulance records from the Kempville Funeral Home dating from 1933 to 1971. Les and Willie B. McCall Hackett opened the Kempville Funeral Home in Difficult (Smith County), Tennessee, in 1928. In 1937, Willie B. took over the business at a time when not many women were operating businesses. In September of 1971, Mrs. Hackett sold the Kempville Funeral Home to Sanderson Funeral Home in Carthage. She continued to work at the funeral home for several years until ill health forced her to retire. She passed away in 1992.

Cooking Exhibit

If you have stopped in to visit TSLA recently, you have been sure to notice the newest exhibit in the War Memorial Lobby, “Stirring Up the Past: Revolutions in Tennessee Cooking.” This exhibit premiered on January 17, 2008, and delves into Native American cooking, Pioneer/Civil War cooking, Victorian cooking, and cooking in the Modern Age. When viewing the exhibit, you can pick up a handout containing recipes from some of our collections. This exhibit will run through June 13, 2008.

Brochures

The Public Services Division has been busy creating new Public Services brochures to help familiarize patrons with records available at TSLA and guide patrons through various types of research. To date, brochures have been designed that cover Civil War research; legal and legislative materials available at TSLA; architectural resources available at TSLA; and

general types of media, records, and services provided by staff.

Although Public Services does not have its next workshop finalized at this time, please keep in mind that to stay abreast of current workshop information, you can visit the TSLA website at <http://www.tennessee.gov/tsla/history/workshop.htm>



Book Reviews

by Shirley Wilson

R Thomas Webb Family of Virginia by William Morgan Brown, P.E. 381 pp. hard bound, footnotes, index, photographs, 2008. \$45 plus \$11.95 shipping and handling from author at P. O. Box 4705, Parkersburg, WV 26104. wmbrown@hotmail.com

Thomas and Elizabeth Webb and their descendants of Northumberland County, Virginia, are the subjects of this extensive family history. Both of them died in the late 1600s in Northumberland County leaving several children. Descendants can be found in Rutherford, Williamson, and Bedford Counties in Tennessee as well as in Alabama, Arkansas, North Carolina, and Louisiana.

Enhancing the book are many lovely, old photographs of people, places, tombstones, homes and historic sites. Another nice feature is the extensive use of census records of the various families.

For those searching the Webbs and allied families of Basye, Earnhart, Fisher, Fogelman, Gaskins Marbury, Moore, Morton, Motlow, Shoffner, and Taylor, this is a must-have publication chock full of good information. A welcome addition for the many descendants found within its pages, would have been a more sophisticated numbering system. What appears to be an excellent index helps to compensate for this shortcoming.

Images of 19th Century Rutherford County: Its Homes & People by Barry Lamb. 184 pp., hard bound, index, photographs, 2007. \$60 plus \$6 shipping and insurance from author at 1911 Fern Drive, Murfreesboro, TN 37130.

While primarily a book of photographs of homes and their owners and families, this pictorial history contains a huge amount of genealogy within the photographic captions. Dates of birth and death of the owners are given as well as information on the family of the wife. Most of the photographs are in sepia tones, but there are some color photographs as well. Many of the homes are listed by address for easy location, but all include at least the general location of the home.



Lamb has done an excellent job in compiling a well organized, carefully constructed, and thoroughly researched coffee table book.

Simply put, this is a beautiful book and a must-have for anyone with roots in Rutherford County.

Hoover's Gap by John Lee Fults. 210 pp. soft bound, appendix, illustrations, maps, surname index, 2002. \$29.95 plus \$2 postage from author at 11017 Rockcliff Dr., Huntsville, AL 35810. jlfults@hiwaay.net

The village of Hoover's Gap is located in the southeast corner of Rutherford County, on U.S. Highway 41 about fifteen miles south of Murfreesboro and four miles north of Beech Grove. It is situated on the west middle fork of the Stone's River on the east side of Hoover's fork and is named after the pioneer settler, Matthias Hoover. Matthias was a Mennonite born in Lancaster County, Virginia about 1750.

Allied families include Bradfords, Broyleses, Drakes, Foxes, Fulks, Hawks, Haithcocks, Pruitts, and Rawlinses.

While there is much genealogy in this book, the focus is on the history of the community of Hoover's Gap with emphasis on the Civil War period of time. Fults originally wrote this as Section 9, Chapter VII of *The Leaves of Time* and it contains exhaustive detail on this

community. If your people are from this area, you will want to have this book in your library.

Liberty Gap by John Lee Fults. 61 pp., soft bound, 1996. \$9.95 plus \$1.00 postage from author (see address above).

This is a similarly written book as the one above, found in Section 12, Chapter 7 of *The Leaves of Time*. This one focuses on the history and families of Liberty Gap. It is located fifteen miles south of Murfreesboro and four and a half miles north of Bell Buckle, Tennessee, in the gap between the hill ridge dividing Bedford and Rutherford Counties.

Surnames found in this community include Bingham, Broyles, Chaffin, Delbridge, Foster, Freeman, Frizzell, Hatchett, Miller, and White. This publication has no index, but would have benefited from one, a fact the author probably realized since they are included in his later publications. Again, this is a detailed book full of great information on a small community. ■

English Ancestry? Try the Old Bailey web site!

The Proceedings of the Old Bailey, London, 1674-1843

www.oldbaileyonline.org

This fully-searchable online edition of the records of London's criminal court contains information about more than 100,000 trials. These accounts were originally published in a newspaper-style format and distributed on London streets to inform people about trials as they took place.

The records vary in detail according to the time period and type of trial, but they often include a full description of the crime, testimony of witnesses, summarized arguments of the attorneys, and verdicts. The accounts often run several pages in length.

A search for the surname Bostick in this database returned seven records, summarized as follows:

- Elizabeth Bostick, 1775, indicted for stealing a petticoat, bonnet and stockings from Thomas Knight.
- Joseph Bostick, 1777-8, constable, gave testimony in two trials.
- Samuel Bostick, 1791, cheesemonger. Archibald Neale stole 20 lbs. of Bostick's butter.
- William Bostick, 1824, John Neale stole two pair of his trousers, an apron and a towel.
- Joseph Bostick, 1830, gardener at Holly Lodge, witness in trial for theft of a clock and vases. ■

The Defective, Dependent, and Delinquent Schedules of the 1880 Tennessee Census

Davidson County (continued)

Abstracted by
Gale Williams Bamman, CGSM
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Orphanage ca. 1880
from the Library of Congress' American Memory collection.

The DDD Schedules, as they are often called, were part of the non-population schedules supplementing the 1880 federal census, and were created to help the government decide on funding appropriations for institutions and health programs. On each of the following schedules of the DDDs, the census-takers were instructed to give an account of the location and condition of persons who met these descriptions:

The following questions were asked on all seven of the DDD schedules:

name of the afflicted person; county and district where enumerated; county of residence; and location in the population schedule.

Certain questions were repeated on all seven schedules:

name of the afflicted person; county and district where enumerated; county of residence; and location in the population schedule.

The remainder of the questions pertained to each particular class of persons:

Insane Inhabitants: form of disease; duration of current attack; age at first attack; if requires restraint; if ever institutionalized and for how long; if additional features, such as epileptic suicidal, or homicidal. Distinction was to be made between persons with deterioration of mental power, such as dementia and those born defective; the latter were to be classified as Idiots.

Idiots: supposed cause; age of occurrence; size of person's head [at that time considered as significant]; if self-supporting or partly so; if ever in training school and for how long; and if additional illnesses present (insane, blind, deaf, paralyzed).

Deaf-Mutes: supposed cause; age of occurrence; if semi- or totally deaf and/or mute; if ever institutionalized; if also insane, idiotic, or blind. Enumerators were instructed to inquire about deaf-mutes and their residences from physicians in the area and also from schoolteachers.

Blind: if self-supporting; age at occurrence; form; supposed cause; if totally or semi-blind; if ever in an institution for the blind; length of time there; date of discharge; if also insane, idiotic, deaf-mute. Those who could see well enough to read were not to be placed on this schedule.

Homeless Children: whether father and/or mother were deceased; whether abandoned or surrendered; whether born in an institution, or year admitted; whether illegitimate; if separated from his/her mother; if ever arrested, and why; if origins were "respectable;" whether removed from criminal surroundings; if blind, deaf-mute or idiotic.

Inhabitants in Prisons: place of imprisonment; whether awaiting trial, serving a term, or serving out a fine; if awaiting execution, or transfer to higher prison, or if held as a witness; if imprisoned for debt, or for insanity; date incarcerated; alleged offense; fine; number

of days in jail or workhouse, or years in penitentiary; whether at hard labor, and if so, whether contracted out. Enumerators were also to ask these questions of wardens or keepers of any prison, "station-house, or lock-up in their respective districts."

Paupers and Indigent: if supported wholly or partly at cost of city, county, or state; or at cost of institution; whether able-bodied; whether habitually intemperate; if epileptic; if ever convicted of a crime; if disabled; if born in the institution, or date of admission; whether others of the family were also in that establishment; if also blind, deaf and dumb, insane, idiotic. Paupers living in individual homes who were supported partly or fully at county cost were referred to by the Census Office, as "outdoor paupers," to distinguish them from paupers in institutions.

For a more-detailed discussion of the DDD Schedules and this abstracting project, please see Part I, in the Summer 2005 issue of this journal (Volume XIX, no. 1), pp. 32-40. The additional data in these abstracts comes from the population schedules and does not appear on the DDD Schedules themselves. The interpretation of the records may contain deciphering errors. The reader is encouraged to view the originals on microfilm. If any mistakes are noted, please contact the compiler with that information.

Davidson County (continued)

These entries from the St. Mary's Orphan Asylum were inadvertently omitted from the last issue.

Hagerty, Joseph: Homeless Children Schedule; enumerated Davidson Co., St. Mary's Orphan Asylum; parents deceased; admitted 1878. [s.d.3,e.d.69; see Pop.Sch.p.42,ln.25]

Pop.Sch.: Hagerty, **Josie**, age 10, female, white, born Tenn.

Connelly, Elinor: Homeless Children Schedule; enumerated Davidson Co., St. Mary's Orphan Asylum; residence Shelbyville, Bedford Co.; parents deceased; admitted 1878. [s.d.3,e.d.69; see Pop.Sch.p.43,ln.26]

Pop.Sch.: Connelly, **Annie**, age 9, female, white, born Tenn.

Connelly, Mary: Homeless Children Schedule; enumerated Davidson Co., St. Mary's Orphan Asylum; residence Shelbyville, Bedford Co.; parents deceased; admitted 1878. [s.d.3,e.d.69; see Pop.Sch.p.43,ln.27]

Pop.Sch.: age 7, female, white, born Tenn.

Gibson, Sophy: Homeless Children Schedule; enumerated Davidson Co., St. Mary's Orphan Asylum; residence Shelbyville, Bedford Co.; father deceased; admitted 1878. s.d.3,e.d.69; see Pop.Sch.p.42,ln.29]

Pop.Sch.: age 7, female, white, born Tenn.

Coleman, Carrie: Homeless Children Schedule; enumerated Davidson Co., St. Mary's Orphan Asylum; father deceased; admitted 1878. [s.d.3,e.d.69; see Pop.Sch.p.42,ln.30]

Pop.Sch.: age 12, female, white, born Tenn.

Little, Ada: Homeless Children Schedule; enumerated Davidson Co., St. Mary's Orphan Asylum; father deceased; admitted 1878. [s.d.3,e.d.69; see Pop.Sch.p.42,ln.32]

Pop.Sch.: **Litter, Eda**, age 3, female, white, born Tenn.

Padgers, Mattie: Homeless Children Schedule; enumerated Davidson Co., St. Mary's Orphan Asylum; father deceased; admitted 1878. [s.d.3,e.d.69; see Pop.Sch.p.42,ln.33]

Pop.Sch.: **Badger, Mattie**, age 8, female, white, born Tenn.

Cavender, Lee: Homeless Children Schedule; enumerated Davidson Co., St. Mary's Orphan Asylum; father deceased; illegitimate. [s.d.3,e.d.69; see Pop.Sch.p.42,ln.34]

Pop.Sch.: age 8, male, white, born Tenn.

Cloyd, Annie: Homeless Children Schedule; enumerated Davidson Co., St. Mary's Orphan Asylum; father deceased; admitted 1878. [s.d.3,e.d.69; see Pop.Sch.p.42,ln.35]

Pop.Sch.: age 8, female, white, born Tenn.

Rodgers, Cath: Homeless Children Schedule; enumerated Davidson Co., St. Mary's Orphan Asylum; father deceased; admitted 1878. [s.d.3,e.d.69; see Pop.Sch.p.42,ln.36]

Pop.Sch.: age 9, female, white, born Tenn.

Rodgers, Charles: Homeless Children Schedule; enumerated Davidson Co., St. Mary's Orphan Asylum; father deceased; admitted 1878. [s.d.3,e.d.69; see Pop.Sch.p.42,ln.37]

Pop.Sch.: age 7, male, white, born Tenn.

Rodgers, Maggie: Homeless Children Schedule; enumerated Davidson Co., St. Mary's Orphan Asylum;

father deceased; admitted 1878. [s.d.3,e.d.69; see Pop.Sch.p.42,ln.38]

Pop.Sch.: age 2, female, white, born Tenn.

Kimsey, Cath: Homeless Children Schedule; enumerated Davidson Co., St. Mary's Orphan Asylum; parents not deceased; admitted 1879; has been in penitentiary. [s.d.3,e.d.69; see Pop.Sch.p.42,ln.39]

Pop.Sch.: Kinnie, Cathie, age 8, female, white, born Tenn.

Kimsey, Willie: Homeless Children Schedule; enumerated Davidson Co., St. Mary's Orphan Asylum; parents not deceased; admitted 1879. [s.d.3,e.d.69; see Pop.Sch.p.42,ln.40]

Pop.Sch.: Kinnie, Willie, age 7, male, white, born Tenn.

Note: On the DDDs, immediately following the list of inmates of St. Mary's Orphan Asylum, are the names of the following two persons, with the pages and line numbers on which the names appear on the population schedule, but with no other information. On the 1880 U.S. census, population schedule, these two are listed among the list of inmates at the Asylum.

Galman, Tim: Homeless Children Schedule; enumerated Davidson Co., St. Mary's Orphan Asylum; [s.d.3,e.d.69; see Pop.Sch.p.42,ln.28].

Pop.Sch.: Gibson, Tim, age 9, male, white, born Tenn.

Coleman, Mattie: Homeless Children Schedule; enumerated Davidson Co., St. Mary's Orphan Asylum; [s.d.3,e.d.69; see Pop.Sch.p.42,ln.31].

Pop.Sch.: age 9, female, white, born Tenn.

** End of St. Mary's Orphan Asylum list **

Washington, Cephus: Idiots Schedule; enumerated Davidson Co., 9th Civil District; partly self-supporting; afflicted at birth; small head; also epileptic. [s.d.3,e.d.69; see Pop.Sch.p.23,ln.11]

Winsey, Henry: Idiots Schedule; enumerated Davidson Co., 9th Civil District; afflicted at birth; natural head. [s.d.3,e.d.69; see Pop.Sch.p.38,ln.22]

Walker, E. J.: Idiots Schedule; enumerated Davidson Co., 9th Civil District; afflicted at birth; large head. [s.d.3,e.d.69; see Pop.Sch.p.40,ln.31]

Rieves, Eph: Prisoners Schedule; enumerated Davidson Co., 9th Civil District; in penitentiary; state prisoner serving term of imprisonment; incarcerated 1879 for murder; sentenced to 270 days in jail, 10 years in penitentiary; at hard labor inside prison. [s.d.3,e.d.69; see Pop.Sch.p.3,ln.10]

Pop.Sch.: age 22, male, white, married, convict; listed with wife Sarah, age 18, and son James, age 1, in household of Sadie Thomas, age 56.

Scott, Cornelius: Prisoners Schedule; enumerated Davidson Co., 9th Civil District; in penitentiary; state prisoner serving term of imprisonment; incarcerated 1879 for robbery; sentenced to 18 days in jail, 5 years in penitentiary. [s.d.3,e.d.69; see Pop.Sch.p.9,ln.27]

Pop.Sch.: age 19, single, black, son, State Prisoner, born Tenn., in household of Mayfield Scott, age 40.

Lain, D. R.: Insane Schedule; enumerated Davidson Co., 8th Civil District; residence Williamson Co.; duration of present attack, 2 years; age at first attack, 54; not confined, not restrained; inmate of Tenn. State Asylum, 8 months; discharged 1879. [s.d.3,e.d.68; see Pop.Sch.p.3, ln.41]

Pop.Sch.: age 55, male, white, married, head of household, born Tenn.

Hill, John: Insane Schedule; enumerated Davidson Co., 8th Civil District; duration of present attack, 8 years; age at first attack, 25; not confined, not restrained; inmate of Tenn. State Asylum. [s.d.3,e.d.68; see Pop.Sch.p.16,ln.16]

Pop.Sch.: age 16, male, white, single, son, born Tenn.; in household of William G. Hill, age 56.

Patterson, Florence: Idiots Schedule; enumerated Davidson Co., 8th Civil District; not self-supporting; afflicted at birth; small head; never an inmate of an institution. [s.d.3,e.d.68; see Pop.Sch.p.1,ln.35]

Tucker, Ben: Blind Schedule; enumerated Davidson Co., 8th Civil District. [s.d.3,e.d.68; see Pop.Sch.p.15,ln.46]

Pop.Sch.: age 68, male, white, widowed, head of household, born Tenn.

Davis, Silvie: Blind Schedule; enumerated Davidson Co., 8th Civil District. [s.d.3,e.d.68; see Pop.Sch.p.15,ln.49]

Pop.Sch.: age 62, female, white, widowed, head of household, born Tenn.

Poke, Rufus: Blind Schedule; enumerated Davidson Co., 8th Civil District. [s.d.3,e.d.68; see Pop.Sch.p.18,ln.8]

Pop.Sch.: Peck, Ben: age 11, male, black, son, born Tenn., in household of Henry Peck, age 50. [No tick mark in Blind column.]

James, Bettie: Blind Schedule; enumerated Davidson Co., 8th Civil District. [s.d.3,e.d.68; see Pop.Sch.p.25,ln.41]

Pop.Sch.: age 98, female, white, single, boarder, born Tenn.; in household of John Overton, age 59.

Hirsch, Annie: Insane Schedule; enumerated Davidson Co., 7th Civil District; 1 attack; age at first attack, 16; not restrained, not confined; inmate, Tenn. State Asylum, 3 years; discharged 1879; homicidal. [s.d.3,e.d.67; see Pop.Sch.p.5,ln.20]

Pop.Sch.: age 19, female, white, single, daughter, born New York; in household of Elizabeth Hirsch, 41, born Prussia.

Greer, James: Idiots Schedule; enumerated Davidson Co., 7th Civil District; not self-supporting; afflicted at birth; large head; never an inmate of an institution; also epileptic. [s.d.3,e.d.67; see Pop.Sch.p.4,ln.31]

Hamilton, Wm.: Idiots Schedule; enumerated Davidson Co., 7th Civil District; not self-supporting; afflicted at birth; large head; never an inmate of an institution. [s.d.3,s.d.67; see Pop.Sch.p.6,ln.7]

Jackson, Fannie J.: Idiots Schedule; enumerated Davidson Co., 7th Civil District; not self-supporting; congenital; small head; never an inmate of an institution. [s.d.3,e.d.67; see Pop.Sch.p.15,ln.31]

Hill, Thomas: Blind Schedule; enumerated Davidson Co., 7th Civil District; not self-supporting; afflicted at age 5; scarlet fever; never an inmate of an institution. [s.d.3,e.d.67; see Pop.Sch.p.16,ln.32]

Pop.Sch.: age 26, male, white, son, born Tenn.; in household of Joseph Hill, 65, born England.

Collier, James: Blind Schedule; enumerated Davidson Co., 7th Civil District. [s.d.3,e.d.67; see Pop.Sch.p.8,ln.13]

Pop.Sch.: age 60, male, white, married, head of household; nearly blind; born Alabama.

McPherson, K.: Blind Schedule; enumerated Davidson Co., 7th Civil District. [s.d.3,e.d.67; see Pop.Sch.p.11,ln.50]

Pop.Sch.: McPherson, **Katherine**, age 37, female, white, married, wife, born Tenn.; in household of James McPherson, age 80.

Green, James T.: Insane Schedule; enumerated Davidson Co., 6th Civil District; 3 attacks; age at first attack, 19; not confined, not restrained. [s.d.3,e.d.66; see Pop.Sch.p.3,ln.48]

Pop.Sch.: age 26, male, white, married, head of household, born Tenn. [No tick mark in Insane column].

Collins, B. F.: Insane Schedule; enumerated Davidson Co., 6th Civil District. [s.d.3,e.d.66; see Pop.Sch.p.4,ln.5]

Pop.Sch.: age 28, male, white, single; brother, born Tenn.; in household of J. A. Collins, age 26.

Hood, William: Insane Schedule; enumerated Davidson Co., 6th Civil District. [s.d.3,e.d.66; see Pop.Sch.p.5,ln.36]

Pop.Sch.: age 58, white, head of household, insane; born Tenn.

Williams, C. W.: Insane Schedule; enumerated Davidson Co., 6th Civil District. [s.d.3,e.d.66; see Pop.Sch.p.21,ln.29]

Pop.Sch.: Williams, **W. Caroline**, age 55, female, black, widowed, servant; born Tenn.; in household of W. A. Wheeler, age 65.

Jones, James H.: Idiots Schedule; enumerated Davidson Co., 6th Civil District; partly self-supporting; afflicted at birth; small head. [s.d.3,e.d.66; see Pop.Sch.p.4,ln.34]

Jackson Mary J.: Deaf-Mutes Schedule; enumerated Davidson Co., 6th Civil District. [s.d.3,e.d.66; see Pop.Sch.p.8,ln.16]

Hedgepeth, Mary: Blind Schedule; enumerated Davidson Co., 6th Civil District; afflicted at age 69. [s.d.3,e.d.66; see Pop.Sch.p.2,ln.16]

Pop.Sch.: age 33, female, white, sister, widowed, born Tenn.; in household of M. Whitley, age 38.

Minton, John H.: Blind Schedule; enumerated Davidson Co., 6th Civil District; afflicted at age 4. [s.d.3,e.d.66; see Pop.Sch.p.4,ln.10]

Pop.Sch.: Minton, J. H., Jr., age 18, male, white, son, single, born Tenn.; in household of J. H. Minton, age 41.

Scaff, Lydia Ann: Insane Schedule; enumerated Davidson Co., 5th Civil District; melancholia; duration of present attack, 22 months; 2 attacks; age at first attack, 28; sometimes confined, not restrained, "is now in County Asylum;" 9 months; suicidal. [s.d.3,e.d.65; see Pop.Sch.p.22,ln.20]

Pop. Sch.: age 21, female, white, daughter, single; born Tenn; in household of James Scaff, age 60 [No tick mark in Insane column].

Farris, Joseph C.: Idiots Schedule; enumerated Davidson Co., Co.; 5th Civil District; self-supporting; natural head; never an inmate of an institution. [s.d.3,e.d.65; see Pop.Sch.p.7,ln.1]

Farris, John W.: Idiots Schedule; enumerated Davidson Co., 5th Civil District; self-supporting; natural head; never an inmate of an institution. [s.d.3,e.d.65; see Pop.Sch.p.7,ln.2]

Owen, Robert: Idiots Schedule; enumerated Davidson Co., 5th Civil District; not self-supporting; dropsy; large head; never an inmate of an institution. [s.d.3,e.d.65; see Pop.Sch.p.12,ln.16]

Hill, John W.: Idiots Schedule; enumerated Davidson Co., 5th Civil District; not self-supporting; natural head; never an inmate of an institution. [s.d.3,e.d.65; see Pop.Sch.p.18,ln.21]

Watson, Eugene: Idiots Schedule; enumerated Davidson Co., 5th Civil District; not self-supporting; excess of quinine; natural head; never an inmate of an institution. Also Deaf-Mutes Schedule; afflicted at age 3. [s.d.3,e.d.65; see Pop.Sch.p. 20,ln.4]

Simpson, William R.: Idiots Schedule; enumerated Davidson Co., 5th Civil District; not self-supporting; natural head; never an inmate of an institution. [s.d.3,e.d.65; see Pop.Sch.p.31,ln.45]

Wharton, Nancy A.: Idiots Schedule; enumerated Davidson Co., 5th Civil District; not self-supporting; natural head; never an inmate of an institution. [s.d.3,e.d.65; see Pop.Sch.p.25,ln.35]

Davis, Reuben: Deaf-Mutes Schedule; enumerated Davidson Co., 5th Civil District; partly self-supporting. [s.d.3,e.d.65; see Pop.Sch.p.36,ln.13]

Givens, Nancy: Blind Schedule; enumerated Davidson Co., 5th Civil District; not self-supporting; afflicted at age 76; never an inmate of an institution. [s.d.3,e.d.65; see Pop.Sch.p.1,ln.47]

Pop.Sch.: age 84, female, white, widowed, boarder, born Tenn., in household of Thos. F. Brown, age 38 [58?].

Harwood, Thomas: Blind Schedule; enumerated Davidson Co., 5th Civil District; not self-supporting; afflicted at age 13; inflammatory sore eyes; never an inmate of an institution. [s.d.3,e.d.65; see Pop.Sch.p.4,ln.45]

Pop.Sch.: age 30, male, white, widowed, son, born Tenn.; in household of Jas. A. Harwood, age 69.

Stewart, John B.: Blind Schedule; enumerated Davidson Co., 5th Civil District; self-supporting; afflicted at age 17; paralysis; inmate Tenn. Blind School, 2 years; discharged 1861. [s.d.3,e.d.65; see Pop.Sch.p.5,ln.28]

Pop.Sch.: age 38, male, white, single, son, born Tenn.; in household of Mary Stewart, age 63.

Harwood, Cephas: Blind Schedule; enumerated Davidson Co., 5th Civil District; self-supporting; afflicted at age 3; chronic sore eyes; inmate Tenn. Blind School 1/2 year; discharged 1859. [s.d.3,e.d.65; see Pop.Sch.p.6,ln.7]

Pop.Sch.: age 37, male, white, married, born Tennessee; head of household.

Powell, Josephine: Blind Schedule; enumerated Davidson Co., 5th Civil District; partly self-supporting; afflicted at age 1; chronic sore eyes; never an inmate of an institution. [s.d.3,e.d.65; see Pop.Sch.p.9,ln.13]

Pop.Sch.: age 25, female, white, widowed, born Tenn.; head of household.

Rucker, Elizabeth G.: Blind Schedule; enumerated Davidson Co., 5th Civil District; not self-supporting; afflicted at age 74; cataract; never an inmate of an institution. [s.d.3,e.d.65; see Pop.Sch.p.12,ln.3]

Pop.Sch.: age 77, female, white, widowed, mother, born Virginia; in household of Josiah F. Rucker, age 43.

Meriwether, Nancy E.: Blind Schedule; enumerated Davidson Co., 5th Civil District; not self-supporting; afflicted at age 20; never an inmate of an institution. [s.d.3,e.d.65; see Pop.Sch.p.22,ln.39]

Pop.Sch.: age 31[51?], female, white, married, wife, born Tenn., in household of D. R. A. Meriwether, age 40.

Anderson, Lucy: Blind Schedule; enumerated Davidson Co., 5th Civil District; partly self-supporting; afflicted at age 60; spider bite; never an inmate of an institution. [s.d.3,e.d.65; see Pop.Sch.p.22,ln.36]

Pop.Sch.: age 70, female, black, widowed, mother; born in Tenn.; in household of Harriet Harris, 45.

Hunt, Nancy: Blind Schedule; enumerated Davidson Co., 5th Civil District; not self-supporting; afflicted at age 67; natural weakness; never an inmate of an institution. [s.d.3,e.d.66; see Pop.Sch.p.25,ln.36]

Pop.Sch.: age 69, female, white, widowed, mother-in-law, born Tenn.; in household of James W. Wharton, age 44.

Pomeroy, William: Blind Schedule; enumerated Davidson Co., 5th Civil District; self-supporting; afflicted at age 60; inflammatory sore eyes; never an inmate of an institution. [s.d.3,e.d.65; see Pop.Sch.p.26,ln.42]

Pop.Sch.: age 65, male, white, widowed, uncle, born Tenn.; in household of James J. Allen, 33.

Kaiser, Sarah E.: Blind Schedule; enumerated Davidson Co., 5th Civil District. [s.d.3,e.d.65; see Pop.Sch.p.8,ln.46]

Pop.Sch.: age 8, female, white, single, daughter, born Tenn. in household of Mathius Kaiser, 55, born Switzerland.

McInturff, David: Blind Schedule; enumerated Davidson Co., 5th Civil District. [s.d.3,e.d.65; see Pop.Sch.p.21, ln.7]

Pop.Sch.: age 80, male, white, married, head of household, born Tenn.

Gleaves, Elizabeth: Insane Schedule; enumerated Davidson Co., 4th Civil District; periodically insane; duration of present attack, 6 months; 2 attacks; confined; not restrained; never an inmate of an institution. [s.d.3,e.d.64; see Pop.Sch.p.24,ln.50]

Pop.Sch.: age 67, female, white, widowed; mother;

born Tenn.; in household of Charles E. Gleaves, age 30.

Scott, William: Insane Schedule; enumerated Davidson Co., 4th Civil District. [s.d.3,e.d.64; see Pop.Sch.p.15,ln.32]

Pop.Sch.: age 60, male, white, married, born Tenn.; in household of Richard Fields, age 30.

Green, William: Idiots Schedule; enumerated Davidson Co., 4th Civil District; not self-supporting; afflicted at birth; natural head; never an inmate of an institution. [s.d.3,e.d.64; see Pop.Sch.p.31,ln.43]

Withers, Catherine: Idiots Schedule; enumerated Davidson Co., 4th Civil District; not self-supporting; afflicted at birth; natural head; never an inmate of an institution. [s.d.3,e.d.64; see Pop.Sch.p.31,ln.29]

Rittenberry, William: Idiots Schedule; enumerated Davidson Co., 4th Civil District; not self-supporting; afflicted at birth; natural head; never an inmate of an institution. [s.d.3,e.d.64; see Pop.Sch.p.32,ln.28]

Carter, William: Idiots Schedule; enumerated Davidson Co., 4th Civil District; not self-supporting; afflicted at birth; natural head; never an inmate of an institution. [s.d.3,e.d.63; see Pop.Sch.p.4,ln.4]

Robinson, Wm.: Idiots Schedule; enumerated Davidson Co., 4th Civil District. [s.d.3,e.d.64; see Pop.Sch.p.1,ln.17]

Sturdevant, Henry: Idiots Schedule; enumerated Davidson Co., 4th Civil District. [s.d.3,e.d.64; see Pop.Sch.p.12,ln.49]

Dement, M.: Idiots Schedule; enumerated Davidson Co., 4th Civil District. [s.d.3,e.d.64; see Pop.Sch.p.23,ln.50]

Blankenship, C.: Deaf-Mutes Schedule; enumerated Davidson Co., 4th Civil District. [s.d.3,e.d.64; see Pop.Sch.p.8,ln.40]

Rogers, Lizzie: Deaf-Mutes Schedule; enumerated Davidson Co., 4th Civil District. [s.d.3,e.d.64; see 28,ln.33]

Jackson, Charles: Deaf-Mutes Schedule; enumerated Davidson Co., 4th Civil District. [s.d.3,e.d.64; see Pop.Sch.p.33,ln.41]

To Be Continued



Index to Pardons and Paroles from Tennessee State Prisons, 1904-1925

Part 8 of a Series

Part 7 was published Winter 2008 (vol. XIX, #3)

The following list indexes pardon and parole files available for research at the Tennessee State Library and Archives. It was prepared by Archivist Julia Rather Hammers. Each file may contain a number of items relating to the imprisonment, or there may be very little. The typical file contains the inmate's discharge papers, including a copy of the pardon or parole document. Letters from prison officials, government officials, and family members may also be found. A file often contains petitions sent by members of the inmate's community in order to help the prisoner obtain early release. Trial statements within the file give a summary of the crime committed and the reasoning behind the conviction and sentence. In many files there are newspaper clippings concerning that particular inmate's case. Newspaper clippings can particularly be found in the file of an inmate whose sentence was death.

The index lists the name of the inmate, whether the inmate was pardoned or paroled, the inmate's prison number, the county in which the crime was committed, the length of the sentence served, the prison that housed the inmate, and the crime committed. It is well worth the time of an interested genealogist to view the file. Most files contain information that may prove useful. The type of information depends on the prison where the inmate was institutionalized. Most files for inmates housed at Brushy Mountain prison, for instance, include a copy of a chaplain's report giving the inmate's native state and parents' names, ages, and nativity along with other information.

These records have been microfilmed and can be viewed at the Tennessee State Library & Archives, or the microfilm can be borrowed on interlibrary loan. Additionally, the archives staff can provide copies by mail for a fee (see www.state.tn.us/tsla for details). Refer to Record Group 261, Pardons & Paroles, and the box number given in the index.

Name	Pardon or Parole	File No.	County where Convicted	Sentenced	Released	File Location; Notes
Murphy, Rich	Parole	11249	Davidson	1921	1922	Box 24; Assault to commit 2nd degree murder
Murphy, Sam	Parole	7492	Williamson	1914	1918	Box 24; Assault to commit 1st degree murder
Murray, James	Pardon		McMinn	1920	1920	Box 24; carrying a pistol
Murray, Arthur		9458	Rutherford	1918	1922	Box 24; Petit larceny
Murray, Mrs. H.	Parole	11402	Shelby	1921	1922	Box 24; Attempt to commit felony; alias Marjorie Murray
Murray, Red	Parole	8752	Lauderdale	1916	1918	Box 24; Petit larceny
Murray, Stokes	Parole		Jackson	1917	1917	Box 24; Violated age of consent; suspended sentence.
Mysinger, Sam	Parole	11498	Hamilton	1921	1923	Box 24; Larceny
Nash, Orange	Parole	10451	Hamilton	1919	1922	Box 25; Larceny

Name	Pardon or Parole	File No.	County where Convicted	Sentenced	Released	File Location; Notes
Neiman, Henry	Parole	7599	Lawrence	1914	1922	Box 25; 2nd degree murder
Nelson, Ernest	Parole	11140	Lauderdale	1921	1922	Box 25; Attempt to commit felony
Nelson, Henry	Parole	12014	Dyer	1922	1924	Box 25; Petit larceny
Nelson, Luther	Parole	5609	Knox	1910	1918	Box 25; Murder; Parole # 1176
Nelson, Robert		8340	Shelby	1915		Box 25; Housebreaking & larceny
Nettles, Alex	Parole	9466	Haywood	1911	1919	Box 25; 2nd degree murder
Nevils, Richard	Parole	8236	Obion	1915	1924	Box 25; 2nd degree murder
Newbern, Thos. A.	Parole	9085	Haywood	1917	1924	Box 25; 2nd degree murder
Newberry, Garland	Parole	11541	Stewart	1921	1921	Box 25; Attempted murder
Newell, T.J.	Parole	10617	Knox	1920	1922	Box 25; Grand larceny
Newhouse, Will	Parole	11326	Lake	1921	1924	Box 25; Voluntary manslaughter
Nichols, A. Wesley	Parole	9798	Knox	1918	1921	Box 25; Voluntary manslaughter
Nichols, Azalie	Parole	11392	Knox	1921	1924	Box 25; Grand larceny
Nichols, Joe	Parole	5590	Hancock	1910	1919	Box 25; Murder
Nichols, Johnie	Parole	10581	Houston	1920	1923	Box 25; Forgery
Nichols, Leonard	Parole	5589	Hancock	1920	1920	Box 25; Murder
Nichols, Minnie	Parole	8983	Shelby	1916	1924	Box 25; Murder
Nicholson, W.H.	Parole	9764	Hamilton	1916	1918	Box 25; Petit larceny
Nobles, Jim		11492	Hamilton	1921		Box 25; Grand larceny; died 1922
Nolin, Marvin	Parole	9472	Stewart	1918	1920	Box 25; Petit larceny
Norman, Frank	Parole	10570	Shelby	1920	1922	Box 25; Petit larceny
Norris, H.P.	Parole	10603	Shelby	1920	1921	Box 25; Petit larceny
Norton, Jack		11022	Sullivan	1921	1924	Box 25; Burglary & larceny
Norville, Tom	Parole	11166	Dyer	1921	1923	Box 25; Burning of stock & merchandise
Nowlin, Edgar	Parole	8891	Weakley	1916	1918	Box 25; Petit larceny; Parole # 1046
Num, Carl	Parole	8930	Madison	1916	1918	Box 25; Attempted rape
Nunley, John Henry	Parole	11432	Madison	1921	1922	Box 25; Petit larceny; petitions
O'Connor, Allen	Parole	9213	White	1917	1924	Box 26; Housebreaking
O'Dear, Ernest	Parole	12544	Grundy	1923	1924	Box 26; Voluntary manslaughter; petitions
O'Neal, Elizabeth	Parole	12047	Hamilton	1922	1924	Box 26; Receiving stolen property
O'Neal, Tom		9318	Knox	1917		Box 26; Larceny; died 11-27-19
Oakley, Frank	Pardon	13317	Lake	1924		Box 26; Attempted manslaughter
Odom, C.E.	Parole	11677	Shelby	1922	1923	Box 26; Attempted felony
Odom, Larry			Benton	1923		Box 26; Violated Bone Dry Law
Odom, Mack	Parole	9177	Cannon	1917	1920	Box 26; Murder
Officer, Henry	Parole	1963	White	1904	1923	Box 26; Murder
Ogg, Edwin	Parole	11862	Shelby	1922	1923	Box 26; Petit larceny
Ogle, Arlie	Parole	8045	Sevier	1914	1921	Box 26; Arson
Ogle, Oliver	Parole	11309	Sevier	1921	1923	Box 26; Felonious Assault
Oliver, Julius	Parole	7727	Davidson	1914	1921	Box 26; Petit larceny
Orr, Thomas	Parole	7928	Hamilton	1914	1918	Box 26; Burglary
Oscar, Hix			Jackson	1922		Box 26; petitions
Osteen, A.T.	Parole	11263	Davidson	1921	1923	Box 26; Attempted 2nd degree murder
Overton, Walter	Parole	7176	Fayette	1912	1915	Box 26; Voluntary manslaughter
Owen, Tom Willie	Parole	9433	Shelby	1918	1922	Box 26; Housebreaking & larceny
Owens, John	Parole	11776	Shelby	1922	1924	Box 26; Petit larceny
Owens, John	Parole	12172	Shelby	1922	1924	Box 26; Attempted felony
Owens, Lester	Parole	11657	Bedford	1922	1924	Box 26; Grand larceny
Owens, Tom	Pardon	10938	Weakley	1920	1922	Box 26; Grand larceny
Owens, Will	Parole	10741	Lake	1920	1924	Box 26; Grand larceny
Owensby, Bill	Parole	11333	Hamblen	1921	1924	Box 26; Larceny
Page, Arthur	Parole	9871	Henderson	1918		Box 27; 2nd degree murder; petitions

Name	Pardon or Parole	File No.	County where Convicted	Sentenced	Released	File Location; Notes
Page, Frank	Parole	12397	Henderson	1923	1924	Box 27; Housebreaking Larceny
Panland, Eugene	Parole	10278	Knox	1919	1922	Box 27; Housebreaking & larceny
Parham, Andrew	Parole	9936	Knox	1918	1921	Box 27; Grand larceny
Parham, Brown			Rhea			Box 27; Transporting liquor; petition
Parker, Charlie	Parole	10096	Shelby	1919	1922	Box 27; Larceny
Parker, Eddie	Parole	11115	Knox	1921	1923	Box 27; Grand larceny
Parker, Hays	Parole	10472	Bradley	1920	1922	Box 27; Petit larceny
Parker, J.A.			Weakley			Box 27; Assault and battery
Parm, Riley	Parole	11592	Polk	1921	1923	Box 27; Petit larceny
Parrott, J.L.			Sullivan			Box 27
Parrott, Roy			McMinn			Box 27; Violated four-mile law
Parsons, Clate	Parole	12064	Johnson	1922	1924	Box 27; Murder
Partlow, Alvin S.	Parole	9111	Davidson	1921	1921	Box 27; Robbery
Parton, C.M.	Parole	11759	Dyer	1922	1925	Box 27; Forgery
Paschall, E.C.	Parole	9070	Perry	1917	1918	Box 27; Involuntary manslaughter
Pate, J.E.			Bedford			Box 27
Patterson, Carl	Pardon		Rutherford	1919	1919	Box 27; Assault & battery
Patterson, Elihu	Parole	9348	Wilson	1917	1919	Box 27; Petit larceny
Patterson, Francis	Parole	8953	Lincoln	1916	1920	Box 27; Larceny
Patton, Alex	Parole	10362	Shelby	1919	1922	Box 27; Petit larceny
Patton, Walter	Parole	10917	Shelby	1920	1922	Box 27; Assault to commit rape
Payne, Alf		11470	Robertson	1921		Box 27; Petit larceny; died 1922
Payne, George	Parole	8640	Davidson	1916	1920	Box 27; Housebreaking & larceny
Payne, Joe W.	Pardon	10401	Knox	1919	1919	Box 27; Assault to commit voluntary manslaughter
Payne, Rich		9264	Shelby	1917		Box 27; Grand larceny; died 1920
Payne, Tom Cat	Pardon	10394	Polk	1919	1922	Box 27; Abducting female from father
Payne, Willie	Parole	10216	Shelby	1919	1922	Box 27; Larceny
Peake, Cesar	Parole	4157	Hamilton	1908	1918	Box 27; 2nd degree murder
Pearson, Willie	Parole					Box 27; Larceny; poem
Peebles, John T.		12764	Shelby	1923		Box 27; Petit larceny
Peete, Fred	Parole	12054	Tipton	1922	1924	Box 27; Arson
Pelham, Walter	Parole	12116	Franklin	1922	1924	Box 27; Petit larceny
Penn, Harry		7936	Haywood	1914		Box 27; 2nd degree murder
Pennington, John	Parole	9355	Campbell	1916	1920	Box 27; Voluntary manslaughter
Pennington, Lacy	Parole	9010	Campbell	1916	1919	Box 27; Voluntary manslaughter; Parole # 1556
Percie, James	Parole	9322	Cocke	1916	1920	Box 27; Perjury
Perisot, Henry		11227	Shelby	1921		Box 27; Larceny & receiving stolen goods
Perkins, Charley	Parole	8942	Shelby	1916	1919	Box 27; Petit larceny
Perkins, Damon	Parole	9307	Shelby	1917	1922	Box 27; Grand larceny
Perkins, Norah	Parole	12569	Shelby	1923	1925	Box 27; Petit larceny
Perry, Jesse		7576	Davidson	1914		Box 27; Attempt to commit carnal knowledge
Perry, Milton	Parole	9217	Crockett	1917	1922	Box 27; Incest
Peters, Ernest	Parole	9537	Robertson	1918	1922	Box 27; 1st degree murder
Peters, George		12763	Shelby	1923		Box 27; Larceny
Peterson, Chas.	Parole	8734	Shelby	1916	1918	Box 27; Petit larceny; Parole # 1252
Pettigrew, Otis	Parole	8931	Madison	1916	1918	Box 27; Assault to commit murder; Parole # 1261
Petty, James	Parole	10393	Shelby	1919	1924	Box 27; Attempted manslaughter

To Be Continued

Full Name and Place Index

MTGS Journal
Volume XXI, 2007-2008
Indexed by Juanita Patton

Introduction to the Index

We believe that every genealogical work requires a complete index, and to that end provide an every-name index in the fourth and final issue of each volume of the Journal. This index includes names, places and miscellaneous. Pagination of Volume XXI began with page 1 in the Summer 2007 issue and continued through this issue. The following notes prepared during the indexing process will be helpful to the reader.

- Individuals identified in the text as *slaves* are indexed under that heading.
- Names beginning with M', Mc, and Mac appear as if all started with Mac.
- If the maiden name of a female is known, she is listed under both her married and maiden names.
- Church denominations have been abbreviated: Prim Bap for Primitive Baptist; Cum Pres for Cumberland Presbyterian; Epis for Episcopal; UMC & Meth for United Methodist or Methodist; ME South for Methodist Episcopal Church South.

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