

Summary of Benjamin UPTON

26 May 2006

Name: Benjamin UPTON
Sex: Male

Individual Facts

Birth	abt 1750 ^{1,2}	
Land Grant	1769 (age 19)	Land Grant for 100 acres; St. Paul Parish, Province of Georgia ³
Seller	1 Sep 1772 (age 22)	Richmond County, GA w/Reba hood ⁴
Land Grant	25 Nov 1772 (age 22)	Land Grant of 150 acres; St. Paul Parish, Province of Georgia ⁵
Land Grant	aft 1783 (age 33)	Colonial and Headright Land Grant Records; Georgia ⁶
Tax	1785 (age 35)	Poll tax and Property taxes; Wilkes County, GA ⁷
Land Grant	1786 (age 36)	Land Grant of 200 acres; Washington County, GA ⁸
Tax	1786 (age 36)	Poll Tax and property taxes; Wilkes County, GA ⁹
Land Grant	1787 (age 37)	Land Grant of 500 acres; Washington County, GA ¹⁰
Buyer	20 Aug 1787 (age 37)	Wilkes County, GA ¹¹
Land Grant	1789 (age 39)	Land Grant of 200 acres; Washington County, GA ¹²
Census	1790 (age 40)	Columbia County, Georgia ¹³
Tax	1790 (age 40)	300 acres; Wilkes County, GA ¹⁴
Tax	1790 (age 40)	750 acres; Washington County, GA ¹⁵
Seller	22 Feb 1791 (age 41)	Wilkes County, GA ^{16,17}
Buyer	13 Mar 1791 (age 41)	Wilkes County, GA ¹⁸
Land Grant	bet 1792-1797 (age 42)	Land Grant of 120 acres; Washington County, GA ^{19,20}
Tax	1792 (age 42)	Property Taxes; Wilkes County, GA ²¹
Buyer	5 Jan 1793 (age 43)	Warren County, GA ²²
Buyer	20 Nov 1794 (age 44)	Warren County, GA ²³
Adj. Land	24 Nov 1794 (age 44)	Warren County, GA ²⁴
Seller	22 Jan 1795 (age 45)	Warren County, GA ^{25,26}
Buyer	1 Jul 1797 (age 47)	Warren County, GA ^{27,28}
Adj. Land	24 Jan 1799 (age 49)	Warren County, GA ²⁹
Seller	29 Mar 1800 (age 50)	Warren County, GA ^{30,31}
Adj. Land	2 Jun 1800 (age 50)	Warren County, GA ³²
Land Grant	1801 (age 51)	Headright Grant of 171 acres; Warren County, GA ^{33,34}
Seller	20 Oct 1801 (age 51)	Warren County, GA w/Moses Granberry ³⁵
Seller	11 Jan 1802 (age 52)	Warren County, GA w/Tobias Upton ³⁶⁻³⁸
Seller	20 Mar 1802 (age 52)	Warren County, GA w/William Bird ³⁹
Prev. Owner	3 Mar 1803 (age 53)	Warren County, GA ⁴⁰
Tax	1805 (age 55)	Property Taxes; Warren County, GA ⁴¹
Seller	23 Nov 1805 (age 55)	Warren County, GA ^{42,43}
Prev. Owner	27 Feb 1806 (age 56)	Warren County, GA ^{44,45}
Religion	7 Jun 1806 (age 56)	Trustee of the Baptist Church of Christ at Fellowship; Warren County, GA ⁴⁶
Deed	7 Jun 1806 (age 56)	Trustee for the Church of Christ at Fellowship; Warren County, GA ^{46,47}
Adj. Land	4 Apr 1807 (age 57)	Warren County, GA ⁴⁸
Wills	18 Jul 1807 (age 57)	Moses Grandberry; Warren County, GA ⁴⁹
Adj. Land	22 Feb 1809 (age 59)	Warren County, GA ⁵⁰
Adj. Land	24 Apr 1809 (age 59)	Warren County, GA ⁵¹
Seller	9 Apr 1810 (age 60)	Warren County, GA ⁵²
Wills	17 Nov 1812 (age 62)	Reuben Barrow; Warren County, GA ⁵³
Will	23 Jan 1813 (age 63)	Warren County, GA ⁵⁴⁻⁶⁰
Adj. Land	9 Apr 1814 (age 64)	Warren County, GA ⁶¹
Seller	11 Aug 1817 (age 67)	Warren County, GA ⁶²
Tax	1818 (age 68)	Property Tax, Poll Tax and Slave Tax; Warren County, GA ⁶³
Death	abt 14 Nov 1821 (age 71)	Warren County, GA ⁵⁴
Prev. Owner	18 Mar 1845	Warren County, GA ⁶⁴

Marriages/Children

1. Judith Wilkes

Residence (fam)	abt 1785 (age 35)	Wilkes County; Georgia ⁶⁵
Marriage	bef 1788 (age 38) ⁶⁶	
Census (fam)	1820 (age 70)	Warren County, GA ⁶⁷
Children	Tobias UPTON (bet 1770 and 1780 - Jul 1846) Polly UPTON (bet 1770 and 1780 - aft 1830)	

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Nancy UPTON (bet 1770 and 1780 - aft 1830)
Sarah UPTON (bet 1771 and 1774 - 17 Jul 1841)
Obedience UPTON (abt 1788 - aft 1850)
Rebecca (Rebeka) UPTON (1787 - bef 1860)

Notes (Individual)

General: As recorded in the **Upton Encyclopedia CD Rom**. "Benjamin [great grandfather of Benjamin Upton in Duval County, Florida] was without any doubt the most successful of the Georgia Uptons. . . he was granted and purchased several thousand acres of Georgia land. He left a large estate, including many slaves." It appears that Benjamin's namesake, his great grandson Benjamin Upton (son of his grandson Asa Upton) was equally successful with several locations in the lumbering business in Duval and Nassau counties in Florida and Charlton County in Georgia almost to the end of his life in 1895.

Birth (abt 1750): How old did a male have to be to petition for land? This would help determine how old Ben was at the time of this petition.

Land Grant (1769): Also from the Upton Encyclopedia, "Benjamin's 1769 grants along the Green Briar were in St. Paul Parish, which became Richmond Co. with the outbreak of the Revolution in 1777, then became Columbia County in 1790. Benjamin was a wealthy land owner owning many slaves and land in several counties."

Notes (Family #1)

Marriage (bef 1788): Obedience was born around 1787 according to the 1850 census. If she was not born out of wedlock they would have had to have married around 1787.

Sources

1. Patrick Hill, compiler, *Upton Encyclopedia CD ROM Version 1.01* (Georgia:, 20 Dec 2000), Petition for Land 1769. He states in the petition that he had settled in the Province, and had been grant no land, and was desirous of obtaining for cultivation 100 acres of land on a branch of the Green Briar called Lick Creek, near the head of that branch.

2. Dorothy Vanginault, e-mail message [vvangina@peoplescom.net] to Kim Peters, 4/19/2005. He was born 1750 and died between Sept. 29 - Nov. 14, 1821 in Warren Co. Ga. He was a farmer; had 6 children: 1) Sarah Upton 1770 / Died: 17 July 1841, m. Henry Highnote 1793 / Died: 1835 Bucks Co. Pa. 2) Nancy Upton m. unknown Murray, 3) Tobias Upton born before 1775, 4) Polly Upton m. unknown Conner, 5) Rebecka Upton m. unknown Chalker, 6) Obedience Upton m. unknown Brandon. Children of Sarah and Henry Highnote: 1) unknown Highnote bet. 1794-1804; 2) Benjamin Thomas Highnote: b. abt. 1795 Ga., d. abt. 1860, Milton, Santa Rosa County, FL, m. Martha Elizabeth Wright 1816, b. 1798 Ga.; 3) Philip Green Highnote: b. May 14, 1800, Ga., d. 1856, m. Edith Josey 1823, b. 1804 S.C., d. 1872; 4) unknown Highnote b. bet. 1804-1810; 5) unknown Highnote b. bet 1810-1820; 6) unknown Highnote b. bet. 1810-1820; 7) Henry Charles Highnote: b. 1815 Ga., d. bef. 1870, m. Lucretia Unknown, b. 1807 Ga., d. April 22, 1894. Henry Highnote family lived in Warren Co. Ga. land deeds as well as census of 1830, 1840, 1850 Ga., and 1860 Florida. Sarah's will documents Benjamin Thomas, Philip Green and Henry Charles as her sons.

Philip Green Highnote is our gg grandfather.

3. *Upton Encyclopedia CD ROM Version 1.01*, Petition for Land 1769. He states in the petition that "he had settled in the Province, and had been grant no land, and was desirous of obtaining for cultivation 100 acres of land on a branch of the Green Briar called Lick Creek, near the head of that branch." Benjamin's petition was filed with those of Edward Upton (3.j) and Richard Upton (3.g).

4. Ibid., Page 481. 9/1/1772 - Richmond County, Benjamin Upton conveys land granted to him to Reba Hood. Recorded 1/5/1774.

5. Land Grant Provice of St. Paul, Province of Georgia, 25 Nov 1772. GEORGE THE THIRD by the Grace of GOD, of Great Britain, France, Ireland, KING, Defender of the Faith, and so forth. To all to whom these presents ____ come GREETING. KNOW YE, That We ____ O__ special Gra____ Knowledge and ____ M____

Date Given and Granted, and by those Presents for US our Heirs and Successors, do Give and Grant unto **Benjamin Upton**, his heirs and assigns all that tract of land continuing one hundred and fifty acres, situate, lying and being in the Parish of Saint Paul, in our Province of Georgia: founded on all sides by vacant land.

Having such Shape, Form and Marks as appears by a Plat thereof hereunto a_____, together with all Woods, Underwoods, Timber, and Timber Trees, Lakes, Ponds, Fishings, Waters, Water Courses, P____s, Commodities, Hereditamonis and Appurtanances whatsoever there _____ belonging or in _____ appertaining, together also with Privilege of Hunting, Hawking, and Fowling, on and upon the same, and all Mines, Minerals whatsoever; _____g and _____ing, nevertheless, to Us, Our Heirs and Successors, all White Pine Trees, if any should be found growing thereon: And also _____ing and E____ing, to Us Our Heirs and Successors, One Tenth Part of Mines of Silver and Gold only. TO HAVE AND TO HOLD _____

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and all and singular other the Pr__mises hereby granted, with the Appuntances, unto the said in free and common ____gs, the said Heirs or Assigns, Yeilding and Paying therefor, unto Us, Our Heirs and Successors, or to Our Receiver General for the Time being, or to his Deputy or Deputies for the Time being, yearly and every Year, on the Twenty-fifth Day of March, at the Rate of Two Shillings Sterling for every Hundred Acres, contained here, the same to commence on the end and expiration of ____ years from the date hereof. PROVIDED ALWAYS and this present grant is upon condition nevertheless that the said Heirs and Assignees within three years after the date hereof for every fifty acres of plantable land, clear and work three acres at least in that part thereof that they may judge most convenient and advantageous

In the left margins are the words: Benjamin Upton, _____, St. Paul, Dated 1.Sepr. Regd.25.Novr. 1772.

6. *Georgia Department of Archives and History, Georgia Department of Archives and History online [www.GeorgiaArchives.org], accessed 5/8/2004, 1783-1909 Series 545,520, Unit 95-2353A. Georgia Surveyor General Department Record Group 3, Sub-Unit: Colonial and Headright and Bounty Documents Files, SERIES: Unbound Headright and Bounty Documents Files, Series: 5 (245) 1783-1909 (035), 241 Upton Benjamin 8059-13a, Upton Edward, Upton Elizabeth, Upton George, Upton Philip.*

7. *Upton Encyclopedia CD ROM Version 1.01, Page 480. 1785 Wilkes County, GA. Benjamin* paid one poll tax and tax on 325 acres, including 60 - 2nd glass acres, 249 3rd class and 16 acres of 2nd class swamp land. He had no slaves at that time. (3.ca) **George Upton** was taxed on 350 acres in the same district.

8. Georgia Department of Archives and History, 5800 Jonesbororo, Morrow, A 30260, 6 Mar 1786. Georgia.

By the Court of Justices of the County of Washington to the County Surveyor for the said County. You are hereby Authorized and Required to admeasure and lay out and cause to be admeasured and laid out unto **Benjamin Upton** a Tract of Land which shall contain **two hundred acres in the Said County of Washington** on the head rights of Sarah Whit, Taking special care that the Same has not heretofore been laid out unto any person or persons and you are hereby also directed and Required to Record the plat of the Same in your Office and Transmit a copy thereof Together with this Warrant to the Surveyor General Withing Six Months from this Date Given Under my hand as Senior Justice of the Said County, this Sixth Day of March 1786.

(signed) Alex Jarvis C.W.C. Jared Irwin Ay.

9. *Upton Encyclopedia CD ROM Version 1.01, Page 480. 1786 - Wilkes County, GA - Benjamin apid* one poll tax and tax on 600 acres, including 25 1st class acres, 75 2nd class acres, 500 3rd class acres. He had no slaves at that time. (The second and third class acres are noted on the Ogeechee River).

10. Georgia Department of Archives and History, 5000 Jonesboro Road, Morrow, GA 30260, 5 March 1787. Georgia

By the Court of Justices of **Washington County**, to the County Surveyor of the said County, You are hereby authorized and required to admeasure and lay out or cause to be admeasured and laid out unto **Benj. Upton** a tract of land which shall contain **five hundred and fifty acres in the said County of Washington** in lieu of part of an old warrant in the name of Francis Tennill, taking especial care that the same hath not heretofore been laid out to any person or persons, and you are hereby also directed and required to record the plat of the same in your Office and transmit a Copy thereof together with this Warrant to the Surveyor General within the term of Six Months from this date . Given under my hand as Senior Justice of the said Court this fifth day of March 1787. (signed) Jared Irwin Ay, (signed) Joseph Miller C.W.C.

11. *Upton Encyclopedia CD ROM Version 1.01, Version 1.01. 8/20/1787 Wilkes Co., GA - Nicholas Long, Junior of Washington County sells to Benjamin Upton of Wilkes County for 20 pounds, 200 acres of pinelands on Ogeechee River, adjacent to said Upton, near Forts Creek, part of 1400 acres granted to Long on 4/26/1787.*

12. Washington County Land Grants, Gerogia Department of Archives and History, 5800 Jonesboro Road, Morrow, GA 30260, 2 Nov 1789. State of Georgia. J. Meriwether, Captain General, Governor and Commander in Chief in and over the said State. To all to whom these Presents shall come, GREETING: KNOW YE, That in Pursuance of the Act for opening the Land Office, and by virtue of the Powers in me vested, I HAVE, by and with the Advice and Consent of the Honorable the Executive Council, given and granted, and by these Presents, in the Name and Behalf of the said State, **DO give and grant unto Benjamin Upton** his Heirs and Assigns forever, ALL that Tract or Parcel of Land, containing **two hundred Acres, situate, lying, and being in the County of Washington** in the said State, and butting and bounding North Eastwardly by Ogeechee River Northwestwardly by Dennis's land Southeastwardly by **Upton's land** and on all other sides by Vacant Lands. having such Shape, Form, and Marks as appear by a Plat of the same hereunto annexed; together with all the singular the Rights, Members, and Appurtenances thereof, whatsoever, to the said Tract or Parcel of Land belonging, or in any wise

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appertaining; and also all the Estate, Right, Title, Interest, Claim and Demand of the State aforesaid, of, in, to, or out of the Premises aforesaid, with their and every of their Rights, members, and Appurtenances, unto the said **Benj. Upton** his Heirs and Assigns, to his and their own proper Use and Behoof forever, in Fee-Simple.

GIVEN under my Hand in Council, and the Great Seal of the said State, this second Day of November in the Year of our Lord, One Thousand Seven Hundred and Eight nine and in the fourteenth Year of American Independence.

Signed by his Honor the Governor in Council the 2nd Day of Nov 1789.

(signed) J. Meriwether, CC

Registered the 10th Nov 1789.

13. *Upton Encyclopedia CD ROM Version 1.01*, Georgia Reconstructed Census. 1790 Columbia County, GA - Benjamin Upton listed in the Georgia Reconstructed Census based on deeds and records.

14. *Ibid.*, Page 480. 1790 Wilkes County - Benjamin Upton taxed on 300 acres in Wilkes County - 25 1st class acres, 25 2nd class acres, 250 3rd class acres and 750 3rd class acres in Washington County, GA.

15. *Ibid.*, Version 1.01. He was taxed on 300 acres in Wilkes Co. and 750 acres in Washington Co. in 1790.

16. *Ibid.*, Version 1.01. 2/22/1791 Wilkes County, GA - **Benjamin Upton and Judith**, his wife of Wilkes County, GA sold to Charles McDonald of Charleston, SC for 46 pounds, 4 lots in the town of **Lexington, Wilkes County, GA** on the North side of the Ogechee River, fronting Bridge and Market Streets, No. 2, 3, 6, and 7. And 2 other lots 8 & 9, and 3 acres, part of 200 acres granted to Paylemon Floyd on 4/8/1775 and sold by Floyd Upton by deed.

17. *Ibid.*, Version 1.01. 2/22/1791 Wilkes Co. GA - **Benjamin Upton and Judith**, his wife of Wilkes County, GA sold to Charles McDonald, merchant, of Charleston, SC for 21 pounds, corner of lot, 2 acres, part of 200 granted to Paylemon Floyd on 4/8/1775 and sold by Floyd to Upton by deed.

18. *Ibid.*, Version 1.01. 3/13/1891 Wilkes County, GA - Paraman Floid (Paylemon Floyd), planter sold to **Benjamin Upton**, blacksmith, both of Wilkes County, for 50 pounds, 200 acres vacant land on both sides of the Ogechee River.

19. Georgia Department of Archives and History, 5800 Jonesboro Road, Morrow, GA 30260, 1792. Georgia. By the Court of Justices of Washington County to Fras ? Tonnille esquire County Surveyor for said County You are hereby authorized and required to Admeasure and lay out or cause to be admeasured and laid out unto Benjn Upton a tract of land which Shall contain One Hundred Twenty acres in said County of Washington. Taking especial care that the same hath not heretofore been laid out to any other person or persons And you are hereby also directed and required to record plat of the same in your Office and transmit a copy thereof together with this warrant tot he Surveyor General within the term of two years from this date given under our hands as Justices of the Said Court this Sixth Day of August 1792. attest (signed) Benj. Tonnille CWC, Jn. Rutherford JB
Jared Irwin IG? John Watts JB?

20. Georgia Department of Archives and History, 5800 Jonesboro Road, Morrow, GA 30280, 1797. State of Georgia. By His Excellency Jared Irwin Captain General, Governor, and Commander in Chief in and over the said State, and of the Militia thereof, To all to whom these Presents shall come, GREETING: KNOW YE, that in pursuance of the Act for opening the Land Office, and by virtue of the power in me vested, I have given and granted, and by these presents, in the name and behalf of said State, do give and grant unto Benjamin Upton, his heirs and assigns forever, all that tract or parcel of land, containing one hundred and twenty acres, situate, lying, adjoining in the county of Washington in the said State, and butting and bounding North East by Ogechee River, Southwest by Slatham's land, Northwest by Burns' land, and Southeast by Curtis' land. Having such Shape, Form and Marks as appear by a plat of the same hereunto annexed, together with all and singular the rights, members, and appurtenances thereof, whatsoever, to the said tract or parcel of land belonging, or in any wise appertaining, and also all the estate, right, title interest, claim, and demand of the state aforesaid, of, in, to, or out of, the same: TO HAVE AND TO HOLD the said tract or parcel of land, and all and singular the premises aforesaid, with their and every of their rights, members, and appurtenances, unto the said Benjamin Upton, his heirs and assigns, to his and their own proper use and behalf forever, in Fee Simple.

Given under my hand, and the great Seal of the said State, this Nineteenth day of June in the Year of Our Lord One Thouaand Seven Hundred and Ninety Seven: and in the Twenty First year of American Independence. Signed by his Excellency the Governor, the 19th day of June 1797. (signed) Jared Irwin, J. Meriwether S.E.D. Registered the 19 day of June 1797.

21. *Upton Encyclopedia CD ROM Version 1.01*, Page 480. 1792 Wilkes County - Benjamin taxed on 269 acres in Wilkes County, on the Ogechee Rive and 400 acres in Washington County on the Buffaloe Creek.

22. Daniel Nathan Crumpton, compiler, *Cemeteries & Genealogy Warren County, Georgia and Immediate Vicinity 1792-1987* (Warrenton, GA: Dan Crumpton, 1987), Deed Records 5 Jan 1793. **George Upton** - Seller, **Benjamin Upton** - Buyer, Richard Barrow - Original Grantee, John Grieson - Previous

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landowner, George Walker and Seaborn Jones - Witnesses.

23. Ibid., Deed records 20 Nov 1794. Seller: George Dykes, Buyer: **Benjamin Upton**, Adjoining landowners: William Bush, **George Upton**. Robert Wilkins - Original Grantee. James Hicky, Isaac Blount, George Dykes - Previous Landowners. Susanna Hammill - Witness.

24. Ibid., Deed records 24 Nov 1794. Sellers: Howell & Pamela Fetherston, Buyers: William Bird, Benjamin Augustus Hamp, Adjoining landowner: **Benjamin Upton**, Previous Landowner: Benjamin Few. Witnesses: **Benjamin Upton**, John Hamill.

25. Ibid., Deed records. 22 Jan 1795. Sellers: **Benjamin & Judith Upton**. Buyers: William Bird and Benjamin Augustus Hamp. Witnesses: Duncan McLean, John Hamill.

26. Warren County, GA Deed Books, Book A, Drawer 103, Box 28; Georgia Department of Archives and History, Morrow, GA, Page 207. This is condensation provided in the Upton Encyclopedia.

Benjamin Upton and his wife, Judith, both of Warren Co., GA sold to William Bird and Benjamin Augustus Hamp of Lexington, Warren Co., GA for the sum of five shillings sterling a certain tract of land 30 ft. wide, which adjoined the property of William Bird. Bird and Hamp wanted to build a mill on the Ogeechee River. Benjamin and Judith kept their right to fish the rivers for themselves and heirs.

27. *Cemeteries & Genealogy Warren County, Georgia and Immediate Vicinity 1792-1987*, Deed records 1 Jul 1797. Arthur Jenkins - Seller, **Benjamin Upton - Buyer**, Littleton Chamblep - Adjoining landowner, John Ledbetter - Original Grantee, Isaac Ledbetter - previous landowner, Richard Whitehead and Willice Jenkins - Witnesses.

28. Warren County, GA Deed Books, Book A, Drawer 103, Box 28; Georgia Department of Archives and History, Morrow, GA, Page ?. This is condensation provided in the Upton Encyclopedia.

Arthur Jenkins of Warren County, GA **sold to Benjamin Upton of Warren County**, GA for the sum of \$430 a tract of land situated in Warren County, GA containing 220 acres. The parcel was originally part of a 340 acre grant made to John Ledbetter on 19 Apr 1790 and conveyed by him to Isaac Ledbetter on 13 May 1790 and also a part of 300 acres granted to John Ledbetter and conveyed by him to Isaac Ledbetter the same day and year last mentioned.

Witnesses: Richard Whitehead, Willice Jenkins.

29. *Cemeteries & Genealogy Warren County, Georgia and Immediate Vicinity 1792-1987*, Deed Records 24 Jan 1799. Sellers: James & Sarah Folk, Buyer: Amos Travis, Original Grantee: George Dykes, Adjoining landowners: Elizabeth Crassley, Redding Radcliff, **Benjamin Upton**. Witnesses: John Griffin, John Smith, John Hatcher.

30. Ibid., Deed records 29 Mar 1800. Sellers: **Benjamin & Judith Upton**, Buyer: John Hamill, Srthur Fort - Adjoining landowner (no witness listed).

31. *Upton Encyclopedia CD ROM Version 1.01*, Version 1.01. 3/29/1800 - **Benjamin and Judith Upton** to John Hamill, 12 acres on the Augusta for one dollar.

32. *Cemeteries & Genealogy Warren County, Georgia and Immediate Vicinity 1792-1987*, Deed Records 2 June 1800. Seller: Norvell & Sally Robertson, Buyer: Whitmell Travis. Adjoining landowner: Simeon Travis, **Benjamin Upton**. Witness: John Travis.

33. Loose Headright Grant Papers,; Georgia Department of Archives and History, 5800 Jonesboro Road, Morrow, GA 30260, 1801. State of Georgia.

By the Court of Justices of Warren County. To E. Thomas Esq. Surveyor for said County you are hereby Authorized and empowered to admeasure and lay out or cause to be admeasured and laid out unto Benjamin Upton a Tract of Land which shall Contain one hundred and Seventyone acres in Warren County on headrights, taking especial care that the same has not heretofore been laid out unto any Person or Persons and you are required to record plat of the same in your office and transmit a Copy there of together with this Warrant to the Surveyor General within Two years from the date hereof given under our hands as presiding Justices of said Court this 7th day of January 1801. (can't read the signature)
On reverse of document is written: Benjamin Upton 171 Acres Executed 7th January 1801 by E. Thomas C.S.

34. Loose Headright Grant Papers, Georgia Department of Archives and History, 5800 Jonesboro Road, Morrow, GA 30260, 1801. State of Georgia. By His Honor David Emanuel, President of the Senate and Commander in Chief of the Army and Navy of this State of of the Militia thereof, To all to whom these Presents shall come, GREETING:

KNOW YE, that in pursuance of the Act for opening the Land Office, and by virtue of the power in me vested, I have given and granted, and by these presents, in the name and behalf of said State, do give and grant unto **Benjamin Upton**, his heirs and assigns forever, all that tract or parcel of land, containing one hundred and seventy one acres, situate, lying, adjoining in the county of Warren in the said State, and butting and bounding North East by McCormick and Ferris Land, South by Moses Grandberry's Land, West by Upton's and Ratcliffs Land having such Shape, Form and Marks as appear by a plat of the same hereunto annexed, together with all and singular the rights, members, and appurtenances thereof, whatsoever, to the said tract or parcel of land belonging, or in any wise appertaining, and also all the estate, right, title interest, claim, and demand of the state aforesaid, of, in, to, or out of, the same: TO

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HAVE AND TO HOLD the said tract or parcel of land, and all singular the premises aforesaid, with their and every of their rights, members, and appurtenances, unto the said **Benjamin Upton**, his heirs and assigns, to his and their own proper use and behalf forever, in Fee Simple.

Given under my hand, and the great Seal of the said State, this twenty-second day of July in the Year of Our Lord One Thousand Eight Hundred and one; and in the Twenty Sixth year of American Independence. Signed by his Honor the President the 22d day of July 1801. (signed) David Emanuel. D. Johnson L.E.D. Registered the 22d day of July 1801.

35. *Upton Encyclopedia CD ROM Version 1.01*, Page 481. 10/20/1801 - **Benjamin Upton** to Moses Granberry, 171 acres on Rocky Comfort Creek for 5 dollars.

36. *Cemeteries & Genealogy Warren County, Georgia and Immediate Vicinity 1792-1987*, Deed records. 11 Jan 1802. **Benjamin Upton - Seller, Tobias Upton - Buyer**, Littleton Chamblip - Adjoining landowner, John Ledbetter - Original Grantee, Isaac Ledbetter - Previous Landowner, Wm. Hancock - Witness.

37. Warren County GA Deed Records, Book B: Drawer 103, box 28, Georgia Department of Archives and History, Morrow, GA, Page 490. This is condensation from Upton Encyclopedia. 1803 - **Benjamin Upton** of Warren County, GA sold to **Tobias Upton** of Warren County, GA for \$430 a tract of land in Warren County containing 220 acres which was originally part of a 340 tract granted to John Ledbetter.

38. *Upton Encyclopedia CD ROM Version 1.01*, Page 481. 1/11/1802 - Benjamin to son Tobias Upton, 220 acres on Ogeechee and Rocky Branch Creek.

39. *Ibid.*, Page 481. 3/20/1802 - **Benjamin and Judith Upton of Rocky Comfort Creek** to William Bird, one acre and one road for \$600.

40. *Cemeteries & Genealogy Warren County, Georgia and Immediate Vicinity 1792-1987*, Deed records 3 Mar 1803. Seller - Wm. Simpler, Buyer - Samuel Allen. Original Grantee - James Blount, Previous landowners - John Hartville, John Brooks. Original Grantee - John Hollandshead. Previous Landowners - John Embree, John Harrill. **Benjamin Upton** - Witness.

41. *Upton Encyclopedia CD ROM Version 1.01*, Page 480. 1805 Warren County, GA - Benjamin taxed on the following land in Warren County: 100 acres of 2nd class on Rocky Comfort Creek originally granted to Barrow; 900 acres of pineland on Rocky Comfort Creek original granted George Dykes and himself; 230 acres 2nd class on the Ogeechee River granted Floyd and Long, and 3000 3rd class acres in Jackson County on Redstone Creek originally granted to Bayle. Benjamin also paid one poll tax and tax on 2 Slaves. Total Tax was \$6.18.

42. *Cemeteries & Genealogy Warren County, Georgia and Immediate Vicinity 1792-1987*, Deed Records 23 Nov 1805. Seller: **Benjamin Upton**, Buyer: **Elijah Conner**, Original Grantee: Perryman Floyd, Original Grantee: Nicholas Long, Witnesses: Salley & Norvel Robertson, George Dykes.

43. Warren County GA Deed Records, Book C: Drawer 103, Box 20, Georgia Department of Archives and History, Morrow, GA, Page 125. This is condensation from Upton Encyclopedia.

23 Nov 1805. **Benjamin Upton** of Warren County, GA sold to **Elijah Conner** [Ben's son in law] of Warren County for the sum of \$500 for a parcel of land located in Warren County on the Ogeechee River, containing 200 acres. Witnessed by Salley Robertson, Narvel Robertson.

44. *Cemeteries & Genealogy Warren County, Georgia and Immediate Vicinity 1792-1987*, Deed Records 27 Feb 1806. Seller: **Tobias Upton**, Buyer: John Vincent, Previous Landowner: H & A Jenkins, **Benjamin & Tobias Upton**, Isaac Ledbetter, Original Grantee: John Ledbetter, Witnesses: Philip Rawll, Tisey Thomas.

45. Warren County GA Deed Records, Book B: Drawer 103, box 28, Georgia Department of Archives and History, Morrow, GA, Page 446. This is condensation from Upton Encyclopedia.

27 Feb 1806. **Tobias Upton** of Warren County, GA sold to John Vincent of Hancock County, GA for the sum of \$600 a tract of land lying in Warren County on the Ogeechee River, containing 220 acres being the same property that **Benjamin Upton sold to Tobias**. (Tobias made his mark).

46. *Ibid.*, Page 568. This is condensation provided in Upton Encyclopedia.

7 June 1806. Moses Granbury of Warren County, GA gave to **Benjamin Upton** and John P. Martin, **Trustees of the Baptist Church**, known by the name of the **Church of Christ at Fellowship**, in Warren County a tract of 20 acres of land lying in Warren County on the head branch of Rocky Comfort Creek, known by the name of Granbury's Mill Branch. Witnessed by William Hill, N. Robertson, George Dykes, J.P.

47. *Cemeteries & Genealogy Warren County, Georgia and Immediate Vicinity 1792-1987*, Deed Records 7 June 1806. Seller: Moses Granbury, Buyers: **Benjamin Upton** and John P. Martin, Witnesses: William C. Hill, N. Robertson, George Dykes.

48. *Ibid.*, Deed records 4 April 1807. Seller: Wm. Few, Buyer: Norvell Robertson, OG: Benjamin Few, Isaac Dennis, PL: Howel & Pamela Featherston, AL: **Benjamin & Judith Upton**, PL: Allen Jenkins, Joseph & Elizabeth McKinley, Micholas. AL: Jacob Dennis, Wm. Chambers. Wilson Bird - Witness.

49. Daniel Nathan Crumpton, compiler, *Warren County, Georgia 1793-1900 Genealogy II* (Warrenton, GA: Dan Crumpton, 1992), Inventory & Appraisements 18 July 1807 - 8 June 1815. Moses Grandberry. Inventory and Appriasegment of Goods, Chattles and Credits. Pages 9. Appraisers: Benjamin Bledsoe, John

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Smith, **Benjamin Upton**, Alexander Avera. No date, no total.

50. *Cemeteries & Genealogy Warren County, Georgia and Immediate Vicinity 1792-1987*, Deed Records 22 Feb 1809. Seller: John Bruton, Buyer: Simeon Travis, Original Grantees: Thomas Johnson, William Boush, Adjoining landowners: Robet Bolling, **Benjamin Upton**, Witnesses: Robert Black, Alexander Avera, Wm. McDonald, Solomon Newsome.

51. Ibid., Deed Records 24 April 1809. Seller: **Benjamin Upton**, Buyer: Wm. Bird, PL: Featherstone Howell, Witness: **Henry Heighnaught (Henry Highnote?)**, Robet Crooks, Leaven Venson.

52. Ibid., Deed Records 9 April 1810. Seller: **Benjamin Upton**, Buyer: Alexander Avera, Original Grantee: Robert Wilkins, Previous Landowner: James Hickey, Isaac Blount, George Dykes, Witnesses: Whitmell Travis, Simeon Travis.

53. Daniel Nathan Crumpton, compiler, *Warren County, Georgia 1793-1900 Genealogy II*, Inventory & Appraisements 18 July 1807 - 8 June 1815. Reuben Barrow: Inventory & Apraisement of Goods, Chattles and Credits: Pages 94-96. Appraisers: **Benjamin Upton**, Thomas Rogers, Benjamin Bledsoe. 17 Nov 1812. Total: \$5,887.25.

54. Georgia Pioneers, compiler, *Century of Warren County, Georgia, Wills 1790-1890 & Early Marriage Records* (Albany, Georgia: Georgia Pioneers), Page 72. **Upton, Benjamin**, signed 23 Jan 1813, **probate 14 Nov 1821**. Wife: **Judith**, Daughters: **Polly Conner** (m. Elijah Conner, Warren Co. 16 Aug 1798); **Obedience Brannon**; **Nancy Murray**; **Rebecca Chalker**; **Sarah Highnote**. Son: **Tobias Upton**. Executors: **William Hill**; **Tobias Upton**. Witnesses: **Ally Travis**, **Whitmell Travis**, **Alexander Avera**.

55. Daniel Nathan Crumpton, compiler, *Warren County, Georgia 1793-1900 Genealogy II*, Wills 1810-1829. **Benjamin Upton** made 28 Jan 1813. Probated 14 Nov 1821. Page 69-72. Wife: **Judith**, Son: **Tobius**, Dughters: **Rebeka Chalker**, **Obedience Brannon**, **Sarah Highnote**, **Nancy Murray**, **Polly Conner**. Executor: William C. Hill, Tobias Upton. Witnesses: **Selina Murray**, **Charlotte S. Murray**, Alexander Avera, Ally Travis, Whitmill Travis.

56. Ibid., General Index to Administrators, Executors, Guardians 1811-1836. Date of Will 28, Jan 1813. Testators Name: **Benjamin Upton**, Executors Name: **Tobias Upton**, William C. Hill, Samuel Allen.

57. Ibid., Executors Bonds 1794-1822. Testator: **Benjamin Upton**. Executors: **Tobias Upton**, Wm. C. Hill, Samuel Allen.

58. Ibid., Court of the Ordinary Returns 1821-1824. **29 Sep 1821. Testates: UPTON, Benjamin**, Executors: **Tobias Upton**, Wm. C. Hill, Samuel Allen, Proved by **Selina Murray**, **Charlotte Murray**, Alexander Avera, Whitmill Travis.

59. *Upton Encyclopedia CD ROM Version 1.01*, Page 480. His will was written 1/28/1813, revised 9/28/1821 and filed for probate on 11/14/1821 in Warren County, GA. He names his wife, children and more than 15 slaves. The Will makes legacies of several thousand dollars. The will describes his land as being originally granted to R. Barrows, G. Upton (3.ca), B. Utpon, and G. Dykes. Warren County, Book B, page 69.

60. Ibid., Page 480. The estate was appraised in 1822 at \$7,814. Estate Return dated 10/21/1822, Warren County, Book B, page 260.

61. *Cemeteries & Genealogy Warren County, Georgia and Immediate Vicinity 1792-1987*, Deed Records 9 April 1814. Seller: Benjamin Bledsoe, Buyer: Richard Bledsoe, Adjoining landowners: Samuel Allen, Thomas Rogers, Joshua Roe, **Benjamin Upton**. Original Grantee: Reuben Barrow. Witness: Gideon Allen.

62. Ibid., Deed Records 11 Aug 1817. Seller: **Benjamin Upton**, Buyer: Cain Kent, Original Grantee: Samuel Irwin, PL: Samuel Allen Sr., William Allen, Martin Cox, Peter Quarles. Witnesses: Benjamin and John Rodes, Loammi Granberry.

63. *Upton Encyclopedia CD ROM Version 1.01*, Page 480. 1818 Warren County - Benjamin taxed on the following land in Warren County: 60 acres of 2nd class originally granted to Reuben Barrow; 940 acres of pineland originally granted Barrow, George Dykes and Upton (Benjamin); 30 acres 2nd class and 260 acres of pinelands originally granted Bush.; 540 acres pinelands originally ranted Tapley. All lands were on the Rocky Comfort Creek. Benjamin also paid one poll tax and tax on 14 slaves.

64. *Cemeteries & Genealogy Warren County, Georgia and Immediate Vicinity 1792-1987*, Deed Records 18 Mar 1845. Seller: **Elijah Conner, Sr.**, Buyer: **Elijah Conner, Jr.**, Original Grantee: Perryman Floyd, Nicholas Long, Previous Landowner: **Benjamin Upton**, Witnesses: James Rowe, Ada Jones.

65. *Upton Encyclopedia CD ROM Version 1.01*, Version 1.01. By the mid-1780s he appears to have made his home on land in what was then Wilkes Co., GA. His neighbors being George Upton (3.ca), Reuben Barrow and George Dykes. Wilkes Co. had been created from ceded Indian frontier lands in 1777. That land became Warren Co. in 1793, and a portion became part of Jefferson Co., when it was created in 1796, and finally, after the War for Southern Independence became Glascock Co. GA in the 1870's.

66. *Cemeteries & Genealogy Warren County, Georgia and Immediate Vicinity 1792-1987*, Deed Records - 22 Jan 1795. 22nd day of January, 1795. Sellers: **Benjamin & Judith Upton**. Buyers: William Bird and Benjamin Augustus Hamp. Witnesses: Duncan McLean, John Hamill.

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67. Benjamin Upton household, 1820 U. S. Census population schedule, Captain Whitmel Travis District, Warren County, GA, line 4; National Archives microfilm publication M33 Roll 7. Page 265. **Benj Upton**, Free white males: one 10 under 16 (**Asa Upton**), one 45 and upwards including heads of families (**Benjamin Upton**). Free white females: one under 10, one 16 under 26, one 45 and upwards (**Judith Upton**). 6 persons engaged in farming, Male slaves: five under 14, two 26 and under 45. Female slaves: seven under 14, two 26 under 45.