EARLY JACKSON COUNTY, ALABAMA BOOKS

Volume I

By Lewis Wendell Page, Sr.

Early Jackson County, Alabama Books

Volume V

Compiled By Lewis Wendell Page Sr.

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Missing Deed Books Preface

There are deed books in the Jackson County Courthouse labeled: A, B, C, D, E, F, G, and H. During 1993 and 1994, Judge R.I. Gentry had these books and other county records, reproduced in a uniform sized plastic binding. These books are available for use in the Jackson County Courthouse. Some of these books had self-contained indexes giving the Grantee and Grantor; Direct & Reverse. Some of the books had been indexed in a master index. The original deed books were assigned or lent to the "Little Courthouse" at the Scottsboro-Jackson Heritage Center.

To make the information in these deed books available to historians and genealogist, the volunteer staff at the Scottsboro-Jackson Heritage Center has undertaken the time consuming task of making a full name index for each deed book. The index in most deed books presents only the Grantor and the Grantee. We have listed each name found in each deed. Many times the deeds included the spouses and children of the Grantor, the former owners of the property, geographical features, names of adjoining property owners and many other bits of information useful to the genealogist. In these new indexes a certain amount of other useful information is included in the introduction of the index.

It is thought that some time after the War Between the States, many of the deed books were rebound. It appears that the binder of the book did not make any effort to label the books in alphabetically and chronological order. The following information will show this confusing discrepancy.

Date of Book		Book's Alphabetical Name	
1.	February 8, 1831 August 30, 1833	D	
	July 9, 1834 October 31, 1835	F	
3.	July 11, 1834 March 24, 1835	Е	

Why are there two deed books for the same time? There is very little correlation between the names in the two books from the standpoint of Grantor and Grantee. Richard B. Clayton, Clerk of County Court, signed documents in both books but rarely on the same day.

	Date of Book	Book's Alphabetical Name
1.	February 1839 December 1840	
	Contains some deeds for September 1836	Α
2.	August 1845 March 1846	
	Bound at end of book B are deeds dated May 27, 1846 -	В
	- March 15, 1849	
3.	December 25, 1851 June 4, 1852, these sheets bound	
	at end of book F.	D
4.	September 1854 March 30, 1855	C
	April 2, 1855 April 7, 1857	G
6.	August 2, 1865 May 12, 1868	H

We have the following date gaps in the deed books in the Jackson County Courthouse:

	No recorded data for:	Time Span
1.	March 1830 February 7, 1831	11 Months
2.	September 1, 1833 July 8, 1834	10 Months
3.	November 1, 1835 February 1839	39 Months
4.	January 1841 July 1845	54 Months
5.	April 1846 May 25, 1846	1 Month
6.	March 16, 1849 December 24, 1851	33 Months
7.	June 5, 1852 September 1854	27 Months
8.	April 8, 1857 August 1, 1865	99 Months

Where are these missing deed books? Were they burned at Bellefonte with the Courthouse? Were they removed from the Courthouse at the approach of the Union Army? Were they accidentally or deliberately destroyed during the chaotic times at the end of the war? Were they lost during the transfer of the county records from Bellefonte to Scottsboro in the fall of 1868? Will someone find them at a future date in their attic, or in the courthouse basement storage, or in a private law library?

Beginning in November of 1863, the records of the Probate Court were moved to the residence of George Sublett. This residence was on the east or south side of the Tennessee River at Sublett's Ferry. (Probate Court Minutes Book B, Page 414)

The Commissioner's Court was concerned about the Probate Court record as shown in Road Book Three, Page 410. All the August 16, 1865, meeting of the Commissioner's Court the first order of business was "...to secure a suitable room in the town of Bellefonte in which the business of the Probate Court can be transacted and the records and papers of the office secured."

The Grand Jury for the Fall term of Circuit Court reported to the Honorable W.J. Haralson, Judge of the Fifth Judicial District, that "the courthouse of said county was destroyed during the war and there is no building at the Seat of Justice suitable to hold court in." (Circuit Court Minutes, Book C.)

The Grand Jury further reported that "they had not been able to examine the conditions of the County Treasurer's office because the books thereof were removed at the approach of the Federal Troops, and as this body is informed were lost or destroyed during the late war."

It is my opinion that beginning in the summer of 1830, Deed Book A was the first book for recording deeds. When Book A was the filled, Book B was started until all the letters A through Z were used. Some of these books were burned at the end of the war.

Sometime after the war, the surviving Deed Books were rebound. The binder did not pay much attention to the dates in the books as they were labeled. The binder had enough pages to make seven volumes. The seven books were labeled A through G. The deeds for the Post-Civil War years were given the label H.

The following fact may provide a little more information about the subject being considered. From the existing deed books, we find this information:

1. Deed Book B. Page 25. Date January 21, 1847.

"A deed of trust was recorded in Book Q. Page 314, 315, 316, by the Court Clerks office."

Deed Book B. Page 82. September 28, 1847.
 "A deed recorded in Book Q. Page 452. No date, by the Court Clerks

office."

3. Deed Book B. Page 315. June 15, 1848.

"A deed recorded in Book P. Page 255-257. February 15, 1846, in office of the Circuit Clerk."

4. Deed Book B. Page 82. September 28, 1847.

"A deed recorded in Book Q. Page 452, no date."

Deed Book G. Page 391, August 9, 1856.

"A deed of trust recorded on May 17,1855, in Deed Book W. Page 454."

6. Deed Book G. Page 4. August 10, 1855.

"A deed recorded in Deed Book W. Page 300, on December 20,1854."

7. Deed Book G. Page 23. September 19, 1855.

"A deed recorded in Deed Book X. Page 22 & 23. Undated."

8. Deed Book G. October 18, 1855.

"Judge John G. Dixon refers to Deed Book X. Page 36 & 37."

9. Deed Book G. Page 253, January 8, 1856.

"A power of attorney recorded Oct. 1853 in Deed Book V. Page 31. In office of the Probate Judge."

10. Deed Book G. Page 253, January 8, 1856.

"A deed dated August 22, 1844, recorded in Deed Book P. Page 445. In the office of the Probate Judge."

11. Deed Book G. Page 306. May 16, 1856.

"A deed of trust recorded in Deed Book W on September 28, 1852."

12. Deed Book G. Page 255. April 21, 1856.

"A deed recorded in Deed Book H. Page 137-140, dated January 19, 1856."

13. Deed Book G. Page 323. September 15, 1856.

"A deed recorded in Deed Book H. Page 322. No date."

14. Deed Book A. Page 600, dated November 25, 1839, a deed refers to: "A deed recorded on page 162 of Deed Book J, dated February 5, 1836."

15. Deed Book H. Page 565 contains a reference to:

"A deed recorded March 8, 1859, in Deed Book Z, page 34-36."

16. Deed Book H. Page 614 refers to:

"A deed recorded on February 3, 1846, in Deed Book Q, page 233."

17. Deed Book G. Page 33 refers to:

"Deed Book X, page 31. Dated 10-31-1855"

18. Deed Book G. Page 148 refers to:

"A deed recorded in Deed Book X. Page 147-148, dated February 3, 1856."

19. Deed Book G. Page 253 refers to:

"A deed recorded October 10, 1853, in Deed Book V. Page 311."

20. Deed Book G. Page 361 refers to:

"A deed recorded on page 454 in Deed Book W, dated March 29, 1856."

21. Deed Book G. Page 418 refers to:

"A deed in Deed Book R." No date, no page.

A summary of the above data shows:

Name of Book	Time January 1856		
Book H			
Book J	February 1836		
Book P	August 1844 February 1846		
Book Q	February 1846		
Book V	October 1853		
Book W	September 1852, December 1854, May 1855, March 1856		
Book X	October 1855 February 1856		
Book Z	March 1859		

This summary may be of help to future historians as they ponder the fate of the lost deed books.

Not all the Pre-Civil War public records were destroyed. The following is a list of existing pre-war public records in addition to the Deed Book previously mentioned.

Name of Book	Dated
Minutes of County Court (Orphan's)	1820-1830
Minutes of Chancery Court	1842
Final Record Chancery Court	1847
Minute Book Chancery Court	1857
Minute Book Circuit Court	1855
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Fee Book Circuit Court	1859
Final Report Circuit Court	1859
Execution Docket Circuit Court	1853
Minutes Commissioner's Court Road Book Three	1853-1866
Minutes Probate Court Book B	1859-1865

The last two books mentioned above are extremely important to historians. As far as we know, these two books are the only public records for the wartime years in Jackson County that have survived.

HOW TO USE THIS BOOK

This book contains a full name index of several of the early public records found in Jackson County Courthouse. Some of the books indexed here may be found only at the Scottsboro-Jackson Heritage Center. The limitation imposed by the production and binding by the editor determined the number of separate indexes contained in this book. For most of the separate indexes there is a Table of Contents. Please read these to see what other information is included. The editor has included quotations, abstracts, and comments that may assist the researcher. This book is more than an index, for it may include some of the never before published history of Jackson County.

Lewis Wendell Page Sr. September 1, 1995

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DEED BOOK A

FEBRUARY 1839 - DECEMBER 1840

JACKSON COUNTY COURTHOUSE Bellefonte, Alabama

LEWIS WENDELL PAGE, SR., ARCHIVIST JAN BOYD ROBERTS, ARCHIVIST

Property of Scottsboro - Jackson Heritage Center P.O. Box 53 Scottsboro, AL 35768-0053

INTRODUCTION

In Deed Book A, the recording of each indenture usually required two or three pages. In this Index the page number following the name of a party to each deed represents only the first time the name appears in that indenture. Any subsequent numbers indicate that that person was a party to more than one indenture.

Certain county officials, who must sign each document, have only the first page number listed on which their names appear. Any subsequent page numbers indicate these officials were also parties to indentures. These officials are:

Thompson N. Rector, Judge of County Court Moses Jones, Clerk of Circuit Court

The last names of Justices of the Peace are followed by the initials "J.P." These Justices' names may appear several times but the number following the name is the first time they appear as a Justice of the Peace. Any subsequent numbers indicate these Justices were also parties to an indenture.

The first 56 pages of DEED BOOK A are missing.

The Scottsboro-Jackson Heritage Center is grateful to Jan Boyd Roberts for the computerized index.

Wendell Page August 22,1994.

Deed Book A

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- 2. Deed of Conveyance
- 3. Full Name Index

Deed of Conveyance December 16, 1839 Deed Book A Page 455

Warren P. Robertson Alfred Moore Eldred W. Williams Paint Rock Commissioners Samuel Mead To Deed To Commissioners

This Indenture made this the sixteenth day of December in the year of our Lord one thousand eight hundred and thirty nine between Warren P. Roberts, Alfred Moore, and Eldred W. Williams, Paint Rock Commissioners, and Samuel Mead all being of Jackson County, State of Alabama, Witnesseth that in and for the sum of two hundred and fifty dollars in hand paid the said Samuel Mead by W.P. Robertson, Alfred Moore and E.W. Williams,

Commissioners, as aforesaid the receipt whereof is hereby acknowledged the said Samuel Mead in consideration of the above hath this day bargained sold aligned enfeoffed and relinquished and by the presents doth bargain sell enfeoff and relinquish unto the aforesaid Commissioners forever the right and privilege in his Mill Dam situated on Paint Rock River on the following tract of land (Viz.) South East quarter of Section 10 Township Four Range Three East the said right and privilege described as follows (Viz.) twelve feet in said dam to be kept upon to low water mark for the free passage of keel boats when they can run ascending or descending by a good and substantial lock and keep the same in good repair for the space of five years also thirty additional feet in said Mill dam to be reduced to six feet for the purpose of allowing passage of flat boats at such times when they can run said thirty feet to be used by said Mill at such times when flat boats cannot run . The said Samuel Mead hath hereby in consideration of these presents warrants and will forever defend the aforesaid right and relinquishment unto the said W. P. Robertson, Alfred Moore, and E.W. Williams, Commissioners as aforesaid and their successors from and against himself and each and every person or persons claiming or holding under him in any manner whatsoever. In witness whereof I have hereunto set my hand and seal the day and date before written witnesseth

Samuel Mead

Seal

S.M.

Kennon Harris Wm. H. Davis Horace Blanton State of Alabama Jackson County

personally appeared before me Samuel Mead who acknowledged that he signed sealed and delivered the foregoing Deed of relinquishment unto the aforesaid Commissioners for the purposes therein specified given under my hand and seal this 16th Dec. 1839

Samuel Mead

State of Alabama Jackson County

This day personally appeared before me Moses Jones Clerk of the county court of said county Samuel Mead whose name appears to the written indenture and acknowledged that he signed sealed and delivered the same to

the Commissioners therein named for the purposes therein expressed on the day of the date thereof. In testimony, whereof I have hereunto offered my seal of office & subscribed my name this 7th day of April 1840 & of the American Independence this 64th year.

Test Moses Jones Clerk CC

Test Moses Jones Clerk CC

I. Moses Jones, Clerk of the County Court of the County of Jackson and State of Alabama, do hereby certify that the foregoing and annexed deed was delivered in my said office for registration on the 7th day of April 1840 and was this the 28th day of April 1840 duly recorded and compared.

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