# WILLIAM CATHCART, BLACKSMITH PROBATE RECORDS 1800-1806

First of all, I found these records by browsing through probate records on the FamilySearch.org (LDS) website.<sup>1</sup> The collection is called "South Carolina Probate Records, Files and Loose Records, 1734-1964." The records are not indexed on this site (but apparently are on Ancestry.com), and therefore not easily found through traditional online search methodology.

The first problem I noticed was that the folder in which the probate records were stored incorrectly indicates that they involve the estate of "William Chapman." It also includes the date January 26, 1794, which although correct for the one document appearing for William Chapman; is earlier than any of the documentation included for William Cathcart. Although there are indeed two pages dealing with this gentleman, the rest of the file documents primarily concern William Cathcart's estate.

This first document—an appraisal of William Cathcart's estate—includes the following at the end:

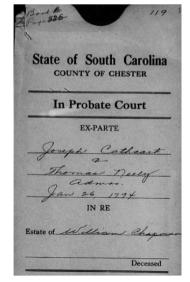


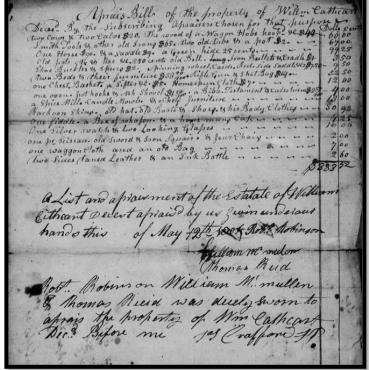
Figure 1 Probate file folder

A list and appraisement of the estate of William Cathcart Decest [sic] appraised by us given under our hands this May 12th 1804.

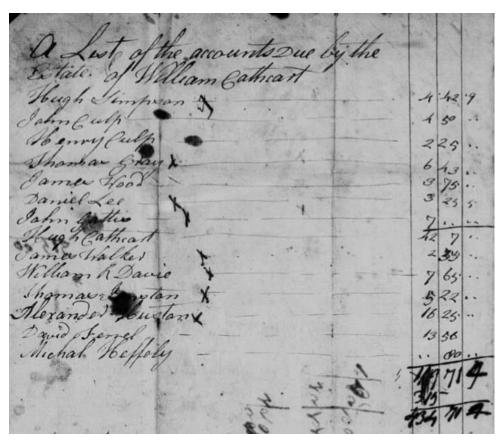
Rob<sup>t</sup> Robinson William McMullen Thomas Reid

Rob<sup>t</sup> Robinson, William McMullen & Thomas Reid was duely sworn to aprais the property of Wm Cathcart, Dec<sup>d</sup> before me

Jas Crafford, JP



<sup>&</sup>lt;sup>1</sup> "South Carolina Probate Records, Files and Loose Papers, 1732-1964," images, FamilySearch (https://familysearch.org/pal:/MM9.3.1/TH-1-19364-55578-17?cc=1911928: 21 May 2014), Chester > Probate Court, Files > 1788-1866 > Apartments 005-007, Packages 76-203 > image 306 through of 563; county courthouses, South Carolina, and South Carolina Department of Archives and History, Columbia. Click here to open FamilySearch.org page

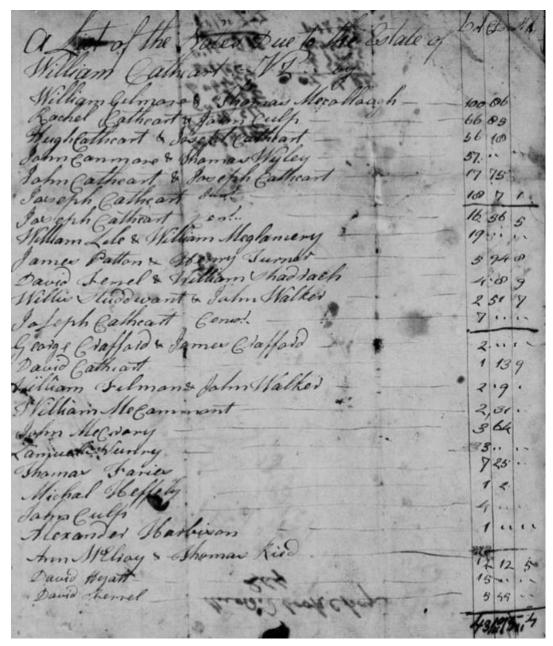


The next part of the record includes two pages outlining amounts owed by and to the estate of William Cathcart.

Those owing money to the estate include: Hugh Simpson<sup>2</sup>, John Culp<sup>3</sup>, Henry Culp, Thomas Gray, James Wood, Daniel Lee, John Gattis, Hugh Cathcart, James Walker, William R Davie, Thomas I???stan, Alexander Huston?, David Ferrel, Michah Heffely.

<sup>&</sup>lt;sup>2</sup> Hugh Simpson (c1795-1837), m. Mary Miller (c1770-1847). Mary Miller's nephew, Joseph Miller, III (1823-1890) m. Mary Cathcart (1825-1894), Mary being the daughter of William and Jane Black Cathcart of the William and Mary Cathcart line.

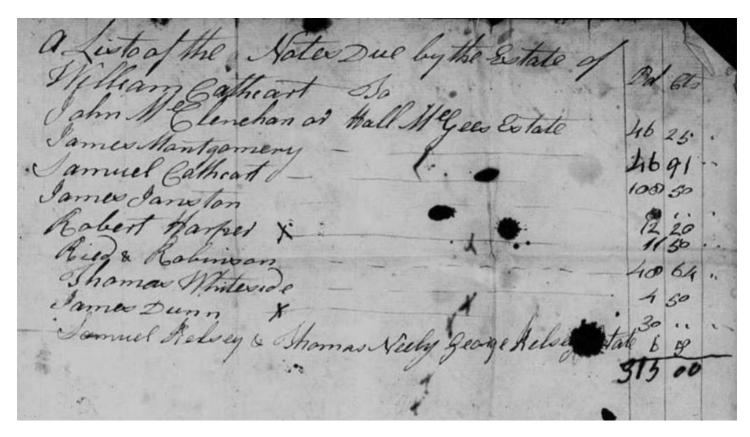
<sup>&</sup>lt;sup>3</sup> See 1807 Bill of Sale (Joseph to John Cathcart) for 75 acres in Chester County, SC. "Being one part of a tract of land.... of one hundred and fifty acres originally granted unto Peter Culp and by him divided by Will to Jno Culp and by him conveyed unto Philip Cline and by him conveyed unto Thomas Miller." Some online trees have Peter Culp (b. C1739) with two sons John (b. C 1775) and Henry (b.C1774).



The above list of those owing money to the estate includes a lot of interesting groupings of individuals—as well as several mysteries.

- Rachel Cathcart & John Culp
- Hugh Cathcart & Joseph Cathcart
- John Cathcart & Joseph Cathcart
- Joseph Cathcart, Jun<sup>r</sup>
- Joseph Cathcart, Rent?
- Joseph Cathcart Cinod/General?

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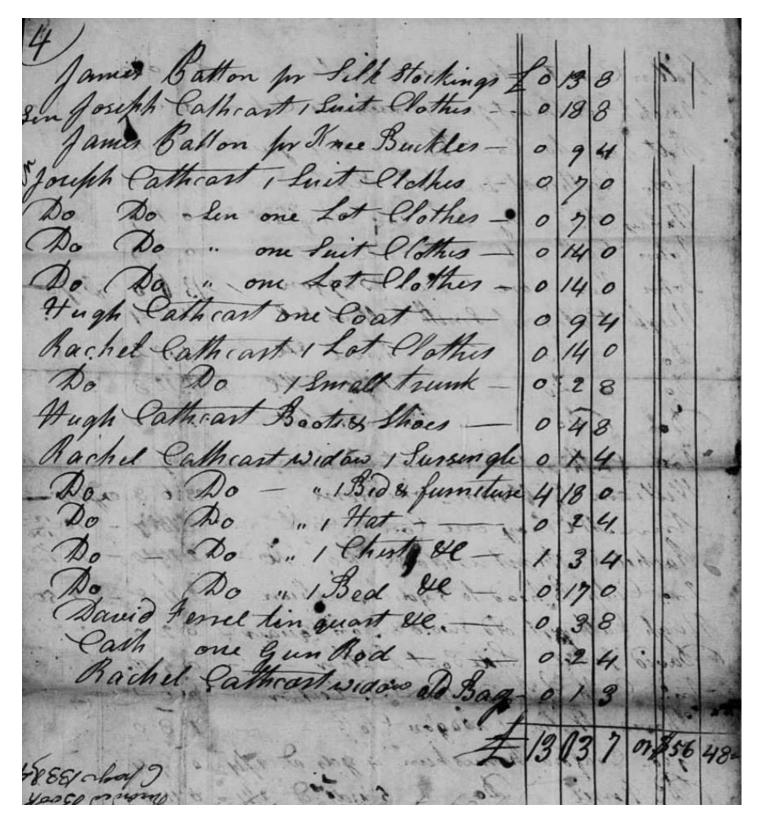


Who is the above Samuel Cathcart, owed \$100.50 by William Cathcart's estate?

Also interesting is the last entry: Samuel Kelsey & Thomas Neely, George Kelsey estate. The way this is written, it would appear that Samuel Kelsey and Thomas Neely are the administrators of the estate of George Kelsey.<sup>4</sup>

<sup>&</sup>lt;sup>4</sup> I did not find probate records for George Kelsey, but did find one for his wife, Elizabeth. She does mention having a son named Samuel, so this might indicate that we have the correct family. Elizabeth appoints her son John along with Robert Robertson as executors of her estate. Her will is witnessed by Polly, Thomas and Robert Kelsey. It will also mentions her husband, George; sons John, Samuel, Thomas, and Robert; and "beloved daughter Jinny Reid, late, Jinny Kelsey;" grandson George Kelsey Reid. She mentions property she inherited from her father, David Car, on Fishing Creek. [http://www.archivesindex.sc.gov/onlinearchives/Thumbnails.aspx?recordId=297145]

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This fourth page of the inventory is interesting for two reasons.

First, the items inventoried are listed in three columns of pounds, shillings, and pence. At the end of the column, you can see where the amount is translated into dollars and cents. The \$56.48 total on this page would represent over \$1000 today. These entries also make us wonder why pounds were used in this inventory when this is occurring after

independence was declared, and the Revolutionary War won. The dollar is the currency used—but perhaps not as well accepted by the population as one might think!

Secondly, and more importantly, on this and subsequent inventory pages, we see "Rachel Cathcart widow." On the ninth line, however, the word "widow" is missing. Is this an oversight, or are there two Rachel Cathcarts?

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SOUTH CAROLINA CHESTER DISTRICT Robert Robinson personally came before me, the subscribing justice, and made oath that he presented their (i.e. Reid & Robinson's) Book of account v.z. William Cathcart, now Dec<sup>d</sup>, to said William Cathcart on the 13th day of February last past<sup>5</sup> and that he the said Cathcart agreed to the

said account that he would pay it. The balance unpaid now being one pound six shillings and six pence—likewise that he presented a certain note of hand gave by David Huston payable to Thomas Reid dated 5 March 1801<sup>6</sup> and to be paid in six months after date[?] & for the sum of 1 pound 14 shillings & £.10 & that he the said William Cathcart said that he would pay said Reid for said oath[?]. Sworn & subscribed before me this first day of June 1804.

Jas Crafford JP<sup>7</sup> Rob<sup>t</sup> Robinson

Reca of the within One found Six Shillings and Six Survey for on aut. Mids & Robinsons aucunt the Ballanu Being Desputed by Seely Rec. this 19th May 1804

Recd of the within One six shillings and sixpence for on acct Reids & Robinsons account the balance being disputed by Neely. Recd this 19 May 1804.8

Reid & Robinson

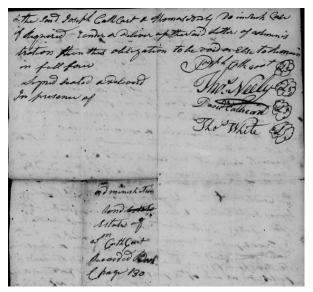
<sup>&</sup>lt;sup>5</sup> This would be 13 February 1804, indicating that William Cathcart was alive at this point.

<sup>&</sup>lt;sup>6</sup> Although the date appears to be 1801, if true, it would already be payable in six months. I therefore believe that it's actually 1804. If true, William would still be alive on 5 March 1804.

<sup>&</sup>lt;sup>7</sup> James Crafford appears throughout this record as Justice of the Peace of Chester District—the person responsible for probate court actions.

<sup>&</sup>lt;sup>8</sup> Obviously the administrators of William Cathcart's estate were objecting to paying full interest on the loan William received from "Reid & Robinson"—which appears to be a law firm or financial group of some sort. They have only paid back the principal of the loan.

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SOUTH CAROLINA CHESTER DISTRICT Know all men by these presents that we, Joseph Cathcart, Thomas Neely, Thomas White, David Cathcart are held & firmly bound unto Joseph Brown, ordinary of the said District in the last &. Of \$2000 to be paid unto the said Joseph Brown or his successors ordinary's of the said District

or to their certain attorneys or assigns to which payment well & truly to be made we find ourselves & Every of us how or & Every of our heirs executors & administrators for the whole & in the whole jointly & severally firmly by these presents sealed with our seals & dated this fourth day of May in the year of our Lord 1804 and in the 28th year of American Independence.

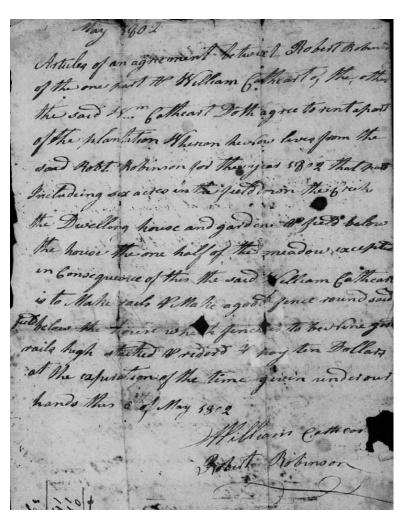
The conditions of the obligation is such that if the above bounden Joseph Cathcart & Thomas Neely, administrators of the goods chattels and credits of William Cathcart, Deceased<sup>9</sup>, do make a true and perfect inventory of all and singular the goods and chattels and credits of the said deceased which have or shall come to their hands possession or knowingly or into their hands or possession of any other person or persons for them & the same so made to exhibit into the ordinary's office in this District in and or to be recorded within 90 days after this Date & such goods chattels and credits to will & truly administer according to law and all the rest of the said goods chattels & credits which shall be found remaining on the account of the said administration shall pay & deliver on to said persons respectively and use entitled to the same & kind or true & perfect amount calculation & reckoning of the said administration went there unto required & if it shall here after appear that any Last will & Testament was left by the deceased & the same be proved & the executors obtain a certified of the probate thereof & the said Joseph Cathcart & Thomas Neely do in such case if required render or deliver up there said letters of administration then this obligation to be void or else to remain in full force.

Signed, sealed and delivered in the presence of

Joseph Cathcart Thomas Neely David Cathcart Thomas White

<sup>&</sup>lt;sup>9</sup> This is the best indication that Joseph Cathcart and Thomas Neely were appointed administrators of the estate of William Cathcart.

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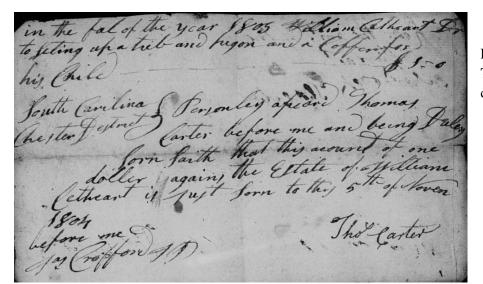


Articles of agreement between Robert Robinson of the one part versus William Cathcart of the other the said William Cathcart doth agree to rent a part of the plantation whereupon he now lives from the said Robert Robertson for the year 1802 that part including 6 acres in the field of down the Creek the dwelling house and yard and field below the house the one half of the meadow accepted in consequence of this to said William Cathcart is to make rails and make a good fence round said field below the house which fence is to be [Hine] good rails highs date and pay \$10 at the expiration of the time given under our hands this 5th of May 1802.

It would appear that William never repaired the fence in accordance with the written contract he made with Robert Robinson. *See below* 

May 19, 1804, then received for on account of the within \$9.94 likewise five dollars for on account failure in repairing of the fence made to me by arbitration I say received of Thomas Neely and Joseph Cathcart, executors of the estate of William Cathcart deceased

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Evidence of another child. Fall of 1803 Thomas Carter made a crib, wagon, and coffin for William's child.

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Request for authority to administer William's estate (by Joseph and Rachel Cathcart, on March 2, 1804) further narrows his date of death.

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Jas Crafford Ath

Hugh Cathcart works at the shop with William. Could this be William's brother? Would a brother have to submit this kind of paperwork?

## **GENERAL OBSERVATIONS & QUESTIONS**

- Did widows have to purchase assets of their deceased spouse at these probate "Vanddue" [sic] sales?
- William Cathcart was not poor.
  - Although William Cathcart is listed as a blacksmith, this inventory gives the impression that he was a rather successful one. He had silk stockings, more than just essential clothing.
  - o He had a rifle (£4.0.9pence), and a silver watch (£4.8 shillings.9 pence)
  - o the lent out and borrowed significant sums of money
- William Cathcart could read—something comparatively rare in those days
  - o He had a "lot of books," which Joseph Cathcart, Sr. purchased for eight shillings.

## Who's Who

#### **General considerations**

All the Cathcarts who appear in these probate documents should be closely related... but figuring out the exact relationships is impossible from the information given. We do know that the earliest age of any of the participants should be about 18, but perhaps as young as 14 years of age.

The closest overall match seems to be with the family of William & Mary Cathcart—due mostly to the appropriate ages of the sons.

#### Rachel Cathcart.

- This was the first time I had seen Rachel Cathcart in any South Carolina record. The only one who seems to fit in is Rachel *Neely* Cathcart, wife of William Cathcart! Rachel's name will come up in another record indicating that there was both a Rachel Cathcart and another "Rachel Cathcart the widow."
- William and Rachel *Neely* Cathcart had a son, Joseph. But it's nearly certain that he can't be one of the Joseph's listed on this page because he was born on September 29, 1800. As an infant, he could not have been of legal age to participate in these financial transactions. Most records I found indicate that he was born in the York District, South Carolina—the next county north of Chester.
- Why would she borrow money together with John Culp? (see page 3, "a List of Notes due to the estate of Wm Cathcart").
- The Thomas Neely who appears several times in the estate paperwork might very well be Rachel's father... but this is not proven.

## Joseph Cathcart, Senior & Junior

- Presumably, these are father and son
- As mentioned earlier, this cannot be Joseph Cathcart (Senior or Junior), son of William and Rachel *Neely* Cathcart—as their son Joseph was born in 1800.
- We must also exclude Joseph Nathaniel Cathcart (son of John and Mary *Boulger* Cathcart), as he was born in 1794.
- The best fit is clearly the revolutionary spy, Joseph Cathcart, who was born about 1748 in County Antrim, Ireland. This Joseph is known to have had a son Joseph.
  - o This Joseph Cathcart, Sr (and perhaps his son) left for Knox County, Tennessee in 1814.

- o They're both enumerated in the 1810 census in York County, SC.<sup>10</sup>
- yDNA test results show a close genetic relationship (one marker different in a 67-marker test) between a known descendant of William & Rachel Neely Cathcart and two participants who *probably* descend from Joseph.
- Based on land and census records and genetic similarities, I've concluded that William is a son of Joseph Cathcart, Sr. 11

## **David Cathcart**

- See David Kithcart in 1810 Census, Chester, SC. 12
- I think the best guess is that this is a son of Joseph Cathcart (the Spy), who likely headed "west" with his father to eastern Tennessee in about 1814. He (or at least *a* David Cathcart) later appears in the 1830 census in Monroe County, TN.<sup>13</sup>
  - o David is the head of household and in the 40-50 age group (i.e., born roughly 1780-1790).
- There is a David Cathcart buried in the Ebenezer Presbyterian Church Cemetery in Rock Hill, SC<sup>14</sup>. This David died June 24, 1809; but was supposedly only 15 years old at death. This likely eliminates him as a candidate, since the David in these probate records is borrowing money and operating more like an adult as early as 1804.
- Perhaps this is the David who married Melissa Hollinger later became one of the earliest settlers in the Plum Creek settlement in Illinois in the Spring of 1819 (he made a trip to the area a year earlier when he bought land).
  - Some records indicate that this David Cathcart may have immigrated in 1812; which would obviously eliminate him as the "correct David."
- The Simmons book<sup>15</sup> (which includes many errors) asserts that William & Mary Cathcart had a son, David, who stayed in Ireland. I believe this should be considered questionable or unlikely.

# **Hugh Cathcart**

- Unless this is a yet unknown son of Joseph "the Spy," the best match seems to be Hugh Cathcart, son of William & Mary Cathcart.
  - o This Hugh was born about 1765 in County Antrim, Ireland and died in York District, South Carolina on March 28, 1808. He is buried in the Ebenezer Church Cemetery<sup>16</sup> in Rock Hill, York, South Carolina.

### **Samuel Cathcart**

- Is this Samuel the one from Spartanburg—and progenitor of the line I refer to as "Spartanburg Cathcarts?"
  - yDNA testing shows that descendants from this line match exactly the line starting with William and Mary Cathcart—which have the most in common with MOST of the names in the probate record of William.
  - o Still, I have found no indication that this Samuel spent any time in this part of South Carolina.

 $<sup>^{10}\,\</sup>underline{http://johnsanpublications.com/genealogy/SC\ CensusListings.html\#1810}$ 

<sup>&</sup>lt;sup>11</sup> For more details see Joseph Cathcart paper, <u>results description page</u>, and <u>Cathcart surname project</u> (hosted by FamilyTreeDNA.com).

<sup>12</sup> Ibid.

<sup>&</sup>lt;sup>13</sup> Year: 1830; Census Place: Regiment 67, Monroe, Tennessee; Series: M19; Roll: 175; Page: 116; Family History Library Film: 0024533. Link

 $<sup>^{14}\,\</sup>underline{https://www.findagrave.com/cgi-bin/fg.cgi?page=gr\&GRid=110011089}$ 

<sup>&</sup>lt;sup>15</sup> "Simmons, John Descendants of and the Families of Hatton, McGrew, Sherwood, Linthicum And Cathcart"; Graham, Ruth Maxwell; 1975; 606 pages.

<sup>&</sup>lt;sup>16</sup> For more information on the Ebenezer Church, please visit the church's page on my website. One thing that might mitigate against this close relationship with my own line (the "Big 4") is that early records indicate that this church began as an Associate Presbyterian (sometimes called Seceder) Church. Most of the other early Cathcart's in the Carolina Piedmont area were Reformed (or Covenanter) Presbyterians.

- As far as Samuel Cathcart, son of John (of "Big 4: my line), although the two of them lived for a while and Chester and Fairfield counties before heading south to Alabama, this Samuel was born in 1784. Would a young man of about 20 years of age lend money (\$26.71) to William? Although possible, this doesn't seem likely.
- There is also Samuel Cathcart, "Yeoman of Kentucky," who appears in a bill of Sale in Chester County, March 17, 1802, for three cows and calves and one horse known by the name of Jack, and all my [James McCammon's] hogs. Other than this bill of sale, we know nothing about this Samuel Cathcart. However the fact that he was in Chester County at this time might link him to the Cathcarts mentioned in this probate.