

Benedict D. Mitchell

(c1809-1864)

By Jerry Long, Owensboro, Ky., 1996

30 April 1996

Ed Greif
PO Box 782260
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Dear Mr. Greif:

I am currently working on a Mitchell family that lived here in Daviess County. Benedict D. Mitchell, the Daviess County Jailer, was accidentally shot and killed by Federal troops at the Courthouse in Owensboro in August 1864. He was born about 1809 (?KY). I would like to identify his parents. I suspect he is related to your ancestor, Joseph Mitchell. Benedict's wife, Sarah Philpot, was a daughter of John S. Philpot & Ann Jarboe, and thus was a niece of Henrietta (Jarboe) Philpot, wife of Joseph Mitchell. Benedict & Sarah's son, Augustus J. Mitchell, was a prominent Owensboro businessman. Enclosed is an article about Benedict's death and a family group chart listing what I have found so far. His children were proven by an 1865 Daviess County circuit Court suit (#629).

Benedict D. Mitchell and Sarah Philpot married circa 1833. Their marriage was not performed in Daviess, Nelson or Washington Counties, KY. It may have been in Spencer County, KY. Her father, John S. Philpot, is listed in the 1824-1835 Spencer County tax lists and in the 1830 Spencer County census. He allegedly died in Spencer County, KY in 1839. About this time members of his family moved to Daviess County, KY, where his widow, Ann, died on 11 January 1861. The community of Philpot near Owensboro was named for their son, Augustine/Augustus J. Philpot (1826-1914). In the Spencer County tax books of 1824-1830 the following Mitchells are listed: Joseph, John, Samuel, Thomas R. & Henry F. We do not have any of the Spencer County marriages here. Have you ever listed any Mitchell or Philpot marriages in Spencer County?

Was Joseph Mitchell's marriage to Henrietta Jarboe Philpot in 1814 his first marriage? Did Henrietta have any children by her marriage to Samuel Philpot? In your research on the Mitchell family have you ever run across anything about a Benedict D. Mitchell? Any clues that might shed light on the parentage of Benedict D. Mitchell would be greatly appreciated.

If you ever need copies of anything here at the Owensboro Library I would be glad to get them for you. Good luck in your research!

Yours truly,
Jerry Long

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Monday, May 6, 1996

Jerry Long
Genealogy Researcher
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RE: BENEDICT D. MITCHELL Lineage

Good Afternoon, Jerry!

Nice to hear from you. You are so helpful to everyone else . . . I am flattered at this opportunity to give you what little I have.

BENEDICT D. MITCHELL b. ca 1809 does not fit into the primary family of my THOMAS JOSEPH MITCHELL b. ca 1788 m. 1814 ANN HENRIETTA JARBOE [PHILPOT]. I do suspect Benedict is related to my THOMAS JOSEPH MITCHELL.

Guessing - he could be the son of THOMAS R. MITCHELL & ANN HENRIETTA ELEANOR PHILPOT (daughter of my HENRIETTA JARBOE and her m/1 to SAMUEL PHILPOT). THOMAS R. MITCHELL was the younger brother to my THOMAS JOSEPH MITCHELL.

I sent a copy of my Mitchell Family data/research to Louise Donnelly for her upcoming book which will include the Mitchell Family. Until I see her book/research, I have halted my Mitchell research. Perhaps Louise has the answer to the issue of BENEDICT D. MITCHELL.

No, I have not listed Mitchell or Philpot marriages in Spencer County. Louise has a copy of Fr. Lyons research in her computer and you probably know there is a microfilm copy at the Filson Club. St. Michael's Fairfield, Nelson County was the Mitchell Family RC Church.

Now, for your other questions

- to my knowledge the marriage of my JOSEPH MITCHELL to HENRIETTA JARBOE [PHILPOT] was his first marriage.
- Because there is reported to be an heirs deed for CHARLES HIGDON PHILPOT and ANN HENRIETTA ELEANOR PHILPOT - ANN HENRIETTA JARBOE appears to

have two children by her m/1 SAMUEL PHILPOT. Mary Jo McGuire may have this confirmed.

Jerry, sorry I could not be more help. I would like to see your Mitchell research if you can show it to me. Until next time...

Good Hunting!

Ed Greif

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P. S. I expect to be home to Owensboro about June 18 for a few days on my way to the MD/KY Reunion. I'll see you then.

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Benedict D. Mitchell (c1809-1864)

- ca 1809 Born in Nelson County, KY, where parents, Samuel Mitchell & Eleanor Jarboe, where married in 1806. Lived with parents in Nelson County until about 1824, when they moved to Washington County, KY. About 1827 located in Spencer County, KY, where Benedict's father was first listed in the annual tax lists in 1827.
- 29 Apr 1831 Book of Spencer County, KY Marriages lists Benedict D. Mitchell & "Sarah Warren Philpot" as marrying on this date (copy at Filson Club Library, Louisville, KY).
- 1831, 1833, 1835, 1837, 1840 & 1841 Spencer County, KY Tax Lists show Benedict Mitchell as a resident there. The 1832, 1836, 1838 & 1839 lists are missing.
- 1834 Living in Missouri. The 1860 Daviess County, KY Census lists Benedict & Sarah's son, John S. Mitchell, as being born circa 1834 in Missouri. Benedict's in-laws, Charles O. & Susan (Philpot) Clements, also had children born in Missouri in 1835 & 1836 and shortly returned to Spencer County, KY. An uncle of Benedict's wife, Joseph Jarboe (wife Lydia Ann Clements), moved his family to Kansas City, Missouri in 1834.
- 1840 Spencer County, KY Census, p218, town of Taylorsville, Benedict D. Mitchell is listed as "D." Mitchell, in his household were enumerated 1 male aged 20-30, 1

male under 5, 1 female 20-30 & 1 female under 5. The only Mitchell males in the 1840 Spencer tax list were Benedict, Joseph & John. The 1837 Spencer County tax lists shows Benedict as being taxed on 1 lot in town of Taylorsville.

- 1840 & 1842 Baptismals of St. Michael's Church, Fairfield, KY, lists two children of Benedict & Sarah Philpot, viz: Frances Ann, born 13 Sep 1839 & William Jerome, born 6 Feb 1842. From book of St. Michael's records compiled by Rev. John A. Lyons, 1978, copy at Filson Club Library, Louisville, KY. Fairfield is located in Nelson County near the Spencer line.
- 1842 Benedict D. Mitchell moved to Daviess County, KY between 6 Feb 1842 & 9 May 1842, settling in the eastern section of the county, where they became members of the St. Lawrence Church near Knottsville. Many other relatives, including members of the Mitchell, Philpot, Jarboe & Clements families, also located in the same area in the late 1830's and early 1840's.
- 9 May 1842 Benedict Mitchell "of Daviess County" bought 100 acres on North Panther Creek in Daviess County, KY, paying \$400 to the heirs of John C. Higdon (Daviess County Deed Bk G-p118).
- 1843 First listed in the tax books of Daviess County, thereafter listed until his death. Thru 1850 he paid taxes on 100 acres on Panther Creek.
- 1 Sep 1844 "Augustine Philpot" Mitchell, son Of Benedict & Sarah Mitchell was baptized at the St. Lawrence Church, near Knottsville, Daviess County, KY. The celebrant was Rev. A. A. Aud and godmother was Martha Ann Higdon. Child's birth was recorded as 6 July 1844.
- 1 Jun 1848 "Emelia Jane" Mitchell, daughter of Benedict & Sally Mitchell, was baptized at the St. Lawrence Church. Her birth was recorded as 18 January 1848. The celebrant was Rev. W. L. Coomes.
- 1850 The family of Benedict D. Mitchell was not found in the 1850 Federal census of Kentucky. At the time he was a resident of Daviess County as shown by the tax book of that year.
- 10 Mar 1851 Benedict & Sarah W. Mitchell sold their farm of 100 acres on Panther Creek. About this time they moved into the town of Owensboro, where they were residing by the date of 6 Jan 1852. (Daviess County Deed Books J-p386 & K-p105).
- 6 Jan 1852 Benedict Mitchell "of Owensboro" bought part of lot #19 in Owensboro, paying George Scarborough \$675 (Daviess County Deed Bk K-p105). Benedict had been contracted by William H. & James H. Decker, to build two storehouses on this lot

at the corner of 2nd & St. Ann. On 10 Jan 1852 the Deckers filed a petition in the Daviess County Circuit Court requesting that the lot be sold to satisfy terms of the initial agreement (suit #194). On 11 Feb 1852 Benedict & wife, Sarah W., sold the same lot to Joseph B. Mitchell (Daviess County Deed Bk K-p146).

23 Jul 1857 Robert H. Fogle filed a suit in the Daviess County Circuit Court against B. D. & J. B. Mitchell, involving a negro slave woman, Alley. Benedict Mitchell, whose wife was ill at the time, had leased for the services of the slave, to do housework. The slave subsequently was with child and was unable to do all of her work and Mitchell claimed he had to pay for her care, and thus did not fulfill the terms of the original contract. During the case Arnold & John Mitchell, and Mrs. Anna Philpot were called to give testimony. The deposition of the latter was taken at the home of B. D. Mitchell in Owensboro on 22 Aug 1852, she was then residing at his home (suit #245). Note: Mrs. Philpot was Anna Jarboe Philpot, the mother-in-law of Benedict D. Mitchell.

1860 In the Daviess County census the family of Benedict D. Mitchell was listed as follows:

p.661 #7	Mitchell, B. D.	51 m	gentleman	KY
	Sally	49 f		KY
	Jerome	16 m		KY
	Augustus	14 m		KY
	Emma	11 f		KY
p.673 #130	Mitchell, John S.	26 m	carpenter	MO
	Julia A.	20 f		KY
	John S.	3/12 m		KY
p.665 #39	Horn, George C.	30 m	brickmason	KY
	Frances	20 f		KY

1 Sep 1862 Benedict D. Mitchell produced his certificate of election and qualified as Jailer of Daviess County (Daviess County Order Book G-p440)]. He had been elected at the county election held on Monday, 4 Aug 1862. His brother, Joseph B. Mitchell, subsequently also served as Daviess County Jailer, from 10 Sep 1866 thru 11 May 1870 (Daviess County Order Bks H-p280 & I-p185).

18 Aug 1864 In a chronology of Daviess County during the Civil War the following was published in the 1883 History of Daviess County, Kentucky:

p.172: "1864, Aug.18, Benedict D. Mitchell, the jailer, was shot by mistake by one of the guards, who had orders to shoot any one making his appearance in the jail-yard that night. Mr. Mitchell, not knowing that such an order had been given, appeared in the yard about 2 o'clock in the morning, for the purpose of attending to some necessity." ...

p.418,"1864, Aug.18, Q. [sic] D. Mitchell killed by a negro picket." ...
p.424,"1873, June 5, Jerome Mitchell died of congestion of the lungs."

24 Aug 1864 Owensboro Monitor, on Wednesday, 24 August 1864: “Benedict D. Mitchell Killed - Thursday morning last our citizens were startled by the announcement of the death of this gentleman, which cast a deep gloom over our whole community. Mr. Mitchell has been a citizen of this place for many years. There were a number of political prisoners confined in the jail, and for fear of the release of some of them, we learn the Colonel commanding his post gave positive orders to shoot any one who made their appearance in the jail yard that night, without a challenge being given by the sentinel. It seems that Mr. M., who was ignorant of the order, although his dwelling house adjoins the jail, about 2 o’clock got up with the intention of getting some water, or other purpose, and started in the yard, when the guard shot him, from the effects of which he died in about five minutes. The ball passed clean through his body. The deceased was about fifty-five years of age, a quiet and inoffensive man, and leaves a large family who were dependent on his exertions for a support, and who have the sympathies of our whole community in their distress. His remains were followed to the grave, on Saturday morning by a large circle of relatives and friends. The yellow boy, about eighteen years old, who was standing as sentinel, and shot Mr. Mitchell, bears the name of Bill Arbygast, and probably belonged to the family of the same name living near Louisville.”

29 Aug 1864 A. J. Philpot was appointed the administrator of the estate of Benedict D. Mitchell, deceased (Daviness County Administrator Bond Book 4-p267). Augustus J. Philpot (1826-1914) was his brother-in-law, the town of Philpot, Daviness County, was named in his honor.

11 Nov 1865 To settle the estate of B. D. Mitchell his administrator, A. J. Philpot, filed a suit in the Daviness County Circuit Court, against his heirs. In the initial petition B. D. Mitchell's heirs were listed as: widow - Sarah, children - John S., Jerome, A. J. & Emma Mitchell, and Fannie, wife of George Horn. In a deposition in the file it was stated that A. J. Philpot was a brother of B. D. Mitchell's wife. The case was continued through December 1873 (suit #627).

10 Sep 1866 Joseph B. Mitchell produced certificate of election as county jailer; he was elected at election on Monday, 6 August 1866 (Daviness County Order Book H, p280); he was a brother of Benedict D. Mitchell; on 11 May 1870 Joseph B. Mitchell resigned as Daviness County jailer (Daviness County Order Book I, p185).

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Messenger & Inquirer, Owensboro, KY, New Courthouse Special Edition, Saturday, 5 September 1964:

Those Who Have Served – Jailers - (County court order books for 1815 to 1837 have been lost or destroyed, and these, apparently, contained the only source of information about the earliest jailers of Daviness County. The record is complete from 1837, except for one or two omissions in the mid-nineteenth century;)

Alfred Grissom 1837?-1838

Jefferson Walbridge	1838
Isaac Hiatt	1838-1840
Robert F. Miller	1840-1849?
William T. Sharp	1849
Orpha Sharp	1849-1850
Arthur W. Wallace	1850-1862?
B. D. Mitchell	1862-1866
J. B. Mitchell	1868-1870
J. W. Slaughter	1870-1878
Elisha Adams	1878-1882
W. J. Lucas	1882-1886
N. M. Lancaster	1886-1894
John Ashby	1894-1906
R. C. Calhoun	1906-1914
J. D. Howard	1914-1922
Forrest L. Taylor	1922-1926
Henry Starks	1926-1930
R. S. "Bob" Weikel	1930-1938
C. B. "Carl" Harrison	1938-1946
Albert C. Reiss	1946-1954
James Tinius	1954-1962
William Pence	1962-

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Augustus J. Mitchell (1844-1912)

- 6 Jul 1844 Augustus James Mitchell, "A. J. / Gus", born in Daviess County, KY to the union of Benedict D. Mitchell & Sarah Warren Philpot.
- 1 Sep 1844 Baptized at the St. Lawrence Catholic Church, near Knottsville, Daviess County.
- 1860 In the Federal census of Daviess County listed as age 14 in the home of B. D. & Sally Mitchell.
- 1870 In the Federal census of Daviess County his household was listed as follows, Owensboro, 2nd Ward, p280, #48:

Mitchell, Augustus J.	25	retail drygoods merchant	KY
Jones, John H.	28	drygoods clerk	KY
Hanley, John A.	33	drygoods clerk	KY
Stone, James W.	24	drygoods clerk	KY
Stone, Polly [black]	26	domestic servant & cook	KY
- 21 Jul 1870 A. J. Mitchell married Lily Eliza Thomas in Owensboro. Daviess County Marriage Bond Book K-p128 records that the groom was age 24, 1st marriage, he & parents born KY, occupation merchant; bride was age 18, 1st marriage, born Daviess County, KY. Bond was by Jo Thomas.

- 1871-1872 Wiggins & Weaver's Ohio River Directory, listing for Owensboro: p347 Mitchell, A. J., dry goods, groceries & c, store and house Second & Bolivar Sts.
- 1876 Historical Atlas Map of Daviess County, KY, Lee McDonough & Co.: Owensboro Patrons: p.29 Mitchell, A. J., residence Owensboro 2nd & Bolivar Sts., drygoods business, born Daviess County, came to county in 1847 [note: should be 1844]; p38 Uppertown Precinct, map of property owners: Mitchell, Gus, 70 acres (on south side of Leitchfield Road, adjoining 236 acres of Lynch Gray)
- 1876-1877 Kentucky State Gazetteer & Business Directory, R. L. Polk & Co.: p428 Mitchell, Augustus J., dry goods; Mitchell & Handley, grocers
- 13 Feb 1877 A. J. Mitchell married Mollie Gray, at her home (Daviess County Marriage Bond Book O-p414).
- 1880 Daviess County, KY census, Owensboro, p244, #299-356:
- | | | | | |
|-----------------|--------|----|------------|------------|
| Mitchell, A. J. | head | 35 | merchant | KY-KY-KY |
| Mollie | wife | 24 | | KY-KY-KY |
| McDonnald, E. | sister | 32 | widowed | KY-KY-KY |
| George | nephew | 13 | | KY-KY-KY |
| Shouse, Anna | | 23 | house girl | IN-Bav-Bav |
- 1882-1883 Owensboro City Directory - Mitchell, Augustus J. (Mitchell & Haynes), Vice-president Farmers & Traders Bank, & dealer in drygoods, notions, millinery goods, boots, shoes, etc., north side of 2nd 3 buildings east of St. Ann, house east side Frederica 3 houses south of 5th St.; Mitchell & Haynes (Augustus J. Mitchell & James M. Haynes) northeast corner of 2nd & Bolivar
- 1886 Owensboro City Directory - Mitchell, Augustus J. (Mitchell & Haynes, dry goods, 12 W. Main), residence 427 Frederica St.; Mitchell & Haynes, 501 East Main St.
- 1889-1890 Owensboro City Directory - Mitchell, A. J. (A. J. Mitchell & Go., also Mitchell & Haynes) residence 427 Frederica St.; Mitchell, A. J. & Co. (A. J. Mitchell & Milton Cant) dry goods 12 west Main St.; Mitchell & Haynes (A. J. Mitchell & J. M. Haynes) dry goods & c., 501 East Main St.
- 1900 Daviess County, KY census, Owensboro, p12, #98:
- | | | | | |
|-----------------|------------|----------|--------------------|----------|
| Mitchell, A. J. | capitalist | May1848 | md.23yrs. | KY-KY-KY |
| Mary | wife | Jul1855, | 3 children 2living | KY-KY-KY |
| Ada G. | daughter | May 1880 | | KY-KY-KY |
| Mary L. | daughter | Jul 1888 | | KY-KY-KY |
- (also in residence two black servants - Sallie Bivens and Louis Powell)
- 1910 Daviess County, KY Census, Owensboro:

154-162 Griffin, Robert E.	doctor	39 md.	7yrs.	KY-KY-KY
Ada Gray	wife	29	2ch. 2living	KY-KY-KY
A.J. Mitchell	son	6		KY-KY-KY
160-168 Mitchell, A. J.	head	65 md.	33yrs.	KY-VA-VA
(his 2nd marriage, capitalist-own income)				
Mollie	wife	54	2ch. 1living	KY-KY-KY
Louise	daughter	21	single	KY-KY-KY
(also in residence two black servants, Nelson & Mary Carter)				

Robert E. Griffin's residence listed as 408 7th St. & A. J. Mitchell's as 720 Frederica St.

1 Jul 1912 Kentucky Death Certificate 1912 - #416807: A. J. Mitchell, died 1 July 1912 Daviess County, KY, Owensboro, residence 720 Frederica St., married retired merchant, age 64-11-24, born 6 July 1847 Daviess Co. KY, father- Benedict Mitchell (born VA), mother-Sarah Philpot (born VA), informant Dr. R. E. Griffin, buried Elmwood Cemetery, Owensboro, on July 2.

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Benedict D. Mitchell, son of Samuel Mitchell & Eleanor Jarboe, was born c1809 Nelson County, KY, died 18 August 1864 Owensboro, Daviess County, KY. He married Sarah Warren Philpot, 29 April 1831 Spencer County, KY; the daughter of John S. Philpot & Ann Jarboe, she was born c1811 and died after 1865. Children:

1. John Samuel Mitchell, born ca 1834 MO; married Julia Ann Prottzman, 16 March 1858 Daviess County, KY; died after 1865.
2. Frances Ann Mitchell, born 13 September 1839 Spencer County, KY; married George Chandler Horne, 14 March 1859 Daviess County, KY; died 6 December 1908 Louisville, KY; buried St. Louis Cemetery, Louisville, KY.
3. William 'Jerome' Mitchell, born 6 February 1842; died 5 June 1873 Owensboro, Daviess County, KY; he was single.
4. Augustus James Mitchell, 'A. J.' 'Gus', born 6 Jul 1844 Daviess County, KY; married 1st Lily Eliza Thomas, 21 July 1870 Owensboro, Daviess County, KY and 2nd Mary Sophronia Gray, 13 February 1877 Owensboro, Daviess County, KY; died 1 July 1912 Owensboro, Daviess County, KY; buried Elmwood Cemetery, Owensboro, KY.
5. Emeline Jane Mitchell, 'Emma', born 18 January 1848 Daviess County, KY; married Henry H. McDonald, 18 April 1866 Owensboro, Daviess County, KY; died 5 October 1906 Louisville, KY; buried Mater Dolorosa Cemetery, Owensboro, Daviess County, KY.