

2

UTLEY, THOMAS C. - Name not shown on the San Jacinto rolls printed in 1836. In Comptroller's Military Service Record No. 847 Captain William J. E. Heard, Lieutenant Colonel Alexander Somervell and William S. Fisher, Secretary of War, certified that Mr. Utley served under Colonel Sidney Sherman in the skirmish on April 20th and was wounded in the engagement by grape shot from the enemies cannon.

On January 17, 1839 Mr. Utley received Donation Certificate No. 756 for 640 acres of land for having participated in the battle of San Jacinto, and in the certificate it is stated that he was wounded in the engagement.

In Headright Certificate No. 317 issued to Mr. Utley February 17, 1838 for one-third of a league of land by the Board of Land Commissioners of Matagorda County it is stated that he came to Texas in 1836. He came with Captain Albert C. Horton from Georgia.

The probate records of Matagorda County show that Mr. Utley died prior to November 27, 1843. He died in what is now Wharton County.

Additional information regarding Mr. Utley may be found in the Court of Claims file in the General Land Office. The following is from the deposition of Captain William J. E. Heard signed at his home, in Egypt, Texas December 8, 1858:

"Your letter of the 20th Nov. has been received and contents noted it always gives me pleasure to assist an old soldier in obtaining his rights and justice.

I hereby certify that Thomas Utly was a member of my company in the campaign of thirty six and was wounded on the 20th of April at

Sanjacinto with a consister or grape shot from the mexican cannot and therefore was prevented from participating the the Battle on the 21st he was wounded in the arm, I believe the left one between the wrist and elbow. He was discharged. He died at the home of Iram Philips then Matagorda County now Wharton. I never know what disease he died with.

He was a good and faithful soldier doing his whole duty up to the time he was wounded he carried his arm in a sling the last time I saw him. I do not know his arm ever got well until he died."

Colonel A. C. Horton testified that Mr. Utley came to Texas with him. He stated that Mr. Utley complained of his wound to the day of his death.

Mr. Utley was born in North Carolina, a son of William and Fanny Willisma Utley, who were the parents of the following children: Turner C., who married Emiline Spleights; Thomas C., who was never married; Temperance, who married Weston Utley; Nancy, who married James Berry Olive in Raleigh, North Carolina in 1833; Caroline who married E. J. Wood; Mary; Elizabeth, who married Jacchus Wilson; Sanders; Young; Martha, who married Young Booker and Dorothy Utley, who died young.

Nancy Utley, sister of Thomas C. Utley, was married to James Berry Olive, as has been stated. Mr. and Mrs. Olive moved to Baströp County and settled on the land adjoining the Wilbarger plantation. A daughters of theirs, Dorothy, was married to James Harvey Wilbarger.

Children of Mr. and Mrs. James H. Wilbarger were: Mary, who

4

married J. N. Price, and resides at _____; Josephine, who
married W. P. Haymond, and resides at _____; Laura, who married
J. N. Gilbert and resides at _____; Annie, who married J. N.
Gilbert after the death of her sister; Lee, who married Emily Harris
and resides at _____; Kate, who married L. B. Pipkin and lives
at _____; and Claudia Wilbarger, who married Lipscomb Norvell
and resides at _____ Street, Beaumont.

5

THOMAS UTLEY

listed as

THOMAS UTLY - No. 847, 4th April 1837

Head Quarters at Victory

I Certify that Thomas Utly enrolled himself in the Volunteer Army of Texas for three months on the twenty ninth day of February 1836 and has ever since performed the duties of a soldier with Credit to himself and benefit to his Country he was wounded on the 20th of April at Sanjacinto [sic] by a grape shot from the enemies Cannon and he is now at the expiration of his term of service honorably discharged.

Wm. J. E. Heard Capt.

May the 30th 1836

A. Somervill Lt. Col. Cong.

1st Regt. T. V

Approved

William J. Fisher

Secretary of War

6