

# Some Cherokee Descendants of Sterling Andrew AUSTIN and Robbie Scott Rogers

Native American Research Case #2 Compiled by Helen Cook Austin, Ph. D.  
Presented at the International Austin Convention Washington, DC Jun 5, 2010

1. Sterling Andrew<sup>1</sup> AUSTIN born 1853/54 in GA; died aft 1911 in OK, son of Walter William Austin and Emeline Garner (see AFAOA master index). He married on 21 Nov 1878 in GA, Robbie Scott Rogers, Full Blood Cherokee born 1856 in GA; died abt 1899 in Nowata, OK; buried in Nowata, OK, daughter of Robert Rogers and Mary Scott Jones.

## Notes for Sterling Andrew AUSTIN, CHEROKEE DESCENDANTS

**Documentation of Cherokee Citizenship: CENSUS CARD - DAWES, Card # D652 252400/75-53A - Cherokee.**

All children of Sterling Austin were made citizens of the tribe. Their mother was full blood Cherokee (Robbie Rogers). As of Nov 12, 1902, Sterling A. Austin was refused. However his children received allotments as they were half blood Cherokee. The file in the Dawes Packet is large. Sterling hired a lawyer to handle his case with the Dawes Commission.

**Cherokee Roll # 641, (a personal Identification for Sterling) dated Jun 20, 1902**

**Application of Sterling A. Austin for enrollment as a citizen by intermarriage of the Cherokee Nation, age 49, res. Nowata P O, lives at Cooweescoowee, wife claims Indian, Robbie Rogers has been dead for 11 years. He lived in Milton Co, Georgia but came to Ind. Terr. in 1882. He was married by W. P. Smith, MG. Copy of marriage license is in the packet. Children are Robby, Edney, Eular, see Cherokee by blood, and Census Roll of Cherokee 1896, Tahlequa Dist, p 1275 #9. Sterling is white and was denied citizenship 28 Jun 1898.**

**MARRIAGE-BIRTH-CHILDREN: Application to Cherokee Nation by intermarriage with Robbie Rogers, full blood Indian. Refused 12 nov 1902 by reason that he was White and had no Cherokee blood. He was on the 1896 Roll at Tahlequah, Indian Nation, page 1275, No. 9.. He said he had lived in Indian Territory since 1882. Decision D for denied. His children, however, were considered half-blood Cherokee and appear on the Dawes Roll of 1907. See ARC 259704 Enrollment for Cherokee Census Card R641. Digital copy of Letter from Dept of Interior dated 20 Jun 1922. Record Group 75: Records of the Bureau of Indian Affairs, 1793-1999.**

**CHILDREN: Dawes Final Roll 1907: Children: Lula 19, Charles 17, Walter 15, Sevolia 12, Zerilda all enrolled in Cherokee Tribe at Tahlequah, OK 1896. Enrolled by father, Sterling A. Austin (Non-Citizen). Residence Cooweescoowee, Nowata, Indian Territory (OK). Census Card of 1896. Digital file NARA, ARC 252400**

**CENSUS: 1880 U. S. Census, Milton Co, GA, Old First, 842nd Dist, 5 Jun, p 467A, Dwelling 83, Fam 83; Sterling A. Austin, age 26, white, male, farmer, b GA, parents b GA; Robbie S. Austin, White, female, keeps house, b GA, parents b GA; Ednar S.. age 11 month, female, b Jul 1879 GA, parents b GA; Cate Rogers, age 28, black, female, servant in house, b GA; Harrison Rogers, black, male, servant, GA.**

**CENSUS: 1900 U. S. Census: Cherokee Nation, Indian Territory, Twp 26, Range 14E, June 1900, page 276B, Dwelling 404, fam 406; Austin, Sterling A., head, white, male, b Mar 1855, age 45, b GA, widower, parents b GA, a**

farmer; Austin, Zula, dau, white female, b Mar 1881, age 19, GA, GA, GA, at school; Austin, Charles, son, Mar 1883, age 17, Indian Ter. GA, GA; Austin, GA; Austin, Walter, son, b May 1885, age 15, b Ind T., GA, GA; Austin, Sevolia, son, white, male, Aug 1888, Ind Ter, GA, GA, at school.

**CENSUS: 1910 U. S. Census**, Nowata, OK, Nowata Twp, 10 May 1910. Dwelling 48, Fam 48. Sterling A. Austin 56, b 1854 GA, fa b NC, mo b GA, farmer; Charles R. Austin 27, son, b OK, fa b GA, mo b GA.

DEATH: Unknown date and place. It would have been sometime after the 1910 census of Oklahoma. Note: Death Date of 1925 in GA and middle name of Andrew were submitted to Ancestry.com on a family tree by Sharon Gurley. Documentation to support this was not found by this researcher in 2010. This is possibly a different Sterling Austin as there was another in a Georgia family.

### Notes for Robbie Scott Rogers

**DEPT OF INTERIOR: Letter from Dawes Commission. Petition for citizenship in Cherokee Nation. Enrollment card submitted Sep 22, 1881.Claim # 104. Contd.Feb 3, 1882, Submitted by solicitor, Sep 29, 1882. Robby, Edney and Eular Austin are admitted to full citizenship in the Cherokee Nation. Copy of document in poss. of H. Austin 2010. see footnote.com/image/62944904. digital image. siblings are also on Dawes Roll.Half Blood Cherokee.**

**Note: By Helen Austin 2010. Robbie was Full Blood Cherokee according to Indian Rolls. However, it should be noted that some Family Trees submitted by Rogers descendants and sourced by family legend, say that a Trader from Scotland named John Rogers married into the Cherokee and was the father of Robert Rogers, physician, and father of Robbie. That would have made Robbie ¼ blood Scottish.**

Children of Sterling Andrew AUSTIN+2 and Robbie Scott Rogers were as follows:

- + 2 i **Edna S.<sup>2</sup> Austin, born 15 Jul 1879/80 in Milton Co, GA; died 24 Mar 1924 in Nowata OK; buried<sup>i</sup> 26 Mar 1924 in Nowata Memorial Cemetery, Nowata, OK. She married **Edgar R. Rutherford.****
- 3 ii **Eular<sup>2</sup> Austin, born abt 1880 in Cherokee Nation, Indian Territory, OK.**  
Notes: DEPT OF INTERIOR: Letter from Dawes Commission. Petition for citizenship in Cherokee Nation. Enrollment card submitted Sep 22, 1881.Claim # 104. Contd.Feb 3, 1882, Submitted by solicitor, Sep 29, 1882. Robby, Edney and Eular Austin are admitted to full citizenship in the Cherokee Nation. Copy of document in poss. of H. Austin 2010. see footnote.com/image/62944904. digital image. siblings are also on Dawes Roll.Half Blood Cherokee.
- + 4 iii **Zula<sup>2</sup> Austin, born Mar 1881 in Milton Co, GA; died 4 Nov 1922 in Nowata, OK; buried<sup>ii</sup> 6 Nov 1922 in Nowata Memorial Cem, OK. She married **Mansfield Lynch.****
- 5 iv **Charles R.<sup>2</sup> Austin, born 21 Mar 1883 in Cherokee Nation, Indian Territory. OK; died 18 Sep 1911 in Nowata, OK; buried<sup>iii</sup> 1911 in Nowata Memorial Cem, OK.**  
Notes: DAWES ROLL # 12979; Enrollment card Cherokee by Blood dated 1 Sep 1902. siblings are also on Dawes Roll.Half Blood Cherokee. Census Card No. 58. Cherokee Nation, Tahlequah Dist. father Sterling Austin, mother, Robbie Rogers. On 1896 Roll. Certificate of admission to tribe.  
**CENSUS: 1910 U. S. Census**, Nowata, OK, Nowata Twp, 10 May 1910. Dwelling 48, Fam 48. Sterling A. Austin 56, b 1854 GA, fa b NC, mo b GA, farmer; Charles R. Austin 27, son, b OK, fa b GA, mo b GA. FAMILY TREE: Ancestry.com. see dkleger submitter.
- + 6 v **Walter Harris<sup>2</sup> Austin, born 3 May 1885 in Cherokee Nation, Indian Territory; died 13 Jan 1924 in KS; buried<sup>iv</sup> 1924. He married **Mahala Lydia Hall.****
- + 7 vi **Sevolia E.<sup>2</sup> Austin, born<sup>v</sup> 19 Aug 1888 in Cherokee Nation, Indian Territory; died 25 Jul 1931 in Hotchkiss, Delta Co, CO; buried<sup>vi</sup> 1931 in Riverside Cem, Hotchkiss, Delta, CO. He married **Grace Zona Hall.****
- + 8 vii **Zerilda Cleveland<sup>2</sup> Austin, born 22 Aug 1891 in Cherokee Nation, Indian Territory, Wagner Co, OK; died 3 Jan 1941 in Nowata OK. She married **Samuel Tilman Chastain.****

*Generation 2*

2. **Edna S.<sup>2</sup> Austin** (Sterling Andrew<sup>1</sup>), born **15 Jul 1879/80 in Milton Co, GA**; died **24 Mar 1924** in Nowata OK; buried<sup>vii</sup> 26 Mar 1924 in Nowata Memorial Cemetery, Nowata, OK. She married on 29 Apr 1896 **Edgar R. Rutherford**, born 18 Feb 1877 in AR; buried in Nowata Memorial Cemetery, Nowata, OK.

Notes for Edna S. Austin

NAME: Spelling varies from Ednar S., Edna, Edner.

DEPT OF INTERIOR: Letter from Dawes Commission. Petition for citizenship in Cherokee Nation. Enrollment card submitted Sep 22, 1881. Claim # 104. Contd. Feb 3, 1882, Submitted by solicitor, Sep 29, 1882. Robby, Edney and Eular Austin are admitted to full citizenship in the Cherokee Nation. Copy of document in poss. of H. Austin 2010. see footnote.com/image/62944904. digital image. siblings are also on Dawes Roll. Half Blood Cherokee.

CENSUS: 1880 U. S. Census, Milton Co, GA, Old First, 842nd Dist, 5 Jun, p 467A, Dwelling 83, Fam 83; Sterling A. Austin, age 26, white, male, farmer, b GA, parents b GA; Robbie S. Austin, White, female, keeps house, b GA, parents b GA; Ednar S. age 11 month, female, b Jul 1879 GA, parents b GA; Cate Rogers, age 28, black, female, servant in house, b GA; Harrison Rogers, black, male, servant, GA.

DAWES CARD: Name as Edna, 1/2 blood Cherokee. Lived in Cherokee Nation, OK from 1885.

CENSUS: 1900 U. S. Indian Territory, Cherokee Nation, OK, Twp 17 N, Range 12 E, 19 Jn. P 211. Edgar Rutherford 23, b Feb 1877 AR, AR, AR, farmer; Edna wife, 19, Jul 1880? age 19, Indian, GA, GA, GA.; Susie E. 3, dau, Mar 1897, IT, AR, GA.

CENSUS: 1910 U. S. Census, Nowata, Nowata Co, OK, 6 May, p 13. Edgar R. Rutherford 33, AR; Edna E. 30, GA, 1/16 Indian; Susie E., 13, dau, Indian, OK 1/32 Cherokee; Mary P., 9 dau, Indian, 1/32 Cherokee. (father white, mother Cherokee. Samuel E. 5, son, Indian, b OK, same blood; Charley A. Fredman 37, hired man, IL, Germany,....

CENSUS: 1920 U. S. Census, Nowata Twp, Nowata Co, OK, 26 Feb, p 219A, farm, Dwelling 171, Fam 171: Edgar Rutherford 43, head, owns farm, white, 43, AR, AR, AR. Edna, 40, wife, f, w, GA, GA, GA; Ruthie Rubie 18, dau, OK; Samuel 14, son, OK; Sterling 9, son, m, w (Edgar Sterling Rutherford)

Notes for Edgar R. Rutherford

CENSUS: 1880 U. S. Census, Sebastian, AR, 4 Jun, Sulphur Twp, Dwelling 48, Fam 51. Rutherford, Ashley, 29, farmer, married, KY, TN; Mollie 29, wife, GA, VA, VA; Fred 6; EDGAR 3, son; Earle 3 son; James 1, son.

Children of Edna S. Austin and Edgar R. Rutherford were as follows:

- |      |     |   |
|------|-----|---|
| 9    | i   | <b>Susan Elizabeth<sup>3</sup> Rutherford</b> , born 1897 in Indian Territory, Cherokee Nation, Nowata, OK.                                       |
| 10   | ii  | <b>Ruth Ruby<sup>3</sup> Rutherford</b> , born 1901 in Indian Territory, Cherokee Nation, Nowata, OK.   |
| 11   | iii | <b>Mary P.<sup>3</sup> Rutherford</b> , born 1901 in Indian Territory, Cherokee Nation, Nowata, OK.   |
| + 12 | iv  | <b>Samuel Earl<sup>3</sup> Rutherford</b> , born 1905 in Indian Territory, Cherokee Nation, Nowata, OK. He married <b>Laura Elizabeth Brink</b> . |
| 13   | v   | <b>Edgar Sterling<sup>3</sup> Rutherford</b> , born 1919 in Nowata, OK.   |
| 14   | vi  | <b>William Edward<sup>3</sup> Rutherford</b> , born 1921 in Nowata, OK.   |

4. **Zula<sup>2</sup> Austin** (Sterling Andrew<sup>1</sup>), born Mar 1881 in Milton Co, GA; died 4 Nov 1922 in Nowata, OK; buried<sup>viii</sup> 6 Nov 1922 in Nowata Memorial Cem, OK. She married on 21 Dec 1904 in Nowata, OK **Mansfield Lynch**, born 3 Feb 1871 in Indiana; died 18 Apr 1951 in Nowata, OK; buried<sup>ix</sup> 20 Apr 1951 in Nowata Memorial Cemetery, Nowata, OK, son of Nancy (---).

Notes for Zula Austin

BIRTH-DEATH-BURIAL: Nowata Memorial Cem, Nowata Co, OK. See photo attached to proof of burial.

Helen Cook Austin, Ph.D., 118 Ryan Crest Lane, Decatur, AL 35603-3716, AustinART@bellsouth.net, 256-350-2787

CENSUS: 1910 U. S. Census, Nowata, OK, Nowata Twp, 10 May 1910. Dwelling 24, Fam 24, Lynch, Mansfield, male, white, age 39, married twice, ranch owner; Zula, wife, Indian, age 29, married once, for 5 yrs., 2 children, GA, GA, GA, 1/16 blood, see 1905 Cherokee Card; Lucile, dau (of first wife), Indian, age 9 OK; Alice F, female, dau, Indian, age 4 OK; Lurena M.(Myrtle) dau, Indian, 1 3/12 yr OK.; Nancy (Mansfield) mother, age 79, a widow, IN, KY, KY.

CENSUS: 1920 U. S. Census, Nowata Co, OK, Lenapah, Dist 67, Cherokee Avenue, Ward 2, 22 Jan 1920, p 195B, Dwelling 95, Fam 98, Lynch, Mansfield, head, m, w, 45, married, IN, IN, Ranch Man; Lynch, Zula, wife 38, f, w, GA, GA, GA; Lynch, Faye, dau 14, OK, IN, GA; Myrtle, dau, 11 OK, IN, GA.

CENSUS: 1930 U. S. Census, Nowata, OK, Lenapah.(Note that Zula is not his wifeShe died in 1922). Mansfield Lynch b ca 1871, age 54, married at 52 (1927-1928), stock buyer, livestock; Wife, Erma Lynch 41, married at 39, b KS, IA, IL.

Children of Zula Austin and Mansfield Lynch were as follows:

- 15 i **Alice Faye<sup>3</sup> Lynch**, born 27 Nov 1905 in Glen Oak, Nowata, OK; died 26 Apr 1982 in Nowata OK. She married<sup>x</sup> on 28 Aug 1928 in Arcadia, OK **Cowan Neff**, born 1904 in OK. Notes: CENSUS: 1930 U. S. Census, Oklahoma City, OK, East 14th St., boarding in the household 126 of Robert and Mary Quarles; Neff, Cowan, lodger, w, m, 26, married at 25, OK, US, US, manager of Oil station; Neff, Faye, f, w, 24, married at 23, teacher in grade school.
- + 16 ii **Myrtle Allene<sup>3</sup> Lynch**, born 7 Aug 1908 in Nowata, OK; died 30 Mar 2001 in Bartlesville, Washington Co, OK. She married **Carl Edward Newton**.

6. **Walter Harris<sup>2</sup> Austin** (Sterling Andrew<sup>1</sup>), born 3 May 1885 in Cherokee Nation, Indian Territory; died 13 Jan 1924 in KS; buried<sup>xi</sup> 1924. He married on 7 Jul 1909 in OK **Mahala Lydia Hall**, born 17 Feb 1889; died 16 Jun 1965; buried 1965 in Nowata Memorial Cem, OK, daughter of Robert W. Hall and Bettie Jo.

#### Notes for Walter Harris Austin

DAWES ROLL # 12978; Enrollment card Cherokee by Blood dated 1 Sep 1902.Census Card 9782, siblings are also on Dawes Roll.Half Blood Cherokee.

MILLER ROLL 16518 (3899)

CENSUS: 1910 U. S. Census, Legansville, Curry Co, New Mexico, 14 Mar, Pct 8, Dwelling 297, Fam 298. Walter Austin, 25 b abg 1885 OK, fa b GA, mo b GA, head, male, white, married, farmer; Mahelia Austin, 21, wife, f, White, married once, 1 ch, 1 living, b OK, IL, IA. (Note: where is the child? Is it Sevolia, son b abt 1910 NM of the 1920 census? Are there relatives living in NW near to Mahelia Austin?)

CENSUS: 1920 U. S. Census, Bloom Twp, Ford Co, Kansas, 13 Mar, Farm, Dwelling 73, Fam 73. Walter H. Austin 35, m, w, general farming, OK, GA, GA; Mahalia wife, 32, OK, IL, IL; Sevolia, son, 10, b NM, OK, OK; Lenora , dau, 5, KS, OK, OK; Alma Ruth, dau, 3 KS, OK, OK; Samantha, dau, 2 KS.

CENSUS 1830 U S. Census, Stanton Co, KS, Roanoke Twp, Apr 28, p 246, Dwelling 59, Fam 59. (Note that Walter died 1924 and Mahalia remarried abt 1926) See notes for Mahala Austin Broyles.

PHOTOS-FAMILY GROUP: Sharon Gurley posted on Ancestry.com the family group of Walter Harris Austin and Mahala Lydia Hall of Kansas. Birth, Death, marriage dates are shown as well as a group photo of the children and mother, Mahala which appears to have been taken about 1944. This researcher has posted the photo on this page and used the Days and month of the births of the six children. They are all deceased before 2010.

#### Notes for Mahala Lydia Hall

CENSUS 1830 U S. Census, Stanton Co, KS, Roanoke Twp, Apr 28, p 246, Dwelling 59, Fam 59. (Note that Walter died 1924 and Mahalia remarried abt 1926) Madison N. Broyles 63, head, rents, m, w, married at 24, b IN, IN, IN, farmer; Mahala Broyles 41, wife, f, white, married at 20, OK; Marion D. Broyles, son, 2 10/12 b abt Jun 1927, KS. Sevolia Austin Helen Cook Austin, Ph.D., 118 Ryan Crest Lane, Decatur, AL 35603-3716, AustinART@bellsouth.net, 256-350-2787

20, stepson, b NM, laborer; Lenora Austin 15, stepdaughter, b KS; Alma R. Austin 13, stepdaughter b KS; Samantha Austin 12, stepdaughter, KS; Mary L. Austin 9, stepdaughter, KS; Charles R. Austin 7, stepson, KS; Timothy P Summer, 22, boarder, m, w, b Colorado, MO, MO.

Children of Walter Harris Austin and Mahala Lydia Hall were as follows:

- 17 i **Sevolia<sup>3</sup> Austin**, born 16 Dec 1909 in NM; died 5 Jan 1963.
- 18 ii **Lenora<sup>3</sup> Austin**, born 28 Aug 1914 in Bloom, Ford Co, KS; died 21 Oct 2005 in Pueblo, Pueblo, CO.
- 19 iii **Alma Ruth<sup>3</sup> Austin**, born 7 Jan 1917 in Ford Co, KS; died 27 Jul 1970.
- 20 iv **Samantha<sup>3</sup> Austin**, born 21 Feb 1918 in Ford Co, KS; died 29 Mar 2004 in Pueblo, Pueblo, CO.
- 21 v **Mary Lea<sup>3</sup> Austin**, born 3 Nov 1921 in KS; died 15 Jul 1975 in Johnson, KS.
- 22 vi **Charles R.<sup>3</sup> Austin**, born 25 Mar 1923 in KS; died 2 Jun 2001.

**7. Sevolia E.<sup>2</sup> Austin (Sterling Andrew<sup>1</sup>), born<sup>xiii</sup> 19 Aug 1888 in Cherokee Nation, Indian Territory; died 25 Jul 1931** in Hotchkiss, Delta Co, CO; buried<sup>xiii</sup> 1931 in Riverside Cem, Hotchkiss, Delta, CO. He married abt 1910 in OK **Grace Zona Hall**, born 1893 in OK; died 1946 in Hotchkiss, Delta Co, CO; buried<sup>xiv</sup> 1946 in Riverside Cem, Hotchbills, Delta, CO, daughter of Robert W. Hall and Bettie Jo.

#### Notes for Sevolia E. Austin

DAWES ROLL # 21979; Enrollment card Cherokee by Blood dated 1 Sep 1902. Census Card 9782, siblings are also on Dawes Roll. Half Blood Cherokee.

CENSUS: 1910 U. S. Census, Nowata, OK, Nowata Twp, Dist 30, 10 May 1910. Dwelling 23, Fam 423 Austin, Sevolia, head, male, Indian, 21, Married once, no children,, b OK, owns farm, b OK, fa b GA, mo b GA; Austin, Grace, wife, 17, married once, b OK, fa b IL, mo b IL.

BIRTH DATE & PLACE, DESCRIPTION: WWI DRAFT CARD: Sevolia Austin of Glenock, OK, Nowata, b 19 Aug 1888, age 28, caucasian, b Wagoner, OK, a farmer, has a wife and 2 children, has blue eyes, light hair, is tall and slender. Card dated J. 5, 1917. FHL roll 1851892, card # 27.

CENSUS: 1920 U. S. Census, Nowata Co, OK, Nowata Twp, 2 Mar 1920, Page 221, Dwelling 215, Fam 215. Sevolia Austin, 31, head, owns farm, m, w, 31, married, OK, GA, GA, farming; Grace Z. Austin 27, f, w, 27, married, OK, IL, MO; Zula M. Austin, 7, dau, f, w, OK, OK, OK; Ella or Ula W. Austin, 4, f, w, OK, OK, OK.

CENSUS: 1930 U. S. Census, Delta Co, CO, Midway Pct 10, Apr 11, 1930, p 0749, Dwelling 71, Fam 77; S. E. Austin 41, head, rents, m, w, 41, m, marriage at age 22, OK, GA, GA; Grace Austin 36, wife, m at 16, no, yes, OK, IL, MO; Zula Austin 17, dau, OK, OK, OK; Ula Austin 14, dau, OK, OK, OK; Roberta Austin 10, dau, OK, OK, OK; Beebe Austin, 4, dau, CO, OK, OK; Wanda Austin, 1, dau, COL, OK, OK.

Note: By Helen Austin 2010. After the death of their son, Joe Jack Austin about 1926-1927, the family of Sevolia E. Austin removed from Oklahoma to Hotchkiss, a very prosperous fruit growing region in Delta County, Colorado. See Colorado USGENWEB. History says that poor farming methods in Oklahoma were one reason that the Dust Bowl of the 1930's destroyed so many crops and farmlands, causing farmers to move elsewhere. (see OKGENWEB.com)

Children of Sevolia E. Austin and Grace Zona Hall were as follows:

- 23 i **Zula<sup>3</sup> Austin**, born abt 1913 in Cherokee Nation, OK.
  - 24 ii **Ula<sup>3</sup> Austin**, born 1916 in Cherokee Nation, OK.
  - 25 iii **Roberta<sup>3</sup> Austin**, born 1920 in Nowata, Cherokee Nation, OK.
  - 26 iv **Joe Jack<sup>3</sup> Austin**, born 1921 in Nowata, Cherokee Nation, OK; died abt 1925 in Nowata, Cherokee Nation, OK. Notes: DEATH: Actual death date is not known. Ancestry.com has a familytree that shows a death date of 1927 in Nowata, OK. The Census of 1930 shows his sister as being born in Delta Co, CO abt 1926. The family must have moved away from Nowata after the death of Joe Jack, if he died there.
- 27 v **Beebe<sup>3</sup> Austin**, born 1926 in CO.

28 vi **Wanda<sup>3</sup> Austin**, born 1929 in CO.

8. **Zerilda Cleveland<sup>2</sup> Austin** (Sterling Andrew<sup>1</sup>), female, born 22 Aug 1891 in Cherokee Nation, Indian Territory, Wagner Co, OK; died 3 Jan 1941 in Nowata OK. She married on 1 Jun 1908 in OK **Samuel Tilman Chastain**, born 29 Jan 1886 in Plainview, IL; died Feb 1970.

#### Notes for Zerilda Cleveland Austin

DAWES ROLL # 21980; Enrollment card Cherokee by Blood dated 1 Sep 1902. Census Card 9782, siblings are also on Dawes Roll. Half Blood Cherokee. Census Card No. 61. Cherokee Nation, Tahlequah Dist. father Sterling Austin, mother, Robbie Rogers. No. 5 on 1896 Roll. Certificate of admission to tribe.

GUION MILLER ROLL #3900. Verification of Zerilda Austin as Cherokee citizen.

**CENSUS: 1910 U. S. Census**, Nowata Co, OK, Nowata Twp, 11 May, p 14, Dwelling 25, Fam 25. Samuel T. Chastain 23, head, m, w, married 1 yr., b IL, IL, IL 1/32 Cherokee Indian; Zerilda C (Austin) Chastain, 17m wife, married 1 yr, 1/2 Cherokee Indian, b OK, fa b GA, mo b GA.

Next family 26 is Zerelda J. AUSTIN, head, female, Indian, married 4 times, b ca 1860, TN, TN, TN, nurse midwife, 1/32 Cherokee Indian. In same household is Freddy D. Hocket, foster child, male, Indian, age 11 b OK, mo b GA,

Other nearby families are Cherokee Scott b 1873 OK, wife to Marion Scott b 1862 AR, ch. Jerry, Wm., David, Luna, Cora. Could be some relation to Robbie Scott Rogers Austin?

QUESTION: Note by Helen Austin, 2010. Who is this older Zerelda J. AUSTIN? She was born in Tennessee and is a nurse, midwife living next door to Zerilda Cleveland Austin. If she was only 1/32 Cherokee Indian, what relationship could she be to Sterling? Or to Zerilda, his son?

**CENSUS: 1920 U. S. Census**, Nowata, OK. Family not found on this census as of search of 2010 by H. Austin.

**CENSUS: 1930 U. S. Census** Nowata, OK, Nowata Twp, Apr 1930 Highway 25?; Samuel T. Chastain, head, rents, white, 41, m at 21, IL, IL, IL; Zerilda C. (Austin) wife, 39, Indian, OK, mixed blood Cherokee; Rachel Sartern, 20, dau, Joe T. Sartern 1/6/12 grandson, b TX, Indian fa b TX, mo b OK; Opal Chastain 14, dau, OK; Juanita Chastain, dau, OK; Junius Chastain 9, son, OK. Also notice Scott families on same page.

Children of Zerilda Cleveland Austin and Samuel Tilman Chastain were as follows:

- + 29 i **Rachel<sup>3</sup> Chastain**, born 1910 in Nowata OK. She married (---) **Sartern**.
- 30 ii **Opal<sup>3</sup> Chastain**, born 1916 in Nowata OK.
- 31 iii **Juanita<sup>3</sup> Chastain**, born 1919 in Nowata OK.
- 32 iv **Junius<sup>3</sup> Chastain**, born 1921 in Nowata OK.

### *Generation 3*

12. **Samuel Earl<sup>3</sup> Rutherford** (Edna S.<sup>2</sup> Austin, Sterling Andrew<sup>1</sup>), born 1905 in Indian Territory, Cherokee Nation, Nowata, OK. He married **Laura Elizabeth Brink**.

Children of Samuel Earl Rutherford and Laura Elizabeth Brink were as follows:

- 33 i **Austin<sup>4</sup> "Buck" Rutherford**, born 24 Sep 1929 in Wolf Creek, Nowata, OK; died 28 Apr 1988 in Nowata, Nowata, OK; buried<sup>xv</sup> 30 Apr 1988 in Nowata Memorial Cemetery, Nowata, OK.

Notes: Biographical information on Findagrave.com. See photos attached to Burial information from Nowata Memorial Cemetery, OK Cherokee Cowboy 1949 Fifth National bull riding, 1950 Third Bareback Bronc Riding, 1950 Seventh All Around Title, 1951 Third National Bull Riding, 1951 Fourth All

Helen Cook Austin, Ph.D., 118 Ryan Crest Lane, Decatur, AL 35603-3716, AustinART@bellsouth.net, 256-350-2787

Around Title, 1954 Third National Bull Riding, World Championship Titles: "1952 IRA World Champion All Around Comboy. He was inducted into the Cowboy Hall of Fame. 1954 World Champion All Around Cowboy.

34 ii **William Edward<sup>4</sup> Rutherford**, born in Nowata , Nowata, OK.

16. **Myrtle Allene<sup>3</sup> Lynch** (Zula<sup>2</sup> Austin, Sterling Andrew<sup>1</sup>), born 7 Aug 1908 in Nowata, OK; died 30 Mar 2001 in Bartlesville, Washington Co, OK. She married on 25 Apr 1924 in Glen Oak, Nowata, OK **Carl Edward Newton**, died 1950.

Notes for Myrtle Allene Lynch

OCCUPATION: Myrtle is a teacher at a public school in Tulsa Co.,

**CENSUS: 1930 U. S. Census**, Tulsa, OK, Bowles Twp, p 51, E. Lena St. 2T, Dwelling 266, Fam 268, Newton, Carl E., head, rents, m, w, 25, m at age 21, OK, OK, OK; Newton, Myrtle A., wife, f, w, 22, married at age 18, OK, MO, MO, Myrtle is a teacher at a public school in Tulsa Co.,

RESIDENCE: Ancestry.com.U. S. Address information, no date given: Address Bartlesville, OK, Myrtle A. Newton, 4501 e. Frank Phillips Blvd. 74006-8333.

BIRTH-DEATH: Social Security Death Index, SS # 440-34-9766, Residence at death was 74006, Bartlesville, OK.

Notes for Carl Edward Newton

DAWES CARD 3212 Tahlequah Dist., Roll #M3112, he was one year old 1/16 Cherokee, His parents were Anderson Eldridge Newton and Ida Lee Johnson . see Park Hill Cem.

Children of Myrtle Allene Lynch and Carl Edward Newton were as follows:

35 i **Allene Faye<sup>4</sup> Newton**, born 28 Aug 1934 in Tulsa, OK; died 10 Dec 1998 in Arlington, Tarrant Co, TX. She married (---) **Johnson**.

29. **Rachel<sup>3</sup> Chastain** (Zerilda Cleveland<sup>2</sup> Austin, Sterling Andrew<sup>1</sup>), born 1910 in Nowata OK. She married (---) **Sartern**, born in TX.

Children of Rachel Chastain and (---) Sartern were as follows:

36 i **Joe T.<sup>4</sup> Sartern**, born Nov 1928 in TX.

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I(---) Findagrave.com, Nowata Memorial Cemetery, Nowata Co, OK . "Memorial Inscription". Monumental Inscription: Edna Austin Rutherford Jul 15, 1880 d Mar 24, 1924 .

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IIbid., Memorial Inscription Zula Lynch 1881-1922.

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IIIbid.

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IVbid.

VSelective Service U. S. Dept of Defense, World War I Draft Record (Ancestry.com). Sevolia E. Austin Indian, Draft Card. "Jack Rogers, Indian, age 27, in 1917. Birth 13 Aug 1890, res Stilwater, OK, laborer, has a wife and 3 children, but is not living with them."

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VI Riverside Cemetery, Hotchkiss, Delta, CO (Findagrave.com).

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VII(---) Findagrave.com, Nowata Memorial Cemetery, Nowata Co, OK . "Memorial Inscription". Monumental Inscription: Edna Austin Rutherford Jul 15, 1880 d Mar 24, 1924 .

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VIIIbid., Memorial Inscription Zula Lynch 1881-1922.

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IXbid.

XAncestry.com (Member Family Trees). submitter Henry Sullivan44.ancestry.com. Submitter Henry Sullivan has additional personal information on this family.

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XI(---) Findagrave.com, Nowata Memorial Cemetery, Nowata Co, OK . "Memorial Inscription".

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XIISelective Service U. S. Dept of Defense, World War I Draft Record (Ancestry.com). "Jack Rogers, Indian, age 27, in 1917. Birth 13 Aug 1890, res Stilwater, OK, laborer, has a wife and 3 children, but is not living with them."

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XIII Riverside Cemetery, Hotchkiss, Delta, CO (Findagrave.com).

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XIVbid.

XV(---) Findagrave.com, Nowata Memorial Cemetery, Nowata Co, OK . "Memorial Inscription". Memorial Inscription on large stone with photos and biography .