

notice of the time and place of sale as from the aforesaid tract or parcel of land with the appurtenances thereto belonging or in any wise appertaining to publish sale or as much thereof as shall first pay and satisfy first the drawing and recording and recording this instrument of writing and the expenses of the sale so to be made and then the balance of any shall be due on the bond first herein mentioned and so from time to time after first giving ten days previous notice after each of the said bonds as is before mentioned up thereto the said person or persons to sell the said tract or parcel of land or as much thereof as shall first pay the expenses of the sale so as aforesaid to be made and then the balance which shall appear to be due on each respective bond and after paying and satisfying the last bond herein mentioned so to become the surplus if any should remain after defraying the expenses of executing this trust as is aforesaid pay over to the said Jesse L Morris his executor or assigns but is the true intent and meaning of this instrument that the said James Rochelle his executors administrators or assigns shall not proceed to sell the premises aforesaid as the several bonds shall become due and payable unless thereto required by the said Thomas Gray his heirs Executors or administrators and the said Jesse L Morris and Betsey his wife for themselves their heirs and executors with covenant and agrees to and with the said James Rochelle his executors administrators or assigns to warrant and defend the right and title in and to the said tract or parcel of land and appurtenances to the said James Rochelle his executors administrators or assigns against the claim or demand claims or demands of all and every person or persons whatsoever — In testimony whereof the parties hereunto set their names and affixed their seals the day and date first above written —

Signed Sealed and acknowledged }
In presence of — }
Richard M. Collier
Edwin Gray Junior
David ^{his} Sheffield
marks

Jesse L Morris . . . Seal
Elizabeth Morris ^{her} . . . Seal
marks
James Rochelle . . . Seal
Thomas Gray . . . Seal

Micajah Stephenson
marks

Southampton County to wit

We Pelas Summrell and Saml Boykin Justices of the peace in the County aforesaid in the state of Virginia do hereby certify that Elizabeth Morris wife of Jesse Morris parties to a certain deed for the conveyance of real estate to Thomas Gray bearing date the eighth day of January 1816 and hereunto annexed personally appeared before us in our County aforesaid and being examined by us privately and apart from her husband and having the said aforesaid fully explained to her she the said Elizabeth Morris acknowledged the same to be her act & deed & declared that she has willingly signed sealed and delivered the same and that she was willing it should be recorded in the County Court of Southampton under our hands & seals this 8th day of Jan'y 1816 — Pelas Summrell
Saml Boykin