Examined and ordered to be recorded 3rd February 1823

This Indenture made this fifteenth day of October one thousand eight hundred and twenty one between James Drake of the county of Southampton and State of Virginia of the first part James Scott of the said County and State of the second part and Joseph Pretlow of the county of Southampton and State of Virginia aforesaid of the third part Witnesseth that whereas the said James Drake stands justly indebted by note of hand to the said James Scott in the sum of fifty nine dollars and fifty cents current money of the United States of America and whereas for the further assurance of that payment it is agreed by the parties that a conveyance in Trust shall be made unto the said Joseph Pretlow for the benefit of the said James Scott of the sum on the note of hand aforesaid shall not be punctually paid with Lawful interest thereon on or before the first day of December next Now this Indenture witnesseth that the said James Drake for and in consideration of the premises and for the further ~~consideration~~ sum of one dollar to him in hand paid the receipt of which is acknowledged has bargained and Sold and by these presents doth for himself his heirs Excr and admr grant bargain and sell unto the said Joseph Pretlow his heirs and assigns the following property Viz three horses three cattle nine Sheep thirty two hogs one Still Kettle cap worm and Tube one mans Saddle one cart and wheels and four feather beds and furniture to him and to hold the aforesaid granted and bargained premises unto the said Joseph Pretlow his heirs and assigns in Trust forever And it is hereby declared to be the true intent and meaning of these presents that if the said James Drake shall punctually pay to the said James Scott his heirs or assigns the said sum of fifty nine dollars and fifty six cents and interest agreeable to the tenour of the said note of hand to the said James Scott then the said Joseph Pretlow his heirs & assigns shall hold the said property above granted to the sole and proper use and behoof of the said James Drake and the said Joseph Pretlow covenants and agrees to and with the parties hereto that if the said James Drake his heirs Excr & admr shall fail to make payment to the said James Scott his heirs & assigns on or before the first day of December next the sum due on the note of hand aforesaid that then the said Joseph Pretlow his heirs and assigns shall stand seized of the above granted and bargained premises for the purposes following that is to say that at the request of the said James Scott his heirs or assigns he the said Joseph Pretlow his heirs Excr admr & assigns or either of them shall give ten days notice and sell at public Sale the above mentioned property and shall pay the money arising therefrom to the said James Scott his heirs or assigns so far forth as shall be then due and after satisfying the said note of hand interest and all the expences remaining to arise from the Notice and Sale shall pay the surplus money to the said James Drake or his assigns In witness whereof the parties to these presents