

Drake
to
Bishop

This Indenture made and entered into the second day of September in the year of our Lord one thousand eight hundred and twenty two Between Samuel Drake of the first part James Rochelle of the second part and James Bishop of the third part all of the County of Southampton and State of Virginia Witnesseth that the said Samuel Drake for and in consideration of the sum of ~~five~~ hundred and twenty five dollars and seven cents which sum is due from the said Samuel Drake to the said James Rochelle by bond or specialty bearing date the third day of September 1822 as well as all other monies which may be due and owing from the said Samuel Drake to the said James Rochelle by means of any dealing transfer of debt or papers or otherwise and also for and in consideration of one dollar to him in hand paid by the said James Bishop his Executors or assigns the receipt whereof the said James Drake doth hereby acknowledge hath granted bargained and sold and by these presents doth hereby grant bargain & sell convey and make over unto the said James Bishop his Executors administrators and his heirs forever also his right and interest in the following property to wit all his the said Samuel Drake's right title interest property claim & demands whatsoever of or unto a certain tract or parcel of Lands lying and being in the County of Southampton and on the South side of Antietam River supposed to contain four mow or less it being the same tract of Lands whereon the said James Drake died formerly lived and it being the Lands which to the said James Drake did seized and held and which descended to the said Samuel Drake by the death of the said Jeremiah Drake and also that interest in said Lands which descended to Samuel Drake and George Drake by the death of the said Jeremiah Drake died and which the said Samuel Drake has purchased of the said Nancy G and Henry M. Poole which will more fully appear by reference to their deed executed to the said James Drake which are of record to have and to hold all the right and interest of the said Samuel Drake herein conveyed or intended to be conveyed to him the said James Bishop his heirs and assigns forever upon this special trust to wit to wit that the said James Bishop or his Executors or assigns being lawfully requested by the said James Rochelle his Executors or assigns shall proceed to sell all the right and interest of the said Samuel Drake to the above named property hereby conveyed or intended to be conveyed after advertising the time and place in the said County of Southampton for ten days previous at some publick house or store for cash and out of the money arising out of from the said sale in the first place pay and satisfy all cost attending the said conveyance and then pay off the debt aforesaid with interest as well as all other monies which may appear to be due from the said Samuel Drake to the said James Rochelle by means of any dealings transfers of debts or papers whatsoever and the surplus of any pay to the said Samuel Drake and the said Samuel Drake for himself his heirs Executors or assigns forever doth hereby warrant and defend against the lawful claim or claims of him the said Samuel Drake his heirs Executors and administrators and against all and every other person or persons to whomsoever and to the said James Bishop his heirs Executors or assigns on this part covenants & agrees that he will make sale of the right and interest hereby conveyed for the best price he can obtain for the same after advertising the time and place for ten days previous at some publick house or store in said County and with the monies arising from the said sale first pay and satisfy all cost attending the same as well as the expense attending this conveyance and then pay off the aforesaid debts and interest as well as all other monies which may appear to the said James Bishop his Executors or assigns to be justly due and owing from the said Samuel Drake to the said James Rochelle by means of any dealings transfers of debts or papers whatsoever and then pay the surplus of any to the said Samuel Drake and the said James Bishop his Executors or assigns on this part covenants & agrees that he will