

Exp?

to him the said Simon Mueser his heirs and assigns forever free from the claims or demands of all and sundry person whatsoever upon the following Trust Writ that if the said Henry J Magdelaine shall fail to pay the above debt and all costs pertaining to this Trust it shall be lawfull in that event for him the said Simon Mueser as requested in writing from under the hands of them the said James Bellum & Lawrence his heirs or assigns to set up and sell at Publick Auction for cash the above mentioned Land after giving notice by advertisement to be set up at least twenty days previous to the day of sale at not less than four different Publick places in the County and out of the money so raised first pay the above debt and all costs pertaining to this Trust and the surplus of any money over to him the said Henry J Magdelaine his heirs or assigns in testimony whereof we the parties have set our hands and seals before us this

Witness

John Wells

Thomas C Jones

William Lawrence Southampton County

Henry J Magdelaine
Prosecurer Esq
Simon Mueser Esq

Exp?

Indenture was given by the oaths of John Wells Thomas C Jones and William E Lawrence the witnesses here and admitted to record And at a Court held for the aforesaid County of Southampton on the 15 September 1823 This Indenture was entered upon the process of the day

File James Bellum

Darden

to

Mueser

Debtor to

James Bellum

for

for his debt

10th Sept 1825

This Indenture made and entered into this 15th day of August in the year of our Lord Christ one thousand eight hundred and twenty three in and between Jesse C Darden of Southampton County Virginia of the first part and Samuel Henry of the same County and State of the second part And Simon Mueser of the same County and State of the third part Witnesses that the said Jesse C Darden stands partly indebted unto the said Samuel Henry in the sum of twenty dollars Lawfull money of Virginia which appears by two Chancery equal date writs thereto presented and made payable on the 1st day of May next Now the said Jesse C Darden being desirous to indemnify and secure the prompt payment of the above debt at the above time of its being ordered and let more especially for the sum of one dollar to him in hand paid by him the said Simon Mueser before the making and delivery of these presents the receipt whereof is hereof acknowledged by the said Jesse C Darden hath granted bargain and sold and do by these presents grant bargain and sell to him the said Simon Mueser his heirs and assigns forever one certain tract or parcel of Land lying and being in the County of Southampton and lower district of Saint Lukes Parish and bounded by the Lands of Jesse C Darden Joshua Gardner Samuel J Gardner and the Lands of Henry Vaughans decd the said tract of Land with all and singular every part thereof with all its rents profits and emoluments which contains Eighty four acres to the same more or less and he the said Jesse C Darden doth for himself his heirs Executors administrators and assigns all and every person or persons whatsoever now and do by these presents warrant and defend all right title claims or interest to him the said Simon Mueser his heirs or assigns forever upon the following Trust that is to say that if the above Jesse C Darden shall fail to pay and discharge the above debt with costs pertaining to this Trust or that event it shall be Lawfull and ought to be as requested in writing under the hand of him the said Samuel Henry his heirs or assigns for him the said Simon Mueser after giving notice by advertisement to be set up at three of the most Publick places in the neighborhood of the land and place of sale and then set up the above mentioned Land and sell it for Cash and out of the money so raised pay the above debt and all costs pertaining to this Trust and the surplus of any money remaining in his hands he shall pay over to him the said Jesse C Darden his heirs or assigns in testimony whereof we the parties have set our hands seals this day to wit above written

Witness of

Jesse C Darden
Samuel Henry
Simon Mueser