

hurs execution and about out of papers shall and well sever and for ever disposed by their promise
 Wherefore of the said Michael Ellis and Elizabeth his wife have become del their hands and
 seal the day and year first above written
 signed sealed and delivered in presence of us
 Joseph Drury
 William J. Sommers
 John Tommons
 Henry Ellis
 Michael Ellis
 Elizabeth Ellis
 wife

Southampton County

In the 11th of this office the 11 May 1735 The Justices
 was preside by the calls of Joseph Drury William J. Sommers and Peter Sommers here of the county of Southampton
 and committed to prison one at a Court held for the aforesaid County of Southampton on the 11th of May 1735
 John Tommons as aforesaid upon the present writ of the day
 Peter James Bell

James
 Vaughan

This Indenture made and entered into this 12th day of July 1735 By and between William Somers
 of the first part James Toole jr of the second part and John T. Vaughan of the third part all of the
 County of Southampton and State of Virginia Witness that Whereas the said James Toole jr hath been
 security for the said William Toole in a recognizance and out side and advanced upon the County
 Court of Southampton at Newmarket Court last Considered for the said William Toole to keep
 the peace and keep good behavior toward all the good Citizens of the Commonwealth for a certain
 Term in the said recognizance mentioned and whereas the said James Toole jr hath become bound
 for the said William Toole in a recognizance and out side before a Justice of the Peace for
 this County bearing date the 12th day of this month condition for the said William Toole
 personal appearance at the next Court to be held in for this County then and thence to abide
 the judgments of the said Court and also in the mean time to keep the peace and to keep good
 behavior toward all the good Citizens of the Commonwealth and the said William Toole being contrary
 and deserts to do so and does hereby the said James Toole jr in account of his being a Just of Peace
 This Indenture therefore further witnesseth that the said William Toole for and against the return of
 the premises aforesaid but more especially for and in consideration of the sum of one pound to him the
 said William Toole in hand paid by the said John T. Vaughan the receipt whereof is hereunto
 both granted bargained and sold and by the parties to the grant bargain and sell unto the said John
 T. Vaughan his heirs Executors admors or assigns the said William Toole entered on the said Court of Land
 return he now has Containing three hundred and ten acres more or less situate in the County of
 Southampton between George Mann Davy By that woman being and child woman John Peter
 this being the said James Toole's house land and kitchen for other plantations lands
 on said and where sit the said William Toole bond and account and also the said William
 Toole crop of every description now growing on the above named plantation and every part and parcel
 thereof to have and to hold the aforesaid land and other property unto him the said John T. Vaughan
 his heirs Executors admors or assigns upon the special trust and Confidence that as to long of the said James Toole
 jr shall be Compelled to pay or satisfy to pay any money or part of his being a security aforesaid
 for the said William Toole then and so that one of shall be lawful for the said John T. Vaughan his
 heirs Executors admors or assigns at the request of the said James Toole jr his heirs Executors admors or assigns
 to sell for Cash after giving reasonable notice of the time and place of sale etc. so much of the
 aforesaid land and other property as shall be sufficient to pay and satisfy all debts of money
 which the said James Toole jr might be Compelled or bound to pay on account of his being
 security for the said William Toole as aforesaid and all costs charges the morning after
 any and every and carrying into execution This indenture and the duplicates hereof
 pay over to the said William Toole his heirs Executors admors or assigns and the said William Toole his
 heirs Executors admors or assigns and defend the right and title of his
 and to the aforesaid property and every part and parcel thereof against himself his
 heirs Executors admors or assigns and against all and every person or persons
 whomsoever and the said John T. Vaughan his heirs Executors admors or assigns
 do hereby warrant and defend the right and title of his
 admors or assigns hereby warrant and defend that he will at any and at all times before