

now as conveniently he can after having advertised the same and placed for the sale of the property, proceeds to sell the same to the highest bidder for the highest price that sum is obtained and out of the monies from the sale in the first place to pay and satisfy all reasonable charges attending such sale and then the debt above mentioned and the residue of the monies arising from such sale as aforesaid to the use of the said R. F. Smith his heirs assigns or to such persons as he by writing under his hands and seal appoints and in default of such appointment to such person or persons as would be entitled by virtue of the statute for distribution of intestate's Estates.

Teste

Geo. W. Newcomb

Robert W. H.

James French.

Richard F. Smith Esq.

Southampton County In the Clerk's Office the 3rd May 1828. This Indenture was prior by the oath of the witnesses above named and admitted to record and a book therefor the County aforesaid the 17th May 1828 This said Indenture was entered upon the proceedings of the day.

Teste James Reddick

Smith wife
To
Jury.

This Indenture made this 9th of October. One thousand Eight hundred & twenty six. Between Absolom Smith & Eliza of Southampton County and State of North Carolina of the one part and John Gray of Southampton County & State of Virginia of the other part. Witnesseth that we the said Absolom Smith & Eliza do for and in consideration of the sum of twenty six hundred and twenty dollars to me in hand paid by the said John Gray the receipt whereof is hereby acknowledged have granted bargained and sold and by these presents do grant bargain and sell unto said John Gray certain tract or parcel of land situate lying and being in the County of Southampton and State of Virginia containing by late Survey six hundred and fifty five acres be the same more or less adjoining the lands of Lewis Harris Lewis Dupree and others the right and title of which I bind myself my heirs executors & assigns jointly and severally to warrant and defend unto said John Gray his heirs and assigns forever In Witness whereof we have unto set our hands and affixed our seals this day and date first above written

Attest

John M. Gray

A. J. Smith Esq.
Eliza A. Smith Esq.

David Westbrooke State of North Carolina

Persons Westbrooke

Southampton County I we Everitt Starnell & Joseph M. I Rodgers, Justices of the peace in the County of Southampton aforesaid on the 11th of North Carolina do hereby Certify that Eliza A. Smith wife of A. J. Smith parties to certain bond bearing date on the 9th of October 1826 & her unto annexed personally appeared before us in our County aforesaid and being examined by us privately and apart from her husband and having she said aforesaid fully explained what she the said Eliza A. Smith acknowledged the same to be her act and deed and declared that she had willingly signed sealed and delivered the same and that she wished not to retract it. Given under our hands and seals this 28th day of March 1828

Everitt Starnell Esq.
Joseph M. Rodgers Esq.

Southampton County In the Clerk's Office the 21st November 1826 This Indenture of bargain and sale was acknowledged by Absolom J. Smith and together with the certificate of the proper examination of Eliza A. Smith wife of the said Absolom Smith and admitted to record and a book therefor the County of the 17th May 1828. This said Indenture & certificate were entered upon the proceedings of the day.