

(207)

Burnell

To

Samuel Kello

This 1st indenture made and entered into this 22nd day of May in the year of our Lord 1828
between Burnell Williams of the first part, Samuel Kello of the second part and Seth P.
Strong & Co. of the third part both of the County of Southampton and State of Virginia witnesseth
that whereas the said Burnell Williams stands justly欠 the said Seth P. Strong & Co.
by promissory note for the sum of Forty three dollars and forty eight cents bearing date
the 15th day of February 1828 the said Burnell Williams being anxious to secure and afford
to the said Seth P. Strong & Co. the amount of his aforesaid note amount aforesaid to the
sum of Forty three dollars and forty eight cents together with the legal interest thereon
accrued. Now This Indenture further witnesseth that the said Burnell Williams
for and in consideration of the premises aforesaid has given the sum of one dollar to
the said Kello in money paid by the said Burnell Williams with the receipt whereof he the said William
before the delivery and delivery of these presents doth hereby acknowledge hath granted
bargained and sold unto the above presents do grant bargained and sell to the said
Samuel Kello & his assignee the following property to wit 1500 head of hogs
and 150 head of cattle and also said Burnell Williams for himself his heirs & assigns
doth hereby covenant promise and agree to warrant and defend the right and title
of the aforesaid stock upon this Special Trust and confidence that if the said
Burnell Williams shall or before the first day of June next pay to the said Seth P.
Strong & Co. the aforesaid sum of money with the legal interest thereon according to
the Indenture to be void but if on the contrary the said Burnell Williams shall
fail in paying to the said Seth P. Strong & Co. the aforesaid sum with interest thereon
the said Burnell Williams at the request of the said Seth P. Strong & Co. or the said
Williams shall immediately proceed to sell at some public place in his County
designated by the parties hereto or a majority of them the aforesaid cattle & hogs
to the highest bidder for Cash Virginia money and out of the proceeds of said sale
first paying and discharging the expenses attending the execution of this trust and then
paying and discharging the aforesaid sum of Forty three dollars and forty eight cents
with interest thereon to the said Seth P. Strong & Co. or their representatives & if
any surplus should remain pay the same to the said Burnell Williams his
heirs & assigns the said Burnell Williams further agrees to and with the said Seth P.
Strong & Co. & Samuel Kello that he will attorney to meet the request of the said Seth
P. Strong & Co. after the first day of June 1828 deliver to the said Samuel Kello the aforesaid
stock for the purpose aforesaid and the said Samuel Kello agrees with the parties hereto
to do and perform what upon him these presents doth enjoin In Testimony
whereof the parties hereto have hereunto set their hands and affixed their seals this
day and year first above written.

Signed sealed & delivered
In presence of

Burnell Williams
Samuel Kello
Seth P. Strong & Co.

Southampton County In the Clerk's office the 21st May 1828 This Indenture
was acknowledged by Burnell Williams and Samuel Kello both of the parties
herein and admitted to record at a Court held for the County aforesaid on the 16th
June 1828 The said Indenture and Certificate were entered upon the
proceedings of the day

Teste James Pochelle