

To
Deputy

This Indenture made this 31st day of July in the year of our Lord 1828 between
James Tollock of the first part and Benjamin Devaney of the second part and Francis
Calvert of the third part all heres the said James Tollock is justly indebted to the
said Francis Calvert in the sum of thirty dollars more and demerage by a bond
bearing date this 31st of July 1828 more fully appeared which debt he is bound
interest thereon during the said James Tollock is willing and desirous to settle
Now this Indenture Witnesseth that for and in consideration of the
promises and also for the further consideration of one dollar of the money of
Virginia to the said James Tollock in hand paid by the said Benjamin Devaney
at and before the sealing and delivery of this presents the receipt whereof is
hereby acknowledged by the said James Tollock he gives grant bargain and sell unto Benjamin
Devaney his heirs and assigns forever one well horse named Bolton and
one cart and wheels To have and to hold the said hereby grant or intended
to be granted horse and cart and wheels unto the said Benjamin Devaney his heirs
Exors adm^r & assigns forever to the only proper use and behoof of the said Benjamin
Devaney his heirs and assigns forever and the said James Tollock for himself
has Exors adm^r & assigns hereby covenant promise and agree to and with the said
Benjamin Devaney his heirs or assigns forever in manner as follows following
that is to say that the said James Tollock his heirs Exors adm^r & assigns shall and lawfully
Cart and wheels unto the said Benjamin Devaney his heirs Exors adm^r & assigns
against all persons whatsoever shall and well warrant and defend by the
presents upon trust nevertheless that the said Benjamin Devaney his heirs or assigns
permits the said James Tollock to remain in peaceable and quiet possession of the said
horse and cart until default be made in the payment of the said sum of thirty dollars either
in whole or in part and then upon further trust that he his heirs or assigns shall and lawfully
soon after the happening of such default of payment as he or they may think proper
the said Francis Calvert his heirs Exors adm^r & assigns shall request see the said horse
cart and wheels to the highest bidder for ready money at public auction after having
fixed the time and place of sale at their own discretion and given ten days
notice thereof and out of the monies arising from such sale shall pay to the said
Francis Calvert the charges thereof pay to the said Francis Calvert his Exors adm^r & assigns
the sum of thirty dollars with the interest which may then lawfully
have accrued and the balance if any shall pay to the said James Tollock his heirs
but if the whole sum of thirty dollars shall be fully paid off and discharged to
the said Francis Calvert his heirs or assigns on the first day of September
in the year 1828 then this Indenture to be void or else to remain in full
force and virtue. In Witness whereof the said parties have hereunto set
their hands & affixed their seals the day and year first above written
Sealed & delivered
In presence of

James Tollock
Benjamin Devaney

Southampton County In the Clerk's Office the 31st July 1828 This
Indenture was acknowledged by James Tollock & Benjamin Devaney
one of the parties thereto and admitted to record And at a Court held for
the County aforesaid the 18th August 1828 The said Indenture was
entered upon the proceedings of the day

Teste James P. Fitch