

Powell
S.
Cutler

6th & 4th del. 1826
B.R. Mansfield
18th 7/1827

This Indenture made this twenty first day of November one thousand eight hundred and twenty two between Sally Powell of the County of Southampton of the one part and William W. Cutler of the County of Southampton of the second part and Bennett H. Whitfield of the County of Southampton of the third part witnesseth that whereas the said Sally Powell stands justly indebted to William W. Cutler by writing obligatory under her hand and seal bearing date from these presents in the sum of Forty three dollars and sixty eight Cents with lawful interest thereon from the date of these presents until paid and whereas for full assurance and securing the payment of the sum aforesaid it is agreed by the said Sally Powell and William W. Cutler that a conveyance in trust shall be made to the said Bennett H. Whitfield for the benefit of the said William W. Cutler in case the said writing obligatory should not be punctually paid with interest when called for. Now This Indenture therefore Witnesseth that the said Sally Powell for and in consideration of the aforesaid sum of Forty three dollars and sixty eight Cents and for the further satisfaction of the sum of One dollar to her in hand paid the receipt is hereby acknowledged hath granted and sold aliened released and confirmed and by these presents doth sell assign her lands Easements grant bargain and sell alien make over and confirm unto the said Bennett H. Whitfield to his heirs Executors and assigns the following named property to wit one some more two feather beds and furniture two pine tables two chest de dining Chairs two dutch ovens two sows and pigs two washing tubs three bread trays two looking glasses one cart and wheels two cutting axes two earthen dishes two clo plates and three earthen bowls one demijohn three jugs six bottles five buckets twelve cups and saucers de two iron poles one spinning and card twelve Pins and 12 forks twelve spoons one frying pan one Skillet To have and to hold the above named property unto him the aforesaid Bennett H. Whitfield his heirs and assigns in trust Nevertheless and upon this express promise that if the said Sally Powell her heirs Executors or assigns shall punctually pay or cause to be paid unto the said William W. Cutler or to his Executors or assigns the aforesaid sum of Forty three dollars & sixty eight Cents agreeably to the terms aforesaid then the said Bennett H. Whitfield shall execute proper and legal releases for the property hereby conveyed which is agreed by the parties and it is to be the true intent and meaning of the parties to these presents and the said Bennett H. Whitfield covenants and agrees with the other parties hereto that in case the said Sally Powell her heirs Executors and assigns shall fail to make payment of the debt and interest aforesaid agreeable to the terms of the writing obligatory aforesaid that then the said Bennett H. Whitfield his Executors or assigns shall at the request of the said William W. Cutler his heirs Executors or assigns at any time after given due notice sell at public sale the aforesaid property or so much thereof as will be sufficient to discharge the debt and interest aforesaid or what may then be due together with the expenses arising from the notice and sale and all other reasonable and contingent charges hereof and shall pay the monies arising from the sale to the said William W. Cutler his heirs Executors or assigns as may be due and owing and after satisfaction of the debt and cost aforesaid and shall pay the surplus money if any to the said Sally Powell her heirs Executors or assigns. Witness the hands of the parties hereto here set their hands and seals the day first above written signed sealed and delivered

In presence of
Norfolk Cutler
William W. Cutler

Sally Powell
Bennett H. Whitfield

James M. Byard Southampton County In the Clerk's office this 15 day of February 1828 This Indenture read and acknowledged by Sally Powell one of the parties thereto and admitted record as to her And as a Grant here for the County aforesaid the 15 day of March 1828 The said Indenture was entered upon the proceedings of the day

Wm. James P. Cohen