

Property sold &
money paid over
for Red.

have and to hold the said property to the said Delk his heirs and assigns forever. In Trust nevertheless that the said Delk is to permit the said Redick to retain possession of the said property until the said Jones & Schell or one of them, shall require him to sell, and then it shall be the duty of the said Delk to sell, and out of the proceeds of such sale first pay the cost of drawing & recording this deed and then satisfy the abt. and the securityship aforesaid or such part thereof as may be due, or such part as the funds in his hands will enable him to pay. And if any balance be then in his hands he shall pay over the same to said Jones & Redick or such other person as he shall authorize to receive the same. In Witness whereof the said parties have hereunto set their hands and affixed their seals the day and year first above written.

Charles F. Redick
A. A. Delk
T. L. Jones
Jat H. Schell

Southampton County. In the Clerk's Office the 18th day of July 1838.

This Indenture was acknowledged by all the parties thereto, to be their act and deed, and admitted to record at a Court held for the said County the 20th day of August 1838, the said Indenture was entered upon the footing of the day.

Teste L. R. Cawson Clk.

Griffin
to
Nicks trustee

Exam'd &
delivered to
Jat Nicks
Aug. 5, 1839.

This Indenture made the 1st day of March 1838 between James Griffin of the first part and John Nicks trustee of the second part and James Nicks locator of the third part all of the County of Southampton and State of Virginia. Witnesseth that the said James Griffin for an inconsideration of the sum of one dollar to him in hand paid by the said John Nicks at or before the making or delivery of these presents the receipt whereof is hereby acknowledged, as well as for the further consideration of ~~one dollar~~ of the said James Griffin being justly in debt and the said James Nicks, in the just and full sum of Twenty dollars and - cents due by bond at this time, and the said obligation to be binding for all bonds or acts which may be justly due the said James Nicks when he shall or when he is paid of from the sale of the said land & property, in good money with lawful interest thereof. Witness that the said James Griffin is willing to secure the said James Nicks which as his sole sign of these presents hath granted bargained sold and conveyed unto the said John Nicks his heirs or assigns forever one certain tract or parcel of land containing 47 1/2 acres be the same more or less and bounded as following to wit, by the land of Jethro Charles, Thomas Joiner, Polly Drake, Thomas Porters and Martha C. Sanders, two Feather beds, & furniture, also my house hold and kitchen furniture, Farming utensils, tools and one horse and cart & three one row & seven shotes my brood of horn fowls &c I convey unto the said John Nicks all right title in the aforesaid land & property. But upon these special covenants that the said John Nicks his heirs or assigns upon being requested by the said James Nicks his heirs or assigns shall make sale of the above mentioned land and property, at public sale for the best price that can be obtained, any time after the 1st day of March 1838 After advertising ten days previous notice to the day of sale at the Court house door, and at as many other places as the said John Nicks may see fit. With the money arising from the sale shall forthwith pay unto the said James Nicks all his just claims which he may have against the said James Griffin and all out debt may occur in making sale of the said land & property then pay unto the said James Griffin the receipt if any. And the said James Griffin for himself his heirs or assigns doth warrant the receipt to the said James Nicks and property unto the said John Nicks his heirs and assigns forever for the purpose of securing the said warrants and defenses against any lawful claim of the said James Griffin or any other person who shall claim or demanding any part thereof and the said John Nicks for himself his heirs or assigns is agree to make of the above mentioned land and property at any time when the said James Nicks his heirs or assigns may so wish. In testimony whereof the parties have hereunto set their hands and affixed their seals the day and year first above written.

Signed in the
presence of

James Griffin
John Nicks
James Nicks