

This Indenture made and entered into on this 23rd day of December 1842 by and between Thomas Everett of the first part, Caleb Everett of the second part each of whom reside in the County of Southampton and State of Virginia and James Barnes of the County of Bedford in the State of North Carolina of the third part last part, where as the said Thomas Everett stands justly indebted to the said James Barnes in the sum of eight hundred ~~sixty~~ three dollars & seventy two cents by bond of even date herewith, the same payable and demand the payment of which together with the legal interest accruing thereon the said Thomas Everett are willing & desirous effectually to secure and assure to the said James Barnes, now therefore this indenture Witnesseth that the said Thomas Everett as well in consideration of the premises as of the further sum of one dollar current money of Virginia to him in hand paid by the said Caleb Everett at and before the entering and delivery of these presents the full receipt of which is hereby acknowledged and from every part of which the said Caleb Everett and all his legal representatives are forever released, exonored and discharged he the said Thomas Everett have bargained and sold and by these presents doth grant bargain and sell unto him the said Caleb Everett his heirs and assigns the following named property, To wit the tract of land whereon the said Thomas Everett now lives supposed to contain one hundred and sixty two acres one other tract or parcel of land lying in the aforesaid County of Southampton supposed to contain about two hundred acres & bounded by the land of the following named persons To wit, Alexander Myrick, Davis Bryant, Bunnel Everett, Walter Myrick & Thomas Wensom, one old negro woman named Phillis, one old negro man named Tom, one donnel horse, one bay mare, one bay colt twenty head of cattle, fifty head of hogs - five head of sheep, fifteen head of geese, about twenty five barrels of corn a parcel of fodder, two pair centurials, two plow hors five wood hors, two axes pair iron wedges, one grind stone one cotton gin & its appurtenances, five featherbeds & furniture two tables of walnut & pine two painted chests, one blue, the other black, one walnut desk two trunks, two pots, two dutch ovens, one pan, one skillet, twelve plates, parrel potatoes and some chaise. To have and to hold the before described tracts of land, also each and all the before named articles of personal property and every part and parcel thereof with all the right title interest and estate to both the before named bonds & other articles of property to him the said Caleb Everett his heirs and assigns forever. In Trust nevertheless that if the said Thomas Everett his Executor, administrators or any other person for him and at his request at any time hereafter, shall well and truly pay to the said James Barnes his Execr admor or assigns the before named sum of eight hundred sixty three dollars and seventy two cents together with the legal interest which shall accrue thereon as well as the costs of recording this indenture that then this indenture and every thing therein contained shall be void and of none effect, but if the said Thomas Everett nor any other person as aforesaid shall nor doth not pay the aforesaid debt interest and costs as aforesaid or such part thereof as shall or may at such time be due and owing, that then and in such event of failure to pay as aforesaid to the said James Barnes his Execr administrators or assigns he the said Caleb Everett shall and may sell so much or all of the before named property at auction for cash as will raise a sufficiency of money to discharge the said sum of eight hundred sixty three dollars and seventy two cents with the interest which shall have accrued & costs as aforesaid or as much thereof as shall at such sale be due