

Buttton prise
to
Nelms.

reference to original
died Nov. 1804
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Exam. & J

We James D Boy and George A M Newson, Justices of the peace in the County of South-
ampton do hereby certify that Jane M Buttton wife of Thomas Buttton presents to a certain deed
for the conveyance of real estate to Elijah Nelms bearing date the 16th of February 1843
herewith annexed, personally appeared before us in our County aforesaid & being examined by
us privately & apart from her husband & having the deed aforesaid fully explained to her
said Jane M Buttton acknowledged the same to be her act and deed & declared that she volun-
tarily signed, sealed & delivered the same & that it should not to detract it. Given under our hands
at Southampton this the 23rd day of January 1843

James D Bryant
G. A. M. Newson

Southampton County. In the Clerk's Office this 24th day of February 1843
This certificate of the private examination & acknowledgment of Jane M. Buttton the wife of
Thomas Buttton parties to a deed to Elijah Nelms was this day returned & admitted to Record
Teste L R Edwards C. C.

Baines
Do
Curley Trustee

Cur

This Indenture made and entered into this 24th day of February 1843 between Benjamin
Baines of the first part. Littleton R Edwards of the second part (and John M Curley of the third
part, all of the County of Southampton. Whereas the said Benj Baines is justly indebted unto the
said John M Curley in the sum of Two hundred fifty six dollars forty eight cents by bond
date & on demand the 24th day of February 1843, and being desirous of securing the payment thereof
hath agreed to convey the property herein after mentioned unto the said Littleton R Edwards in
Trust to be sold for that purpose. Now therefore this Indenture Witnesseth that the said Benj
Baines for and in consideration of the premises as well as for the further consideration of the sum
of one dollar to him in hand paid by the said Littleton R Edwards the receipt whereof is hereby
acknowledged hath granted, bargained and sold (and by these presents doth grant bargain sell
and convey unto the said Littleton R Edwards his heirs and assigns the following property to wit
one bay horse, four head of cattle, twelve head of sheep, one cart & wheel, two ploughs & gear, two
barrels of corn 300^{lb} Beem one apple mill & one tract of land lying & being in the County aforesaid
containing one hundred & sixty one & a half acres in the same more or less, bounded by the lands
of the estate of John Thomas, Benjamin D Parrott & others which tract of land has been conveyed
in a deed of trust to secure a debt due John Bagnall and is still subject to that debt
To have and to hold the said tract of land and premises with the appurtenances together with
the personal property aforesaid unto him the said Littleton R Edwards his heirs and assigns to the only
proper use and behoof of him the said Littleton R Edwards his heirs & assigns forever. Upon
following trust and confidence that the said Baines shall be permitted to receive possession of
of the aforesaid property & to take the profits thereof to his own use until the said John M Curley
his executor administrators or assigns shall require a sale of the said land and other property
for the payment of the debt aforesaid due him; and upon being so required, he the said Littleton
R Edwards shall set up and sell at public auction to the highest bidder for cash the said
land & other property, having fixed on the day and place of sale at his own discretion & given
reasonable public notice and out of the proceeds of the said sale in the first place pay
satisfy all costs & expenses attending said sale and this conveyance, in the second place pay
& satisfy the debt aforesaid due John M Curley and the balance if any pay over to the said
Benjamin Baines or order. In Witness whereof, the parties of the first & second parts