

Ex²

debts due by him for which John A. Persons of the said County was bound as surety by an indenture bearing date 21st January 1842 and admitted to Record in the County Court of Southampton on the 22^d January 1842 did convey to the said James A. Persons certain property particularly described in said indenture and among other property all his interest in being one third part of the tract of land of which Hamastphs Newsoms died seized lying in the County aforesaid and containing from the report of certain Commissioners appointed by the County Court of said County and returned to November Court 1843. 176 1/2 acres together with all rights and appurtenances thereto in any manner belonging in tract Newsoms held and with power and authority to the said James A. Persons to sell the same for the purpose of paying said debts and expenses attending said tract if the said David Newsoms should fail to discharge the said debts according to the tenor and effect thereof otherwise after such appeal the said John A. Persons should require a sale thereof to be made: and whereas the said David Newsoms having failed to pay the said debts: and the said John A. Persons having in consequence thereof required a sale of said land to be made for the purpose aforesaid the said James A. Persons in execution of said trust: after giving the proper notice required in said indenture did on the 15th day of December in the year 1842 advertise to sale at public auction to the highest bidder the said tract of land with the improvements and appurtenances and at the sale so made the said William B. Gwynne became the purchaser of said land with the appurtenances &c for the sum of \$152.00 which was the highest bid made for the same and that sum he has since paid to the said James A. Persons: And now the said Indenture witnessed that the said James A. Persons for and in consideration of the said sum of \$152.00 which he has received from the said William B. Gwynne as mentioned above hath granted conveyed and sold and do by these presents grant convey and sell and convey unto the said William B. Gwynne his heirs and assigns forever the said land therein before mentioned and more particularly described in the report of said Commissioners and the said improvements ^{with the} appurtenances thereto together with all improvements and appurtenances thereto in any manner belonging to have and to hold the said land and appurtenances and all the estate right title and interest of the said James A. Persons therein unto the said William B. Gwynne his heirs &c forever and the said James A. Persons for himself his heirs executors &c hereby Covenant to and with the said William B. Gwynne his heirs and assigns that he will forever warrant and defend the said land thereby conveyed with the appurtenances thereto belonging to the said William B. Gwynne his heirs and assigns against the claim of the said James A. Persons and all persons claiming the same or any part thereof by force of

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