

a spouse shall desire to collect the aforesaid debt it shall be the duty of the aforesaid James D. Bryant or in case of his death for his legal personal representative fully authorized to set by value date of the property aforesaid at publick auction to the highest bidder for cash having first on the day and place of sale as he now desirous and given notice to publick notice thereof and out of the proceeds of such sale after paying all expenses of such sale and this emergerance pay the debt before mentioned and intended to be recovered and the balance if any pay over to the said Richard Simmons for his or spouse debts or executors etc debts whereby the said parties have become or shall become and offend their rents the day and year first above written

witnesses as follows R. Simmons,

E. E. Updegraff

Giles R. Simmons

Snow R. Woodard

Richard Simmons (read)

James D. Bryant (read)

Southampton County in the State of New York the 10th day of March 1846.

This David of First Church Religious Simmons of the first part James D. Bryant of the second part and Richard A. Woodard of the third part as power by the acts of E. E. Updegraff Robert R. Simmons and John R. Woodard the witness aforesaid to Richalb Simmons and from D. Bryant another party third and admitted to Lowell

To the S. C. Estoverly

This instrument made this 10th day of January one thousand eight hundred and forty six between Richard Hinchliffe, S. McElroy and Henry his wife of the one part and Benjamin Whitcher of the other part witnesseth that the said Richard S. McElroy and Henry his wife for and in consideration of the particular urgent friendship offered and extant which they have and bear towards the said Benjamin Whitcher have given granted and conveyed and by these presents do unto each of them date given and convey unto the said Benjamin Whitcher and his heirs and assigns forever a certain tract piece or parcel of land containing and lying in Southampton County Virginia and contains by estimation eighty four acres to the same more or less and adjoins the land of Benjamin Brinkley Benjamin West Richardson Brinkley Esquire and Daniel Brinkley and was bought by said Richard S. McElroy of Henry Brinkley by virtue of Power in Southampton County Court held this office together with all and singular the premises and appurtenances to the same belonging to him and to hold the aforesaid tract piece or parcel of land and its appurtenances unto him the said Benjamin Whitcher and his heirs and assigns forever and the said Richard S. McElroy and Henry his wife for themselves and their heirs the aforesaid tract piece or parcel of land and its appurtenances unto the said Benjamin Whitcher and his heirs and assigns forever against the claim or demand of whom the said Richard S. McElroy and Henry his wife and all other persons whomsoever shall and will call by their names forever hereafter and defend the rights whereof the said Richard S. McElroy and Henry his wife have herunto set their hands and affixed their seals the day and date first herein written

Richard Hinchliffe

Richard S. McElroy (read)

Henry Hinchliffe (read)

Norfolk County to wit 10th January One thousand eight hundred and fifty five S. McElroy witness of the present and for Norfolk County State of Virginia do hereby certify that Henry McElroy wife of Richard S. McElroy parishes to the foregoing deed of gift bearing date the 10th day of January 1846 previously appeared before me as an County aforesaid and being examined by me freely and openly from her said husband and Henry the said aforesaid fully explained