

some more or less it being the tract or parcel of land the said Thomas Drake purchaser
of said Thomas & Pegg wife as well appear by their deed to said Thomas Drake
bearing date on the 18 day of March A.D. 1848 and bounded by the lands of
Edmund Rich estate Elizabeth Hobbs Daniel H. Donaghe estate and others with all
and singular the appurtenances to the said tract or parcel of land belonging or in
any way appertaining and all the estate right title and interest of the said
Thomas Drake in and to the said grant or interest to be having granted
tract or parcel of land and premises to have and to hold the said land by
grant or interest to be having granted tract or parcel of land and premises with
its appurtenances unto the said Thos B Donnell trustee his heirs executors admors and
assigns forever and the said Thomas Drake for himself his heirs executors and
admors doth hereby covenant promise and agree to and with the said Thos B Donnell
trustee his heirs executors admors and assigns forever in manner and form following that
is to say that the said Thomas Drake his heirs executors and admors doth aforesaid
tract or parcel of land and premises with its appurtenances unto the said Thos B
Donnell trustee his heirs executors admors and assigns against all persons whatsoever
shall and will warrant and forever defend by their private UPON TRUST
trusteth that the said Thos B Donnell trustee his executors admors or assigns shall
permit the said Thomas Drake to remain in quiet and peaceable possession of the
said tract or parcel of land and premises with its appurtenances and take the
profits thereof to his use and until default he makes in the payment of the same
five bonds or any part thereof and then upon the fourth tract but the said
Thos B Donnell trustee his heirs executors admors or assigns so soon as he or they
may think proper after the first day of January next ensuing hereunto affixing
there to the said Thomas & Pegg his executors or admors request shall sell the
said tract or parcel of land and premises with its appurtenances or such part
thereof as the said Thos B Donnell trustee his executors admors or assigns shall
think sufficient for the purpose to the highest bidder for cash at public auction
after having given the usual and place of sale as he may deem advisable
at least ten days notice thereof by advertisement posted up at three or more
public places in the neighbourhood of said land and out of the moneys arising
from such sale after paying the charges thereof and all other expenses attending
the premises shall pay to the said Thomas & Pegg his executors admors or
assigns the amount of the aforesaid five bonds with the interest which they have
lawfully received thereon or so much as may then be due on said bonds and the
balance if any shall pay to the said Thomas Drake his executors admors or
assigns but if the whole amount of the said five bonds with the interest thereon
according shall be fully paid off and discharged to the said Thomas & Pegg
his executors admors or assigns on or before the first day of January in the year
of our last one thousand eight hundred and fifty then so that no default
of payment of said debt be made then the Executors to be said but if default
be made in full four and entire. In Witness whereof the parties to this deed
have hereunto set their hands and affixed their seals the day and year first above
written

Witness our hands and seals

Supervisor of
Dorchester County in the Clerk Office the 15 day of May 1848
This Deed of Trust between Thomas Drake of the first part Thomas B Donnell

Thomas Drake (S)
Thos B Donnell (S)

Ex &
deposited
for record