

DEED - FRANCIS TO WYTHE - 4 MARCH 1740

Elizabeth City County Records 1737-1756; Reel 6, page 101

This Indenture made in the year of our Lord Christ One thousand seven hundred and forty Between Hanah Francis of the parish and county of Eliza. City of the one part and Margaret Wythe of the same parish and county of Eliza. City of the other part Witnesseth That the said Hanah Francis for and in consideration of sixteen acres of Land joining to the Land of Mr. William Mallory on the South side of the Kings' road on the Edge of the land of the said Wythe exchanged by the said Wythe to the said Francis and the sum of six pounds ten shilings lawful money of the Currency of Virginia and twenty hogs-heads of Cider to the said Hanah Francis by the said Wythe in hand paid before the sealing and delivery of these p'sents the receipt whereof the said Hanah Francis doth acknowledge hereby to have exchange'd given granted bargained sold ----- remised released and confirmed And by these p'sents doth give grant exchange Bargain sell ---- remise release and confirm unto the said Wythe her Heirs and assignes for ever All her the said Francis tract and parcel of Land being the third part of fifty acres scituate lying and being upon the old Poquosin river bounded by the Land of John Georges which said land became hers the said Francis by being coheir with her two sisters to their mother Francis Savoy of the said County of Eliz. City dec'd And the revision and revisions remainder and remainder of all and singular the p'misses with the appertences And also the Estate right title possession claim and demand whatsoever of her the said Hanah Francis of in and to the p'misses and of in unto any part thereof To have to to hold the said land and p'missed with the appertences unto the said Wythe her heirs and assigns for ever. And the said Hanah Francis doth for herself her heirs Exec'ts adm'rs hereby covenant and grant to and unto the said Wythe her heirs and assigns

in manner and form following That is to say that the said Hanah Francis for and not withstanding any act or thing by her or by her means consent privey or procurement hath made comitted or done or --- everlastingly suffered to the contrary now and at the time of the sealing and delivery of these presents standeth and in solely and rightfully seized of the p'misses of a good absolute and perfect Estate in fee simple to her and her heirs forever And hath good rightfull power and lawful authority in her own right to grant convey and assign the p'misses with the appertences and every part thereof unto the said Wythe her heirs and assignes forever in manner aforesaid And that the said Wythe her heirs and Assignes and every of them shall and may at all times hereafter peaceably and quietly have hold use occupy and enjoy all and singular the p'misses with the appertences without the Let Suit trouble or charge whatsoever of or by the said Francis her heirs or assignes or any other person or persons whatsoever lawfully having or claiming any Estate ---- or thing of in or to the said p'misses or any part thereof And the said Francis for herself her heirs Ex'ers and adm'ts doth further covenant promise and grant to and with the said Wythe her heirs and assignes in manner following That is to say she the said Hanah Francis and her Heirs the p'misses aforesaid with the appurtenances to the said Wythe her heirs and assignes against all persons will for ever warrant and by these p'sents ----- whereof the said Hanah Francis hath set her hand and affix'd her Seale this Fourth day of March 1740

Signed sealed and Delivered

Hanah <sup>her</sup> Francis Seale  
mark

in the p'sence of

Ja. Wallace

Jno Selden

Jno Hunter

At a Court held for Eliz. City County the 18th March 1740

The above deed was prov'd by the Oaths of James Wallace and  
John Seldon two of the Witnesses thereof and is admitted to  
record

Tho Mingham CC

Mem that Every and \_\_\_\_\_ and possession of the p'misses was given to the  
\_\_\_\_\_ Margaret Wythe by the Delivery of \_\_\_\_\_ and being the day  
and year within mentioned is \_\_\_\_\_

John Selden

Ja Wallace

Jno Hunter