

prayed that a writ of partition may issue to make division
 thereof between and among the heirs of the said Benjamin or
 equally to their rights and the cause being at issue before the
 Honorable Court. Came on to be heard at July 1823 Term when
 the said Court after full hearing thereof and mature deliberation
 in the premises, did order, adjudge and decree that the said
 Real Estate of the said Benjamin Merrill deceased should be
 sold at public auction by the Commissioner of the said Court.
 On the terms and for the purposes mentioned in their decree
 and order as by reference thereto in the Registry of the said Court
 will appear. And the said William Chaice as Commissioner
 of the said Court after having duly advertised the said Real
 Estate for sale by public outcry on the second day of March 1829
 did then openly and publicly and according to the custom of
 auctions, sell and dispose of the said real Estate to and conve-
 nient unto the said John Hodges for twelve hundred and one
 dollars and twenty five cents being at that price the highest
 bidder for the same. Now therefore this Indenture witness
 that the said William Chaice as Commissioner of the said
 Court under and by virtue of the said decree and in
 consideration of the sum of twelve hundred and one dollars
 & twenty five cents paid him by the said John Hodges the
 receipt whereof is hereby acknowledged, hath granted bar-
 gained, sold and released, and by these presents doth grant bar-
 gain, sell and release unto the said John Hodges his heirs and
 assigns, all that tract of land situate in the District of Grunewell
 on the North Fork of Taleda containing two hundred acres
 more or less beginning at a Mulberry & running S. 50. W. 23. 50.
 to a corner thence N. E. to a corner thence S. 50. W. 19 to a corner
 thence N. 13. to a corner thence N. 9. E. 20. 50. thence N. 20. W. 35. 30
 thence N. 60. E. 31. 50, and thence S. 20. E. 38. 72 to the beginning corner
 as by reference to the plat hereunto annexed will fully appear
 Together with all and singular the hereditaments, rights, mem-
 bers and appurtenances whatsoever to the said tract of land belong-
 ing or in any wise appertaining; And the Reversion and Remain-
 der, rents, issues and profits thereof; And also all the Estate right title
 interest, dower, possession, property, benefit claim and demand whatsoever
 both at law and in Equity, of the heirs and representatives of the said
 Benjamin Merrill and of all the parties to this suit and of all other
 persons rightfully claiming or to claim the same or any part
 thereof, by, from, or under them or either of them. To Have
 To Hold the said Tract of Land with its hereditaments, pri-