

**Smith, Daniel and Mary Smith to David Moore. 1796, April 2. Ten acres devised by Peter Burr to daughter Mary Smith. Berkeley County Deed Book 13, pp. 50-51.**

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This indenture made the second day of April one thousand seven hundred and ninety six between Daniel Smith and Mary his wife of the County of Berkeley and State of Virginia of the one part and David Moore of the County and State aforesaid of the other part. Witnesseth that the said David Smith and Mary his wife for and in consideration of the sum of eighty pounds current money of Virginia to them in hand paid by the said David Moore the receipt whereof the said David Smith and Mary his wife do hereby acknowledge and of the same and every part thereof do hereby acquit the said David Moore his heirs executors and administrators. They the said David Smith and Mary his wife have granted bargained and sold aliened and confirmed and by these presents do grant bargain and sell alien and confirm unto the said David Moore his heirs and assigns forever all that tract or parcell of land [page 51] situate and lying in the county and State aforesaid being part of the tract formerly owned by Peter Burr deceased and by his last will and testament devised to his daughter the said Mary Smith containing ten acres more or less and bounded as follows. Beginning at a small black oak [1] the [custer?] point of division of the land devised to the six eldest daughters of the said deceased and running thence North 88 degrees 15 minutes West 98 1/2 poles to a locust stake [2] corner to Jacob Concklyn [?], Hurst and Davenport thence North 46 degrees East 46 1/3 poles along Concklyn's [?] line to a stake [3] near a hickory sapling corner to said Smith, and John Concklyn [?] was intermarried with one of the said devisees and thence South 62 degrees East 73 1/2 poles the line between said Smith and said Concklyn to the beginning ad also all trees woods under woods in commons, profits commodities advantages heriditaments ways waters and appurtenances whatsoever to the said tract or parcell of land belonging or in any wise appertaining and also the reversion and reversions remainder and remainders rents and services of the said premises and of any part thereof and all the estate right title interest claim and demand whatsoever of them the said Daniel Smith and Mary his wife of in and to the said tract or parcell of land and premises and very part thereof. To have and to hold the said tract or parcell of land and all and singular the premises above mentioned and every part and parcell thereof with the appurtenances unto the said David Moore his heirs and assigns to the only proper use and behoof of the said David Moore his heirs and assigns forever. And the said David Smith and Mary his wife for them and their heirs the said tract or parcell of land and premises and every part thereof against them and their heirs and against all and every other person or persons whatsoever to the said David Moore his heirs and assigns shall and will covenant and forever defend by these presents. In witness whereof they the said Daniel Smith and Mary his wife have hereunto set their hands and seals the day month and year above written.

Daniel Smith, his mark

Mary Smith, her mark

Sealed and delivered in the presence of

Christopher Collins

Peter Burr

John Kizin [?]

April the 2nd 1796 received of Davod Moore eighty pounds current money of Virginia the full consideration for the within bargained tract or land.

Daniel Smith, his mark

At a court held for Berkeley County the 25th day of July 1796. this indenture and the receipt thereon endorsed were acknowledged by Daniel Smith and Mary his wife parties thereto she being first privately examined as the law directs and ordered to be recorded.

By the Court

Teste

Mo. Hunter