Analysis

Deed

Person: Whiting Davies, Commissioner, to Powhatan L. Mitchell

Location: Amherst County, Virginia

Date: 3 May 1850

Reference: Deed Book BB, p. 31

Summary

Deed for sale of 150 acres on the Pedlar River in Amherst County from Whiting Davies, Special Commissioner, to Powhatan L. Mitchell for \$760.32

Grantors

- Whiting Davies, Commissioner
- Editha Davies

Grantee

Powhatan L. Mitchell

Recorded in Amherst County, Virginia

Notes

Sale was in accordance with chancery court decree issued 4 Apr 1850, land part of estate of William B. Davies, deceased

Davies

to

Mitchell

This Indenture made this 3 day of May 1850 between Whiting Davies a Commissioner appointed for the purpose by the Circuit Superior Court of Law and Chancery for the County of Amherst and Editha Davies of the one part and Powhatan L. Mitchell of the other part. Witnesseth that in pursuance of a decree of the Court aforesaid pronounced on the fourth day of April 1850 in a suit therein depending between Whiting Davies admr. of William B. Davies deceased plaintiff and Richard P. Jones, Editha Davies, William B. Davies, John W. Davies, Roderick H. Davies, and Nancy Ann Davies, the last four of whom are infants under the age of twenty one years by Robert Tinsley specially assigned their guardian, and in consideration of the sum of seven hundred and sixty dollars and thirty two cents to the said Whiting Davies and Editha Davies in the hand paid by the said Powhatan L. Mitchell and in pursuance of the written direction of the said Richard P. Jones hereto annexed the said Whiting Davies as Commissioner as aforesaid and the said Editha Davies have granted, bargained, and sold and by these presents do grant, bargain, and sell unto the said Powhatan L. Mitchell and to his heirs and assigns forever a certain tract or parcel of land with the appurtenances lying and being in the County of Amherst on Pedlar River Containing one hundred and fifty acres more or less and bounded by the lands of George Burks on the North, Pedlar River on the [East], James River on the South, and the Grocery Road on the West. It being the same land which was sold by William B. Davies deceased in his life time to the said Richard P. Jones. To have and to hold the said land and appurtenances to the said Powhatan L. Mitchell and to his heirs and assigns forever and the said Whiting Davies Commissioner as aforesaid and the said Editha Davies do hereby Covenant for themselves jointly and severally and each of them for their respective heirs & to warrant and forever defend the title in and ... the said tract or parcel of land with the appurtenances to the said Powhatan L. Mitchell and to his heirs and assigns against the claims of either of them but against the claim or claims of no other person or persons whomever. It being the intention of the said Whiting Davies to convey hereby only such title as he is authorized to convey by the decree aforesaid and it being the intention of the said Editha Davies hereby only such title as is vested in herein, and to the said land and appurtenances. In testimony whereof the parties have hereunto set their hands and seals the day and year herein before first written.

> Whiting Davies, Comm {Seal} Editha Davies {Seal}

Prices + this Indention made this 3 day of may 1850 between Whiting Davis a Commispioner appointed for the bushow by the Circuit Superior Court of Law and chancery for the bounty of Amherest and Edithed Dave of the one feart and Towh at and I mitches of the other fact Hitnespith that in kursuance of a de era of the leourt of oresaid farmounced on the fourth day of April 1650 in a suit therien depending between Whiting so sois a down of Hillian Basis de ceased plaintiff and Richard Poones, Editha Davies Widiam Boaries, John IV Davies. To denek & Daves and Chenry from Savies, the last forer of whom are infantes under the age of therenty one year by Pobe it insly Sucially assigned their Guardian, and in Consideration of the sum of seven thundred and seaty dollars and thirty two centes to the said Whiting davies and Editha in hand feared by the Said Towhattand Mitelew and in fourmance of the written direction of the and Richard I Some Surets annexed the each Whiting Davies al Commissioner as aforesaid and the said Edithal Davishave granted, bargained, and solt and by these forcerntes do grant bargains see unto the and Towhatan & metchell and to his heirs and a fright forever a certain track or fared of land with the appetitionance lying and being in the boundy of Amherst on Tedlar River Containing on Sun der the North Jedlar River on the Samue River on the south and the Grocery Toad on the West. it being the same land which was sold by William Dodavices deceases in Sies life time to the said Richard Ismes To have and to lock the said land and appretenance to the said Towhaten I mitchew and to les heir and assign forever and the said Whiting Davis Commissioner a aforesaid and the said Editha Davis, do Seenby Codenant for themselves fointly and severally and each of them for their brespective heins to to warrant and forever defend the title in and the said track or parcel of dand with the appointmances to the each a featand mitchell and his him him and afrigand a gainet the claiming by their of them but a gainst the claims of either of them but a gainst the claims of either of them but a gainst the claim or claim of no other feere on or feere in eshome over: It being the intention of the said Theting Davie to Convey brereby only such title a Su is authorized to Convey by the deere aforceaid and it being the intention of the said Edithal Davies hereby only week title as is sected in bilinen, and to said land and appur tenando. In testimony whereof the fe arties have hereuntoset their Hands and Reals the day and year herein before, willen Whiting Davis Commerce Edithal Davies Cials