

Analysis

Deed

Person: George A. Burks to B. L. Mitchell
Location: Amherst County, Virginia
Date: 28 Sep 1883
Reference: Deed Book PP, pp. 1-3

Summary

Deed for transfer of 126 acres Amherst County from George A. Burks, commissioner, to Bolling L. Mitchell.

Land originally purchased by Powhatan L. Mitchell on 30 Oct 1855 from estate of George Burks, dec'd but not formal deed was ever executed. Heirs of Powhatan L. Mitchell agreed that this 126 acres would be B. L. Mitchell's share of the P.L. Mitchell estate.

Grantors

- George A. Burks, Special Commissioner
- George S. Morris and wife Virginia A. Morris nee Mitchell
- Sheldon L. Morris and wife Isabella Morris nee Mitchell

Grantee

- Bolling Mitchell

Recorded 18 Jan 1884 in Amherst County, Virginia

Notes

Heirs of Powhatan L. Mitchell

- Bolling L. Mitchell
- Virginia A. Mitchell
- Isabella Mitchell

G. A. Burks
Com^s. &c
To § Deed

B. L. Mitchell

Examined

Original
delivered to
B. L. Mitchell

January 18,
1884

This deed made the day and year herein after written between George A. Burks a Special Commissioner in the suit of [Shrader] bg &c against Burks and others lately pending in the Circuit Court of Amherst County. George S. Morris and Virginia A. his wife, S. L. Morris and Isabella his wife of the first part, and Bolling L. Mitchell of the second part. Whereas by virtue of a decree in the suit aforesaid entered at August term 1855 the said George A. Burks the said George A. Burks (sic) was appointed a commissioner to sell a certain tract of land containing 126 acres upon the terms specified in the said decree it being the tract of land allotted to David Johnson Burks in the division of the real estate whereof George Burks died seized and possessed, and whereas the said commissioner did upon the terms specified in said decree make sale of said tract of land on the 30th day of October 1855 at which sale Powhatan L. Mitchell became the purchaser of said land for the sum of eleven hundred and forty six 60/100 dollars and whereas said sale was duly reported to said court and by it confirmed by a decree entered at said suit at March Term 1856 and whereas the said Powhatan L. Mitchell did in his life time pay all the purchase money for said tract of land the receipt of which is hereby acknowledged and whereas by decree entered in said suit at March Term 1857 said George A. Burks was appointed a special Commissioner as aforesaid to convey said tract of land to said Powhatan L. Mitchell and whereas the said Powhatan L. Mitchell has departed this life without obtaining a conveyance of the land aforesaid leaving the said Virginia A. Morris, Isabella Morris, and Bolling L. Mitchell his heirs at law and whereas the said commissioner decree it just and proper that he should make a conveyance of said land to the said heirs at law of the said Mitchell or to whomever they or any of them may direct their respective interest to be conveyed, and whereas in the division in the real estate of which the said Mitchell died seized and possessed said tract of 126 acres was allotted to said party of the second part and the said George S. Morris and Virginia A. his wife and the said S. L. Morris and Isabella his wife have each requested that the said tract of land shall be conveyed to the said party of the second part, which is evidenced by their becoming parties to this deed. Now thereupon in consideration of the promises the said George A. Burks, Special Commissioner as aforesaid doth hereby grant unto the said party of the second part the tract of land aforesaid with special warranty of title. Herein under our hand and seals this 28th day of September 1883.

George A. Burks {Seal}
Special Commissioner

Geo. S. Morris {Seal}

Virginia A. Morris {Seal}

his
Shelton X L. Morris {Seal}
mark

Isabella Morris {Seal}

State of Virginia
City of Lynchburg

I John J. Ambler a Justice in and for the city aforesaid do certify that George A. Burks whose name is signed to the foregoing writing bearing date on the 28th day of September 1882 personally appeared before me and acknowledged the same.

Given under my hand this 28th day of September 1882.

J. J. Ambler J. P.

State of Virginia
County of Amherst

I D. H. Rucker a Notary Public in and for the county aforesaid do certify that George S. Morris and S. L. Morris whose names are signed to the foregoing writing bearing date on the 28th day of September 1882 have acknowledged the same before me in my county aforesaid.

Given under my hand this 16th day of December 1883.

D.H. Rucker N. P.

State of Virginia
County of Amherst

I D. H. Rucker a Notary Public in and for the county aforesaid do certify that Virginia A. Morris the wife of George S. Morris and Isabella Morris the wife of S. L. Morris whose names are signed to the foregoing writing bearing date on the 28th day of September 1882 personally appeared before me in the county aforesaid and being examined by me privately and apart from their respective husbands and having the writing aforesaid fully explained to them the said Virginia A. Morris and Isabella Morris acknowledged the said writing to be their act respectively and declared that they had willingly executed the same and do not wish to retract it.

Given under my hand this 15th day of December 1883.

D.H. Rucker N. P.

In the Clerk's office of Amherst County Circuit January 18th 1884
This deed was this day received in said office and together with the certificates of acknowledgment of Geo. S. and Shelton L. Morris and the privy examination and acknowledgment of Virginia the wife of the said Geo. S. Morris and Isabella the wife of the said Shelton L. Morris the parties thereto – admitted to record.

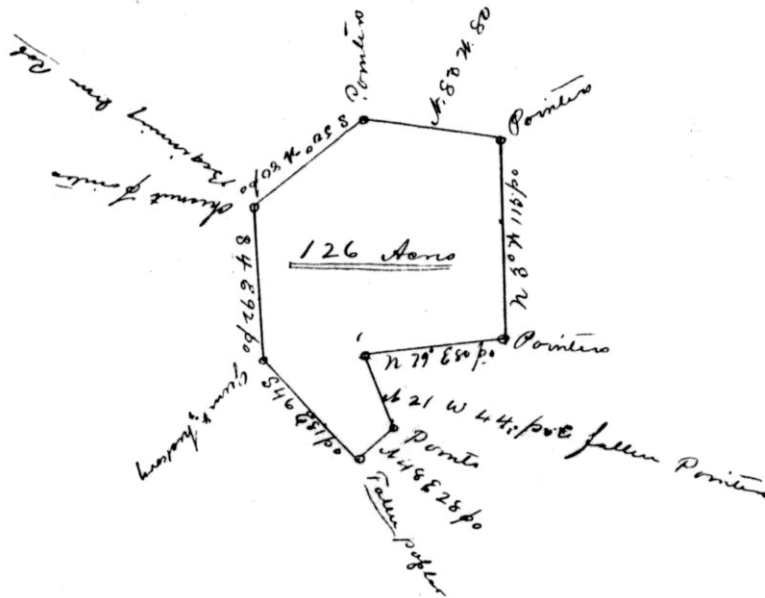
Teste

Charles L. Ellis
Clerk

We the undersigned, heirs at law of Powhatan L. Mitchell dec'd in consideration our taking other property in the division of the real estate of which the said P. L. Mitchell died seized and possessed do hereby agree that the 126 acres of land bought by said Mitchell in his life time of George A. Burks Comm. in suit Shrader v. Burks shall be conveyed in fee simple by said Burks to B. L. Mitchell said land falling to him in the division of said Powhatan L. Mitchell real estate among his said heirs. Witness our hands and seals this ___ day of April 1876

Witnesses
Wm. P. Snead
Thomas C. Conner

George S. Morris {Seal}
Virginia A. Morris {Seal}
Isabella Morris {Seal}
S. L. Morris (his X mark) {Seal}



Amherst Cty vis

The above is a plot of 126 acres of land in the County of aforesaid and is lot no 2, in the division of George Burks landed estate to Johucon Burks & purchased by Powhatan L. Mitchell dec. & was allotted to Bowlin L. Mitchell as lot no. 3 in the division of the heirs of said Powhatan L. Mitchell – August 11, 1873

By James W. Phillips

Scale 80 perches to the inch
Va 2° E of North

G. A. Burke
Comr. 700
P. 3
P. 3
P. 3

This deed made the day and year herein after written between George A. Burke a special Commissioner in the suit of Shadrach B. 900 against Burke and others lately pending in the Circuit Court of Amherst County George S. Morris and Virginia S. his wife, S. L. Morris and Isabella his wife of the first part and Bowling L. Mitchell of the second part - whereas by virtue of a decree in the suit aforesaid entered at August Term, 1855 the said George A. Burke the said George A. Burke was appointed a Commissioner to see a certain tract of land containing 126 acres upon the Terms specified in said decree it being the tract of land attached to David Johnson Burke in the division of the real estate whereof George Burke de'd. seized and possessed, and whereas the said Commissioner did upon the Terms specified in said decree make sale of said tract of land on the 30th day of October 1855 at which sale Powhatan S. Mitchell became the purchaser of said land for the sum of four hundred and forty six ⁰⁰/₁₀₀ Dollars and whereas said sale was duly reported to said court and by it confirmed by a decree entered at said suit at March ^{Term} 1856 and whereas the said Powhatan S. Mitchell did in his life time pay all the purchase money for said tract of land, the receipt of which is hereby acknowledged and whereas by decree entered in said suit at March Term 1857 said George A. Burke was appointed a special Commissioner as aforesaid to convey said tract of land to said Powhatan S. Mitchell and whereas the said Powhatan S. Mitchell has departed this life without obtaining a conveyance of the land aforesaid leaving the said Virginia S. Morris, Isabella Morris and Bowling L. Mitchell his heirs at law and whereas the said Commissioner deems it just and proper that he should make a conveyance of said land to the said heirs at law of the said Mitchell or to whom so ever they or any of them may direct their respective interest to be conveyed, and whereas as in the division in the real estate of which the said Mitchell de'd. seized and possessed said tract of 126 acres was allotted to said party of the second part and the said George S. Morris and Virginia S. his wife and the said S. L. Morris and Isabella his wife have each requested that the said tract of land shall be conveyed to the said party of the second part which is evidenced by their becoming parties to this deed Now therefore in consideration of the premises the said George A. Burke, Special Commissioner as aforesaid doth hereby grant unto the said party of the second part the tract of land aforesaid with special warranty of title - Given under our hand and seal this 28th day of September 1857.

Examined
original returned
to B. L. Mitchell
January 1857

George A. Burke 2000
Special Commissioner 2000
Geo. S. Morris 2000
Virginia S. Morris 2000
Shelton L. Morris 2000
Isabella Morris 2000

State of Virginia
 City of Lynchburg 3 SS.

I John D. Ambler a Justice in and for the city
 aforesaid do certify that George A. Russel whose name is signed to the
 foregoing writing bearing date on the 28th day of September 1882
 personally appeared before me and acknowledged the same
 to be his and under my hand this 28th day of September 1882
 J. D. Ambler J.P.

State of Virginia
 County of Amherst 3 SS.

I D. H. Recker a Notary Public in and for the
 County aforesaid do certify that George S. Morris and S. L. Morris whose
 names are signed to the foregoing writing bearing date on the 28th
 day of September 1882 have acknowledged the same before me
 in my County aforesaid. Given under my hand this 16th day of
 December 1883

D. H. Recker N.P.

State of Virginia
 County of Amherst 3 SS.

I, D. H. Recker a Notary Public in and
 for the County aforesaid in the State aforesaid do certify that Virginia
 A. Morris the wife of George S. Morris and Isabella Morris the wife
 of S. L. Morris whose names are signed to the writing above bearing
 date on the 28th day of September 1882 personally appeared before me in
 the County aforesaid and being examined by me jointly and apart
 from their respective husbands and having the writing aforesaid
 fully explained to them they the said Virginia A. Morris and Isabella
 Morris acknowledged the said writing to be their act respectively
 and declared that they had willingly executed the same and
 do not wish to retract it. Given under our hands this 15th day of
 December 1883

D. H. Recker N.P.

In the Clerk's office of Amherst County Court January 18th 1884
 This and was this day received in said office and together with the
 certificate of acknowledgment of Geo. S. & S. L. Morris and
 the joint execution and acknowledgment of Virginia the wife of
 the said Geo. S. Morris and Isabella the wife of the said S. L. Morris
 the parties thereto admitted to record

Teste

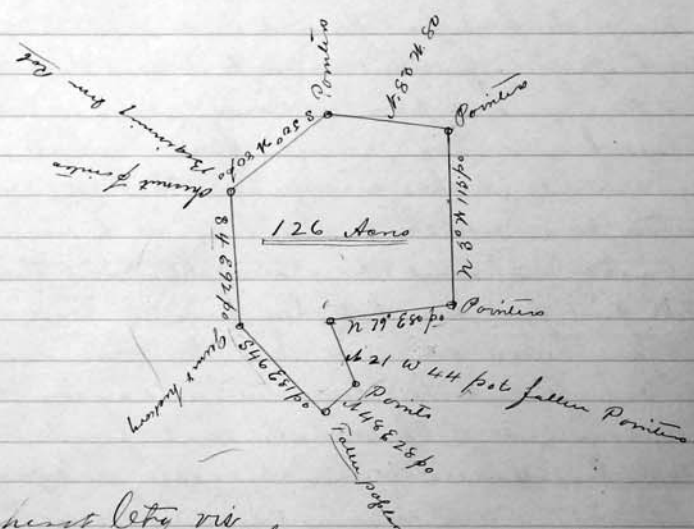
Charles L. Ellis
 Clerk

We the undersigned, heirs at law of Powhatan L. Mitchell dec'd
 in consideration of overlooking other property in the division of
 the real estate of which the said P. L. Mitchell dec'd, seized and
 possessed do hereby agree that the 126 acres of land bought by
 said Mitchell in his life time of George A. Burks Coorner. in suit of
 Shroader & Burks shall be conveyed in fee simple by said Burks
 to P. L. Mitchell said land falling to him in the division of said
 Powhatan L. Mitchell's real estate among his said heirs - Witness our
 hands and seals this day of April 1876

Witness
 Wm. P. Burks
 Thomas L. Coomer



George S. Morris *Grady*
 Virginia Thomas *Grady*
 Sabella Morris *Grady*
 S. L. Morris *Grady*



Amherst City via

The above is a plot of 126 acres of land in the County
 of Appomattox and is lot no 2, in the division of George Burks land
 sold to Johnson Burks & Purchased by Powhatan L. Mitchell dec'd
 was allotted to Powhatan L. Mitchell as lot no 3 in the division of
 the heirs of said Powhatan L. Mitchell - August 11 1873

By James H. Phillips

scale 80 furlongs to the inch
 Va 2° E of North