

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}

This Indenture made this 3 day of May 1850 between Whiting Davis a
 Commissioner appointed for the purpose by the Circuit Superior Court of Law
 and Chancery for the County of Amherst and Editha Davis of the one part
 and Powhatan S Mitchell of the other part Witnesses that in pursuance of a
 decree of the court of record pronounced on the fourth day of April 1850 in a
 suit therein depending between Whiting Davis a son of William B Davis deceased
 plaintiff and Richard Jones, Editha Davis, William B Davis, John W
 Davis, Penderick S Davis and Henry S Davis, the last four of
 whom are in infancy under the age of twenty one year by Robt H Simley
 specially assigned their guardian, and in consideration of the sum of seven
 hundred and sixty dollars and thirty two cents, to the said Whiting
 Davis and Editha ^{Davis} in hand paid by the said Powhatan S
 Mitchell and in pursuance of the written direction of the said
 Richard Jones hereto annexed the said Whiting Davis a
 Commissioner as aforesaid and the said Editha Davis have
 granted, bargained, and sold and by these presents do grant, bargain &
 sell unto the said Powhatan S 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 Davis deceased in his life time to the said Richard Jones
 to have and to hold the said land and appurtenances to the said Powhatan
 S Mitchell and to his heirs and assigns forever and the said Whiting Davis
 Commissioner as aforesaid and the said Editha Davis 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 to the said tract or
 parcel of land with the appurtenances to the said Powhatan S Mitchell
 and to his heirs and assigns against the claims of ^{any person claiming by, thru, or under them or} either of them but against
 the claim or claims of no other person or persons whomsoever. It being the intention
 of the said Whiting Davis 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
 Davis hereby only such title as is set out in ^{the} bill, and to said land and appur-
 tenances. In testimony whereof these parties have hereunto set their hands and seals
 this day and year herein before ^{signed} written

Whiting Davis Com^{missioner} *[Signature]*
 Editha Davis *[Signature]*