

a measure are desirous that partition should be made of the same among those
intitled according to their respective rights as by reference to the said Bill now
of Record in the said Court of Equity will fully and more at large appear and
the Cause being at issue before the Honorable Court came on to be heard at June
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 David McBay deceased should be sold at public auction by the
Commissioner of the said Court on the terms and for the purposes mentioned
in their decretal order, as by reference thereto, in the Registry of the said Court
will appear; and the said William Choise as Commissioner of the said Court
after having duly advertised the said Land for sale by public outcry on
the said fifth day of September first aforesaid, did then openly
and publicly and according to the custom of Auctions sell and dispose
of the said Tract of Land below described unto the said John H. Goodlett for
sum of seven hundred and ten dollars being at that price the highest
bidder for the same Now therefore this Indenture witnesseth that the said William
Choise as Commissioner of the said Court under and by virtue of the said decree
and in consideration of the sum of seven hundred and ten dollars paid
by the said John H. Goodlett the Receipt whereof is hereby acknowledged,
hath granted, bargained, sold and released and by these presents doth
grant, bargain sell and release unto the said John H. Goodlett his heirs and
assigns all that Tract of Land situated lying and being in the district of
Granville and State aforesaid on Hamiltons Branch waters of Saluda River
Containing Two hundred Acres more or less Beginning at a hickory corner and
running N. 5. W. 44. 72 Crossing Hamiltons branch to a stake corner thence N. 85.
E. 44. 72 past a white oak to a stake corner thence S. 5. E. 44. 72 across a small
branch to a post oak corner and thence S. 85. W. 44. 72 across the said
Hamiltons branch to the beginning corner Originally granted to John Goodlett
by Grant dated the twenty first day of January Anno Domini one thousand
seven hundred and Eighty five and by the said John Goodlett conveyed by
deed bearing date the twenty eight day of March in the year of our Lord
one thousand seven hundred and ninety nine to the said David McBay
deceased and is the lot number four by the Commissioners appointed by the said
Court of Equity to make partition of the said Real Estate of the said David McBay as by
reference to their return will fully appear and sold by order of the said Court as by
reference to the decretal order of the Court will appear Together with all and singular
the Hereditaments, Rights, members and appurtenances whatsoever to the said piece, par-
cel or Tract of Land belonging or in any wise appertaining; and the Reversions and
remainders, 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 David
McBay deceased 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 and to hold the said piece parcel or
tract of land with its hereditaments, privileges and appurtenances unto
the said John H. Goodlett his heirs and assigns to his and their only proper
use ^{benefit} and behoof forever In witness whereof the said William Choise
as Commissioner of the said Court under and by virtue of the
said decree hath hereunto set his hand and the seal of the