

Court, NC, Rutherford, Francis Beaty 1797

WHEREAS some disputes and controversies have subsisted between me the subscriber **FRANCIS BEATY** and **JONATHAN HARDIN** which it is my desire to compromise and settle now these presents do Witness that I the said **FRANCIS BEATY** agree and covenant I will release and forever quit claim to the said **JONATHAN HARDIN**, his heirs and assigns forever twelve acres of land including this mill and improvements thereunto belonging which hath been in his possession twenty years and also supposed be in this the line of his grant and also within the lines of my grant and I do by these presents accordingly release and forever quit claim the said twelve acres of land to be laid off in a long square up the hill and to the said **JONATHAN HARDIN** his heirs and assigns forever and I the said **FRANCIS BEATY** do further agree and warrant in like manner to release and forever quit claims to the said **JONATHAN HARDIN** his heirs or assigns shall overflow or cause to be overflowed with the pond of water above his the said **JONATHAN HARDIN**'s present mill by means of raising the dam the present dam or any future dam that shall be made for a mill at that place to the height of five feet higher than the present mill at that place provided nevertheless claim for such further quality of land as shall be by reason of raising the dam hereafter overflowed until the said **JONATHAN HARDIN** his heirs or assigns shall first pay and satisfy to the said **FRANCIS BEATY** his heirs or assigns the sum of ten shillings per acre for the same land or hereafter to be overflowed as aforesaid and I the said **FRANCIS BEATY** for the performances of the foregoing covenants do bind myself, my heirs, executors and administrators to the said **JONATHAN HARDIN** his heirs and assigns.

In the penal sum of one hundred pounds.

In witness whereof the said **FRANCIS BEATY** hath hereunto set my hand and affixed my seal this 15th day of April 1797.

FRANCIS BEATY {seal} [Francis Beaty]

Signed, sealed and delivered in the presence of

DANIEL CAMP
JAMES CAMP