

Deed, NC, New Castle, Andrew Bryan to John Bryan 1762

THIS INDENTURE May 10th day of May in the second year of the reign of Our Lord Sovereign Lord George the Third by the grace of God of Great Britain, France, and Ireland King defender of the faith and in the year of Our Lord God 1762.

BETWEEN **ANDREW BRYAN** of St George's hundred in the county of New Castle on Delaware, Turner, and **REBECCA [BRYAN]** his wife of the one part and **JOHN BRYAN** of the hundred and County of horse head of the other part.

WHERE HAS **SAMUEL GRIFFING**, late of Duck Creek in the said County of New Castle, Yeoman, and **[MARY] MARAY GRIFFING** his wife and **JOHN TAYLOR**, late of the county of New Castle the aforesaid, Yeoman, and **[MARY] MARAH GRIFFING** his wife and other in and by a certain indenture or instrument of writing under their hands and seal duly executed reciting as his there in recited and for the consideration therein mentioned did grant and convey to **PETER CORDRIT**, of Kent County on Delaware, Yeoman, and to his heirs and assigns a certain tract for parcel of land situate, lying and being in the county of New Castle the aforesaid on the north side of a small run commonly called Miln run containing metes and bounds in the said recorded indenture mentioned, 227 Acres, to hold to the said **PETER CORDRIT** and to his heirs and assigns forever, under certain rents or reservations in the said recited indenture bearing date the 28th day of August in the year of Our Lord 1724 and recorded in the rolls office at New Castle for the county of New Castle aforesaid in LIB E page 121 relation being thereunto had may more fully and at large appear.

AND WHEREAS the said **PETER CORDRIT** by his deed bearing date the 10th day of August in the year of Our Lord 1727 did, for the consideration therein mentioned, sell and convey a certain part or parcel of the above recited tract of land containing by estimation 195 Acres more or less unto **ANDREW BRYAN** the elder, of the county of New Castle aforesaid, and to his heirs and assigns forever as in and by the said indenture may more fully at large appear relation being thereunto had the same being recorded in the rolls office at New Castle in LIB H page 208.

AND WHEREAS the aforesaid **ANDREW BRYAN** senior was in his lifetime lawfully seized and possessed of and in the aforesaid tract of land and premises did in his lifetime make his will in writing during date the 22nd day of March Anno Domini 1749 and among amongst other things there in specified sayeth:

ITEM I give devise and bequeath unto my loving son **ALEXANDER BRYAN, JOHN BRYAN**, and **ANDREW BRYAN** all of my aforesaid plantation and real estate, one third part two each of my aforesaid three sons to be equally divided amongst them share and share alike.

Duly executed and recorded in the registrar General's office at New Castle, reference being there and two had say more fully and at-large appear.

AND WHEREAS the aforesaid **ALEXANDER BRYAN**, the eldest son of the aforesaid **ANDREW BRYAN**, deceased, being lawfully seized of an in the one third part of the aforesaid plantation with the appurtenances did, in his lifetime and before his death, make his last will and testament in writing during date the 21st date day of November Anno Domini 1760 and amongst other things there in specified sayeth:

ITEM I give devise and bequeath to my well-beloved brothers **JOHN BRYAN**, and **ANDREW BRYAN** my whole real estate willed to me by my father with all the messuages and tenements there into belonging equally to be divided between them to be possessed and enjoyed to them and their heirs forever

Deed, NC, New Castle, Andrew Bryan to John Bryan 1762

THE SAME BEING recorded in the register's office at New Castle relation being thereunto had may more fully and at-large appear.

NOW THIS INDENTURE WITNESSETH that the aforesaid **ANDREW BRYAN** the younger, and **REBECCA** his wife, in pursuance of the aforesaid will of his father, the aforesaid **ANDREW BRYAN** the elder, deceased, and likewise in pursuance of his brother **ALEXANDER BRYAN**'s last will, aforesaid deceased, and for and in consideration of the just in full sum of £180 lawful money of the government of the counties of New Castle, Kent, and Sussex on Delaware, to them in hand paid by the aforesaid **JOHN BRYAN**, the receipt whereof they, the said **ANDREW BRYAN**, **REBECCA** his wife, doth hereby acknowledge and thereof and of and from every part and parcel there of doth acquit, release, and forever discharge just said **JOHN BRYAN** his heirs, executors, administrators, and every of them by these presents have granted, bargained, sold, remise, released, and forever quit claimed and by these presents doth grant, bargain, sell, remise, release, and forever quitclaim unto the said **JOHN BRYAN** his heirs and assigns forever all the following described tract or parcel of land situated, lying and being in St George's hundred in the county of New Castle aforesaid.

Beginning at a Spanish Oak standing on the branch or creek called Miln Creek and running North 3 degrees westerly 48 perches to a stake in the field then by the old line North - Northwest 100 perches to a corner Black Oak, then by **CARDEN**'s late line Northwest 100 perches to a corner hickory and from thence East North East 66 perches to a corner White Oak by a branch of Miln Creek being a corner of **WILLIAM CARDEN**'s late land then up the said branch North 24 perches, North 23 degrees east 26 perches North 22 degrees west 40 perches North 53 degrees West 38 perches, North 76 degrees West 30 perches, to a corner White Oak of the land late of Dr. **PATRICK REILLY** then by a line of marked trees South 33 degrees Westerly 100 perches to an old Corner Black Oak 158 perches to a double Maple standing by the Miln Creek then down the said creek on the several courses thereof and binding therewith 353 perches to the first mentioned Spanish Oak and place of the beginning.

CONTAINING 195 Acres be the same more or less together with all the land all and singular the houses, outhouses, woods, under-woods, timber, trees, ways, waters, water courses, privileges, hereditaments and appurtenances to the same belonging or in any wise appertaining and the reversion and remainder of the premises together with all and singular the estate, right, title, claim and interest to him the said **ANDREW BRYAN** and **REBECCA**, his wife, of, in or to the aforesaid plantation or any part thereof which he now has or claims, by virtue of the aforesaid **ANDREW BRYAN**'s last will, and all the estate which he now holds or claims, by virtue of the last will and testament of the aforesaid **ALEXANDER BRYAN**, deceased, with all the rents, issues, and profits their into the longing or in anywise appertaining.

TO HAVE AND TO HOLD the aforesaid 195 acres of land and premises, with the appurtenances and every part thereof, to him the said **JOHN BRYAN**, his heirs and assigns forever, under the yearly quit rents which are now due and hereafter to become due to the chief Lord or Lords of the fee, thereof, and the aforesaid **ANDREW BRYAN** and **REBECCA** his wife doth covenant, grant and agree to and with the aforesaid **JOHN BRYAN**, his heirs and assigns, that they, the said **ANDREW BRYAN** and **REBECCA** his wife, and their heirs shall and will at proper cost and charges of him, the aforesaid **JOHN BRYAN**, or his counsel learned and the law, make, sign, seal, execute and perform all and every other such conveniences, deed or releases

Deed, NC, New Castle, Andrew Bryan to John Bryan 1762

wish may be needful or necessary for the better confirming the aforesaid land and premises to the aforesaid **JOHN BRYAN** his heirs and assigns.

And the said **ANDREW BRYAN** and **REBECCA** his wife to set hereby granted premises with their and every of their appurtenances unto the said **JOHN BRYAN** his heirs and assigns against him, the said **ANDREW BRYAN** and **REBECCA** his wife, and their heirs, executors, and administrators and against all and every other person or persons having or lawfully claiming any estate, right, title or interest of, in, or to the same or any part thereof by, from, or under him, them, or any of them shall and will warrant and forever defend by these presents.

In witness whereof the said **ANDREW BRYAN** and **REBECCA** his wife has hereunto set their hand and seal the day and year first above written.

ANDREW BRYAN {seal}
REBECCA BRYAN {seal}

Sealed and delivered in the presence of

ABRAHAM VANDEGRIF
ELINOR ANDERSON {his mark}
JOHN JONES

Deed, NC, New Castle, Andrew Bryan to John Bryan 1762

New Castle County

This day came **REBECCA BRYAN** before me the subscriber one of his Majesty's justices of the peace for the above County and being privately examined acknowledged she became a party to the above deed of her own free will and accord without any threats, compulsion or ill usage from her husband or any other person whatsoever.

Given under my hand this 17th day of May 1762

JOHN JONES

Acknowledge in the court of common pleas held in New Castle for the county of New Castle in May term 1762.

Witness my hand and seal of the county of for said

WILLIAM TILL, prothonotary

Recorded March 25th 1763

Deed, NC, New Castle, Andrew Bryan to John Bryan 1762

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