

Deed, DE, Sussex, BURTON DONOVAN to BENJAMIN POTTER, 1836

Deed **BENJAMIN POTTER** from **BURTON DONOVAN & wife**

THIS INDENTURE made this 5th day of January in the year of our Lord one thousand and eight hundred and thirty six.

BETWEEN **BURTON DONOVAN & SARAH [DONOVAN]**, his wife, of Broadkiln Hundred in Sussex County and state of Delaware of the one part and **BENJAMIN POTTER R.** of Cedar Creek Hundred of the county and state aforesaid.

WITNESSETH the said **BURTON DONOVAN & SARAH**, his wife, for and in consideration the full sum of three hundred dollars lawful money of the United States of America to him, the said **BURTON DONOVAN** in hand well and truly paid, the receipt whereof is hereby acknowledged they, the said **BURTON DONOVAN & SARAH**, his wife, have grant, sell unto the said **BENJAMIN POTTER**, his heirs and assigns all of certain tracts of land situate in Cedar Creek Hundred, county and state aforesaid, wherein the said **BENJAMIN POTTER Jr.** now dwells with one other tract or parcel of land called Spring Hill, formerly the land of **JOHN POTTER**, deceased, father of the said **SARAH DONOVAN**, late **SARAH POTTER**, they, the said **BURTON DONOVAN & SARAH**, his wife, and they for themselves, their heirs do hereof give, sell and convey and confirm unto the said **BENJAMIN POTTER Jr.**, him and his heirs and assigns, all their right, title, interest and claim to the one fifth part of all the lands and tenements named above unto **BENJAMIN POTTER Jr.**, him and his heirs and assigns forever. And also all trees, houses, fences, enclosures, orchards, woods, under-woods, ways, waters, water courses, profits, advantages, hereditaments, and appurtenances whatsoever to the said one fifth of the lands and tenements named above in anywise appertaining or belonging unto the said **BENJAMIN POTTER Jr.**, his heirs and assigns forever, the reversion and reversions, remainder and remainders, rent, issues and profits of the said one fifth of the lands and tenements mentioned above of every part and parcel thereof. And all the estate, right, title, interest, claim and demand whatsoever of them, the said **BURTON DONOVAN & SARAH**, his wife, of and I the said one fifth part of the lands and premises mentioned and every part thereof.

TO HAVE AND TO HOLD the one fifth part of the lands and tenements above mentioned and all and singular the premises therein mentioned and every part and parcel thereof with the appurtenances unto the said **BENJAMIN POTTER Jr.**, his heirs and assigns to the only proper use and behoof of the said **BENJAMIN POTTER Jr.**, his heirs and assigns forever. And the said **BURTON DONOVAN & SARAH**, his wife, for themselves and their heirs, the said one fifth of the lands and tenements herein mentioned and every the premises and every part thereof against themselves and their heirs and against all and every other person and persons whatsoever by, from & under them or either of them claiming or to claim to the same **BENJAMIN POTTER Jr.**, his heirs and assigns shall and will forever warrant and defend by these presents.

In witness whereof we, the said **BURTON DONOVAN & SARAH**, his wife, have hereunto set our hands and affixed our seals the day and year first above written.

BURTON DONOVAN {seal}
SARAH [POTTER] DONOVAN {seal}

In the presence of us

GEORGE FRAME
D. R. SMITH

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State of Delaware

Be it remembered that on the fifteenth of March in the year of our Lord one thousand eight hundred and thirty six **BURTON DONOVAN**, party to the foregoing indenture, personally came before me, **PETER ROBINSON**, a probate judge of the state of Delaware and did acknowledge the same indenture to be his deed. And be it further remembered that on the same day and year aforesaid **SARAH DONOVAN**, wife of the said **BURTON DONOVAN**, and also a party to the foregoing indenture, personally came before me, the same **PETER ROBINSON**, and she upon private examination taken by me apart from her said husband, did acknowledged the said indenture to be her deed, and that she executed the same willingly, without compulsion or thread or fear of her husband's displeasure.

Given under my hand at Georgetown they day and year aforesaid.

PETER ROBINSON

This deed was lodged in the register's office in and for Sussex County on the fourteenth day of March 1836.

