

Deed, DE, Sussex, John Black to William Parnall 1772

WILLIAM PURNALL from **JOHN BLACK** and wife

This indenture made the 27th day of November in the 12th year of the reign of our Sovereign Lord George the third by the grace of God of Great Britain, France, and Ireland King defender of the faith & c.

And in the year of Our Lord 1772.

BETWEEN **JOHN BLACK** of Cedar Creek hundred in the county of Sussex on Delaware, Yeoman, and **NAOMI [BLACK]** his wife to the one part and **WILLIAM PURNALL** of Worcester County and the province of Maryland, Gentleman, of the other part.

WHEREAS The Honorable the proprietaries of the government of the counties of New Castle, Kent, and Sussex on Delaware by their patent bearing date 3rd day of year 8th month in year of Our Lord 1692 did grant and confirm on to a certain **HENRY BOWMAN**, and to his heirs and assigns forever, a certain tract or parcel of land situated in the county of Sussex aforesaid on the north side of Cedar Creek commonly called and known by the name of **GOLDSMITH'S HALL**.

AND WHEREAS the said **HENRY BOWMAN** being so seized of the said tract of land afterwards died leaving **JOHN BOWMAN** his eldest son and heir at law.

AND WHEREAS the said **JOHN BOWMAN**, by his deed bearing date the 3rd day of May in the year of Our Lord 1715, for the consideration therein mentioned did grant and convey unto **THOMAS GOLDSMITH** and **WILLIAM GOLDSMITH** the following described tract of land being part of the land in the above recited patent mentioned that is to say.

Beginning out of corner marked White Oak standing on a point by the side of a glade of a marsh which runs to **ART VANKIRK'S** land and running from thence West 40 degrees north 20 perches to a corner marked Hickory tree and from thence North West 82 perches by a line of marked trees until it intersects with **JOHN WALTON'S** line to a tree standing near **ART VANKIRK'S** fence and from thence along the line of **JOHN WALTON'S** land East 28 degrees Northerly 81 perches to a corner marked Red Oak and from thence easterly 35 degrees south 112 perches to a marked corner tree standing in the pasture by the side of the marsh and running from thence East 40 degrees South 100 perches to a stake standing by the side of a pond in the marsh and from thence down the said pond to a small gutt called **THOMAS MAY'S** gutt and so down the said gutt binding therewith on the several courses thereof until it intersects with a line drawn from the bottom of the lowest hammock to ye first mentioned tree and from the said gutt by a straight line to ye first mentioned White Oak.

Containing by computation and laid out for 130 acres of land.

TO HOLD the said 130 Acres unto you said **THOMAS GOLDSMITH** and **WILLIAM GOLDSMITH** that is to say Eighty Acres part thereof to the said **THOMAS GOLDSMITH** and the residue there of being 50 acres unto the said **WILLIAM GOLDSMITH** and the Survivor of them his heir and assigns forever as by the said deed may more fully and a large appear.

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AND WHEREAS the said **WILLIAM GOLDSMITH** one of the last above mentioned grantees afterward died leaving the said **THOMAS GOLDSMITH** the other last above mentioned grantee by reason whereof the said tract of land last above mentioned vested in ye said **THOMAS GOLDSMITH**.

WHEREAS the said **THOMAS GOLDSMITH** being seized of the said premises afterwards died having first made his last will and testament in writing whereby he, the said **THOMAS GOLDSMITH**, did devise the above recited premises to his youngest sister **JEMIMA [JEMIMAH GOLDSMITH]** and to her heirs and assigns forever as by the said last will and testament bearing date the 14th day of December in the year of Our Lord 1741 approved and remaining in the register's office at Lewes may more fully and at large appear.

AND WHEREAS the said **JEMIMA** afterwards intermarried with a certain **ISAAC TOWNSEND**.

AND WHEREAS the said **ISAAC TOWNSEND** and **JEMIMA**, his wife, by their indenture bearing the date the 3rd day of May in ye year of Our Lord 1756 for ye consideration there in mentioned did grant and convey the premises last above described unto a certain **GEORGE BLACK**, father of the above named **JOHN BLACK** as the said indenture intered in the office for recording of Deeds for the county of Sussex in Book J number eight and nine pages 123 may more fully and at large appear.

AND WHEREAS a certain **HENRY SPENCER** by his deed bearing date the 5th day of May in the year of Our Lord 1743 reciting that **HENRY BOWMAN** deceased did formerly sell to a certain **THOMAS MANLOVE**, since also deceased, a certain parcel or tract of land situated near the mouth of Cedar Creek on the north side thereof which deed of bargain and sale was some way supposed to be mislaid or lost and the said **THOMAS MANLOVE** at the time of his death did give and bequeath, by his last will and testament, 100 acres, part of the said land unto his son **THOMAS MANLOVE**, who died leaving one only daughter named **SARAH [MANLOVE]**, who buy her last will and testament bearing date 27th day of January in the year of Our Lord 1732 did give and bequeath the said 100 acres of land to the said **HENRY SPENCER**, his heirs and assigns forever.

AND TO MAKE GOOD the above mentioned bill of sale and to complete the title to the said **HENRY SPENCER**, **JOHN BOWMAN**, grandson and heir at law to ye said **HENRY BOWMAN**, did by his deed bearing date the 4th day of May in the year of Our Lord 1743 grant and convey to the said the said 100 acres of land to the said **HENRY SPENCER** his heirs and assigns forever and did grant and convey to ye said **GEORGE BLACK** the said 100 acres of land contained and bounded by the following lines:

Beginning add a corner Red Oak standing in a line of **GEORGE WALTON's** land and on the southeast of his field and running thence with a line of **GOLDSMITH's** land South $46\frac{3}{4}$ degrees East 111 perches to a corner Red Oak, aforesaid **GOLDSMITH's** land, standing nigh ye marsh and thence through the marsh South $63\frac{1}{2}$ degrees East 110 perches to a corner of land lately and possession of **ANN MAY**, deceased, standing on the east side of a ditch thence North 26 degrees 48 perches to a corner White Oak standing on the east side of a hammock point and thence up the said point North 13 degrees West $56\frac{1}{4}$ perches to a corner Red Oak on said point and thence with a line that divides this from **MAY's** land North $63\frac{3}{4}$ degrees West 146 perches to a corner post standing in a line of **GEORGE WALTON's** land on the north side of a glade and across the said glade South 17 degrees West 9 perches to a corner Hickory standing on the side of said glade and

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thence South 63 degrees west 60 perches to you first mentioned Red Oak and place of beginning.

Containing 100 acres of land and Marsh

TO HOLD to him the said **GEORGE BLACK** and to his heirs and assigns forever as by the said deed entered in the office for recording of Deeds for you County of Sussex in Book H No. 7 page 32-33 may more fully and at large appear.

AND WHEREAS a certain **ART VANKIRK** of the county of Sussex aforesaid by his indenture bearing date the 21st day of April in the year of Our Lord 1730 reciting that whereas there is a certain tract or parcel of land situate, line, and being in Sussex County aforesaid formerly taken up and patented by a certain **JOSIAS COWDREY [CORDREY]** containing 700 acres of land and the said **JOSIAS COWDREY [CORDRAY]** dying without issue the same fell by Airship unto **WILLIAM COWDREY** eldest brother and heir at law to the said **JOSIAS** and the said **WILLIAM COWDREY** did cell to ye said **ART VANKIRK** 350 Acres of the said land as appears by the convenience from the said **WILLIAM COWDREY** to ye said **ART VANKIRK** for the consideration there in mentioned did grant and convey unto a certain **RICHARD JACOBS** and to his heirs and assigns forever 200 Acres part of the said land contains within and bounded by the following lines.

Beginning at a corner marked Red Oak that bears Northwest a small distance from Nicholas Branch being a corner tree of the said larger and running from thence with the line of **WALTON's** land Southeast 216 perches to a corner White Oak; and thence South 26 degrees east 40 perches to a corner White Oak and thence South 25 degrees east 42 perches to a corner White Oak standing by the corner of **GOLDSMITH's** fence; and thence South 46 degrees East 22 perchess to another corner White Oak of the said **GOLDSMITH's** standing on a point by the marsh; thence across the glade of marsh South 6 degrees west 67 perches to a corner Red Oak standing on the southside of said glade in **JOHN MAY's** pasture and; thence up the said glade North 64 degrees west 74 perches; thence South 78 degrees and a half West to perches to a corner Red Oak sapling; thence with a dividing line cross the said glade Northwest 290 perches to a corner Red Oak standing in the headline of the said tract and thence running with ye said line North East 104 perches home to the first Bounder.

Containing and laid out for 200 acres of land as by the said last recited convenience entered in the office for recording of Deeds for you said County of Sussex in Book K No. 10 page 355 and 356 may more fully and at large appear.

AND WHEREAS **PETER HALL** Esquire High Sheriff of Sussex County in the government aforesaid in pursuance of a certain writ of our Sovereign Lord the king issuing out of the County Court of Common Pleas for ye said County aforesaid to him for that purpose directed did seize and take in execution all that certain tract or parcel of land last above recited for and to satisfy a debt then do by the above named **RICHARD JACOBS** to the then trustee of the loan office of Sussex County aforesaid to the same tract of land and premises to **ABRAHAM PARSLEY** of the said County, Yeoman, at open venue and public outcry did sell as by the deed poll of the said **PETER HALL** to you said **ABRAHAM PARSLEY** bearing date the the 4th day of August in the year of Our Lord 1743 and recorded in the office for recording of Deeds for the county of Sussex in Book _____ page _____ may more fully and at large appear.

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AND WHEREAS the said **ABRAHAM PARSLEY** by his indenture bearing the date the 5th day of August in the year of Our Lord 1743 for ye consideration therein mentioned did grant and confirm unto the said **GEORGE BLACK** one moiety or equal half part of the last mentioned 200 acres of land being the Southwest part of the same and contained within and bounded by the following lines:

Beginning at a corner Red Oak on the headline thence with a dividing line South 46½ degrees East 221½ perches to a corner post in a field; thence South 38 degrees East 145 perches to a post in the marsh in the head of the other line; thence South 5 degrees west 5 perches to a corner post supposed to be in the place of an old bounder; thence North 76 degrees west 76 perches to a corner Red Oak; thence North 46½ degrees West 300 perches to a corner Red Oak at ye head; thence along the sideline North 43½ degrees East 54½ perches home to ye said first bounder.

Containing and laid out for 110 acres of land as by ye said indenture recorded in Yee office for recording of Deeds for the county of Sussex in Book H page 44 and 45 many more fully that large appear.

AND WHEREAS after the death of the said **ABRAHAM PARSLEY**, **JAMES HAVELO** and **FRANCIS** his wife, late **FRANCIS PARSLEY**, widow and relict of the said **ABRAHAM PARSLEY**, **ANTHONY PARSLEY**, **JONATHAN JACOBS** and **SARAH**, his wife, late **SARAH PARSLEY**, **JOHN CLANDANIEL [CLELDANIEL]** and **PRUDENCE**, his wife, late **PRUDENCE PARSLEY** heirs and legal representatives of the said **ABRAHAM PARSLEY** deceased by their indenture bearing date the 24th day of June in the year of Our Lord 1746 for the consideration there in mentioned did grant and confirm on to ascertain **NOTTINGHAM JACOBS** and to his heirs and assigns forever all the above recited tract of 200 acres of land as by the said indentured entered in the office for recording of Deeds for the county of Sussex in Book H No. 7 page 121 has made more fully and at large appear.

AND WHEREAS the said **NOTTINGHAM JACOBS** by his indenture bearing the date the 25th day of April in the year of our Lord 1754 for the consideration there in mentioned did grant and convey unto the said **GEORGE BLACK** and to his heirs and assigns forever [after reciting the sale of a moiety of the said 200 acres to the said **GEORGE BLACK** above recited] also the sale of the same to the said **NOTTINGHAM JACOBS** by the heirs and legal representatives of the said **ABRAHAM PARSLEY** above also recited the other moiety or half part of the subtractive land containing 200 Acres being the Northeast moiety thereof as by the said indenture recorded in the office for recording of Deeds for the county of Sussex in Book J page 55 and 66 may more fully and at large appear.

AND WHEREAS the said **GEORGE BLACK** afterwards died leaving and his widow and relic and issue 12 children.

AND WHERE is at an orphans Court held at Lewes for the county of Sussex aforesaid on ye last Saturday in February in you year of Our Lord 1772 **GEORGE BLACK**, one of the sons of the said **GEORGE BLACK**, deceased, did prefer a petition to the said Court setting forth that ye above mentioned **GEORGE BLACK**, lately died intestate, seized and possessed of a tract of land situated in Cedar Creek hundred in the county of for said being the several tracts of land above mentioned and described containing 600 acres by estimation leaving and his widow and relic and issue, 11 children, besides the said petitioner of whom **JOHN BLACK** party here to was the eldest and therefore prayed the said Court to appoint sufficient freeholders of year neighborhood to view the premises and lay off and divided the widow's third or

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dower, to her during her life, and to make division of the residue among the children and legal representatives of the said **GEORGE BLACK** if the same will admit of it without injury to and spoiling ye whole agreeable to the laws of the government of Horsehead in such case made and provided.

WHEREUPON the said Court did appoint **ISAAC WATSON, LEVIN CRAPPER** Esquire, **STEPHEN TOWNSEND, JOHN DRAPER, DONAVAN SPENCER**, gentleman, to go to the premises taking with them a skillful surveyor and layout and devised the dower or third of the said **ANN BLACK** by metes and bounds and also to make partition of the residue among the heirs and legal representatives of the said **GEORGE BLACK** having regard as well to the quality and quantity of the same will admit of it without injury to and spoiling the whole and make report of their proceedings to the next orphans Court.

AT WHICH DAY, to wit, the 28th day of March in the year aforesaid the said five persons appointed at ye Court aforesaid did report to ye court and say that after having been solemnly sworn and affirmed and having taken with them a skillful surveyor they had made an allotment or division of the dour or third of the said widow.

Beginning at a corner Red Oak standing in the line of **GEORGE WALTON's** land and running from thence South 61 degrees west 23 $\frac{3}{4}$ perches to a post; thence South 53 $\frac{1}{2}$ degrees East 67 perches to a post by a division fence; thence North 37 $\frac{1}{4}$ degrees East 22 perches to a line of the tract bought of **HENRY SPENCER**; thence along the sidelines of the several courses and distance to the first mentioned Red Oak.

Containing 80 $\frac{1}{4}$ acres.

AND THEY did further report and say that ye residue of the said tract of land would not admit of division among the heirs and legal representatives of the said **GEORGE BLACK** without injury to and spoiling the whole.

And the said Court upon the petition of the said **GEORGE BLACK** for that purpose thereupon did appoint the aforesaid **ISAAC WATSON** and **LEVIN CRAPPER** Esquires and the said **STEPHEN TOWNSEND**, gentlemen, to make a valuation of the true and intrinsic worth of he said lands and to make report of their proceedings as aforesaid.

WHEREUPON at an orphan Court held at Lewes for ye said County on the 25th day of April in the year of the aforesaid the aforesaid **GEORGE BLACK** came into court and produced a report of the said three persons last appointed who did report and say that after being legally qualified they had valued the tract of land and Promises aforesaid at infor the sum of £676.06.10.03 and no more.

WHEREUPON the above named **JOHN BLACK**, party thereto, appeared in court and accepted the said lands and premises the said valuation.

AND THEREUPON the said Court did order that you said **JOHN BLACK** upon paying to ye other children and legal representatives of the said **GEORGE BLACK** deceased their representative shares or report of the said valuation should hold and enjoy the said tract of land and premises, excepting the dower or third of the said **ANN BLACK**, as aforesaid laid out during her natural life to him, his heirs and assigns forever, agreeable to the laws of this government in such case made and provided as by the petitions and proceedings of the orphans Court aforesaid remaining among the records of the said court maybe more fully and at large appear.

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Which said tract of land according to late actual survey, except the allotment or division of the dour or third to the side **ANN BLACK** as aforesaid is contained in and bounded by the following lines:

Beginning at a white oak standing by Nicholas branch in a line now of **GEORGE WASHINGTON's** land and thence by the same South 49 degrees East 157 perches to a post; thence by the same North 59¼ degrees East 53 perches and 3 feet to a post in the line of the said **WALTON's** land; thence along line made for the division of the dower or the third of the said **ANN BLACK**, South 53¼ degrees East 67 perches to a post; thence North 37½ degrees East 22 perches to a post; thence South 52¼ degrees East 136 perches to a post by the side of a pond; thence through the said pond South 1 degrees West 28½ perches to a post on the other side of the said pond; thence continuing the same course 25 perches on the water courses of **COMFORT's** gutt to a post; thence South 37 degrees west 20 perches to the intersection of a line drawn from the bottom of the lower most hammock to ye White Oak and place of beginning.

OF THE ABOVE recited Deed from **BOWMAN** to **THOMAS [GOLDSMITH]** and **WILLIAM GOLDSMITH**, thence from said intersection by a straight line to wit:

North 74 degrees west 142 perches to the place where the said beginning White Oak formerly stood where now a post stands, from thence South 4 degrees west 66 perches to a post standing on what is called **MAY's** point of past & land; thence North 66 degrees west 77 perches to a post; thence South 75 degrees west to perches to a small marked Holley near a glade of marsh; thence across the said glade and along the line of **GEORGE KIRK's** land; North 48 degrees west 296 perches to a Red Oak being the beginning corner of **KIRK's** and; thence along **HOLMES' patent** Line North 41 degrees East 104 perches or until it intersects The first beginning line of the hereby describe track; thence along said line across Nicholas Branch aforesaid South 41 degrees east 47 perches to the Red Oak and place of beginning.

Containing 342 acres of land and marsh.

NOW THIS INDENTURE WITNESSETH that ye said **JOHN BLACK** and **NAOMI [BLACK]** his wife for and in consideration of the sum of £749 lawful money, money of this government, of the counties of New Castle, Kent, and Sussex, on Delaware, to the said **BLACK** in hand paid by the said **WILLIAM PURNALL** before the ensealing and delivery of these presents, the receipt whereof hereby is acknowledged, they, ye said **JOHN BLACK** and **NAOMI** his wife, have and each of them half granted, bargain, sold, alien, remise, released, enfeoffed, and confirmed and by these presents do, and each of them, doth grant, bargain, sell, alien, remise, release, enfeoff and confirm unto the said **WILLIAM PURNALL**, and to his heirs and assigns forever, all that the tract of land, marsh, and premises containing 342 acres with all ye appurtenances as the same is above set forth and described, bounded, and limited as aforesaid with all and singular the houses, outhouses, barns, stables, edifices and buildings thereon erected and made, yards, gardens, orchards, meadows, pastures, fields, fences, woods, underwoods, timbers, trees, ways, waters, water courses, rights, liberties, easements, privileges, profits, commodities, advantages, emoluments, hereditaments and appurtenances whatsoever to the same belonging or in anywise appertaining and lying and being within the bound and limits thereof. And also the reversions of two full and equal undivided 13th parts of all that certain parcel of land and marsh

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and premises laid off and allotted as is recited to ye said **ANN BLACK**, subject to ye life estate of the said **ANN BLACK**, in and to the same and also the reversion and reversions, remainder and remainders, rents, issues, and profits thereof and also the reversion and reversions, remainder and remainders, estate, right, title, interest, use, trust, possession, profit, property, claim and claims whatsoever of, in, to do the said **JOHN BLACK** and **NAOMI** his wife and and to the said tract of land and marsh, containing 342 acres and also of and to the said reversion of two full and equal, undivided 13th parts of the tract or parcel of land laid off and allotted for ye said **ANN BLACK** after ye death of ye said **ANN BLACK** and every part thereof with their right, members, and appurtenances.

TO HAVE AND TO HOLD the said tract of land premises containing 342 acres and also the said reversion of two of the undivided 13th parts of the said tract of land and marsh laid off and allotted, as aforesaid, to **ANN BLACK** during her natural life, hereditaments and premises with ye appurtenances unto the said **WILLIAM PURNALL** his heirs and assigns to the only proper use, benefit, and behoof of the said **WILLIAM PURNALL** his heirs and assigns forever.

SUBJECT TO ye life estate of ye said **ANN BLACK** in ye said two full and equal undivided 13th parts of you said tract of land laid off as aforesaid and also subject to you payment of the rents and services due to become due and payable on the same to the chief Lord or Lords of the fee thereof.

And the said **JOHN BLACK** for himself and for his heirs doth hereby covenant, grant, and agree to and with ye said **WILLIAM PURNALL** his heirs and assigns by these presents that he ye said **JOHN BLACK** and his heirs ye said tract of land and marsh containing 342 Acres with the appurtenances and the said two full and equal and undivided 13th parts of ye said tract of land and premises laid off and allotted for ye said **ANN BLACK**, as aforesaid, after ye death of you said **ANN BLACK** unto him you said **WILLIAM PURNALL** his heirs and assigns against him the said **JOHN BLACK** and his heirs and assigns and against all person and persons whatsoever lawfully claiming or to claim the same by, from, under or in trust for him, them, or any other person whatsoever shall and will warrant and will forever defend by these presents.

AND FURTHER that ye said **JOHN BLACK** and his heirs and all and every other person and persons and his and their heirs anything having or claiming in the said hereby granted premises or any part thereof by, from, or under him shall and will at all times here after a tea reasonable request and costs and charges in ye law of ye said **WILLIAM PURNALL** his heirs and assigns make, do and execute or cause or procure to be made, done, and execute executed all and every further and reasonable grants, acts, and assurances in the law whatsoever for the further and better and more perfect granting, conveying, and assuring of the said premises hereby granted with the appurtenances unto ye said **WILLIAM PURNALL** his heirs and assigns forever.

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In witness whereof ye aforesaid parties to these presents have hereunto interchangeably set their hands and a fixed there seals idee and your first above written.

JOHN BLACK {seal}
NAOMI BLACK {seal}

Sealed and delivered in the presence of us:

LEVIN CRAPPER
WILLIAM BELL senior

Received on you day of the date of you above and denture of the above named **WILLIAM PURNALL** the consideration money above-mentioned.

JOHN BLACK

Witnessed present at signing

LEVIN CRAPPER
WILLIAM BELL senior

Sussex County
To wit

The for me the subscriber one of the one of his Majesty's justices of ye and for ye County aforesaid on you 27th day of November and Odo manai 1772 personally appeared **NAOMI BLACK** within named the wife of you said **JOHN BLACK** and being by me examined privately and apart from her husband acknowledged that she executed you say above XXX of her own free will and Accord without any compulsion there too or thereby from her said husband.

Given under my hand and seal the day and year of for said

LEVIN CRAPPER

Sussex on Delaware

Had a court of common pleas held at lose Lewes for ye County of Sussex aforesaid the 28th day of November in the year of Our Lord one 1772 the execution of the within deed was proved in due form of law by ye oath of **WILLIAM BELL** one of the subscribing witness is thereto.

Test

JNO. RUSSELL, Deputy prothonotary

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