

Deed, NC, Johnston, Book 3 1769-1790, 298-302

North Carolina]
Johnston County] 1 Jun 1790

This invention made this first day of June in the year of Our Lord one thousand seven hundred and ninety between **PHILLIP RAIFORD** Esquire High Sheriff of Johnston and state of North Carolina of the one part.

Witnesses that whereas by a writ of fieri facias issued from the county court of Johnston in August term 1787 to the sheriff of Johnston County commanding him the said sheriff to make of the goods and chattels lands and tenements of **SAMUEL ELDRIDGE** sum sufficient to satisfy the debt and cost of a judgment therein referred and charged which was recovered against the said **ELDRIDGE** in the aforesaid court by **ALEXANDER AVERA** whereupon **ARTHUR BRYAN** the then Sheriff did enter upon and possession take of two tracts of land lying in the county of Johnson the proper right and estate of the said **SAMUEL ELDRIDGE** bounded by the lines and courses hereinafter described and the same so taken after giving due and legal notice upon a day appointed on the premises did set up the two aforesaid tracts of land containing in the whole two hundred and fifty which was the proper estate of the said **SAMUEL ELDRIDGE** to public sale for the purpose of raising the sum by the aforesaid writ required and no persons appearing to bid for the same writ of fieri facias was by the said Sheriff returned no sale, for want of bidders and in consequence of the said return "van dessiraponas" was issued from the aforesaid court of Johnston County commanding you said Sheriff too exposed to public the two aforesaid tracts of land and Plantation the property **SAMUEL ELDRIDGE** to satisfy the above said judgment and costs obtained against him by the aforesaid **ALEXANDER AVERA** and in obedience to the command thereof and in perseverance and consideration of the several acts of assembly of the state he in such case made and and provided and on a day appointed buy you that said Sheriff being the second day of February term in the year 1789 and on the aforesaid day and place **BRYAN WHITFIELD** did appear in the behalf of **NATHANIEL THORNTON** aforesaid and did bid for the whole of the two aforesaid tracks or parcels of land the sum of twenty one pounds fourteen shillings specie and was the highest bidder for the said lands and the same was struck off to him as the highest at the aforesaid sum of twenty one pounds fourteen shillings specie.

Now this indenture.

Witnesseth, that the said **PHILLIP RAIFORD** Esquire the present Sheriff hath for and in consideration of the aforesaid sum of twenty one pounds fourteen shillings specie bargain, sold, conveyed, and confirmed and by these presents tough bargain, sell, convey, and confirm unto the said **NATHANIEL THORNTON** the aforesaid tracts of land which are bounded as follows the track.

Beginning at the Red Oak on the south of Mill Creek on the west side of a branch known by the name of **STEPHEN's** branch and runs thence South 55 East 92 poles to a stake; thence South 32 East 52 poles to a stake; thence South 58th West 125 poles to a stake; thence North 32 West to a large Pine of the former corner of **ISAAC BUSH's** land; thence to the first station.

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Being the land and part of the plantation where on **SAMUEL ELDRIDGE** now lives containing one hundred acres being part of a tract of land granted to **ISAAC BUSH**, reference being had to the patent will more fully appear. The other track.

Beginning at a stake on the south side of Mill Creek and on the east side of **STEPHEN**'s Branch runs; thence North 77 West 111 poles Crossing **STEPHEN**'s Branch to a red oak; thence South 87 West 120 poles to a red oak the beginning corner of the aforesaid tract and runs; thence South 60 East along the line of the same and by the corner 90 poles to a pine; thence South 52 East 89 poles to a stake; thence with a straight line to the beginning.

The upper part of the tract of land granted to **WILLIAM BUSH** as a patent bearing date the 4th day of April 1745, reference had there too will more fully appear containing one hundred and fifty acres including the other part of the plantation where on **SAMUEL ELDRIDGE** now lives. Together with all and singular the benefits privileges profits and advantages that stuff to the several tracts of land belonging or in any wise appertaining. To have and to hold the said land and premises unto the said **NATHANIEL THORNTON** and his heirs and assigns forever and this said **PHILLIP RAIFORD** Sheriff as aforesaid stuff for himself his heirs Executives and administrators here by Covenant to Warrant secure and never defend the same in as full and ample manner to all intents respects and purposes as he can do in virtue of his head office of sheriff the county of Johnston and in virtue of laws where by he vested with authority to make such convenience to the said **NATHANIEL THORNTON** his heirs and assigns forever.

I n witness whereof the said **PHILLIP RAIFORD** Sheriff as aforesaid have here on to set his hand and seal the day and year first above written.

PHILLIP RAIFORD, Sheriff {seal}

Signed, sealed, and delivered in presence of
JOHN BRYAN
A. BRYAN

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Johnston County May Term 1790

When was the execution of the within deed acknowledged in open court by
PHILLIP RAIFORD and ordered to be registered.

R. SANDERS, Clerk of Court

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To all to whom these presents show come greeting.

Know ye that I **DREWRY BRYAN** of the county of Johnson and state of North Carolina have, for and in consideration of the sum of fifteen pounds species to me in hand paid by **BRYAN WHITFIELD** of the county of Dobbs and state aforesaid, the receipt where of I do here by acknowledge and am therewith fully satisfied, contented, and paid hath bargained, sold, aliened, and conveyed and doth by these presents bargain, sell, alien, convey, assign, set over, and confirm unto the said **BRYAN WHITFIELD** his heirs and assigns forever one certain tract or parcel of land lying and being in the county of Johnston on the east side of Boon's branch on both sides of the main road including the red hill.

Beginning at a post oak on **BOON's** branch near Henry rains Corner runs fence East 179 poles to a blackjack above the Marsh Branch; thence South 151 poles to a stake in **WILLIAM TALTON's** line; thence along the sidelines West 32 poles to the corner; thence along his other line 35 poles to a pond by a pond; thence West 147 poles to a Pine near **JAMES TALTON's** line and near **BOON's** Branch; thence up the branch to the beginning.

Containing two hundred acres as may fully appear by a grant from **ALEXANDER MARTIN** for the same bearing date of 7th October 1782 to JACOB GILES and by him transferred to me this said **DREWRY BRYAN** by deed bearing date the 7th February 1787. Together with all, ways, waters and watercourses to have and to hold the said granted and bargain promises and all the appurtenances thereon to belonging and the rents, issues, and profits thereof on to him the said **BRYAN WHITFIELD** and his heirs and assigns forever to his and their only proper use benefit and behoof free and clear of all former grants gifts judgment executions and all manner of encumbrances whatsoever. And the said **DREWRY BRYAN** doth by these presents agree to warrant and defend the above bargain land premises unto the said **BRYAN WHITFIELD** his heirs and assigns against me my heirs and all and every other person or persons whatsoever.

In witness whereof I have hereunto set my hand and it fixed my seal this 27th day of May 1790.

DREWRY BRYAN {seal}

Signed, sealed and acknowledged and presence of
THOMAS MOORE
HENRY SHEEHAN
BURWELL HENRY

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Johnston County May 3rd 1790

then was the execution of this deed acknowledged in open court by **DREWRY BRYAN** and ordered to be registered.

are Sanders Clerk of Court