

Bond & Deed, DE, Sussex, WILLIAM POLK to WILLIAM PIERCE 1778 1787

Sussex County
in Delaware state

Bond for conveyance of land **WILLIAM PIERCE [PEARCE]** from **WILLIAM POLK**

Know all men by these presents that I **WILLIAM POLK JR.**, of the county aforesaid, yeoman, I am held and firmly bound unto **WILLIAM PIERCE** of the same place, Cordwinder, in the penal sum of £300, lawful money of the state, to be paid to the said **WILLIAM PIERCE**, or to his certain attorney, heirs, executors, administrators or assigns, for which payment well and truly to be made and done, I bind myself, my heirs, executors, administrators and every one of them firmly by these presents.

As witness my hand and seal with my seal dated this first day of August and in the year of Our Lord 1778.

The condition of the above obligation is such that if the above bounden **WILLIAM POLK JR.**, his heirs, executors, administrators them or either of them do and shall makeover, alienate, convey and confirm a sufficient deed of a specialty a certain lot of ground situated lying and being in Cedar Creek hundred County aforesaid, that is to say all of the ground lying and being on the north and western side of Townsend Road as it now runs and binding with the lines of the aforesaid **WILLIAM POLK** heretofore sold unto **RICHARD MULLINAX** and **JEHOSHAPHAT POLK** and then back to and binding in **BENNET BRYAN**'s together with all the houses, outhouses, gardens, improvements unto the said **WILLIAM PIERCE** his certain attorney, heirs, executors, administrators or assigns warranting and defending the above bargained premises against the lawful claim of him the set **WILLIAM POLK** his heirs, executors, administrators and every of them than the above obligation to avoid and of none effect otherwise to remain in full force and virtue in law.

WILLIAM POLK {seal}

Signed sealed and delivered in the presence of us

JOHN POLK
EDWARD POLK

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I do hereby certify that on the 9th day of November in the year of Our Lord 1786 the execution of the within Bond of conveyance was proved by the oath of **EDWARD POLK** one of the subscribing evidences thereto in open court.

In testimony whereof I have here to set my hand and I fixed the public seal of my office this 24th day of November in the year aforesaid.

D. HALL, prothonotary

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Deed **WILLIAM PIERCE** from **WILLIAM POLK** Esquire administrators

TO ALL PEOPLE TO WHOM THESE PRESENTS SHALL COME **NANCY POLK**, administratrix, and **EDWARD POLK**, administrator, of all and singular the goods and chattels rights and credits which were of **WILLIAM POLK** Jr., late, of Cedar Creek hundred and the county of Sussex on Delaware, Esquire, deceased, at the time of his death who died intestate as his said, send greeting.

WHEREAS the said **WILLIAM POLK** was in his lifetime seized and possessed of and in a certain lot or piece or parcel of ground containing 3 acres and 1/3 of an acre situate, lying and being in the north and western most side of the road commonly called and known by the name of the Townsend Road as it now runs and binding with the lines of land heretofore sold, by the aforesaid **WILLIAM POLK** in his lifetime, on to **RICHARD MULLINAX** and **JEHOSHAPHAT POLK** and binding also on the lands of **BENNET BRYAN** and on the aforesaid Townsend Road in Cedar Creek hundred and County of Sussex aforesaid and is butted, bounded and limited as follows, to wit:

Beginning at a marked White Oak Post standing on the corner of **BENNET BRYAN**'s land; thence with a line drawn north 13 degrees east 32 perches to a Red Oak Post standing on the line of **COVERDALE COLE**'s land, which he bought of **WILLIAM POLK**; thence with a line drawn North 35 1/2 degrees east 27 3/4 perches to a White Oak standing on the north east from **NOBLE CORDERY**'s House; thence with a line drawn South 49 1/2 degrees west 29 perches to a marked Hickory Post on the line of land which the aforesaid **WILLIAM POLK** conveyed to **RICHARD MULLINAX**; thence with line drawn north 45 degrees west 2 1/2 perches to a White Oak binding on said **MULLINAX**' land; thence south 49 1/2 degrees west 22 purchase to a marked Red Oak Post which intersects the aforesaid **BENNET BRYAN**'s land; and from thence home to the first border on White Oak Post aforesaid.

Containing and laid out for 3 acres and 1/3 of an acre be the same more or less and as thereof being seized by his certain bond or writing obligatory bearing date of the first day of August in the year of Our Lord 1778 came held and firmly bound by the name of **WILLIAM POLK** Jr., of the county aforesaid, Yeoman, unto **WILLIAM PIERCE** of the same place, conveyance in the full and just some of £300 lawful money of the Delaware state to be paid to the said **WILLIAM PIERCE**, or to his certain attorney, heir, executor, administrator or assigns, on which payment well and truly to be made and done, the said **WILLIAM POLK** found himself his heirs, executors, administrators and every one of them firmly by the same bond with condition thereunder written, that if he, the said **WILLIAM POLK** or his heirs, executors, administrators, or either of them, did and should makeover, alien, convey, confirm, by sufficient deed aforesaid called a specialty a certain lot of ground situate, lying and being in Cedar Creek hundred, and County aforesaid, that is to say by all the ground lying and being to the north and west most side of the Townsend Road as it then run and binding with the lines of land theretofore sold by the said **WILLIAM POLK** unto **RICHARD MULLINAX** and **JEHOSHAPHAT POLK** and cents back to the Townsend Road binding on the lands of **BENNET BRYAN** together with all the houses out houses and improvements on to the said **WILLIAM PIERCE**, his certain attorney, executor, administrator, assigns warranting and defending the said bargained premises against the lawful claim of him, the said **WILLIAM**, his heirs, executors, administrators aforesaid every of them whose obligation to be void and of none effect otherwise to remain in full force and virtue in law as by said bond or writing obligatory and condition aforesaid thereunder written duly proved in open court of Common Pleas at Sussex for the county of Sussex aforesaid and recorded in the roll's office at Lewes for said County in book ___ number ___ folio ___ will

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more fully and at large approve and whereas the said **WILLIAM POLK** XXX and before he had made and executed afterwards and before he had made or executed any deed or conveyance or the lot of ground and premises in the lot of ground aforesaid mentioned unto the said **WILLIAM PIERCE**, or any other person in trust for him, to his use agreeable to the tenor and effect of aforesaid recorded bond died intestate as tis said whereupon administration of all and singular the goods and chattels rights and credits which were of the said **WILLIAM POLK** at the time of his death or by **PHILLIPS KOLLOCK** Esquire register for the probate of Wills and granting letters of administration in and for the county aforesaid in due form of law committed unto the aforesaid **NANCY POLK** and **EDWARD POLK**, who proffered their petition to the court of common pleas at Lewes for the county aforesaid on the day of the date of these presents setting forth the case in part as is here in before set forth and recited and also setting for that the aforesaid **WILLIAM PIERCE** had fully satisfied contented and paid on to the said **WILLIAM POLK** in his lifetime the full and entire sum of the purchase or consideration money for the aforesaid lot of ground and premises with the appurtenances in the condition of the bond or writing or writing obligatory aforementioned.

And thereupon prayed the said Court to Grant and make an order of the said Court empowering and directing them, the petitioners aforesaid, to make and execute a good and sufficient deed work Advance on to the set **WILLIAM PIERCE** his ears and a signs for the aforesaid lot of ground and premises in the condition of the bond or writing obligatory aforesaid mentioned and in discharge of the same agreeable to the directions of the act of assembly in such case made and provided and which was thereupon considered and ordered and decreed by the same court at the said petitioners should make and execute a deed or conveyance unto the said **WILLIAM PIERCE** his ears and a signs forever for the shed lot of ground and premises with the appurtenances in discharge of the said recorded Bond and agreeable to the direction of the act of assembly of four said.

NOW KNOW YE that the aforesaid **NANCY POLK** and **EDWARD POLK** in consideration of the sum of £150 to the aforesaid **WILLIAM POLK**, in his lifetime, by the said **WILLIAM PIERCE** and truly paid in obedience to the order and decree of court aforesaid agreeably to the directions of the act of assembly of four said and also in consideration of the further sum of 5 shillings to them in hand paid by **WILLIAM PIERCE** before the sealing and delivery hereof which they do hereby acknowledge have granted, bargained, sold, aliened, enfeoffed, conveyed, assure and confirmed and by these presents, they, the said **NANCY POLK** and **EDWARD POLK**, do grant, bargain, sell, alien, enfeoff, convey, assure and confirm unto the said **WILLIAM PIERCE** his heirs and assigns forever all that the above and before mentioned described and recited lot or piece or parcel of ground bound and limited as aforesaid and containing 3 acres and 1/3 of an acre be the same more or less with all and singular the houses out houses, buildings, gardens, orchard, fencing, pastures, woods, under-woods, timber, trees, ways, paths, passages, lane, allies, wells, waters, water-courses, easements and emoluments, rights, members, privileges, advantages, hereditaments, and appurtenances whatsoever to the same belonging, or in any wise appertaining, and the revisions, remainders, rents, issues and profits thereof and also all the estate, right, title, interest, claim, and demand, whatsoever, of the aforesaid **WILLIAM POLK** which he in his lifetime ever had, or might could or ought to have had, either in law, or Equity, or otherwise howsoever, of in and to the same to have and to hold the sad lot piece or parcel of ground hereditaments and all and singular the premises herein before mentioned described and recited and hereby granted, bargained, and sold or mentioned, or intended to be, and all and every part and parcel there with the appurtenances unto the said **WILLIAM PIERCE** his heirs and assigns to the only proper use benefit and behoof of him the said **WILLIAM**

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PIERCE his heirs and assigns forever in as full, free, entire, absolute, unmolested and peaceable manner ever the said **WILLIAM POLK** in his lifetime held or might could we wrought in any wise to hold occupied possessed or enjoyed the same to all and every use intent and purpose whatsoever acquitted and is discharged and of from the claim and claims of all and every the heirs of the said **WILLIAM POLK** deceased and all and every person and persons whomsoever claiming or to claim buy from or under him them or any of them forever.

And beside **NANCY POLK** and **EDWARD POLK** and each of them do hereby authorize, nominate, constitute, and appoint **JOHN RODNEY, HENRY NEILL** and **PHILLIPS KOLLOCK** all the town of Lewes, Esquires, or either of them, their lawful attorney, and attorneys, for them and in their name and stead to acknowledge the above and foregoing instrument of writing to be their respective act and deed and deliver the same in open court in due form of law to all intent and purpose as fully as they might or could so were they to be personally present to the end and intent therefore that the same Maybe search recorded according to law.

In witness whereof the said **NANCY POLK**, administratrix, and **EDWARD POLK**, administrator, as aforesaid of the said **WILLIAM POLK** deceased have hereunto set their hand and affixed their seals this 8th day of February in the year of Our Lord 1787.

NANCY POLK
EDWARD POLK

Sealed and delivered in the presence of us the word post first interlined.

BETSY THOMPSON
ANNA POLK

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I do hereby certify that on the 8th day of February in the year about our Lord 1787 the Within deed I'm sale was acknowledged in open court by **EDWARD POLK** one of the administrators within named in due form of law I fixed the public seal of my office this 20th day of February in the year aforesaid.

D. HALL, Prothonotary