

At a Court held for Prince William County September 1<sup>st</sup> 1826  
this bond from P D Daves & Barnaby Common to the Prince  
was acknowledged by the said Daves & Barnaby to be their act  
& deed & admitted to record.

Seals P D Daves & B

# This Indenture

Howard  
This Indenture made and entered into the third  
(Thursday) day of November in the year of our Lord, one thousand eight  
hundred & twenty three between John Howard, master of the  
Prince's Superior Court of Chancery directed by law to be held in the  
County of Frederickburg of the one part, and Peter John  
Gunn, Justice of the County of Prince William of the other part  
& whereas Whereas, in pursuance of a decree of the said Superior Court  
of Chancery pronounced on the 10<sup>th</sup> day of October 1821, in a cause  
between them depending in the said Court between Thomas Chapman  
vs. John Gunn, surviving executor of William Gunn, deceased, plaintiffs and  
Peter John Gunn, defendant, the said Chapman, Peter Gunn, Gunn, and  
Washington & Wynn have wife, & others defendants a copy of  
which decree is hereto annexed as a part of this Indenture

The said John Howard, Marshal, as aforesaid, by William Pro Long his deputy, did on the 7<sup>th</sup> day of July 1893, at Prince William Court house, cause to be by public auction, to the highest bidder for ready money, after having given three weeks notice of the time and place thereof by advertisement published in the Alexandria Herald, a newspaper printed in the town of Alexandria as the said domestic, the lands and premises thereby described and ordered to be sold, being three several tracts or parcels of land, situate, lying and being in the County of Prince William and adjoining each other, one of which tracts is said to contain two hundred acres, & another, one hundred & seventy acres, the number of acres in the remaining tract not being contained or known and the same lands which are more particularly described in an indenture of mortgage, a copy of which is exhibited in the said report, made on the 9<sup>th</sup> day of September 1893, between the Reverend Francis Ferguson of the one part and Simon Duttonell & Thomas Chapman, executors and trustees of William Lear deceased of the other part. At which sale Doctor John Dyce, party to this indenture, being the highest bidder therefor, became the purchaser thereof at the price of one thousand dollars - All of which appears from the report of the said Marshal respecting the said sale made in the said report aforesaid, pursuant

And respecting the said sale made in the said aforesaid premises  
to the said decree (a copy of which report is also annexed as a part  
hereof) And whereas the said Court by its decree pronounced on the  
4<sup>th</sup> day of October 1823, in the said aforesaid, approving of and confirm-  
ing the said report, directed the said marshal who made the sale  
under the decree aforesaid, to convey to the purchaser thereof, at his  
cost, the lands and premises aforesaid, according to the description  
specified in the said report. Now this indenture witnesseth that the  
said John Starnard, marshal as aforesaid, do well for and in execution  
of the premises aforesaid, as of the own of one dollar to him  
in hand paid by the said John Spence, the receipt whereof is hereby  
acknowledged, hath granted, bargained and sold, and by this pre-  
sent doth grant, bargain & sell unto the said John Spence his heirs and  
assigns the three several tracts & parcels of land and premises aforesaid  
which were sold by the said Marshal at public auction as aforesaid.  
So have and to hold the lands and premises aforesaid with  
the appurtenances to the same belonging or in any way appertaining  
to the said John Spence his heirs or assigns unto the only proper use  
and behoof of the said John Spence his heirs & assigns forever. And  
the said John Starnard marshal as aforesaid, the lands and  
premises aforesaid and the appurtenances to the same belonging  
against himself and his heirs, and all persons claiming or to claim  
by, through, or under him, unto the said John Spence his heirs and  
assigns shall and lawfully by those records never warrant and defend.

In witness whereof the said John Steward manifested as aforesaid  
both hereto set his hands and seal, this day and year first hereunto  
written.

signed, sealed & delivered in presence of } John Steward Notary Public

corporations of Shenandoah County,

Wm. Williams & Robert W. Williams Attorneys of the peace in

the corporations aforesaid in the State of Virginia do hereby certify

that John Steward party to a certain deed bearing date on

the 3<sup>d</sup> day of November 1823, and hereto annexed personally

appeared before us in our corporations aforesaid and acknowledged

that the same to be his act and deed and desired us to witness

the said acknowledgment to the Clerk of the County Court

of Prince William in order that the said deed may be recorded

given under our hands & seals this 3<sup>d</sup> day of November 1823.

Wm. J. Roberts

Wm. Allen

Virginia:

At a Superior Court of Chancery held in the town of this

Shenandoah on the 1<sup>st</sup> day of October 1821.

Thomas Chapman, surviving executor of William Lear deceased

1821

enclaving on the 1<sup>st</sup> day of October 1821.

Thomas Chapman, answering executor of Williams last named

Plaintiff

against

Benjamin Grayson, Beverly W. Grayson, Peter Grayson, Land Wash-

ington and Susanna his wife, Samuel Smith and Sarah his wife

James Hewitt and Caroline his wife, Judith Lindsay, George F.

Hedgeman, John F. Hedgeman, James Howlidge and Susan W. F.

his wife, John Broome and Howlidge, John, Elizabeth and Mr.

land infant children of the said John Broome and Mary his

deceased wife and Heiman Ford and Catharine his wife

Defendants

On the motion of the plaintiff by counsel the Court doth re-

quire John E. Broome guardian of the infant defendants How-

lidge, John, Elizabeth & William Broome for the purpose of de-

termining them in this suit. And the defendants Benjamin Gray-

son Beverly W. Grayson Peter Grayson and Washington W.

Susanna his wife Samuel Smith & Sarah his wife James Hewitt &

Caroline his wife & Judith Lindsay who are absent from this

Commonwealth, and against whom the plaintiff appears to

have proceeded in the mode prescribed by law, and the defend-

ants George F. Hedgeman, John F. Hedgeman James Howlidge

and Susan W. F. his wife John Broome and Heiman Ford

and William has not duly executed, still facting to appear and answer, the  
cause came on by consent of the plaintiff and the infant defendants have  
ugh, John, Elizabeth and William Brown by John Brown, against  
him guardian, to be heard on the original bill the bill of guardian  
and answer thereto is an exhibit and was argued by counsel. The counsel  
show whereof the Court do the order is decreed that unless the  
defendants do within one month from the date hereof pay to the plain  
iff two hundred and twenty eight pounds, four shillings and five pence  
with interest thereon at the rate of five per centum per annum from  
the 9<sup>th</sup> day of September 1795 until paid, and the costs expended by  
the plaintiff, with the prosecution of this suit, the said defendants  
and their heirs and all persons claiming under them to from thence  
forth for ever and fore ever of all equity and right to redress the  
lands described in the indenture of mortgage, the exhibit of before  
made the 9<sup>th</sup> day of September 1795 between the Rev<sup>d</sup> Spencer Gregory  
of the one part, and Simon Sutwell and Thomas Chapman, executors  
and trustees of William Bar deceased of the other part and in case  
of default in the payment of the said principal money interest  
and costs, within the time of before, that the Marshals of this Court  
after having given three weeks notice by advertisement published in  
some newspaper printed in the town of Alexandria, do express to

after having given three weeks notice by advertisement published in some newspaper printed in the town of Alexandria, do propose to sell by public auction for ready money, the lands and premises in the said indenture mentioned, and out of the money arising from the said sale after defraying the expenses, attending the same pay to the plaintiff the said principal money interest and costs and the surplus of the proceeds of sale, if any pay to the defendants, and report the proceedings to the Court, in order to a final decree: And liberty is reserved to the said defendants, to show cause against this decree at any time within six months after they shall have attained the age of twenty one years. But the effect of this decree is suspended until the plaintiff shall have entered into bond with sufficient security payable to the said defendants in a penalty equal to double the amount of the same hereinafter decreed, conditioned as the law requires in the case of absent defendants. *Plaintiffs Costs \$54.97*

*Albany State 99 Bonds &c*

Pursuant to the aforesaid Decree, I did on the 4<sup>th</sup> day of July 1803 at Prince William Court House propose to sell by public auction to the highest bidder for ready money (three weeks notice of the time & place of sale having been first published in the Alexandria Herald) the lands and premises therein decreed to be sold being three several tracts or parcels of land lying adjoining each other in the County of Prince William one of which tracts is said to con-

111  
 200 acres, one other tract, 190 acres, and the quantity of 900  
 in the remaining tract not known, at which rate 3000 to 4000  
 acres being the highest bidder therefor. Because they purchased at  
 the price of \$1000 who thereupon paid the sum of twenty or the  
 two amount of Marshall's farming team & the further amount of  
 twenty five dollars the cost of advertising horses and retaining  
 the balance of \$952, on two funds, as a due to Lewis now of William  
 Lane deceased, leaving as balance due the estate of the said William  
 Lane of \$15.31, as will appear by the following  
 statement

Amount to be raised by the decree of 19<sup>th</sup> May 1823 } \$901.76  
 hereto annexed.

Paid at 5<sup>th</sup> cent per ann. on \$188.67 part thereof } 4.58  
 from 29<sup>th</sup> April 1823 to 7 July 1823 }  
 Costs } 57.97  
 969.31

Amount paid of Land } \$1000  
 of 1/2 Man Course } \$26.00  
 Costs of ading horses } 22  
 Leaves due to the plaintiff the sum of } \$952.00  
 The above is repay reported by } \$15.31



Statement

Amount to be received by the decree of 19<sup>th</sup> May 1823 } \$901 76  
Accts amended

Int. at 5% per cent per ann. on \$188.67 paid during } 4 55  
from 29<sup>th</sup> April 1823 to 7 July 1823 }  
Costs 27 97

969 31

Amount sales of Land \$1000

High Mass Towns \$26.00

Costs of ading taxes 22 48 952.00

Leaves due to the plaintiff the sum of \$15 31

Shew above is copy reported by

Wm McBray

D. McF&D

Attesty Note of J. Ford & Co.

At a Court held for Justice William County September 1<sup>st</sup> 1826  
This deed from John Howard (Marshall) to John Spruce with  
certificates & paper amended was presented to the Court & admitted  
to record.

Teste: P. J. Stone

1 1 1

PWCoxent's Deed Book 10 p 410-414

John Stanard to John Spence

land of Rev Spence Grayson