

Orange-Guilford County NcArchives Deed.....Paisley Senior, William - Wiley, William April 24, 1770

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Nancy Poquette npoq@hotmail.com May 26, 2006, 2:28 am

North Carolina State Archives, Orange Co., Record of Deeds, Vol. 3, page 330-332, Microfilm C.073.40002

Written: April 24, 1770

Recorded: July 1770

[The county clerk who recorded the following deed was Francis Nash, later to become famous as a colonel of the North Carolina Continentals who led his men courageously and who was killed in action. This indenture either did not hold his complete attention, or he was extremely drowsy as he wrote it, or worse, had imbibed too much Madeira with his midday meal, and it is very nearly nonsense. It is followed by a rewrite of the same indenture of the same land, and written in a far more coherent manner.]

"This indenture made the 24th day of April in the year of our Lord 1770 between William Wiley and Mary, his wife, of the County of Orange and province of North Carolina of the one part, and WILLIAM PACELY of the County and Province aforesaid of the other part. Witnesseth that for and in consideration of the sum of 190 pounds proclamation [?or provincial?] money of North Carolina to the said William Wiley and Mary, his wife, in hand paid at and before the ensealing and delivering of these presents by the said WILLIAM PACELY, the receipt whereof they do hereby acknowledge and thereof and of every part thereof doth clearly acquit and discharge the said WILLIAM PACELY, his heirs, executor and administrator, and every of them by these presents and of the sum of five shillings lawful money of Great Britain to the said William Wiley and Mary, his wife, in hand paid by the said WILLIAM PACELY the receipt whereof the said William Wiley and Mary his wife doth also hereby acknowledge, the said William Wiley seller, his wife have granted, aliened released and confirmed and by these presents do grant, alien, release and confirm unto the said WILLIAM PACELY in his actual possession now being by virtue of a bargain and sale to him thereof, made for one whole year by indenture, bearing date the day before the date hereof, and by force of the statute for transferring uses into possession and to his heirs and assigns;

All that messuage? Tenements, plantation, tract or parcel of land, situate, lying and being in the county and province aforesaid on Birch Creek, the waters of the Little Alamance and on both sides of the Quaker Road, beginning at a black oak, then running north 86 chains to a white oak sapling, then west 35 chains cross Birch Creek to a white oak sapling, then cross a branch 25 chains to a stake then west cross a fork of said creek 55 chains to a white oak sapling, then south 61 chains to a Spanish oak, then east cross a branch of Birch Creek 90 chains to the first station, containing by estimation 636 acres, be the same more or less, and all the estate rights, title, interest, reversion, claim and demand whatsoever of them, the said William Wiley and Mary, his wife, of, in and unto the premises aforesaid and every part and parcel thereof, and the reversions, remainders yearly or other rents and profits of the premises, and of every part and parcel thereof., to have and to hold the said messuage or plantation of land and all and singular other the premises hereinbefore mentioned and intended to be hereby granted with the

appurtenances unto the said WILLIAM PACELY and his heirs to the use of the said WILLIAM PACELY, his heirs and assigns and the said Wiley and Mary his wife, their heirs, executors and administrators, doth covenant, grant to and with the said WILLIAM PACELY, his heirs and assigns by these presents that they, the said William Wiley and Mary, his wife now standeth lawfully and rightfully seized of and in the said messuage and premises with their appurtenances of a good, sure, perfect, absolute and indefeasible Estate in fee and now have good right, full power and lawful and absolute authority to grant and convey the said messuage and premises unto the said WILLIAM PACELY, his heirs and assigns from time to time and at all times hereafter peaceably to have hold possess and enjoy this messuage and all and singular other the premises herein before mentioned and intended to be hereby granted with their appurtenances without any lawful let suit, trouble or interruption of them, the said William Wiley and Mary his wife, their heirs or assigns or any other person whatsoever freed and discharged of and from all ?inambrancy whatsoever, the rents and services hereafter to grow due to the right honorable, the Earl Granville, only excepted and force [smudged writing] and the said William Wiley and Mary his wife, their heirs, executors and administrators doth covenant and grant to and with the said WILLIAM PACELY by these presents, that it shall and may be lawful to and for the said WILLIAM PACELY, his heirs and assigns from time to time and at all times forever hereafter peacefully and quietly to have, hold, possess and enjoy the said messuage and premises with the appurtenances without the lawful let suit, trouble or interruption of them the said William Wiley and Mary, his wife, [this is really getting too painful to read!] their heirs and assigns or any of them or any other person or persons lawfully claiming or to claim in from or under him, them, or any of them and the said William Wiley and Mary his wife their heirs, executors and administrators do covenant and grant to and with the said WILLIAM PACELY, his heirs and assigns by these presents that they the said William Wiley and Mary his wife, their heirs shall and will any time or times hereafter the request ____ [this is the line he made here] and at the proper cost and charges in the law of the said William ____ [this is the line he made here] his heirs or assigns do make and execute or cause and procure to be made ____ [line made by the clerk] and executed all and every such further and other acts and acts conveyance and appurance in the law whatsoever for the further and better conveying and assigning the messuage and premises with their appurtenances unto the said WILLIAM PACELY and his heirs, to the use of the said WILLIAM PACELY and his heirs and assigns forever be it by fine or fines ? recovery or recovering or otherwise. Howsoever the said WILLIAM PACELY, his heirs or assigns or his or their Council learned in the law shall be reasonably devised, advised or required so as such further apurances contain no further covenant or warrant then in these presents contained. In witness whereof the said William Wiley and Mary, his wife have hereunto set their hands and affixed their seals, the day and year above written. William Wiley and Mary Wiley. Signed sealed and delivered in the presence of July Court 1770. The deed was acknowledged in open court and ordered to be registered. Test, F. Nash, CC.

File at: <http://ftp.rootsweb.com/pub/usgenweb/nc/orange/deeds/wiley103gdd.txt>

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