

Deed, NC, Johnston, Book 3 1769-1790 Pages 159-162

This indenture made this 26th day of May in the year of Our Lord one thousand seven hundred and eighty eight between **ARTHUR BRYAN** Sheriff Johnston County in the state of North Carolina of the one part and **JOSEPH BOON** Junior of the county before said have the other part.

Witnesseth that whereas the said **JOSEPH BOON** lately before **JESSE TINER** esquire, one of the justices for the side County recovered a judgment against **ELIZABETH EDWARDS** administratrix of **WILLIAM EDWARDS**, deceased, for the sum of sixty pounds pounds twelve Shillings and costs the officers to whom fieri facias was issued in consequence of the judgment, and recovery not finding personal property sufficient to satisfy the said writ of fieri facias did levy the same on a parcel of land in virtue of an act of the assembly passed at Fayetteville in November 1786 and titled "an act for increasing the jurisdiction of the county court of pleas and quarter sessions and the justices out of court" and directing the time of holding Court in this the said officer having so levied his said execution made return of the same with his proceedings thereon to the then next succeeding Court to be held for the said County which fell on the Monday in February 1788.

Whereupon the court passed in order directed to the sheriff of the said County to dispose of the said land or so much thereof as should be sufficient to satisfy the aforesaid sixteen pounds twelve shillings and costs, in obedience to the said order of sale, the sheriff did legally advertise the time for the sale of the said land and on the day and place appointed for such sale the said Sheriff did expose the said land to public sale towards satisfying and discharging the aforesaid judgment & c. and the said **JOSEPH BOON** Jr was then and there for the said land with the appurtenances the same was by the sheriff struck off him.

Now this indenture.

Witnesseth that the sheriff of Johnston County in virtue of the several Acts of the assembly now in force in the said state for such purposes made and provided and in virtue of the powers and authorities thereby to him given and in virtue of the aforesaid order of sale and for and in consideration the sum of five pounds of for said to him in hand paid by the said **JOSEPH BOON** Jr the receipt where of is hereby acknowledge he the said Sheriff has bargained sold conveyed and confirmed and these presents does accordingly to the powers and authorities by law to him given bargain sell convey and confirm unto him the said **JOSEPH BOON** his heirs and assigns forever the above-mentioned land with the appurtenances thereunto belonging situate lying and being in the same county of Johnston and on Moccasin swamp.

Beginning at a white oak knew the head of middle turkey branch turning North sixty West two hundred and eighty poles to a marked pine; thence south thirty west along a row of marked trees to a marked white oak sapling in Moccasin swamp; thence down the said swamped to a marked poplar and white oak in the mouth of a branch on the south side of the swamp; thence along a row of marked trees up the said branch to a pine; thence South sixty East sixty poles to a red oak near **NATHAN GURLY**'s line; thence a straight line to the beginning.

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Containing two hundred and fifty acres. Also one other tracked of land joining the above mentioned land.

Beginning at a pine in the line of abovesaid land running North one hundred and thirty eight poles to **STEVEN EDWARD**'s corner a stake; Thence along his line East eighty poles to a pine; thence North one hundred and twenty poles to a pine; thence West one hundred and fifty poles to a **HENRY RAIN**'s line. Then along his line South forty four poles to his corner; thence West thirty poles to a pine; Thence South one hundred and sixty four poles to his own line and thence along his line to the first station.

Containing in the whole 200 Acres together with all and singular the Privileges profits and advantages that doth to the land along or in any wise appertaining to have and to hold the said with all and singular the appurtenances to him the said **JOSEPH BOON** Junior his heirs and assigns forever and the said Sheriff does hereby warrant and defend the same land with the appurtenances to him the said **JOSEPH BOON** Junior his heirs and assigns forever and as full and ample manner to all intents and purposes as he can do in virtue of his office as Sheriff of this County and in virtue of the aforesaid order of sale and in virtue of the powers and authorities to him given by the several acts of assembly of this state in such case made and provided.

In witness whereof the said Sheriff of Johnston County have hereunto set his hand and seal the day and year first above written.

ARTHUR BRYAN {seal}

Signed, sealed and delivered in presence of

JAMES POWELL
HARDY BRYAN

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Johnston County August Court 1788 then was this deed acknowledged in open court and ordered to be registered.

R. SANDERS Clerk of Court

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