Deed Benjamin Potter from Burton Donaphin & wife

This Indenture made this fifth day of January in the year of our Lord One thousand Eight hundred and thirty six between Burton Donaphin & Sarah his wife of Broad Kill Hundred in Sussex County and State of Delaware, of the first part and Benjamin Potter jun. of Cedar Creek Hundred of the County and State aforesaid of the second part The said Burton Donaphin and Sarah his wife for and in consideration of the full sum of three hundred dollars lawful money of the United States of America to him the said Burton Donaphin in hand well and truly paid the receipt whereof is hereby acknowledged they the said Burton Donaphin and Sarah his wife have granted bargained and sold and by these presents do grant bargain and sell unto the said Benjamin Potter jun. his heirs and assigns all certain tracts of land situate in Cedar Creek Hundred County and State aforesaid, whereon the said Benjamin Potter now dwells, with one other tract adjacent of land called Spring hill, formerly the lands of John Potter deceased, father of the said Sarah Donaphin late Sarah Potter, they the said Burton Donaphin and Sarah his wife and they for themselves their heirs do bargain sell and convey and confirm unto the said Benjamin Potter jun. his heirs and assigns, all their right title interest and claim to the one fifth part of all the lands and tenements mentioned above unto Benjamin Potter jun. his heirs and assigns forever, and also all their houses, houses, orchards, woods, underwoods, ways, waters, water courses, profits, advantages, hereditaments, and appurtenances whatsoever to the said one fifth of the lands and tenements above in any wise appertaining or belonging, unto the said Benjamin Potter jun. his heirs and assigns forever, the reversion and reversions remainder and remainders, rents issues and profits of the said one fifth of the lands and tenements above mentioned, and every the premises, and every part and parcel thereof, all the estate right, title, interest claim and demand whatsoever of them the said Burton Donaphin and Sarah his wife of and in the said one fifth part of the lands and premises hereinbefore and every part thereof. To have and to hold the one fifth part of the lands and tenements above mentioned and all and singular the premises hereinbefore mentioned and every part and parcel thereof with the appurtenances unto the said Benjamin Potter jun. his heirs and assigns, to the only proper use and behoof of the said Benjamin Potter jun. his heirs and assigns forever. And the said Burton Donaphin and Sarah his wife for themselves and their heirs, the said one fifth of the lands and tenements hereinbefore mentioned and every the premises, and every part and parcel thereof against themselves and against their heirs, and against all and every other person and persons whatsoever, shall from time to time claiming or claim, to the said Benjamin Potter jun. his heirs and assigns shall and will forever warrant and defend by these presents. In witness whereof we the said Burton Donaphin and Sarah his wife have hereunto set our hands and affixed our seals the day and year first above written.

Signed sealed & delivered
in the presence of us
Geo. Frame, D. R. Smith

Burton Donaphin (Seal)
Sarah Donaphin (Seal)

State of Delaware } Be it remembered that on the fifteenth
Sussex, ss. } of March, in the year of our Lord One thousand Eight hundred and thirty six, Burton Donaphin party to the foregoing indenture personally came before me Peter Robinson one of the judges of the State of Delaware and do acknowledge the same indenture to be his deed, and be it further remembered that on the same day personally came before me the said Sarah Donaphin wife of the said Burton Donaphin, and also a party to the foregoing indenture personally came before me the said Peter Robinson and she upon private examination, taken by me apart from her said husband, did acknowledge the said indenture to be her deed, and that she executed the same willingly without compulsion or threats or fear of her husband. Given under my hand at Georgetown the day and year aforesaid.

Peter Robinson J.P.

This deed was lodged in the Recorder's Office in and for Sussex County on the fourteenth day of March Eighteen hundred and thirty seven.

Nathl. P. Moore Sec.