

146 Thomas Grove his Land thence along the said Grove his line North Eighty three & a Quarter Degrees East One hundred & twenty perches to a corner Stone near the head of a branch thence down the said branch North Twenty eight degrees East till it Intersecteth Prime hook Creek to a corner Stake of the abovesaid Thomas Grove his Land thence Northwest Eight perches to the first bounded Stake and place of beginning Containing seventy five Acres be the same more or less Now This Indenture Witnesseth that the said John Potter for and in consideration of the sum of One hundred and Fifty pounds Current money of this State to him in hand paid by the abovesaid Thomas Grove the receipt whereof & every part thereof he the said John Potter do hereby acknowledge and the said Thomas Grove & his heirs Executors & Administrators therefrom & every part & parcel thereof do discharge Release & Acquitt by these Presents Have given granted Bargained sold aliened Enjoined & Conferred and by these Presents do give Grant Bargain sell Alien Enjoine & Confirm unto the said Thomas Grove his heirs & Assigns the abovesaid bounded & Bounded seventy five Acres of Land & premises with all the woods Trees Timber fencing houses Buildings Hardtiments & Appurtenances thereunto belonging or in any wise Appurtenanting To have & to hold the said seventy five Acres of Land & premises with the appurtenances unto him the said Thomas Grove his heirs & Assigns forever To the Only proper use & behoof of him the said Thomas Grove his heirs and Assigns forever And the said John Potter for himself & his heirs do Covenant & Agree to & with the said Thomas Grove his heirs & Assigns by these Presents that he the said John Potter & his heirs the said seventy five Acres of Land & premises with all and every the beforementioned & granted Hardtiments and Appurtenances unto the said Thomas Grove his heirs and Assigns Against the Lawful & Equitable Claim of him the said John Potter his heirs & Assigns and Against the Lawful & Equitable of any other person or persons now at this time or who shall or may hereafter Lawfully or Equitably Claim the said seventy five Acres of Land & premises afore said or any part or parcel thereof by force or under them the said John Potter or by force or under his heirs or Assigns (excepting the Rent due to the Proprietors or Lords of the Fee) shall and will Warrant & forever defend by these Presents In Witness whereof I have hereunto Set my hand and seal the day and year first above Written.

John Potter

Sealed & Delivered in presence of us
William Hays and Joseph Darby



Supra County viz I do hereby Certify that on the sixth day of May in the year of Our Lord One Thousand Seven hundred & Eighty five the within Deed of sale was Acknowledged in Open Court in due form of Law by & unto the Parties therein Named In Testimony whereof I have hereunto set my hand & affixed the Public seal of my Office this twelfth day of May in the year aforesaid.
D. Hall Pottery

Pet^r Margaret Truitt Adm^r for Leave of Court to the present Sheriff to convey Lands &c.
To the Worshipful the Justices of the Court of Common Pleas now sitting at Lawes in and for the County of Sussex on Delaware the Fifth day of May in the year of Our Lord 1785.
The Petition of Margaret Truitt widow and Administration of John Truitt late of the County aforesaid deceased Herably sheweth

That whereas Levin Crapper late of Supra County aforesaid Esq^r dec^d in his lifetime Recovered a Judgment Against a certain Benjamin Truitt late of the County aforesaid yeoman for the sum of Eighty Pounds fourteen Shillings & Eleven pence Lawful money of the Government of the Counties of Newcastle Kent and Sussex on Delaware Debt as also forty two Shillings and Six pence like money as aforesaid which to the said Levin Crapper was Adjudged for his Costs and Charges by him expended by Occasion of the Detention of that Debt whereof the said Benjamin Truitt was Convicted as of Record doth Appear And Whereas a Subpoena writ of Fieri Facias Issued Out of the Court of Common Pleas for the County of Supra aforesaid Returnable the first Tuesday in February Seventeen hundred & Eighty five directed to Peter Robinson Esquire then high Sheriff of the said County Commanding him that of the Goods and Chattels Lands and Tenements of the said Benjamin Truitt (within his Bailiwick) he should Cause to be made and levied the debt and Costs aforesaid and that he should have that money before the Justices at Lawes at a Court of Common Pleas there to be held the first Tuesday in February then next following to Render to the said Levin Crapper in Satisfaction of his Debt and Costs aforesaid at which day the said Sheriff returned that by virtue of the said writ to him directed he had seized and taken in Execution a certain Tract or Parcel of Land Situate in Cedar Creek hundred in the County aforesaid Containing One hundred Acres (be the same more or less) said to be the Estate of the said Benjamin Truitt late deceased and that he had Caused an Inquisition thereon by two Lawful men of his Bailiwick who did return and say that the Rent Issues and profits of the Lands aforesaid were not sufficient to satisfy the Debt and Damages in the said writ mentioned within the time limited by Law and that the Lands remained in his hands for want of Buyers so that he could not have the money to render as by the said writ he was Commanded &c And Thereupon an other writ of Venditioni Exponas Issued Out of the said Court bearing Test the fourth day of February in the year last aforesaid to the said Sheriff directed Commanding him that the Lands aforesaid by him in Execution taken he should Cause to be sold and that he should have the money before the Justices at Lawes at a Court of Common Pleas there to be held the first Tuesday in May then next following to render to the said Levin Crapper for his debt damages and Costs aforesaid and

147 that he should have there then that writ &c. At which day the said Sheriff to wit Peter Robinson returned that by virtue of the said writ to him directed he had sold the said Lands and Premises (after having given public notice of the time and place of sale as the Law directs) unto a certain John Truitt (son of Benjamin) he being the highest and best bidder for the sum of Forty five pounds which money he had ready to tender as by the said writ he was commanded And whereas the said John Truitt after the purchase of the said Lands and Premises and before any Deed or Conveyance was made to him or any person or persons in trust for him or to his use did Intestate leaving your Petitioner his widow and three four children to wit George his Only son, Esther, Sarah, and Leah to whom the Equitable right in the said Lands and Premises descended and came under the Act of Assembly for the better selling intestate Estates in Manner and form following that is to say Two Fifth parts thereof to George Truitt Only son of the said John Truitt and the remaining third fifth parts to Esther, Sarah, and Leah Truitt, Daughters of the said John Truitt as Co-partners Subject nevertheless to the thirds or Dower of your Petitioner for and during her Natural life And whereas the said John Truitt in his lifetime did well and truly pay Satisfie and Discharge unto the said Peter Robinson the full and entire sum of the purchase or consideration money for the Lands and Premises aforesaid as appears by his receipt written and Indorsed on the Deed herewith Exhibited to the Court And whereas the said Peter Robinson hath been since Removed from his said Office of high Sheriff without having made or executed any Deed or Conveyance to the said John Truitt in his lifetime or to his heirs after his decease or any other person or persons in trust for him or to his use for the Lands and Premises above mentioned, and exposed to sale to the said John Truitt as aforesaid by the said Peter Robinson as by the judgment writs and returns aforesaid May appear. Your Petitioner therefore humbly prays your worship's Agreeable to an Act of Assembly of the Delaware State intituled an Act for taking Lands in Execution for payment of Debt to make an Order for Cord Hazard Esquire present high Sheriff of Sussex County aforesaid to make and execute a good and sufficient Deed or Conveyance unto the said George, Esther, Sarah, and Leah Truitt, minors and heirs of the said John Truitt deceased their heirs and assigns as Tenants in Common for the Lands and Premises aforesaid in Manner and form aforesaid Subject nevertheless to the thirds or Dower of your Petitioner for and during the Term of her Natural life Pursuant to the directions true intent and meaning of the above recited Act of Assembly for the better selling Intestate Estates in such Cases made and provided And your Petitioner as in Duty bound will pray &c.

Margaret Truitt

Sussex County viz: I do hereby Certify that at a Court of Common Pleas held at Sevier for the County of the 5th day of May in the year of Our Lord One Thousand Seven Hundred and Eighty five the foregoing Petition was Read and the prayer thereof granted by the Court And Testimony whereof I have hereunto set my hand and Affixed the Public Seal of my Office this twelfth day of May Anno Domini 1785.

D. Hall Esq.

Deed George Truitt & others From Cord Hazard Sheriff

To all People to whom these presents shall Come Cord Hazard Esquire high Sheriff of Sussex County on Delaware Greeting wherethereas there is a certain Tract or parcel of Land situate lying and being in Cedar Creek hundred in the County aforesaid called and known by the name of Spittlefield said to lie in the manner of Worminghurst bounded as follows Beginning at a sap as post being the dividing corner of this and Benjamin Truitt's Land running from thence South twenty and three Quarter degrees west one hundred eighty three perches to a post in Elizabeth Truitt's line, thence by said line north fifty six degrees west fifty seven perches nine links to a Red Oak of ditto Land, thence North seventy eight and a half degrees west ninety two perches to a stake in Coverdale Cole's new ground thence by said Cole's line north sixty nine and a half degrees East fifty nine perches to a Red Oak, thence North twenty two and a half degrees west eighty four perches to a former Red Oak, thence North five degrees East four perches to Walton's Mill Road, thence by said Road North fifty six and a half degrees East One hundred fifty six perches, thence North sixty five degrees East twenty four perches to the fording place by the Old School house thence across Heron Run branch South forty three degrees East Ten perches, thence up said branch South eighteen degrees west twenty five perches to a corner Spanish Oak of Robert Houston, thence by said line South nine degrees East thirty six and a half perches to a former Spanish Oak of ditto Land, thence South forty five and a Quarter degrees East twenty seven perches home to the Beginning Containing One hundred sixty and a half Acres of Land Surveyed the Sixteenth day of April Seventeen hundred and seventy six by Caleb Culverthine And whereas Lewis Crapp late of Sussex County Esquire deceased in his lifetime Recovered a Judgment Against a certain Benjamin Truitt late of the County of York now Counties of Newcastle Kent and Sussex on Delaware Debt as also Forty two Shillings and six pence the money as aforesaid which to the said Lewis was Adjudged for his Costs and Charges by him expended by reason of the detention of that Debt whereof the said Benjamin Truitt was convicted as of Record doth appear And Thereupon a certain writ of Fieri Facias Issued Out of the Court of Common Pleas for the County