

all and singular the premises herein before mentioned with all the appurtenances  
unto the said John Garner his heirs and assigns to his and their own proper  
use against the Challenge claim and demand of all persons whatsoever shall and  
will warrant and forever defend the quietness from the date of these presents only  
excepted In witness whereof I the said David Avery hath hereunto set my hand  
and fixed my seal the day and year above written. David Avery his mark and  
seal signed sealed and delivered in the presence of Amos Adkinson, Wm  
Wright Allan<sup>sr</sup> Raudall his mark and seal, Charles Eames Jr. John  
Averitt, Edgembe County ss. February Court 1757. This deed of sale was  
in open Court and due form of law acknowledged and in motion ordered  
to be registered. Test Jos. Montfort, Cler. Cur.

This Indenture made this fiftieth day of August in the year of our Lord  
one thousand seven hundred and fifty six and in the twenty ninth year  
of his Majesties reign George the second King of England & between  
David Averitt of Edgembe county in the province of North Carolina  
Planter of the one part and Samuel Swearingen Sen of the same  
place also planter of the other part Witnesseth that the said David Averitt for and  
in consideration of Two pounds ten shillings Virginia currency or two pounds  
thirteen shillings and four pence proclamation money to him in hand paid or se-  
cured to be paid the receipt whereof he doth hereby acknowledge and himself therewith  
fully satisfied content and paid and hath given granted bargain sold aliened  
enjoyed and confirmed unto the said Samuel Swearingen and to his heirs  
and assigns for ever and so by these presents give grant bargain sell enjoy  
and confirm unto the said Samuel Swearingen and to his heirs and assigns  
for ever all that piece or parcel of land lying and being in Edgembe county  
on the south side of Tar River joining the said Swearingens back line and on  
the North side of Jumping run beginning at a red oak standing in or near  
the said back line about one hundred yards south of a red oak corner of  
a piece of land the said Swearingen gave to his eldest son Samuel and  
running west 68 poles to a red oak then S. 142 pole to the said Jumping

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