

Transcribed by Jerome A. Walrath

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This indenture made the sixth day of March in the year of our Lord Christ one thousand seven hundred and ninety two Between Adam A. Walrath and Lena his wife, Adolf A. Walrath and Mary his wife all of the Town of Palatine in the county of Montgomery and in the State of New York of the first part, and Jacob Moyer of the Town of Mohawk in the County and State aforesaid farmer of the second part. Witnesseth that where as they the said parties of the first part are seized in their Demesne* as of fee of and in one hundred acres of woodland which land is known by the name of Lot number thirty five in a patent granted unto George Klock, William Nellis and others situate lying and being on the North side of the Mohawk river in the Town of Palatine aforesaid said Lot or one hundred acres aforesaid is butted and bounded as follows begins at the Southwest corner of Lot number thirty one and runs from thence North thirty five degrees East seventy chains then North sixty eight degrees and thirty minutes West fifteen chains and fifty links then South thirty five degrees West seventy chains, then South sixty eight degrees and thirty minutes east fifteen chains and fifty links to the place where first begun containing one hundred acres of wood land and the usual allowance for highways: Now this Indenture witnesseth that they said parties of the first part for and in consideration of the sum of ninety pounds lawful money of the State of New York to them in hands paid by the said party of the second part at or before the ensealing and delivery of the ?, request the receipt where of they the said parties of the first parts do acknowledge and thereof do acquit release and discharge the said party of the second part his heirs executors administrators and assigns by these presents Have granted, bargained, and sold aliened, remised, released and confirmed, and by their presents do grant bargain sell alien, remise, release and confirm unto the said party of the of the second part in his actual possession now being by virtue of a bargain and Sale to him thereof made by indenture bearing date the the day next before the day of the date of these presents and by and by force of the Statutes for transferring of uses into possession and to his heirs and assigns forever, the said one hundred acres of wood land herein above mentioned, Together with all and singular the woods, underwoods stones, trees, timber, feedings pastures, meadows, marshes, swamps, ponds, poles, ways water, water courses, rivers, brooks, rivulets, runs and streams of water fishing, fowling, huntings, mines and minerals (gold and silver mines only excepted) in or upon the above bargained premises or any part thereof, and all profits, priviledges, liberties, hereditaments and appurtenances whatsoever and the reversion and reversions, remainder and remainders, rents issues and profits of all and singular the said premises above mentioned within the appurtenances, and also all the estate, right, title, interest, property, possession claim and demand whatsoever of them the said parties of the first part of into the same with the appurtenances To have and to hold the said one hundred acres of wood land abovementioned with the appurtenances (except as before excepted) unto the said party of the second part his heirs and assigns to the sale and only proper use benefit and behoof of him the said party of the second part s heirs and assigns forever; And they the said parties of the first part for themselves their heirs executors and administrators do hereby covenant promise grant and agree to and with the said party of the second part his heirs and assigns in manner following that is to say, that they the said parties of the first part and their heirs and assigns the

aforesaid one hundred acres of wood land and all and singular the premises before mentioned to be herefore granted with their appurtenances unto the said party of the second part his heirs and assigns, against them the said parties of the first part their heirs and assigns and against all and every other person or persons whatsoever lawfully claiming or to claim the whole or any part of the said abovementioned and described premises will forever warrant and defend by these presents have hereunto interchangeable set their hands and seals the day and year first above written. Adam A. Wallrath LS Lana Walradt X hir mark, LS – Adolf A. Wallrath LS Mary Walradt hir mark LS- Sealed and delivered in the presence of. The words, of the first part, in the 12th line, and the letter C in the 19th was interlined heretofore. Wilhelmes Schall. Corns. C. Beekman.

*seized in his demesne as of fee

Formal words expressing the highest estate a subject can have in land. It is his property or dominicum, since it is for him and his heirs forever, not absolute, but in a qualified or feudal sense; and as of fee, because not purely and simply his own, since it is held of a feudal superior. Source : William C. Anderson, A Dictionary of Law (1893)

Language : English