

Know All Men by these presents, that we Henry S (or J.) Failing & Polly his wife of the Town of Canajoharie in the County of Montgomery in consideration of the sum of one dollar to us in hand paid by **Jacob A. Walradt** of the town of Minden in the county aforesaid the receipt whereof we do hereby acknowledge have bargained sold and Quit Claimed and by these presents do bargain sell and quit claim unto the said Jacob A. Walradt and to his heirs and assigns forever all our and each of our right, title, interest, estate, claim and demand both at law and in equity of in and to all that certain farm or piece of land situate in the town of Canajoharie aforesaid and comprehended within the following bounds viz, beginning in the division line of a tract of land, granted by patent unto Rutger Bleeker & others and another tract of land granted to Phillip Livingston and Arend Bradt on the South bank of the Mohawk River and \_\_\_ from thence along the said riverto the division line of a patent granted to James Alexander and others and the tract granted to Livingston & Bradt, as aforementioned thence southwardly along the division line of the last two mentioned tracts to \_\_\_ rivulet or brook known by the name of Kaatskill thence westwardly along up the middle of said brook to the division line of the tracts aforementioned to have been granted to Bleeker and Livingston & Bradt thence toward the Mohawk River along the said last mentioned division line to the point of beginning containing **one hundred and twenty acres of land** be the same more or less excepting & reserving a certain mill site heretofore conveyed by Caterina Loucks to Henry J. Gates at or near the southwest corner of said premises. Also all that piece or parcel of land situate lying and being on the south side of the Mohawk River in the town aforesaid and is **part or parcel of great lot Number Six** in a patent granted to James Alexander & others beginning at a stake formerly standing on the southerly bank of the Mohawk River in the division line between the lands formerly owned by John Loucks and Hendrick Frey and \_\_\_ from the said stake as the Magnetic Needle pointed on the Ninth day of July One Thousand Eight Hundred and Six south fifty four degrees and thirty minutes east nine chains to a stake on the bank of the said river thence south thirty five degrees and thirty minutes west six chains and fifty nine links to a stone dug in the ground thence north fifty seven degrees and thirty minutes west nine chains to the division line before mentioned and from thence to the place of beginning **containing six acres of land** more or less to have and to hold the two above bargained pieces of land unto the said Jacob A. Walradt his heirs and assigns forever. In witness whereof the parties have hereunto set their hands and seals this twelfth day of July One Thousand Eight Hundred and Twenty Five. Henry J. Failing Mary Failing

**Note: The above two parcels of land are the same as the second and third parcels described in the 1828 Petition. (Jerry L. Walrath 12/4/2006)**

In the 1828 Petition, the petitioners were John J. Failing and his wife, Mary (Walrath/Walradt). Mary was the sister of Jacob A. Walradt. Are the Henry and Mary (Polly) Failing, above, the parents-in-law of Jacob A. Walradt who married Elizabeth Failing?