

This Indenture made the fourth day of October in the year one thousand eight hundred & Sixty Between Flavel Dewey of the town of Canajoharie in the County of Montgomery & State of New York Special Garlock Beardsley S Garlock & Silas S Garlock Infants under the age of twenty one of the first part and Jacob B. Mahath of the town county & State aforesaid of the second part Witness Whereas the said Flavel Dewey the General Guardian of & Dorcas Garlock the mother of the said Beardsley S Garlock & Silas S Garlock heretofore presented to the Montgomery County Court a petition praying for a Sale of the right title and interest of the said infants in the premises in said petition mentioned and hereinafter described Upon which petition an order of the said Court was made at a Special Term of said Court held at Court House in the village of Florida in said County of Montgomery

bearing date the Second day of July 1860 appointing Flavel Dewey
above named the Special Guardian of such infants for the purposes
of the said applications and directing that it be referred to James H. Cook
a Referee to ascertain the truth of the facts in such petitions alleged
and thereupon after the said Special Guardian had given the security
by law required such proceedings were afterwards had that by an order of
the said Montgomery County Court made at a Special term thereof held
at the Court house in the County of Montgomery bearing date the twenty
eighth day of September in the year 1860 it was among other things
in substance ordered that the above named Flavel Dewey the Special
Guardian of such infants be authorized to contract for the Sale and con-
veyance of the right title and interest of the said infants in such Real
Estate for a sum not less than that specified in the Referees Report
in said order mentioned and that such sales with the names of the
purchaser and the terms thereof be reported to the said Court before
the conveyance of such premises should be executed And Whereas
the said Special Guardian upon terms approved of by the said
Referee contracted for the Sale of the said premises with Jacob B
Wairath for the sum of five thousand five hundred dollars that
being the highest sum offered for the same and thereupon the said
Guardian made his report on oath of such agreement to this
Court pursuant to the requisition of the last recited order upon
which an order was made at a Special Term of said Court held
at the Court house in the Village of Fonda in the County of
Montgomery bearing date the Second day of October 1860 empowering

such report approving and confirming such sale and directing
the same to be carried into effect and ordering the said guardian
to execute Acknowledged and deliver a deed of said premises
to said party of the second part on his complying with the
terms on which by said agreement the same was to be delivered
And Whereas the said party of the second part has complied
with the said terms Now therefore this Indenture Witnesseth that the
said party of the first part as such Special Guardian pro and
in consideration of five thousand five hundred Dollars which
in hand paid before the executing and delivery of these presents
hath bargained sold granted released and conveyed And By
these presents doth bargain sell grant release and convey unto
the said party of the second part his heirs and assigns forever
all the right title and interest of said infants Beardsley &
Garlock and Silas G. Garlock of in & to all that certain farm
piece & parcel of land Situate lying and being in the town
of Canajoharie in the County of Montgomery & State of New York
bounded & described as follows viz Northwly by the lands of Peter
Garlock eastwly by the lands of William Garlock Southwly by
a public highway & westwly by the lands of Adam & Reuben
Garlock containing about one hundred acres of land to the

Garlock late of said town died seized and possessed This conveyance is
subject to the payment of two certain mortgages a lien upon said premises
and now held by William Smith upon which there is yet to be paid
the sum of three thousand with interest from March last which mort-
gage the party of the second part assumes to pay the amount of the
same having been kept & retained out of the above consideration
& the premises taken subject to said mortgaged liens With the
Possion and the claims of the said Infants of in and to the same
and every part and parcel thereof With the Appurtenances to have
And Whold the same unto the said party of the second part his
heirs and assigns to his and their only benefit and behoof forever
In Witness Whereof the said party of the first part Special Guardian
aforesaid hath hereunto set his hand and seal the day year first
above written

Harold Dewey (L.S.)

Montgomery County p On this 12th day of October 1860 before me
personally came Harvill Dewey known to me to be the Special Guar-
dian of Beardsley G. Garlock & Silas G. Garlock infants under the
age of twenty one years mentioned and described in the within deed
And the said Harvill Dewey Acknowledged before me that he executed
the same as such Special Guardian G. A. Uttraw Justice of the Peace

Recorded Oct 13. 1860 at 12 30 Pm

H. V. Perry Clerk