

Whereas John Hill and Bayler Hill are joint purchasers
of a mill and tract of land which they purchased of at
the sale of the estate of Robert Hill dec'd and which was deemed
to be sold by the testament and last will of the said Robert
Hill, and the said mill and land being incapable from
its nature of an equal partition between them without a sale
- sale thereof, and in the event of the death of either the said
John Hill or Bayler Hill great injury might be sustained
by the survivor and by the family of the deceased without
power of selling for the purpose of a division.
Now this Indenture made the 18th day of July eighteen
hundred and eighteen between the said John Hill and
Bayler Hill of the first part, and Charles Hill and
Richard Hill of the second part, Witnesseth that for and
in consideration of the premises, for the purpose of avoiding
the injuries above stated, and for and in consideration
the sum of one dollar to them in hand paid by the said
Charles Hill and Richard Hill (the receipt whereof
hereby acknowledged) they the said John Hill and Bayler
Hill have bargained and sold, and by these presents do
bargain and sell unto the said Charles Hill and
Richard Hill the mill and tract of land aforesaid
formerly belonging to the estate of the said Robert Hill
To have and to hold the said mill and land aforesaid
with all and singular their appurtenances unto and to the
said Charles Hill and Richard Hill and to the survivors of them,
and to the heirs of such survivor, upon trust nevertheless that the said Charles
and Richard Hill or the survivor of them, and the heirs of
of such survivor shall in the event of the death of
the said John Hill and Bayler Hill or of either of
them advertise for at least six weeks (as near
papers published in the City of New York
week, and sell the said mill and land
appurtenances thereof at public sale with their
sellers
at the

of the sale, pay the same after deducting the expenses of advertising, and any reasonable expenses attending the sale, to the survivors of the said John Hill and Baylor Hill, or to the legal representatives of the deceased in equal portions, that is to say one half of the proceeds of said sale to each survivor, and the other half to the legal representatives of the deceased. And in the event of the death of both the said John Hill and Baylor Hill before a sale shall be made, shall divide equally and pay the proceeds of the said sale between the legal representatives of the said John Hill, and the legal representatives of the said Baylor Hill (by legal representatives is meant by the parties, the legal representatives of the personal estate of the said John Hill and Baylor Hill) Provided however that nothing in this Indenture shall be construed so as to prevent the said John Hill and Baylor Hill from selling or otherwise disposing of the said mill and land during their lives in the same manner as they might do, has this indenture never been made, and provided also that by last will and testament either the said John Hill or Baylor Hill may dispose of the proceeds of the sale of the said mill and land to such persons and in such proportions as to them may seem expedient. In witness whereof the parties to these presents have hereunto set their hands and seals the day and year herein before written.

Signed Sealed and delivered

in presence of us -

Thomas M. Todd

William Hill

John H. Walker

John Hill
Baylor Hill

John Hill

Baylor Hill

Chas. Hill

Richard Hill

IV-134

A Court of quarterly sessions continued and held for the County of Wellam at the Court house on Tuesday the 25th of August 1884
T. M. Todd
Hill
Hill a