

This Indenture made this eighth day of September in the year of our Lord one thousand eight hundred and twenty four, between Caleb Barratt, of Murderkill hundred in the County of Kent and State of Delaware, ^{surviving} executor of the last will and testament of Andrew Barratt Esquire, deceased, of the one part, and Sarah Harrington of the same hundred, County and State of the other part: Whereas, the said Andrew Barratt Esquire, deceased, in and by his last will and testament aforesaid, dated the tenth day of October in the year of our Lord one thousand eight hundred and twenty, did, among other things, order and direct, as follows, viz:

"I direct and appoint that all that part of my tract of land formerly of Vincent Emerson, deceased, which lies southerly of the dividing lines herein before in the devise to my daughter Meriam Boone set forth, the said part containing three hundred and thirteen acres and one hundred and thirty five perches, be the same more or less, situate in Murderkill hundred aforesaid, upon the north side of the main branch of Murderkill Creek, adjoining lands formerly of William Carpenter deceased, now of William Brown, and the heirs of Samuel Harrington of Henry, lands late of Nathaniel Luff deceased, the said lands herein before devised to my daughter Meriam Boone, lands of the said Jonathan Jenkins and Ruth his wife and others, shall be sold by my executors hereinafter named, or the survivor of them, to the best advantage; I hereby confiding to my said executors or the survivor of them, full power to sell the same upon such terms and such credit as they or he in their or his discretion shall deem most beneficial to my estate; and I give to my said executors or the survivor, full power to grant, convey and assure the said lands with the improvements and appurtenances, in pursuance of such sale or sales, to the purchaser or purchasers in fee simple: such sale shall be made as soon as the same can in the opinion of my executors or the survivor of them, be properly and

"and suitably ~~be~~ effected; and until the same shall be made, the
"said lands shall be held and the rents thereof received by my exe-
"cutors or the survivor of them; and the sums of money which shall
"arise from the sale of the said lands and premises and the rents
"therefrom accruing, shall be deemed a part of my personal estate
"and as such shall be accounted for, appropriated or distributed"

As by the said last will and testament which was proved and
approved before and by Arthur Johns Esquire, then Register &c.
in and for the County of Kent aforesaid, on the twenty third
day of April eighteen hundred and twentyone, and is recorded
in the Register's office aforesaid in Book P. folios 238. & 239. &c, it
doth appear.

And whereas the said Andrew Barratt did in and by his said
last will and testament appoint John Clarke and Caleb
Barratt the grantor herein, to be executors of the said last
will and testament; and letters testamentary were after the
death of the said Andrew Barratt in due manner granted
to the said John Clarke and Caleb Barratt; and the said
John Clarke after letters testamentary were granted as aforesaid,
and before the direction of the said Andrew Barratt in the
clause of his said last will and testament herein before set
forth, was executed and complied with, died, leaving the
said Caleb Barratt the other executor, him surviving.

And whereas the said Caleb Barratt surviving executor of the said
Andrew Barratt deceased, in execution of the direction and order of
the said Andrew Barratt in that part of his said last will and
testament aforesaid herein set forth, did deem it most advisable
to sell the said tract of lands and premises so directed to be sold
in the said last will and testament, at public vendue.

And