

THIS INDENTURE made and concluded this 1st. day of may in the year of our Lord one thousand eitht hundred and forty-six, witness it whereas William Howard Sr., did formerly reside on the Island of Ocracoke in the County of Cartaret and State of North Carolina now changed to Hyde County, departed this life intestate about the year 1823 leaving a certain tract, piece or parcel of land on the said Island to be inherited by his six children viz: his three sons, Solomon, Abner and Simon B. and his three daughters, Mary Pegg and Sally, which tract, piece of parcel or land is described and belonging to a patent granted to the said intestate bearing date the 5 th. day of December in the year 1806 and registered in the said county of Cartatet a part of which patent was disposed of in the life time of the said William Howard, Sr., leavi ng the remainder to begin on the North side of Cockle Creek in the said Island of Ocracoke (and now by annexation Hyde County) at a stake on the margin of the said creek near the Scarborough line and running along the border of the said creek near the Scarborough line and running along the border of the said Creek South 40 degrees East 83 yards thence South $\frac{1}{2}$ West 132 yards to the mouth of what is called the great ditch, thence with the said ditch South E. by E. course 198 yards to the bridge crossing the main road, thence Northerly of an East course the various courses of the Main read 510 yards to where the North course and South line in the original papent cross the road near to Thomas Braggs' corner, thence along the said line a due North course 440 yards to a stake in the bay marsh, thence North 55 West 118 yards to another stake in the same marsh and from thence a South 55 degrees West 676 yards to the geginning, containing by estimation seventy acres of land more or less, which land since the death of the said intestate have remained in common among the heirs at law until now when the said heirs having agreed to divide the same and to pass reciprocul deed and to effect that object they have caysed a plott of the said land to be divided into seven lots numbering, 1, 2, 3, 4, 5, 6 and 7 and each party having selected a lot and being satisfied therewith and Lot No. 1, having fallen to the heirs of Simon B. Howard and dist viz: Thomas G. and his sister Eliza Howard, orphans under age therefore we the subscribers hereof, Solomon Howard, Abner Howard, Peggy Howard and Ira C. Gaskins and his wife

Sally Gaskins to secure the and preserve their rights and ofr and in consideration of the sum of One Dollar in hand paid to their entire satisfaction the receipt of which is hereby acknowledged but now more particularly to produce and accomplish a division of said lands and prevent waste, have bargained and sold as by these presents we do bargain sell, quit-claim, convey and confirm unto the said Thomas G. and Eliza Howard to them and their heirs forever the whole of the said lot and of land as described to be No. 1, butted and bounded as follows: Beginning on the North side of Cockle Creek near the Scarborough corner at a stake on the margin of the creek and running thence with 55 degrees East 673 yards to a stake in the Bay marsh, thence with South 55 degrees East 55 yards to Abner Howard's line at lot No. 2, thence along the said line S. W. by West course 684 yards to Cockle Creek at a stake, thence North Westerly along the said Creek 50 yards to the beginning, containing Ten acres of land more or less, together with all the buildings, improvements or convenience therein containing or in anywise appertaining.

TO HAVE AND TO HOLD the afore named bargained premises unto them the said Thomas G. and Eliza Howard and to their heirs and assigns forever and we the said subscribers do furthermore covenant and agree for ourselves, our heirs, executors, administrators and assigns, jointly and severly to warrant and defend the title in the afore described land, to them the said Thomas G. and Eliza Howard, their heirs, executors, administrators and assigns for ever against ourselves, jointly or severly and against our heirs, executors, administrators and assigns and all and every person or persons whatever legally claiming under us or either of us.

IN TESTIMONY WHEREOF we have hereunto subscribed our names
and affix our seals at Oronoke in the County of Hyde the day and the
year first before written.

SIGNED: Almer Howard
" Solomon Howard
" Ira C. Gaskins
" Sally Gaskins
" Peggy Howard

Signed, sealed and delivered
in the presence of

Signed: John Pike
" George Pike

Hyde County Session,)

August Term 1846.)

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Test: was this deed from Almer Howard,

Solomon Howard, Ira C. Gaskins, Sally Gaskins and Peggy Howard, Thomas G.
and Eliza Howard, duly proven in open court by the oath of John Pike a
justices thereof and ordered to be registered.

Test: R. M. G. Moore, Clk.

Regd. Nov. 19th 1846

Signed: Green Bridgman, F. R.