

381  
Fleming vs  
10. 9. 79  
Torbes

This Indenture made the Twentyseventh day of August in the  
year of our Lord one Thousand seven Hundred Seventy Nine, Between  
David Fleming & Elizabeth his wife of the County of Bedford of the  
one part and John Torbes of the same County of the Other Part Witnesseth  
that the said David Fleming and Elizabeth his wife for and in Considera-  
tion of the sume of five Hundred Pounds Current money of Virginia  
to them in hand Paid the Receipt whereof the Both hereby acknowledge  
hath granted Bargained sold Released and Confirmed and by these  
Presents doth grant Bargain sell release and Confirm unto the said John  
Torbes and to his Heirs and Assigns forever one Certain Tract of Land  
Containing one Hundred and thirty Acres be the same more or less lying  
and being in the County of Bedford on a Branch of Beaver Creek  
and Bounded as followeth to witz Beginning at the Path that Leads  
from Heyltons Line to Perons Line along the Ridge to Perons line  
thence along Perons Line to his Corner Pointers one browns line thence  
North fifty degrees west Two Hundred & two Poles to Pointers thence  
South thirty two degrees west on Heyltons Line till it intersects the  
said old Path being the first Station the whole being Bounded by  
Sam Fleming Peron Brown and Heylton with all Woods Swamps  
Meadows and all other profits and Commodities to the same belong-  
ing & all the Estate Title Interest Claim and Demand whatsoever  
of them the the said David Fleming & Elizabeth his wife of in and  
to the said Land and Premises and every Part thereof To have and  
to hold the said Tract of Land & all other the Before granted  
Premises with there Appurtenances unto the Sayd John Torbes and  
to his Heirs and Assigns forever to the only Proper use and behoof of him  
the said John Torbes his Heirs and Assigns forever and the said David  
Fleming and Elizabeth his wife for theme and there Heirs the said  
Land and Premises Againste theme and there Heirs and all persons  
Claiming from by or under them him or any of them to the said John  
Torbes shall and will Warrant and forever defend by these Presents  
In Witness whereof the said David Fleming & Elizabeth his wife hath  
hereunto set there hands and Seals the day and Year above Written  
Signed Sealed & Delivered  
In presence of

James Rof  
Sam Houston Donald Warren

David Fleming  
Elizabeth  
D. S. Fleming  
mark

Memerandum that on the 27<sup>th</sup> day of August one Thousand Seven Hundred and  
Seventy Nine quiete and Peaceable Possession and Seizen of the within Land  
and Premises with there Appurtenances was had and Taken by the within  
David Fleming and Elizabeth his wife and by them Delivered to the within  
Named John Torbes In presence of  
Witness James Rof Sam Houston Donald Warren

Then Received of John Torbes five Hundred Pounds Current  
Money of Virginia being the full Consideration money in this Ded mentioned  
Witness my hand this 27<sup>th</sup> day of August 1779  
Witness James Rof Donald Warren  
David Fleming  
mark