

②
* 399

John Swartz & wife
To { Deed
Elisha W Davis

This Indenture made the Twenty second day of June in the year of our Lord One thousand Eight Hundred and sixty five between John Swartz and Ann E Swartz his wife of Altoona Blair County and State of Pennsylvania of the first part and Elisha W Davis of the city & County of Philadelphia & State of Pennsylvania of the other part Witnesseth That the said John Swartz and Ann E Swartz his wife of the first part for and in consideration of the sum of Two Thousand Dollars lawful money of the United States of America unto them well and truly paid by the said Elisha W Davis at and before the sealing and delivery of these presents the receipt whereof is hereby acknowledged have granted bargained sold aliened enfeoffed released and confirmed and by these presents do grant bargain sell alien enfeoff release and confirm unto the said Elisha W Davis his heirs and assigns all that certain tract of Land Situate in the county of Madison and State of Iowa located upon the North half of the South West quarter of Section Seventeen in Township Seventy seven North of Range Twenty seven West in the District of lands subject to sale at Fort Des Moines Iowa containing Eighty acres according to the Official of the survey of said Land returned to the General Land Office by the Surveyor General the same being located upon Warrant No 2742 issued to Absalom Lively a sergeant in Captain Thompsons Company of Georgia Militia Florida War the said warrant having been assigned by said Absalom Lively to Samuel Selby in whose favor said tract of Land has been located and patented The same Entered in General Land Office at Washington City D C the first day of October AD 1856 Recorded in Vol 13 Page 383 Also one other tract of Land situated in the County of Madison and State of Iowa located upon the South half of the South West quarter of Section Seventeen in Township Seventy seven North of Range Twenty seven West in the District of lands subject to sale at Fort Des Moines Iowa containing Eighty Acres according to the Official plat of the Survey of the said Land returned to the General Land Office by the Surveyor General the same being located upon Warrant No 14603 issued to David Smezy private in Captain Bridges

company Pennsylvania Militia War 1812 the warrant having been assigned by the aforesaid David Smeez to Samuel Leiby in whose favor said tract of land has been Located and patented the same entered in General Land Office at Washington City D.C. the third day of September A.D. 1855 Recorded in Record of Miscellaneous Military grants Vol 93 Page 356 also one other certain tract of land Situate in Madison County State of Iowa Located upon the South East Quarter of the North East Quarter Section Eighteen in Township Seventy Seven North of Range Twenty Seven West in the District of Lands subject to Sale at Fort Des Moines Iowa containing Forty Acres according to the Official plat of the Survey of the said lands returned to the General Land Office by the Surveyor General the same being located upon Warrant No. 95,599 issued to Mary Topley widow of John Topley Sergeant in Captain Brights company Pennsylvania Militia War 1812 the said Warrant having been assigned by the said Mary Topley to Samuel Leiby in whose favor said tract has been Located and Patented the same entered in General Land Office at Washington City the 3rd day of September A.D. 1855 Recorded in Record of Miscellaneous Military Grants Vol 93 Page 355 The aforesaid three tracts of Land were conveyed to the present Grantor by Samuel Leiby and his wife by their Indenture bearing date the Eleventh day of May A.D. 1861 as by reference will more full and at large appear

Together with all and singular the Ways Waters Water Courses Rights Liberties Privileges Hereditaments and Appurtenances whatsoever thereunto belonging or in any wise appertaining and the Reversions and Remainders Rents issues and profits thereof and all the estate right title interest property claim and demand what so ever of them the said John Swartz and Ann C Swartz his wife in law equity or otherwise howsoever of in and to the same and every part thereof To have and to hold the said above described Three tracts of Land with the Hereditaments and premises hereby granted or mentioned and intended so to be with the Appurtenances unto the said Elisha W Davis his heirs and assigns to and for the only proper use and behoof of the said Elisha W Davis his heirs and assigns forever and the said John Swartz and Ann C Swartz his wife their Heirs Executors

and Administrators Do by these presents covenant grant and agree to and with the said Elisha W Davis his Heirs and assigns that they the said John Swartz and Ann E Swartz his wife their Heirs all and singular the Hereditaments and premises herein above described and granted or mentioned and intended so to be with the appurtenances unto the said Elisha W Davis his Heirs and assigns against him the said John Swartz his Heirs and against all and every other person or persons whomsoever lawfully claiming or to claim the same or any part thereof Shall and will Warrant and forever Defend

In witness whereof the said parties to these presents have herunto interchangeably set their hands and Seals Dated the day and year first above written Signed sealed and delivered in presence of us

John W Humes
Josiah Hicks

John Swartz
Ann E Swartz

W.D. Rev St \$2.00
Jd. Abs June 22, 1865

Blair County ss

On the 22nd day of June Anno Domini 1865 before me a Justice of the peace in and for said county personally appeared the above named John Swartz and Ann E his wife and in due form of law acknowledged the above indenture to be their and each of their act and deed and desired the same might be recorded as such And the said Ann E being of full age and separate and apart from her husband by me thereon privately examined and the full contents of the above deed being by me first made known to her did thereupon declare and say that she did voluntarily and of her own free will and accord sign Seal and as her act and deed deliver the above written Indenture deed or conveyance without any coercion or compulsion of her said husband Witness my hand and Seal the day and year aforesaid

John W Humes J P

State of Pennsylvania

Blair County ss I Anthony S Morron -
Prothonotary of the Court of
Common Pleas of Blair County do certify that
John W Humes Esq before whom the foregoing
acknowledgement was taken was at the
time of the taking thereof and is now an

acting Justice of the peace in and for said County
 duly elected commissioned and sworn according to the
 laws of this commonwealth and that his acts as such
 entitled to full faith and credit as well in the
 Courts of Judicature as elsewhere and I do certify
 that the signature thereunto annexed purporting to be
 the signature of the said justice is genuine
 In testimony whereof I have hereunto set my hand
 and the seal of said court at Hollidaysburg the
 23rd day of June A D 1865



A S Morron

Filed for Record Dec 12th 1869 at 4 o'clock P M
 O. A. Moser Recorder