

1869

This indenture made and entered into  
 on this 17<sup>th</sup> day of May an thousand  
 Eight hundred and fifty nine. Between  
 J. A. Johnson and wife Elizabeth A. Johnson  
 of the County of Stark and State of North Carolina  
 of the first part and William D. Cappage.  
 of the County of Franklin and State aforesaid  
 of the second part witnesseth. That for  
 and in consideration of the sum of Twenty  
 two Dollars and fifty Cents to us in hand  
 paid by William D. Cappage before the signing  
 and sealing of this presents the receipt whereof  
 we do hereby acknowledge have bargained  
 sold and conveyed and by these presents  
 do bargain sell convey and confirm unto  
 Wm D Cappage his heirs and assigns forever  
 all the interest which we have in the  
 Joshua Johnson tract of Land lying and  
 being in the County of Franklin and State  
 aforesaid adjoining the lands of Wm D Cappage  
 containing one hundred acres more or less -  
 our interest being one fifth in the said tract  
 of Land to have and to hold unto him  
 the said Wm D Cappage his heirs and  
 assigns forever and that we the said  
 J. A. Johnson and wife Elizabeth A.  
 Johnson will warrant and defend the right  
 and title of said Land to him the said  
 Wm D Cappage his heirs and assigns forever  
 free from the lawful claim of any & all  
 persons whomsoever. in witness whereof we have set  
 our hands & seals the day & date above written

signed sealed and delivered  
in the presence of

George C. Lewis

J A Johnson Seal  
Elizabeth St Johnson Seal  
<sup>mae</sup>

Nash County in the Probate Court

Be it remembered

that on this 17<sup>th</sup> day of May 1869 before  
the undersigned Judge of probate for  
said County personally came J A Johnson  
and Elizabeth St Johnson his wife,  
the persons in and who signed the foregoing  
deed and acknowledged the due execution  
thereof by them as their act and deed  
And whereas the said Elizabeth St  
Johnson being by the undersigned privately  
examined separate and apart from her.

Said husband touching her free Consent in  
the execution thereof doth declare on such  
her examination that she had executed the  
same freely of her own free will and accord  
without any force, or undue influence of  
her said husband or any other person and  
did this voluntarily affiant that  
Therfore let the said deed with this  
certificate be recorded

B H Lonsby Judge  
of probate



December 31<sup>st</sup> 1870 I this day assign all  
Title and interest I have in this deed to R. M.  
Johnson made to me by T. A. Johnson & wife  
W. D. Copperedge

Witness  
W. J. Johnson

Franklin County

In the Probate court.

It having been certified to the undersigned Judge  
of Probate in and for the said County of Franklin by  
B. H. Forsby Judge of Probate in and for the County of  
Kash, under the seal of his said office, that the execution  
of the foregoing deed has been duly proven, by the acknowledgment  
of the said T. A. Johnson and the due examination taken personally  
of Elizabeth A. Johnson, the grantor thereto. And the  
Assignment of the said deed to Richard M. Johnson by  
W. D. Copperedge is this 31<sup>st</sup> day of December 1870  
proved by the oaths and examination of W. J.  
Johnson the subscriber witness thereto.

It is therefore ordered that the said, said  
and Certificate of probate, together with the  
Assignment and this order be registered

R. H. Lincoln  
Probate Judge

The within Deed to this with the certificate of Probate  
was this 6<sup>th</sup> day of June 1871 duly registered in Book  
36, page 80 ~~to be used as a seal~~

J B Tucker Register  
By J C Howton



John H. C.  
Bartelle  
Barker  
and Smith