

DISPOSITION OF PHASED-OUT SCHOOLS IN SUSSEX COUNTY

Concord #216                      Sold to Mt. Calvery African Methodist  
Episcopal Church

Delmar #212½                      Sold to Bonsall & Banks

Drawbridge #197                      Sold to Indian River Tribe No. 37

Ellendale #195                      Sold to Carrell P. Thompson, et ux

Greenwood #222                      Sold to National Enterprises, Inc.

Lincoln #194                      Sold to Carey D. Sapp, et ux

Milton #196                      Deeded to *Cape Henlopen School District*  
~~Department of Welfare~~

Slaughter Neck #193                      Leased to Sussex County Community  
Action Group

Nassau #198                      Sold to Alfred & Thomas Best

Owens Corner #213                      Being used by Mt. Nebo Church  
(Mr. Samuel Allen)

Rabbit's Ferry #201                      Deeded to Board of Game and Fish  
Commission

Union #158                      Deeded to State Welfare Department

Warwick #225                      Harmon Community Center Association  
using.

Warwick #203                      Johnson Community Center Association  
using.

Broadkiln #7                      Deeded to Sussex Board of Election

RCM ehc  
4/25/69

Rabbits Ferry (cal) No 201-c

Land  
1.8 A

Building  
Frame

Equipment  
F

Total

Built: Prior to July 1, 1922  
Inhibit

577.07

49,554.3

44,155

126.52

61,007

Est Value old lat .5 A

160.30

to be transferred to Board of Game &  
Fish Commissioners.

Rabbit's Ferry #201-C

1. Reference: 232-563 (7th Item)

2. Deed: John P. Nields Et Ux. (Archives) (on deed with Roxana 208,  
Blackwater 207, Warwick 203,  
Warwick 225, Friendship 202,  
Hollyville #224.)

~~split~~

That certain tract, piece or parcel of land situated in  
Indian River Hundred, Sussex County, Delaware, lying on the  
Public road leading from Rottmansville, to Lewis, and more  
particularly, described as follows: Beginning at a slate on  
the northern side of road leading from Rottmansville  
to Lewis; thence north fifty-three degrees west to and  
past a block gum tree three hundred and sixty and  
two-tenths feet to the edge of Soaker's Mill Pond;  
thence running along and with the edge of said  
Mill Pond ~~and~~ northeasterly 367  $\frac{9}{10}$  feet, thence south  
21 degrees and 12 minutes east 189  $\frac{7}{10}$  feet to a slate  
in the corner of a lot belonging to School District #8;  
thence south 41 degrees and 54 minutes west along

and with line of said school lot a distance of 121 feet,  
thence south 31 degrees and 52 minutes east  
along and with another line of said school lot  
a distance of 149 and  $\frac{3}{10}$  feet to the northward  
side of the first mentioned road, thence thereby  
south 37 degrees with 103  $\frac{8}{10}$  feet, home to  
place of beginning, containing one and eight-tenths  
acres be the same more or less.

Insurance 1954

B. 10,200.

C. 1,200.

8/8/55

B. 10,200.

C. 1,200.





~~Terry~~ Ferry  
Rabbit Ferry

STATE OF DELAWARE  
DEPARTMENT OF JUSTICE  
STATE OFFICE BUILDING  
820 N. FRENCH STREET, 8TH FLOOR  
WILMINGTON, DELAWARE 19801

RICHARD S. GEBELEIN  
ATTORNEY GENERAL

DIRECT DIAL: 571-2524

TO: Dr. Jack G. Nichols, State Director  
Finance & School Services

FROM: Roger A. Akin *RA*  
Deputy Attorney General

DATE: 12/3/81

RE: In re the Lands of Terry Hadder  
C.A. No. 932 (Sussex County Court of Chancery)

You recently forwarded to me a Petition to Quiet Title in certain lands situated in Sussex County. The petition was filed by a private person in Sussex County. Deed records indicate that the State Board of Education is the record property owner of some realty which is adjacent to the property in question in the Chancery Court action. The petition was originally served on Dr. James L. Wilson, Cape Henlopen Superintendent. This was apparently done because the deed records indicate that the address of State Board of Education is "Lewes, Delaware 19958."

After Dr. Wilson forwarded the petition to you, you pursued the matter by inquiring as to whether Cape Henlopen has any present or foreseeable interest in the land described in Exhibit A to the Hadder petition. Dr. Wilson advised you that no such interest existed.

Pursuant to that representation, our office has filed on this date a formal answer to the petition in the Sussex County Court of Chancery. That answer is the first document in our file in this matter. The entire file is being returned to you for Department records. Please advise Dr. Wilson of the status of this case at your convenience.

If I may offer further assistance, please do not hesitate to contact me.

ra/dj  
Encl.

# Cape Henlopen School District



December 4, 1981

Dr. Jack G. Nichols  
State Director of  
Finance and School Services  
Department of Public Instruction  
Townsend Building  
Dover, DE 19901

Dear Jack:

As I indicated to you in our previous telephone conversation, our district has no interest in having the Terry Hadder land transferred to us.

It is my understanding that the property currently belongs to the State Board of Education, and that the Department of Public Instruction is assuming the responsibility to represent the state in the upcoming hearing related to said property.

Sincerely,

A handwritten signature in blue ink that reads "James L. Wilson". The signature is written in a cursive style.

James L. Wilson, Ed.D.  
Superintendent

JLW:bb

IN THE COURT OF CHANCERY OF THE STATE OF DELAWARE  
IN AND FOR SUSSEX COUNTY

In Re the lands of Terry Hadder )  
located in Lewes and Rehoboth )  
and Indian River Hundreds, ) C. A. 932  
Sussex County, Delaware. )

ANSWER OF DELAWARE STATE  
BOARD OF EDUCATION TO  
PETITION TO QUIET TITLE

NOW COMES the Delaware State Board of Education,  
by and through counsel Roger A. Akin, Deputy Attorney  
General, who answers the Petition to Quiet Title in  
the above cause as follows:

1. Admitted.
2. Admitted.
3. Admitted.
4. Admitted.
5. Admitted.
6. Admitted.
7. Admitted.
8. Admitted.
9. Admitted.
10. Admitted.
11. Admitted.
12. Admitted.
13. This Respondent has insufficient knowledge  
to admit or deny the truth of this averment.
14. This Respondent has insufficient knowledge  
to admit or deny the truth of this averment.
15. This Respondent has insufficient knowledge  
to admit or deny the truth of this averment.

FILED

DEC 3 1981

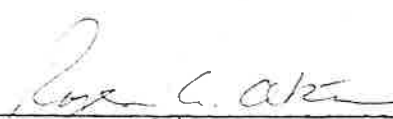
REGISTER IN CHANCERY

16. This Respondent has insufficient knowledge to admit or deny the truth of this averment.

17. This Respondent has insufficient knowledge to admit or deny the truth of this averment.

18. This Respondent has insufficient knowledge to admit or deny the truth of this averment.

WHEREFORE, Respondent State Board of Education hereby further states that it claims no interest of any degree in the property subject to the instant Petition which is identified in Exhibit A to said Petition.

  
\_\_\_\_\_  
Roger A. Akin  
Deputy Attorney General  
Department of Justice  
State Office Building  
820 N. French Street  
Wilmington, Delaware 19801

Dated: November 30, 1981





RICHARD S. GEBELEIN  
ATTORNEY GENERAL

STATE OF DELAWARE  
DEPARTMENT OF JUSTICE  
STATE OFFICE BUILDING  
820 N. FRENCH STREET, 8TH FLOOR  
WILMINGTON, DELAWARE 19801

DIRECT DIAL:  
571-2524

November 27, 1981

Jackson R. Dunlap, Jr., Esquire  
Brown, Shiels and Chasanov  
10 East Pine Street  
P. O. Box 309  
Georgetown, Delaware 19947

Re: In re the lands of Terry Hadder  
C. A. No. 932

Dear Mr. Dunlap:

The enclosed answer to your petition to quiet title in the above captioned matter sets forth the position of the State Board of Education. I shall assume that the substance of the pleading of the State Board of Education will obviate the need for my personal appearance for the State Board on December 4, 1981.

Please indicate at your earliest convenience whether my assumption is correct.

Sincerely,

A handwritten signature in cursive script, appearing to read "Roger A. Akin".

Roger A. Akin  
Deputy Attorney General

RAA:kl

Enc.

To: Roger Akin

copy: Dr. Ryan, Dr. Spartz,  
# Dr. Nichols

Cape Henlopen School District



DISTRICT OFFICE  
NASSAU, DELAWARE 19969

November 20, 1981

NOV 23 1981

Dr. William B. Keene  
State Superintendent  
Department of Public Instruction  
The Townsend Building  
Dover, DE 19901

RECEIVED  
NOV 25, 1981  
DEPARTMENT OF JUSTICE  
CIVIL DIVISION

Dear Bill,

Enclosed is additional information regarding the lands of Terry Hadder, C.A. #932, which I understand has been given to Roger Akin for review and response.

Thank you for your attention to this matter.

Sincerely,

James L. Wilson, Ed.D.  
Superintendent

JLW:bb

IN THE COURT OF CHANCERY OF THE STATE OF DELAWARE  
IN AND FOR SUSSEX COUNTY

In Re the lands of Terry Hadder  
located in Lewes and Rehoboth and  
Indian River Hundreds, Sussex  
County, Delaware

\*  
\* NOTICE  
\*  
\*

Notice is hereby given that there is now pending before the Court of Chancery of the State of Delaware, in and for Sussex County, Georgetown, Delaware, a Petition filed by Terry Hadder to remove any cloud upon title to real property located in Indian River Hundred, and Lewes and Rehoboth Hundreds, Sussex County, and more particularly described as Tract 2 in Exhibit A of the Petition filed with the Court. A copy of the Petition is available for inspection at the office of the Register in Chancery in and for Sussex County.

Notice is hereby further given to all persons having claims against the real property, aforescribed, or any other interest in the real property, aforescribed, and who wish to present these claims or to demonstrate such interest, if any they have, in the property aforescribed, must file an Answer or appear before the Court of Chancery on or before Friday, December 4, 1981, at 10:30 a.m. to assert any claim or interest in the lands in question. Failure to do so may result in the summary approval without further notice of any sort to any person whomsoever of the Petition of Terry Hadder in respect to real property aforescribed, by the Court of Chancery.

Dated:

November 13, 1981

Harvey J. Donovan, Jr.  
Register in Chancery

CAPE HENLOPEN DISTRICT OFFICE  
NASSAU, DELAWARE 19969

Phone 645-6686

IN REFERENCE TO:

FIRST CLASS MAIL ☐ INTER-OFFICE ☐

FOR Dr. John J. Ryan  
Deputy Superintendent  
Department of Public Instruction  
Townsend Building  
Dover, DE 19901

HOW TO USE THIS

DAY/TIMER

*Time-Saver* LETTER TO SAVE TIME.

Type or write your reply in the space below. Then mail the white copy to us and keep the pink copy for your files. You'll save time and effort, and we'll have your answer much faster! Thank you.

MESSAGE

REPLY

NOV 9 1981

DATE Nov. 6, 1981

Dear John,

Attachment re our conversation  
on the above date.

SIGNED James L. Wilson, Ed.D.

DATE \_\_\_\_\_

SIGNED

**In the Court of Chancery of the State of Delaware**  
IN AND FOR SUSSEX COUNTY

In Re: The lands of Terry Hadder  
located in Lewes and Rehoboth and  
Indian River Hundreds, Sussex  
County, Delaware

C.A. #932  
Notice

And now to-wit this                      20th                      day of                      October                      A. D. 19<sub>81</sub>  
petition and affidavit filed, and on motion of Jackson R. Dunlap,  
Esquire, Rule granted upon State Board of Ed. to show cause why if any they  
may have against the real property, aforescribed, or any other  
interest in the real property, aforescribed.

returnable on Friday                      , the 4th                      day of December  
A.D. 1981                      , at <sup>10:30</sup>~~10:00~~ o'clock A.M.

In Testimony that the above is a true copy of the Rule  
granted in the case there stated, as the same remains of record,  
I hereunto set my hand and affix the seal of the said Court, this

22nd                      day of                      October                      A. D. 19 81

Harvey J. Linneman Jr.  
REGISTER IN CHANCERY

IN THE COURT OF CHANCERY OF THE STATE OF DELAWARE  
IN AND FOR SUSSEX COUNTY

In Re the lands of Terry Hadder  
located in Lewes and Rehoboth  
and Indian River Hundreds,  
Sussex County, Delaware.

\*  
\*  
\*  
\*

#932  
ORDER

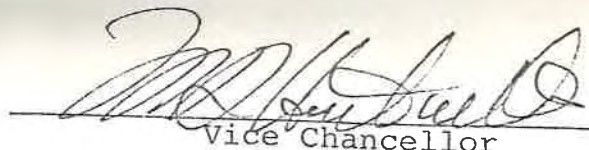
AND NOW, this 20 day of Oct, A.D., 1981, the  
Petition of Terry Hadder having been filed, and it appearing  
thereon that notice must be given in a manner appropriate to  
insure that all interested or affected persons be made aware of  
this proceeding in as effective a manner as possible, that noti  
of this Petition be given as follows:

(a) That a summons be directed to all of the owners of  
record, according to the records of the Sussex County Board of  
Assessment, of the properties adjacent to the property which is  
subject to the Petition, as identified in Exhibit A, the names  
and addresses to be supplied by the petitioner; and

(b) By publication in a local paper which is delivered  
in the general geographic area which is the subject of this  
Petition during three consecutive weeks, and a posting of the  
Notice on the lands in question. The form of Notice is hereto  
affixed.

A return shall be made in respect of Notice by Register  
in Chancery upon the completion of the foregoing by filing with  
the Court affidavits of publication submitted by the newspaper  
which is selected to advertise this Petition and by filing with  
the Court all return receipts received by the Register in  
Chancery upon the mailing of notice to all property owners.

Anyone claiming any interest in the land shall file an  
Answer or appear in Court and state their objections on or  
before Friday, December 4, 1981, at 10:30 a.m.

  
Vice Chancellor



4. Tract No. 1 referred to in Exhibit A is part of the same land conveyed to Reah H. Warrington by deed of Maude G. Warrington, dated May 17, 1972, and is recorded in Deed Book 683, page 494; and a part of the same lands conveyed to Maude G. Warrington and Reah H. Warrington by deed of Mary Reed, dated June 1, 1956 and is recorded in Deed Book 461, page 72; and a part of the same land conveyed to Mary Reed by deed of Maude G. Warrington, dated June 1, 1956, and is recorded in Deed Book 461, page 70; and being part of the same land conveyed to Maude G. Warrington, nee Hurley, by deed of James C. Coverdale and Lottie I. Coverdale, his wife, dated May 14, 1917, and is recorded in Deed Book 206, page 32; a part of the same lands conveyed to James C. Coverdale by deed of James H. Hurley and Maude G. Hurley dated May 10, 1917, and is recorded in Deed Book 206, page 29; being a part of the same land conveyed to James H. Hurley by deed of Kate G. Robinson, Julia F. Burton, and Clara R. Burton, dated September 23, 1909, and recorded in Deed Book 170, page 301.

5. Tract 2 described in Exhibit A is the same land conveyed to Reah H. Warrington by deed of Lawrence R. Sorrells dated November 3, 1977, and recorded in Deed Book 869, page 83. Maude G. Warrington conveyed all of her claim and title to these lands to Reah H. Warrington by deed dated May 17, 1972, and is recorded in Deed Book 683, page 494. Mary Reed conveyed such aforesaid right, title and claim to the land to Maude G. Warrington and Reah H. Warrington by deed dated June 1, 1956 and is recorded in Deed Book 461, page 72. Maude G. Warrington conveyed all of her foregoing right, claim and title to the lands to Mary Reed by Deed dated June 1, 1956, and is recorded in Deed Book 461, page 70. Maude G. Warrington, nee Hurley,

was granted the foregoing right, title and claim to the property by deed of James G. Coverdale and Lottie I. Coverdale dated May 14, 1917, and is recorded in Deed Book 206, page 32. James G. Coverdale was granted the foregoing right by deed of James H. Hurley and Maude G. Hurley dated May 10, 1917 and recorded in Deed Book 206, page 29. James H. Hurley was granted the foregoing rights and interest in the lands by deed of Kate G. Robinson and Julia F. Burton, dated September 23, 1909 and is recorded in Deed Book 170, page 301.

6. All the lands referred to in Exhibit A were assigned to Kate G. Robinson, Julia F. Burton and Clara R. Burton by due proceedings had in ORPHANS COURT of Sussex County in the division and sale of the one-third of the lands of Benjamin Burton, deceased, wherein Benjamin Burton died intestate on or about June 15, 1883, and by proceedings dated April 4, 1891, all of which is in the record in the office of the Register of Chancery in ORPHANS COURT in record 39, page 511 et. seq.

7. Benjamin Burton became seised of all the lands referred to in Exhibit A by deed of Thomas Record, Sheriff of Sussex County, who sold the lands of Jacob Fawcett by writ of venditioni exponas at the suit of Benjamin Burton against Jacob Fawcett by deed dated October 14, 1843, and is recorded in Deed Book 57, page 112, et. seq.

8. By a private act of the general assembly enacted February 11, 1841, in Laws of Delaware, Volume 9, Chapter 308, it was enacted:

An act to enable John D. Rodney and Jacob Fawcett of Sussex County, to erect a mill-dam across the head waters of Love's Creek, called Bundick's Branch the boundry line between Lewes and Rehoboth and Indian River Hundreds, Sussex County, at the

place thereon mentioned, and to erect  
a sawmill thereon.

A copy of which is attached here as Exhibit B.

9. By a private act of the general assembly dated  
February 23, 1843, in the Laws of Delaware, Volume 9, Chapter  
478, it was enacted:

A supplement to an act entitled "An Act To  
Enable John D. Rodney and Jacob Fawcett  
of Sussex County to erect a mill-dam across  
the head water of Love's Creek, called  
Bundick's Branch, the boundry line between  
Lewes and Rehoboth and Indian River Hundreds,  
Sussex County, at a place therein mentioned  
and to erect a saw mill thereon.

A copy of which is attached hereto as Exhibit C.

10. The confirmatory act to enable John D. Rodney  
and Jacob Fawcett to erect a mill dam across the head waters  
of Love's Creek called Bundick's Branch enacted February 23,  
1843, is recorded in Deed Book 51, page 314.

11. A writ directed to the Sheriff of Sussex County  
for a survey and evaluation of a mill stream on the head waters  
of Love's Creek called Bundick's Branch for John D. Rodney  
and Jacob Fawcett was issued November 10, 1841, a certified  
copy of this document from the public papers of the Archives  
of the State of Delaware is attached hereto as Exhibit D and  
made a part herein.

12. The property described in the preceeding  
paragraph includes Tract 2 described in Exhibit A herein.

13. On August 29, 1980, Terry Hadder offered to  
tender to one William B. Bayard a deed attached hereto and  
marked Exhibit E upon the tender of balance of the purchase  
price from William B. Bayard pursuant to an agreement between  
them, dated July 30, 1980.

14. At the aforementioned time and place, William  
Bayard refused to accept tender of the deed.

15. Terry Hadder made a further offer of tender of the deed upon receiving the balance of the purchase price on the part of William Bayard, September 12, 1980, which tender was refused.

16. William B. Bayard has refused to perform the contract on the assertion that while a certification of title to the 4 acres of high ground can be made, a certification of title to the 14 1/2 acre pond, dam, and water rights cannot be made absent an action taken judicially to quiet title for the following reasons:

(a) Terry Hadder's predecessors in title, Kate G. Robinson, Julia F. Burton and Clara R. Burton received Tract No. 2 of several tracts of land which were divided by petition for division of 1/3 of the lands of Benjamin Burton, dated the 23rd day of February, 1981, and appearing in Orphan's Court Record No. 39, at page 320, et seq.

(b) Tract No. 2 consisted of two lots containing a total of 6 1/2 acres, a mill and mill stream known as Burton's Mill. A plot of the same appears in Orphan's Court Record No. 39, at page 511, designated as Lot 1 and Lot 2.

(c) Kate G. Robinson, Julia F. Burton and Clara R. Burton conveyed the property to James H. Hurley by deed dated the 23rd day of September, 1909, and recorded in the Office of the Recorder of Deeds, in and for Sussex County, in Deed Book 170, at page 301, which described the two lots and in addition, conveyed "also all their right, title, claim and demand in the said mill stream".

(d) All subsequent deeds in the chain of title convey the lots and "also all their right, title, claim and demand in the said mill stream" until Terry Hadder's immediate predecessor in title, Reah H. Warrington, attempts to create record title in the pond by straw conveyance dated November 3, 1977, to Lawrence R.



Sorrells of record in Deed Book 869, at page 83, et seq, and straw conveyance from Lawrence R. Sorrells back to Reah H. Warrington dated that same date and recorded in Deed Book 869, at page 86, et seq.

(e) Reah H. Warrington then conveyed the subject property, including "the bed and former bed of Goslee Mill Pond, also known as Gosling Mill Pond, also known as Burton's Mill Pond, containing 14 1/2 acres, more or less, together with all water rights thereto".

17. That by this petition the Petitioner desires to quiet title to the lands referred to in Exhibit A herein, which she and her predecessors in title have exclusively occupied openly, notoriously, hostilely, adversely and continuously from at least September 3, 1909, to date.

18. The following persons adjoin the land referred to in Tract 2 in Exhibit A:

(a) Raymond D. Long and Delores Long, Box 107, Quenten, Pennsylvania 17083,

(b) F. Warren Kemper and Marjorie Kemper, his wife, 1419 Sierra Mobile Park, Rehoboth, Delaware 19971,

(c) Joseph L. Morris, R.D. 2, Box 73, Lewes, Delaware 19958,

(d) State Board of Education, Lewes, Delaware 19958,

(e) Nassau Feed and Grain, Inc., P.O. Box 52, Nassau, Delaware 19969, and

(f) Clarence Henry Walls and Margaret Walls, Box 204, Lewes, Delaware 19958.

WHEREFORE, your Petitioner respectfully prays as follows:

(a) That notice of this Petition be given in a manner prescribed by the Court.

(b) That the Court set down a date for hearing upon this Petition.

(c) That upon completion of the foregoing, the Court enter a decree in favor of the Petitioner quieting the title of the Petitioner in the said described lands and premises and that a title thereby may be decreed to be in the said Petitioner.

(d) That the Court may grant to the Petitioner such other and further relief as the Court may deem appropriate and just in these premises.

181  
Terry M. Hadder

BROWN, SHIELS & CHASANOV  
Attorney for Petitioner  
10 East Pine Street  
P.O. Box 309  
Georgetown, DE 19947

BY: Jackson R. Dunlap, Jr.

DATED: Sept. 23, 1981



BE IT REMEMBERED, That on this 23 day of September A.D. 1981, personally appeared before me, the Subscriber, a Notary Public for the State and County aforesaid, Terry M. Hadder being duly sworn according to law did despose and say:

(1) That she is Petitioner in the foregoing cause of action.

(2) That as to her acts and deeds stated in the petition, they are true and correct.

(3) That as to the acts and deeds of others, they are true and correct as to her best knowledge and belief.

15/  
Terry Hadder

SWORN TO AND SUBSCRIBED before me the day and year aforesaid.

15/  
Notary Public

Mill Pond; thence by and with the meanderings of said Goslings Mill Pond South 53 degrees 43 minutes 35 seconds West such distance as to reach the center of the aforementioned branch and run; thence the following courses and distances expressed in chords along the meanderings of the said Goslings Mill Pond: South 53 degrees 43 minutes 35 seconds West 36.52 feet; South 82 degrees 18 minutes 44 seconds West 117.75 feet; North 89 degrees 40 minutes 17 seconds West 211.37 feet; North 64 degrees 50 minutes 21 seconds West 319.48 feet; North 41 degrees 03 minutes 04 seconds West 83.37 feet; North 79 degrees 44 minutes 57 seconds West 91.96 feet; North 76 degrees 16 minutes 06 seconds West 46.90 feet; South 55 degrees 43 minutes 51 seconds West 85.07 feet; to a point, a corner for these lands and lands now or formerly of the Game and Fish Commission; thence by and with lands now or formerly of the Game and Fish Commission South 19 degrees 07 minutes 20 seconds East 40 feet, more or less, to a concrete marker on line; thence continuing with the same bearing a distance of 156.73 feet (it all making a total distance of 196.73 feet) to a point, said point being a corner for the lands now or formerly of the Game and Fish Commission and lands now or formerly of the State Board of Education, and being a point on the line of these lands; thence by and with the said lands now or formerly of the State Board of Education South 18 degrees 33 minutes East 182.01 feet to the point of beginning; containing 4.036 acres of land, be the same more or less.

ALSO all my right, title and claim to the said mill stream.

TOGETHER with a right of way situate on the eastern side of the aforementioned mill branch and run 18 feet in width and running parallel thereto from Route #277 and running northwesterly 167 feet, more or less, to the edge of Goslings Mill Pond, said easement appurtenant being for ingress and egress from Route #277 to Goslings Mill Pond, being more particularly described as follows, to wit:

BEGINNING at a point on the easterly edge of said mill branch and run and the northerly side of Route #277; thence along Route #277 in a northeasterly direction 18 feet, more or less, to a concrete monument; thence turning and running in a northwesterly direction and parallel to the edge of said mill branch and run in a northwesterly direction 167 feet, more or less, to a concrete marker set along the edge of Goslings Mill Pond; thence along the edge of the pond in a southwesterly direction 18 feet, more or less, to the edge of the mill branch and run; thence along the edge of said mill branch and run in a southeasterly direction 166 feet, more or less, to the place of beginning.

**TRACT NO. 2:**

ALL that certain piece, part and parcel of land lying and being situate in Indian River Hundred and Lewes and Rehoboth Hundred, Sussex County, Delaware, adjoining lands now or formerly of David N. Marine, Clarence Harvey Walls, John Arthur Walls, Doris H. Walls, Margaret Walls, Fred Morris, Estella M. Morris, Raymond D. Long, Delores S. Long, Joseph L. Morris, Carl J. Yeagley, Ester M. Yeagley, the State Board of Education, Pearl Simmons, Reba Brittingham and others,, and other lands of Reah H. Warrington, being the bed and former bed of Goslee Mill Pond, also known as Gosling Mill Pond, also known as Burton's Mill Pond; containing 144 acres, more or less, together with all the water rights thereto.

BEING the same land conveyed to William S. Hadder and Terry M. Hadder, his wife, by deed of Reah H. Warrington, single woman, dated May 2, 1960, and of record in the office of the Recorder of Deeds, in and for Sussex County, at Georgetown, Delaware, in Deed Book 1005 page 14.

AND GRANTOR DOES FURTHER SPECIFICALLY relinquish, release and convey to Grantee, all of Grantor's present and what otherwise might have been Grantor's future right or rights of curtesy in and to the above described lands, which instant relinquishment, release and conveyance is hereby executed and delivered pursuant to the authority and provisions of 25 Del. C. Section 310, as the same appears in Volume 55, Chapter 247, Laws of Delaware, and to the end that upon the execution and delivery of this instant deed, Grantor will have relinquished, released, waived, conveyed, transferred and assigned to Grantee, any and all right, title and interest, present, past or future, vested or inchoate, real or personal, legal or equitable or otherwise, in and to said premises, that Grantor now has or might otherwise have had in the future, thereby vesting in Grantee, such title as Grantee might acquire were Grantee a single person and unmarried.



In Witness Whereof, the said party of the first part has hereunto set his hand and seal the day and year first above written.

Sealed and delivered  
in the presence of:

Barbara M. O'Neill

William S. Hadder (SEAL)  
WILLIAM S. HADDER

(SEAL)

(SEAL)

(SEAL)

STATE OF DELAWARE  
COUNTY OF SUSSEX

181 3  
1 5 2  
I  
I SS  
I

RENTY  
TAX  
- 00.00

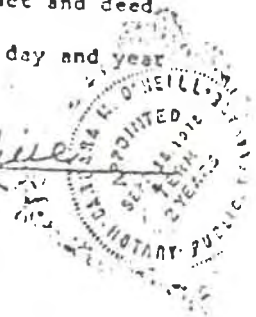
BE IT REMEMBERED, that on this 17<sup>th</sup> day of July, 19 89, personally came before me, the subscriber, a notary public in and for the county and state aforesaid,

WILLIAM S. HADDER,

party to this indenture, known to me personally to be such, and he acknowledged this indenture to be his act and deed.

Given under my hand and seal of office the day and year aforesaid.

Barbara M. O'Neill  
Notary Public



STATE OF I  
COUNTY OF I SS  
I

BE IT REMEMBERED, that on this day of 19 , personally came before me, the subscriber, a notary public in and for the county and state aforesaid,

part to this indenture, known to me personally to be such, and acknowledged this indenture to be act and deed.

Given under my hand and seal of office the day and year aforesaid.

Notary Public

RECEIVED  
JUL 18 1 55 PM '89  
RECORDED OF DEEDS  
SUSSEX COUNTY

PURCHASER REPORT MADE  
JUL 18 1989  
ASSISTANT CLERK OF SUSSEX COUNTY

In Witness Whereof, the said party of the first part has hereunto set his hand and seal the day and year first above written.

CHAPTER CCXVIII.

AN ACT to enable John D. Rodney and Jacob Forsell, of Sussex County, to erect a mill-dam across the head waters of Lees Creek, called Bunchell's Branch, the boundary line between Lees and Rehoboth and Indian River Hundreds, Sussex County, at the place therein mentioned, and to erect a saw-mill thereon.

Private act.

Passed at Dover, February 11, 1841.

CHAPTER CCXIX.

AN ACT to enable the owners of the marshes, cripples and low grounds, situated upon and contiguous to Jamison's Branch, in Little Creek and Duck Creek Hundreds, to drain and improve the same.

SECTION 1. Be it enacted by the Senate and House of Representatives of the State of Delaware in General Assembly met, (two-thirds of each branch concurring.) That the owners of the marshes, cripples and low grounds, situated upon and contiguous to Jamison's Branch, in Little Creek and Duck Creek hundreds, in Kent county, shall compose a company to be called the "Jamison's Branch Company," and shall hold a meeting on the second Saturday in April of the present year, and on the second Saturday in April every year hereafter, at the house of John Garman in Little Creek hundred aforesaid, or in such other place in one of the hundreds aforesaid, as the said owners shall have designated for that purpose by a resolution adopted at any previous meeting, at which said annual meeting the said company shall choose by ballot, and by a plurality of votes, one treasurer and three managers, and may determine all such matters and things as the said company may deem necessary for effectually draining and reclaiming the marshes, cripples and low grounds, situated upon and contiguous to Jamison's Branch aforesaid; and such annual meeting of the said company may be adjourned from time to time, and occasional stated meetings may from time to time be called by the managers for the time being, or the survivors of them, if any be dead, at such times and places as the said managers, or a majority of them, or the survivors of them, may appoint, by giving ten days' public notice by advertisements put up in at least five of the most public places in Little Creek and Duck Creek hundreds aforesaid; and if the managers and treasurer shall not all or any of them be chosen at the stated annual meeting in any year, or if any manager or treasurer shall die, resign, or refuse, or neglect to act, vacancies thus happening, may be filled at an adjourned or occasional meeting.

The company incorporated.

Name.

Annual meetings of the company.

Treas'r. and managers, when & how chosen.

Occasional meetings.

Vacancies in the office of manager and treasurer, how filled.



Writ directed to the Sheriff  
of Sussex County, for the  
survey and valuation of  
a mill stream on the head  
waters of Love's Creek, called  
Bundick's Branch, for John  
D. Rodney & Jacob Forsett

I certify that this is a Photocopy of a  
Document found among the public papers in  
the Archives of the STATE OF DELAWARE

2/25/81  
Date

*J. A. Martin*  
Supervisor Archives Branch



Sussex County S.S.



The State of Delaware, To the Sheriff of Sussex County, Greeting; We command  
You, that you summon Reece Wolfe, Burton Pettigman, Peter Maull, John Thoroughgood  
and John Fletcher, free good and substantial, disinterested freeholders, nominated and  
appointed by the Superior Court, and also some skilful surveyor of your bailiwick,  
and that with the assistance said freeholders and surveyor, you go upon and view  
the lands lying and being upon the head waters of Lovers Creek called Bundicks Branch,  
which is the boundary line between Lewes and Rehoboth and Indian River Hundreds  
in your bailiwick adjacent to the mill-dam, authorized to be erected by an act,  
entitled "An Act to enable John D. Rodney and Jacob Forsett, of Sussex County to erect a mill-dam across the  
head waters of Lovers Creek called Bundicks Branch, the boundary line between Lewes and Rehoboth and  
Indian River Hundreds, Sussex County, at the place therein mentioned, and to erect a Saw mill thereon,"  
And that you cause the said surveyor to survey and lay out a lot of the said lands situate and lying on  
the said Bundicks Branch and contiguous to the said mill-dam, of such quantity, and in such manner  
and location as shall in the judgment and opinion of the said freeholders be necessary and best suited to and for  
the use and purposes of said saw mill, all the uplands, low grounds and cripple that may and will, in the  
judgment and opinion of the said freeholders, be overflowed and drowned by reason of the erection of the said  
mill-dam, and to make a plot of said survey, containing a description of the said lot of land laid off as  
aforesaid, with the number of acres, and of the said uplands, low grounds and cripple with the quantity  
thereof, and that you cause the said freeholders to assess and determine the several and respective values  
of the said lot of land and of said uplands and low grounds, and the damages which the respective owners  
of the said lands may severally sustain by reason of the overflowing of the same, and that you certify and  
return all your proceedings under this writ under your hand and seal, and the hands and seals of the  
said freeholders, with the said plot, to our justices at Georgetown, at our Superior Court, there to be held, and  
which shall be there holden after you shall have fully executed this writ, with this writ. Witness the  
Honorables James Booth Esquire, Chief Justice of our said Court, at Georgetown, the eleventh day of October in the  
Year of our Lord one thousand eight hundred and forty one  
Assesd 10 November 1841

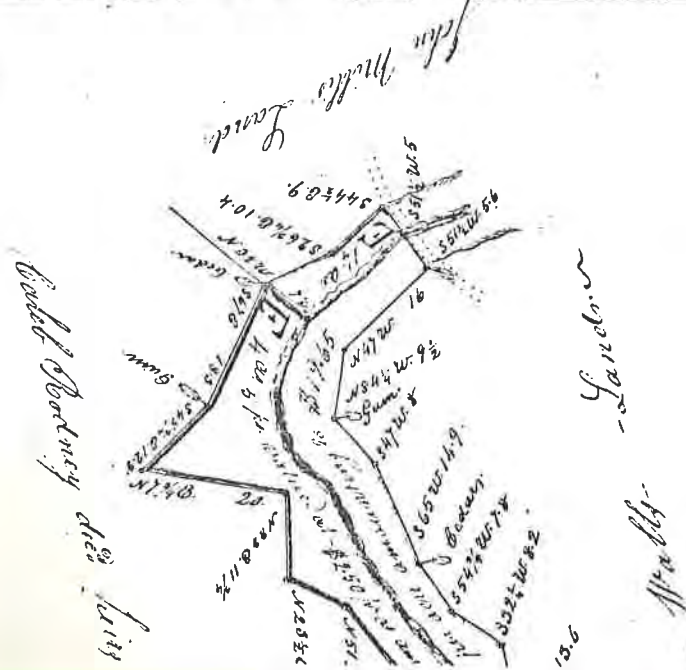
George R. Fisher Pro. thy

Sussex County S.S. James Reel, Sheriff of Sussex County aforesaid, do hereby certify, that before entering upon the  
lands mentioned, in order to execute the above writ, Reece Wolfe, Burton Pettigman, Peter Maull, John Thoroughgood  
and John Fletcher, the freeholders named in said writ, and by me summoned, according to the command of said  
writ, were by me duly sworn on the Holy Gospels at Wilmington, this 11th day of November 1841.



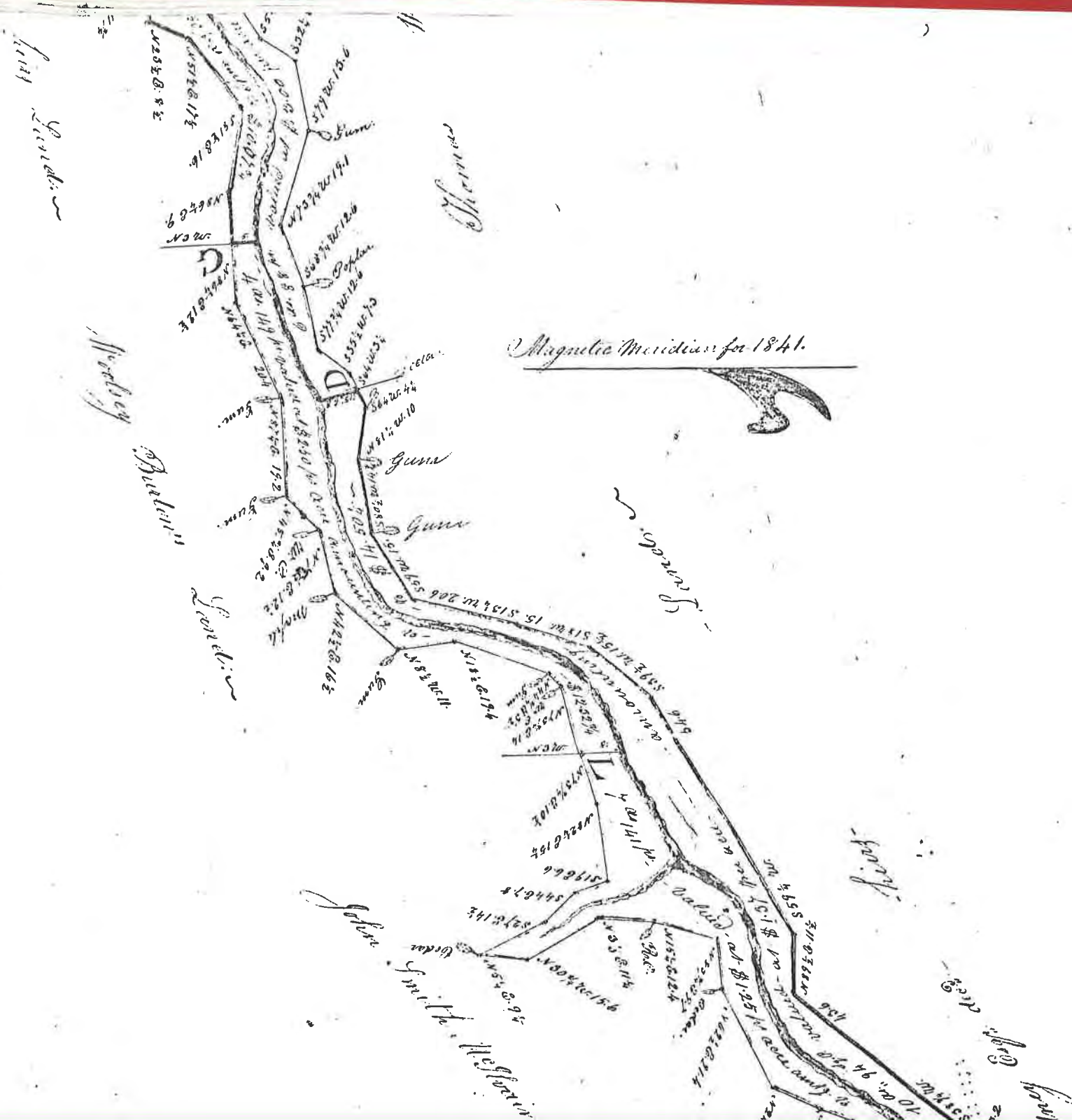
James Steel Sheriff  
For B. C. Barker by

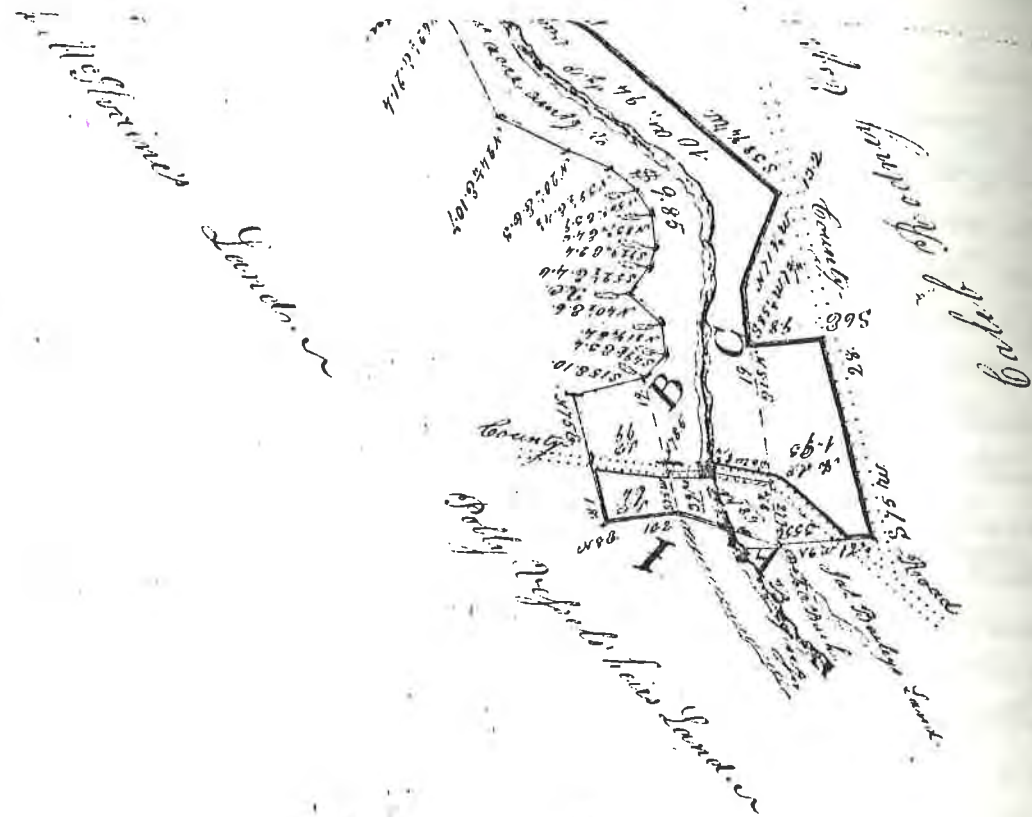
Sussex County S.S. of Jo<sup>s</sup> F. Burton, the Surveyor, summoned by the Sheriff of Sussex County, according to the command of the above writ, do hereby certify, that W<sup>m</sup> J. Bailey & Jo<sup>s</sup> B. Robinson, chain carriers, called to the service mentioned in the said writ, were by me duly sworn on the Holy Evangelists of Almighty God, that they and each of them, will faithfully and impartially perform the service to which they are now called, according to the best of their skill and judgment, respectively. Witness my hand, the first day of December in the year of our Lord one thousand eight hundred and forty-one.



Surveyed, calculated and laid down  
in the Month of December 1841.  
by Jos. L. Burton Surveyor.







To the honorable, The Judges of the Superior Court of the State of Delaware, now sitting at Georgetown, in and for Sussex County;

I James Steel, Sheriff of Sussex County, to whom the above annexed writ was directed, do hereby return, and certify to your honours. That in obedience to the commands and requisitions of the said writ, I summoned Bruce Wolfe, Burton Prettyman, Peter Maull, John Thoroughgood and John Fitcher five good and substantial, disinterested freeholders, nominated and appointed by your honorable Court, on the Petition of John D. Rodney and Jacob Corsett, and also Joshua L. Burton, Surveyor; And having given to all and every the owners or owners of the uplands, low grounds and cripple contiguous to the mill dam and mill stream of the said John D. Rodney & Jacob Corsett, ten days, at least written notice, of the time and place of meeting, in order to execute the said writ; and having duly



given to all and every one owners or owners of one upland, low grounds and cripple contiguous  
to the mill dam and mill stream of the said John D. Rodney & Jacob Forsett, ten days, at least writ-  
ten notice, of the time and place of meeting, in order to execute the said writ; and having duly  
sworn the said freeholders in due form of law, and duly sworn the said Surveyor, in due form  
of law, I have, together with the said freeholders and surveyor, gone upon and viewed the  
lands lying and being upon the head waters of "Love's Creek" called Bundicks branch, which  
is the boundary line between Lewes and Rehoboth and Indian River Hundreds, at and adjacent  
to the mill-dam authorized to be erected by an Act, entitled "An Act to enable John D. Rodney  
and Jacob Forsett of Sussex County, to erect a mill-dam across the head waters of Love's Creek  
called Bundicks Branch the boundary line between Lewes and Rehoboth and Indian River  
Hundreds, Sussex County, at the place therein mentioned, and to erect a saw-mill thereon,"  
And having caused the said Surveyor to survey and lay out, <sup>under the inspection and in presence of the said freeholders,</sup> a lot of the said lands situate  
and lying on the said Bundicks Branch and contiguous to the said mill-dam, of such  
quantity, and such manner and location as in the judgment and opinion of the said freehold-  
ers is necessary and best suited to and for the use and purposes of said saw-mill; — And that  
I have caused the said Surveyor to survey and make out, under the special direction and in  
the presence of the said freeholders all the uplands, low grounds and cripple that may and will,  
in the judgment and opinion of the said freeholders, be overflowed and drowned by reason  
of the erection of the said mill-dam, and to make a plot of said survey (which is herewith  
respectfully submitted and returned) containing a description of the said lot of land  
laid off as aforesaid, with the number of acres, and also containing a description of the said  
uplands, low grounds and cripple with the quantity thereof; And having caused the said  
freeholders to appraise and determine the several and respective values of the said lot of land,  
and also to appraise and determine the several and respective values of the said uplands and  
low grounds and cripple, and the damages which the respective <sup>owners or</sup> owners of the said uplands, low  
grounds and cripple may severally sustain by reason of the overflowing of the same; —  
And we, the said freeholders, above named "to wit" Pierce Wolfe, Burton Prettyman, Peter Maull,  
John Thoroughgood and John Cutcher, do hereby certify, that in obedience to the summons of  
the said Sheriff of Sussex County, and duties enjoined on us by the above annexed writ, after  
being all first duly sworn in legal form as by the above recited Act of Assembly was required,  
we have under off



John Thoroughgood and John Tulecher, do hereby certify, that in obedience to the summons of the said Sheriff of Sussex County, and duties enjoined on us by the above annexed writ, after being all first duly sworn in legal form as by the above recited Act of Assembly was required, we have, under the direction of the said Sheriff of Sussex County, and with the assistance of the said Surveyor, caused to be surveyed and laid out on the lands lying on the said Bundicks Branch and contiguous to the said Mill-dam for the use and purposes of the said Saw-mill in two separate lots or parcels viz. the first lot or parcel being laid off on the North side of said Bundicks Branch, part of which is on the lands of James Bailey, and part on the lands of the heirs of Caleb Rodney Esq. dec'd, Bounded as follows, to wit: Beginning at <sup>the</sup> P.O. bush at letter **A** on the Plot near the edge of the Branch thence North six degrees West twelve and three quarters perches to post; thence along the edge of the County Road South seventy-five degrees West twenty eight perches to a post; thence South six degrees East nine & eight tenths perches to a post; thence North eighty one degrees East twenty seven and three quarters perches home to the place of beginning containing by estimation one acre and one hundred and twenty eight square perches of land exclusive of the County Road, thirty five square perches of which is on the lands of James Bailey, which we have appraised, assessed, valued and determined the full value of the said 35 sq. Pch. of land at the rate of the sum of ten dollars \$10.00 per acre, amounting to two dollars and eighteen and three quarters Cents \$2.18 3/4 — and the remainder of said Lot being one acre and ninety three square perches is on the lands of the heirs of Caleb Rodney Esq. dec'd, which we have appraised, assessed, valued and determined the full value of the said 1 A. 93 sq. Ps. of land at the sum of four dollars \$4.00 per acre, amounting in the whole to the sum of six dollars and thirty two and a half Cents \$6.32 1/2. — The second lot or parcel being laid off on the South side of said Bundicks Branch, part of which lot is laid off on the lands of John Smith McSwaine and part on the lands of the heirs of Polly Vesely dec'd. Bounded as follows to wit: Beginning at a small Holly at the letter **B** on the Plot near the edge of the Branch thence South fifteen degrees East ten perches to a post; thence North seventy-five degrees East eighteen perches to a Post; thence North eight degrees East ten and two tenths perches to a post at the edge of the Cripple thence South seventy five West nineteen perches to the place of beginning, containing by estimation one acre and three square perches, at the rate of the sum of ten dollars \$10.00 per acre, amounting to three dollars and six and three quarters Cents \$3.63 3/4 —



five East eighteen perches to a Post, thence North eight degrees East an and two tenths  
perches to a Post at the edge of the Cripple thence South seventy five West nineteen perches  
to the place of beginning, Containing by estimation one acre and three square perches  
exclusive of the County Road; ninety-nine square perches of which is on the lands of the said  
John Smith McIlwaine, which we have appraised, assessed, valued and determined the full  
value of the said 99 sq. Perch of land at the rate of the sum of twenty dollars \$20.00 per acre, —  
amounting to the sum of twelve dollars and thirty seven and a half Cents \$12.37½ —  
and the remainder of said lot of land being sixty-four square perches of land is on the lands  
of the heirs of Polly Vessels died which we have appraised, assessed, valued and determined  
the full value of the said 64 sq. perches of land at the rate of the sum of twenty dollars \$20.00  
per acre, amounting to the sum of eight dollars \$8.00. — We have also, under the direction of  
2 the said Sheriff of Sussex County, and with the assistance of the said Surveyor, caused to be survey-  
ed and made out all the uplands, low grounds, and Crispie that may and will, in our judgment  
and opinion be overflowed and drowned by reason of the erection of said mill-dam (as by the annexed  
plot will more fully appear) in the following manner, "to wit: On the lands of the heirs of Caleb  
Rodney Esq. died we have laid off in two separate lots or parcels, viz, the first lot or parcel Beginning  
at a Post at letter C on the plot; and on the North side of the aforesaid Branch and at the end of  
the third line of the first lot laid off for the use & purposes of said saw-mill, thence South-  
eighty-five and one quarter degrees West seven and three quarter perches to a Post, thence North seven-  
ty-one and three quarters degrees West thirteen and two tenths perches to a Post, thence South  
thirty-eight and three quarters degrees West forty-three and six tenths perches, thence North  
eighty-nine and a half degrees East eleven and a half perches to Post, thence South fifty-  
nine and one quarter degrees West fifty-four and six tenths perches to Post, thence South  
thirty-nine and a half degrees West fifteen and a half perches, thence South eighteen degrees  
West fifteen perches, thence South thirteen and one quarter degrees West twenty and six tenths perches  
thence South fifty-nine degrees West fifteen perches to a Gum, thence South eighty and a half  
degrees West fourteen and three quarters perches to a Gum, thence North eighty-one and a quarter  
degrees West ten perches to a Cedar bush, thence South sixty-four degrees West four and one  
quarter perches to a Cedar Post standing in a line of the land of Thomas Walls, thence along said  
line South fifteen and one quarter degrees East eight perches to the run of the Branch, thence



said land. We have caused to be surveyed and laid out on the lands of Thomas  
Walls as follows "to wit: Beginning at the letter **D** on the plot at a Cedar post standing in  
a line of the land of the heirs of the said Caleb Rodney dec'd and near the edge of the Branch  
thence up said branch South sixty-four degrees West three and one quarter perches, thence  
South thirty-five and a half degrees West seven and three tenths perches, thence South  
seventy-seven and three quarters degrees West twelve and six tenths perches to a Poplar, thence  
South sixty-eight and three quarters degrees West twelve and six tenths perches, thence  
North seventy-three and three quarters degrees West nineteen and one tenth perches to  
a Gum, thence South seventy-nine degrees West thirteen and six tenths perches to a  
Post, thence South thirty-two and one quarter degrees West eight and two tenths perches,  
thence South fifty-four and three quarters degrees West seven and eight tenths perches,  
to a Cedar, thence South sixty-five degrees West fourteen and nine tenths perches, thence  
South forty-seven degrees West eight perches to a Gum, thence North eighty-four and a  
quarter degrees West nine and a half perches, thence North forty-seven degrees West  
sixteen perches to a Cedar standing on the South-East side of an old Road or overgoing thence  
along the edge of said road South fifty-one and a half degrees West five and six tenths  
perches to the run of the said branch, thence down the run of said branch with the several  
water courses thereof to a point where a line drawn North fifteen and one quarter degrees  
West will strike the place of beginning, thence with the said line home to the place of be-  
ginning, containing by computation six acres and eighty-eight square perches of upland,  
low ground and Cripple, and we have appraised, assessed, valued and determined,  
the full value of the said uplands, low grounds and Cripple together to be the sum of three  
dollars \$3.00 per acre, amounting in the whole to the sum of nineteen dollars and sixty-  
five cents \$19.65 - and we find and believe that no damages will be sustained in any-  
way by the said Thomas Walls, only on the lands above laid out, and which damages we  
fully considered and allowed, in the valuation and appraisement of the said lands as  
above stated. We have caused to be surveyed and laid out on the lands of John  
Mills, as follows "to wit: Beginning at letter **E** on the plot at the run of the aforesaid  
branch thence South fifty-one and a half degrees West five perches to a post, thence down  
the edge of said branch South forty-four and a half degrees East nine perches to a post,  
thence South twenty-six and three quarters degrees down said branch to a post,



branch thence South fifty one and a half degrees West five perches to a post; thence down  
the edge of said branch South forty four and a half degrees East nine perches to a post;  
thence South twenty six and three quarters degrees East ten and four tenths perches to a small  
cedar in or near the line of the lands of the heirs of Caleb Rodney aforesaid thence with said line  
North thirty eight degrees West seven and a half perches to the run of the aforesaid branch, thence  
up the run of said branch with the several water courses thereof to the place of beginning -  
Containing by computation one and one quarter acres of upland, low ground and Cripple,  
and we have appraised, assessed, valued and determined, the full value of the said upland  
low grounds, and Cripple together to be the sum of two dollars \$2.00 per acre, amounting  
in the whole to two dollars and fifty cents \$2.50 - and we find and believe that no damages  
can or will be sustained in any way by the said John Willis, only on the lands above laid out,  
and which damages we fully considered and allowed, in the valuation and appraisement  
of the said lands as above stated. We have caused to be surveyed and laid  
out on the lands of Woolsey Burton, as follows to wit "Beginning at the letter G on the  
plot at a post in the line of the lands of the heirs of Caleb Rodney aforesaid, thence North  
eighty six and one quarter degrees East twelve and a half perches to a Post, thence North -  
sixty four and one quarter degrees East twenty and four tenths perches to a Gum, thence  
North eighty seven and one quarter degrees East nineteen and two tenths perches to  
a Gum, thence North forty five and three quarters degrees East nine and two tenths -  
perches to a White Oak, thence North seventy six and a half degrees East twelve and  
a half perches to a maple, thence North forty two and a half degrees East sixteen and a  
half perches to a Gum, thence North eight and a half degrees West eleven perches,  
thence North eighteen and a half degrees East nineteen and four tenths perches to a  
crooked Gum, thence North forty four and three quarters degrees East three and a half  
perches to a large White Oak, thence North seventy three and three quarters degrees East  
fourteen perches to a post in a line of the land of John Smith McIlwain, thence with said line  
North three degrees West eight perches to the run of the said branch, thence up the run  
of said branch with the several water courses to a point where a line drawn South  
three degrees East will strike the place of beginning, thence with said line to the place of  
beginning, Containing by computation four acres and one hundred and forty nine



of said branch with the several water courses to a point where a line drawn South  
three degrees East will strike the place of beginning, thence with said line to the place of  
beginning, Containing by computation four acres and one hundred and forty-nine  
square perches of Upland, low ground and Cripple, and we have appraised, assessed  
valued and determined, the full value of the said uplands, low grounds and Cripple  
together to be the sum of two dollars and fifty cents \$2.50 per acre, amounting in the  
whole to the sum of twelve dollars and thirty-two and three quarter cents \$12.32 $\frac{3}{4}$ .—  
and we find and believe that no damages may or will be sustained in any way  
by the said Woolsey Burton, only on the lands above laid out and which damages  
we fully considered and allowed, in the valuation and appraisement of the said lands  
as above stated. We have caused to be surveyed and laid out on the  
lands of John Smith McIlwain, as follows "to wit" Beginning at the letter L on  
the post at a post in a line of Woolsey Burton's land aforesaid, thence down said  
branch North seventy three and three quarters degrees East ten and a half perches to a  
post, thence North eighty two and one quarter degrees East fifteen and one quarter  
perches, thence South nineteen degrees East six and six tenths perches, thence South  
forty-four degrees East seven and eight tenths perches, thence South twenty seven  
degrees East fourteen and a half perches to a Cedar near the head of a Glade or arm  
of the Branch, thence North five and one quarter degrees East nine and one quarter  
perches, thence North thirty and three quarters West fifteen and six tenths perch-  
es, thence North three and one third degrees East eleven and one quarter perches,  
to a Red Oak, thence North fifteen and one quarter degrees East twelve and four  
tenths perches, thence North eighty three and three quarters degrees East nine and  
seven tenths perches to a Cedar, thence North sixty-two and a half East twenty-  
one and four tenths perches, thence North twenty four and one quarter degrees East ten  
and seven tenths perches, thence North twenty and one quarter degrees East six and  
three tenths perches, thence North thirty eight and a half degrees East four and a half  
perches to a Cedar, thence North fifty six and three quarters degrees East three and  
nine tenths perches to a Cedar, thence North eighty three and three quarters degrees East  
four and six tenths perches to a Red Oak, thence South seventy-two and three quarters



nine tenths perches to a cedar, thence North eighty three and three quarters degrees East four and six tenths perches to a Red Oak, thence South seventy-two and three quarters degrees East two and four tenths perches to a cedar sapling, thence South fifty-two and a half degrees East four and six tenths perches to a large Red Oak, thence North forty and a half degrees East six perches to a cedar, thence North eighty-one and three quarters degrees East four perches to a cedar, thence South forty-nine and a half degrees East three and four tenths perches to a Holly the beginning of the second lot laid out for the use & purposes of the aforesaid Saw Mill, thence with the home line of said lot reversed North seventy-five degrees East thirteen and one quarter perches to the County Road and line of the lands of the heirs of Polly Vessels thence with said line a Road North seven degrees East five perches to the run of the aforesaid Branch, thence up the run of said branch with the several water-courses thereof to a point where a line drawn South three degrees East will strike the place of beginning, thence with said line to the place of beginning, containing by computation seven acres and one hundred and forty one square perches of upland, low ground and cripple, and we have appraised, assessed valued and determined, the full value of the said uplands, low grounds and cripple together to be the sum of one dollar and twenty-five cents \$1.25 per acre, amounting in the whole to the sum of nine dollars and eighty-five cents \$9.85 - and we find and believe that no damages have or will be sustained in any way by the said John Smith McGloin, only on the lands as above laid out; And which damages we fully considered and allowed, in the valuation and appraisement of the said lands, as above stated.

We have caused to be surveyed and laid out on the lands of the heirs of Polly Vessels as follows "to wit" Beginning at the letter **I** on the Plot at a post standing at the end of the third line of the second lot or parcel of land laid off for the use and purposes of the said Saw-mill, thence with the home line of said lot South seventy-five degrees West six perches to the Co. Road or line of the said John Smith McGloin land, thence with said line and Road North seven degrees East five perches to the run of said branch, thence down the said run with the several water courses to a point where a line drawn South fifteen and a half degrees West will strike the place of beginning, thence with said line



due line and Road with seven degrees East five perches to the run of said branch, thence  
down the said run with the several water courses to a point where a line drawn South  
fifteen and a half degrees West will strike the place of beginning, thence with said line  
home to the place of beginning containing by estimation thirty-nine square perches  
of upland, low ground and Cripple; and we have appraised, assessed, valued and  
determined, the full value of the said uplands, low grounds and Cripple together to  
be the sum of two dollars \$2.00 per acre, amounting in all to the sum of forty-eight  
and three quarters Cents  $48\frac{3}{4}$  cents, and we find and believe that no damages have  
or will be sustained in any way by the said heirs of the said Polly Vessels, only on the  
lands above laid out, and which damages we fully considered and allowed, in the  
valuation and appraisement of the said lands, as above stated. We have caused  
to be surveyed and laid out on the lands of James Bailey, as follows "to wit" Beginning  
at the letter **A** on the plot at a Red oak bush the beginning of the first lot laid out for the  
use and purposes of said Saw-mill, thence with the home line of said lot reversed —  
South eighty-one degrees West eight and three quarter perches to the County Road and line  
of the lands of the heirs of the said Caleb Rodney dec'd, <sup>thence with said line</sup> South six degrees West eight and three  
quarter perches to the run of the said Branch, thence down the run of said branch with  
the several water courses to a point where it intersects a line drawn from the Red Oak bush  
the beginning of the first lot laid off for the use and purposes of the said Saw-mill, <sup>Crossing the branch</sup> to  
the end of the third line of the second lot laid off as aforesaid, thence with said line  
home to the place of beginning, Containing by Computation fifty-eight square perches of  
upland, low ground and Cripple; and we have appraised, assessed, valued and deter-  
mined, the full value of the said uplands, low grounds and Cripple together to be the  
sum of two dollars \$2.00 per acre, amounting in the whole to the sum of seventy-two  
and a half Cents  $72\frac{1}{2}$  Cents, and we find and believe that no damages have or will  
be sustained in any way by the said James Bailey, only on the lands above laid  
out, and which damages we fully considered and allowed, in the valuation  
and appraisement of the said lands as above stated. And we further report  
and say, after due and full deliberation, that in our opinion no damages have or will  
be sustained by the owner or owners of any property above said Mill-dam by the —



and say, after due and full deliberation, that in our opinion no damages have or will be sustained by the owner or owners of any property above said Mill-dam by the reason of the erection of said Mill-dam, other than we have heretofore considered in the valuation of the upland, low grounds and Cripple above set forth.

In Witness of all of our said Acts, we the said freeholders as well as the said Sheriff, have hereunto set our hands and affixed our seals respectfully, the fifteenth day of April in the year of our Lord one thousand eight hundred and forty two 1842.

Five freeholders, each 4 days @ \$1.00 — \$ 20.00

Surveyor 3 days surveying at \$2.00 — \$ 6.00

1 day attends with Court @ 2.00 2.00

Plot, per Act of Assembly . 2.00 2.00

Rough plot, Calculations & return \$25.00

Chff. com.

To 3 days attendance @ \$2.00 each \$ 6.00

James Shew Sheriff Seal

Seal

Burton Pettegrew Seal

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John Fletcher Seal