

**THIS INDENTURE**, Made this 31<sup>st</sup> day of December in the year of our Lord one thousand eight hundred and Ninety four **BETWEEN** John D. White Referee in the action hereinafter mentioned, of Altamont in the County of Albany New York, of the first part, and John Newman of the town of Quindland Albany County N.Y. party of the second part: **WHEREAS**, At a Special term of the Supreme Court, of the State of New York held at the City of Albany on the 12<sup>th</sup> day of November one thousand eight hundred and Ninety four it was, among other things, ordered, adjudged, and decreed by the said Court, in a certain action then pending in the said Court, between John Newman plaintiff against Joseph Kelly and others defendants that all and singular the premises described in a Mortgage executed by Philip H. Lanfran to Alida McKoon and recorded in Albany County Clerk's Office, in Liber 162 of Mortgages, at page 325 and being the same premises mentioned in the Complaint in said action, and in said judgment described, or such part thereof as is sufficient to discharge the Mortgage debt, the expenses of the sale, and costs of said action, and which might be sold separately without material injury to the parties interested, be sold at public Auction, according to law and practice of said Court, by and under the direction of the said John D. White who was appointed a Referee in said action and to whom it was referred by the said judgment, among other things to make such sale; that the said sale be made in the County where the said mortgaged premises, or the greater part thereof, are situated; that said Referee give public notice of the time and place of such sale, according to the course and practice of said Court, and that any of the parties in said action might become a purchaser or purchasers on such sale; that the said Referee execute to the purchaser or purchasers of the said mortgaged premises, or such part or parts thereof as should be sold, a good and sufficient deed or deeds of Conveyance for the same, and pay taxes, assessments or water rates which were liens upon the property sold, etc.

And **WHEREAS**, The said Referee, in pursuance of the order and judgment of the said Court, did, on the 27<sup>th</sup> day of December one thousand eight hundred and Ninety four sell at Public Auction, at the front entrance of the City Hall in the City of Albany, Albany County, N.Y. the premises in the said order and judgment mentioned, due notice of the time and place of such sale be first given, pursuant to the said judgment, at which sale the premises hereinafter described were fairly struck off to the said party of the second part for the sum of two hundred fifty dollars, that being the highest bid given for the same. Now this Indenture

That the said Referee, the party of the first part, to these presents, in order to carry into effect the sale so made by him as aforesaid, in pursuance of the order and judgment of said Court, and in conformity to the Statute in such case made and provided, and also in consideration of the premises, and of the said sum of money so bidden as aforesaid having been first duly paid by the said party of the second part, the receipt whereof is hereby acknowledged, hath bargained and sold, and by these presents doth grant and convey unto the said party of the second part, **ALL** that tract or parcel of land situated in the town of Quindland, County of Albany, State of New York, and bounded and described as follows: Lot No 2 north fifty-two degrees forty-five minutes east three chains eighty-two links to a stake standing on the west bank of the Creek; thence north fifty-five degrees thirty-five minutes east three chains ninety-eight links to a stake standing on the west bank near the Creek; thence south forty-seven degrees east one chain and thirty links to a stake against the hill; thence north sixty-two degrees east one chain sixty-five links to La Grange's Corner; thence along his line south forty-seven degrees east seven chains forty-three links to a stake the Northeast Corner of lot No. 4; thence along the side of lot No. 4 south sixty-seven degrees thirty minutes west three chains forty-eight links to a stake which bears north fifteen degrees five links from a marked poplar tree south forty-eight degrees twenty minutes west eight chains and fourteen links to a stake north fifty-two degrees ten minutes east ninety-three and a half links from a large marked pitch pine tree; thence south forty-four degrees fifty minutes east six chains and thirty-nine links to a stake; thence south forty-eight degrees west four chains thirty-six links to a stake on Batteman's line runs south fifty-five degrees forty-five minutes ten links from a water run sapling; thence north forty-seven degrees west eleven chains seventy-eight links along said Batteman's line to the east corner of lot No. 1; thence north forty-two degrees east ten chains and ninety links to a post in the broad pine; thence north fourteen degrees fifty minutes west fifty-three links to the place of beginning, containing sixteen and 9/100 of an acre. Also lot No. 3 beginning at a stake standing in R. Batteman's line the Southeast Corner of lot No. 2, which stake bears south fifty-five degrees forty-five minutes west ten links from a white pine sapling and runs along Batteman's line south forty-seven degrees east fourteen chains and seventy links to a stake Corner of Batteman's line; thence along his line north

forty-two degrees east Nine Chains and eighty-nine links to a stake the southwest corner of lot No. 4; thence along line of said lot north forty-two degrees fifty-six minutes west seven Chains and three links north thirty six degrees forty-five minutes west twelve Chains and eighty-six links to a stake at corner of lots No. 2 and 4 which bears north fifteen minutes five links from a poplar tree south forty-three degrees twenty minutes west eight chains fourteen links to a point bears north fifty-two degrees ten minutes east ninety-three and a half links from a large pitch pine tree; thence south forty-four degrees fifty minutes east six Chains thirty-nine links to a stake south forty eight degrees west four chains thirty six links to the place of beginning.

**TO HAVE AND TO HOLD**, All and singular, the premises above mentioned and described, and hereby conveyed unto the said party of the second part, his heirs and assigns forever. **IN WITNESS WHEREOF**, The said party of the first part, Refuse as aforesaid, hath hereunto set his hand and seal the day and Year first above written.

Attest and Delivered in the Presence of  
 John D. White L.S.  
 Refuse

State of New York }  
 Albany County } ss:

On this 31st day of December in the Year one thousand eight hundred and Ninety four before me, the Subscriper, personally appeared John D. White Refuse, etc to me known to be the same person described in and who executed the within instrument, and acknowledged that he executed the same.

Rec Feby 21, 1899.  
 at 9<sup>th</sup> A.M.  
 J. W. Leake  
 clerk.

Imogene B. Fiskins  
 Notary Public

**THIS INDENTURE** Made the Twenty seventh day of February in the year of our Lord one thousand eight hundred and ninety four **BETWEEN** John H. Oliver of the City and County, of Albany N.Y. as executor of the last will and testament of Susan L. Velder deceased, of the first part and Frederick Tice, of the Town of New Scotland Albany County N.Y. of the second part.

**WITNESSETH** That the said party of the first part by virtue of the power and authority to him given by the said last will and testament admitted to probate by the surrogate of the county of Albany N.Y. and recorded in 45 page 235 and 236 and in consideration of the