

DELAWARE COUNTY

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COPY OF A DEED

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ROBERT L. SMITH

-to-

MICHAEL O'HARE

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H. M. DeKay, County Clerk.

THIS INDENTURE, Made the 19<sup>th</sup> day of March Nineteen Hundred and Twenty eight\_

BETWEEN ROBERT L. SMITH, of Roxbury, Delaware County and State of New York as Executor of the last Will and Testament of Robert S. Smith, late of Town of Roxbury, Delaware County, New York, deceased, party of the first part, and MICHAEL O'HARE, of Roxbury, Delaware County and State of New York, party of the second part:

WITNESSETH, That the party of the first part, by Virture of the power and authority to him given in and by the said last Will and Testament, and in consideration of one Dollars, (\$1.00) lawful money of the United States, paid by the party of the second part, does hereby grant and release unto the party of the second part, his heirs and assigns forever all THAT TRACT OR PARCEL OF LAND, situate in the Town of Roxbury, County of Delaware and State of New York, being Lot Number One Hundred and Nineteen, in Great Lot No. 41 of the Hardenburgh Patent, Beginning at the northeast corner of Lot No. 120 in the west bounds of No. 121, and runs thence along the same N. 12 deg. West 26 chains and 74 links to the Northwest corner thereof, and N.78 deg. East 28 chains 10 links to the

northeast corner of said No. 121; thence N. 12 deg. west 13 chains 30 links; thence S. 78 deg. west 44 chains; thence S. 9 deg. west about 17 chains to the old Roxbury road; thence southeasterly along the same to where it crosses the north bounds of Lot No. 120; thence along the same North 78 deg. east about 8 chains and fifty links to the place of beginning, containing one hundred acres more or less.

ALSO, THAT OTHER CERTAIN LOT OF LAND, situate in the Town of Roxbury, Delaware County, New York, bounded and described as follows: BEGINNING from No. 121 in Great Lot No. 41 of the Hardenburgh Patent, bounded as follows; BEGINNING at the southeast corner thereof and runs from thence as the fence now stands and the marked line as the compass pointed in the year 1795, N. 15\_

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W. 40 chains 40 links to a stake 10 links south from a beech tree cornered N. 75 deg. E. 28 chains 10 links to a stake 9 links east from a beech tree cornered S. 15 deg. East 21 chains to a part of this farm formerly sold to Bouton; thence along the bounds thereof S. 75 deg. W. 8 chains 90 links and S. 15 deg. E. 19 chains 80 links to the bounds of farm No. 48; thence along the same S. 75 deg. West 19 chains 30 links to the place of beginning, containing one hundred acres more or less.

The above described premises are the same lands and premises mentioned and described in a Deed from Hiram H. Silliman and wife to John M. Rutherford, dated January 6, 1890, and duly recorded in the office of the clerk of the County of Delaware January 10, 1890, in Liber 111 of Deeds at page 242; and also the same premises specifically devised to the grantee herein, MICHAEL O'HARE under

the Paragraph marked "FIRST" of the Will of Robert S. Smith, deceased, which is duly recorded in the Office of the Clerk of the County of Delaware; reference to which said instruments are herein made for the more particular description of said premises herein intended to be conveyed.

TOGETHER with the appurtenances, and also all the estate which the said Testator had at the time of his decease, in said premises, and also the estate therein, which the party of the first part has or has power to convey or dispose of, whether individually, or by virtue of said Will or otherwise.

TO HAVE AND TO HOLD the premises herein granted unto the party of the second part, his heirs and assigns forever.

AND the party of the first part covenants that he has not done or suffered anything whereby the said premises have been incumbered [sic] in any way whatever.

IN WITNESS WHEREOF, The party of the first part has hereunto set his hand and seal the day and year first above written.

In Presence of

C. W. Aikman

Will

Robert L. Smith (L. S.)

As Executor of the Last

and Testament of Robert S. Smith, dec'd.

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State of New York )  
County of Delaware : SS.:  
Town of Roxbury )

On this 23 day of March Nineteen Hundred and Twenty eight before me, the subscriber, personally appeared ROBERT L. SMITH the Executor of the last Will and Testament of Robert S. Smith,

deceased, to me personally known and known to me to be the same person described in and who executed the within Instrument, and he duly acknowledged to me that he executed the same as such Execut\_\_\_ as aforesaid for the purposes therein mentioned.

C. W. Aikman

Notary Public.

Recorded March 30, 1928 at 9 A. M. in Liber 217 of Deeds at page 115.

C. L. Whitaker, Clerk.

State of New York, |  
Delaware County Clerk's Office | SS.:

I DO HEREBY CERTIFY, That I have compared the preceding copy of a Deed Smith to O'Hare and the endorsement thereupon, with the original recorded in this office march 30, 1928 and that such copy is a correct transcript therefrom, and of the whole of such original.

IN TESTIMONY WHEREOF, I have caused the seal of the County Court of Said County to be hereunto affixed, this 18 day of April, 1951.

Harrison M. DeKay  
County Clerk  
Janice[?] B. Ait[??}  
Deputy County Clerk.