

the same to be his free act and Deed Before me  
No. Davenport Justice of the Peace  
Dec. 3<sup>rd</sup> Jan. 6<sup>th</sup> 1834 at 5<sup>h</sup> 35<sup>m</sup> P.M. Court Ex. By Ar. W. Ward Reg<sup>d</sup>.

Butler Stephen Know all men by these presents that I Stephen Butler of Mendon in the County of  
to Worcester and Commonwealth of Massachusetts Clerk in consideration of three  
Eben<sup>r</sup>. M. Hayward hundred and seventy five dollars paid me by Ebenezer M. Hayward of said Men-  
See an instru- don under the receipt whereof I do hereby acknowledge do hereby give grant sell  
ment in Book and convey unto the said Hayward his heirs and assigns a certain tract of land  
696 Page 467 with a dwelling house and barn thereon situate in the North Parish in Mendon  
See a possession aforesaid with the appurtenances it being the same tract of land and buildings  
in Book 699 which are described in the deed of the said Hayward to me recorded in the  
Page 462 Registry of Deeds for said County Book 295 Page 405 to which reference is had  
for a more particular description of the premises the said Hayward whenever he  
shall take possession of said premises is to make and maintain a legal and suf-  
ficient wall or fence on the Southerly and Westerly side of the granted premises where  
they bound on land of the heirs of Seth Hastings deceased. — To have and  
to hold the aforegranted premises to the said Hayward his heirs and assigns to his  
and their use and behoof forever and I do for myself my heirs executors and admin-  
istrators covenant with the said Hayward his heirs and assigns that I am lawfully  
seized in fee of the aforegranted premises that they are free of all incumbrances  
except as hereinafter mentioned that I have good right to sell and convey the same  
to the said Hayward subject to a prior mortgage to the said Hayward and that  
I will warrant and defend the same premises to the said Hayward his heirs  
and assigns forever against the lawful claims and demands of all persons except  
the mortgage aforesaid. — Provided nevertheless that if the said Stephen  
Butler his heirs executors or administrators pay to the said Ebenezer M. Hay-  
ward his heirs executors administrators or assigns the sum of three hundred  
and seventy five dollars with interest from the twenty third day of October  
last on the first day of April next then this deed as also certain note bearing  
date the 23<sup>rd</sup> day of October last given by the said Butler to the said Hayward  
to pay the same sum with interest on demand shall both be void otherwise  
shall remain in full force and it is agreed that the mortgagor his heirs or as-  
signs remain in possession of the premises till condition broken. — In witness  
whereof the said Stephen Butler have hereunto set my hand and seal this sixth  
day of January in the year of our Lord one thousand eight hundred and thirty  
four. —

Stephen Butler (Seal)

Signed sealed and delivered in presence of us  
Wm. S. Hastings — to be his free act and Deed.  
Before me Wm. S. Hastings Jus. Peace  
Dec. 3<sup>rd</sup> Jan. 6<sup>th</sup> 1834 at 6<sup>h</sup> 40<sup>m</sup> P.M. Court Ex. By Ar. W. Ward Reg<sup>d</sup>.