

University Coal Company Deed of Trust (back to Allen Gipson), 1878

Source: Book 2, pages 111-112, Deed of Trust Records, Franklin County Courthouse,
Winchester, Tennessee

Sewanee, Tennessee July 22nd 1878

Whereas the University Coal Company, consisting of Samuel G. Jones, F. H. Armstrong, and C. P. Jones [or Janes] are indebted to Allen Gipson in the sum of three hundred and nine & 33/100 Dollars [\$309.33] as evidenced by two promissory notes for \$154 66/100 each maturing respectively March 18th 1879 and March 1880 and are anxious to secure said Gipson in the payment thereof, they have this day granted bargained and sold unto the said Gipson the following described tract or parcel of land:

Beginning at a small Black Gum tree near the Chalybeate Spring about one mile north of the University of the South and running East 128 poles to a Hickory Stump 12 feet from the Western opening of the mine at first worked by P. Gilliam, afterwards by S. C. Hoge and sold by him to the University Coal Company. Thence North 5 degrees W[est] 84 poles to what is known as Gilliam N.W. Corner, and thence East 110 poles to a White Oak[,] William Anderson's Corner; thence N[orth] 5 degrees W[est] 84 poles to Smith's line — thence 60 poles West to a Chestnut Oak; thence N[orth] 118 poles to a white oak, thence W[est] 56 poles to the brow or bluff of the mountain, thence in a Southerly direction meandering with the brow of the Mountain as follows S[outh] 42 degrees W[est] 33 poles thence S[outh] 2 degrees W[est] 25 poles thence S[outh] 28 degrees E[ast] 14 poles thence S[outh] 13 1/4 degrees E[ast] 108 poles (Gilliam's Corner is in the Continuation of the same course (South 13 1/4 degrees) E[ast] 34 poles beyond) thence W[est] 210 poles 10 feet to the intersection of P. Gilliam's (formerly Sam Long's) line, thence S[outh] 25 1/2 poles to the Gilliam or Sam Long Corner, thence meandering with the Bluff or Cliff of the mountain as follows S[outh] 63 degrees E[ast] for 74 poles, thence S[outh] 35 degrees E[ast] for 52 poles to old blown up root, thence S[outh] 13 degrees E[ast] for 11 poles and 14 links to point of beginning. All lying and being in Franklin County, Tennessee, containing 232 acres more or less and being the same tract sold by said Gipson to said University Coal Company.

But upon condition nevertheless, that should said University Coal Company pay or cause to be paid, the above described notes as they mature then this indenture is to be null and void and of no effect. But should they fail to pay the said notes or either of them at maturity, then said Gipson or his agent are authorized to take possession of the land above described, and after giving thirty days notice of sale in some newspaper published in the town of Winchester, to sell the same at public outcry for cash[,] and after paying all costs of sale and the amount which may be due by said University Coal Company to return the surplus if any to said University Coal Company.

In Witness whereof we the said Coal Company by their President Samuel G. Jones have hereunto set their hand and seal this [blank] day of July 1878.

University Coal Company

Samuel G. Jones, Prest.

Notes:

This agreement was notarized by Samuel C. Hoge on 22 July 1878 and entered by Deputy Register J. J. Arledge at 8:00 a.m. on 12 November 1878.

Samuel G. Jones was Treasurer of the University in 1878. See a similar document in the same book of official records: University deed to trust to United States Mortgage Company (New York) on 1 Nov. 1878, Book 2, pages 121-127, Franklin County Deed of Trust records, Franklin County Courthouse, Winchester, Tennessee.