

Deed of Trust

James Malin to Samuel Davis et al.

This indenture made the eleventh day of the sixth month in the year of our Lord one thousand eight hundred and thirty one between James Malin of the Township of East Whiteland in the county of Chester and state of Pennsylvania, yeoman of the one part and Samuel Davie, Ishmael Ells, Charles Kimbul all the said county of Chester, Trustees of the African Methodist Episcopal Church to erected in the Township of East Whiteland in the said County of Chester, of the other part. Witnesseth that the said James Malin as well for and in consideration of the trusts, hereinafter mentioned, created & declared for and in consideration of the sum of one dollar, lawful money of Pennsylvania, to him in hands paid by the said Samuel Davis, Ishmael Wells & Charles Kimbul, the receipt of which one dollar is hereby acknowledge, hath granted, bargained, sold, aliened, enfeoffed, released and confirmed and by these presents doth grant, bargain, sell, alien, enfeoff, release & confirm unto the said Samuel Davis, Ishmael Wells and Charles Kimbul, their heirs and assigns a certain lot or piece of land situate lying and being in the Township of East Whiteland aforesaid, beginning at a post or stone thence by land late of Doctor John Jacobs, deceased, north sixty degrees, east eight perches to a post or stone, thence by other land of the said James Malin, North thirty one degrees and an half, West nine perches to a post or stone, thence by same and land sold to Charles Kimbul, South sixty degrees west eight perches to a post or stone, thence by land late of John Jacobs now of Joseph B. Jacobs, south thirty one degrees and an half, East nine perches in the place of beginning, containing seventy two perches of land which Joseph M Paul by deed of Indenture dated the eighth day of the fourth month on thousand eight hundred and sixteen and recorded in the recorder's office in and for the County of Chester in book M3, page 245, granted and conveyed unto the said James Malin, his heirs and assigns forever. Together with all & singular the ways, rights, liberties, privileges, improvements, **hereditaments** & appurtenance whatsoever thereunto belonging on or any wise appertaining and the reversions and remainders, rents issues and profits thereof, and also all the estate eight title interest use **/codeftion** property claiming demand whatsoever as well at law as in equity otherwise housover of him the said James Malin of in to and out of the same. To have and hold the said described lot or piece of land, hereditaments and premises hereby granted or mentioned or intended so to be with the appurtenances unto the said Samuel Davis, Ishmael Wells and Charles Kimbul and their heirs to the use and behoof of the said Samuel Davis, Ishmael Wells & Charles Kimbul their heirs & assign and the survivors and the survivor of them and the heirs and assigns of such survivors and survivor forever. In trust nevertheless and to the use, intents & purposes herinafter mentioned, expressed & declared that to say that the said lot or piece of land hereby granted and conveyed shall be appropriated as a place & spot of growing whereon to build and erect a church to be called and styled the Bethel African Methodist Episcopal Church in the Township of East Whiteland in the County of Chester for the members of said church to meet in and at, for the purpose of performing divine worship and for the erecting other necessary guildings for the conveniency and accommodation of the members of said church and for the purpose of a burial ground to bury and inter their dead and to and for no other use, intent or purpose whatsoever. And the said James Malin for himself his heirs, executors or administrators doth covenant, declare & agree to

and with the said Samuel Davis, Ishmael Wells & Charles Kimbul & their several & respective heirs & assigns in manner following that is to say that upon the death of any one of them the said Samuel Davis, Ishmael Wells and Charles Kimbul or upon their or any of them being mindful or desirous to quit him or themselves of the said Trust, or upon their or any of them being expelled from religious membership by the discipline of said Church, it shall & may be lawful to & for the majority of the members of said Church in meeting assembled as often as occasion may require to make choice of another or others to manage and & requite the said Trust in the room and stead of such as shall depart this life, be desirous of parting him or their selves of the said Trust, or being expelled from religious membership as aforesaid. And the said Samuel Davis, Ishmael Wells and Charles Kimbul and the survivors and survivor of them and the heirs and assigns of such survivor shall at the request of the majority of the members of the said Church in meeting assembled as aforesaid convey the said lot or piece of land with the appurtenances agreeably to the Trusts, uses intents and purposes aforesaid to such person & persons and their heirs & assigns as shall be by the majority of the said meeting in that behalf chosen, nominated & appointed in order to keep on foot and in continuance the said Trust estate for the uses and purposes aforesaid. And also that the Samuel Davis, Ishmael Wells & Charles Kimbul or any or either of them shall not, nor will not at any time or times hereafter assign or convey over his or their said trust estate of or in the said **dasonibet** lot or piece of land and premises or any part thereof unto any person or person or persons so as to make a tenancy in common or otherwise to sever the joint tenancy on the premises hereby created or intended so to be or in any other manner whatsoever buy shall stand and be (?) of the premises with the appurtenances to and for the uses, intents & purposes aforesaid, and to **have** no other use intent or purpose whatsoever. In witness whereof the said James Malin have hereunto set his hand and seal dated the day, month & year first above written. James Malin. Seal. Sealed & delivered in the presence of us John Rogers, James Dilworth, before me the Subscriber, one of the Justices of the peace in and for the County of Chester cam the above named James Malin and acknowledged the above written Indenture of Trust to be his ad & deed to the intent the same as such might be recorded according to law. In testimony whereof I have hereunto set my hands and seal the eleventh day of the sixth month in the year of our Lord one thousand eight hundred and thirty one. James Dilworuth. Seal  
Recorded Febry 18, 1832