

NO. 8976, Equity.

respectively survive the said Isaac Davis, we the said Ellen Davis Gaither and William Gaither, her husband, Louis M. Davis, Charles S. Davis, and Jessie V. Davis his wife, and Rachel M. Davis, and each of us do hereby covenant and agree to convey to the said R. Lee Davis, his heirs or assigns, all and every vested interest which we or either of us shall have acquire or become possessed of the death of Isaac T. Davis, in and to the lands above mentioned; and for the better security and protection of the said R. Lee Davis and in consideration of the sum of six hundred dollars to be paid to each of us within sixty days after the death of said Isaac T. Davis in the event of we shall severally survive the said Isaac T. Davis, we the said Ellen Davis Gaither, Louis M. Davis, Charles S. Davis and Rachel M. Davis do hereby convey, assign, transfer and set over unto the said R. Lee Davis and his heirs at law, and every right title interest and estate contingent, or otherwise, which we or either of us now have in and to said lands, under the provisions of the will of the said Eli Davis, deceased, in which conveyance, assignment and transfer we the said William Gaither and Jessie V. Davis do hereby join for the purpose of relinquishing any and all marital rights which we have in and to said lands, and for the consideration aforesaid we the said Ellen Davis Gaither and William Gaither her husband, Louis M. Davis, Charles S. Davis, and Jessie V. Davis his wife, and Rachel M. Davis, and each of us do hereby covenant and agree by and with the said R. Lee Davis that we and each of us, in the event we severally survive our said father Isaac T. Davis, will, upon payment of said respective sums of six hundred dollars, execute such deed or deeds, agreements convey, such or paper writings as shall be necessary or proper to convey assign transfer and set in the said R. Lee Davis, his heirs or assigns, any and all right, title, interest and estate which we or either of us shall have, acquire or become possessed of in and to the lands aforesaid under the will of said Eli Davis, deceased; and we the said Ellen Davis Gaither and William Gaither, her husband, Louis M. Davis, Charles S. Davis and Jessie V. Davis, his wife, Rachel M. Davis do hereby further, covenant and agree that we and each of us will not assign encumber, transfer or in any other manner