

228.  
 Nancy C. Heel and  
 James Heel.  
 to  
 Mary A. Bourke  
 and  
 John Bourke  
 to  
 Nancy C. Heel.

State of Florida  
 Santa Rosa County

Whereas Benjamin W. Thompson deceased by his last will and testament probated in said county on the 31<sup>st</sup> day of January A.D. 1876, devised to his daughters Nancy C. Heel and Mary A. Bourke named in said will, Mary A. Thompson, the following basis after devised real estate without designating which of said parcels shall be the property of either of said daughters but directing that she who obtaining the Shackley lot should pay the other, the sum of four hundred dollars and whereas the said Benjamin W. Thompson after the execution of said will but before his death, expressed the wish that nothing should be paid by the one obtaining the Shackley lot, to the other and it is our intention to carry out the wishes of the said testator as fully as if the same had been expressed by a codicil of his will, and whereas it is fully agreed by the parties hereto that Mary A. Bourke shall have unto to herself and her heirs the lot, at the date of said will assigned by Thomas B. Shackley and known as the Shackley lot, together with all the improvements thereon, and that Nancy C. Heel should have unto herself and unto her heirs the lot known as the M'Arthur lot together with all the improvements thereon and that in compliance with the wish of the said testator the daughter taking the Shackley lot should, be required to pay nothing to the other as difference in the value of two lots therefore, this instrument witnesses, that Nancy C. Heel, and her husband James Heel for and in consideration of the premises and the further consideration of one dollar, to them in hand paid by Mary A. Bourke, have granted, bargained and sold, and by these presents do grant, bargain, sell and convey unto the said Mary A. Bourke her heirs and assigns all their rights title and interest of to and in said real estate known as the Shackley lot, to have and to hold the said Shackley lot with all the improvements thereon unto the said Mary A. Bourke, and unto her heirs, and assigns forever.

And that Mary A. Bourke, and her husband John Bourke for and in consideration of the premises and the further consideration of one dollar, to them in hand paid by Nancy C. Heel, have granted, bargained and sold and by these presents do grant, bargain, sell and convey unto the said Nancy C. Heel, all their right title and interest of to and in said real estate known as the M'Arthur lot, to have and to hold the said M'Arthur lot with all the improvements thereon unto the said, Nancy C. Heel, and unto her heirs and assigns forever, both of said parcels or lots being in the shillage of Blackwater, or Bayou. For testimony whereof we have hereunto set our hands and seals this 3<sup>rd</sup> day of February A.D. 1876.

Signed sealed and delivered one part to each this day, date above written in presence of  
 Leon H. Gorton Nancy C. Heel (Seal)