

Isaac M Thomas
to
Sam Brasher
At Page 102

This indenture made & entered into this the 13 day of Oct in the year of our Lord one thousand eight hundred & 38 between Isaac M Thomas of the first part Henry H Wilson the trustee of the second part & Y H & S Brasher of the third part all of the County & state aforesaid witness that whereas the said Isaac M Thomas is finally indebted to P Phillips of Montgomery in the sum of 15 hundred dollars be due 21 Feb 1839 also 16 hundred dollars to be due 1 Feb 1840 increased by premissory notes & for which sums of money the Y H & S Brasher are trustees for said Thomas & also whereas the said Isaac M Thomas is finally indebted to the said Y H & S Brasher in the sum of 7 hundred & 12 dollars to be due 1 day of Jan 1839 which said debts the said Thomas is willing & desirous to secure & satisfy the said Brasher: demand as before said against all loss of every kind in consequence of the said scripship He now this indenture witness that for & in consideration of the premises & the sum of 5 dollars to him in hand paid by the said Henry H Wilson the right whereof is hereby acknowledged he the said Isaac M Thomas has granted bargained & sold & by these presents does give grant bargain & sell unto the said W H Wilson trustee & his heirs & assigns forever the following lands to wit the west half north west quarter section no 26

Y 21 R / west the east half north east quarter the
 south west fourth north east quarter the south fourth
 south west quarter & the north west fourth north west
 quarter by see 27 Y 21 R / west with all & singular
 the appurtenances to the said tract of land belonging
 & all the estate right title & interest of me the said
 Isaac M Thomas to the said tract of land & from
 rises unto the said trustee his heirs executors admin-
 istrators & assigns & to the only proper use & behoof
 of him the said H H Wilson trustee as aforesaid &
 the said Isaac M Thomas for himself his heirs
 executors & administrators will forever warrant &
 defend till in fee simple to the said H H Wilson
 in & to the aforesaid land & his indenture witnesseth
 further that for the payment of the before received
 debt & to be the security of H H & S Brasher aforesaid
 as aforesaid that for & in consideration of the premises
 & the further sum of one dollar to me in hand paid
 to the said Isaac M Thomas have sold & delivered
 me present stock of goods & merchandise consisting
 of dry good hard ware cutlery & iron on
 hands in the town of Leal & known & designated
 by the annexed bills marked A B C D also for & in
 consideration of the premises aforesaid by these presents
 of the said Isaac M Thomas will assign & deliver to the
 said H H Wilson my books accounts & notes on
 hand & upon trust nevertheless that the said Isaac
 M Thomas remain in possession of the land until
 default be made in the payment of the said debts
 neither in whole or in part & then upon trust that
 the said Henry H Wilson his heirs executors or
 administrators or assigns shall & will be soon after
 the happening of such default as the said H H & S Brasher
 their heirs or representatives shall request sell the said
 land & good or such part thereof as shall be demanded
 necessary & if value sufficient to the highest bidder for
 ready money at publick auction after having fixed the
 time & place at said sale & given at least 30 days
 notice by publick advertisement in at least 3 publick
 places as manner to collect the said debt both
 notes & acts & pay over to the payment of said debts
 until the whole be paid & the balance if any pay
 to the said Isaac M Thomas but if the whole of said
 debts are paid & fully satisfied together with all the
 cost & reasonable charges for these services so the
 severity be come and so that no default be made
 either in whole or in part & so that the said
 H H & S Brasher are fully paid & exonerated from the

payments of the debts for which they securities thru
this instrument to be void else to remain in full
force in testimony whereof the parties to these
presents have hereunto set their hands & seal the
day & year first above written signed sealed & delivered
in presence of

Isaac Mr Thomas Seal
Henry H Wilson Seal
Y H & S Brasher Seal

State of Ala

Shelby County Before me John M McLanahan an acting
J P in & for said county personally came Isaac
Mr Thomas Henry H Wilson & Y H & S Brasher & severally
acknowledged that signed & delivered the foregoing
deed of trust on the day wherein named for the pur-
poses therein contained in testimony whereof witness
my hand & seal this 24 day of Nov 1838

J M McLanahan Seal
J P

Filed for Record 24 Nov 1838 & Recorded the 12 1838
O B Harris Clerk