

M B Smith
deed of Trust
G R Gibbs
T & B Brasher

State of Alabama
Shelby County This indenture made & entered into this 24 day of April A D 1845 between M B Smith the debtor of the 1st part to G R Gibbs the trustee of the 2 part & Thos & B Brasher & Sam Brasher merchants trading under & using the style & name of T & B Brasher the creditors of the 3 part witnesseth that the said party of the 1st part being indebted to the said parties of the 3 part by a note for the sum of Forty Two dollars & 30/100 dollars dated the 1st day of Jan A D 1845 due one day after date & by an open account for the sum of 80 dollars due the 16 day of Dec A D 1845 & being desirous to secure the payment of said note & account hath bargained sold & conveyed & doth by these presents bargain sell & convey unto the said party of the 2 part his heirs & assigns the following described property viz a one horse Jersey wagon & harness also that lot peace or parcel of land lying in said county known as the south west quarter of the north west quarter of sect 16 in Y 21 Range 1 east also the east half of the north east quarter of sect 16 same Y & R also the south east qrs of the north east qr of sect 16 some Y & Range to have & to hold the said bargained premises & wagon to the said party of the 2 part his heirs & assigns forever but nevertheless this conveyance is made upon this express condition that if the said party of the 1st part shall well & truly pay or cause to be paid to the said parties of the 1st part the amount of his aforesaid together with the lawful interest thereon whenever the said parties of the other part shall demand payment of the amount of said note & whenever the said account shall fall due then this conveyance shall be void but if default be made in the payment of said note or account or either of them or any part thereof then the said party of the 2 part may & if agreed shall after giving 10 days notice in writing on the court house door at Columbia then proceed to sell the property conveyed by this deed to the highest bidder for cash & apply the proceeds to the payment of said note & account & the overplus if any shall be paid over to the said party of the 1st part in witness whereof we have hereunto set our hands & seal the day & year

above written

J. B. Smith Seal
Charles B. Gibbs Seal
J. & S. Brasher Seal

State of Alabama

Shelby County. Before me E. G. Lanley Clerk of the
county court of said county came Marshall B.
Smith Charles B. Gibbs & Edmund Brasher one of
the Firm of J. & S. Brasher who severally acknow-
ledged that they signed sealed & delivered the
foregoing deed on the day & year & for the pur-
pose therein mentioned done at Columbia
April 24 1845

E. G. Lanley Clerk

Filed for Record April 24 1845 & Recorded 24

E. G. Lanley Clerk