Wm Merrill's deed to Roper & McClanahan

This indenture made & entered into the 3 day of Nov 1845 between Wm Merrill Wm Lindsey & Elijah Merrill the debtors of the first part & George H Harris the trustee of the second part & John W Roper & David N McClanahan the creditors of the third part all of Shelby county Ala witnesseth that whereas the said Wm Merril Wm Lindsey & Elijah Merrill is justly indebted to the said Roper & McClanahan in the sum of One hundred & Thirty eight dollars & Forty four cents due the 1st day of Jan 1847 with interest from date secured by promissory notes bearing the date hereof to be due the 1st day of January 1847 ~~actuary~~ which debt the said Wm Merrill Wm Lindsey & Elijah Merrill is anxious & desirous to secure now the said parties of the 1st part Wm Merrill & Wm Lindsey & Elijah Merrill for & in consideration of the sum of One dollar to him in hand paid by the said George H Harris the trustee the receipt whereof is hereby acknowledged has granted bargained sold & by these presents does grant bargain & convey to the said Geo H Harris the following tract or parcel of land to wit the south west fraction of sect 22 T 22 range 1 east containing 86 acres more or less also a sorrel mare with about four years old also a two horse wagon the lands & property being & situated in Shelby county to have & to hold upon trust nevertheless that if default be made in the payment of the said sum of One hundred & 38 dollars & 44 cents due as aforesaid either in whole or in part there upon trust that the said trustee shall & will so soon after the holding of such default on the said Roper & McClanahan

their heirs or assigns shall require sell the said land & other property to the highest bidder for ready money at public auction in the town of Columbiana after having fixed the time of said sale & giving at least 30 days notice by advertisement in three public places & after paying all charges pay to the said Roper & McClanahan the said sum of One hundred & 38 dollars & 44 cents with interest from the balance if any pay over to the said Wm Murrill Wm Lindsey & Elijah Murrill & if the whole of said debt be paid then this obligation to be void else remain in full force & effect in testimony we have hereunto set our hands & seal the day & year above written

Wm Murrill LS
Wm Lindsey LS
Elijah Murrill LS
George Harris LS
David N McClanahan LS
John M Roper LS

State of Alabama
Shelby County } Personally appeared before me Elijah G Lawley Clk of the county court of said county Wm Murrill Wm Lindsey Elijah Murrill all who acknowledged that they signed sealed & delivered the foregoing deed of conveyance to Roper & McClanahan for the purpose therein contained. In testimony whereof I have hereunto set name & affixed the seal of office at office in Columbiana on the 3 day of Nov Recorded the 3 Nov A D 1845
E G Lawley Clk
Filed for Record the 3 day of Nov 1845
E G Lawley Clk