

Charles McCartney } The State of Alabama Shelby County -  
do } Dec of Trust } This indenture made this 27<sup>th</sup> day of  
Stephen Splawn } March 1848 between Charles McCartney of  
the first part and James Mulky of the  
second part and Stephen Splawn of  
Bibb County of the third part whereas the said Charles  
McCartney is indebted to the said Stephen Splawn  
in the sum of eighty seven & 2/100 dollars, payable  
on the twenty fifth day of December next given  
on the 25<sup>th</sup> day of February 1848 all given to the said  
Stephen Splawn the payment of the above described  
note & the said Charles McCartney have bargained sold  
aliened and conveyed and by these presents doth bar-  
gain sell alien and convey unto the said James  
Mulky for and in consideration of the sum of five  
dollars of lawful money to the said Charles McCart-  
ney by the said James Mulky in hand paid at and  
before executing & delivering of these presents the receipt  
whereof is hereby acknowledged the following described property  
to wit cows & calves thirty head of stock ~~cattle~~ hogs three  
feather beds & furniture one large pot two ovens one  
side saddle one hundred bushels corn three trunks two  
tables all the above described property being in the County  
of Shelby and State of Alabama and at the house of  
Charles McCartney I Charles McCartney do for myself  
my heirs & assigns warrant and well ever defend unto  
the said James Mulky a good and lawful right to the  
property herein described against all & every person whatsoever  
in trust nevertheless should the said Charles McCartney  
fail to pay the debt herein named on or before the  
twenty fifth day of December next in that case the said  
Mulky shall proceed to sell the property herein described at the  
house of Charles McCartney first giving fifteen days notice  
and then the said Mulky shall apply the proceeds first  
to the payment of the debt herein specified and if there  
should remain any in the hands of Mulky he shall pay the  
same over to the said McCartney after paying the expenses of  
carrying this trust into effect and should the said McCartney  
pay or cause to be paid to the said Stephen Splawn the  
debt herein named on or before the 25<sup>th</sup> December next in that  
in that case this trust is to be null and void and of no  
effect otherwise it is to remain in full force and effect  
Given under our hands and seals this 15<sup>th</sup> day of April 1848

Signed in presence of  
William Fox  
James Splawn

Charles McCartney  
James M. Mulky  
Stephen Splawn

Filed for record April 17. 1848 & recorded  
same day ————— E. S. Lawley clerk