

O'HARA
vs
Roper

The State of Alabama }
 Shelby County } This deed of Trust made and
 Entered into this 29th day of December in the year of our
 Lord one thousand Eight hundred and fifty one between
 James O'Hara the debtor of the first part John Mc-
 Clanahan the Trustee of the 2nd part and Joseph Roper
 the Creditor of the third part all of the County and
 State aforesaid. Witnesseth that the said O'Hara is
 justly indebted to said Roper the sum of one thousand
 two hundred & seven 5/100 dollars by promissory note
 becoming Even date herewith to be due the 25th day
 of December 1852 and the further sum of one thousand three
 hundred dollars becoming Even date herewith to be due
 1st March 1853. Which said debts said O'Hara is anxious
 & desirous to secure therefore for and in consideration of the
 promises as well the sum of five dollars to him in hand
 paid by said McClanahan Trustee as aforesaid the receipt
 whereof is hereby acknowledged the said O'Hara has given
 granted bargained and sold and by these Presents do give
 grant bargain and sell to said McClanahan the following
 negroes. Slaves to wit Mariah a woman Charles a boy Emily
 a girl Clara a girl Rosetta a girl Josephus a boy Thomas
 Jefferson a boy Lamus a girl Sally a girl Fanny a woman;

& Jasper a boy to have and to hold the same to said Mr. McEllanahan & his heirs and assigns forever. (Subject to a deed of Trust heretofore made to Robt. D. Wiggins upon which twelve hundred and fifty dollars or thereabouts is now due up on trust nevertheless until default is made in the payment of the two debts aforesaid to said Roper or either of them or any part thereof then upon such default said Mr. McEllanahan or his assigns may & shall seize and sell said negroes slaves as afore said first fixing the term and place of said sale and giving twenty days notice of said sale by advertisement in at least three public places in said County and out of the proceeds thereof pay and satisfy said debts and the Expenses of this Deed and the overplus if any pay over to said O'Hara but should the whole of said debts be paid on them becoming due then this obligation to be void & be in full force. Witness my hand and seal the day & year above written

J. O'Hara. *Seal*
J. Mc. McEllanahan. *Seal*
Joseph Roper. *Seal*

The State of Alabama }
Shelby County } Before me Richard H. Brasher,
a Justice of the Peace for said County personally appeared James O'Hara John Mc. McEllanahan & Joseph Roper and severally acknowledged that they signed sealed and delivered the above and foregoing Deed on the day it bears date for the purpose therein contained. Witness my hand and seal this 29. day of December AD 1851.

R. H. Brasher. *Seal*
Justice of the Peace.

Filed and Recorded in this office on the 29. December 1851. John Mc. McEllanahan.
Judge of Probate.