

16)
The State of Alabama, This Indenture made and
Shelby County } Entered into this 10th day of
January 1852 between Thomas P. Brasher of the first
part and D N McLeanahan of the second part all of the
County & State aforesaid Witnesseth that the said

party of the first part for and in consideration of One Dollar
to him in hand paid also for the consideration thereafter Express-
ed and contained hath assigned and Transferred Bargained &
sold and doth hereby assign transfer Bargain and sell unto the
said party of the second part all right title interest & claim
of the said party of the first part of in and to the following dis-
cribed property (to wit) one three Horse waggon and four
Horse about nine years of age.

Which said property is Transferred as aforesaid
by the said party of the first part unto the said party of the
second part in trust and for the purpose of securing the paym-
ent of one hundred Twelve & 7/100 Dollars in three promissory
notes as follows one for Forty seven & 5/100 Dollars with
interest from 17th January 1850 and two for Thirty seven
& 1/100 Dollars each with interest from 1st January 1851.

Which said notes the said Thomas P. Brasher in anxious
and Desires to secure and it is hereby Expressly agreed that
the aforesaid property is to Remain in the sole possession
of said Thomas P. Brasher until the first day of October next
and until the said party of the second part shall or may require
payment of said notes may proceed to sell to the highest bidder
for cash after having fixed the time and place of said sale by
giving ten days notice by advertisement in at least three pub-
lick places and out of the proceeds of said sale pay himself
the said notes here and hereby received and the balance
if any pay over to the said Thomas P. Brasher but should
said Debt be paid by the first of October or before a sale is re-
quired then this deed of trust to be void Else Remain in
full force and effect Witness our hands and seals the day
and date above Written to Thomas P. Brasher

David N. McElanahan Seal

The State of Oklahoma } I John M. McElanahan Judge
Shelby County } of Probate Certify that Thomas P.
Brasher and David N. McElanahan appeared before me
in person and acknowledged that they signed sealed and
delivered the above and foregoing Deed on the day it bears
date for the purpose & consideration therein Expressly Witness
my official act &c. March 1852. J. M. McElanahan

Filed and Recorded in my office this the 26th
March A.D. 1852.
Judge of Probate
Per J. M. Johnson