339

This Indenture made and entered into this the 7th day of September A. D. 1855 between Elbert C. Bowdon of the County of Shelby and State of Alabama of the first part and Jesse Frost of the same place of the second part, Whereas Elbert C. Bowdon by his certain promispory not bearing even date herewith stands bound unto the said Jesse Frost in the sum of sise hundred and eighty eight & 95/100 Dollars due on the 25th of December 1856 with lawful interest from the date thereof. Now this in Indenture witnesseth that the said Elbert C. Bowdon as well for and in Consideration of the aforesaid debt or sum of sise hundred & eighty eight & 95/100 Dollars and for the better securing the payment thereof with interest thereon unto the said Jesse Frost as the further sum of one dollar to him in hand paid by the said Jesse Frost the receipt whereof is hereby acknowledged doth grant bargain sell enfeoff and convey unto the said Jesse Frost his heirs & signs &c my negro man named Burwell about thirty sise years old to have and to hold to the said Jesse Frost his heirs and assigns forever Provided always that the said Bowdon is to retain the possession of said Burwell until said note herein before described shall fall due and further more if the said Bowdon shall fail to pay the principal and Interest on said note at the time the same shall fall due then the said Jesse Frost is hereby empowered

to sell said Burwell at Public or private sale upon such notice and terms as he shall deem best appropriating the proceeds of said sale first to the payment of the cost of this mortgage and then the payment of said note and the ballance if any the said Elbert C. Bowdon in witness whereof we have hereunto set our hands and seals this the 7th day of September A. D. 1855 Elbert C. Bowdon {seal
Jesse Frost {seal

The State of Alabama } I, John P. Morgan an ac-
Shelby County } ting Justice of the Peace in and for the County of Shelby and state of Alabama hereby certify that Elbert C. Bowdon and Jesse Frost whose names are signed to the foregoing conveyance and who are known to me acknowledged before me on this day that being informed of the contents of the conveyance they executed the same voluntarily on the day the same bears date Given under my hand this day of September A. D. 1855 Jno P. Morgan J. P.

Filed and recorded this 8th day of September A. D. 1855 J. M. McClanahan
Judge of Probate