Branch P.

to

Graham. H. P.

This Indenture made and entered into this 8th day of August A. D. 1856, between Peter Branch, debtor, of the first part, and H. P. Graham creditor, of the second part, witnesseth: that whereas the said Peter Branch is justly indebted to the said H. P. Graham in the sum of twenty-two 97/100 Dollars, evidenced by a promissory note made by said Branch on the 8th day of August, 1856, and payable one day after date, - and the said Peter Branch being desirous to secure the payment of said debt, - for and in consideration of said indebtedness and the further consideration of one dollar to him the said Peter Branch in hand paid by the said H. P. Graham, the receipt whereof is hereby acknowledged, the said Branch has sold and hereby sells and conveys to the said H. P. Graham his present growing crop of Cotton, consisting of about four or five acres, his interest therein being ~~about~~ one half of said cotton crop, the other half belonging to the estate of Hilliard Bird as rent; to have and to hold said cotton crop in trust, as follows: the said Branch agrees and binds himself to pick out said cotton crop, and it is hereby agreed that if said Branch shall fully pay said debt and interest and cost hereof by the 25th day of December next, then and in that event this indenture to be null and void. But should the said Peter Branch fail to pay as above stated, then it is hereby agreed that the said Graham may and he is hereby authorized to sell said cotton to the highest bidder for cash after giving twenty days' notice by advertisement posted up at two or more public places, and out of the proceeds of said sale retain the amount of said debt, interest thereon and cost hereof, and the balance if any pay over to said Peter Branch. Given under my hand and seal this day and year above written.

Peter his + mark Branch [LS]

Test Samuel Leeper,
Willis M. Pledger.

The State of Alabama, Shelby county. } I, S. H. Johnson, a Justice of the Peace for and in said county, hereby certify that Willis M. Pledger, a subscribing witness to the foregoing conveyance, known to me, appeared before me on this day and being sworn stated that Peter Branch, the grantor in the above conveyance, voluntarily executed the same in his presence and in the presence of the other subscribing witness on the day the same bears date; that he attested the same in the presence of the grantor and of the other witness and ~~that~~ such other witness subscribed his name as a witness in his presence

~~and in the presence of the grantor and of the other witness~~ Given under my hand this the 20th day of October, 1856. S. H. Johnson, Justice of the Peace.

Filed & recorded Oct. 21st, 1856.

S. M. McClanahan, Judge of Probate.