

Grady
vs
Mardis

This Indenture made and entered into on the 11th day of May 1858 between Alexander Grady of Shelby County of the first part and R. H. Mardis of said County of Shelby and state of Alabama of the second part witnesseth that the said party of the first part for and in consideration of the sum of twenty five dollars doth grant bargain sell and Confirm unto the said party of the second part and to his heirs and assigns three Cows with young Calves and one young heifer together making seven head now in the possession of said party of the first part. This conveyance is intended as a mortgage to secure the payment of a certain promissory note now held by the party of the second part given by the party of the first part for the sum of twenty five dollars dated the 11th day of May 1858 and payable to the said R. H. Mardis or bearer due the first day of July next with use and if the amount of the said note principle and interest shall be paid at maturity then these presents shall become void and the property hereby granted and utterly determine but if default shall be made in the payment of said sum of money or the interest or any part thereof at the time hereinbefore specified for the payment thereof the said party of the first part in such case doth hereby authorize and fully empower the said party of the second part his heirs executors administrators and assigns to sell the said before described property at public auction first giving ten days notice by advertising upon the Court house door and three other public places.

Adopted by Deed Clerk in full
2 Nov 1858 R. H. Mardis

in said County and out of the money arising from said sale to retain the principle and interest which shall then be due and the said note together with all costs and charges and pay the overplus if any to the said party of the first part his heirs executors administrators and assigns. In witness whereof the said party of the first part has herewith set his hand and seal the day and year first above written

Alexander ^{his} Grady seal
mark

The State of Alabama,

Shelby County,

Personally appeared before me C. B. Mardis an acting Justice of the Peace in and for said County Alexander Grady known to me who acknowledged that he signed sealed and delivered the above deed of trust for the purposes therein expressed and that he is well informed of the contents thereof

Alexander ^{his} Grady
mark

Sworn to and subscribed

before me the 11th day of May
1858 C. B. Mardis Justice of the Peace

Filed for record 11 May 1858 J. M. McClanahan
Judge of Probate