

with
a person
issued

The State of Alabama. This indenture made and intended
Shelley County 3 into this the twenty third day of
September one thousand eight hundred and fifty
eight between David Whitfield and Abraham H. Whitfield
party of the first part and David Overton in party
of the second part all of the County and State of said
Alabama that whereas the said party of the first part
is indebted to the said party of the second part in
the sum of fifty thousand and 100/100 due the twenty fifth
of November next to be paid in gold and the said
party of the first part being willing and desirous to
secure the said party of the second part with this
day hereby given hereby deed in trust all the following
property to wit two dark brown horses mules each
about eight years old now in the possession of the
said party of the first part

The Condition of the above obligation is such that if the
above named David Whitfield and Abraham H.
Whitfield fail to pay the above named debt on or by
the twenty fifth day of November next then the said
David Overton shall have power to take possession of
said mules and dispose of them at public auction
giving ten days notice at any place by the parties
thought best or at least sell so much as will be of
value sufficient to satisfy said debt.

In Witness whereof we have hereunto set our hands and
seals this the twenty third day of September one thousand
eight hundred and fifty eight Abraham H. Whitfield Esq.
David Whitfield Esq.

The State of Alabama. Before me David Overton an acting
Shelley County 3 justice of the peace in and for said
County personally came David Whitfield and Abraham H.
Whitfield whose names are signed to the foregoing deed in
trust and who are to me personally known acknowledged
and before me on this day that they informed
of the contents of said deed signed the same voluntarily
on this day the same bears date Given under
my hand this 23^d of September 1858 D. Overton J. P.
Filed the 25th day of September 1858 and cor-
roborated the 6th day of October 1858.

J. M. McManahan
Judge of Probate