

The State of Alabama } This indenture made and entered
 Shelby County } into this 24th day of September 1838
 between James Seales debtor of the 1st part & David N. McFl-
 ahan & Co. and David N. McFlanahan Creditors of the 2nd
 part Witnesses that whereas the said party of the 1st part is
 justly indebted to the party of the 2nd part in the sum of
 Seven hundred and fifty two dollars with interest thereon
 (to wit) to said D N McFlanahan & Co Fifty two dollars
 due by account due 1st January next to the said
 David N. McFlanahan the following described notes to wit
 two notes each for Three Hundred and fifty dollars
 both dated 1st of January 1837 & both drawing inter-
 est from date 1st of said notes due 1st of January
 1838 the 2nd of said notes due 1st of January 1839
 which said debt said Seales is anxious and desir-
 ous to secure and the said party of 1st part being
 desirous to secure the payment of said indebted-
 ness for and in consideration thereof and for the
 further consideration of the sum of one dollar to the
 said party of the first part in hand paid by the
 said party of the 2nd part the receipt whereof is
 hereby acknowledged the said party of the 1st part
 has sold and hereby sells and conveys to the said
 party of the 2nd part the following described property
 (to wit) all his present Crop of Corn except what
 few bushels that Washington Porter is to have also
 his personal Crop of Hopper fifty bushels of Wheat
 all the next Corn and Cotton which said Seales is
 to get of man J Elliott for rent of Land this year
 and Mark Stur Twenty Head of Hogs more or less
 the following described tract or parcels of Land to wit
 the S W $\frac{1}{4}$ of the S E $\frac{1}{4}$ the N W $\frac{1}{4}$ of the S E $\frac{1}{4}$
 and the N E $\frac{1}{4}$ of the S E $\frac{1}{4}$ & the South half of the
 N E $\frac{1}{4}$ and the S E $\frac{1}{4}$ of the S E $\frac{1}{4}$ of Section 20 and
 the S W $\frac{1}{4}$ of the N W $\frac{1}{4}$ and the West half of the

I Wm J Section 23 all in Township 23 Range 100
 met to have and to hold in trust as follows: It is
 hereby agreed that the said party of the 1st part
 is to have and retain possession of the said
 property and use enough of said Corp to feed his
 stock & family until the 25th day of December 1838
 and if the said party of the first part shall
 fully pay to the said party of the 2nd part said
 debt with interest thereon and the reasonable
 expenses thereof by said 25th day of December 1838
 then this indenture is to be null and void but
 upon default of said such payment the said
 party of the 2nd part is hereby authorized to take
 into possession and sell said property to the high-
 -est bidder for cash after giving 30 days notice
 of the time and place of said sale by advertise-
 -ment posted up at three public places and out
 of the proceeds of said sale retain the said sum
 of Seven Hundred fifty two dollars with interest
 thereon & the reasonable costs hereof and the bal-
 -ance if any pay to the said party of the 1st part
 given under our hands & seals this day & year
 above written

Attest R W Person
 My hand & Seal

James ^{his} Seal
 J W McFlanahan ^{mark} Seal
 J W McFlanahan Seal

Filed for record 28th September 1838 and recorded
 the 6th day of October 1838 J. M. McFlanahan
 Judge of Probate

The State of Alabama, I J M McFlanahan Judge of
 Shelby County 3 Probate of said County hereby
 Certify that R W Person a Subscribing Witness to
 the foregoing Conveyance known to me appeared
 before me this day and his sworn statement that
 James Seal that Granted in the 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
 Given under my hand this 28th day of September
 A D 1838 J M McFlanahan

Judge of Probate

The filing being entered before the acknowledgment was
 done by oversight in the act 6th 1838 J. W. McFlanahan