

Horton
To
Robert

This deed of trust is fully satisfied to
me by R. T. Horton Dec 29/59

The State of Alabama }
Shelby County } This Indenture made and entered
into this 16 day of July 1859 between Robert T Horton
debtor of the 1 part and Joseph Rapier Creditor of the 2
part Witnesseth that whereas the said party of the first
part is fully indebted to the party of the 2 part in
the sum of three hundred and forty five dollars
due by promissory note of even date herewith and
payable on or before the 1 day of January 1861
and the said party of the 1 part being anxious &
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 2 part in hand paid
by the said party of the 2 part the receipt
whereof is hereby acknowledged the said party
of the 1 part has sold and hereby sells & conveys
to the said party of the 2 part the following descri-
bed property to wit the E 1/4 of S E 1/4 of Sec 28
& S W 1/4 of Sec 27 & S E 1/4 of N W 1/4 of Sec 26 all
in Township 20 of Range 2 W said land lying
and being in said County of Shelby & State of
Alabama to have and to hold in trust as foll-
ow it is hereby agreed that the said party of the
1 part is to have and retain possession of said
property until the 1 day of January 1861 & if
the said party of the 1 part shall fully pay
to the said party of the 2 part the said debt
with interest thereon and the reasonable
expenses hereof by said 1 day of January 1861
then this Indenture is to be null and void

But upon the default of such payments the said party of the first part is hereby authorized to take into possession and sell said property of the highest bidder for cash after giving thirty days notice of the time and place of said sale by advertisement posted up at three public places and out of the proceeds of said sale return the said sum of three hundred and forty five dollars and interest thereon and the reasonable costs hereof and the balance if any pay to the said party of the 1st part given under our hands and seals this day and year above written.

Ruben T. Horton (S)

Joseph Roper (S)

The State of Nebraska

Shelby County I Walter H. Pope Clerk of the Circuit Court for said County hereby certify that Ruben T. Horton and Joseph Roper 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 being date given under my hand & the 16 day of July 1859. W. H. Pope Clerk

Filed & Recorded 30 July 1859

J. M. Williamson Judge