This Indenture made and entered into this January 25th 1869 between F.M. Hathaway & Jane Hathway debtors of the first part and N.J. Milstrum creditors of the second part all of the county of Shelby & State Alabama. Witnesseth that whereas the parties of the first part are justly indebted to the party of the second part in the sum of two hundred (200) Dollars and the parties of the first being desirous to secure the payment of the same which said debt is evidenced by a promissory note bearing even date herewith and payable on the 25th day of December 1869 Now in Consideration of the premises and the further consideration of one Dollar to the parties of the first part in hand paid the receipt whereof is hereby acknowledged the parties of the first part have sold and hereby sells and conveys to the party of the second part the following described property Viz. the NW1/4 of the SW1/4 of section 35 & the E1/2 of SE1/4 Section in Township 20 of Range 1 East To have and to hold to the party of the Second part his heirs and assigns forever. But upon the following conditions It is agreed by the parties hereto that the parties of the first

part are to retain the possession of said property until the said 25th day of December 1869 and if the parties of the first part shall well and truly pay said indebtedness and costs hereof by said 25th day of December 1869 then this indenture to be void but upon default of such payment the party of the second part is hereby authorized to take possession of said property and after advertising the same by advertisement posted up at three public places in said County for thirty proceed to sell the same to the highest bidder at public outcry for cash and out of the proceeds of such sale pay off & discharge said debt interest & the costs hereof and the ballance if any pay to the parties of the first part.

In Witness Whereof we have hereunto set our hands and seals the day year above written

Francis M Hallaway (Seal)
his
James x Hallaway (Seal)
mark

The State of Alabama } I N H Self and acting Jus=
Shelby County } tice of the peace in and for said County hereby certify that F M Hallaway and Jane Hallaway 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 bears date.

Given under my hand this 27th day of January 1869

N. H. Self
Justice of the Peace

Filed for Record the 27 day of January 1869 and recorded The 14 day of February in same month in same Month and I hereby certify that said Deed has upon it Fifty Cents worth of Federal Revenue Stamps

N. B. Mardis
Judge of Probate