Ben Weely deed
of trust to
Thos Jordan P

The State of Alabama }
Shelby County } This Indenture made and
entered into this 11th day of February 1870 between Ben
Weely debtor of the first part and Francis M Jordan Cestui
of the Second part witnesseth: That whereas the said party of
the 1st part is justly indebted to the party of the 2nd part
in the sum of One hundred & Thirty five dlrs by
promissory note and bearing even date herewith
and payable on or before the 1st day of December 1870
and the said party of the 1st part being desirous to
secure the payment of said indebtedness for and
in consideration of the sum of One dollar to him

to the said party of the 1st 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 towit: Two Bay mare mules one of said Miles a Dark Bay is the one for which said note was given to have and to hold in trust as follows: It is hereby agreed that said party of the 1st part is to have and retain possession of the said property until the 1st day of December 1870 and if the said party of the 1st part shall fully pay to the said party of the 2nd part said debt & interest thereon and the reasonable Expenses hereof by said 1 day of December 1870 then this Indenture is to be null & void. But upon default of such payment the said party of the 2nd part is hereby authorized to take possession and sell said property to the highest bidder for cash after giving Ten 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 retain the sum of $135 00 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 & seals this day & year above written

Benj Hiram Neely (LS)
F. M. Jordan (LS)

Attest W. E. Hardin

The State of Alabama }
Shelby County } I Enoch Sullivan a notary public in & for said County hereby certify that Ben Neely & F. M. Jordan 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 11 day of February A.D. 1870

E Sullivan J. P.

Filed for Record & Recorded February 11th 1870

J. T. Leeper Judge of Probate