Wallace Fayette
To
Jackson Polk

The State of Alabama — Shelby County,
This Indenture, made and entered into this 7th day of November 1876, between Fayette Wallace and Vina Wallace his wife debtor, of the first part, and Jackson Polk creditor, of the 2nd part, witnesseth: That whereas the said party of the first part is justly indebted to the party of the 2nd part in the sum of Fifty two 10/100 dollars, due by promissory note of this date and payable on or before the 1st day of March 1877; and the said part of the 1st part being desirous to secure the payment of said indebtedness: for and in consideration thereof, and for the further consideration of the sum of one dollar to the said party of the 1st part, in hand paid by the said party of the 2nd part, 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: One Bay Mare about twelve years old heretofore owned by Henry Johnson, also his dwelling house and two acres of land on which he the said first party now resides purchased by him of Mrs Margaret Rushin 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 until the 1st day of March 1877; and if the said party of the first part shall fully pay to the said party of the 2nd part said debt and interest thereon, and reasonable expenses incurred by said 1st day of March, 1877, then this indenture is to be null and void. But upon default of such payment the said party of the 2nd part is hereby authorized to take into possession and sell said property to the highest bidder for cash, after giving Twenty days notice of the time and place of said sale by pub-

lication in a newspaper, if one is published in the County, or by posting at three public places, and out of the proceeds of said sale retain the sum of Fifty two 50/00 dollars and interest thereon, and the reasonable costs hereof, and the balance, if any, pay to the said party of the first part.
Signed, sealed and delivered this 7th day of November 1876, in presence of, J. T. Lupo } Fayette his X mark Wallace (Seal)
} Vira her X mark Wallace (Seal)

The State of Alabama } I, James T. Lupo, Judge of Probate for
Shelby County } County, hereby certify that Fayette Wallace whose name is signed to the foregoing conveyance and who is known to me, acknowledged before me on this day, that being informed of the contents of the conveyance he executed the same voluntarily on the day the same bears date. And I further certify that on this day Vira Wallace known to me to be the wife of the above named Fayette Wallace came before me, and being by me examined separate and apart from her husband touching her signature to the within deed acknowledged that she signed the same of her own free will and accord and without fear constraint or persuasion of her husband.

In witness whereof I hereunto set my hand this 7th day of November 1876. J. T. Lupo,
Judge of Probate

Filed November 7th & Recorded November 9th 1876. J. T. Lupo, Judge of Probate