Bums & Welden
To
G M McCary

This mortgage & atis filed about the 15th day of Jany 1878
G. M. McCary
By W. M. Scott

State of Alabama } This Indenture, made and entered
Shelby County } into this 26 day of Feb 1877 between
W. A. Bums and Wm Welden debtors, of the first part, and
G M McCary 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 Eighty 31/100
Dollars, due by account and payable on or before the
15 day of October 1877; 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 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 follow-
ing described property, to-wit: one yoke of oxen the
property of W A Bums and his entire crop on bay
mare the property of Wm Welden and his entire crop 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 15 day of October 1877; and if the said party of
the 1st part shall fully pay to the said party of the 2nd
part said debt and reasonable expenses hereof by
said 15 day of October 1877, then this indenture is to
be null and void. But upon default of such pay-
ment the said party of the second part is hereby

authorized to take into possession and sell said property to the highest bidder, for cash, after giving 10 days notice of the time and place of said sale by publication 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 Eighty 39/100 Dollars and the reasonable costs hereof, and the balance, if any, pay to the said party of the first part.

Signed, sealed and delivered } Wm Welden (Seal)
this day of in presence of } W A Burns (Seal)
his mark

The State of Alabama } I James Baxley a justice of
Shelby County } the peace for said county, hereby certify that William Welden & W A Burns 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 contents of the conveyance they executed the same voluntarily, on the day the same bears date,

Witness my hand this 26 day of Feb 1877

James Baxley J.P.

Filed in the Probate Office Shelby Co Ala for Record March 1st 1877 and Recorded April 23rd 1877

James T Leeper Judge of Probate