Spain Benjamin, The State of Alabama, This Indenture made and entered
To Shelby County } into this 1st day of January 1878, between
Wm L Parker Benjamin Spain, debtor of the first part and William L. Parker
creditor of the 2nd 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 and thirty nine dollars due by promi-
ssory note of this date, and payable on or before the 1st day of
December 1878; and the said party of the 1st part being desirous
to secure the payment of said indebtedness; for and in consider-
ation, thereof, 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; The South half of the North West quarter of the East quarter of Section 25 Township 21 Range 2 West, and One Sorrel Mare, two Cows & Calves and the increase of all of said stock, & the entire crop to be raised by the party of the first part in the year 1878. 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 December 1878; and if the said party of the 1st part shall fully pay to the said party of the 2nd part said debt and interest thereon, and reasonable expenses hereof by said 1st day of December 1878, 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, at such time and place as he may select, after giving Ten days notice of the time and place of said sale, or by posting at three public places, and out of the proceeds of said sale retain the sum of One hundred & thirty Nine dollars and interest thereon, and the reasonable costs hereof, and the balance if any, pay to the said party of the 1st part, And it is agreed the party of the 2nd part may purchase at said sale,

Signed Sealed and delivered this 1st day of January 1878.

in presence of; J. T. Leeper — Benjamin D. his × mark Spain (L.S.)

A. M. Elliott — Mary A. her × mark Spain (L.S.)

The State of Alabama, } A. M. Elliott, Clerk of the Circuit
Shelby County } Court, for said County, hereby certify that B. D. Spain & M. A. Spain 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, — Witness my hand this 6th day of November 1878

Came also before me the within named Mary A Spain made known to me to be the wife of the within named B. D. Spain, who being by me, Examined, Separate and apart from her husband, touching the 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,

Witness whereof I hereunto set my hand this 6th day of Novr 1878.

A. M. Elliott Clerk

Filed for Record November 6d 1878 and Recorded November 7d 1878.

J. T. Leeper Judge of Probate