Merrell Wm
& wife
To
W.H. Smith

The State of Alabama) This indenture made and entered into
Shelby County) this 13th day of February 1879 between Wm
Merrell and wife Precilla Merrell debtors of the first part, and
W.H. Smith creditor of the said part witnesseth: That whereas
the said party of the ~~first~~ first part is justly indebted to the party of
the 2nd part in the sum of Thirty Eight 79/100 dollars due by
note and payable on or before the 1st day of October 1879, and
the said party of the 1st part being desirous to secure the payment
of said indebtedness for and in consideration 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: North west fourth of the
North west fourth Section Thirteen, North half of the
South west fourth Section fourteen, West half of South west
fourth Section Twelve, 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 said property

until the 1st day of October 1879 and if the said party of the 1st part shall fully pay to the party of the 2nd part said debt and interest thereon and reasonable expenses hereof by said 1st day of October 1879, 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 by posting up written notices in three public places in said County and out of the proceeds of said sale retain the sum of Thirty Eight 70/100 dollars and interest thereon and the reasonable cost 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 13 day of February A.D. 1879

William Merrell (L.S.)

Priscilla Merrell (L.S.)

On or by the first day of October 1879 we or either of us promise to pay to the order of W.H. Smith or bearer the sum of Thirty Eight 70/100 dollars for value received of him.

February 13 1879

William Merrell

Priscilla Merrell

The State of Alabama } I Stephen Kasey acting justice of
Shelby County } the peace in and for said County hereby certify that William Merrell 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; also personally came Priscilla Merrell known to me to be the wife of William Merrell and who being examined seperate and apart from her husband, acknowledged before — that she signed the same without fear constraint or persuasion of her husband, or any other person

Witness my hand this 13 day of February A.D. 1879

Stephen Kasey

Justice of the Peace

Filed for Record April 4 1879 & Recorded April 19 1879

James T. Leper Judge of Probate