

This Indenture made and entered witness on this 27th day of April 1855 between **Felix Simmons** of the first part and **Holman F. Simmons** of the second part all of the county of Talladega and State of Alabama. Witnesseth that the said party of the first part in consideration that he is justly indebted to the party of the second part the several sums below stated (oj)

In amount due on three promissory notes made by the party of the first part on the 24th day of April 1855 one for eight thousand and seventy three dollars & 83 cts due one day after date and one for five hundred and thirty dollars dated the 24th day of April and due one day after date entered from 1st January 1855 and one note for one hundred and twenty one dollars due one day after date and dated same date 24th April 1855 and one other note dated same date 24th April 1855 and due 25th dec. next for the sum of four hundred and ninety five dollars all four of said notes bearing date 24th April 1855 and the said party of the first part being also indebted to **W.W. Wood** in the sum of about fifty dollars, to **Edward Woodard** Twenty dollars, to **J. C. Elston & William Johnson** exe of **John Elston** deceased in which **William Mallory & E. Simmons** are securities for their hundred and forty four dollars due 25th dec 1855 and other notes to **C.M. Gamble** admn of the estate of **William Gamble** deceased for the same collecting of two thousand and eighty eight dollars due 25th December 1855 which amount is taken in small notes under fifty dollars and one other note to **Wm H Baird** in the sum of two hundred dollars due about 17th of January last and dated _____ months previous on which **H.F. Simmons** and _____ are securities, and the said party of the first part being willing to secure the payment of said several sums of money, doth by these pursuits grant bargain and sell _____ enfeoff and convey unto the said party of the second part the following _____ and personal estate the _____ of his land party of the first part in and _____ (_____) Township _____) _____ six East and in _____ all in his land _____ in Talladega County _____ twenty four head of cattle sixty head of _____

1 thrasher one straw cutter seven pair of plow gear seven
plows six hoes three scythes and cradles together with the
crop of said party of the first part now growing and the gain
during the present year on the land above described by the said party of the first part
this conveyance is made upon

the following express terms and conditions of trust _____

That said party of the first part shall remain in possession
of all the above described real and personal property and shall
use the same for the purpose of growing a cropland gathering
the same on the lands aforesaid and for the benefit of
the purposes of this trust. The said party of the second
part shall have the power at any time after said crops
shall have been gathered in whole or in part to take the
same and make sale thereof at public out cry for cash
on the promises aforesaid and he shall have power
upon which being given of the time and place of the sale
to take and sell at any time after the 28th day of December
1855 all or so much of said real and personal estate
above described as may be of value sufficient at such sale
to pay off and discharge whatever sum may then be due on the demands
in this deed above mentioned and the expenses of this
trust and the balance if any be shall pay over to the
party of the first part the sales made under this deed
shall take place on the land above described after two day
notice by advertisement the time and place of the sale
& the party of the first part shall pay of and discharge
indebtedness mentioned in this deed before the 25
December 1855 then this deed is to become inoperative
and the property thus conveyed is to revert to him without
further conveyances.

In witness thereof the aid pair of the first part and
second part have hereunto set their hands and affixed
their seal on the day and year above written.

In presence of
_____Justice of the Peace

Felix Simmons (seal)
H.F. Simmons (seal)

State of Alabama
Talladega County

Judge M. Dillard a justice of the
peace in said county do hereby convey that

Felix Simmons whose name is legend both _____
C____. _____ and who of known him acknowledge before
me on this day that he executed the same _____ on the
day the same _____ date.

Witness my hand this 25th day of April 1855.

Judge M. Dillard
Justice of the peace