THE STATE OF TEXAS,
COUNTY OF GALVESTON.

Edwards & Moore,
Auctioneers and General
Agents,
Galveston, Texas.

Civilian, print.

THIS INDENTURE WITNESSETH:

Whereas, John S. James of the County of Galveston is justly indebted to ~~John~~ Eliza E. Brown in the Sum of Seven Hundred Dollars, by note of even date herewith, becoming due and payable on the 17th day of January A.D. 1859.

the payment whereof he is ——— desirous of securing and assuring at maturity: In Consideration Whereof, and for and in consideration of the sum of Five ——— Dollars to him in hand paid by Oscar Parish of said Galveston County ——— the receipt whereof is hereby acknowledged, he the said John S. James has sold, and by these presents does grant, bargain, sell and convey to the said Oscar Parish — all those certain lots or parcels of land lying and being situate in the City and County of Galveston and known and designated on the map or plan of said City as lots numbers Eight (8) nine (9) and ten (10) in block number Two hundred and Sixty nine (269) together with the improvements thereon.

To have and to hold the said before described lots or parcels of land with the appurtenances to him the said Oscar Parish his ——— heirs, successors and assigns, forever, upon Trust: however, should the said John S. Jones fail, or in any way make default in the payment of the said sum of Seven hundred dollars in the manner and at the time in said note specified —

then and in that case, the said Oscar Parish his successors or assigns shall at any time thereafter, at the request of the said ~~John~~ Eliza E. Brown, his heirs or assigns sell the said property herein conveyed to to him the said Oscar Parish at Public Auction, for cash, giving, by publication in one of the newspapers of Galveston, Ten ——— days notice of the time, terms, and place of sale; and when sold, to the purchaser or purchasers thereof make good and sufficient title therefor, in his or their capacity as Trustee; and should the said Oscar Parish fail, refuse, or neglect to act, then the said ~~John~~ Eliza E. Brown his heirs or assigns shall have the power, and such power is hereby conferred upon him & them to appoint a substitute Trustee, in writing, under his or their hand and seal and such Trustee thereupon shall have full power to sell the aforesaid property at Public Auction, for cash, as aforesaid; and when sold, in his capacity as such substitute Trustee, to make good and sufficient title therefor to the purchaser or purchasers thereof. The proceeds of sale shall be applied by the Trustee selling, after deducting all costs and charges, such as the execution of this Trust, and ..... per cent. for selling, in the liquidation and payment of the said sum of seven hundred Dollars and the residue, if any, to be paid over to the said John S. Jones his heirs or legal representatives.

In Witness Whereof, the said John S. Jones hereto subscribe ..... name and affix ..... Seal (using scroll therefor,) this Seventeenth day of January A. D. 1859.

"Eliza E." interlined in three places before signing and "John" erased —

John S. Jones. (Seal)

..... accept the foregoing Trust.

THE STATE OF TEXAS,
COUNTY OF Galveston

Before Me, Oscar Farish Clerk of the County Court of Galveston County

this day appeared John S Jones, to me Known who acknowledged the deed on the 1st & 2d pages hereof written to be his act and deed for the consideration and purposes therein stated

Given under my Hand and Official Seal, at Galveston
this 17th day of January
A. D. 185~~9~~. 1859.

Oscar Farish clk

John S Jones
To Deed of Trust
O Farish
Filed Jany 17. 1859 at
11 A.M.
Oscar Farish Co Clk

The State of Texas
County of Galveston

The within Deed of Trust was filed for record January 17th 1859 at 11 A.M. & was recorded the same day at 6 Pill Book O Page 190.

In witness whereof I Oscar Farish clerk of the County Court of Galveston County hereto Subscribe my name and affix seal of Said County Court this 17th day of January A.D. 1859

Oscar Farish clk