

Dec. 1, 1840
MAD. Co. AL
Deed Book 5
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MADISON COUNTY, AL ESTATE CASE FILE Lea, Houston & Charity Cooper 1840

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As we see to her said the said Charity Cooper both the day bargained & sold
him and granted, sold, conveyed & conveyed and by their presents
last began and sell give and grant alien, cut off and convey
unto James W. Powell the following described tract, to wit, a parcel
of land lying and being in the County of Madison and State of
Alabama and known to the East half and north west quarter of
National section nineteen in Township five of Range one west
and containing four hundred and eighty acres more or less also the
South East quarter of section eighteen Township five Range one
west containing one hundred and sixty two acres, also also the
North West quarter of section twenty Township five Range one west
containing one hundred and fifty five acres and with hundred the
four acre also a certain quarter of section one hundred and sixty seven
bottom not herein described containing one hundred and sixty seven
more or less also the following negro slave mentioned in number thirty Mamma
aged 40 Ruffin 38 James 36 Bartlett 35 Simon 33 Ephraim 31 Jack 29 Bayard 26
John 24 Lynn 23 Charlotte 25 Ann 20 Nancy 22 Polly 21 Martha 12 Mary 11 Bill 8
The said 8 Maids 5 also all my stock of horses and mules cattle & dogs all
my household and kitchen furniture and farming utensils to have and
sell unto the said Charity Cooper to remain the inheritance forever
of whole of said property both real and personal free from all
debts and demands on his part to be by his used and enjoyed
as may seem to her fit and it shall be the duty of said Powell at all
times and in all manners to obey the instructions of said Charity Cooper
in relation to said property and upon the written request of
said Charity Cooper thereunto it shall be the duty of said Powell
to sell & convey any such portion of said property as she may desire and
with further trust that said property both real & personal at the death
of said Charity Cooper shall descend as by the law of said state is provided to
descend to the children of said Charity the issue of said intended mar-
riage or of any other marriage and if at Charity should die leaving no
able child in children then and in that event the whole of said property
shall descend to her right heirs to be arranged then distributed ac-
cording to said law

In testimony whereof in the above named partition presents set our
hands and state this the first day of December 1840

But
J. A. Bell
John H. Holtz
H. H. Lea
Charity Cooper
James W. Powell

Before me Richard B. Pardon Clerk of the County Court of Madison County in the
State of Alabama this day personally appeared John H. Holtz one of the aboves-
aided parties to the above and forgoing partition presents and with oath that
the said John H. Holtz is the said Charity Cooper and James W. Powell acknowledged the
above writing and delivery of the same on the day of its date and that
in the presence of the other subscribing witnesses James B. Bell
John H. Holtz and seal this twenty eighth day of Dec-

Richard B. Pardon Clerk