

thereafter to sell the premises hereby granted or any part thereof in the manner prescribed by law appraisement hereby waived or not at the option of the party of the second part his executors administrators or assigns and out of all the money arising from such sale to retain the amount then due for principal and interest together with the costs and charges of making such sale and the surplus if any there he shall be paid by the party making such sale on demand to the said C. J. Banta his heirs and assigns.

In Witness Whereof the said party of the first part has hereunto set his hand and seal the day and year first above written.

C. J. Banta *[Signature]*

State of Kansas } ss.
County of Douglas }

Be it remembered that on this tenth day of March A.D. 1881 before me L. G. L. Toth as Notary Public in and for said County and State came C. J. Banta to me personally known to be the same person who executed the foregoing instrument and duly acknowledged the execution of the same.

In Witness Whereof I have hereunto subscribed my name and affixed my official seal on the day and year last above written.

L. G. L. Toth

Notary Public.

23

My Commission expires May 11th 1882.

Recorded March 23rd 1881 at 8 O'clock A.M.

A. J. Hornold
Register of Deeds.