

then due for principal and interest, and also for statutory damages in case of protest, together with the costs and charges of making such sale, and 10 per cent. on the amount secured by this mortgage as a reasonable attorneys fee for foreclosure hereof and the surplus if any there be shall be paid by the party making such sale, to the said J. D. Barton his heirs or assigns: and for the said consideration, the said parties of the first part hereby waive appraisement of said real estate.

In Witness Whereof, The said parties of the first part have hereunto set their hands and seals the day and year last above written.

John D. Barton (Seal)
 Mary A. Barton (Seal)

State of Kansas, }
 County of Douglas } ss.

Be it Remembered, That on this fourth day of November A.D. 1885 before me, a Notary Public in and for said County and State came John D. Barton and Mary A. Barton his wife 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.S.}

My commission expires Mch. 31/86.

Recorded Nov. 5th 1885 at 9th O'clock A.M.

R. L. Jarrison
 Notary Public

Alfred Arnold
 Register of Deeds.