

This Grant is intended as a Mortgage to secure the party of the second part from loss or damage as a surety for George L. Burtis upon a recognizance executed on March 26th 1883 on an appeal from a judgment for fine and costs rendered against said George L. Burtis by William J. Barber J. P. in and for Reno Co. Leavenworth County Kansas in an action wherein the State of Kansas is Plaintiff and the said George L. Burtis or the said parties of the first part shall save the said party of the second part harmless from all loss by reason of said suretyship then this conveyance shall be void. But if by reason of the failure of the said George Burtis to prosecute his ^{said} appeal or of his failure or the failure of the said parties of the first part to pay the judgment rendered as aforesaid or which shall hereafter on said appeal be rendered against the said George L. Burtis the party of the second part shall sustain loss or damage then and in that case this mortgage shall become of full force and effect and it shall be lawful for said party of the second part his executors administrators and assigns at any time thereafter to sell the premises hereby granted or any part thereof in the manner prescribed by law and out of the moneys arising from such sale to retain the amount that shall have been paid by or lost to the party of the second part by reason of said suretyship together with the costs and charges of making such sale and the overplus if any there be shall be paid by the party making such sale on demand to the said Melissa Burtis her heirs or assigns

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

Melissa Burtis { Seal }

J. B. Burtis { Seal }

State of Kansas Douglas County ss.

Be it Remembered That on this 27th day of March A. D. 1883 before me a Notary Public in and for said County and State came Melissa Burtis and James R. Burtis her husband to me personally known to be the same persons 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

[Seal] H. H. Howard Notary Public

Commission expires Dec. 7, 1883

Recorded April 7th 1883 at 10 o'clock A.M.

Attest
Register of Deeds