

Booth
to
Bartham's bond part.

Exam^d

This Indenture made and entered into this 17th day of April 1891 between Henry Booth of the first part Litten R Edwards of the second part and Nicholas J Bartham of the third part. Whereas the said Nicholas J Bartham hath become security for the said Henry Booth in three following bonds taken upon execution sued out of the County Court of Southampton one in favour of Hoston and Clary and two in favour of John M Surley against the said Henry Booth being willing and desirous to secure and save himself from all loss and damages whatever the said Bartham hath agreed to convey the property or interest herein after mentioned to be sold for that purpose. Now therefore the said Henry Booth in consideration of the premises as well as for the further consideration of the sum of one dollar to him in hand paid by the said Edwards the receipt whereof is hereby acknowledged hath granted bargained and sold and by these presents doth grant bargain and sell unto the said Litten R Edwards his heirs executors &c. all his the said Henry Booth interest in the estate of Peter Booth dec^d or whatever he may recover his money or other property in a suit in Chancery now depending in the Circuit Superior Court of Law and Chancery for the County of Southampton between Nicholas J Bartham against his late wife Priscilla and another are plaintiffs and Edwards Butcher dec^d of Peter Booth dec^d and others are defendants. To have and to hold the interest aforesaid unto him the said Litten R Edwards his heirs executors &c. forever. Upon the following trust that is to say that should the said Bartham have to pay the debts aforesaid for which he is the said Booth security or any or either of them or any part thereof it shall be the duty of the said Edwards as soon thereafter as the interest aforesaid hereby conveyed is ascertained and is payable to go to collect the same and out of such collections if it be in money to pay first the expenses incurred by this trust then pay and satisfy the said Nicholas J Bartham whatever amount he may have been compelled to pay as security for the said Booth as aforesaid with interest thereon and the surplus if any pay over to the said Henry Booth his executors or legal personal representatives; if the interest of the said Henry Booth in the estate of Peter Booth shall be in any thing less than money or bonds it shall be the duty of the said Edwards to receive the same and as soon thereafter as the said Bartham or his representatives shall direct make sale of the same for cash at public auction after having given reasonable public notice of such sale and the proceeds arising from said sale apply before indicated. And it is hereby expressly understood between the parties that in order to prevent a sacrifice of the said Booths interest no sale shall take place until the interest is ascertained and is payable. In Witness whereof the parties have hereunto set their hands and affixed their seals the day and year above written.

H. Booth *[Signature]*

L R Edwards *[Signature]*

N J Bartham *[Signature]*

Southampton County On the Clerk's Office the 16th day of April 1891
This deed of trust between Henry Booth of the first part Litten R Edwards of the second part and Nicholas J Bartham of the third part was acknowledged by the said Henry Booth L R Edwards and Nicholas J Bartham and admitted to Record

John L R Edwards *[Signature]*