Merrill and trust to J J Smith

Whereas Amos Merrill has become my security to John J Smith for Fifty Eight 12/100 dollars to be due sometime 25 of December 1846 whereas I am anxious to secure the same to said J J Smith and A Merrill therefore for & in consideration of the premises as well as one dollar to me in hand paid I have given granted bargain & to said Smith & Merrill jointly & severily, 1 mule & one sorel mare 2 yoke of oxen steers 1 cart 8 head of cattle & 5 head of sheep 20 head of hogs two cows & calves which property I am to retain in my possession & if default be made in the payment of the debt aforesaid & then said Smith or Merril or either of them may seize said property & sell the same for cash to the highest bidder for cash ~~to the said giving~~ 10 days notice of the time & place of said sale & out of the same pay said debts & the balance of said sale pay over to me the said undersigned any any Witness my hand & seal 16 of February 1846

Benjamin Merrill (LS)

Signed sealed & acknowledged & delivered in my presence Witness my hand & seal this the 16 of February 1846

J M McClanahan J P

Filed for record 17 of February 1846 & recorded 18

R G Crowley Clk