

said land being here described according
 to survey made by Holland Wheeler and
 plat filed in register office of Jefferson
 County, with the appurtenances and
 all the estate title and interest of the
 said parties of the first part therein this
 grant is intended as a Mortgage to
 secure the payment of the sum of one
 hundred Dollars due as follows fifty
 Dollars to be paid in six months from
 date and fifty dollars in twelve months
 from date with interest hereon from
 date until such money shall all be
 paid at the rate of Five per cent per
 year according to the terms of a certain
 note of hand, This day executed and
 delivered by the said John Higby to
 the said party of the second and this
 conveyance shall be void if such
 payment be made as herein specified
 but if default be made in said pay-
 ments or any part thereof as provided then
 it shall be lawful for the 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 all the moneys 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 a reasonable
 Attorneys fee for foreclosing and the if
 any then be shall be paid by the party
 making such sale on demand to the said
 John Higby his heirs or assigns,
 In witness Whereof the said
 parties of the first part have hereunto