

This Indenture Made this fifteenth day of December
 in the year of our Lord One thousand Eight Hundred and fifty seven
 Between Benjamin Johnson of the Town of Lawrence Territory
 of Kansas of the first part and Wesley H. Duncan and Charles
 S. Duncan of the firm, of W & C Duncan of the same place of
 the second part, Witnesseth that the said party of the first part
 for and in consideration of the sum of One thousand Nine
 Hundred and Seventy $\$7100$ Dollars the receipt whereof is
 hereby acknowledged, doth give grant bargain sell release, convey
 and confirm unto the said parties of the second part and their
 heirs and assigns forever all the following described land situated
 in the Town of Lawrence Kansas Territory, to wit: Lot Number
 Thirty one (31) and Thirty three (33) on Vermont Street
 together with all and singular the hereditaments and
 appurtenances therunto belonging unto the or in any
 wise appertaining both in law and Equity. This Grant is
 intended as a mortgage to secure the payment of the
 sum of One thousand Nine Hundred and Seventy Dollars
 and thirty seven Cents ($\$1970 \frac{37}{100}$) and the interest thereon
 at the rate of five per cent a month until paid, on the first
 day of April next 1858. According to the conditions of a
 Certain Note of hand this day Executed and delivered by
 the said B. Johnson to the said parties of the second part;
 and this Conveyance shall be void if such payment be made
 as herein specified. But if default be made in the payment
 or any part thereof, as above provided, then it shall be
 lawful for the said parties of the second part their Executors
 administrators, or 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 the attorneys fees for foreclosure, and the overplus
 if any thereof, shall be paid by the parties making such sale
 on demand to the said Benjamin Johnson his heirs and assigns.
 In Witness Whereof the party of the first part has hereunto set
 forward