

This Indenture made, this sixth day of November
 in the Year of our Lord One thousand Eight hundred
 and fifty Eight Between Silas Green & Elizabeth
 D. Green his wife of Lawrence Kansas of the first
 part, and Ephraim Hute Jr of Lawrence Kansas of
 the second part. Witnesseth that the said parties of the
 first part, for and in consideration of the sum of One
 Dollar, the receipt whereof is hereby acknowledged, doth
 give grant, bargain, sell release, convey and confirm
 unto the said party of the second part, and to his heirs
 and assigns, forever, all the following described land
 situated in said Lawrence Kansas Territory, to wit:
 Lot Humbold Eighty five (85) Massachusetts
 street, according to survey made made by A. D.
 Seal together with all the buildings thereon together
 with all and singular the hereditaments thereto belonging
 in any way appertaining both in law and Equity
 This Grant is intended as a Mortgage, to secure
 the payment of the sum of four hundred Dollars
 and interest thereon, according to the conditions of
 a certain promissory Note this day Executed and delivered
 by the said Green to the said party 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 in any part thereof as above 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 in 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 surplus
 if any then be shall be paid by the party making such
 sale on demand to the said Green and his wife his heirs