

Know this Indenture made this eighth day of February in
 the year of our Lord one thousand eight hundred and fifty nine, between
 Shaler W Eldridge and Mary R his wife and Edward S Eldridge and Mary
 Augusta his wife all of Lawrence Kansas Territory and Thomas B Eldridge
 and Lida W his wife of Kansas City Mo of the first part and James Rood
 of Lawrence in the Territory of Kansas of the second part Witnesseth that the
 said parties of the first part for and in consideration of the sum of
 Four thousand Eight hundred and Seventy five \$48/100 Dollars, 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 Lawrence
 Douglas County, Kansas Territory to wit: Lots Number twenty one (21) and twenty
 three (23) on Massachusetts Street according to the plat and survey
 made by A D Pearl together with all and singular the incidents
 and appurtenances thereto belonging or in any way appertaining
 both in law and Equity. This Grant is intended as a mortgage
 to secure the payment of the sum of Forty Eight Hundred and Seventy
 five \$48/100 Dollars on the first day of July next with interest at
 the rate of two per cent per month, according to the conditions of a
 certain Note this day Executed and delivered by the said Shaler W
 Eldridge, Edward S Eldridge and Thomas B Eldridge 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 payment or 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, or any part thereof, in the manner prescribed by law
 and out of all the money 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 there be shall
 be paid by the party making such sale on demand to the
 said Shaler W Eldridge Edward S Eldridge and Thomas
 B Eldridge their heirs or assigns In witness whereof the
 parties of the first part have hereunto set their hands and seals