

Remembered that on this eighteenth day of July A.D. eighteen hundred and fifty nine before me the undersigned, a Notary Public in and for the County and Territory aforesaid, came Harry R Brooks who is personally known to me to be the same person whose name is affixed to the foregoing instrument of writing as grantor, and acknowledged the same to be his act and deed for the purpose therein mentioned. Witness my hand and seal (official) the day and year last mentioned.

Sam'l E. Atwood
Notary Public.

Recd for record July 19/59, at 3 P.M.

This Indenture of Mortgage made this the 19th day of July A.D. 1859, between John Mack of Lawrence Douglas Co Kansas Territory of the first part and Hovey E. Lowman 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 twenty five dollars to him in hand paid the receipt is hereby acknowledged the said party of the second part have bargained sold and by these presents doth grant and convey unto the said party of the second part his heirs and assigns all that parcel of land lying in the town of Lawrence Douglas County, Territory of Kansas described as follows, to wit. Lot No seventy (70) on New Jersey Street according to the approved plat of said town.

This Grant is intended as a mortgage to secure the payment of the sum of twenty dollars in three months from the date hereof with interest thereon at the rate of three per cent per month until paid according to the condition of a certain promissory note this day executed and delivered to said party of the second part by said party of the first part, and said conveyance to be void if payment shall be made as aforesaid. But if default shall be made in the payment of said principal sum or interest when the same becomes due, the said party of the second part is authorized to sell the said premises in the manner prescribed by law and out of the proceed thereof to pay the sum with interest and the surplus if any there be, to be paid to the said party of the first part his Executors