

This Indenture made this twenty fourth
 day of September A. D. 1859. Between Charles A.
 Pease and Mary E. Pease his wife. of Lawrence
 Township Douglas County Kansas of the first part
 and Larkin Maddox of Jackson County Misso-
 ri of the second part. Witnesseth. That the said par-
 ties of the first part. for and in consideration of the sum
 of three hundred and eighty eight Dollars. to us in-
 hand paid by the said party of the second part. the
 receipt whereof is hereby acknowledged. have granted
 bargained. sold. released and confirmed. and by these
 presents do grant bargain sell. release and confirm unto
 the said party of the second part his heirs and assigns
 all the following described land and property
 situated in the City of Lawrence Douglas County
 Kansas. to wit Lot number fifty four Massachusetts
 Street together with the house barn and other im-
 provements upon the aforesaid Lot together with all
 and singular the hereditaments and appurtenances
 thereto belonging or in anywise appertaining. both
 in law and equity. This Grant is intended as a
 Mortgage. to secure the payment of the sum of three
 hundred and eighty eight dollars according to the
 conditions of a certain note hitherto executed and
 delivered by the said Charles A. Pease of the first
 part. to the said party of the second part and this convey-
 ance shall be void if such payment be made as here-
 in specified. But if default be made in the payment. or
 any part thereof. as above provided. then it shall be law-
 ful for the said party of the second part. his 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 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 attorney's fees for foreclosure; and the