

This Indenture made this nineteenth day of October A.D. 1859, between J. H. Clathart & M. C. Clathart as Clathart & Co of the town of Lawrence, in the County of Douglas and Territory of Kansas of the first part, and J. D. Rollins of the same Town, County and Territory of the Second part. Witnesseth, that the said parties of the first part for and in consideration of the sum of Two hundred and twenty five (\$225) 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 the town of Lawrence, County of Douglas, Kansas Territory, to wit the south half of House No. forty (40) on Massachusetts Street, in the fore-said Town, County and Territory according to the survey of A. D. Searl A. D. 1854 together with all and singular the hereditaments and appurtenances thereunto 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 Two hundred and Twenty five (\$225) dollars Six months after date of these presents, with interest at ten per cent per annum until paid, according to the conditions of a certain promissory Note this day executed and delivered by the said Clathart and Company 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 heirs 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 attorney's fees for fore closure, and the overplus if any there be, shall be paid by the party making such sale on demand to the said Clathart and Company their heirs or assigns. In Witness Whereof the parties of the first part have hereunto set their hands and seals the day and year first above written.

Signed, sealed & delivered in presence of
C. A. Bassett }

J. H. Clathart seal
M. C. Clathart seal