

This Indenture, Made this tenth day of August in the year of our Lord one thousand eight hundred and fifty nine between Adolph Schinner John & his wife Josephine Voght of the City of Lawrence Douglas County Kansas Territory of the first part and Edward C. Thompson of the same place of the second part, Witnesseth, that the said parties of the first part for and in consideration of the sum of One Hundred and fifty 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 City of Lawrence, Douglas County Kansas Territory, to wit Lot number forty (40) on Massachusetts Street in said City together with all and singular the hereditaments and appurtenances therunto belonging, or in any wise appertaining, both in law and equity.

This Grant is intended as a Mortgage to secure the payment of the sum of One Hundred and sixty three and one half dollars according to the condition of a certain promissory note this day executed and delivered by the said Adolph Schinner & John Voght 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 of any part thereof, as above provided then it shall be lawful for the said party of the second part, his executor, 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 moneys arising from such sale to retain the amount then due for principal and interest, together with the cost and charges of making such sale and the attorney's fees for foreclosure, and the surplus, if any there be, shall be paid by the party making such sale, on demand, to the said parties of the first part their heirs and 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 and
delivered in presence of
James C. Horton

Adolph Schinner (seal)
John Voght (seal)
Josephine Voght (seal)

Edward C. Thompson

Adolph Schinner & John Voght