

Discharged - See Book Top Mortgage Page 256.

This indenture made this Twelfth day of March in the year of our Lord one thousand eight hundred and sixty between Eigenman and Smith of the city of Lawrence Douglas County Kansas Territory of the first part and George Adam Sperdick of the city of Chicago in the State of Illinois of the second part with witness that the said parties of the first part for and in consideration of the sum of Fifteen Hundred and sixty six dollars to them in hand paid by the said party of the second part the receipt whereof is hereby acknowledged have granted bargained and sold and by these presents do grant bargain and sell unto the said party of the second part his heirs and assigns all that certain piece or parcel of land situated in Douglas County Kansas Territory to wit Lot Thirty-eight (38) and thirty nine (39) in west Lawrence as designated in the town plat of said town said lots on main street in West Lawrence together with all and singular the hereditaments and appurtenances therewith 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 Fifteen Hundred and sixty six dollars and according to the condition of a certain promissory note this day executed and delivered by the said Eigenman and Smith 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 hereafter to sell the premises hereby granted or any part thereof in the manner prescribed by law and out of all the moneys 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