

This Indenture Made this thirtieth day of April in the
 year of our Lord one thousand eight hundred and sixty
 between John Speer and Elizabeth D. Speer his wife
 of Lawrence in the County of Douglas Territory of Kansas
 of the first part, and J. M. Gilmore 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 two
 hundred 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 the City of Lawrence, Douglas County
 Kansas Territory, to wit Lots number thirty four (34) Ken-
 tucky Street, one hundred and sixty five (165) Massa-
 chusetts Street, one hundred and fifty six (156) Penn-
 sylvania Street and one hundred and thirty five, New-
 Jersey Street 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 two hundred dollars, with interest thereon at the
 rate of five percent per month until paid from
 March 31st 1859, according to the condition of a certain prom-
 issory note of the same date executed and delivered by the said
 John Speer 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, administra-
 tors and assigns, at any time thereafter to sell the premises
 hereby granted, or any part thereof, in the manner pre-
 scribed by law; and out of all the moneys arising from
 such sale, to retain the amount then due for prin-
 cipal and interest, together with the costs and charges
 of making such sale and the Attorney's fees for