

becomes due and payable and in case of such default of
any sum so warranted to be paid for the period of ten days
after the same becomes due the said first parties agree to pay
to said second party and his assigns interest at the rate
of 12 percent per annum computed annually on said
principal note from the date thereof to the time when
the money shall be actually paid and any payments made
on account of interest shall be credited in said computation
so that the total amount of interest collected shall be and not
exceed the legal rate of 12 percent but the party of the second part
may pay any unpaid taxes charged against said property or insure
~~said property~~ if default be made in keeping up insurance and may
recover for all such payments with interest at twelve per cent
in any suit for foreclosure of this mortgage and it shall be law-
ful for the party of the second part his executors administrators ^{and}
assigns at any time thereafter to sell ~~the~~ premises hereby
granted or any part thereof in the manner prescribed by law.

Appraisement shall or not at the option of the party of the second
part and out of all the moneys arising from such sale to retain the
amount then due or to become due according to the conditions of
this instrument and interest at twelve per cent per an-
num from the time of said default until paid together with
the costs and charges of making such sale and a reasonable attor-
neys fee for the foreclosure of this mortgage to be taxed as other
costs in the suit.

Witness Whereof The said parties of the first part have hereunto
set their hands and seals the day and year first above written

Attest

Ed Russell

L H Dey

Francis ^{his} mark Deay { seal }

Lucy ^{her} mark Deay { seal }

State of Kansas
County of Douglas } ss.

Be it Remembered that on this 27th day of Decem-
ber A.D. 1880 before me a Notary Public in and for said
County and State aforesaid Francis Deay and Lucy Deay his
wife to me personally known to be the same persons described
in and who executed the foregoing mortgage and duly ac-
knowledged the execution thereof

Witness Whereof I have hereunto subscribed my name and
affixed my official Seal on the day and year
last above written

(L.S.)

S. W. S. Griffith Notary Public