

This Indenture made this fourth day of January in the year of our Lord one thousand eight hundred and eighty two between William B. Herschel and wife Emma H. in the County of Douglas and State of Kansas of the first part and William Herschel of the second part

Witnesseth That the said parties of the first part in consideration of the sum of seven hundred dollars to them duly paid the receipt of which is hereby acknowledged have sold and by these presents do grant bargain sell and mortgage to the said party of the second part his heirs and assigns forever all that tract or parcel of land situated in the County of Douglas and State of Kansas described as follows to wit

The South East quarter of Section twenty four (24) T. 12. R. 17 with the appurtenances and all the estate title and interest of the said parties of the first part therein

And the said W. B. Herschel and wife Emma H. do hereby covenant and agree that at the delivery hereof they the lawful owners of the premises above granted and seized of a good and indefeasible estate of inheritance therein and will warrant and defend the same and that the same is free and clear of all incumbrances

This Grant is intended as a Mortgage to secure the payment of the sum of seven hundred dollars which said sum W. B. Herschel has mortgaged his homestead to assist said W. B. Herschel to purchase the S. E. 1/4 of Sec. 24. T. 12. R. 17 which was given J. Fitzpatrick 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 such payment or any part thereof or interest thereon on the term or if the insurance is not kept thereon then this conveyance shall become absolute and the whole shall become due and payable and it shall be lawful for said 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 hereby waived or not at the option of the party of the second part his executors administrators or assigns 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 surplus if any there shall be paid by the party making such sale on demand to the said W. B. Herschel his heirs and assigns

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

Wm. B. Herschel { Seal }
Emma H. Herschel { Seal }

The following is entered on the original instrument
We Simon Herschel widow and Wm B. Herschel and sole
heir of William Herschel do by the within named Mortgage Acknowledge
full payment and satisfaction of the within mortgage
October 20th 1890
Signed and sealed
Simon Herschel
Wm B. Herschel

(2)

Witness

R. M. Dummer

Register of Deeds

The debt hereby secured having been paid