

This Indenture made this 11<sup>th</sup> day of May in the year of our Lord one thousand eight hundred and eighty two between Michael Katherman and Ellenor Katherman his wife of in the County of Douglas and State of Kansas of the first part, and J. H. McCarrell of the second part:

Witnesseth That the said parties of the first part in consideration of the sum of One Hundred & fifty Dollars to them duly paid the receipt of which is hereby acknowledged has 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 the North West Quarter of Sec. 35 Tpr (13) Range (15) with the appurtenances and all the estate title and interest of the said parties of the first part therein. And the said parties of the first part do hereby covenant and agree that at the delivery hereof they are the lawful owners of the premises above granted and seized of a good and indefeasible estate of inheritance therein free and clear of all incumbrances.

This Grant is intended as a Mortgage to secure the payment of the sum of One Hundred & fifty dollars according to the terms of one certain note this day executed and delivered by the said parties of the first part 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 or the taxes or if the insurance is not kept up thereon then this conveyance shall become absolute and the whole shall become due & 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 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 be shall be paid by the party making such sale on demand to the said parties of the first part their heirs or assigns.

In consideration of full payment of the within mortgage I hereby release the same this 11<sup>th</sup> day of May 1882  
J. H. McCarrell

Witness my hand and seal of office this 11<sup>th</sup> day of May 1882  
Attest A. W. Armstrong  
Register of Deeds