

and it shall be lawful for said party of the second part-his executor 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 executor 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 then be shall be paid by the party making such sale on demand to the said Samuel B. McAlary his heirs or assigns.

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

Signed, Sealed & Delivered in the Presence of
C. B. Beeks.

C. C. Dallas.

S. B. McAlary

A. B. McAlary

State of Kansas, Douglas County, ss.

Be it Remembered That on this eighth-day of Sept. A.D. 1882 before me C. B. Beeks Notary Public ^{in and for said County and State} came Samuel B. McAlary and Annie B. McAlary his wife, to me personally known to be the same persons who executed the foregoing instrument and duly acknowledged the execution of the same.

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



Commission expires Mar. 7th 1886.

C. B. Beeks

Notary Public.

Recorded September 19th 1882 at 9⁴⁵ O'clock A.M.

A. Hornold

Register of Deeds