

The intention being to convey hereby, an absolute title in fee simple, including all rights of homestead, to have and to hold the premises above described, with all the appurtenances thereunto belonging, unto the said Lombard Investment Co. and to its successors or assigns forever.

Provided, always, and these presents are upon the express condition, that if the said Frederick W. Apitz and Mary Eliza Apitz their heirs, executors or administrators shall pay or cause to be paid to the said Lombard Investment Co. its Successors or assigns the sum of 1000 Dollars on the 1st day of April 1887, with interest at the rate of Twelve per cent. per annum payable semi-annually after maturity and until the same is fully paid, according to the tenor and effect of the one promissory note of said Mortgagors bearing even date with these presents, then these presents to be void, otherwise to be and remain in full force and effect. And in case of the non-payment by the said party of the first part, or their heirs, executors or administrators of the said interest or principal, or any part thereof, at the time the same becomes due, or a failure on their part to pay the taxes of any year before the same become delinquent then in case of the occurrence of either of said events, the whole principal sum and interest shall become due and payable.

And it is further agreed by the mortgagor, that if it becomes necessary to foreclose this mortgage a reasonable amount shall be allowed as attorney's fee and be taxed as a part of the cost of foreclosing.

The said party of the first part also agrees to pay all taxes or assessments that shall be taxed or assessed on said premises from the date hereof until the said sum shall be fully paid as aforesaid.

And the said Frederick W. Apitz & Mary Eliza Apitz hereby relinquishes all their right of dower in and to the above described premises.

Signed this 26th day of Sept. A.D. 1885.

Ludlow E. Allison, Clerk of the District Court, Douglas County, Kan., do hereby certify that a judgment of foreclosure of the mortgage herein recorded was made by said District Court on the 20th day of September 1885, and that the same is duly recorded in book 118, page 367, and that the same is duly recorded in book 118, page 367.

ATTEST:

Register of Deeds

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