

And the said parties of the first part do hereby covenant and agree that at the delivery thereof they are the lawful owners of the premises above granted 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 Dollars due in three (3) years from date with interest from date until paid at the rate of ten (10) per cent payable annually according to the terms of a certain promissory note this day executed and delivered by the said John Chestfall and Desire E. Chestfall 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 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 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 or their heirs and 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.

John Chestfall 
Desire E. Chestfall 

State of Kansas Douglas County ss.

Be it Remembered That on this 8th day of October A.D. 1885 before me a Notary Public in and for said County and State came John Chestfall and Desire E. Chestfall 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