

land situated in the County of Douglas and State of Kansas, described as follows, to wit:

Lot No. Thirty seven (37) on Garfield Street in Doane Sub Division of Block No. Seven (7) Earls addition to the City of Lawrence. 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 whatsoever.

This Grant is intended as a Mortgage to secure the payment of the sum of One hundred and Seventy five dollars according to the terms of one certain promissory note this day executed and delivered by the said parties of the first part to the said party of the second part. Said note to be due three years from the above date and to draw interest at the rate of 12 per cent per annum said interest to be paid semi-annually, 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 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.

Released See Book 33 page 246