

the Kansas River; thence north 32° west (23) twenty three chains and (31) twenty links to a stake, thence south parallel with the east line of said quarter section (30) thirty chains and (32) thirty two links to the south line of said quarter section, thence east (5) five chains and (23) links thence north (11) seven chains and (11) seven links; thence east (11) seven chains and seven (11) links to the place of beginning, with the right of way across the south end of the balance of said quarter section west to the public highway through the gates and lanes as now used; also five acres out of the south east corner of the north east fractional quarter of section (24) twenty four, township (12) twelve, Range (19) nineteen of the government survey of said land: said five acres to be surveyed out of said south east corner, and to be of equal sides measuring from the stone in the south east corner of said fractional quarter.

with the appurtenances, and all the estate, title and interest of the said parties of the first part therein.

And the said Wm Gibson does hereby covenant and agree that at the delivery hereof he is the lawful owner 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 three hundred dollars according to the terms of two certain promissory notes of even date herewith made by the said Wm Gibson payable to the order of said B. J. Whitman with interest from date at the rate of ten per cent per annum payable semi-annually; one note for (\$150) one hundred and fifty dollars payable one year after date, and the other for a like sum (\$150.00) payable two years after date; 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