

the St. Louis Lawrence and Denver Railway Co. thence Northwesterly with the line of said Right of way to a point due North of the place of beginning thence South to the place of beginning, Excepting however from said tract the following Beginning One Hundred and Seventy Seven (177) feet due east from the North West corner of Lot No. 41 Delaware Street in the City of Lawrence thence running North 35 feet, thence East 49 feet, thence Southeasterly to a point 93 feet due East from beginning, thence West 93 feet to beginning being the piece of land conveyed to Anna Rothman by deed dated June 5 1873

To Have and to Hold the same, with all and singular the hereditaments and appurtenances thereto belonging, unto the party of the second part and to his heirs and assigns, forever. And the said parties of the first part do hereby covenant and agree, that at the delivery hereof they are 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, and that Warrant and Defend the same in the quiet and peaceable possession of said party of the second part, his heirs and assigns forever, against all persons lawfully claiming the same.

Provided Always, and these presents are upon this express condition, that whereas the said Parties of the first part are justly indebted unto the said Theodore Pochler in the principal sum of Fifteen Hundred Dollars, lawful money of the United States of America, being for a loan thereof on the day and date hereof, made by the said Theodore Pochler to the said parties of the first part and secured to be paid by the certain promissory note of the said parties of the first part, bearing even date herewith, payable to the order of the said Theodore Pochler in five (5) years from the date thereof, at The National Bank in the City of Lawrence and State of Kansas, with interest after maturity, at the rate of twelve per cent. per annum until the said principal sum is fully paid. The interest on said note from date is to be paid