

the second part, his heirs and assigns forever, all that tract or parcel of land situated in the County of Douglas and State of Kansas, described as follows, to wit:

North half of the North East quarter of Section No. Nine (9) and North half of North West quarter of Section No. Ten (10) all in Township No. Fifteen (15) South of Range No. Nineteen (19) East of the 6th P. M. Kansas containing One hundred and sixty (160) acres more or less

with all the appurtenances, and all the estate, title and interest of the said part of the first part therein. And the said John McDonald 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 encumbrances

This grant is intended as a Mortgage to secure the payment of the sum of Thirty Five hundred (\$3500) according to the terms of one certain note this day executed and delivered by the said John McDonald to the said party of the second part. Payable at the Merchants National Bank to the order of Robert Owens in Five years from date and this conveyance shall be void if such payments 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 amount shall become due and payable, and it shall be lawful for the 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 sales, to retain the amount then due for principal and interest, together with the cost and charges of making such sale, and the overplus, if any there be, shall be paid by the party making such sale, on demand, to the said John McDonald his heirs and assigns.

In Witness Whereof The said parties of the first part, have hereunto set their hands and seals the day and year first above written.

John McDonald [seal]
Harriet McDonald [seal]