

the second part, their executor, administrators or assigns, shall, at the option of the legal holder hereof, at once become and be due and payable, and the legal holder hereof shall be entitled to the immediate possession of the above described premises, and to receive the rents, issues, and profits arising therefrom, and it shall be lawful for the parties of the second part, their executor, administrators, and assigns, at any time thereafter, to sell the premises hereby granted, or any part thereof, in the manner prescribed by law, without appraisement, and out of all the moneys arising from such sale, to retain the amount then due or to become due according to the conditions of this instrument, together with the costs and charges of making such sale, and the overplus, if any there be, shall be paid by the parties making such sale on demand to the parties of the first part, their heirs and assigns, And the said parties of the first part for said consideration, do hereby expressly waive an appraisement of said real estate, and all benefit of the Homestead Exemption and Stay Laws of the State of Kansas, and agree to pay all fees for recording the assignments and release of this instrument.

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

Signed, sealed and delivered in presence of Benjamin D. Gargay (seal)
C. C. Dallas Alice C. Gargay (seal)

State of Kansas
County of Douglas } ss.

Be it Remembered, That on this 11th day of March A. D. 1889 before me, a Notary Public in and for said County and State, came Benjamin D. Gargay & Alice C. Gargay Husband & 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 year last above written.

(S.S.)

Chester C. Dallas

My Commission expires Dec. 15, 1890.

Noty Pub.

Recorded March 13, 1889 at 5²⁵ o'clock P.M.

Amos Brooks

Register of Deeds

This Indenture, Made this Eighth day of March in the year of our Lord, one thousand eight hundred and eighty nine between Benjamin D. Gargay and Alice C. Gargay Husband & Wife of the County of Douglas and State of Kansas of the first part, and Crippen, Lawrence & Co., of the second part:

For Release in part Page 1