

This Indenture, Made this Eighteenth day of November in the year of our Lord one thousand eight hundred and eighty nine between Jesse Dillard and Sammie B. Dillard husband and wife of Lawrence in the County of Douglas and State of Kansas of the first part, and Alex Shaw of same place of the second part,

Witnesseth, That the said parties of the first part in consideration of the sum of Twelve hundred DOLLARS, to them duly paid, the receipt of which is hereby acknowledged, have sold and by these presents do grant, bargain, sell and mortgage to the said party of the second part 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: Lot number 66 Fifty Six Louisiana Street in the City of Lawrence according to the published plat thereof.

with all the appurtenances, and all the estate, title and interest of the said parties of the first part therein. And the said Jesse Dillard do 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 Twelve hundred Dollars according to the terms of one certain promissory note this day executed and delivered by the said Jesse Dillard to the said party of the second part: payable on or before four years after date with interest payable annually at the rate of six percent per annum. Said Dillard agreeing to keep the building on said lot insured to at least the amount of \$1000 payable to said mortgagee or assigns as their interest may appear in case of loss and in case of default in making mortgage payments 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 heirs 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 heirs 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 costs and charges of making such sales, and the overplus, if any there be, shall be paid by the party making such sale on demand to the said Jesse Dillard 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.

Signed and delivered in presence of

Geo. A. Banks

Sammie B. Dillard

(SEAL.)

Jesse Dillard

(SEAL.)

(SEAL.)

(SEAL.)

STATE OF KANSAS,

County of Douglas

} ss.

Be it Remembered, That on this 22^d day of November, A. D. 1889, before me, Geo. A. Banks, a Notary Public in and for said County and State, came Jesse Dillard and Sammie B. Dillard husband and 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 set my hand and affixed my official seal on the day and year last above written.

My commission expires Dec-12-1892.

Geo. A. Banks

Notary Public.

Recorded Dec-23 A. D. 1889, at 5 o'clock A. M.

James Brooks

Register of Deeds

The following is recorded on the original instrument
By certification of full payment of this within mortgage
I hereby release all liens thereon dated 1st day of June 1891
Recorded 19th day of May 1891
Register of Deeds

The following is entered on the original instrument
By consideration of full payment of the within mortgage
I hereby release the same this 18th day of Nov 1894.
Wm. H. Sinclair
(For Assignment See Book 41, Page 317)
Recorded Oct 21st 1895.
A. W. Armstrong, Register of Deeds.
(Assigned See Book 31, Page 442)