

whatsoever. And the said parties of the first part, do hereby, and will by these presents, Warrant and forever Defend the said premises unto the said party of the second part, and her heirs and assigns, against the claims or claims of all and every person whomsoever, and against all liens taxes, assessments, exemptions and incumbrances whatsoever. This grant is intended as a mortgage to secure the payment of the sum of Four hundred dollars, according to the conditions of a certain promissory note this day executed and delivered by the said Michael and Lydia Elizabeth Schutz parties of the first part, to the said Mrs Katharin Greiner party of the second part, 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 the interest due thereon, or if the taxes and assessments of every nature, which are by law made due and payable, are not paid when the same becomes due, as above provided, then it shall be lawful for the said party of the second part, her executors, administrators and assigns to sell the premises hereby granted, or cause the same to be sold, with all the appurtenances, in the manner prescribed by law; and out of the moneys arising from such sale, to retain the amount due for principal, interest, protest fees and damages for the same, with costs and charges of sale, and the overplus, if any there be, shall be paid, on demand, by the party making such sale, to the said parties of the first part their heirs or assigns. In Testimony Whereof the parties of the first part to these presents have hereunto set their hands and seal the day and year first above written.

Signed & delivered in presence of

E. J. Hilkey

Michael Schutz

(d. l.)

Lydia Elizabeth Schutz

(d. l.)

State of Kansas, Osage County, ss:

Be it Remembered, that on this 6 day of April A.D. 1891 before me, the undersigned a Notary Public in and for the County and State of aforesaid, personally appeared Michael Schutz and Lydia Elizabeth Schutz his wife to me personally known to be the identical person whose names are affixed to the foregoing instrument as grantor therein, and acknowledge the same to their own voluntary act and deed.

In Testimony Whereof I have hereunto subscribed my name and affixed my Notarial seal, the day and year aforesaid

(L. S.)

E. J. Hilkey

Notary Public

Commission expires Dec 20, 1893

Recorded April 20, 1891 at 9⁰⁰ o'clock A. M.

James Brooks
Register of Deeds