

JOURNAL CO., LAWRENCE, KAN.

This Indenture, Made this 23rd day of July in the year of our Lord one thousand eight hundred and ninety one between Thomas Hartup and Elisabeth Hartup his wife of Lecompton in the County of Douglas and State of Kansas of the first part, and D. Baughman of the second part,

Witnesseth, That the said parties of the first part in consideration of the sum of Five 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 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: Beginning at a point 1050 feet East of the southwest corner of the Northeast quarter of section three (3) Town twelve (12) Range eighteen (18) and running thence east seven hundred and sixty six (766) feet thence north sixteen hundred and twenty five (1625) feet thence S. 89° west 391 feet thence N. 32 1/2° west 124 feet N. 71° west 1330 feet to a corner at intersection of 41" and Whitfield Streets thence South 1793 feet to place of beginning in N. E. quarter with all the appurtenances, and all the estate, title and interest of the said parties of the first part therein. And the said Thomas Hartup and Elisabeth Hartup do— hereby covenant and agree, at the delivery hereof, to be the lawful owners of the premises above granted, and seized of a good and indefeasible state of inheritance therein free and clear of all incumbrances.

This grant is intended as a Mortgage to secure the payment of the sum of Five hundred dollars and the interest thereon according to the terms of one certain promissory note this day executed and delivered by the said Thomas Hartup to the said party of the second part: due five years after date and with nine per cent interest per annum payable semi annually

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 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 Thomas Hartup his heirs and assigns.

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

Signed and delivered in presence of

Thos Hartup (SEAL.)
Elisabeth Hartup (SEAL.)
 (SEAL.)
 (SEAL.)

STATE OF KANSAS, } ss.
 County of Douglas

Be it Remembered, That on this 23rd day of July, A. D. 1891, before me J. H. Bonebrake a Notary Public in and for said County and State, came Thomas Hartup and Elisabeth Hartup his wife to me personally known to be the same person— 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 Jan 7 1892 J. H. Bonebrake Notary Public.

Recorded July 29 A. D. 1891, at 3 o'clock P. M.

James Brooke Register of Deeds

The following is contained in the original instrument:
 This note herein described having been paid in full, this mortgage is hereby released,
 and the lien hereby created discharged. Witness my hand, this 23rd day of January A. D. 1893.
D. Baughman

Attest: J. J. Hill
 Recorded March 26 1893.
R. P. Phipps Register of Deeds, Deputy

