

JOURNAL CO., LAWRENCE, KAN.

This Indenture, Made this Second day of December in the year of our Lord one thousand eight hundred and ninetyone between Safayette Leslie and Frances Leslie his wife of Decompton in the County of Douglas and State of Kansas of the first part, and Wm. A. Smith of the second part,

Witnesseth, That the said parties of the first part in consideration of the sum of Sixty 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 fiftyone (51) rods south of the North west corner of the Southwest quarter of Section thirtyfour (34) Township eleven (11) Range eight (8) and running thence east three hundred and thirteen and one seventh (313 1/7) feet thence south two hundred and eighty (280) feet thence west three hundred and thirteen and one seventh (313 1/7) feet thence North two hundred and eighty (280) feet to place of beginning

with all the appurtenances, and all the estate, title and interest of the said parties of the first part therein. And the said Safayette Leslie and Frances Leslie do hereby covenant and agree, at the delivery hereof they are the lawful owners 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 Sixty dollars and the interest thereon according to the terms of one certain promissory note this day executed and delivered by the said Safayette Leslie and Frances Leslie to the said party of the second part for sixty dollars due twelve months after date with interest from date at the rate of 10 per cent per annum payable 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 Safayette Leslie and Frances Leslie 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

Safayette Leslie (SEAL.)
Frances Leslie (SEAL.)
 (SEAL.)
 (SEAL.)

STATE OF KANSAS, } ss.
 County of Douglas

Be it Remembered, That on this 2^d day of December, A. D. 1891, before me J. A. Bonebrake, a Notary Public in and for said County and State, came Safayette Leslie and Frances Leslie 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 7th 1892.Recorded Dec 5 A. D. 1891, at 3³⁰ o'clock P M.

J. A. Bonebrake Notary Public.
James Brooks Register of Deeds

The following is inserted on the margin of original instrument:
 We the undersigned A. C. Smith G. W. Smith and W. A. Smith sole heirs at law of W. S. Smith deceased, hereby certify that the above mortgage and note for which this mortgage is security has been paid by S. B. Cunningham and we hereby authorize the Register of Deeds to discharge the same of record. Witness our hands this 17 day of February 1897
 America C. Smith
 G. W. Smith
 W. A. Smith
 Recorded Feb 18 1897

