

and the whole principal of said note, and interest thereon, and all taxes and accruing penalties and interest and costs thereon remaining unpaid or which may have been paid by the party of the second part, and all sums paid by the party of the second part for insurance, shall be due and payable or not, at the option of the party of the second part, and it shall be lawful for the 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 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 party making such sale, on demand, to the said Saml. S. Hook and wife heirs and assigns.

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

Signed, Sealed & Delivered in presence of,

Geo. R. Banks

Samuel S. Hook [seal]

Martha R. Hook [seal]

State of Kansas

County of Douglas^{ss.}

Be it Remembered, that on this 6th day of December A.D. 1895 before me, Geo. R. Banks a Notary Public in and for said County and State came Samuel S. Hook and Martha R. Hook 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.

G. R. Banks

Geo. R. Banks

Notary Public

My Commission expires Dec. 1, 1896.

Recorded Dec. 6, 1895 at 7³⁰ o'clock P.M.

James Brooks

Register of Deeds

Whereas, James M. Counts and Mertie Counts his wife of the County of Douglas State of Kansas, executed and delivered to Timothy B. Sweet, Trustee, a Deed of Trust, bearing date the 5th day of October A.D. 1885, conveying to him in trust, for the purposes therein set forth, the following described premises, situate in the County of Douglas and State of Kansas, to-wit: The West Forty