

This Indenture, Made this First day of November in the year of our Lord one thousand eight hundred and ninety four between Henry E. Carlton and Nancy B. Carlton his wife of the first part, and J. L. Hughes, executor of the estate of Mrs. Hughes dec. of the second part,

Witnesseth, That the said part II of the first part in consideration of the sum of Two thousand 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: The East half (E 1/2) of the South East quarter (S E 1/4) of Section thirty two (Sec 32) in Township fourteen (T 14) and Range twenty one (R 21) the West half (W 1/2) of the South West quarter (S W 1/4) of Section thirty three (Sec 33) in Township four (T 4) and Range twenty one (R 21) in said County and State.

with all the appurtenances, and all the estate, title and interest of the said part II of the first part therein. And the said Henry E. Carlton and Nancy B. Carlton do hereby covenant and agree that 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 Two thousand Dollars and the interest on the same for such time as it may run, and any costs that may arise from a necessary legal action or suit on the mortgage with five cents per this day executed and delivered by the said Henry E. Carlton and Nancy B. Carlton to the said party of the second part:

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 the moneys arising from such sales, to retain the amount then due for principal and interest, together with the costs and charges for making such sales, and the overplus, if any there be, shall be paid by the party making such sale on demand to the said parties of the first part or their heirs and assigns.

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

Signed and delivered in presence of

Hugh Blair

Henry E. Carlton

(SEAL)

Nancy B. Carlton

(SEAL)

(SEAL)

(SEAL)

STATE OF KANSAS, } ss.
County of Douglas

Be it Remembered, That on this 1st day of November, A. D. 1894, before me, Hugh Blair, a Notary Public in and for said County and State, came Henry E. Carlton and Nancy B. Carlton his wife

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 21st December 1897

Recorded Nov 1 A. D. 1894 at 4⁴⁵ o'clock P. M.

Notary Public

James Brooks
Register of Deeds

The following is endorsed on the original instrument
 Wellsville Branch Co. Kan.
 The note herein described having been paid in full, this mortgage is hereby released and the lien thereby created discharged.
 As witness my hand, this 30th day of August A. D. 1899
Wellsville Branch Co.
By J. B. C. one Pres.
Attest
J. F. Prochay
Clerk
 Assigned (See Book 37 Page 108)
 Recorded September 1st 1899
E. J. Saffman
 Register of Deeds
 Jay H. C. Treasurer
 Deputy

The following is endorsed on the original instrument