

JOURNAL CO., LAWRENCE, KAN.

This Indenture, Made this Twenty first day of October in the year of our Lord one thousand eight hundred and ninety five between Edward Wilson and Mathilda Wilson his wife of Lawrence in the County of Douglas and State of Kansas of the first part, and George M. Talley of the second part,

Witnesseth, That the said party all 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: The North half of Lot No twenty, lying on Massachusetts Street in the City of Lawrence, in said County and State, the same being the home stead of said first parties. Subject to two mortgages as hereinafter mentioned

with all the appurtenances, and all the estate, title and interest of the said party all of the first part therein. And the said 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 Except one mortgage of \$1500 given to one John M. Haler, and one Mortgage of \$500 given to one L. H. Haler

This grant is intended as a Mortgage to secure the payment of the sum of Five Hundred dollars in one year after date with interest at nine per centum payable semi-annually according to the terms of One certain Note and coupons this day executed and delivered by the said parties of the first part to the said party of the second part; Insurance to the extent of \$500 for the benefit of said second party is to be maintained on the premises by and at the expense of said parties of the first 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 therefor, 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 their heirs and assigns.

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

Signed and delivered in presence of

Edward Wilson (SEAL.)

Mathilda Wilson (SEAL.)

(SEAL.)

(SEAL.)

STATE OF KANSAS, } ss.
County of Douglas

Be it Remembered, That on this 21st day of October, A. D. 1895, before me, Joseph E. Riggs, a Notary Public in and for said County and State, came Edward Wilson and Mathilda Wilson his 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.

My commission expires Nov 1 1896
Recorded Oct 27 A. D. 1895 at 10 o'clock A. M.

Joseph E. Riggs Notary Public.
James Brooks Register of Deeds.

Jan'y. 17, 1906 This mortgage foreclosed in District Court, Douglas County, Kansas under action No 8862. Judgment for plaintiff D. ev. 20, 1897 for \$533.30, Jan'y. 20, 1900. Page 253. Adversely affected by Pitts, Clerk District Court, Douglas County, Kansas.

In consideration of full payment of the within mortgage hereby release the same this 26th day of March 1900.

George M. Talley, Liller, B. Sopman, Dep. Reg. of Deeds.

