

JOURNAL CO. LAWRENCE, KAN.

This Indenture, Made this second day of March in the year of our Lord one thousand eight hundred and ninety six between Oliver E. Harnes and Amanda E. Harnes his wife of Sibley in the County of Douglas and State of Kansas of the first part, and Samuel Marks of the second part,

Witnesseth, That the said part ly of the first part in consideration of the sum of Eight 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 part ly 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 Sixty 60 Acres of the South West Quarter of Section Number Twenty Seven 27 in Township Number Thirteen (13) South of Range Number Twenty 20 East of the Sixth Principal Meridian.

with all the appurtenances, and all the estate, title and interest of the said part of the first part therein. And the said Parties of the first part do hereby covenant and agree that at the delivery hereof they are the lawful owner 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 Eight Hundred Dollars

according to the terms of One certain Mortgage Note this day executed and delivered by the said Oliver E. Harnes and Amanda E. Harnes to the said part ly of the second part: Due in five years from date with interest from date to maturity or default as evidence by coupon attached to said note. And interest after maturity or default until fully paid at the rate of six percent per annum. Said parties to have the privilege of paying one hundred dollars or any multiple thereof at any interest payment. 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 part ly 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 part ly making such sale on demand to the said parties of the first part, their heirs and assigns.

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

Signed and delivered in presence of

L. N. BorseOliver E. Harnes

(SEAL.)

Amanda E. Harnes

(SEAL.)

(SEAL.)

(SEAL.)

STATE OF KANSAS, } ss.  
County of Douglas

Be it Remembered, That on this 2 day of March, A. D. 1896, before me, L. N. Borse, a Notary Public in and for said County and State, came Oliver E. Harnes and Amanda E. Harnes 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-16<sup>th</sup> 1897 L. N. Borse  
Recorded March-2 A. D. 1896 at 3<sup>10</sup> o'clock P. M.

Notary Public.

James Brooks

Register of Deeds.

The following is endorsed on the original instrument:  
The note herein described having been paid in full, this mortgage is hereby released, and the lien hereby created is discharged. As witness my hand, this 16<sup>th</sup> day of May A.D. 1901

Recorded May 16 1901  
By J. B. Johnson  
Register of Deeds  
Deputy