

This Indenture, Made this First day of April in the year of our Lord one thousand eight hundred and ninety seven between Nathan Horrell and Sallie E. Horrell, husband and wife of Willow Springs in the County of Douglas and State of Kansas of the first part, and Charles Robacker of Saline, Edwards Co. Ills of the second part,

Witnesseth, That the said part of the first part in consideration of the sum of Seven Hundred & Ninety & 80/100 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: Being the North part and part of the East part of the South East quarter of Sec. 33 Township 4, Range 19 East, containing Eighty (80) Acres. The above described land adjoins John T. Horrell's land, said described land being all the land and improvements owned by Nathan Horrell in said quarter.

This Mortgage is made to correct error in description given in former Mortgage recorded in Book 34 Page 187 of Douglas County Mortgage Records.

with all the appurtenances, and all the estate, title and interest of the said part of the first part therein. And the said Nathan Horrell & Sallie E. Horrell, husband & wife 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 a Mortgage of \$600 due in 1899 payable to Chas Robacker

This grant is intended as a Mortgage to secure the payment of the sum of Seven hundred & Ninety & 80/100 \$790.80 according to the terms of One certain promissory note this day executed and delivered by the said Nathan Horrell & Sallie E. Horrell, his wife to the said party of the second part: Due and payable in seven (7) years from date of Apr. 1st 1897 with interest thereon at the rate of 7 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 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 heirs and assigns.

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

Signed and delivered in presence of

S. E. Kiddle

Nathan Horrell (SEAL.)

Sallie E. Horrell (SEAL.)

(SEAL.)

(SEAL.)

STATE OF KANSAS,
Douglas County } ss.

Be it Remembered, That on this 1st day of April, A. D. 1897, before me, S. E. Kiddle a Notary Public in and for said County and State, came Nathan Horrell & Sallie E. Horrell, husband and 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 July 9th 1898 S. E. Kiddle Notary Public.

Recorded May 11 A. D. 1897, at 10 o'clock A. M.

James Brooks Register of Deeds.

*The following is condensed from the original instrument
\$790.80 Balance Kans Jan 2/03.
Received of Nathan Horrell the within named Mortgage
the sum of Seven hundred & Ninety & 80/100 Dollars in full
Satisfaction of the within Mortgage.
Charles Robacker.*

*Attest U. W. Wainwright
Register of Deeds.
Received Feb 9th 1903.*

