

such case, the said party of the first part, shall and will forthwith
 refund to the said party of the second part, the successors or assigns
 thereof, the said amount with interest thereon from the time of re-
 ceiving it. This Indenture further witnesseth, that the said party
 of the first part for the better securing the performance by it of
 the covenant and obligation above mentioned, and the repayment of
 the said amount, with interest thereon from the time of receiving
 it, to the said party of the second part, in the case above mention-
 ed, and in consideration of one dollar paid to said first party,
 by said party of the second part, the receipt of which is hereby
 acknowledged, has granted, sold, conveyed and confirmed, and
 by these presents doth grant, sell convey and confirm unto the
 party of the second part, and to its successors and assigns forever,
 All the following described Real Estate, lying and being situated
 in the County of Douglas, and State of Kansas, to wit: Beginning at
 South West corner of the South West quarter (1/4) of Section num-
 bered thirty two (32) in Township Eleom (11) Range (18) Eighteen
 thence North Twelve (12) rods and two thirds (2/3) thence East Twelve
 and two thirds (12 2/3) rods, Thence South Twelve and two thirds (12 2/3)
 rods, Thence West twelve and two thirds (12 2/3) rods to place of begin-
 ning, and containing one acre more or less. Together with all and
 singular the tenements, hereditaments, and appurtenances thereto
 belonging, or in anywise appertaining, and the reversion and rever-
 sions, remainder and remainders, rents, issues and profits thereof.
 And also, all the estate, right, title and interest whatsoever, as well
 in law as in equity, of the party of the first part, of, in, and to
 the same, and every part thereof, with the appurtenances: To
 have and to hold the above granted and described premises,
 with the appurtenances, unto the party of the second part, its
 successors and assigns, to its own proper use, benefit and behoof
 forever. Provided, always, and these presents are upon this express
 condition, that the party of the first part, its successors or
 assigns, shall well and truly keep, perform and fulfill the
 covenant and obligation hereinabove contained, and shall in
 the case hereinabove provided, well and truly refund unto the
 said party of the second part the said amount, with interest thereon
 from the time of receiving it, then these presents and the estate
 hereby granted shall cease, determine and be void. And the party
 of the first part, for itself its successors and assigns, doth
 covenant and agree to and with the said party of the second part
 that, in case the said party of the first part, or its successors