

This Indenture, Made this First day of December in the year of our Lord one thousand eight hundred and ninety eight between Henry Alback and Bertha Alback his wife of Lawrence in the County of Douglas and State of Kansas of the first part, and W.S. Everett of Lawrence, Douglas County, Kansas of the second part,

Witnesseth, That the said party of the first part in consideration of the sum of Five Hundred DOLLARS, to him duly paid, the receipt of which is hereby acknowledged, ha^s sold and by these presents do^{so} 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 Lot 77 Block 18 of the addition to the city of Lawrence, known as West Lawrence

with all the appurtenances, and all the estate, title and interest of the said party of the first part therein. And the said Henry Alback and Bertha Alback 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 Five Hundred Dollars according to the terms of a certain note this day executed and delivered by the said Party of the first part Henry Alback to the said party of the second part: W.S. Everett

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, appraisalment 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 Henry Alback and Bertha Alback their heirs and assigns.

In Witness Whereof, The said party of the first part, ha^{ve} hereunto set their hand and seal the day and year first above written.

Signed and delivered in presence of
B.S. Schumann (SEAL.)
Henry Alback (SEAL.)
Bertha Alback (SEAL.)
 STATE OF KANSAS, }
 County of Douglas } SS.



Be it Remembered, That on this 1st day of December A. D. 1898, before me, D. H. Corsey a Notary Public in and for said county and State, came Henry Alback and Bertha Alback his wife to me personally known to be the same person s 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. 1901 D. H. Corsey Notary Public.
 Recorded Dec. 1st A. D. 1898, at 4 o'clock P.M.

W.S. Everett
 Register of Deeds.

(In Release Sec Book 19 by 365)
 (Assigned Sec Book 37 Page 147)