

sell the premises hereby granted or any part thereof in the manner prescribed by law and out of all the moneys arising from such sale to retain the amount then due for principal and interest and also for statutory damages in case of protest together with the costs and charges of making such sale and ten per cent on the amount secured by this mortgage as a reasonable attorneys fee for foreclosure hereof and the surplus if any there be shall be paid by the party making such sale to the said Learing and wife their heirs or assigns and for the said consideration the said parties of the first part hereby waive all claim of said real estate.

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

signed Sealed & Delivered in the Presence of } Clinton Learing
H. H. Howard } Paulina Learing

State of Kansas }
County of Douglas }

Be it Remembered That on this 4th day of October A.D. 1882 before me a Notary Public in and for said County and State came Clinton Learing and Paulina 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 subscribed my name and affixed my official seal on the day and year last above written.

[F. 2]

H. H. Howard,

Com expires Dec. 7 1885.

Notary Public

Recorded October 30th 1882 at 10⁰⁰ O'clock A.M.

W. H. Arnold
Register of Deeds

This Indenture Made this 30th day of October in the year of our Lord one thousand eight hundred and eighty two between Charles Peine an unmarried man of Douglas County and State of Kansas of the first part and Bernhard Winkler of Douglas County and State of Kansas of the second part:

Witnesseth That the said party of the first part for and in consideration of the sum of Four hundred and forty (\$440⁰⁰) Dollars to him duly paid the receipt of which is hereby acknowledged has sold and by these presents does 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:

North West Quarter of Section No. Four (4) in Township No. Fifteen