

arising from such sale to retain the amount then due for principal and interest together with the costs and charges of making such sale and the surplus if any there be shall be paid by the party making such sale on demand to the said parties of the first part or their heirs and assigns

In Witness Whereof The said party of the first part hath hereunto set his hand and seal the day and year last above written

John S. Simmons {seal}

State of Kansas Douglas County ss.

Be it Remembered That on this 6th day of September A. D. 1883 before me a Notary Public in and for said County and State came John S. Simmons a single man 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 subscribed my name and affixed my official seal on the day and year last above written

[L.S.]

E. E. Gaddis Notary Public

My Commission expires Jan 17. 1885

Recorded September 15. 1883 at 3¹⁵ o'clock P. M.

W. H. Arnold
Register of Deeds

This Indenture made this Seventeenth day of September in the year of our Lord one thousand eight hundred and eighty three between John Dibelbes and Harriet B. Dibelbes his wife of in the County of Douglas and State of Kansas of the first part and Henry A. Wittich of Douglas County of the second part

Witnesseth That the said parties of the first part in consideration of the sum of Three Thousand Nine Hundred (\$3900) 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

The North West quarter of Section number Thirty Five (35) and the South West quarter of Section number twenty six (26) in township number twelve (12) in range number seventeen (17) of the government survey of said land and the same conveyed by said Wittich and wife to said John Dibelbes by deed bearing even