

Public in and for said County and State came Emil Butze and Marie Butze 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.

[Seal]

C. A. Menzger
Notary Public

My commission expires April 1885.

Recorded Aug. 1st 1884 at 2 o'clock P. M.

A. J. Arnold
Register of Deeds.

This Indenture made this first day of August in the year of our Lord one thousand eight hundred and eighty four between Emil Butze and Maria Butze his wife of Lawrence in the County of Douglas and State of Kansas of the first part and Carl Schmidt of the second part;

Witnesseth That the said parties of the first part in consideration of the sum of One Hundred 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;

Lot 46 New York Street with the appurtenances and all the estate title and interest of the said party of the first part therein. And the said Emil Butze and Maria Butze his 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.

This Grant is intended as a Mortgage to secure the payment of the sum of One Hundred Dollars \$100.00 according to the terms of a certain promissory note this day executed and delivered by the said Emil Butze to the said party of the second part; and this conveyance shall be void if such payment be made as herein specified. But if default be made in such