

MORTGAGE

70102

(No. 32A)

Boyles Legal Blanks - Cook Stationery Co., Lawrence, Kansas

BOOK 122

This Indenture,

Made this

15th

day of June

A. D. 1959

between **Alfred R. Binter and Thyllis M. Binter, his wife**of **Lawrence**in the County of **Douglas**and State of **Kansas**of the first part, and **Charles J. Brown and Margaret M. Brown, his wife**

of the second part.

Witnesseth, That the said part 1st of the first part, in consideration of the sum of **Fourteen Hundred Ninety-seven and 40/100 (\$1,497.40)** 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 part 1st of the second part **their** 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 45 feet of Lot Number Sixteen (16), in Block Number Eleven (11), in Lane's Second Addition, an Addition to the City of Lawrence

with all the appurtenances, and all the estate, title and interest of the said part 1st of the first part therein. And the said **Alfred R. Binter and Thyllis M. Binter, his wife**

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 **except a first mortgage to Anchor Savings and Loan Association, in the original sum of \$3,300.00, dated May 27, 1959 and recorded May 28, 1959 in Book 122, pages 75-76**. This grant is intended as a mortgage to secure the payment of **Fourteen Hundred Ninety-seven and 40/100** Dollars, according to the terms of **one** certain promissory note this day executed and delivered by the said **Alfred R. Binter and Thyllis M. Binter, his wife** to the said part 1st of the second part.

and this conveyance shall be void if such payments be made as herein specified. But if default be made in such payments, 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 part 1st of the second part **their** executors, administrators, assigns, at any time thereafter, to 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, together with the costs and charges of making such sale, and the overplus, if any there be, shall be paid by the part 1st making such sale, on demand to said **Alfred R. Binter and Thyllis M. Binter, his wife** heirs and assigns

In Witness Whereof, The said part 1st of the first part have hereunto set their hand and seal the day and year first above written.

Signed, Sealed and delivered in presence of

Alfred R. Binter (SEAL)
Thyllis M. Binter (SEAL)
Thyllis M. Binter (SEAL)

STATE OF KANSAS,

Douglas

County,



BE IT REMEMBERED, That on this 15th day of June A. D. 19 59 before me, **Eugene L. Doane** a Notary Public in and for said County and State, came **Alfred R. Binter and Thyllis M. Binter, his wife**

to me personally known to be the same person as who executed the foregoing instrument of writing, 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.

My Commission expires January 29, 1963**Eugene L. Doane** Notary Public

Recorded June 17, 1959 at 11:05 A.M.

RELEASE.

The note herein described having been paid in full, this mortgage is hereby released, and the lien thereby created discharged. As Witness my hand this 24th day of June 1964

(Corp. Seal)

Home Owner's Investment Company, Inc.
John B. Harris, President
Lois Dean Rockhold, Sec.-Treas.

This release was written as the original mortgage entered this 7th day of June 1959

Harold A. Beck
 Register of Deeds
 Douglas County