

Reg. No. 15,451

Fee Paid \$2.00

71140

BOOK 123

MORTGAGE

(No. 22A)

Boyles Legal Blanks—POWER PRINTING CO.—Lawrence, Kansas

**This Indenture,** Made this 30th day of April  
A. D. 19 58, between Charles D. Hand and Teresa Ann Hand, his wife

of Lawrence in the County of Douglas and State of Kansas  
of the first part, and Oscar Schwarz and Marguerite Schwarz; husband and  
wife as joint tenants with the right of survivorship and not as  
tenants in common, of the second part.

Witnesseth, That the said parties of the first part, in consideration of the sum of  
Eight 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 parties 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: Lot Eleven (11), in Block Five (5), in Schwarz  
Acres Number Two (2), an Addition to the City of Lawrence.

with all the appurtenances, and all the estate, title and interest of the said parties of the first part therein.  
And the said parties of the first part

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 Mortgage to Lawrence Building & Loan Assn. in the  
amount of \$4500. Dated April

This grant is intended as a mortgage to secure the payment of Eight Hundred -----  
Dollars, according to the terms of a certain note this day executed and delivered by the  
said parties of the first part  
said parties 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 parties of the second part their executors, administrat-  
ors and assigns at any time thereafter, to sell the premises hereby granted, or any part thereof, in the manner pre-  
scribed 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-  
making such sale, on demand to said parties of the first part, their

heirs and assigns

In Witness Whereof, The said parties 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

Charles D. Hand (SEAL)  
Charles D. Hand (SEAL)  
Teresa Ann Hand (SEAL)  
Teresa Ann Hand (SEAL)

STATE OF KANSAS,

County of Douglas

BE IT REMEMBERED, That on this 30th day of April A. D. 19 58  
before me, the undersigned a Notary Public

in and for said County and State, came Charles D. Hand and  
Teresa Ann Hand, his wife

to me personally known to be the same persons 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 April 18th 19 59

Robert P. Harrison

Notary Public

Recorded September 9, 1959 at 2:30 P.M.

Harold A. Beck Register of Deeds

ATTEST:

Janice Beem  
Register of Deeds  
Roy Elie Neustyter Deputy

I, Lucille E. Allison, Clerk of the District Court, Douglas County, Kan-  
sas, do hereby certify that a judgement of foreclosure on the mortgage  
herein recorded was made by said District Court on April  
16, 1959, and that the same is duly recorded in Journal RR  
at page 549 Witness my hand this 2 day of July 1959  
Lucille E. Allison Clerk of the District Court