

77632 BOOK 128

## MORTGAGE

319-3

Crane &amp; Co., Inc., Stationers, Office Outfitters, Legal Blank, Topeka, Kansas

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THIS INDENTURE, Made this 20th day of July, A. D. 1961,  
between Robert E. Shmalberg and Jacqueline R. Shmalberg, Husband and Wife  
of Douglas County, in the State of Kansas, of the first part,  
and Douglas County State Bank, a Corporation  
of Douglas County, in the State of Kansas, of the second part:

WITNESSETH, That said parties of the first part, in consideration of the sum of -  
Eight thousand - and NO DOLLARS,  
the receipt of which is hereby acknowledged, do by these presents, Grant, Bargain, Sell, and Convey unto said party  
of the second part, & its assigns, all the following-described real estate, situated in Douglas  
County and State of Kansas, to wit:

Lots Ninety-three (93) and Ninety-five (95) on New Hampshire  
Street in the City of Lawrence

TO HAVE AND TO HOLD THE SAME, Together with all and singular the tenements, hereditaments and appurtenances  
therunto belonging or in anywise appertaining, forever.

PROVIDED, ALWAYS, And these presents are upon this express condition, that whereas, said  
parties of the first part

have this day executed and delivered one certain promissory note in writing to said party of the  
second part, of which the following IS A MEMORANDUM

Date of note July 20, 1961  
Maturity of note July 20, 1966  
Amount of Note - \$ 8,000.00

Signed- Robert E. Shmalberg  
Jacqueline R. Shmalberg

Privilege is hereby granted to pay \$100.00 or multiples thereof  
on account of principal at any date-

NOW, If said parties of the first part shall pay or cause to be paid to said party of the second part, & its  
assigns, said sum of money in the above-described note mentioned, together with the interest thereon, according  
to the terms and tenor of the same, then these presents shall be wholly discharged and void; and otherwise shall remain in  
full force and effect. But if said sum or sums of money, or any part thereof, or any interest thereon, is not paid when the  
same is due, or if the taxes and assessments of every nature which are or may be assessed and levied against said premises,  
or any part thereof, are not paid when the same are by law made due and payable, then the whole of said sum and sums,  
and interest thereon, shall and by these presents become due and payable at the option of the holder hereof, and said party  
of the second part shall be entitled to the possession of said premises.

IN WITNESS WHEREOF, The said parties of the first part have hereunto set their  
hand and seal, the day and year first above written

*Robert E. Shmalberg*  
Robert E. Shmalberg  
*Jacqueline R. Shmalberg*  
Jacqueline R. Shmalberg