

77886 BOOK 120

Emmett Smith Pkt.

MORTGAGE

(No. 22A)

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This Indenture. Made this 9th day of AugustA. D. 1961, between Robert Payne, E. L. Holland and Josephine Drew, Trustees of the Church of God (Holiness) of Lawrence, Douglas County, Kansas, and/or their duly elected successors in office, to hold in trust for the Church of God (Holiness) Foundation, Incorporated, with offices in Overland Park, Kansasof the first part, and Emmett Smith and/or Naomi M. Smith, husband and wife

of the second part

Witnesseth, That the said parties of the first part, in consideration of the sum of Two Thousand Four Hundred Dollars (\$2,400.00)

DOLLARS,

to them duly paid, the receipt of which is hereby acknowledged, he, YE sold and by these presents dogrant, bargain, sell and Mortgage to the said part ies 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:Lots Eighty-Seven (87) and Eighty-Eight (88) in Walnut Park an addition to that part of the City of Lawrence, Kansas, known as North Lawrence, in Douglas County, Kansas,

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 (none)This grant is intended as a mortgage to secure the payment of \$2,400.00Dollars, according to the terms of a certain promissory note this day executed and delivered by the

said parties of the first part

to the

said part ies of the second partas 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 executor, administrators and 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 surplus, if any there be, shall be paid by the part

making such sale, on demand to said parties of the first part

their successors

and assigns

In Witness Whereof, The said part ies of the first part ha VE hereunto set their hands and seal 5 the day and year first above written.

Signed, Sealed and delivered in presence of

Robert Payne (SEAL)
E. L. Holland (SEAL)
Josephine Drew (SEAL)
Trustees of the Church of God (Holiness) of Lawrence, Douglas County, Kansas

STATE OF KANSAS,

Douglas County

ss:

BE IT REMEMBERED, That on this 9th day of August A. D. 19 61before me, the undersigned a Notary Publicin and for said County and State, came Robert Payne, E. L. Holland, Josephine Drew, Trustees of the Church of God (Holiness) of Lawrence, Douglasto me personally known to be the same person 8 who executed the foregoing instrument of writing, and duly acknowledged the execution of the same as trustees

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 March 10 1965Dorothy B. Johnson Notary Public

Recorded August 11, 1961 at 11:45 A.M.

RELEASE

I, the undersigned, owner of the within mortgage, do hereby acknowledge the full payment of the debt secured thereby, and authorize the Register of Deeds to enter the discharge of this mortgage of record.

Dated this 4th day of April 1966Emmett SmithNaomi M. Smith

Mortgagee. Owner.

Korold P. Beck Register of DeedsThis release was written on the original mortgage entered this 4th day of April 1966James Beam

Reg. of Deeds

Dorothy B. Johnson

Deputy