

78938 BOOK 130

MORTGAGE

THIS INDENTURE, Made this 19th day of October, 1961, by and between
THE BUILDING CORPORATION OF KANSAS GAMMA MU CHAPTER OF ALPHA TAU OMEGA FRATERNITY

of Lawrence, Kansas, Mortgagee, and

BUSINESS MEN'S ASSURANCE COMPANY OF AMERICA

a corporation organized and existing under the laws of Missouri, Mortgagor;

WITNESSETH, That the Mortgagor, for and in consideration of the sum of FIFTY THOUSAND AND NO/100-----Dollars (\$ 50,000.00), the receipt of which is hereby acknowledged, does by these presents mortgage and warrant unto the Mortgagee, its successors and assigns, forever, the following-described real estate, situated in the County of Douglas, State of Kansas, to wit:

Tract 1: Commencing at a point 125 feet South of the Northeast corner of Lot 7, in Block 5, in Babcock's Addition to the City of Lawrence; thence South 75 feet; thence West 102 feet; thence South 17.2 feet; thence West 33.5 feet; thence North 17.2 feet; thence West 54.5 feet; thence North 75 feet; thence East 190 feet to the place of beginning, in the City of Lawrence;

Tract 2: Beginning at a point 15 feet South of the Northeast corner of Lot 7, in Block 5, of Babcock's Addition, to the City of Lawrence, thence West 190 feet; thence South 110 feet; thence East 190 feet; thence North 110 feet to the place of beginning, being a part of Lots 6 and 7, in Block 5, of Babcock's Addition to the City of Lawrence, all in Douglas County, Kansas

TO HAVE AND TO HOLD the premises described, together with all and singular the tenements, hereditaments and appurtenances thereunto belonging, and the rents, issues and profits thereof; and also all apparatus, machinery, fixtures, chattels, furnaces, heaters, ranges, mantles, gas and electric light fixtures, elevators, screens, screen doors, awnings, blinds and all other fixtures of whatever kind and nature at present contained or hereafter placed in the buildings now or hereafter standing on the said real estate, and all structures, gas and oil tanks and equipment erected or placed in or upon the said real estate or attached to or used in connection with the said real estate, or to any pipes or fixtures therein for the purpose of heating, lighting, or as part of the plumbing therein, or for any other purpose appertaining to the present or future use or improvement of the said real estate, whether such apparatus, machinery, fixtures or chattels have or would become part of the said real estate by such attachment thereto, or not, all of which apparatus, machinery, chattels and fixtures shall be considered as annexed to and forming a part of the freehold and covered by this mortgage; and also all the estate, right, title and interest of the Mortgagor of, in and to the mortgaged premises unto the Mortgagee, forever.

And the Mortgagor covenants with the Mortgagee that he is lawfully seized in fee of the premises hereby conveyed, that he has good right to sell and convey the same, as aforesaid, and that he will warrant and defend the title thereto, forever against the claims and demands of all persons whomsoever.

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