

MORTGAGE

23062 BOOK 158

Lawrence Outlook, Lawrence, Kansas

**This Indenture,**

Made this 7th

day of November

A. D. 1970, between Clifford Rye and Melvina Rye, husband and wife,

1720 Dakota St.,

of Leavenworth, in the County of Leavenworth and State of Kansas

of the first part, and the DeSoto State Bank, DeSoto, Kansas and Arthur Gabriel, DeSoto, Kansas

of the second part.

Witnesseth, That the said parties of the first part, in consideration of the sum of Fifty two thousand Sixty two & 40/100

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 Leavenworth Douglas and State of Kansas, described as follows, to-wit:

Beginning at a point 163.4 feet East of the Northwest corner of the Northwest Quarter of Section Eight (8), in Township Thirteen (13), South of Range Twenty (20), East of the Sixth Principal Meridian, thence South 200 feet, thence West 33.4 feet; thence South 75 feet; thence East Parallel with the North line of said Section 183.4 feet; thence North 275 feet; thence West 150 feet to the place of beginning, in Douglas County, Kansas.

AND ALSO-

Beginning at a point 200 feet South of the Northwest Corner of Section 8, Township 13 South, Range Twenty East, thence East parallel with the North line of said Section 130 feet, thence South 75 feet, thence West 130 feet, thence North 75 feet to the point of beginning.

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

And the said first parties

do hereby covenant and agree that at the delivery hereof that 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

This grant is intended as a mortgage to secure the payment of Fifty two thousand sixty two & 40/100

Dollars, according to the terms of two certain notes this day executed and delivered by the said first parties

to the

said parties of the second part

One Note to the DeSoto State Bank, DeSoto, Kansas in the amount of \$41,990.00

One Note to Arthur Gabriel, DeSoto, Kansas in the amount of \$10,072.40

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, 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 overplus, if any there be, shall be paid by the part making such sale, on demand to said first parties

their heirs and assigns

In Witness Whereof, The said parties of the first part have hereunto set their

hands and seal the day and year first above written.

Signed, Sealed and delivered in presence of

Clifford Rye (SEAL)  
(Clifford Rye)

Melvina Rye (SEAL)  
(Melvina Rye)

STATE OF KANSAS,

Johnson County ss:

BE IT REMEMBERED, That on this 7th day of November A. D. 1970

before me, the undersigned a Notary Public in and for said County and State, came Clifford Rye and Melvina Rye, husband and wife,

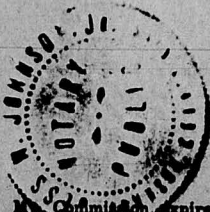
to me personally known to be the same persons who executed the foregoing instrument of writing, and duly acknowledged the execution of the same.

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 Jan. 21, 1971

Notary Public

(Jess W. Johnson Jr.)



Recorded November 10, 1970 at 4:20 p.m.

James Beem

Register of Deeds