

## MORTGAGE RECORD

J. L. FOLEY, CLERK BOOK MORTGAGES, CHARGE &amp; SALE

This Indenture, Made this twenty first day of June in the year of our Lord one thousand eight hundred and eighty nine between Carrie M. Batterton an unmarried woman of Lawrence in the County of Douglas and State of Kansas of the first part, and Samuel A. Piggard and William W. Newison of the second part,

Witnesseth, That the said party of the first part in consideration of the sum of One Dollar and other valuable considerations DOLLARS, to her 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 numbered One hundred and five 105 10n Connecticut Street in the City of Lawrence according to the recorded plat of said City

with all the appurtenances, and all the estate, title and interest of the said party of the first part therein. And the said Carrie M. Batterton do hereby covenant and agree that at the delivery hereof she is 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 one Mortgage for the sum of five hundred dollars and one Mortgage for the sum of Four hundred Dollars at 7 1/2 % to D. S. Alford.

This grant is intended as a Mortgage to secure the payment of the sum of One hundred and ten dollars to Piggard & Newison according to the terms of One certain promissory note this day executed and delivered by the said Carrie M. Batterton to the said parties of the second part: with interest at the rate of Eight per cent per annum payable annually

and this conveyance shall be void if such payments be made as herein specified. But if default be made in such payment, 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, appraisement hereby waived or not at the option of the parties of the second part their executors, administrators or assigns; and out of all the moneys arising from such sales, to retain the amount then due for principal and interest, together with the costs and charges of making such sales, and the overplus, if any there be, shall be paid by the parties making such sale on demand to the said Carrie M. Batterton her heirs and assigns.

In Witness Whereof, The said party of the first part, has hereunto set her hand and seal the day and year first above written.

Signed and delivered in presence of

Carrie M. Batterton (SEAL.)

(SEAL.)

(SEAL.)

(SEAL.)

STATE OF KANSAS.

County of Douglas } ss.

Be it Remembered, That on this 21<sup>st</sup> day of June, A. D. 1889, before me, Alfred Gidder a Notary Public in and for said County and State, came Carrie M. Batterton an unmarried woman to me personally known to be the same person who executed the foregoing instrument, and duly acknowledged the execution of the same.

In Witness Whereof, I have hereunto set my hand and affixed my official seal on the day and year last above written.

My commission expires July 21 1892.

Recorded Aug 13 A. D. 1889, at 9 o'clock A. M.

Alfred Gidder

Notary Public.

James Brooks  
Register of Deeds.

The foregoing was entered on the original instrument. The parties having declared having been fully discharged as hereby returned and the clerk hereby created discharged and with my hand this 12 day of June A.D. 1889 J. L. Foley

By Notary Public to the County of Douglas, Kansas, I have hereunto set my hand and seal the day and year first above written. I am a Notary Public in and for said County and State, and my commission expires on the 21st day of July 1892. Alfred Gidder

Recorded Aug 26, 1889 at 11:30 AM James Brooks Register of Deeds.