

MORTGAGE RECORD

F. A. Foley, Print Book Manufacturer, Lawrence, Kas.

This Indenture, Made this 14th day of September in the year of our Lord one thousand eight hundred and eighty nine between William Smith and Marica Smith, his wife of Douglas in the County of Douglas and State of Kansas of the first part, and W. C. Beardsley of the second part,

Witnesseth, That the said parties of the first part in consideration of the sum of seventeen hundred 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 party of the second part his 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: The South West quarter of Section No. Eighteen in Township No. Fourteen 14th North, of Range No. Eleven 11th East of the 6th P. M.

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 owners 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 the sum of seventeen hundred Dollars in five years from this date according to the terms of the certain promissory note this day executed and delivered by the said parties of the first part to the said party of the second part with interest from date to maturity as evidenced by coupons thereto attached and interest after maturity or default at the rate of ten per cent per annum

and this conveyance shall be void if such payments be made as herein specified. But if default be made in such payment, or any 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 party of the second part his 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 party of the second part his 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 party of the second part his executors, administrators and assigns.

In Witness Whereof, The said parties of the first part, have hereunto set their hands and seals the day and year first above written.

Signed and delivered in presence of

Witness to mark of wife
J. A. Wright

Wm. Smith (SEAL)
Marica Smith (SEAL)
mark (SEAL)

STATE OF KANSAS,

County of Douglas } ss.

Be it Remembered, That on this 17th day of September, A. D. 1889, before me, Wm. H. Sinclair, a Notary Public in and for said County and State, came William Smith and Marica Smith, his wife to the personally known to be the same persons 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 Sept - 13 - 1892.Recorded Sept - 17 - 1889, at 5 o'clock P. M.

Notary Public.

J. A. Brooks
Register of Deeds.

The following is endorsed on the original instrument
The notes herein described having been paid in full, this mortgage is hereby released & the same thereby created discharged.
Witness my hand this 17th day of Sept 1889
J. A. Wright

Recorded March 15th 1906.
W. W. Hammon,
Register of Deeds.

The following is endorsed on the original instrument
The notes herein described having been paid in full by deed to property mortgaged, this mortgage is hereby released and the same thereby created discharged. Witness my hand this 17th day of Sept 1889.
J. A. Wright

Recorded Feb 28th 1906
W. W. Hammon,
Register of Deeds.