

To Have and to Hold the same, Together with all and singular the tenements, hereditaments and appurtenances therunto belonging or in anywise appertaining, forever.

Provided, Always, And these presents are upon this express condition, that whereas said Susan A. Tutcher and Thomas H. Tutcher have this day executed and delivered one certain promissory note in writing to said party of the second part, of which the following is a copy.

#1450

Richland Texas Jan 11, 1895

Five years after date I we or either of us promise to pay David Neese or order Fourteen Hundred Fifty ⁰⁰/₁₀₀ Dollars at Neese Brothers Bank, Richland Texas, for value received with interest at eight per cent per annum from date until paid interest payable annually.

Now, If said part of the first part shall pay or cause to be paid to said part of the second part, heirs or assigns, said sum of money in the above-described note mentioned, together with the interest thereon, according to the terms and tenor of the same, then these presents shall be wholly discharged and void, and otherwise shall remain in full force and effect. But if said sum or sums of money, or any part thereof, or any interest thereon, is not paid when the same is due, and if the taxes and assessments of every nature which are or may be assessed and levied against said premises, or any part thereof, are not paid when the same are by law made due and payable, then the whole of said sum and sums and interest thereon, shall, and by these presents, become due and payable, and said parties of the second part shall be entitled to the possession of said premises. In Witness Whereof, The said parties of the first part have hereunto set their hands, the day and year first above written.

Susan A. Tutcher

Thomas H. Tutcher

State of Kansas, Shawnee County, ss.

Be it Remembered, That on this 11th day of January A.D. 1895, before me, the undersigned, a Notary Public in and for the County and State aforesaid, came Susan A. Tutcher and Thomas H. Tutcher wife and husband who are personally known to me to be the same persons who executed the within instrument of writing, and such person have duly acknowledged the execution of the same.

In Testimony Whereof, I have hereunto set my hand and affixed my Notarial seal, the day and year last above written.

(I.S.)

Albert Neese

Notary Public

Term expires June 11, 1898

Recorded Jan. 17, 1895 at 5 o'clock P.M.

James Brooks
Register of Deeds

The following is backdated in the original instrument.

\$1450, 24th Sept 1906.

Received of Susan A. Tutcher the within named Mortgage. The sum of Fourteen Hundred Fifty Dollars, in full satisfaction of the within Mortgage.

David Neese.

Recorded Sept 28th 1906.

A. W. Greening.