

JOURNAL CO., LAWRENCE, KAN.

This Indenture, Made this 27 day of January in the year of our Lord one thousand eight hundred and ninety nine hundred between John Schuster and Mary Schuster his wife of Kansas in the County of Jackson and State of Missouri of the first part, and H. A. Oberholzer of the second part,

Witnesseth, That the said parties of the first part in consideration of the sum of Three 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 All lots in Block number sixteen (16) except lot number eleven (11). And all lots in Block number thirty seven (37) All in the City of Eudora, County and State aforesaid.

with all the appurtenances, and all the estate, title and interest of the said parties of the first part therein. And the said John Schuster and Mary Schuster his wife 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 Three hundred Dollars

according to the terms of One certain promissory note this day executed and delivered by the said John Schuster and Mary Schuster to the said party of the second part: H. A. Oberholzer, due three years of date. Interest 7 per cent payable semi-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 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 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 cost and charges for making such sales, and the overplus, if any there be, shall be paid by the party making such sale on demand to the said John Schuster and Mary Schuster, their heirs and assigns.

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

Signed and delivered in presence of

STATE OF Missouri KANSAS, } SS.
County of Jackson

John Schuster (SEAL.)
Mary Schuster (SEAL.)
(SEAL.)
(SEAL.)

Be it Remembered, That on this 30 day of January, A. D. 1900, before me, Rush C. Lake, a Notary Public in and for said county and State, came John Schuster and Mary Schuster 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 April 10th 1900 Rush C. Lake Notary Public.
Recorded Feb 5 A. D. 1900, at 7³⁰ o'clock A.M.

W. S. Foxman
Register of Deeds.

The following is enclosed on the original instrument
The note herein described having been paid in full this mortgage
is hereby released and the same hereby ordered discharged.
Witness my hand this 13th day of June A.D. 1901.
H. A. Oberholzer.

(For Assignment See Book 39 Page 400)

Recorded June 13th 1901
A. W. Cunningham.

Register of Deeds.