

JOURNAL OF LAWYERS, ETC.

This Indenture, Made this 21st day of May in the year of our Lord one thousand eight hundred and ninety between Garnett A. Rod and Laura Rod, his wife, and Emma G. Fitz of Douglas in the County of Douglas and State of Kansas of the first part, and Agnes Long of Douglas County, Kansas of the second part,

Witnesseth, That the said parties of the first part in consideration of the sum of One Thousand 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 her 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 undivided two-fifths (2/5) of the north west (N.W.) quarter of section No. sixteen (16) in Township No. four (4), Range Twenty (20), East of the principal meridian, containing 50 acres more or less.

with all the appurtenances, and all the estate, title and interest of the said parties of the first part therein. And the said Garnett A. Rod, Laura Rod and Emma G. Fitz do hereby covenant and agree that at the delivery hereof 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 the sum of One Thousand (\$1,000)

according to the terms of One certain promissory note this day executed and delivered by the said Garnett A. Rod, Laura Rod and Emma G. Fitz to the said party of the second part:

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 her 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 her 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 of the first part making such sale on demand to the said Garnett A. Rod, Laura Rod, and Emma G. Fitz, 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

Mary F. Griswold as to
Signature of Emma G. Fitz
STATE OF KANSAS,
County of Douglas } S.S.

Garnett A. Rod (SEAL.)
Laura Rod (SEAL.)
Emma G. Fitz (SEAL.)

Be it Remembered, That on this 21st day of May, A. D. 1890 before me, Hellie Benjamin, a Notary Public in and for said county and State, came Garnett A. Rod and Laura Rod, his wife,

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 Sept. 29 1903 Hellie Benjamin Notary Public.

Recorded A. D. 18 at o'clock M.

State of Utah } S.S.

County of Salt Lake } Be it remembered that on this 26th day of May A.D. 1900, before me Josiah D. Perkes, a Notary Public in and for said county and State, came Emma G. Fitz, a single woman to me personally known to be the same person who executed the within 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 May 2, 1904
Recorded June 1, A. D. 1900, at 04¹⁰ o'clock, P.M.

Josiah D. Perkes
Notary Public.

H. A. Doxman
Register of Deeds

The following is endorsed on the original instrument -
It is hereby released, and the debt thereby created, discharged.
As witness my hand this 7th day of Oct. A.D. 1903 -
Mrs. Agnes Long.

Recorded Oct. 7th 1903 -
H. A. Doxman,
Register of Deeds.

By Hellie Benjamin,
Deputy.