

MORTGAGE RECORD No. 38.

MORTGAGE Standard Form. SAME DODD WORTH BOOK CO., LEAVERWORTH, KAN.

This Indenture, Made this Ninth day of May in the year of our Lord, one thousand Nineteen hundred and One, between Oliver P. Barber and Fannie B. Barber, his wife, of Lawrence in the County of Douglas and State of Kansas, of the first part, and Emily M. Drury of the second part:

Witnesseth, That the said parties of the first part, in consideration of the sum of Sixteen 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 part y 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:

Lot No. One hundred and thirty-four (134) on Tennessee Street, in the City of Lawrence.
The said parties of the first part hereby agree that they will maintain insurance to the amount of \$2000. on the buildings now on or to be erected on said lot during the existence of this mortgage for the benefit of the party of the second part, his heirs and assigns.

with all the appurtenances, and all the estate, title and interest of the said part ies of the first part therein. And the said Oliver P. Barber and Fannie B. Barber 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 and that they will warrant and defend the same in the quiet and peaceable possession of said second party, her heirs and assigns forever against all persons lawfully claiming. This Grant is intended as a Mortgage to secure the payment of the sum of Sixteen hundred dollars

according to the terms of One certain Mortgage Note this day executed and delivered by the said parties of the first part to the said part y of the second part

Due in five years from date, with interest from date to maturity as evidenced by coupons attached thereto, and interest after maturity or default at the rate of ten per cent per annum until fully paid in cash or by Sheriff's Deed.
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 part y 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; 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 part y making such sale, on demand, to the said parties of the first part, their heirs and assigns.

IN WITNESS WHEREOF, The said parties of the first part have hereunto set their hands, and seal the day and year first above written.

Signed, Sealed and Delivered in Presence of

Louis F. Selig

His. Ex. Stamp 50¢ affixed and canceled

Oliver P. Barber (SEAL)

Fannie B. Barber (SEAL)

(SEAL)

STATE OF KANSAS,

Douglas COUNTY } ss.

BE IT REMEMBERED, That on this 9th day of May A. D. 1901, before me

a Notary Public in and for said County and State, came

Oliver P. Barber and Fannie B. Barber,

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 the day and year last above written.

My Commission Expires December 13 1904

Louis F. Selig

Notary Public

Filed for Record the 11th day of May A. D. 1901, at 4¹⁵ o'clock P. M.

G. F. Foxman

Register of Deeds

The following is Enclosed in the original instrument.
The Note herein described having been paid in full this mortgage
to be void and released and the first thereby created discharge
as witnessed by hand and seal of said day by Emily M. Drury
attest: Margaret Drury

Recorded Dec. 13, 08
W. W. Cunningham
Register of Deeds

The following is Enclosed in the original instrument.
The Note herein described having been paid in full this mortgage
to be void and released and the first thereby created discharge
as witnessed by hand and seal of said day by Emily M. Drury
attest: Margaret Drury