

# MORTGAGE RECORD No. 38.

MORTGAGE Standard Form. SAML DODSWORTH BOOK CO., LEAVENWORTH, KAN.

This Indenture, Made this Second day of October in the year of our Lord, one thousand Nineteen hundred and One, between Frank M. Holwick and Rosie Holwick, his wife, of the City of Lawrence in the County of Douglas and State of Kansas, of the first part, and J. P. Usher of the second part:

Witnesseth, That the said parties of the first part, in consideration of the sum of Four 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 half of lot number one hundred and fifteen (115) and the north twelve and one half (12 1/2) feet of lot number one hundred and seventeen (117) on Delaware Street in the City of Lawrence, and the south half of lot number one hundred and fifteen (115) and the north twelve and one half (12 1/2) feet of lot number one hundred and seventeen (117) on Delaware Street Earl's Addition to the City of Lawrence in said county and State.

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 Four 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 party of the second part

Payable three years after date with interest in meantime according to coupons attached to said note & 1/2% after maturity or default. Privilege to pay two or any multiple thereof account principal money at time any interest payment falls due 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; 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 making such sale, on demand, to the said Parties of 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 Jennie Watt Frank M. Holwick (SEAL) Rosie Holwick (SEAL)

STATE OF KANSAS, }  
County of Douglas - COUNTY } ss.

BE IT REMEMBERED, That on this 2<sup>nd</sup> day of October A. D. 1901, before me Jennie Watt a Notary Public in and for said County and State, came Frank M. Holwick and Rosie Holwick, his wife,



to me 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 subscribed my name set my hand and affixed my official seal on the day and year last above written.

My Commission Expires 30<sup>th</sup> Nov 1904. Jennie Watt Notary Public

Filed for Record the 7<sup>th</sup> day of Oct A. D. 1901, at 9<sup>40</sup> o'clock A. M. J. P. Usher Register of Deeds

The following is a copy of the original instrument. This mortgage is being recorded, having been paid in full, and the same is being released, and the same is being discharged, as charged. To witness my hand this 2<sup>nd</sup> day of October A. D. 1901. J. P. Usher.

Recorded Nov. 9 - 1901. W. M. Brown, Reg. of Deeds. By Eric S. Remington, Dep.

The following is a copy of the original instrument. This mortgage is being recorded, having been paid in full, and the same is being released, and the same is being discharged, as charged. To witness my hand this 2<sup>nd</sup> day of October A. D. 1901. J. P. Usher.