

MORTGAGE RECORD No. 38.

211

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

This Indenture, Made this 9th day of December in the year of our Lord, one thousand nineteen hundred and 1901, between Maurice Holfe, a widow, of Douglas in the County of Douglas and State of Kansas, of the first part, and Abram Smith of the second part:

Witnesseth, That the said party of the first part, in consideration of the sum of One Thousand Dollars, to him duly paid, the receipt of which is hereby acknowledged, he has sold, and by these presents do he 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 that part of the north west quarter of section twenty-three (23) Township
fourteen (14) Range Eighteen (18) described as follows: Beginning at a point where the
county road established by the Board of County Commissioners of said county July 3, 1867
intersects the north line of said section twenty-three (23), thence east along
said north line to the east line of said quarter section, thence south
along said east line of said quarter section to the south line of
said quarter section, thence west along said south line to the bluff
stone fence, thence northwardly along said bluff fence to said county road,
thence along said county road to the place of beginning, containing 10 acres
more or less also ten (10) acres in square form in the south east corner of the south west quarter
of section fourteen (14) Township fourteen (14) Range eighteen (18) in the aggregate 20 acres more or less,
with all the appurtenances, and all the estate, title and interest of the said party of the first part therein. And the said

Maurice Holfe do hereby covenant and agree that at the delivery hereof he is 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 dollars according to the terms of one certain promissory note this day executed and delivered by the said Maurice Holfe to the said party of the second part (a copy of note is hereto attached)

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 of the first part making such sale, on demand, to the said Maurice Holfe heirs and assigns.

IN WITNESS WHEREOF, The said party of the first part has hereunto set his hand and seal the day and year first above written.

Signed, Sealed and Delivered in Presence of

Maurice Holfe (SEAL.)

(SEAL.)

(SEAL.)

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

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

H. S. Claypool a Notary Public in and for said County and State, came

Maurice Holfe a widow, 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 Oct. 30 1903

H. S. Claypool Notary Public

Filed for Record the 14th day of Jan A. D. 1902, at 10⁰⁰ o'clock A. M.

H. S. Claypool Register of Deeds

The following is endorsed on the original instrument:
The note herein described having been paid in full, this mortgage is hereby released, and the land thereby created discharged. And witness my hand this first day of March, A.D. 1904. Abram Smith.

Recorded - April 24th 1904 -
Register of Deeds.