

MORTGAGE RECORD No. 38.

MORTGAGE Standard Form. SAM'L DODSWORTH BOOK CO., LEAVENWORTH, KAN.

This Indenture, Made this twenty first day of January in the year of our Lord, one thousand 1901 hundred and 01, between William Hamilton and his wife, Margaret E. Hamilton of Sarcox Township in the County of Jefferson and State of Kansas, of the first part, and Elizabeth Cross 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 part of 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:

Lot number Seventy nine on the north side of Lincoln Street in Walnut Park an Addition to that part of the City of Lawrence formerly known as North Lawrence

with all the appurtenances, and all the estate, title and interest of the said part of of the first part therein. And the said William Hamilton and Margaret E. Hamilton 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 and that they will warrant and defend the title to said premises against the lawful claims of all person

This Grant is intended as a Mortgage to secure the payment of the sum of

Three hundred dollars

according to the terms of Three certain promissory notes this day executed

and delivered by the said parties of the first part, William Hamilton and Margaret E. Hamilton to the said part of of the second part with eight per cent interest per annum payable annually said note are for one hundred each and due in two, three & four years from date respectively, principal & interest payable at the Merchants National Bank at Lawrence Kansas. 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 of 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 of making such sale, on demand, to the said William Hamilton and Margaret E. Hamilton, their heirs and assigns.

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

Signed, Sealed and Delivered in Presence of

Wm. Hamilton (SEAL)

Margaret E. Hamilton (SEAL)

(SEAL)

STATE OF KANSAS,

County of Douglas - COUNTY } ss.

BE IT REMEMBERED, That on this 21st day of January A. D. 1901, before me James Brooks a Notary Public in and for said County and State, came Wm. Hamilton and his wife Margaret E. Hamilton 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 November 4 1901

James Brooks Notary Public

Filed for Record the 17th day of Jan. A. D. 1901, at 5³⁰ o'clock P. M.

B. D. Doxman Register of Deeds

The following is abstract of the original instrument -
 of the note, herein described having been paid in full, this mortgage
 is hereby released, and the lien hereby created, discharged.
 As witness my hand this 29th day of May, A.D. 1902 Elizabeth Cross
 Recorded - May - 29th 1902 -
 J. B. Doxman,
 Register of Deeds,
 Republic Building, Deputy.