

# MORTGAGE RECORD No. 38.

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

This Indenture, Made this the eighteenth day of August in the year of our Lord, one thousand nineteen hundred and two, between John S. Brooke and Emma H. Brooke (his wife) of Leecompton in the County of Douglas and State of Kansas, of the first part, and Julia F. Dixon

of the second part:  
Witnesseth, That the said part ies of the first part, in consideration of the sum of Three hundred and fifty 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 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:

Beginning at a point two hundred and forty three (243) feet from the center of the intersection of Second Street and vacated Isaac Street and running thence north on the middle line of vacated Isaac Street 766 feet thence north 58° degrees, west to a point in a hedge fence, thence south to a point 123 feet north of the middle line of Second Street, thence east to a point in the middle of vacated Whitfield Street, thence south 123 feet to the middle line of Second Street thence east 191½ feet thence north 243 feet thence east 191½ feet to place of beginning.

with all the appurtenances, and all the estate, title and interest of the said part ies of the first part therein. And the said John S. Brooke and Emma H. Brooke 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 Three hundred and fifty Dollars according to the terms of one certain note and for and this day executed and delivered by the said John S. Brooke and Emma H. Brooke to the said part y of the second part her heirs or assigns

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 making such sale, on demand, to the said John S. Brooke, his heirs and assigns.

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

Signed, Sealed and Delivered in the Presence of

John S. Brooke (SEAL.)  
Emma H. Brooke (SEAL.)  
(SEAL.)

STATE OF KANSAS,  
County of Douglas COUNTY } ss.

BE IT REMEMBERED, That on this 16<sup>th</sup> day of August A. D. 1902, before me John M. Nowlin a Notary Public in and for said County and State, came John S. Brooke and Emma H. Brooke



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

My Commission Expires April 13<sup>th</sup> 1903 John M. Nowlin Notary Public

Filed for Record the 18<sup>th</sup> day of Aug. A. D. 1902, at 10<sup>25</sup> o'clock a. M.  
G. F. Sosman, Register of Deeds

The following is entered on the original instrument.  
The note herein described having been paid in full, this mortgage is hereby released and the lien thereby created is hereby cancelled.  
Witness my hand and seal this 3<sup>rd</sup> day of December, A. D. 1904.  
John S. Brooke, C. S. D.  
Notary Public.  
Recorded Dec 5-4-1904  
G. F. Sosman, Register of Deeds.  
(For Assignments See Book 33 Page 629)