

This Indenture Made this 22 day of Feby A. D. 1883 between Elijah Fortner and Mary Fortner his wife of Douglas County in the State of Kansas of the first part and Charles Rotholz of Douglas County in the State of Kansas of the second part

Witnesseth That the said parties of the first part in consideration of the sum of Fifty Dollars the receipt of which is hereby acknowledged do grant bargain sell and convey unto said party of the second part his heirs and assigns all the following described Real Estate situated in the County of Douglas and State of Kansas to wit

Lot number Eleven (11) Twelve (12) thirteen (13) and fourteen (14) in block number number Ninety Eight (98) in the City of Eudora according to the plat of said City This Mortgage is given for the purpose of securing a part of the purchase money

To Have and to Hold the same Together with all and singular the tenements hereditaments and appurtenances thereunto belonging Provided Always and these presents are upon this express condition that whereas said Elijah Fortner and wife have this day executed and delivered their certain promissory note in writing to said party of the second part of which the following is a copy

\$50.00 Eudora Kansas Feby 22nd 1883 Six months after date I promise to pay to the order of Ch. Rotholz fifty dollars with 10 per cent interest per annum from date until paid

Witness to mark

O. B. Richards

Elijah Fortner

Mary Fortner

Now if said parties of the first part shall pay or cause to be paid to said party of the second part his heirs or assigns said sum of money in the above described note mentioned together with the interest thereon according to the terms and tenor of the same then these presents shall be wholly discharged and void and otherwise shall remain in full force and effect But if said sum or sums of money or any part thereof or any interest thereon is not paid when the same is due and if the taxes and assessments of every nature which are or may be assessed and levied against said premises or any part thereof are not when the same are by law made due and payable then the whole of said sum and sums and interest thereon shall and by these presents become due and payable and said party of the second part shall be entitled to the possession of said premises

In Witness Whereof The said parties of the first part have hereunto set their hands the day and year first above written

Witness to mark

O. B. Richards

Elijah Fortner

Mary Fortner

State of Kansas Douglas County ss.

Be it Remembered That on this 22nd day of Feby. A. D. 1883 before me the undersigned a Notary Public in and for the County

The following is endorsed on the original instrument
\$50.00 April 26th 1894 Received of Elijah Fortner and Mary Fortner
the within named mortgagors the sum of Fifty Dollars in full
satisfaction of the within mortgage
Charles Rotholz
Notary Public
Recorded April 26th 1894
J. M. O. H.