

## MORTGAGE RECORD No. 40.

FIRST MORTGAGE-1441 EDDIE NORTH BROS CO, LEAVENWORTH, KAN., No. 12216

This Indenture, Made this 14<sup>th</sup> day of November in the year of our Lord Nineteen 'Hundred and eight between John R. Sutters and Mary Sutters her wife (being of lawful age) of the County of Douglas and State of Kansas, of the first part, and Walter S. Melick Insurance Company of the second part.

Witnesseth, That the part <sup>is</sup> of the first part, in consideration of the sum of \$ 500,  
Five hundred

to them in hand paid, the receipt whereof is hereby acknowledged, have sold and by these presents do grant, bargain sell and convey to the said party of the second part, his heirs and assigns forever, the following tract or parcel of land situated in the County of Douglas and State of Kansas, described as follows, to wit: 0.11 1/2 1/4 Sec 16

and State of Kansas, described as follows, to wit:

*South half of the South east quarter of Section Twenty eight (28) and the North half of the North east quarter of Section Thirty three (33) in Township Thirteen (13) of Range Thirteen (13) -*

with the appurtenances and all the estate, title and interest of the said part <sup>is</sup> of the first part therein. And the said part <sup>is</sup> of the first part do hereby covenant and agree that at the delivery hereof they are the lawful owner <sup>s</sup> of the premises above granted, and seized of a good and indefeasible estate of inheritance therein, free and clear of all incumbrances, that they have good right to sell and convey said premises, and that they will warrant and defend the same against the lawful claims of all persons.

This Grant is intended as a Mortgage to secure the payment of the Sum of \$500. Five Hundred DOLLARS, and interest thereon, according to the terms of five certain mortgage note and ten interest notes or coupons, this day executed by the said parties of the first part to wit:

Note No. 1, for <i>Five hundred</i>	Dollars, due <i>Nov. 1<sup>st</sup></i>	, 19 <i>13</i>
Note No. 2, for _____	Dollars, due _____	, 19 <i>10</i>
Note No. 3, for _____	Dollars, due _____	, 19 <i>10</i>
all dated <i>Nov. 14 -</i>	100 \$, payable to <i>Walter S. Nately</i>	<i>Lawrence</i>

all dated 1890. 11 1890, payable to the order of the IMPORTERS AND TRADERS NATIONAL BANK, of New York City  
or order, at the IMPORTERS AND TRADERS NATIONAL BANK, of New York City  
for the sum of Five hundred and no cents, in each year, according  
to coupons attached to said note. The parties of the first part further agree that they will pay all taxes and assessments upon the said  
premises before they shall become delinquent; and will keep the buildings on said property, insured for \$ 100,000 in any approved  
Insurance Company, payable, in case of loss, to the mortgagee or assignee, and deliver the policy to the mortgagee as collateral security thereto.  
In witness whereof, the parties of the first part have hereunto set their hands and seals, at the city of New York, this 11th day of May, 1890.

[illegible]

IN WITNESS WHEREOF, The said parties of the first part have hereunto set their hand and seal 3 the day and year first above written.

John H. Sutters (SEAL)  
 Mary Sutters. (SEAL)

## ACKNOWLEDGMENT.

STATE OF KANSAS,  
County of Douglas ss.  
14<sup>th</sup> day of Nov. A. D. 1908 before me, a

County of San Diego State of California day of Nov A. D. 1981, before me, a  
 BE IT REMEMBERED, That on this 14<sup>th</sup> day of Nov,  
Notary Public, in and for said County and State, came  
John R. Sutters and Mary Sutters, his wife, to me personally known to be the same  
 person described in, and who executed the foregoing mortgage, and duly acknowledged the execution thereof.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my official seal on the day and year last above written.

My Commission expires Jan 23 - 1912 C. M. Mantel

Filed for Record the 14 day of Nov., A. D. 1907, at 8<sup>30</sup> o'clock P. M.

Filed for Record the 27 day of June 1906.  
By Eric E. Armstrong, Deputy. Eric E. Armstrong,  
Register of Deeds.