

## MORTGAGE RECORD No. 42.

MORTGAGE Standard Form. J. J. J. Co., Printers, Binders and Blank Book Makers, Lawrence, Kan.

This Indenture, Made this 11 day of September in the year of our Lord, nineteen hundred and two, between Minnie A. M<sup>c</sup>Curdy and Lyman A. M<sup>c</sup>Curdy, her husbands, of Lawrence in the County of Douglas and State of Kansas, of the first part, and Lillie M. Claypool of the second part:

Witnesseth, That the said parties of the first part, in consideration of the sum of Four 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 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 six (76) less and excepting four (4) feet off the south side of said lot on Kentucky Street in the City of Lawrence.

with all the appurtenances, and all the estate, title and interest of the said parties of the first part therein. And the said parties of the first part do hereby covenant and agree that at the delivery hereof they are 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 Four Hundred and no/100 Dollars according to the terms of and certain promissory note this day executed and delivered by the said Minnie A. and Lyman A. M<sup>c</sup>Curdy to the said part of the second part payable two years from date at the Lawrence Nat. Bank of Lawrence, Kansas.

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 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 cost 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 said Minnie A. M<sup>c</sup>Curdy her heirs and assigns.

IN WITNESS WHEREOF, The said parties 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

Minnie A. M<sup>c</sup>Curdy [SEAL]

Lyman A. M<sup>c</sup>Curdy [SEAL]

[SEAL]

STATE OF KANSAS,

County of Douglas

BE IT REMEMBERED, That on this 11 day of September A. D. 1902, before me

a Notary Public in and for said County and State, came Minnie A. M<sup>c</sup>Curdy and Lyman A. M<sup>c</sup>Curdy, her husbands, 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 and affixed my official seal on the day and year last above written.

My Commission Expires January 14 1903

Alfred Whitman Notary Public.

Filed for Record the 12 day of Sept A. D. 1902 at 11 o'clock A. M.

W. H. Sommers Register of Deeds.

Reg Lillie B. Sommers Deputy.

This following is a copy of the original instrument. The Note person described herein having been paid in full this mortgage is hereby released and the time thereby created is discharged. As witness my hand and the seal of my office this 11th day of September, 1902.

Received for 100.00  
W. H. Sommers  
Register of Deeds

The following is a copy of the original instrument. The Note person described herein having been paid in full this mortgage is hereby released and the time thereby created is discharged. As witness my hand and the seal of my office this 11th day of September, 1902.

Recorded Sept 26 1902  
W. H. Sommers  
Register of Deeds