

MORTGAGE RECORD No. 42.

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This Indenture, Made this Third day of November in the year of our Lord, Nineteen hundred and two between George W. Howard (indorser) of Lawrence in the County of Douglas and State of Kansas, of the first part, and Mary A. Horn of the second part:

Witnesseth, That the said party of the first part, in consideration of the sum of Three hundred and fifty Dollars, to him duly paid, the receipt of which is hereby acknowledged, he sold, and by these presents do—grant, bargain, sell and mortgage to the said party 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 Eleven (11) and Twelve (12) Block Twenty three (23) Sinclair Addition to the City of Lawrence, Douglas County, Kansas.

with all the appurtenances, and all the estate, title and interest of the said party of the first part therein. And the said George W. Howard do hereby covenant and agree that at the delivery hereof his the lawful owner of the premises, above granted, and seized of a good and inalienable 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 Dollars according to the terms of Real certain Note this day executed and delivered by the said George W. Howard to the said party 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 party 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 party making such sale, on demand, to said George W. Howard heirs and assigns.

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

Signed, Sealed and Delivered in Presence of

George W. Howard [SEAL]
[SEAL]
[SEAL]
(seal)

STATE OF KANSAS,

County of Douglas ss.

BE IT REMEMBERED, That on this 3^d day of Nov. A. D. 1902, before me

John M. Newlin a Notary Public in and for said County and State, came George W. Howard

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 April 13th 1903

John M. Newlin
Notary Public.

Filed for Record the 4th day of Nov. A. D. 1902 at 10 o'clock P. M.

L. E. Schuman, Register of Deeds.
By Lillie B. Schuman, Deputy.

This following is endorsed on the original instrument:
I, the undersigned, having been duly sworn, hereby certify that the foregoing is a true and correct copy of the original instrument as the same appears from the records of the County of Douglas, State of Kansas, and that the same was duly recorded on the 13th day of August, A. D. 1902.
Samuel E. Roberts.

Recorded August 7th 1908.
By J. C. Smith, Register of Deeds.
For the purpose of the Public.