

MORTGAGE RECORD No. 42.

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

This Indenture, Made this twenty first day of January in the year of our Lord, Nineteen
hundred and one, between William Hamilton and his wife
Margaret E. Hamilton of Sarcox Township in the County of
Jefferson and State of Kansas, of the first part, and _____ of the second part:
Elizabeth Cross
 Witnesseth, That the said parties of the first part, in consideration of the sum of
Three 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 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 Number Seventy nine on the North side of Lincoln Street in Walnut Park, an Addition to that part of the City of Lawrence formerly known as North Lawrence.

with all the appurtenances, and all the estate, title and interest of the said part of the first part therein. And the said William Hamilton Margaret E. Hamilton parties of the first part 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, and that they will warrant and defend the title to said premises against the lawful claims of all persons.

This Grant is intended as a Mortgage to secure the payment of the sum of

Three Hundred Dollars

according to the terms of Three certain promissory notes, this day executed and delivered by the said parties of the first part William Hamilton Margaret E. Hamilton to the said party of the second part Elizabeth Cross with eight percent interest per annum payable annually on the first day of January for one hundred dollars each and due in two, three and four years respectively, principal and interest payable at the Merchants National Bank at 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 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 William Hamilton Margaret E. Hamilton their heirs and assigns.

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

Signed, Sealed and Delivered in Presence of

Wm. Hamilton [SEAL]

Margaret E. Hamilton [SEAL]

_____ [SEAL]

STATE OF KANSAS,

County of Jefferson } ss.

BE IT REMEMBERED, That on this 21st day of January A. D. 1901, before me B. W. Cherry Justice of the Peace a Notary Public in and for said County and State, came William Hamilton and Margaret E. Hamilton, his wife 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 _____

B. W. Cherry J.P. [Notary Public]

Filed for Record the 26th day of Mar A. D. 1901, at 10 o'clock A. M.

A. W. Armstrong Register of Deeds.

J. C. Lowman Deputy.

The following is developed on the original instrument.
 The Note having expired having been paid in full
 after maturity is now returned and the land thereby
 created released. As witness my hand this 21st day
 of Feb. 1901.
 Notary B. W. Cherry

Received Feb 23 1901
 J. C. Lowman
 Register of Deeds