

MORTGAGE RECORD No. 42.

MORTGAGE Standard Form. JOHNSON & CO., Printers, Binders and Blank Book Makers, LAWRENCE, Kan.

This Indenture, Made this 11<sup>th</sup> day of April in the year of our Lord Thirteen hundred and four between Margaret A. Fishback and John Fishback, her husband, of the City of Lawrence in the County of Douglas and State of Kansas, of the first part, and E. G. Henley, of the second part:

Witnesseth, That the said parties of the first part, in consideration of the sum of Two hundred and thirty 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 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 six (6) in Block number six (6) of South Lawrence in the City of Lawrence, Douglas County, Kansas.

with all the appurtenances, and all the estate, title and interest of the said part of 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 owners 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 Two hundred thirty Dollars according to the terms of One certain Note this day executed and delivered by the said parties of the first part to the said part of of the second part Payable three years after date with interest thereon according to the terms of said note and coupons thereto attached.

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 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 of making such sale, on demand, to said parties of the first part their 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 Hugh Blair Margaret A. Fishback John Fishback

STATE OF KANSAS.

Douglas County ss.

BE IT REMEMBERED, That on this 11<sup>th</sup> day of April A. D. 1904 before me Hugh Blair a Notary Public in and for said County and State, came Margaret A. Fishback and John Fishback, her husband, 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 28<sup>th</sup> Decr. 1905 Hugh Blair Notary Public.

Filed for Record the 12<sup>th</sup> day of April A. D. 1904 at 1<sup>45</sup> o'clock P. M. W. W. Armstrong Register of Deeds. Deputy.

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Brooks,  
Notary Public.  
P. M.  
Register of Deeds.  
Deputy.

The following is endorsed on the original instrument  
The note here in described having been paid in full, this mortgage  
is hereby released and the lien thereby created discharged as witness  
my hand this 22 day of May  
E. G. Henley  
Hugh Blair  
Recorded May 22 1904  
L. A. Hoffman  
Register of Deeds