

MORTGAGE RECORD No. 42.

MORTGAGE Standard Form. JOHNSON, CO., PRINTERS, BINDERS AND BLANK BOOK MAKERS, LAWRENCE, KAN.

This Indenture, Made this 30th day of December in the year of our Lord, nineteen hundred and four, between Thomas Mitchell and Fannie Mitchell, his wife and Robert Mitchell unmarried of Lawrence (R. F. D. No. 2) in the County of Douglas and State of Kansas, of the first part, and Merchants Loan & Savings Bank of the second part:

Witnesseth, That the said parties of the first part, in consideration of the sum of Five 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 successors 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: That part of the North West quarter (N.W. 1/4) of Section number nineteen (19) in Township number thirteen (13) of Range number nineteen (19) which lies west of the Center Channel of Rock Creek, running through said quarter sections, being about forty nine and three fifths acres, (49 3/5-A) more or less.

with all the appurtenances, and all the estate, title and interest of the said parties of the first part therein. And the said Thomas Mitchell and Fannie Mitchell, his wife and Robert Mitchell unmarried 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

\$500.00

according to the terms of One certain Note this day executed and delivered by the said Thomas Mitchell and Fannie Mitchell his wife to the said party of the second part payable three years after date, with interest at 6% per annum from date, payable semi annually.

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 its successors, 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 parties of the first part, 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

Witness to
Frank A. Mitchell
Thomas Mitchell [SEAL]
Fannie Mitchell [SEAL]
Robert Mitchell [SEAL]
Witness to Frank A. Mitchell
W. F. March

STATE OF KANSAS,
Douglas County

BE IT REMEMBERED, That on this 30th day of Dec A. D. 1904, before me

W. F. March

a Notary Public in and for said County and State, came

Thomas Mitchell and Fannie Mitchell, his wife, and Robert Mitchell unmarried 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 July 29th 1908

W. F. March

Notary Public.

Filed for Record the 31st day of December

A. D. 1904 at 4⁰⁰ o'clock P M.

W. A. Armstrong

Register of Deeds.

Deputy.

The following is endorsed on the original instrument:
 This mortgage has been duly recorded and having been paid in full, this mortgage is hereby released and the same is hereby canceled.
 At My Office for the County of Douglas, Kansas, this 1st day of January, 1905.
 W. F. March, (Notary Public)

Recorded April 14, 1904
 By Lloyd L. Lawrence, Jr.
 Register of Deeds