

MORTGAGE RECORD No. 42.

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

This Indenture, Made this thirtieth day of June in the year of our Lord, Nineteen hundred and five, between Mary I. Smith and her husband W. C. Smith of Lawrence in the County of Douglas and State of Kansas, of the first part, and Aaron & Platto of the second part:

Witnesseth, That the said part us of the first part, in consideration of the sum of Three hundred and fifty 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 y of the second part him 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:

Beginning eight chains and forty links west of the northeast corner of the south east quarter of the north west quarter of section No. thirty-six in Township No. Twelve, of Range No. nineteen thence running west two chains and eighty-two links thence south one chain and seventy-seven links the east two chains and eighty-two links thence north one chain and seventy-seven links to the place of beginning. S. W. and except the tract of land heretofore deeded to William C. Smith Recorded March 7, 1884 at 3²¹ o'clock P. M.

with all the appurtenances, and all the estate, title and interest of the said part us 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 Three hundred and fifty Dollars according to the terms of fourteen certain notes this day executed

and delivered by the said Mary I. Smith and W. C. Smith to the said part y of the second part for twenty-five dollars each the first due October 1st 1905 and twenty-five dollars each on the first days of Jan. April, July and October of each year thence until the full sum is paid with 6% interest 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 y of the second part him 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 y making such sale, on demand, to said parties of the first part their heirs and assigns.

IN WITNESS WHEREOF, The said part us 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

Mary I. Smith (SEAL.)
W. C. Smith (SEAL.)
(SEAL.)

STATE OF KANSAS,
Douglas } ss.

BE IT REMEMBERED, That on this 30 day of June A. D. 1905, before me James Broke a Notary Public in and for said County and State, came



Mary I. Smith and W. C. Smith 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 Nov. 5 1905

James Broke Notary Public.

Filed for Record the 30th day of June A. D. 1905, at 4²⁰ o'clock P. M.

W. C. Armstrong Register of Deeds.
Deputy.

The following is a duplicate of the original instrument. The original instrument is on file in the office of the Register of Deeds, Lawrence, Kansas, and is subject to the provisions of the Act of April 2, 1904, Chapter 107, Laws of Kansas.

Recorded April 21, 1906
W. C. Armstrong
Register of Deeds.