

# MORTGAGE RECORD No. 43.

589

MORTGAGE Standard Form Journal (For use by Lenders and Blank Book Makers, Lawrence, Kan.)

This Indenture, Made this 27<sup>th</sup> day of January in the year of our Lord, my thousand  
hundred Eight, between Elmer E. Sawyer and Nancy C. Sawyer his wife  
Douglas and State of Kansas, of the first part, and

Minerva Barton of the second part:  
Witnesseth, That the said parties of the first part, in consideration of the sum of  
One thousand 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 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:

The North one half (1/2) of the south west quarter (1/4)  
of Section number Thirty four (34) in Township  
number Thirteen (13) South of Range Number Eighteen  
(18) East of the Sixth Principal Meridian Kansas.

with all the appurtenances, and all the estate, title and interest of the said part 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 and that they will warrant & defend the  
same against all claims whatsoever.

This Grant is intended as a Mortgage to secure the payment of the sum of  
One thousand dollars  
according to the terms of one certain promissory note this day executed  
and delivered by the said Elmer E. Sawyer & Nancy C. Sawyer to the said part her of the second part

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 her 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 her making such sale, on demand, to said Elmer E. Sawyer  
heirs and assigns.

IN WITNESS WHEREOF, The said part of 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

Elmer E. Sawyer [SEAL-]  
Nancy C. Sawyer [SEAL-]  
[SEAL-]

STATE OF KANSAS,

Douglas County ss.

BE IT REMEMBERED, That on this 27 day of January A. D. 1908, before me  
James Brooks a Notary Public in and for said County, and State, came  
Elmer E. Sawyer and Nancy C. Sawyer  
husband and 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 November 8-1909

Filed for Record the 25 day of Jan, A. D. 1908 at 2<sup>15</sup> o'clock P. M.  
Alfred Armstrong Register of Deeds.  
Ray E. Armstrong Deputy.

This document is subject to the original instrument. There is no warranty as to the accuracy of the foregoing. It is not to be used as a substitute for a deed. It is not to be used as a substitute for a deed. It is not to be used as a substitute for a deed.

May 24 1908

E. E. Sawyer

N. C. Sawyer

Minerva Barton

Register of Deeds