

MORTGAGE RECORD No. 45.

MORTGAGE STANDARD FORM. Gazette Co., Printers, Binders and Blank Book Makers, Lawrence, Kan.

This Indenture, Made this 9<sup>th</sup> day of April in the year of our Lord one thousand nine hundred eight, between M. W. Burton and Daisy J. Burton of

Douglas and State of Kansas, of the first part, and Hugo Schott of the second part:

Witnesseth, That the said part 1<sup>st</sup> of the first part, in consideration of the sum of Four Hundred 200 DOLLARS, to him duly paid, the receipt of which is hereby acknowledged, has sold, and by these presents do grant, bargain, sell and mortgage to the said part 2<sup>d</sup> of the second part his 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 south half of the north west quarter and the East 80 acres of the north half of the north west quarter of section Thirteen also 80 acres described as follows: Beginning 20 rods East of the center of the west line of said north west quarter of section Thirteen, thence East, 80 rods, Thence north 40 rods, Thence West 80 rods, Thence south 40 rods to the place of beginning all in Township 14 - Range 8 - containing 130 acres 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

Grantors 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 and defend the same against all claims whatsoever

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

Four Hundred Dollars

according to the terms of a certain promissory this day executed

and delivered by the said M. W. Burton & Daisy J. Burton to the said part 2<sup>d</sup> of the second part payable at First National Bank, Overbrook, Kans. as follows to-wit: Four hundred Dollars on the 9<sup>th</sup> day of April 1912, with interest thereon,

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 2<sup>d</sup> of the second part, his 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 2<sup>d</sup> making such sale, on demand, to said M. W. Burton & Daisy J. Burton 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

M. W. Burton. [SEAL]

Daisy J. Burton. [SEAL]

[SEAL]

STATE OF KANSAS,

Douglas County } ss.

BE IT REMEMBERED, That on this 19<sup>th</sup> day of May A. D. 1908, before me,

J. A. Cordts a Notary Public in and for said County and State, came M. W. Burton and Daisy J. Burton 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 Nov. 24 - 1909. J. A. Cordts Notary Public.

Filed for Record the 20 day of May A. D. 1908, at 9<sup>30</sup> o'clock A. M.

W. Armstrong Register of Deeds.  
By Elsie B. Armstrong Deputy.

This indenture is confirmed on the 19th day of May 1908 by the State of Kansas. The same herein described having been paid in full, this mortgage is hereby released and the same hereby created discharged. As witness my hand this 20th day of May A. D. 1908.  
J. A. Cordts

Recorded July 29, 1911  
Record of Mortgage  
Register of Deeds  
R. M. McMillen, Secy.

The mortgage described herein having been paid in full, this mortgage is hereby released and the same hereby created discharged. As witness my hand this 20th day of May A. D. 1908.  
J. A. Cordts

Recorded Aug 9, 1912  
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