

## MORTGAGE RECORD No. 45.

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

This Indenture, Made this 6<sup>th</sup> day of July in the year of our Lord 1908  
One hundred and Eight, between John F. Barton and Jessie M. Barton  
husband and wife of Lawrence in the County of  
Douglas and State of Kansas, of the first part, and  
F. C. Banker of the second part:

Witnesseth, That the said part 1<sup>st</sup> of the first part, in consideration of the sum of  
One and 20/100 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 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:

All of lot number One Hundred Seventy Seven  
077 Tennessee Street, City of Lawrence,  
Douglas County, Kansas.

with all the appurtenances, and all the estate, title and interest of the said part 1<sup>st</sup> of the first part therein. And the said

John F. Barton & Jessie M. Barton 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 save a prior mortgage to some property  
securing the payment of one hundred and eighty dollars and  
interest thereon for 15 years

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

One hundred Eight Dollars  
 according to the terms of one certain installment note this day executed

and delivered by the said John F. Barton & Jessie M. Barton to the said part 2<sup>d</sup> of the second part  
payable as follows, Eighteen Dollars on January 1<sup>st</sup> 1910, Eighteen Dollars on July 1<sup>st</sup> 1910,  
Eighteen Dollars on the 1<sup>st</sup> day of each January and July thereafter until the whole sum  
is paid

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 party making such sale, on demand, to said John F. Barton & Jessie M. Barton  
 heirs and assigns.

IN WITNESS WHEREOF, The said part 1<sup>st</sup> 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

John F. Barton [SEAL]  
Jessie M. Barton [SEAL]  
 [SEAL]

## STATE OF KANSAS,

County of Douglas } ss.

BE IT REMEMBERED, That on this 6<sup>th</sup> day of July A. D. 1908, before me,

Jos. A. Banker  
John F. Barton and Jessie M. Barton  
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. 27<sup>th</sup> 1908.

Jos. A. Banker  
 Notary Public.

Filed for Record the 19<sup>th</sup> day of Aug. A. D. 1908, at 2<sup>30</sup> o'clock A. M.

Chas. C. Armstrong Register of Deeds.  
By Elsie C. Armstrong Deputy.

The following is a duplicate of the original instrument.  
 The date when delivered being given in full in this mortgage  
 is hereby released and the party granted the same  
 as witness my hand this 6<sup>th</sup> day of July 1908.  
 Attest my hand for  
 the Register of Deeds.

Recorded Sept 16<sup>th</sup> 1908  
 W. W. Armstrong  
 Register of Deeds.

This mortgage is endorsed on the original instrument  
 The note being recorded having been filed in full  
 mortgage is hereby released and the party granted the same  
 as witness my hand this 6<sup>th</sup> day of July 1908.

Recorded Sept 14 1910  
 W. W. Armstrong  
 Register of Deeds.