

# MORTGAGE RECORD No. 45.

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

This Indenture, Made this 15<sup>th</sup> day of July in the year of our Lord  nineteen hundred and nine, between Edgar Klein and L. Blanche Klein of the City of Douglas and State of Kansas, of the first part, and Louis Bergman of the second part:

Witnesseth, That the said party of the first part, in consideration of the sum of Two 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 party 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:

Lot number Two (2) in Block number Twenty-one (21) in Simlairs Addition to the City of Lawrence, Douglas County, Kansas

with all the appurtenances, and all the estate, title and interest of the said party 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 owners 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

Two Thousand Dollars

according to the terms of One certain note this day executed and delivered by the said Parties of the first part to the said party of the second part Payable five years after date with interest thereon according to the terms of said note and coupons thereto attached

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, 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 parties of the first part, their 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

Hugh Blair

Edgar Klein [SEAL]

L. Blanche Klein [SEAL]

[SEAL]

STATE OF KANSAS,

Douglas County } ss.

BE IT REMEMBERED, That on this 15<sup>th</sup> day of July A. D. 1909, before me,

Hugh Blair a Notary Public in and for said County and State, came Edgar Klein and L. Blanche Klein, his 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 Dec 28 1909

Hugh Blair Notary Public.

Filed for Record the 16<sup>th</sup> day of July A. D. 1909, at 8<sup>54</sup> o'clock 9 M.

Floyd L. Lawrence Register of Deeds.  
Deputy.

The following is returned on the original instrument:  
 Mortgage bonds described having been paid in full, this mortgage is hereby released and the same thereby created discharged. All witness my hand this 15<sup>th</sup> day of July, 1909.  
Louis Bergman  
Hugh Blair  
 Recorded Jan 10 1910 1910 Register of Deeds.  
Estelle Fortbank