

# MORTGAGE RECORD No. 49.

649

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

This Indenture, Made this 3<sup>rd</sup> day of March in the year of our Lord nineteen  
hundred Thirteen, between Joseph P. Brubaker and Clara L. Brubaker  
his wife of Douglas in the County of  
Douglas and State of Kansas, of the first part, and

Henry Pliefke of the second part:  
Witnesseth, That the said parties of the first part, in consideration of the sum of  
Six hundred 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 of 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 North half (N<sup>1</sup>/2) of the North West Quarter (NW<sup>1</sup>/4) Section Ten (10)  
Township fifteen (15) Range nineteen (19)

with all the appurtenances, and all the estate, title and interest of the said parties of the first part therein. And the said  
Joseph P. Brubaker, and Clara L. Brubaker 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 except a first mortgage of \$1800.00  
of even date herewith in favor of Bertel F. & Ellen E. Foster

This Grant is intended as a Mortgage to secure the payment of the sum of  
Six hundred Dollars  
according to the terms of one certain note this day executed  
and delivered by the said Joseph P. Brubaker and Clara L. Brubaker to the said part of of the second part  
due in five years with 5 1/2 % interest payable semi annually

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 of 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 of making such sale, on demand, to said Joseph P. Brubaker and Clara L. Brubaker  
their heirs and assigns.

IN WITNESS WHEREOF, The said part of of the first part has hereunto set their hands and seals the day and year first above  
written.

Signed, Sealed and Delivered in presence of  
Joseph P. Brubaker [SEAL]  
Clara L. Brubaker [SEAL]  
[SEAL]

STATE OF KANSAS,  
Douglas County } ss.  
BE IT REMEMBERED, That on this 3 day of March A. D. 1913, before me,  
W. M. Clarke, a Notary Public in and for said County and State, came  
Joseph P. Brubaker and Clara L. Brubaker  
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 May 15 1915  
W. M. Clarke Notary Public.

Filed for Record the 4 day of Mar A. D. 1913, at 11 o'clock a M.  
Floyd L. Lummey Register of Deeds.  
Deputy.

The following is endorsed on the original instrument:  
The note herein referred to having been paid in full, this  
mortgage is hereby released and the lien thereby  
created is discharged.  
Witness my hand this 9<sup>th</sup> day of Feb. A. D. 1923  
Henry Pliefke

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