

Mortgage Record No. 52.

This Indenture, Made this Seventeenth day of February in the year of our Lord
nineteen hundred and thirteen, between George H. Rothberger and Theresa
Rothberger, husband and wife, of Endora in the County of
Douglas and State of Kansas, of the first part, and
H. J. Paschal of the second part:

WITNESSETH, That the said part ed of the first part, in consideration of the sum of
Seventeen 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 y of the second 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:
Beginning 71.28 1/2 feet East and 2585 ft. south of the N. W. corner of Section 5
Township 13 Range 21, Thence North 7.59 ft., thence East 51.8 ft, thence South 12.10
ft. to Center of Wakarusa Creek, Thence up the center of Creek to a point 25.85 feet
South of North line of Section 5, thence East 810 ft. to place of beginning.
Containing Twenty (20) acres.

with all the appurtenances, and all the estate, title, and interest of the said part ies of the first part therein. And the said
George H. Rothberger and Theresa Rothberger, his wife
 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
Seventeen Hundred Dollars
 according to the terms of Three certain notes this day executed
 and delivered by the said Parties of the first part to the said part y 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 there-
 of, 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 y of the second part her executors, adminis-
 trators 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 y making such sale, on demand, to said parties of the first part
parties of the first part heirs and assigns.

IN WITNESS WHEREOF, The said part ies 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

George H. Rothberger (SEAL)

Theresa Rothberger (SEAL)

(SEAL)

STATE OF KANSAS,

Douglas County } ss.

BE IT REMEMBERED, That on this 17 day of February A. D. 1913, before me,
Lillian Y. Smith a Notary Public in and for said County and State, came
George H. Rothberger and Theresa Rothberger, his
wife to me personally known to be the same
 persons 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 Oct 20th 1915 Lillian Y. Smith Notary Public.

Filed for Record the 18 day of March A. D. 1913, at 9 o'clock 9 M.
Floyd L. Lawrence Register of Deeds.
 Deputy.

This instrument is intended as the original instrument.
 This note herein described having been paid in full, this mortgage is hereby released and the
 same hereby created dissolved. As witness my hand this 19th day of February A. D. 1913.

Copied - New Valley State Bank
 C. E. Gray, Cashier

Recorded - Feb 21st - 1913

Floyd L. Lawrence
 Register of Deeds.

Geo. C. Higley
 Clerk

(For assignment see Book 51 Page 512)

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This instrument is intended as the original instrument.
 This note herein described having been paid in full, this mortgage is hereby released and the
 same hereby created dissolved. As witness my hand this 19th day of February A. D. 1913.

Recorded - March 11 - 1913