

Mortgage Record No. 52.

This Indenture, made this 22nd day of May in the year of our Lord 1913, between Carrie M. Smith and George W. Smith, her husband of Seneca in the County of

Anna C. Gibson of Douglas County, Kansas of the second part:

WITNESSETH, That the said part us 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 part you 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:

Lot 34 Ohio Street Lawrence, Kansas

with all the appurtenances, and all the estate, title and interest of the said part us of the first part therein. And the said first parties 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 indefensible 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 first parties to the said part you of the second part Anna C. Gibson

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 you of the second part her 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 you making such sale, on demand, to said first parties heirs and assigns.

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

Signed, Sealed and Delivered in presence of Carrie M. Smith (SEAL) Geo W. Smith (SEAL)

STATE OF KANSAS, Memphah County ss.

BE IT REMEMBERED, That on this 16th day of June A. D. 1913, before me, John Stowell a Notary Public in and for said County and State, came Carrie M. Smith and Geo W. Smith 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 Aug 29 1915 John Stowell Notary Public.

Filed for Record the 17 day of June A. D. 1913, at 9<sup>01</sup> o'clock a M. Floyd L Lawrence Register of Deeds. Deputy.

Recorded June 27th 1913  
Floyd L Lawrence  
Register of Deeds  
Geo C. Hightower

Notary Public in and for the County of Seneca, State of Kansas, do hereby certify that the foregoing instrument was duly acknowledged before me and the same is a true and correct copy of the original as the same appears from the records of my office.