

Mortgage Record No. 52.

(The following is endorsed on the original instrument.)

This note herein described having been paid in full, the receipt is My friend and
 then thereby created discarded. As witness my hand this 29th day of March A. D. 1912

Recorded March 29 1966

Floyd Lawrence

✓ Geo. L. Nichols

This Indenture, Made this 8th day of April in the year of our Lord Nineteen Hundred and fifteen, between B. J. Fortney, single and C. L. Fortney and Mamie Fortney his wife of Adrian in the County of Douglas and State of Kansas, of the first part, and The Lawrence National Bank of Lawrence, Kansas of the second part:

WITNESSETH, That the said parties of the first part, in consideration of the sum of Seven hundred and fifty DOLLARS, to duly paid, the receipt of which is hereby acknowledged, in \$ sold, and by these presents do grant, bargain, sell and mortgage to the said party of the second part its 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:

North West One-fourth ($\frac{1}{4}$) of the North East One-fourth ($\frac{1}{4}$) of Section Nine, Township 13
Range 20, and all that part of the North half of the Southeast One-fourth ($\frac{1}{4}$)
of Section, Fifteen (15), Township Thirteen (13), Range Twenty (20), commencing at a
point 88 rods North of the Southwest corner of said South-east ($\frac{1}{4}$) turning thence North
along west line of said one-fourth ($\frac{1}{4}$) Section, 32 rods; thence East 84 rods thence South
40; thence west four rods; thence North 8 rods thence West 80 rods to the place of begin-
ning containing seventeen acres. Also, that part of the Southeast one-fourth $\frac{1}{4}$ of said
Southeast one-fourth ($\frac{1}{4}$) of Section 15, and lying North of Wakarusa Creek containing 29
acres all in Township 13) Range (20). *Twenty*

with all the appurtenances, and all the estate, title and interest of the said part is of the first part therein. And the said first part is do hereby covenant and agree that at the delivery hereof they are the lawful owner 2 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 Seven Hundred and fifty according to the terms of One certain Note this day executed and delivered by the said B. E. Portney and E. L. Portney to the said part 7 of the second part The Lawrence National Bank

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 be 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, its 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 making such sale, on demand, to said heirs and assigns.

IN WITNESS WHEREOF, The said part _____ of the first part ha _____hereunto set _____hand _____and seal _____the day and year first above written.

Signed, Sealed and Delivered in presence of

B. S. Fortney (SEAL)
C. L. Fortney (SEAL)
Mamie Fortney (SEAL)

STATE OF KANSAS,
Douglas County } ss.

BE IT REMEMBERED, That on this 10 day of April, A. D. 1915, before me, W. H. Kuhn, a Notary Public in and for said County and State, came B. B. Finney, single and C. E. Finney, as Married Finney her wife, to me personally known to be the same person S 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. Jan 25 1918 Geo. W. Kuhne Notary Public.

Filed for Record the 13th day of April A. D. 195, at 9⁵⁰ o'clock A.M.
Floyd Lawrence Register of Deeds.
Geo. C. Wether Deputy.

August 27, 1817