

## MORTGAGE RECORD NO. 55.

This Indenture, Made this 23rd day of November in the year of our Lord nineteen hundred and seventeen, between Carrie Davis only, his wife at law of Elizabeth S. Draper, deceased, and Robert S. Davis her husband in the County of Douglas and State of Kansas, of the first part, and

H. Heyermuller of the second part:

WITNESSETH, That the said part 1st of the first part, in consideration of the sum of Four hundred Twenty five 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 2d 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:

Lots number 49-51 and 53. In Block Number 10 in that part of the City of Lawrence, Kansas, known as West Lawrence

with all the appurtenances, and all the estate, title and interest of the said part 1st of the first part therein. And the said first parties 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 Four hundred Twenty five Dollars according to the terms of one certain note this day executed and delivered by the said first parties to the said part 2d of the second part H. Heyermuller

and this conveyance shall be void if such payments be made as herein specified. But if default be made in such payment for 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 2d 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 sale, and the overplus, if any there be, shall be paid by the part 2d making such sale, on demand, to said H. Heyermuller heirs and assigns.

IN WITNESS WHEREOF, The said part 1st of the first part have set their hand and seal the day and year first above written.

Signed, Sealed and Delivered in presence of

Carrie Davis (SEAL)

Robert S. Davis (SEAL)

(SEAL)

STATE OF KANSAS,

Douglas County ss.

BE IT REMEMBERED, That on this 23 day of Nov. A. D. 1917, before me, Geo. H. Richner a Notary Public in and for said County and State, came Carrie Davis and Robert S. Davis her husband to me personally known to be the same person who executed the foregoing instrument, and duly acknowledged the execution of the same.

(L.S.)

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. H. Richner Notary Public.

Filed for Record the 16 day of Aug. A. D. 1918, at 9:20 o'clock A.M.

Estelle Dougherty Register of Deeds.

Ferne Flora Deputy.

In Presence Sec. Book 77 Page 573