

# MORTGAGE RECORD NO. 58

the year of our Lord  
in the County of  
of the second part:  
of the sum of  
DOLLARS,  
grant, bargain,  
tract or parcel of land

ack  
in said

insured  
his mortgage  
said  
filling  
and the

omises, above granted,

sum of

of the second part  
according

part thereof, or inter-  
est shall become due  
and assigns, at any  
days arising from such  
overplus, if any there  
be

hand and seal

(SEAL)  
(SEAL)  
(SEAL)

1919, before me,  
County and State, came  
his wife  
personally known to be  
of the same.  
on the day and year

otary Public  
o'clock P.M.  
Register of Deeds  
Deputy.

This instrument is acknowledged as the joint and several act of the parties hereinbefore named and the mortgage is hereby released and the same is hereby cancelled and discharged. At witness my hand this 14th day of October, A. D. 1919.

J. J. Francisco  
J. J. Francisco

Recorded Oct. 9 1919

Return to Notary Public  
J. J. Francisco  
J. J. Francisco

This Indenture, Made this Thirteenth day of October in the year of our Lord nineteen hundred nineteen (1919), between Mrs. Iva Horney & Lee Horney, husband & wife of Lawrence in the County of Douglas and State of Kansas, of the first part, and J. J. Francisco, of City of Lawrence, Douglas County, State of Kansas of the second part:

WITNESSETH That the said parties of the first part, in consideration of the sum of Two Hundred & Seventy Five (275) DOLLARS, to be duly paid, the receipt of which is hereby acknowledged, have sold, and by these presents do sell, grant, bargain, sell and mortgage to the said party of the second part and 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:

Lot Twenty Three (23) and Twenty Four (24) Home Place and Addition to the city of Lawrence, County of Douglas, State of Kansas. Said Two Hundred & Seventy Five Dollars & draw interest at the rate of 6% semi-annually. From October First 1919.

with all the appurtenances, and all the estate, title and interest of the said parties of the first part therein. And the said parties of the first part 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 inalienable 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 Hundred & Seventy Five (275) Dollars according to the terms of a certain note this day executed and delivered by the said Mrs. Iva Horney & Lee Horney, husband & wife to the said party of the second part J. J. Francisco of City of Lawrence, Douglas County, State of Kansas.

and this conveyance shall be void if such payments be made as herein specified. But if default be made in such payments 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 party of the second part, and 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 sale 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 party making such sale, on demand, to said J. J. Francisco and his heirs and assigns.

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

Signed, Sealed and Delivered in the presence of Iva Horney (SEAL) Lee Horney (SEAL)

STATE OF KANSAS, } ss.  
Douglas County  
BE IT REMEMBERED, That on this 14th day of October A. D. 1919, before me, S. A. Wood a Notary Public in and for said County and State, came Iva Horney and Lee Horney

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 April 10 1921 S. A. Wood Notary Public.

Filed for Record the 15 day of Oct. A. D. 1919, at 12<sup>05</sup> o'clock P.M.  
Ester M. Markrup Register of Deeds  
Ferne Flora Deputy.