

# MORTGAGE RECORD NO. 58

This Indenture, Made this 3rd day of November in the year of our Lord nineteen hundred and twenty between Phillis P. Colman and Nellie Colman his wife, in the County of Douglas and State of Kansas, of the first part, and H. G. Van Neste of the second part:

WITNESSETH That the said part us of the first part, in consideration of the sum of One thousand DOLLARS, to us 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 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: Southwest quarter Section 18 township 12 Range 19

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 hereby covenant and agree that at the delivery hereof they are the lawful owner s of the premises, above granted, and seized of a good and indefeasible estate of inheritance therein, free and clear of all incumbrances excepting Eight thousand to J. W. Shaw

This Grant is intended as a Mortgage to secure the payment of the sum of One thousand Dollars according to the terms of one certain note this day executed and delivered by the said first parties to the said part y of the second part H. G. Van Neste

and this conveyances 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 y 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 sales, and the overplus, if any there be, shall be paid by the part y 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 hand and seal the day and year first above written.

Signed, Sealed and Delivered in the presence of Phillis P. Colman (SEAL) Nellie Colman (SEAL)

STATE OF KANSAS,

Douglas County ss.

BE IT REMEMBERED, That on this 3 day of Nov A. D. 1920, before me, Geo. H. Ruhmer a Notary Public in and for said County and State, came Phillis P. Colman and Nellie Colman his 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 1922 Geo. H. Ruhmer Notary Public.

Filed for Record the 5th day of Nov A. D. 1920 at 9:00 o'clock a. M. Estelle Northrup Register of Deeds Deputy.

The above described premises have been paid in full, this mortgage is hereby released and the same is hereby canceled and discharged. As witness my hand and seal this 21st day of November 1920. Estelle Northrup Register of Deeds

Recorded Nov 21 1921 Estelle Northrup Register of Deeds

For assignment see Book 57 Page 603

PEOPLES STATE BANK