

Receiving No. 16819

## MORTGAGE RECORD—59.

Reg. No. 3323

7th Paid 504

This Indenture, Made this 1th day of February A. D. 1943 between  
Archie A. Cummings and Roma A. Cummings, his wife

of Douglas County, in the State of Kansas of the first part, and

of John Benander  
Douglas County, in the State of Kansas of the second part;

Witnesseth, That said parties of the first part, in consideration of the sum of  
Two Hundred and no/100 DOLLARS,

the receipt of which is hereby acknowledged, do sell by these presents, grant, bargain, sell and convey unto said part y of the second part, his  
 heirs and assigns, all the following described REAL ESTATE, situated in the County of Douglas and State of Kansas  
 to wit:

The Northwest one fourth (NW $\frac{1}{4}$ ) of the Northwest one fourth  
(NW $\frac{1}{4}$ ) of Section Thirteen (13) Township Thirteen (13)  
South of Range Seventeen (17) East of 6th Principal Meridian

To Have and to Hold the Same, Together with all and singular the tenements, hereditaments and appurtenances thereunto belonging, or in any wise appertaining, forever:

Provided Always, And these presents are upon this express condition, that whereas said Archie A. Cummings and Roma A. Cummings hereby  
 ha ve this day executed and delivered their certain promissory note, in writing to said part of of the second part, of which the following is a  
 copy:

\$ 200.00  
Richland, Kansas. February 8, 1943 Date Paid Balance

Two years after date for value received, I owe  
 promise to pay to the order of John Benander Two Hundred and no/100  
Dollars with interest from date at the rate of 5 per cent per annum, payable  
semi-annually at home of Benander, 5 per cent interest after maturity.  
We, the undersigned, certify and agree, and give notice of  
tenor, service, venue, payment for payment, notice of non-payment,  
protest and notice of protest and delinquency of payment and against and  
party, thereto, and consent that time of payment shall be extended  
without notice thereof to any of the parties of this note.  
Due Feb 8, 1948  
Signed by Archie A. Cummings  
Roma A. Cummings  
P. O. Richland, Kansas.

Now, If said part is of the first part shall pay or cause to be paid to said part y of the second part, his heirs or assigns, said sum of money  
 in the above described note mentioned, together with the interest thereon, according to the terms and tenor of the same, then these presents shall be wholly discharged  
 and void; and otherwise shall remain in full force and effect. But if said sum or sums of money, or any part thereof, or any interest thereon, is not paid when the same is due,  
 and if the taxes and assessments of every nature which are or may be assessed and levied against said premises or any part thereof, are not paid when the same are by law made  
 due and payable; then the whole of said sum and sums and interest thereon, shall, and by these presents, become due and payable and said part of of the second part  
 shall be entitled to the possession of said premises.

In Witness Whereof, The said part is of the first part has hereunto set their hand and the day and year first above written.

Executed in the presence of

Archie A. Cummings  
Roma A. Cummings

STATE OF KANSAS,

Shawnee County, ss.

Be it Remembered, That on this 8 day of February A. D. 1943 before me

the undersigned a Notary Public in and for the County and State of  
Archie A. Cummings & Roma A. Cummings, his wife  
 who are personally known to me to be the same person as who executed the within instrument of writing, and such person has

daily acknowledged the execution of the same.  
 In Witness Whereof, I have hereunto set my hand and affixed my Notary Seal  
at my home and official office on the day and year last above written.

(Seal)

My Commission Expires Jan 17 1946 A. K. Reynolds Notary Public.

Recorded February 13, 1943 at 10:35 a.m.

Harold A. Beck  
Register of Deeds

The following is endorsed on the original instrument:

The note secured by this mortgage has been paid in full, and this mortgage is hereby  
 released and canceled this 8 day of Feb A. D. 1948

John Benander  
deceased  
by his wife, M. Benander  
of the estate of John Benander deceased

Recorded Feb 13, 1943  
Harold A. Beck  
Register of Deeds