

MORTGAGE RECORD NO. 63

443

EARL DOBSON STATIONERY CO KANSAS CITY MO 64101

Reg # 1294
Filed 500

This Indenture, Made this 24th day of November in the year of our Lord 1925, between Mary E. Bailey and J. W. Bailey her husband of Lawrence in the County of Douglas and State of Kansas, of the first part, and W. D. Pontius, party of the second part:

WITNESSETH That the said parties of the first part, in consideration of the sum of Two thousand 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 party 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:

North eighty (80) feet of the west half of Lot twenty five (25)
North eighty (80) feet of lot twenty seven (27)
North eighty (80) feet of lot twenty nine (29)
All in block nineteen (19) in that part of
the city of Lawrence, known as West Lawrence.

with all the appurtenances, and all the estate, title and interest of the said part of the first part therein. And the said Mary E. Bailey and J. W. Bailey her husband do 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 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 two thousand according to the terms of Five certain notes this day executed and delivered by the said Mary E. Bailey and J. W. Bailey her husband to the said party of the second part

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, 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 party making such sale, on demand, to said

Mary E. Bailey and J. W. Bailey heirs and assigns.
IN WITNESS WHEREOF, The said part 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

Mary E. Bailey (SEAL)
J. W. Bailey (SEAL)

STATE OF Kansas ss. Douglas County

BE IT REMEMBERED, That on this 24th day of November A. D. 1925, before me, F. C. Whipple a Notary Public in and for said County and State, came Mary E. Bailey and J. W. Bailey her husband to me personally known to be the same person who executed the foregoing instrument and duly acknowledged 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 27 1927 F. C. Whipple Notary Public.

Filed for Record the 3 day of Dec A. D. 1925, at 9²⁵ o'clock P. M. E. E. Hollman Register of Deeds. Deputy.

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