

MORTGAGE RECORD 72

SAWL BODENWORTH STATIONERY CO. KANSAS CITY MO 64108

 Reg. No. 1604
 Fee Paid 2.50
 Fee Paid

FROM

 Carlos E. Ellerbrook
 TO

Anna L. Hutson

STATE OF KANSAS, DOUGLAS COUNTY, ss.

 This instrument was filed for record on the 19th day of
 Nov. A. D. 1932. At 2:20 P. M.

E. E. Connelley
 By

 Register of Deeds.
 Deputy.

 THIS INDENTURE, Made this 17th day of November in the year of our Lord nineteen hundred
 Nineteen hundred thirty two Between Carlos E. Ellerbrook and Agnes Ellerbrook, husband and wife

 of Lawrence in the County of Douglas and State of Kansas
 of the first part, and Anna L. Hutson

WITNESSETH, That the said part ies of the first part, in consideration of the sum of

One Hundred (\$100)

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 y of the second part her 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:

 Beginning at the South-west corner of the South-west Quarter (4) of Section Five (5) Township
 Thirteen (13) South and Range Twenty-one (21) East of the 6th. P. M., thence East in and along
 the South line of the said South-west Quarter (4) One hundred and eighty-one (181) feet to the
 center of a concrete culvert, thence north and northwesterly in and along the center line of a
 drainage ditch to the center line of the Wakarusa Creek, thence South-westerly in and along
 the center line of said Creek to the west line of the south-west quarter (4) thence south in
 and along the west line of the said south-west quarter (4) two hundred and thirty-nine (239)
 feet more or less to the south-west corner of the south-west (4) of Section Five (5) the place
 of beginning, (LESS THE SOUTH FORTY-NINE (49) FEET THEREOF DEEDED TO THE STATE OF KANSAS FOR
 HIGHWAY PURPOSES) and containing One and thirty-six hundredths (1.36) acres more or less.

with all the appurtenances, and all the estate, title and interest of the said part ies of the first part therein. And the said

Carlos E. Ellerbrook

 do es hereby covenant and agree that at the delivery hereof that he is 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

One Hundred (\$100)

Dollars, according to the terms of

one certain promissory note

this day executed and delivered by the said

Carlos E. Ellerbrook

to the said part y of the second part

 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 part y of the second part her 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 part y making such sale, on demand, to said Carlos E. Ellerbrook, his

heirs and assigns

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

Signed, sealed and delivered in presence of

R. E. Melvin

Carlos E. Ellerbrook

(SEAL)

Mrs. Agnes Ellerbrook

(SEAL)

STATE OF KANSAS,

COUNTY OF Douglas

ss.

BE IT REMEMBERED, That on this 18th day of Nov.

XXIX. 1932

before me

R. E. Melvin

a Notary Public in and for said County and State,

came

Carlos E. Ellerbrook and Agnes Ellerbrook, his wife,

Legal Seal

of the same.

IN WITNESS WHEREOF, I have hereto subscribed my name and affixed my official seal on the day and year last above

My Commission expires

April 5

1934

R. E. Melvin

Notary Public.

RELEASE.

 The note herein described having been paid in full, this mortgage is hereby released, and the lien thereby created, discharged.
 As Witness my hand, this 21st day of June A. D. 1935

ATTEST:

A. D. 1935

J. W. Priestly
 J. W. Priestly

 This Release
 was written
 on the original
 Mortgage
 entered
 this 17th day
 of July
 1932

Harold R. Rock
 Reg. of Deeds.
Fred W. Melvin
 Deputy

 4. JOHN CALLAHAN, Clerk of the District Court of Douglas County, Kansas
 On Remittitur made to the Court

In Assignment Book 79-769