

## MORTGAGE RECORD 72

SAUL ECKWORTH STATIONARY CO KANSAS CITY MO 64108

FROM

STATE OF KANSAS, DOUGLAS COUNTY, ss.

This instrument was filed for record on the 6<sup>th</sup> day of April A.D. 1934. At 8:10 : A. M.Reg. No. 2364  
Fee Paid 1.00Marlin L. Cook and wife  
TO*Earl S. Cunningham*

Register of Deeds.

Peter Vogler

By

Deputy.

THIS INDENTURE, Made this 6<sup>th</sup> day of April in the year of our Lord nineteen hundred Thirty four between Marlin L. Cook and Orpha Cook his wifeof Baldwin in the County of Douglas and State of Kansas  
of the first part, and Peter Vogler

of the second part.

WITNESSETH, That the said part 1<sup>st</sup> of the first part, in consideration of the sum of Seven hundred 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:

The South Fifty Two (52) rods of the West Fifty (50) rods of the North East quarter of Section Eight, Twp. Fifteen (15) Range (20) Twenty And Beginning 32 rods North of South East corner of South West quarter of Sec. 8 Twp. 15 Range 20, Thence North 20 rods; thence West to the West line of the rail road right of way; thence south by west along said right of way to a point due west of the starting point thence East to the point of beginning. In all Twenty (20) acres more or less.

with all the appurtenances, and all the estate, title and interest of the said part 1<sup>st</sup> of the first part therein. And the said Marlin L. Cook and Orpha Cook 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 Seven hundred Dollars, according to the terms of ONE certain note this day executed and delivered by the said Marlin L. Cook and Orpha Cook 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 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 Marlin L. Cook and Orpha Cook their heirs and assigns

IN WITNESS WHEREOF, The said part 1<sup>st</sup> of the first part have hereunto set their hand and seal on the day and year first above written.

Signed, sealed and delivered in presence of

Marlin L. Cook (SEAL)

Orpha Cook (SEAL)

STATE OF KANSAS,

COUNTY OF Douglas County,

BE IT REMEMBERED, That on this 6<sup>th</sup> day of April

A.D. 1934 before me W. M. Clark a Notary Public in and for said County and State, came Marlin L. Cook and Orpha Cook

to me personally known to be the same person who executed the foregoing instrument of writing 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 May 15 1935 W. M. Clark 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 17<sup>th</sup> day of Dec A. D. 1936

ATTEST:

*Chas. E. Beecher*  
Administrator of the Estate of Peter Vogler deceased also known as Peter Vogler

This Release was written on the original Mortgage

Signed this 18<sup>th</sup> day of May 1936

*Hazel A. Cook*  
Reg. of Deeds,  
Douglas Co., Kan.