

## MORTGAGE RECORD 72

SAML DOCKWORTH STATIONERY CO KANSAS CITY MO 64102

FROM	STATE OF KANSAS, DOUGLAS COUNTY, ss.
F. H. Simons and wife	This instrument was filed for record on the 23 <sup>rd</sup> day of April A. D. 1934 At 11:00 A. M.
TO	<i>Sam E. Combs</i>
Robert Harbeson	Register of Deeds.
	By Deputy.

THIS INDENTURE, Made this 23<sup>rd</sup> day of April in the year of our Lord nineteen hundred thirty four between F. H. Simons and Myrtle L. Simons his wife

of Lawrence in the County of Douglas and State of Kansas  
of the first part, and Robert Harbeson of the second part.

WITNESSETH, That the said part 1<sup>st</sup> of the first part, in consideration of the sum of Three Thousand and no/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 2<sup>nd</sup> 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 West Five (5) acres of the North Nine and one-half (9½) acres of the North Twelve (12) acres of the West Twenty (20) acres of the South Half (½) of the South west Quarter (¼) of Section Thirty-Six (36) Township Twelve (12) South of Range Nineteen (19) East. This grant is made to secure a note for \$3000.00 dated May 1st 1934 running for a period of 10 years. The first parties have the privilege to pay One hundred dollars (\$100.00) or any multiple thereof after the first year

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 F. H. Simons and Myrtle L. Simons 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 Three Thousand Dollars, according to the terms of a certain note this day executed and delivered by the said parties of the first part to the said party of the second part interest at the rate of 5½ per cent payable semi-annually on the first days of May and November in each year

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 part 2<sup>nd</sup> 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 party of the first part heirs and assigns

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

Signed, sealed and delivered in presence of F. H. Simons (SEAL)  
Myrtle L. Simons (SEAL)

STATE OF KANSAS,  
Douglas County, ss. BE IT REMEMBERED, That on this 23<sup>rd</sup> day of April A. D. 1934 before me the undersigned, a Notary Public in and for said County and State, came F. H. Simons and Myrtle L. Simons, his wife, to me personally known to be the same person who executed the foregoing instrument of writing and duly acknowledged the execution of the same.  
Legal Seal  
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 Dec. 29 1936 Bernice E. Jones 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 19<sup>th</sup> day of December A. D. 1934  
ATTEST: *Frank A. Jackson* *Robert Harbeson*

This Release was written on the original Mortgage entered this 19th day of December 1934  
Notary Public