

MORTGAGE RECORD 75

357

From John C. Miller and Wife
To Northwestern Mutual Life Ins. Co.

MORTGAGE

State of Kansas Douglas Co. ss
Filed for record Aug. 9, 1928
At 1:30 P.M.

Register of Deeds

No. 96851
SE 1/4 Sec. 35-14-17

3631
7.50

Whereas on the 12th day of June 1923, John C. Miller and Mamie E. Miller of Overbrook, Kansas executed and delivered to The Northwestern Mutual Life Insurance Company of Milwaukee, Wisconsin, a note in the sum of three thousand dollars secured by a mortgage of even date therewith upon certain real estate situated in Douglas County, Kansas, filed for record in said County on June 22, 1923 and recorded in Volume 64 of Mortgages on page 296 and there remains unpaid of the principal of said note the sum of three thousand dollars with interest from June 12, 1928 and

Whereas, title to the mortgaged premises is now vested in John C. Miller and Mamie E. Miller subject to said mortgage and

Whereas, said Insurance Company has been requested to extend the time of payment of said note and mortgage hereinafter stated, which it has consented to do in consideration of the payments to be made as herein provided.

Now Therefore, the said John C. Miller and Mamie E. Miller his wife hereby agree to pay the principal sum remaining unpaid as aforesaid on June 12, 1933 with the privilege at any time after June 12, 1930 and before maturity, of paying \$100 or any multiple thereof upon said principal, provided that sixty days additional interest shall be paid on any and all such payments in excess of one half of the principal sum and said parties also agree to pay interest on the said sum of \$3000 from June 12, 1928 until paid at the rate of five per cent per annum payable semi-annually.

And the parties hereto hereby agree that said note and mortgage shall continue a first lien upon said premises and shall remain in force, with all their covenants and conditions, except as herein modified.

In Witness Whereof, the said John C. Miller and Mamie E. Miller his wife, have hereunto set their hands this first day of August, A.D. 1928.

In presence of:
J.A. Cordts
C.J. Cordts

John C. Miller
Mamie E. Miller

State of Kansas
Osage County

185

Be it remembered that on this 1st day of August A.D. 1928 before the undersigned J.A. Cordts a notary public in and for the County and State aforesaid duly commissioned and qualified, personally came John C. Miller and Mamie E. Miller his wife who are personally known to me to be the same persons who executed the foregoing instrument of writing as grantors and such persons duly and severally acknowledged the execution of the same.

In Testimony Whereof, I have hereunto set my hand and affixed my official seal the day and year last written.

My commission expires Nov. 24, 1929.

LS

J.A. Cordts
Notary Public

From Grace Schurle et al.
To Davis Wellcome Mtg. Co.

MORTGAGE

State of Kansas Douglas Co. ss
Filed for record Aug 10, 1928
At 2:30 P.M.

Register of Deeds

3635
1.00

This Mortgage made this 20th day of July 1928 by Jacob Schurle and Sophie E. Schurle his wife, of the County of Douglas and State of Kansas, parties of the first part, to The Davis Wellcome Mortgage Company, a corporation existing under the laws of the State of Kansas, having its office at Topeka, County of Shawnee and State of Kansas party of the second part:

Witnesseth, that said parties of the first part in consideration of the sum of Three Hundred Eighty Five Dollars to them in hand paid, the receipt of which is hereby acknowledged, do by these presents, Grant, Bargain, Sell, Convey and Warrant unto the said party of the second part its successors or assigns, the real estate situated in the County of Douglas and State of Kansas particularly bounded and described as follows, to-wit:

The southeast quarter (SE 1/4) of the southwest quarter (SW 1/4) the south thirty seven and one half (37 1/2) acres of the west sixty (60) acres of the southeast quarter (SE 1/4) except twenty five (25) feet off the east side of said last described tract for road, (the west half (W 1/2) of the southwest quarter (SW 1/4) of Section seven (7) Township Thirteen (13) South, Range twenty one (21) east of the Sixth Principal Meridian, containing one hundred fifty four (154) Acres more or less.

To Have and To Hold the same Together with all and singular the tenements, hereditaments and appurtenances thereto belonging or in anywise appertaining forever, free and clear of all incumbrance. This mortgage is subject and second to a mortgage executed by the parties of the first part to The Prudential Insurance Company of America, dated July 20th, 1928 to secure the payment of \$5500 covering the above described real estate.

Provided Always, And these presents are upon this express condition, that whereas said parties of the first part have this day executed and delivered one certain promissory note in writing to said party of the second part, payable in installments as follows: \$27.50 on Feb. 1, 1929 Aug 1, 1929, Feb. 1, 1930, Aug 1, 1930, Feb. 1, 1931, Aug 1, 1931, Feb. 1, 1932, Aug 1, 1932, Feb. 1, 1933, Aug 1, 1933 Feb. 1, 1934, Aug 1, 1934, Feb. 1, 1935 and Aug 1, 1935 respectively, with interest at ten per cent per annum after maturity until payment, both principal and interest payable at the office of The Davis Wellcome Mortgage Company, Topeka, Kansas, and it is distinctly understood and agreed that the note secured by this mortgage is given for and in consideration of the services of said The Davis Wellcome Mortgage Company in securing a loan for said parties of the first part, which loan is secured by the mortgage hereinbefore referred to and excepted, and the said note does not represent any portion of the interest on said loan and is to be paid in full, regardless of whether said loan is paid wholly or partly before its maturity.

Handwritten notes:
This mortgage is subject to the mortgage executed by the parties of the first part to The Prudential Insurance Company of America, dated July 20th, 1928 to secure the payment of \$5500 covering the above described real estate.
The Davis Wellcome Mortgage Company
Topeka, Kansas