

## MORTGAGE RECORD No. 79

effecting the same shall be an additional lien on said mortgaged property, and may be enforced and collected in the same manner as the principal debt hereby secured.

A/D the said parties of the first part do hereby covenant and agree that at the delivery hereof Alice Morgan and R. H. Morgan, her husband are the lawful owners of the premises above granted, and seized of a good and indefeasible estate of inheritance therein, free and clear of all incumbrances, and that they will warrant and defend the same in the quiet and peaceable possession of said party of the second part, his heirs and assigns forever, against the lawful claims of all persons whomsoever.

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

Executed and delivered in presence of

Charles L. McMarie (Seal)  
James McMarie (Seal)  
Alice Morgan (Seal)  
R. H. Morgan (Seal)

State of Kansas, County of Franklin, ss.

BE IT REMEMBERED, that on this \_\_\_ day of February A. D. 1934, before me, the undersigned, a Notary Public in and for said County and State, came Alice Morgan, R. H. Morgan, her husband, James McMarie and Charles L. McMarie who were personally known to me to be the identical persons described in, and who executed the foregoing Mortgage, and duly acknowledged the execution of the same to be a true voluntary act and deed.

IN TESTIMONY WHEREOF, I have hereunto subscribed my hand and affixed my official seal on the day and year last above written.

Legal Seal

Charles F. Grain

My commission expires January 26th 1937

Recorded May 19", A. D. 1934 at 9:00 A. M.

*Chas. F. Grain* Register of Deeds

## MORTGAGE

This indenture, made this 9th day of October, 1933, between CHARLES W. WRIGHT of SHAWNEE County, in the state of KANSAS, of the first part, and National Bank of Topeka, of Shawnee County, in the State of Kansas, of the second part:

WITNESSETH, that said party of the first part, in consideration of the sum of ONE DOLLAR AND OTHER VALUABLE CONSIDERATIONS, the receipt of which is hereby acknowledged, does by these presents grant, bargain, sell and convey unto said party of the second part, its successors and assigns, all the following described real estate situated in DOUGLAS County, and the state of KANSAS, to-wit:

Beginning at the Northwest corner of the Northeast Quarter of Section Thirty-three (33), Township Eleven (11), Range Eighteen (18) in said County, then South 1058.59 feet, thence East 2646.53 feet, thence North to the North Line of said Quarter Section thence West to place of beginning, excepting therefrom the South thirty-seven (37) acres thereof, the North line of which shall be parallel with the South line of the above described tract; also excepting public highway and right of way of the Atchison, Topeka & Santa Fe Railroad, and that part of said tract lying North and East of said right of way, the land herein conveyed containing 21-17 acres more or less

To have and to hold the same, together with all and singular the tenements, hereditaments and appurtenances thereunto belonging, or in any wise pertaining, forever. And said party of the first part hereby warrant that at the delivery of these presents seized of an indefeasible estate of inheritance in said premises in fee simple, free and clear of all incumbrances whatsoever, except NO EXCEPTIONS and that he will warrant and defend said party of the second part in the possession of said premises against all lawful claims of all persons whomsoever.

This mortgage is given to secure the payment to the said second party of all present and future indebtedness, now existing or hereafter created, of said first party to said second party, whether the same be in the form of notes, endorsements, guaranties, open account, overdraft or otherwise, and said first party hereby promises and agrees to pay such indebtedness as the same becomes due.

Now if said first party shall pay or cause to be paid, to the said second party, its successors or assigns, said indebtedness as the same becomes due, together with interest thereon, then these presents shall be wholly discharged and void; and otherwise shall remain in full force and effect. But if said indebtedness, or any part thereof, or any interest thereon, is not paid when the same is due, or if the taxes and assessments of every nature which are or may be assessed and levied against said premises, or any part thereof, are not paid when the same are by law due and payable, then the whole of said indebtedness in whatever form it may be, and interest thereon, shall by these presents become due and payable, and the party of the second part shall be entitled to the possession of said premises.

IN WITNESS WHEREOF, the said party of the first part has hereunto set his hand the day and year first above written.

Charles W. Wright

State of KANSAS, SHAWNEE County, SS.

Be it remembered, that on this 9th day of October, 1933 before me, the undersigned, a notary in and for the county and state aforesaid, came CHARLES W. WRIGHT who is personally known to me to be the same person who executed the within instrument of writing, and such person duly acknowledged the execution of the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my notarial seal the day and year last above written.

Legal Seal

Bess Reid

My Commission Expires Aug. 14, 1937

Notary Public

Recorded May 21, A. D. 1934 at 9:00 A. M.

*Chas. F. Grain* Register of Deeds

Reg. No. 2396  
See File 100

100

RECORDED IN SHAWNEE COUNTY, KANSAS  
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Notary Public  
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