

MORTGAGE RECORD No. 79

553

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

Herman I. Banks
Rebecca F. Banks

State of Kansas.)
County of Douglas)ss:

Be it remembered, that on this 15 day of June, A. D. 1936, before me, the undersigned, a Notary Public in and for the County and State aforesaid, came HERMAN I. BANKS and REBECCA F. BANKS, his wife, who are personally known to me to be the same persons who executed the foregoing mortgage, and such persons duly 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 above written.

(SEAL) Term expires June 26, 1939

C. B. Hosford
Notary Public, Douglas County, Kansas.

Recorded June 16, 1936 at 11:00 A.M.

Harold A. Beck Register of Deeds.

Receiving No. 2530

WAIVER OF PRIORITY OF MORTGAGE

WHEREAS, Interstate Transit Lines, a corporation of the State of Nebraska, has offered to enter into a certain lease with Eli Mullinax, and covering the following described property:

The South Ten and Three Fourths (10 3/4) feet of Lot Fourteen (14), and all of Lot Sixteen (16) on Massachusetts Avenue, in the City of Lawrence, Douglas County, Kansas

for a term of five (5) years, beginning August 1, 1936, and ending July 31, 1941, with an option to renew said lease for an additional period of five years, beginning August 1, 1941 and ending July 31, 1946, which offer is conditioned upon the holders of the mortgages upon the leased premises executing and delivering to the lessors waiver of priority of their mortgages so that in the event of foreclosure during the term of the lease, the foreclosure sale will be subject to the lease.

NOW THEREFORE, it is hereby agreed that priority of the lien of a certain mortgage dated November 1, 1928, and recorded in Book 74 at page 451 in the office of the Register of Deeds of Douglas County, Kansas, given by Albert B. Glatthart and Mollie Glatthart, his wife, to the Merchants Loan and Savings Bank of Lawrence, Kansas, to secure the principal sum of \$8000.00, is hereby waived as to the proposed lease from Eli Mullinax and wife to the Interstate Transit Lines, hereinbefore described, so that in the event of foreclosure of said mortgage during the term of said lease, or in the optional five year extension thereof, the foreclosure sale will be subject to said lease.

The undersigned The First National Bank of Lawrence, Kansas, hereby covenants that it is the present holder and owner of the mortgage above described.

This waiver shall not effect the validity or priority of the lien of said mortgage as to any other conveyance, lien or incumbrance on said property.

Executed this 15th day of April, 1936.

THE FIRST NATIONAL BANK OF LAWRENCE, KANSAS.
BY William Docking President

(CORP. SEAL) ATTEST: George Docking Secretary

STATE OF KANSAS, DOUGLAS COUNTY;SS

BE IT REMEMBERED, that on 15th day of April, 1936, before me, the Undersigned, a notary public, in and for the County and State aforesaid, came William Docking President of The First National Bank of Lawrence, Kansas, a corporation, duly organized, incorporated and existing under and by virtue of the laws of Kansas, and George Docking, Secretary of said corporation, who are personally known to me to be such officers and who are personally known to me to be the same persons who executed as such officers, the within instrument of writing, on behalf of said corporation, and such persons duly acknowledged the execution of the same to be the act and deed of said corporation.

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

(SEAL) Commission expires January 14, 1939.

Leona R. Pippert
Notary Public

Recorded June 17, 1936 at 1:55 P.M.

Harold A. Beck Register of Deeds.

Receiving No. 2531

WAIVER OF PRIORITY OF MORTGAGE

WHEREAS, Interstate Transit Lines, a corporation of the State of Nebraska, has offered to enter into a certain lease with Eli Mullinax, and covering the following described property:

The South Ten and Three-fourths (10 3/4) feet of Lot Fourteen (14), and all of Lot Sixteen (16) on Massachusetts Avenue, in the City of Lawrence, Douglas County, Kansas

for a term of five (5) years, beginning August 1, 1936, and ending July 31, 1941, with an option to renew said lease for an additional Period of five years, beginning August 1, 1941 and ending July 31, 1946, which offer is conditioned upon the holders of the mortgages upon the leased premises executing and delivering to the lessors waiver of priority of their mortgages so that in the event of foreclosure during the term of the lease the foreclosure sale will be subject to the lease.

NOW THEREFORE, it is hereby agreed that priority of the lien of a certain mortgage, dated September 1, 1931, and recorded in Book 76 at page 358 in the office of the Register of Deeds of Douglas County, Kansas, given by Albert B. Glatthart and Mollie Glatthart, his wife, to the First National Bank of Lawrence, Kansas, to secure the principal sum of \$18000.00, covering the premises above described and other real estate, is hereby waived as to the proposed lease from Eli Mullinax and wife to the Interstate Transit Lines, hereinbefore described, so that in the event of foreclosure of said mortgage during the term of