

MORTGAGE RECORD 82

Receiving No. 6302 <

The World Co., Lawrence, Kansas

FROM

Ernest Pontius and wife, (Bertha)

TO

The Douglas County Building and Loan Association

STATE OF KANSAS, DOUGLAS COUNTY, ss.

This instrument was filed for record on the 30 day of January A. D. 1940, At 4:50 P. M.

Register of Deeds.

By _____ Deputy.

THIS INDENTURE, Made this 30th day of January in the year of our Lord nineteen hundred forty between

Ernest Pontius and his wife, Bertha Pontius

of Lawrence in the County of Douglas and State of Kansas of the first part, and

The Douglas County Building and Loan Association of the second part.

WITNESSETH, That the said parties of the first part, in consideration of the sum of

Five Hundred 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 party of the second part its 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:

Lot No. Seventy Six (76) and the East Half of Lot No. Seventy Eight (78) in Block No. Thirty Three (33) in that part of the City of Lawrence, known as West Lawrence.

with all the appurtenances, and all the estate, title and interest of the said parties of the first part therein. And the said parties of the first part 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 Five Hundred and no/100 Dollars, according to the terms of one certain note this day executed and delivered by the said parties of the first part

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 its 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 surplus, if any there be, shall be paid by the party making such sale, on demand, to said parties of the first part, their heirs and assigns

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

Signed, sealed and delivered in presence of

Ernest Pontius (SEAL)

Bertha Pontius (SEAL)

STATE OF KANSAS,

County of Douglas County, ss.

BE IT REMEMBERED, That on this 30th day of January

A. D. 1940 before me the undersigned a Notary Public in and for said County and State, came Ernest Pontius and his wife, Bertha Pontius

to me personally known to be the same persons who executed the foregoing instrument of writing and duly acknowledged the execution of the same.

(SEAL) IN WITNESS WHEREOF, I have herunto subscribed my name and affixed my official seal on the day and year last above written.

My Commission expires January 13th 1944 John C. Enick 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 29th day of September A. D. 1940

Attest:

(Original)

The Douglas County Building and Loan Association
By Pearl Enick
Secretary

This Release was written on the original Mortgage and entered this 29th day of September 1940
John C. Enick
Reg. of Deeds.