

MORTGAGE RECORD 85

The CORPORATION expressly reserves all rights of recourse and otherwise against any property or any other persons in any way liable on OWNER'S indebtedness hereinabove set forth.

WITNESS our hands and seals hereto this 21 day of March, 1940

(CORP. SEAL)

Mary Martin

HOME OWNERS LOAN CORPORATION
By B. Morman
Omaha Regional Treasurer

STATE of Kansas)
COUNTY OF Douglas) ss.

BE IT REMEMBERED, That on this 4th day of April, A.D., Nineteen Hundred and Forty, before me, the undersigned, a Notary Public in and for said County and State, came Mary Martin, a widow who is personally known to me to be the identical person described in, and who executed the foregoing extension agreement, and duly acknowledged the execution of the same to be her voluntary act and deed.

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

(SEAL) My commission expires: 3-9-1942

Oscar J. Lane
Notary Public
Douglas County Kansas.

STATE OF NEBRASKA)
COUNTY OF DOUGLAS) ss.

BE IT REMEMBERED, that on this 21 day of March, A.D., 1940, before me, the undersigned, a Notary Public in and for the County of Douglas and the State of Nebraska, came B. Morman Omaha Regional Treasurer of the Home Owners' Loan Corporation, a Corporation duly organized and existing under and by virtue of an Act of Congress of the United States, who is personally known to me to be such officer and who is personally known to me to be the same person who executed as such officer the within instrument of writing on behalf of said Corporation, and such person duly acknowledged the execution of the same to be his act and deed and the free act and deed of said Corporation.

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

(SEAL) My commission expires: 5-11-44

Vera Kouba
Notary Public
Douglas County, Nebraska

Recorded April 5, 1940 at 1:10 P.M.

Ward A. Beck Register of Deeds.

Receiving No. 9761 <

STATEMENT AND RELEASE

KNOW ALL MEN BY THESE PRESENTS, That, Whereas, one J. D. Bowersock, a resident of Lawrence, Douglas County, Kansas, died on the 27th day of October, 1922, leaving a Last Will and Testament, which said Last Will and Testament was duly admitted to probate as and for the Last Will and Testament of J. D. Bowersock, Deceased, and is recorded in the office of the Probate Judge of Douglas County, Kansas.

That under said Last Will and Testament the undersigned, Justin D. Bowersock, Jr., Irving Hill and Paul A. Dinsmoor, were appointed and qualified as Trustees of said Last Will and Testament and of the Estate of J. D. Bowersock, Deceased, and ever since have been and are now the duly appointed, qualified and acting Trustees of the Estate of J. D. Bowersock, Deceased, and as such entitled to the possession and control and to the legal title of all of the assets of J. D. Bowersock, Deceased, not heretofore sold or disposed of, with full power and authority to manage, control, sell and dispose of the same.

That the undersigned are advised that on the 20th day of December, 1929, one E. W. Sellards and Winnie Sellards, his wife, made and executed to the Robertson-Shirley Lumber Company a certain mortgage for \$600.00, recorded January 6, 1930, in Book 59 at page 200 of the records of Douglas County, Kansas, covering

Lot Two (2) in Block Five (5) in University Place, an Addition to the City of Lawrence,

with other lots, in the body of which said mortgage it was recited as follows:

"This mortgage is second to one made to J. D. Bowersock on which there is a balance due of \$400.00."

That the undersigned are likewise advised that no such mortgage was ever placed of record in the records of Douglas County, Kansas, and in the opinion of the undersigned said recitation was a mistake and error and referred to a certain mortgage made and executed by E. W. Sellards and Winnie Sellards, his wife, and E. H. Sellards and Anna Alford Sellards, his wife, to the Lawrence National Bank on August 17, 1915, for a consideration of \$2,000.00, and recorded September 17, 1915, in Book 55 at page 12 of the records of Douglas County, Kansas, and covering Lot 2 in Block 5, University Place, an Addition to the City of Lawrence, with other lots.

The undersigned further acknowledge that they have never known of the existence of any such mortgage to J. D. Bowersock as is referred to in the recitation in the mortgage recorded in Book 59 at page 200 as aforesaid, and that they have never had in their possession as an asset of the Estate of J. D. Bowersock, Deceased, any such mortgage.

The undersigned, for the purpose of perfecting the title to said Lot 2 in Block 5 in University Place, an Addition to the City of Lawrence, and of curing the cloud on said title caused by such recitation in said mortgage recorded in Book 59 at page 200, do here now as Trustees of the Estate of J. D. Bowersock, Deceased, remise, release and quitclaim to Signe M. Stubeck, the present owner of record of said Lot 2 in Block 5 in University Place, an Addition to the City of Lawrence, all and any right, title and interest which they may have or might claim to have as Trustees of the Estate of J. D. Bowersock, Deceased, or which the Estate of J. D. Bowersock, Deceased, might have or claim to have therein or thereon.

IN WITNESS WHEREOF, The undersigned Trustees have hereunto set their hands this 4th day of April, 1940.

Irving Hill
Paul A. Dinsmoor
Trustees of the Estate of
J. D. Bowersock, Deceased

State of Kansas)
County of Douglas) ss.

BE IT REMEMBERED, That on this 4th day of April, 1940, personally appeared before me, the undersigned Notary Public in and for the County of Douglas and State of Kansas, IRVING HILL and PAUL A. DINSMOOR, Trustees of the Estate of J. D. Bowersock, Deceased, to me personally known to be such Trustees and to be the identical persons who as such Trustees signed and executed the above and foregoing Release, and such persons acknowledged to me that they executed the same as such Trustees for the purposes therein expressed.

(SEAL) My comm. expires: Nov. 15, 1943.

Justine V. Elliott
Notary Public

Recorded April 5, 1940 at 3:50 P.M.

Ward A. Beck Register of Deeds