

MORTGAGE RECORD 85

PROVIDED ALWAYS that whenever said Party of the First Part shall have fully paid the indebtedness hereby secured, with all the interest thereon, and shall have well and truly performed all and singular the covenants and agreements hereinabove expressed, then all such covenants and agreements shall cease and determine, but not otherwise, and said Party of the First Part shall be entitled to a satisfaction of this mortgage.

IN WITNESS WHEREOF, the said Party of the First Part has hereunto set her hand, the day and year first above written.

STATE OF KANSAS)
COUNTY OF DOUGLAS) ss:

Lillie E. McCreath

BE IT REMEMBERED that on this 10th day of May 1940, before me, the undersigned Notary Public within and for said County and State, personally came LILLIE E. MCCREATH, a widow, to me personally known to be the same person who executed the foregoing instrument, and duly acknowledged the execution of the same.

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

(SEAL) My commission expires June 26 - 1943

C. B. Hosford
Notary Public

Recorded June 12, 1940 at 1:50 P.M.

Harold A. Beck Register of Deeds

Receiving No. 10299 <

WAIVER OF PRIORITY OF LIEN

Whereas, the undersigned, John M. Roberts or his successor as Grand Treasurer of and Trustee for Sigma Nu Fraternity is the mortgagee in two certain mortgages, one for \$12,000 recorded in book 77, page 600, in the records of the office of the Register of Deeds of Douglas County, Kansas, and one for \$3500.00 recorded in book 83, page 177, of said records and The Prudential Investment Company, Trustee, is the mortgagee in a mortgage for \$12,000 recorded in book 83, page 13, of said records all of said mortgages covering the same property, the mortgage of The Prudential Investment Company being a first lien on the real estate and it is the desire of the mortgagor, the Nu Chapter of Sigma Nu Fraternity, to consummate a new mortgage for \$12,000, dated May 18, 1940, with The Prudential Investment Company, Trustee, to take up the balance on the above described mortgage to The Prudential Investment Company and for additional cash.

Now therefore, in consideration of The Prudential Investment Company, Trustee, accepting said mortgage of May 18, 1940, for \$12,000 and releasing its mortgage recorded in book 83, page 13, of said records, the undersigned, John M. Roberts or his successor as Grand Treasurer of and Trustee for Sigma Nu Fraternity, the mortgagee in the mortgages heretofore described, recorded in book 77, page 600, and book 83, page 177, of said record hereby expressly waives any priority of lien or claim therefor as against the said mortgage to The Prudential Investment Company, Trustee, dated May 18, 1940, for \$12,000 and expressly consents that said mortgage shall be and remain a first and prior lien on the real estate therein described to the mortgages now held by the undersigned.

Executed this 1 day of June, 1940.

(CORP. SEAL)

John M. Roberts

The Grand Treasurer of and Trustee for Sigma Nu Fraternity.

STATE OF ILLINOIS
COUNTY OF COOK ss.

BE IT REMEMBERED, That on this 1 day of June, 1940, before me, the undersigned, a Notary Public in and for the County and State aforesaid, came John M. Roberts who is personally known to me to be the Grand Treasurer of and Trustee for Sigma Nu Fraternity and to be the same person who executed the above and foregoing 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.

(SEAL) Term expires: 7/25 1940

Ingrid Stangen
Notary Public.

Recorded June 18, 1940 at 11:00 A.M.

Harold A. Beck Register of Deeds

Receiving No. 10300 <

CONSENT FOR EXECUTION OF MORTGAGE

For One Dollar (\$1.00) and other valuable consideration, receipt of which is hereby acknowledged and by virtue of the action of the Board of Trustees of Sigma Nu Fraternity, the Nu Chapter of Sigma Nu Fraternity, a corporation of Lawrence, Kansas, is hereby authorized to enter into a mortgage with The Prudential Investment Company, Trustee, a corporation, for \$12,000, dated May 18, 1940; and the Sigma Nu Fraternity expressly consents and agrees that the said mortgage shall be a first and prior lien on the real estate described in the mortgage recorded in book 83, page 13, of the records in the office of Register of Deeds, Douglas County, Kansas, prior to any right, title, interest, or lien which the Sigma Nu Fraternity may have in and to said real estate.

Executed this 1 day of June, 1940.

(CORP. SEAL)

ATTEST: Malcolm C. Sewell
Secretary.

SIGMA NU FRATERNITY
By John M. Roberts
Treasurer and Trustee.

STATE OF ILLINOIS
COUNTY OF COOK ss

BE IT REMEMBERED, THAT on this 1 day of June, A.D. 1940, before me, the undersigned, a Notary Public in and for the County and State aforesaid, came John M. Roberts Treasurer of and Trustee for Sigma Nu Fraternity, and Malcolm Sewell Secretary, who are personally known to me to be such persons and officer who executed the above and foregoing instrument of writing, and such persons duly acknowledged the execution of the same as the act of said corporation.

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

(SEAL) Term expires 7/25 1940

Ingrid Stangen
NOTARY PUBLIC

Recorded June 18, 1940 at 11:05 A.M.

Harold A. Beck Register of Deeds