

Receiving No. 10784 <

MORTGAGE RECORD 87

Reg. No. 2424 <
Fee Paid \$3.00

The World Co., Lawrence, Kansas

FROM

STATE OF KANSAS, DOUGLAS COUNTY, ss.

This instrument was filed for record on the 17 day of

September A.D., 1940, At 8:30 A.M.

TO

Register of Deeds.

By

Deputy.

THIS INDENTURE, Made this 13th day of June in the year of our Lord nineteen hundred forty between

Bernice Wagner and her husband, Henry C. Wagner

of Lawrence in the County of Douglas and State of Kansas

of the first part, and F. J. Emick

of the second part.

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

Twelve 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 his 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. Twelve (12) in Block No. Fourteen (14) in

University Place, an Addition to the City of 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

Twelve 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 his 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 overplus, 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 hereunto set their hands and seals the day and year first above written.

Signed, sealed and delivered in presence of

Bernice Wagner

(SEAL)

Henry C. Wagner

(SEAL)

STATE OF KANSAS,

County of Douglas County,

ss.

BE IT REMEMBERED, That on this 16th day of September

A.D. 1940 before me the undersigned a Notary Public in and for said County and State,

came Bernice Wagner and her husband, Henry C. Wagner

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

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

My Commission expires January 13th 1944

John C. Emick

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 1st day of July A.D. 1942.

Attest: The Douglas County Building and Loan Association
(Corp. Seal) By Pearl Emick Secretary

This Release was written on the original Mortgage entered this 16th day of September 1942.

Notary Public
Reg. of Deeds.

For acknowledgment 85-399