

MORTGAGE RECORD 87

Receiving No. 17857

Reg. No. 3478
Fee Paid \$15.00

The World Co., Lawrence, Kansas

FROM

STATE OF KANSAS, DOUGLAS COUNTY, ss.

This instrument was filed for record on the 16 day of

July A.D. 1943, At 2:00 M

TO

By Harold A. Buck Register of Deeds.
Irene Carter Deputy.

THIS INDENTURE, Made this 18 day of June in the year of our Lord nineteen hundred forty three (1943) between

Rudolf Dietz and Elsie Olive Dietz, husband and wife,of near Lone Star in the County of Douglas and State of Kansas

of the first part, and

Magdalena Dietz, of same place,

of the second part.

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

Six thousand and no/100 (\$6000.00) DOLLARSto 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 her 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:

The S E quarter (SE $\frac{1}{4}$) of 6-14-19; Also, the south one-half (S $\frac{1}{2}$) of the southwest quarter of 5-14-19; Also the northwest quarter (NW $\frac{1}{4}$) of the southwest quarter (SW $\frac{1}{4}$) of 5-14-19; Also the south ten acres (10) acres of the northeast quarter (NE $\frac{1}{4}$) of the southwest quarter (SW $\frac{1}{4}$) of 5-14-19. Said above four tracts of land containing 290 acres of land, more or less.

Right and privilege is hereby reserved by parties of the first part to pay \$100.00 or any multiple thereof upon the indebtedness secured hereby at any interest-paying period, all interest to time of such payment having been first paid in full.

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 partdo 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.except a reservation of a lifeestate therein held by party of the second part, Magdalena Dietz.

This grant is intended as a mortgage to secure the payment of the sum of

Six thousand and no/100

Dollars, according to the terms of

one certain promissory note this day executed and delivered by the saidparties of the first partto the said part y 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 part y of the second part her 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 part y making such sale, on demand, to said parties of the first part, 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

R. E. MelvinRudolf Dietz

(SEAL)

Elsie Olive Dietz

(SEAL)

STATE OF KANSAS,

County of Douglas County ss.

BE IT REMEMBERED, That on this 18 day of June

A.D. 1943 before me R E Melvin

a Notary Public in and for said County and State,

came Rudolf Dietz and Elsie Olive Dietz, husband and wifeto me personally known to be the same person s who executed the foregoing instrument of writing and duly acknowledged the execution of the same.

(SEAL)

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 April 4 19 46R. E. Melvin Notary Public.

RELEASE

The note herein described having been paid in full, this mortgage is hereby released, and the lien thereby created, discharged.

Attest: As Witness my hand, this 30 day of Sept A.D. 1944

Magdalena Dietz

This release was written on the original mortgage entered this 30th day of September 1944

Harold A. Buck
Irene Carter