

Reg. No. 5433
Fee Paid \$10.00

30764 Book 89

MORTGAGE-Standard Form.

F. J. BOYLES, Publisher of Legal Blanks, Lawrence, Kansas

This Indenture,

Made this 4th day of December

A. D. 1946, between Howard A. Rothwell and his wife, Helen L. Rothwell

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 part 1st of the first part, in consideration of the sum of Four Thousand 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. Two (2) Spalding Subdivision, otherwise known as: Beginning at a point 29 feet South and 128 feet East of the North West corner of the South East Quarter of Section No. Six (6), Township No. Thirteen (13), Range No. Twenty (20), thence South 112 1/2 feet, thence West 50 feet, thence North parallel with Leonard Avenue 112 1/2 feet, thence East 50 feet to point of beginning, all in the City of Lawrence.

with all the appurtenances, and all the estate, title and interest of the said part 1st 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 Four Thousand 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 successors 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 costs 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 part 1st of the first part have hereunto set their hand and seal the day and year first above written.

Signed, Sealed and delivered in presence of

Howard A. Rothwell (SEAL)

Helen L. Rothwell (SEAL)

(SEAL)

(SEAL)

STATE OF KANSAS

Douglas

County.

Be It Remembered, That on this December A.D. 1946

before me, the undersigned, a Notary Public

in and for said County and State, came Howard A. Rothwell and his wife, Helen L. Rothwell

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 my official seal on the day and year last above written.

My commission expires Dec 31, 1948 Pearl Emick Notary Public.

Release
The note herein described, having been paid in full, this mortgage is hereby released, and she has therefor executed and delivered to me, the undersigned, this 22nd day of July A.D. 1946, a written instrument of release, which is hereby acknowledged and recorded in the office of the Register of Deeds of Douglas County, Kansas, this 22nd day of July A.D. 1946.

This release was written on the original mortgage.

entered this 22nd day of July 1946.

Howard A. Rothwell
Helen L. Rothwell
Notary Public

Recorded December 10, 1946 at 10:10 A.M.

Howard A. Beck Register of Deeds.