

## MORTGAGE RECORD 90

Reg. No. 4045  
Fee Paid \$3.00Recording No. 22496  
The World Co., Lawrence, Kansas

FROM

Simeon J. A. Hazell Rothberger  
TO

De Soto State Bank De Soto, Kansas

STATE OF KANSAS, DOUGLAS COUNTY, ss.

This instrument was filed for record on the 19 day of  
January A.D. 1945, At 3:50 P. M.Harold D. Beck  
Register of Deeds.

By Deputy.

THIS INDENTURE, Made this 17th day of JANUARY in the year of our Lord nineteen hundred  
Forty Five between

Simeon J. Rothberger and Hazel D. Rothberger, Husband &amp; Wife

of Eudora in the County of Douglas and State of Kansas  
of the first part, and The De Soto State Bank De Soto Kansas

of the second part.

WITNESSETH, That the said parties of the first part, in consideration of the sum of  
Twelve Hundred 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:Lots One (1),  
and Two (2),  
Nineteen (19)  
and Twenty (20),  
in Block Two Hundred Thirteen (213),  
City of Eudora,  
Douglas County Kansas.Less Santa Fe Right of Way  
on Lot One (1).

with all the appurtenances, and all the estate, title and interest of the said parties of the first part therein. And the said

First Parties

do hereby covenant and agree that at the delivery hereof That 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 ~~Unknown~~ Dollars, according to the terms of

A certain Note this day executed and delivered by the said

First Parties

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 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, to-  
gether 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 First Parties Their heirs and assignsIN WITNESS WHEREOF, The said parties 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

Simeon J. Rothberger (SEAL)

Hazel D. Rothberger (SEAL)

STATE OF KANSAS,

BE IT REMEMBERED, That on this 17th day of January

xxxxxxx Johnson County ss.

A.D. 1945 before me Harry E. Miller

a Notary Public in and for said County and State,

came Simeon J. Rothberger and Hazel D. Rothberger, Husband &amp; Wife

to me personally known to be the same persons who executed the foregoing instrument of writing and duly acknowl-  
edged the execution of the same.(SEAL) 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 April 12 1947 Harry E. Miller 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 14th day of October A.D. 1944

Jesse H. Johnson, Jr.  
(Comptroller)De Soto State Bank, De Soto, Kansas  
by Arthur Gabriel  
its CashierThis release  
was written  
as the original  
mortgage  
was  
filed  
in the  
office of  
the  
Register of  
Deeds  
of  
Douglas  
County  
1944