

Receiving No. 23552

## MORTGAGE RECORD 90

Receiving No. 4201  
Fee Paid \$10.00

The World Co. Lawrence, Kansas

FROM

STATE OF KANSAS, DOUGLAS COUNTY, ss.

Joseph C. Hertz and Arline A. Hertz, husband  
and wifeThis instrument was filed for record on the 8 day of  
June A.D. 1945, At 2:45 P. M.

Charline Fitzpatrick

By Harold G. Beck Deputy.  
Register of Deeds.THIS INDENTURE, Made this 8th day of June in the year of our Lord nineteen hundred  
forty-five between Joseph C. Hertz and Arline A. Hertz, husband and wifeof Lawrence in the County of Douglas and State of Kansas  
of the first part, and Charline Fitzpatrick

of the second part.

WITNESSETH, That the said parties of the first part, in consideration of the sum of  
Four Thousand (\$4000.00) 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 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:

Lots Nos. Three (3), Four (4), Five (5), Six (6), Seven (7),

and eight (8), in West Manor in Given Court, a subdivided tract

adjacent 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  
grantorsdo hereby covenant and agree that at the delivery hereof they are the lawful owners of the premises above granted,  
and seized of a good and indefeasible estate of inheritance therein, free and clear of all incumbrancesThis grant is intended as a mortgage to secure the payment of the sum of  
Four Thousand (\$4000.00) Dollars, according to the terms ofone certain Mortgage Note this day executed and delivered by the said  
Joseph C. Hertz and Arline A. Hertz  
to the said party of the second partand 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 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, 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 hands and seals the day  
and year first above written.Signed, sealed and delivered in presence of Joseph C. Hertz (SEAL)  
Arline A. Hertz (SEAL)STATE OF KANSAS, } BE IT REMEMBERED, That on this 8th day of June  
County of Douglas } ss.  
A.D. 1945 before me the undersigned a Notary Public in and for said County and State,  
came Joseph C. Hertz and Arline A. Hertz, husband and wife(SEAL) to me personally known to be the same person who executed the foregoing instrument of writing and duly acknowl-  
edged 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 July 25, 1947 John W. Brand 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 7th day of August A.D. 1946

Attest  
Joy S. Shatt  
Sally Fitzpatrick

Charline Fitzpatrick

This release  
was written  
on the original  
mortgage  
entered  
this 9 day  
of August  
1946  
Harold G. Beck  
Reg. of Deeds