

4540  
\$3.00

Receiving No. 26128

## MORTGAGE RECORD 90

Reg. No. 4542

Fee paid \$13.75

The World Co. Lawrence, Kansas

FROM

Linus E. Dietz and his wife, Thelma Dietz

TO

The Douglas County Building and Loan Association By

STATE OF KANSAS, DOUGLAS COUNTY, ss.

This instrument was filed for record on the 3 day of January A.D. 1946 at 9:15 A.M.

Register of Deeds.

Deputy.

THIS INDENTURE, Made this 20th day of December in the year of our Lord nineteen hundred forty five between Linus E Dietz and his wife, Thelma M Dietz

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 parties of the first part, in consideration of the sum of Fifty five 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 part Y 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. Twenty two (22) in Block No. One (1) in Haskell Place  
an Addition to the City of Lawrence.

with all the appurtenances, and all the estate, title and interest of the said part ies 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 \$55.00/100 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 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 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; 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, their heirs and assigns

IN WITNESS WHEREOF, The said part ies of the first part have hereunto set their hand s and seal s the day and year first above written.

Signed, sealed and delivered in presence of

Linus E. Dietz (SEAL)

Thelma M Dietz (SEAL)

STATE OF KANSAS, BE IT REMEMBERED, That on this 2nd day of January A.D. 1946 before me the undersigned a Notary Public in and for said County and State, came Linus E. Dietz and his wife, Thelma M Dietz

to me personally known to be the same person 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 May 5 1949 Ruth V. Myers 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 12th day of June A.D. 1946

Attest:

(Coy Seal)

The Douglas County Building and Loan Association  
By Pearl Emcke Secretary

This release was written on the original mortgage and filed this 12th day of June 1946

Handwritten signature: *Barbara Secher*  
Reg. of Deeds  
Deputy