

MORTGAGE RECORD 90

Receiving No. 28345

Registration No. 4924
Fees Paid \$20.50

The World Co., Lawrence, Kansas

FROM Harvey J. McArthur and his wife, Madge E. McArthur
TO The Douglas County Building and Loan Association
By Harold A. Beck Deputy, Register of Deeds.
STATE OF KANSAS, DOUGLAS COUNTY, ss.
This instrument was filed for record on the 4th day of June A.D. 1946 At 2:37 P. M.

THIS INDENTURE, Made this 28th day of May in the year of our Lord nineteen hundred forty eight between Harvey J. McArthur and his wife, Madge E. McArthur

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 Eighty Two 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 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:

The South 2 acres of the following described tract of land: Beginning 36 rods East of the Northwest corner of the Southwest Quarter of the Southeast Quarter, Section Six (6), Township Thirteen (13), Range Twenty (20), thence South 20 rods, thence East to Right of Way of the Leavenworth, Lawrence and Galveston (now Atchison, Topeka and Santa Fe Railway Company) thence in a Northerly direction along said right of way to the North line of the South half of said Southeast Quarter, thence West to the place of beginning, containing 5 1/2 acres, more or less

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 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 the sum of Eighty Two Hundred 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 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 party Y making such sale, on demand, to said parties of the first part, their heirs and assigns

IN WITNESS WHEREOF, The said parties of the first part have hereunto set their hands and seal 5 the day and year first above written.

Signed, sealed and delivered in presence of Harvey J. McArthur (SEAL)
Madge E. McArthur (SEAL)

STATE OF KANSAS, Douglas County ss. BE IT REMEMBERED, That on this 3rd day of June A.D. 1946 before me, the undersigned, a Notary Public in and for said County and State, came Harvey J. McArthur and his wife, Madge E. McArthur to me personally known to be the same persons 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 my official seal on the day and year last above written.
My Commission expires May 5 1948 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 18th day of May A.D. 1947
Attest: (Corp. Sec) The Douglas County Building and Loan Assn
Ruth V. Myers, Asst. Secy

This release was written on the original mortgage
entered this 20th day of May 19 47
Harold A. Beck
Reg. of Deeds
By Miss Wilson
County