

39585

BOOK 97

MORTGAGE-Standard Form

(No. 52A)

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

This Indenture,

Made this 2nd day of May
in the year of our Lord nineteen hundred forty nine between
Clifford W. Davenport and Mary K. Davenport, his wife

of Lawrence in the County of Douglas and State of Kansas

of the first part, and R. C. Jackman, Richard Rees Jackman, Franklin C. Jackman,
Jean Jackman Carter and Vernon H. Smith of the second part.

Witnesseth, That the said part ies of the first part, in consideration of the sum of
Five Thousand and no/100 DOLLARS
to them duly paid, the receipt of which is hereby acknowledged, ha ve sold and by these presents do grant,
bargain, sell and Mortgage to the said part ies of the second part their 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 East $\frac{1}{2}$ of Section 34, Township 12 South, Range 19 East of the 6th
P. M. Less Commencing 1 rod west of the Northeast corner of said Section;
thence South 58 rods; thence West 39 rods; thence South 45 rods; thence
West 40 rods; thence North 103 rods; thence East 79 rods to beginning,
also
Less Beginning at a point 952 feet East of the Northwest corner of the
Northeast $\frac{1}{2}$ Section 34, Township 12, Range 19; thence South 700 feet;
thence East 368 feet; thence North 700 feet; thence West 368 feet to be-
ginning, also
Less beginning at a point 952 feet East of the Northwest corner of the
Northeast $\frac{1}{2}$ Section 34, Township 12 Range 19 and South 700 feet for a
point of beginning thence South 32.75 feet; thence South 64' 20" East
389.5 feet; thence North 201 feet; thence West 350 feet to point of be-
ginning, containing .939 acres, in Douglas County, Kansas.

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 the lawful owners of
the premises above granted, and seized of a good and indefeasible estate of inheritance therein, free and clear of all
incumbrances subject to one mortgage executed April 29, 1949, by Clifford W.
Davenport and Mark K. Davenport, his wife, in favor of Business Men's
Assurance Company of America for the sum of \$15,000.00.
This grant is intended as a mortgage to secure the payment of Five Thousand and no/100 Dollars,
according to the terms of five certain notes this day executed and delivered by the
said Clifford W. Davenport and Mary K. Davenport, his wife to the
said part ies of the second part, R. C. Jackman, Richard Rees Jackman, Franklin
C. Jackman, Jean Jackman Carter and Vernon H. Smith

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 ies of the second part their 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 costs and charges of making such sale, and the overplus, if any there be, shall be paid
by the part ies making such sale, on demand, to said Clifford W. Davenport and Mary K. Davenport,
his wife, their heirs and assigns

In witness whereof, The said part ies of the first part ha ve hereunto set their
hand and seal the day and year first above written.
Signed, sealed and delivered in presence of

Clifford W. Davenport (SEAL)
Mary K. Davenport (SEAL)

*The note herein described by name herein is fully this mortgage is hereby released,
and the lien thereby created, discharged, as witnessed my hand, this 30 day of April
A.D. 1952.*

*R. C. Jackman
Richard Rees Jackman
Vernon H. Smith*

*Franklin C. Jackman
Jean Jackman Carter*

*Carroll A. Rich
Notary Public*