

No. 6899.

Mary J. Shivers,
Jr.

Mortgage With Power of Sale.

Joe R. Harris,

Know all men By these Presents:

That We, Mary J. Shivers, and C. P. Shivers, her husband, for and in consideration of the sum of Seven Hundred Dollars, to us in hand paid and the premises hereinafter set forth, do hereby grant, bargain and sell unto Joe R. Harris, and unto his heirs and assigns forever, the following property;

$NE\frac{1}{4}$ $NE\frac{1}{4}$ $NE\frac{1}{4}$, Sec. 9, Tp. 25 N., R. 16 E., and $SE\frac{1}{4}$ $NE\frac{1}{4}$ $SE\frac{1}{4}$ & the $W\frac{1}{2}$ $SE\frac{1}{4}$ $SE\frac{1}{4}$ Sec. 9, Tp. 23 N., R. 14 E., and the $SE\frac{1}{4}$ $NE\frac{1}{4}$ Sec. 23 Tp. 22 N. R. 21 E., of Indian Meridian, in the Cherokee Nation, Indian Territory, containing Fifty Acres.

And we hereby covenant with the said Joe R. Harris that we will favor warrant and defend the title to said property against all lawful claims.

And I, C. P. Shivers husband of the said Mary J. Shivers, for the consideration aforesaid do hereby release unto the said Joe R. Harris all my right of entry and homestead in and to the said lands.

The sale is on the condition that whereas we are justly indebted unto said Joe R. Harris in the sum of Seven Hundred Dollars, evidenced by our promissory note of even date herewith, due six months after date bearing int. at the rate of 8% per annum from date until paid,

Now, if we shall pay said moneys, at the times and in the manner aforesaid, then the above conveyance shall be null and void. And in case of non payment, then the said grantee or his assignee shall have power to sell said property at public sale, to the highest bidder, for cash, at Vinita, in the second Recording District, of the Indian Territory, public notice of the time and place of said sale having first been given 30 days by advertising in some newspaper published in said District, by at least two insertions, or by notices posted in ten public places in the District, at which sale, said grantee or his assignee may bid and purchase as any third person might do and we hereby authorize the said grantee or assignee to convey said property to any one purchasing at said sale, and to convey an absolute title thereto, and the recitals of his deed of conveyance shall be taken as prima facie true.