

1868. MORTGAGE OF REAL ESTATE.

SIO, S. BARNHART & CO., ST. LOUIS, MO.

This Indenture, Made this 1st day of December A. D. 1928, betweenof C. A. Mayo and J. D. Mayo County, in the State of Oklahoma, of the first part, andof H. B. Cartick and B. T. Carl of Spartanburg, S. C. County, in the State of Oklahoma, of the second part:

WITNESSETH, That said parties of the first part, in consideration of the sum of

Five thousand and no/100 ^(2500.00) Dollars, the receipt of which is hereby acknowledged, do by these presents Grant, Bargain, Sell and Convey unto said parties of the second part their heirs and assigns, the following described REAL ESTATE, situated in Tulsa County, and State of Oklahoma, to-wit:All of lot No. three (3) in block No. eight five (85) of the original town of Tulsa, Oklahoma, according to the official plat and survey thereof.TO HAVE AND TO HOLD THE SAME, unto the said parties of the second part their heirs and assigns, together with all and singular the tenements, hereditaments and appurtenances thereunto belonging, or in anywise appertaining, forever.PROVIDED, ALWAYS, And these presents are upon this express condition, that whereas said C. A. Mayo and J. D. Mayo have this day executed and delivered two certain promissory notes in writing to said parties of the second part, described as follows:One note for \$2500.00 dated December 24, 1928, payable one year from date with interest at eight per cent. per annum.
One note for \$2500.00 dated December 1st 1928, payable two years from date with interest at eight per cent. per annum.Now, if said parties of the first part shall pay or cause to be paid to said parties of the second part their heirs or assigns, said sum of money in the above described notes mentioned, together with the interest thereon, according to the terms and tenor of the same, then this mortgage shall be wholly discharged and void; and otherwise shall remain in full force and effect. But if said sum or sums of money, or any part thereof, or any interest thereon, is not paid when the same is due, and if the taxes and assessments of every nature, which are or may be assessed and levied against said premises or any part thereof are not paid when the same are by law made due and payable, the whole of said sum or sums, and interest thereon, shall then become due and payable; and said parties of the second part shall be entitled to the possession of said premises. And the said parties of the first part for said consideration do hereby expressly waive an appraisal of said real estate and all benefit of the homestead exemption and stay laws of the State of Oklahoma.IN WITNESS WHEREOF, The said parties of the first part have hereunto set their hands the day and year first above written.STATE OF OKLAHOMA, } ss.
Tulsa COUNTY.Before me, D. C. Rose a Notary Publicin and for said County and State on this 1st day of December 1928, personally appearedC. A. Mayo and J. D. Mayo to me known to be the identical personswho executed the within and foregoing instrument, and acknowledged to me that they executed the same as their free and voluntary act and deed for the uses and purposes therein set forth.My Commission expires July 7th 1931 D. C. RoseThis instrument was filed for Record on the 2 day of Dec A. D. 1928, at 9:05 o'clock a. M., and duly recorded the 19 day of Dec 1928By Seal Deputy. H. B. Wabley Register of Deeds.