

## CONTINUED

## -----: REAL ESTATE MORTGAGE :-----

THIS MORTGAGE made this 27<sup>th</sup> day of August A.D. 1908 by and between J.H. Shellenbarger and Mary A Shellenbarger his wife of Tulsa County, State of Oklahoma of the first part and ~~xxxxxxx~~ Luella F Stewart of Sumner County in the State of Kansas of the second part.

WITNESSETH: that the said parties of the first part, in consideration of the sum of Seven Hundred ( \$700) Dollars cash in hand paid by the said party of the second part, to the said parties of the first part, the receipt of which is hereby acknowledged the said parties of the first part, have granted bargained sold and conveyed, and do hereby grant, bargain, sell and convey unto the said party of the second part, her heirs legal representative, successors and assigns, the following described real estate and premiss situated in Tulsa County, and State of Oklahoma, to-wit :-

The Northeast quarter of the northwest quarter of Section Twelve (12) Township Seventeen (17) North and Range Thirteen ( 13) East of the Indian Base and Meridian . ( NE 4 N W 4 12-17-13) containing 40 acres more or less, according to Government survey thereof .

To have and to hold <sup>to</sup> unto the said party of the second part her , heirs legal representatives , successors and assigns forever, <sup>to</sup> together withall and singular the tenements , hereditaments and appurtenances thereunto belonging, or in any wise appertaining and all rights of homestead exemption .

And the said parties of the first part, for themselves and their heirs, successors, executors administrators and assigns, covenant with the said party of the second part, that at the date and delivery hereof they are lawfully seized and possessed of an absolute and indefeasible estate of inheritance in fee simple in and to said real estate and premises; that the same is free and clear of all incumbrances whatsoever, and that they ~~will~~ have a good right to sell and convey the same to said party of the second part, and that they will and their heirs, executors, administrators and successors shall forever warrant and defend the title to and possession of said real estate unto the said party of the second part her heirs legal representatives, successors and assigns, against all lawful claims and demands whatsoever .

And the said Mary A Shellenbarger wife of the said J.H. Shellenbarger for said consideration does hereby release, relinquish, quit claim, transfer and convey unto the said party of the second part her heirs , legal representatives, successors, and assigns all her right , claim, possibility of dower and homestead, or any rights therein now or hereafter received, in and to said real estate, forever .

The foregoing conveyance is on condition that :

WHEREAS, The said parties of the first part are justly indebted to the said party of the second part in the sum of Seven Hundred ( \$ 700) Dollars for actual money loaned to said <sup>first</sup> parties ~~of the first part~~ by second party as is evidenced by one certain principal promissory note, executed by first parties to second party, of even date herewith for \$ 700 Dollars ~~executed by first parties to second party~~ due Aug 27 1913 drawing interest at the rate of Six per cent per annum from date until due, and eight per centum