

Lense

STATE OF OKLAHOMA: TULSA COUNTY)

KNOW ALL MEN BY THESE PRESENTS: That I Robert T. Barber, of Glenpool, Oklahoma, for and in consideration of <sup>the</sup> sum of Five Hundred Seventy Eight and 42/100 <sup>dollars</sup> to me cash in hand paid by W. L. Dougherty of Mounds, Oklahoma, the receipt of which is hereby acknowledged, have this day and do by these presents bargain, sell and deliver to said W. L. Dougherty the following described real estate, lying, being and situate in Tulsa County, Oklahoma and more fully described as follows, to wit:

Lots No. (3( Three in Block NO.(6) Six of the Town of Glenpool, according to the map or plat of said town now commonly in use, together with the improvements, hereditaments and appurtenances thereunto belonging or appertaining, and also all shelving now contained in the buildings now on said property, and the drug fixtures now in said building, consisting of one prescription case- Three Glass show cases and one tobacco show case, Cash Register, Soda Fountain, 2 round tables, 8 chairs, 4 stools and ice box.

TO HAVE AND TO HOLD THE SAME unto the said W. L. Dougherty, his heirs and assigns forever.

And I hereby warrant and will ever defend the title to said property unto said W. L. Dougherty, his heirs and assigns against the claims or demands of any and all persons claiming or to claim the same or any part thereof.

On consideration however, That, Whereas, I am justly indebted unto said W. L. Dougherty in the sum of Five Hundred Seventy Eight and 42/100 Dollars, evidenced by five promissory notes of even date herewith. One for \$78.42 due Dec. 21st, 1908. One for \$100.00 due Feby. 21st 1909. One for \$100.00 due April 21st, 1909. One for \$100.00 due June 21st, 1909 and one for \$200.00 due August 21st, 1909, all bearing 8 per cent interest from date and providing for attorney's fees in case legal proceedings are had on said notes, or either of them.

Now, Therefore, should I, said Robert T. Barber, pay or <sup>cause</sup> ~~cause~~ to be paid each of said notes and interest due thereon as they severally mature, then this mortgage shall be released by the said W. L. Dougherty, or his heirs or assigns, should default be made in the payment of said notes <sup>and</sup> interest or either of them or any part thereof, then each and all of said notes then remaining unpaid shall become immediately due and payable, and to said W. L. Dougherty is hereby authorized and empowered to sell said property, at the town of Glenpool to the highest bidder for cash, in hand, after giving legal notice of the time <sup>and</sup> place of said sale by publication <sup>in some newspaper published</sup> in Tulsa County, Oklahoma or by written or printed notices thereof posted up in five public places in Tulsa County, one of which shall be at the County House door of Tulsa County, and to apply the proceeds arising from <sup>said</sup> sale- First to the payment of the expenses of said sale, and <sup>the</sup> residue thereof, or <sup>as</sup> much as may be necessary to the payment of the above described notes and interest, returning the overplus if any there be, to <sup>me</sup> ~~the~~ said Robert T. Barber, or my heirs or legal representatives. And to make full and ample deed of conveyance to the purchaser or purchasers at said sale of all my interest in said property, at which sale each of the parties hereto shall have the right to purchase as any other bidder thereto.

WITNESS my hand and seal the 21st, day of October 1909.

WITNESSES:

Robert T. Barber

D. J. Red, Lewis Cline.

STATE OF OKLAHOMA : TULSA COUNTY. SS.

Before me, Lewis Cline, a Notary Public within <sup>Oklahoma</sup> and for Tulsa County, on this day personally appeared Robert T. Barber, to me personally known to be the identical person who executed the foregoing instrument in writing, and acknowledged <sup>as his free voluntary act and deed</sup> to me that he had executed the same for the uses and purposes therein stated Given under my hand and seal, this Oct 21st, 1908.

(SEAL)

Lewis Cline, Notary Public.

My commission expires Oct/ 23/ 1911.

Filed for record Oct. 23rd, 1908. at 8 A. M. H. C. Wakley, Register of Deeds.