

Dated this 8th day of August 1922. The First National Farm Loan Association of Broken Arrow, Okla.

By D. A. Wilson, President.

Paul R. Hurd, Secretary-Treasurer.

Filed for record in Tulsa, County, Tulsa, Oklahoma, Aug. 12, 1922 at 11:30 O'clock A.M.

Book 411 Page 362

By F. Delman, Deputy.

(Seal) O. D. Lawson, County Clerk.

----- COMPARED -----
206392 LB DECLARATION AS TO PRIORITY OF MORTGAGES

KNOW ALL MEN BY THESE PRESENTS: That Whereas H. W. Johnson on the 4th day of August 1921, being then the owner of the fee simple title to the following described lands in Tulsa County, Oklahoma, to-wit:

The West Half ($W\frac{1}{2}$) of the East Half ($E\frac{1}{2}$) of Lot Six (6) in Block

Three (3) of the Drew Campbell Addition to the City of Tulsa,

Tulsa County, Oklahoma, according to the Recorded Plat thereof,

joined by his wife Alice B. Johnson, executed a certain Deed of Trust to M. Hughes, Trustee and Central Savings and Loan Association of Marshall, Missouri, Beneficiary, in the sum of \$3000.00, which was filed for record in said County and State in the office of the County Clerk in Book 381 at Page 314, and

Whereas said H. W. Johnson and wife conveyed said property by warranty deed dated June 10, 1922, recorded in Book 400 at page 502 to F. L. Alban, and

Whereas said F. L. Alban and wife Winifred N. Alban executed and delivered to H. W. Johnson and Alice B. Johnson, a second mortgage covering said property above described dated June 9, 1922 to secure the sum of of \$1200.00, which said mortgage was assigned by assignment endorsed thereon dated June 10, 1922, executed by H. W. Johnson and Alice B. Johnson to the undersigned B. F. Barnett, which said mortgage and assignment were filed for record June 16, 1922 and duly recorded in Book 372 at page 479 in the office of the County Clerk of Tulsa County, Oklahoma, and

Whereas it is desired to pay off and secure a release of said first mortgage above mentioned, for which purpose it is desired to secure a loan of \$2500.00 from J. C. Leonard, of Oklahoma City, Oklahoma, secured by first mortgage on the above described property, and

Whereas said F. L. Alban and Winifred N. Alban have executed and delivered their said mortgage covering said property to said J. C. Leonard to secure the sum of \$2500.00 dated August 1, 1922, filed for record August 7, 1922 and recorded in the office of the County Clerk of Tulsa County, Oklahoma, in Book---at page---, upon which said \$2500.00 will be advanced when said Mortgage is a first mortgage;

Now therefore in consideration of these premises and in consideration of the release of the first mortgage above mentioned to M. Hughes, Trustee and Central Savings and Loan Association of Marshall, Missouri, Beneficiary, the undersigned B. F. Barnett, owner and holder of said second mortgage above mentioned does hereby waive the priority of his said mortgage over the said mortgage to J. C. Leonard, above described, and for himself, his heirs and assigns, does declare that said mortgage to J. C. Leonard dated August 1, 1922 recorded in Book---at Page---, now is and shall ever be a prior and superior lien to the lien of said mortgage to H. W. Johnson and Alice B. Johnson, dated June 9, 1922, recorded in Book 372 at Page 479 as aforesaid, now owned by the undersigned.

Witness my hand and seal this 12th day of August, 1922.