

REAL ESTATE MORTGAGE RECORD No. 424

COMPARED

BLACK PRINTING CO. - TULSA

217736 C.M.J.

THIS INDENTURE, Made this 28th day of December, A.D., 1922, betweenJ. H. Cherry and Grace G. Cherry, his wifeof Tulsa

County, in the State of Oklahoma, of the first part, and

E. G. Cunningham

of the second part.

WITNESSETH, That the said part ies of the first part in consideration of the sum ofFIVE HUNDRED & NO/100

DOLLARS

the receipt whereof is hereby acknowledged, do by these presents grant, bargain, sell and convey unto said part V of the second part his heirs andassigns, all of the following described REAL ESTATE, situate in the County of Tulsa State of Oklahoma, to-wit:

Lot Fourteen (14) in Block Fourteen (14)
 Gillette-Hall Addition to the City of
 Tulsa, Oklahoma, as shown by the recorded
 plat thereof.

This mortgage is given subject to a first
 mortgage of \$2500.00

TREASURER'S ENDORSEMENT

I hereby certify that I received \$300.00 and issued
 Receipt No. 7017 therefor in payment of mortgage
 tax on the within mortgage.

Dated this 29 day of Dec, 1922

WAYNE L. DICKEY, County Treasurer

W. J.

Deputy

TO HAVE AND TO HOLD THE SAME, Together with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in
 anywise appertaining, forever.

PROVIDED, ALWAYS, And these presents are upon the express condition, that whereas the said

J. H. Cherry and Grace G. Cherry, his wifegrantor S ha ve executed and delivered a certain promissory note dated Dec. 28, 1922to said part V of the second part for \$ 500.00

due on or before Three years

with interest at the rate of eight per centum per annum, payable semi annually.And the first part ies agree to keep the buildings insured for \$ ---In case that the papers for foreclosure are filed, the first part ies agree to pay a reasonable attorney fee of \$ 10.00 and 10% of any unpaid balance

Now, if said part ies of the first part shall pay or cause to be paid to said part V of the second part, his heirs or assigns, said sum of money in the above described note, together with the interest thereon, according to the terms and tenor of the same, then these presents 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, or if the taxes or assessments levied against said premises or any part thereof, or the taxes assessed against the said second party or any assignee of said note or the debt secured thereby, or if the insurance is not paid, the second party may pay the same, and the amount so paid shall become a part of the indebtedness and the whole of said sum or sums and interest thereon, shall, and by these presents does become due and payable, and shall bear 10 per centum interest per annum, and said part V of the second part shall be entitled to the possession of said premises. And the said part ies of the first part for said consideration do hereby waive or not waive appraisalment, at the option of said second part V his heirs and assigns.

IN WITNESS WHEREOF, The said part ies of the first part ha ve hereunto set their hand the day and year first above written.

WITNESSES:

J. H. CherryGrace G. Cherry

ACKNOWLEDGEMENT

STATE OF Oklahoma COUNTY OF Tulsa ss.Before me, the undersigned, a Notary Public, in and for said County and State on this 28th dayof December, 1922, personally appearedJ. H. CherryGrace G. Cherry, his wife

and

to me known to be the identical person S who executed the within and foregoing instrument and acknowledged to me, that theyexecuted the same as their free and voluntary act and deed for the uses and purposes therein set forth.

Given under my hand and seal the day and year last above written.

My Commission expires Jan. 2, 1924. (Seal)W. M. Robbins,

Notary Public

STATE OF OKLAHOMA, Tulsa County, ss.

Filed for record this 29 day of Dec.1922, at 10:10 clock A. M.Book 424, Page 15F. Delman,

Deputy. (Seal)

O. D. Lawson,

County Clerk.