

COMPARED

REAL ESTATE MORTGAGE RECORD No. 424

391

BLACK PRINTING CO. - TULSA

244271 C.M.J.

THIS INDENTURE, Made this 8th day of November A.D., 1923, between

Janette Garrett and Morse Garrett her husband

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

Ruth I. Agard

of the second part.

WITNESSETH, That the said part 1st of the first part in consideration of the sum of

Nineteen Hundred Twenty & No/100

DOLLARS

the receipt whereof is hereby acknowledged, do by these presents grant, bargain, sell and convey unto said part 2nd of the second part her heirs and assigns, all of the following described REAL ESTATE, situate in the County of Tulsa State of Oklahoma, to-wit:

The West Ten (10) feet of Lot Three (3) and the East 30.9 feet of Lot Four (4) all in Block Thirteen (13) Irving Place Addition to the city of Tulsa, Oklahoma according to the recorded plat thereof.

TREASURER'S ENDORSEMENT

I hereby certify that I received \$1.14 and interest
Received 12377 from payment of mortgage
tax on the above described premises
Date 10 day of Nov. 1923
M. W. S. Casey, County Treasurer
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

Janette and Morse Garrett her husband

grantor 1st have executed and delivered 48 certain promissory note 2nd dated Nov. 8, 1923

to said part 2nd of the second part for \$ 40.00 each, the first note being due and payable one month after date and one note due and payable on the 8th of every month thereafter until all are paid.

All the above mentioned notes signed by Janette Garrett and Morse Garrett.

with interest at the rate of 8 per centum per annum, payable monthly on unpaid bal.

And the first part 1st agree to keep the buildings insured for \$3500.00

In case that the papers for foreclosure are filed, the first part 1st agree to pay a reasonable attorney fee of \$ 10.00 & 10%

Now, if said part 1st of the first part shall pay or cause to be paid to said part 2nd of the second part, her heirs or assigns, said sum of money in the above described note 2nd 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 this 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 2nd of the second part shall be entitled to the possession of said premises. And the said part 1st of the first part for said consideration do hereby waive or not waive appraisal, at the option of said second part 2nd her heirs and assigns.

IN WITNESS WHEREOF, The said part 1st of the first part have hereunto set their hand the day and year first above written.

WITNESSES:

Morse Garrett

Janette Garrett

ACKNOWLEDGEMENT

STATE OF Oklahoma COUNTY OF Tulsa ss.

Before me, the undersigned, a Notary Public, in and for said County and State on this 8th day of November 1923, personally appeared

Janette Garrett

Morse Garrett her husband

to me known to be the identical person 1st who 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.

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

My Commission expires Feb. 4th, 1925. (Seal)

Lewis G. Melone,

Notary Public

STATE OF OKLAHOMA, Tulsa County, ss.

Filed for record this 10 day of Nov. 1923, at 11:25 o'clock A.M.

Book 424, Page 391

Brady Brown,

Deputy.

(Seal)

O. G. Weaver,

County Clerk.