

REAL ESTATE MORTGAGE RECORD No. 424

COMPARED

218883 C.M.J.

THIS INDENTURE, Made this 9th day of January, A. D., 1923, between
John A. Walner and Gertrude E. Walner, his wife.
 of Tulsa County, in the State of Oklahoma, of the first part, and
Ruth A. Montgomery of the second part.

WITNESSETH, That the said part ies of the first part in consideration of the sum of
TWENTY TWO 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 her heirs and
 assigns, all of the following described REAL ESTATE, situate in the County of Tulsa State of Oklahoma, to-wit:

East Fifty (50) feet of Lot Eight (8) in Block Thirteen (13),
 Highland's Addition to the city of Tulsa, Oklahoma, as shown
 by the recorded plat thereof.

This mortgage is given subject to a first mortgage of \$1250.00

TREASURER'S ENDORSEMENT

I hereby certify that I received \$220 and issued
 Receipt No. 7174 therefor in payment of mortgage
 tax on the within mortgage.

Dated this 12 day of Jan, 1923

WAYNE L. DICKEY, County Treasurer

E. W.
 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

John A. Walner and Gertrude E. Walner, his wife

grantor S ha ve executed and delivered - - certain promissory note dated Jan. 9th, 1923

to said part V of the second part for \$ 2200.00

due at the rate of \$32.10 per month including the interest, beginning February
9th, 1923.

with interest at the rate of eight per centum per annum, payable monthly

And the first part ies agree to keep the buildings insured for \$ 2500.00

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 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, her heirs or as-
 signs, 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 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 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 con-
 sideration do hereby waive - - or not waive - - appraisalment, at the option of said second part V her 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:

John A. Walner

Gertrude E. Walner

ACKNOWLEDGEMENT

STATE OF Oklahoma COUNTY OF Tulsa

Before me, the undersigned, a Notary Public, in and for said County and State on this 9th day
 of January, 1923, personally appeared

John A. Walner

Gertrude E. Walner, his wife

to me known to be the identical person S who executed the within and foregoing instrument and acknowledged to me, that they
their executed the same as - - 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 Sept. 14th, 1926. (Seal)

E. G. Cunningham,

Notary Public

STATE OF OKLAHOMA, Tulsa County, ss.

Filed for record this 12 day of Jan, 1923, at 11:20 o'clock A. M.

Book 424, Page 43

Brady Brown

Deputy. (Seal)

O. G. Weaver,

County Clerk.