

COMPARED

# REAL ESTATE MORTGAGE RECORD No. 424

557

Black Printing Co., Tulsa

256150 O.M.J. THIS INDENTURE, Made this 18th day of April, A.D., 1924, between J. A. Babb and Druetta Babb, his wife of Tulsa County, in the State of Oklahoma, of the first part, and W. W. Beattie of the second part, WITNESSETH, That the said part 1st of the first part in consideration of the sum of Four Hundred and No/100 DOLLARS the receipt whereof is hereby acknowledged, do by these presents grant, bargain, sell and convey unto said part Y of the second part, his heirs and assigns, all of the following described REAL ESTATE, situate in the County of Tulsa State of Oklahoma, to-wit:

West Forty (40) feet of Lot Nine (9), Block One (1), Hillcrest Park Addition to the city of Tulsa, Oklahoma, as per recorded plat subject however to a First Mortgage in favor of Tulsa Building & Loan Association in the sum of Twenty-four Hundred (\$2,400.00) Dollars, dated April 18, 1924.

TREASURER'S ENDORSEMENT  
I hereby certify that I received \$ 0.01 and issued Receipt No. 44577 therefor in payment of mortgage tax on the within mortgage.  
Dated this 21 day of April 1924  
W. W. Sweeney, County Treasurer  
SB  
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. A. Babb and Druetta Babb, his wife grantor S ha ve executed and delivered one certain promissory note dated 4-18-24 to said part Y of the second part for \$ Four Hundred (\$400.00) Dollars due Forty (\$40.00) per month and interest on unpaid balance.

with interest at the rate of 10 per centum per annum, payable monthly

And the first part 1st agree to keep the buildings insured for \$ 2800.00 In case that the papers for foreclosure are filed, the first part 1st agree to pay a reasonable attorney fee of \$ 10% of unpaid balance Now, if said part 1st of the first part shall pay or cause to be paid to said part Y 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 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 Y 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 Y his heirs and assigns.

IN WITNESS WHEREOF, The said part 1st of the first part ha ve hereunto set their hand the day and year first above written.  
WITNESSES: J. A. Babb  
Druetta Babb

## ACKNOWLEDGEMENT

STATE OF Oklahoma COUNTY OF Tulsa ss.  
Before me, the undersigned, a Notary Public, in and for said County and State on this 18th day of April 1924, personally appeared J. A. Babb and Druetta Babb, his wife to me known to be the identical person S 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 Jan. 28, 1925. (Seal) A. B. Crews, Notary Public

STATE OF OKLAHOMA, Tulsa County, ss.  
Filed for record this the 19 day of April 1924, at 10:25 o'clock A. M.  
Book 424, Page 557  
Brady Brown, Deputy (Seal) O. G. Weaver, County Clerk