

mortgage to D. M. Martindale of Tulsa County, in the State of Oklahoma, party of the second part, the following described real estate and premises, situated in Tulsa County State of Oklahoma, to-wit:

Lot five (5) in Block one (1) Hilldale Addition to
Red Fork, Okla.,

with all the improvements thereon, and appurtenances thereunto belonging, and warrant the title to the same D. M. Martindale.

Provided always, and these presents are upon the express condition that whereas said Percy Higgins and Nellie Higgins, his wife, have this day executed and delivered a certain promissory note in writing to said party of the second part, described as follows: One note for eighty three & 75/100 @ 10% interest, one Dec. 27th, 1922.

Now, if the said parties of the first part shall pay or cause to be paid to the said party of the second part, his heirs, assigns, the sum in above described note mentioned, 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, and if the taxes and assessments or every nature which are or may be assessed and levied against said premises or any part thereof, are not paid when the same by law are due and payable, then the whole of said sum or sums, and interest thereon, shall and by these presents become due and payable, and said part-- of the second part shall be entitled to the possession of said premises.

Said parties of the first part hereby agree to procure and maintain policies of insurance on the buildings erected and to be erected upon the above described premises, in some responsible insurance company to the satisfaction of the legal holder or holders of this mortgage, to the amount of - - - dollars, loss, if any, payable to the mortgagee or his assigns. An attorney fee of \$100.00, one hundred dollars may be made part of the costs of foreclosure, providing this mortgage is foreclosed by an attorney of record of this state.

In witness whereof, the said parties of the first part have hereunto set their hands this 27th day of November, A.D. 1922.

Percy Higgins,
Nellie Higgins.

State of Oklahoma)
County of Tulsa) SS

Before me, Lois Blankenship, Notary Public in and for said County and State, on this 28 day of November, 1922, personally appeared Percy Higgins and Nellie Higgins, his wife to me known to be the identical persons 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.

In witness whereof, I have hereunto set my official signature and affixed my notarial seal the day and year last above written.

My commission expires 8/10/26

(SEAL) Lois Blankenship, Notary Public.

Filed for record in Tulsa County, Okla. on Nov. 28, 1922. at 10:10 A.M. and duly recorded in book 451, page 346, By F. Delman, Deputy, (SEAL) C.D. Lawson, County Clerk

214949 - BE

COMPARED

GENERAL WARRANTY DEED.

INTERNAL REVIEW

Cancelled

This indenture, made this 25th day of September, A.D. 1922, between Cyrus S. Avery, Esq. M. Avery, his wife, Alva F. Miles, Ethel M. Miles, his wife, and C. W. Brewer,