

434

to-wit:

The East one half ( E 1/2 ) of the North half ( N 1/2 ) of the North half ( N 1/2 ) of the Southwest quarter ( SW 1/4 ) of Section eight ( 8 ) Township Twenty ( 20 ) Range Thirteen ( 13 )

Subject to one certain mortgage of fifteen Hundred dollars (\$1,500.00) made payable to J. A. Tipton.

TO HAVE AND TO HOLD THE SAME, unto the said party of the second part his heirs and assigns , together with all and singular the tenements, hereditaments and appurtenances thereunto belonging, or in any wise appertaining, forever.

PROVIDED, ALWAYS, And these presents are upon this express condition that whereas said J. W. Boles & Mable Boles his wife has this day executed and delivered one certain promissory note in writing to said party of the second part described as follows:

Dated January 22nd, 1923 payable to the order of J. E. Driver amount three hundred and fifty & No/100 signed by J. W. Boles and Mabel Boles.

Now if said parties of the first part shall pay or cause to be paid to said party of the second part his heirs or assigns, said sum of money in the above described note, mentioned together with the interest thereon , according to the terms and tenor of the same, then this mortgage 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 of every nature which are or may be assessed and levied against said premises or any part thereof are not paid when same are by law made due and payable, the whole of said sum or sums, and interest thereon, shall then become due and payable and said party of the second part shall be entitled to possession of said premises. And said parties of the first part for said consideration do here by expressly waive an appraisalment of said real estate and all benefit of the homestead exemption and stay laws of the State of Oklahoma

IN WITNESS WHEREOF the said part--- of the first part ha---- hereunto set---- hand the day and year first above written.

J. W. Boles

Mabel Boles

STATE OF OKLAHOMA, Tulsa County, ss.

Before me W. H. Hull a Notary Public, in and for said County and State on this 22nd day of January 1923, personally appeared J. W. Boles and Mabel Boles, 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 use and purposes therein set forth.

My Commission expires September 7th, 1925

(SEAL) W. H. Hull  
Seal Reads, Notary public

Filed for record in Tulsa County, Tulsa Oklahoma, Jan. 23 , 1923 at 1:20 o'clock p. m. in Book 434, page 358

By Brady Brown, Deputy

(SEAL) O. G. Weaver, County Clerk