

Joseph Foresman and Geo. C. Probst, of lawful age, being first duly sworn, each for himself upon his oath deposes and says:

COMPARED

That on or about the 4th day of May, 1907, William S. Turman and Bessie L. Turman, his wife, for value received, made executed and delivered to these affiants the title to the NE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 10, Township 19 North, Range 13 East, in Tulsa County, Oklahoma, and as a matter of convenience and at the special request of these affiants, said deed was made out in favor of Joseph Foresman, Trustee; that said deed was filed for record in the office of the Register of Deeds of Tulsa County, Oklahoma, on the 1st day of May 1908, and recorded in Book 26 at page 49 of the records of said office.

That no trust agreement was entered into in writing between these affiants with reference to said trust, but it was verbally agreed between said affiants that the title to said land should be held in the name of Joseph Foresman, Trustee, and that each of these affiants should be the respective owners of an undivided one half interest within and to said real estate; that said land was never occupied by either of these affiant as a homestead; except by Joseph Foresman, that no other person, firm, corporation or association had any right title or interest in or to said real estate, except where said real estate was used by affiants as security for the loan of moneys made thereon, during the time that said land was owned by these affiants.

That thereafter on the 5th day of May, 1910, said Joseph Foresman, Trustee, together with his wife, Georgia E. Foresman, executed and delivered, for value, a warranty deed to said real estate in favor of G. B. Wright, Jr. and which said deed was filed of record in the office of the Register of Deeds of Tulsa County, Oklahoma, on the 5th day of May, 1910, and recorded in Book 68 at page 113.

That thereafter on the 14th day of May, 1910, Geo. C. Probst, for value, executed and delivered to G. N. Wright, Jr., his certain quit claim deed to an undivided one half interest within and to said real estate, and which said deed was filed in the office of the Register of Deeds of Tulsa County, Oklahoma, on the 14th day of May, 1910, and recorded in Book 64 at page 632; that at the time of the execution and delivery of said quit claim deed the said Geo. C. Probst was a widower.

Geo. C. Probst

Jos. Foresman

Subscribed and sworn to before me this 11th day of May, 1923.

(Seal)

John Barrett, Notary Public.

My commission expires July 12th, 1924.

Filed for record in Tulsa, Tulsa County, Oklahoma, May 14, 1923, at 3:20 o'clock P.M. and recorded in Book 435, Page 374.

By Brady Brown, Deputy.

(Seal)

O. G. Weaver, County Clerk.

230466 C.M.J.

2-15-56

AFFIDAVIT.

State of Oklahoma, }
County of Tulsa. } ss.

COMPARED

G. N. Wright, of lawful age, being first duly sworn, upon his oath deposes and says:

That on the 5th day of May, 1910, he was the President of the Merchants and planters Bank of Tulsa, Oklahoma, at which time Joseph Foresman and Georgia E. Foresman, his wife, executed and delivered to said bank their certain real estate mortgage upon the NE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 10, Township 19 North, Range 13 East, in Tulsa County, Oklahoma, and which mortgage was filed of record in the office of the Register of Deeds of Tulsa County, Oklahoma, on the 5th day of May, 1910, and recorded in Book 57 at page 589.