

the mortgagee named in a certain mortgage bearing date of March 14th, 1924 made, and executed by Thos. A. Shepard and Frances A. Shepard, his wife on the following described real estate in the county of Tulsa, State of Oklahoma, to-wit: South Eighty five and 7/10 feet (\$85.7') of Lot Two (2) in Block Two (2) in Burnett Addition to the City of Tulsa, Oklahoma, according to the recorded plat thereof to secure the payment of \$7864.28; recorded in Volume _____ of Mortgages, page _____, for value received, do hereby sell, assign, transfer and convey all my right, title and interest therein, and the debt secured thereby, to M.R. Bricknar.

In witness whereof I have hereunto set my hand this 18th day of April, 1924.

A lbert J. Williams, Jr.,

Bessie W illiams, Mortgagee.

STATE OF OKLAHOMA }
TULSA COUNTY } SS.

On this 18th day of April 1924, before me, the undersigned, a notary public within and for the county and state aforesaid, personally appeared A lbert J. Williams, Jr., & Bessie Williams, his wife to me known to be the identical persons who executed the above assignment and acknowledged to me that they executed the same as their free and voluntary act and deed for the uses and purposes therein set foith.

My commission expires Jan 15th, 1927 (SEAL)

D. C. Lange, Notary Public.

Filed for record in Tulsa, Tulsa County, Oklahoma Apr. 21, 1924 at 11.30 A.M. in Bk. 443P571

Brady Brown, Deputy

(SEAL)

O. G. WEAVER, County Clerk.

256231 DLE.

DEED TO RIGHT-OF-WAY

COMPARED

THIS AGREEMENT made and entered into this 15th day of Apr., 1924, by and between J. Q. A. Smith as the guardian of Elizabeth Smith, Onis Smith, and Robert Owen Smith, minors, party of the first part, and The Braden Company, an Express Trust, party of the second part.

WITNESSETH: That whereas Maggie Smith nee Loler, now deceased, and who died the 20 day of May, 1920, was a Creek Indian duly enrolled opposite number 854, and that she received as her proportionate part of the lands of such Creek Nation both as homestead and surplus the entire Northeast Quarter of Section Twenty-six, Township eighteen (18) North, Tange thirteen (13) East, and

Whereas, the Secretary of the Interior removed the restrictions on the South west quarter of said Northeast quarter of said Section Twenty-six (26), as aforesaid on the 14th day of May, 1909 to be effective thirty days thereafter, and

Whereas on the 16th day of October, 1909, said allottee joined by her then husband, J. Q. A. Smith, one of the parties hereto, sold the said forty acres of land to one Ed. T. Egan. And by virtue of certain conveyances from said Ed. T. Egan the same is now owned by the Braden Company, an Express Trust, and

Whereas the said Maggie Smith nee Loler, the said deceased allottee, never sold or conveyed title to the remaining portion of said 160 acres of land and owned the same at the time of her death, and whereas the first parties herein are now the owners thereof, and by virtue of the fact that the said Maggie Smith nee Loler died in Tulsa County, Oklahoma, and being a full blood Creek Indian the county court of Tulsa County, Oklahoma, has jurisdiction of her said estate both as County Court under the Constitution and laws of the State of Oklahoma, as well as by virtue of act of Congress approved May 27, 1908 public number 140, and

Whereas a way of necessity of ingress and egress to said premises did exist at the time of said sale, and has existed ever since by sufferance as well as by virtue of a written agreement made by said Maggie Smith nee Loler and her husband, J. Q. A. Smith to one G. T. Braden the then owner of said forty acres herein referred to, on the 16th day of