

450-230032 C.J.

W A I V E R

COMPARED

KNOW ALL MEN BY THESE PRESENTS:

That Whereas, a certain mortgage was given by J. W. Hensley and Gertrude Hensley his wife, in favor of H. C. Sornsen, dated October 26, 1921, and recorded in book 382 at page 533 of the records of Tulsa County, Oklahoma, covering

The East Half of the Southeast quarter and the East Half of the Southwest Quarter of the Southeast quarter of Section Twenty-four (24), Township Nineteen (19) North of Range 11 East, containing One Hundred Acres (together with other lands not herein described).

which said mortgage has been assigned of record to Commercial National Bank of Muskogee, Oklahoma, which said assignment is dated November 3rd, 1921, and is recorded in book 382 at 532 of the records of Tulsa County, Oklahoma.

Whereas, Gertrude Hensley and J. W. Hensley did on the 5th day of May, 1923, execute and deliver to Charles Page an oil and gas lease covering the above described land.

Now, Therefore, at the request of said Gertrude Hensley and J. W. Hensley and for and in consideration of the sum of \$1.00 and other good and valuable considerations, Commercial National Bank of Muskogee, Oklahoma, owner and holder of said mortgage and the note secured thereby, does hereby consent that the said oil and gas lease in favor of Charles Page is prior, paramount and superior to its said mortgage as above described, and at all times and under all circumstances said Commercial National Bank, of Muskogee, Oklahoma, does agree to hold and declare that the said mortgage is junior, inferior and subservient to the mortgage above described, in so far as the land described in this instrument is concerned.

IN WITNESS WHEREOF, The said mortgagee has caused these presents to be signed in its name by its President, and its corporate seal to be affixed, attested by its secretary, at Muskogee, Oklahoma, on this 7th day of May, 1923.

Attest:

G. F. Thompson
Secretary

(CORPORATE SEAL) COMMERCIAL NATIONAL BANK, of MUSKOGEE
OKLA.

By D. N. Fink
President

ACKNOWLEDGEMENT

STATE OF OKLAHOMA,)
COUNTY OF MUSKOGEE) SS.

Before me, the undersigned Notary Public in and for said County and State, on this 7th day of May, 1923, personally appeared D. N. Fink, to me known to be the identical person who subscribed the name of the maker thereof to the foregoing instrument as its President, and acknowledged to me that he executed the same as his free and voluntary act and deed and as the free and voluntary act and deed of such corporation, for the uses and purposes therein set forth.

Witness my hand and official seal the day and year above written.

My Commission expires Feb. 4, 1925 (SEAL) Harriett Bruce, Notary Public
Filed for record in Tulsa County, Tulsa Oklahoma, May 9, 1923 at 4:00 o'clock P. M. in Book 450, page 363
By Brady Brown, Deputy (SEAL) O. G. Weaver, County Clerk