

presents grant, bargain, sell and convey unto said party of the second part, his heirs and assigns, the following described real estate, situated in Tulsa County, and State of Oklahoma, to-wit:

Lots nine (9) and ten (10) in Block eight (8) in
Overlook Park addition to the City of Tulsa,
according to the recorded plat thereof,

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 way appertaining, forever.

Provided, always, and these presents are upon this express condition, that whereas said Fidelity Investment Company, has this day executed and delivered one certain promissory note in writing to said party of the second part described as follows: One promissory note dated August 21st, 1923, in the sum of \$1000.00, due three years after date, bearing interest at the rate of eight per cent per annum from date, payable semi-annually; said note signed by the said Fidelity Investment Company and made in favor of the said Julius Kahn.

Now if the said party of the first part shall pay or cause to be paid to the 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; 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 the 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 party of the first part for said consideration does hereby expressly waive an appraisement of said real estate, and all benefit of the homestead exemption and stay laws of the State of Oklahoma.

In witness whereof the said party of the first part has hereunto set its hand the day and year first above written.

(Corp. Seal) Fidelity Investment Company,

By C. C. Roberts, President.

Attest: J.E. Paymal, Secretary.

State of Oklahoma)
County of Tulsa) SS

Before me, the undersigned, a Notary Public, in and for said County and State, on this 21st day of August, 1923, personally appeared C. C. Roberts 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.

Given under my hand and seal of office the day and year last above written.

(SEAL) Beulah McAllister, Notary Public.

My commission expires January 16th, 1927.

Filed for record in Tulsa County, Okla. on Aug. 24, 1923, at 1:00 P.M. and duly recorded in book 467, page 358, By Brady Brown, Deputy.

(SEAL) O.G. Weaver, County Clerk.