

MORTGAGE OF REAL ESTATE

HONSEY Printing Company, Inc. 10-11-1908

THIS INDENTURE Made this 2nd day of April A.D. 1909, between Augusta Morrison, a widow of Jasper County, in the State of Oklahoma, of the first part, and J. B. Powell of Tulsa County, in the State of Oklahoma, of the second part:

WITNESSETH, That said party of the first part, in consideration of the sum of Five hundred & 40 Dollars (\$540) the receipt of which is hereby acknowledged, do hereby 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:

Lot number six and seven in Block number forty one in the town of Buchanan

DOLLARS

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 anywise appertaining, forever.

PROVIDED ALWAYS, And these presents are upon this express condition, that whereas said Augusta Morrison has this day executed and delivered one certain promissory note in writing to said party of the second part, described as follows:

Broken Arrow, Okla. April 15, 1909. On One year after date without demand, notice or protest, we, or either of us as principals, promise to pay to the order of J. B. Powell Five hundred Dollars for value received, negotiable and payable and with interest from date at the rate of 10 percent per annum until paid. Payable at the First National Bank of Broken Arrow, Okla.

Now, if said party 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 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 the said party of the first part for said consideration do hereby 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 party of the first part has hereunto set her hand the day and year first above written.

Augusta Morrison

State of Oklahoma, ss.

Jasper County BEFORE ME W. T. Sabert a Notary Public in and for said County and State on this 3 day of April 1909, personally appeared Augusta Morrison and (a widow) and she to me known to be the identical person who executed the within and foregoing instrument, and acknowledged to me that she executed the same as her free and voluntary act and deed for the uses and purposes therein set forth.

My commission expires January 13 1910.

Seal

W. T. Sabert
Notary Public

ASSIGNMENT

Know All Men by These Presents:

THAT Augusta Morrison of Jasper County, in the State of Oklahoma, the within named Mortgagee in consideration of the sum of Five hundred & 40 DOLLARS to J. B. Powell in hand paid, the receipt whereof is hereby acknowledged, do hereby Sell, Assign, Transfer, Set Over and Convey unto his heirs and assigns, the within Mortgage Deed, the real estate conveyed, and the promissory note, debts and claims thereby secured, and covenants therein contained.

TO HAVE AND TO HOLD The same, forever, subject, nevertheless, to the conditions therein contained.

IN WITNESS WHEREOF, The said Mortgagee has hereunto set her hand this 3 day of April 1909.

EXECUTED IN PRESENCE OF

State of Oklahoma, ss.

Jasper County This Assignment was filed for record on the 6 day of April A.D. 1909 at 9 o'clock A.M., and duly recorded in Book 100 on page 100 Fee, \$ 1.00

Register of Deeds:

RECEIPT.

RECEIVED OF J. B. Powell the within named Mortgagor the sum of Five hundred & 40 DOLLARS, in full satisfaction of the within Mortgage.

FILED FOR RECORD On the 6 day of April A.D. 1909 at 9 o'clock A.M.

Seal

H. C. Walchley

Register of Deeds.