

MORTGAGE OF REAL ESTATE

DORSEY PRINTER COMPANY, DE. &amp; TOLSON

THIS INDENTURE Made this 20th day of April, A.D. 1909, between Francis M. Himes of Tulsa County, in the State of Oklahoma, of the first part, and T. M. Kelly of Tulsa County, in the State of Oklahoma, of the second part:

WITNESSETH, That said part 1 of the first part, in consideration of \$ One Hundred \$ Dollars (\$100.00) the receipt of which is hereby acknowledged, do hereby these presents Grant, Bargain, Sell and Convey unto said part 2 of the second part his heirs and assigns, the following described Real Estate, situated in Tulsa County, and State of Oklahoma, to-wit:

The north seventy five (75) feet of Lot Three (3) Block one hundred forty eight (148) of the original town of Tulsa Tulsa County, Oklahoma and being known as no 516 South Boston Street DOLLARS  
Tulsa, Oklahoma.

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 Francis M. Himes has this day executed and delivered his certain promissory note in writing to said part 1 of the second part, described as follows:  
One note of one Hundred (\$100.00) Dollars dated April 20, 1909 due April 20, 1910, bearing interest at the rate of 8% per annum.

Now, said part 1 of the first part shall pay or cause to be paid to said part 2 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 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 due by law made due and payable, the whole of said sum or sums, and interest thereon, shall then become due and payable, and said part 2 of the second part shall be entitled to possession of said premises. And the said part 1 of the first part for said consideration does hereby expressly waive an appraisal of said Real Estate and all benefit of the homestead exemption and stay laws of the State of Oklahoma.

IN WITNESS WHEREOF, The said part 1 of the first part has hereunto set his hand the day and year first above written.

Francis M. Himes

State of Oklahoma,  
County of Tulsa ss.

BEFORE ME

Virginia Light, a notary Public

and said County and State on this 20th day of April, 1909, personally appeared Francis M. Himes

and acknowledged to me that he executed the same as his free and voluntary act and deed for the uses and purposes therein set forth.

My commission expires 9-9 1912.

Virginia Light, notary Public

#### ASSIGNMENT

Know All Men by These Presents:

THAT Francis M. Himes of Tulsa County, in the State of Oklahoma, the within named Mortgagee in consideration of the sum of \$100.00 DOLLARS to T. M. Kelly 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 his hand this 20th day of April, 1909.

EXECUTED IN PRESENCE OF

State of Oklahoma,  
County of Tulsa ss.

This Assignment was filed for record on the 20th day of April, A.D. 1909 at 10 o'clock A. M.,

and duly recorded in Book 10 on page 10 Fee, \$ 1.00

\$ 1.00 Register of Deeds.

#### RECEIPT.

RECEIVED OF T. M. Kelly the within named Mortgagor the sum of \$100.00 and 100.00 DOLLARS in full satisfaction of the within Mortgage.

FILED FOR RECORD On the 20th day of Apr, A.D. 1909 at 10 o'clock A. M.

(Seal)

Verla Key

Register of Deeds.