

MORTGAGE OF REAL ESTATE

DORSEY COUNTY, OKLAHOMA, DE. 1910

THIS INDENTURE Made this 26th day of April, A.D. 1909, between Maurice A. DeVinna of Tulsa County, in the State of Oklahoma, of the first part, and Etta M. DeVinna his wife of Tulsa County, in the State of Oklahoma, of the second part:

WITNESSETH, That said part^y of the first part, in consideration of Three hundred fifty Dollars (\$350.00) the receipt of which is hereby acknowledged, do hereby presents Grant, Bargain, Sell and Convey unto said part^y of the second part his heirs and assigns, the following described Real Estate, situated in Tulsa City + County, and State of Oklahoma, to-wit:

Lot two (2) & three (3) Block five (5) Brady Heights addition to city of Tulsa

DOLLARS

TO HAVE AND TO HOLD The same unto the said part^y 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 Maurice A. DeVinna wife Etta M. DeVinna this day executed and delivered their certain promissory note in writing to said part^y of the second part, described as follows:

note dated Tulsa Okla 4-26-09 for \$350.00 @ 10% int. from maturity due in sixty days from date in favor of L. D. Marr.

Now, if said part^y of the first part shall pay or cause to be paid to said part^y 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 part^y of the second part shall be entitled to possession of said premises. And the said part^y 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^y of the first part ha^{ve} hereunto set their hands the day and year first above written.

Maurice A. DeVinna
Etta M. DeVinna

State of Oklahoma,

ss.

Tulsa County } BEFORE ME L. D. Marr, a Notary Public, in and for said County and State on this 26th day of April, 1909, personally appeared Maurice A. DeVinna and Etta M. DeVinna his wife, to me known to be the identical persons who executed the within and foregoing instrument, and acknowledged to me that they executed the same as their free and voluntary act and deed for the uses and purposes therein set forth.
(seals)
My commission expires June 15th 1910.

L. D. Marr, Notary Public

ASSIGNMENT

Know All Men by These Presents:

THAT _____ of _____ County, in the State of Oklahoma, the within named Mortgage _____ in consideration of the sum of _____ and _____ DOLLARS to _____ in hand paid, the receipt whereof is hereby acknowledged, do hereby Sell, Assign, Transfer, Set Over and Convey unto _____ 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 ha^{ve} hereunto set _____ hand this _____ day of _____ 19 _____

EXECUTED IN PRESENCE OF _____

State of Oklahoma,

ss.

Tulsa County } This Assignment was filed for record on the _____ day of _____ A.D. 19 _____ at _____ o'clock _____ M., and duly recorded in Book _____ on page _____ Fee, \$ _____
\$ _____ 19 _____ Register of Deeds.

RECEIPT.

RECEIVED OF _____ the within named Mortgagor _____ the sum of _____ and _____ DOLLARS, in full satisfaction of the within Mortgage.

FILED FOR RECORD On the 26 day of Apr, A.D. 1909 at 4¹⁰ o'clock P. M.

(seal)

H. C. Slackey
Register of Deeds.