

MORTGAGE OF REAL ESTATE

DORSET Printing Company, Dallas, Texas

THIS INDENTURE Made this 13 day of August A.D. 1909, between Wm Evans and Cecilia D Evans of Washington County, in the State of Oklahoma, of the first part, and John M. Fisher of Washington County, in the State of Oklahoma, of the second part:

WITNESSETH, That said part first of the first part, in consideration of the sum of Three hundred fifty and no Dollars (350) the receipt of which is hereby acknowledged, do hereby these presents Grant, Bargain, Sell and Convey unto said part second of the second part his heirs and assigns, the following described Real Estate, situated in the County of Tulsa County, and State of Oklahoma, to-wit:

The northeast quarter of the northeast quarter, and the southeast quarter of the northwest quarter of the northeast quarter of section eleven (11) township twenty-two (22) north, range twelve (12) east of the Indian Base and Meridian Tulsa County, Oklahoma, according to the United States survey thereof

TO HAVE AND TO HOLD The same unto the said part second 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 first part first of the first part, on this day executed and delivered a certain promissory note in writing to said part second of the second part, described as follows: first part of the following is a copy. Dated at Tulsa Okla. Aug 13th, 1909 due six months after date to the order of John M. Fisher, amount three hundred fifty and no Dollars, interest at 10% from date, signed by Wm Evans and Cecilia D. Evans

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

Wm Evans
Cecilia D. Evans

State of Oklahoma,
Washington County } ss.

BEFORE ME, Eli Carr a Notary Public in and for said County and State on this 19 day of August 1909, personally appeared Wm Evans and Cecilia D. Evans to me known to be the identical person 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. My commission expires Sept. 20th 1910.

ASSIGNMENT

Know All Men by These Presents:

THAT Wm Evans and Cecilia D. Evans of Washington County, in the State of Oklahoma, the within named Mortgagee in consideration of the sum of Three hundred fifty and no Dollars to John M. Fisher in hand paid, the receipt whereof is hereby acknowledged, do hereby Sell, Assign, Transfer, Set Over and Convey unto John M. Fisher 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 herein contained.

IN WITNESS WHEREOF, The said Mortgagee ha hereunto set hand this 13 day of August 1909.

EXECUTED IN PRESENCE OF

State of Oklahoma,
Washington County } ss.

This Assignment was filed for record on the 13 day of August A.D. 1909 at 9 o'clock A.M. and duly recorded in Book 116 on page 116 Fee, \$ 1.00 Register of Deeds.

RECEIPT.

RECEIVED OF John M. Fisher the within named Mortgagor the sum of Three hundred fifty and no Dollars, in full satisfaction of the within Mortgage.

FILED FOR RECORD On the 16 day of Aug A.D. 1909 at 9³⁰ o'clock A.M.

(Seal) H. B. Walkley

Register of Deeds.