

MORTGAGE OF REAL ESTATE

DORSEY Printing Company, Dallas, Texas

THIS INDENTURE Made this 27th day of August A.D. 1909, between Ben Burgess and wife Lydia C. Burgess of Tulsa County, in the State of Oklahoma, of the first part, and H. R. Cline of Tulsa County, in the State of Oklahoma, of the second part

WITNESSETH, That said part of the first part, in consideration of Six hundred (6.00) Dollars (\$600.00) the receipt of which is hereby acknowledged, do by these presents Grant, Bargain, Sell and Convey unto said part of the second part his heirs and assigns, the following described Real Estate, situated in Tulsa County, and State of Oklahoma, to-wit:

Lot seven (7) of section six (6) in township eighteen (18) north and range fourteen (14) east, subject to a mortgage of sixteen hundred fifty (650) dollars, given to Frank R. McCallough on the above described land and other lands and which mortgage has been assumed by one Longo Crier

TO HAVE AND TO HOLD The same unto the said part 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 Ben Burgess and Lydia C. Burgess have this day executed and delivered his certain promissory note in writing to said part of the second part, described as follows: \$600.00 Tulsa, Okla, Aug 27th 1909. For value received, six months after date we promise to pay to the order of H. R. Cline Six hundred Dollars at the Central Nat. Bank, with interest at the rate of ten per centum per annum from maturity until paid.

Signed Ben Burgess
Lydia C. Burgess

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

Ben Burgess
Lydia C. Burgess

State of Oklahoma, } ss.
Tulsa County } BEFORE ME Chas T. Reuter a Notary Public
in and for said County and State on this 28th day of August 1909, personally appeared Ben Burgess
and Lydia C. Burgess 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 Dec. 10th 1909, (Seal) Chas T. Reuter
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 hereunto set hand this day of 19

EXECUTED IN PRESENCE OF

State of Oklahoma, } ss.
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 30 day of Aug A.D. 1909 at o'clock M.

(Seal) H. C. Walkey

Register of Deeds.