

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:

COMPARED
All that part and parcel of the south west Quarter of the South East quarter of section twenty eight township seventeen North, Range Fourteen East, lying and being situate North and West of the Midland Valley R.R. Right of Way. Otherwise designated as Blocks numbered 1,2,3,4,11,12,13,14,15 16,17,18, together with the streets and alleys running on and across the same, and the streets on the north and Southsides thereof, and that portion of the street on the west side thereof, lying East of the quarter section line running through said street and being the West line of the said forty acre tract above designated, which said Blocks, Streets and alleys comprise a part of that certain plat of the town of Wealska, Creek Nation Indian Territory, Filed and recorded in the office of the U.S. Clerk and Ex-officio Recorder for the Seventh recording district of Indian Territory on August 29th. 1905, and recorded in Vol. M. 15, at page 645.

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 any wise appertaining, forever.

PROVIDED, ALWAYS, And these presents are upon this express condition that whereas said W. A. Fleming and Irene Fleming, his wife have this day executed and delivered one certain promissory note in writing to said party of the second part described as follows:

One note for One thousand dollars (\$1000.00) dated February 12th. 1924 and due Dec. 1st. 1924 bearing interest at 8% from date.

Now if said parties 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 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 said parties 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 parties of the first part have hereunto set their hands the day and year first above written.

W. A. Fleming

Irene Fleming

STATE OF OKLAHOMA Tulsa County, ss.

Before me, N. J. Robinson, a Notary Public in and for said County and State on this 14th day of February, 1924, personally appeared W. A. Fleming and Irene Fleming 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 use and purposes therein set forth.

My Commission expires January 24, 1928 (SEAL) N. J. Robinson, Notary Public
Filed for record in Tulsa County, Tulsa Oklahoma, Feby 15, 1924 at 10:40 o'clock A. M.
in Book 486, page 223

By Brady Brown, Deputy

(SEAL)

O. G. Weaver, County Clerk