

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.

WITNESS my hand and official seal the day and year above set forth.

My commission expires Feb. 21st, 1927. (Seal)

Everett M. Byers, Notary Public.

Filed for record in Tulsa, Tulsa County, Oklahoma, July 23, 1924, at 1:25 o'clock P.M. and recorded in Book 490, Page 224.

By Brady Brown, Deputy. (Seal)

O. G. Weaver, County Clerk.

263615 C.M.J.

State of Oklahoma,)
County of Tulsa.) ss.

AFFIDAVIT.

J. W. Smith of lawful age, being first duly sworn according to law deposes and says; that he is a resident of the City and County of Tulsa, State of Oklahoma; that on or about the 10th day of June A.D.1922 James H. McMahan entered into a certain contract with this affiant wherein it was agreed among other things to convey to this affiant the fee simple title of, in and to the following described real estate, situated in the city and county of Tulsa, State of Oklahoma, to-wit:

Lots 5,6,7 and 8 in Block in Park Dale Addition to the city of Tulsa, State of Oklahoma, according to the recorded plat thereof;

that said contract was duly filed for record in the County Clerk's Office in and for Tulsa County Oklahoma on the 19th day of January A.D.1923 and recorded in Book 426 at page 612; that on or about the 21st day of July A.D.1924 this affiant for a valuable consideration assigned the above mentioned and described contract to C. A. Hindenach of Tulsa, Oklahoma; that said assignment of said contract executed by this affiant is null and void for the reason that this affiant has never received the consideration agreed upon for the assignment of said contract, between this affiant and the said C. A. Hindenach; that said assignment of said contract thus executed and delivered to the said C. A. Hindenach is null and void and of no force or effect on account of lack of consideration; that this affiant hereby gives notice to public that he intends to institute suit to cancel said assignment of said contract, and further affiant sayeth not.

J. W. Smith

Subscribed and sworn to before me this 23rd day of July A.D.1924.

My commission expires 4/3 /1926. (Seal)

Paul Clinton, Notary Public

State of Oklahoma,)
County of Tulsa.) ss.

Before me the undersigned a Notary Public in and for said County and State on this 23rd day of July A.D.1924, personally appeared J. W. Smith to me known to be the identical person who executed the within and foregoing instrument, 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.

WITNESS my hand and official seal the day and year last above written.

My commission expires 4/3/1926 (Seal)

Paul Clinton, Notary Public.

Filed for record in Tulsa, Tulsa County, Oklahoma, July 23, 1924, at 1:30 o'clock P.M. and recorded in Book 490, Page 226.

By Brady Brown, Deputy. (Seal)

O. G. Weaver, County Clerk.