

MORTGAGE RECORD, No. 57.

COMPARED	FROM	State of Oklahoma, Tulsa County, ss.
		This instrument was filed for record on the <u>3</u> day
		of <u>Oct.</u> A. D. 19 <u>29</u> at <u>10</u> o'clock <u>A</u> M.
	TO	Fees, \$.....
		By <u>[Signature]</u> Deputy.

MORTGAGE OF REAL ESTATE.—HALL DODSWORTH BOOK CO., LEAVENWORTH, KAN. No. 19788.

THIS INDENTURE Made this 30 day of October, A. D. 1929, between J. W. Earns of the first part, and Commerce Bank of Tulsa of the second part, and Commerce Bank of Tulsa of the second part:

WITNESSETH, That said part.....of the first part, in consideration of Twenty Thousand Twelve and 00/100 Dollars (\$.....), the receipt of which is hereby acknowledged, do.....by these presents, grant, bargain, sell and convey unto said part.....of the second part.....heirs and assigns, the following-described Real Estate, situated in Tulsa County, and State of Oklahoma, to-wit: Lot (3) line of the west 1/2 half of the north west 1/4 quarter of the north east 1/4 quarter of section 12, township 17, north Range 12 east Tulsa County Okla.

TO HAVE AND TO HOLD THE SAME unto the said part.....of the second part.....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 J. W. Earns has this day executed and delivered a certain promissory note in writing to said part.....of the second part, described as follows: note for \$2012 dated Oct 20 1929 and due 30 days from date, with interest at 8% from maturity and a 10% attorney's fee if collected by legal proceedings signed J. W. Earns -

Now, if said part.....of the first part shall pay or cause to be paid to said part.....of the second part.....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 the 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 has hereunto set his hand the day and year first above written.

STATE OF OKLAHOMA, TULSA COUNTY, ss.

Before me Frank F. Bowlin a Notary Public in and for said County and State on this 2nd day of November, 1929, personally appeared J. W. Earns 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. My commission expires April 14 1930.

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 has hereunto set.....hand this.....day of.....19.....

EXECUTED IN PRESENCE OF

This assignment was filed for record on the.....day of.....A. D. 19....., at.....o'clock.....M. Fee, \$.....
Register of Deeds.

RECEIPT.

Received of.....the within-named mortgagor.....the sum of.....and.....DOLLARS, in full satisfaction of the within mortgage.