

MORTGAGE RECORD, No. 57.

FROM

State of Oklahoma, Tulsa County, ss.

TO

This instrument was filed for record on the 23 day of Dec. A. D. 1929, at 10 o'clock A. M.

Fees, \$

By *Sub.* *H. C. Mackay* Register of Deeds.
Deputy.

MORTGAGE OF REAL ESTATE.—BANK DOWNSIDE BOOK CO., LEAVENWORTH, KAN. No. 19788.

THIS INDENTURE, Made this 20th day of December, A. D. 1929, between *Emma M. Cloud* of *Tulsa* County, in the State of Oklahoma, of the first part, and *John W. Metzger* of *Tulsa* County, in the State of Oklahoma, of the second part:

WITNESSETH, That said part of the first part, in consideration of *Three hundred + no/100* Dollars (\$ *300.00*), the receipt of which is hereby acknowledged, do by those presents, grant, bargain, sell and convey unto said part of the second part, *his* heirs and assigns, the following-described Real Estate, situated in *Payne* County, and State of Oklahoma, to-wit:

The north half of northwest quarter of section 36, township 19 North, range 13 East, of Indian Meridian 1 West, County, State of Oklahoma), Three hundred + no/100 Dollars.

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 *Emma M. Cloud* has this day executed and delivered, *to* certain promissory notes in writing to said part of the second part, described as follows:

#1 *100.00 One hundred Dollars Rec. Dec. 20th 1929.*

#2 *200.00 Two hundred Dollars Rec. 20th 1929.*

Interest at 8% per annum.

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 notes 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 *her* hand the day and year first above written.

STATE OF OKLAHOMA, TULSA COUNTY, ss.

Before me, *Russ L. Grant* Notary Public, in and for said County and State on this 20th day of December, 1929, personally appeared *Emma M. Cloud* and *John W. Metzger* and *she* executed the same as *her* free and voluntary act and deed for the uses and purposes therein set forth. My commission expires *July 16th* 19*33*. *Sub.* *Russ L. Grant* Notary Public.

ASSIGNMENT.

KNOW ALL MEN BY THESE PRESENTS: That *Emma M. Cloud* of *Tulsa* County, in the State of Oklahoma, the within-named mortgage, in consideration of the sum of *300.00* DOLLARS, to *John W. Metzger* in hand paid, the receipt whereof is hereby acknowledged, do hereby SELL, ASSIGN, TRANSFER, SET OVER and CONVEY unto *his* 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 *his* hand this *20th* day of *December* 19*29*.

EXECUTED IN PRESENCE OF

This assignment was filed for record on the *23rd* day of *Dec.* A. D. 19*29*, at *10* o'clock *A.* M. Fee, \$ *1.00*

Register of Deeds.

RECEIPT.

Received of *John W. Metzger* the within-named mortgagor the sum of *300.00* DOLLARS, in full satisfaction of the within mortgage.