

## MORTGAGE RECORD, No. 57.

FROM

State of Oklahoma, Tulsa County, ss.

This instrument was filed for record on the 22 day  
of Dec A. D. 1909, at 11 o'clock A. M.

Fees, \$

By Heckley Deputy. Seed

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

THIS INDENTURE, Made this 17<sup>th</sup> day of December, A. D. 1909, between John M. Allison of Tulsa County, in the State of Oklahoma, of the first part, and Emma M. Allison of Tulsa County, in the State of Oklahoma, of the second part:

WITNESSETH, That said part 4 of the first part, in consideration of

the receipt of which is hereby acknowledged, do by these presents, grant, bargain, sell and convey unto said part 4 of the second part, his heirs and assigns, the following-described Real Estate, situated in Tulsa County, and State of Oklahoma, to wit: Lot no One (1) in Block 132 in the Warner Addition to the City of Tulsa as shown by plat of said addition prepared by J. Gus Patton Surveyor. DOLLARS,

TO HAVE AND TO HOLD THE SAME unto the said part 4 of the second part, his heirs and assigns, together with all and singular the tenements, hereditaments and appurtenances thereunto belonging, or in anywise pertaining, forever.

PROVIDED, ALWAYS, And these presents are upon this express condition, that whereas said John M. Allison on this day executed and delivered to certain promissory note in writing to said part 4 of the second part (described as follows: Dated Aug 17<sup>th</sup> 1909 due Dec 17-1911 for the sum of \$2000.00 Two Thousand Dollars bearing interest at the rate of 8 percent per annum payable semi-annually and providing for all legal fees. The said parties agree to pay \$2000.00 and upon failure to so keep the same promissory note, and second party may elect to keep said indebtedness due in that note is collect made by law

Now, if said part 4 of the first part shall pay or cause to be paid to said part 4 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 4 of the second part shall be entitled to the possession of said premises. And the said part 4 of the first part for said consideration do hereby expressly waive an appraisement 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 4 of the first part ha hereunto set their hand the day and year first above written.

STATE OF OKLAHOMA, TULSA COUNTY, ss.

Before me, the undersigned Notary Public in and for said County and State on this 18 day of Dec, 1909, personally appeared John M. Allison and Emma M. Allison 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 uses and purposes therein set forth.

My commission expires May 6- 1912 S. D. Desire L. Swift

## ASSIGNMENT.

KNOW ALL MEN BY THESE PRESENTS: That the undersigned of Tulsa County, in the State of Oklahoma, the within-named mortgagee in consideration of the sum of 2000.00 DOLLARS, to John M. Allison 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 ha hereunto set hand this 18 day of Dec 1909.

EXECUTED IN PRESENCE OF

This assignment was filed for record on the 22 day of Dec, A. D. 1909, at 11 o'clock A. M. Fees, \$

Register of Deeds.

\$

## RECEIPT.

Received of John M. Allison the within-named mortgagor the sum of 2000.00 DOLLARS, and Emma M. Allison in full satisfaction of the within mortgage.