

MORTGAGE RECORD, No. 57.

FROM

State of Oklahoma, Tulsa County, ss.

TO

This instrument was filed for record on the 27 day of Dec., A. D. 1917, at 4³⁰ o'clock P. M.

Fees, \$

By

Deputy.

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

THIS INDENTURE, Made this 3rd day of November, A. D. 1917, between Mattie M. Simon and George W. Simon, of Tulsa County, in the State of Oklahoma, of the first part, and E. L. Maybell, of Tulsa County, in the State of Oklahoma, of the second part:

WITNESSETH, That said part¹ of the first part, in consideration of Three hundred seventy five and 10/100 Dollars (\$ 375.10), the receipt of which is hereby acknowledged, do by these presents, grant, bargain, sell and convey unto said part² of the second part, his heirs and assigns, the following-described Real Estate, situated in Tulsa County, and State of Oklahoma, to-wit: Lot one (1) Block thirty-four (34) Quays Addition to Tulsa Okla and according to the Record Plat thereof.

DOLLARS,

TO HAVE AND TO HOLD THE SAME unto the said part² 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 Mattie M. & George W. Simon have this day executed and delivered one certain promissory note in writing to said part² of the second part, described as follows: Dated Nov. 3, 1908 Due Nov. 3, 1909 with the 8th day of Jan from date

Now, if said part¹ of the first part shall pay or cause to be paid to said part² 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 part¹ of the second part shall be entitled to the possession of said premises. And the said part¹ of the first part for said consideration do hereby expressly waive an appraisal of said real estate and all benefit of the homestead exemption and stay laws of the State of Oklahoma.

IN WITNESS WHEREOF, The said part¹ of the first part have hereunto set their hands the day and year first above written.

STATE OF OKLAHOMA, TULSA COUNTY, ss.

Before me, O. E. Lynch, Notary Public in and for said County and State on this 3rd day of November, 1917, personally appeared Mattie M. Simon and George W. Simon, 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 July 2, 1918.

ASSIGNMENT.

KNOW ALL MEN BY THESE PRESENTS, That E. L. Maybell of Tulsa County, in the State of Oklahoma, the within-named mortgagee, in consideration of the sum of one and 00/100 Dollars, to him in hand paid, the receipt whereof is hereby acknowledged, do hereby SELL, ASSIGN, TRANSFER, SET OVER and CONVEY unto R. M. Martindale

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 26th day of August 1917.

EXECUTED IN PRESENCE OF

This assignment was filed for record on the day of A. D. 1917, at o'clock M. Fee, \$

Register of Deeds.

1917

RECEIPT.

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

State of Oklahoma, Tulsa County, ss. I, O. E. Lynch, a Notary Public in and for said County and State, do hereby certify that this instrument was filed for record in my office on Nov. 5, 1917, at 9:20 o'clock a.m. and is duly recorded in record 34 pages 14. H. C. Maybell, Register of Deeds.

Before me (O. E. Lynch, a Notary Public in and for said County and State) on this 26 day of August, 1917, personally appeared R. M. Martindale, 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.