

## MORTGAGE RECORD, No. 57.

FROM

State of Oklahoma, Tulsa County, ss.

This instrument was filed for record on the 27 day  
of Jan A. D. 1910, at 10<sup>50</sup> o'clock A. M.

Fees, \$

(Seal)

H. C. Walker

Register of Deeds.

By Deputy.

MORTGAGE OF REAL ESTATE—SAML DODSWORTH BOOK CO., LEAVENWORTH, KAN. No. 1978.

THIS INDENTURE, Made this 27th day of January, A. D. 1910, between J. J. Harbour & Francis Harbour of Tulsa County, in the State of Oklahoma, of the first part, and G. H. Simmons of Tulsa County, in the State of Oklahoma, of the second part:

WITNESSETH, That said part 1 of the first part, in consideration of three hundred and fifty Dollars (\$ 350), the receipt of which is hereby acknowledged, do sell by these presents, grant, bargain, sell and convey unto said part 2 of the second part his heirs and assigns, the following-described Real Estate, situated in Tulsa County, and State of Oklahoma, to-wit: All of Lots One (1) and Two (2) in Block 112 (2) and 113 (2) in the city of Tulsa, Tulsa County, State of Oklahoma, as per plat of the DOLLARS, recorded and filed with the City of Tulsa since April (1st) 1908 @ 5.00 o'clock A.M.

TO HAVE AND TO HOLD THE SAME unto the said part 2 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 J. J. Harbour & Francis Harbour has this day executed and delivered a certain promissory note in writing to said part 2 of the second part, described as follows:

One note dated January twenty seventh (27) 1910 for sixty days from date of

Now, if said part 1 of the first part shall pay or cause to be paid to said part 2 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 1 of the first part shall be entitled to the possession of said premises. And the said part 1 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 part 1 of the first part ha hereunto set hand the day and year first above written.

J. J. Harbour  
G. H. Harbour

## STATE OF OKLAHOMA, TULSA COUNTY, ss.

Before me E. Bradshaw Notary Public in and for said County and State on this 27th day of January, 1910, personally appeared J. J. Harbour and Francis Harbour 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 Sept - 1 1910  
(Comm. Expires July 11, 1913)

## ASSIGNMENT.

KNOW ALL MEN BY THESE PRESENTS:

That the 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 ha hereunto set hand this day of 1910

EXECUTED IN PRESENCE OF

This assignment was filed for record on the day of A. D. 1910, at o'clock M. Fee, \$

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## RECEIPT.

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

For value received, I acknowledge satisfaction and payment in full of the within mortgage, and same is hereby released.

E. H. Simmons

Signed and acknowledged before me March 19-1910

H. C. Walker

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W. H. Simmons