

MORTGAGE RECORD, No. 57.

COMPARED

FROM

TO

State of Oklahoma, Tulsa County, ss.

This instrument was filed for record on the 23rd day of May A. D. 1910, at 8 o'clock A. M.

Fees, \$

By

Deputy.

MORTGAGE OF REAL ESTATE.—SAML BODSWORTH BOOK CO., LEAVENWORTH, KAN. No. 10788.

THIS INDENTURE, Made this 18th day of May, A. D. 1910, between J. H. and Marguerite Montgomery, husband and wife, of Tulsa County, in the State of Oklahoma, of the first part, and Farmers State Bank of Okemulgee, Tulsa County, in the State of Oklahoma, of the second part:

WITNESSETH, That said parties of the first part, in consideration of the sum of One hundred ten Dollars (\$100.00), the receipt of which is hereby acknowledged, do hereby present, grant, bargain, sell and convey unto said parties of the second part, heirs and assigns, the following-described Real Estate, situated in Tulsa County, and State of Oklahoma, to-wit:

Lot Eighteen (18) in Block three (3) and Lot twelve (12) in Block four (4) all in the town site of Okemulgee, Tulsa County, Oklahoma according to the recorded plat thereof.

TO HAVE AND TO HOLD THE SAME unto the said Corporation 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 parties of the first part executed and delivered to said parties of the second part, certain promissory note in writing to said parties of the second part, described as follows:

Regular form of the Bank note dated May 18 1910, due in Six Months ten per cent interest from maturity amount One hundred ten Dollars (\$110.00)

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

STATE OF OKLAHOMA, TULSA COUNTY, ss.

Before me, Lewis Clive, Notary Public, in and for said County and State on this 19th day of May, 1910, personally appeared J. H. Montgomery and Marguerite Montgomery his wife, 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 March 20th 1913.

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, _____ 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.

\$ _____ 19____

RECEIPT.

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