

# Deed and Cherokee Patents.

37

WILL DOWDNEY BOOK CO. PRINTED AT LAWYERWORTH, EAM. No. 2063

COMPARED

## TRUSTEE'S DEED.

WHEREAS, On the 17th day of June, 1909, Wesley P. Moore, E. Milton Latimer and J. L. Harnage, parties grantor, executed and delivered to the UNION TRUST COMPANY, a corporation of the City of Tulsa, Tulsa County, Oklahoma, as trustee, a deed of trust, to the property therein described, known as the Burgess Hill Addition to the City of Tulsa, Oklahoma, which deed was, on the 17th day of June, 1909, recorded in the office of the Register of Deeds of Tulsa County, Oklahoma, in Book 62, at page 444, in which deed the parties grantor covenanted and agreed to warrant and defend the title to said property, and every part and parcel thereof, to and unto all persons, firms or corporations to whom the said UNION TRUST COMPANY, its successors or assigns, may, as such trustee, convey the same, against the claims of all persons whomsoever; and did in said deed, ratify and confirm all acts which the said Trust Company might do thereunder.

NOW, THEREFORE, This indenture, made this 17<sup>th</sup> day of December, 1910, between the UNION TRUST COMPANY, as such Trustee, party of the first part, in pursuance of the powers conferred upon it by said deed of trust and Murietta Webster party of the second part:

WITNESSETH, That for and in consideration of the sum of Four Hundred \$2.00 DOLLARS, the receipt whereof is hereby acknowledged, the party of the first part, as such Trustee, has granted, bargained, sold and conveyed, and by these presents does grant, bargain, sell and convey unto the party of the second part, her heirs and assigns, the following-described real property, lying and situate in the Burgess Hill Addition to the City of Tulsa, Tulsa County, Oklahoma, to-wit:

Lot Eight (8) in Block Lipton (16) as per recorded amended plat thereof

Subject to taxes for 1909 and 1910

together with the tenements, hereditaments, and appurtenances thereunto belonging or in anywise appertaining.

TO HAVE AND TO HOLD the same unto the said party of the second part, her heirs and assigns, forever; provided always, that this grant, and the covenants herein contained, are subject to a condition and reservation binding upon the parties, their heirs or assigns, that in no event shall the second party, his heirs or assigns, erect upon any portion of the premises described, a building other than a dwelling house, and curtilages thereto, and costing less than Fifteen Hundred \$1500.00 Dollars.

The party of the first part covenants and agrees with the party of the second part that the covenants of warranty and all covenants and agreements by the said parties grantor in said trust deed of date June 17, 1909, shall run to the party of the second part, herein, and that the party of the first part will, as such trustee, forever warrant and defend the title to the said real property, in and to the party of the second part, her heirs and assigns, against all claims or acts of the first party and those of all persons claiming by, through or under it, and no other.

IN WITNESS WHEREOF, The party of the first part has caused these presents to be executed in its behalf by its President, and attested by its Secretary, and the seal of the corporation hereto affixed, by authority of its board of directors and by-laws, this 17<sup>th</sup> day of December, 1910.

Attest: H. B. Ashby (Seal) Secretary. By: J. H. McLeod President. UNION TRUST COMPANY, TRUSTEE.

## ACKNOWLEDGMENT.

State of Oklahoma, County of Tulsa, ss.

Before me, F. L. Dumas a Notary Public, in and for said County and State, on this 17<sup>th</sup> day of December, 1910, personally appeared

J. H. McLeod to me known to be the identical person who subscribed the name of the maker thereof to the foregoing instrument, as its President and acknowledged to me that he executed the same as his free and voluntary act and deed, and the free and voluntary act and deed of such corporation, for the uses and purposes therein set forth.

WITNESS my hand and official seal.

My commission expires November 25<sup>th</sup> 1912. F. L. Dumas Notary Public.

This instrument was filed for record on the 28 day of Jan, A. D. 1911 at 10 o'clock A.M.

By: Seal Deputy. H. B. Ashby Register of Deeds.