

## MORTGAGE RECORD

SAML. DODD WORTH BOOK CO., LEAVENWORTH, KAN. No. 21051

## MORTGAGE OF REAL ESTATE

THIS INDENTURE, Made this 9th day of May, A. D. 1911, between J. S. Kirby and Dora Kirby (his wife) of Tulsa, in Tulsa County, in the State of Oklahoma, of the first part, and J. P. Mason of City of Tulsa and in Tulsa County, in the State of Oklahoma, of the second part:

WITNESSETH, That said part 1st of the first part, in consideration of One hundred and Sixty-five Dollars (\$ 165 ), the receipt of which is hereby acknowledged, do... by these presents grant, bargain, sell and convey unto said part 2d of the second part, his heirs and assigns, the following-described Real Estate, situated in Tulsa County, and State of Oklahoma, to-wit:

The Masterly one half of lot three (3) in block twenty one (21) in the city of Tulsa, Oklahoma, according to the government survey and official plat thereof and including all improvements thereon

TO HAVE AND TO HOLD THE SAME unto the said part 2d 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. S. Kirby and Dora Kirby ha at this day executed and delivered a certain promissory note... in writing to said part 2d of the second part, described as follows:

One note in the sum of one hundred and sixty five (\$165) dollars, of even date herewith given and as due and payable June the 9th 1911, at the office of J. P. Mason in the city of Tulsa, Oklahoma and signed by J. S. Kirby and Dora Kirby

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

J. S. Kirby  
Dora Kirby

## STATE OF OKLAHOMA, TULSA COUNTY, ss.

Before me, E. H. Stratton Notary Public, in and for said County and State, on this 9 day of May, 1911, personally appeared J. S. Kirby and Dora Kirby 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 4/8 1915 (seal) E. H. Stratton Notary Public

## KNOW ALL MEN BY THESE PRESENTS:

That the of Tulsa County, in the State of Oklahoma, the within-named mortgagor... In consideration of the sum of 165 DOLLARS, to the 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 mortgage... ha at hereunto set their hand this day of May, 1911.

## EXECUTED IN PRESENCE OF

This assignment was filed for record on the 9 day of May, A. D. 1911, at 3 o'clock P. M. Fee, \$... Register of Deeds.

## RECEIPT

\$... Received of the the within-named mortgagor... the sum of 165 DOLLARS, in full satisfaction of the within mortgage.

## STATE OF OKLAHOMA, TULSA COUNTY, ss.

This instrument was filed for record on the 9 day of May, A. D. 1911, at 3 o'clock P. M. Fees, \$... (seal) H. C. Maltby Register of Deeds.  
By Deputy

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

Signed and acknowledged before me J. P. Mason Register of Deeds.