

# MORTGAGE RECORD

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## MORTGAGE OF REAL ESTATE

THIS INDENTURE, Made this 22nd day of May, A. D. 1911, between De Witt T. Bertholf and Lena Bertholf his wife of Chicotah, McIntosh County, in the State of Oklahoma, of the first part, and William F. Morris of Mounds, Creek County, in the State of Oklahoma, of the second part:

WITNESSETH, That said part first of the first part, in consideration of Five Hundred Dollars (\$ 500), the receipt of which is hereby acknowledged, do... by these presents grant, bargain, sell and convey unto said party of the second part, his heirs and assigns, the following-described Real Estate, situated in Tulsa County, and State of Oklahoma, to-wit:

The east half of the northwest quarter section eight (8) township system (16) north and range thirteen (13) east, containing 80 acres, more or less

TO HAVE AND TO HOLD THE SAME unto the said party 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 De Witt T. Bertholf and Lena Bertholf have on this day executed and delivered one certain promissory note... in writing to said party of the second part, described as follows:

Dated Chicotah, Oklahoma, May 22nd, 1911.  
December 1st, 1911, I promise to pay to William F. Morris  
the sum of five hundred dollars with interest at the rate  
of ten per cent per annum from date.  
De Witt T. Bertholf and Lena Bertholf

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

De Witt T. Bertholf  
Lena Bertholf

STATE OF OKLAHOMA, TULSA COUNTY, ss.

Before me, Chas R. Freeman Notary Public, in and for said County and State, on this 22nd day of May, 1911, personally appeared De Witt T. Bertholf and Lena Bertholf 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 Jan. 18th 1912 (seal) Chas R. Freeman Notary Public

### ASSIGNMENT

KNOW ALL MEN BY THESE PRESENTS:

That De Witt T. Bertholf of Chicotah, McIntosh County, in the State of Oklahoma, the within-named mortgagor, in consideration of the sum of Five Hundred DOLLARS, to William F. Morris 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 mortgagee, William F. Morris, hereunto set his hand, this 31st day of May, 1911.

EXECUTED IN PRESENCE OF

This assignment was filed for record on the 31st day of May, A. D. 1911, at 8 o'clock P. M. Fee, \$ 1.00 Register of Deeds.

### RECEIPT

Received of William F. Morris the within-named mortgagor, the sum of Five Hundred DOLLARS, in full satisfaction of the within mortgage.

STATE OF OKLAHOMA, TULSA COUNTY, ss.

This instrument was filed for record on the 31st day of May, A. D. 1911, at 8 o'clock P. M. Fees, \$ 1.00 By W. B. Malley Deputy, Register of Deeds.