

MORTGAGE RECORD

MORTGAGE OF REAL ESTATE

THIS INDENTURE, Made this 3rd day of June, A. D. 1911, between Spire M. Berry, a single man of Tulsa County, in the State of Oklahoma, of the first part, and H. N. Randolph of Tulsa County, in the State of Oklahoma, of the second part:

WITNESSETH, That said part of the first part, in consideration of Five hundred (\$500.00) and no/100 Dollars (\$500.00), the receipt of which is hereby acknowledged, do by these presents grant, bargain, sell and convey unto said part y of the second part, his heirs and assigns, the following-described Real Estate, situated in Tulsa County, and State of Oklahoma, to-wit:

The south half (1/2) of lot four (4) in block one hundred ninety one (191) of the city of Tulsa, according to the government plat and survey of said city DOLLARS,

TO HAVE AND TO HOLD THE SAME unto the said part y 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 Spire M. Berry has at this day executed and delivered one (1) certain promissory note...in writing to said part y of the second part, described as follows:

One (1) note in the sum of five hundred (\$500) dated June 16th 1911 payable October 16th 1911 with interest at the rate of 8% per annum payable to the order of H. N. Randolph.

(This mortgage is subject to a mortgage dated June 16th 1911 made by Spire M. Berry to Emma Bauschbach, to secure the payment of a note in the sum of \$1250)

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

Spire M. Berry.

STATE OF OKLAHOMA, TULSA COUNTY, ss.

Before me, The undersigned Notary Public in and for said County and State, on this 3rd day of June, 1911, personally appeared Spire M. Berry, a single man and 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 Feb 7th 1914 (real) Bess Stackhouse Notary Public

ASSIGNMENT

KNOW ALL MEN BY THESE PRESENTS:

That in the State of Oklahoma, the within-named mortgagor...in consideration of the sum of 500 and 00 DOLLARS, to me 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 mortgage...has hereunto set his hand...this 3rd day of June, 1911.

EXECUTED IN PRESENCE OF

This assignment was filed for record on the 3rd day of June, A. D. 1911, at 10 o'clock P. M. Fee, \$10. Register of Deeds.

RECEIPT

Received of Spire M. Berry the within-named mortgagor...the sum of 500 DOLLARS, in full satisfaction of the within mortgage.

STATE OF OKLAHOMA, TULSA COUNTY, ss.

This instrument was filed for record on the 3rd day of June, A. D. 1911, at 10 o'clock P. M. Fees, \$10.

By H. N. Randolph Deputy, Register of Deeds.