

COMPARED

#32821

MORTGAGE RECORD

467

MORTGAGE OF REAL ESTATE

THIS INDENTURE, Made this 12 day of July, A. D. 1911, between E. C. Simmons, a single man of Tulsa County, in the State of Oklahoma, of the first part, and J. H. Hoff of Tulsa County, in the State of Oklahoma, of the second part:

WITNESSETH, That said part M of the first part, in consideration of Five Hundred and 70/100 Dollars (\$ 500.70), the receipt of which is hereby acknowledged, do by these presents grant, bargain, sell and convey unto said part M of the second part, his heirs and assigns, the following-described Real Estate, situated in Tulsa County, and State of Oklahoma, to-wit: The Easterly one-half (1/2) of Lot Three (3) in Block Two Hundred two (202) in the City of Tulsa, Oklahoma, according to the official plat thereof. DOLLARS,

TO HAVE AND TO HOLD THE SAME unto the said part M of the second part, his heirs and assigns, together with all and singular the tenements, hereditaments and appurtenances therunto belonging, or in anywise appertaining, forever.

PROVIDED, ALWAYS, And these presents are upon this express condition, that whereas, said E. C. Simmons here by this day executed and delivered one certain promissory note in writing to said part M of the second part, described as follows:

In the principal sum of \$500.00 payable one year after date with interest at rate of 10 percent per annum from date.

Now, if said part M of the first part shall pay or cause to be paid to said part M 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 part M of the first part or sum of the money on 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 M of the second part shall be entitled to the possession of said premises. And the said part M of the first part for said consideration does hereby expressly waive an appraisement 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 M of the first part, hereunto set his hand the day and year first above written. E. C. Simmons

STATE OF OKLAHOMA, TULSA COUNTY, ss.

Before me, R. M. Hoffner Notary Public in and for said County and State, on this 12th day of July, 1911, personally appeared E. C. Simmons and 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 October 8, 1913. R. M. Hoffner Notary Public.

KNOW ALL MEN BY THESE PRESENTS: **ASSIGNMENT** That the within named mortgage of the within named mortgage 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 mortgage ha hereunto set hand this day of 19

EXECUTED IN PRESENCE OF

This assignment was filed for record on the 12 day of July, A. D. 1911, at 11:50 o'clock M. Fee, \$ 10. Register of Deeds.

RECEIPT

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

STATE OF OKLAHOMA, TULSA COUNTY, ss.

This instrument was filed for record on the 12 day of July, A. D. 1911, at 11:50 o'clock M. Fees, \$ 10. By A. C. Walkley Deputy. Register of Deeds.

(Seal)