

## MORTGAGE RECORD

# 33074

SAMUEL DODSWORTH BOOK CO., LEAVENWORTH, KAN. No. 21051

## MORTGAGE OF REAL ESTATE

THIS INDENTURE, Made this 22nd day of July, A. D. 1911, between E. C. Johnston & Evelyn Etta Johnston of Tulsa County, in the State of Oklahoma, of the first part, and Buyer G. Melham of Tulsa County, in the State of Oklahoma, of the second part:

WITNESSETH, That said part... of the first part, in consideration of Six Hundred and Fifty Dollars (\$ 650.00), the receipt of which is hereby acknowledged, do... by these presents grant, bargain, sell and convey unto said part... of the second part, his heirs and assigns, the following-described Real Estate, situated in Tulsa County, and State of Oklahoma, to-wit:

Lot Five (5) in Block Eight (8) in Burgers Hill Addition to the City of Tulsa, Oklahoma, according to the recorded plat thereof.  
This Mortgage is given subject to a mortgage to the Farm & Home Loan Savings Association of Nevada, Missouri for \$2000.00 mortgage dated July 20th 1911,

TO HAVE AND TO HOLD THE SAME unto the said part... 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. Johnston & Evelyn Etta have this day executed and delivered their certain promissory note... in writing to said part... of the second part, described as follows:

One Promissory Note of \$650.00, dated May 22nd, 1911, at 10% and payable one year from date.

Now, if said part... of the first part shall pay or cause to be paid to said part... 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... of the second part shall be entitled to the possession of said premises. And the said part... of the first part for said consideration do... 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... of the first part ha... hereunto set their hands the day and year first above written.

E. C. Johnston  
Evelyn Etta Johnston

## STATE OF OKLAHOMA, TULSA COUNTY, ss.

Before me, F. A. Haver Notary Public in and for said County and State, on this 22 day of July, 1911, personally appeared E. C. Johnston and Evelyn Etta Johnston 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 Feb 23 1913 F. A. Haver, Notary Public

## ASSIGNMENT

KNOW ALL MEN BY THESE PRESENTS: That... of... County, in the State of Oklahoma, the within-named mortgagor... in consideration of the sum of... 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... day of... A. D. 19... at... o'clock... M. Fee, \$... Register of Deeds.

## RECEIPT

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

## STATE OF OKLAHOMA, TULSA COUNTY, ss.

This instrument was filed for record on the 22 day of Jul, A. D. 1911, at 3 o'clock P. M. Fees, \$... H. C. Walling Register of Deeds.

By... Deputy.

(Seal)