

COMPARED

MORTGAGE RECORD

33494

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

MORTGAGE OF REAL ESTATE

THIS INDENTURE, Made this 26th day of July, A. D. 1911, between R. R. Roberts & Florence Roberts of Tulsa County, in the State of Oklahoma, of the first part, and Nellie S. Heaton of Goplin Mo., County, in the State of Oklahoma, of the second part:

WITNESSETH, That said part 1st of the first part, in consideration of Twenty-five hundred and 00/100 Dollars to the receipt of which is hereby acknowledged, do hereby presents grant, bargain, sell and convey unto said part 2nd of the second part, here heirs and assigns, the following-described Real Estate, situated in the County of Tulsa County, and State of Oklahoma, to-wit:

The North Half (1/2) of Lot Five (5) in Block One Hundred Seven, in the City of Tulsa, Oklahoma, according to the original survey thereof.

TO HAVE AND TO HOLD THE SAME unto the said part 2nd of the second part, 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 parties of the first part have this day executed and delivered a certain promissory note in writing to said part 2nd of the second part, described as follows:

due on June 1, 1912, for the sum of Twenty-five Hundred Dollars, bearing interest at the rate of 8 1/2 per cent from date, payable every five months,

Now, if said part 1st of the first part shall pay or cause to be paid to said part 2nd of the second part, here 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 the 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 become due and payable, and said part 2nd 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 in application 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 have hereunto set their hand the day and year first above written.

R. R. Roberts
Florence Roberts

Colorado, El Paso
STATE OF OKLAHOMA, TULSA COUNTY, ss.

Before me, the undersigned Notary Public in and for said County and State, on this 28th day of July, 1911, personally appeared Florence Roberts and

to me known to be the identical person who executed the within and foregoing instrument, and acknowledged to me that she executed the same as her free and voluntary act and deed for the uses and purposes therein set forth. Witness my hand and notarial seal the day and year above set forth. My commission expires Dec. 13, 1913, Havilah J. Ross Notary Public.

KNOW ALL MEN BY THESE PRESENTS:

That the of the County, in the State of Oklahoma, the within-named mortgagor in consideration of the sum of Twenty-five hundred and 00/100 DOLLARS, to the 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 mortgagee have hereunto set their hand this 28th day of July, 1911.

EXECUTED IN PRESENCE OF

This assignment was filed for record on the 10th day of Aug, A. D. 1911, at 9 o'clock M. P. M., Sec. S. Register of Deeds.

RECEIPT

Received of the the within-named mortgagor, the sum of Twenty-five hundred and 00/100 DOLLARS, in full satisfaction of the within mortgage.

STATE OF OKLAHOMA, TULSA COUNTY, ss.

This instrument was filed for record on the 10th day of Aug, A. D. 1911, at 9 o'clock A. M.

Fees, \$ 0.00 By J. H. C. Winkley Deputy, Register of Deeds.

(Seal)

State of Oklahoma } ss. Before me R. R. Roberts, in and for said County and State on this 31st day of July 1911, personally appeared R. R. Roberts and Florence Roberts, 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. Witness my hand and notarial seal the day and year above set forth. (Seal) My commission expires July 16th - 1913, Notary Public

Together with an attorney's fee of \$50.00 shall be thereon payable.