

COMPARED

MORTGAGE RECORD

SAML DODSWORTH BOOK CO., LEAVENWORTH, KAN. No. 21054

MORTGAGE OF REAL ESTATE

THIS INDENTURE, Made this 2nd day of Aug, A. D. 1911, between C. A. Kilborn & Maude Kilborn his wife of Tulsa County, in the State of Oklahoma, of the first part, and Merchants & Planters Bank of Tulsa County, in the State of Oklahoma, of the second part:

WITNESSETH, That said part 1st of the first part, in consideration of Two hundred sixty and no/100 Dollars (\$ 260.00), the receipt of which is hereby acknowledged, do... by these presents grant, bargain, sell and convey unto said part 2d of the second part, its successors and assigns, the following-described Real Estate, situated in Tulsa County, and State of Oklahoma, to-wit: The Easterly thirty (30) feet of the Southerly Fifty 50 feet of Lot three (3) in Block one hundred seventy (170) in the City of Tulsa, Oklahoma, according to the United States Survey thereof.

TO HAVE AND TO HOLD THE SAME unto the said part 2d of the second part, its successors 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 C. A. and Maude Kilborn have this day executed and delivered the certain promissory note in writing to said part 1st of the second part, described as follows: within mortgage to secure a certain note for \$ 300.00 dated March 23, 1911 due in ninety days, signed by C. A. Kilborn & John M. Bivins, the said note having had paid on same the sum of \$ 40.00 May 10th 1911, balance due of two hundred sixty dollars.

The within mortgage is given subject to a mortgage of \$ 800.00 given to the Tulsa Building and Loan Assn.

Now, if said part 1st of the first part shall pay or cause to be paid to said part 2d of the second part, its successors 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 2d 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 an appraisal of said real estate and all benefit of the homestead exemption and stay laws of the State of Oklahoma. Tulsa Co.

IN WITNESS WHEREOF, The said part 1st of the first part have hereunto set their hand the day and year first above written.

C. A. Kilborn
Maude Kilborn

STATE OF OKLAHOMA, TULSA COUNTY, ss.

Before me, W. V. Biddison Notary Public in and for said County and State, on this 4th day of August, 1911, personally appeared C. A. Kilborn and Maude Kilborn to me known to be the identical person 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 11/25 1911 W. V. Biddison

ASSIGNMENT

KNOW ALL MEN BY THESE PRESENTS:

That the within-named mortgagor in consideration of the sum of 260.00 Dollars, in the State of Oklahoma, the within-named mortgagor in consideration of the sum of 260.00 Dollars, to the within-named mortgagee, 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 day of August, 1911.

EXECUTED IN PRESENCE OF

This assignment was filed for record on the 1st day of Aug, A. D. 1911, at 10 o'clock M. Fee, \$ 1.00 Register of Deeds.

RECEIPT

Received of the within-named mortgagor the sum of 260.00 Dollars, in full satisfaction of the within mortgage.

STATE OF OKLAHOMA, TULSA COUNTY, ss.

This instrument was filed for record on the 1st day of Aug, A. D. 1911, at 10 30 o'clock A. M. Fees, \$ 1.00

By H. C. Walkley Deputy, Register of Deeds.

(Seal)