

## MORTGAGE RECORD

# 34117

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

## MORTGAGE OF REAL ESTATE

THIS INDENTURE, Made this 30th day of August, A. D. 1911, between John B. Davis & Corry J. Davis his wife of Tulsa County, in the State of Oklahoma, of the first part, and C. H. Walker of Pole County, in the State of Oklahoma, of the second part:

WITNESSETH, That said part 1st of the first part, in consideration of Eleven Hundred Twenty Dollars (\$ 1120.00 ), the receipt of which is hereby acknowledged, do by these presents grant, bargain, sell and convey unto said part 2nd of the second part, heirs and assigns, the following-described Real Estate, situated in Tulsa County, and State of Oklahoma, to-wit:

The West Seventy (70) feet of 2d Six (6) in Block One Hundred thirty three (133) having a frontage of Fifty (50) feet on South Denver Street in the City of Tulsa Oklahoma

Subject to a Mortgage of \$ 2500.00

TO HAVE AND TO HOLD THE SAME unto the said part 2nd 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 John B. Davis & Corry J. Davis his wife have this day executed and delivered one certain promissory note in writing to said part 2nd of the second part, described as follows:

One certain promissory note dated August 30th 1911, for Eleven hundred twenty Dollars due June 19th 1912,

Now, if said part 1st of the first part shall pay or cause to be paid to said part 2nd 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 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 an apportionment of said real estate and all benefit of the homestead exemption and say laws of the State of Oklahoma.

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

John B. Davis  
Corry J. Davis

## STATE OF OKLAHOMA, TULSA COUNTY, ss.

Before me, the undersigned Notary Public in and for said County and State, on this 30 day of August, 1911, personally appeared John B. Davis and Corry J. Davis his wife 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 January 4 - 1914 Chas N. Simon

## KNOW ALL MEN BY THESE PRESENTS:

## ASSIGNMENT

That John B. Davis & Corry J. Davis of Tulsa County, in the State of Oklahoma, the within-named mortgagor, in consideration of the sum of 1120.00 DOLLARS, to C. H. Walker 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, ha hereunto set his hand this 30th day of August, 1911.

EXECUTED IN PRESENCE OF

This assignment was filed for record on the 30th day of August, A. D. 1911, at 2 o'clock P. M. Fee, \$ 1.00 Register of Deeds.

## RECEIPT

Received of C. H. Walker the within-named mortgagor, the sum of 1120.00 DOLLARS, in full satisfaction of the within mortgage.

## STATE OF OKLAHOMA, TULSA COUNTY, ss.

This instrument was filed for record on the 30th day of Aug, A. D. 1911, at 9:00 o'clock A. M. Fees, \$ 1.00 By H. C. Walker Deputy. (Seal)