

## MORTGAGE RECORD

# 34421

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

## MORTGAGE OF REAL ESTATE

THIS INDENTURE, Made this 21st day of September, A.D. 1911, A.D. 1911, between Della S. Hawkins & J.B. Hawkins, of Tulsa County, in the State of Oklahoma, of the first part, and J.M. Barry, of Tulsa County, in the State of Oklahoma, of the second part;

WITNESSETH, That said part 1st of the first part, in consideration of Fifteen hundred and no/100 Dollars & the receipt of which is hereby acknowledged, do by these presents grant, bargain, sell and convey unto said part 2d of the second part, and his heirs and assigns, the following-described Real Estate, situated in Tulsa County, and State of Oklahoma, to-wit:

All of lot numbered five (5) in block numbered two (2) in Drew Addition to Tulsa, according to the recorded plat thereof, subject to a prior mortgage given to the State Mortgage and Trust Co. under date of April 16th 1909, same having been reduced to \$1200.00 at this time,

TO HAVE AND TO HOLD THE SAME unto the said part 2d of the second part, and 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 Della S. Hawkins & J.B. Hawkins have this day executed and delivered their certain promissory note in writing to said part 1st of the second part, described as follows:

Dated at Tulsa, Okla. September 21st 1911,  
payable to The Central National Bank ninety days  
after date for \$1500.00, for value received, with  
interest from maturity at the rate of eight per  
cent per annum.

Signed Della S. Hawkins  
J.B. Hawkins

Now, if said part 1st of the first part shall pay or cause to be paid to said part 2d of the second part, 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 apportionment 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 has hereunto set their hand the day and year first above written.

Della S. Hawkins  
J.B. Hawkins

## STATE OF OKLAHOMA, TULSA COUNTY, ss.

Before me, W.O. Buck, Notary Public in and for said County and State, on this 21st day of September, A.D. 1911, Della S. Hawkins and J.B. Hawkins, her husband personally appeared 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 June 26th 1915

(Seal)

KNOW ALL MEN BY THESE PRESENTS:

## ASSIGNMENT

That in consideration of the sum of no/100 Dollars, in the State of Oklahoma, the within-named mortgage do hereby SELL, ASSIGN, TRANSFER, SET OVER and CONVEY unto 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 has hereunto set hand this 21st day of September, A.D. 1911.

EXECUTED IN PRESENCE OF

This assignment was filed for record on the 21st day of September, A.D. 1911, at 4:05 o'clock P. M. Fee, \$1.00 Register of Deeds.

## RECEIPT

Received of the within-named mortgage the sum of no/100 Dollars, in full satisfaction of the within mortgage.

## STATE OF OKLAHOMA, TULSA COUNTY, ss.

This instrument was filed for record on the 21st day of September, A.D. 1911, at 4:05 o'clock P. M. Fees, \$1.00 By H.O. Walker, Deputy.

(Seal)