

MORTGAGE RECORD

MORTGAGE OF REAL ESTATE

THIS INDENTURE, Made this 27th day of September A. D. 1911, between C. S. Ferner and Sadie Ferner his wife of Tulsa County, in the State of Oklahoma, of the first part, and Colonial Trust Co. of Tulsa, Tulsa County, in the State of Oklahoma, of the second part:

WITNESSETH, That said part 1st of the first part, in consideration of Eight Hundred Dollars (\$ 800.00), the receipt of which is hereby acknowledged, do by these presents grant, bargain, sell and convey unto said part 2d of the second part, their heirs and assigns, the following-described Real Estate, situated in Tulsa County, and State of Oklahoma, to-wit:

The Northeast quarter of the Southeast quarter of Section Twenty-nine (29), Township Twenty (20), North and Range Thirteen (13) East of the Indian Base and Meridian, containing 40 acres, more or less, according to the U. S. Survey thereof. DOLLARS,

TO HAVE AND TO HOLD THE SAME unto the said part 2d of the second part, their 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 C. S. Ferner and Sadie Ferner his wife have this day executed and delivered their certain promissory note in writing to said part 2d of the second part, described as follows:

\$ 800.00, Dated September 27th, 1911, due and payable September 27th, 1912, with interest at ten per cent per annum from maturity until paid, Signed C. S. Ferner and Sadie Ferner,

We also agree to pay a reasonable attorney's fee if this note is collected by an attorney or by legal proceedings

Now, if said part 2d of the first part shall pay or cause to be paid to said part 2d of the second part, their 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 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 have hereunto set their hands this day and year first above written.

C. S. Ferner
Sadie Ferner,

STATE OF OKLAHOMA, TULSA COUNTY, ss.

Before me, Notary Public in and for said County and State, on this 27th day of September 1911, personally appeared C. S. Ferner and Sadie Ferner, 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 Jan, 31 1915 T. D. Evans
Notary Public

KNOW ALL MEN BY THESE PRESENTS:

ASSIGNMENT

That Colonial Trust Co. of Tulsa County, in the State of Oklahoma, the within-named mortgagor, in consideration of the sum of 800.00 Dollars, to Colonial Trust Co. in hand paid, the receipt whereof is hereby acknowledged, do hereby SELL, ASSIGN, TRANSFER, SET OVER and CONVEY unto Colonial Trust Co. 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 mortgagor, Colonial Trust Co. hereunto set their hands this 27th day of September 1911.

EXECUTED IN PRESENCE OF

This assignment was filed for record on the 28th day of Sept A. D. 1911, at 9:40 o'clock A. M. M. Fee, \$ 1.00 Register of Deeds.

RECEIPT

Received of Colonial Trust Co. the within-named mortgagor, the sum of 800.00 Dollars, in full satisfaction of the within mortgage.

STATE OF OKLAHOMA, TULSA COUNTY, ss.

This instrument was filed for record on the 28th day of Sept A. D. 1911, at 9:40 o'clock A. M. Fees, \$ 1.00 By H. C. Walkey Deputy. (Seal) Register of Deeds.