

# MORTGAGE RECORD

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#34663

SAUL BOWSWORTH BOOK CO., LEAVENWORTH, KAN. No. 21051

## MORTGAGE OF REAL ESTATE

THIS INDENTURE, Made this thirtieth day of September, A. D. 1911, between John S. Davenport and Virginia M. Davenport his wife of Tulsa County, in the State of Oklahoma, of the first part, and B. T. Harvey of Edmon, Missouri, in the State of Missouri, of the second part:

WITNESSETH, That said part ies of the first part, in consideration of Twenty-five hundred and no/100 Dollars (\$ 2500.00 ), the receipt of which is hereby acknowledged, do... by these presents grant, bargain, sell and convey unto said part y of the second part, his heirs and assigns, the following-described Real Estate, situated in Tulsa County, and State of Oklahoma, to-wit: Lots Number one (1) and two (2) in Block Number two (2) in Oak Grove Addition to the City of Tulsa Tulsa County, Oklahoma according to the recorded plat thereof.

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

Tulsa Oklahoma Sept 30th 1911  
Twelve Months after date for value received we  
promise to pay to the order of B. T. Harvey  
Twenty five hundred Dollars with interest at  
the rate of six (6) percent per annum from  
date said note signed by John S. Davenport  
and Virginia M. Davenport, his wife

Now, if said part ies of the first part shall pay or cause to be paid to said part y 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 y of the second part shall be entitled to the possession of said premises. And the said part ies 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 ies of the first part have hereunto set their hands the day and year first above written.

John S. Davenport  
Virginia M. Davenport,

STATE OF OKLAHOMA, TULSA COUNTY, ss.

Before me, Notary Public in and for said County and State, on this 2nd day of October, 1911, personally appeared John S. Davenport and Virginia M. Davenport, 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 6, 1914 Rosee Adams  
(Seal)

### ASSIGNMENT

That ... of ... County, in the State of Oklahoma, the within-named mortgagor, in consideration of the sum of ... and ... DOLLARS, to ... 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... have hereunto set ... hand this ... day of ... 19 ...

EXECUTED IN PRESENCE OF

This assignment was filed for record on the ... day of ... A. D. 19 ..., at ... o'clock ... M. Fee, \$ ... Register of Deeds.

### RECEIPT

Received of ... the within-named mortgagor the sum of ... and ... DOLLARS, in full satisfaction of the within mortgage.

STATE OF OKLAHOMA, TULSA COUNTY, ss.

This instrument was filed for record on the 2 day of Oct, A. D. 1911, at 135 o'clock p M. Fees, \$ ... By H. C. Walley Register of Deeds.

(Seal) Deputy.