

This being the same property conveyed to the mortgagor by deed of the mortgagee of even date to be recorded herewith.

Fletcher G. Shives and Courtney Shives are the sole owners and partners of Sherwood Court apartments, a General Partnership.

STATE OF MONTANA

PROBATE

COUNTY OF Missoula

Personally appeared the undersigned witness and made oath that (s)he saw the within named Courtney Shives partner Sherwood Court Apartments a General Partnership sign, seal and as his act and deed deliver the within written deed, and that (s)he, with the other witness subscribed above, witnessed the execution thereof.

SWORN to before me this 1st day of June, 1979

Mardene H. Galt
Notary Public for Montana
My commission expires Oct. 5, 1980

Richard C. Smith

NOTARY PUBLIC for the State of Montana
Residing at Missoula, Montana
My Commission Expires October 5, 1980

TOGETHER with all and singular the Rights, Members, Hereditaments, and Appurtenances to the said Premises belonging, or in anywise incident or appertaining.

AND IT IS COVENANTED AND AGREED by and between the parties hereto that all gas and electric fixtures, radiators heaters, engines and machinery, boilers, ranges, elevators, and motors, bath-tubs, sinks, water-closets, basins, pipes, faucets and other plumbing and heating fixtures, mirrors, mantels, refrigerating plant and ice-boxes, cooking apparatus and appurtenances, and such other goods and chattels and personal property as are furnished by a landlord in letting or operating an unfurnished building, similar to the one herein described and referred to, which are or shall be attached to said building by nails, screws, bolts, pipe connections, masonry, or in any other manner, are and shall be deemed to be fixtures and an accession to the freehold and a part of the realty as between the parties hereto, their heirs, executors, administrators, successors and assigns, and all persons claiming by, through or under them, and shall be deemed to be a portion of the security for the indebtedness herein mentioned and to be covered by this mortgage.

TO HAVE AND TO HOLD all and singular the said Premises unto the said mortgagee(s) her heirs, successors and Assigns. And we do hereby bind ourselves our heirs Heirs, Successors, Executors and Administrators to warrant and forever defend all and singular the said Premises unto the said mortgagee(s) her heirs, successors and Assigns, from and against the mortgagor(s), their Heirs, Successors, Executors, Administrators and Assigns, and every person whomsoever lawfully claiming or to claim the same or any part thereof.

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