

No 2622

1077-
P.L.
C.L.
C.L.

H. W. Ellingwood,

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Chattel Mortgage

Creditor (Southwestern Commission Company,
the State of Texas }
Savannah County }

Know all men by these presents:

That S. H. W. Ellingwood, a resident citizen of Rocking District No. 8, Indian Territory, for and in consideration of the sum of five dollars, paid by the Creditor, Southwestern Commission Company, of Fort Worth, Texas, the receipt of which is hereby acknowledged, and for the purpose herein after expressed, have bargained and sold, and by these presents bargain and sell unto the said Creditor, Southwestern Commission Company, and to assign the following described personal property, to wit:

One (1) hundred and forty-two (142) head of stage & stags, three being 18 head of stags, and 4 head of three and four year old stags, said cattle each being branded thus: T on the left hip, said cattle or sheep may have their brands or marks upon them than those mentioned above, but those given are the holding brands or marks, and carry the title to the property, now located and running in pastures or tracts in the town of Blair, but as to be moved to pastures about eight miles northwest of the town of Blair, in Rocking District No. 14, Indian Territory, where they are to be fed and cared for by and at the expense of the grantor. And above enumeration and description being intended to cover and include not only all the cattle or sheep owned by the said Mortgagee, as aforesaid (which is all of the cattle or sheep in and to extent that are in and made and brands), but all cattle or sheep that may hereafter be branded in said brand and all ewes, all stags and sometimes that are especially included in and covered hereby, is also the whole of the wool product of said sheep of the present and subsequent seasons, whether shown or still remaining on grazing them. And property is exclusively owned by, and is in the possession of the Mortgagee, in fee of inheritance and in good health, and said Mortgagee will and his (or their) heirs, executors and administrators shall thought and the of said property to the said grantee, its successors or assigns, forever in want and defend.

It is provided, however, that the said property shall be and remain in the possession of the said Mortgagee, and be fed by and at the expense of him (or them) during the term of his mortgage, subject to the conditions herein contained, but he (or they) shall have no right to remove said property, or any part thereof, from the place where now located, or to otherwise dispose of or encumber said property without the written permission of the holder of the note, under the mortgage mentioned, and at least three days before the maturity of said note or notes the above described stock shall be shipped and consigned to the Creditor, Southwestern Commission Company, at the Stock Yards, Fort Worth, Texas, Chicago, Ill., Kansas City, Mo., or National Stock Yards, Ill., and sold by it or commission in the usual or customary way, and out of the proceeds of sale shall pay itself the principal and interest on the said note, and the commission on being so sold.

This mortgage also covers and includes the hereinafter expressed, fed and water used not be used in maintaining and tending and it is further agreed that should it be necessary in the opinion of the grantee, to provide additional feed or water for any amount so advanced for that purpose, together with any or the whole of the proceeds of the sale, contracted before or after the date hereof, shall become a part of the indebtedness intended to be secured by this mortgage.

This conveyance is intended, however, as a mortgage, being for the purpose of better securing said Creditor, Southwestern Commission Company, in the payment of that two hundred and eighty-four dollars, or value thereof, by means of a promissory note, signed by the said commission hereof, payable to said company at the option of Fort Worth, Texas, and unless so cancelled

in substance, as follows:	Interest From	Interest Rate	Amount
Date 8th, 1902	Maturity	10%	\$ 2,174.00
180 days			