

for the net income, only applying the same in payment of any part of the debt secured hereby, remaining unpaid.

All money paid by said second party for insurance, taxes or assessments upon said property, and expense of continuation of abstract and all expenses of attorney's fees incurred by said second party and assigns by reason of litigation with third parties to protect the lien of this mortgage shall be recoverable against said first party, with penalties upon tax sales, and shall bear interest at the rate of 10 per cent per annum, payable semi-annually, and be secured by this mortgage debt.

And in case of foreclosure hereof said first parties hereby agree to pay the sum of \$100.00 dollars attorney's fee in such foreclosure suit, to be secured by this mortgage and for the consideration above hereby expressly waive the appraisal of said real estate and all benefits of the homestead and stay^{law} of said state.

Dated this 19th day of September, 1908.

J. L. Donahoe

STATE OF OKLAHOMA ,)
KAY COUNTY,) SS

On the 19th day of September A.D., 1908 before me J. P. Souigny a Notary Public in and for said County and State, personally appeared J. L. Donahoe and personally to me known to be the identical person who executed the within and foregoing instrument as grantor, and acknowledged to me that he executed the same as his free and voluntary act and deed for the uses and purposes therein set forth.

In Testimony Whereof, I have hereunto set my hand and affixed my official seal at Ponca City, Okla. on the day and date last above written.

J. P. Souigny,

Notary Public.

SEAL

Notary Public for Kay County, Okla.

Commission expires Aug 18th, 1910

Filed for record Sept. 24th, 1908 at 10: A.M.

H. C. Walkley Register of Deeds.

SEAL