

premiums, or in case of the breach of any covenant herein contained, the whole of said principal sum with interest shall be due and payable and this mortgage may be foreclosed and said second party shall be entitled to the immediate possession of the premises and all the rents and profits thereof.

Said parties of the first part hereby agree that in the event action is brought to foreclose this mortgage they will pay a reasonable attorney's fee of One Hundred twenty Dollars (\$120.00) which said mortgage is also secured.

Parties of the first part for said consideration do hereby expressly waive, acquiescence of said real estate, and all benefits of the homestead exemption and stay laws of Oklahoma.

Dated this 3rd day of December, 1908.

David D. Ellis,

Barbara Ellis,

State of Oklahoma,

County of Tucker, }<sup>ss</sup> Before me, Phil G. Branner, a notary public

in and for said County and State, on this 13th day of January

1909, personally appeared David D. Ellis and Barbara Ellis,

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.

Witness my hand and official seal this day and year above set forth. Phil G. Branner.

My commission expires June 19th, 1909.

Notary Public,

Filed for record Jan 13, 1909 at 1 P.M.

(Seal) A. C. Walley, Reg. of Deeds.

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Release of Indian Territory Mortgage.

For and in consideration of full payment, the receipt of which is this day acknowledged, The Lanning Investment Company, hereby releases and discharges a certain mortgage, executed by David D. Ellis and Barbara Ellis, his wife, to

The Lanning Investment Company, for \$500.00, dated Dec. 16, 1908, and recorded Jan 5th, 1909 at 11 a.m. in book 12 at page 169 of the records of the Reg. Office's Records for the Western District of the Indian Territory, at Sapulpa, I.T. on the following described tract of real estate situated in the town of Tucker, Creek Station, Indian Territory, tract, Lot 7, Block 195 in the City of Tucker.