

And said party further expressly agrees that in case proceedings shall be begun to foreclose this mortgage the first party will pay to the plaintiff in such proceedings Two Hundred Fifty & no/100 Dollars, as an attorney's fee in addition to all other legal costs, said fee to be due and payable upon the filing of petition for foreclosure, and the same shall be a further charge and lien upon the said premises described in this mortgage, and the amount thereof shall be recovered in said foreclosure suit and included in any judgment or decree rendered in any action as aforesaid and collected and the lien thereof, enforced in the same manner as the principal debt hereby secured. First party does hereby expressly waive appraisement of said real estate, should the same be sold under execution, order of sale, or other final process; Waive all benefits of the stay or appraisement laws of Oklahoma.

As additional and collateral security for the payment of the said note the mortgagor hereby assigns to said mortgagee, his heirs and assigns, all the right and benefits accruing to them under all oil, gas, or mineral lease on said premises, this assignment to terminate and become void upon release of this mortgage

And said first party does hereby release all rights of dower and relinquish and convey all rights of homestead in said premises.

Dated this 26<sup>th</sup> day of November 1909

By request of

J.J. Harbour

F.J. Harbour.

State of Oklahoma, county of Tulsa, ss:-

Before me, a Notary Public L. H. Taylor in and for the above named county and state, on this 26<sup>th</sup> day of November 1909 personally appeared J. J. Harbour and F. J. Harbour, husband and wife to me personally known to be the identical persons who executed the above mortgage 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 signature and official seal, the day and year last above written.

(SEAL)

L. H. Taylor, Notary Public.

My commission expires Oct 16, 1912.

*Tulsa County Oklahoma*

Filed for record Nov 27, 1909 at 8:00 o'clock A. M.

H. C. Walkley, Register of Deeds, (SEAL)

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