

payment of the principal or interest of said promissory note, or any part thereof, when the same shall become due and payable, according to the terms and conditions thereof, then the said party of the second part, his executors, administrators and assigns, are hereby empowered to sell the said premises, with all and every of the appurtenances, or any part thereof, in the manner prescribed by law, and out of the money arising from such sale, to retain the whole of said principal and interest, whether the same shall be then due or not, together with the costs and charges of making such sale, and the overplus, if any, there be, shall be paid by the party making such sale, on demand, to the said party of the first part her heirs or assigns. And in any suit or other proceeding that may be had for the recovery of said principal sum and interest on either said note or this mortgage, it shall and may be lawful for the said party of the second part her heirs, executors administrators or assigns, to include in the judgment that may be recovered, counsel fees and charges of attorneys and counsel employed in such foreclosure suit, the sum of Fifty Dollars, in gold coin or in case of settlement or payment being made after suit has been commenced, and before final decree has been entered thereon, an attorney fee of Fifty Dollars in gold coin shall be taxed as part of the costs in such suit, as well as all payments that the said party of the second part her heirs, executors, administrators or assigns may be obliged to make for her or their security by insurance or on account of any taxes, charges, incumbrances or assessments whatsoever on the said premises or any part thereof.

In Witness Whereof, the said party of the first part has hereunto set his hand and seal the day and year first above written.

Signed, sealed and attested in presence of

B. M. Benson

J. O. Thorpe

State of Washington }
County of Whatcom } ss.

Elvin H. Smith

Seal

This is to Certify, That on this 18th day of September A.D. 1894 before me, B. M. Benson a Notary Public in and for the State of Washington, duly commissioned and sworn, personally came Elvin H. Smith to me known to be the individual described in and who executed the within instrument, and acknowledged to me that he signed and sealed the same as his free and voluntary act and deed, for the uses and purposes therein mentioned.

Witness my hand and official seal the day and year in this certificate first above written.

Seal

B. M. Benson

Notary Public in and for the State of Washington
residing at Fair Haven

Recorded Oct. 31, 1894 at 10³⁰ o'clock AM.

James Brooks

Register of Deeds

The following is incorporated on the original instrument. (B. M. Benson, Notary Public, and J. O. Thorpe, State of Washington, are the witnesses.)