

By J. C. Mearns Sept.

W. O. Smith &
J. W. Gunn

John Driestbach

This Agreement entered into this twenty second day of April A.D. 1873. between W. O. Smith and J. W. Gunn both of the town of Eureka County of Eureka and State of Nevada the parties of the first part and John Driestbach of the same place the party of the second part. Witnesseth that the parties of the first part, for and in consideration of One Dollar to them in hand paid (the receipt whereof is hereby acknowledged) hereby covenants and agree that they will at any time on or before the twenty-second day of July A.D. 1873. make exeunt and deliver to the party of the second part on demand made by him or by his agent or attorney (provided however that at or before the making of said demand and the party of the second part shall pay or shall have paid to the parties of the first part respectively the following sums in U.S. Gold Coin to wit to W. O. Smith Three Thousand Eight Hundred (\$3,800) Dollars and to J. W. Gunn Three Thousand two Hundred Dollars (\$3,200.) a good and sufficient quit claim to wit: The "Morris" mine containing 500 feet situated in the Eureka Mining District, County and State aforesaid on public lands near the head of New York Canon, and about four miles in a south westerly direction from the town of Eureka and to the faithful performance and fulfillment of the above covenants and agreement the parties of the first part hereby bind themselves, ^{their heirs executors} administrators and assigns. In Witness whereof the parties of the first part have hereunto set their hands and seals at the town of Eureka the day

OK

and year first above written

In Presence of }
Selden Hetzel }

W. C. Smith
J. W. Dunn

Seal
Seal

State of Nevada } ss
County of Esmeralda }

On this twenty second day of April A D one thousand Eight Hundred and Seventy three before me W. W. White a Justice of the Peace in and for said Esmeralda County, personally appeared the within named W. C. Smith and J. W. Dunn whose names are subscribed to the annexed instrument as parties thereto personally known to me to be the individuals described in and who executed the said annexed instrument and who duly acknowledged to me that they executed the same freely and voluntarily and for the uses and purposes therein mentioned

In witness whereof I have hereunto set my hand in said County, the day and year ^{in this City} first above written
W. W. White Justice of the Peace

{ Endorsed }

Bond for a Deed - Dated April 22nd A D 1873. Returned at request of Judge Hetzel April 22nd 1873. at one o'clock P.M.

H. Campbell, Clerk
By J. C. Marple, Deputy

W. W. White