

Hampbell

Agreement.

Mark Koler
George A. Sayre

off

Articles of agreement made and entered into this eleventh day of June A.D. one thousand eight hundred and seventy three, between Mark Koler of Burke County and State of Nevada, of the ~~first part~~ ^{first part} and George A. Sayre of the same place of the other part, as follows, that the said Mark Koler doth hereby agree with the said George A. Sayre to sell to him the following described Mining interests to wit. First An undivided interest of Two hundred and fifty (250) feet of Mining ground in and upon that certain Mining claim right and location known as and called the Little

Mine situated in the Eureka Mining District, County of Eureka and state of Nevada and particularly described as being located on Hoosac Mountain directly north of the Hoosac Mine in said District and being the same property deeded this day to said Roler by said Gaye, and Second; An undivided interest of Three Hundred thirty three and one third (333 $\frac{1}{3}$) feet of Mining ground in and upon that certain Mining claim right and location, known as and called the First Extension north of the Little Rosa Mine, situated in the Eureka Mining District, County of Eureka and State of Nevada and particularly described as ~~located~~ being located on Hoosac Mountain directly north of the Hoosac Mine in said District for the sum of Three Hundred and fifty (350) Dollars in U.S. Gold Coin and that he the said Mark Roler shall and will on or before the expiration of Ninety (90) days from this date to wit on or before the 11th day of September A.D. 1873 in receiving from the said George A. Gaye the said sum, at his own cost and expense execute a proper conveyance for the conveying and assuring the title of the said premises to the said George A. Gaye free from all encumbrance which conveyance shall contain a general warranty (except as against the Government of the United States) and the usual full covenants.

And the said George A. Gaye agree with the said Mark Roler that he the said George A. Gaye shall and will on or before the said 11th day of September A.D. 1873 and on the execution of such conveyance pay unto the said Mark Roler the sum of Three Hundred and fifty (350) Dollars aforesaid in U.S. Gold Coin, And it is further agreed between the parties aforesaid as follows; The said George A. Gaye shall have and retain the possession of the said premises and work the same and receive and be entitled to the rents and profits thereof until the said 11th day of September when, if the said sum of money shall not be paid by the said Gaye he shall deliver up the possession thereof to the said Roler.

And it is understood that the stipulations aforesaid are to apply to, and bind the heirs executors and administrators of the respective parties.

And it is hereby distinctly understood by and between the parties hereto that in the event of the failure of said George A. Gaye to pay the said sum of money at the time aforesaid to wit; the 11th day of September A.D. 1873 then and in that event the said Mark Roler shall be under no obligation either in law or equity to execute and deliver the conveyances aforesaid.

In Witness whereof the parties hereto have set their hands and seal the day and year first above written. Witness the mark of Mark Roler
 W. C. Davenport
 Mark Roler (seal)
 Geo. A. Gaye (seal)

State of Nevada }
County of Eureka } ss.

On this 11th day of June A.D. one thousand eight hundred seventy three personally appeared before me Geo. W. Merrill a Notary Public in and for the said Eureka County William H. Davenport personally known to me to be the same person whose name is subscribed to the annexed Instrument as a Witness thereto who being by me duly sworn deposed and said; that he resides in Eureka Nevada that he was present and Mark Rolin and Geo A Sayer personally known to him to be the same persons described in and who executed the said annexed Instrument as parties thereto, Signed, Sealed, and delivered the same and that he said Mark Rolin and Geo A Sayer each acknowledge in the presence of said affiant that they executed the same freely and voluntarily, and for the uses and purposes therein mentioned and that he the said affiant subscribed his name as a Witness thereto.

In Witness Whereof I have hereunto set my hand and affixed my Official Seal the day and year in this certificate first above written.

Geo W Merrill

Notary Public.

{ Enclosed }

Agreement dated June 11th 1873. Released.

Received at request of Geo A Sayers

June 11 1873. at 5 minutes past 12. m

Donald M. Nicol

A. J. Campbell Receiver