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Thos Wethered

Agreement

and  
Frank Frates | This Agreement made and entered into this 12<sup>th</sup> day of  
July A.D. 1878 Between Thomas Wethered of the Town, &  
County of Eureka Nevada party of the first part and  
Frank Frates of the same place party of the second part Witness-  
eth: That whereas the said party of the first part has this day  
conveyed to said party of the second part Lot number Five (5) in  
Block No. Forty three (43) of the Mrs. Hoy survey of said Town, Now  
it is understood and agreed between the parties hereto that said party  
of the second part shall have the immediate possession of said  
premises. That said party of the second part hereby agrees  
to sell said premises at any time to said party of the first part  
the said party of the first part paying to said party of the second  
part the value of the improvements & premises to be ascertained  
as hereinafter stated. And said party of the first part if he elects  
to retake said premises hereby agrees to pay to said party of the  
second part the value of the premises & improvements belonging  
to said party of the second part where on said premises to be  
ascertained as follows. The party of the first part to choose one  
appraiser The party of the second part to choose one appraiser & the  
two appraisers so chosen to choose a third appraiser all of whom  
shall fix the value of said improvements. And said party of the  
second part hereby agrees that upon the payment of the value  
of said premises improvements as aforesaid to him that he will  
upon demand make execute acknowledge & deliver to the party of the  
first part a good & sufficient Deed of conveyance conveying the  
above described premises & said improvements to said party of the  
first part free from all incumbrance. In Witness Whereof the  
parties hereto have hereunto set their hands & seals the day & year  
above written.

In presence of  
B.G. Hubbard

Thomas Wethered Seal  
Frank Frates  
mark

State of Nevada }  
County of Eureka }

On this 12 day of July A.D. One thousand eight  
hundred and seventy eight personally appeared before me B.G. Hubbard  
a Notary Public in and for the said County Thomas Wethered and  
Frank Frates whose names are subscribed to the annexed instrument  
as parties thereto, personally known to me to be the same person  
described in and who executed the said annexed instrument as parties  
thereto, and said Wethered & said Frates each for himself duly ack-  
nowledged to me that he executed the same freely and voluntarily  
and for the uses and purposes therein mentioned.

Seal

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

B.G. Hubbard

Notary Public

Recorded at the Request of Thos Wethered July 12<sup>th</sup> A.D. 1878 at 3 o'clock  
past 6 P.M. R.L. Chase Recorder by J.F. Keen Deputy