

Thos. Wethered

Agreement

and
 Frank Fraters

This Agreement made and entered into this 12th day of July A.D. 1878 Between Thomas Wethered of the Town, & County of Eureka Nevada party of the first part and Frank Fraters of the same place party of the second part Witnesseth: 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 Mc Coy 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 there 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
 G. S. Hubbard

Thos. Wethered Seal
 Frank Fraters
 his 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 G. S. Hubbard a Notary Public in and for the said County Thomas Wethered and Frank Fraters whose names are subscribed to the annotated 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 Fraters each for himself duly acknowledged to me that he executed the same freely and voluntarily and for the uses and purposes therein mentioned.

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

G. S. Hubbard
 Notary Public

Recorded at the Request of Thos. Wethered July 12th A.D. 1878 at 30 min past 6 P.M. R. L. Chase Recorder by G. F. Kloss Deputy