

W. W. McCoy  
with  
Wm Arrington

## Agreement.

This Agreement made and entered into this the sixth day of December A.D. 1879, by and between W. W. McCoy of the town and county of Eureka, State of Nevada, the party of the first part, and William Arrington of the same place, the party of the second part, witnesses: - That the party of the first part has this day made a deed of the "Cone" Mine, situated on the northern end of McCoy Hill, Eureka Mining District, Eureka County Nevada, to the party of the second part; That said deed has this day been deposited in escrow with Pastur & Co., Bankers at Eureka Nevada, with instructions to said Pastur & Co. and agreements between the parties to these presents, that said deed shall be by said Pastur & Co. delivered to said party of the second part on the written order of the said party of the first part or whenever the said party of the second part shall deposit with the said Pastur & Co. the sum of Five Thousand Dollars in United States gold coin: said deposit of Five Thousand Dollars to be made to the credit of the party of the first part. Said deed is remain on said deposit with said Pastur & Co. for the period of Six Months from the first day of December A.D. 1879; and at any time during the said Six Months from said December 1st 1879 the said Pastur & Co. shall deliver said deed to the party of the second part, provided said written order first be given or said deposit of five thousand dollars first be made, but should said written order not be made nor <sup>the</sup> said deposit be made before the said period of six months from December first 1879, then said deed is to be void and of no binding effect. It is further understood and agreed that during the said period of six months, the party of the second part shall have the right

to work said "One" Mine in any manner and form that he chooses and to appropriate the proceeds thereof, the same as if the property were his own, provided he keep such notice posted on said Mine as will keep and save the owner thereof harmless and not responsible to any miner or other persons employed in or upon said or furnishing materials thereto.

It is understood and agreed that said Deed conveys all the interest of the party of the first part in and to the "Inca" Mine and the "Lumburst" Mine in said district. In Witness whereof the said parties have hereunto set their hands and seals.

Note. The words "and to appropriate the proceeds thereof" interlined in the thirteenth line from the top of this (2nd) page were inserted before signing.

W. W. McCoy   
W. W. Arington 

Witness: F. H. Hannon

State of Nevada, }  
County of Esmeralda, } ss.

On this 10th day of December A. D. one thousand eight hundred and seventy nine before F. H. Hannon, Notary Public in and for said Esmeralda County, personally appeared the within named W. W. McCoy and W. W. Arington, 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 and affixed my official Seal, in said County, the day and year in this Certificate first above written.

F. H. Hannon  
Notary Public.

Recorded at the Request of Wm. Arington December 22nd A. D. 1879 at 2 o'clock P. M.

Benj. C. Levy,  
Recorder.