

William Whalen

Bond

To Know all Men by these Presents, That I William Whalen
 James S. McKenney of the County of Eureka and State of Nevada am held
 and firmly bound unto James S. McKenney of Chicago
 Illinois, or his assigns in the penal sum of Five hundred thousand Dollars law-
 ful money of the United States, for the payment of which sum, well and truly to
 be made, I hereby bind myself heirs, executors, administrators and assigns, firmly
 by these presents. Witness my hand and seal this Fifteenth day of June A.D. 1880
 The conditions of The Above Obligation are such, that, whereas, the above bounden
 William Whalen has, on the day of the date hereof, agreed to sell to the said James
 S. McKenney the following described property, lying, being and situate in the
 County of Eureka and State of Nevada, to wit: Three mining claims known as
 the Cumberland, Cargess and Bennett, located in the Antelope Mining dis-
 trict in the County of Eureka and State of Nevada. The said James S. McKenney
 or his Assigns to have full authority to examine and develop said property at
 his or his Assigns own proper cost during the pendency of this Bond. If proceeds
 of Mine shall more than pay expenses, such surplus in case of failure on the part
 of said McKenney to be refunded to said Whalen. If at the expiration of four
 months said McKenney has received subscriptions for only half of said Two
 hundred and fifty thousand dollars, then and in such event he or his assigns
 shall have a deed for half of said Mining claims, and an extension of two
 months on the remaining half. If the mines do not come up to representations
 as per said Whalens written statement hereto attached the time and expense
 of A. J. Bell for examining the mines above described shall be a lien on them
 to the amount of One thousand dollars, said Bell to be allowed to make such
 tests as he may deem proper in the examination of the property, in Antelope
 Mining District, for the sum of Two hundred & fifty thousand Dollars, lawful
 money, which sum of money is to be paid to the said William Whalen as herein-
 before stated or deposited to the credit of William Whalen in the banking house
 of the First National Bank in the City of Chicago, Ill on or before the Fif-
 teenth day of October A.D. 1880 or as herein before provided and the said
 William Whalen shall, on the Fifteenth day of October A.D. 1880, or at any
 time before, on the payment of the said sum of Two hundred and fifty
 thousand Dollars, so to be paid as hereinbefore mentioned, make, execute,
 acknowledge and deliver unto the said James S. McKenney or to such
 person or persons, as he shall designate, a good and sufficient deed or deeds
 of all the foregoing property, showing a clear and perfect title, free from all
 incumbrances (except as against the United States). Now, if the said
 James S. McKenney shall fail to pay the said sum of money at the time
 aforesaid, and if the said William Whalen shall well and faithfully per-
 form the covenants herein, then this obligation to be null and void, otherwise
 to remain in full force and effect.

Signed, Sealed and delivered
 in presence of
 Thos H Martin
 E. M. Horine
 State of Illinois, } ss.
 Cook County, }

William Whalen (Seal)

Be it known, That on this sixteenth day of June

A. D. 1880, before me personally came William Whalen to me known as the person described in and who executed the foregoing instrument of writing, and acknowledged the execution thereof to be his free act and deed, for the uses and purposes therein mentioned.

Seal

Given under my hand and Notarial seal, this sixteenth day of June A. D. 1880.

Leonard J. Stow Notary Public

Recorded at Request of A. J. Bell July 10th A. D. 1880, at 9 o'clock A. M.

Benj. C. Levy. Recorder.