

No. 158

P. D. M.
P. L.
C. L.
C. D.
C. I.

Rocky Mcintosh

To

Rental Contract

Samuel E. Orcutt

This indenture, made and entered into on this 2nd day of June A. D. 1906, by and between Rocky Mcintosh of Broken Arrow, Ind. Ter. party of the first part, and Samuel E. Orcutt of Broken Arrow, Ind. Ter. party of the second part. Witnesseth: That the said party of the first part for and in consideration of the covenants of the said party of the second part, hereinafter set forth, do by these presents lease to said party of the second part, and his assigns, for agricultural purposes only the following described tract of land, lying and being within the Creek Nation and within the Indian Territory, to wit: NW 1/4 of SE 1/4, Section Thirty Four (34) Twp nineteen (19) Range Fourteen East (14) and containing 40 acres, more or less for the full term of Five years from date thereof. And the said party of the second part, in consideration of said premises as above set forth, covenants and agrees with the party of the first part to pay said party of the first part as rental of the same the sum of Twenty Dollars (\$20.00) per annum payable as follows, to wit: On the 2nd day of June in each succeeding year. The 1st payment being on this day said the receipt of which is hereby acknowledged. Said party of the second part further covenants and agrees that he will at his own expense within five years from date hereof erect improvements thereon as follows, to wit: To put a good and lawful fence around said premises and break out and put the same in cultivation.

The said party of the second part further covenants that he will at expiration of this contract deliver to party of the first part the premises herein together with the improvements thereon in good condition usual wear and unavoidable accidents excepted. And upon his failure to comply with the conditions of this contract as to payment of rents and improvements, this contract shall become void at option of the party of the first part.

It is mutually agreed that the covenants herein contained shall extend to and be binding upon the heirs, executors, administrators and assigns of the parties to this contract.

In Testimony Whereof, The parties hereunto have set their hands and seals the day and year first above written.

Signed in presence of
C. T. Byrd

Rocky Mcintosh

United States of America, Indian Territory, Western District, SS.

On this 2nd day of June 1906 personally appeared before me, a Notary Public within and for above named District and Territory Rocky Mcintosh to me personally known to be the party who signed the within instrument, as grantor, and acknowledged that she executed the same for the purpose and consideration therein mentioned as her free voluntary act and deed.

Witness my hand and seal as such Notary Public the year and day last above mentioned.
(Seal) Tulsa, Ind. T.

C. T. Byrd

My Commission expires Aug. 12th, 1907.

Notary Public

Filed for Record July 16, 1906 at 8:00 A.M.

Chas. Lorton

Deputy Clerk and Ex. Officer Recorder.