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Smith (Blanche 26 Yargee)

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Tulsa Ind Ter., Sep. 30 1907

Smart Burnham and, Evans Investment Company
Kansas City Mo;

Gentlemen: this is to notify you and each of you that I, J. J. Yargee of Red Fork Ind Ter, do by these presents declare null and void and utterly terminated that certain written contract entered into between you and me dated August 9th 1907 wherein I contracted to convey to you or such parties as you might designate that portion of my allotment in the Creek Nation of the Indian Territory described as follows: The east half of the north-east quarter of Section 28 in township 19, north Range 12 east, for the reason that you have wholly failed to comply with the provisions of said contract relating to the deferred payments under said contract. I serve you this notice in compliance with that paragraph of said contract reading as follows: "It is further and specifically agreed and understood that in case party of the second part shall fail to make all or any of the payments herein specified as to be made by him, then and in that event said second party shall, upon written notice by first party to that effect to second party, surrender possession of said premises and this agreement shall terminate and said termination of this contract shall be accepted by said first party in full satisfaction and liquidation of all damages by them sustained.

In Testimony Whereof I have hereunto set my hand this 28th day of September 1907

United States of America
Indian Territory
Western Judicial District } ss

J. J. Yargee

Before me the undersigned notary public within and for the territory and district aforesaid personally appeared J. J. Yargee, to me personally well known, and stated that he had executed the within and foregoing notice for the consideration and purposes therein mentioned and set forth and I do hereby certify

Witness my hand and official seal this 30th day of September 1907 Arthur Farmer notary public (Western Dist. Ind. Ter.)
My commission expires Jan. 19th 1909

Filed Sep. 30-07 at 3:00 P.M. in Office of Clerk Tulsa Co. Okla. Recorder