

No. 5860

Mitchell Warley }

Is

Lease.

J. H. Leavitt

Know all men by these presents, that I, Mitchell Warley a citizen of the Creek Nation, having selected for allotment the following described tract of land lying and being in the Creek Nation: The southeast quarter of Section nine (9) Township nineteen (19) Range Thirteen (13) East, all of the said tract of land having been set aside and allotted to Mitchell Warley by the Commission to the Five Civilized Tribes.

I, the said Mitchell Warley, for myself, and for the consideration hereinafter expressed, have let, leased and demised, and do by these presents let, lease and demise unto the J. H. Leavitt of Coweta, Indian Territory his successors and assigns, all of the above described property for a term of one year years from and after the first day of January 1907 and I covenant with the J. H. Leavitt, that I am the holder of the above described land, and that I and my heirs and assigns will protect the said J. H. Leavitt, its successors and assigns in the quiet and peaceable possession of the said above described land for the full term of this lease.

And I Mitchell Warley, do further covenant with the said J. H. Leavitt that I have made no lease upon the said land for the period of time covered by this lease, and that I will place the said J. H. Leavitt in the quiet and peaceable possession of said land on or before the beginning of the term of this lease.

For the above consideration, the said J. H. Leavitt hereby agrees and promises to pay unto the said Mitchell Warley the sum of Three hundred Dollars for the said land — during the full term of this lease, which amount shall be paid at the office of the Coweta State Bank, Coweta Ind. Ter., as follows: payable at the said bank, when Mitchell Warley shall take up all notes, which are held against him for collection, by said bank, said notes being for \$60.00 and \$75.00 it being always agreed that no part of the said rent shall be due and payable until the said J. H. Leavitt shall have been placed by Mitchell Warley in the quiet and actual possession of said land.

It is distinctly agreed that this lease is for agricultural purposes. It is further agreed that the following improvements shall be placed upon the said land during the term of this lease:

Witness — hand, and seal this — day of — 190—. Mitchell ^{his} Warley (Seal)

Witnesses: March Wayne — Pearl Hopking.

United States of America, Indian Territory, Western Judicial District ss.

Be it remembered, that on this day came before me, the undersigned,