

from part of the Lands of the Allottees of the Five Civilized Tribes; and for other purposes.

(Public No. 140)

N. J. Gubser, County Judge. (COPY)

CERTIFICATE OF TRUE COPY.

STATE OF OKLAHOMA, TULSA COUNTY, SS.

I, G. W. Davis, Clerk of the County Court in and for said County and State aforesaid, do hereby certify that the instrument hereto attached is a full, true and correct copy of Order Approving Sale of Lands of Full-Blood Indian heirs, as the same now appears of record in this office. Witness my hand and the seal of said Court at Tulsa, Oklahoma, this 12, day of Dec. 1908.

G. W. Davis, Clerk of the County Court.

(COURT SEAL)

Filed for record Dec. 16, 1908., at 8 A. M.

H. C. Walkley, Register of Deeds (SEAL)

C O N T R A C T.

THIS CONTRACT, made and entered into this 23rd, day of November, A. D. 1908, by and between Eugene W. Gill, of Okmulgee, Oklahoma, party of the first part, and Lizzie Burgess, nee Agent, and Edmund Burgess, her husband, of Okmulgee, Oklahoma, parties of the second part,

WITNESSETH: that whereas heretofore, to wit, on the 16th, day of August, 1907, said party of the first part agreed to pay to party of the second part, Lizzie Burgess, nee Agent, the sum of Nineteen Hundred (\$1900.00) Dollars, upon the performance of certain conditions and happening of certain contingencies; and,

WHEREAS, said parties are mutually desirous of a modification of the terms of said contract

Now, Therefore, for and in consideration of the mutual release of the obligations in said contract contained, the parties hereto agree that said contract may be, and the same is hereby cancelled; and in substitution therefor agree as follows:

Party of the first agrees to pay without waiting the happening of any event or contingency and does hereby pay to said Lizzie Burgess, nee Agent, the sum of (\$250.00) Two Hundred Fifty & no/100 Dollars, the receipt of which is hereby acknowledged in full, said payment being in full of all obligations on the part of the party of the first part heretofore assumed in favor of said Lizzie Burgess, nee Agent, as consideration for the following described tract of land, to wit:

Northeast Quarter of Section Thirty-four (34), Township Seventeen (17) North, Range Twelve (12) East, I. B. & M., being the allotment of Jim Agent, deceased.

Parties of the second part hereby covenant with party of the first part that they were in possession of said lands at the date of the sale thereof to said Eugene W. Gill; that they will defend the said Eugene W. Gill in the possession of said land as against any and all persons whomsoever.

Eugen W. Gill

Lizzie Burgess.

Edmond Burgess.

STATE OF OKLAHOMA,)
OKMULGEE COUNTY.) SS.

Before me, a Notary Public in and for said County and State, on this 23rd, day of November, A. D. 1908, personally appeared Lizzie Burgess, nee Agent, Edmond Burgess, and Eugene W. Gill/ to me well known to be the identical persons, who executed the within and foregoing instrument, and acknowledged to me that they executed the same as their free and voluntary act and deed, for the uses and purposes therein mentioned and set forth.

(SEAL) My Com. Exp. 3/13/10. William C. Newman, Notary Public.
Filed for record Dec. 16, 1908, at 8 A. M. H. C. Walkley, Register of Deeds (SEAL)