

Burial Park hereby referred to and made a part hereof.

It is expressly agreed and understood that this conveyance is made subject to the provisions and restriction specified in the Rules and Regulations of said Burial Park at the present time, and which are made a part of this conveyance, or which said Burial Park may hereafter make in conformity with the laws of the State of Oklahoma.

The said grantor hereby covenants and agrees with the said grantee to set aside ten per cent of the consideration of this deed forever, in trust, and said Grantor shall forever hereafter from the income of said sum, and from the income of other funds created from a definite part of the proceeds of lot sales, from time to time, apply the income from said amounts for the perpetual care and maintenance of said Rose Hill Burial Park.

Viz: To keep the sod in order and repair, and all places where the interments have been made in proper order, to care for trees and shrubs, and keep all the monumental work in a vertical position as long as the same may last, and in the perpetual care and improvements of avenues, fences, buildings and grounds in general.

To have and to hold the above described premises, together with all and singular, the rights and appurtenances thereto in anywise belonging unto the said Orpha Hathaway her heirs and assigns forever, and I do hereby bind myself my heirs, successors and assigns, and legal representatives, to warrant and forever defend, all and singular, the said premises unto the said Orpha Hathaway, her heirs and assigns, against every person whomsoever lawfully claiming, or to claim the same, or any part thereof.

Witness my hand at Tulsa, Oklahoma, this 20th day of December, A.D. 1922.

John J. Harden.

The State of Oklahoma)
County of Tulsa) SS

Before me, the undersigned, a Notary Public, in and for said Tulsa County, Oklahoma, on this day personally appeared John J. Harden, known to me to be the identical person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same as his free and voluntary act and deed, for the purposes and considerations therein expressed.

Given under my hand and seal of office this 20th day of December, A.D. 1922.

(SEAL) Nettie A. Cline,
Notary Public, Tulsa County, Oklahoma.

Filed for record in Tulsa County, Okla. on Jan 9, 1923, at 2:00 P.M. and duly recorded in book 432, page 211, By Brady Brown, Deputy, (SEAL) O.G. Weaver, County Clerk.

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COMPARED

State of Oklahoma)
County of Tulsa) SS

In the County Court of Said County and State.

In the matter of the estate of
W. H. Payne, deceased.

No. 4337 Probate.

DEGREE OF HEIRSHIP.

Now, on this 2nd day of January, 1923, this cause came on to be heard upon the petition of Icy Payne, and it appearing to the court that all of the parties interested in the proceedings had been served with notice as required by the statute. And that the said notices and service thereof have all been according to the terms and provisions of the Statutes of the State of Oklahoma, And that the form, proof and evidence, and upon due consideration thereof, the court finds that the same Lula Payne Atchley, Sarah Payne Vandagriff, Sue Payne Ford, H. Payne, Emma Payne Robinson, Mary Payne Wilks, Charlie Payne and Icy Payne, were the sole and only heirs at law of the said W. H. Payne.