

COMPARED

FIRST: The Westerly eight (8) feet of said tract numbered 1, belonging to the parties of the first part, as above set out, together with the Easterly eight (8) feet of tract numbered 2, belonging to the party of the second part as above set out, shall be and the same is hereby set aside for common use by the parties hereto as a private alley way; and it is stipulated and agreed that no building or improvements of any kind or character, except paving, in the event the parties owning the adjoining property may decide to pave the same, shall be placed upon or located upon the said tract, and each of the parties hereto shall have the right to use the said alley way in common with the other.

SECOND: It is further stipulated and agreed that the said private alley shall be kept free of weeds, garbage and other trash, and that the expense of maintaining the same shall be chargeable, equally, against the abutting property hereinabove described. In the event the owner of the abutting property shall decide to pave the said alley way, or in the event the city of Tulsa shall pave or improve the same, the expense thereof shall be charged and may be taxed against the said abutting property, adjoining this alley way on the East and on the West.

THIRD: This agreement shall be binding upon the heirs, executors, administrators, heirs and grantees of both parties hereto, and shall be construed as a covenant running with the lands of the parties hereto, described herein.

FOURTH: This agreement shall remain in full force and effect until such time as it shall be otherwise mutually agreed by the property owners who may own adjoining or abutting property.

IN WITNESS WHEREOF, THE parties hereto, have hereunto set their hands, the day and year first above written.

Cleves F. Bruce

Julita G. Bruce,

Parties of the First Part.

Frank C. Giddings,

Party of the Second Part.

STATE OF OKLAHOMA)
COUNTY OF TULSA) SS

BEFORE ME, a Notary Public, in and for the county and State aforesaid, on this 14th, day of May A. D. 1923, personally appeared CLEVES F. BRUCE and JULITA G. BRUCE, his wife, to me known to be the identical person 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 set forth.

(seal)

A. B. Crews, Notary Public.

My commission expires January 28, 1925.

STATE OF OKLAHOMA)
COUNTY OF TULSA) SS

BEFORE ME, a Notary Public, in and for the county and state, aforesaid on this 14th, day of May A. D. 1923, personally appeared FRANK C. GIDDINGS, a single man, to me known to be the identical person who executed the within and foregoing instrument, and acknowledged to me that he executed the same as his free and voluntary act and deed, for the uses and purposes therein set forth.

My commission expires January 28, 1925.

(seal) A. B. Crews, Notary Public.

Filed for record in Tulsa, Tulsa County, Oklahoma, May 14th, 1923, at 4:20 P.M. and recorded in Book 451, page 149.

By Brady Brown, Deputy.

(seal) O. G. Weaver, County Clerk.

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AFFIDAVIT

COMPARED