

William L. Powell, Notary Public.

(SEAL) My commission expires October 4th, 1910.

Filed for record at Tulsa, Okla., Sep. 29, 1909, at 4.15 o'clock P. M.

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

A G R E E M E N T.

THIS AGREEMENT, Made and entered into this 17th, day of September 1909, between
E. L. Weitzel of the first part, and Herman L. Ray, of the second part:

WITNESSETH: That Whereas, the said E. L. Weitzel, party of the first part, is seized and possessed of a certain lot or piece of ground in the City of Tulsa, County of Tulsa, and State of Oklahoma, and described as follows:

The West One Hundred Feet of Lot Eight in Block Ninety One (91) according to plat thereof:

AND WHEREAS, the said Herman L. Ray, party of the second part, is seized and possessed of certain real estate in said City, and described as follows:

The ~~last~~ Party (40) feet of Lot Eight (8) in Block Ninety One (91) according to plat thereof, which is adjoining and contiguous to the said before mentioned and described lot of ground of the said party of the first part, and whereas, it is the wish of the said party of the first part and the said party of the second part, that a party wall, eighteen inches in thickness shall be built between them, one half of which is to stand on the said lot of the said party of the first part, and the other half on the said lot of the party of the second part;

And Whereas it is the intention of the said party of the first part to erect a building on his said lot as above described, the entire wall of which, or may be, used as a parti-wall by the said parties of the first and second parts.

NOW, THEREFORE, this instrument witnesseth: That it is hereby mutually agreed by the said parties, in consideration of the premises, that the said party of the first part may so build and erect a parti wall 18 inches in thickness, on the East side of the said lot of the party of the first part; that the center of said parti-wall shall be on the division line of the said lots hereinbefore mentioned, of the said parties of the first and second parts, respectively.

AND This Indenture, further Witnesseth; That the said party of the first part does hereby covenant, promise, grant and agree that the said party of the second part, his heirs and assigns, shall, and may at all times hereafter have full and free liberty and privilege of joining to and using the said partition above mentioned, as well below and above the surface of the ground and along the whole length of any part of the length, any building which he or they or any of them may desire or have occasion to erect or build on the said lot of the said party of the second part, and to sink the joist of such building into said partition wall to the depth of six inches, and no further: provided, always, nevertheless, and on this express condition, that the said party of the second part his heirs and assigns, as aforesaid, shall pay to the party of the first her heirs and