

and between E.B. Long, Wm. McMurry, J.E. Powell and J.W. Bell parties of the first part, and S.G. Kennedy party of the second part.

WITNESSETH: That the said first parties are the owners of the north fifty (50) feet of lots two and three Block Sixty (60) Tulsa Oklahoma, and that said second party is the owner of the south fifty (50) feet of Lot One and nine Block Sixty (60) Tulsa Oklahoma and hat the two properties herein described adjoin each other: Therefore, it is herein agreed and set forth that the parties to this agreement erect a party wall as hereinafter described, upon the lot line between the two properties above. described.

The said first parties hereby agree to erect a brick wall upon the said lot line as follows: Beginning at the point of intersection of said lot line and the west line of Main Street and running along said lot line in a westerly direction a distance of thirty five feet, the footing shall be sufficient to carry a wall three stories high and said first parties agree to erect sad wall seventeen inches one story high and the second story thirteen inches to a sufficient heighth for a two story building, and with what ever additional height as may be necessary for fire protection above. Said first parties agree to erect from the westerly end of the said seventeen inch wall, a brick wall thirteen inches along said lot line a distance of One hundred and five feet to the point of intersection of the alley line, said One hundred and five feet to be sufficiently high for a one story building, and the entire wall which is to be one hundred and forty feet inlength shall be erected so that one half of the thickness of said wall shall rest upon the land of each party hereto. When said wall is completed in a skillful and substantial manner, and said first party have closed in building which they are proposing to erect on their own ground, then the architects and contractors who erect said wall shall certify the total cost of said wall including excavating, footing, and brick and stone work, to each of the parties hereto and said second party shall pay to the said parties of the first part one half of the cost of said wall so certified.

It is further agreeded between the parties hereto, that said first parties shall set back the wall of the second story of their building at least two and one half feet from the lot line, making a light court two and one half feet wide and One hundred and five feet long one the rear of said building: and in case the said second party erects a building on his adjoining land the same regulations must be complied with regarding the said light court.

It is further understood and agreeded bya and between the above mentioned parties that all agreements and stipulationsheretofore mentioned shall be binding as to themselves, their heirs, successors, and assigns forever.

This agreement made and signed in duplicate.

Witness our hands this the 11th day of January 1910.

E. B. Long

Wm. McMurry.

J.E. Powell

J.W. Bell, Parties of the first part.

S.G. Kennedy, Party of the second part.

State of Tennessee, County of Robertson, Before me, A.L. Dorsey, a Notary Public in and for said county and state, on this the 11th day of January, 1910, personally appeared E.B. Long, William McMurry, J.E. Powell and J.W. Bell, to me 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 set forth.