

Charles Schmand & B. E. Weiler with H. H. McCarthy et al.

This Agreement, made this 24th day of January, 1901, between Charles Schmand and B. E. Weiler, parties of the first part, and H. H. McCarthy, H. H. Storey, and J. H. Ballou, parties of the second part, Witnesseth:-

The parties of the first part agree to become Incorporators with parties of the second part in a mining Corporation to be organized under the laws of the State of Oregon, for the purpose of developing mines in the States of Oregon & Washington, and to receive from said Corporation forty (40) per cent of its Capital Stock, fully paid up, for their four certain mining claims in Skamania County, Wash. located as the Last Hope, in the St. Helen's Mining District, State of Washington and further evidenced by certain deeds made by the said parties of the first part to H. H. McCarthy, dated January 23rd, 1901. Provided,

That the said Corporation shall agree with parties of the first part to go and perform within three years from date hereof 500 feet of development work in the form of tunnel work, either vertical or lateral work as the said Company may elect, said work to be performed upon the said claims in the nature of development.

Parties of the second part agree with parties of the first part in consideration of their conveyance of title to the said four claims as aforesaid, that they will proceed to offer promotion stock of the said company upon the market as Agents for the said Corporation, and to use their best endeavor to sell such stock at prices to be agreed upon by the Directors of said Corporation from time to time and in such quantities as said Directors may indicate, to be sold for the benefit of said Corporation in the prosecution of its said development work and otherwise, and to receive for their efforts in behalf of such sales of stock for the Company to be so expended sixty (60) per cent of the paid up Capital Stock of said Corporation, it being understood, however, that said sixty (60) per cent of Capital Stock aforesaid to be paid to the said parties of the second part shall be for their general abilities and services in regard to the said sales of stock.

The general commission and incidental expenses for such sales is to be at the expense of the said Corporation.

It is further agreed that in case said Company shall fail to do the said 500 feet of development work within the

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three years aforesaid that in that event, said Company agrees to reconvey its title to said mining claims to the parties of the first part.

In Witness Whereof, the parties have hereunto set their hands and seals this 24th day of January, 1901.

Isaac H. Bingham

Charles Schmand (seal)

E. C. Weiler per (seal)

Charles Schmand (seal)

H. H. McCarthy (seal)

H. A. Chores (seal)

O. H. Ballou

In consideration of one dollar to it in hand paid and other valuable consideration the Security Mining Company of the State of Oregon hereby agrees and guarantees to Charles Schmand and E. C. Weiler that the said two claims Nos. One (1) and Two (2) Last Hope in Skamania County Oregon described in said agreement shall be reconveyed to said Charles Schmand and E. C. Weiler at the end of three years from January 24th 1901 if five hundred feet of development work shall not be completed on said claims within said three years from said date.

Witness
W. T. Freeman

Security Mining Company of
Oregon. by
O. H. Ballou Vice-President

State of Oregon
Multnomah County ss. This certifies that on this 26th day of January 1901 before me the undersigned a Notary Public in and for said county and State personally appeared the within named O. H. Ballou who is personally known to me to be the identical person described in and who executed the within instrument and acknowledged to me that he executed the same freely and voluntarily for the uses and purposes therein mentioned.

In testimony whereof I have hereunto set my hand and official seal the day and year last above written

Notarial
Seal.

W. T. Freeman
Notary Public for Oregon.

Filed for record by Charles Schmand, 13th May 1901 at 9.9 a.m.
C. H. Weiler
O. Schmand