

Emma E. Pratt to Oregon Lumber Co.

Memorandum of agreement made and entered into this 29th day of March, 1899 by and between Emma E. Shearer in her own behalf and as guardian ad litem for her minor children, party of the first part, and the Oregon Lumber Company, a corporation incorporated and organized under the laws of Utah, the second part:

That the said party of the second part releases and acknowledges full satisfaction and payment of all accounts, store bills and demands of every kind and nature due from the party of the first part to the party of the second part, and agrees to pay to the party of the first part upon the execution of this agreement the sum of One Thousand Dollars, of which the sum of One Hundred Dollars has already been paid.

And said party of the second part further hereby agrees to and does hereby purchase of the party of the first part all of the merchantable and accessible fir timber on the following described lands in Shoshone County, Washington, to-wit: The southwest one fourth of the southeast one fourth of Section 14, and the northwest one fourth of the north east one fourth and the north half of the north west quarter of Section 23, Township Three, North, Range Nine East N.M., being the Homestead of said party of the first part; and the said party of the second part agrees that within a reasonable time it will cut all the merchantable and accessible fir timber on said land and scale the same and if said timber so cut shall not amount to more than one million feet, then the payment hereinbefore mentioned shall be full and complete payment for the same. But if said merchantable and accessible fir timber shall amount to more than one million feet then the said party of the second part is to pay to the party of the first part, in addition to the sum herein provided for, fifty cents per thousand feet for all such timber over and above said one million feet. And the party of the second part further agrees to pay all costs necessarily to be incurred in the dismissal of the cases hereinafter referred to.

And in consideration of the matters hereinbefore set forth the party of the first part on behalf of herself and her minor heirs and herself as guardian ad litem of said minor heirs hereby agrees to cause an entry of settlement and dismissal to be entered in the proper court in all actions, suits and claims against said party of the second part in which she alone is plaintiff and in which she for herself and as guardian ad litem for said minor heirs and said minor heirs are plaintiffs and she does for herself, for her said minor heirs and as guardian of said minor heirs hereby

discharge and satisfy all claims against the party of the second part on account of or by reason of the death of her late husband and also for the possession and recovery of a portion of her homestead hereinbefore described and also all damages by reason of the alleged detention of the said portion of said homestead; and the said party of the first part does hereby release and discharge and acknowledge full satisfaction and payment of all claims and demands of whatsoever kind or nature she may have against said party of the second part. And the said party of the first part for herself as guardian ad litem for her said minor heirs and for said minor heirs discharges and releases and acknowledges full payment and satisfaction of all claims and demands that she or he said minor heirs, jointly or severally, or that she for herself or as guardian ad litem for said minor heirs has against the said party of the second part.

And the said party of the first part hereby sells to said party of the second party all said merchantable, accessible fir timber now upon her said homestead, for the consideration and price hereinbefore agreed by the party of the second part to be paid therefor.

In witness whereof we have hereunto set ~~at~~ our hands and seals this 29th day of March, 1899.

Witnesses:

W. S. Huntington
H. S. Wilson.

M^{rs} Emma C. Pratt (Seal)
C. S. Pratt (Seal)

Oregon Lumber Co.
By D. Eccles Pres.

On this 29th day of March, 1899, personally appeared before me Emma C. Pratt and C. S. Pratt, her husband, to me personally known to be the same persons described in and who executed the same freely and voluntarily as their free act and deed for the uses and purposes therein named.

W. S. Huntington,
Notary Public for Oregon.



Filed for record 31st March A.D. 1899 at 10.30 A.M.

J. W. Hale
Co. Auditor