

or assigns: And a further consideration for executing this contract is that the party of the second part shall perform or cause to be performed in the year 1898, prior to the limitation of this contract not less than One hundred Dollars (\$100.00) worth of work on each of the foregoing named claims: the object of this provision being that the party of the second part shall perform the assessment work required by the Statutes of the United States on unpatented mining claims for the year 1898 at his expense and under his direction or that of his representatives or assigns.

The party of the first part, his heirs, executors, administrators or assigns shall on the first day of November 1898, or at any time before, upon payment of said sum of money hereinbefore mentioned, make, execute and deliver unto the party of the second part or to such person or persons as he shall designate good and sufficient deed or deeds to all the above described property, conveying clear and perfect title (except the fee simple of the United State) free from all incumbrances, with a covenant that the annual expenditures have been made thereon as required by law. Now, if the party of the second part shall fail to pay the sum or sums of money as hereinbefore provided or shall fail to perform his covenants regarding the assessment work for the years 1897 and 1898 and if the party of the first part shall faithfully perform the covenants herein set forth, then this obligation shall be null and void, otherwise to be and remain in full force and effect.

The party of the first part furthermore agrees and assents to bind himself, his heirs, executors, administrators and assigns to permit and hereby authorize the party of the second part or his representatives, heirs, executors, administrators or assigns to extract, ship and market such ore as he or they may find on any of the foregoing named claims upon the distinct and express understanding that whatever net proceeds may remain over and above the cost of mining, transportation and treatment shall be deposited at the Bank of Ladd and Tillons at Portland, Oregon, to the credit of the party of the first part and applied by him as part payment on the purchase