

Article of agreement this day made and entered into by and between Chas Finkhart party of the first part and Wm Peasmaker the party of the second part. Witnesses both the said Chas Finkhart and the said Wm Peasmaker the lands and tenements shown described by the survey and plat made by Alfred McKay Deputy Co. Surveyor hereto attached marked exhibit "A" and made a part of this contract for and in consideration of the sum of forty dollars per acre. The said Charles Wm Peasmaker agrees to execute and deliver to the said Wm Peasmaker a good and sufficient deed on or before the 2nd day of February N.D. 1901 except said deed and pay for said land at the rate of forty (\$40.00) per acre for lands Hayes shall divide the fence between the said Wm Peasmaker's lands and the said Charles Finkhart's lands in two equal parts and that the said Charles Finkhart shall take his choice of the parts of the fence that he will construct and maintain and the said Wm Peasmaker shall construct and maintain the fence on the other part of the said line. Each party to use the material on his respective part in the construction of and maintaining his portion of said fence. It is hereby further agreed and understood that said partition fence shall follow the line run by said Alfred McKay as shown in said plat hereto attached and the said line so as aforesaid run by the said Alfred McKay Deputy Co. Surveyor shall be taken and held to be the true boundary line between the said Chas Finkhart and the said Wm Peasmaker; and said fence shall be built upon and made to conform thereto. George Finkhart does hereby guarantee that the said Charles Finkhart will faithfully and punctually perform his part of said agreement. It is hereby further understood and agreed that the said George Finkhart will save and hold Wm Peasmaker harmless by reason of any mortgage lien in said land. Before the signing the contract the said Melville Hayes selected the point marked willow tree twelve inches in diameter as shown on said division point in said fence therefor.

This contract is entered into by the
 Alfred McKay
 Deputy Co. Surveyor

Received by this 11 day of Jan
 Wm Peasmaker
 George Finkhart