

Contract of Purchase to J. E. P. Withers

This Indenture made this 18th day of August A.D. 1885.
 Between the Oregon and California Railroad Company a
 corporation duly incorporated under the laws of the State of
 Oregon party of the first part. The Farmers Loan and Trust Co.
 a corporation created and existing under and by virtue
 of the laws of the State of New York party of the second part and
 J. E. P. Withers hereinafter called the purchaser. The party of
 the third part: Witnesseth that in consideration of the sum
 of Dollars paid to the party of the first part and the sum of
 Two Hundred and Eleven and 3/100 dollars paid to said party
 of the second part with the consent and by the direction of
 said party of the first part. the Oregon and California Rail-
 road Company doth hereby grant and convey, and the said
 The Farmers Loan and Trust Company doth hereby grant release
 and confirm unto said purchaser his heirs and assigns
 the following described real estate to wit: North East 1/4
 of the S. E. 1/4 and Lots One and Two of Section 3, T. 18 S. of R. 2
 West of the Willamette Meridian containing, according to the
 United States Survey thereof 93 ⁹/₁₀₀ acres less the same more or less
 being part of the land granted by the United States to the
 said Oregon and California Railroad Company and conveyed
 by that Company to Henry Villard Horace White and Charles Ed-
 ward Bretherton and their successors. Testes by a and
 A Trust or Trustee

the third part! Witnesseth that in consideration of the sum of Dollars paid to the party of the first part and the sum of Two Hundred and Eleven and 2/100 Dollars paid to said party of the second part with the consent and by the direction of said party of the first part, the Oregon and California Railroad Company doth hereby grant and convey, and the said The Farmers Loan and Trust Company doth hereby grant release and confirm unto said purchaser his heirs and assigns the following described real estate to wit: North East 1/4 of the S. E. 1/4 and Lots One and 2 of Section 3, T 18 S of R. 2 West of the Willamette Meridian containing, according to the United States Survey thereof 93 ⁹/₁₀₀ Acres be the same, more or less being part of the land granted by the United States to the said Oregon and California Railroad Company and conveyed by that Company to Henry Villard Horace White and Charles Edward Britherton and their successors, Trustees by a deed of Trust or Mortgage dated the first day of June A. D. 1881 under which deed of Trust the said The Farmers Loan and Trust Company, as successors, to said Henry Villard Horace White and Charles Edward Britherton is the present ⁴⁰ trustees;

To Hold the said premises with the appurtenances thereto unto the said purchaser his heirs or assigns forever freed and discharged from the lien powers and trusts of said Deed of Trust or Mortgage of June first 1881 reserving however a strip of land 100 feet wide to be used by the Oregon and California Railroad Company for right of way and other railroad

purposes when the railroad of said Oregon and California Railroad Company or any of its branches, is or shall be located upon the premises: And the right to take all water needed for the operating of said railroad, and also reserving and excepting from said described premises so much, and such parts thereof as are or may be mineral lands other than coal or iron. And the said purchaser does hereby, for himself, and his heirs and assigns covenant with said Oregon and California Railroad Company, its successors and assigns that he will erect and maintain on the boundary line or boundary lines between said premises and such right of way, a good, lawful, and substantial fence sufficient to turn stock:

And the said Oregon and California Railroad Company doth hereby covenant with said purchaser, his heirs and assigns that the possessions of said premises against all persons claiming the same, by, through or under said Oregon and California Railroad Company in any manner whatever, it will warrant and forever defend.

In Witness Whereof the said parties of the first and second parts have caused these presents to be sealed with their respective seals and executed by their respective Presidents and secretaries, and the party of the third part has hereunto set his hand and seal, the day and year first above written.

In presence of
J. N. Reed

(Seal)

The Oregon and California Railroad Company
By Geo H Andrews 2^d Vice President
The Oregon and California Railroad Company
R. W. Valt V. P. Britton Secretary