

DEED OF TRUST

WHEREAS: It appears that the tract of land on the LILLIE WILLIAMS allotment located in the SOUTH EAST QUARTER (SE $\frac{1}{4}$) of the SOUTH EAST QUARTER (SE $\frac{1}{4}$) of SECTION 7, TOWNSHIP 27 NORTH, RANGE 13 EAST, Washington County, has for many years been used as a cemetery and burial ground for and by the Delaware Nation of Indians, and:

WHEREAS: It appears that said tract of land has never been dedicated to the Delaware Nation of Indians for the above mentioned purpose, and:

WHEREAS: D. M. TYLER, owner of the fee simple title has expressed his willingness to convey to said Delaware Nation of Indians, for the purpose hereinafter set forth, said tract of land, and:

WHEREAS: At a meeting of the Delaware Indians of Washington County, held in the Dewey Park in the City of Dewey, Washington County, Oklahoma, on the 7th day of SEPTEMBER, 1929, a vote of appreciation and thanks was made in writing to said D. M. TYLER, accepting his very generous offer:

NOW THEREFORE, This indenture, made this 26th day of OCTOBER, 1929, between D. M. TYLER, party of the first part and the Board of County Commissioners of Washington County, State of Oklahoma, of the second part, and the Delaware Nation of Indians, parties of the third part, for and in consideration of the premises and the sum of One Dollar (\$1.00) in hand paid, the said party of the first part hath granted, bargained and sold, and by these presents does grant, bargain, sell and convey to the said parties of the second part, their successors or assigns forever, the tract or parcel of land described as follows, to-wit:

Beginning at a point on the WEST line and 275 Feet SOUTH OF THE NORTHWEST Corner of the SOUTHEAST Quarter (SE $\frac{1}{4}$) of the SOUTHEAST QUARTER (SE $\frac{1}{4}$) of SECTION 7, TOWNSHIP 27 NORTH, RANGE 13 EAST, thence running due SOUTH along the WEST line of said 40 acre Tract 300 Feet; thence due EAST 250 Feet; thence due NORTH 300 Feet; thence due WEST 250 Feet to the point of beginning, and containing 1.7 acres, more or less.

TO HAVE AND TO HOLD said tract or parcel of land with the appurtenances thereunto belonging to the said parties of the second part, their successors or assigns forever, in trust, however, for the purposes and uses of the Delaware Nation of Indians as is hereinafter set forth.

1. That said tract or parcel of land shall be held in trust by the parties of the second part for the one and sole purpose of a burial ground and cemetery for the parties of the third part, the citizens and members of the Delaware Nation of Indians, and they themselves alone as cestuis que trustent.

2. That the said D. M. TYLER, party of the first part, covenants and agrees to construct, or create, to and from the above described tract or parcel of land, a means of ingress and egress to communicate with the road now running adjacent to the southern boundary of the said LILLIE WILLIAMS allotment.

3. The said parties of the second part are to hold and forever keep in trust, for the parties of the third part, the premises above described for the use and benefit of the Delaware Nation of Indians.

4. That said parties of the second part, as trustees shall have full and complete power to so govern the use of said tract or parcel of land according to the terms of this trust as they, from time to time shall see fit and deem proper. The trustees shall hold the legal title to all property at any time belonging to this trust and shall have the management and control of the same. And the right of the said trustees to manage, control and administer the said trust estates shall be absolute and unconditional and free from the control or management of the beneficiaries hereinafter named.

5. In the event that said parties of the second part should refuse or decline at any time to perpetrate the terms of this trust, either by operation of law or by their own free will and accord; or in the event that said Delaware Nation of Indians should refuse or discontinue to make use of the above described tract or parcel of land as a burial ground for the

Delaware Nation of Indians, this trust shall become null and void and of none effect, and the fee simple title to said property shall revert to said party of the first part, as grantor, or to his heirs, executors, administrators or assigns.

IN WITNESS WHEREOF, the said party of the first part has hereunto set his hand the day and year first above written.

D. M. TYLER

STATE OF OKLAHOMA

SS.

COUNTY OF WASHINGTON

Before me, B. F. PALLETT, a Notary Public, in and for said County and State, on this 8th day of NOVEMBER, 1929, personally appeared D. M. TYLER,

to me known to be the identical person who executed the within and foregoing

instrument, and acknowledged to me that he executed the same as his free and voluntary act and deed for the uses and purposes therein set forth.

In Witness Whereof, I have hereunto set my hand and official seal the day and year last above written.

My commission expires JULY 17, 1933.

B. F. PALLETT, Notary Public.

(Seal of B. F. PALLETT, Notary Public, Washington County, Okla.)

Filed for Record NOV. 9, 1929 at 9:50 o'clock A.M.

W. K. BLACHLY, County Clerk

By L. M. CHANEY, Deputy.

* * * * *

STATE OF OKLAHOMA

Washington County

I, T. B. JENSEN, County Clerk

do hereby certify

that

the

within

and

foregoing

199

Nov. 9, 29
Recd 68

23

December

36

O. Martin

RIGHT OF WAY DEED

KNOW ALL MEN BY THESE PRESENTS, That B. F. VANATTA and IONA R. VANATTA his wife Parties of the first part, in consideration of the sum of Twenty and No/100 (\$20.00) dollars, the receipt of which is hereby acknowledged, do hereby grant, bargain, sell and convey unto WASHINGTON COUNTY, State of Oklahoma, party of the second part, for the purpose of being used as public highway, the following described real estate property and premises situated in Washington County, State of Oklahoma, to-wit:

A strip, piece or parcel of land $16\frac{1}{2}$ Ft. wide or $8\frac{1}{4}$ Ft. on each side of a line described as follows: Beginning at a point $222\frac{1}{4}$ Ft. East of the SOUTHWEST Corner of the SOUTHEAST Quarter ($SE\frac{1}{4}$) of the SOUTHEAST Quarter ($SE\frac{1}{4}$) SECTION 7, TWP. 27 N. RGE. 13 E., Thence North 745 Ft. more or less to the south side of the Deleware Indian Cemetery, and containing Twenty Eight One Hundredths (0.28) of an acre more or less.

TO HAVE AND TO HOLD said above described land unto the said WASHINGTON COUNTY, so long as same shall be used for a public highway only, but should said land herein conveyed cease to be used and maintained as a public highway, then, in such event, said land shall revert to the grantors heirs or assigns.

Signed and delivered this 9th day of JUNE, 1934

WITNESSES:

W. A. EVERETT

MILDRED OGLESBEE

B. F. VANATTA

IONA R. VANATTA

ACKNOWLEDGMENT

THE STATE OF OKLAHOMA,
SS.
WASHINGTON COUNTY,

Before me, MABEL WICKSTRUM in and for said County and State on this 9th day of JUNE, 1934, personally appeared B. F. VANATTA and IONA R. VANATTA to me known to be the identical persons who executed the within and foregoing instrument, the said B. F. VANATTA and IONA R. VANATTA having executed same by themselves in my presence and in the presence of W. A. EVERETT and MILDRED OGLESBEE as witnesses, and said grantor acknowledged to me that they executed the same as their free and voluntary act and deed, for the uses and purposes therein set forth.

Witness my hand and official seal, the day and year above set forth.

MABEL WICKSTRUM, Notary Public

My commission expires APRIL 13, 1937

(Seal of MABEL WICKSTRUM, Notary Public In And For State of Oklahoma, Dewey, Okla.)

Filed for Record JUN., 14, 1934 at 9:50 o'clock A. M.

T. R. WILSON County Clerk

By L. M. CHANEY Deputy

~~T. R. WILSON~~

CLERK
FILED
JUN 14 1934

145

23

Remember

T. R. WILSON, Clerk

Martin

Deputy

JUN 14 34
Box 72

36

SECTION PLAT

Section 7 Township 27 N Range 12 E

County Washington State Ore.

250 FT
300 FT

745 FT

14 1/2"

OWNED - 400 - 7/10 acre