

by him from the said George W. Anderson and his connection with such proposed improvements and additions and with consequence thereof may deem proper to raise and increase the height and size of the said dam lying across the said River between the portions of the said Anderson Mill Tract on opposite banks of the said River or erect an additional dam or dams thereon. And whereas the said Rhoda H. W. and her and Elizabeth Wadwell are the owners in fee simple of a tract of land of three hundred & forty three acres on the East bank of the Salween River adjacent in the Parish of St. Michael lying north of and near to the land so recently purchased by him the said Francis J. Pelzer and whereas it may be happen that damage may be caused to said tract of land or to the crops growing thereon by reason of the rise and overflow of the water in the Salween River that may be caused by the raising or increasing the size and height of the said dam or the erection of another dam or dams thereon. Now know all men by these Presents that we the said Rhoda H. Wadwell and Elizabeth Wadwell owners of the tract of land of three hundred and forty three acres above mentioned do and in consideration of the sum of fifty dollars to her said Francis J. Pelzer by the said Francis J. Pelzer owner of the tract of land aforesaid known as Andersons Mills at and before that sealing and delivery of these Presents the receipt whereof is hereby acknowledged do for ourselves our heirs Executors and Administrators assign owners of the said tract of three hundred & forty three acres heretofore described. Covenant and grant with unto the said Francis J. Pelzer and his heirs and assigns that if the said Francis J. Pelzer and his heirs and assigns and his or their agents and assigns

or each other as he or they may associate with him or any of the said tract of land known as Andersons Mills heretofore described shall hereafter and as often as he or they may deem necessary or see fit to increase its height and breadth whether the size of the dam lying across the Salween River between the portions of the Andersons Mills Tract on opposite banks of the said River and to raise the same in any way or manner and to any extent that to him or them may seem proper and proper or that may be necessary to fully carry out the purposes they may have in view or to build and erect and other and additional dams or dams across the said River on the said tract or purchased from the said George W. Anderson as he or they may deem proper or find necessary that and in that point by the said Francis J. Pelzer and his heirs assigns and assigns owners of the said tract of land known as Andersons Mills heretofore described shall have the right and consent to back the water in the said River and flow the same upon the tract of three hundred and forty three acres of land so owned by us as aforesaid to such an extent as may result or arise from the alterations & erection above mentioned and that we the said Rhoda H. Wadwell and Elizabeth Wadwell our heirs Executors Administrators or assigns owners of the said tract of three hundred & forty three acres of land heretofore described will make no claim or demand what ever against him the said Francis J. Pelzer his heirs Executors Administrators or assigns or any person or persons at any time associated with him or their owners of the said tract of land known as Andersons Mills heretofore described for or by reason of any damage or loss of any nature or kind whatsoever where we may herein at any time or which may at any time in any manner