

growing trees on or before the 23<sup>d</sup> day of August 1911 consisting as follows: of 75 fruit trees.

The following other improvements shall be made on said premises within the following dates.

It is covenanted and agreed that this lease shall not be assigned or the premises hereinbefore described sublet by the Lessee his heirs administrators or executors without the consent of the lessor or his successors in office nor without the approval of the United States Court of the District wherein said lands are situated.

This lease is executed in triplicate and one of the originals thereof shall be held by the lessor as guardian one by the lessee, and one shall be filed with the clerk of the Court in which are deposited the probate papers relating to the appointment of the Lessor as guardian. In the event that there is a failure on behalf of the lessee to comply with any of the terms and provisions of this lease in the time and manner specified therein, then all improvements erected upon the premises by said lessee shall be forfeited to the lessor and become the property of the estate of said ward of whom the lessor is guardian and said lease in that event shall be forfeited and the lessor shall have the right to immediate possession of said premises. In Witness Whereof the parties hereto have hereunto set their hands on the date first above written.

United States of America ss  
Indian Territory

Ernest M. Gale  
M. Ball

Be it remembered that on this day personally appeared before me a notary public within and for the Northern District in the Indian Territory aforesaid, duly commissioned and acting as such E. M. Yates and J. M. Ball to me personally well known and known to me to be the parties who signed the foregoing lease as lessor and lessee respectively, and each of them acknowledged for himself that he had signed and executed said lease for the purposes and consideration therein mentioned and set forth as his free and voluntary act and deed. In Testimony whereof I have hereunto set my hand and affixed my notarial seal this 22<sup>nd</sup> day of August 1910. My commission expires 3-13-1910 (E. M. Yates Notary Public)