

putting down such gas wells as shall be put down under the terms of this agreement as hereinbefore provided then, the said pipe line and right of way therefor from Watkins station to said well number One on said above described land shall be and become the property of the party of the first part and the party of the second part shall execute such covenants conveyances and assurances of title as may be necessary to put the party of the first part in the actual possession ^{use} of said pipe line, and to own and secure its title thereto.

(D) It is further understood and agreed by and between the parties hereto that in estimating the actual cost of procuring putting down and constructing said pipe line between said points as herein provided, the same shall include the total expense and outlay of the party of the second part for right of way purchased, materials furnished and labor performed in construction thereof only, and no other expense shall be charged or included and that no interest charge shall be made therefor. Provided that in case the said first party shall not be able by reason of the exhaustion of its supply of gas to furnish sufficient gas under the contract to pay the party of the second part for the said pipe line and for such well or wells