

ACKNOWLEDGMENT .

State of Oklahoma)
 Tulsa County .) SS

On this IIth day of September 1908 beofore me the undersigned Notary Public within and for said County and State personally appeared Sonny Smith, as Guardian of the estate of Neely Smith , a minor, to me well knwon as the party lessor in the foregoing lease, and acknowledged that he executed the same for the uses and purposes therein set forth .

Witness my hand and seal the day and year above written .

SEAL. My commission expires Feb 23- 1912 .

Orville S. Booth

Notary Public

Approved 9/11/1908 N.J. Gubser County Judge .

Filed for record Sep 14 1908 at 3(30 P. M. H.C. Walkley Reg of Deeds (SEAL)

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-----COAL MINING LEASE :-----

THIS INDENTURE OF LEASE : Made and entered into in duplicate on this day of September 1908 by and betwe n Sonney Smith , guardian of the estate of Floyd Smith a minor, of Dawson Oklahoma, party of the first part, and the Cherokee company, a corporation existing under the law s in force in the State of Oklahoma, of Tulsa Oklahoma, party of the second part under and pursuance of any order of the County Court for Tulsa Countyk, State of Oklahoma, this day made, Witnesseth :-

That the party of the first part for and in consideration of the royalties covenats , stipulations and conditions hereinafter contained, and hereby agreed to be paidm observe d and performed by the party of the second part, its successors or assigns, does hereby demise, grant and let unto the party of the second part , its successors or assigns, the following described tract of land lying and being situate in Tulsa county , State of Oklah-oma to-wit :-

The south-east quarter of the North -east quarter and North-east quarter of the south-east quarter of Section Twenty-nine (29) Township Twenty (20) North, Range Thirteen (13) East . , containing eighty acres more or less, for a term of years expiring January 20th 1921 afrom the date hereof, for the sole purposes of prospecting for and mining coal . The party of the second part occupies so much only of the surface of said land as may b reasonably necessary to carry on the work of prospecting for , mining, storing and removing such coal .

In consideration of the premises the party of the second part hereby agrees and binds itself its succes sors or assigns, to pay or cause to be paid to the party of the first part as royalty the sums of money as follows, to-wit :-

On the production of all coal mined under this lease the sum of eight cents per tin of 2000lbs on mine run or coal as it is taken fromthe mines, including what is commonly called slack .

And the party of the second part further agrees and binds itself, its successors and assigns to pay or cause to be paid to the lessor as advanced annual royalty on this lease the sums o money as follows :- to-wit :-

Fifteen cents per acre per annum in advance for the first and second years;