

Advance Royalty Received, \$12.00 By James L. Granger.

QUADRUPLICATE

Filed for record in Tulsa County, Tulsa, Oklahoma, July 31, 1922 at 11:00'clock A. M.

Book 411 Page 218

By F. Delman, Deputy, (Seal) O. D. Lawson, County Clerk.

COMPARE

COMPARE

205525 LB OIL AND GAS MINING LEASE UPON LAND SELECTED FOR ALLOTMENT CREEK 677
NATION, OKLAHOMA. QUADRUPLICATE 45973 RECEIVED SUPT. FIVE CIV. TRIBES

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|-----------------------------|-----------------------|---|--------------------------|
| DEPARTMENT RECEIVED | **OFFICE OF INDIAN | * | CASHIER JUN 6 1922--10M. |
| JUL 10 1922 NO. 4276 | **AFFAIRS RECEIVED | * | Maid Div.-----JUN 6 1922 |
| Supt. Five Civilized Tribes | ** JUN 26 1922--51344 | * | No.-----36851 |
| | | * | ROYALTY NO. 48153 |

THIS INDENTURE OF LEASE, Made and entered into in quadruplicate

on this 27th day of May A. D. 1922, by and between Bertha Haikey, a single woman of Broken Arrow, Okla., enrolled as a Full-blood citizen of the Creek Nation, Roll No. NBC, 18, party of the first part, hereinafter designated as lessor, and W. B. Pine and D. M. Smith each undivided half interest of Okmulgee, Okla., party of the second part, hereinafter designated as lessee, under and in pursuance of the provisions of the Act of Congress approved May 27, 1908, (35 Stat. L.P. 312) WITNESSETH:

1. The lessor, for and in consideration of one dollar, the receipt whereof is acknowledged, and of the royalties, covenants, stipulations and conditions hereinafter contained, and hereby agreed to be paid, observed and performed by the lessee, does hereby demise, grant, lease, and let unto the lessee, for the term of ten years from the date of the approval hereof by the Secretary of the Interior, and as much longer thereafter as oil or gas is found in paying quantities, all the oil deposits and natural gas in or under the following described tract of land, lying and being within the county of Tulsa and State of Oklahoma, to-wit:

The W2 W2 NW4; W2 NW4 SW4; S2 N2 NE4 NE4 NW4; S2 NE4 NE4 NW4; SE4 NE4 NW4;

E2 SE4 NW4; E2 NE4 SW4, of Section 22, Township 18 N, Range 13 E. of the

Indian Meridian, and containing 117.50 acres, more or less,

with the exclusive right to prospect for, extract, pipe, store and remove oil and natural gas, and to occupy and use so much, only of the surface of said land as may reasonably be necessary to carry on the work of prospecting for, extracting, piping, storing, and removing such oil and natural gas, also the right to obtain from wells or other sources on said land by means of pipe lines or otherwise, a sufficient supply of water to carry on said operations, and also the right to use, free of cost, oil and natural gas as fuel so far as necessary to the development and operation of said property.

2. The lessee hereby agrees to pay or cause to be paid to the Superintendent of the Five Civilized Tribes, Muskogee, Oklahoma, for the lessor, as royalty, the sum of 12 1/2 per cent of the gross proceeds of all crude oil extracted from the said land, such payment to be made at the time of sale or removal of the oil. And the lessee shall pay as royalty on each gas producing well three hundred dollars per annum in advance, to be calculated from the date of commencement of utilization: PROVIDED, however, in the case of gas wells of small volume, when the rock pressure is one hundred pounds or less, the parties hereto may, subject to the approval of the Secretary of the Interior, agree upon a royalty, which will become effective as a part of this lease; PROVIDED, FURTHER, That in case of gas wells of small volume, or where the wells produce both oil and gas or