

free and voluntary act and deed for the uses and purposes therein set forth.

WITNESS my signature and official seal, the day and year last above written.

(Seal)

Iva Latta, Notary Public.

My commission expires March 31, 1926.

Filed for record in Tulsa, Tulsa County, Oklahoma, October 18, 1922, at 1:45 o'clock P.M. and recorded in Book 426, Page 149.

By F. Delman, Deputy.

(Seal)

O. D. Lawson, County Clerk.

211503 C.M.J.

QUATRUPLICATE

45994

COMPARED

(Department )  
(Received )  
(Oct. 2, 1922 )  
(Encl. To No. 6202 )  
(Supt. Five Civil- )  
(ized Tribes )

(Received Supt. Five )  
(Civ. Tribes Cashier )  
(Jun. 8, 1922 )  
(Mail Div. Jun. 8, 1922 )  
(No. 37306 )  
23837

Oil and Gas Mining Lease Upon Land Selected for Allotment CREEK Nationa, Oklahoma.

(Office of Indian Affairs )  
(Received Sep. 15, 1922 )  
(73980 )

THIS INDENTURE OF LEASE, Made and entered into in quadruplicate on this 3rd day of June A.D. 1922, by and between Ellis Haikey and Sarah Haikey his wife, of Broken Arrow, Okla. enrolled as a full blood citizen of the Creek Nation, Roll No. 953, party of the first part, hereinafter designated as lessor, and W. B. Pine and D. M. Smith, an undivided one-half interest each, of Okmulgee, Oklahoma, 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 East Half of the Southwest Quarter and Southwest Quarter of Southwest Quarter

of Section 30, Township 18 N. Range 14 E. of the Indian Meridian, and containing 117.82 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, 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.

ROYALTY NO. 48429

2. The lessee hereby agrees to pay or cause to be paid to the Superintendent Muskogee, Oklahoma, for the lessor, as royalty, the sum of 12\* per cent. of the Five Civilized Tribes, 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