

218055 C. J. COMPADEN

QUADRUPLICATE

48745

Form A. Series 1908, --- APPROVED April 20, 1908
Amended February 6, and June 29, 1911 .OIL AND GAS MINING LEASE UPON LAND SELECTED FOR
ALLOTMENT

CREEK NATION, OKLAHOMA

THIS INDENTURE OF LEASE, Made and entered into in
quadruplicate on this 1st day of April A. D. 1922,
by and between Willie Berryhill of Sapulpa, Okla.

enrolled as a full blood citizen of the Creek Nation, Roll No. c-6418 , party of the first part,
hereinafter designated as lessor, and Clayton A. Lynch of Tulsa, 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, stipu-
lations and conditions hereinafter contained, and hereby agreed to be paid , observed and per-
formed 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 North-half (N $\frac{1}{2}$) of the Southeast quarter
(SE $\frac{1}{4}$), less the M.K. & T. Railroad right-of-way

of Section 5, Township 19-N, Range 12-E of the Indian, Meridian, and containing 71 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 twelve
and One-half 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 oil and gas and salt water to such
extent that the gas is unfit for ordinary domestic purposes, or where the gas from any well
is desired for temporary use in connection with drilling and pumping operations on adjacent
or nearby tracts, the lessee shall have the option of paying royalties upon such gas wells
of the same percentage of the gross proceeds from the sale of gas from such wells as is paid
under this lease for royalty on oil. The lessor shall have the free use of gas for domestic
purposes in his residence on the leased premises, provided there shall be surplus gas produced
on said premises over and above enough to fully operate the same. Failure on the part of the

DEPARTMENT
RECEIVED
Sep. 30 1922
Encl. to
No. 6029
Supt. Five Civilized tribes
Supt. Five Civ. Tribes
CASHIER #376
MAIL DIV. May 1, 1922
No. 28801

Received
Supt. Five Civ. Tribes
CASHIER
OCT 10, 1922
Mail Div. OCT 10 1922
No. 51553

OFFICE OF INDIAN AFFAIRS
RECEIVED
Nov 14, 1922
89997

OFFICE OF INDIAN AFFAIRS
RECEIVED
SEP 14 1922
73686

ROYALTY
NO. 42378