

ORDER DIRECTING EXECUTOR TO EXECUTE
CONVEYANCE.

COMPARED

This cause regularly coming on for hearing on this 27th, day of February, 1923, on the petition of Hohn F. Hayden praying that the executor of the estate of E. Roger Kemp, deceased, be directed to execute a conveyance conveying to said petitioner an undivided one-fourth interest in and to the oil and gas right in and to the following described premises situate in Tulsa County, State of Oklahoma, to-wit:

Lots 1 and 2, and the South Half of the Northeast
Quarter of Section 6, Township 19 North, Range 11
East, containing 118.77 acres more or less,

and the court being satisfied that due and proper notice of said hearing has been given, and the executor of said estate, to-wit; Exchange Trust Company, appearing by its attorney, Joe Chambers, of Tulsa, Oklahoma, and said petitioner appearing by his attorneys, Hagan and Gavin, and the Court having heard the evidence in said cause and being fully advised in the premises finds: That heretofore during the lifetime of said decedent, E. Rogers Kemp, said decedent and the petitioner herein, John F. Hayden, were partners in the oil business under the style of Kemp and Hayden; that said partnership was dissolved on February 1, 1913; that during the existence of said partnership it acquired as an asset of said partnership the oil and gas rights in and to the premises hereinabove described; that at the time of the dissolution of said partnership said oil and gas rights were, for the convenience of the parties, left in the name of E. Rogers Kemp, the decedent; that said decedent on January 15th, 1921, gave to said petitioner herein an instrument in writing, acknowledging that decedent held an undivided one-fourth interest in and to said oil and gas rights in trust for said petitioner; that said decedent during his lifetime might have been compelled by said petitioner to convey to said petitioner said undivided one-fourth interest in and to said oil and gas rights; that said conveyance, if made during the lifetime of said decedent, would have been a conveyance of real property; that because of said facts this Court, under Section 6410, Revised Laws of Oklahoma 1910, has the power to compel the Exchange Trust Company, the executor of the estate of said decedent, to convey to said petitioner herein, John F. Hayden, and undivided one-fourth interest in and to said oil and gas rights; that an order so directing said conveyance should be made by this Court;

IT IS THEREFORE ORDERED, CONSIDERED AND ADJUDGED BY THE COURT that Exchange Trust Company, the executor of the estate of E. Rogers Kemp, deceased, be and hereby is directed by this Court to convey to John F. Hayden and undivided one-fourth interest in and to the oil and gas rights in and to and on the following described premises, situate in Tulsa County, State of Oklahoma, to-wit:

Lots 1 and 2, and the South Half of the Northeast
Quarter of Section 6, Township 19 North, Range 11
East, containing 118.77 acres more or less.

(SEAL)

John P. Boyd, Judge.

O. K.

EXCHANGE TRUST COMPANY

BY Joe Chambers, Attorney.

Hagan & Gavin
Attorneys for petitioners

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