

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

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

(SEAL) C. G. Gray, Notary Public.

My commission expires Oct. 31, 1927.

Filed for record in Tulsa County, Okla. on May 29, 1924, at 9:40 A.M. recorded in book 449, page 374, Brady Brown, Deputy.

(SEAL) O.G. Weaver, County Clerk.

QUADRUPLICATE.

259438- BH

OIL AND GAS MINING LEASE UPON LAND SELECTED FOR ALLOTMENT.

(Mail Div. No. 11679)

(Received Supt Five. Civ. Tribes)  
(Cashier, March 20, 1924,)

Creek Nation, Oklahoma,

*Tulsa  
12-19-26*

This indenture, of lease, made and entered into in quadruplicate on this 19th day of March, A.D. 1924, by and between Edith Young, nee Madison, Guardian of the estate of Clyde Madison, a minor, who is a son and only heir of John Madison, deceased, and for herself, of Tulsa, enrolled as a half blood citizen of the Creek Nation, Roll No. 797, party of the first part, hereinafter designated as lessor, and Elizabeth Greer, Esther Greer, Gladys Daniels, M. Lovington, Joe Craus and W. C. Best, of Sand Springs, Oklahoma, parties 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 hereby 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 5 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 within the county of Tulsa, and State of Oklahoma, to-wit: The North west one fourth (NW $\frac{1}{4}$ ) of the southeast one fourth (SE $\frac{1}{4}$ ) (less 3 acres easement), of section 4, township 19, range 12E of the Indian Meridian, and containing 37 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 $\frac{1}{2}$  per cent of the gross proceeds of all crude oil extracted from 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 12 $\frac{1}{2}$ % of all gas produced and marketed. *Royalty no - 49684*

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