

234732 C.J.

In the Matter of an Oil and Gas
Lease made by Aaron and Susie
Tyner to Phillip Herzog and J.E.
Allen and J. Morgan White.

COMPARED

A F F I D A V I T.

STATE OF OKLAHOMA

COUNTY OF TULSA

Aaron Tyner, being duly sworn upon his oath says that he is one of the lessors named in a certain oil and gas lease dated June 10, 1918, filed for record in the office of the County Clerk within and for Tulsa County, duly recorded in Book 238, page 363, and made to Phillip Herzog, J. E. Allen and J. Morgan White, lessee, and covering the following described land situated in Tulsa County, State of Oklahoma, to-wit:

The North Half of the Northwest Quarter of Section 12, and the South Half of the Southeast quarter of the Southwest Quarter of Section 1, Township 22 North, Range 12 East, containing 100 acres more or less.

That no well has at any time been drilled or commenced upon the above described land by the said lessees or their heirs successors or assigns, or by any other person whomsoever.

Affiant further says that neither the lessee nor their heirs, representatives, assigns or agents have any time deposited to the lessors credit in the First National Bank of Skiatook, Oklahoma, or paid to the said lessors or either of them any sum of money whatsoever as rental or to cover the privilege of deferring commencement of a well for six months or for any other time and that no act has been done by the said lessees or their heirs representatives, assigns or agents that would prevent the termination of said lease and its expiration according to the terms of said lease.

Affiant further says that they are unable to ascertain the whereabouts of Phillip Herzog, J. E. Allen, & J. Morgan White, or either of them and are unable to procure release of said oil lease.

Aaron Tyner

Subscribed and sworn to before me this 25th day of June 1923.

My Com. expires 6/18/1925

(SEAL)

Russ L. Grant, Notary Public

ACKNOWLEDGMENT.

STATE OF OKLAHOMA, Tulsa County, ss.

Before me, Ruth Martindale a Notary Public in and for the county and state aforesaid, on this 26th day of June, 1923, personally appeared Aaron Tyner, to me known to be the identical person who executed the within and foregoing instrument, and acknowledged to me that he executed the same as his free and voluntary act and deed for the uses and purposes therein set forth.

WITNESS MY HAND AND NOTARIAL SEAL this 26th day of June, 1923.

My commission expires 6/21/25

(SEAL)

Ruth Martindale, Notary Public

Filed for record in Tulsa County, Tulsa Oklahoma, July 2, 1923 at 10:20 o'clock A. M. in Book 451, page 639

By Brady Brown, Deputy

(SEAL)

O. G. Wgaver, County Clerk