

STATE OF TENNESSEE }
COUNTY OF SHELBY } SS.

Before me L. M. BRYANT a Notary Public in and for said County and State, on this 15th day of October, 1923, personally appeared W. R. Miller 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 official seal the day and year first above written.

My commission expires Apr. 19, 1927 (SEAL) L. M. Bryant, Notary Public
Filed for record in Tulsa County, Tulsa Oklahoma, Oct 24, 1923 at 8:30 o'clock A. M. in Book 475, page 637

By Brady Brown, Deputy (SEAL) O. G. Weaver, County Clerk

242936 C. J.

QUADRUPLICATE
45978

Form A. Series 1908.-- Approved
April 20, 1908.

Amended February 6, and June 29, 1911.

* DEPARTMENT
* R E C E I V E D
* NOV 4, 1922
* No. 6970

* SUPT. FIVE CIVILIZED TRIBES

* RECEIVED
* SUPT. FIVE CIV. TRIBES
* CASHIER

JUN 6 1922

DEPARTMENT

RECEIVED

* RECEIVED JUL 6, 1922
* SUPT. FIVE CIV. TRIBES
* CASHIER

JUN 23 1923

* MAIL DIV. Jun 23, 1923
* NO 37462

OIL AND GAS MINING LEASE UPON LAND SELECTED FOR
ALLOTMENT.
THIS INDENTURE OF LEASE, Made and entered into

in quadruplicate on this 4th day of May A. D. 1922, by and between Dave Burner, sole heir of Sarah Holden, Creek Roll No.

C. 9795 (Dec'd) and Sissie Burner, his wife, of Sapulpa, Okla., enrolled as a Full blood citizen of the Creek Nation, Roll No. 2819, party of the first part, hereinafter designated as lessor, and Clayton A. Lynch, of Tulsa, Okla., party of the second part, hereinafter designated as lessee, under and in pursuance of the provisions of the Act of Congress approved May 27, 1906, (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 Creek & Tulsa and State of Oklahoma, to-wit: The W $\frac{1}{2}$ SW $\frac{1}{4}$ of 33 of 19 of 11, Tulsa Co. NW $\frac{1}{4}$ of NE $\frac{1}{4}$ of 4 of 16 of 11, Creek Co. of Section-----, Township-----, Range----- of the Indian Meridian, and containing -----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 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