

named, their successors and assigns, not in tenancy in common, but in joint tenancy, and in fee simple, forever, all that certain property, whether personal, real or mixed, herein-after described, situated in Tulsa County, Okla. to-wit: COMPAREL

That certain Coal Mine, located in Tulsa County, Oklahoma, heretofore owned and operated by The Henry Coal and Mining Company a Corporation, and known as The Henry Coal Mine, together with all the coal now in said mine, the coal lease under which said mine was opened up and is now being operated, covering the

Northwest (NW $\frac{1}{4}$) quarter of Section ten (10) Twp. 19 N. Range 13 E. Tulsa County Oklahoma.

with all rights, title, interests and privileges created by and existing under said lease, together with all mining equipment, and fixtures, consisting of mine shafts, elevators, cars, tracts, machines, mules, harness, scales, trucks, switches, side tracks, tipples, hoists, mine houses, or living quarters used as residences by coal miners, engaged at work in said mines, and the good name, trade, business, and all contracts of whatsoever nature, and all rights, title, interests, privileges and immunities of the grantor in and to the said property and every part thereof, including all rights, claims, choses in action, bills receivable moneys and all other personally property tangible or intangible, now owned by the grantor and situated on said premises or belonging to the said business, subject however, to all lawful debts and obligations now outstanding against the same;

TO HAVE AND TO HOLD all singular, the said property unto the said Trustees, their successors and assigns forever, in joint tenancy, but in Trust nevertheless, to sell and convert the same into cash or other property and in the meantime to manage the same and receive the income thereof for the benefit of the holders of the shares hereinafter mentioned (called beneficiaries), according to the number of shares held by them respectively, and with and subject to the powers and provisions hereinafter contained concerning the same (all of the said property hereinbefore mentioned or described, and all property of whatsoever kind or nature that may hereafter become subject to this Trust or to be transferred to or vested in the Trustees for the use and benefit of this Trust, is hereinafter referred to as the Trust Estate); and it is mutually agreed by and between the Grantor and the said Trustees that the property herein transferred by the said Grantor to the said Trust is of the reasonable value of \$30000.00, and that a certificate or certificates of beneficial interest in this Trust shall be made and delivered by the Trustees to the said Grantor in payment for the said property at said price.

ARTICLE 1.

TRUSTEES, HOW APPOINTED.

(a) A. Board of Trustees is hereby created, which shall consist of three members, which said board is herein referred to as "The Trustees" and the said trustees shall jointly hold the legal title to all the property and assets of this Trust, during the existence of the Trust; exercise all the powers herein granted, conduct and carry on the said business, superintend, manage, hold, control and administer the trust estate; and out of the net income of the said estate, from time to time, pay such dividends as in the discretion of the Trustees shall seem proper, and finally, at the termination of this trust, dispose of the corpus of the trust estate and distribute the net proceeds thereof, to and among the beneficiaries of the Trust.

(b) Only one of the said trustees shall be appointed at this time, the two vacancies remaining to be filled by appointment at some future date, in the form and manner as follows, to-wit:

The first two persons of good moral character and business experience, satisfactory to Henry Adamson, who will each subscribe and pay for one hundred (100) shares of the