

this 5th day of November 1923, personally appeared A. E. Neis and Hattie E. Neis, his wife to me personally known to be the identical persons who executed the within and foregoing instrument and acknowledged to me, that they executed the same as their free and voluntary act and deed for the uses and purposes therein set forth.

WITNESS my hand and official seal the day and year year last above written.  
 My Commission Expires Sept. 26, 1927 (SEAL) Maie P. Baker, Notary Public  
 Filed for record in Tulsa County, Tulsa Oklahoma, Nov. 5th, 1923 at 1:00 o'clock P. M.  
 in Book 480, page 165  
 By Brady Brown, Deputy (SEAL) O. G. weaver, County Clerk

243790 C.J.

OIL AND GAS LEASE

WHEREAS, Robert H. Kirk is the owner, in fee simple of the  
 West Half (W $\frac{1}{2}$ ) of the Northeast quarter (NE $\frac{1}{4}$ ) of Section 13,  
 Township 16 North, Range 12 East, Tulsa County, Oklahoma; and

COMPARED

WHEREAS, the Choctaw Oil Producing Co., and the Oklahoma Eastern Oil Co., own and operate an Oil and Gas Mining Lease on the above described land; and

WHEREAS, the said oil and gas mining lease recorded in Book 102, Page 506, with the County Clerk of Tulsa County, Oklahoma, makes no direct provision for the royalty for gas sold from well producing oil on the said lease; and

WHEREAS, the Lessors and Lessees are desirous of making and entering into an agreement and fixing certain, the amount to be paid as royalty for oil wells which produce gas.

NOW, THEREFORE, for and in consideration of the sum of One Dollar paid to Lessor by Lessees, receipt of which is hereby acknowledged, and for other good and valuable considerations, it is mutually agreed that the royalty for gas from wells which produce oil, is and shall be from and after this date, as follows:

"The lessees agree to pay the Lessor for gas from oil wells, sold off the premises, a royalty of one-eighth part of the net proceeds received by them for the said gas, said payments to be figured and paid monthly."

It is further mutually understood and agreed that all other provisions of the said oil and gas mining lease be and they shall remain the same as are now provided in said oil and gas mining lease.

IN WITNESS WHEREOF, We the undersigned hereby affix our hands and seals this, the 9th day of March, 1923.

Witnesses:

N. J. Stewart  
 E. B. Miller  
 N. J. Stewart  
 E. B. Miller  
 W. S. Smith  
 L. M. Morris

(copy Seal)

(copy Seal)

Robert H. Kirk  
 Choctaw Oil Producing Co.  
 By J. H. Winemiller President  
 Attest: L. W. Baxter Secy.  
 Oklahoma Eastern Oil Co.  
 By L. C. Ritts V. Pres.  
 Attest: C. A. O'Donovan, Secy.

STATE OF OKLAHOMA, )  
 ) SS.  
 County of Tulsa, )

BEFORE ME, the undersigned, a Notary Public, in and for said County and State, on this 9th day of March, 1923, personally appeared Robert H. Kirk, 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.

GIVEN under my hand and seal the day and year last above written.  
 My commission expires Nov. 22nd 1923 (SEAL) David Beaver, Notary Public  
 Filed for record in Tulsa County, Tulsa Oklahoma, Nov. 5, 1923 at 1:20 o'clock P. M. in  
 Book 480, page 166 By Brady Brown, Deputy (SEAL) O. G. weaver, County Clerk