

County and State, on this 3rd day of December, 1923, personally appeared F. E. Carringer, to me known to be the identical person who subscribed the name of the maker thereof to the within instrument as its President, and acknowledged to me that he executed the same as his free and voluntary act and deed, and as the free and voluntary act and deed of such corporation, for the uses and purposes therein set forth.

Witness my hand and official seal in said County the day and date first above written.

My commission expires June 13, 1925.

(SEAL) James H. Elliott, Notary Public.

Filed for record in Tulsa County, Okla. on Jan. 9, 1924, at 4:20 P.M. recorded in book 481, page 291, Brady Brown, Deputy.

(SEAL) O. C. Weaver County Clerk.

248652 - BH COMPARED

45708

QUADRUPLICATE.

OIL AND GAS MINING LEASE UPON LAND SELECTED FOR ALLOTMENT.

(Supt. Five Civ. Tribes Cashier)  
(May 1, 1922)

(Department Received, July 5)  
(1922, Encl. to 3328)

(Mail Division No. 28804)

(Received Supt. Five Civ. Tribes)  
(Cashier, Dec. 4, 1923, Mail Div)  
(Mo. 62435)

(Office of Indian Affairs)  
(Received May 22, 1922, 41276)

(Royalty Number 48011)

Creek Nation, Oklahoma.

This indenture of lease, made and entered into in quadruplicate on this 25th day of April, A.D. 1922, by and between Ella Brown now Carr & Willie Carr, her husband, of Leonard, Okla. enrolled as a full-blood citizen of the Creek Nation, Roll No. 792, party of the first part, hereinafter designated as lessor, and W. J. Brittain, of Henryetta, 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, 1908, (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 approval hereof by the Secretary of the Interior, and as much longer thereafter as oil or gas in or under the following described tract of land, lying and being in the county of Tulsa and State of Oklahoma, to-wit: SW $\frac{1}{4}$  of section 17, township 16, range 13 of the Indian Meridian, and containing 160 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 of said land as may reasonable 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 on each gas producing well three hundred dollars per annum in advance, to be calculated from the date of commencement of utilization: Provided, however, in the case of gas wells of small volume, when the rock pressure is one hundred pounds or less, the parties hereby may, subject to the approval of the Secretary of the Interior, agree upon a royalty, which will become effective as a part of the