

That the said Reuben Kelly, deceased, was a full blood Creek Indian, duly enrolled as such, and died seized of the following described land which was allotted to him as his distributive share of the lands of the Creek Nation and which is situate in Tulsa County, State of Oklahoma, to-wit:

The Southwest quarter of Section 17, Township 19 North, Range 12 East, and that the said Mary Kelly, deceased, died on or about the ---- day of -----, 1901, and that the said Reuben Kelly, deceased, died on or about the ----- day of -----, 1903; that both of them died intestate; the petitioner further states that both of the deceased were residents of what is now Tulsa County, Oklahoma, at the date of their deaths and that there has been no issue born to them since the 4th day of March, 1906.

The petitioner further states that on the 29th day of Sept., 1908, as one of the heirs at law of the said Mary Kelly, deceased, and Reuben Kelly, deceased, she made, executed and delivered to one Charles Page, and A. F. Ault, a deed of conveyance, whereby she conveyed her interest in the lands above described to the said Charles Page and A. F. Ault, in consideration of the sum of \$1,000.00, which said consideration is adequate and which said deed is herewith submitted for the approval of this Court.

WHEREFORE, the petitioner prays for an order approving said deed.

Mary Mitchell ( nee Kelley) Her X Mark

In the presence of:

Petitioner

Legus C. Perryman

#### Endorsements

PROBATE NO. 398.

County Court Tulsa Co. Okla. Filed Sep. 29, 1908, N. J. Gabser,  
Judge-Clerk.

I, Hal Turner, Court Clerk, for Tulsa County, Oklahoma, hereby certify that the foregoing is a true, correct and full copy of the Instrument herewith set out as appears of record in the County Court of Tulsa County, Oklahoma, this 27th day of August 1924,  
By Florence Hange (SEAL) HAL TURNER, Court Clerk  
Deputy  
Filed for record in Tulsa County, Tulsa Oklahoma, Aug 27, 1924 at 4.00 o'clock P. M. in Book 494, page 297

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

266151 C.J.

#### A F F I D A V I T

STATE OF OKLAHOMA, )  
COUNTY OF TULSA. ) ss.

David Beaver, of lawful age, being first duly sworn on his oath, deposes and says: That he resides in the City of Tulsa, Tulsa County and State of Oklahoma, and that he is a citizen of the Creek Nation enrolled opposite roll No. 2632 on the final approved rolls of the Creek Nation; that he is a Creek Interpreter and has had, and still has, a very large and extensive acquaintance with a great number of citizens and families of the Creek Nation.

Affiant further states that he was well acquainted with one Reuben Kelly, deceased, during his life time, said decedent being a citizen of the Creek Nation enrolled opposite roll No. 2606 on the final approved rolls of the Creek Nation, and that affiant was well and intimately acquainted with the family, parents, brothers and sisters of said decedent.

Affiant further states that said Reuben Kelly departed this life intestate on the 4th day of February, 1906 while a resident of that part of the Creek Nation which is now included within Tulsa County, State of Oklahoma, said decedent dying while living with his