

-498

ditches, drains, roads and other improvements upon said premises, including the use of water in said mining and stripping operations, and to place such machinery thereon as lessee may deem necessary for efficiently prospecting and mining and stripping said lands and preparing for market and disposing of coal mined, with the right to lessee to remove all property so placed thereon at any time during or within one year after the termination of this lease. It is specifically understood and agreed that this lease is, or may be, taken in conjunction with other leases upon adjacent and neighboring lands, and if the same is so taken, it may be worked in conjunction with such other leases, and the lessee is hereby granted an easement during the term of this lease to transport productions from other leases over the premises hereby leased, and to construct drains and culverts across said premises for the purpose of draining other leases, and to use water from the leased premises in connection with mining operations on other lands, and to do all things that may be necessary or helpful in the efficient operation of this and other leases.

3. IN CONSIDERATION WHEREOF, lessee agrees to pay unto lessors at Collinsville National Bank, at Collinsville, State of Oklahoma, on the twentieth of each month 17½ cents per ton for all coal mined or stripped and sold from said land during the preceeding month.

4. The lessee will keep accurate books showing quantities of coal mined or stripped from said lands, and sold, and such books of account shall be open to inspection of lessors at all reasonable hours.

5. All mining and stripping operations shall be carried on in a miner-like and workman-like manner as the same are usually conducted in similar operations.

6. The lessors shall have the right to enter upon said land for the purpose of inspection and examination, not unnecessarily interfering with the prospecting and mining and stripping operations.

7. The lessee shall commence prospecting or mining or stripping upon the lands within ---- days from the date and delivery hereof. Such prospecting or mining or stripping shall be carried on continuously and shall not be suspended at any time for longer than thirty days except on account of unavoidable accidents, strikes or other conditions beyond the control of lessee, or on account of unsatisfactory market conditions making it impossible in the opinion of the lessee, to mine or strip and sell at a reasonable profit. Stripping shall be held to be "carried on continuously," within the meaning of this paragraph, whenever a steam shovel or other stripping machinery is stripping coal in a strip pit which extends into or toward the said land, whether the stripping operation is being carried on on the said land or on neighboring lands; provided, always, the said stripping operations are being carried on in a manner to strip said land in its proper turn with the other lands along the completed pit.

8. If the prospecting or mining or stripping operations should not be commenced on said land within the time hereinbefore provided, the lessee shall pay or tender the sum of \$10.00 in the manner hereinafter provided, as advanced royalty, which payment or tender of advanced royalty shall operate as a rental for one month from and after the date last above stated, and the same shall also cover the right and privilege in the lessee to defer the commencing of said prospecting or mining or stripping operations for and during the said period. In like manner and upon like payments or tenders of advanced royalty, the commencement of prospecting or mining or stripping operations may be further deferred or suspended after having been commenced, for like periods, successively during the term of this lease. Lessors expressly declares that the down payment or consideration received by him for this lease at the time of the execution thereof is a good, valid, and substantial consideration, and sufficient in all respects to support each and every covenant herein, including specifically the option granted, the lessee to extend this lease from time to time during the term thereof upon the payment or tender of the payments hereinbefore provided for. All payments due hereunder may