

unsuccessful, it may at any time thereafter with the approval of the Secretary of the Interior, surrender and wholly terminate this lease upon the full payment and performance of all its then existing obligations hereunder; Provided however, That any approval of such surrender by the Secretary will be required only during the time his approval or the alienation of the land is required by law.

It is further agreed and understood that this lease shall be of no force or effect unless the party of the second part shall within sixty days from the date of approval of the application filed in connection herewith, furnish a satisfactory bond in accordance with the regulations of March 20, 1905, prescribed by the Secretary of the Interior, which shall be deposited and remain on file in the Indian office during the life of this lease.

IN WITNESS WHEREOF, the said parties have hereto subscribed their names and affixed their seals on the day and year first above written.

Henry C. Walkley, (SEAL)
Executor of Jessie West & Minor (SEAL)

(COMP SEAL)

Penn Oil Company (SEAL)
By Frank H. Overlies

Attest: John E. McGuire, Secretary.

Two witnesses to execution by lessor:
Harry H. Kaho, P.O. Claremore, I.T.
Ephraim A. Church, P.O. Claremore, I.T.

Two witnesses to execution by lessee:
James H. Buckleberry, P.O. Vinita, I.T.
John E. Gott, P.O. Vinita, I.T.

RECORDED HERE.

United States of America, Indian Territory)
Northern Judicial District } S.D.

On this 28th day of April A.D. 1906, before me a Notary Public within and for the Northern District of the Indian Territory appeared in person Henry C. Walkley to me personally well known as the person whose name appears upon the within and foregoing Oil and Gas Mining Lease, as the party lessor and stated that he had executed the same for the consideration and purposes therein mentioned and set forth and I hereby so certify.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal as such Notary Public in the Northern District of the Indian Territory, on this 28th day of April A.D. 1906.

(SEAL)

Joe H. Lailey, Notary Public.

My commission expires 3/28/1909.

UNITED STATES OF AMERICA.
United States of America, Indian Territory)
Northern Judicial District } S.D.

Harry H. Kaho of Claremore, I. T. and Ephraim A. Church of Claremore, I. T. witnesses to the foregoing and attached Oil and Gas Mining Lease executed by Henry C. Walkley Executor of Jessie West, to Penn Oil Company, a corporation being at the first duly sworn upon oath state each for himself, that he saw the lessor subscribe and execute the said lease; that the same was read and explained to the said lessor in their presence; that the said lessor stated that he understood the nature, contents and effect of the said lease and approved of the same; and that they signed the said lease as with ones at the request of the said lessor.

Harry H. Kaho,
Ephraim A. Church