

Received
Sep 9, 1908
Union Agency
Dept No 194-D

(Office of Indian Affairs. Received Aug 15, 1918.)
File 55663

OIL AND GAS LEASE RECORD, No. 65.

38

* The approval of this lease shall be of no force or effect, unless the portion of the record part furnish within sixty days from the date of approval of the application filed in connection herewith, a bond to the satisfaction of the Secretary of the Interior, in accordance with the regulation of July 7, 1906 prescribed by him, which shall be deposited and remain on file in the Indian Office during the life of this lease.

It is further expressly agreed that this lease is made with full knowledge of the fact that under the regulations prescribed by the Secretary of the Interior governing the leasing of lands in the Cherokee Nation, Indian Territory, lessees are prohibited from being directly or indirectly interested in leases, in their own names or in the names of other persons, or as owners or holders of stock in corporations, or as members of associations, covering an aggregate of more than 4,800 acres of land in the Choctaw, Chickasaw, Cherokee, Creek, and Seminole Nations, that the said prohibition is made a part and condition of this lease, and that the Secretary of the Interior reserves the right to cancel leases at any time during the period for which they are to run, after notice as herein mentioned, when he is satisfied that the terms of the lease or of the regulations heretofore or hereafter prescribed have been violated in any particular, and they further agree not to transfer, assign, or sublet, by working or drilling contract or otherwise, or allow the use of the land leased, or any oil or gas in or under it, without first obtaining the consent of the Secretary of the Interior, and that any violation of the lease or of the regulations heretofore or hereafter prescribed by the Secretary of the Interior, respecting oil and gas leases in the Cherokee Nation, shall render this lease subject to cancellation, after ten days from receipt by them of notice, in the discretion of the Secretary of the Interior, whose declaration of cancellation shall be effective without resorting to the court and without further proceedings, and that the lessor shall then be entitled to immediate possession of the land.

If, at any time, the Secretary of the Interior, after due notice to the persons or parties interested, determines that any person, partnership, or corporation has, by means of stock ownership or otherwise, directly or indirectly, obtained and holds interests in leases of oil and gas properties in said Territory, said leases covering, in the aggregate, an area of more than 4,800 acres, and further finds that the property herein leased is a part of said aggregate area, then the Secretary of the Interior may cancel this lease in the same manner as provided for in the case of any violation of the terms of said lease.

It is further agreed and understood that before this lease shall be in force and effect the lessee shall furnish a bond to the satisfaction of the Secretary of the Interior, in accordance with the regulations prescribed by him, which shall be deposited and remain on file in the Indian Office.

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

ATTEST:

Two witnesses to execution by lessor:

Hullette F. Abey
P. O. Tulsa, Okla.

Ellis A. Robinson
P. O. Tulsa, Okla.

Two witnesses to execution by lessee:

D. C. Liffith
P. O. Tulsa, Okla.

Joe D. Kiephum
P. O. Tulsa, Okla.

United States of America, Indian Territory, Western Judicial District, ss.

BE IT REMEMBERED, That on this day came before me, the undersigned Notary Public within and for the Western judicial district of the Indian Territory aforesaid, duly commissioned and acting as such, James Lewis

to me personally well known as he, the part of lessor in the within and foregoing lease, and stated that he executed the same for the consideration and purposes therein mentioned and set forth, and I do hereby so certify.

Witness my hand and seal as such Notary Public on this 22nd day of April, 1907.

(My commission expires September 18, 1910) Geo. W. Davis
Notary Public

Department of the Interior, U. S. Indian Service, Union Agency,

MUSKOGEE, Okla. Aug 1, 1908.

The within lease is forwarded to the Commissioner of Indian Affairs with recommendation that it be approved subject to regulations of June 11, 1907 as amended October 11, 1907.

See my report of even date.

Dana H. Kelsey
U. S. Indian Agent.

Department of the Interior, Office of Indian Affairs,

WASHINGTON, D. C., Aug 2, 1908.

Respectfully submitted to the Secretary of the Interior, with recommendation that it be approved, subject to the regulations of June 11, 1907 as amended October 11, 1907. April 20, 1908

F. E. Savage
Assistant Commissioner.

Department of the Interior,

WASHINGTON, D. C., Aug 3, 1908.

Approved subject to regulations of June 11, 1907 as amended October 11, 1907.

Oil royalty to be 12 1/2 percent
unadjudicated

Jesse E. Wilson
Assistant Secretary of the Interior.

Filed for record at Tulsa, Okla., this 19 day of Dec, A. D. 1912

By (Seal) Deputy.

H. C. Walkley
Register of Deeds