

necessary to open the next pit on opposite side of said line in case the thickness and quality will warrant such opening; and in case of failure of the parties hereto to agree as to the price and amount of damages due and to be paid by second party, then each are to choose some person as arbiter and these two choose the third and the finding of these three shall be final. And it is hereby further agreed that for and in consideration of the sum of One Dollar, receipt of which is hereby acknowledged, the said OKLAHOMA NATURAL GAS COMPANY, its successors, or assigns may at any time lay additional line of pipe alongside of the first line as herein provided, and not to exceed 5 feet from first line, coal under lands between same to be paid for as herein provided, upon the payment of like consideration, and subject to the same conditions provided the right to lay such lines shall not interfere with mining said lands until the option to do so is exercised and consideration paid/

IN WITNESS WHEREOF, the parties hereto have set their hands and seals this 19th day of August, 1909.

Signed and Sealed & Delivered
in presence of.

J. Truman Nixon.

William Lynch, Gdn of Isla M. Lynch.

John R. Nixon

OKLAHOMA NATURAL GAS COMPANY
by G. T. Braden, Its President.

Attest: R. H. Bartlett,
Its Secretary.

(Corp. SEAL)

STATE OF OKLAHOMA)
COUNTY OF TULSA) S.S.

Before me, a Notary Public in and for said County and State on this the 19th day of August 1909, personally appeared William Lynch, guardian of Isla M. Lynch, a minor, to me known to be the identical person described in, and who executed the foregoing instrument, and acknowledged that he executed the same as his free act and deed, for the uses and purposes therein set forth.

Robert E. Lynch, Notary Public.

(SEAL) My Com. Ex. 7/2/1910.

STATE OF PENNSYLVANIA)
COUNTY OF ALLEGHENY) S.S.

BE IT REMEMBERED, that on this 1st day of September in the year of our Lord one thousand nine hundred and nine, before me a Notary Public in and for said County and State, personally appeared G. T. Braden and R. H. Bartlett, personally known to me and known to me to be the same identical persons who subscribed the name of OKLAHOMA NATURAL GAS COMPANY, on of the makers hereof, to the foregoing instrument as its President and Secretary, and acknowledged to me that they executed the same as their free and voluntary act and deed of their said corporation, for the uses and purposes therein set forth.

IN WITNESS WHEREOF I have hereunto set my hand and affixed my notarial seal the day and year last above written.

(SEAL) My commission expires Feb. 2, 1910.

W. B. Chapman, Notary Public.

Filed for record at Tulsa Nov. 4, 1909 at 2:45 P.M.

H.C. Walkley, Register of Deeds. (Seal)