

assumed under said bond; and

WHEREAS, the said Aggie Dazler has transferred all her right, title and interest in and to said land to Cyrus S. Avery said transfer having been made on the 26th day of January 1910.

NOW THEREFORE, Cyrus S. Avery, for and in consideration of the sum of One Dollar (\$1.00) the receipt whereof is hereby acknowledged, do hereby relieve and release the United States of America from all further obligations ^{and duties} under said lease to Duquense Oil and Gas Company and under said bond made by the United States Fidelity and Guaranty Company, as surety; and

DO HEREBY SUBSTITUTE for the United States Indian Agent, Union Agency, Muskogee, Oklahoma, the First National Bank of Tulsa, Oklahoma, as a place of payment of the rentals and royalties under said lease, do hereby authorize the lessee and his assigns to pay all rentals and royalties falling due under said lease at the said First National Bank, of Tulsa, Oklahoma, to the owner of the said land, and do hereby agree that all advance royalty and rental payable for the delay of operations, may be paid in quarterly payment in advance, the first quarterly payment of advance royalty, and rental payable for the delay of operations, to be due at each quarter period from the date to which said advances royalty, and rental payable for the delay of operations, is paid.

IN TESTIMONY WHEREOF, I have hereunto set my hand and seal on this the 11th day of February 1910,

Witnesses:

Cyrus S. Avery

State of Oklahoma)

Tulsa County (S.S.

Before me, Charles R. Gilmore, a Notary Public in and for said county and state, on this 11th day of February, 1910 personally appeared Cyrus S. Avery, to me known to be the identical person who executed the within and foregoing instrument and acknowledged to me that he executed the same as his free and voluntary act and deed for the uses and purposes therein set forth.

IN WITNESS WHEREOF, I have heretofore set my hand and official seal the day and year last above written.

(seal)

Charles R. Gilmore, Notary Public.

My commission expires October, 1, 1913.

Filed for record at Tulsa, Okla. Mar 4 1910 at 2:20 O'clock P.M.

H.O. Walkley, Register of Deeds (seal)

IN THE COUNTY COURT OF MCINTOSH COUNTY,
STATE OF OKLAHOMA.

In the Matter of the Estate of)
George Given, Deceased)

ORDER

And Now on this 3rd day of March 1910, came on to be heard, the petition of John Davis, one of the heirs at law of George Given, deceased;

Said petitioners appearing by their attorney, W.T. Fears, and after hearing the testimony and the argument of counsel, and the Court being fully advised in the premises, doth find: Petitioner appeared in open court and had said contract fully explained to them