

If the lessee makes reasonable and bona fide effort to find and produce oil in paying quantity as is herein required of him and such effort is unsuccessful, he 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 then existing obligations hereunder: Provided, however, That approval of such surrender by the Secretary will be required only during the time his approval of 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 part 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 hereunto subscribed their names and affixed their seals on the day and year first above mentioned.

attest:

Henry McCoy

Andrew Johnson

(wafer)

Seal

Clarence O. Russell

(wafer)

Seal

Two witnesses to execution by lessor:

Larry Brown

P. O. Olive, I. T.

Robert C. Kinnaird

P. O. Sapulpa, I. T.

Two witnesses to execution by lessee:

Frank H. Shipb

P. O. Oklahoma City, O. T.

Robert Chowning

P. O. Oklahoma City, O. T.

P. O.

P. O.

UNITED STATES OF AMERICA, INDIAN TERRITORY,
Western Judicial District, ss.

ACKNOWLEDGMENT.

On this 29th day of February, A. D. 1904, before me, a Notary Public within and for the Western Judicial District of the Indian Territory, appeared in person Andrew Johnson, of Sapulpa, I. T., 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 TESTIMONY WHEREOF, I have hereunto set my hand and affixed my seal as such Notary Public, in the Western Judicial district of the Indian Territory on this 29th day of February, A. D. 1904.
My commission expires 11th day of July, A. D. 1906.

F. L. Mars

Notary Public.

UNITED STATES OF AMERICA, INDIAN TERRITORY,
Western Judicial District

AFFIDAVIT OF WITNESSES.

Proof of Lease by Subscribing Witnesses
On this 29th day of February, A. D. 1904, before me a Notary Public within and for the Western district of the Indian Territory, personally appeared Larry Brown of Olive, Indian Territory, and Robert C. Kinnaird of Sapulpa, Indian Territory, who being first sworn, each for himself, that he is the lessor in the foregoing Oil and Gas Mining Lease, and executed the said Mining Lease on the day of its date, executed by that the said Mining Lease was read over and explained in the presence of the said witnesses, who stated that he understood and approved the same and being by me first duly sworn, upon their oath state, each for himself, That said lease was in their presence read and fully explained to the lessor, and that acknowledged that he had subscribed and executed said Mining Lease for the reason, purpose and consideration herein expressed, understood the nature, contents and effect thereof and approved the same.
Larry Brown
Robert C. Kinnaird
Subscribed in my presence and sworn to before me this 29th day of February, A. D. 1904.
and I do hereby further certify that I am acquainted with the said Larry Brown and Robert C. Kinnaird, the subscribing witnesses to the above and foregoing Mining Lease, and that said witnesses are reputable persons and entitled to full faith and credit.

My commission expires 11th day of July, A. D. 1906.

F. L. Mars

Notary Public.

UNITED STATES OF AMERICA, INDIAN TERRITORY,
Western Judicial District

Certificate of Officer Taking Acknowledgment

I, _____ a Notary Public within and for the _____ District of the Indian Territory, do hereby certify that _____ of _____ and _____ of _____ witnesses to the attached lease, executed by _____ to _____ signed the same in my presence at the request of lessor; that they are personally well known to me, that I know of my own knowledge that they are reputable persons and entitled to full faith and credit.

Witness my hand and seal as such Notary Public this _____ day of _____, 190_____.

Seal

My commission expires _____

Notary Public.

DEPARTMENT OF THE INTERIOR, U. S. Indian Service, Union Agency.

Muskogee, I. T. July 18, 1906, 190____. The within lease is forwarded to the Commissioner of Indian Affairs with recommendation that it be _____ See my report of even date.

Donald H. Kelsey

U. S. Indian Agent.

DEPARTMENT OF THE INTERIOR, Office of Indian Affairs.

Washington, D. C., Aug 8, 1906, 190____. Respectfully submitted to the Secretary of the Interior with recommendation that it be _____

C. F. Larrabee

Acting Commissioner.

DEPARTMENT OF THE INTERIOR.

Washington, D. C., Sep 11, 1906, 190____.

Approved

Jesse E. Wilson

Assistant

Secretary of the Interior.

Filed for record at Tulsa Jan 21, 1907 at 4:30 o'clock P. M.

Oliver Lorton

Deputy Clerk and Ex-Officio Recorder.