



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, 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 his 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 to her work  
R. C. Kinnaird  
P. O. Sapulpa, I. T.

Lucy <sup>her</sup> Holahtha (wafer)   
Clarence O. Russell (wafer) 

Two witnesses to execution by lessor:

Samuel W. Brown P. O. Sapulpa, I. T.  
Noah Frank P. O. Sapulpa, I. T.

Two witnesses to execution by lessee:

W. S. McCluskey P. O. Red Fork, Indian Territory  
William D. Guthrie P. O. Oklahoma City, O. T.  
P. O.  
P. O.

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

# ACKNOWLEDGMENT.

On this 29 day of January, A. D. 1904, before me, a Notary Public within and for the Western Judicial District of the Indian Territory, appeared in person Lucy Holahtha, 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 she 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 the 29th day of January, A. D. 1904.  
(Seal) Western District, I. T. My commission expires July 11th A. D. 1906. J. L. Mars Notary Public.

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

# AFFIDAVIT OF WITNESSES.

Proof of Lease by Subscribing Witnesses on this 29th day of January, A. D. 1904, before me, a Notary Public within and for the Western District of the Indian Territory, personally appeared Samuel W. Brown of Sapulpa, Indian Territory, and Noah Frank of Sapulpa, Indian Territory, who being first duly sworn, according to law stated each for himself and jointly, that they are the parties to the within and foregoing Oil and Gas Mining Lease, as the party lessor, and that they executed the same for the consideration and purposes therein mentioned and set forth, and I hereby so certify. That said lease was in their presence read and fully explained to the lessor, and that they understood the nature, contents and effect thereof and approved the same. Samuel W. Brown, Noah Frank.  
Subscribed and sworn to before me on this 29th day of January, A. D. 1904.  
I do hereby further certify that I am acquainted with the said Samuel W. Brown and Noah Frank, the subscribing witnesses to the above and foregoing Mining Lease, and that said witnesses are reputable persons and entitled to full faith and credit.  
J. L. Mars Notary Public.  
My commission expires on 11th day of July, A. D. 1906.

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

# 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. Feb 26, 1906, 190\_\_\_\_. The within lease is forwarded to the Commissioner of Indian Affairs with recommendation that it be approved. See my report of even date.  
Dona H. Kelsey U. S. Indian Agent.

# DEPARTMENT OF THE INTERIOR, Office of Indian Affairs.

Washington, D. C. March 10, 1906, 190\_\_\_\_. Respectfully submitted to the Secretary of the Interior with recommendation that it be approved. C. F. Larrabee acting Commissioner.

# DEPARTMENT OF THE INTERIOR.

Washington, D. C. March 28, 1906, 190\_\_\_\_. Approved. Thos. Ryan, First Assistant Secretary of the Interior.

Filed for record at Tulsa Feb 15, 1907 at 3:20 o'clock P. M. O. L. Lorton Deputy Clerk and Ex-Officio Recorder.