

If the lessee makes reasonable and bona fide effort to find and produce oil in paying quantity as is herein required of them and such effort is unsuccessful, they 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 their 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.

Ira H. Phillips (wafer)
Charles B. Pope (wafer)

Sunday Scott (wafer)
John E. Carson (wafer)
John J. Wallace (wafer)

Attest:

Two witnesses to execution by lessor:

Simpson Leber

P. O. Tulsa, I. T.

Robert C. Lynch

P. O. Tulsa, I. T.

Two witnesses to execution by lessee:

Claude H. Earnest, as to John E. Carson and John J. Wallace

P. O. Oklahoma City, O. T.

James I. Gray, as to John E. Carson and John J. Wallace

P. O. Oklahoma City, O. T.

John R. Harris, as to Ira H. Phillips and Charles B. Pope

P. O. Oklahoma City, O. T.

Horace Hurin, as to Ira H. Phillips and Charles B. Pope

P. O. Oklahoma City, O. T.

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

ACKNOWLEDGMENT.

On this 5th 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 Sunday Scott, 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 the 5th day of February, A. D. 1904.
(Seal) U. S. Notary Public
My commission expires September 9th 1906 Usher Carson Notary Public.

UNITED STATES OF AMERICA, INDIAN TERRITORY,
Judicial District

AFFIDAVIT OF WITNESSES.

and of witnesses to the attached mining lease executed by to, being by me first duly sworn, upon their oaths state, each for himself: That said lease was in their presence read and fully explained to the lessor, and that understood the nature, contents and effect thereof and approved the same.

Seal

Subscribed in my presence and sworn to before me this day of 1904

My commission expires Notary Public.

UNITED STATES OF AMERICA, INDIAN TERRITORY,
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 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 1904

Seal

My commission expires Notary Public.

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

Muskogee, I. T. July 1, 1904. The within lease is forwarded to the Commissioner of Indian Affairs with recommendation that it be Approved. See my report of even date.

J. S. Senter Wisdom

acting U. S. Indian Agent.

DEPARTMENT OF THE INTERIOR, Office of Indian Affairs.

Washington, D. C. July 12, 1904. Respectfully submitted to the Secretary of the Interior with recommendation that it be approved as per report of this date.

H. R. Lowman

acting Commissioner.

DEPARTMENT OF THE INTERIOR.

Washington, D. C. July 19, 1904.

The within lease is hereby approved to cover the following described land - wit: E 1/2 of NE 1/4, Sec 22, T 19 N, R 12 E, less 4.53 acres, right of way of 1/4 mile and down from corner R. R. and the NW 1/4 of the NE 1/4 of the NE 1/4 of Sec 11, T 19 N, R 11 E, less 4.53 acres.

Thos. Ryan

acting Secretary of the Interior.

Filed for record at Tulsa Sep. 7, 1904 at 10:30 o'clock a. M. O. S. Lorton Deputy Clerk and Ex-Officio Recorder.