

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

WITNESS WHEREOF, The said parties have hereunto subscribed their names and affixed their seals on the day and year first above mentioned.

*Corporate Seal*  
The Keystone Oil and Gas Company. (waper) *Elis Ellis* (waper) *Elis Ellis*  
By Martin M. Mosier, Pres. (waper) *Eliza Ellis* (waper) *Eliza Ellis*  
Wesley J. Stewart, Secy. (waper) *Jennie Ellis* (waper) *Jennie Ellis*  
*and only heirs of Lewis Morris Ellis, deceased and Nancy Ellis, deceased*

Two witnesses to execution by lessor:

*J. M. Duckworth*, also witness to mark of *Eliza Ellis* P. O. *Claremore, Indian Territory*  
*J. D. Lee*, also witness to mark of *Eliza Ellis* P. O. *Claremore, Indian Territory*

Two witnesses to execution by lessee:

*Carl C. Magee* P. O. *Tulsa, Ind.*  
*Hull C. Byrne* P. O. *Tulsa, Ind. Ter.*  
P. O. \_\_\_\_\_  
P. O. \_\_\_\_\_

UNITED STATES OF AMERICA, INDIAN TERRITORY,

ACKNOWLEDGMENT.

*Northern* Judicial District, ss. On this *30th* day of *August*, A. D. 1905,  
before me, a Notary Public within and for the *Northern* Judicial District of the Indian Territory, appeared in person *Elis Ellis, Eliza Ellis and Jennie Ellis*, 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 they 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 *Northern* Judicial district of the Indian Territory on this *30th* day of *August*, A. D. 1905.  
*Seal Northern District, I. T.* *W. H. Bassmann* Notary Public.  
My commission expires *May 17, 1908*

UNITED STATES OF AMERICA, INDIAN TERRITORY,

AFFIDAVIT OF WITNESSES.

*Northern* Judicial District, ss. *J. M. Duckworth* of *Claremore, Indian Territory* and *J. D. Lee* of *Claremore, Indian Territory* witnesses to the attached mining lease executed by *Elis Ellis, Eliza Ellis and Jennie Ellis* to *The Keystone Oil and Gas Company*, 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 they understood the nature, contents and effect thereof and approved the same; and that they signed the said lease as witnesses at the request of the said lessor.

*Seal Northern District, I. T.* *J. M. Duckworth*  
*J. D. Lee*  
Subscribed in my presence and sworn to before me, on this *30th* day of *August*, A. D. 1905.  
My commission expires *May 17, 1908* *W. H. Bassmann* Notary Public.

UNITED STATES OF AMERICA, INDIAN TERRITORY,

Certificate of Officer Taking Acknowledgment

*Northern* Judicial District, ss. I, *W. H. Bassmann*, a Notary Public within and for the *Northern* District of the Indian Territory, do hereby certify that I am personally well acquainted with the said *J. M. Duckworth* and *J. D. Lee* subscribing witnesses to the attached lease, executed by *Elis Ellis, Eliza Ellis and Jennie Ellis* to *The Keystone Oil and Gas Company*, and that said witnesses are reputable persons and entitled to full faith and credit, 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, on this *30th* day of *August*, 1905.  
*Seal Northern District, I. T.* *W. H. Bassmann* Notary Public.  
My commission expires *May 17, 1908*

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

Muskogee, I. T. *Oct. 12, 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. Nelson* U. S. Indian Agent.

DEPARTMENT OF THE INTERIOR, Office of Indian Affairs.

Washington, D. C., *Oct. 25, 1906*, 190. Respectfully submitted to the Secretary of the Interior with recommendation that it be *Approved*.  
*A. J. Larnabee* Acting Commissioner.

DEPARTMENT OF THE INTERIOR.

Washington, D. C., *Dec. 12, 1906*, 190. *Approved*  
*Jesse E. Wilson* Assistant Secretary of the Interior.

Filed for record at Tulsa *Feb. 19*, 1907, at *2:30* o'clock, P. M. *Otis Lorton* Deputy Clerk and Ex-Officio Recorder.