

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 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 party 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 26, 1905, May 11, 1908, 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:
James A. Sealing
Secretary

Franklin J. Boudinot (Witness) Seal
Guardian of Franklin J. Boudinot, Jr. a minor (Witness) Seal
The Austin Oil Company, (Witness) Seal
By Augustus H. Guernsey, President Seal

Two witnesses to execution by lessor:

Asa D. Morton
Ida B. Allison

P. O. Ramona, I. T.
P. O. Tahlequah, I. T.

Two witnesses to execution by lessee:

William Monahan
Louis J. Nelson

P. O. 39 East Division Street Chicago, Ills.
P. O. 100 Washburn Ave Chicago, Ills.
P. O.
P. O.

UNITED STATES OF AMERICA, INDIAN TERRITORY,

ACKNOWLEDGMENT.

Northern Judicial District, ss. On this 3rd day of November, A. D. 1903, before me, a Notary Public within and for the Northern Judicial District of the Indian Territory, appeared the undersigned, Franklin J. Boudinot, Guardian of Franklin J. Boudinot, Jr. a minor, 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 Northern District of the Indian Territory on this 3rd day of November, A. D. 1903. My commission expires June 2, 1907. J. Slater Davidson Notary Public.

UNITED STATES OF AMERICA, INDIAN TERRITORY,

AFFIDAVIT OF WITNESSES.

Northern Judicial District } Asa D. Morton of Ramona, I. T.
and Ida B. Allison of Tahlequah, I. T. witnesses to the attached mining lease executed by Franklin J. Boudinot, Guardian to The Austin Oil 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 he understood the nature, contents and effect thereof and approved the same.

Subscribed in my presence and sworn to before me this 3rd day of November, 1903. My commission expires June 2, 1907. J. Slater Davidson Notary Public.

UNITED STATES OF AMERICA, INDIAN TERRITORY,

Certificate of Officer Taking Acknowledgment

Northern Judicial District. I, J. Slater Davidson, a Notary Public within and for the Northern District of the Indian Territory, do hereby certify that Asa D. Morton of Ramona, I. T. and Ida B. Allison of Tahlequah, I. T. witnesses to the attached lease, executed by Franklin J. Boudinot, Guardian to The Austin Oil Company, 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 3rd day of November, 1903. My commission expires June 2, 1907. J. Slater Davidson Notary Public.

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

Muskogee, I. T. Aug. 31st, 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. Blair Shoenfelt U. S. Indian Agent.

DEPARTMENT OF THE INTERIOR, Office of Indian Affairs.

Washington, D. C., Oct. 12, 1904. Respectfully submitted to the Secretary of the Interior with recommendation that it be Approved. A. C. Linner acting Commissioner.

DEPARTMENT OF THE INTERIOR.

Washington, D. C., Oct. 24, 1904. Approved. E. A. Hitchcock Secretary of the Interior.

Filed for record at Tulsa June 29, 1907 at 8 o'clock A. M. Otis Lorton Deputy Clerk and Ex-Officio Recorder.