

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 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 7 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.

Annie McNamee, nee Spychalski, (witness) Seal

Marcus L. Lockwood, (witness) Seal

Two witnesses to execution by lessor:

David Eichen
Philo D. Lockwood

P. O. Ballinville, I. T.
P. O. Independence, Kansas.

Two witnesses to execution by lessee:

Jos. G. Lamont,
Wm. N. Larkell,

P. O. Philadelphia, Pa.
P. O. Philadelphia, Pa.
P. O.
P. O.

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

ACKNOWLEDGMENT.

On this 23rd day of February, A. D. 1906, before me, a Notary Public within and for the Western Judicial District of the Indian Territory, appeared in person Annie McNamee, nee Spychalski, 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 23rd day of February, A. D. 1906.
My commission expires October 7, 1906. W. R. Allen, Notary Public.

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

AFFIDAVIT OF WITNESSES.

David Eichen of Ballinville, I. T. and Philo D. Lockwood of Independence, Kansas, witnesses to the attached mining lease executed by Annie McNamee, nee Spychalski, to Marcus L. Lockwood, 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 she understood the nature, contents and effect thereof and approved the same, and that they signed said lease in their presence, as witnesses of the request of said lessor.

Western Dist. I. T.

David Eichen
Philo D. Lockwood

Subscribed to my presence and sworn to before me this 23rd day of Feb. A. D. 1906.
My commission expires October 7, 1906. W. R. Allen, Notary Public.

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

Certificate of Officer Taking Acknowledgment

I, W. R. Allen, a Notary Public within and for the Western Judicial District of the Indian Territory, do hereby certify that I am personally acquainted with the said David Eichen and Philo D. Lockwood, a subscribing witnesses to the attached lease, executed by Annie McNamee, nee Spychalski, to Marcus L. Lockwood, and that said witnesses signed the same in my presence at the request of said lessor, that they are personally well known to me, and 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 23rd day of February, 1906.
My commission expires October 7, 1906. W. R. Allen, Notary Public.

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

Muskogee, I. T. Jan. 16/1907, 1907. The within lease is forwarded to the Commissioner of Indian Affairs with recommendation that it be approved. See my report of even date.

Dana H. Kelley, U. S. Indian Agent.

DEPARTMENT OF THE INTERIOR, Office of Indian Affairs.

Washington, D. C. March 12, 1907. Respectfully submitted to the Secretary of the Interior with recommendation that it be approved. C. F. Parrabee, Acting Commissioner.

DEPARTMENT OF THE INTERIOR.

Washington, D. C. April 11, 1907. approved. Jennie C. Wilson, Secretary of the Interior.

Filed for record at Tulsa May 20, 1907 at 8 o'clock a. M. O. H. Larkell, Deputy Clerk and Ex-Officio Recorder.