

a less interest in the above described lands than the entire and undivided fee simple estate therein, then the royalties and rentals herein provided for shall be paid to the lessor only in the proportion which his interest bears to the whole and undivided fee.

NINTH. The lessee hereby further agrees that should any of the covenants of this lease be violated by himself, assigns or any company or associates with whom he is now or hereafter may be interested, that they will immediately and of their own free will, return this lease to the lessor at his address at Wyotah, Lincoln County, Wyoming, by filing for record with the County Clerk of Sublette County, a declaration of the annulment of this lease.

The right of assignment in part or whole is expressly allowed both parties to this agreement, but the covenants hereof shall extend to their heirs, executors, administrators, successors and assigns.

IN WITNESS WHEREOF we have hereunto set our hands and seals the day and date first written above.

WITNESS

Elmer Manske
F. L. Fagnant

Fred Sorg
PARTY OF THE FIRST PART
C. C. Garritson
PARTY OF THE SECOND PART

STATE OF WYOMING }
COUNTY OF LINCOLN } SS.

Before me Fernand L. Fagnant a notary public in and for the aforesaid county and state, personally appeared, this 22nd day of OCTOBER, A. D. 1926, Fred Sorg and C. C. Garritson known to me to be the persons who signed and executed the foregoing instrument and acknowledged it to be of their own free act and deed.

My Commission expires: Nov. - 10 - 1929.
(SEAL)

Fernand L. Fagnant
Notary Public

No. 3295

MEMORANDUM OF AGREEMENT

Lester G. Baker

STATE OF WYOMING,)
COUNTY OF SUBLINTE) SS. Filed for record in my office
1926 at 9:00 o'clock A. M., and duly recorded in Book 1
of Mclis., page 564.

To
Will S. Fawcett &
R. D. McPherrin

J. P. Fuller
County Clerk.

Fees, \$3.75

THIS AGREEMENT, made and entered into this twenty-second day of September, 1925, by and between LESTER G. BAKER, of Kemmerer, Lincoln County, state of Wyoming, herein-after called the "owner", the party of the first part, and WILL S. FAWCETT and R. D. McPherrin, of Imperial County, state of California, herein-after called the "contractors" the parties of the second part, WITNESSETH:

That where, on or about the 5th day of December, 1923, pursuant to an application therefor, there was issued to the owner, under Section 13, of the Act of February 25, 1920 (41 Stat. 437), a permit, Serial No. 09753, Evanston Land Office Series, granting to him the exclusive right, for a period of two years from the date thereof, to prospect for oil and gas the following described lands, situate in the so-called LaBarge Field, in Sublette County, Wyoming, to-wit:

Sections 23, 24, 25, T 27 N - R 113 W Section 30, T 27 N - R 112 W.

and,

WHEREAS, the parties hereto, believe the lands described in said permit contain valuable deposits of oil and gas, and,

WHEREAS, the owner desires to contract for the exploitation, development and operation of said lands, and the production of oil and gas therefrom and thereon, in full compliance with the said Act of Congress, and the regulations thereunder; and,

WHEREAS, said contractor is desirous of obtaining the exclusive right to enter upon the lands described in said permit, and to prospect thereon, and to develop, produce, market and handle any oil or gas found therein;

NOW, THEREFORE, in consideration of the premises, the full and faithful performance by the contractor of his covenants herein-after set forth, and the payment to the owner by the contractors of the sum of one dollar, receipt whereof is hereby confessed and acknowledged, the owner covenants and agrees to and with the contractor as follows:-

ARTICLE I.

Section 1. That so long, and only so long, as the contractors shall fully comply with all the terms, conditions, provisions and covenants of this agreement, they, the said contractors, shall have and are hereby given exclusive possession and occupation of said described premises, as herein provided, under said permit and all leases or extensions or renewals or amendments of said permit or permits or leases that may hereafter be granted by the United States to said owner, his heirs, executors, administrators or assigns, for the purpose of prospecting or drilling for and developing, produc-