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Dated: August 27, 1959

Optionee's obligation to pay the hereinabove reserved overriding royalties is conditioned upon the United States' having, holding and maintaining a valid and subsisting fee title to all the mineral lands covered by said lease or application and conditioned upon Optionor's having and holding a good and subsisting title to the entire leasehold interest in said lease issued or lease or leases to be issued by the United States on the hereinabove-described mineral lands; but, if the title of the United States to said lands, and if Optionor's title to said leaseholds therein, should fail in whole or in part, or if any assignment or assignments executed by Optionor to Optionee pursuant to this option agreement cover less than the whole and undivided fee title to said mineral lands, then the overriding royalties herein reserved shall be reduced proportionately.

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