

(SEAL)

Beatrice L. Murch
Beatrice L. Murch
Notary Public in and for Nueces County, Texas.

THE STATE OF TEXAS)

COUNTY OF HARRIS) On this 7 day of June, 1943, before me, the undersigned authority, personally appeared A. E. JAGO, known to me to be the person who executed the foregoing instrument in behalf of Shell Oil Company, Incorporated, and acknowledged that he executed the same as the free act and deed of said Shell Oil Company, Incorporated, and for the purposes and consideration therein set forth.

Witness my hand and official. _____

(SEAL)

W C Brandau
Notary Public in and for Harris County, Texas

Filed for Record June 9th, 1943 at 11-40 o'clock A. M. Recorded June 18th, 1943 at 2-40 o'clock P. M.

D. L. Hudson, Clerk,

County Court, Lavaca County, Texas.

By Olin Stumber Deputy.

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WINGFIELD JACOBS,.....)

TO.....AGREEMENT.....) THE STATE OF TEXAS |

RALPH A. JOHNSTON,.....) COUNTY OF LAVACA | THIS AGREEMENT, made this 3rd day of June, A. D., 1943, by and between Winfield Jacobs, hereinafter called First Party, and Ralph A. Johnston, hereinafter called Second Party;

WHEREAS, by Oil, Gas and Mineral lease dated February 14, 1941, J. V. Biggs and wife, Ruby Biggs leased the following described tract of land to E. B. Baldwin:

All that certain piece, parcel or tract of land lying and being situated in Lavaca County, Texas, being the F. Simpson Survey, patented to F. Simpson, Patent No. 174 Vol. 29 and recorded in Vol. 43, Pages 600-601, Lavaca County, Texas, Deed Records, and being the same land conveyed to J V Biggs by E. A. Newhouse by deed dated May 22, 1939, recorded in Vol. 127, Pages 205-206 of the Deed Records of Lavaca County, Texas, said lease being recorded in Vol. 29, Page 527 of the Lease Records of Lavaca County, Texas, and,

WHEREAS, E. B. Baldwin has assigned all of the above mentioned leasehold interest in and to the above described 55 acres of land, to Ralph A. Johnston by assignment dated February 21, 1941, which assignment has been filed for record with the County Clerk of Lavaca County, Texas, and,

WHEREAS, J. V. Biggs and wife, Ruby Biggs, have conveyed the above described 55 acre tract of land (and other lands) to Wingfield Jacobs by deed dated April 19, 1943, and recorded in Book 137, Page 59, of the Deed Records of Lavaca County, Texas. In said conveyance the said Biggs/reserved a non-participating royalty interest, but said deed stipulates that all of the rentals in and under the aforesaid lease are to be paid to Wingfield Jacobs, and,

WHEREAS, the Party of the First Part and the Party of the Second Part have agreed as hereinafter stipulated to modify the terms of the oil, gas and mineral lease by substituting another depository for the receipt of all sums payable to the Party of the First Part;

W I T N E S S E T H:

That the parties hereto contract, covenant and agree that henceforth the Second Party may pay or tender direct to the First Party or for the First Party's credit, may pay or tender to the First National Bank of Hallettsville, Texas, or its successors, all rentals, royalties and other sums under said oil, gas and mineral lease payable to the First Party; and such bank, as well as its successor or successors, is the First Party's agent and shall continue as the depository of all rentals, royalties and other sums payable to the First Party under said oil,