

WHEREAS, by gas pooling agreement dated May 25, 1942, entered into by owners of royalty under several oil, gas, and mineral leases covering land in De Witt and Lavaca Counties, Texas, and by Shell Oil Company, Incorporated, one counterpart of which, executed by D. G. McManus et al., is recorded in Volume 21, at page 194, of the Oil and Gas Records of De Witt County, Texas, and in Volume 34, at page 489, of the Lease Records of Lavaca County, Texas, a unit pooled for gas, known as the Brushy Creek Unit, was established, containing 2,126.47 acres of land in De Witt and Lavaca Counties, Texas, and such unit was subsequently enlarged and reduced as follows:

(a) Extension of said Brushy Creek Unit as set forth in an agreement, one counterpart of which, dated May 18, 1943, executed by Margaret A. Shows, et al., is recorded in Volume 23, at page 473, of the Oil and Gas Records of De Witt County, Texas, and in Volume 37, at page 523, of the Lease Records of Lavaca County, Texas, said agreement having been filed for record in De Witt and Lavaca Counties, Texas, on June 9, 1943, by which 40.81 acres of land were added to such unit, increasing the unit, effective June 9, 1943, to a total of 2,167.28 acres.

(b) Extension of such unit as set forth in a Declaration of Pool, dated April 25, 1949, executed by Shell Oil Company, Incorporated, filed for record in De Witt and Lavaca Counties, Texas, on April 26, 1949, and recorded in Volume 35, at page 204, of the Oil and Gas Records of De Witt County, Texas, and in Volume 59, at page 72, of the Lease Records of Lavaca County, Texas, by which 223.19 acres of land were added to such unit, increasing the unit, effective April 26, 1949, to a total of 2,390.47 acres.

(c) Extension of such unit as set forth in a Declaration of Pool dated May 6, 1949, executed by Shell Oil Company, Incorporated, filed for record in De Witt and Lavaca Counties, Texas, on May 9, 1949, and recorded in Volume 35, at page 243, of the Oil and Gas Records of De Witt County, Texas, and in Volume 59, at page 163, of the Lease Records of Lavaca County, Texas, by which 25.5 acres of land were added to such unit, increasing the unit, effective May 9, 1949, to a total of 2,415.97 acres.

(d) Extension of such unit as set forth in an agreement dated May 10, 1949, one counterpart of which, executed by Addie Nowlin Damon et al., is recorded in Volume 35, at page 390, of the Oil and Gas Records of De Witt County, Texas, and in Volume 59, at page 380, of the Lease Records of Lavaca County, Texas, filed for record in De Witt and Lavaca Counties, Texas, on June 21, 1949, by which 21.84 acres of land were added to such unit, increasing the unit, effective June 21, 1949, to a total of 2,437.81 acres.

(e) Reduction of such unit as set forth in a Reduction of Brushy Creek Unit, dated June 28, 1951, executed by Shell Oil Company, filed for record in De Witt and Lavaca Counties, Texas, on June 30, 1951, recorded in Volume 40, at page 142, of the Oil and Gas Records of De Witt County, Texas, and in Volume 70, at page 75, of the Lease Records of Lavaca County, Texas, by which 343.42 acres of land were excluded from such unit, decreasing the unit, effective June 30, 1951, to 2,094.39 acres of land.

WHEREAS, 30.84 acres of land, out of the 55.96 acres covered by the above-described patent, are included in said Brushy Creek Unit, being the north or northeast 30.84 acres of said 55.96 acres, all of such 30.84 acres of land having been included in the original unit of 2,126.47 acres of land and all of such 30.84 acres of land being included in the unit as thereafter enlarged and reduced as set out above;

WHEREAS, it is desirable to pool and combine the royalty interest of the State of Texas under said 30.84 acres of land, as to gas, within said Brushy Creek Unit, as originally established and as thereafter enlarged and reduced as set out above, and such proposed pooling of the State's royalty has been duly considered by the Commissioner of the General Land Office and the School Land Board of Texas at a regular meeting thereof in the General Land Office where and when it was found and determined that such pooling will be to the best interest of the State of