

ses described in this lease. Lessee may, at any time and from time to time, execute and deliver to lessor, or place of record, a release or releases covering any portion or portions of the above described premises, or any mineral thereunder, and thereby surrender this lease as to such portion or portions, or as to such mineral, and be relieved of all obligations and rentals as to the acreage, or mineral, surrendered.

16. Lessor hereby warrants and agrees to defend title to the leased premises and agrees that lessee shall have the right at any time to pay or reduce for lessor, either before or after maturity, any mortgages, taxes or other liens or interest and other charges on said lands and be subrogated to the rights of the holder thereof and to deduct amounts so paid from royalties or other payments due or which may become due to lessor and/or assigns under this lease.

IN TESTIMONY WHEREOF we sign as of the day and year first above written.

WITNESSES:

John B. Gordon
Jessie F. Williams

E. M. Schoonover
Arvil Schoonover

THE STATE OF CALIFORNIA) Before me, the undersigned authority, a Notary Public in and for said
COUNTY OF Madera) County and State, on this day personally appeared E. M. Schoonover
and Arvil Schoonover, known to me to be the persons whose names are subscribed to the foregoing
instrument, and acknowledged to me that they executed the same for the purposes and considera-
tion therein expressed. Given under my hand and seal of office, this the 13th day of November,
A. D. 1939.

JOHN B. GORDON
(SEAL) John B. Gordon/Notary Public in and for Madera County, California
MY COMMISSION EXPIRES April 29th 1940

Filed for Record Nov. 29, 1939 at 8 o'clock A. M. Recorded Dec. 6, 1939 at 9-30 o'clock A. M.

D. L. Hudson, Clerk,
County Court, Lavaca County, Texas.
Oil, Gas and Mineral Lease

WILL H. HARRIS ET AL.....

TO..OIL, GAS AND MINERAL LEASE

R. B. WHERRY.....

THIS AGREEMENT made this 14th day of November 1939, be- N.J.S
tween Will H. Harris and wife Jessie Harris; Caldwell W. Smith and wife Norma J. Smith

C W S
W H H J H

Lessor (whether one or more), and R. B. Wherry Lessee, WITNESSETH: 1. Lessor in con-
sideration of Ten and no/100 Dollars (\$10.00), in hand paid, of the royalties herein provided,
and of the agreements of Lessee herein contained, hereby grants, leases and lets exclusively
unto Lessee for the purpose of investigating, exploring, prospecting, drilling and mining
for and producing oil, gas and all other minerals, laying pipe lines, building tanks, power
stations, telephone lines and other structures thereon to produce, save, take care of, treat,
transport and own said products, and housing its employees, the following described land in
Lavaca County, Texas, to-wit: Situated in Lavaca County, Texas, about 18 miles SE of
Hallettsville, Texas, and a part of the Aaron Monroe Survey, and more particularly a part of
200 acres of land deeded to C. W. Herkimer by C. E. Smith and wife by deed recorded in Vol-
ume 50 on page 376, Lavaca County Deed Records: Described by metes and bounds as follows:
A part of the Aaron Monroe League, also a part of a survey of five hundred acres in said
league, known as the W. A. Jennings Survey; Beginning at the NW corner of aforesaid 500
acre survey on the east margin of the Navidad River; Thence N. 70 E. 3642 vrs. to a stake;
Thence S. 20 E. 310 vrs. to a stake; Thence S. 70 W. 3642 vrs. to the Navidad river and SW
corner of said 500 acre survey; Thence up said river with its meanders to the place of be-
ginning, containing 200 acres of land; Less however the following tract of 100 acres:
Beginning at a stake on E. bank of Navidad river and supposed to be the S.W. corner of said
200 acre tract and of which this survey is a part; Thence N. 70 E. 1100 vrs. to public road,
2062 vrs. a stake under fence for SE corner thereof; Thence N. 20 W. 258 vrs. to stake for
NE corner; Thence S. 70 W. 886 vrs. to said public road; Thence N. 2 W. 96 vrs. with said
road to corner post; Thence S. 70 W. 1140 vrs. to stake on E. bank of said Navidad river;
Thence down saidriver with its meanders to place of beginning and containing 100 acres of
land.