

and Helen Jalufka, as lessee, in so far as said lease covers the following described land;

40.81 acres of land, more or less, out of the James C. Patterson Survey, Abstract 363, situated in Lavaca County, Texas, the said 40.81 acres being the westerly portion of the A. G. Shows 83.70-acre tract covered by the above described lease, the said 40.81 acres being more particularly described as follows: beginning at the west corner of the said Shows 83.70-acre tract, being the north corner of the B. F. Pearce 160-acre tract; thence north 45 degrees 36 minutes east with the northwest line of the said Shows 83.70-acre tract, a distance of 483.4 varas to the north corner of same; thence south 17 degrees 22 minutes east, a distance of 1070 varas to the south corner of the said Shows tract; thence north 44 degrees 14 minutes west with the southwest line of the said Shows tract, a distance of 953.2 varas to the place of beginning, and containing 40.81 acres of land, more or less, and

WHEREAS, It is the desire of all parties hereto that the above described lease, to the extent only of the gas, as defined in said gas pooling agreement, in the above described 40.81 acre tract of land, be included in said gas pooling agreement and that the above described 40.81-acre tract be added to the pooled area,

NOW, THEREFORE, In consideration of the premises, the parties hereto hereby agree as follows:

The above described lease, to the extent only of the gas, as defined in the gas pooling agreement heretofore mentioned, in the above described 40.81-acre tract of land, is hereby combined and pooled with the oil, gas and mineral leases described in Exhibit "A" of said gas pooling agreement, to the extent only of the gas, as defined in said agreement in the respective tracts of land described in said Exhibit "A", for the purpose of developing and operating said combined tracts for the production and utilization of gas. Said leases, as to the gas rights under said tracts, shall, from the date this instrument is filed for record in DeWitt and Lavaca Counties Texas, be treated and considered as an entirety (except for the payment of royalties) just as though all of the lands described in said Exhibit "A" and the above described 40.81-acre tract had been included in one lease executed by the ROYALTY OWNERS in said gas pooling agreement and the ROYALTY OWNERS in this instrument in favor of SHELL, and the above described lease shall be considered one of the "pooled leases" as such term is used in said gas pooling agreement, and the above described 40.81-acre tract shall be considered part of the "pooled area" as such term is used in said agreement.

And ROYALTY OWNERS hereby ratify and confirm the above mentioned gas pooling agreement and adopt same as their own agreement just as though the above mentioned lease in so far as same covers the hereinbefore described 40.81-acre tract had been included in Exhibit "A" attached to said agreement.

The increase in size of said pooled area shall be effective as of the date this instrument is filed for record in DeWitt and Lavaca Counties, Texas, but shall not be effective retroactively of said date.

This agreement shall terminate in its entirety and be of no force and effect unless SHELL, on or before the 10 day of June, 1943, accepts this agreement by executing and filing the same for record in DeWitt and Lavaca Counties, Texas. The provisions of this agreement shall be binding upon and inure to the benefit of all ROYALTY OWNERS who execute this agreement even though same is not executed by all owners of royalty in the above described 40.81-acre tract.

IN TESTIMONY WHEREOF, this instrument is executed this the 18 day of May, 1943.

Margarett A Shows  
Margaret A. Shows

Address: Cuero,  
Texas.

Mary Day  
Mary Day

Address: Cuero,  
Texas.

Green Day  
Green Day

Address: Cuero,  
Texas.