

Roy-828

157mm

STATE OF TEXAS
COUNTY OF POLK

"KNOW ALL MEN BY THESE PRESENTS:

That the undersigned, Dr. S. H. Bergman, a resident of Polk County, Texas, R. D. MacDonald, Mae C. MacDonald, individually and as independent executrix of the estate of Arch MacDonald, deceased, and Mrs. Mary E. MacDonald, individually and as executrix of the estate of L. A. MacDonald, deceased, all residents of Harris County, Texas, Minerva Petroleum Corporation, a Texas corporation, acting herein by its duly authorized officers, and Shell Oil Company, Incorporated, acting herein by its duly authorized officers, all hereinafter called "GRANTORS," for and in consideration of the sum of Ten Dollars (\$10.00) and other good and valuable considerations, the receipt and sufficiency of which is hereby expressly acknowledged, have in the proportion of Dr. S. H. Bergman, 6/9984; R. D. MacDonald, 8/9984; Mae C. MacDonald, individually and as independent executrix of the estate of Arch MacDonald, deceased, 8/9984; Mrs. Mary E. MacDonald, individually and as executrix of the estate of L. A. MacDonald, deceased, 8/9984; Minerva Petroleum Corporation, 3/9984; Shell Oil Company, Incorporated, 6/9984, granted, bargained, sold and conveyed, and do by these presents and in said proportions, grant, bargain, sell and convey unto Fred L. Doucette, a resident of Beaumont, Texas, Mary Lela Cruse, a widow, a resident of Walnut Springs, Texas, and Sam W. Levy, a resident of Houston, Texas, all hereinafter called "GRANTEES," a perpetual undivided one two-hundred-fifty-sixths (1/256) (in the following proportions: Fred L. Doucette, 1/2 of the 1/256 or 1/512; Mary

Lela Cruse, 1/4 of the 1/256 or 1/1024; and Sam W. Levy, 1/4 of the 1/256 or 1/1024) non-participating royalty in and on all of the oil, gas and other minerals on, in and under and that may be produced, saved and sold from the following described land situated in Polk County, Texas, to-wit:

Being a part of the P. A. Sublett League in Polk County, Texas, beginning at the Northeast corner of the William Carlyle & Company 271-acre survey, same being in the North boundary line of said League, stake from which a pine 16" bears South 74 East 8 varas; thence South with the East line of said 271-acre tract 740 varas to an inner Southwest corner of same, stake from which beech 14" bears North 85 East 5 varas, pin oak 10" bears South 60 West 3-1/2 varas; thence East at 400 varas past another Northeast corner of 271-acre tract at 1210 varas, corner in West line of B. Bailey 80-acre survey W/O 16" bears North 55 West 4-1/2 varas, W/O 14" bears South 45 West 5 varas; thence North with said Bailey's West line 740 varas to his Northeast corner in the North base line of said League, a stake from which magnolia 8" bears North 62 West 6 varas, a forked beech 7" bears North 7 West 7 varas; thence West with said North base line 1210 varas to the place of beginning, containing 158.48 acres of land, more or less, same being the second tract described in instrument from Arch MacDonald to Minerva Petroleum Company, dated October 11, 1933 and recorded in Volume 101, page 2 of the Deed Records of Polk County, Texas.

It is understood and agreed that this sale and conveyance is made subject to any oil, gas and mineral lease which may now be in effect covering such premises, this conveyance covering and including the equal 1/256th part of the oil, gas and other minerals produced, saved and sold by lessee under any such existing oil lease. The aggregate of the interests of Minerva Petroleum Corporation and Shell Oil Company, Incorporated, to-wit 9/9984, prior to April 1, 1945, was owned by Minerva Petroleum Corporation and said aggregate interest in the equal 1/256th part of said production up to April 1,

1945 is hereby conveyed by Minerva Petroleum Corporation; since and including April 1, 1945, these two GRANTORS convey the respective proportionate interests hereinabove set forth in and to the equal 1/256th part of said production. In the event any lease now in existence covering such property becomes terminated, cancelled or forfeited for any reason, GRANTEES shall nevertheless continue to hold and own the undivided 1/256 royalty herein conveyed as above set out; provided that this royalty interest shall not carry with it any right to bonuses, delay rentals or other considerations of any kind to the owner of the mineral estate in said land on account of future leases.

GRANTORS herein own the fee simple title to the land above described, and in consideration of this conveyance of said perpetual undivided 1/256th royalty in and on all oil, gas and other minerals produced, saved and sold from such tract, GRANTEES are today executing to GRANTORS herein a deed confirming in GRANTORS herein full fee simple title to said tract of land; and this royalty conveyance, and the deed executed by GRANTEES herein to GRANTORS herein under even date herewith, are to be construed together, it being the intention of the parties to vest in GRANTORS herein full fee simple title to said tract above described, except as to the 1/256th royalty herein conveyed to GRANTEES.

TO HAVE AND TO HOLD The above described royalty, together with all and singular the rights, members and appurtenances thereunto in any wise belonging, unto the said Fred L. Doucette, Mary Lela Cruse and Sam W. Levy, their heirs and assigns, forever; and GRANTORS, excepting Shell Oil Company,

Incorporated, as to their respective interests herein conveyed, do hereby bind themselves, their executors, administrators and assigns, to warrant and forever defend all and singular said royalty in the said GRANTEES, their heirs and assigns, against every person whomsoever lawfully claiming or to claim the same or any part thereof, by, through or under said GRANTORS respectively. Shell Oil Company, Incorporated, since and including April 1, 1945, the date it acquired the interest herein conveyed by it from Minerva Petroleum Corporation, does hereby bind itself, its successors and assigns, to warrant and forever defend all and singular the interest herein conveyed by it in said royalty in the said GRANTEES, their heirs and assigns, against every person whomsoever lawfully claiming or to claim the same or any part thereof, by, through or under it.

This deed is made in place of and is a deed of correction of unrecorded deed or deeds heretofore made by Dr. S. H. Bergman, R. D. MacDonald, Arch MacDonald, Mary E. MacDonald, individually and as Independent Executrix of the Estate of L. A. MacDonald, Deceased, and Minerva Petroleum Company to Fred L. Doucette, Mary Lela Cruse and Sam W. Levy, covering the same tract of 158.43 acres described above.

EXECUTED this the 11th day of October, 1946.

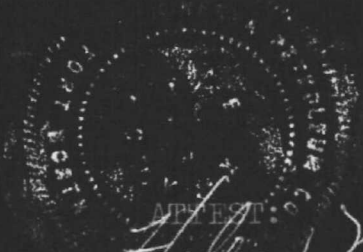
Dr S H Bergman

R D MacDonald

Mae C. MacFarlane

Individually and as independent
Executrix of the estate of Arch
MacDonald, deceased.

Mrs Mary E Mac Donald
Individually and as executrix of
of the estate of L.A. MacDonald,
deceased.



Helen Murray
Secretary

ATTEST:

Secretary

MINERVA PETROLEUM CORPORATION

By A S Baker
President

SHELL OIL COMPANY, Incorporated
By W A Alexander
Attorney in Fact

STATE OF TEXAS

COUNTY OF HARRIS

BEFORE ME, The undersigned authority, on this day personally appeared MRS. MARY E. MACDONALD, individually and as executrix of the estate of L. A. MacDonald, deceased, known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that she executed the same for the purposes and consideration therein expressed and in the capacities therein stated.

GIVEN Under my hand and seal of office this the 13th day of December, 1946.

Ruth HoVIS
Notary Public in and for
Harris County, T e x a s

RUTH HOVIS

STATE OF TEXAS

COUNTY OF HARRIS

BEFORE ME, The undersigned authority, on this day personally appeared R.S.Baker, Vice- President of Minerva Petroleum Corporation, a corporation, known to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that he executed the same as the act and deed of said corporation, for the purposes and consideration therein expressed, and in the capacity therein stated.

GIVEN Under my hand and seal of office this the 28th day of February, 1946.

W. C. Barnett, Jr.
Notary Public in and for
Harris County, T e x a s
W. C. Barnett, Jr.,
Notary Public

STATE OF TEXAS

COUNTY OF HARRIS

BEFORE ME, The undersigned authority, on this day personally appeared W A Alexander, known to me to be the person who executed the foregoing instrument in behalf of SHELL OIL COMPANY, Incorporated, and acknowledged to me 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.

GIVEN Under my hand and seal of office this the 28 day of March, 1946.

W C Brandon
Notary Public in and for
Harris County, T e x a s

W. C. BRANDAU
Notary Public Harris County, Texas

STATE OF TEXAS

COUNTY OF Pack

BEFORE ME, The undersigned authority, on this day personally appeared DR. S. H. BERGMAN, known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same for the purposes and consideration therein expressed.

GIVEN Under my hand and seal of office this the 25th day of February, 1947.

Joy Nell Gibson JOY NELL GIBSON
Notary Public in and for
Pack County, T e x a s

STATE OF TEXAS

COUNTY OF HARRIS

BEFORE ME, The undersigned authority, on this day personally appeared R. D. MACDONALD, known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same for the purposes and consideration therein expressed.

GIVEN Under my hand and seal of office this the 27 day of February, 1947.

Annie Mazie McFee Annie Mazie McFee
Notary Public in and for
Harris County, T e x a s

STATE OF TEXAS

COUNTY OF HARRIS

BEFORE ME, The undersigned authority, on this day personally appeared MRS. MAE C. MACDONALD, individually and as independent executrix of the estate of Arch MacDonald, deceased, known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that she executed the same for the purposes and consideration therein expressed and in the capacities therein stated.

GIVEN Under my hand and seal of office this the 25th day of October, 1947.

Guadalupe Wilkerson
Notary Public in and for
Harris County, T e x a s

Guadalupe Wilkerson