

Roy-60828

STATE OF TEXAS

COUNTY OF POLK

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KNOW ALL MEN BY THESE PRESENTS:

WHEREAS, Shell Canadian Exploration Company, a Delaware corporation, claims a royalty interest equal to 202/9984 of gross production of the oil, gas, and other minerals produced from the hereinafter described lands; and

WHEREAS, there has arisen and now exists a dispute as to the title to said lands between the undersigned persons and Shell Oil Company (predecessors in title of Shell Canadian Exploration Company) and others; and

WHEREAS, there has also arisen and now exists a dispute as to the true and correct location of the common boundary line between the Peter J. Menard Survey and the Philip A. Sublett Survey in Polk County, Texas; and

WHEREAS, these issues of title and boundary are the subject of litigation in a suit styled C. I. Withers et al. v. Shell Oil Company et al., No. 6639, in the District Court of Polk County, Texas, 9th Judicial District; and

WHEREAS, the undersigned and Shell Oil Company have agreed inter se upon a full and complete and final settlement and compromise of said dispute and said suit wherein the undersigned have agreed, among other things, to recognize, confirm, ratify, and acknowledge said royalty interest in Shell Canadian Exploration Company;

NOW, THEREFORE, for and in consideration of the premises and ten dollars (\$10) and other valuable considerations to us in hand paid, the receipt of which is hereby acknowledged, and as a

part of the settlement of such dispute and litigation, the undersigned C. I. Withers, B. A. Skipper, Jr., individually and as independent executor of the Estate of B. A. Skipper, Sr., deceased, Mrs. Mary Skipper, a widow, individually and as independent executrix of the estate of B. A. Skipper, Sr., deceased, A. O. Newman, Sam G. Croom, Fred W. Moore, W. C. McClain do hereby recognize, ratify, and confirm and do hereby grant, bargain, sell, and convey unto Shell Canadian Exploration Company, a Delaware corporation, a royalty interest equal to 202/9984 of gross production of the oil, gas, and other minerals which have been produced and will hereafter be produced from the following described land, to wit:

A tract of land containing 126.29 acres of land, more or less, situated in the Schwab Ace Field, sometimes known as the South Schwab Oil Field, and sometimes known as the Schwab Wilcox Oil Field, in Polk County, Texas, and being more particularly described as follows:

BEGINNING at the center of what is commonly known as the F. L. Doucette Well No. 1, drilled and operated by Shell Oil Company;

THENCE North 50° 27' West 241.0 varas to a point for corner (hereinafter called place of beginning);

THENCE South 00° 59' 30" East 741.4 varas to a point for corner;

THENCE South 88° 58' East 806.5 varas to a point for corner;

THENCE North 00° 19' East 875.1 varas to a point for corner;

THENCE North 89° 25' West 826.34 varas to a point for corner;

THENCE South 00° 59' East 127.5 varas to the place of beginning, containing 126.29 acres of land, more or less.

TO HAVE AND TO HOLD said royalty interest unto the said Shell Canadian Exploration Company, its successors and assigns, forever.

This assignment is made without warranty of title

express or implied.

IN WITNESS WHEREOF, we and each of us, sign this instrument on the 15th day of May, 1957, to be effective as of the 15th day of April, 1939.

C. I. Withers

C. I. Withers

B. A. Skipper Jr.

B. A. Skipper, Jr., individually,
and as independent executor of
the Estate of B. A. Skipper, Sr.,
deceased

Mrs. Mary Skipper.

Mrs. Mary Skipper, a widow,
individually and as independent
executrix of the estate of
B. A. Skipper, Sr., deceased

A. O. Newman

A. O. Newman

Sam G. Croom

Sam G. Croom

Fred W. Moore

Fred W. Moore

W. C. McClain

W. C. McClain

STATE OF TEXAS

COUNTY OF Harris

Before me, the undersigned authority, on this day personally appeared C. I. Withers, 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 13th
day of June, 1957.

MARY P. SAYLOR -

Mary P. Saylor

Notary Public in and for
Harris County, Texas



STATE OF TEXAS

COUNTY OF Gregg

Before me, the undersigned authority, on this day personally appeared B. A. Skipper, Jr., 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, and in the capacity therein stated.

Given under my hand and seal of office, this the 5th day of August, 1957.

Otto G. Rether
Notary Public in and for
Gregg County, Texas

STATE OF TEXAS

COUNTY OF Gregg

Before me, the undersigned authority, on this day personally appeared Mrs. Mary Skipper, a widow, 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 capacity therein stated.

Given under my hand and seal of office, this the 5th day of August, 1957.

Otto G. Rether
Notary Public in and for
Gregg County, Texas

STATE OF TEXAS

COUNTY OF Harris

Before me, the undersigned authority, on this day personally appeared A. O. Newman, 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 13th day of June, 1957.

MARY P. SAYLOR

Mary P. Saylor
Notary Public in and for
Harris County, Texas

STATE OF TEXAS

COUNTY OF Harris

Before me, the undersigned authority, on this day personally appeared Sam G. Croom, 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 13th day of June, 1957.

Jean Lonsford
Notary Public in and for
Harris County, Texas JEAN LONSFORD

STATE OF TEXAS

COUNTY OF Harris

Before me, the undersigned authority, on this day personally appeared Fred W. Moore, 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 13th day of June, 1957.

MARY P. SAYLOR

Mary P. Saylor
Notary Public in and for
Harris County, Texas

STATE OF TEXAS

COUNTY OF Montgomery

Before me, the undersigned authority, on this day personally appeared W. C. McClain, 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 13th day of June, 1957.

Edith Henry (Edith Henry)
Notary Public in and for
Montgomery County, Texas

STATE OF TEXAS
County of Polk

I hereby certify that the foregoing instrument with its certificate of authentication was filed for record in my office on the 12 day of September 1957 at 8 o'clock A M., and was this day duly recorded at 8:35 o'clock A M., in Vol. 53 Pages 664 et. seq. Oil and Gas Lease Records of said County.

Witness my hand and official seal at office in Livingston this 13 day of September 1957

J. H. McFee
Clerk, County Court, Polk County, Texas

By Rina Mae Baker Deputy

Ray-60833 # 29,22

C. d. Withers et al

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Shell Oil Co

assn

FILED FOR RECORD

This 12 day of Dec 1957

At 8 O'clock A M.

J. H. McKEE

County Clerk, Polk County, Texas

By Mrs C. M. Mauldin Deputy

300

Shell Oil Co.