

June 18, 1951

When Declaration of Pool dated April 25, 1949 enlarged the Brushy Creek Gas Unit by 223.19 acres of land, said 223.19 acres included 160.91 acres under the W. H. Hill Lease (T-12074), and said 160.91 acres of land is situated north of the 2.82-acre Hebron Baptist Church Tract (T-16835) and the 2.63-acre Hebron Cemetery Lot (T-16836), and by such enlargement of the Gas Unit both church tracts were completely surrounded by unitized lands within the pooled area. These two church tracts, however, have never been a part of the Brushy Creek Gas Unit as their royalty interest stems from and is confined to the production from the Lue Goods Lease (T-12157) as set out in two Non-Drilling Agreements, both dated February 28, 1940.

Therefore, with the exclusion of the 124.12 acres of land under 3. above these two church tracts will no longer be surrounded by unitized lands which however will not affect their royalty (as overpayments) of 2.82/475.9 and 2.63/475.9, respectively, under the Lue Goods Lease.

F. J. Margeson

cc: H. A. Production Dept.
H. A. Gas Dept.
Land Dept.-Crude Oil Title Div.

P. S. As you know lands within the Brushy Creek Gas Unit lie within both Lavaca and De Witt Counties; therefore, please furnish us the requested Declaration of Pool in duplicate so that identical instruments may be recorded in both counties on the same day.

TJW:JK