

"ROYALTY OWNERS", as such term is used in said Brushy Creek agreement, with respect to said 21.84 acre tract. The pooled area comprising the Brushy Creek Unit, as enlarged herein, effective as of the time specified in Paragraph 3 hereof, contains a total of 2437.81 acres of land.

2. ROYALTY OWNERS hereby ratify and confirm said Brushy Creek gas pooling agreement of May 25, 1942, as said agreement has been extended heretofore to cover additional land as set out above, and adopt such agreement as their own agreement just as though the above described leases, in so far as same cover the above described 21.84-acre tract of land, had been included in Exhibit "A" attached to said Brushy Creek gas pooling agreement.

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

4. This agreement shall terminate in its entirety and be of no force and effect unless SHELL, on or before the 1st day of July, 1949, accepts this agreement by executing and filing the same for record in DeWitt and Lavaca Counties, Texas. The provisions hereof 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 minerals and royalty rights in the above described 21.84-acre tract of land. This agreement may be executed in counterparts and each executed counterpart shall be considered an original and all of said counterparts shall be construed together as one instrument.

EXECUTED As of the date set out first above, on the respective dates shown below opposite each signature.

Date: May 13, 1949  
Address: 1110 East 32 nd Street  
Austin, Texas

Addie Nowlin Damon  
Individually and as Independent Executrix of  
the Estate of Willie St. Elmo Damon.

Date: \_\_\_\_\_  
Address: \_\_\_\_\_

Date: \_\_\_\_\_  
Address: \_\_\_\_\_

Date: June 3, 1949.  
Address: 1310 Kirby Bldg.,  
Dallas, Texas

COLUMBIA ROYALTY COMPANY  
BY H. G. Goggans.  
President

(SEAL)

ATTEST: Rae Steger  
Ass't. Secretary.

ROYALTY OWNERS

Date: \_\_\_\_\_

SHELL OIL COMPANY, Incorporated  
By Joe T. Dickerson  
Attorney in Fact

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STATE OF TEXAS, )  
COUNTY OF Travis ) BEFORE ME, the undersigned authority, on this day personally appeared  
Addie Nowlin Damon, Individually and as Independent Executrix of the Estate of Willie St. Elmo  
Damon, 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 \_\_\_\_ day of May, 1949.

(SEAL) Leslie Ziller  
Notary Public, Travis County, Texas.

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THE STATE OF TEXAS :

COUNTY OF DALLAS : Before me, the undersigned authority, a Notary Public in and for said  
County and State, on this day personally appeared H. G. Goggans, known to me to be the person  
whose name is subscribed to the foregoing instrument as President of Columbia Royalty Company, and  
acknowledged to me that he executed the same for the purposes and consideration therein expressed,  
as the act and deed of said corporation and in the capacity therein stated.