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June 15, 2016

Michelle Luera  
Economic Development and Analysis Division  
Texas Comptroller of Public Accounts  
111 E. 17th St.  
Austin, TX 78774

*Via Email and Federal Express*

Re: App 1136 - Eden CISD – RES Cactus Flats Wind Energy, LLC

Dear Michelle:

In supplement to the above-noted application, enclosed is a Resolution of the Commissioners Court of Concho County Creating Concho County Reinvestment, Cactus Flats No. 1.

A CD containing this Resolution is also enclosed. Please let me know if you require any additional information.

Sincerely,

A handwritten signature in black ink that reads "Audie Sciumbato". The signature is fluid and cursive, with a large initial "A" and a long, sweeping tail.

Audie Sciumbato, PhD

Encl.  
KOQFDUG20D0X2P  
cc: Sam Gregson, Cummings Westlake, LLC

***IN THE COMMISSIONERS COURT  
OF  
CONCHO COUNTY, TEXAS***

**ORDER CREATING CONCHO COUNTY  
REINVESTMENT ZONE, CACTUS FLATS NO. 1**

WHEREAS, on the 26th day of April, 2016, came on for consideration the Designation of a Reinvestment Zone pursuant to Chapter 312 of the Texas Tax Code, and

WHEREAS, attached to this Order are the following descriptive documents:

1. A metes and bounds description of the property to be contained within the Concho County Reinvestment Zone, Cactus Flats No. 1, said description being incorporated herein by reference.
2. Maps of the location within the County of Concho where said Reinvestment Zone tract is located.

The Maps and Legal Description attached to this Order are intended to more fully and accurately describe the geographic region included within the Reinvestment Zone to be known as Concho County Reinvestment Zone, Cactus Flats No. 1. The Map attached hereto as Exhibit A and the Legal Description attached hereto as Exhibit B, are true and correct documents which reflect the actual territory intended for inclusion in the Reinvestment Zone created by this Order.

WHEREAS, prior to the creation of the Concho County Reinvestment Zone, Cactus Flats No. 1, the Commissioners court made a determination that the application filed by Cactus Flats, meets the applicable guidelines and criteria adopted by the Commissioners Court, and that a tax abatement agreement between the County and Cactus Flats Wind Energy, LLC, would be in compliance with the established guidelines and criteria for tax abatement, and

WHEREAS, the Commissioners Court did conduct a public hearing, after due notice, as required by law, prior to the creation of a reinvestment zone, as required by Chapter 312 of the Texas Tax Code. After receiving public comment, the Commissioners Court hereby determines that the designation of an area as a reinvestment zone would contribute to the retention or expansion of primary employment in Concho County, Texas, and would contribute to the economic development of the County,

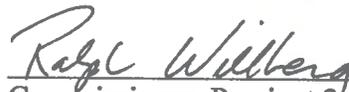
THEREFORE, PREMISES CONSIDERED, the Commissioners Court of Concho County, Texas does hereby create the Concho County Reinvestment Zone, Cactus Flats No. 1, as described more fully in the attachments to this Order, which are incorporated herein by reference and are to be filed in the minutes of the Commissioners Court with this Order.

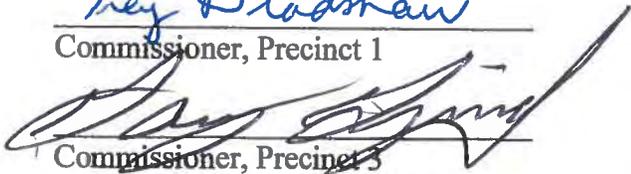
It is further ORDERED by the Commissioners Court that the County Judge is hereby authorized to execute, on behalf of Concho County, Texas, such documents as may be necessary to facilitate and implement this Order.

Dated: Adopted on April 26, 2016

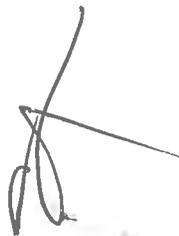
  
County Judge, Concho County, Texas

  
Commissioner, Precinct 1

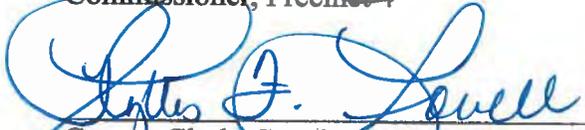
  
Commissioner, Precinct 2

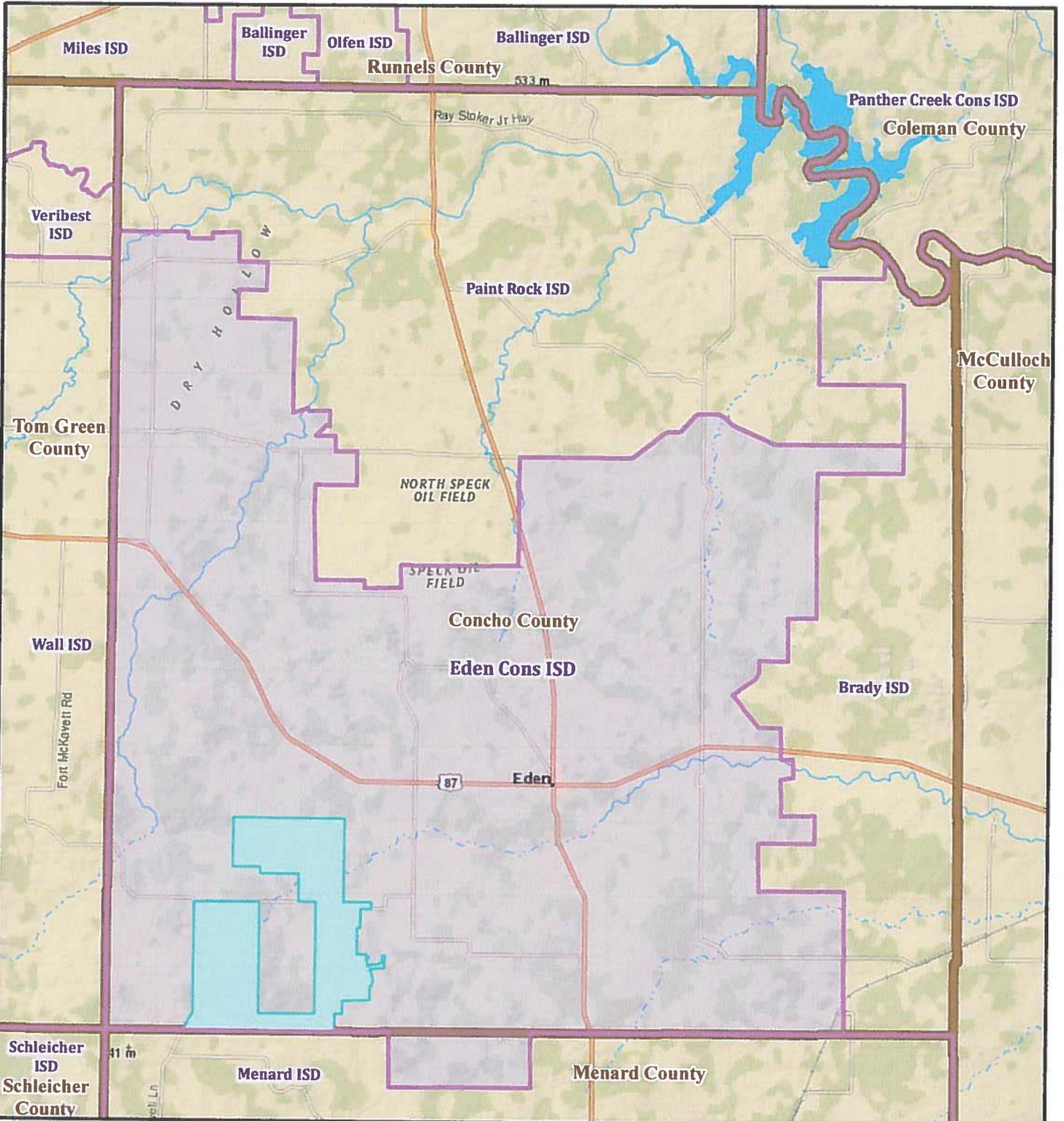
  
Commissioner, Precinct 3

  
Commissioner, Precinct 4





  
County Clerk, Concho County, Texas



**RES Cactus Flats**  
 Wind Energy, LLC.  
 Concho County, Texas

- Cactus Flats Proposed Reinvestment Zone
- Independent School District Boundary
- County Boundary



Confidential, Preliminary and Subject to Change

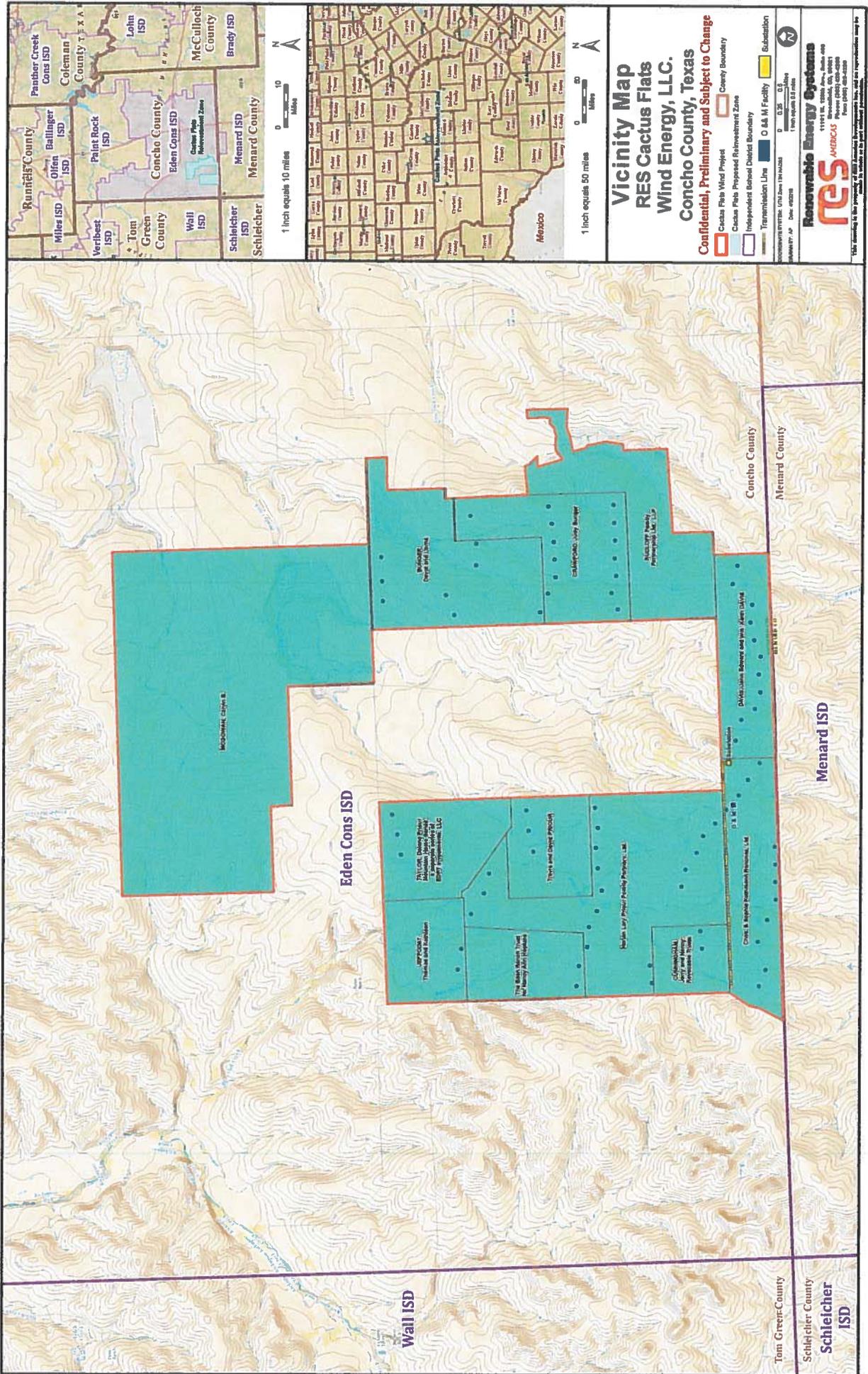
**Renewable Energy Systems**



11101 W. 120th Ave., Suite 400 Broomfield, CO, 80021  
 Phone: (303) 429-4200 Fax: (303) 429-4299

COORDINATE SYSTEM: TX State Plane, Central NAD83  
 DRAWING NO.: 22153D6902-01  
 DRAWN BY: AP DATE: 4/7/2016

This drawing is the property of RES America Developments Inc. and no reproduction may be made in whole or in part without permission.



**CACTUS FLATS PROPOSED REINVESTMENT ZONE**

**LEGAL DESCRIPTION**

**DAVID BUNGER JR. AND WIFE, LORNA BUNGER**

**TRACT ONE**

BEING all of Survey No. 67, Block 8, H. & T.C. Ry. Co., Abstract No. 415, Concho County, Texas.

**TRACT TWO**

BEING 320 acres of land, more or less, located in the Southwest part of Concho County, Texas, the same comprising all of the North one-half (N/2) of H.C. Bunger Survey No. 68, Abstract No. 1687.

**TRACT THREE**

BEING all of the South one-half (S/2) of Survey No. 68, Abstract No. 1687, Original Grantee H.C. Bunger, Certificate 41/5188, Block 8, H. & T.C. R.R. Co., Concho County, Texas.

The above described land is the identical land heretofore conveyed by Mrs. Fannie E. Bunger unto Mrs. Cora Bunger Farnsworth by Gift Deed dated April 5, 1946, and recorded in Volume 63, Page 386, Deed Records, Concho County, Texas, and said deed and the record thereof are both here referred to for all purposes.

**TRACT FOUR**

BEING the West one-half (W/2) of H. & T.C. RR. Co. Survey No. 73, Certificate 41/5191, Block 8, Abstract No. 418, Patent 366, Volume 7, containing 320 acres of land, more or less, and being the identical land conveyed by H.C. Bunger, et ux, to Antonia Bunger by General Warranty Deed dated October 23, 1929, and duly recorded in Volume 37, Page 317, Deed Records, Concho County, Texas; and said Deed together with the record thereof are both here referred to and made a part hereof for all purposes.

**TRACT FIVE**

BEING 128.7 acres of land out of the East one-half (E/2) of H. & T.C. RR Co. Survey No. 73, Certificate 41/5191, Block 8, Abstract No. 418, described by metes and bounds as follows, to-wit:

BEGINNING at a st md in the center of the Fort McKavett Road for the N.W. cor of this part of said Survey No. 73, and which is also the N.E. corner of the above described Tract No. Four;

THENCE E. 947 vrs to st md for N.E. cor this Survey;

THENCE S. 455 vrs to st md;

THENCE W. 715 vrs;

THENCE S. 0 30 E. 1262 vrs to the center of the public road on the N. line of a tract of land heretofore owned by Mrs. Belle C. Wilson;

THENCE W. 235 1/2 vrs to the S.W. corner of this tract;

THENCE N. 0 30 W. 1714 vrs to the PLACE OF BEGINNING.

The above described Tract is the identical land conveyed by Bina Wilson , a widow, to Antonio Bunger, by General Warranty Deed dated June 10, 1944, duly recorded in Volume 57, Page 556, Deed Records, Concho County, Texas; and said deed and the record thereof are both here referred to and made a part hereof for all purposes.

TRACT SIX

BEING 57 acres of land out of the S.E. corner of the South one-half (S/2) of Survey No. 72, H. C. Bunger, Abstract No. 1685, described by metes and bounds as follows, to-wit:

BEGINNING at the S.E. corner of said Survey No. 72;

THENCE N. along the E. line of said Survey, 475 vrs to a corner;

THENCE W. and parallel with the S. line of said Survey, 677.3 vrs to a corner;

THENCE S. and parallel with the E. line of said Survey, 475 vrs to cor in S. line;

THENCE E. along said S. line, 677.3 vrs TO THE BEGINNING; and being the identical land conveyed by H.F. Bunger, a single man, to Mrs. Antonio Bunger, by General Warranty Deed dated April 8, 1946, duly recorded in Volume 63, Page 393, Deed Records, Concho County, Texas; and said deed together with the record thereof are both here referred to and made a part hereof for all purposes;

TRACT SEVEN

BEING 57 acres of land out of the Northeast corner of the South one-half (S/2) of H.C. Bunger Survey No. 72, Abstract No. 1685, described by metes and bounds as follows, to-wit:

BEGINNING at a point in the East line of said Survey No. 72, 475 vrs N. of the S.E. corner of said Survey No. 72;

THENCE N. with said E. line, 475 vrs to the N.E. corner of the S. 323 acres of said Survey No. 72, and being the N.E. corner of the land in said Survey formerly belonging to Mrs. Fannie E. Bunger;

THENCE W. and parallel with the E. line of said Survey, 677.3 vrs to a corner;

THENCE S. and parallel with E. line of said Survey, 475 vrs to corner, same being the N.W. corner of a 57 acre tract formerly deeded to H.F. Bunger;

THENCE E. and parallel with the S. line of said Survey, 677.3 vrs to the PLACE OF BEGINNING; and being the identical land conveyed by Mrs. F.E. Bunger to Antonio Bunger, by General Warranty Deed dated April 4, 1946, and duly recorded in Volume 63, Page 382, Deed Records, Concho County, Texas, and said deed together with the record thereof are both here referred to and made a part hereof for all purposes; SAVE AND EXCEPT the following described forty (40) acre tract of land heretofore conveyed by Judy Bunger Crawford et al unto Thomas J. Salvato et ux by deed dated June 4, 1982, and duly recorded in Volume 131, Page 654, Deed Records, Concho County, Texas:

BEING 40 acres of land out of the N.E. corner of the South one-half (S/2) of Survey No. 72, Abstract No. 1685, in the name of H.C. Bunger, and said 40 acres is further described as being the North 40 acres out of the North 57 acre tract of two certain 57 acre tracts owned by Judy Bunger Crawford et al, out of the

East part of the South one-half (S/2) of said H.C. Bungler Survey No. 72, and said 40 acre tract being described by metes and bounds as follows, to-wit:

BEGINNING at a point in middle of lane for the N.E. corner of the South one-half (S/2) of said Survey No. 72, said point being the S.E. corner of the North one-half (N/2) of said Survey No. 72, owned by the estate of Will Lapp, deceased, for the N.E. corner of this tract;

THENCE S. along the middle of said lane a distance of 332.3 vrs to point for the S.E. corner of this tract, said point being located fifteen (15) feet E, of stake set in E. fence line of said North 57 acre tract;

THENCE W. and parallel with the N. line of the South one-half (S/2) of said Survey No. 72, a distance of 681.84 vrs to stk set in E. fence line of a 209 acre tract of land owned by George Bungler which is also the W. fence line of said North 57 acre tract, for the S.W. corner of this tract;

THENCE N. along the common fence line between said George Bungler tract and said North 57 acre tract, a distance of 332.3 vrs to fence corner post in S. line of the North one-half (N/2) of said Survey No. 72, owned by Estate of Will Lapp, deceased, for the N.E. corner of said George Bungler 209 acres and for the N.W. corner of said N. 57 acre tract for the N.W. corner of this tract;

THENCE E. along N. line of South one-half (S/2) of said Survey No. 72, and the S. line of the North one-half (N/2) of said Survey owned by Will Lapp, deceased estate, and along common fence line between said Will Lapp Estate tract and said N. 57 acre tract, a distance of 681.84 vrs to the PLACE OF BEGINNING.

TRACT EIGHT

BEING 209.5 acres, more or less, the same comprising all of the South One-half (S/2) of H. & T.C. Ry. Co. Survey No. 72, Block 8, Certificate 41/5190, Abstract No. 1685, which was patented by the State of Texas to H. Bungler on February 16, 1923, by Patent No. 141, Volume 17A, for 323.5 acres of land; SAVE AND EXCEPT the following two tracts of land, to-wit:

- a. 57 acres of land out of the S.E. corner of S/2 Survey No. 72, H. & T.C. Ry. Co. Certificate 41/5190, Abstract No. 1685, and being the identical land conveyed by Mrs. Frances E. Bungler to H. F. Bungler by Gift Deed dated April 4, 1946, and which Deed is duly recorded in Volume 63, Page 384, Deed Records, Concho County, Texas; and
- b. 57 acres of land out of the N.E. corner of S/2 Survey No. 72, H. & T.C. Ry. Co., Certificate 41/5190, Abstract No. 1685, and being the identical land conveyed by Mrs. Frances E. Bungler to Antonio Bungler by Deed dated April 4, 1946, and recorded in Volume 63, Page 382, Deed Records, Concho County, Texas.

JUDY BUNGER CRAWFORD

TRACT ONE

BEING all of the West one-half (W/2) of H. & T.C. Ry. Co. Survey No. 75, Certificate 41/5192, Abstract No. 419, Block 8, Concho County, Texas, containing 325 acres, more or less.

TRACT TWO

BEING all of the South one-half (S/2) of H. & T.C. Ry. Co. Survey No. 66, Certificate 41/5187, Abstract No. 1686, Block 8, Concho County, Texas, containing 320 acres, more or less.

TRACT THREE

BEING 321.33 acres in Concho County, Texas known as the West one-half (W/2) of Section 74, Block 8, H. & T.C. R.R. Co., Certificate 47/5191, Abstract No. 1684, and more particularly described by metes and bounds as follows and incorporated herein:

BEING 321.33 acres in Concho County, Texas known as the West one-half (W/2) of Section 74, Block 8, H. & T.C. R.R. Co., Certificate 47/5191, Abstract No. 1684, and more particularly described as follows:

BEGINNING at a 1" iron pipe locate at the N. W. corner of Survey No. 75, at the N. E. corner of Survey No. 66, and at the S. E. corner of Survey No. 67, all in the name of H. & T.C. R.R. Co., Block 8 for the S. W. corner of this Survey and from which an Old Axle at fence corner located at the patented S. E. corner of Survey No. 62, same Block, bears West, 1904.5 varas;

THENCE with the North line of said Survey No. 75, East 952.25 varas to a point under N-S fence for the S. E. corner of this Survey, and being located at the Patented S. W. corner of the East one-half (E/2) of said Survey No. 74;

THENCE with said fence and with the patented West line of said East one-half (E/2) Survey No. 74, North 1905.0 varas to a fence corner located at the Patented N. W. corner of said East one-half (E/2), Survey No. 74 and in the South line of Survey No. 73, Block 8, H. & T.C. R.R. Co., being the N. E. corner of this Survey;

THENCE fence and the South line of said Survey No. 73, West 952.25 varas to a fence corner located at the S. W. corner of said Survey No. 73 at the N. E. corner of said Survey No. 67 and at the S. E. corner of Survey No. 68, Block 8, H. & T.C. R.R. Co., being the N. W. corner of this Survey;

THENCE with the East line of said Survey No. 67, South 1905.0 varas to the PLACE OF BEGINNING.

TRACT FOUR

BEING all of the North one-half (N/2) of Survey No. 66, Block 8, H. & T.C. Ry. Co., Abstract No. 1686, Concho County, Texas.

**JERRY R. CUNNINGHAM OR NANCY S. CUNNINGHAM, TRUSTEE OF THE JERRY R. CUNNINGHAM REVOCABLE TRUST DECLARATION DATED JUNE 30, 2004, AND NANCY S. CUNNINGHAM OR JERRY R. CUNNINGHAM, TRUSTEE OF THE NANCY S. CUNNINGHAM REVOCABLE TRUST DECLARATION DATED JUNE 30, 2004**

BEING all that certain tract of land situated in Concho County, Texas comprising a total of 450.304 acres of land out of and a part of the following Surveys:

J.E. Henderson Survey No. 32, Block 8, Abstract No. 1892 - 196.515 acres, H. & T.C. R.R. Co. Survey No. 33, Block 8, Abstract No. 398 - 253.789 acres. Said 450.304 acres being out of a 6013.45 acre parent tract conveyed by Jerry L. Tinkler and Cara C. Huffman to S&S Miller Ranch, L.P., by Deed recorded July 29, 2003 in Volume 209, Page 103, et seq., of the Concho County Official Public Records, of which, 4.271 acres out of said 450.304 acre tract being in Concho County Road No. 2275.

**JOHN EDWARD DAVIS AND WM. KEITH DAVIS**

*(The Reinvestment Zone shall only include those portions situated in Concho County, Texas)*

BEING 2539.59 acres in Menard and Concho Counties, Texas, containing 1591.022 acres in Menard County with approximately 321.499 acres out of the H. & O.B. Railroad Company Survey No. 69, Abstract No. 429; 250.535 acres out of the T. Green Survey No. 4, Abstract No. 1404; 250.413 acres out of the T. Green Survey No. 3, Abstract No. 1403; 182.088 acres out of the T. Green Survey No. 5, Abstract No. 1405; 233.288 acres out of the Fred Speck Survey No. 70, Abstract No. 1720; 171.777 acres out of the Fred Speck Survey No. 6, Abstract No. 1801; 83.521 acres out of the T. Green Survey No. 2, Abstract No. 1402; 69.200 acres out of the I. & G.N. Railroad Company Survey No. 6, Abstract No. 1255; 21.451 acres out of the A.G. Nason Survey No. 8, Abstract No. 1101; 6.123 acres out of the F. Wilhelm Survey No. 112 ½, Abstract No. 1888; and 1.127 acres out of the B. & B. Survey No. 7, Abstract No. 125; and 948.568 acres in Concho County with approximately 258.487 acres out of the T. Green Survey No. 4, Abstract No. 1618; 257.848 acres out of the T. Green Survey No. 3, Abstract No. 1617; 188.058 acres out of the T. Green Survey No. 5, Abstract No. 1619; 153.946 acres out of the Fred Speck Survey No. 6, Abstract No. 1818; and 90.229 acres out of the T. Green Survey No. 2, Abstract No. 1616; and being a combination of portions of those certain tracts described as 1210.7 acres in a deed to Richard W. Davis recorded in Volume 148, Page 442 of the Menard County Official Public Records, 1216.8 acres in a deed to J.A. & Nancy Davis recorded in Volume 198, Page 589 of the Concho County Official Public Records, and 1024.49 acres in a deed to J.A. Davis recorded in Volume 138, Page 644 of the Menard County Official Public Records.

BEGINNING at an 8" cedar "T" corner post, fence bears east, in common line of the H. & T.C. Railroad Company Survey No. 65, Abstract No. 414 and said Survey No. 2, and the south line of that certain tract described in a deed Rudloff Family Partnership, Ltd, L.L.P., recorded in Volume 197, Page 770 of the Concho County Official Public Records for the N.W. corner of that certain tract described as 306.94 acres in a deed to Steven M. Norman recorded in Volume 167, Page 21 of the Menard County Official Public Records, the N.E. corner of said 1216.8 acres, and the N.E. corner hereof;

THENCE along a fence for the west line of said 306.94 acres, the east line of said 1216.8 acres, and the east line hereof S 01°00'10" W a distance of 1748.92 feet to an 8" cedar "T" corner post, fence bears northeast, and S 00°56'31" W a distance of 1730.99 feet to a railroad tie "T" corner post, fence bears east, for the N.W. corner of that certain tract described as 300.76 acres in a deed to T.R. Norman recorded in Volume 167, Page 21 of the Menard County Official Public Records, and the S.W. corner of said 306.94 acres;

THENCE along a fence for the west line of said 300.76 acres, the east line of said 1216.8 acres, and the east line hereof S 00°57'11" W a distance of 2117.85 feet to a calculated point, S 00°44'57" W a distance of 1029.90 feet to a 2" galvanized pipe found for a common corner said Surveys No. 2 and No. 69, and S 00°42'51" W a distance of 1827.15 feet to a 2" galvanized pipe found for the common corner of said Surveys No. 112 ½ and No. 2 for the S.W. corner of said 300.76 acres, a re-entrant corner of said 1216.8 acres, and a re-entrant corner hereof;

THENCE along a fence for the common line of said Surveys No. 2 and No. 112 1/2 , the south line of said 300.76 acres, a northerly line of said 1218.6 acres, and a northerly line hereof S 89°31'27" E a distance of 320.29 feet to a 2" galvanized pipe found for the common corner of the Owen Baker Survey No. 112, Abstract No. 1817 and said Survey No. 112 ½ for the N.W. corner of that certain tract described

as 670.31 acres in a deed to Kaddo F. Kothmann recorded in Volume 136, Page 150 of the Menard County Official Public Records, an easterly corner of said 1216.8 acres, and an easterly corner hereof;

THENCE along a fence for the common line of said Surveys No. 112 and No. 112 ½ for the west line of said 670.31 acres, an easterly line of said 1216.8 acres, and an easterly line hereof S 00°20'07" W a distance of 825.90 feet to a 120d nail found for the N.E. corner of said 1024.49 acres, the S.E. corner of said 1216.8 acres, and the most easterly S.E. corner hereof;

THENCE along a fence for an occupational northerly line of said 1024.49 acres, a southerly line of said 1216.8 acres, and a southerly line hereof N 89°23'45" W a distance of 4665.33 feet to a 3" pipe "T" corner post, fence bears northeast, and N 89°24'48" W a distance of 839.65 feet to a 3" pipe "L" corner post for a re-entrant corner hereof;

THENCE along a fence for a division line of said 1024.49 acres for an easterly line hereof S 24°52'31" W a distance of 800.68 feet to a 2.5" pipe angle post, S 13°31'26" W a distance of 214.85 feet to a 2.5" pipe angle post, S 09°40'09" E a distance of 1318.74 feet to a 2.5" pipe angle post, S 08°26'22" E a distance of 790.08 feet to a ½" steel stake, S 29°23'46" W a distance of 1140.86 feet to a ½" steel stake, S 63°27'17" E a distance of 86.99 feet to a ½" steel stake, S 29°08'26" W a distance of 76.02 feet to a ½" steel stake, S 63°45'46" W a distance of 87.84 feet to a ½" steel stake, S 29°53'35" W a distance of 255.66 feet to a 2.5" pipe angle post, and S 18°09'29" W a distance of 16.43 feet to a 3" pipe 4-way corner post for an easterly corner of that certain tract described as 1705.673 acres in a deed to Victoria Davis Ray recorded in Volume 138, Page 644 of the Menard County Official Public Records, a re-entrant corner of said 1024.90 acres, and the most southerly S.E. corner hereof;

THENCE along a fence for a northerly line of said 1705.673 acres, a southerly line of said 1024.49 acres, and a southerly line hereof N 87°19'50" W a distance of 418.23 feet to a ½" steel stake found for a re-entrant corner of said 1705.673 acres, a southerly corner of said 1024.49 acres, and a southerly corner hereof;

THENCE along a fence for an easterly line of said 1705.673 acres, a westerly line of said 1024.49 acres, and a westerly line hereof N 05°33'51" W a distance of 145.10 feet to a calculated point, S 89°03'33" W a distance of 138.98 feet to a calculated point, N 00°00'00" W a distance of 22.39 feet to a calculated point, N 42°41'57" E a distance of 850.31 feet to a calculated point, N 22°42'06" E a distance of 29.66 feet to a calculated point, N 02°43'50" W a distance of 1499.61 feet to a calculated point, N 02°24'00" W a distance of 2394.64 feet to a calculated point, and N 02°12'40" W a distance of 741.82 feet to a calculated point at a "T" fence intersection, fence bears east, for the N.E. corner of said 1705.673 acres, the S.E. corner of said 1210.7 acres, the most westerly S.W. corner of said 1216.8 acres, and a re-entrant corner hereof;

THENCE along a fence for a northerly line of said 1705.673 acres, a southerly line of said 1210.7 acres, and a southerly line hereof, N 89°28'10" W a distance of 2118.53 feet to a 4" cedar "T" corner post, fence bears north,

N 89°26'53" W a distance of 744.33 feet to a 120d nail found, and

N 89°27'55" W a distance of 1615.19 feet to a 120d nail found by an "L" corner post in the common line of said Speck Survey No.6 and said Survey No. 70 for the most northerly N.W. corner of said 1705.673 acres, a re-entrant corner of said 1210.7 acres, and a re-entrant corner hereof;

THENCE along a fence for the common line of said Speck Survey No. 6 and said Survey No. 70, the west line of said 1705.673 acres, an easterly line of said 1210.7 acres, and an easterly line hereof S 00°48'08" W a distance of 583.27 feet to a 1.25" galvanized iron pipe found in the west line of said Survey No. 70 for the S.E. corner of said Speck Survey No. 6, a re-entrant corner of said 1705.673 acres, a southerly corner of said 1210.7 acres, and a southerly corner hereof;

THENCE along a fence for the south line of said Speck Survey No. 6, a northerly line of said Survey No. 70, a northerly line of said 1705.673 acres, a southerly line of said 1210.7 acres, and a southerly line hereof, N 89°29'39" W a distance of 24.92 feet to a 1.25" galvanized iron pipe found for the N.E. corner of the Fred Speck Survey No. 130, Abstract No. 1721, the most westerly N.W. corner of said Survey No. 70, and the most westerly N.W. corner of said 1705.673 acres;

THENCE along a fence for the common line of said Speck Survey No. 6 and said Survey No. 130, a northerly line of said 1705.673 acres, a southerly line of said 1210.7 acres, and a southerly line hereof, S 89°38'53" W a distance of 208.00 feet to a 2" pipe "T" corner post, fence bears south, in an occupational easterly line of that certain tract described as 2260.49 acres in a deed to Dora Wright recorded in Volume 153, Page 149 of the Menard County Official Public Records and Volume 174, Page 65 of the Concho County Official Public Records for the most westerly N.W. corner of said 1705.673 acres, a southwesterly corner of said 1210.7 acres, and a southwesterly corner hereof;

THENCE along a fence for an occupational easterly line of said 2260.49 acres, an occupational westerly line of said 1210.7 acres, and a westerly line hereof N 00°32'55" E a distance of 79.08 feet to a 4.5" pipe "L" corner post for an occupational easterly corner of said 2260.49 acres, a re-entrant corner of said 1210.7 acres, and a re-entrant corner hereof;

THENCE along a fence for an occupational northerly line of said 2260.49 acres, an occupational southerly line of said 1210.7 acres, and a southerly line hereof N 88°15'35" W a distance of 1905.81 feet to a 10" cedar "T" corner post, fence bears west, for an occupational re-entrant corner of said 2260.49 acres, the occupational S.W. corner of said 1210.7 acres, and the S.W. corner hereof;

THENCE along an occupational easterly line of said 2260.49 acres, an occupational westerly line of said 1210.7 acres, and a westerly line hereof N 00°30'59" E a distance of 1730.54 feet to a calculated point in the occupational common line of said Survey No. 6 for a re-entrant corner of said 2260.49 acres, the most westerly N.W. corner of said 1210.7 acres, and the occupational most westerly N.W. corner hereof;

THENCE along the occupational common line of said Survey No. 6, a southerly line of said 2260.49 acres, a northerly line of said 1210.7 acres, and a northerly line hereof N 89°59'12" E a distance of 566.69 feet to a ½" iron pipe found for an easterly corner of said 2260.49 acres, a re-entrant corner of said 1210.7 acres, and a re-entrant corner hereof;

THENCE along an easterly line of said 2260.49 acres, a westerly line of said 1210.7 acres, and a westerly line hereof N 00°11'39" E a distance of 6755.44 feet to a calculated point in the common line of the H. & T.C. Railroad Company Survey No. 49, Abstract No. 406 and said Speck Survey No. 6, the south line of that certain "Tract 1" described in a deed to Ralph M. Ebeling, Jr., recorded in Volume 188, Page 614 of the Concho County Official Public Records for the N.E. corner of said 2260.49 acres, the most northerly N.W. corner of said 1210.7 acres, and the most northerly N.W. corner hereof;

THENCE along a fence for the common line of said Speck Survey No. 6 and said Survey No. 49, the south line of said "Tract 1", the north line of said 1210.7 acres, and the north line hereof S 89°54'33" E a distance of 1983.13 feet to a 2" galvanized iron pipe for the common corner of said Speck Survey No. 6 and said Survey No. 5;

THENCE along a fence for the common line of said Survey No. 5 and said Survey No. 49, the south line of said "Tract 1", the north line of said 1210.7 acres, and the north line hereof S 89°58'58" E @ 11135.58 feet passing a fence intersection for a common corner of the G.A. Conant Survey No. 64, Abstract No. 1257 and said Survey No. 49, the S.E. corner of said "Tract 1", and the S.W. corner of that certain "Tract 6" described in a deed to Ralph M. Ebeling, Jr., recorded in Volume 188, Page 614 of the Concho County Official Public Records for a total distance for this course of 2430.90 feet to a 1.25" galvanized iron pipe for the common corner of said Surveys No.5 and No.4;

THENCE along a fence for the common line of said Survey No. 4 and said Survey No. 64, the south line of said "Tract 6", the north line of said 1210.7 acres, and the north line hereof S 89°53'21" E @ approximately 1672.38 feet passing the N.E. corner of said 1210.7 acres, and the N.W. corner of said 1216.8 acres for a total distance for this course of 3344.77 feet to a 2" galvanized iron pipe for the common corner of said Surveys No.4 and said Survey No. 3;

THENCE along a fence for the common line of said Survey No. 3 and said Survey No. 64, the south line of said "Tract 6", the north line of said 1216.8 acres, and the north line hereof S 89°52'26" E @ 642.58 feet passing a fence intersection for a common corner of said Surveys No. 64 and No. 65, the S.E. corner of said "Tract 6", and the S.W. corner of said "Rudloff" tract for a total distance for this tract of 3343.26 feet to a 1.5" galvanized angle iron for the common corner of said Surveys No. 3 and No. 2;

THENCE along a fence for the common line of said Survey No. 2 and said Survey No. 65, the south line of said "Rudloff" tract, the north line of said 1216.8 acres, and the north line hereof N 89°36'34" E a distance of 1198.83 feet to the POINT OF BEGINNING, having an area of 2539.59 acres.

**THE EDEN RANCH TRUST FOR NANCY HOPKINS**

BEING 722.611 acres in Concho County, Texas, out of the H. & T.C. Railroad Company Block 8, and containing approximately 305.022 acres out of Survey No. 35, Abstract No. 399; 225.216 acres out of the Sherman Conant Survey No. 30, Abstract No. 1149; 87.448 acres out of the Sherman Conant Survey No. 34, Abstract No. 1263; 73.594 acres out of Survey No. 31, Abstract No. 397; 18.840 acres out of the Sherman Conant Survey No. 36, Abstract No. 1264; and 12.491 acres out of Survey No. 29, Abstract No. 395, and being out of that certain parent tract described as 3116.673 acres in a deed to Harlan Lary Priour recorded in Volume 215, Page 13 of the Concho County Official Public Records.

BEGINNING at a calculated point in the road bed of County Road 2275, and in the west line of said parent tract for the S.W. corner hereof, from which a ½" steel stake bears S 89°59'57" E a distance of 21.15 feet;

THENCE in the road bed of County Road 2275 with the west line of said parent tract, and the west line hereof N 00°03'08" E a distance of 1729.03 feet to a calculated point in the common line of said Surveys No. 30 and No. 31, from which a stone mound with 60d nail found bears S 89°40'29" E a distance of 1861.11 feet, N 00°28'39" E a distance of 5267.35 feet to a calculated point in the common line of said Surveys No. 29 and No. 30, from which a stone mound with 60d nail found bears S 89°47'43" E a distance of 1862.50 feet, and N 00°35'54" E a distance of 289.01 feet to a calculated point for the S.W. corner of a northerly 719.511 acre (net) partition tract of said parent tract and that certain tract described as 1832.214 acres in a deed to Edna E. Priour Trust recorded in Volume 218, Page 79 of said Official Public Records, and the N.W. corner hereof, from which a ½" steel stake bears N 89°57'57" E a distance of 22.79 feet;

THENCE along a division line of said parent tract for the south line of said northerly 719.511 (net) acres, and the north line hereof N 90°00'00" E a distance of 4623.42 feet to a ½" steel stake for the N.W. corner of a 116.939 acre partition tract of said parent tract and said 1832.214 acres, and the N.E. corner hereof;

THENCE along a division line of said parent tract for the west line of said 116.939 acres, and the east line hereof S 05°12'39" W @ 2785.70 passing the S.W. corner of said 116.939 acres, and the N.W. corner of a 212.766 acre partition tract of said parent tract for a total distance for this course of 7315.48 feet to a ½" steel stake for the S.W. corner of said 212.766 acres, and the S.E. corner hereof;

THENCE along a division line of said parent tract for the south line hereof N 89°59'57" W a distance of 4007.52 feet to the POINT OF BEGINNING, having an area of 722.611 acres, and with 3.100 acres lying in County Road 2275 for a total of 719.511 net acres, of which 253.637 acres lies within "Trust" lands.

**THOMAS F. JEFFCOAT AND KATHLEEN M. JEFFCOAT**

BEING 714.454 acres in Concho County, Texas, out of the H. & T.C. Railroad Company Block 8, and containing approximately 503.313 acres out of the Sherman Conant Survey No. 36, Abstract No. 1264, and 211.141 acres out of Survey No. 29, Abstract No. 396, and being out of that certain parent tract described as 731.037 acres in a deed to Gary D. Priour recorded in Volume 265, Page 1 of the Concho County Official Public Records, and being further described as follows:

BEGINNING at a calculated point in the intersection of County Road 2264 and County Road 2275 in the North line of said Block 8, the common line of the Mrs. P. Cropper Survey No. 107, Abstract No. 1564 and said Survey No. 29, and the South line of that certain tract described as 2105.72 acres in a deed to Earl R. Bruno, et al, recorded in Volume 152, Page 37 of the Concho County Deed Records for the N.E. corner of that certain tract described as 6511.51 acres in a deed to Bill Upton, et ux (Eloise), described in Volume 138, Page 117 of said Deed Records, the N. W. corner of said parent tract, and the N.W. corner hereof, from which ½" steel stakes found bear S 19°59'27" E a distance of 103.44 feet, and S 63°23'43" E a distance of 132.25 feet;

THENCE in the road bed of County Road 2264 along the North line of said Block 8, the common line of said Surveys No. 107 and No. 29, the South line of said 2105.72 acres, the North line of said parent tract, and the North line hereof S 89°50'05" E a distance of 6232.71 feet to a calculated point for the N.W. corner of a 16.583 acre partition tract of said parent tract, and the N.E. corner hereof, from which a ½" steel stake bears S 00°26'41" W a distance of 62.08 feet;

THENCE along a fence for a division line of said parent tract, the West line of said 16.583 acres, and the East line hereof S 00°26'51" W a distance of 672.50 feet to a 3/8" steel stake found, S 00°31'07" W a distance of 1054.88 feet to a 3/8" steel stake found, S 00°26'19" W a distance of 1013.58 feet to a 3/8" steel stake found, S 00°27'40" W a distance of 1108.21 feet to a 3/8" steel stake found, and S 00°24'14" W a distance of 1130.71 feet to a 3/8" steel stake found in a northerly line of that certain tract described as 116.939 acres in a deed to Lary Priour recorded in Volume 266, Page 451 of said Official Public Records, and the South line of said parent tract for the S.W. corner of said 16.583 acres, and the S.E. corner hereof;

THENCE along a northerly line of said 116.939 acres, the South line of said parent tract, and the South line hereof N 90°00'00" W @ 1621.78 feet passing the N.E. corner of that certain tract described as 722.611 acres in a deed to Wesley Hopkins (Trustee) recorded in Volume 265, Page 358 of said Official Public Records, and the N.W. corner of said 116.939 acres for a total distance of 6245.20 feet to a calculated point in the road bed of County Road 2275, and the East line of said 6511.51 acres for the N.W. corner of said 722.611 acres, the S.W. corner of said parent tract, and the S.W. corner hereof, from which a ½" steel stake bears N 89°58'57" E a distance of 22.79 feet;

THENCE in the road bed of County Road 2275 for the East line of said 6511.51 acres, the West line of said parent tract, and the West line hereof N 00°35'44" E a distance of 4997.97 feet to the POINT OF BEGINNING, having an area of 714.454 acres.

**CHAS. & SOPHIE KOTHMANN RANCHES, LTD., a Texas limited partnership**  
*(The Reinvestment Zone shall only include those portions situated in Concho County, Texas)*

**TRACT ONE**

BEING 619.98 acres of land, more or less, out of Newsom Gwatney Survey No. 10, Menard County Abstract No. 1387, Concho County Abstract No. 1607, as described in "PARCEL NINE" in that certain Special Warranty Deed dated June 11, 2008, recorded in Volume 220, Page 205, Official Public Records Menard County, Texas.

**TRACT TWO**

BEING 301.07 acres of land, more or less, out of N. W. Gwatney Survey No. 11, Menard County Abstract No. 1357, Concho County Abstract No. 1606, as described in "PARCEL NINE" in that certain Special Warranty Deed dated June 11, 2008, recorded in Volume 220, Page 205, Official Public Records Menard County, Texas.

**TRACT THREE**

BEING 108.18 acres of land, more or less, out of Fred Speck Survey No. 6, Menard County Abstract No. 1801, Concho County Abstract No. 1888, as described in "PARCEL NINE" in that certain Special

Warranty Deed dated June 11, 2008, recorded in Volume 220, Page 205, Official Public Records Menard County, Texas.

TRACT FOUR

BEING 338.18 acres of land, more or less, out of Fred Speck Survey No. 7, Menard County Abstract No. 1800, Concho County Abstract No. 1887, as described in "PARCEL NINE" in that certain Special Warranty Deed dated June 11, 2008, recorded in Volume 220, Page 205, Official Public Records Menard County, Texas; and 30.43 acres of land, more or less, out of Fred Speck Survey No. 7, Menard County Abstract No. 1800, as described in "PARCEL TEN, TRACT ONE" in that certain Special Warranty Deed dated June 11, 2008, recorded in Volume 220, Page 205, Official Public Records Menard County, Texas, and as described in "PARCEL ONE" in that certain Special Warranty Deed dated June 11, 2008, recorded in Volume 255, Page 144, Official Public Records Concho County, Texas; and 128.30 acres of land, more or less, out of Fred Speck Survey No. 7, Menard County Abstract No. 1800, as described in "PARCEL TEN, TRACT TWO" in that certain Special Warranty Deed dated June 11, 2008, recorded in Volume 220, Page 205, Official Public Records Menard County, Texas; and 173.64 acres of land, more or less, out of Fred Speck Survey No. 7, Menard County Abstract No. 1800, as described in "PARCEL ELEVEN" in that certain Special Warranty Deed dated June 11, 2008, recorded in Volume 220, Page 205, Official Public Records Menard County, Texas.

TRACT FIVE

BEING 26.06 acres of land, more or less, out of J. Hughes Survey No. 20, Menard County Abstract No. 1777, as described in "PARCEL NINE" in that certain Special Warranty Deed dated June 11, 2008, recorded in Volume 220, Page 205, Official Public Records Menard County, Texas; and 136.73 acres of land, more or less, out of J. Hughes Survey No. 20, Menard County Abstract No. 1777 as described in "PARCEL TEN, TRACT ONE" in that certain Special Warranty Deed dated June 11, 2008, recorded in Volume 220, Page 205, Official Public Records Menard County, Texas, and as described in "PARCEL ONE" in that certain Special Warranty Deed dated June 11, 2008, recorded in Volume 255, Page 144, Official Public Records Concho County, Texas; said 136.73 acres of land, more or less, out of Survey No. 20, J. Hughes, Original Grantee, Menard County Abstract No. 1777, Concho County Abstract No. 1865 as further described in "PARCEL ONE" in that certain Special Warranty Deed dated June 11, 2008, recorded in Volume 255, Page 144, Official Public Records Concho County, Texas.

TRACT SIX

BEING 162.79 acres of land, more or less, out of P. Easley, Original Grantee, Menard County Abstract No. 1764 as described in "PARCEL TEN, TRACT ONE" in that certain Special Warranty Deed dated June 11, 2008, recorded in Volume 220, Page 205, Official Public Records Menard County, Texas; same said tract being 162.79 acres of land, more or less, out of Survey No. 20, P. Easley, Original Grantee, Menard County Abstract No. 1764, Concho County Abstract No. 1863 as described in "PARCEL ONE" in that certain Special Warranty Deed dated June 11, 2008, recorded in Volume 255, Page 144, Official Public Records Concho County, Texas.

TRACT SEVEN

BEING 373.586 acres of land, more or less, out of the E.L.&R.R. Railroad Co. Survey No. 127, Menard County Abstract No. 923, Concho County Abstract No. 1613, as described in "PARCEL TWELVE" in that certain Special Warranty Deed dated June 11, 2008, recorded in Volume 220, Page 205, Official Public Records Menard County, Texas; SAVE AND EXCEPT 27.171 acres out of the E.L. & R.R. Railroad Co. Survey No. 127, Abstract No. 923 in Menard County, Texas and being out of and a part of that certain

tract described as "Tract 1" in a deed from Earl Lynn Haley to Billy Dale, recorded November 4, 1994 in Vol. 146, Pg. 289 of the Concho County Deed Records.

TRACT EIGHT

BEING 297.41 acres of land, more or less, out of C.C.S.D. & R. G. N. G. Ry. Co. Survey No. 19, Concho County Abstract No. 1610 as described in "PARCEL ONE" in that certain Special Warranty Deed dated June 11, 2008, recorded in Volume 255, Page 144, Official Public Records Concho County, Texas; and 24.78 acres of land, more or less, out of C.C.S.D. & R. G. N. G. Ry. Co. Survey No. 19, Concho County Abstract No. 1610, as described in "PARCEL NINE" in that certain Special Warranty Deed dated June 11, 2008, recorded in Volume 220, Page 205, Official Public Records Menard County, Texas.

TRACT NINE

BEING 69.244 acres out of A B. & M. Survey No. 92, Abstract No. 1862 in Concho County, as described in "PARCEL THREE" in that certain Special Warranty Deed dated June 11, 2008, recorded in Volume 255, Page 144, Official Public Records Concho County, Texas.

CALVIN B. MCGOWAN

TRACT ONE

BEING a 3011.12 acre tract of land comprised of the following:

643.01 acres in Survey No. 42, Abstract No. 1185; 643.26 acres in Survey No. 55, Abstract No. 409; 296.95 acres in Survey No. 58, Abstract No. 1183; 482.30 acres in Survey No. 43, Abstract No. 403; 643.41 acres in Survey No. 54, Abstract No. 1182; and 302.19 acres in Survey No. 59, Abstract No. 411, all in H. & T.C. R.R. Co. Block 8, Concho County, Texas; said 3011.12 acre tract, also being part of the land described in Deed from P.A. Roche and wife to Mrs. Cora Loftin Henderson dated May 9, 1895 and recorded in Volume O, Page 325 of the Deed Records of Concho County, Texas, is described by metes and bounds as follows:

BEGINNING at a 1 ¼" iron pipe in stone mound found 2 feet North of a fence corner post from which a point for the N.W. corner of said Survey No. 42 and the S.W. corner of Survey No. 41 of Block 8 bears N.69°14'17"W. 38.16 feet;

THENCE South of the North line of Survey No. 42 and along or near the fenced South line of a "6263.58" acre tract described in Deed from Hy-Land Joint Venture to Eugene O. Beck, et al recorded in Volume 130, Page 408 of the Deed Records of Concho County, S.89°33'41"E. 5255.94 to a ½" iron rod in a 2" iron pipe set in the East line of Survey No. 42 and the West line of Survey No. 55 from which an old stone mound found for the S.E. corner of Survey No. 42, S.W. corner of Survey No. 55, N.W. corner of Survey No. 54 and N.E. corner of Survey No. 43 bears S.0°25'03"W. 5305.98 feet;

THENCE South of the North line of Survey No. 55 and continuing along or near said fenced South line, S.89°28'34"E., at 5290.17 feet cross the East line of Survey No. 55 from which a ½" iron rod set in an old stone mound found for the S.E. corner of Survey No. 55, S.W. corner of Survey No. 58, N.W. corner of Survey No. 59 and N.E. corner of Survey No. 54 bears S.0°24'06"W. 5286.02 feet, in all 5295.99 feet to a 1 ¼" galvanized iron pipe marked "SW 57" found on the South side of a fence corner post;

THENCE South of the North line of Survey No. 58, S.89°26'17"E. 2425.02 feet to a point for the N.E. corner of the tract described herein from which a 1 ¼" galvanized iron pipe marked "SE 57" found on the South side of a fence post for the patented S.W. corner of A.J. Caffey Survey No. 2, Abstract No. 1932 bears S.89°26'17"E. 2867.66 feet;

THENCE South, at 5276.36 feet cross the South line of Survey No. 58 and the North line of Survey No. 59 from which a ½" iron rod set in an old stone mound found for the S.E. corner of Survey No. 58, the N.E. corner of Survey No. 59, and the N.W. corner of Survey No. 70 of Block 8 bears S.89°40'04"E. 2823.39 feet, in all 10569.28 feet to a point in the South line of Survey No. 59 and North line of Survey No. 60 of Block 8 from which a ½" iron rod set in an old stone mound found for the S.E. corner of Survey No. 59, the S.W. corner of Survey No. 70, the N.W. corner of Survey No. 69, and the N.E. corner of Survey No. 60 of Block 8 bears S.89°41'17"E. 2792.54 feet;

THENCE with the South line of Survey No. 59, N.89°41'17"W. 544.77 feet to a point in the fence;

THENCE along or near said fence, N.0°16'20"E. 5.09 feet to a 4" iron pipe post;

THENCE along or near a fence, N.89°57'12"W. 1100.30 feet to a point in or near said fence in the South line of Survey No. 59;

THENCE with the South line of Survey No. 59 and North line of Survey No. 60 and a tract described in Deed from Aubrey W. Harrell to F.R. Owens dated February 15, 1974 and recorded in Volume 116, Page 245 of the Deed Records, N.89°41'17"W., at 861.71 feet and S.W. corner of Survey No. 59, N.W. corner of Survey No. 60, the N.E. corner of Survey No. 53 and S.E. corner of Survey No. 54, and continuing at 6147.8 pass a 4" iron pipe post at or near the N.W. corner of said Harrell to Owens tract, in all 6159.21 feet to a point for the S.W. corner of Survey No. 54, N.W. corner of Survey No. 53, N.E. corner of Survey No. 44, and S.E. corner of Survey No. 43 of Block 8 and S.E. corner of a "160" acre tract described in Deed from J.E. Henderson to James E. Henderson, Jr. dated August 8, 1963 and recorded in Volume 88, Page 279 of said Deed Records from which a point for the S.E. corner of said Survey No. 44 bears S.0°29'06"W. 5297.48 feet; from said S.E. corner of Survey No. 44 a found set rock bears S.40°49'W. 72.78 feet and brass disk marked "4JEP 1968" bears S.36°06'45"W. 66.39 feet;

THENCE with the East line of Survey No. 43 and the West line of Survey No. 54, N.0°29'06"E. 1319.44 feet to a point for the N.E. corner of said "160" acre tract;

THENCE with the North line of said "160" acre tract, N.89°41'17"W. 23.93 feet to a point in a fence;

THENCE along or near said fence, N.0°16'48"E. 3.71 feet to a 3/8" iron rod found at a fence post;

THENCE along or near said fence, N.89°42'11"W. 5256.72 feet to a ½" iron rod set on the West side of a fence corner post from which the N.W. corner of said "160" acre tract bears S.80°52'15"W. 14.20 feet;

THENCE along or near a fence N.0°16'54"E. 3976.22 feet to a 1 ¼" galvanized iron pipe marked "NE 38" found in an old stone mound 2.5 feet West of a fence for the N.W. corner of Survey No. 43, S.W. corner of Survey No. 42, S.E. corner of Survey No. 39 and N.E. corner of Survey No. 38 of Block 8;

THENCE along or near a fence, N.0°50'11"E., at 228.56 feet a ½" iron rod found on the South side of a large fence post at or near a N.E. corner of a "2105.72" acre tract described in Deed from Henderson to Pelitjean dated March 19, 1974 and recorded in Volume 117, Page 32 of the Deed Records and the S.E. corner of the land described in Deed from Denis Ranch to A.H. Denis III, et al dated July 10, 1992 and recorded in Volume 154, Page 436 of the Official Public Records of Concho County, Texas bears N.89°09'49"W. 1.50 feet, in all 5313.15 feet to the POINT OF BEGINNING and containing 3011.12 acres of land.

TRACT TWO

BEING a 1.12 acre tract of land comprised of a 0.04 acre in Survey No. 60, Abstract No. 1184 and 1.08 acres in Survey No. 53, Abstract No. 408 of H. & T.C. R.R. Co. Block 8, Concho County, Texas; said 1.12 acre tract, also being in a part of the land described in Deed from Aubrey W. Harrell to F.R. Owens dated February 15, 1974 and recorded in Volume 116, Page 245 of the Deed Records of Concho County, Texas, is described by metes and bounds as follows:

BEGINNING at a point in the North line of Survey No. 60 and South line of Survey No. 59 of said Block 8 from which a ½" iron rod set in an old stone mound found for the N.E. corner of Survey No. 60 bears S.89°41'17"E. 4437.61 feet;

THENCE with the North line of Survey No. 60, N.89°41'17"W., at 861.71 feet pass the N.W. corner of Survey No. 60 and S.W. corner of Survey No. 59 from which a set ½" iron rod in old stone mound found for the N.W. corner of Survey No. 59 and N.E. corner of Survey No. 54 of Block 8 bears N.0°25'18"E. 5293.72 feet, and continuing with the South line of Survey No. 54 and North line of Survey No. 53 at 6147.8 feet pass a 4" iron pipe post, in all 6159.21 feet to a point for the West corner of this 1.12 acre tract at the N.W. corner of Survey No. 53 and S.W. corner of Survey No. 54 from which an old stone mound found for the N.W. corner of Survey No. 54 bears N.0°29'06"E. 5293.33 feet and a point for the S.W. corner of Survey No. 53 bears S.0°29'06"W. 5297.48 feet; from said S.W. corner of Survey No. 53 a found set rock bears S.40°49'W. 72.78 feet and a brass disk marked "4JEP 1968" bears S.36°06'45"W. 66.39 feet;

THENCE along or near a fence, S.89°05'42"E. 722.31 feet to a fence post;

THENCE continuing along or near said fence, S.89°33'22"E. 2551.07 feet to a fence post;

THENCE continuing along or near said fence, S.89°57'12"E. 2885.90 feet to the POINT OF BEGINNING and containing 1.12 acres of land.

TRACT THREE

BEING a 0.65 acre tract of land in and a part of Survey No. 43, Abstract No. 403 of H. & T.C. R.R. Co. Block 8, Concho County, Texas; said 0.65 acre tract, also being a part of a "160" acre tract described in Deed from J.E. Henderson to James E. Henderson, Jr. dated August 8, 1963 and recorded in Volume 88, Page 279 of the Deed Records of Concho County, Texas, is described by metes and bounds as follows:

BEGINNING at a point for the S.E. corner of this 0.65 acre tract at the S.E. corner of Survey No. 43, S.W. corner of Survey No. 54, N.W. corner of Survey No. 53 and N.E. corner of Survey No. 44 of H. & T.C. R.R. Co. Block 8 from which a point for the S.E. corner of Survey No. 44 bears S.0°29'06"W. 5297.48 feet; from said S.E. corner of Survey No. 44 a found set rock bears S.40°49'W. 72.78 feet and a brass disk marked "4JEP 1968" bears S.36°06'45"W. 66.39 feet;

THENCE with the East line of said Survey No. 43 and said "160" acre tract, N.0°29'06"E. 1319.44 feet to a point for the N.E. corner of said "160" acre tract from which an old stone mound found for the N.E. corner of Survey No. 43 bears N.0°29'06"E. 3973.89 feet;

THENCE with the North line of said "160" acre tract, N.89°41'17"W. 23.93 feet to a point in a fence from which a 3/8" iron rod found at a fence corner bears N.0°16'48"E. 3.71 feet;

THENCE along or near said fence, S.0°16'48"W. 1319.24 feet to a fence corner post;

THENCE along or near a fence S.89°05'42"E. 19.21 feet to the POINT OF BEGINNING and containing 0.65 acre of land.

Parcel 2

BEING the East 3,012.89 acres of the Courtney/J.E. Henderson Ranch in the Southwest part of Concho County, Texas, more fully described in the following three tracts:

TRACT ONE

BEING 3006.86 acres of land comprised of the following:

639.90 acres in G.C.& S.F. R.R. Co. Survey No. 1, Abstract No. 1081; 343.77 acres in Survey No. 58, Abstract No. 1183; 341.15 acres in Survey No. 59, Abstract No. 411; 401.54 acres in Survey No. 60, Abstract No. 1184; 638.23 acres in Survey No. 69, Abstract No. 416; and 642.27 acres in Survey No. 70, Abstract No. 1438, all in H. & T.C. R.R. Co. Block 8, Concho County, Texas; said 3006.86 acres, also being a part of the land described in Deed from P.A. Roche and wife to Mrs. Cora Loftin Henderson dated May 9, 1895 and recorded in Volume O, Page 325 of the Deed Records of Concho County, Texas, is described by metes and bounds as follows:

BEGINNING at a 1" pinched galvanized iron pipe on East side of a fence corner post found for the patented S.E. corner of a "126 2/3" acre tract in A.J. Caffey Survey No. 2, Abstract No. 1697 and accepted for the N.E. corner of said Survey No. 1;

THENCE S.0°34'19"W. 5259.03 feet to a point for the N.E. corner of Survey No. 70 and accepted for the S.E. corner of said Survey No. 1 from which a 4" iron pipe post bears S.48°43'56"E. 48.08 feet and a 1/2" iron rod set in an old stone mound found for the S.E. corner of Survey No. 58, the N.E. corner of Survey No. 59, and the N.W. corner of Survey No. 70 of H.& T.C. R.R. Co. Block 8 and accepted for the S.W. corner of Survey No. 1 bears N.89°39'57"W. 5288.87 feet;

THENCE with the East line of Survey No. 70 and West line of Survey No. 71 Block 8, S.0°21'21"W., at 5289.80 feet a point for the S.E. corner of Survey No. 70 from which a 1/2" iron rod set at a fence corner post for the patented N.W. corner of the North part of Survey No. 72 of Block 8 bears N.17°36'04"E. 43.39 feet and a 1/2" iron rod set in an old stone mound found for the S.W. corner of Survey No. 70, the N.W. corner of Survey No. 69, the N.E. corner of Survey No. 60, and the S.E. corner of Survey No. 59 of Block 8 bears N.89°41'17"W. 5286.84 feet, and continuing with the East line of Survey No. 69 and West line of Survey No. 72 of Block 8 at 6716.89 feet a point 2 feet West of a fence corner post, and continuing along or near a fence in all 10550.50 feet a 1/2" iron rod set at a fence corner post from which a point in a caliche road for the S.E. corner of Survey No. 69 bears S.0°21'21"W. 30.70 feet;

THENCE along or near the fenced North line of a caliche road, N.89°37'12"W., at 5288.86 feet cross the West line of Survey No. 69 and East line of Survey No. 60, in all 5338.79 feet to a fence post on the West side of a gate;

THENCE along or near the fenced North line of said caliche road, N.89°47'19"W. 3277.71 feet to a 4" iron pipe post from which a point for the S.E. corner of the West 240 acres of Survey No. 60 described in Deed from Aubrey W. Harrell to F.R. Owens dated February 15, 1974 and recorded in Volume 116, Page 245 of the Deed Records bears N.89°47'19"W. 1.58 feet and S.0°25'18"E. 35.35 feet;

THENCE along or near a fence, N.0°16'20"E. 607.08 feet to a point in the East line of said West 240 acres;

THENCE with the East line of the 240 acre tract, N.0°25'18"E., crossing a rock and cement water tank, in all 4653.02 feet to a point in the North line of Survey No. 60;

THENCE with the North line of Survey No. 60 and South line of Survey No. 59, S.89°41'17"E. 532.65 feet to a point for corner from which the aforementioned S.E. corner of Survey No. 59 bears S.89°41'17"E. 2792.54 feet;

THENCE North, at 5292.92 feet cross the North line of Survey No. 59 and South line of Survey No. 58 from which a ½" iron rod set in an old stone mound found for the N.W. corner of Survey No. 59, the N.E. corner of Survey No. 54, the S.E. corner of Survey No. 55, and S.W. corner of Survey No. 58 of Block 8 bears N.89°40'04"W. 2647.82 feet and the aforementioned S.E. corner of Survey No. 58 bears S.89°40'04"E. 2823.39 feet, in all 10569.28 feet to a point in or near a fence from which a 1 ¼" galvanized pipe marked "SW 57" found on the South side of a fence corner post bears N.89°26'17"W. 2425.02 feet;

THENCE along or near a fence, S.89°26'17"E., at 2859.13 feet cross the East line of Survey No. 58 and West line of Survey No. 1, in all 2867.66 feet to a 1 ¼" galvanized iron pipe marked "SE 57" on the South side of a fence post for the patented S.W. corner of "523.9" acres of A.J. Caffey Survey No. 2, Abstract No. 1932 from which a found 3/8" iron rod bears S.16°14'W. 1.6 feet;

THENCE along or near a fence and with the patented South line of Survey No. 2, S.89°36'12"E., at 2265.67 feet the patented S.E. corner of said "523.9" acres and patented S.W. corner of the aforesaid "126 2/3" acre tract from which a 3/8" iron rod bears N.0°23'48"E. 0.84 feet, in all 5297.24 feet to the POINT OF BEGINNING and containing 3006.86 acres of land.

#### TRACT TWO

BEING a 0.65 acre tract in and a part of Survey No. 60, Abstract No. 1184 of H. & T.C. R.R. Co. Block 8, Concho County, Texas; said 0.65 acre tract, also being a part of the West 240 acres of Survey No. 60 described in Deed from Aubrey W. Harrell to F.R. Owens dated February 15, 1974 and recorded in Volume 116, Page 245 of the Deed Records of Concho County, Texas, is described by metes and bounds as follows:

BEGINNING at a point in the North line of Survey No. 60 for the N.E. corner of said West 240 acres from which a ½" iron rod set in an old stone mound found for the N.E. corner of Survey No. 60 bears S.89°41'17"E. 3325.19 feet;

THENCE with the East line of said 240 acres, S.0°25'18"W., crossing a rock and cement water tank, in all 4653.02 feet to a point in or near a fence for the South corner of this 0.65 acre tract from which a 4" iron pipe post bears S.0°16'20"W. 607.08 feet;

THENCE along or near said fence, N.0°16'20"E. 4653.02 feet to a point in the North line of said 240 acres and the North line of Survey No. 60 from which a 4" iron pipe post bears N.0°16'20"E. 5.09 feet;

THENCE with said North line, S.89°41'17"E. 12.12 feet to the POINT OF BEGINNING and containing 0.65 acre of land.

TRACT THREE

BEING a 5.38 acre tract comprised of 2.20 acres in E.M. Caffey Survey No. 2, Abstract No. 1696; 2.98 acres in Survey No. 71, Abstract No. 417; and 0.20 acres in the North part of Survey No. 72, Abstract No. 1923 of H. & T.C. R.R. Co. Block 8, all in Concho County, Texas; said 5.38 acre tract is described by metes and bounds as follows:

BEGINNING at a 1" pinched galvanized iron pipe on the East side of a fence post found for the patented S.E. corner of a "126 2/3" acre tract in A.J. Caffey Survey No. 2, Abstract No. 1697 and accepted for the N.E. corner of G.C. & S.F. R.R. Co. Survey No. 1, Abstract No. 1081;

THENCE along or near a fence, S.0°10'38"W. 5290.50 feet to a 4" iron pipe post at the Southwest corner of a lane;

THENCE continuing along or near a fence, S.0°36'49"W. 5216.92 feet to a ½" iron rod set at a fence corner post for the patented N.W. corner of the North part of Survey No. 72;

THENCE along or near a fence, S.0°51'28"W. 1468.59 feet to a point 2.0 feet West of a fence corner post for the South corner of this 5.38 acre tract in the West line of Survey No. 72;

THENCE with the West line of Survey No. 72 and the East line of Survey No. 69 of Block 8, N.0°21'21"E., at 1427.09 feet pass the N.W. corner of Survey No. 72 and N.E. corner of Survey No. 69 from which a ½" iron rod set in an old stone mound found for the N.W. corner of Survey No. 69 and S.W. corner of Survey No. 70 of Block 8 bears N.89°41'17"W. 5286.84 feet, and continuing with the West line of Survey No. 71 and East line of Survey No. 70 of Block 8, in all 6716.89 feet a point for the N.E. corner of Survey No. 70 and accepted for the S.E. corner of the aforesaid Survey No. 1 from which a ½" iron rod set in an old stone mound found for the N.W. corner of Survey No. 70 bears N.89°39'57"W. 5288.87 feet;

THENCE N.0°34'19"E. 5259.03 feet to the POINT OF BEGINNING and containing 5.38 acres of land.

Parcel 3

Easement along Survey No. 60, Abstract No. 1184 of H. & T.C. R.R. Co. Block 8, Concho County, Texas, executed by John Edward Henderson, et al, in favor of Calvin B. McGowan as described and recorded in Volume 177, Page 465 of the Official Public Records of Concho County, Texas.

BEING a strip of land thirty feet in width parallel to, East of and adjoining the following described course:

BEGINNING at a point in the North line of Survey No. 60 for the Northeast corner of the West 240 acres of Survey No. 60 described in a Deed from Aubrey W. Harrell to F.R. Owens dated February 15, 1974, recorded in Volume 116, Page 245, Deed Records, Concho County, Texas, from which a ½" iron rod set in an old stone mound found for the Northeast corner of Survey No. 60 bears S 89° 41' 17" E. 3325.19 feet;

THENCE with the East line of said 240 acres, S 0° 25' 18" W crossing a rock and cement water tank, in all 4653.02 feet to a point in or near a fence in the North line of a caliche road, from which point a 4" iron pipe post bears S 0° 16' 20" W. 607.08 feet.

### **TRAVIS PRIOUR AND DAVID PRIOUR**

BEING 719.511 acres in Concho County, Texas, out of the H. & T.C. Railroad Company Block 8, and containing approximately 326.132 acres out of the Sherman Conant Survey No. 46, Abstract No. 1261, 283.499 acres out of Survey No. 47, Abstract No. 405, 59.814 acres out of Survey No. 35, Abstract No. 399, and 50.066 acres out of the Sherman Conant Survey No. 34, Abstract No. 1263, and being out of that certain parent tract described as 1832.214 acres in a deed to the Edna E. Priour Trust recorded in Volume 218, Page 79 of the Concho County Official Public Records.

BEGINNING at a ½" steel stake found in the common line of the G.A. Conant Survey No. 50, Abstract No. 1254 and said Survey No. 47, the west line of that certain Tract Five described as 650.10 acres in a deed to Ralph M. Ebeling, Jr., recorded in Volume 188, Page 614 of said Official Public Records, and the east line of said parent tract for the N.E. corner of that certain 417.603 acre tract out of 6013.45 acres described in a deed to S & S Miller Ranch, L.P., recorded in Volume 209, Page 103 of said Official Public Records, the S.E. corner of said parent tract, and the S.E. corner hereof;

THENCE along a fence for the north line of said 417.603 acres, the south line of said parent tract, and the south line hereof N 89°49'42" W a distance of 1067.35 feet to a 3/8" steel stake found, N 89°46'29" W a distance of 1115.92 feet to a 3/8" steel stake found, N 89°43'26" W a distance of 953.76 feet to a 3/8" steel stake found, N 89°49'56" W a distance of 1053.66 feet to a 3/8" steel stake found, N 89°48'36" W a distance of 1036.21 feet to a 3/8" steel stake found, and N 89°47'06" W a distance of 939.85 feet to a ½" steel stake found in the east line of that certain tract described as 3116.673 acres in a deed to Harlan Lary Priour recorded in Volume 215, Page 13 of said Official Public Records for the N.W. corner of said 417.603 acres, the S.W. corner of said parent tract, and the S.W. corner hereof;

THENCE along a fence for the east line of said 3116.673 acres, the west line of said parent tract, and the west line hereof N 00°20'27" E a distance of 670.07 feet to a ½" steel stake for the S.E. corner of a 212.766 acre partition tract of said 3116.673 acres, N 00°20'25" E a distance of 41.94 feet to a 3/8" steel stake found under an electric line, N 00°15'37" E a distance of 1113.86 feet to a 3/8" steel stake found, N 00°16'38" E a distance of 1875.78 feet to a 3/8" steel stake found, N 00°16'06" E a distance of 1067.53 feet to a 3/8" steel stake found, and N 00°18'27" E a distance of 411.94 feet to a ½" steel stake for the S.E. corner of a 116.939 acre partition tract of said parent tract and said 3116.673 acres, the N.E. corner of said 212.766 acres, the S.W. corner of a 362.509 acre partition tract of said parent tract, and the N.W. corner hereof;

THENCE along a division line of said parent tract for the south line of said 362.509 acres, and the north line hereof N 90°00'00" E a distance of 4040.78 feet to a ½" steel stake, S 48°47'04" E a distance of 522.07 feet to a ½" steel stake, and N 90°00'00" E a distance of 1727.92 feet to a ½" steel stake in the common line of the H. & T.C. Railroad Company Survey No. 51, Abstract No. 407, and said Survey No. 46, the west line of that certain Tract Two described as 650.18 acres in a deed to Ralph M. Ebeling, Jr., recorded in Volume 188, Page 614 of said Official Public Records, and the east line of said parent tract for the S.E. corner of said 362.509 acres, and the N.E. corner hereof;

THENCE along a fence for the approximate common line of said Surveys No. 51 and No. 46, the west line of said Tract Two, the east line of said parent tract, and the east line hereof S 00°15'40" W a distance of 232.22 feet to a 3/8" steel stake found, S 00°13'50" W a distance of 1057.80 feet to a 3/8" steel stake found, S 00°18'56" W a distance of 1218.57 feet to a ½" steel stake found, S 00°13'58" W a distance of 1182.74 feet to a 3/8" steel stake found, and S 00°10'07" W a distance of 1168.01 feet to the POINT OF BEGINNING, having an area of 719.511 acres.

**HARLAN LARY PRIOUR FAMILY PARTNERS, LTD.**

**TRACT ONE**

BEING 1355.964 acres in Concho County, Texas, out of the H. & T.C. Railroad Company Block 8, and consisting of approximately 638.642 acres out of the J.H. Hardy Survey No. 48, Abstract No. 1309, 362.429 acres out of the Sherman Conant Survey No. 34, Abstract No. 1263, 175.389 acres out of Survey No. 33, Abstract No. 398, 152.496 acres out of Survey No. 31, Abstract No. 397, and 27.008 acres out of the J.E. Henderson Survey No. 32, Abstract No. 1892, and being out of that certain parent tract described as 3116.673 acres in a Deed to Harlan Lary Priour recorded in Volume 215, Page 13 of the Concho County Official Public Records, being more particularly described by metes and bounds as follows:

BEGINNING at a ½" steel stake in South line of said Block 8, the North line of Newsom Gwatney Survey No. 10, Abstract No. 1607, and the North line of that certain tract described as 2260.49 acres in a Deed to Gail K. Anderson and Dora K. Wright recorded in Volume 174, Page 65 of said Official Public Records for the common corner of Survey No. 49, Abstract No. 406, and said Survey No. 48, the S.W. corner of that certain Tract One described as 649.41 acres in a Deed to Ralph M. Ebeling, Jr. recorded in Volume 188, Page 614 of said Official Public Records, the S.E. corner of said parent tract, and the S.E. corner hereof;

THENCE along a fence for the South line of said Block 8, the common line of said Surveys No. 10 and No. 48, the North line of said 2260.49 acres, a southerly line of said parent tract, and a southerly line hereof  
N 89°42'13" W a distance of 1278.13 feet to a 3/8" steel stake,  
N 89°46'59" W a distance of 1105.22 feet to a 3/8" steel stake,  
N 89°45'31" W a distance of 1095.42 feet to a 3/8" steel stake,  
N 89°45'43" W a distance of 1131.95 feet to a 3/8" steel stake,  
N 89°43'35" W a distance of 1014.91 feet to a 3/8" steel stake,  
N 89°40'51" W a distance of 346.97 feet to a ½" steel stake found, and  
N 89°47'33" W a distance of 232.85 feet to a ½" steel stake for the S.E. corner of a 666.744 acre partition tract of that certain tract described as 6013.45 acres in a Deed to S & S Miller Ranch, L.P., recorded in

Volume 209, Page 103 of said Official Public Records, the most southerly S.W. corner of said parent tract, and the most southerly S.W. corner hereof;

THENCE along a fence for the East line of said 666.744 acres, a westerly line of said parent tract, and a westerly line hereof

N 00°17'57" E a distance of 900.79 feet to a 3/8" steel stake,

N 00°19'18" E a distance of 1039.24 feet to a 3/8" steel stake,

N 00°23'17" E a distance of 1104.83 feet to a 3/8" steel stake,

N 00°22'37" E a distance of 1080.54 feet to a 3/8" steel stake, and

N 00°21'34" E a distance of 561.14 feet to a 1/2" steel stake for the N.E. corner of said 666.744 acres, a re-entrant corner of said parent tract, and a re-entrant corner hereof;

THENCE along the North line of said 666.744 acres, a southerly line of said parent tract, and a southerly line hereof S 89°59'31" W a distance of 6232.76 feet to a calculated point in the roadbed of County Road 2275 for the N.W. corner of said 666.744 acres, the most westerly S.W. corner of said parent tract, and the most westerly S.W. corner hereof, from which a 1/2" steel stake bears N 89°59'31" E a distance of 21.51 feet;

THENCE in the roadbed of County Road 2275 for a westerly line of said parent tract, and a westerly line hereof N 00°00'52" E a distance of 640.09 feet to a calculated point in the common line of said Surveys No. 32 and No. 31, and N 00°03'09" E a distance of 3575.44 feet to a calculated point for the S.W. corner of a 722.611 acre partition tract of said parent tract, and the N.W. corner hereof, from which a 1/2" steel stake bears S 89°59'57" E a distance of 21.15 feet;

THENCE along a division line of said parent tract for the South line of said 722.611 acres, and a northerly line hereof S 89°59'57" E a distance of 4007.52 feet to a 1/2" steel stake for the S.E. corner of said 722.611 acres, and the S.W. corner of a 212.766 acre partition tract of said parent tract;

THENCE along a division line of said parent tract for the South line of said 212.766 acres, and a northerly line hereof N 89°59'54" E a distance of 2249.60 feet to a 1/2" steel stake in the West line of a 719.511 acre partition tract of that certain tract described as 1832.214 acres in a Deed to the Edna E. Priour Trust recorded in Volume 218, Page 79 of said Official Public Records, and an easterly line of said parent tract for the S.E. corner of said 212.766 acres, and the most northerly N.E. corner hereof;

THENCE along a fence for the West line of said 719.511 acres, and easterly line of said parent tract, and an easterly line hereof S 00°20'27" W a distance of 670.07 feet to a 1/2" steel stake found for the N.W. corner of a 417.603 acre partition tract of said 6013.45 acres, and the S.W. corner of said 719.511 acres;

THENCE along a fence for the West line of said 417.603 acres, and easterly line of said parent tract, and an easterly line hereof

S 00°04'09" W a distance of 152.18 feet to a 2.5 pipe post,

S 00°24'49" W a distance of 877.20 feet to a 3/8" steel stake,

S 00°24'28" W a distance of 946.36 feet to a 3/8" steel stake, and

S 00°23'45" W a distance of 975.56 feet to a 1/2" steel stake for the S.W. corner of said 417.603 acres, a re-entrant corner of said parent tract, and a re-entrant corner hereof;

THENCE along a fence for the South line of said 417.603 acres, a northerly line of said parent tract, and a northerly line hereof

S 89°52'53" E a distance of 787.34 feet to a 3/8" steel stake,

S 89°52'33" E a distance of 1049.59 feet to a 3/8" steel stake,

S 89°52'34" E a distance of 1039.41 feet to a 3/8" steel stake,

S 89°53'22" E a distance of 1067.49 feet to a 3/8" steel stake,

S 89°53'19" E a distance of 1094.91 feet to a 3/8" steel stake, and

S 89°50'18" E a distance of 1141.58 feet to a 1/2" steel stake by a "T" fence intersection, fence bears North, in the West line of said "Tract One" for the common corner of the G.A. Conant Survey No. 50, Abstract No. 1254, the H. & T.C. Railroad Company Survey No. 47, Abstract No. 405, and said Surveys No. 48 and No. 49, the S.E. corner of said 417.603 acres, the most easterly N.E. corner of said parent tract, and the most easterly N.E. corner hereof;

THENCE along a fence for the common line of said Surveys No. 48 and No. 49, the West line of said "Tract One", an easterly line of said parent tract, and an easterly line hereof

S 00°06'35" W a distance of 1099.97 feet to a 3/8" steel stake,

S 00°07'36" W a distance of 1129.92 feet to a 3/8" steel stake,

S 00°06'33" W a distance of 998.03 feet to a 3/8" steel stake,

S 00°02'31" W a distance of 785.15 feet to a 3/8" steel stake, and

S 00°00'55" W a distance of 1280.95 feet to the POINT OF BEGINNING, having an area of 1355.964 acres with 2.153 acres lying in County Road 2275 for a total of 1353.811 net acres.

#### TRACT TWO

BEING 212.766 acres in Concho County, Texas, out of the H. & T.C. Railroad Company Block 8, and containing approximately 127.870 acres out of Survey No. 35, Abstract No. 399, and 84.896 acres out of the Sherman Conant Survey No. 34, Abstract No. 1263, and being out of that certain parent tract described as 3116.673 acres in a Deed to Harlan Lary Priour recorded in Volume 215, Page 13 of the Concho County Official Public Records, and said 212.766 acres being more particularly described by metes and bounds as follows:

BEGINNING at a 1/2" steel stake in the West line of that certain tract described as 1832.214 acres in a Deed to the Edna E. Priour Trust recorded in Volume 215, Page 79 of said Official Public Records, and the East line of said parent tract for the S.E. corner hereof;

THENCE along a division line of said parent tract for the South line hereof S 89°59'54" W a distance of 2249.60 feet to a 1/2" steel stake for the S.E. corner of a 719.511 acre partition tract of said parent tract, and the S.W. corner hereof;

THENCE along a division line of said parent tract for the East line of said 719.91 acres, and the West line hereof N 05°12'39" E @ 1712.53 feet parking the common line of said Surveys No. 34 and No. 35, and the centerline of a 16 feet wide easement to Sun Oil Company recorded in Volume 50, Page 462 of the Concho County Oil and Gas Lease Records for a total distance for this course of 4529.78 feet to a 1/2" steel stake for the S.W. corner of a 716.929 acre partition tract out of said parent tract and said 1832.214 acres, and the N.W. corner hereof;

THENCE along a division line of said parent tract for the South line of said 116.939 acres, and the North line hereof N 90°00'00" E a distance of 1859.79 feet to a 1/2" steel stake in a fence for the West line of said 1832.214 acres, and the East line of said parent tract for the S.W. corner of a 362.509 acre

partition tract out of said 1832.214 acres, the N.W. corner of a 719.511 acre partition tract of said 1832.214 acres, the S.E. corner of said 116.939 acres, and the N.E. corner hereof;

THENCE along a fence for the West line of said 1832.214 acres, the West line of said 719.511 acres, the East line of said parent tract, and the East line hereof  
S 00°18'27" W a distance of 411.94 feet to a 3/8" steel stake found,  
S 00°16'06" W a distance of 1067.53 feet to a 3/8" steel stake found,  
S 00°16'38" W @ 1338.11 feet passing the common line of said Surveys No. 34 and No. 35, and the common line of said 16 feet wide easement for a total distance for this course of 1875.78 feet to a 3/8" steel stake found,  
S 00°15'37" W a distance of 2113.86 feet to a 3/8" steel stake found under an electric line, and  
S 00°20'25" W a distance of 41.94 feet to the POINT OF BEGINNING, having an area of 212.766 acres.

TRACT THREE

BEING 116.939 acres in Concho County, Texas, out of the H. & T.C. Railroad Company Block 8, and containing approximately 99.508 acres out of Survey No. 35, Abstract No. 399, and 17.431 acres out of the Sherman Conant Survey No. 36, Abstract No. 1264, and being out of those certain tracts described as 3116.673 acres and 1832.214 acres in deeds to Harlan Lary Priour and the Edna E. Priour Trust recorded in Volume 215, Page 13 and Volume 218, Page 79 of the Concho County Official Public Records, and said 116.939 acres being particularly described by metes and bounds, as follows:

BEGINNING at a 1/2" steel stake in the south line of a northerly 719.511 (net) acre partition tract out of said 3116.673 acres for the N.E. corner of a southerly 719.511 (net) acre partition tract out of said 3116.673 acres, and the N.W. corner hereof;

THENCE along a division line of said 3116.673 acres for the south line of said northerly 719.511 (net) acres, and the north line hereof N 90°00'00" E @ 1621.95 feet passing a fence for the east line of said 3116.673 acres, and the west line of said 1832.214 acres for a total distance for this course of 1790.04 feet to a punch mark on a large rock for the S.E. corner of said northerly 719.511 (net) acres, and a re-entrant corner hereof;

THENCE along a division line of said 1832.214 acres for the east line of said northerly 719.511 (net) acres, and a westerly line hereof N 00°00'00" W a distance of 121.90 feet to a 1/2" steel stake for the most westerly S.W. corner of a 719.511 (net) acre partition tract of said 1832.214 acres, and a northerly corner hereof;

THENCE along a division line of said 1832.214 acres for the south line of said 719.511 (net) acres, and a northerly line hereof N 90°00'00" E a distance of 367.10 feet to a 1/2" steel stake for a re-entrant corner of said 719.511 (net) acres, and the most northerly N.E. corner hereof;

THENCE along a division line of said 1832.214 acres for a southwesterly line of said 719.511 (net) acres, and a northeasterly line hereof S 32°07'48" E a distance of 430.78 feet to a 1/2" steel stake in the approximate centerline of road and proposed 30 feet wide easement, and with said approximate centerline of road S 19°26'47" W a distance of 69.11 feet to a calculated point in the centerline of a cattle guard in the north line of a 362.509 acre partition tract of said 1832.214 acres for the most southerly S.W. corner of said 719.511 (net) acres, and the most easterly S.E. corner hereof;

THENCE along a division line of said 1832.214 acres for the north line of said 362.509 acres, and a southerly line hereof N 89°43'59" W a distance of 743.11 feet to 3/8" steel stake found in a fence for the east line of said 3116.673 acres, and the west line of said 1832.214 acres for the N.W. corner of said 362.509 acres, and a re-entrant corner hereof;

THENCE along a fence for the west line of said 1832.214 acres, the west line of said 362.509 acres, the east line of said 3116.673 acres, and the east line hereof S 00°18'38" W a distance of 1772.04 feet to a 3/8" steel stake found, and S 00°18'27" W a distance of 697.58 feet to a 1/2" steel stake for the N.W. corner of a southerly 719.511 acre partition tract of said 1832.214 acres, the N.E. corner of a 212.766 acre partition tract of said 3116.673 acres, the S.W. corner of said 362.509 acres, and the S.E. corner hereof;

THENCE along a division line of said 3116.673 acres for the north line of said 212.766 acres, and the south line hereof N 90°00'00" W a distance of 1859.79 feet to a 1/2" steel stake in the east line of said southerly 719.511 (net) acres for the N.W. corner of said 212.766 acres, and the S.W. corner hereof;

THENCE along a division line of said 3116.673 acres for the east line of said southerly 719.511 (net) acres, and the west line hereof N 05°12'39" E a distance of 2785.70 feet to the POINT OF BEGINNING, having an area of 116.939 acres, of which 103.373 acres lies within "Trust" lands.

TRACT FOUR

BEING 138.557 acres in Concho County, Texas, containing approximately 86.199 acres out of said Block 8, Sherman Conant Survey No. 46, Abstract No. 1261, 52.277 acres out of the H. & T.C. Railroad Company Block 8, Survey No. 35, Abstract No. 399, and 0.081 acres out of the Block 8, Sherman Conant Survey No. 36, Abstract No. 1264, and being out of those certain tracts described as 362.509 acres and 719.511 acres in a deed to Dalene Priour Taylor recorded in Volume 265, Page 15 of the Concho County Official Public Records.

BEGINNING at a 1/2" steel stake found with cap marked "Ross" for the N.W. corner of that certain tract described as 719.511 acres in a deed to Travis & David Prior recorded in Volume 264, Page 890 of said Official Public Records, the N.E. corner of that certain tract described as 212.766 acres in a deed to Harlan Lary Priour Family Partners recorded in Volume 265, Page 26 of said Official Public Records, the most southerly S.E. corner of that certain tract described as 116.939 acres in a deed to Dalene Priour Taylor recorded in Volume 265, Page 15 of said Official Public Records, the S.W. corner of said 362.509 acres, and the S.W. corner hereof;

THENCE along a fence for an easterly line of said 116.939 acres, the west line of said 362.509 acres, and the west line hereof N 00°18'27" E a distance of 697.58 feet to a 3/8" steel stake found, and N 00°18'38" E a distance of 1772.04 feet to a 3/8" steel stake found in the approximate common line of said Surveys No. 35 and No. 36 for a re-entrant corner of said 116.939 acres, the N.W. corner of said 362.509 acres, and the N.W. corner hereof;

THENCE along a fence for the approximate common line of said Surveys No. 35 and No. 36, a southerly line of said 116.939 acres, the north line of said 362.509 acres, and the north line hereof S 89°43'59" E a distance of 743.11 feet to a calculated point in the approximate center of a cattle guard in the centerline of a 30 feet wide easement for the most southerly S.W. corner of said 719.511 acres (Taylor), the most easterly S.E. corner of said 116.939 acres, and a re-entrant corner hereof;

THENCE along the centerline of said 30 feet wide easement for an easterly line of said 116.939 acres, a westerly line of said 719.511 acres (Taylor), and a westerly line hereof N 19°26'47" E a distance of 69.11 feet to a ½" steel stake found with cap marked "Ross" for the most easterly corner of said 116.939 acres, a re-entrant corner of said 719.511 acres (Taylor), and the most northerly corner hereof;

THENCE along a division line of said 719.511 acres (Taylor) for an easterly line hereof S 52°10'59" E @ 107.06 feet passing the common line of said 719.511 acres (Taylor) and said 362.509 acres, and continuing along a division line of said 362.509 acres for a total distance for this course of 4128.39 feet to a ½" steel stake found with cap marked "Ross" in the north line of said 719.511 acres (Priour) for a re-entrant corner of said 362.509 acres, and the S.E. corner hereof;

THENCE along the north line of said 719.511 acres (Priour), the south line of said 362.509 acres, and the south line hereof N 90°00'00" W a distance of 4040.78 feet to the POINT OF BEGINNING, having an area of 138.557 acres.

TRACT FIVE

A DESCRIPTION OF 417.603 ACRES OF LAND IN CONCHO COUNTY, TEXAS, MADE FOR S&S MILLER RANCH, LP.

BEING all that certain tract of land situated in Concho County, Texas comprising a total of 417.603 acres of land out of and a part of the following Surveys:

H. & T.C. R.R. Co. Survey No. 33, Block 8, Abstract No. 398-0.308 acres,  
Sherman Conant Survey No. 34, Block 8, Abstract No. 1263-61.008 acres,  
H. & T.C. R.R. Co. Survey No. 47, Block 8, Abstract No. 405 -355.498 acres, and  
J.H. Hardy Survey No. 48, Block 8, Abstract No. 1309-0.789 acres.

Said 417.603 acres being out of a 6013.45 acre parent tract conveyed by Jerry L. Tinkler and Cara C. Huffman to S&S Miller Ranch, L.P., by Deed recorded July 29th, 2003 in Volume 209, Page 103, et seq., of the Concho County Official Public Records.

BEGINNING at a ½" steel stake set by a "T" fence corner post, fence bears North, South and West, in the East line of said parent tract for the common corner of the J.H. Hardy Survey No. 48, Block 8, Abstract No. 1309, the H.& T.C. Ry. Co. Survey No. 49, Block 8, Abstract No. 406, the G.A. Conant Survey No. 50, Block 8, Abstract No. 1254 and said Survey No. 47, the S.W. corner of that certain 650.10 acre tract (Tract Five) and N.W. corner of that certain 649.41 acre tract (Tract One, both tracts being described in a Deed to Ralph M. Ebeling recorded in Volume 188, Page 614 of said Official Public Records, the E.N.E. corner of a 3116.673 acre tract, the S.E. corner hereof and the beginning of a division line, from which point a "T" fence corner post in the North line of the Newsom Gwatney Survey No. 10, Abstract No. 1607 (Concho County) and the North line of that certain 2260.49 acre tract described in a Deed to Gail K. Anderson and Dora K. Wright recorded in Volume 174, Page 65 of said Official Public Records for the S.E. corner of said Survey No. 48 and S.W. corner of said Survey No. 49, the S.W. corner of said 649.41 acre tract and S.E. corner of said parent tract, bears S 00°04'49" W 5294.01 feet;

THENCE with the occupational North line of said Survey No. 48 and South line of said Survey No. 47, a North line of said, 3116.673 acre tract, the South line hereof and said division line through said parent tract, along a fence,  
N 89°50'18" W 1141.59 feet, a 3/8" steel stake set,  
N 89°53'19" W 1094.91 feet, a 3/8" steel stake set,  
N 89°53'22" W 1067.49 feet, a 3/8" steel stake set,

N 89°52'34" W 1039.41 feet, a 3/8" steel stake set,  
N 89°52'33" W 1049.59 feet, a 3/8" steel stake set and  
N 89°52'53" W 787.34 feet to a 1/2" steel stake set by a "T" fence corner post, fence bears South, for a corner of said 3116.673 acre tract and S.W. corner hereof;

THENCE with an East line of said 3116.673 acre tract, the West line hereof and said division line through said parent tract, along a fence,  
N 00°23'45" E 975.56 feet, a 3/8" steel stake set,  
N 00°24'28" E 946.36 feet, a 3/8" steel stake set,  
N 00°24'49" E 877.20 feet, a 2 1/2" pipe post, and  
N 00°04'09" E 152.18 feet to a 1/2" steel stake set by a "T" fence corner post, fence bears North, for the S.W. corner of an 1832.214 acre tract and N.W. corner hereof;

THENCE with the South line of said 1832.214 acre tract, the North line hereof and said division line through said parent tract, along a fence,  
S 89°47'06" E 939.85 feet, a 3/8" steel stake set,  
S 89°48'36" E 1036.21 feet, a 3/8" steel stake set,  
S 89°49'56" E 1053.66 feet, a 3/8" steel stake set,  
S 89°43'26" E 953.76 feet, a 3/8" steel stake set,  
S 89°46'29" E 1115.93 feet, a 3/8" steel Stake set, and  
S 89°49'42" E 1067.36 feet to a 1/2" steel stake set by a "4-way" fence corner post, fence bears North and East, in the East line of said Survey No. 47 and West line of said Survey No. 50, the West line of said 650.10 acre tract, said East line of parent tract for the S.E. corner of said 1832.214 acre tract, the N.E. corner hereof and the terminus of said division line;

THENCE with said East line of Survey No. 47 and said West line of Survey No. 50, said West line of 650.10 acre tract, said East line of parent tract and East line hereof; along a fence,  
S 00°06'14" W 1148.89 feet, a 3/8" steel stake set,  
S 00°07'51" W 883.09 feet, a 3/8" steel stake set,  
S 00°09'33" W 882.02 feet, a 3/8" steel stake set, and  
S 00°20'13" E 28.57 feet to the PLACE OF BEGINNING and containing 417.603 acres of land.

TRACT SIX

A DESCRIPTION OF 216.440 ACRES OF LAND IN CONCHO, COUNTY, TEXAS, MADE FOR S&S MILLER RANCH, L.P.

BEING all that certain tract of land situated in Concho County, Texas comprising of a total of 216.440 acres of land out of and a part of the H. & T.C. R.R. Co. Survey No. 33, Block 8, Abstract No. 398. Said 216.440 acres being out of a 6013.45 acre parent tract conveyed by Jerry L. Tinkler and Cara C. Huffman to S&S Miller Ranch, L.P., by Deed recorded July 29<sup>th</sup>, 2003 in Volume 209, et seq., of the Concho County Official Public Records.

BEGINNING at a 1/2" steel stake set in the South line of said Survey No. 33 and North line of the C.C.S.D.& R.G. Railway Co. Survey No. 19, Abstract No. 1610, the North line of that certain 627.36 acre tract (Tract One) described in a Deed to Kothmann 1992 Trust and Dora K. Wright recorded in Volume 176, Page 84 of said Official Public Records and South line of said parent tract for the S.E. corner of a 450.304 acre tract, the S.W. corner hereof and at the intersection with and beginning of a division line, from which point a 1/2" steel stake found by a "T" fence corner post for the N.E. corner of that certain

405.159 acre tract described in a deed to Kothmann 1992 Trust and Dora K. Wright recorded in Volume 178, Page 629 of said Official Public Records and N.W corner of said 627.36 acre tract bears N 89°42'15" W 4161.88 feet;

THENCE with the East line of said 450.304 acre tract, the West line hereof and with said division line through said parent tract N 00°00'00" E 4676.31 feet to a ½" steel stake set in a South line of a 3116.673 acre tract for the N.E. corner of said 450.304 acre tract and N.W. corner hereof;

THENCE with a said South line of said 3116.673 acre tract, the North line hereof and said division line through said parent tract, N 89°59'31" E 2028.87 feet to a ½" steel stake set, in a fence, for a corner of said 3116.673 acre tract and N.E. corner hereof;

THENCE with a West line of said 3116.673 acre tract, the East line hereof and said division line through said parent tract, along said fence,  
S 00°21'34" W 561.14 feet, a 3/8" steel stake set,  
S 00°22'37" W 1080.54 feet, a 3/8" steel stake set,  
S 00°23'17" W 1104.83 feet, a 3/8" steel stake set,  
S 00°19'18" W 1039.24 feet, a 3/8" steel stake set,  
S 00°17'57" W 900.79 feet to a ½" steel stake set by a "T" fence corner post, bears East, in the South line of said Survey No. 33 and North line of the Fred Speck Survey No. 7, Abstract No. 1887 (Concho County), the North line of that certain 2260.49 acre tract described in a Deed to Gail K. Anderson and Dora K. Wright recorded in Volume 174, Page 65 of said Official Public Records, the South line of said parent tract for the S.W. corner of said 3116.673 acre tract, the S.E. corner hereof and terminus of said division line, from which point a ½" steel stake found for the N.E. corner of said Survey No. 7, bears S 89°47'33" E 232.85 feet;

THENCE with said North line of Survey No. 7 and said South line of Survey No. 33, said North line of 2260.49 acre tract, said South line of parent tract and South line hereof, along a fence N 89°41'06" W 329.11 feet, a ½" steel stake set by a "T" fence corner post, fence bears S.S.W. and N 89°44'47" 950.35 feet to a ½" steel stake set by a "T" fence corner post, fence bears South for the N.W. corner of said 2260.49 acre tract and the N.E. corner of said 627.36 acre tract;

THENCE continuing with said South line of parent tract, the South line hereof and with the North line of said 627.36 acre tract, the North line of said Survey No. 19 and said South line of Survey No. 33, along said fence, N 89°41'41" W 720.79 feet to the PLACE OF BEGINNING and containing 216.400 acres of land.

**RUDLOFF FAMILY PARTNERSHIP LTD., LLP**

**TRACT ONE**

BEING 430.52 acres of land in Concho County, Texas, containing 93.33 acres of land in L. Fitzgerald Survey No. 2, Abstract No. 1731 and 298.34 acres of land in H. & T.C. R.R. Co. Survey No. 75, Abstract No. 419, and 38.85 acres of land in H. & T.C. R.R. Co. Survey No. 74, Abstract No. 1912, (in some prior descriptions referred to as Abstract No. 1684) and being a part of that land that Lenora Wilson deeded to Daniel Sorrell and wife, Inez Sorrell by deed dated June 15, 1972, and recorded in Volume 111, Page 185, Concho County Deed Records, and being a part of that land that Don R. Bailey, et ux deeded to Daniel Sorrell by Deed dated October 1, 1973, and recorded in Volume 115, Page 153, of the Deed

Records of Concho County, Texas, and said 430.52 acres of land being more particularly described as follows:

BEGINNING at an iron stake and corner post located 229.91 feet N. 87 deg. 42' 50" E. of the SE corner of said Survey No. 75;

THENCE N. 1 deg. 07' 17" W. 42.40 feet along a fence line to an iron stake and corner post;

THENCE N. 16 deg. 03' 30" E. 68.88 feet along a fence line to an iron stake and corner post;

THENCE N. 38 deg. 14' 36" E. 81.30 feet along a fence line to an iron stake and corner post;

THENCE N. 18 deg. 02' 36" E. 139.63 feet along a fence line to an iron stake and corner post;

THENCE N. 8 deg. 21' 25" E. 479.31 feet along a fence line to an iron stake and corner post;

THENCE N. 13 deg. 17' 28" E. 186.40 feet along a fence line to an iron stake and corner post;

THENCE N. 81 deg. 13' 25" E. 11.84 feet along a fence line to an iron stake and corner post;

THENCE N. 7 deg. 45' 27" W. 602.06 feet along the general course of a fence line to an iron stake and corner post;

THENCE N. 9 deg. 12' 55" W. 658.38 feet along the general course of a fence line to an iron stake and corner post;

THENCE N. 75 deg. 31' 06" W. 139.63 feet along the general course of a fence line to an iron stake and corner post;

THENCE N. 12 deg. 06' 31" W. 857.47 feet along the general course of a fence line to an iron stake and corner post;

THENCE N. 81 deg. 47' 20" E. 964.84 feet along the general course of a fence line to an iron stake and corner post;

THENCE N. 75 deg. 12' 33" E. 603.13 feet along the general course of a fence line to an iron stake and corner post;

THENCE S. 85 deg. 26' 40" E. 785.25 feet along the general course of a fence line to an iron stake and corner post;

THENCE S. 81 deg. 16' 00" E. 343.19 feet along the general course of a fence line to an iron stake and corner post;

THENCE N. 0 deg. 23' 17" E. 240.50 feet along a fence line to an iron stake and corner post located at the SW corner of a public road leading East;

THENCE N. 37.52 feet to an iron stake and corner post located at the NW corner of a public road;

THENCE N. 0 deg. 13' 15" E. 2260.48 feet along a fence line to an iron stake located 435.44 feet S. 0 deg. 13' 15" W. of an iron stake and corner post representing the NE corner of said Don R. Bailey tract;

THENCE W. 463.08 feet to an iron stake;

THENCE S. 0 deg. 13' 15" W. 1099.97 feet to an iron stake;

THENCE S. 9 deg. 14' 48" W. 366.14 feet to an iron stake and corner post;

THENCE N. 75 deg. 50' 30" W. 369.82 feet along the general course of an old fence line to an iron stake and corner post;

THENCE S. 35 deg. 56' 21" W. 105.04 feet along the general course of an old fence line to an iron stake and corner post;

THENCE S. 37 deg. 39' 30" W. 177.97 feet along the general course of an old fence line to an iron stake and corner post;

THENCE S. 77 deg. 50' 23" W. 575.90 feet along the general course of an old fence line to an iron stake and corner post;

THENCE N. 83 deg. 47' 55" W. 652.87 feet along the general course of an old fence line to an iron stake and corner post;

THENCE S. 82 deg. 02' 01" W. 307.31 feet along the general course of an old fence line to an iron stake and dead tree;

THENCE S. 55 deg. 07' 03" W. 632.63 feet along the general course of an old fence line to an iron stake and tree;

THENCE N. 78 deg. 31' 40" W. 10.40 feet along a fence line to an iron stake and tree;

THENCE N. 37 deg. 38' 20" W. 23.89 feet along a fence line to an iron stake and tree;

THENCE N. 15 deg. 11' 02" W. 1539.12 feet along general course of an old fence line to an iron stake and corner post;

THENCE N. 87 deg. 30' 17" E. 660.46 feet along an old fence line representing the North line of said Survey No. 75 to an iron stake located 224.37 feet S. 87 deg. 30' 17" W. of the NE corner of said Survey No. 75;

THENCE N. 46 deg. 42' 57" W. 670.93 feet along general course of an old fence line to an iron stake and corner post;

THENCE N. 14 deg. 33' W. 351.43 feet along the general course of an old fence line to an iron stake;

THENCE S. 87 deg. 32' 54" W. 1838.36 feet along a fence line to an iron stake and corner post representing the NW corner of said Don R. Bailey tract;

THENCE S. 6117.26 feet along the general course of a fence line to an iron stake and corner post representing the SW corner of the East half of said Survey No. 75;

THENCE N. 87 deg. 42' 50" E. 2869.57 feet along a fence line representing the South line of said Survey No. 75 to the PLACE OF BEGINNING.

TRACT TWO

BEING ALL of the following land located in Concho County, Texas, to-wit:

- (1) BEING 630 acres, more or less, out of Survey No. 65, Certificate No. 41/5187, H. & T.C. Ry. Co. Abstract No. 414, and described by metes and bounds as follows, to-wit:

BEGINNING at the N.W. corner of said Survey No. 65;

THENCE S. 89 deg. 45' E. 1912 varas a stone mound in N. line of said Survey No. 65 from which L.O. 8 S. 35 E. 5 L.O. 12 S. 55 W. 12, for the NE corner of this tract, and N.W. corner of 628 acre tract heretofore conveyed to Roy Wilson;

THENCE S. 1885 varas to stone mound from which L.O. 30 S. 34 W. 41 L.O. S. 24-1/2 W. 38 for the SE corner of this tract and SW corner of said Roy Wilson tract;

THENCE N. 89 W. 1884 varas to the SW corner of this tract from which L.O. 18 N. 45 E. 96 L.O. 18 N. 46 E. 98;

THENCE N. 4 W. 160 varas;

THENCE N. 0 deg. 10' W. 1696 varas to the PLACE OF BEGINNING, being all of said Survey No. 65, EXCEPT the East 10 acres thereof.

- (2) BEING the North one-half (N/2) of the hereinafter described land located in Concho County, Texas, to-wit:

628 acres, more or less, consisting of about 10 acres in Survey No. 65, Certificate No. 41/5187, in the name of H. & T.C. Ry. Co. Abstract No. 414, and about 618 acres in Survey No. 76, Certificate No. 41/5192, Michael Hughes Abstract No. 1804, all in Concho County, Texas and being described by metes and bounds as follows, to-wit:

BEGINNING at stone mound in the N. line of said Survey No. 65, 1912 varas S. 89 deg. 45' E. from the NW corner of said Survey No. 65, from which beginning stone mound L.O. 8 S. 35 E. 5 L.O. 12 S. 55 W. and said beginning point being the NE corner of 630 acre tract heretofore conveyed to Clifton Wilson;

THENCE N. 89 deg. 26' E. 1868 varas to a stake in the N. line of said Survey No. 76, for the NE corner of this 628 acre tract, same being the NW corner of a 600 acre tract heretofore conveyed to Carlos Wilson, from which L.O. N. 28 E. 18 L.O. 16 N. 59 E. 54;

THENCE S. 1913 varas to stone mound the SE corner this 628 acre tract, and SW corner of said 600 acre tract of Carlos Wilson from which L.O. 18 W. 42 double mesquite 8" S. 15 E. 12 varas;

THENCE N. 89 deg. 45' W. 1871 varas to stone mound for the SW corner this 628 acre tract, and SE corner Clifton Wilson's 630 acre tract;

THENCE N. 1885 varas to the PLACE OF BEGINNING.

**MOUNTAIN HOME SERIES, A SEPARATE SERIES OF EDPT INVESTMENTS, LLC, a Texas limited liability company**

**TRACT ONE**

A parcel of land described in a warranty deed dated July 12, 2014, recorded December 19, 2014, in Volume 2065, Page 34, Official Public Records, Concho County, Texas, being more particularly described as follows;

BEING 727.546 acres in Concho County, Texas, out of the H. & T.C. Railroad Company Block 8, and containing approximately 638.836 acres out of Survey No. 45, Abstract No. 404, 88.608 acres out of Survey No. 35, Abstract No. 399, 0.096 acres out of the Sherman Conant Survey No. 46, Abstract No. 1261, and 0.006 acres out of the Sherman Conant Survey No. 36, Abstract No. 1264, and being out of those certain tracts described as 3116.673 acres and 1832.214 acres in deeds to Harlan Lary Priour and the Edna E. Priour Trust recorded in Volume 215, Page 13 and Volume 218, Page 79 of the Concho County Official Public Records, and said 727.546 acres being more particularly described by metes and bounds on Exhibit "A" attached hereto and made a part hereof for all purposes.

**TRACT TWO**

A parcel of land described in a warranty deed dated July 12, 2014, recorded December 19, 2014, in Volume 2065, Page 34, Official Public Records, Concho County, Texas, being more particularly described as follows;

BEING 362.509 acres in Concho County, Texas, containing approximately 52.317 acres out of the H. & T.C. Railroad Company Block 8 Survey No. 35, Abstract No. 399, and 310.192 acres out of said Block 8, Sherman Conant Survey No. 46, Abstract No. 1261, and being out of that certain parent tract described as 1832.214 acres in a deed to the Edna E. Priour recorded in Volume 218, Page 79 of the Concho County Official Public Records, and said 362.509 acres being more particularly described by metes and bounds on Exhibit "A" attached hereto and made a part hereof for all purposes.

**TRACT THREE**

BEING 16.583 acres in Concho County, Texas out of the H. & T.C. Railroad Company Block 8, and the Sherman Conant Survey No. 36, Abstract No. 1264, and being out of that certain parent tract described as 731.037 acres in a deed to Gary D. Priour recorded in Volume 265, Page 1, of the Concho County Official Public Records, and being described as follows:

BEGINNING at a calculated point in the road bed of County Road 2246 in the north line of said Block 8, the south line of that certain tract described as 2105.72 acres in a deed to Earl R. Bruno, et al, recorded in Volume 152, Page 37 of the Concho County Deed Records, and the common line of the H. & T.C. Railroad Company Survey No. 37, Abstract No. 400 and said Survey No. 36 for the N.W. corner of that certain tract described as 727.546 acres in a deed to Dalene P. Taylor recorded in Volume 165, Page 15 of said Official Public Records, the N.E. corner of said parent tract, and the N.E. corner hereof, from which a ½" steel stake found bears S 00°05'57" E a distance of 62.40 feet;

THENCE along the west line of said 727.546 acres, the east line of said parent tract, and the east line hereof S 00°05'57" E a distance of 4857.48 feet to a 1/2" steel stake found for a northerly corner of that certain tract described as 116.939 acres in a deed to Lary Priour recorded in Volume 266, Page 451 of said Official Public Records, and the most westerly S.W. corner of said 727.546 acres;

THENCE along a westerly line of said 116.939 acres, the east line of said parent tract, and the east line hereof S 00°00'00" E a distance of 121.90 feet to a punch mark on a large rock for a reentrant corner of said 116.939 acres, the S.E. corner of said parent tract, and the S.E. corner hereof;

THENCE along a northerly line of said 116.939 acres, the south line of said parent tract, and the south line hereof N 90°00'00" W a distance of 168.26 feet to a 3/8" steel stake found for the S.E. corner of a 714.454 acre partition tract of said parent tract, and the S.W. corner hereof;

THENCE along a fence for a division line of said parent tract for the east line of said 714.454 acres, and the west line hereof N 00°24'14" E a distance of 1130.71 feet to a 3/8" steel stake found, N 00°27'40" E a distance of 1108.21 feet to a 3/8" steel stake found, N 00°26'19" E a distance of 1013.58 feet to a 3/8" steel stake found, N 00°31 '07" E a distance of 1054.88 feet to a 3/8" steel stake found, and N 00°26'51" E a distance of 672.50 feet to a calculated point in the road bed of County Road 2246, the common line of said Surveys No. 36 and No. 37, the south line of said 2105.72 acres, the north line of said Block 8, and the north line of said parent tract for the N.E. corner of said 714.454 acres, and the N.W. corner hereof, from which a ½" steel stake found bears S 00°26'51" W a distance of 62.08 feet;

THENCE along the common line of said Surveys No. 36 and No. 37, the south line of said 2105.72 acres, the north line of said Block 8, the north line of said parent tract, and the north line hereof S 89°50'05" E a distance of 120.42 feet to the POINT OF BEGINNING, having an area of 16.583 acres.