

Official Record

Recording requested By NOBLE ROYALTIES

Eureka County - NV

Mike Rebaleati - Recorder

Fee: \$44.00

Page 1 of 7

RPTT:

Recorded By: FES

Book 512 Page

0220



0216769

APN# _____
Recording Requested by:
Name: _____
Address: _____
City/State/Zip: _____

Mail Tax Statements to:
Name: _____
Address: _____
City/State/Zip: _____

Please complete Affirmation Statement below:

I the undersigned hereby affirm that this document submitted for recording contains the social security number of a person or persons as required by law:

Signature (Print name under signature)

Title

CONVEYANCE

(Insert Title of Document Above)

Only use the following section if one item applies to your document

This document is being re-recorded to _____

-OR-

This document is being recorded to correct document # _____, and is correcting _____

If legal description is a metes & bounds description, furnish the following information:

Legal description obtained from _____ (Document Title), Book _____
Page _____ Document # _____ recorded _____ (date) in the
Eureka County Recorder's Office.

-OR-

If Surveyor, please provide name and address:

This page added to provide additional information required by NRS 111.312 Sections 1-4.
(Additional recording fee applies)

NOTICE OF CONFIDENTIALITY RIGHTS: IF YOU ARE A NATURAL PERSON, YOU MAY REMOVE OR STRIKE ANY OF THE FOLLOWING INFORMATION FROM THIS INSTRUMENT BEFORE IT IS FILED FOR RECORD IN THE PUBLIC RECORDS: YOUR SOCIAL SECURITY NUMBER OR YOUR DRIVERS LICENSE NUMBER

CONVEYANCE
(Drake Properties)

STATE OF NEVADA

KNOW ALL MEN BY THESE PRESENTS THAT:

COUNTY OF EUREKA

This Conveyance is dated to be effective for revenue received after September 1, 2009, at 12:01 A.M., local time (the "Effective Time") and is by and between **H. Glenn McMenomy Charitable Remainder Trust** (hereinafter referred to as "Grantor"), and the **entity or entities identified on Exhibit D-1 and Exhibit D-2 attached hereto** (hereinafter individually and collectively referred to as "**Grantee**"), with an address as shown on Exhibit D-1 and D-2.

The term "**Executive Rights**" as used herein includes without limitation, all executive rights as defined under applicable law, the right to grant, amend, ratify, correct or otherwise modify any oil, gas and mineral lease covering any of the Interests, the right to execute pooling agreements or ratifications thereof, the right to execute division orders, amended division orders, transfer orders or stipulations of interest covering any of the Interests and to bind Grantees thereto, and the right to execute all manner of instruments intended to cure existing or after-discovered title defects affecting the Interest. The term "**Executive Rights**" specifically includes the right to receive, on behalf of the Grantee, any and all oil, gas and/or mineral related revenue including revenue from the sale of production, lease bonuses, lease rentals, delay rental and shut-in payments, made payable to the Grantee shown on Exhibit D-1.

RECITALS

(A) The term "Interests" shall be defined as all of the mineral interests, royalty interests, and/or overriding royalty interests in and to all of the leases, lands, depths and wells which are described in and conveyed by the Assignments as hereinafter defined, including any new or additional leases, lands, depths and wells.

(B) The term "Assignments" shall be defined as all of the instruments of conveyance and/or assignments listed on **Exhibit A** attached hereto and incorporated herein for all purposes, which instruments of conveyance and/or assignments cover certain mineral interests, royalty interests and/or overriding royalty interests in and to the leases, lands, depths and wells more particularly described and/or referred to therein, including any new or additional leases, lands, depths and wells.

(C) To the extent required for recording in any particular county, parish or jurisdiction in which any land affected by any of the Assignments is located, a legal description of such land is attached hereto as **Exhibit C**.

(D) Grantor desires to convey all of its interest in the Interests to Grantee.

AGREEMENT

IN CONSIDERATION OF the sum of One (\$1.00) Dollar and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, **Grantor does hereby quit claim unto Grantee**, and each of the Grantee's heirs, successors and/or assigns, **all of Grantor's undivided interest in and to the Interests**, without express or implied warranty. **This conveyance is subject** to those terms, conditions and disclaimers set forth on **Exhibit B**, which is attached hereto and incorporated herein for all purposes. The terms and provisions of this Conveyance shall extend to, be binding upon, and shall inure to the benefit of the parties hereto their respective heirs, successors and/or assigns.

IN WITNESS WHEREOF, this Conveyance is executed this 30th day of September, 2009, but shall be effective as of the Effective Time.

GRANTOR:
**H. Glenn McMenomy Charitable
Remainder Trust**

Margery F. Barrett
Trustee
MARGERY F. BARRETT

STATE OF CALIFORNIA)
COUNTY OF SAN DIEGO)

On this 30th day of September, 2009, before me LORRAINE LUNDSKOG a Notary Public, personally appeared MARGERY F. BARRETT, who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Signature Lorraine Lundskog
Printed Name: LORRAINE LUNDSKOG
Notary Public in and for said County and State
My Commission Expires:



EXHIBIT A

LIST OF ASSIGNMENTS AND CONVEYANCES

State of Nevada
County of Eureka

RECORDING DATA

<u>Document/Entry No.</u>	<u>Book</u>	<u>Volume</u>	<u>Page</u>
196418	407		251
201429	425		381

EXHIBIT B

Terms, Conditions and Disclaimers

This conveyance and the conveyance of the interest hereof are expressly made subject to, and the Interests herein assigned and conveyed shall bear, their proportionate share of all of the terms, provisions, reservations and obligations contained in the Assignments, and further subject to all interests and matters burdening the Interests, whether or not appearing of record, whether now in existence or hereafter arising. All warranties that might arise by common law, as well as the warranties in the following state statutes (or their successors) are excluded.

Nevada Rev. Statutes Ann., Title 10: Property Rights and Transactions
Mississippi Code Ann., Title 89: Real and Personal Property
Montana Code Ann., Title 70: Property
Colorado Rev. Statutes Ann., Title 38: Property – Real and Personal
Utah Code Ann., Title 57: Real Estate
California Civil Code Division 2: Property
North Dakota Century Code, Title 47: Real Property
Kansas Statutes Ann., Chapter 58: Personal and Real Property
Arkansas Code Ann., Title 18, Subtitle 2: Real Property
Illinois Compiled Statutes Ann., Chapter 765: Property
South Dakota Codified Law, Title 43: Property
Oklahoma Statutes Ann., Title 16: Conveyances
MCLA, Chapter 565: Conveyances of Real Property
Wyoming Statutes Ann., Title 34: Property, Conveyances and Security Transactions
New Mexico Statutes, Chapter 47: Property Code
Louisiana Rev. Statutes, Title 9
Section 5.023 of the Texas Property Code
The Code of Alabama 1975, Title 35



This conveyance and the conveyance of the interest hereof are expressly made subject to: The terms, conditions and provisions of, and, the rights, title and interests, including the "Executive Rights", of Noble Royalties, Inc., d/b/a Brown Drake Royalties reserved by said party pursuant to, the terms and conditions of, that certain Instrument granted by Noble Royalties, Inc. d/b/a Brown Drake Royalties recorded in the records of the Clerk of Eureka County, Nevada in Document Number 201429, Book 425, Page 381.

COPY

EXHIBIT C

**Legal Description
Drake Properties**

**Eureka County,
Nevada
Page 1 of 1**

Lander and Eureka Counties, Nevada land described in Order To Amend Or Correct Decree In The Second Judicial District Court Of The State Of Nevada In And For The County Of Washoe In The Matter of the Estate of Dorothe Macmillan, Deceased, recorded in Case No. 273559, Dept No. 4, Washoe County, Nevada.

Also being the same land described in Deed Of Trust, dated April 10, 1996 by and between James M. Kline and Helen M. Kline, as husband and wife, as Trustors and Stewart Title Northeastern Nevada, as Trustee, and Board of Trustees of The Leland Stanford University Junior University, as Beneficiary, recorded in Book 294, page 343 of the Official Records of Eureka County, Nevada and described as follows:

S/2 SE/4 of Section 8; NW/4 Section 17 and the E/2 NE/4 of Section 18 all in Township 31, North, Range 48 East, M.B.D.M. located in Lander and Eureka Counties, Nevada.

Exhibit D-1

Grantee of the Executive Rights in the Interests

**Drake Royalties, LLC
15601 North Dallas Parkway, Suite 900
Addison, Texas 75001**

Exhibit D-2

Grantee of all other interest in the Interests

**Margery F. Barrett, Trustee of the
Margery F. Barrett Separate Property Trust
5471 Paseo Del Lago E. Unit B
Laguna Woods, CA 92637**

**All of Grantor's interest in
the Interests**

DECLARATION OF VALUE

FOR REC'D
Document
Book:
Date of Re
Notes:

DOC # DV-216769

02/15/2011 01:19 PM

Official Record

Recording requested By
NOBLE ROYALTIES

Eureka County - NV
Mike Rebaleati - Recorder

Page 1 of 1 Fee: \$44.00
Recorded By: FES RPTT:
Book-512 Page-0220

- 1. Assessor Parcel Number (s)
a) _____
b) _____
c) _____
d) _____

- 2. Type of Property:
a) Vacant Land b) Single Fam Res.
c) Condo/Twnhse d) 2-4 Plex
e) Apt. Bldg. f) Comm'/Ind'l
g) Agricultural h) Mobile Home
i) Other
transfer of mineral, ownership Royalty interest

3. Total Value/Sales Price of Property: \$ _____
Dead in Lieu of Foreclosure Only (value of property) \$ _____
Transfer Tax Value: \$ _____
Real Property Transfer Tax Due: \$ _____

4. If Exemption Claimed:
a. Transfer Tax Exemption, per NRS 375.090, Section: 8
b. Explain Reason for Exemption: Consideration value is less than \$100
transfer of Mineral Interest

5. Partial Interest: Percentage being transferred: _____ %

The undersigned declares and acknowledges, under penalty of perjury, pursuant to NRS 375.060 and NRS 375.110, that the information provided is correct to the best of their information and belief, and can be supported by documentation if called upon to substantiate the information provided herein. Furthermore, the disallowance of any claimed exemption, or other determination of additional tax due, may result in a penalty of 10% of the tax due plus interest at 1% per month.

Pursuant to NRS 375.030, the Buyer and Seller shall be jointly and severally liable for any additional amount owed.
Signature: [Signature] Capacity: Agent
Signature: _____ Capacity: _____

SELLER (GRANTOR) INFORMATION

BUYER (GRANTEE) INFORMATION

(REQUIRED)
Print Name: H. Glenn McMenomy CHAR
Address: 5471 Paseo Del Lago E, UT-8
City: Laguna Woods
State: CA Zip: 92637

(REQUIRED)
Print Name: MARGERY F. BAUETT Sep Prop. Trst
Address: 5471 Paseo Del Lago E, UT-8
City: Laguna Woods
State: CA Zip: 92637

COMPANY/PERSON REQUESTING RECORDING

(REQUIRED IF NOT THE SELLER OR BUYER)
Print Name: TERRY CARTER Escrow # _____
Address: 15601 M. Dallas Pkwy Ste. 400
City: Addison State: Tx Zip: 75001

(AS A PUBLIC RECORD THIS FORM MAY BE RECORDED)