

Official RecordRecording requested By
NOBLE ROYALTIES

Eureka County - NV

Mike Rebaleati - Recorder

Fee: \$18.00

Page 1 of 5

RPTT:

Recorded By: FES

Book- 512 Page- 0227



0216770

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 January 1, 2009, at 12:01 A.M., local time (the "Effective Time") and is by and between **Defined Benefit Plan dated 7-17-1980 for the Employees of T. S. Roy II, MDPA**, (hereinafter referred to as "Grantor"), and **IRA Plus Southwest LLC Custodian FBO Thomas S. Roy, IRA #TC001679** (hereinafter referred to as "Grantee"), whose address is 8226 Douglas Ave., Suite 332, Dallas, TX 75225-5225.

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.

(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.

(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 his 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 quitclaim unto Grantee**, and each of the Grantee's heirs, successors and/or assigns, all of the Grantor's 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 23 day of September, 2009, but shall be effective as of the Effective Time.

GRANTOR:

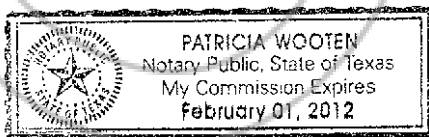
**Defined Benefit Plan dated 7-17-1980 for
the Employees of T.S. Roy II, MDPA**

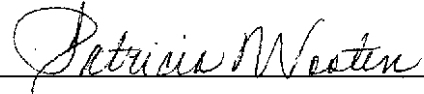

By: Thomas S. Roy, Trustee

**STATE OF TEXAS)
COUNTY OF DALLAS)**

On this 23 day of September, 2009, before me, a Notary Public, duly commissioned, qualified and acting, within and for said County and State, appeared in person the within named **Thomas S. Roy**, to execute such instrument, stating his respective capacities in that behalf, to me personally well known, who stated and acknowledged that he had so signed, executed and delivered said foregoing instrument for the consideration, uses and purposes therein mentioned and set forth.

IN TESTIMONY WHEREOF, I have hereunto set my hand and official seal this 23 day of September, 2009.





Printed Name: *PATRICIA WOOTEN*
Notary Public in and for said County and State
My Commission Expires: *02-01-2012*

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



0216770

Book 512 02/15/2011
Page 229 Page: 3 of 5

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.

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.

DECLARATION OF VALUE

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:

Deed 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: 3
 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

(REQUIRED)

Print Name: DBP dtd 7/11/10 for the
 Address: EMPLOYEES OF T.S. Roy II, mda
 City: 6 Park Ave
 State: Wichita, KS Zip: MA 01105

BUYER (GRANTEE) INFORMATION

(REQUIRED)

Print Name: TRA Plus Southern LLC
 Address: 2201 E. 5th Street, Suite 900
 City: Dallas
 State: TX Zip: 75225-5225

COMPANY/PERSON REQUESTING RECORDING

(REQUIRED IF NOT THE SELLER OR BUYER)

Print Name: TERMY CARTER Escrow # _____
 Address: 1501 A DALLAS Pkwy Ste. 900
 City: ADDISON State: TX Zip: 76001

(AS A PUBLIC RECORD THIS FORM MAY BE RECORDED)

FOR R
 Docu
 Book:
 Date:
 Notes

DOC # DV-216770

02/15/2011

01:30 PM

Official Record

Recording requested By
NOBLE ROYALTIES

Eureka County - NV

Mike Rebaleati - Recorder

Page 1 of 1 Fee: \$18.00

Recorded By: FES RPTT:

Book- 512 Page- 0227