

5th. The Trustees, the survivor of them, their successors, and their survivor or survivors, shall have no power to bind the shareholders personally and in every written contract they shall enter into, reference shall be made to the declaration of trust, and the person, firm or corporation so contracting with them, shall look only to the funds and property of the Company under said contract, and for the payment of any debt, damage, judgment or decree, or of any money that may become due and payable in any way by reason thereof; and neither Trustee, nor the shareholders, present or future, shall be personally liable therefor, or for any debt incurred or engagement or contract made by the trustees, or any agent, or servant, acting under them on behalf of the Company.

The funds and property of the company shall stand primarily charged with the burden of paying any money, claim or demand established or existing on account of the operations and business of the Company whether founded on contract or tort, to the end that the members of the Company may be protected from personal liability.

6th. In all deeds and conveyances to said Trustees, or either of them, or to their successors, or any of them, it shall be set forth that such grant, conveyance or transfer is to him or them as Trustees of the TEXMEX OIL COMPANY, to be held subject to this trust.

7th. The Company may sue or be sued in the Company's name as provided by law; or suit may be brought or defended in the names of the Trustees.

IN TESTIMONY WHEREOF, witness our signatures this the 26th day of March, A.D. 1920.

A. T. JERGINs,

PAUL W. SMITH

STATE OF TEXAS,)
County of Tarrant)

Before me, the undersigned authority, on this day personally appeared Paul W. Smith and A. T. Jergins, known to me to be the persons whose names are subscribed to the foregoing instrument, and acknowledged to me that they executed the same for the purposes and consideration therein expressed.

Witness my hand and seal of office this the 26th day of March, A. D. 1920.

(SEAL) F. A. ROGERS,

Notary Public in and for Tarrant County, Texas.

STATE OF TEXAS,)
Tarrant County)

AMENDMENT

Effective on and after the 26th day of March, A. D. 1920, the DECLARATION OF TRUST of the TEXMEX OIL COMPANY, recorded in Volume 654, page 463, Deed Records, Tarrant County, Texas, executed in pursuance to a DECLARATION OF TRUST ESTATE, recorded in volume 653, page 37, Deed Records, Tarrant County, Texas, is hereby amended as follows:

AMENDMENT TO
PARAGRAPH VII
DECLARATION
OF TRUST

Paragraph No. 7 therein which reads as follows:

"7th. The Company may sue or be sued in the Company's name as provided by law; or suit may be brought or defended in the name of the trustees."

is hereby stricken out and the following paragraph is hereby substituted and adopted in lieu thereof:

"7th. The Company shall sue or be sued in the names of the Trustees."

A. T. JERGINs,

Trustees Texmex Oil Company.

PAUL W. SMITH,

Trustee Texmex Oil company.