

223958-ACM

DECLARATION OF TRUST

COMPARED

THIS AGREEMENT AND DECLARATION OF TRUST, made, executed and entered into on this the 9th day of March 1923, by P. A. Lougarre, together with his assigns herein designated as subscribers, together with himself, the said P. A. Lougarre, hereinafter designated as trustee:

WITNESSETH: THAT, WHEREAS, the said P. A. Lougarre proposes to transfer, assign and deliver to himself, as trustee, under the designation of DEPOSITORS ROYALTIES COMPANY certain property detailed and described as follows, to-wit:

Fifteen Hundred Feet of Six and Five-eight casing

And the said trustee P. A. Lougarre, for the purpose of defining the interest of the subscribers and other assigns in such property and properties to be obtained by said trustee for the purposes of this trust, has agreed to issue to the subscribers negotiable certificates for Twenty Five Thousand (25000) units, all of which units shall be common and each unit to be expressed of the par value of Ten (\$10.00) Dollars, and all of said units to be issued to the subscribers and to be held by the trustee herein, the said P. A. Lougarre, and later issued and disposed of by the said trustee in the following proportions, to-wit:

P. A. Lougarre, Five Hundred Units, leaving Twenty Four Thousand Five Hundred (24500) units unissued which shall be held by the Trustee in trust for the uses and benefit of the trust herein created.

NOW, THEREFORE, the trustee herein, P. A. Lougarre, hereby declares that he will hold said property so to be transferred to him as trustee, as well as all other property which he may afterwards acquire, as trustee, together with the proceeds and profits thereof, in trust, to manage, control or dispose of the same in any part of the world for the benefit of the holders of the certificates of units issued hereunder according to the equitable values or priorities expressed in said certificates or in these articles, and in the manner and subject to the other stipulations herein contained, to-wit:

1.

It is the intention of the trustee herein to create an express trust and not a partnership. All property of the company is the property of the trustee and the control of said business, under said Declaration of Trust shall be wholly and solely within the control and discretion of the trustee herein.

II.

That this trust shall continue for Twenty-one years from the date of this instrument, unless sooner dissolved in the manner hereinafter set forth.

III.

That the purchasers of beneficial interests in said properties, which shall be acquired by said trustee for the benefit of the trust herein created, shall be known as unit holders, and this trust shall be known as the DEPOSITORS ROYALTIES COMPANY, in which manner it may contract and transact its business.

IV.

That this trust shall be a capital of Two Hundred and Fifty Thousand Dollars, divided into Twenty Five Thousand units of the par value of ten Dollars each; Five Hundred shares of said capital shall be issued to the trustee herein in payment of the property to be transferred to the trust estate as herein provided, and in payment of the services to be performed by the said trustee, as hereinafter set forth; Twenty-Four Thousand Five Hundred units of said capital shall be offered for sale by the trustee herein, or under his direction.