

W. L. Doe

W. L. Doe reserved a term 1/72 royalty

W. L. Doe died before Jesse, so Jesse's 1/8 of 1/72 NPRI passed to W.L.'s heirs directly and not through W.L.'s will.

History of the 1/72 NPRI

W. L. Doe had a will when he died. He left 1/4 of his estate to each of his 3 living children, Mary Louise Johnson, Edna Pauline Thomson and Jane Elizabeth Duncan, and 1/4 to the natural children of his deceased son, Walter Clarence Doe; namely, Mazie Malinda Blundell (now known as Lyndi Doe), Walter Leonard Doe (who died in 2012) and Wynoka Sue Doe (Chenault.) The 3 living heirs, Mary Louise Johnson, Edna Pauline Smith and Jane Elizabeth Duncan (individually and as Trustees for the three minor children, Mazie, Walter and Wynoka) conveyed three tracts of 50 acres, 215.7 acres and 32.803 acres (a total of 298.503 acres) out of W. L. Doe's 398 acre Partition Share No. 3. A fractional interest in the reserved term 1/72 NPRI was conveyed to each purchaser. The formula was 1/2 of the acreage of the tract conveyed over 3630.85 acres, the acreage from which all of the 9 Partitioned Shares were carved; for example, 1/2 of 50/3630.85. We refer to these interests as the Diminutive Interests. The breakdown of the Diminutive Interests is as follows: Anderson, Wyatt and Hand - 1/2 of 215.7/3630.85 of the 1/72 NPRI; Maurice Jones and Michael Ann Jones - 1/2 of 50/3630.85 of the 1/72 NPRI; Roy G. Whitehead and wife, Kathleen Glasco Whitehead, and Douglas R. Kolb and wife, Annie R. Kolb – 1/2 of 32.803/3630.85 of the 1/72 NPRI.

History of the 1/8 of 1/72 NPRI inherited from Jesse

W. L. Doe and his son, Walter Clarence Doe, died before Jesse, so Jesse's 1/8 of 1/72 passed through intestate succession and not through W.L.'s will. Walter Clarence's wife was Mazie Ola Hornshu and she had a son, Ray, when she married Walter Clarence. Walter Clarence legally adopted Ray. We understand that there is a sealed birth certificate identifying Walter as Ray's father but we do not have the paperwork for the adoption because it would require an order from a state district judge to see the adoption papers. Ray has confirmed that he has a copy of the birth certificate showing Walter Clarence was his father, which would confirm that he was legally adopted. Therefore, Walter Clarence's adopted son, Ray, inherited 1/4 of 1/4 (or 1/16) of 1/8 of 1/72 NPRI. The individual Grantors, Mary Louise Johnson, Edna Pauline Smith and Jane Elizabeth Duncan together owned 12/16 of 1/8 of 1/72 NPRI. As Trustees for the three natural grandchildren of W. L. Doe, they could only convey 3/16 of 1/8 of 1/72 NPRI. Ray, the adopted child, did not join in the conveyance.

Note that the interest attributed to Maurice Jones was originally conveyed to Maurice J. and Michael Ann Jones. Michael Ann and Maurice were divorced in 1978. Michael Ann died in Springerville, Arizona on August 29, 2000 without a will. She was married at the time to Gary Towner who died on March 10, 2006. She had 4 children who inherited.

Interests of W. L. Doe's children:

Mary Louise Johnson inherited 1/4 of 1/72 from her father, Walter Lenard Doe, and 1/4 of 1/8 of 1/72 from her Uncle Jesse. She had a will when she died on August 25, 2004. Her will was probated in Gonzales County as Cause No. 9255. Her estate passed to her only surviving child, James "Jimmy" Walter Johnson.

Ownership of Jimmy Johnson is as follows:

- Jimmy Johnson - 1/4 of 1/8 of 1/72 NPRI from Jesse LESS 1/4 of 1/2 of 1/8 of 298.503/3630.85 of 1/72 NPRI (.00041619)
- Jimmy Johnson – 1/4 of 1/72 NPRI from his mother, Mary Louise Johnson, LESS 1/4 of 1/2 of 298.503/3630.85 of 1/72 (.00332949)

Edna Pauline Smith inherited 1/4 of 1/72 NPRI from her father, Walter Lenard Doe, and 1/4 of 1/8 of 1/72 from her Uncle Jesse. Edna died on January 25, 2010. She had a will; however, her will was not submitted for probate. An Affidavit of Heirship, recorded in Volume 1019, Page 473, states that Edna had two children, Leonard Max Smith and Mary Ella Smith. Edna's son, Leonard Max, died on September 22, 2002, predeceasing

his mother. See the Affidavit of Heirship for Leonard Max Smith recorded at 1019/481. Leonard Max Smith was married to Judith Marie Powell Smith and they had two children, Steven Leonard Smith and Susan Michele Smith Livingston (now Baldwin). Because Leonard Max predeceased his mother, his share went directly from his mother to his children. His wife, Judith Marie Powell Smith, did not have a life estate. Steven and Susan each inherited 1/4 of their deceased grandmother's share. Susan was married to Richard Anthony Baldwin in Shelby County on September 4, 2010.

Mary Ella Smith Wilson died on December 30, 2013, and her interest passed through intestate secession to her children, Robyn Alana Mayes and Randy Alan Wilson, who each inherited 1/4 of their deceased grandmother's share. Robyn executed an Affidavit of Heirship, recorded in Volume 1160, Page 937.

Present ownership of Edna Pauline Smith's interest is as follows:

- Steven M. Smith from Edna - 1/4 of 1/4 of 1/72 NPRI LESS 1/4 of 1/4 of 1/2 of 298.503/3630.85 of 1/72 NPRI (.00083238)
- Steven M. Smith from Jesse - 1/4 of 1/4 of 1/8 of 1/72 NPRI LESS 1/4 of 1/4 of 1/8 of 1/2 of 298.503/3630.85 of 1/72 NPRI (.00010405)
- Susan Baldwin 1/4 of 1/4 of 1/72 NPRI LESS 1/4 of 1/4 of 1/2 of 298.503/3630.85 of 1/72 NPRI (.0083238)
- Susan Baldwin from Jesse - 1/4 of 1/4 of 1/8 of 1/72 NPRI LESS 1/4 of 1/4 of 1/8 of 1/2 of 298.503/3630.85 of 1/72 NPRI (.00010405)
- Robyn Alana Mayes 1/4 of 1/4 of 1/72 NPRI LESS 1/4 of 1/4 of 1/2 of 298.503/3630.85 of 1/72 NPRI (.0083238)
- Robyn Alan Mayes from Jesse - 1/4 of 1/4 of 1/8 of 1/72 NPRI LESS 1/4 of 1/4 of 1/8 of 1/2 of 298.503/3630.85 of 1/72 NPRI (.00010405)
- Randy Alan Wilson 1/4 of 1/4 of 1/72 NPRI LESS 1/4 of 1/4 of 1/2 of 298.503/3630.85 of 1/72 NPRI (.0083238)
- Randy Alan Wilson from Jesse - 1/4 of 1/4 of 1/8 of 1/72 NPRI LESS 1/4 of 1/4 of 1/8 of 1/2 of 298.503/3630.85 of 1/72 NPRI (.00010405)

Jane P. Duncan owned 1/4 of 1/72 NPRI inherited through her father's will and 1/4 of 1/8 of 1/72 NPRI inherited from her Uncle Jesse. Jane Duncan had a will when she died on February 28, 2002. She left 1/2 of both royalty interests to her daughter, Barbara Jane McDonald, and 1/2 of both royalty interests to a Trust for her three great grandchildren, James Paul Dean, Jr., Joshua Earl Dean, and Aaron Clayton McDonald. Both interests were burdened by their proportionate shares of the Diminutive Interests. The Executor's Deed conveyed the interests of the three great grandchildren to Christopher Paul McDonald, Trustee of the testamentary trust created in the Will of Jane Duncan, dec'd for the benefit of James Paul Dean, Jr., Joshua Earl Dean and Aaron Clayton McDonald. There will be one tax ID and Forest will issue one check to the Trustee. The Executor's deed lists the birthdates of the three children, none of whom has reached the age of 25.

Present ownership vests as follows:

- Barbara McDonald - 1/2 of 1/4 of 1/72 NPRI LESS 1/2 of 1/4 of 1/2 of 298.503/3630.85 of 1/72 NPRI (.00166475)
- Barbara McDonald - 1/2 of 1/4 of 1/8 of 1/72 NPRI LESS 1/2 of 1/4 of 1/2 of 1/8 of 298.503/3630.85 of 1/72 NPRI (.00020809)
- Christopher Paul McDonald, Trustee for James Paul Dean, Jr., Joshua Earl Dean and Aaron Clayton

McDonald - 1/2 of 1/4 of 1/72 NPRI LESS 1/2 of 1/4 of 1/2 of 298.503/3630.85 of 1/72 NPRI (.00166475)

- Christopher Paul McDonald, Trustee for James Paul Dean, Jr., Joshua Earl Dean and Aaron Clayton McDonald - 1/2 of 1/4 of 1/8 of 1/72 NPRI LESS 1/2 of 1/4 of 1/2 of 1/8 of 298.503/3630.85 of 1/72 NPRI (.00020809).

Walter Clarence Doe died on January 12, 1970, predeceasing his father, W. L. Doe who died on November 24, 1974. Walter Clarence also predeceased Jesse who died on July 27, 1975. Walter Clarence had three naturally born children and one adopted child, Ray Doe. W. L. Doe left Ray out of his Will. W. L.'s reserved 1/4 of 1/72 NPRI passed to Walter Clarence's 3 naturally born children; 1/3 to Lyndi Doe, 1/3 to Wynoka Sue Chenault and 1/3 to Walter Leonard "Jugs" Doe. Walter Leonard "Jugs" Doe died on June 13, 2012, and his will has been filed for Probate. No Executor has been appointed at this time. Under Jugs' Will, 1/2 of his 1/3 of reserved 1/4 of 1/72 NPRI goes to each sister, Lyndi and Wynoka.

W. L. Doe predeceased Jesse so the 1/8th of Jesse's 1/72 NPRI which would have gone to W.L. Doe passed directly from Jesse to W. L.'s heirs. However, since Walter Clarence, W.L.'s son, predeceased his father, the adopted child, Ray Doe, inherits as one of W.L.'s heirs and not through W.L.'s will. As a result, Ray is not subject to the Diminutive Interests.

Ownership vests as follows:

- Lyndi Doe 1/3 of 1/4 of 1/72 NPRI from W. L. LESS 1/3 of 1/4 of 1/2 of 298.503/3630.85 of 1/72 NPRI (.00110983)
- Lyndi Doe 1/4 of 1/4 of 1/8 of 1/72 NPRI from Jesse LESS 1/4 of 1/4 of 1/2 of 1/8 of 298.503/3630.85 of 1/72 NPRI (.00010404)
- Wynoka Sue Chenault 1/3 of 1/4 of 1/72 NPRI from W. L. LESS 1/3 of 1/4 of 1/2 of 298.503/3630.85 of 1/72 NPRI (.00110983)
- Wynoka Sue Chenault 1/4 of 1/4 of 1/8 of 1/72 NPRI from Jesse LESS 1/4 of 1/4 of 1/2 of 1/8 of 298.503/3630.85 of 1/72 NPRI (.00010404)
- Estate of Walter "Jugs" Doe 1/3 of 1/4 of 1/72 NPRI from W. L. LESS 1/3 of 1/4 of 1/2 of 298.503/3630.85 of 1/72 NPRI (.00110983)
- Walter "Jugs" Doe 1/4 of 1/4 of 1/8 of 1/72 NPRI LESS 1/4 of 1/4 of 1/2 of 1/8 of 298.503/3630.85 of 1/72 NPRI (.00010404)
- Ray Doe 1/4 of 1/4 of 1/8 of 1/72 NPRI (.00010857)

NOTE: Mazie Melinda Blundell. When Mazie Blundell divorced Walter Bill Walker, the divorce decree mandated that she go back to her maiden name of Doe. She didn't formally change her first names but she now goes by Lyndi Doe.

Diminutive Interests

Anderson, Wyatt and Hand purchased a 215.7-acre tract on May 29, 1977, from Mary Louise Johnson, Edna Pauline Smith and Jane Elizabeth Duncan. Grantors conveyed the tract individually and as Trustees UWO of W. L. Doe for the natural minor children of the deceased Walter Clarence Doe. The deed is recorded in Volume 434, Page 424. Bruce Wyatt received a 50% interest in 215.7 acres, James B. Anderson a 25% interest and Charles Hand a 25% interest. The Grantors specifically granted to Grantees a 1/2 interest in their royalty interest in an undivided 215.7/3630.85 acres of land.

This conveyance comprised the 1/72 NPRI which W.L. had reserved in his original Partition Deed and the 1/2 interest in whatever Grantors owned in the 1/8th of 1/72 NPRI inherited by descent and distribution from

Jesse. Ray Doe was left out of W.L.'s will and so had no interest in W.L.'s reserved 1/72 NPRI. However, Ray inherited a share of Jesse's 1/8 of 1/72 NPRI through descent and distribution. The individual Grantors, Mary Louise Johnson, Edna Pauline Smith and Jane Elizabeth Duncan together owned 12/16 of 1/8 of 1/72 NPRI, but as Trustees for the three natural grandchildren of W. L. Doe, they could only convey 3/16 of 1/8 of 1/72 NPRI. Therefore, Anderson, Wyatt and Hand only received 15/16 of Jesse's 1/8 of 1/72 NPRI since Ray didn't join in the conveyance.

Bruce F. Wyatt created a Revocable Trust prior to his death. A certification of Trust for the Bruce F. Wyatt Revocable Trust is recorded in Volume 1164, Page 92 of the Official Records of Gonzales County. His interest passed to trusts for his three children. Certifications of Trust are recorded as follows: Marsha K. Thomas Trust 1164/104, Neal Kent Wyatt Trust 1164/100 and Nancy Wyatt Frazier Trust 1164/97. Each child is the Trustee of his or her Trust.

Anderson, Hand and Wyatt conveyed multiple tracts out of the 215.7 acre tract. They conveyed various interests in various tracts; however, they did not convey their interests in the 1/72 reserved royalty, nor did they convey their interests in Jesse's 1/8 of 1/72 NPRI.

Ownership vests as follows:

- Marsha K. Thomas, Trustee - 1/3 of 1/2 of 1/2 of 215.7/3630.85 of 1/72 NPRI (.00006876)
- Marsha K. Thomas, Trustee - 1/3 of 1/2 of 1/2 of 15/16 of 215.7/3630.85 of 1/8 of 1/72 NPRI (.00000806)
- Neal Kent Wyatt, Trustee - 1/3 of 1/2 of 1/2 of 215.7/3630.85 of 1/72 NPRI (.00006876)
- Neal Kent Wyatt, Trustee - 1/3 of 1/2 of 1/2 of 15/16 of 215.7/3630.85 of 1/8 of 1/72 NPRI (.00000806)
- Nancy Wyatt Frazier, Trustee - 1/3 of 1/2 of 1/2 of 215.7/3630.85 of 1/72 NPRI (.00006876)
- Nancy Wyatt Frazier, Trustee - 1/3 of 1/2 of 1/2 of 15/16 of 215.7/3630.85 of 1/8 of 1/72 NPRI (.00000806)
- James B. Anderson and wife, Carol, 1/4 of 1/2 of 215.7/3630.85 of 1/72 NPRI (.00010314)
- James B. Anderson and wife, Carol, - 1/4 of 1/2 of 1/2 of 15/16 of 215.7/3630.85 of 1/8 of 1/72 NPRI (.00001209)
- Charles E. Hand and wife Evelyn 1/4 of 1/2 of 215.7/3630.85 of 1/72 NPRI (.00010314)
- Charles E. Hand and wife, Evelyn -1/4 of 1/2 of 1/2 of 15/16 of 215.7/3630.85 of 1/8 of 1/72 NPRI (.00001209)

Roy G. Whitehead and wife, Kathleen Glasco Whitehead, and Douglas R. Kolb and wife, Annie R. Kolb, purchased 32.803 acres of land from Mary Louise Johnson, Edna Pauline Smith and Jane Elizabeth Duncan, individually and as Trustees UWO of W. L. Doe for Mazie Malinda Blundell, Walter Lenard Doe and Wynoka Sue Doe, minor children of Walter Clarence Doe. The deed is recorded in Volume 433, Page 409. The Grantors specifically granted 1/2 of 32.803 /3630.85 of the 1/72 NPRI.

The Whiteheads and Kolbs conveyed the 32.803 acres to H.P. Adams, Sr. and Ruth Louis Adams, reserving a 1/32 royalty interest in and to all of the oil, gas and other minerals, but they did not convey their interest in the 1/72 NPRI, recorded in Volume 474, Page 333.

Ownership vests as follows:

- Roy and Kathleen Whitehead – 1/2 of 1/2 of 32.803/3630.85 of 1/72 (.00003137)

- Roy and Kathleen Whitehead – 1/2 of 1/2 of 32.803/3630.85 of 15/16 of 1/8 of 1/72 (.00000368)
- Douglas and Annie Kolb – 1/2 of 1/2 of 32.803/2630.85 of 1/72 (.00003137)
- Douglas and Annie Kolb – 1/2 of 1/2 of 32.803/3630.85 of 15/16 of 1/8 of 1/72 (.00000368)

Maurice J. Jones and Michael Ann Jones purchased a 50-acre tract on May 24, 1977, from Mary Louise Johnson, Edna Pauline Smith and Jane Elizabeth Duncan, individually and as Trustees UWO of W. L. Doe for Mazie Malinda Blundell, Walter Lenard Doe and Wynoka Sue Doe, minor children of Walter Clarence Doe. The deed is recorded in Volume 433, Page 296. The Grantors specifically granted 1/2 of 50/3630.85 of the 1/72nd royalty to Maurice and Michael Ann.

Maurice and Michael Ann were divorced in 1978. Michael Ann died in Springerville, Arizona on August 29, 2000. She was married at the time to Gary Towner who died on March 10, 2006. She died without a will, so after the death of her husband, her interest passed to her four children, Edith Marie Jones Rodriguez, Maurice J. Jones, Jr., Elgin W. Jones and Carl R. Jones.

Ownership vests:

- Maurice J. Jones – 1/2 of 1/2 of 50/3630.85 of 1/72 NPRI (.00004782)
- Maurice J. Jones – 1/2 of 1/2 of 50/3630.85 of 15/16 of 1/8 of 1/72 NPRI (.00000560)
- Edith Marie Jones Rodriguez - 1/8 of 1/2 of 50/3630.85 of 1/72 NPRI (.00001195)
- Edith Marie Jones Rodriguez – 1/8 of 1/2 of 50/3630.85 of 15/16 of 1/8 of 1/72 NPRI (.00000140)
- Maurice J. Jones, Jr. - 1/8 of 1/2 of 50/3630.85 of 1/72 NPRI (.00001195)
- Maurice J. Jones, Jr. - 1/8 of 1/2 of 50/3630.85 of 15/16 of 1/8 of 1/72 NPRI (.00000140)
- Elgin W. Jones - 1/8 of 1/2 of 50/3630.85 of 1/72 NPRI (.00001195)
- Elgin W. Jones - 1/8 of 1/2 of 50/3630.85 of 15/16 of 1/8 of 1/72 NPRI (.00000140)
- Carl R. Jones - 1/8 of 1/2 of 50/3630.85 of 1/72 NPRI (.00001195)
- Carl R. Jones - 1/8 of 1/2 of 50/3630.85 of 15/16 of 1/8 of 1/72 NPRI (.00000140)