

AFFIDAVIT AS TO DEBTS AND LIENS

THE STATE OF TEXAS §

COUNTY OF STONEWALL §

GF # 1-04-8

BEFORE ME, the undersigned authority, on this day, personally appeared the undersigned (hereinafter called Affiant) (whether one or more) and each on his oath, deposes and says, as follows:

1. Affiant is the owner of the following described property, to-wit:

THE SURFACE ESTATE ONLY OF THE FOLLOWING DESCRIBED LANDS:

TRACT ONE:

BEING all of Section 155, Block D, H&TC Ry. Co. Survey, Abstract Number 297, Certificate Number 30/2560, Patent No. 417, Volume 87, 655 acres, more or less, Stonewall County, Texas.

TRACT TWO:

BEING all of Section 156, Block D, H&TC Ry. Co. Survey, Abstract Number 1229, Certificate Number 30/2560, Patent Number 493, Volume 31a, 658 acres, more or less, Stonewall County, Texas.

TRACT THREE:

BEING all of Section 157, Block D, H&TC Ry. Co. Survey, Abstract Number 296, Certificate Number 30/2561, Patent Number 418, Volume 87, 658 acres, more or less, Stonewall County, Texas.

TRACT FOUR:

BEING all of Section 158, Block D, H&TC Ry. Co. Survey, Abstract Number 589, Certificate Number 30/2561, Patent Number 512, Volume 9, 629.3 acres, more or less, Stonewall County, Texas.

TRACT FIVE:

BEING all of Section 159, Block D, H&TC Ry. Co. Survey, Abstract Number 295, Certificate Number 30/2562, Patent Number 419, Volume 87, 643.5 acres, more or less, Stonewall County, Texas.

TRACT SIX:

BEING the East One-Half (E/2) of Section 166, Block D, H&TC Ry. Co. Survey, Abstract Number 1230, Certificate Number 27/2565, Patent Number 32a, Volume 12, 328 acres, more or less, Stonewall County, Texas.

TRACT SEVEN:

BEING all of Section 167, Block D, H&TC Ry. Co. Survey, Abstract Number 291, Certificate Number 30.2566, Patent Number 423, Volume 87, 650 acres, more or less, Stonewall County, Texas.

EXHIBIT	1
WIT:	A. Ottaway
DATE:	6/17/08
TAMMY HARRIS	

EXHIBIT NO.	N
3-12-08	
S. MANI V	

0356

TRACT EIGHT:

BEING all of Section 168, Block D, H&TC Ry. Co. Survey, Abstract Number 1415, Certificate Number 30/2566, Patent Number 494, Volume 41a, 658.9 acres, more or less, Stonewall County, Texas.

TRACT NINE:

BEING all of Section 169, Block D, H&TC Ry. Co. Survey, Abstract Number 290, Certificate Number 30/2567, Patent Number 424, Volume 87, 658.9 acres, more or less, Stonewall County, Texas.

TRACT TEN:

BEING all of Section 170, Block D, H&TC Ry. Co. Survey, Abstract Number 1545, Certificate Number 30/2567, Patent Number 132, Volume 39, 658.9 acres, more or less, Stonewall County, Texas.

NOTE: The Company is prohibited from insuring the area or quantity of the land described herein. Any statement in the above description of the area or quantity of land is not a representation that such area or quantity is correct, but is made only for informational and/or identification purposes and does not override Item 2 of Schedule B hereof.

2. Affiant is desirous of selling the above described property and has requested CONSOLIDATED ABSTRACT CO., INC., agent for Alamo Title Insurance, to issue a title policy guarantying the title of same to his purchaser.
3. In connection with the issuance of such policy, Affiant makes the following statement of facts:
 - a. That Affiant owes no past due Federal or State taxes and that there are no delinquent Federal assessments presently existing against Affiant, and that no Federal or State Liens have been filed against Affiant.
 - b. That there are no delinquent State, County, City, School District, Water District or other governmental agency taxes due or owing against said property and that no tax suit has been filed by any State, County, Municipal Water District or other governmental agency for taxes levied against said property.
 - c. All labor and material used in the construction of improvements or repairs, if any, on the above described property have been paid for and there are now no unpaid labor or material claims against the improvements or repairs, if any, or the property upon which same are situated, and Affiant hereby declares that all sums of money due for the erection of improvements or repairs, if any, have been fully paid and satisfied and there are no Mechanic's or Materialmen's liens against the hereinabove property.
 - d. That no paving assessments or lien has been filed against the hereinabove described property, and Affiant owes no paving charges.
 - e. That there are no judgment liens filed against Affiant.
 - f. That there are no suits pending, including but not limited to bankruptcy, against Affiant in Federal or State Court.

g. That Affiant knows of no adverse claim to the hereinabove described property and that so far as Affiant knows there are no encroachments or boundary conflicts.

h. That there are no outstanding home improvements loans, recorded or unrecorded, except as follows:

NONE

i. That Affiant has not heretofore sold, contracted to sell or conveyed any part of said property other than in connection with this sale.

j. No unpaid debts for electric or plumbing fixtures, water heaters, floor furnaces, air conditioners, radio or television antennae, carpeting, rugs, lawn sprinkling systems, venetian blinds, window shades, draperies, electric appliances, fences street paving, or any personal property or fixtures that are located on the subject property described above, and that no such items have been purchased on time payment contracts, and there are no security interests on such property secured by financing statements, security agreement or otherwise except the following:

Secured Party

Approximate Amount

NONE

k. No loans of any kind on such property except the following:

Creditor

Approximate Amount

NONE

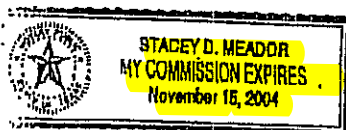
4. Affiant recognizes that but for the making of the hereinabove statements of fact relative the hereinabove described property CONSOLIDATED ABSTRACT CO., INC. would not issue a title policy on said property and that such statements have been made as a material inducement for the issuance of such policy.

WITNESS my hand this the 29th day of March, 2004.

John Wayne Denison
JOHN WAYNE DENISON

SWORN TO AND SUBSCRIBED BEFORE ME, by the said JOHN WAYNE DENISON, at ASPERMONT,

Stonewall County, Texas, this the 29th day of March, 2004.



Stacey D. Meador
NOTARY PUBLIC STATE OF TEXAS

0358