When Recorded Return to United States Dept. of Interior Bureau of Land Management Arizona State Office 222 North Central Avenue Attn: AZ-931 Phoenix, Arizona 85004-2203



2004-007611 Page 1 of 5 DFFICIAL RECORDS OF APACHE CDUNTY MARGARET A COALTER, RECORDER 09-01-2004 12:56 PM Recording Fee \$12.00

UNITED STATES DEPARTMENT OF THE INTERIOR BUREAU OF LAND MANAGEMENT

DONATION DEED

AZA-18416-D

THE UNITED STATES OF AMERICA conveys to the UNITED STATES IN TRUST FOR THE NAVAJO NATION, the real property in Apache County, Arizona, set forth on Exhibit "A" and Exhibit "B",

TO HAVE AND TO HOLD, the lands included in this deed, together with all rights, privileges, immunities and appurtenances of and to its successors forever; and

Subject to a right to enter upon, prospect for, and mine an undivided ½ interest in and to all minerals and metals existing in said lands as set forth in the instrument recorded in Book 7 of the Official Records, pages 36-40; and

Subject to the License and Easement recorded June 29, 1971, in Docket 142 page 470; and

Subject to the oil and gas lease executed by Frank J. Brundage, Lessor to Arizona Mutual Oil Co., Lessee, dated September 1, 1919, recorded October 10, 1919, in Book 3 of Leases and Agreements, page 43; and

Subject to the oil and gas lease executed by Williams H. Daggs; Irene F. McCauley and Charles D. McCauley, Angeline V. Daggs, E. C. Yager and Jennie Yager, Lessor to the Pinto Petroleum and Land Co., Lessee, recorded November 10, 1920, in Book 3 of Agreements and Leases page 63; and

Subject to the oil and gas lease executed by Harry Jamison, Lessor to Carl F. Schader, Lessee, dated January 23, 1924, recorded October 25, 1924, in Book 3 of Agreements and Leases page 183; and



Deed Number <u>AZ-2004-002</u>



4.1

Subject to the oil and gas lease executed by Harry Jamison, Lessor to Carl F. Schader, Lessee, dated February 18, 1924, recorded April 8, 1924, in Book 3 of Agreements and Leases page 162; and subject to the oil and gas lease executed by Robert C. Mahan and Frances J. Mahan, Lessor, to Noel Reynolds, Lessee, dated July 29, 1958, recorded August 12, 1958 in Docket 28 page 403; and

Subject to the partial assignment of Lease dated July 29, 1958, recorded in Book 28 page 403 assigned to Texas American Oil Corporation by deed recorded October 27, 1958 in Book 29, page 579 and in Docket 30, page 327 and thereafter assigned to Pomeroy Smith, Ltd., in Docket 30 page 467 and in Docket 30 page 469; and thereafter to Texas American Oil Corporation in Docket 31 page 83 and thereafter to Pomeroy Smith, Ltd. as to an undivided 1/3 interest and to R. Searle McGrath, an undivided 1/6 interest in Docket 31, page 233; and

Subject to the Over-riding Royalty Assignment between Texas American Oil Corporation and Hungiville-Ewing Oil Investments, Inc. recorded in Docket 32 page 116 and thereafter assignment to Yucca Petroleum Inc. recorded in Docket 67 page 235 and re-recorded in Docket 79 Page 473 and thereafter assignment to Jack E. Lyman in Docket 79 page 472; and

Subject to a reservation of a perpetual, assignable, non-exclusive 66 foot wide right-of-way in, on, over, and across the existing Apache County Road No. 380 generally described as follows: Commencing at Interstate 40 at the south exit of the Pinta Interchange; thence cunning southeasterly along the centerline of the existing County Road No. 380 through the southeast quarter of the southwest quarter (SE¼SW¼) and the south half of the southeast quarter (S½SE¼) of Section 25, T. 20 N., R. 25 E., Gila and Salt River Meridian., Arizona, to a point on the south section line of said Section 25. The existing County Road No. 380 is depicted on United States Geological Survey Pinta Quadrangle dated 1972; and

Subject to reservations, easements, existing of record, or conditions that are outstanding in the patent or patents which are existing; and

Property exempt from Affidavit and Filing Fee-A.R.S. §11-1134.

IN TESTIMONY WHEREOF, the Grantor, by its duly authorized officer, has caused this donation deed to be executed and the seal of the Bureau of Land Management to be hereunto affixed.



Deed Number AZ-2004-002

Given under my hand at the City of PHOENIX, ARIZONA, on the 20^{1b} Day of August, in the year of our Lord two thousand and four.

4. Zelinski Elaine Y. Zielinski

State Director

2004-007611 09-01-2004 Pase 3 of 5

STATE OF ARIZONA)

) ss.

COUNTY OF MARICOPA)



Notary Public in and for the

State of

My commission expires: 2623



EXHIBIT A

Gila and Salt River Meridian, Arizona

T. 19 N., R. 25 E.,

- sec. 3, lots 1 to 4, inclusive, $S^{1}_{2}N^{1}_{2}$, S^{1}_{2} ;
- sec. 5, lots 1 to 8, inclusive, S¹/₂NW¹/₄, E¹/₂SW¹/₄, S¹/₂SE¹/₄.
- T. 20 N., R. 25 E.,
 - sec. 1, lots 1 to 4, inclusive, $S\frac{1}{2}N\frac{1}{2}$, $S\frac{1}{2}$;
 - sec. 3, lots 5 to 20, inclusive;
 - sec. 10, lots 4, 5, 9 and 12 to 16, inclusive;
 - sec. 11, All;
 - sec. 12, All;
 - sec. 13, All;
 - sec. 14, All;
 - sec. 15, lots 1 to 16, inclusive;
 - sec. 19, lots 5 to 20, inclusive;
 - sec. 20, lots 1 to 16, inclusive;
 - sec. 21, lots 1 to 16, inclusive;
 - sec. 22, lots 1 to 16, inclusive; (lots 1 to 8 with Federal Minerals)
 - sec. 23, All;
 - sec. 24, All;

EXCEPT that ten (10) acre portion lying within the SE¹/₄ as evidenced by deed recorded May 13, 1966 in Docket 80, page 196 and re-recorded in Docket 114, page 263 and Treasurer's Deed recorded February 25, 1975, in Docket 205, page 584-585.

- sec. 25, All;
- sec. 26, All;
- sec. 27, E¹/₂, E¹/₂W¹/₂, E¹/₂W¹/₂NW¹/₄, E¹/₂NW¹/₄SW¹/₄,

E¹/₂W¹/₂NW¹/₄SW¹/₄, SW¹/₄SW¹/₄, and all that portion lying South of U.S. Highway 66 in the W¹/₂W¹/₂NW¹/₄SW¹/₄;

- sec. 29, N¹/₂, SW¹/₄;
- sec. 30, lots 5 to 20, inclusive;
- sec. 31, lots 5 to 20, inclusive;
- sec. 33, All;
- sec. 34, All;
- sec. 35, All.

The area described aggregates 15,881.39 acres.



Deed Number AZ-2004-002

EXHIBIT B

Gila and Salt River Meridian, Arizona

T. 20 N., R. 25 E.,

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- sec. 10, lots 1 to 3 inclusive, lots 6 to 8, inclusive and lots 10 and 11;
- sec. 27, W1/2W1/2NW1/4 and all that portion lying North of U.S. Highway 66 in the W¹/₂W¹/₂NW¹/₄SW¹/₄;

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- sec. 28, lot 5, N¹/₂, SE¹/₄;
- sec. 29, SE¹/4.

The area described aggregates 1,111.36 acres.







WHEN RECORDED RETURN ...: UNITED STATES DEPT. OF THE INTERIOR Bureau of Land Management P. O. Box 16563 Phoenix, Arizona 85011 Attn: Mr. D. Dean Bibles

State Director

29:169 Fitzgerald

MAL JAN A 260 WARRANTY DEED

STATE OF ABUTTY FILE NO. 74347 COUNTY OF ABUTTY SS. I hereby cut fy that the within according to at filed and recorded 12/ 30 185 at 4.30 P. M. In ducked No. 498 Page 108-114 In ducked No. 498 Page 108-114 In the recurst of First American 1 MARY & CHAVEZ, Recorder BM Aductor Denuty

Know all people by these presents that RAYMOND FITZGERALD and NANCY W. FITZGERALD, his wife, hereinafter styled GRANTORS, for and in consideration of the conveyance of fee simple title from the United States of that certain real estate more fully described in that certain Land Exchange Agreement entered into the llth day of September, 1985, pursuant to the provisions of the Navajo-Hopi Settlement Act, Public Law 93-531, 98 Stat. 1712 (1974); as amended by the Navajo and Hopi Relocation Amendments Act of 1980, Public Law 96-305, 94 Stat. 929 (1980), and The San Juan Basin Wilderness Protection Act of 1984, Public Law 98-603, 98 Stat. 3155 et seq., has granted, sold, and conveyed and by these presents does grant, sell, and convey unto the United States of America and its assigns all that certain real estate situated in the County of Apache, State of Arizona, described in Exhibit A which is attached hereto and by reference made a part hereof and hereby promises and agrees to deed to Pat D. and Juanita Paulsell Family and Charitable Trust, under Trust Agreement dated May 17, 1977, by Pat D. Pausell, Trustee, the certain real estate situated in the County of Apache, State of Arizona described in Exhibit B which is attached hereto and by reference made a part hereof.

Subject to a right to enter upon, prospect for, and mine an undivided 1/2 interest in and to all minerals and metals existing in said lands as set forth in the instrument recorded in Book 7 of the Official Records pages 36-40, and

Subject to the License and Easement recorded June 29, 1971 in Docket 142 page 470; and

Subject to the oil and gas lease executed by Frank J. Brundage, Lessor to Arizona Mutual Oil Co., Lessee, dated September 1, 1919, recorded October 10, 1919 in Book 3 of Leases and Agreements page 43; and

Subject to the oil and gas lease executed by William H. Daggs; Irene F. McCauley and Charles D. McCauley, Angeline V. Daggs, E. C. Yager and Jennie Yager, Lessor to The Pinto Petroleum and Land Co., Lessee, recorded November 10, 1920 in Book 3 of Agreements and Leases page 63; and

Subject to the oil and gas lease executed by Harry Jamison, Lessor to Carl F. Schader, Lessee, dated January 23, 1924, recorded October 25, 1924 in Book 3 of Agreements and Leases page 183; and

Subject to the oil and gas lease executed by Harry Jamison, Lessor to Carl F. Schader, Lessee, dated February 18, 1924, recorded April 8, 1924, in Book 3 of Agreements and Leases page 162; and subject to the oil and gas lease executed by Robert C. Mahan and Frances J. Mahan, Lessor, to Noel Reynolds, Lessee, dated July 29, 1958, recorded August 12, 1958 in Docket 28 page 403; and

sfer is exempt Title affidavit der tax

A-18416-D Title Accepted date of Recording: December 30, 1985 Subject to the partial assignment of Lease dated July 29, 1958, recorded in Book 28 page 403 assigned to Texas American 011 Corporation by deed recorded October 27, 1958 in Book 29, page 579 and in Docket 30 page 327 and thereafter assigned to Pomeroy Smith, Ltd. in Docket 30 page 467 and in Docket 30 page 469; and thereafter to Texas American 011 Corporation in Docket 31 page 83 and thereafter to Pomeroy Smith, Ltd. as to by undivided 1/3 interest and to R. Searle McGrath an undivided 1/6 interest in Docket 31 page 233; and

Subject to the Over-riding Royalty Assignment between Texas American Oil Corporation and Hungiville-Ewing Oil Investments, Inc. recorded in Docket 32 page 116 and thereafter assignment to Yucca Petroleum Inc. recorded in Docket 67 page 235 and re-recorded in Docket 79 page 473 and thereafter assigned to Jack E. Lyman in Docket 79 page 472; and

Subject to a reservation of a perpetual, assignable, non-exclusive 66 foot wide right-of-way in, on, over and across the existing Apache County Road No. 380 generally described as follows: Commencing at Interstate 40 at the south exit of the Pinta Interchange; thence running southeasterly along the centerline of the existing County Road No. 380 through the southeast quarter of the southwest quarter (SELSWL) and the south half of the southeast quarter (SLSEL) of Section 25, T. 20 N., R. 25 E., GSRM, Arizona, to a point on the south section line of said Section 25. The existing County Road No. 380 is depicted on United States Geological Survey Pinta Quadrangle dated 1972; and

Subject to reservations, easements, existing of record, or conditions that are outstanding in the patent or patents which are existing.

To have and to hold the above-described premises together with all and singular the rights and appurtenances thereto in anywise belonging to the United States of America and its assigns forever. The Grantors do hereby bind themselves and their successors to warrant and forever defend all and singular the premises unto the United States of America and its assigns against every person whomsoever lawfully claiming them or any part thereof.

In Witness whereof, the Grantors have executed this deed this 20th day of December , 1985.

Nancy Jr. Ditzgerald Nancy W. Fitzgerald





ACKNOWLEDGEMENT

State of Arizona)) County of Navajo:)

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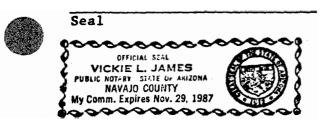
88

The foregoing instrument was acknowledged before me this <u>20th</u> day of <u>December</u>, 1985, by Raymond Fitzgerald.

 \mathcal{N} Public in and for said County and State Notary

DKT 498 HALE 110

My Commission Expires: 11/29/87





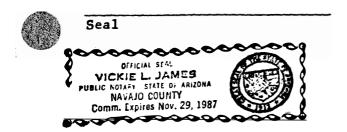
ACKNOWLEDGEMENT

State of Arizona)) ss County of Nawajo)

The foregoing instrument was acknowledged before me this _20th day of December _____, 1985, by Nancy W. Fitzgerald.

Notary Public in and for said County and State

My Commission Expires: 11/29/87





RAYMOND FITZGERALD RANCH

GILA AND SALT RIVER MERIDIAN T. 19 N., R. 25 E., Sec. 3, Lots 1-4 incl., Ship, Sh; 643.42 Sec. 5, Lots 1-4 incl., Shh, Sh; 642.56 7, Lots 1-4 incl., E3W2, E3; Sec. 628.80 9, Sec. A11; 640.00 Sec. 11, All that portion lying North and West of the Atchison, Topeka and Santa Fe Railway Company's right-of-way; EXCEPTING that portion described as follows: Commencing at the Southwest corner of Section 35, T. 20 N., R. 25 E., G&SRM; Thence South 00°03'30" West along the southerly prolongation of the westerly line of said Section 35, a distance of 6,300 feet; Thence South 89"56'30" East 50.00 feet to the True Point of Beginning of the parcel being herein described; Thence continuing South 89"56'30" East 200.00 feet; Thence South 00°03'30" West 250.00 feet; Thence North 89°56'30" West 200.00 feet; Thence North 00°03'30" East 250.00 feet to the Point of ending, containing 1.15 97.32 acres, more or less; Sec. 15, All that portion lying North and West of the Atchison, Topeka, and Santa Fe Railway Company's right-of-way; 31.98 Sec. 17, All; 640.00 Sec. 19, Lots 1-4 incl., EW2, E2; 629.76

APACHE COUNTY, ARIZONA

Exhibit A Page 1 of 2

DKT 498 PALE 112

A-18416-D



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T. 19 N., R. 25 E., (continued)

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Sec. 21,	All that portion lying North and West of the Atchison, Topeka and Santa Fe Railway Company's right-of-way;	15.07
Sec. 29,	All that portion lying North and West of the Atchison, Topeka and Santa Fe Railway Company's right-of-way.	3. 20

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3,972.11 +

T. 20 N., R. 25 E.,

Sec. 1,	Lots 1-4 incl., SaNa, Sa;	654.22
Sec. 3,	Lots 1-4 incl., Shh, Sh;	655.20
Sec. 10,	włwł, sełswł, słseł, nełseł;	320.00
Sec. 11,	A11;	640.00
Sec. 12,	A11;	640.00
Sec. 13,	A11;	640.00
Sec. 14,	A11;	640.00
Sec. 15,	A11;	640.00
Sec. 19,	Lots 1-4 incl., E½, E½W½;	627.84
Sec. 20,	A11;	640.00
Sec. 21,	A11;	640.00
Sec. 22,	All; (N½ Federal Minerals)	640.00
Sec. 23,	A11;	640.00
Sec. 24,	A11;	630.00

EXCEPT that ten (10) acre portion lying within the SEt as evidenced by deed recorded May 13, 1966 in Docket 80, page 196 and re-recorded in Docket 114, page 263 and Treasurer's Deed recorded February 25, 1975, in Docket 205, Page 584-585.

Sec. 25,	A11;	640.00	
Sec. 26,	A11;	640.00	
Sec. 27,	E1, E1W1, E1W1NW2SW2, E1NW2SW2, SW2SW2, E1W1NW2, and all that portion lying South		
	of U. S. Highway 66 in the WłWłNWłSWł;	590.00	
Sec. 29,	N ¹ ₂ , SW ¹ ₂ ;	480.00	
Sec. 30,	Lots 1-4 incl., EWE, EE;	626.98	
Sec. 31,	Lots 1-4 incl., EyWy, Ey;	629.38	
Sec. 33,	A11;	640.00	
Sec. 34,	A11;	640.00	
Sec. 35,	A11.	640.00	
-		* <u> </u>	14,173.62 +

TOTAL ACREAGE



Exhibit A Page 2 of 2

18,145.73 +

DKT 498 HAGE 11.3



A-18416-D

LANDS TO PAULSELL FAMILY RAYMOND FITZGERALD RANCH

Lands south of the Atchison, Topeka and Santa Fe Railroad Right-of-Way and north of the Rio Puerco in T. 19 N., R. 25 E.

APACHE COUNTY, ARIZONA

GILA AND SALT RIVER MERIDIAN

(

T. 19 N., R. 25 E.

Sec. 11,	All that portion lying south of the railroad	976 07	
Sec. 15,	right-of-way and north of the Rio Puerco; All that portion lying south of the railroad	276.07	
	right-of-way and north of the Rio Puerco;	335.97	
Sec. 21,	All that portion lying south of the railroad	50 (0	
Sec. 29	right-of-way and north of the Rio Puerco; All that portion lying south of the railroad	50.42	
Sec. 29,	right-of-way and north of the Rio Puerco;	129.08	
Sec. 31,	All that portion lying south of the railroad		
-	right-of-way and north of the Rio Puerco;	30.61	

TOTAL

(

822.15





DKT 498 PALE 114

STATE OF 48:20-4) FLE N. 74348 COUNTY OF APACIES ... I heroby couldry that 1 the within instrument was filed and the within instrument was filed and recorded 12, 30, 12, 85, at 4-30, 1 in docket fin. 498, Page 11/5-1 at the request of First America MARY B. CHAVEZ, Recorder By Weinshe Deputy

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32206 WHEN RECORDED MAIL TO:

UNITED STATES DEPARTMENT OF THE INTERIOR Bureau of Land Management P. O. Box 16563 Phoenix, Arizona 85011 Attn: Mr. Dean Bibles, State Director

WARRANTY DEED

Know all people by these presents that PAT D. and JUANITA PAULSELL FAMILY and CHARITABLE TRUST, under Trust Agreement dated May 17, 1977, by PAT D. PAULSELL,* TRUSTEE, hereinafter styled GRANTOR, the beneficiary of said Trust being Pat D. Paulsell, P. O. Box 338, Holbrook, Arizona 85025, for an in consideration of the conveyance of fee simple title from RAYMOND FITZGERALD and NANCY FITZGERALD, his wife, of that certain real estate more fully described in Exhibit B attached hereto and made a part hereof has granted, sold, and conveyed and by these presents does grant, sell, and convey unto the United States of America and its assigns all that certain real estate situated in the County of Apache, State of Arizona, described in Exhibit C which is attached and by reference made a part hereof.

Subject to the assignment of Over-riding Royalty dated 5/10/63, between Hungiville-Ewing Oil Investments, Inc., and Yucca Petroleum, Inc., an Arizona Corporation, recorded 6/3/64, in Docket 67, page 235-239; and

Subject to reservations, easements, existing of record, and mineral interests existing in third parties, or conditions that are outstanding in the patent or patents which are existing.

To have and to hold the above-described premises together with all and singular the rights and appurtenances thereto in anywise belonging to the United States of America and its assigns forever. The Grantors do hereby bind themselves and their successors to warrant and forever defend all and singular the premises unto the United States of America and its assigns against every person whomsoever lawfully claiming them or any part thereof.

In Witness whereof, the Grantors have executed this deed this 20 day of $\underline{DECEMBER}$, 1985.

Inis transfer is exempt irog affidavit ster tax iris 42-1614 A 3

*aka Pat Dunnivan Paulsell, aka Patton Paulsell and aka Patten Paulsell

ACKNOWLEDGEMENT

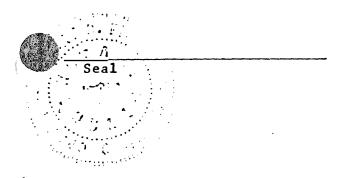
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State of Arizona) NAVAJO) SB County of Maricopa)

The foregoing instrument was acknowledged before me this <u>i</u> day of <u>bickin Sfc</u>, 1985, by Pat D. Paulsell, Trustee.

4311E Notary Public in and for said County and State

My Commission Expires: NEVERIDER 9, 1987





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TOTAL

RAYMOND FITZGERALD RANCH

Lands south of the Atchison, Topeka and Santa Fe Railroad Right-of-Way and north of the Rio Puerco in T. 19 N., R. 25 E.

GILA AND SALT RIVER MERIDIAN

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T. 19 N., R. 25 E.,

Sec. 11,	All that portion lying south of the railroad	
	right-of-way and north of the Rio Puerco;	276.07
Sec. 15,	All that portion lying south of the railroad	
	right-of-way and north of the Rio Puerco;	335.97
Sec. 21,	All that portion lying south of the railroad	
	right-of-way and north of the Rio Puerco;	50.42
Sec. 29,	All that portion lying south of the railroad	
	right-of-way and north of the Rio Puerco;	129.08
Sec. 31,	All that portion lying south of the railroad	
	right-of-way and north of the Rio Puerco;	30.61
	,	



822.15

Exhibit B

DKT 498 per 117

September 23, 1985

PATTON D. PAULSELL RANCH

APACHE COUNTY, ARIZONA

GILA AND SALT RIVER MERIDIAN

T. 20 N., R. 25 E.,

Sec. 10,	NEŁ, EŁNWŁ, NEŁSWŁ, NWŁSEŁ;	320.00
Sec. 27,	WWWWWW and all that portion north of	
	Highway 66 in the WWWNWLSWL;	50.0 0
Sec. 28,	N ¹ , SE ¹ ;	

AND that certain strip of land extending north and south across the Southwest quarter of Section twenty-eight (28). comprising the bed of Dead River, together with a strip of land extending from the bed of Dead River to and including the water well now in use at or near the bank of Dead River and so as to permit livestock to travel uninterruptedly across the Southwest quarter of said Section and along the bed of said Dead River and water at said well; all in Township 20 North, Range 25 East of the Gila and Salt River Base and Meridian, Apache County, Arizona, and that portion as evidenced by Resolution of Abandonment recorded 11/14/74, in Docket 199, page 388-389.

TOTAL ACREAGE

100

Sec. 29, SEŁ.

535.00

160.00

Fulsts.

1,065.00



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