

CAUSE NO. 2010-CI-10977

JOHN K. MEYER, ET. AL.	§	IN THE DISTRICT COURT
	§	
VS.	§	
	§	
JPMORGAN CHASE BANK, N.A.	§	225 <sup>TH</sup> JUDICIAL DISTRICT
INDIVIDUALLY/CORPORATELY	§	
AND AS TRUSTEE OF THE SOUTH	§	
TEXAS SYNDICATE TRUST	§	
and GARY P. AYMES	§	BEXAR COUNTY, TEXAS

**DEPOSITION SUBPOENA DUCES TECUM TO PRODUCE DOCUMENTS  
ISSUED IN THE NAME OF THE STATE OF TEXAS**

**TO ANY PEACE OFFICER, CONSTABLE OF THE STATE OF TEXAS OR OTHER  
PERSON DULY AUTHORIZED TO SERVE OR EXECUTE SUBPOENAS:**

This Subpoena is directed to:

**CUSTODIAN OF RECORDS FOR:**

**JESSE E. HINES  
1505 Calle Del Norte, Suite 200  
Laredo, Texas 78041**

This Subpoena directs the Custodian of Records for JESSE E. HINES to appear at **10:00 a.m. on August 6, 2014**, before a notary public at the following location:

**1505 Calle Del Norte, Suite 200  
Laredo, Texas 78041**

and answer under oath written questions to be propounded by counsel for Defendant and to produce for inspection and photocopying the documents and records described on Exhibit "A" attached to the Notice Duces Tecum of Intent to Take Deposition by Written Questions served with and attached to this Subpoena.

This Subpoena is issued at the instance and request of Defendant JPMorgan Chase Bank, N.A., Individually/Corporately and as Trustee of the South Texas Syndicate Trust. The attorneys of record for Defendant are: Patrick K. Sheehan and David Jed Williams, Hornberger Sheehan Fuller & Garza Incorporated, The Quarry Heights Building, 7373 Broadway, Suite 300, San Antonio, Texas 78209.

**THIS SUBPOENA IS ISSUED UNDER TEXAS RULE OF CIVIL PROCEDURE 176. RULE 176.8(a) STATES: FAILURE BY ANY PERSON WITHOUT ADEQUATE EXCUSE TO OBEY A SUBPOENA SERVED UPON THAT PERSON MAY BE DEEMED A CONTEMPT OF THE COURT FROM WHICH THE SUBPOENA IS**

**ISSUED OR A DISTRICT COURT IN THE COUNTY IN WHICH THE SUBPOENA IS SERVED, AND MAY BE PUNISHED BY FINE OR CONFINEMENT, OR BOTH.**

This Subpoena is issued by David Jed Williams, attorney for Defendant, on behalf of Defendant.

Respectfully submitted,

**HORNBERGER SHEEHAN FULLER & GARZA  
INCORPORATED**

The Quarry Heights Building  
7373 Broadway, Suite 300  
San Antonio, TX 78209  
Tel: (210) 271-1700  
Fax: (210) 271-1730

By: *s/David Jed Williams*

Patrick K. Sheehan  
State Bar No. 18175500  
Rudy A. Garza  
State Bar No. 07738200  
David Jed Williams  
State Bar No. 21518060

**HUNTON & WILLIAMS LLP**

1445 Ross Avenue, Suite 3700  
Dallas, Texas 75202  
(214) 979-3000 - Telephone  
(214) 880-0011 – Facsimile  
Charles A. Gall  
State Bar No. 07281500  
John C. Eichman  
State Bar No. 06494800

**ATTORNEYS FOR DEFENDANT**

**RETURN**

CAME TO HAND ON THE \_\_\_\_\_ DAY OF \_\_\_\_\_ 2014, AT \_\_\_\_\_ O'CLOCK  
\_\_\_\_.M. AND EXECUTED (NOT EXECUTED) ON THE \_\_\_\_\_ DAY OF \_\_\_\_\_ 2014, BY  
DELIVERING TO **JESSE E. HINES**, A TRUE COPY OF THIS SUBPOENA UPON WHICH I  
ENDORSED THE DATE OF DELIVERY. CAUSE OF FAILURE TO EXECUTE THIS  
SUBPOENA IS \_\_\_\_\_.

TOTAL FEES: \$ \_\_\_\_\_

\_\_\_\_\_  
WEBB COUNTY, TEXAS

BY: \_\_\_\_\_

**NON-PEACE OFFICER VERIFICATION**

VERIFICATION OF RETURN (IF NOT SERVED BY PEACE OFFICER)

SWORN TO THIS \_\_\_\_\_ DAY OF \_\_\_\_\_ 2014.

\_\_\_\_\_  
Notary Public, State of Texas

JOHN K. MEYER, ET. AL.	§	IN THE DISTRICT COURT
	§	
VS.	§	
	§	
JPMORGAN CHASE BANK, N.A.	§	225 <sup>TH</sup> JUDICIAL DISTRICT
INDIVIDUALLY/CORPORATELY	§	
AND AS TRUSTEE OF THE SOUTH	§	
TEXAS SYNDICATE TRUST	§	
and GARY P. AYMES	§	BEXAR COUNTY, TEXAS

**NOTICE OF INTENTION TO TAKE DEPOSITION BY WRITTEN QUESTIONS  
WITH DUCES TECUM**

Defendant JPMORGAN CHASE BANK, N.A. INDIVIDUALLY/CORPORATELY AND AS TRUSTEE OF THE SOUTH TEXAS SYNDICATE TRUST will take a deposition by written questions of the Custodian of Records for **JESSE E. HINES**, at the following date, time, and place:

Date:           **August 6, 2014**

Time:           **10:00 a.m.**

Place:           **JESSE E. HINES**  
                      **1505 Calle Del Norte, Suite 200**  
                      **Laredo, Texas 78041**

Notice is further given that the witness shall produce at the deposition for inspection and photocopying the documents and records listed and described on the attached Exhibit "A."

Respectfully submitted,

**HORNBERGER SHEEHAN FULLER & GARZA  
INCORPORATED**

The Quarry Heights Building  
7373 Broadway, Suite 300  
San Antonio, TX 78209  
Tel: (210) 271-1700  
Fax: (210) 271-1730

By: s/David Jed Williams  
Patrick K. Sheehan  
State Bar No. 18175500  
Rudy A. Garza  
State Bar No. 07738200  
David Jed Williams  
State Bar No. 21518060

**HUNTON & WILLIAMS LLP**

1445 Ross Avenue, Suite 3700

Dallas, Texas 75202

(214) 979-3000 - Telephone

(214) 880-0011 – Facsimile

Charles A. Gall

State Bar No. 07281500

John C. Eichman

State Bar No. 06494800

**ATTORNEYS FOR DEFENDANT**

**CERTIFICATE OF SERVICE**

This is to certify that a true and correct copy of this deposition notice was served upon the following, in the manner indicated, on July 10, 2014:

Mr. George Spencer, Jr.  
Mr. Robert Rosenbach  
CLEMENS & SPENCER  
112 East Pecan St., Suite 1300  
San Antonio, Texas 78205

**VIA ELECTRONIC SERVICE**

Mr. James L. Drought  
Mr. Ian Bolden  
DROUGHT DROUGHT & BOBBITT, LLP  
112 East Pecan St., Suite 2900  
San Antonio, Texas 78205

**VIA ELECTRONIC SERVICE**

Mr. Richard Tinsman  
Ms. Sharon C. Savage  
TINSMAN & SCIANO, INC.  
10107 McAllister Freeway  
San Antonio, Texas 78205

**VIA ELECTRONIC SERVICE**

Mr. David R. Deary  
Mr. Jim L. Flegle  
LOEWINSOHN FLEGLE DEARY, L.L.P.  
12377 Merit Drive, Suite 900  
Dallas, Texas 75251

**VIA ELECTRONIC SERVICE**

Mr. John B. Massopust  
Mr. Matthew Gollinger  
ZELLE HOFMANN VOELBEL & MASON LLP  
500 Washington Avenue South, Suite 4000  
Minneapolis, MN 55415-1152

**VIA ELECTRONIC SERVICE**

Mr. Michael S. Christian  
ZELLE HOFMANN VOELBEL & MASON  
44 Montgomery Street, Suite 3400  
San Francisco, California 94104

**VIA ELECTRONIC SERVICE**

Mr. Fred W. Stumpf  
GLAST, PHILLIPS & MURRAY  
Nine Greenway Plaza, Suite 3100  
Houston, Texas 77046

**VIA ELECTRONIC SERVICE**

*s/David Jed Williams*  
David Jed Williams

JOHN K. MEYER, ET. AL.	§	IN THE DISTRICT COURT
	§	
VS.	§	
	§	
JPMORGAN CHASE BANK, N.A.	§	225 <sup>TH</sup> JUDICIAL DISTRICT
INDIVIDUALLY/CORPORATELY	§	
AND AS TRUSTEE OF THE SOUTH	§	
TEXAS SYNDICATE TRUST	§	
and GARY P. AYMES	§	BEXAR COUNTY, TEXAS

**DEPOSITION ON WRITTEN QUESTIONS PROPOUNED UPON THE WITNESS,  
CUSTODIAN OF RECORDS FOR JESSE E. HINES**

1. Please state your full name, business address, and official title.

**ANSWER:**

\_\_\_\_\_  
\_\_\_\_\_

2. Did you receive a subpoena for the production of the documents and records listed and described on Exhibit "A" attached to these questions?

**ANSWER:**

\_\_\_\_\_

3. Have these documents and records been produced for this deposition, bates numbered, and delivered to the officer taking this deposition?

**ANSWER:**

\_\_\_\_\_

4. Are you the custodian of these documents or records for **JESSE E. HINES**?

**ANSWER:**

\_\_\_\_\_

5. What is the Bates number range for the documents and records produced for this deposition?

**ANSWER:**

\_\_\_\_\_

6. Are the documents and records produced for this deposition originals or photocopies of the original documents?

**ANSWER:**

\_\_\_\_\_

7. Are the documents and records produced for this deposition memoranda, reports, records or data compilations of acts, events, or conditions made at or near the time by or from information transmitted by, a person with knowledge?

**ANSWER:**

\_\_\_\_\_

8. Are these documents and records kept in the course of a regularly conducted business activity of **JESSE E. HINES**?

**ANSWER:**

\_\_\_\_\_

9. Was it the regular practice of the business activity of **JESSE E. HINES** to make the memorandum, report, record or data compilation reflected in these documents and records?

**ANSWER:**

\_\_\_\_\_

\_\_\_\_\_  
WITNESS, CUSTODIAN OF RECORDS FOR  
**JESSE E. HINES**

I \_\_\_\_\_, a Notary Public in and for the State of Texas, do hereby certify that the forgoing answers of the witness were made by the said witness and sworn to and subscribed before me.

GIVEN UNDER MY HAND AND SEAL OF OFFICE ON THIS \_\_\_\_ day of \_\_\_\_\_, 2014.

\_\_\_\_\_  
Notary Public, State of Texas



**EXHIBIT "A"**

Please produce the following documents relating to the leases described below:

- The executed leases;
- Any option agreements, letters of intent to lease or side agreements relative to the leases;
- Any agreements relative to amendment, modification or extension of the leases;
- Any lease data sheets relative to the lease;
- Sufficient documents to identify the bonus paid for the lease (total bonus and bonus per net mineral acre);
- Any Lease Purchase Report ("LPR") and;
- Any receipt or paid draft relative to the leases

- 
1. Memorandum of Lease, dated 7/30/2008 from Virginia R. Wynn, as Grantor, to JESSE E. HINES, as Grantee, recorded in Volume 2630 Page 756 Oil and Gas Lease Records Webb County, Texas, comprising 12,155.65 acres of land, more or less, in such county.

CAUSE NO. 2010-CI-10977

JOHN K. MEYER, ET. AL.,	§	IN THE DISTRICT COURT
Plaintiffs,	§	
	§	
V.	§	225TH JUDICIAL DISTRICT
	§	
JPMORGAN CHASE BANK, N.A.	§	
INDIVIDUALLY/CORPORATELY	§	
AND AS TRUSTEE OF THE SOUTH	§	
TEXAS SYNDICATE TRUST	§	
and GARY P. AYMES,	§	
Defendants.	§	BEXAR COUNTY, TEXAS

**NOTICE OF FILING RULE 11 AGREEMENT**

Now comes JPMORGAN CHASE BANK, N.A. ("Defendant"), in the above styled and referenced cause, and files the attached Rule 11 Agreement.

Respectfully submitted,

**HORNBERGER SHEEHAN FULLER &  
GARZA INCORPORATED**

7373 Broadway, Suite 300  
San Antonio, Texas 78209  
(210) 271-1700 Telephone  
(210) 271-1740 Fax

By:       /s/ David Jed Williams      

Patrick K. Sheehan  
psheehan@hsfblaw.com  
State Bar No. 18175500  
Rudy A. Garza  
rugar@hsfblaw.com  
State Bar No. 07738200  
David Jed Williams  
jwilliams@hsfblaw.com  
State Bar No. 21518060

**MCGINNIS LOCHRIDGE**  
600 Congress Ave., Suite 2100  
Austin, Texas 78701  
(512) 495-6084 Telephone  
(512) 495-6384 Facsimile  
Kevin M. Beiter  
State Bar No. 02059065

*and*

**HUNTON & WILLIAMS LLP**  
Charles A. Gall  
[cgall@hunton.com](mailto:cgall@hunton.com)  
State Bar No. 07281500  
John C. Eichman  
[jeichman@hunton.com](mailto:jeichman@hunton.com)  
State Bar No. 06494800  
Amy S. Bowen  
[abowen@hunton.com](mailto:abowen@hunton.com)  
State Bar No. 24028216

**ATTORNEYS FOR DEFENDANT  
JPMORGAN CHASE BANK, N.A., AS  
TRUSTEE OF THE SOUTH TEXAS  
SYNDICATE TRUST**

## CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing instrument has been served on the following counsel of record via the electronic service manager and/or by email on this 10<sup>th</sup> day of July, 2014:

Mr. George Spencer, Jr.  
Mr. Jeffrey J. Jowers  
CLEMENS & SPENCER  
112 East Pecan, Suite 1300  
San Antonio, Texas 78205  
[spencer@clemmens-spencer.com](mailto:spencer@clemmens-spencer.com)  
[jjowers@clemmens-spencer.com](mailto:jjowers@clemmens-spencer.com)

Mr. James L. Drought  
Mr. Ian Bolden  
DROUGHT DROUGHT & BOBBITT, LLP  
112 East Pecan, Suite 2900  
San Antonio, Texas 78205  
[jld@ddb-law.com](mailto:jld@ddb-law.com)  
[itb@ddb-law.com](mailto:itb@ddb-law.com)

Mr. Richard Tinsman  
Ms. Sharon C. Savage  
TINSMAN & SCIANO, INC.  
10107 McAllister Freeway  
San Antonio, Texas 78216  
[rtinsman@tsslawyers.com](mailto:rtinsman@tsslawyers.com)  
[ssavage@tsslawyers.com](mailto:ssavage@tsslawyers.com)

Mr. Michael S. Christian  
ZELLE HOFMANN VOELBEL & MASON  
44 Montgomery Street, Suite 3400  
San Francisco, California 94104  
[mchristian@zelle.com](mailto:mchristian@zelle.com)

Mr. Fred W. Stumpf  
GLAST, PHILLIPS & MURRAY  
Nine Greenway Plaza, Suite 3100  
Houston, Texas 77046  
[fstumpf@gpm-law.com](mailto:fstumpf@gpm-law.com)

Mr. David R. Deary  
Mr. Jim L. Flegle  
Mr. Jeven R. Sloan  
LOEWINSOHN FLEGLE DEARY, L.L.P.  
12377 Merit Drive, Suite 900  
Dallas, Texas 75251  
[davidd@LFDlaw.com](mailto:davidd@LFDlaw.com)  
[jimf@LFDlaw.com](mailto:jimf@LFDlaw.com)  
[jevens@LFDlaw.com](mailto:jevens@LFDlaw.com)

Mr. Steven J. Badger  
Ms. Ashley Bennett Jones  
ZELLE HOFMANN VOELBEL & MASON  
901 Main Street, Suite 4000  
Dallas, Texas 75202-3975  
[sbadger@zelle.com](mailto:sbadger@zelle.com)  
[ajones@zelle.com](mailto:ajones@zelle.com)

Mr. John B. Massopust  
ZELLE HOFMANN VOELBEL & MASON  
500 Washington Avenue South, Suite 4000  
Minneapolis, MN 55415-1152  
[jmassopu@zelle.com](mailto:jmassopu@zelle.com)

Mr. Matthew J. Gollinger  
ZELLE HOFMANN VOELBEL & MASON  
500 Washington Avenue South, Suite 4000  
Minneapolis, MN 55415-1152  
[mgollinger@zelle.com](mailto:mgollinger@zelle.com)

s/s David Jed Williams  
\_\_\_\_\_  
David Jed Williams

**Hornberger Sheehan Fuller & Garza**  
INCORPORATED

July 2, 2014

**VIA EMAIL**

Mr. Fred W. Stumpf  
Mr. Kelly M. Walne  
Glast, Phillips & Murray  
Nine Greenway Plaza, Suite 3100  
Houston, Texas 77046

Re: Cause No. 2010-CI-10977, *John K. Meyer, et al. vs. JP Morgan Chase Bank, N.A., et al.*, in the 225th Judicial District Court of Bexar County, Texas

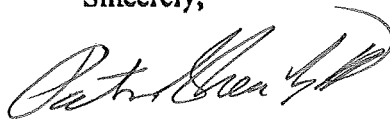
Dear Fred:

This letter confirms our agreement as follows:

1. On or before July 15, 2014, Intervenors shall identify to Defendants in writing all Intervenors that may testify as witnesses at the trial of this case and have not previously been deposed.
2. Intervenors agree to make any Intervenors so identified available for deposition in San Antonio prior to the discovery deadline of September 5, 2014.
3. Defendants reserve the right to seek the deposition of any Intervenors and Intervenors reserve the right to object to the taking of any Intervenors' depositions (other than those Intervenors identified as witnesses).

Please sign below to indicate your acceptance and agreement to the filing of this letter as a TRCP 11 agreement.

Sincerely,



Patrick K. Sheehan

**AGREED AND ACCEPTED:**



Mr. Fred W. Stumpf  
Glast, Phillips & Murray  
Counsel for Intervenors

CAUSE NO. 2010-CI-10977

JOHN K. MEYER, ET. AL., Plaintiffs,	§	IN THE DISTRICT COURT
	§	
	§	
V.	§	225TH JUDICIAL DISTRICT
	§	
JPMORGAN CHASE BANK, N.A. INDIVIDUALLY/CORPORATELY AND AS TRUSTEE OF THE SOUTH TEXAS SYNDICATE TRUST and GARY P. AYMES, Defendants.	§ § § § § § §	BEXAR COUNTY, TEXAS

**NOTICE OF FILING RULE 11 AGREEMENT**

Now comes JPMORGAN CHASE BANK, N.A. (“Defendant”), in the above styled and referenced cause, and files the attached Rule 11 Agreement.

Respectfully submitted,

**HORNBERGER SHEEHAN FULLER &  
GARZA INCORPORATED**  
7373 Broadway, Suite 300  
San Antonio, Texas 78209  
(210) 271-1700 Telephone  
(210) 271-1740 Fax

By: /s/ David Jed Williams  
Patrick K. Sheehan  
psheehan@hsfblaw.com  
State Bar No. 18175500  
Rudy A. Garza  
rugar@hsfblaw.com  
State Bar No. 07738200  
David Jed Williams  
jwilliams@hsfblaw.com  
State Bar No. 21518060

**MCGINNIS LOCHRIDGE**  
600 Congress Ave., Suite 2100  
Austin, Texas 78701  
(512) 495-6084 Telephone  
(512) 495-6384 Facsimile  
Kevin M. Beiter  
State Bar No. 02059065

*and*

**HUNTON & WILLIAMS LLP**  
Charles A. Gall  
[cgall@hunton.com](mailto:cgall@hunton.com)  
State Bar No. 07281500  
John C. Eichman  
[jeichman@hunton.com](mailto:jeichman@hunton.com)  
State Bar No. 06494800  
Amy S. Bowen  
[abowen@hunton.com](mailto:abowen@hunton.com)  
State Bar No. 24028216

**ATTORNEYS FOR DEFENDANT  
JPMORGAN CHASE BANK, N.A., AS  
TRUSTEE OF THE SOUTH TEXAS  
SYNDICATE TRUST**

**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the foregoing instrument has been served on the following counsel of record via the electronic service manager and/or by email on this 10<sup>th</sup> day of July, 2014:

Mr. George Spencer, Jr.  
Mr. Jeffrey J. Jowers  
CLEMENS & SPENCER  
112 East Pecan, Suite 1300  
San Antonio, Texas 78205  
[spencer@clemmens-spencer.com](mailto:spencer@clemmens-spencer.com)  
[jjowers@clemens-spencer.com](mailto:jjowers@clemens-spencer.com)

Mr. David R. Deary  
Mr. Jim L. Flegle  
Mr. Jeven R. Sloan  
LOEWINSOHN FLEGLE DEARY, L.L.P.  
12377 Merit Drive, Suite 900  
Dallas, Texas 75251  
[davidd@LFDlaw.com](mailto:davidd@LFDlaw.com)  
[jimf@LFDlaw.com](mailto:jimf@LFDlaw.com)  
[jevens@LFDlaw.com](mailto:jevens@LFDlaw.com)

Mr. James L. Drought  
Mr. Ian Bolden  
DROUGHT DROUGHT & BOBBITT, LLP  
112 East Pecan, Suite 2900  
San Antonio, Texas 78205  
[jld@ddb-law.com](mailto:jld@ddb-law.com)  
[itb@ddb-law.com](mailto:itb@ddb-law.com)

Mr. Steven J. Badger  
Ms. Ashley Bennett Jones  
ZELLE HOFMANN VOELBEL & MASON  
901 Main Street, Suite 4000  
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[sbadger@zelle.com](mailto:sbadger@zelle.com)  
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Ms. Sharon C. Savage  
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[ssavage@tsslawyers.com](mailto:ssavage@tsslawyers.com)

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Mr. Michael S. Christian  
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[mgollinger@zelle.com](mailto:mgollinger@zelle.com)

Mr. Fred W. Stumpf  
GLAST, PHILLIPS & MURRAY  
Nine Greenway Plaza, Suite 3100  
Houston, Texas 77046  
[fstumpf@gpm-law.com](mailto:fstumpf@gpm-law.com)

\_\_\_\_\_  
s/s David Jed Williams  
David Jed Williams



**Hornberger Sheehan Fuller & Garza**  
INCORPORATED

July 8, 2014

Via Email

Mr. Jim L. Flegle  
LOBWINSOHN FLEGLE DEARY, L.L.P.  
12377 Merit Drive, Suite 900  
Dallas, Texas 75251

Re: Cause No. 2010-CI-10977, *John K. Meyer, et al. vs. JP Morgan Chase Bank, N.A., et al.*, in the 225th Judicial District Court of Bexar County, Texas

Dear Jim:

In response to your email to me of July 3, 2014 (sent at 3:42 p.m.), we have prepared this Rule 11 TRCP letter to reflect the terms on which we would agree relative to the expert issue(s) under consideration:

1. The Amended Docket Control Order deadlines are modified as follows, per the paragraph numbers in the DCO:
  - a. Defendants expert witness designation deadline is August 22;
  - b. Plaintiffs' amended pleading deadline is August 26;
  - c. Defendant's amended pleading deadline is Sept 9;
  - d. Mediation deadline is Sept 16;
  - e. Discovery deadline is Sept 16;
  - f. Daubert motion deadline is Sept 22; hearing deadline is Oct 6;
  - g. Realistic trial witness lists deadline, Aug 26;
  - h. Trial exhibit list deadline, Sept 26;
2. All other deadlines will remain unchanged.
3. JPMorgan waives any complaint about the timeliness of delivery of the expert witness backup material/data supplied to Defendants by Plaintiffs between the Scheduling Order due date of June 6, 2014, and the date of this Rule 11 Letter.

As concerns your final email note relating to cooperating regarding pending discovery, I do not know what that suggestion is intended to mean. We intend to continue to cooperate in discovery, but do not accept your inclusion of this comment as an expansion of our obligations pursuant to the TRCP and, to be clear, your note is also not part of this Rule 11 Agreement.

If this Rule 11 TRCP letter and its terms are acceptable, please have signed by all Plaintiffs' counsel.

We will also require Fred Stumpf's signature as a part of this agreement.

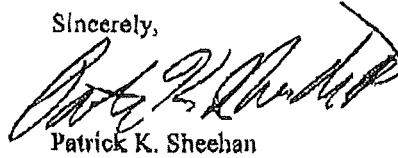
(00057588.1)

7373 Broadway, Suite 300 - San Antonio, Texas 78209  
(210) 271-1700 - Fax (210) 271-1740

July 7, 2014  
Page 2

Please advise if you have any questions in this regard.

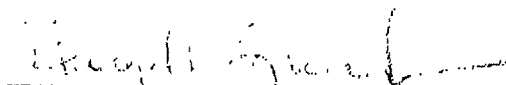

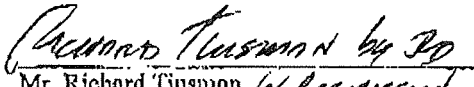
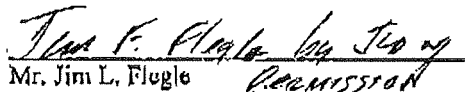
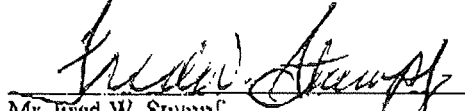
Sincerely,



Patrick K. Sheehan

PKS:rmc  
Enclosure

**AGREED AND ACCEPTED:**

  
Mr. George Spencer, Jr.  
CLEMENS & SPENCER  
Mr. James L. Drought  
DROUGHT DROUGHT & BOBBITT, LLP  
Mr. Richard Tinsman *by permission*  
Ms. Sharon C. Savage  
TINSMAN & SCIANO, INC.  
Mr. Jim L. Flegle *by permission*  
Mr. Michael J. Donley  
LOEWINSOHN FLEGLE DEARY, L.L.P.  
Mr. John B. Massopust *by permission*  
ZELLE HOFMANN VOELBEL & MASON  
Mr. Fred W. Stumpf  
GLAST, PHILLIPS & MURRAY

(00057588.1)

**Hornberger Sheehan Fuller & Garza**  
INCORPORATED

July 7, 2014  
Page 3

cc:

Via Email or Facsimile

Mr. George Spencer, Jr.  
Mr. Robert Rosenbach  
CLEMENS & SPENCER  
112 East Pecan, Suite 1300  
San Antonio, Texas 78205

Via Email or Facsimile

Mr. James L. Drought  
Mr. Ian Bolden  
DROUGHT DROUGHT & BOBBITT, LLP  
112 East Pecan, Suite 2900  
San Antonio, Texas 78205

Via Email or Facsimile

Mr. Richard Tinsman  
Ms. Sharon C. Savage  
TINSMAN & SCIANO, INC.  
10107 McAllister Freeway  
San Antonio, Texas 78216

Via Email or Facsimile

Mr. Michael S. Christian  
ZELLE HOFMANN VOELBEL & MASON  
44 Montgomery Street, Suite 3400  
San Francisco, CA 94104

Via Email or Facsimile

Mr. Fred W. Stumpf  
BOYER JACOBS SHORT  
Nine Greenway Plaza, Suite 3100  
Houston, Texas 77046

Via Email or Facsimile

Mr. David M. Pichard  
PICHARD LAWKINS MCFARLAND & YOUNG  
Union Square, Suite 600  
10101 Reunion Place  
San Antonio, Texas 78216

Via Email or Facsimile

Mr. Steven J. Badger  
Ms. Ashley Bennett Jones  
ZELLE HOFMANN VOELBEL & MASON  
901 Main Street, Suite 4000  
Dallas, Texas 75202-3975

Via Email or Facsimile

Mr. John B. Massopust  
ZELLE HOFMANN VOELBEL & MASON  
Washington Avenue South, Suite 4000  
Minneapolis, MN 55415-1152

Via Email or Facsimile

Mr. Matthew H. Gollinger  
ZELLE HOFMANN VOELBEL & MASON  
Washington Avenue South, Suite 4000  
Minneapolis, MN 55415-1152

Via Email or Facsimile

Mr. Alan V. Ytterberg  
Mr. J. Graham Kenney  
Ytterberg Deery Knull LLP  
3555 Timmons Lane, Suite 1000  
Houston, Texas 77027-6495

Via Email or Facsimile

Mr. Charles A. Gall  
Mr. John C. Eichman  
Ms. Amy S. Bowen  
HUNTON & WILLIAMS LLP  
1445 Ross Avenue, Suite 3700  
Dallas, Texas 75202

{00057588.1}

Hornberger Sheehan Fuller & Garza  
REGISTERED

CAUSE NO. 2010-CI-10977

JOHN K. MEYER, ET. AL.	§	IN THE DISTRICT COURT
	§	
VS.	§	
	§	
JPMORGAN CHASE BANK, N.A.	§	225 <sup>TH</sup> JUDICIAL DISTRICT
INDIVIDUALLY/CORPORATELY	§	
AND AS TRUSTEE OF THE SOUTH	§	
TEXAS SYNDICATE TRUST	§	
and GARY P. AYMES	§	BEXAR COUNTY, TEXAS

**DEPOSITION SUBPOENA DUCES TECUM TO PRODUCE DOCUMENTS  
ISSUED IN THE NAME OF THE STATE OF TEXAS**

**TO ANY PEACE OFFICER, CONSTABLE OF THE STATE OF TEXAS OR OTHER  
PERSON DULY AUTHORIZED TO SERVE OR EXECUTE SUBPOENAS:**

This Subpoena is directed to:

**CUSTODIAN OF RECORDS FOR:**

**NEW SOUTH MINERALS INC.  
c/o David M. Drinkard  
350 N. Sam Houston Pkwy East, Suite 205  
Houston, Texas 77060**

This Subpoena directs the Custodian of Records for NEW SOUTH MINERALS INC., to appear at **10:00 a.m. on August 4, 2014**, before a notary public at the following location:

**350 N. Sam Houston Pkwy East, Suite 205  
Houston, Texas 77060**

and answer under oath written questions to be propounded by counsel for Defendant and to produce for inspection and photocopying the documents and records described on Exhibit "A" attached to the Notice Duces Tecum of Intent to Take Deposition by Written Questions served with and attached to this Subpoena.

This Subpoena is issued at the instance and request of Defendant JPMorgan Chase Bank, N.A., Individually/Corporately and as Trustee of the South Texas Syndicate Trust. The attorneys of record for Defendant are: Patrick K. Sheehan and David Jed Williams, Hornberger Sheehan Fuller & Garza Incorporated, The Quarry Heights Building, 7373 Broadway, Suite 300, San Antonio, Texas 78209.

**THIS SUBPOENA IS ISSUED UNDER TEXAS RULE OF CIVIL PROCEDURE 176. RULE 176.8(a) STATES: FAILURE BY ANY PERSON WITHOUT ADEQUATE EXCUSE TO OBEY A SUBPOENA SERVED UPON THAT PERSON MAY BE DEEMED A CONTEMPT OF THE COURT FROM WHICH THE SUBPOENA IS**

**ISSUED OR A DISTRICT COURT IN THE COUNTY IN WHICH THE SUBPOENA IS SERVED, AND MAY BE PUNISHED BY FINE OR CONFINEMENT, OR BOTH.**

This Subpoena is issued by David Jed Williams, attorney for Defendant, on behalf of Defendant.

Respectfully submitted,

**HORNBERGER SHEEHAN FULLER & GARZA  
INCORPORATED**

The Quarry Heights Building  
7373 Broadway, Suite 300  
San Antonio, TX 78209  
Tel: (210) 271-1700  
Fax: (210) 271-1730

By: *s/David Jed Williams*

Patrick K. Sheehan  
State Bar No. 18175500  
Rudy A. Garza  
State Bar No. 07738200  
David Jed Williams  
State Bar No. 21518060

**HUNTON & WILLIAMS LLP**

1445 Ross Avenue, Suite 3700  
Dallas, Texas 75202  
(214) 979-3000 - Telephone  
(214) 880-0011 – Facsimile  
Charles A. Gall  
State Bar No. 07281500  
John C. Eichman  
State Bar No. 06494800

**ATTORNEYS FOR DEFENDANT**

**RETURN**

CAME TO HAND ON THE \_\_\_\_\_ DAY OF \_\_\_\_\_ 2014, AT \_\_\_\_\_ O'CLOCK  
\_\_\_\_.M. AND EXECUTED (NOT EXECUTED) ON THE \_\_\_\_\_ DAY OF \_\_\_\_\_ 2014, BY  
DELIVERING TO **DAVID M. DRINKARD**, A TRUE COPY OF THIS SUBPOENA UPON  
WHICH I ENDORSED THE DATE OF DELIVERY. CAUSE OF FAILURE TO EXECUTE THIS  
SUBPOENA IS \_\_\_\_\_.

TOTAL FEES: \$ \_\_\_\_\_

\_\_\_\_\_  
HARRIS COUNTY, TEXAS

BY: \_\_\_\_\_

**NON-PEACE OFFICER VERIFICATION**

VERIFICATION OF RETURN (IF NOT SERVED BY PEACE OFFICER)

SWORN TO THIS \_\_\_\_\_ DAY OF \_\_\_\_\_ 2014.

\_\_\_\_\_  
Notary Public, State of Texas

JOHN K. MEYER, ET. AL.	§	IN THE DISTRICT COURT
	§	
VS.	§	
	§	
JPMORGAN CHASE BANK, N.A.	§	225 <sup>TH</sup> JUDICIAL DISTRICT
INDIVIDUALLY/CORPORATELY	§	
AND AS TRUSTEE OF THE SOUTH	§	
TEXAS SYNDICATE TRUST	§	
and GARY P. AYMES	§	BEXAR COUNTY, TEXAS

**NOTICE OF INTENTION TO TAKE DEPOSITION BY WRITTEN QUESTIONS  
WITH DUCES TECUM**

Defendant JPMORGAN CHASE BANK, N.A. INDIVIDUALLY/CORPORATELY AND AS TRUSTEE OF THE SOUTH TEXAS SYNDICATE TRUST will take a deposition by written questions of the Custodian of Records for **NEW SOUTH MINERALS INC.**, at the following date, time, and place:

Date: **August 4, 2014**

Time: **10:00 a.m.**

Place: **NEW SOUTH MINERALS INC.  
350 N. Sam Houston Pkwy East, Suite 205  
Houston, Texas 77060**

Notice is further given that the witness shall produce at the deposition for inspection and photocopying the documents and records listed and described on the attached Exhibit "A."

Respectfully submitted,

**HORNBERGER SHEEHAN FULLER & GARZA  
INCORPORATED**

The Quarry Heights Building  
7373 Broadway, Suite 300  
San Antonio, TX 78209  
Tel: (210) 271-1700  
Fax: (210) 271-1730

By: s/David Jed Williams  
Patrick K. Sheehan  
State Bar No. 18175500  
Rudy A. Garza  
State Bar No. 07738200  
David Jed Williams  
State Bar No. 21518060

**HUNTON & WILLIAMS LLP**

1445 Ross Avenue, Suite 3700

Dallas, Texas 75202

(214) 979-3000 - Telephone

(214) 880-0011 – Facsimile

Charles A. Gall

State Bar No. 07281500

John C. Eichman

State Bar No. 06494800

**ATTORNEYS FOR DEFENDANT**



**CERTIFICATE OF SERVICE**

This is to certify that a true and correct copy of this deposition notice was served upon the following, in the manner indicated, on July 8, 2014:

Mr. George Spencer, Jr. **VIA EMAIL**  
Mr. Robert Rosenbach  
CLEMENS & SPENCER  
112 East Pecan St., Suite 1300  
San Antonio, Texas 78205

Mr. James L. Drought **VIA EMAIL**  
Mr. Ian Bolden  
DROUGHT DROUGHT & BOBBITT, LLP  
112 East Pecan St., Suite 2900  
San Antonio, Texas 78205

Mr. Richard Tinsman **VIA EMAIL**  
Ms. Sharon C. Savage  
TINSMAN & SCIANO, INC.  
10107 McAllister Freeway  
San Antonio, Texas 78205

Mr. David R. Deary **VIA EMAIL**  
Mr. Jim L. Flegle  
LOEWINSOHN FLEGLE DEARY, L.L.P.  
12377 Merit Drive, Suite 900  
Dallas, Texas 75251

Mr. John B. Massopust **VIA EMAIL**  
Mr. Matthew Gollinger  
ZELLE HOFMANN VOELBEL & MASON LLP  
500 Washington Avenue South, Suite 4000  
Minneapolis, MN 55415-1152

Mr. Michael S. Christian **VIA EMAIL**  
ZELLE HOFMANN VOELBEL & MASON  
44 Montgomery Street, Suite 3400  
San Francisco, California 94104

Mr. Fred W. Stumpf **VIA EMAIL**  
GLAST, PHILLIPS & MURRAY  
Nine Greenway Plaza, Suite 3100  
Houston, Texas 77046

*s/David Jed Williams*  
David Jed Williams

JOHN K. MEYER, ET. AL.	§	IN THE DISTRICT COURT
	§	
VS.	§	
	§	
JPMORGAN CHASE BANK, N.A.	§	225 <sup>TH</sup> JUDICIAL DISTRICT
INDIVIDUALLY/CORPORATELY	§	
AND AS TRUSTEE OF THE SOUTH	§	
TEXAS SYNDICATE TRUST	§	
and GARY P. AYMES	§	BEXAR COUNTY, TEXAS

**DEPOSITION ON WRITTEN QUESTIONS PROPOUNED UPON THE WITNESS,  
CUSTODIAN OF RECORDS FOR NEW SOUTH MINERALS INC.**

1. Please state your full name, business address, and official title.

**ANSWER:**

\_\_\_\_\_  
\_\_\_\_\_

2. Did you receive a subpoena for the production of the documents and records listed and described on Exhibit "A" attached to these questions?

**ANSWER:**

\_\_\_\_\_

3. Have these documents and records been produced for this deposition, bates numbered, and delivered to the officer taking this deposition?

**ANSWER:**

\_\_\_\_\_

4. Are you the custodian of these documents or records for **NEW SOUTH MINERALS INC.?**

**ANSWER:**

\_\_\_\_\_

5. What is the Bates number range for the documents and records produced for this deposition?

**ANSWER:**

\_\_\_\_\_

6. Are the documents and records produced for this deposition originals or photocopies of the original documents?

**ANSWER:**

\_\_\_\_\_

7. Are the documents and records produced for this deposition memoranda, reports, records or data compilations of acts, events, or conditions made at or near the time by or from information transmitted by, a person with knowledge?

**ANSWER:**

\_\_\_\_\_

8. Are these documents and records kept in the course of a regularly conducted business activity of **NEW SOUTH MINERALS INC.?**

**ANSWER:**

\_\_\_\_\_

9. Was it the regular practice of the business activity of **NEW SOUTH MINERALS INC.**, to make the memorandum, report, record or data compilation reflected in these documents and records?

**ANSWER:**

\_\_\_\_\_

\_\_\_\_\_  
WITNESS, CUSTODIAN OF RECORDS FOR  
**NEW SOUTH MINERALS INC.**

I \_\_\_\_\_, a Notary Public in and for the State of Texas, do hereby certify that the forgoing answers of the witness were made by the said witness and sworn to and subscribed before me.

GIVEN UNDER MY HAND AND SEAL OF OFFICE ON THIS \_\_\_\_ day of \_\_\_\_\_, 2014.

\_\_\_\_\_  
Notary Public, State of Texas

## **EXHIBIT "A"**

Please produce the following documents relating to the leases described below:

- The executed leases;
  - Any option agreements, letters of intent to lease or side agreements relative to the leases;
  - Any agreements relative to amendment, modification or extension of the leases;
  - Any lease data sheets relative to the lease;
  - Sufficient documents to identify the bonus paid for the lease (total bonus and bonus per net mineral acre);
  - Any Lease Purchase Report ("LPR") and;
  - Any receipt or paid draft relative to the leases
- 

1. Lease, dated 9/9/2009 from Ann Campbell Etchell, Trustee, as Grantor, to NEW SOUTH MINERALS INC., as Grantee, recorded in Volume 2822 Page 632 Oil and Gas Lease Records Webb County, Texas, comprising 6,596.72 acres of land, more or less, in such county.

CAUSE NO. 2010-CI-10977

JOHN K. MEYER, ET. AL.	§	IN THE DISTRICT COURT
	§	
VS.	§	
	§	
JPMORGAN CHASE BANK, N.A.	§	225 <sup>TH</sup> JUDICIAL DISTRICT
INDIVIDUALLY/CORPORATELY	§	
AND AS TRUSTEE OF THE SOUTH	§	
TEXAS SYNDICATE TRUST	§	
and GARY P. AYMES	§	BEXAR COUNTY, TEXAS

**DEPOSITION SUBPOENA DUCES TECUM TO PRODUCE DOCUMENTS  
ISSUED IN THE NAME OF THE STATE OF TEXAS**

**TO ANY PEACE OFFICER, CONSTABLE OF THE STATE OF TEXAS OR OTHER  
PERSON DULY AUTHORIZED TO SERVE OR EXECUTE SUBPOENAS:**

This Subpoena is directed to:

**CUSTODIAN OF RECORDS FOR:**

**CML EXPLORATION LLC**

c/o Kenneth C. Nelson  
901 Mopac Expressway South  
Suite 430  
Austin, Texas 78746

This Subpoena directs the Custodian of Records for CML EXPLORATION LLC, to appear at **10:00 a.m. on August 4, 2014**, before a notary public at the following location:

901 Mopac Expressway South  
Suite 430  
Austin, Texas 78746

and answer under oath written questions to be propounded by counsel for Defendant and to produce for inspection and photocopying the documents and records described on Exhibit "A" attached to the Notice Duces Tecum of Intent to Take Deposition by Written Questions served with and attached to this Subpoena.

This Subpoena is issued at the instance and request of Defendant JPMorgan Chase Bank, N.A., Individually/Corporately and as Trustee of the South Texas Syndicate Trust. The attorneys of record for Defendant are: Patrick K. Sheehan and David Jed Williams, Hornberger Sheehan Fuller & Garza Incorporated, The Quarry Heights Building, 7373 Broadway, Suite 300, San Antonio, Texas 78209.

**THIS SUBPOENA IS ISSUED UNDER TEXAS RULE OF CIVIL PROCEDURE 176. RULE 176.8(a) STATES: FAILURE BY ANY PERSON WITHOUT ADEQUATE EXCUSE TO OBEY A SUBPOENA SERVED UPON THAT PERSON MAY BE DEEMED A CONTEMPT OF THE COURT FROM WHICH THE SUBPOENA IS ISSUED OR A DISTRICT COURT IN THE COUNTY IN WHICH THE SUBPOENA IS SERVED, AND MAY BE PUNISHED BY FINE OR CONFINEMENT, OR BOTH.**

This Subpoena is issued by David Jed Williams, attorney for Defendant, on behalf of Defendant.

Respectfully submitted,

**HORNBERGER SHEEHAN FULLER & GARZA  
INCORPORATED**

The Quarry Heights Building  
7373 Broadway, Suite 300  
San Antonio, TX 78209  
Tel: (210) 271-1700  
Fax: (210) 271-1730

By: *s/David Jed Williams*

Patrick K. Sheehan  
State Bar No. 18175500  
Rudy A. Garza  
State Bar No. 07738200  
David Jed Williams  
State Bar No. 21518060

**HUNTON & WILLIAMS LLP**

1445 Ross Avenue, Suite 3700  
Dallas, Texas 75202  
(214) 979-3000 - Telephone  
(214) 880-0011 – Facsimile  
Charles A. Gall  
State Bar No. 07281500  
John C. Eichman  
State Bar No. 06494800

**ATTORNEYS FOR DEFENDANT**

**RETURN**

CAME TO HAND ON THE \_\_\_\_\_ DAY OF \_\_\_\_\_ 2014, AT \_\_\_\_\_ O'CLOCK  
\_\_\_\_.M. AND EXECUTED (NOT EXECUTED) ON THE \_\_\_\_\_ DAY OF \_\_\_\_\_ 2014, BY  
DELIVERING TO **KENNETH C. NELSON**, A TRUE COPY OF THIS SUBPOENA UPON  
WHICH I ENDORSED THE DATE OF DELIVERY. CAUSE OF FAILURE TO EXECUTE THIS  
SUBPOENA IS \_\_\_\_\_.

TOTAL FEES: \$ \_\_\_\_\_

\_\_\_\_\_  
TRAVIS COUNTY, TEXAS

BY: \_\_\_\_\_

**NON-PEACE OFFICER VERIFICATION**

VERIFICATION OF RETURN (IF NOT SERVED BY PEACE OFFICER)

SWORN TO THIS \_\_\_\_\_ DAY OF \_\_\_\_\_ 2014.

\_\_\_\_\_  
Notary Public, State of Texas

JOHN K. MEYER, ET. AL.	§	IN THE DISTRICT COURT
	§	
VS.	§	
	§	
JPMORGAN CHASE BANK, N.A.	§	225 <sup>TH</sup> JUDICIAL DISTRICT
INDIVIDUALLY/CORPORATELY	§	
AND AS TRUSTEE OF THE SOUTH	§	
TEXAS SYNDICATE TRUST	§	
and GARY P. AYMES	§	BEXAR COUNTY, TEXAS

**NOTICE OF INTENTION TO TAKE DEPOSITION BY WRITTEN QUESTIONS  
WITH DUCES TECUM**

Defendant JPMORGAN CHASE BANK, N.A. INDIVIDUALLY/CORPORATELY AND AS TRUSTEE OF THE SOUTH TEXAS SYNDICATE TRUST will take a deposition by written questions of the Custodian of Records for **CML EXPLORATION LLC**, at the following date, time, and place:

Date: **August 4, 2014**

Time: **10:00 a.m.**

Place: **CML EXPLORATION LLC  
901 Mopac Expressway South, Suite 430  
Austin, Texas 78746**

Notice is further given that the witness shall produce at the deposition for inspection and photocopying the documents and records listed and described on the attached Exhibit "A."

Respectfully submitted,

**HORNBERGER SHEEHAN FULLER & GARZA  
INCORPORATED**

The Quarry Heights Building  
7373 Broadway, Suite 300  
San Antonio, TX 78209  
Tel: (210) 271-1700  
Fax: (210) 271-1730

By: s/David Jed Williams  
Patrick K. Sheehan  
State Bar No. 18175500  
Rudy A. Garza  
State Bar No. 07738200  
David Jed Williams  
State Bar No. 21518060



**HUNTON & WILLIAMS LLP**

1445 Ross Avenue, Suite 3700

Dallas, Texas 75202

(214) 979-3000 - Telephone

(214) 880-0011 – Facsimile

Charles A. Gall

State Bar No. 07281500

John C. Eichman

State Bar No. 06494800

**ATTORNEYS FOR DEFENDANT**

**CERTIFICATE OF SERVICE**

This is to certify that a true and correct copy of this deposition notice was served upon the following, in the manner indicated, on July 8, 2014:

Mr. George Spencer, Jr. **VIA EMAIL**  
Mr. Robert Rosenbach  
CLEMENS & SPENCER  
112 East Pecan St., Suite 1300  
San Antonio, Texas 78205

Mr. James L. Drought **VIA EMAIL**  
Mr. Ian Bolden  
DROUGHT DROUGHT & BOBBITT, LLP  
112 East Pecan St., Suite 2900  
San Antonio, Texas 78205

Mr. Richard Tinsman **VIA EMAIL**  
Ms. Sharon C. Savage  
TINSMAN & SCIANO, INC.  
10107 McAllister Freeway  
San Antonio, Texas 78205

Mr. David R. Deary **VIA EMAIL**  
Mr. Jim L. Flegle  
LOEWINSOHN FLEGLE DEARY, L.L.P.  
12377 Merit Drive, Suite 900  
Dallas, Texas 75251

Mr. John B. Massopust **VIA EMAIL**  
Mr. Matthew Gollinger  
ZELLE HOFMANN VOELBEL & MASON LLP  
500 Washington Avenue South, Suite 4000  
Minneapolis, MN 55415-1152

Mr. Michael S. Christian **VIA EMAIL**  
ZELLE HOFMANN VOELBEL & MASON  
44 Montgomery Street, Suite 3400  
San Francisco, California 94104

Mr. Fred W. Stumpf **VIA EMAIL**  
GLAST, PHILLIPS & MURRAY  
Nine Greenway Plaza, Suite 3100  
Houston, Texas 77046

*s/David Jed Williams*  
David Jed Williams

JOHN K. MEYER, ET. AL.	§	IN THE DISTRICT COURT
	§	
VS.	§	
	§	
JPMORGAN CHASE BANK, N.A.	§	225 <sup>TH</sup> JUDICIAL DISTRICT
INDIVIDUALLY/CORPORATELY	§	
AND AS TRUSTEE OF THE SOUTH	§	
TEXAS SYNDICATE TRUST	§	
and GARY P. AYMES	§	BEXAR COUNTY, TEXAS

**DEPOSITION ON WRITTEN QUESTIONS PROPOUNED UPON THE WITNESS,  
CUSTODIAN OF RECORDS FOR CML EXPLORATION LLC**

1. Please state your full name, business address, and official title.

**ANSWER:**

\_\_\_\_\_  
\_\_\_\_\_

2. Did you receive a subpoena for the production of the documents and records listed and described on Exhibit "A" attached to these questions?

**ANSWER:**

\_\_\_\_\_

3. Have these documents and records been produced for this deposition, bates numbered, and delivered to the officer taking this deposition?

**ANSWER:**

\_\_\_\_\_

4. Are you the custodian of these documents or records for **CML EXPLORATION LLC**?

**ANSWER:**

\_\_\_\_\_

5. What is the Bates number range for the documents and records produced for this deposition?

**ANSWER:**

\_\_\_\_\_

6. Are the documents and records produced for this deposition originals or photocopies of the original documents?

**ANSWER:**

\_\_\_\_\_

7. Are the documents and records produced for this deposition memoranda, reports, records or data compilations of acts, events, or conditions made at or near the time by or from information transmitted by, a person with knowledge?

**ANSWER:**

\_\_\_\_\_

8. Are these documents and records kept in the course of a regularly conducted business activity of **CML EXPLORATION LLC**?

**ANSWER:**

\_\_\_\_\_

9. Was it the regular practice of the business activity of **CML EXPLORATION LLC**, to make the memorandum, report, record or data compilation reflected in these documents and records?

**ANSWER:**

\_\_\_\_\_

\_\_\_\_\_  
WITNESS, CUSTODIAN OF RECORDS FOR  
**CML EXPLORATION LLC**

I \_\_\_\_\_, a Notary Public in and for the State of Texas, do hereby certify that the forgoing answers of the witness were made by the said witness and sworn to and subscribed before me.

GIVEN UNDER MY HAND AND SEAL OF OFFICE ON THIS \_\_\_\_ day of \_\_\_\_\_, 2014.

\_\_\_\_\_  
Notary Public, State of Texas

## EXHIBIT "A"

Please produce the following documents relating to the leases described below:

- The executed leases;
- Any option agreements, letters of intent to lease or side agreements relative to the leases;
- Any agreements relative to amendment, modification or extension of the leases;
- Any lease data sheets relative to the lease;
- Sufficient documents to identify the bonus paid for the lease (total bonus and bonus per net mineral acre);
- Any Lease Purchase Report ("LPR") and;
- Any receipt or paid draft relative to the leases

- 
1. Memorandum of Lease, dated 9/3/2008 from W.C. Pickens, as Grantor, to CML EXPLORATION LLC, as Grantee, recorded in Volume 360 Page 240 Oil and Gas Lease Records Zavala County, Texas, comprising 5,599.75 acres of land, more or less, in such county.

CAUSE NO. 2010-CI-10977

JOHN K. MEYER, ET. AL.	§	IN THE DISTRICT COURT
	§	
VS.	§	
	§	
JPMORGAN CHASE BANK, N.A.	§	225 <sup>TH</sup> JUDICIAL DISTRICT
INDIVIDUALLY/CORPORATELY	§	
AND AS TRUSTEE OF THE SOUTH	§	
TEXAS SYNDICATE TRUST	§	
and GARY P. AYMES	§	BEXAR COUNTY, TEXAS

**DEPOSITION SUBPOENA DUCES TECUM TO PRODUCE DOCUMENTS  
ISSUED IN THE NAME OF THE STATE OF TEXAS**

**TO ANY PEACE OFFICER, CONSTABLE OF THE STATE OF TEXAS OR OTHER  
PERSON DULY AUTHORIZED TO SERVE OR EXECUTE SUBPOENAS:**

This Subpoena is directed to:

**CUSTODIAN OF RECORDS FOR:**

**LEGEND NATURAL GAS III, LP  
c/o CT Corporation  
1999 Bryan Street, Suite 900  
Dallas, Texas 75201**

This Subpoena directs the Custodian of Records for LEGEND NATURAL GAS III, LP, to appear at **10:00 a.m. on August 4, 2014**, before a notary public at the following location:

**15021 Katy Freeway, Suite 200  
Houston, Texas 77094**

and answer under oath written questions to be propounded by counsel for Defendant and to produce for inspection and photocopying the documents and records described on Exhibit "A" attached to the Notice Duces Tecum of Intent to Take Deposition by Written Questions served with and attached to this Subpoena.

This Subpoena is issued at the instance and request of Defendant JPMorgan Chase Bank, N.A., Individually/Corporately and as Trustee of the South Texas Syndicate Trust. The attorneys of record for Defendant are: Patrick K. Sheehan and David Jed Williams, Hornberger Sheehan Fuller & Garza Incorporated, The Quarry Heights Building, 7373 Broadway, Suite 300, San Antonio, Texas 78209.

**THIS SUBPOENA IS ISSUED UNDER TEXAS RULE OF CIVIL PROCEDURE 176. RULE 176.8(a) STATES: FAILURE BY ANY PERSON WITHOUT ADEQUATE EXCUSE TO OBEY A SUBPOENA SERVED UPON THAT PERSON MAY BE DEEMED A CONTEMPT OF THE COURT FROM WHICH THE SUBPOENA IS**

**ISSUED OR A DISTRICT COURT IN THE COUNTY IN WHICH THE SUBPOENA IS SERVED, AND MAY BE PUNISHED BY FINE OR CONFINEMENT, OR BOTH.**

This Subpoena is issued by David Jed Williams, attorney for Defendant, on behalf of Defendant.

Respectfully submitted,

**HORNBERGER SHEEHAN FULLER & GARZA  
INCORPORATED**

The Quarry Heights Building  
7373 Broadway, Suite 300  
San Antonio, TX 78209  
Tel: (210) 271-1700  
Fax: (210) 271-1730

By: *s/David Jed Williams*

Patrick K. Sheehan  
State Bar No. 18175500  
Rudy A. Garza  
State Bar No. 07738200  
David Jed Williams  
State Bar No. 21518060

**HUNTON & WILLIAMS LLP**

1445 Ross Avenue, Suite 3700  
Dallas, Texas 75202  
(214) 979-3000 - Telephone  
(214) 880-0011 – Facsimile  
Charles A. Gall  
State Bar No. 07281500  
John C. Eichman  
State Bar No. 06494800

**ATTORNEYS FOR DEFENDANT**

**RETURN**

CAME TO HAND ON THE \_\_\_\_\_ DAY OF \_\_\_\_\_ 2014, AT \_\_\_\_\_ O'CLOCK  
\_\_\_\_.M. AND EXECUTED (NOT EXECUTED) ON THE \_\_\_\_\_ DAY OF \_\_\_\_\_ 2014, BY  
DELIVERING TO **CT CORPORATION**, A TRUE COPY OF THIS SUBPOENA UPON  
WHICH I ENDORSED THE DATE OF DELIVERY. CAUSE OF FAILURE TO EXECUTE THIS  
SUBPOENA IS \_\_\_\_\_.

TOTAL FEES: \$ \_\_\_\_\_

\_\_\_\_\_  
DALLAS COUNTY, TEXAS

BY: \_\_\_\_\_

**NON-PEACE OFFICER VERIFICATION**

VERIFICATION OF RETURN (IF NOT SERVED BY PEACE OFFICER)

SWORN TO THIS \_\_\_\_\_ DAY OF \_\_\_\_\_ 2014.

\_\_\_\_\_  
Notary Public, State of Texas



JOHN K. MEYER, ET. AL.	§	IN THE DISTRICT COURT
	§	
VS.	§	
	§	
JPMORGAN CHASE BANK, N.A.	§	225 <sup>TH</sup> JUDICIAL DISTRICT
INDIVIDUALLY/CORPORATELY	§	
AND AS TRUSTEE OF THE SOUTH	§	
TEXAS SYNDICATE TRUST	§	
and GARY P. AYMES	§	BEXAR COUNTY, TEXAS

**NOTICE OF INTENTION TO TAKE DEPOSITION BY WRITTEN QUESTIONS  
WITH DUCES TECUM**

Defendant JPMORGAN CHASE BANK, N.A. INDIVIDUALLY/CORPORATELY AND AS TRUSTEE OF THE SOUTH TEXAS SYNDICATE TRUST will take a deposition by written questions of the Custodian of Records for **LEGEND NATURAL GAS III, LP**, at the following date, time, and place:

Date: **August 4, 2014**

Time: **10:00 a.m.**

Place: **LEGEND NATURAL GAS III, LP  
15021 Katy Freeway, Suite 200  
Houston, Texas 77094**

Notice is further given that the witness shall produce at the deposition for inspection and photocopying the documents and records listed and described on the attached Exhibit "A."

Respectfully submitted,

**HORNBERGER SHEEHAN FULLER & GARZA  
INCORPORATED**

The Quarry Heights Building  
7373 Broadway, Suite 300  
San Antonio, TX 78209  
Tel: (210) 271-1700  
Fax: (210) 271-1730

By: s/David Jed Williams  
Patrick K. Sheehan  
State Bar No. 18175500  
Rudy A. Garza  
State Bar No. 07738200  
David Jed Williams  
State Bar No. 21518060

**HUNTON & WILLIAMS LLP**

1445 Ross Avenue, Suite 3700

Dallas, Texas 75202

(214) 979-3000 - Telephone

(214) 880-0011 – Facsimile

Charles A. Gall

State Bar No. 07281500

John C. Eichman

State Bar No. 06494800

**ATTORNEYS FOR DEFENDANT**

**CERTIFICATE OF SERVICE**

This is to certify that a true and correct copy of this deposition notice was served upon the following, in the manner indicated, on July 8, 2014:

Mr. George Spencer, Jr. **VIA EMAIL**  
Mr. Robert Rosenbach  
CLEMENS & SPENCER  
112 East Pecan St., Suite 1300  
San Antonio, Texas 78205

Mr. James L. Drought **VIA EMAIL**  
Mr. Ian Bolden  
DROUGHT DROUGHT & BOBBITT, LLP  
112 East Pecan St., Suite 2900  
San Antonio, Texas 78205

Mr. Richard Tinsman **VIA EMAIL**  
Ms. Sharon C. Savage  
TINSMAN & SCIANO, INC.  
10107 McAllister Freeway  
San Antonio, Texas 78205

Mr. David R. Deary **VIA EMAIL**  
Mr. Jim L. Flegle  
LOEWINSOHN FLEGLE DEARY, L.L.P.  
12377 Merit Drive, Suite 900  
Dallas, Texas 75251

Mr. John B. Massopust **VIA EMAIL**  
Mr. Matthew Gollinger  
ZELLE HOFMANN VOELBEL & MASON LLP  
500 Washington Avenue South, Suite 4000  
Minneapolis, MN 55415-1152

Mr. Michael S. Christian **VIA EMAIL**  
ZELLE HOFMANN VOELBEL & MASON  
44 Montgomery Street, Suite 3400  
San Francisco, California 94104

Mr. Fred W. Stumpf **VIA EMAIL**  
GLAST, PHILLIPS & MURRAY  
Nine Greenway Plaza, Suite 3100  
Houston, Texas 77046

*s/David Jed Williams*  
David Jed Williams

JOHN K. MEYER, ET. AL.	§	IN THE DISTRICT COURT
	§	
VS.	§	
	§	
JPMORGAN CHASE BANK, N.A.	§	225 <sup>TH</sup> JUDICIAL DISTRICT
INDIVIDUALLY/CORPORATELY	§	
AND AS TRUSTEE OF THE SOUTH	§	
TEXAS SYNDICATE TRUST	§	
and GARY P. AYMES	§	BEXAR COUNTY, TEXAS

**DEPOSITION ON WRITTEN QUESTIONS PROPOUNED UPON THE WITNESS,  
CUSTODIAN OF RECORDS FOR LEGEND NATURAL GAS III, LP**

1. Please state your full name, business address, and official title.

**ANSWER:**

\_\_\_\_\_  
\_\_\_\_\_

2. Did you receive a subpoena for the production of the documents and records listed and described on Exhibit "A" attached to these questions?

**ANSWER:**

\_\_\_\_\_

3. Have these documents and records been produced for this deposition, bates numbered, and delivered to the officer taking this deposition?

**ANSWER:**

\_\_\_\_\_

4. Are you the custodian of these documents or records for **LEGEND NATURAL GAS III, LP**?

**ANSWER:**

\_\_\_\_\_

5. What is the Bates number range for the documents and records produced for this deposition?

**ANSWER:**

\_\_\_\_\_

6. Are the documents and records produced for this deposition originals or photocopies of the original documents?

**ANSWER:**

\_\_\_\_\_

7. Are the documents and records produced for this deposition memoranda, reports, records or data compilations of acts, events, or conditions made at or near the time by or from information transmitted by, a person with knowledge?

**ANSWER:**

\_\_\_\_\_

8. Are these documents and records kept in the course of a regularly conducted business activity of **LEGEND NATURAL GAS III, LP**?

**ANSWER:**

\_\_\_\_\_

9. Was it the regular practice of the business activity of **LEGEND NATURAL GAS III, LP**, to make the memorandum, report, record or data compilation reflected in these documents and records?

**ANSWER:**

\_\_\_\_\_

\_\_\_\_\_  
WITNESS, CUSTODIAN OF RECORDS FOR  
**LEGEND NATURAL GAS III, LP**

I \_\_\_\_\_, a Notary Public in and for the State of Texas, do hereby certify that the forgoing answers of the witness were made by the said witness and sworn to and subscribed before me.

GIVEN UNDER MY HAND AND SEAL OF OFFICE ON THIS \_\_\_\_ day of \_\_\_\_\_, 2014.

\_\_\_\_\_  
Notary Public, State of Texas

## EXHIBIT "A"

Please produce the following documents relating to the leases described below:

- The executed leases;
- Any option agreements, letters of intent to lease or side agreements relative to the leases;
- Any agreements relative to amendment, modification or extension of the leases;
- Any lease data sheets relative to the lease;
- Sufficient documents to identify the bonus paid for the lease (total bonus and bonus per net mineral acre);
- Any Lease Purchase Report ("LPR") and;
- Any receipt or paid draft relative to the leases

- 
1. Lease, dated 10/6/2009 from Mary Elizabeth Semmes Waller, as Grantor, to LEGEND NATURAL GAS III, LP, as Grantee, recorded in Volume 2852 Page 268 Oil and Gas Lease Records Webb County, Texas, comprising 9,364.00 acres of land, more or less, in such county.

CAUSE NO. 2010-CI-10977

JOHN K. MEYER, ET. AL.	§	IN THE DISTRICT COURT
	§	
VS.	§	
	§	
JPMORGAN CHASE BANK, N.A.	§	225 <sup>TH</sup> JUDICIAL DISTRICT
INDIVIDUALLY/CORPORATELY	§	
AND AS TRUSTEE OF THE SOUTH	§	
TEXAS SYNDICATE TRUST	§	
and GARY P. AYMES	§	BEXAR COUNTY, TEXAS

**DEPOSITION SUBPOENA DUCES TECUM TO PRODUCE DOCUMENTS  
ISSUED IN THE NAME OF THE STATE OF TEXAS**

**TO ANY PEACE OFFICER, CONSTABLE OF THE STATE OF TEXAS OR OTHER  
PERSON DULY AUTHORIZED TO SERVE OR EXECUTE SUBPOENAS:**

This Subpoena is directed to:

**CUSTODIAN OF RECORDS FOR:**

**DEWBRE PETROLEUM CORP.  
c/o Jerry C. Dewbre  
802 N. Carancahua, Suite 1800  
Corpus Christi, Texas 78470**

This Subpoena directs the Custodian of Records for DEWBRE PETROLEUM CORP., to appear at **10:00 a.m. on August 4, 2014**, before a notary public at the following location:

**802 N. Carancahua, Suite 1800  
Corpus Christi, Texas 78470**

and answer under oath written questions to be propounded by counsel for Defendant and to produce for inspection and photocopying the documents and records described on Exhibit "A" attached to the Notice Duces Tecum of Intent to Take Deposition by Written Questions served with and attached to this Subpoena.

This Subpoena is issued at the instance and request of Defendant JPMorgan Chase Bank, N.A., Individually/Corporately and as Trustee of the South Texas Syndicate Trust. The attorneys of record for Defendant are: Patrick K. Sheehan and David Jed Williams, Hornberger Sheehan Fuller & Garza Incorporated, The Quarry Heights Building, 7373 Broadway, Suite 300, San Antonio, Texas 78209.

**THIS SUBPOENA IS ISSUED UNDER TEXAS RULE OF CIVIL PROCEDURE 176. RULE 176.8(a) STATES: FAILURE BY ANY PERSON WITHOUT ADEQUATE EXCUSE TO OBEY A SUBPOENA SERVED UPON THAT PERSON MAY BE DEEMED A CONTEMPT OF THE COURT FROM WHICH THE SUBPOENA IS**

**ISSUED OR A DISTRICT COURT IN THE COUNTY IN WHICH THE SUBPOENA IS SERVED, AND MAY BE PUNISHED BY FINE OR CONFINEMENT, OR BOTH.**

This Subpoena is issued by David Jed Williams, attorney for Defendant, on behalf of Defendant.

Respectfully submitted,

**HORNBERGER SHEEHAN FULLER & GARZA  
INCORPORATED**

The Quarry Heights Building  
7373 Broadway, Suite 300  
San Antonio, TX 78209  
Tel: (210) 271-1700  
Fax: (210) 271-1730

By: *s/David Jed Williams*

Patrick K. Sheehan  
State Bar No. 18175500  
Rudy A. Garza  
State Bar No. 07738200  
David Jed Williams  
State Bar No. 21518060

**HUNTON & WILLIAMS LLP**

1445 Ross Avenue, Suite 3700  
Dallas, Texas 75202  
(214) 979-3000 - Telephone  
(214) 880-0011 – Facsimile  
Charles A. Gall  
State Bar No. 07281500  
John C. Eichman  
State Bar No. 06494800

**ATTORNEYS FOR DEFENDANT**



**RETURN**

CAME TO HAND ON THE \_\_\_\_\_ DAY OF \_\_\_\_\_ 2014, AT \_\_\_\_\_ O'CLOCK  
\_\_\_\_.M. AND EXECUTED (NOT EXECUTED) ON THE \_\_\_\_\_ DAY OF \_\_\_\_\_ 2014, BY  
DELIVERING TO **JERRY C. DEWBRE**, A TRUE COPY OF THIS SUBPOENA UPON  
WHICH I ENDORSED THE DATE OF DELIVERY. CAUSE OF FAILURE TO EXECUTE THIS  
SUBPOENA IS \_\_\_\_\_.

TOTAL FEES: \$\_\_\_\_\_

\_\_\_\_\_  
NUECES COUNTY, TEXAS

BY:\_\_\_\_\_

**NON-PEACE OFFICER VERIFICATION**

VERIFICATION OF RETURN (IF NOT SERVED BY PEACE OFFICER)

SWORN TO THIS \_\_\_\_\_ DAY OF \_\_\_\_\_ 2014.

\_\_\_\_\_  
Notary Public, State of Texas

JOHN K. MEYER, ET. AL.	§	IN THE DISTRICT COURT
	§	
VS.	§	
	§	
JPMORGAN CHASE BANK, N.A.	§	225 <sup>TH</sup> JUDICIAL DISTRICT
INDIVIDUALLY/CORPORATELY	§	
AND AS TRUSTEE OF THE SOUTH	§	
TEXAS SYNDICATE TRUST	§	
and GARY P. AYMES	§	BEXAR COUNTY, TEXAS

**NOTICE OF INTENTION TO TAKE DEPOSITION BY WRITTEN QUESTIONS  
WITH DUCES TECUM**

Defendant JPMORGAN CHASE BANK, N.A. INDIVIDUALLY/CORPORATELY AND AS TRUSTEE OF THE SOUTH TEXAS SYNDICATE TRUST will take a deposition by written questions of the Custodian of Records for **DEWBRE PETROLEUM CORP.**, at the following date, time, and place:

Date: **August 4, 2014**

Time: **10:00 a.m.**

Place: **DEWBRE PETROLEUM CORP.  
802 N. Carancahua, Suite 1800  
Corpus Christi, Texas 78470**

Notice is further given that the witness shall produce at the deposition for inspection and photocopying the documents and records listed and described on the attached Exhibit "A."

Respectfully submitted,

**HORNBERGER SHEEHAN FULLER & GARZA  
INCORPORATED**  
The Quarry Heights Building  
7373 Broadway, Suite 300  
San Antonio, TX 78209  
Tel: (210) 271-1700  
Fax: (210) 271-1730

By: *s/David Jed Williams*  
Patrick K. Sheehan  
State Bar No. 18175500  
Rudy A. Garza  
State Bar No. 07738200

David Jed Williams  
State Bar No. 21518060

**HUNTON & WILLIAMS LLP**

1445 Ross Avenue, Suite 3700

Dallas, Texas 75202

(214) 979-3000 - Telephone

(214) 880-0011 – Facsimile

Charles A. Gall

State Bar No. 07281500

John C. Eichman

State Bar No. 06494800

**ATTORNEYS FOR DEFENDANT**

**CERTIFICATE OF SERVICE**

This is to certify that a true and correct copy of this deposition notice was served upon the following, in the manner indicated, on July 8, 2014:

Mr. George Spencer, Jr. **VIA EMAIL**  
Mr. Robert Rosenbach  
CLEMENS & SPENCER  
112 East Pecan St., Suite 1300  
San Antonio, Texas 78205

Mr. James L. Drought **VIA EMAIL**  
Mr. Ian Bolden  
DROUGHT DROUGHT & BOBBITT, LLP  
112 East Pecan St., Suite 2900  
San Antonio, Texas 78205

Mr. Richard Tinsman **VIA EMAIL**  
Ms. Sharon C. Savage  
TINSMAN & SCIANO, INC.  
10107 McAllister Freeway  
San Antonio, Texas 78205

Mr. David R. Deary **VIA EMAIL**  
Mr. Jim L. Flegle  
LOEWINSOHN FLEGLE DEARY, L.L.P.  
12377 Merit Drive, Suite 900  
Dallas, Texas 75251

Mr. John B. Massopust **VIA EMAIL**  
Mr. Matthew Gollinger  
ZELLE HOFMANN VOELBEL & MASON LLP  
500 Washington Avenue South, Suite 4000  
Minneapolis, MN 55415-1152

Mr. Michael S. Christian **VIA EMAIL**  
ZELLE HOFMANN VOELBEL & MASON  
44 Montgomery Street, Suite 3400  
San Francisco, California 94104

Mr. Fred W. Stumpf **VIA EMAIL**  
GLAST, PHILLIPS & MURRAY  
Nine Greenway Plaza, Suite 3100  
Houston, Texas 77046

*s/David Jed Williams*  
David Jed Williams

JOHN K. MEYER, ET. AL.	§	IN THE DISTRICT COURT
	§	
VS.	§	
	§	
JPMORGAN CHASE BANK, N.A.	§	225 <sup>TH</sup> JUDICIAL DISTRICT
INDIVIDUALLY/CORPORATELY	§	
AND AS TRUSTEE OF THE SOUTH	§	
TEXAS SYNDICATE TRUST	§	
and GARY P. AYMES	§	BEXAR COUNTY, TEXAS

**DEPOSITION ON WRITTEN QUESTIONS PROPOUNED UPON THE WITNESS,  
CUSTODIAN OF RECORDS FOR DEWBRE PETROLEUM CORP.**

1. Please state your full name, business address, and official title.

**ANSWER:**

---

---

2. Did you receive a subpoena for the production of the documents and records listed and described on Exhibit "A" attached to these questions?

**ANSWER:**

---

3. Have these documents and records been produced for this deposition, bates numbered, and delivered to the officer taking this deposition?

**ANSWER:**

---

4. Are you the custodian of these documents or records for **DEWBRE PETROLEUM CORP.?**

**ANSWER:**

---

5. What is the Bates number range for the documents and records produced for this deposition?

**ANSWER:**

---

6. Are the documents and records produced for this deposition originals or photocopies of the original documents?

**ANSWER:**

\_\_\_\_\_

7. Are the documents and records produced for this deposition memoranda, reports, records or data compilations of acts, events, or conditions made at or near the time by or from information transmitted by, a person with knowledge?

**ANSWER:**

\_\_\_\_\_

8. Are these documents and records kept in the course of a regularly conducted business activity of **DEWBRE PETROLEUM CORP.?**

**ANSWER:**

\_\_\_\_\_

9. Was it the regular practice of the business activity of **DEWBRE PETROLEUM CORP.**, to make the memorandum, report, record or data compilation reflected in these documents and records?

**ANSWER:**

\_\_\_\_\_

\_\_\_\_\_  
WITNESS, CUSTODIAN OF RECORDS FOR  
**DEWBRE PETROLEUM CORP.**

I \_\_\_\_\_, a Notary Public in and for the State of Texas, do hereby certify that the forgoing answers of the witness were made by the said witness and sworn to and subscribed before me.

GIVEN UNDER MY HAND AND SEAL OF OFFICE ON THIS \_\_\_\_ day of \_\_\_\_\_, 2014.

\_\_\_\_\_  
Notary Public, State of Texas

## EXHIBIT "A"

Please produce the following documents relating to the leases described below:

- The executed leases;
  - Any option agreements, letters of intent to lease or side agreements relative to the leases;
  - Any agreements relative to amendment, modification or extension of the leases;
  - Any lease data sheets relative to the lease;
  - Sufficient documents to identify the bonus paid for the lease (total bonus and bonus per net mineral acre);
  - Any Lease Purchase Report ("LPR") and;
  - Any receipt or paid draft relative to the leases
- 

1. Lease, dated 3/23/2008 from Cauley-Barker, Ltd., as Grantor, to DEWBRE PETROLEUM CORP., as Grantee, recorded in Volume 2599 Page 392 Oil and Gas Lease Records Webb County, Texas, comprising 9,369.80 acres of land, more or less, in such county.

CAUSE NO. 2010-CI-10977

JOHN K. MEYER, ET. AL.	§	IN THE DISTRICT COURT
	§	
VS.	§	
	§	
JPMORGAN CHASE BANK, N.A.	§	225 <sup>TH</sup> JUDICIAL DISTRICT
INDIVIDUALLY/CORPORATELY	§	
AND AS TRUSTEE OF THE SOUTH	§	
TEXAS SYNDICATE TRUST	§	
and GARY P. AYMES	§	BEXAR COUNTY, TEXAS

**DEPOSITION SUBPOENA DUCES TECUM TO PRODUCE DOCUMENTS  
ISSUED IN THE NAME OF THE STATE OF TEXAS**

**TO ANY PEACE OFFICER, CONSTABLE OF THE STATE OF TEXAS OR OTHER  
PERSON DULY AUTHORIZED TO SERVE OR EXECUTE SUBPOENAS:**

This Subpoena is directed to:

**CUSTODIAN OF RECORDS FOR:**

**PIONEER NATURAL RESOURCES USA, INC.  
c/o CT Corporation  
1999 Bryan Street, Suite 900  
Dallas, Texas 75201**

This Subpoena directs the Custodian of Records for PIONEER NATURAL RESOURCES USA, INC., to appear at **10:00 a.m. on August 8, 2014**, before a notary public at the following location:

**5205 North O'Conner Blvd., Suite 200  
Irving, Texas 75039**

and answer under oath written questions to be propounded by counsel for Defendant and to produce for inspection and photocopying the documents and records described on Exhibit "A" attached to the Notice Duces Tecum of Intent to Take Deposition by Written Questions served with and attached to this Subpoena.

This Subpoena is issued at the instance and request of Defendant JPMorgan Chase Bank, N.A., Individually/Corporately and as Trustee of the South Texas Syndicate Trust. The attorneys of record for Defendant are: Patrick K. Sheehan and David Jed Williams, Hornberger Sheehan Fuller & Garza Incorporated, The Quarry Heights Building, 7373 Broadway, Suite 300, San Antonio, Texas 78209.

**THIS SUBPOENA IS ISSUED UNDER TEXAS RULE OF CIVIL PROCEDURE 176. RULE 176.8(a)  
STATES: FAILURE BY ANY PERSON WITHOUT ADEQUATE EXCUSE TO OBEY A SUBPOENA SERVED**



**UPON THAT PERSON MAY BE DEEMED A CONTEMPT OF THE COURT FROM WHICH THE SUBPOENA IS ISSUED OR A DISTRICT COURT IN THE COUNTY IN WHICH THE SUBPOENA IS SERVED, AND MAY BE PUNISHED BY FINE OR CONFINEMENT, OR BOTH.**

This Subpoena is issued by David Jed Williams, attorney for Defendant, on behalf of Defendant.

Respectfully submitted,

**HORNBERGER SHEEHAN FULLER & GARZA  
INCORPORATED**

The Quarry Heights Building  
7373 Broadway, Suite 300  
San Antonio, TX 78209  
Tel: (210) 271-1700  
Fax: (210) 271-1730

By: *s/David Jed Williams*

Patrick K. Sheehan  
State Bar No. 18175500  
Rudy A. Garza  
State Bar No. 07738200  
David Jed Williams  
State Bar No. 21518060

**HUNTON & WILLIAMS LLP**

1445 Ross Avenue, Suite 3700  
Dallas, Texas 75202  
(214) 979-3000 - Telephone  
(214) 880-0011 – Facsimile  
Charles A. Gall  
State Bar No. 07281500  
John C. Eichman  
State Bar No. 06494800

**ATTORNEYS FOR DEFENDANT**

**RETURN**

CAME TO HAND ON THE \_\_\_\_\_ DAY OF \_\_\_\_\_ 2014, AT \_\_\_\_\_ O'CLOCK  
\_\_\_\_.M. AND EXECUTED (NOT EXECUTED) ON THE \_\_\_\_\_ DAY OF \_\_\_\_\_ 2014, BY  
DELIVERING TO **CT CORPORATION**, A TRUE COPY OF THIS SUBPOENA UPON  
WHICH I ENDORSED THE DATE OF DELIVERY. CAUSE OF FAILURE TO EXECUTE THIS  
SUBPOENA IS \_\_\_\_\_.

TOTAL FEES: \$ \_\_\_\_\_

\_\_\_\_\_  
DALLAS COUNTY, TEXAS

BY: \_\_\_\_\_

**NON-PEACE OFFICER VERIFICATION**

VERIFICATION OF RETURN (IF NOT SERVED BY PEACE OFFICER)

SWORN TO THIS \_\_\_\_\_ DAY OF \_\_\_\_\_ 2014.

\_\_\_\_\_  
Notary Public, State of Texas

JOHN K. MEYER, ET. AL.	§	IN THE DISTRICT COURT
	§	
VS.	§	
	§	
JPMORGAN CHASE BANK, N.A.	§	225 <sup>TH</sup> JUDICIAL DISTRICT
INDIVIDUALLY/CORPORATELY	§	
AND AS TRUSTEE OF THE SOUTH	§	
TEXAS SYNDICATE TRUST	§	
and GARY P. AYMES	§	BEXAR COUNTY, TEXAS

**NOTICE OF INTENTION TO TAKE DEPOSITION BY WRITTEN QUESTIONS WITH DUCES TECUM**

Defendant JPMORGAN CHASE BANK, N.A. INDIVIDUALLY/CORPORATELY AND AS TRUSTEE OF THE SOUTH TEXAS SYNDICATE TRUST will take a deposition by written questions of the Custodian of Records for **PIONEER NATURAL RESOURCES USA, INC.**, at the following date, time, and place:

Date: **August 8, 2014**

Time: **10:00 a.m.**

Place: **PIONEER NATURAL RESOURCES USA, INC.  
5205 North O’Conner Blvd., Suite 200  
Irving, Texas 75039**

Notice is further given that the witness shall produce at the deposition for inspection and photocopying the documents and records listed and described on the attached Exhibit “A.”

Respectfully submitted,

**HORNBERGER SHEEHAN FULLER & GARZA  
INCORPORATED**

The Quarry Heights Building  
7373 Broadway, Suite 300  
San Antonio, TX 78209  
Tel: (210) 271-1700  
Fax: (210) 271-1730

By: s/David Jed Williams  
Patrick K. Sheehan  
State Bar No. 18175500  
Rudy A. Garza  
State Bar No. 07738200  
David Jed Williams  
State Bar No. 21518060

**HUNTON & WILLIAMS LLP**

1445 Ross Avenue, Suite 3700

Dallas, Texas 75202

(214) 979-3000 - Telephone

(214) 880-0011 – Facsimile

Charles A. Gall

State Bar No. 07281500

John C. Eichman

State Bar No. 06494800

**ATTORNEYS FOR DEFENDANT**

**CERTIFICATE OF SERVICE**

This is to certify that a true and correct copy of this deposition notice was served upon the following, in the manner indicated, on July 11, 2014:

Mr. George Spencer, Jr.  
Mr. Robert Rosenbach  
CLEMENS & SPENCER  
112 East Pecan St., Suite 1300  
San Antonio, Texas 78205

**VIA ELECTRONIC SERVICE**

Mr. James L. Drought  
Mr. Ian Bolden  
DROUGHT DROUGHT & BOBBITT, LLP  
112 East Pecan St., Suite 2900  
San Antonio, Texas 78205

**VIA ELECTRONIC SERVICE**

Mr. Richard Tinsman  
Ms. Sharon C. Savage  
TINSMAN & SCIANO, INC.  
10107 McAllister Freeway  
San Antonio, Texas 78205

**VIA ELECTRONIC SERVICE**

Mr. David R. Deary  
Mr. Jim L. Flegle  
LOEWINSOHN FLEGLE DEARY, L.L.P.  
12377 Merit Drive, Suite 900  
Dallas, Texas 75251

**VIA ELECTRONIC SERVICE**

Mr. John B. Massopust  
Mr. Matthew Gollinger  
ZELLE HOFMANN VOELBEL & MASON LLP  
500 Washington Avenue South, Suite 4000  
Minneapolis, MN 55415-1152

**VIA ELECTRONIC SERVICE**

Mr. Michael S. Christian  
ZELLE HOFMANN VOELBEL & MASON  
44 Montgomery Street, Suite 3400  
San Francisco, California 94104

**VIA ELECTRONIC SERVICE**

Mr. Fred W. Stumpf  
GLAST, PHILLIPS & MURRAY  
Nine Greenway Plaza, Suite 3100  
Houston, Texas 77046

**VIA ELECTRONIC SERVICE**

*s/David Jed Williams*  
David Jed Williams

JOHN K. MEYER, ET. AL.	§	IN THE DISTRICT COURT
	§	
VS.	§	
	§	
JPMORGAN CHASE BANK, N.A.	§	225 <sup>TH</sup> JUDICIAL DISTRICT
INDIVIDUALLY/CORPORATELY	§	
AND AS TRUSTEE OF THE SOUTH	§	
TEXAS SYNDICATE TRUST	§	
and GARY P. AYMES	§	BEXAR COUNTY, TEXAS

**DEPOSITION ON WRITTEN QUESTIONS PROPOUNED UPON THE WITNESS,  
CUSTODIAN OF RECORDS FOR PIONEER NATURAL RESOURCES USA, INC.**

1. Please state your full name, business address, and official title.

**ANSWER:**

---



---

2. Did you receive a subpoena for the production of the documents and records listed and described on Exhibit "A" attached to these questions?

**ANSWER:**

---

3. Have these documents and records been produced for this deposition, bates numbered, and delivered to the officer taking this deposition?

**ANSWER:**

---

4. Are you the custodian of these documents or records for **PIONEER NATURAL RESOURCES USA, INC.?**

**ANSWER:**

---

5. What is the Bates number range for the documents and records produced for this deposition?

**ANSWER:**

---

6. Are the documents and records produced for this deposition originals or photocopies of the original documents?

**ANSWER:**

\_\_\_\_\_

7. Are the documents and records produced for this deposition memoranda, reports, records or data compilations of acts, events, or conditions made at or near the time by or from information transmitted by, a person with knowledge?

**ANSWER:**

\_\_\_\_\_

8. Are these documents and records kept in the course of a regularly conducted business activity of **PIONEER NATURAL RESOURCES USA, INC.?**

**ANSWER:**

\_\_\_\_\_

9. Was it the regular practice of the business activity of **PIONEER NATURAL RESOURCES USA, INC.**, to make the memorandum, report, record or data compilation reflected in these documents and records?

**ANSWER:**

\_\_\_\_\_

\_\_\_\_\_  
WITNESS, CUSTODIAN OF RECORDS FOR  
**PIONEER NATURAL RESOURCES USA, INC.**

I \_\_\_\_\_, a Notary Public in and for the State of Texas, do hereby certify that the forgoing answers of the witness were made by the said witness and sworn to and subscribed before me.

GIVEN UNDER MY HAND AND SEAL OF OFFICE ON THIS \_\_\_\_ day of \_\_\_\_\_, 2014.

\_\_\_\_\_  
Notary Public, State of Texas

## EXHIBIT "A"

Please produce the following documents relating to the leases described below:

- The executed leases;
- Any option agreements, letters of intent to lease or side agreements relative to the leases;
- Any agreements relative to amendment, modification or extension of the leases;
- Any lease data sheets relative to the lease;
- Sufficient documents to identify the bonus paid for the lease (total bonus and bonus per net mineral acre);
- Any Lease Purchase Report ("LPR") and;
- Any receipt or paid draft relative to the leases

- 
1. Memorandum of Lease, dated 4/1/2007 from H. Harlan Bethune, as Grantor, to PIONEER NATURAL RESOURCES USA, INC., as Grantee, recorded in Volume 97 Page 217 Oil and Gas Lease Records Live Oak County, Texas, comprising 6,458.00 acres of land, more or less, in such county.
  2. Memorandum of Lease, dated 4/8/2007 from Lucila Hamilton, et al., as Grantor, to PIONEER NATURAL RESOURCES USA, INC., as Grantee, recorded in Volume 89 Page 553 Oil and Gas Lease Records Live Oak County, Texas, comprising 6,458.00 acres of land, more or less, in such county.



CAUSE NO. 2010-CI-10977

JOHN K. MEYER, ET. AL.	§	IN THE DISTRICT COURT
	§	
VS.	§	
	§	
JPMORGAN CHASE BANK, N.A.	§	225 <sup>TH</sup> JUDICIAL DISTRICT
INDIVIDUALLY/CORPORATELY	§	
AND AS TRUSTEE OF THE SOUTH	§	
TEXAS SYNDICATE TRUST	§	
and GARY P. AYMES	§	BEXAR COUNTY, TEXAS

**DEPOSITION SUBPOENA DUCES TECUM TO PRODUCE DOCUMENTS  
ISSUED IN THE NAME OF THE STATE OF TEXAS**

**TO ANY PEACE OFFICER, CONSTABLE OF THE STATE OF TEXAS OR OTHER  
PERSON DULY AUTHORIZED TO SERVE OR EXECUTE SUBPOENAS:**

This Subpoena is directed to:

**CUSTODIAN OF RECORDS FOR:**

**JAMEX, INC.  
c/o Douglas W. Quebe  
2871 Lake Vista Drive, Suite 200  
Lewisville, Texas 75067**

This Subpoena directs the Custodian of Records for JAMEX, INC., to appear at **10:00 a.m. on August 8, 2014**, before a notary public at the following location:

**2871 Lake Vista Drive, Suite 200  
Lewisville, Texas 75067**

and answer under oath written questions to be propounded by counsel for Defendant and to produce for inspection and photocopying the documents and records described on Exhibit "A" attached to the Notice Duces Tecum of Intent to Take Deposition by Written Questions served with and attached to this Subpoena.

This Subpoena is issued at the instance and request of Defendant JPMorgan Chase Bank, N.A., Individually/Corporately and as Trustee of the South Texas Syndicate Trust. The attorneys of record for Defendant are: Patrick K. Sheehan and David Jed Williams, Hornberger Sheehan Fuller & Garza Incorporated, The Quarry Heights Building, 7373 Broadway, Suite 300, San Antonio, Texas 78209.

**THIS SUBPOENA IS ISSUED UNDER TEXAS RULE OF CIVIL PROCEDURE 176. RULE 176.8(a) STATES: FAILURE BY ANY PERSON WITHOUT ADEQUATE EXCUSE TO OBEY A SUBPOENA SERVED UPON THAT PERSON MAY BE DEEMED A CONTEMPT OF THE COURT FROM WHICH THE SUBPOENA IS**

**ISSUED OR A DISTRICT COURT IN THE COUNTY IN WHICH THE SUBPOENA IS SERVED, AND MAY BE PUNISHED BY FINE OR CONFINEMENT, OR BOTH.**

This Subpoena is issued by David Jed Williams, attorney for Defendant, on behalf of Defendant.

Respectfully submitted,

**HORNBERGER SHEEHAN FULLER & GARZA  
INCORPORATED**

The Quarry Heights Building  
7373 Broadway, Suite 300  
San Antonio, TX 78209  
Tel: (210) 271-1700  
Fax: (210) 271-1730

By: *s/David Jed Williams*

Patrick K. Sheehan  
State Bar No. 18175500  
Rudy A. Garza  
State Bar No. 07738200  
David Jed Williams  
State Bar No. 21518060

**HUNTON & WILLIAMS LLP**

1445 Ross Avenue, Suite 3700  
Dallas, Texas 75202  
(214) 979-3000 - Telephone  
(214) 880-0011 – Facsimile  
Charles A. Gall  
State Bar No. 07281500  
John C. Eichman  
State Bar No. 06494800

**ATTORNEYS FOR DEFENDANT**

**RETURN**

CAME TO HAND ON THE \_\_\_\_\_ DAY OF \_\_\_\_\_ 2014, AT \_\_\_\_\_ O'CLOCK  
\_\_\_\_.M. AND EXECUTED (NOT EXECUTED) ON THE \_\_\_\_\_ DAY OF \_\_\_\_\_ 2014, BY  
DELIVERING TO **DOUGLAS W. QUEBE**, A TRUE COPY OF THIS SUBPOENA UPON  
WHICH I ENDORSED THE DATE OF DELIVERY. CAUSE OF FAILURE TO EXECUTE THIS  
SUBPOENA IS \_\_\_\_\_.

TOTAL FEES: \$ \_\_\_\_\_

\_\_\_\_\_  
DENTON COUNTY, TEXAS

BY: \_\_\_\_\_

**NON-PEACE OFFICER VERIFICATION**

VERIFICATION OF RETURN (IF NOT SERVED BY PEACE OFFICER)

SWORN TO THIS \_\_\_\_\_ DAY OF \_\_\_\_\_ 2014.

\_\_\_\_\_  
Notary Public, State of Texas

JOHN K. MEYER, ET. AL.	§	IN THE DISTRICT COURT
	§	
VS.	§	
	§	
JPMORGAN CHASE BANK, N.A.	§	225 <sup>TH</sup> JUDICIAL DISTRICT
INDIVIDUALLY/CORPORATELY	§	
AND AS TRUSTEE OF THE SOUTH	§	
TEXAS SYNDICATE TRUST	§	
and GARY P. AYMES	§	BEXAR COUNTY, TEXAS

**NOTICE OF INTENTION TO TAKE DEPOSITION BY WRITTEN QUESTIONS  
WITH DUCES TECUM**

Defendant JPMORGAN CHASE BANK, N.A. INDIVIDUALLY/CORPORATELY AND AS TRUSTEE OF THE SOUTH TEXAS SYNDICATE TRUST will take a deposition by written questions of the Custodian of Records for **JAMEX, INC.**, at the following date, time, and place:

Date:           **August 8, 2014**

Time:           **10:00 a.m.**

Place:           **JAMEX, INC.**  
                      **2871 Lake Vista Drive, Suite 200**  
                      **Lewisville, Texas 75067**

Notice is further given that the witness shall produce at the deposition for inspection and photocopying the documents and records listed and described on the attached Exhibit "A."

Respectfully submitted,

**HORNBERGER SHEEHAN FULLER & GARZA  
INCORPORATED**

The Quarry Heights Building  
7373 Broadway, Suite 300  
San Antonio, TX 78209  
Tel: (210) 271-1700  
Fax: (210) 271-1730

By: s/David Jed Williams  
Patrick K. Sheehan  
State Bar No. 18175500  
Rudy A. Garza  
State Bar No. 07738200  
David Jed Williams  
State Bar No. 21518060

**HUNTON & WILLIAMS LLP**

1445 Ross Avenue, Suite 3700

Dallas, Texas 75202

(214) 979-3000 - Telephone

(214) 880-0011 – Facsimile

Charles A. Gall

State Bar No. 07281500

John C. Eichman

State Bar No. 06494800

**ATTORNEYS FOR DEFENDANT**

**CERTIFICATE OF SERVICE**

This is to certify that a true and correct copy of this deposition notice was served upon the following, in the manner indicated, on July 11, 2014:

Mr. George Spencer, Jr.  
Mr. Robert Rosenbach  
CLEMENS & SPENCER  
112 East Pecan St., Suite 1300  
San Antonio, Texas 78205

**VIA ELECTRONIC SERVICE**

Mr. James L. Drought  
Mr. Ian Bolden  
DROUGHT DROUGHT & BOBBITT, LLP  
112 East Pecan St., Suite 2900  
San Antonio, Texas 78205

**VIA ELECTRONIC SERVICE**

Mr. Richard Tinsman  
Ms. Sharon C. Savage  
TINSMAN & SCIANO, INC.  
10107 McAllister Freeway  
San Antonio, Texas 78205

**VIA ELECTRONIC SERVICE**

Mr. David R. Deary  
Mr. Jim L. Flegle  
LOEWINSOHN FLEGLE DEARY, L.L.P.  
12377 Merit Drive, Suite 900  
Dallas, Texas 75251

**VIA ELECTRONIC SERVICE**

Mr. John B. Massopust  
Mr. Matthew Gollinger  
ZELLE HOFMANN VOELBEL & MASON LLP  
500 Washington Avenue South, Suite 4000  
Minneapolis, MN 55415-1152

**VIA ELECTRONIC SERVICE**

Mr. Michael S. Christian  
ZELLE HOFMANN VOELBEL & MASON  
44 Montgomery Street, Suite 3400  
San Francisco, California 94104

**VIA ELECTRONIC SERVICE**

Mr. Fred W. Stumpf  
GLAST, PHILLIPS & MURRAY  
Nine Greenway Plaza, Suite 3100  
Houston, Texas 77046

**VIA ELECTRONIC SERVICE**

*s/David Jed Williams*  
David Jed Williams

JOHN K. MEYER, ET. AL.	§	IN THE DISTRICT COURT
	§	
VS.	§	
	§	
JPMORGAN CHASE BANK, N.A.	§	225 <sup>TH</sup> JUDICIAL DISTRICT
INDIVIDUALLY/CORPORATELY	§	
AND AS TRUSTEE OF THE SOUTH	§	
TEXAS SYNDICATE TRUST	§	
and GARY P. AYMES	§	BEXAR COUNTY, TEXAS

**DEPOSITION ON WRITTEN QUESTIONS PROPOUNED UPON THE WITNESS,  
CUSTODIAN OF RECORDS FOR JAMEX, INC.**

1. Please state your full name, business address, and official title.

**ANSWER:**

\_\_\_\_\_  
\_\_\_\_\_

2. Did you receive a subpoena for the production of the documents and records listed and described on Exhibit "A" attached to these questions?

**ANSWER:**

\_\_\_\_\_

3. Have these documents and records been produced for this deposition, bates numbered, and delivered to the officer taking this deposition?

**ANSWER:**

\_\_\_\_\_

4. Are you the custodian of these documents or records for **JAMEX, INC.?**

**ANSWER:**

\_\_\_\_\_

5. What is the Bates number range for the documents and records produced for this deposition?

**ANSWER:**

\_\_\_\_\_

6. Are the documents and records produced for this deposition originals or photocopies of the original documents?

**ANSWER:**

\_\_\_\_\_

7. Are the documents and records produced for this deposition memoranda, reports, records or data compilations of acts, events, or conditions made at or near the time by or from information transmitted by, a person with knowledge?

**ANSWER:**

\_\_\_\_\_

8. Are these documents and records kept in the course of a regularly conducted business activity of **JAMEX, INC.**?

**ANSWER:**

\_\_\_\_\_

9. Was it the regular practice of the business activity of **JAMEX, INC.**, to make the memorandum, report, record or data compilation reflected in these documents and records?

**ANSWER:**

\_\_\_\_\_

\_\_\_\_\_  
WITNESS, CUSTODIAN OF RECORDS FOR  
**JAMEX, INC.**

I \_\_\_\_\_, a Notary Public in and for the State of Texas, do hereby certify that the forgoing answers of the witness were made by the said witness and sworn to and subscribed before me.

GIVEN UNDER MY HAND AND SEAL OF OFFICE ON THIS \_\_\_\_ day of \_\_\_\_\_, 2014.

\_\_\_\_\_  
Notary Public, State of Texas



## EXHIBIT "A"

Please produce the following documents relating to the leases described below:

- The executed leases;
- Any option agreements, letters of intent to lease or side agreements relative to the leases;
- Any agreements relative to amendment, modification or extension of the leases;
- Any lease data sheets relative to the lease;
- Sufficient documents to identify the bonus paid for the lease (total bonus and bonus per net mineral acre);
- Any Lease Purchase Report ("LPR") and;
- Any receipt or paid draft relative to the leases

- 
1. Memorandum of Lease, dated 3/27/08 from L.F. Puig II, L.L.C., as Grantor, to JAMEX, INC., as Grantee, recorded in Volume 2562 Page 803 Oil and Gas Lease Records Webb County, Texas, comprising 5,320.11 acres of land, more or less, in such county.

CAUSE NO. 2010-CI-10977

JOHN K. MEYER, ET. AL.	§	IN THE DISTRICT COURT
	§	
VS.	§	
	§	
JPMORGAN CHASE BANK, N.A.	§	225 <sup>TH</sup> JUDICIAL DISTRICT
INDIVIDUALLY/CORPORATELY	§	
AND AS TRUSTEE OF THE SOUTH	§	
TEXAS SYNDICATE TRUST	§	
and GARY P. AYMES	§	BEXAR COUNTY, TEXAS

**DEPOSITION SUBPOENA DUCES TECUM TO PRODUCE DOCUMENTS  
ISSUED IN THE NAME OF THE STATE OF TEXAS**

**TO ANY PEACE OFFICER, CONSTABLE OF THE STATE OF TEXAS OR OTHER  
PERSON DULY AUTHORIZED TO SERVE OR EXECUTE SUBPOENAS:**

This Subpoena is directed to:

**CUSTODIAN OF RECORDS FOR:**

**NEWFIELD EXPLORATION COMPANY  
c/o The Prentice Hall Corporation System  
211 E. 7<sup>th</sup> Street, Suite 620  
Austin, Texas 78701**

This Subpoena directs the Custodian of Records for NEWFIELD EXPLORATION COMPANY to appear at **10:00 a.m. on August 6, 2014**, before a notary public at the following location:

**363 N. Sam Houston Parkway, Suite 2020  
Houston, Texas 77060**

and answer under oath written questions to be propounded by counsel for Defendant and to produce for inspection and photocopying the documents and records described on Exhibit "A" attached to the Notice Duces Tecum of Intent to Take Deposition by Written Questions served with and attached to this Subpoena.

This Subpoena is issued at the instance and request of Defendant JPMorgan Chase Bank, N.A., Individually/Corporately and as Trustee of the South Texas Syndicate Trust. The attorneys of record for Defendant are: Patrick K. Sheehan and David Jed Williams, Hornberger Sheehan Fuller & Garza Incorporated, The Quarry Heights Building, 7373 Broadway, Suite 300, San Antonio, Texas 78209.

**THIS SUBPOENA IS ISSUED UNDER TEXAS RULE OF CIVIL PROCEDURE 176. RULE 176.8(a)  
STATES: FAILURE BY ANY PERSON WITHOUT ADEQUATE EXCUSE TO OBEY A SUBPOENA SERVED**

**UPON THAT PERSON MAY BE DEEMED A CONTEMPT OF THE COURT FROM WHICH THE SUBPOENA IS ISSUED OR A DISTRICT COURT IN THE COUNTY IN WHICH THE SUBPOENA IS SERVED, AND MAY BE PUNISHED BY FINE OR CONFINEMENT, OR BOTH.**

This Subpoena is issued by David Jed Williams, attorney for Defendant, on behalf of Defendant.

Respectfully submitted,

**HORNBERGER SHEEHAN FULLER & GARZA  
INCORPORATED**

The Quarry Heights Building  
7373 Broadway, Suite 300  
San Antonio, TX 78209  
Tel: (210) 271-1700  
Fax: (210) 271-1730

By: *s/David Jed Williams*

Patrick K. Sheehan  
State Bar No. 18175500  
Rudy A. Garza  
State Bar No. 07738200  
David Jed Williams  
State Bar No. 21518060

**HUNTON & WILLIAMS LLP**

1445 Ross Avenue, Suite 3700  
Dallas, Texas 75202  
(214) 979-3000 - Telephone  
(214) 880-0011 – Facsimile  
Charles A. Gall  
State Bar No. 07281500  
John C. Eichman  
State Bar No. 06494800

**ATTORNEYS FOR DEFENDANT**

**RETURN**

CAME TO HAND ON THE \_\_\_\_\_ DAY OF \_\_\_\_\_ 2014, AT \_\_\_\_\_ O'CLOCK  
\_\_\_\_.M. AND EXECUTED (NOT EXECUTED) ON THE \_\_\_\_\_ DAY OF \_\_\_\_\_ 2014, BY  
DELIVERING TO **THE PRENTICE HALL CORPORATION SYSTEM**, A TRUE COPY OF  
THIS SUBPOENA UPON WHICH I ENDORSED THE DATE OF DELIVERY. CAUSE OF  
FAILURE TO EXECUTE THIS SUBPOENA IS \_\_\_\_\_.

TOTAL FEES: \$ \_\_\_\_\_

\_\_\_\_\_  
TRAVIS COUNTY, TEXAS

BY: \_\_\_\_\_

**NON-PEACE OFFICER VERIFICATION**

VERIFICATION OF RETURN (IF NOT SERVED BY PEACE OFFICER)

SWORN TO THIS \_\_\_\_\_ DAY OF \_\_\_\_\_ 2014.

\_\_\_\_\_  
Notary Public, State of Texas

JOHN K. MEYER, ET. AL.	§	IN THE DISTRICT COURT
	§	
VS.	§	
	§	
JPMORGAN CHASE BANK, N.A.	§	225 <sup>TH</sup> JUDICIAL DISTRICT
INDIVIDUALLY/CORPORATELY	§	
AND AS TRUSTEE OF THE SOUTH	§	
TEXAS SYNDICATE TRUST	§	
and GARY P. AYMES	§	BEXAR COUNTY, TEXAS

**NOTICE OF INTENTION TO TAKE DEPOSITION BY WRITTEN QUESTIONS  
WITH DUCES TECUM**

Defendant JPMORGAN CHASE BANK, N.A. INDIVIDUALLY/CORPORATELY AND AS TRUSTEE OF THE SOUTH TEXAS SYNDICATE TRUST will take a deposition by written questions of the Custodian of Records for **NEWFIELD EXPLORATION COMPANY**, at the following date, time, and place:

Date: **August 6, 2014**

Time: **10:00 a.m.**

Place: **Newfield Exploration Company  
363 N. Sam Houston Parkway, Suite 2020  
Houston, Texas 77060**

Notice is further given that the witness shall produce at the deposition for inspection and photocopying the documents and records listed and described on the attached Exhibit "A."

Respectfully submitted,

**HORNBERGER SHEEHAN FULLER & GARZA  
INCORPORATED**

The Quarry Heights Building  
7373 Broadway, Suite 300  
San Antonio, TX 78209  
Tel: (210) 271-1700  
Fax: (210) 271-1730

By: s/David Jed Williams  
Patrick K. Sheehan  
State Bar No. 18175500  
Rudy A. Garza  
State Bar No. 07738200  
David Jed Williams  
State Bar No. 21518060

**HUNTON & WILLIAMS LLP**

1445 Ross Avenue, Suite 3700

Dallas, Texas 75202

(214) 979-3000 - Telephone

(214) 880-0011 – Facsimile

Charles A. Gall

State Bar No. 07281500

John C. Eichman

State Bar No. 06494800

**ATTORNEYS FOR DEFENDANT**

**CERTIFICATE OF SERVICE**

This is to certify that a true and correct copy of this deposition notice was served upon the following, in the manner indicated, on July 10, 2014:

Mr. George Spencer, Jr.  
Mr. Robert Rosenbach  
CLEMENS & SPENCER  
112 East Pecan St., Suite 1300  
San Antonio, Texas 78205

**VIA ELECTRONIC SERVICE**

Mr. James L. Drought  
Mr. Ian Bolden  
DROUGHT DROUGHT & BOBBITT, LLP  
112 East Pecan St., Suite 2900  
San Antonio, Texas 78205

**VIA ELECTRONIC SERVICE**

Mr. Richard Tinsman  
Ms. Sharon C. Savage  
TINSMAN & SCIANO, INC.  
10107 McAllister Freeway  
San Antonio, Texas 78205

**VIA ELECTRONIC SERVICE**

Mr. David R. Deary  
Mr. Jim L. Flegle  
LOEWINSOHN FLEGLE DEARY, L.L.P.  
12377 Merit Drive, Suite 900  
Dallas, Texas 75251

**VIA ELECTRONIC SERVICE**

Mr. John B. Massopust  
Mr. Matthew Gollinger  
ZELLE HOFMANN VOELBEL & MASON LLP  
500 Washington Avenue South, Suite 4000  
Minneapolis, MN 55415-1152

**VIA ELECTRONIC SERVICE**

Mr. Michael S. Christian  
ZELLE HOFMANN VOELBEL & MASON  
44 Montgomery Street, Suite 3400  
San Francisco, California 94104

**VIA ELECTRONIC SERVICE**

Mr. Fred W. Stumpf  
GLAST, PHILLIPS & MURRAY  
Nine Greenway Plaza, Suite 3100  
Houston, Texas 77046

**VIA ELECTRONIC SERVICE**

*s/David Jed Williams*  
David Jed Williams

JOHN K. MEYER, ET. AL.	§	IN THE DISTRICT COURT
	§	
VS.	§	
	§	
JPMORGAN CHASE BANK, N.A.	§	225 <sup>TH</sup> JUDICIAL DISTRICT
INDIVIDUALLY/CORPORATELY	§	
AND AS TRUSTEE OF THE SOUTH	§	
TEXAS SYNDICATE TRUST	§	
and GARY P. AYMES	§	BEXAR COUNTY, TEXAS

**DEPOSITION ON WRITTEN QUESTIONS PROPOUNED UPON THE WITNESS,  
CUSTODIAN OF RECORDS FOR NEWFIELD EXPLORATION COMPANY**

1. Please state your full name, business address, and official title.

**ANSWER:**

\_\_\_\_\_  
\_\_\_\_\_

2. Did you receive a subpoena for the production of the documents and records listed and described on Exhibit "A" attached to these questions?

**ANSWER:**

\_\_\_\_\_

3. Have these documents and records been produced for this deposition, bates numbered, and delivered to the officer taking this deposition?

**ANSWER:**

\_\_\_\_\_

4. Are you the custodian of these documents or records for **NEWFIELD EXPLORATION COMPANY**?

**ANSWER:**

\_\_\_\_\_

5. What is the Bates number range for the documents and records produced for this deposition?

**ANSWER:**

\_\_\_\_\_



6. Are the documents and records produced for this deposition originals or photocopies of the original documents?

**ANSWER:**

\_\_\_\_\_

7. Are the documents and records produced for this deposition memoranda, reports, records or data compilations of acts, events, or conditions made at or near the time by or from information transmitted by, a person with knowledge?

**ANSWER:**

\_\_\_\_\_

8. Are these documents and records kept in the course of a regularly conducted business activity of **NEWFIELD EXPLORATION COMPANY**?

**ANSWER:**

\_\_\_\_\_

9. Was it the regular practice of the business activity of **NEWFIELD EXPLORATION COMPANY** to make the memorandum, report, record or data compilation reflected in these documents and records?

**ANSWER:**

\_\_\_\_\_

\_\_\_\_\_  
WITNESS, CUSTODIAN OF RECORDS FOR  
**NEWFIELD EXPLORATION COMPANY**

I \_\_\_\_\_, a Notary Public in and for the State of Texas, do hereby certify that the forgoing answers of the witness were made by the said witness and sworn to and subscribed before me.

GIVEN UNDER MY HAND AND SEAL OF OFFICE ON THIS \_\_\_\_ day of \_\_\_\_\_, 2014.

\_\_\_\_\_  
Notary Public, State of Texas

**EXHIBIT "A"**

Please produce the following documents relating to the leases described below:

- The executed leases;
- Any option agreements, letters of intent to lease or side agreements relative to the leases;
- Any agreements relative to amendment, modification or extension of the leases;
- Any lease data sheets relative to the lease;
- Sufficient documents to identify the bonus paid for the lease (total bonus and bonus per net mineral acre);
- Any Lease Purchase Report ("LPR") and;
- Any receipt or paid draft relative to the leases

- 
1. Memorandum of Lease, dated 7/12/2007 from CMWW Partners Ltd., as Grantor, to TXCO ENERGY CORP., as Grantee, recorded in Volume 339 Page 23 Oil and Gas Lease Records Dimmit County, Texas, comprising 5,732.37 acres of land, more or less, in such county.

CAUSE NO. 2010-CI-10977

JOHN K. MEYER, ET. AL.	§	IN THE DISTRICT COURT
	§	
VS.	§	
	§	
JPMORGAN CHASE BANK, N.A.	§	225 <sup>TH</sup> JUDICIAL DISTRICT
INDIVIDUALLY/CORPORATELY	§	
AND AS TRUSTEE OF THE SOUTH	§	
TEXAS SYNDICATE TRUST	§	
and GARY P. AYMES	§	BEXAR COUNTY, TEXAS

**DEPOSITION SUBPOENA DUCES TECUM TO PRODUCE DOCUMENTS  
ISSUED IN THE NAME OF THE STATE OF TEXAS**

**TO ANY PEACE OFFICER, CONSTABLE OF THE STATE OF TEXAS OR OTHER  
PERSON DULY AUTHORIZED TO SERVE OR EXECUTE SUBPOENAS:**

This Subpoena is directed to:

**CUSTODIAN OF RECORDS FOR:**

**EDWARD G. VAUGHAN  
1580 S. Main Street, Suite 200  
Boerne, Texas 78006**

This Subpoena directs the Custodian of Records for EDWARD G. VAUGHAN to appear at **10:00 a.m. on August 6, 2014**, before a notary public at the following location:

**1580 S. Main Street, Suite 200  
Boerne, Texas 78006**

and answer under oath written questions to be propounded by counsel for Defendant and to produce for inspection and photocopying the documents and records described on Exhibit "A" attached to the Notice Duces Tecum of Intent to Take Deposition by Written Questions served with and attached to this Subpoena.

This Subpoena is issued at the instance and request of Defendant JPMorgan Chase Bank, N.A., Individually/Corporately and as Trustee of the South Texas Syndicate Trust. The attorneys of record for Defendant are: Patrick K. Sheehan and David Jed Williams, Hornberger Sheehan Fuller & Garza Incorporated, The Quarry Heights Building, 7373 Broadway, Suite 300, San Antonio, Texas 78209.

**THIS SUBPOENA IS ISSUED UNDER TEXAS RULE OF CIVIL PROCEDURE 176. RULE 176.8(a) STATES: FAILURE BY ANY PERSON WITHOUT ADEQUATE EXCUSE TO OBEY A SUBPOENA SERVED UPON THAT PERSON MAY BE DEEMED A CONTEMPT OF THE COURT FROM WHICH THE SUBPOENA IS**

**ISSUED OR A DISTRICT COURT IN THE COUNTY IN WHICH THE SUBPOENA IS SERVED, AND MAY BE PUNISHED BY FINE OR CONFINEMENT, OR BOTH.**

This Subpoena is issued by David Jed Williams, attorney for Defendant, on behalf of Defendant.

Respectfully submitted,

**HORNBERGER SHEEHAN FULLER & GARZA  
INCORPORATED**

The Quarry Heights Building  
7373 Broadway, Suite 300  
San Antonio, TX 78209  
Tel: (210) 271-1700  
Fax: (210) 271-1730

By: *s/David Jed Williams*

Patrick K. Sheehan  
State Bar No. 18175500  
Rudy A. Garza  
State Bar No. 07738200  
David Jed Williams  
State Bar No. 21518060

**HUNTON & WILLIAMS LLP**

1445 Ross Avenue, Suite 3700  
Dallas, Texas 75202  
(214) 979-3000 - Telephone  
(214) 880-0011 – Facsimile  
Charles A. Gall  
State Bar No. 07281500  
John C. Eichman  
State Bar No. 06494800

**ATTORNEYS FOR DEFENDANT**

**RETURN**

CAME TO HAND ON THE \_\_\_\_\_ DAY OF \_\_\_\_\_ 2014, AT \_\_\_\_\_ O'CLOCK  
\_\_\_\_.M. AND EXECUTED (NOT EXECUTED) ON THE \_\_\_\_\_ DAY OF \_\_\_\_\_ 2014, BY  
DELIVERING TO **EDWARD G. VAUGHAN**, A TRUE COPY OF THIS SUBPOENA UPON  
WHICH I ENDORSED THE DATE OF DELIVERY. CAUSE OF FAILURE TO EXECUTE THIS  
SUBPOENA IS \_\_\_\_\_.

TOTAL FEES: \$\_\_\_\_\_

\_\_\_\_\_  
KENDALL COUNTY, TEXAS

BY:\_\_\_\_\_

**NON-PEACE OFFICER VERIFICATION**

VERIFICATION OF RETURN (IF NOT SERVED BY PEACE OFFICER)

SWORN TO THIS \_\_\_\_\_ DAY OF \_\_\_\_\_ 2014.

\_\_\_\_\_  
Notary Public, State of Texas

JOHN K. MEYER, ET. AL.	§	IN THE DISTRICT COURT
	§	
VS.	§	
	§	
JPMORGAN CHASE BANK, N.A.	§	225 <sup>TH</sup> JUDICIAL DISTRICT
INDIVIDUALLY/CORPORATELY	§	
AND AS TRUSTEE OF THE SOUTH	§	
TEXAS SYNDICATE TRUST	§	
and GARY P. AYMES	§	BEXAR COUNTY, TEXAS

**NOTICE OF INTENTION TO TAKE DEPOSITION BY WRITTEN QUESTIONS  
WITH DUCES TECUM**

Defendant JPMORGAN CHASE BANK, N.A. INDIVIDUALLY/CORPORATELY AND AS TRUSTEE OF THE SOUTH TEXAS SYNDICATE TRUST will take a deposition by written questions of the Custodian of Records for **EDWARD G. VAUGHAN**, at the following date, time, and place:

Date: **August 6, 2014**

Time: **10:00 a.m.**

Place: **EDWARD G. VAUGHAN  
1580 S. Main Street, Suite 200  
Boerne, Texas 78006**

Notice is further given that the witness shall produce at the deposition for inspection and photocopying the documents and records listed and described on the attached Exhibit "A."

Respectfully submitted,

**HORNBERGER SHEEHAN FULLER & GARZA  
INCORPORATED**

The Quarry Heights Building  
7373 Broadway, Suite 300  
San Antonio, TX 78209  
Tel: (210) 271-1700  
Fax: (210) 271-1730

By: s/David Jed Williams  
Patrick K. Sheehan  
State Bar No. 18175500  
Rudy A. Garza  
State Bar No. 07738200  
David Jed Williams  
State Bar No. 21518060

**HUNTON & WILLIAMS LLP**

1445 Ross Avenue, Suite 3700

Dallas, Texas 75202

(214) 979-3000 - Telephone

(214) 880-0011 – Facsimile

Charles A. Gall

State Bar No. 07281500

John C. Eichman

State Bar No. 06494800

**ATTORNEYS FOR DEFENDANT**

**CERTIFICATE OF SERVICE**

This is to certify that a true and correct copy of this deposition notice was served upon the following, in the manner indicated, on July 10, 2014:

Mr. George Spencer, Jr.  
Mr. Robert Rosenbach  
CLEMENS & SPENCER  
112 East Pecan St., Suite 1300  
San Antonio, Texas 78205

**VIA ELECTRONIC SERVICE**

Mr. James L. Drought  
Mr. Ian Bolden  
DROUGHT DROUGHT & BOBBITT, LLP  
112 East Pecan St., Suite 2900  
San Antonio, Texas 78205

**VIA ELECTRONIC SERVICE**

Mr. Richard Tinsman  
Ms. Sharon C. Savage  
TINSMAN & SCIANO, INC.  
10107 McAllister Freeway  
San Antonio, Texas 78205

**VIA ELECTRONIC SERVICE**

Mr. David R. Deary  
Mr. Jim L. Flegle  
LOEWINSOHN FLEGLE DEARY, L.L.P.  
12377 Merit Drive, Suite 900  
Dallas, Texas 75251

**VIA ELECTRONIC SERVICE**

Mr. John B. Massopust  
Mr. Matthew Gollinger  
ZELLE HOFMANN VOELBEL & MASON LLP  
500 Washington Avenue South, Suite 4000  
Minneapolis, MN 55415-1152

**VIA ELECTRONIC SERVICE**

Mr. Michael S. Christian  
ZELLE HOFMANN VOELBEL & MASON  
44 Montgomery Street, Suite 3400  
San Francisco, California 94104

**VIA ELECTRONIC SERVICE**

Mr. Fred W. Stumpf  
GLAST, PHILLIPS & MURRAY  
Nine Greenway Plaza, Suite 3100  
Houston, Texas 77046

**VIA ELECTRONIC SERVICE**

*s/David Jed Williams*  
David Jed Williams



JOHN K. MEYER, ET. AL.	§	IN THE DISTRICT COURT
	§	
VS.	§	
	§	
JPMORGAN CHASE BANK, N.A.	§	225 <sup>TH</sup> JUDICIAL DISTRICT
INDIVIDUALLY/CORPORATELY	§	
AND AS TRUSTEE OF THE SOUTH	§	
TEXAS SYNDICATE TRUST	§	
and GARY P. AYMES	§	BEXAR COUNTY, TEXAS

**DEPOSITION ON WRITTEN QUESTIONS PROPOUNED UPON THE WITNESS,  
CUSTODIAN OF RECORDS FOR EDWARD G. VAUGHAN**

1. Please state your full name, business address, and official title.

**ANSWER:**

\_\_\_\_\_  
\_\_\_\_\_

2. Did you receive a subpoena for the production of the documents and records listed and described on Exhibit "A" attached to these questions?

**ANSWER:**

\_\_\_\_\_

3. Have these documents and records been produced for this deposition, bates numbered, and delivered to the officer taking this deposition?

**ANSWER:**

\_\_\_\_\_

4. Are you the custodian of these documents or records for **EDWARD G. VAUGHAN**?

**ANSWER:**

\_\_\_\_\_

5. What is the Bates number range for the documents and records produced for this deposition?

**ANSWER:**

\_\_\_\_\_

6. Are the documents and records produced for this deposition originals or photocopies of the original documents?

**ANSWER:**

\_\_\_\_\_

7. Are the documents and records produced for this deposition memoranda, reports, records or data compilations of acts, events, or conditions made at or near the time by or from information transmitted by, a person with knowledge?

**ANSWER:**

\_\_\_\_\_

8. Are these documents and records kept in the course of a regularly conducted business activity of **EDWARD G. VAUGHAN**?

**ANSWER:**

\_\_\_\_\_

9. Was it the regular practice of the business activity of **EDWARD G. VAUGHAN** to make the memorandum, report, record or data compilation reflected in these documents and records?

**ANSWER:**

\_\_\_\_\_

\_\_\_\_\_  
WITNESS, CUSTODIAN OF RECORDS FOR  
**EDWARD G. VAUGHAN**

I \_\_\_\_\_, a Notary Public in and for the State of Texas, do hereby certify that the forgoing answers of the witness were made by the said witness and sworn to and subscribed before me.

GIVEN UNDER MY HAND AND SEAL OF OFFICE ON THIS \_\_\_\_ day of \_\_\_\_\_, 2014.

\_\_\_\_\_  
Notary Public, State of Texas

## EXHIBIT "A"

Please produce the following documents relating to the leases described below:

- The executed leases;
- Any option agreements, letters of intent to lease or side agreements relative to the leases;
- Any agreements relative to amendment, modification or extension of the leases;
- Any lease data sheets relative to the lease;
- Sufficient documents to identify the bonus paid for the lease (total bonus and bonus per net mineral acre);
- Any Lease Purchase Report ("LPR") and;
- Any receipt or paid draft relative to the leases

- 
1. Memorandum of Lease, dated 1/2/2007 from Briscoe Ranch, Inc., as Grantor, to EDWARD G. VAUGHAN, as Grantee, recorded in Volume 2484 Page 238 Oil and Gas Lease Records Webb County, Texas, comprising 6,453.75 acres of land, more or less, in such county.

CAUSE NO. 2010-CI-10977

JOHN K. MEYER, ET. AL.	§	IN THE DISTRICT COURT
	§	
VS.	§	
	§	
JPMORGAN CHASE BANK, N.A.	§	225 <sup>TH</sup> JUDICIAL DISTRICT
INDIVIDUALLY/CORPORATELY	§	
AND AS TRUSTEE OF THE SOUTH	§	
TEXAS SYNDICATE TRUST	§	
and GARY P. AYMES	§	BEXAR COUNTY, TEXAS

**DEPOSITION SUBPOENA DUCES TECUM TO PRODUCE DOCUMENTS  
ISSUED IN THE NAME OF THE STATE OF TEXAS**

**TO ANY PEACE OFFICER, CONSTABLE OF THE STATE OF TEXAS OR OTHER  
PERSON DULY AUTHORIZED TO SERVE OR EXECUTE SUBPOENAS:**

This Subpoena is directed to:

**CUSTODIAN OF RECORDS FOR:**

**LAREDO ENERGY IV, L.P.  
c/o William E. Deupree  
1600 Smith, Suite 4250  
Houston, Texas 77002**

This Subpoena directs the Custodian of Records for LAREDO ENERGY IV, L.P., to appear at **10:00 a.m. on August 6, 2014**, before a notary public at the following location:

**1600 Smith, Suite 4250  
Houston, Texas 77002**

and answer under oath written questions to be propounded by counsel for Defendant and to produce for inspection and photocopying the documents and records described on Exhibit "A" attached to the Notice Duces Tecum of Intent to Take Deposition by Written Questions served with and attached to this Subpoena.

This Subpoena is issued at the instance and request of Defendant JPMorgan Chase Bank, N.A., Individually/Corporately and as Trustee of the South Texas Syndicate Trust. The attorneys of record for Defendant are: Patrick K. Sheehan and David Jed Williams, Hornberger Sheehan Fuller & Garza Incorporated, The Quarry Heights Building, 7373 Broadway, Suite 300, San Antonio, Texas 78209.

**THIS SUBPOENA IS ISSUED UNDER TEXAS RULE OF CIVIL PROCEDURE 176. RULE 176.8(a)  
STATES: FAILURE BY ANY PERSON WITHOUT ADEQUATE EXCUSE TO OBEY A SUBPOENA SERVED  
UPON THAT PERSON MAY BE DEEMED A CONTEMPT OF THE COURT FROM WHICH THE SUBPOENA IS**

**ISSUED OR A DISTRICT COURT IN THE COUNTY IN WHICH THE SUBPOENA IS SERVED, AND MAY BE PUNISHED BY FINE OR CONFINEMENT, OR BOTH.**

This Subpoena is issued by David Jed Williams, attorney for Defendant, on behalf of Defendant.

Respectfully submitted,

**HORNBERGER SHEEHAN FULLER & GARZA  
INCORPORATED**

The Quarry Heights Building  
7373 Broadway, Suite 300  
San Antonio, TX 78209  
Tel: (210) 271-1700  
Fax: (210) 271-1730

By: *s/David Jed Williams*

Patrick K. Sheehan  
State Bar No. 18175500  
Rudy A. Garza  
State Bar No. 07738200  
David Jed Williams  
State Bar No. 21518060

**HUNTON & WILLIAMS LLP**

1445 Ross Avenue, Suite 3700  
Dallas, Texas 75202  
(214) 979-3000 - Telephone  
(214) 880-0011 – Facsimile  
Charles A. Gall  
State Bar No. 07281500  
John C. Eichman  
State Bar No. 06494800

**ATTORNEYS FOR DEFENDANT**

**RETURN**

CAME TO HAND ON THE \_\_\_\_\_ DAY OF \_\_\_\_\_ 2014, AT \_\_\_\_\_ O'CLOCK  
\_\_\_\_.M. AND EXECUTED (NOT EXECUTED) ON THE \_\_\_\_\_ DAY OF \_\_\_\_\_ 2014, BY  
DELIVERING TO **WILLIAM E. DEUPREE**, A TRUE COPY OF THIS SUBPOENA UPON  
WHICH I ENDORSED THE DATE OF DELIVERY. CAUSE OF FAILURE TO EXECUTE THIS  
SUBPOENA IS \_\_\_\_\_.

TOTAL FEES: \$ \_\_\_\_\_

\_\_\_\_\_  
HARRIS COUNTY, TEXAS

BY: \_\_\_\_\_

**NON-PEACE OFFICER VERIFICATION**

VERIFICATION OF RETURN (IF NOT SERVED BY PEACE OFFICER)

SWORN TO THIS \_\_\_\_\_ DAY OF \_\_\_\_\_ 2014.

\_\_\_\_\_  
Notary Public, State of Texas

JOHN K. MEYER, ET. AL.	§	IN THE DISTRICT COURT
	§	
VS.	§	
	§	
JPMORGAN CHASE BANK, N.A.	§	225 <sup>TH</sup> JUDICIAL DISTRICT
INDIVIDUALLY/CORPORATELY	§	
AND AS TRUSTEE OF THE SOUTH	§	
TEXAS SYNDICATE TRUST	§	
and GARY P. AYMES	§	BEXAR COUNTY, TEXAS

**NOTICE OF INTENTION TO TAKE DEPOSITION BY WRITTEN QUESTIONS  
WITH DUCES TECUM**

Defendant JPMORGAN CHASE BANK, N.A. INDIVIDUALLY/CORPORATELY AND AS TRUSTEE OF THE SOUTH TEXAS SYNDICATE TRUST will take a deposition by written questions of the Custodian of Records for **LAREDO ENERGY IV, L.P.**, at the following date, time, and place:

Date: **August 6, 2014**

Time: **10:00 a.m.**

Place: **LAREDO ENERGY IV, L.P.  
1600 Smith, Suite 4250  
Houston, Texas 77002**

Notice is further given that the witness shall produce at the deposition for inspection and photocopying the documents and records listed and described on the attached Exhibit "A."

Respectfully submitted,

**HORNBERGER SHEEHAN FULLER & GARZA  
INCORPORATED**

The Quarry Heights Building  
7373 Broadway, Suite 300  
San Antonio, TX 78209  
Tel: (210) 271-1700  
Fax: (210) 271-1730

By: s/David Jed Williams  
Patrick K. Sheehan  
State Bar No. 18175500  
Rudy A. Garza  
State Bar No. 07738200  
David Jed Williams  
State Bar No. 21518060

**HUNTON & WILLIAMS LLP**

1445 Ross Avenue, Suite 3700

Dallas, Texas 75202

(214) 979-3000 - Telephone

(214) 880-0011 – Facsimile

Charles A. Gall

State Bar No. 07281500

John C. Eichman

State Bar No. 06494800

**ATTORNEYS FOR DEFENDANT**



**CERTIFICATE OF SERVICE**

This is to certify that a true and correct copy of this deposition notice was served upon the following, in the manner indicated, on July 10, 2014:

Mr. George Spencer, Jr.  
Mr. Robert Rosenbach  
CLEMENS & SPENCER  
112 East Pecan St., Suite 1300  
San Antonio, Texas 78205

**VIA ELECTRONIC SERVICE**

Mr. James L. Drought  
Mr. Ian Bolden  
DROUGHT DROUGHT & BOBBITT, LLP  
112 East Pecan St., Suite 2900  
San Antonio, Texas 78205

**VIA ELECTRONIC SERVICE**

Mr. Richard Tinsman  
Ms. Sharon C. Savage  
TINSMAN & SCIANO, INC.  
10107 McAllister Freeway  
San Antonio, Texas 78205

**VIA ELECTRONIC SERVICE**

Mr. David R. Deary  
Mr. Jim L. Flegle  
LOEWINSOHN FLEGLE DEARY, L.L.P.  
12377 Merit Drive, Suite 900  
Dallas, Texas 75251

**VIA ELECTRONIC SERVICE**

Mr. John B. Massopust  
Mr. Matthew Gollinger  
ZELLE HOFMANN VOELBEL & MASON LLP  
500 Washington Avenue South, Suite 4000  
Minneapolis, MN 55415-1152

**VIA ELECTRONIC SERVICE**

Mr. Michael S. Christian  
ZELLE HOFMANN VOELBEL & MASON  
44 Montgomery Street, Suite 3400  
San Francisco, California 94104

**VIA ELECTRONIC SERVICE**

Mr. Fred W. Stumpf  
GLAST, PHILLIPS & MURRAY  
Nine Greenway Plaza, Suite 3100  
Houston, Texas 77046

**VIA ELECTRONIC SERVICE**

*s/David Jed Williams*  
David Jed Williams

JOHN K. MEYER, ET. AL.	§	IN THE DISTRICT COURT
	§	
VS.	§	
	§	
JPMORGAN CHASE BANK, N.A.	§	225 <sup>TH</sup> JUDICIAL DISTRICT
INDIVIDUALLY/CORPORATELY	§	
AND AS TRUSTEE OF THE SOUTH	§	
TEXAS SYNDICATE TRUST	§	
and GARY P. AYMES	§	BEXAR COUNTY, TEXAS

**DEPOSITION ON WRITTEN QUESTIONS PROPOUNED UPON THE WITNESS,  
CUSTODIAN OF RECORDS FOR LAREDO ENERGY IV, L.P.**

1. Please state your full name, business address, and official title.

**ANSWER:**

\_\_\_\_\_  
\_\_\_\_\_

2. Did you receive a subpoena for the production of the documents and records listed and described on Exhibit "A" attached to these questions?

**ANSWER:**

\_\_\_\_\_

3. Have these documents and records been produced for this deposition, bates numbered, and delivered to the officer taking this deposition?

**ANSWER:**

\_\_\_\_\_

4. Are you the custodian of these documents or records for **LAREDO ENERGY IV, L.P.**?

**ANSWER:**

\_\_\_\_\_

5. What is the Bates number range for the documents and records produced for this deposition?

**ANSWER:**

\_\_\_\_\_

6. Are the documents and records produced for this deposition originals or photocopies of the original documents?

**ANSWER:**

\_\_\_\_\_

7. Are the documents and records produced for this deposition memoranda, reports, records or data compilations of acts, events, or conditions made at or near the time by or from information transmitted by, a person with knowledge?

**ANSWER:**

\_\_\_\_\_

8. Are these documents and records kept in the course of a regularly conducted business activity of **LAREDO ENERGY IV, L.P.**?

**ANSWER:**

\_\_\_\_\_

9. Was it the regular practice of the business activity of **LAREDO ENERGY IV, L.P.**, to make the memorandum, report, record or data compilation reflected in these documents and records?

**ANSWER:**

\_\_\_\_\_

\_\_\_\_\_  
WITNESS, CUSTODIAN OF RECORDS FOR  
**LAREDO ENERGY IV, L.P.**

I \_\_\_\_\_, a Notary Public in and for the State of Texas, do hereby certify that the forgoing answers of the witness were made by the said witness and sworn to and subscribed before me.

GIVEN UNDER MY HAND AND SEAL OF OFFICE ON THIS \_\_\_\_ day of \_\_\_\_\_, 2014.

\_\_\_\_\_  
Notary Public, State of Texas

## EXHIBIT "A"

Please produce the following documents relating to the leases described below:

- The executed leases;
- Any option agreements, letters of intent to lease or side agreements relative to the leases;
- Any agreements relative to amendment, modification or extension of the leases;
- Any lease data sheets relative to the lease;
- Sufficient documents to identify the bonus paid for the lease (total bonus and bonus per net mineral acre);
- Any Lease Purchase Report ("LPR") and;
- Any receipt or paid draft relative to the leases

- 
1. Memorandum of Lease, dated 8/1/2008 from Robert H. Summers, as Grantor, to LAREDO ENERGY IV, L.P., as Grantee, recorded in Volume 2657 Page 524 Oil and Gas Lease Records Webb County, Texas, comprising 9,783.57 acres of land, more or less, in such county.
  2. Memorandum of Lease, dated 8/18/2008 from Falcon International Bank, Trustee, as Grantor, to LAREDO ENERGY IV, L.P., as Grantee, recorded in Volume 2634 Page 568 Oil and Gas Lease Records Webb County, Texas, comprising 6,132.06 acres of land, more or less, in such county.
  3. Memorandum of Lease, dated 12/4/2008 from G B Minerals, Ltd., as Grantor, to LAREDO ENERGY IV, L.P., as Grantee, recorded in Volume 2685 Page 616 Oil and Gas Lease Records Webb County, Texas, comprising 11,503.90 acres of land, more or less, in such county.

CAUSE NO. 2010-CI-10977

JOHN K. MEYER, ET. AL.	§	IN THE DISTRICT COURT
	§	
VS.	§	
	§	
JPMORGAN CHASE BANK, N.A.	§	225 <sup>TH</sup> JUDICIAL DISTRICT
INDIVIDUALLY/CORPORATELY	§	
AND AS TRUSTEE OF THE SOUTH	§	
TEXAS SYNDICATE TRUST	§	
and GARY P. AYMES	§	BEXAR COUNTY, TEXAS

**DEPOSITION SUBPOENA DUCES TECUM TO PRODUCE DOCUMENTS  
ISSUED IN THE NAME OF THE STATE OF TEXAS**

**TO ANY PEACE OFFICER, CONSTABLE OF THE STATE OF TEXAS OR OTHER  
PERSON DULY AUTHORIZED TO SERVE OR EXECUTE SUBPOENAS:**

This Subpoena is directed to:

**CUSTODIAN OF RECORDS FOR:**

**SM ENERGY COMPANY f/k/a ST. MARY'S LAND & EXPLORATION CO.**

**c/o CSC-Lawyers Incorporating Service Co.  
211 E. 7<sup>th</sup> Street, Suite 620  
Austin, Texas 78701**

This Subpoena directs the Custodian of Records for SM ENERGY COMPANY f/k/a ST. MARY'S LAND & EXPLORATION CO., to appear at **10:00 a.m. on August 6, 2014**, before a notary public at the following location:

**777 N. Eldridge Pkwy, Suite 1000  
Houston, TX 77079**

and answer under oath written questions to be propounded by counsel for Defendant and to produce for inspection and photocopying the documents and records described on Exhibit "A" attached to the Notice Duces Tecum of Intent to Take Deposition by Written Questions served with and attached to this Subpoena.

This Subpoena is issued at the instance and request of Defendant JPMorgan Chase Bank, N.A., Individually/Corporately and as Trustee of the South Texas Syndicate Trust. The attorneys of record for Defendant are: Patrick K. Sheehan and David Jed Williams, Hornberger Sheehan Fuller & Garza Incorporated, The Quarry Heights Building, 7373 Broadway, Suite 300, San Antonio, Texas 78209.

**THIS SUBPOENA IS ISSUED UNDER TEXAS RULE OF CIVIL PROCEDURE 176. RULE 176.8(a) STATES: FAILURE BY ANY PERSON WITHOUT ADEQUATE EXCUSE TO OBEY A SUBPOENA SERVED UPON THAT PERSON MAY BE DEEMED A CONTEMPT OF THE COURT FROM WHICH THE SUBPOENA IS ISSUED OR A DISTRICT COURT IN THE COUNTY IN WHICH THE SUBPOENA IS SERVED, AND MAY BE PUNISHED BY FINE OR CONFINEMENT, OR BOTH.**

This Subpoena is issued by David Jed Williams, attorney for Defendant, on behalf of Defendant.

Respectfully submitted,

**HORNBERGER SHEEHAN FULLER & GARZA  
INCORPORATED**

The Quarry Heights Building  
7373 Broadway, Suite 300  
San Antonio, TX 78209  
Tel: (210) 271-1700  
Fax: (210) 271-1730

By: *s/David Jed Williams*

Patrick K. Sheehan  
State Bar No. 18175500  
Rudy A. Garza  
State Bar No. 07738200  
David Jed Williams  
State Bar No. 21518060

**HUNTON & WILLIAMS LLP**

1445 Ross Avenue, Suite 3700  
Dallas, Texas 75202  
(214) 979-3000 - Telephone  
(214) 880-0011 – Facsimile  
Charles A. Gall  
State Bar No. 07281500  
John C. Eichman  
State Bar No. 06494800

**ATTORNEYS FOR DEFENDANT**

**RETURN**

CAME TO HAND ON THE \_\_\_\_\_ DAY OF \_\_\_\_\_ 2014, AT \_\_\_\_\_ O'CLOCK  
\_\_\_\_.M. AND EXECUTED (NOT EXECUTED) ON THE \_\_\_\_\_ DAY OF \_\_\_\_\_ 2014, BY  
DELIVERING TO CSC-LAWYERS INCORPORATING SERVICE, A TRUE COPY OF THIS  
SUBPOENA UPON WHICH I ENDORSED THE DATE OF DELIVERY. CAUSE OF FAILURE  
TO EXECUTE THIS SUBPOENA IS \_\_\_\_\_.

TOTAL FEES: \$ \_\_\_\_\_

\_\_\_\_\_  
TRAVIS COUNTY, TEXAS

BY: \_\_\_\_\_

**NON-PEACE OFFICER VERIFICATION**

VERIFICATION OF RETURN (IF NOT SERVED BY PEACE OFFICER)

SWORN TO THIS \_\_\_\_\_ DAY OF \_\_\_\_\_ 2014.

\_\_\_\_\_  
Notary Public, State of Texas

JOHN K. MEYER, ET. AL.	§	IN THE DISTRICT COURT
	§	
VS.	§	
	§	
JPMORGAN CHASE BANK, N.A.	§	225 <sup>TH</sup> JUDICIAL DISTRICT
INDIVIDUALLY/CORPORATELY	§	
AND AS TRUSTEE OF THE SOUTH	§	
TEXAS SYNDICATE TRUST	§	
and GARY P. AYMES	§	BEXAR COUNTY, TEXAS

**NOTICE OF INTENTION TO TAKE DEPOSITION BY WRITTEN QUESTIONS  
WITH DUCES TECUM**

Defendant JPMORGAN CHASE BANK, N.A. INDIVIDUALLY/CORPORATELY AND AS TRUSTEE OF THE SOUTH TEXAS SYNDICATE TRUST will take a deposition by written questions of the Custodian of Records for **SM ENERGY COMPANY f/k/a ST. MARY’S LAND & EXPLORATION CO.**, at the following date, time, and place:

Date:           **August 6, 2014**

Time:           **10:00 a.m.**

Place:           **SM ENERGY COMPANY  
777 N. Eldridge Pkwy, Suite 1000  
Houston, TX 77079**

Notice is further given that the witness shall produce at the deposition for inspection and photocopying the documents and records listed and described on the attached Exhibit “A.”

Respectfully submitted,

**HORNBERGER SHEEHAN FULLER & GARZA  
INCORPORATED**  
The Quarry Heights Building  
7373 Broadway, Suite 300  
San Antonio, TX 78209  
Tel: (210) 271-1700  
Fax: (210) 271-1730

By: *s/David Jed Williams*  
Patrick K. Sheehan  
State Bar No. 18175500  
Rudy A. Garza  
State Bar No. 07738200  
David Jed Williams  
State Bar No. 21518060



**HUNTON & WILLIAMS LLP**

1445 Ross Avenue, Suite 3700

Dallas, Texas 75202

(214) 979-3000 - Telephone

(214) 880-0011 – Facsimile

Charles A. Gall

State Bar No. 07281500

John C. Eichman

State Bar No. 06494800

**ATTORNEYS FOR DEFENDANT**

**CERTIFICATE OF SERVICE**

This is to certify that a true and correct copy of this deposition notice was served upon the following, in the manner indicated, on July 10, 2014:

Mr. George Spencer, Jr.  
Mr. Robert Rosenbach  
CLEMENS & SPENCER  
112 East Pecan St., Suite 1300  
San Antonio, Texas 78205

**VIA ELECTRONIC SERVICE**

Mr. James L. Drought  
Mr. Ian Bolden  
DROUGHT DROUGHT & BOBBITT, LLP  
112 East Pecan St., Suite 2900  
San Antonio, Texas 78205

**VIA ELECTRONIC SERVICE**

Mr. Richard Tinsman  
Ms. Sharon C. Savage  
TINSMAN & SCIANO, INC.  
10107 McAllister Freeway  
San Antonio, Texas 78205

**VIA ELECTRONIC SERVICE**

Mr. David R. Deary  
Mr. Jim L. Flegle  
LOEWINSOHN FLEGLE DEARY, L.L.P.  
12377 Merit Drive, Suite 900  
Dallas, Texas 75251

**VIA ELECTRONIC SERVICE**

Mr. John B. Massopust  
Mr. Matthew Gollinger  
ZELLE HOFMANN VOELBEL & MASON LLP  
500 Washington Avenue South, Suite 4000  
Minneapolis, MN 55415-1152

**VIA ELECTRONIC SERVICE**

Mr. Michael S. Christian  
ZELLE HOFMANN VOELBEL & MASON  
44 Montgomery Street, Suite 3400  
San Francisco, California 94104

**VIA ELECTRONIC SERVICE**

Mr. Fred W. Stumpf  
GLAST, PHILLIPS & MURRAY  
Nine Greenway Plaza, Suite 3100  
Houston, Texas 77046

**VIA ELECTRONIC SERVICE**

*s/David Jed Williams*  
David Jed Williams

JOHN K. MEYER, ET. AL.	§	IN THE DISTRICT COURT
	§	
VS.	§	
	§	
JPMORGAN CHASE BANK, N.A.	§	225 <sup>TH</sup> JUDICIAL DISTRICT
INDIVIDUALLY/CORPORATELY	§	
AND AS TRUSTEE OF THE SOUTH	§	
TEXAS SYNDICATE TRUST	§	
and GARY P. AYMES	§	BEXAR COUNTY, TEXAS

**DEPOSITION ON WRITTEN QUESTIONS PROPOUNED UPON THE WITNESS,  
CUSTODIAN OF RECORDS FOR SM ENERGY COMPANY  
F/K/A ST. MARY’S LAND & EXPLORATION CO.**

1. Please state your full name, business address, and official title.

**ANSWER:**

---



---

2. Did you receive a subpoena for the production of the documents and records listed and described on Exhibit “A” attached to these questions?

**ANSWER:**

---

3. Have these documents and records been produced for this deposition, bates numbered, and delivered to the officer taking this deposition?

**ANSWER:**

---

4. Are you the custodian of these documents or records for **SM ENERGY COMPANY f/k/a ST. MARY’S LAND & EXPLORATION CO.?**

**ANSWER:**

---

5. What is the Bates number range for the documents and records produced for this deposition?

**ANSWER:**

\_\_\_\_\_

- 6. Are the documents and records produced for this deposition originals or photocopies of the original documents?

**ANSWER:**

\_\_\_\_\_

- 7. Are the documents and records produced for this deposition memoranda, reports, records or data compilations of acts, events, or conditions made at or near the time by or from information transmitted by, a person with knowledge?

**ANSWER:**

\_\_\_\_\_

- 8. Are these documents and records kept in the course of a regularly conducted business activity of **SM ENERGY COMPANY f/k/a ST. MARY’S LAND & EXPLORATION CO.?**

**ANSWER:**

\_\_\_\_\_

- 9. Was it the regular practice of the business activity of **SM ENERGY COMPANY f/k/a ST. MARY’S LAND & EXPLORATION CO.,** to make the memorandum, report, record or data compilation reflected in these documents and records?

**ANSWER:**

\_\_\_\_\_

\_\_\_\_\_  
 WITNESS, CUSTODIAN OF RECORDS FOR  
**SM ENERGY COMPANY f/k/a ST. MARY’S LAND &  
 EXPLORATION CO.**

I \_\_\_\_\_, a Notary Public in and for the State of Colorado, do hereby certify that the forgoing answers of the witness were made by the said witness and sworn to and subscribed before me.

GIVEN UNDER MY HAND AND SEAL OF OFFICE ON THIS \_\_\_\_ day of \_\_\_\_\_, 2014.

\_\_\_\_\_  
 Notary Public, State of Colorado

## EXHIBIT "A"

Please produce the following documents relating to the leases described below:

- The executed leases;
  - Any option agreements, letters of intent to lease or side agreements relative to the leases;
  - Any agreements relative to amendment, modification or extension of the leases;
  - Any lease data sheets relative to the lease;
  - Sufficient documents to identify the bonus paid for the lease (total bonus and bonus per net mineral acre);
  - Any Lease Purchase Report ("LPR") and;
  - Any receipt or paid draft relative to the leases
- 

1. Memorandum of Lease, dated 4/24/2008 from Briscoe Ranch, Inc., as Grantor, to St. Mary's Land & Exploration Company, as Grantee, recorded in Volume 2583 Page 182 Oil and Gas Lease Records Webb County, Texas, comprising 8,240.00 acres of land, more or less, in such county.
2. Memorandum of Lease, dated 11/10/2008 from Diana M. Stumberg, et al., as Grantor, to St. Mary's Land & Exploration Company, as Grantee, recorded in Volume 354 page 177 Oil and Gas Lease Records Dimmit County, Texas, comprising 6,880.00 acres of land, more or less, in such county.
3. Memorandum of Lease, dated 3/1/2009 from Worthey Properties, Ltd., as Grantor, to St. Mary's Land & Exploration Company, as Grantee, recorded in Volume 2750 page 95 Oil and Gas Lease Records Webb County, Texas, comprising 5,470.07 acres of land, more or less, in such county.
4. Memorandum of Lease, dated 4/24/2008 from Briscoe Ranch, Inc., as Grantor, to St. Mary's Land & Exploration Company, as Grantee, recorded in Volume 2583 page 188 Oil and Gas Lease Records Webb County, Texas, comprising 7,287.96 acres of land, more or less, in such county.
5. Memorandum of Lease, dated 4/24/2008 from Briscoe Ranch, Inc., as Grantor, to St. Mary's Land & Exploration Company, as Grantee, recorded in Volume 2583 page 185 Oil and Gas Lease Records Webb County, Texas, comprising 9,600.00 acres of land, more or less, in such county.
6. Lease, dated 11/1/07 from Mae Louis S. Carruth Trust (Bank of America), as Grantor, to St. Mary's Land & Exploration Company, as Grantee, recorded in Volume 2501 page 750 Oil and Gas Lease Records Webb County, Texas, comprising 5,040.00 acres of land, more or less, in such county.

7. Memorandum of Lease, dated 10/27/2008 from The Ed Rachal Foundation, as Grantor, to St. Mary's Land & Exploration Company, as Grantee, recorded in Volume 2680 page 180 Oil and Gas Lease Records Webb County, Texas, comprising 64,828.44 acres of land, more or less, in such county.
  
8. Memorandum of Lease, dated 10/29/2009 from Light Mineral Trust, et al., as Grantor, to St. Mary's Land & Exploration Company, as Grantee, recorded in Volume 379 page 825 Oil and Gas Lease Records Dimmitt County, Texas, comprising 15,200.00 acres of land, more or less, in such county.