## NOTICE OF SUBSTITUTE TRUSTEE'S SALE

Date: October 13, 2017

Assert and protect your rights as a member of the armed forces of the United States of America. If you or your spouse is serving on active military duty, including active military duty as a member of the Texas National Guard or the National Guard of another state or as a member of a reserve component of the armed forces of the United States, please send written notice of the active duty military service to the sender of this notice immediately.

Deed of Trust:

Deed of Trust, Mortgage, Security Agreement, Assignment of Production and Financing Statement (As-Extracted Collateral Including, Oil, Gas and Minerals), amended, dated, filed and recorded as set forth in Exhibit A, which is attached hereto and incorporated herein by reference.

Dated: March 15, 2012

Recording information: Vol. 832 / Page 058, Real Property Records of Terry County, Texas

First Amendment to Deed of Trust:

First Amendment to Deed of Trust, Mortgage, Security Agreement, Assignment of Production and Financing Statement (As-Extracted Collateral Including, Oil, Gas and Minerals), amended, dated, filed and recorded as set forth in Exhibit A, which is attached hereto and incorporated herein by reference.

Dated: September 29, 2016

Recording information: Vol. 903 / Page 853, Real Property Records of Terry County, Texas

**Second Amendment to Deed of Trust:** 

Second Amendment to Deed of Trust, Mortgage, Security Agreement, Assignment of Production and Financing Statement (As-Extracted Collateral Including, Oil, Gas and Minerals), amended, dated, filed and recorded as set forth in Exhibit A, which is attached hereto and incorporated herein by

reference.

Dated: January 30, 2017

Recording information: Vol. 907/ Page 355, Real

Property Records of Terry County, Texas

Grantor: Tritium Resources, Ltd., a Texas Limited

Partnership, doing business as (d/b/a) in some cases as Tritium Resources, L.L.C., whose General Partner is Torrent, L.L.C., whose organizational number is 800246466, and Cobalt Operating, LLC, a Texas Limited Liability Company, whose

organizational number is 801219356.

Grantor's Address: 3001 N. Big Spring, Suite 204

Midland, Texas 79702

Substitute Trustee: Lance McDougall

Substitute Trustee's Address: 600 N. Marienfeld, Suite 100

Midland, Texas 79701

Lender: Security Bank

Lender's Address: 600 N. Marienfeld, Suite 100

Midland, Texas 79701

Security: A Promissory Note dated March 15, 2012 in the

original principal amount of \$10,000,000.00 executed by Borrower Tritium Resources, Ltd and payable to the Lender, as renewed and extended by a Promissory Note on January 30, 2017 in the original principal amount of \$4,714,430.20 executed by Borrower Tritium Resources, Ltd, Siluro Energy, LLC and Zephyr Oil and Gas Ltd. and payable to the Lender

("Note").

A Promissory Note dated January 30, 2017 in the

original principal amount of \$173,586.59 executed by Borrower Tritium Resources, Ltd, Siluro Energy, LLC and Zephyr Oil and Gas Ltd. and payable to the Lender ("Second Note").

Property: The oil, gas and/or mineral properties described on

Exhibit B, which is attached hereto and incorporated

herein by reference (the "Property").

### Foreclosure Sale:

Substitute Trustee's Address: 600 N. Marienfeld, Suite 100

Midland, Texas 79701

Date of Sale: November 7, 2017

Time of Sale: 12:00 p.m. or no later than three hours

thereafter

Place of Sale: Terry County Courthouse

500 West Main

Brownfield, Texas 79316

Sale will take place inside the North entrance of the courthouse, or in a place designated by the

County Commissioners.

Terms of Sale: The Foreclosure Sale will be conducted as a public

auction and the Property will be sold to the highest bidder for cash, except that Lender's bid may be by credit against the indebtedness secured by the lien

of the Deed of Trust.

Default has occurred in the payment of the Note and the Second Note and in the performance of the obligations of the Deed of Trust. Because of that default, Lender, the owner and holder of the Note, is entitled to have the security interests of the Deed of Trust foreclosed and to enforce the payment of all sums secured thereby.

The Deed of Trust may encumber both real and personal property. Formal notice is hereby given of Lender's election to proceed against and sell both the real property and any personal property described in the Deed of Trust in accordance with the Lender's rights and remedies under the terms of the Deed of Trust and pursuant to Section 9.604(a) of the Texas Business and Commerce Code.

Lender appointed Lance McDougall as Substitute Trustee in the First Amendment to the Deed of Trust dated September 29, 2016. Lender has instructed Substitute Trustee to proceed with foreclosure under the Deed of Trust.

Therefore, notice is given that on and at the date, time and place for the Foreclosure Sale described above, Trustee will sell the Property by public auction to the highest bidder for cash in

accordance with the Terms of Sale herein, the Deed of Trust and applicable law. The public auction will be held the first Tuesday in November, 2017, November 7, 2017, between the hours of 10:00 a.m. and 4:00 p.m., with the first sale to begin at the earliest at 12:00 p.m., but not later than 3 hours after that time, at the County Courthouse in Terry County, Texas, in accordance with the provisions of the Deed of Trust.

Those desiring to purchase the Property will need to demonstrate their ability to pay cash on the day the Property is sold.

Notice is given that before the Foreclosure sale, Lender may appoint another person as Trustee to conduct the Foreclosure Sale.

The name and address of the sender of this notice is:

Lance McDougall, Substitute Trustee 600 N. Marienfeld, Suite 100 Midland, Texas 79701

THE STATE OF TEXAS COUNTY OF Milland

BEFORE ME, the undersigned authority, on this day personally appeared Lance McDougall, Substitute Trustee, known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same for the purposes and consideration therein expressed and in the capacity therein stated.

§

Given under my hand and seal of office this 3 day of October, 2017.

ASHLEY BLASE

Motary Public, State of Texas Comm. Expires 10-11-2019 Notary ID 01176212-1

# EXHIBIT A

# **Schedule of Security Instruments**

_		Vol. /		
Document	County	Page	File No.	Date Filed
Deed of Trust, Mortgage, Security	Andrews,	1027/		March 15,
Agreement, Assignment of Production and Financing Statement from Tritium Resources,	Texas	440		2012
Ltd. and Cobalt Resources, Ltd. to or for the		i		
benefit of Security Bank, covering those				
certain leases and oil and gas properties and				
descriptions thereof are incorporated herein				
by reference, recorded in the following				
counties at the respective volume and page				
number and/or file number.	Callahan,	255/		Moroh 15
	Texas	138		March 15, 2012
	Texas	130		2012
	Cochran,	305/		March 15,
	Texas	599	:	2012
	Dawson,	677/		March 15,
	Texas	121		2012
	Gaines,		2012-	March 15,
	Texas		1597	2012
	Martin,	331/		March 15,
	Texas	593		2012
	Terry,	832/		March 15,
	Texas	058		2012
		17/0/		N. 1.17
	Lea, New	1769/ 734		March 15, 2012
	Mexico	(Official		2012
	Wickled	Public		
		Records)		
First Amendment to Deed of Trust,	Andrews,		16-4019	September 29,
Mortgage, Security Agreement, Assignment	Texas			2016
of Production and Financing Statement from				
Tritium Resources, Ltd. and Cobalt Resources, Ltd. to or for the benefit of				
Security Bank, covering those certain leases				
and oil and gas properties and descriptions				

thereof are incorporated herein by reference,				
recorded in the following counties at the				
respective volume and page number and/or file number.				
	Brown,		1606682	September 29,
	Texas		1000002	2016
	Tondo			2010
	Callahan,		162459	September 29,
	Texas			2016
	Cochran,	337/		September 29,
	Texas	741		2016
	Dawson	802/178		September 29, 2016
	Gaines,		2016-	September 29,
	Texas		6594	2016
	Martin,	531/462		September 29,
	Texas			2016
	Sterling,	92/529		September 29,
	Texas			2016
	Terry,	903/853		September 29,
	Texas			2016
	Lea, New	2062/		September 29,
	Mexico	936		2016
Second Amendment to Deed of Trust,	Andrews,		17-0602	January 30,
Mortgage, Security Agreement, Assignment of Production and Financing Statement from Tritium Resources, Ltd. and Cobalt Resources, Ltd. to or for the benefit of Security Bank, covering those certain leases	Texas			2017
and oil and gas properties and descriptions thereof are incorporated herein by reference, recorded in the following counties at the respective volume and page number and/or file number.				
inc number.	Brown, Texas		1700952	January 30, 2017
	Callahan, Texas		170324	January 30, 2017

Cochran, Texas	340/528		January 30, 2017
Dawson, Texas	808/0213		January 30, 2017
Gaines, Texas		2017- 1109	January 30, 2017
Martin, Texas	544/725		January 30, 2017
Sterling, Texas		022324	January 30, 2017
Terry, Texas	907/355		January 30, 2017
Lea, New Mexico	2084/452		January 30, 2017

### **EXHIBIT B - Property Descriptions**

### TERRY COUNTY, TEXAS

#### AMO, WANDA 2-1:

All of Grantor's Leasehold and accompanying Net Revenue Interests in and to and/or derived from the following Oil and Gas Lease(s) and/or Oil, Gas and Mineral Lease(s) covering, in whole or in part, the following described lands, to-wit:

Lease 1:

Lessors: Wanda G. Amo
Lessee: Dan V. Rodgers
Dated: April 4, 1978
Recorded: Volume 388, page 419

Land Description: The NE/4 of Section 93, Block T, D&W R.R. Survey, Terry County, Texas.

Lease 2:

Lessors: Twilla G. Dorough
Lessee: Dan V. Rodgers
Dated: April 4, 1978
Recorded: Volume 388, page 435

Land Description: The NE/4 of Section 93, Block T, D&W R.R. Survey, Terry County, Texas.

Lease 3:

Lessors: Gilliam G. Graham
Lessee: Dan V. Rodgers
Dated: April 4, 1978
Recorded: Volume 388, page 433

Land Description: The NE/4 of Section 93, Block T, D&W R.R. Survey, Terry County, Texas.

Lease 4

Lessors: E. Duane Graham
Lessee: Dan V. Rodgers
Dated: April 4, 1978
Recorded: Volume 388, page 425

Land Description: The NE/4 of Section 93, Block T, D&W R.R. Survey, Terry County, Texas.

Lease 5:

Lessors: Marjorie G. Fox
Lessee: Dan V. Rodgers
Dated: April 4, 1978
Recorded: Volume 388, page 431

Land Description: The NE/4 of Section 93, Block T, D&W R.R. Survey, Terry County, Texas.

Lease 6:

Lessors: Diane McCraw
Lessee: Dan V. Rodgers
Dated: April 4, 1978
Recorded: Volume 388, page 423

Land Description: The NE/4 of Section 93, Block T, D&W R.R. Survey, Terry County, Texas.

Lease 7:

Lessors: Gcrald G. Graham
Lessee: Dan V. Rodgers
Dated: April 4, 1978
Recorded: Volume 388, page 429

Land Description: The NE/4 of Section 93, Block T, D&W R.R. Survey, Terry County, Texas,

Lease 8:

Lessors. Tom S. Dorough Lessee: Dan V. Rodgers Dated: April 4, 1978

Recorded: Volume 388, page 427

Land Description: The NE/4 of Section 93, Block T, D&W R.R. Survey, Terry County, Texas.

## TERRY COUNTY, TEXAS

#### DAKOTA A (SPRADLING Salt Water Disposal Well) ı.

All of Grantor's Interests in and to and or derived from any oil and gas leases and or salt water disposal agreements covering the following land:

LESSOR: W.O. Lewis

LESSEE: Zephyr Oil and Gas, Ltd

DATE: July 2007

RECORDED: Volume 771, Page 413

2 acres in the form of a square surrounding the disposal wellbore DESCRIPTION:

located in Section 110. Block 11, C. & M. RR. CO. (Mrs. W. Black) Survey, Terry County. Texas and Dakota A 1 Well (API

42-445-31091)

OCT 13 2017 COUNTY CLERK-TERRY COUNTY, TEXAS