UNITED STATES DISTRICT COURT NORTHERN DISTRICT OF TEXAS DALLAS DIVISION

TEXAS PACIFIC LAND TRUST and, solely in	§
their respective capacities as trustees for Texas	§
Pacific Land Trust, DAVID E. BARRY and JOHN	§
R. NORRIS III,	\$
Plaintiffs,	\$ \$
	§
– against –	\$ CASE NO. 3:19-cv-01224-B
	§
ERIC L. OLIVER,	§
	ş
Defendant,	8
	§ °
and	§
	§
ERIC L. OLIVER, SOFTVEST, L.P., HORIZON	§
KINETICS LLC, and ART-FGT FAMILY	§
PARTNERS LIMITED,	§
TARTNERS EINITED,	8
Counter Disingiff	8
Counter-Plaintiffs,	§ °
• ,	\$ 2
– against –	§
	§
DAVID E. BARRY and JOHN R. NORRIS III, in	§
their individual capacities and in their capacities as	§
trustees for the Texas Pacific Land Trust,	8
,	5 8
Counter-Defendants.	8
Counter Defendantis.	8

AGREED JOINT MOTION TO DISMISS ALL CLAIMS WITHOUT PREJUDICE

Plaintiffs Texas Pacific Land Trust and, solely in their respective capacities as trustees for

Texas Pacific Land Trust, David E. Barry and John R. Norris III (collectively, "Plaintiffs"), Eric

L. Oliver ("Defendant"), and SoftVest, L.P., Horizon Kinetics, LLC, and ART-FGT Family

Partners Limited (together with Defendant "Counter-Plaintiffs") hereby file this Agreed Joint

Motion to Dismiss All Claims Without Prejudice.

On May 22, 2019, Plaintiffs filed an Amended Complaint alleging violations of the

Securities Exchange Act of 1934 and seeking a declaratory judgment. Dkt No. 15. On June 18,

2019, Counter-Plaintiffs filed Amended Counterclaims also seeking a declaratory judgment and alleging various causes of action sounding in tort and contract. Dkt. No. 22. Having entered into a settlement agreement on July 30, 2019 (the "Agreement"), the Parties respectfully request that the Court dismiss all claims and counterclaims in this action, in their entirety, without prejudice. The Parties likewise respectfully request that the Court retain exclusive jurisdiction over the Parties for purposes of enforcing the Agreement.

Plaintiffs and Counter-Plaintiffs agree that all claims and counterclaims should be dismissed without prejudice.

PRAYER FOR RELIEF

Pursuant to Rule 41 of the Federal Rules of Civil Procedure and this Court's equitable powers, the Parties respectfully request that the Court grant this motion and dismiss all claims in the Amended Complaint (Dkt. 15) and the Amended Counterclaims (Dkt. 22) without prejudice, pursuant to their settlement agreement entered into on July 30, 2019. The Parties further request that this Court retain exclusive jurisdiction to enforce the settlement agreement in the event such enforcement becomes necessary. Each party to bear its own costs as incurred.

DATED: July 30, 2019

/s/ Yvette Ostolaza

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Attorneys for Defendant and Counter-Plaintiffs

CERTIFICATE OF SERVICE

In accordance with Rule 5 of the Federal Rules of Civil Procedure, the undersigned

hereby certifies that on July 30, 2019, I caused a true and correct copy of the foregoing document

to be served electronically via the Court's CM/ECF system on the following parties:

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