RECORDED AT THE REQUEST OF THE AND RETURN TO THE AND RETURN TO THE AND THE AND

AMENDMENT OF LEASE AND AGREEMENT (SHORT FORM)

THIS AGREEMENT, made this day of JANGARY, 1977, between the party or parties whose names are subscribed hereto under the designation of "Lessor", hereinafter called "Lessor", and CHEVRON OIL COMPANY, a corporation, and AMERICAN THERMAL RESOURCES, INC., a corporation, hereinafter called "Lessee",

WITNESSETH:

THAT, REPERENCE IS HEREBY HAD to that certain Lease and Agreement dated January 11, 1972, a short form of which is of record in the Office of the County Recorder of Eureka County, Nevada, in Book 42 at Page 158, et seq. of Official Records, whereby Lessor did grant, lease and let unto American Thermal Resources, Inc. for the purposes therein described certain lands situate in said County and State particularly described in said lease;

AND, WHERPAS, by that certain Assignment dated June 15, 1976, recorded in the Office of the County Recorder of Eureka County, Nevada, in Book 55 at Page 322, et seq. of Official Records, and in the Office of the County Recorder of Lander County, Nevada, in Book 139 at Page 375, et seq. of Official Records, American Thermal Resources, Inc. assigned to Chevron Oil Company an undivided 624% interest in said lease;

AND, WHEREAS, Lessor and Lessee have agreed to amend said lease in the particulars hereinafter set forth:

NOW, THEREFORE, in consideration of the sum of ONE DOLLAR (\$1.00) and other valuable consideration paid to Lessor by Lessee, receipt of which is hereby acknowledged, Lessor and Lessee agree as follows:

 The second paragraph of said lease (short form) which now reads in part as follows:

"The term of this lease and agreement is for a period of <u>five</u>
(5) years commencing. . ."

shall be and hereby is amended to read as follows:

"The term of this lease and agreement is for a period of fifteen (15) years commencing. . "

- 2. Said lease is further amended as set forth in that certain Amendment of Lease and Agreement bearing even date herewith by and between the parties hereto and covering the lands described therein and by this reference incorporated into this Amendment of Lease and Agreement.
- 3. To implement the foregoing, Lessor does hereby grant, demise, lesse and let unto Lessee all those certain lands particularly described in said lesse for the term and purposes and subject to all of the other provisions of said lesse as hereby amended. Lessor agrees that said lesse as hereby amended

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is in good standing and in full force and effect; Lessor acknowledges receipt of rental in full under said lease to ______ April 9 ______ 1978. 4. This agreement shall bind and inure to the benefit of the respective heirs, executors, administrators, successors, and assigns of the parties hereto. IN WITNESS WHEREOF, this agreement has been executed as of the day and year first herein written. LESSEE LESSOR CHEVRON OIL COMPANY Now CHEVRON U.S.A. INC. AMERICAN THERMAL RESOURCES. INC. Address: P. O. Box 3296 Stateline, Nevada 89449 T88-3083 Subscribing Witness & State of California City and County of San Francisco on warch 28, , before me, the undersigned, a Notary Public in and for said City and County and State, residing therein, duly commissioned and sworn, personally appeared Clair Ghylin known to me to be an Attorney in Fact of CHEVRON U.S.A. INC. the Corporation described in and that executed the within instrument, and also known to me to be the person who executed it on behalf of the said Corporation therein named, and he acknowledged to me that such Corporation executed the same. IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official Seal, the day and year in this certificate above written. PATRICIA L MORRIS
Notary Public in and for said City and County of San Francisco, State of California

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PHYLLIS EIRINHAM
Notery Public - State of Novada
Etc County, Novada
Commission Explore March 16, 1999

(Title area for efficial notarial seal

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