

RECORDED AT THE REQUEST OF  
AND RETURN TO  
CHEVRON U.S.A., INC.  
LAND DEPARTMENT  
P.O. BOX 3722  
SAN FRANCISCO, CALIFORNIA

AMENDMENT OF LEASE AND AGREEMENT (SHORT FORM)

4120

THIS AGREEMENT, made this 19<sup>th</sup> day of MAY, 1978, between the parties whose names are subscribed hereto under the designation of "Lessor" (hereinafter "Lessor"), and CHEVRON U.S.A. INC. (hereinafter "Lessee"), formerly known as CHEVRON OIL COMPANY, a corporation and successor in interest to AMERICAN THERMAL RESOURCES, INC. (hereinafter "ATR"),

WITNESSETH:

THAT, REFERENCE IS HEREBY HAD to that certain Lease and Agreement dated February 1, 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 121 et seq. of Official Records, and in the Office of the County Recorder of Lander County, Nevada, in Book 108, Page 554 et seq., of Official Records, whereby Lessor did grant, lease and let unto ATR for the purposes therein described certain lands situate in said County and State particularly described in said lease;

AND WHEREAS, said lease has been amended by the following documents, all of which are of record in the Eureka and Lander County, Nevada Recorders' Offices:

- a) Extension Agreement of July 20, 1973, between Lessor and ATR, extending the primary term of said lease to August 1, 1974 - Book 46, Page 113 et seq., Eureka County, and Book 117, Page 501 et seq., Lander County;
- b) Extension Agreement of November 27, 1973, between Lessor and ATR, extending the primary term of said lease to August 1, 1978 - Book 47, Page 123 et seq., Eureka County, and Book 120, Page 560 et seq., Lander County;
- c) Assignment of Geothermal Leases and Agreements between ATR and Lessee, dated June 15, 1976, assigning undivided 62 1/2% interest in lease to the Lessee - Book 55, Page 322 et seq., Eureka County, and Book 139, Page 375 et seq., Lander County;
- d) Assignment of Geothermal Leases and Agreements between ATR and Lessee dated March 3, 1978, assigning, with 2% retained overriding royalty, ATR's remaining interest (37 1/2%) in said lease to Lessee - Book 63, Page 203 et seq., Eureka County, and Book 155, Page 281 et seq., Lander County.

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

NOW THEREFORE, in consideration of lease rental to be paid by Lessee to Lessor, and other valuable consideration, receipt of which is hereby acknowledged, Lessor and Lessee agree as follows:

1. The primary term of said lease and agreement (short form), as amended, shall be and hereby is extended until August 1, 1985.
2. Said lease and agreement 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 (short form).

**ORIGINAL**

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- 3. To implement the foregoing, Lessor does hereby grant, demise, lease and let unto Lessee all those certain lands particularly described in said amended lease for the term and purposes and subject to all of the other provisions of said amended lease as hereby amended. Lessor agrees that said amended lease as hereby amended is in good standing and in full force and effect. Lessor acknowledges receipt of rental in full under said lease to August 1, 1979.
- 4. This agreement shall be binding upon 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 USA INC.

*D. G. Stocchetti*  
DOMINICK G. STOCCKETTI

*Myrtle Marie Stocchetti*  
MYRTLE MARIE STOCCKETTI

*Robert L. Stocchetti*  
ROBERT L. STOCCKETTI

BY *J. G. Turner*  
Attorney-in-Fact

*Beverly Stocchetti*  
BEVERLY STOCCKETTI

*John Stocchetti*  
JOHN STOCCKETTI

*Shirley Stocchetti*  
SHIRLEY STOCCKETTI

SUBSCRIBING WITNESS

*Maurice Smith*  
2141 Tuolumne, Suite B  
Fresno, California 93721

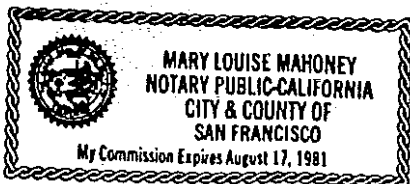
State of California )  
City and County of San Francisco ) ss

ADDRESS

On Sept 7 1978

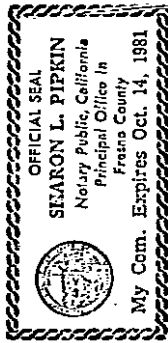
, before me, the undersigned, a Notary Public in and for said City and County and State, residing therein, duly commissioned and sworn, personally appeared J.G. Turner, known to me to be an Attorney-in-Fact of CHEVRON U.S.A. INC., the Corporation described in and that executed the within instrument, 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.



*Mary Louise Mahoney*  
Notary Public in and for said City and County of San Francisco, State of California

STATE OF CALIFORNIA, }  
County of Fresno } ss.



ACKMT.—WITNESS

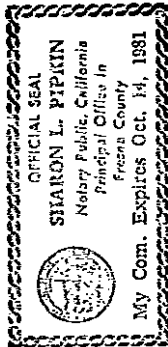
On this 19th day of May in the year 1978, before  
me, the undersigned, a Notary Public in and for said County and  
State, personally appeared MAURICE E. SMITH

personally known to me to be the person whose name is subscribed to the within instrument as a witness thereto  
who, being by me duly sworn, deposed and said: That he resides in the County of Fresno, State of California;  
that he was present and saw JOHN STOCCKETTI and SHIRLEY STOCCKETTI  
personally known to him to be the person described in, whose name is subscribed to and who executed the said  
instrument as a party thereto, sign, seal, execute and deliver the same; and that the said JOHN STOCCKETTI  
and SHIRLEY STOCCKETTI duly acknowledged, in the presence of affiant, that he  
executed the same; and that he, the said affiant, thereupon, then and there subscribed his name to said instrument  
as a witness.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal, the day and year in  
this certificate first above written.

*Sharon L. Pipkin*  
Notary Public in and for said County and State.

STATE OF CALIFORNIA, }  
County of Fresno } ss.



ACKMT.—WITNESS

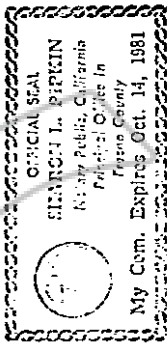
On this 19th day of May in the year 1978, before  
me, the undersigned, a Notary Public in and for said County and  
State, personally appeared MAURICE E. SMITH

personally known to me to be the person whose name is subscribed to the within instrument as a witness thereto  
who, being by me duly sworn, deposed and said: That he resides in the County of Fresno, State of California;  
that he was present and saw D. G. STOCCKETTI and MYRTLE MARIE STOCCKETTI  
personally known to him to be the person described in, whose name is subscribed to and who executed the said  
instrument as a party thereto, sign, seal, execute and deliver the same; and that the said D. G. STOCCKETTI  
and MYRTLE MARIE STOCCKETTI duly acknowledged, in the presence of affiant, that he  
executed the same; and that he, the said affiant, thereupon, then and there subscribed his name to said instrument  
as a witness.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal, the day and year in  
this certificate first above written.

*Sharon L. Pipkin*  
Notary Public in and for said County and State.

STATE OF CALIFORNIA, }  
County of Fresno } ss.



ACKMT.—WITNESS

On this 19th day of May in the year 1978, before  
me, the undersigned, a Notary Public in and for said County and  
State, personally appeared MAURICE E. SMITH

personally known to me to be the person whose name is subscribed to the within instrument as a witness thereto  
who, being by me duly sworn, deposed and said: That he resides in the County of Fresno, State of California;  
that he was present and saw ROBERT L. STOCCKETTI and BEVERLY STOCCKETTI  
personally known to him to be the person described in, whose name is subscribed to and who executed the said  
instrument as a party thereto, sign, seal, execute and deliver the same; and that the said ROBERT STOCCKETTI  
and BEVERLY STOCCKETTI duly acknowledged, in the presence of affiant, that he  
executed the same; and that he, the said affiant, thereupon, then and there subscribed his name to said instrument  
as a witness.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal, the day and year in  
this certificate first above written.

*Sharon L. Pipkin*  
Notary Public in and for said County and State.

66264

RECORDED AT THE REQUEST OF Title Insurance & Trust Co.  
on Sept. 15, 1978, at 50 mins. past 10 A.M. In  
Book 66 of OFFICIAL RECORDS, page 84-86, RECORDS OF  
EUREKA COUNTY, NEVADA. WILLIS A. DePAOLI Recorder  
File No. 66254 Fee \$ 6.00

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