

ASSIGNMENT OF OVERRIDING ROYALTY

STATE OF NEVADA  
COUNTY OF EUREKA

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KNOW ALL MEN BY THESE PRESENTS:

THAT WHEREAS, J. S. ABERCROMBIE MINERAL COMPANY, INC., hereinafter called "Assignor" is the owner of a working interest in certain oil and gas leases, said leases and the land covered thereby being more particularly described on Exhibit "A" attached hereto and made a part hereof for all purposes;

NOW, THEREFORE, for good and valuable consideration paid by the parties listed below, the receipt and adequacy of such consideration being hereby acknowledged, Assignor does hereby bargain, sell, convey and assign unto said parties hereinafter called "Assignees", a total overriding royalty equal to thirty-five percent of three percent of eight-eighths (35% of 3% of 8/8) of all oil and gas produced, saved and sold from and under the land covered by the leases described in Exhibit "A", such total overriding royalty to be apportioned to the below listed assignees in the amounts specified, to-wit:

R. K. Moore	(25/60)	.4375%
Rodger L. Felt	(10/60)	.1750%
Benjamin G. Carter	(10/60)	.1750%
Josephine E. Abercrombie	(10/60)	.1750%
David C. Stephenson	(5/60)	.0875%
		<u>1.0500%</u>

It is expressly agreed that operations, if any, on said premises, and the extent and duration thereof, as well as the preservation of the leasehold, by rental payments or otherwise, shall be solely at the will of Assignor.

If the Lessor in any of the leases described in Exhibit "A" owns a less interest in the premises covered thereby than the entire and undivided fee, then said overriding royalties shall be payable to the assignees herein in the proportion which the interest of the Lessor in said land bears to the entire and undivided fee.

This assignment is subject to all the terms and conditions of the leases described in Exhibit "A" and is further subject to all the terms and conditions of any assignments of said leases and any letter agreements relating thereto.

This assignment is made without warranty, either express or implied.

The terms hereof shall extend to and be binding upon the parties hereto, their heirs, legal representatives, successors and assigns.

WITNESS THE HAND AND SEAL OF J. S. ABERCROMBIE MINERAL COMPANY, INC., at Houston, Texas this the 20th day of August, 1979.

J. S. ABERCROMBIE MINERAL COMPANY, INC.

By John B. Howenstine  
John B. Howenstine  
Vice President

ATTEST:

Seth A. McMeans  
Seth A. McMeans  
Secretary

STATE OF TEXAS        }  
COUNTY OF HARRIS    } SS

Before me, the undersigned authority, on this day personally appeared JOHN B. HOWENSTINE, to me known to be the person and officer whose name is subscribed to the foregoing instrument and acknowledged to me that same was the act of the said J. S. ABERCROMBIE MINERAL COMPANY, INC., a corporation, and that he executed the same as the act of such corporation for the purposes and consideration therein expressed, and in the capacity therein stated.

GIVEN UNDER MY HAND AND SEAL OF OFFICE, THIS THE 20th day of August, 1979.

Martha J. McElroy  
Martha J. McElroy - Notary Public  
in and for said Harris County.

My Commission Expires: 3/8/80.

ASSIGNMENT OF OVERRIDING ROYALTY DATED AUGUST 20, 1979  
BY AND BETWEEN J. S. ABERCROMBIE MINERAL COMPANY, INC.  
AND R. K. MOORE, ET AL

LEASE NO.	LESSOR	LESSEE	DATE OF LEASE	DESCRIPTION	COUNTY & STATE	RECORDED	
						BOOK	PAGE
28-18	United States of America Bureau of Land Management Serial No. N-16625	Richard W. Eckels	2/1/78	24N, 53E MDM Section 7: Lt. 2, SENW/4, SWNE/4 25N, 53E MDM Section 7: Lt. 4, E/2 SW/4 Section 18: Lts. 1, 2, 3, 4, E/2 W/2 Section 19: Lts. 1, 2, E/2 NW/4	Eureka Co., NV	RECORDED AT THE REQUEST OF J. S. Abercrombie Mineral Co. Inc. on September 14, 1979, at 50 mins. past 10 A.M. in Book 73 of OFFICIAL RECORDS, page 443-445, RECORDS OF EUREKA COUNTY, NEVADA. WILLIS A. DePAOLI Recorder File No. 69774 Fee \$ 5.00	
28-19	United States of America Bureau of Land Management Serial No. N-17523	Richard W. Eckels	7/1/78	23N-52E MDM Section 2: W/2 Section 11: W/2 24N-52E MDM Section 14: W/2 Section 23: W/2 Section 26: W/2, SW/4 SE/4 Section 35: Lots. 3, 4, 5, 6, NW/4	Eureka Co., NV		
28-21	United States of America Bureau of Land Management Serial No. N-17522	Richard W. Eckels	7/1/78	23N-52E MDM Section 14: W/2 Section 23: W/2 Section 24: Lts. 1, 2, 3, 4 Section 26: A11 Section 35: A11	Eureka Co., NV		

69774 BOOK 73 PAGE 445