

94783

ASSIGNMENT OF OVERRIDING ROYALTY INTEREST

KNOW ALL MEN BY THESE PRESENTS:

WHEREAS, Harry K. Veal (by numerous assignments) conveyed unto Buttes Resources Company ONE HUNDRED PERCENT (100%) of the working interest and record title in certain oil and gas leases and lands covered thereby, more particularly described in Exhibit "A" (attached hereto and made a part hereof); and,

WHEREAS, Harry K. Veal in all of such assignments to Buttes Resources Company did SAVE, EXCEPT AND RESERVE an overriding royalty interest equal to FIVE PERCENT OF EIGHT-EIGHTHS (5% of 8/8ths); and,

WHEREAS, Harry K. Veal now wishes to transfer and assign a portion of the FIVE PERCENT (5%) overriding royalty interest reserved by him in the assignments to Buttes Resources Company unto M. Peyton Bucy, Suzanne D. Bucy and Faye J. Veal.

NOW THEREFORE, in consideration of the TEN AND NO/100 DOLLARS (\$10.00), cash in hand paid and other good and valuable consideration, the adequacy and receipt and sufficiency of which is acknowledged, HARRY K. VEAL (an individual sometimes hereinafter referred to as "Assignor") does hereby GRANT, SELL, TRANSFER, ASSIGN, and SET OVER unto M. PEYTON BUCY (an individual), SUZANNE D. BUCY (an individual) AND FAYE J. VEAL (an individual) who have a collective address of 1776 Lincoln Street, Denver, Colorado 80203 (who sometimes hereinafter are collectively referred to as "Assignees") a THREE AND THREE-FOURTHS PERCENT OF EIGHT-EIGHTHS (3-3/4% of 8/8ths) overriding royalty interest in and to those oil and gas leases and lands in Eureka County, Nevada, more particularly described in Exhibit "A" (attached hereto and made a part hereof). Such 3-3/4% overriding royalty interest shall be shared equally as between each individual Assignee so that each is being granted ONE AND ONE-FOURTH PERCENT OF EIGHT-EIGHTHS (1-1/4% of 8/8ths). It is understood that the herein conveyed overriding royalty is out of the above mentioned previously reserved 5% overriding royalty interest and that Assignor is expressly excepting and reserving unto himself herein the remaining ONE AND ONE-FOURTH PERCENT OF EIGHT-EIGHTHS (1-1/4% of 8/8ths) overriding royalty previously reserved.

TO HAVE AND TO HOLD unto Assignees, their successors and assigns, subject however to the following:

- i) It is agreed that the obligation to pay any overriding royalties or payments out of production of oil created herein, which, when added to overriding royalties or payments out of production previously created and to the royalty payable to the United States, aggregate in excess of 17½%, shall be suspended when the average production of oil per well per day averaged on the monthly basis is 15 barrels or less.
- ii) The interest herein assigned shall be proportionately reduced in the event:
  - a) the interest leased by the lessor(s) of the oil and gas leases described in Exhibit "A" (attached hereto and made a part hereof) is less than the full and undivided mineral fee estate in such lands, and/or,

(DEPCO's NV-00228, etc.)  
Kobeh-Antelope Area  
78-NV-03, Lease Acq.  
84-NV-04, CRRT Acq.

RETURN TO DEPCO, Inc.

1000 Petroleum Bldg. PAGE 1 OF 2.  
Denver, Colorado 80002 25 PAGE 5 6 6

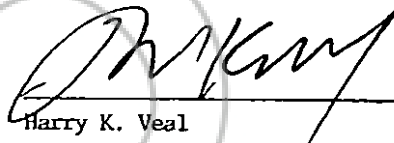
ii) (continued):

b) if the lands described in Exhibit "A" are pooled, communitized, unitized, spaced with or is combined in any manner with lands not hereby assigned so as to form units for the production of oil and/or gas and their associated products.

iii) Insofar as applicable, the interest herein assigned is subject to that certain September 27, 1977 Agreement by and between Harry K. Veal et ux et al and Buttes Resources Company.

iv) Assignor will warrant and defend the interests hereby conveyed and assigned unto Assignees against every person whomsoever now or at any time hereafter lawfully claiming the same or any part thereof, by, through and under Assignor, but not otherwise; however, Assignor makes no other representations or warranties, either expressed or implied.

EXECUTED THIS 31st DAY OF JULY, 1984.


  
\_\_\_\_\_  
Harry K. Veal

STATE OF Colorado )  
                                  ) ss.  
COUNTY OF Denver )

On this 20<sup>th</sup> day of August, 1984, before me, the undersigned officer, personally appeared HARRY K. VEAL, known to me to be the person whose name is subscribed to the within instrument and acknowledged that he executed the same for the purposes therein contained.

In witness whereof I hereunto set my hand and official seal.

My commission expires:  
1-20-86

  
\_\_\_\_\_  
Date: \_\_\_\_\_  
Address: 1501 So Ogden  
Denver Co 80202



## EXHIBIT "A"

ATTACHED TO AND MADE A PART OF THAT CERTAIN ASSIGNMENT OF OVERRIDING ROYALTY INTEREST  
FROM HARRY K. VEAL TO M. PEYTON BUCY, SUZANNE D. BUCY AND FAYE J. VEAL  
DATED JULY 31, 1984 COVERING THOSE CERTAIN LANDS LOCATED IN  
EUREKA COUNTY, NV

LEASE #	LESSOR	LESSEE	ACRES	LEASE DATE
NV 00228	00228 SERIAL NO. N-20408	HARRY K. VEAL	2550.76	4/01/79
	T 19 N, R 50 E, MDM			
	SEC 5 L 1-4, S/2N/2, S/2			
	SEC 6 L 1-7, S/2NE, SENW, E/2SW, SE			
	SEC 7 L 1-4, E/2W/2, E/2			
	SEC 8 ALL			
NV 00230	00230 SERIAL NO. N-20399	HARRY K. VEAL	2560.00	5/01/79
	T 21 N, R 50 E, MDM			
	SEC 13 ALL			
	SEC 14 ALL			
	SEC 23 ALL			
	SEC 24 ALL			
NV 00231	00231 SERIAL NO. N-20400	HARRY K. VEAL	2560.00	5/01/79
	T 21 N, R 50 E, MDM			
	SEC 9 ALL			
	SEC 10 ALL			
	SEC 11 ALL			
	SEC 12 ALL			
NV 00232	00232 SERIAL NO. N-20401	HARRY K. VEAL	2549.36	5/01/79
	T 21 N, R 50 E, MDM			
	SEC 1 L 1-4, S/2N/2, S/2			
	SEC 2 L 1-4, S/2N/2, S/2			
	SEC 3 L 1-4, S/2N/2, S/2			
	SEC 4 L 1-4, S/2N/2, S/2			
NV 00233	00233 SERIAL NO. N-20402	HARRY K. VEAL	2544.40	5/01/79
	T 21 N, R 50 E, MDM			
	SEC 5 L 1-4, S/2N/2, S/2			
	SEC 6 L 1-7, S/2NE, SENW, E/2SW, SE			
	SEC 7 L 1-4, E/2W/2, E/2			
	SEC 8 ALL			
NV 00234	00234 SERIAL NO. N-20403	HARRY K. VEAL	2549.00	5/01/79
	T 19 N, R 51 E, MDM			
	SEC 29 ALL			
	SEC 30 ALL			
	SEC 31 ALL			
	SEC 32 ALL			

EXHIBIT "A" (CONTINUED)

ATTACHED TO AND MADE A PART OF THAT CERTAIN ASSIGNMENT OF OVERRIDING ROYALTY INTEREST FROM HARRY K. VEAL TO M. PEYTON BUCY, SUZANNE D. BUCY AND FAYE J. VEAL DATED JULY 31, 1984 COVERING THOSE CERTAIN LANDS LOCATED IN EUREKA COUNTY, NV

LEASE #	LESSOR	LESSEE	ACRES	LEASE DATE
NV 00235	00235 SERIAL NO. N-20404 T 19 N, R 51 E, MDM SEC 17 ALL SEC 18 ALL SEC 19 ALL SEC 20 ALL	HARRY K. VEAL	2560.00	5/01/79
NV 00236	00236 SERIAL NO. N-20405 T 19 N, R 51 E, MDM SEC 6 ALL SEC 7 ALL	HARRY K. VEAL	1280.00	5/01/79
NV 00237	00237 SERIAL NO. N-20406 T 21 N, R 50 E, MDM SEC 25 ALL SEC 26 ALL SEC 35 W/2, W/2E/2, NENE, SESE SEC 36 E/2, E/2W/2, NWNW, SWSW	HARRY K. VEAL	2400.00	5/01/79
NV 00238	00238 SERIAL NO. N-20407 T 21 N, R 50 E, MDM SEC 15 ALL SEC 22 ALL SEC 27 ALL SEC 34 ALL	HARRY K. VEAL	2560.00	5/01/79
NV 00239	00239 SERIAL NO. N-20409 T 19 N, R 50 E, MDM SEC 9 ALL T 20 N, R 50 E, MDM SEC 31 ALL SEC 33 ALL SEC 34 ALL	HARRY K. VEAL	2554.00	5/01/79
NV 00240	00240 SERIAL NO. N-20410 T 20 N, R 50 E, MDM SEC 22 ALL	HARRY K. VEAL	640.00	5/01/79

RECORDED AT REQUEST OF  
DEPCO, Inc.  
BOOK 125 PAGE 566

84 AUG 14 11:15

OFFICIAL RECORDS  
EUREKA COUNTY, NEVADA  
M.N. REBALEATI, RECORDER  
FILE NO. 94783  
FEE \$ 8.00