

Recording requested by,  
and when recorded, please return  
to BIRD OIL CORPORATION  
1801 California Street, Suite 4500,  
Denver, CO 80202

BOC #2236...3362-NV [23 leases]

128379

ASSIGNMENT OF OVERRIDING ROYALTY INTEREST

The undersigned Bird Oil Corporation, a Delaware corporation, 1801 California Street, Suite 4500, Denver, CO 80202, Assignor, for and in consideration of the sum of Ten Dollars (\$10.00) and other good and valuable considerations, does hereby convey, transfer, assign and set over unto O & G ROALTIES, INC., 1801 California Street, Suite 4500, Denver, CO 80202, Assignee, an overriding royalty interest, free and clear of all cost and expense of development and operation, in the amount of two and one-half percent of eight-eighths (2.5% of 8/8ths) of all oil, gas, casinghead gas and other hydrocarbon substances produced, saved and marketed from the oil and gas leases listed and lands described in the attached EXHIBIT, located in Eureka County, Nevada.

TO HAVE AND TO HOLD the interest herein transferred and assigned unto Assignee, its successors and assigns, subject only to the following terms and provisions:

- A. The overriding royalty interest herein transferred is payable out of the oil and gas produced, saved and marketed, pursuant to the terms and provisions of the oil and gas leases referenced and described in said Exhibit.
- B. The overriding royalty interest herein provided for, shall not, in any event, be paid or accrued upon any oil, gas, casinghead gas and other hydrocarbon substances used for operation, development or production purposes upon the above described lands, or unavoidably lost; and no overriding royalty shall be paid upon gas used for repressuring or recycling operations or pressure maintenance operations benefiting said lands.
- C. This Assignment of Overriding Royalty is made without warranty of title, express or implied.
- D. If Assignor's interest in any oil and gas lease described herein is less than the entire interest, or if Lessor's interest in the lands described herein is less than the entire and undivided interest therein, then the overriding royalty interest conveyed by this Assignment shall be reduced proportionately.

IN WITNESS WHEREOF, Assignor has executed and delivered this Assignment of Overriding Royalty Interest this 5th day of July, 1989.

Bird Oil Corporation

ATTEST:

*[Signature]*  
Terri M. Härönja  
Assistant Secretary

SEAL

Affixed!

*[Signature]*  
Robert T. Birdsong, Jr.  
President

STATE OF COLORADO )  
) ss.  
COUNTY OF DENVER )

Before me the undersigned, a Notary Public in and for said County and State, on this 31<sup>st</sup> day of July, 1989, personally appeared Robert L. Birdsong, Jr., President of Bird Oil Corporation, a Delaware corporation, personally known to me to be such officer, and to be the same person who executed the foregoing instrument as such officer in behalf of said corporation, and he duly acknowledged the execution of the same for himself and for said corporation.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal the day and year last above written.



Christine Martin

Christine Martin  
Notary Public  
1801 California Street, Suite 4500  
Denver, Colorado 80202

My Commission Expires  
May 16, 1992

## EXHIBIT

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PROSPECT	LEASE	LEASE	BOOK	PAGE	LESSOR	LEGAL DESCRIPTION	GROSS
COUNTY	NUMBER	DATE					ACRES
BRUFFET							
EUREKA							
NEVADA							
0000002235-NV	01/30/89	195	614-616	M. YVONNE ATKINS	T27N, R52E, RDR SEC. 8: S/2NE/4 SEC. 9: S/SW/4, E/2SW/4 SEC.15: S/2SE/4 SEC.22: N/2NE/4 SEC.23: N/2NE/4, E/2SW/4, NW/4SW/4, NE/4SW/4	600.0000	
0000002236-NV	01/30/89	195	617-619	BONNIE LOU KARST	T27N, R52E, RDR SEC. 8: N/2NE/4 SEC. 9: S/SW/4, E/2SW/4 SEC.15: S/2SE/4 SEC.22: N/2NE/4 SEC.23: N/2NE/4, E/2SW/4, NW/4SW/4, NE/4SW/4	600.0000	
0000002237-NV	02/04/89	195	620-622	PEGGY A. WALTZ	T27N, R52E, RDR SEC. 8: S/2NE/4 SEC. 9: S/SW/4, E/2SW/4 SEC.15: S/2SE/4 SEC.22: N/2NE/4 SEC.23: N/2NE/4, E/2SW/4, NW/4SW/4, NE/4SW/4	600.0000	
0000002238-NV	01/31/89	196	001-003	THELMA TURNER	T27N, R52E, RDR SEC. 8: N/2NE/4 SEC. 9: S/SW/4, E/2SW/4 SEC.15: S/2SE/4 SEC.22: N/2NE/4 SEC.23: N/2NE/4, E/2SW/4, NW/4SW/4, NE/4SW/4	600.0000	
0000002239-NV	01/30/89	196	004-006	ALMA HATLOCK	T27N, R52E, RDR SEC. 8: N/2NE/4 SEC. 9: S/SW/4, E/2SW/4 SEC.15: S/2SE/4 SEC.22: N/2NE/4 SEC.23: N/2NE/4, E/2SW/4, NW/4SW/4, NE/4SW/4	600.0000	
0000002240-NV	02/04/89	196	007-009	JUDY BLEDSOE	T27N, R52E, RDR SEC. 8: N/2NE/4 SEC. 9: S/SW/4, E/2SW/4 SEC.15: S/2SE/4 SEC.22: N/2NE/4 SEC.23: N/2NE/4, E/2SW/4, NW/4SW/4, NE/4SW/4	600.0000	
0000002241-NV	02/02/89	196	010-012	EUNICE ANN STENGER	T27N, R52E, RDR SEC. 8: S/2NE/4 SEC. 9: S/SW/4, E/2SW/4 SEC.15: S/2SE/4 SEC.22: N/2NE/4 SEC.23: N/2NE/4, E/2SW/4, NW/4SW/4, NE/4SW/4	600.0000	

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PROSPECT : BRUFFEY  
 COUNTY : EUREKA  
 STATE : NEVADA

LEASE LEASE  
 NUMBER DATE BOOK PAGE LESSOR

LEGAL DESCRIPTION

GROSS  
ACRES

0000002242-NV 02/01/89	196	013-015	HARVEY O. CLARKSON	T27N, R52E, ROD SEC. 8: N/2NE/4 SEC. 9: SW/4SW/4, E/2SW/4 SEC.15: S/2SE/4 SEC.22: N/2NE/4 SEC.23: W/2NE/4, E/2NW/4, SW/4SW/4, NE/4SW/4	600.0000
0000002243-NV 01/30/89	196	016-018	RICHARD CLARKSON	T27N, R52E, ROD SEC. 8: N/2NE/4 SEC. 9: SW/4SW/4, E/2SW/4 SEC.15: S/2SE/4 SEC.22: N/2NE/4 SEC.23: W/2NE/4, E/2NW/4, SW/4SW/4, NE/4SW/4	600.0000
0000002244-NV 02/14/89	196	019-021	BETTY R. PATRICK	T27N, R52E, ROD SEC. 8: N/2NE/4 SEC. 9: SW/4SW/4, E/2SW/4 SEC.15: S/2SE/4 SEC.22: N/2NE/4 SEC.23: W/2NE/4, E/2NW/4, SW/4SW/4, NE/4SW/4	600.0000
0000002245-NV 02/02/89	196	022-026	HELEN M. SPRUILL	T27N, R52E, ROD SEC. 8: N/2NE/4 SEC. 9: SW/4SW/4, E/2SW/4 SEC.15: S/2SE/4 SEC.22: N/2NE/4 SEC.23: W/2NE/4, E/2NW/4, SW/4SW/4, NE/4SW/4	600.0000
0000002246-NV 01/30/89	196	025-027	LETA GLAZIER	T27N, R52E, ROD SEC. 8: N/2NE/4 SEC. 9: SW/4SW/4, E/2SW/4 SEC.15: S/2SE/4 SEC.22: N/2NE/4 SEC.23: W/2NE/4, E/2NW/4, SW/4SW/4, NE/4SW/4	600.0000
0000002247-NV 01/30/89	196	028-030	CAROL E. PRICKETT	T27N, R52E, ROD SEC. 8: N/2NE/4 SEC. 9: SW/4SW/4, E/2SW/4 SEC.15: S/2SE/4 SEC.22: N/2NE/4 SEC.23: W/2NE/4, E/2NW/4, SW/4SW/4, NE/4SW/4	600.0000
0000002248-NV 01/30/89	196	031-033	GARYANN PERRY	T27N, R52E, ROD SEC. 8: N/2NE/4 SEC. 9: SW/4SW/4, E/2SW/4 SEC.15: S/2SE/4 SEC.22: N/2NE/4 SEC.23: W/2NE/4, E/2NW/4, SW/4SW/4, NE/4SW/4	600.0000
0000002249-NV 02/06/89	196	034-036	VIRGINIA RUTH ELDRIDGE	T27N, R52E, ROD SEC. 8: N/2NE/4 SEC. 9: SW/4SW/4, E/2SW/4 SEC.15: S/2SE/4 SEC.22: N/2NE/4 SEC.23: W/2NE/4, E/2NW/4, SW/4SW/4, NE/4SW/4	600.0000

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PROSPECT	LEASE	LEASE NUMBER	DATE	BOOK	PAGE	LESSOR	LEGAL DESCRIPTION	GROSS ACRES
0000002253-NV	02/27/89	196	209-211	WILLIAM A. BURCI AND SON, A CALIFORNIA CO-PARTNERSHIP	T27N, R52E, RDR SEC.11: LOTS 2, 3, 4 SEC.14: LOT 2, S1/4NE1/4, LOTS 6, 7	267.1000		
0000002254-NV	02/11/89	196	212-214	FRANCES M. BLACK by Hugh Black her Attorney-in-Fact	T27N, R52E, RDR SEC.11: LOTS 2, 3, 4 SEC.14: LOT 2, S1/4NE1/4, LOTS 6, 7	267.1000		
0000002255-NV	01/30/89	196	215-217	VIOLA E. CRABTREE	T27N, R52E, RDR SEC.11: LOTS 2, 3, 4, NE1/4SW1/4 SEC.14: LOT 2, S1/4NE1/4, LOTS 6, 7 SEC.21: SE1/4NE1/4, N1/2SE1/4	407.1000		
0000002256-NV	03/08/89	196	218-220	LUCILLE EVELYN CRABTREE, Trustee of The 1983 Crabtree Family Trust	T27N, R52E, RDR SEC.11: LOTS 2, 3, 4, NE1/4SW1/4 SEC.14: LOT 2, S1/4NE1/4, LOTS 6, 7 SEC.21: SE1/4NE1/4, N1/2SE1/4	407.1000		
0000002257-NV	02/05/89	196	221-223	MARY ANN RAFFONA ROGERS	T27N, R52E, RDR SEC.11: LOTS 2, 3, 4, NE1/4SW1/4 SEC.14: LOT 2, S1/4NE1/4, LOTS 6, 7 SEC.21: SE1/4NE1/4, N1/2SE1/4	407.1000		
0000002260-NV	04/07/89	196	596-598	BRADLEY P. YOUNGHAM	T27N, R52E, RDR SEC.11: LOTS 2, 3, 4, NE1/4SW1/4 SEC.14: LOT 2, S1/4NE1/4, LOTS 6, 7 SEC.21: SE1/4NE1/4, N1/2SE1/4	407.1000		
0000002261-NV	03/28/89	196	224-226	LOLAINE FOLKHAM	T27N, R52E, RDR SEC.11: LOTS 2, 3, 4, NE1/4SW1/4 SEC.14: LOT 2, S1/4NE1/4, LOTS 6, 7 SEC.21: SE1/4NE1/4, N1/2SE1/4	407.1000		
0000002262-NV	04/26/89	196	597-599	MARTHA A. KORRIS	T27N, R52E, RDR SEC.11: LOTS 2, 3, 4, NE1/4SW1/4 SEC.14: LOT 2, S1/4NE1/4, LOTS 6, 7 SEC.21: SE1/4NE1/4, N1/2SE1/4	407.1000		

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*Bird Oil Corporation*  
 '89 JUL 14 AM 21

OFFICIAL RECORDS  
 EUREKA COUNTY, NEVADA  
 M.M. REBALLET, RECORDER  
 FILE NO. FIFTY *900*

1283/9

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