

13-1976

CORRECTIVE ASSIGNMENT AND ASSUMPTION AGREEMENT

WHEREAS, CHEVRON U.S.A. INC., a Pennsylvania corporation formerly known as CHEVRON OIL COMPANY as Assignor, grants, conveys, and assigns to CHEVRON GEOTHERMAL COMPANY OF CALIFORNIA, a Delaware corporation (hereinafter referred to as "Chevron"), as Assignee entered into that certain Assignment and Assumption Agreement (said "Assignment") dated April 18, 1985, which was recorded July 10, 1985, under File Number 128195, Book 253, Pages 233-258, in the Official Records of Lander County, Nevada and recorded July 24, 1985, under File Number 99803, Book 137, Pages 228-254, in the Official Records of Eureka County, Nevada; and

• NOW THEREFORE, this CORRECTIVE ASSIGNMENT AND ASSUMPTION AGREEMENT does hereby modify said Assignment as follows:

A) That part of Exhibit "A" item 5. of said Assignment now reads as follows:

- "5. Unit Agreement for the Development and Operation of the Beowawe Unit Area, Counties of Lander and Eureka, State of Nevada, a copy of which was recorded May 18, 1980, in Book 82, Pages 1 through 49, Official Records of Lander County, Nevada and June 16, 1980, in File number 73981, Official Records of Eureka County, Nevada."

shall be and hereby is amended to read as follows:

- "5. Unit Agreement for the Development and Operation of the Beowawe Unit Area, Counties of Lander and Eureka, State of Nevada, a copy of which was recorded May 19, 1980, under File Number 98705, Book 177, Pages 513 through 561, Official Records of Lander County, Nevada and June 16, 1980, under File Number 73981, Book 82, Pages 1 through 49, Official Records of Eureka County, Nevada."

B) That part of Exhibit "B" item 1. of said Assignment now reads as follows:

- "1. Geothermal Resources Lease, dated November 11, 1975,..."

shall be and hereby is amended to read as follows:

"1. Geothermal Resources Lease, dated November 24, 1975,..."

C) That part of Exhibit "B" item 3. of said Assignment now reads as follows:

"3. Geothermal Resources Lease, dated October 17, 1980,.... a short form of which was recorded on February 13, 1980 in Book 174 at Page 409 of the official records of Lander County, and which was assigned by Lessee to Chevron U.S.A. Inc. on January 1, 1977."

shall be and hereby is amended to read as follows:

"3. Geothermal Resources Lease, dated October 17, 1979,.... a short form of which was recorded on February 13, 1980 in Book 174 at Page 409 of the official records of Lander County."

D) That part of Exhibit "B" item 4. of said Assignment now reads as follows:

"4. Geothermal Resources Lease, dated April 7, 1976, by and between Bryce E. Barger, a single man, as Lessor,..."

shall be and hereby is amended to read as follows:

"4. Geothermal Resources Lease, dated April 7, 1976, by and between Bryce E. Barger, a single man, as contract buyer, Cattlemen's Title Guaranty Company, as Trustee for Calico Land & Cattle Company, a corporation, as contract seller, as Lessor,..."

* E) That part of Exhibit "B" item 6. of said Assignment now reads as follows:

"6. Geothermal Resources Lease, dated January 2, 1979, by and between Elmer Batz and Lillian E. Batz as Lessor..."

shall be and hereby is amended to read as follows:

"6. Geothermal Resources Lease, dated January 2, 1979, by and between Elmer L. Batz and Lillian E. Batz, as Lessor,..."

F) That part of Exhibit "B" item 10. of said Assignment now reads as follows:

"10. Geothermal Lease and Agreement, dated November 8, 1971, by and between Jacob Blickensderfer as Lessor and American Thermal Resources Inc., a corporation, as Lessee, a memorandum of which was recorded..."

shall be and hereby is amended to read as follows:

"10. Geothermal Lease and Agreement, dated November 8, 1971, by and between Jacob Blickensderfer as Lessor and American Thermal Resources Inc., a corporation, as Lessee, a short form of which was recorded..."

G) That part of Exhibit "B" item 13. of said Assignment now reads as follows:

"13. Geothermal Resources Lease, dated April 16, 1976, by and between Howard Branss and Joan A. Branss, as Lessor,..."

shall be and hereby is amended to read as follows:

"13. Geothermal Resources Lease, dated April 16, 1976, by and between Howard Branss and Joan A. Branss, as contract buyer, Cattlemen's Title Guaranty Company, as Trustee for Calico Land & Cattle Company, a corporation, as contract seller, as Lessor,..."

H) That part of Exhibit "B" item 26. of said Assignment now reads as follows:

"26. Geothermal Resources Lease, dated November 18, 1976 by and between Peggy Ferrer and Hilda Veto as Lessor and Standard Oil Company of California, a corporation, as Lessee, a short form of which was recorded on January 12, 1977 in Book 58 at Page 140 of the official records of Eureka County."

shall be and hereby is amended to read as follows:

"26. Geothermal Resources Lease, dated November 18, 1976 by and between Peggy Ferrer and Hilda Veto as Lessor and Chevron Oil Company, a corporation, as Lessee, a short form of which was recorded on January 12, 1977 in Book 58 at Page 140 of the official records of Eureka County, and which was assigned by Lessee to Chevron U.S.A. Inc. on January 1, 1977."

I) That part of Exhibit "B" item 27. of said Assignment now reads as follows:

"27. ... a short form of which was recorded on November 11, 1977,..."

shall be and hereby is amended to read as follows:

"27. ... a short form of which was recorded on November 3, 1977,..."

J) That part of Exhibit "B" item 31. of said Assignment now reads as follows:

"31. Geothermal Lease and Agreement, dated November 1, 1972 by and between J. Allen Ginn, Jr. and First American Title Company of Nevada as Lessor and American Thermal Resources Inc., a corporation, as Lessee, a memorandum of which was recorded..."

shall be and hereby is amended to read as follows:

"31. Geothermal Lease and Agreement, dated November 1, 1972 by and between J. Allen Ginn, Jr. and First American Title Company of Nevada as Lessor and American Thermal Resources Inc., a corporation, as Lessee, a short form of which was recorded..."

K) That part of Exhibit "B" item 32. of said Assignment now reads as follows:

- "32. Geothermal Lease and Agreement, dated November 23, 1971, by and between Dale N. Hansen and Patricia Hansen as Lessor and American Thermal Resources Inc., as Lessee, a short form of which was recorded on March 24, 1972 in Book 108 at Page 563 of the official records of Lander County and in Book 42 at Page 161 of the official records of Eureka County,..."

shall be and hereby is amended to read as follows:

- "32. Geothermal Lease and Agreement, dated November 23, 1971, by and between Dale N. Hansen and Patricia Hansen, as Lessor, and American Thermal Resources Inc., as Lessee, a short form of which was recorded on March 24, 1972 in Book 108 at Page 563 of the official records of Lander County,..."

L) That part of Exhibit "B" item 34. of said Assignment now reads as follows:

- "34. Geothermal Lease and Agreements, dated January 2, 1972, by and between Lloyd Harris and Marla J. Harris as Lessor and American Thermal Resources Company Inc., a corporation, as Lessee, a memorandum of which was recorded..."

shall be and hereby is amended to read as follows:

- "34. Geothermal Lease and Agreement, dated February 1, 1972, by and between Lloyd Harris and Marla J. Harris as Lessor and American Thermal Resources Inc., a corporation, as Lessee, a short form of which was recorded..."

M) That part of Exhibit "B" item 35. of said Assignment now reads as follows:

- "35. Geothermal Lease and Agreement, dated February 1, 1972, by and between Lloyd Harris and Marla J. Harris, Carl D. Simmons, and Pauline R. Simmons aka Martha P. Simmons as Lessor..."

shall be and hereby is amended to read as follows:

- "35. Geothermal Lease and Agreement, dated February 1, 1972, by and between Lloyd Harris and Marla J. Harris, Carl D. Simmons, and Pauline P. Simmons aka Martha P. Simmons, as Lessor..."

N) That part of Exhibit "B" item 41. of said Assignment now reads as follows:

- "41. Geothermal Resources Lease, dated April 19, 1976, by and between Edwin E. Keith, a single man, as Lessor,..."

shall be and hereby is amended to read as follows:

- "41. Geothermal Resources Lease, dated April 19, 1976, by and between Edwin E. Keith, a single man, as contract buyer, Cattlemen's Title Guaranty Company, as Trustee for Calico Land & Cattle company, a corporation, as contract seller, as Lessor,..."

O) That part of Exhibit "B" item 42. of said Assignment now reads as follows:

"42. Geothermal Resources Lease, dated June 13, 1974, by and between Merlyn Knowles and Barbara Knowles as Lessor and Standard Oil Company of California, a corporation, as Lessee, a short form of which was recorded..."

shall be and hereby is amended to read as follows:

"42. Geothermal Resources Lease, dated June 13, 1974, by and between Merlyn Knowles and Barbara Knowles as Lessor and Standard Oil Company of California, a corporation, as Lessee, which was recorded..."

P) That part of Exhibit "B" item 43. of said Assignment now reads as follows:

"43. ... a short form of which was recorded February 13, 1980, in Book 174 at Page 406 of the official records of Lander County, and which was assigned by Lessee to Chevron U.S.A. Inc. on January 1, 1977."

shall be and hereby is amended to read as follows:

"43. ... a short form of which was recorded February 13, 1980, in Book 174 at Page 406 of the official records of Lander County."

Q) That part of Exhibit "B" item 45. of said Assignment now reads as follows:

"45. ... a short form of which was recorded on February 13, 1980 in Book 174 at Page 404 of the official records of Lander County, and which was assigned by Lessee to Chevron U.S.A. Inc. on January 1, 1977."

shall be and hereby is amended to read as follows:

"45. ... a short form of which was recorded on February 13, 1980, in Book 174 at Page 404 of the official records of Lander County."

R) That part of Exhibit "B" item 46. of said Assignment now reads as follows:

"46 Geothermal Resources Lease, dated April 2, 1976, by and between George P. Magliocco and Viola Magliocco, as Lessor..."

shall be and hereby is amended to read as follows:

"46 Geothermal Resources Lease, dated April 2, 1976, by and between George P. Magliocco aka George Peter Magliocco and Viola Magliocco, as contract buyer, Cattlemen's Title Guaranty Company, as Trustee for Calico Land & Cattle Company, a corporation, as contract seller, as Lessor..."

S) That part of Exhibit "B" item 47. of said Assignment now reads as follows:

"47. Geothermal Resources Lease, dated April 7, 1974 by and between Robert F. McKee as Lessor and Standard Oil Company of California, a corporation, as Lessee, a short form of which was recorded..."

shall be and hereby is amended to read as follows:

- "47. Geothermal Resources Lease, dated May 7, 1974 by and between Robert F. McKee as Lessor and Standard Oil Company of California, a corporation, as Lessee, which was recorded..."

T) That part of Exhibit "B" item 55. of said Assignment now reads as follows:

- "55. Geothermal Resources Lease dated August 12, 1980, by and between John J. O'Hara and Kathryn O'Hara as Lessor..."

shall be and hereby is amended to read as follows:

- "55. Geothermal Resources Lease dated August 12, 1980, by and between John J. O'Hara and Kathryn M. O'Hara, as Lessor..."

U) That part of Exhibit "B" item 56. of said Assignment now reads as follows:

- "56. ... a short form of which was recorded on March 14, 1978 in Book 79 at Page 347 of the official records of Eureka County."

shall be and hereby is amended to read as follows:

- "56. ... a short form of which was recorded on March 14, 1980 in Book 79 at Page 347 of the official records of Eureka County."

V) That part of Exhibit "B" item 59. of said Assignment now reads as follows:

- "59. Geothermal Lease and Agreement, dated December 9, 1971, by and between Beth L. Robbins as Lessor and American Thermal Resources Inc., a corporation, as Lessee, a memorandum of which was recorded..."

shall be and hereby is amended to read as follows:

- "59. Geothermal Lease and Agreement, dated December 9, 1971, by and between Beth L. Robbins as Lessor and American Thermal Resources Inc., a corporation, as Lessee, a short form of which was recorded..."

W) That part of Exhibit "B" item 64. of said Assignment now reads as follows:

- "64. ... a memorandum of which was recorded on January 15, 1973 in Book 113 at Page 49 of the official records of Lander County..."

shall be and hereby is amended to read as follows:

- "64. ... a memorandum of which was recorded on January 15, 1973 in Book 113 at Page 49 of the official records of Lander County..."

X) That part of Exhibit "B" item 66. of said Assignment now reads as follows:

- "66. Geothermal Resources Lease and Agreement..."

shall be and hereby is amended to read as follows:

"66 Geothermal Resources Lease,..."

Y) That part of Exhibit "B" item 68. of said Assignment now reads as follows:

"68. Geothermal Resources Lease, dated August 29, 1978, by and between Stanford University as Lessor..."

shall be and hereby is amended to read as follows:

"68. Geothermal Resources Lease, dated August 29, 1978, by and between The Board of Trustees of the Leland Stanford Junior University, as Lessor..."

Z) That part of Exhibit "B" item 70. of said Assignment now reads as follows:

"70. Geothermal Lease and Agreement, dated February 1, 1972, by and between Dominick G. Stocchetti, Myrtle Marie Stocchetti, Robert L. Stocchetti, Beverly Stocchetti, John Stocchetti, and Shirley Stocchetti as Lessor..."

shall be and hereby is amended to read as follows:

"70. Geothermal Lease and Agreement, dated February 1, 1972, by and between Dominick G. Stocchetti, Myrtle Marie Stocchetti, Robert L. Stocchetti, Beverly Stocchetti, John Stocchetti Jr., and Shirley Stocchetti, as Lessor..."

AA) That part of Exhibit "B" item 73. of said Assignment now reads as follows:

"73. ... a short form of which was recorded February 22, 1980 in Book 70 at Page 147 of the official records of Eureka County."

shall be and hereby is amended to read as follows:

"73. ... a short form of which was recorded February 22, 1980 in Book 79 at Page 147 of the official records of Eureka County."

BB) That part of Exhibit "B" item 74. of said Assignment now reads as follows:

"74. ... a short form of which was recorded on February 22, 1980 of the official records of Eureka County."

shall be and hereby is amended to read as follows:

"74. ... a short form of which was recorded on February 22, 1980 in Book 79 at Page 149 of the official records of Eureka County."

CC) That part of Exhibit "B" item 76. of said Assignment now reads as follows:

"76. Geothermal Resources Lease (N-10916) dated March 1, 1975, by and between the United States of America as Lessor and Chevron Oil Company, as Lessee (not of record)."

shall be and hereby is amended to read as follows:

- "76. Geothermal Resources Lease (N-10916) dated March 1, 1975, by and between the United States of America as Lessor and Chevron Oil Company, as Lessee (not of record) and which was assigned by Lessee to Chevron U.S.A. Inc. on January 1, 1977."

DD) That part of Exhibit "B" item 77. of said Assignment now reads as follows:

- "77. Geothermal Resources Lease (N-10918) dated March 1, 1975, by and between the United States of America as Lessor and Chevron Oil Company, as Lessee (not of record)."

shall be and hereby is amended to read as follows:

- "77. Geothermal Resources Lease (N-10918) dated March 1, 1975, by and between the United States of America as Lessor and Chevron Oil Company, as Lessee (not of record) and which was assigned by Lessee to Chevron U.S.A. Inc. on January 1, 1977."

EE) That part of Exhibit "B" item 79. of said Assignment now reads as follows:

- "79. Geothermal Lease Agreement, dated November 9, 1972, by and between Tomochika Uyeda, Edward Kihara and Bernice Kihara as Lessor..."

shall be and hereby is amended to read as follows:

- "79. Geothermal Lease Agreement, dated November 9, 1972, by and between Tomochika Uyeda and Edward Kihara, as Lessor..."

FF) That part of Exhibit "B" item 82. of said Assignment now reads as follows:

- "82. Geothermal Lease Agreement, dated April 24, 1974, by and between Betty L. Weir aka Betty L. Smalley, Gerry M. Bailey, Margaret V. Bailey as Lessor..."

shall be and hereby is amended to read as follows:

- "82. Geothermal Lease Agreement, dated April 24, 1974, by and between Betty L. Weir aka Betty L. Smalley, Gerry H. Bailey, Margaret V. Bailey, as Lessor..."

GG) That part of Exhibit "B" item 87. of said Assignment now reads as follows:

- "87. Geothermal Resources Lease, dated October 17, 1979, by and between Stella Wren aka Stella Badowski as Lessor..."

shall be and hereby is amended to read as follows:

- "87. Geothermal Resources Lease, dated October 17, 1979, by and between Stella P. Wren aka Stella Badowski as Lessor..."

IN WITNESS WHEREOF, this CORRECTIVE ASSIGNMENT AND ASSUMPTION
 AGREEMENT has been executed this 10th day of December, 1990.

CHEVRON U.S.A. INC.

By: *Joseph E. Berg III*

Name: Joseph E. Berg III

Title: Attorney-in-Fact

CHEVRON GEOTHERMAL COMPANY OF
 CALIFORNIA

By: *L. T. Elliott*

Name: L. T. Elliott

Title: Vice President

State of California)
) ss.
 County of Contra Costa)

On December 10, 1990, before me, the undersigned, a Notary Public in and for said County and State, residing therein, duly commissioned and sworn, personally appeared Joseph E. Berg III, known to me (or proved to me on the basis of satisfactory evidence) 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.



Charlotte S.M. Kolander
 Notary Public in and for said
 County of Contra Costa, State of California

State of California)
) ss.
 County of Contra Costa)

On December 10, 1990, before me, the undersigned, a Notary Public in and for said County and State, residing therein, duly commissioned and sworn, personally appeared L. T. Elliott, known to me (or proved to me on the basis of satisfactory evidence) to be a Vice President of CHEVRON GEOTHERMAL COMPANY OF CALIFORNIA, 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.



Charlotte S.M. Kolander
 Notary Public in and for said
 County of Contra Costa, State of California

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Just American Title
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EUREKA COUNTY, N.E. & S.E.
 M.M. REBALATH, RECORDER
 FILE NO. FEES, 4.00

1-1-1976