

RECORDING REQUESTED BY AND  
WHEN RECORDED RETURN TO:  
Nevada Land & Resource Company, LLC  
3480 GS Richards Boulevard, Suite 101  
Carson City, NV 89703

**DOC # 0206771**

11/14/2006 03:57 PM

**Official Record**

Recording requested By  
STEWART TITLE

Eureka County - NV  
Mike Rebaleati - Recorder

Fee: \$16.00

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RPTT

Recorded By: FES

Book- 0447 Page- 0214



0206771

EUREKA COUNTY APN: 004-290-04

06004701-SH  
06012694

AFFIDAVIT  
OF  
NONDEVELOPMENT

STATE OF NEVADA )  
 )ss.  
COUNTY OF CARSON CITY )

Stephen D. Hartman, being first duly sworn, deposes and says:

That Nevada Land and Resource Company, LLC (NLRC) is the present owner of that certain real property located in the County of Eureka, State of Nevada, more particularly described on Exhibit A.

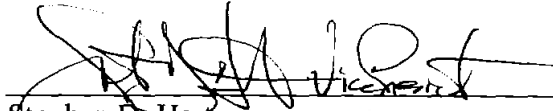
Said land is described in an Oil and Gas Lease executed on the 1<sup>st</sup> day of July, 1991, by Catellus Development Corporation and Atchison Topeka & Santa Fe Railway Company as Lessor and Santa Fe Energy Operating Partners, L.P. as Lessee recorded in Book 238, Page 370, File No. 142207, in the office of the County Recorder of said County.

Said Lease expired by its terms on June 30, 2001. Based upon a review of the files and upon the best information and belief of affiant, as of July 1, 1991 there has been no well drilled upon said land, nor any oil or gas produced therefrom, and that none of the rentals accruing under and by virtue of the terms of said lease have been paid or tendered to affiant or said Lessors, or to any bank for their credit, by the Lessee, or his agents or assigns. The Affiant affirms that since October 4, 1995, when NLRC acquired the above-described property, that the Lessee and his assigns had actual notice that rentals were payable to NLRC under the lease, and that the lease has expired.

Affiant further states that by reason of the nondevelopment and noncompliance with the terms of the lease by Lessee and its assigns, affiant hereby determines and declares said lease forfeited,

and the Lessor will not, by acceptance of rentals, or in any other manner, recognize the same as a valid or existing lease.

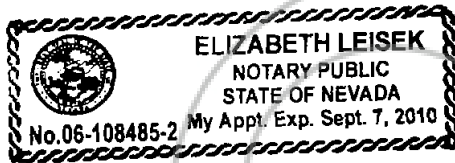
The foregoing Affidavit of Nondevelopment has been executed this 10<sup>th</sup> day of November, 2006 by Stephen D. Hartman.

  
\_\_\_\_\_  
Stephen D. Hartman  
Vice President

STATE OF NEVADA                    )  
  )ss.  
COUNTY OF CARSON CITY        )

The foregoing was subscribed and sworn before me this 10<sup>th</sup> day of November 2006.

  
\_\_\_\_\_  
NOTARY PUBLIC



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EXHIBIT "A"

To Affidavit of Non-Development

EUREKA COUNTY

<u>APN</u>	<u>SEC</u>	<u>TWN</u>	<u>RNG</u>	<u>ALIQUOT</u>
004-290-04	23	33N	51E	All

COPY