

Mid-Continent Association W. Records  
Form 31

Billings Blue Print  
Billings, Montana

### ASSIGNMENT OF OIL AND GAS LEASE

STATE OF \_\_\_\_\_ }  
 COUNTY OF \_\_\_\_\_ } M.  
 This instrument was filed for record on the  
 \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_ at \_\_\_\_\_  
 o'clock \_\_\_\_\_ M., and duly recorded in book \_\_\_\_\_  
 Page \_\_\_\_\_ of the records of this office.  
 \_\_\_\_\_  
 Register of Deeds.  
 When recorded  
 Return to \_\_\_\_\_

KNOW ALL MEN BY THESE PRESENTS:

That the undersigned, Energy Marketing Group, Inc. of  
3033 N.E. 33 Ave., Ft. Lauderdale, Fl. 33308  
 (hereinafter called Assignor), for and in consideration of One Dollar  
 (\$1.00) the receipt whereof is hereby acknowledged, does hereby sell,  
 assign, transfer and set over unto Richard Gerber of

670 N. Washington, Liberal, Ks. 67901  
 (hereinafter called Assignee), \_\_\_\_\_ 100% \_\_\_\_\_ Assignment  
 dated May 1 1984, from Ben Rogalski interest in and to the oil and gas lease  
 \_\_\_\_\_ 703 Washington St., S. Cle Elum, Wa. 98943 Assignor  
Energy Marketing Group, Inc. 3033 N.E. 33 Ave., Ft. Lauderdale, Fl. 33308 Assignee  
~~XXXXXXXXXXXX~~ Fed. ORG. Leas. XXXX AN-38673 insofar as said lease covers the following described land in  
 \_\_\_\_\_ Lincoln County, State of Nevada

Township 5 North, Range 65 E MDM

Sec: 24 S1NE1

80 Acres Gross & Net

of Section 24, Township 5 N, Range 65 E, and containing 80 acres more or less, together  
with the rights incident thereto and the personal property thereon, appurtenant thereto, or used in connection therewith.

And for the same consideration the Assignor covenants with the Assignee, its or his heirs, successors or assigns; That the  
Assignor is the lawful owner of and has good title to the interest above assigned in and to said lease, estate, rights and property,  
free and clear from all liens, encumbrances or adverse claims; That said lease is a valid and subsisting lease on the land  
above described, and all rentals and royalties due thereunder have been paid and all conditions necessary to keep the same  
in full force have been duly performed; and that the Assignor surrenders and releases all rights of dower and homestead in  
the premises above described.

Reserving however, unto the Assignors herein an overriding royalty of 3% of 8/8

of all the oil, gas and other hydrocarbons produced, saved and marketed from the above described lands. This overriding royalty  
and all other terms and conditions of this assignment shall apply to any and all extension, renewal and substitute leases obtained  
by Assignee, its successors or assigns on the land described herein. If said oil and gas lease covers less than the full fee simple  
estate in the oil, gas and other hydrocarbons under any tract or tracts of the land assigned hereby, the overriding royalty herein  
reserved by Assignors, with respect to that tract or tracts, shall be proportionately reduced.

In the event Assignee desires to surrender said lease as to all or any part of the acreage covered thereby, said Assignee  
agrees to notify Assignor by registered mail, at least 60 days in advance of the anniversary date

specified in said lease, and Assignor hereunder shall then have 30 days after receipt of such notice within which to elect  
to take a reassignment of said lease as to the portion thereof to be relinquished. Should assignor hereunder elect to receive such a reassignment, same will be  
delivered by Assignee prior to the anniversary date of the lease. It is understood, however, that there shall be no penalty for oversight or clerical error, except  
liability not to exceed the amount that was paid for this assignment. Any reassignment under the terms of this paragraph shall be free and clear of all burdens,  
encumbrances, or outstanding interests other than those existing on the date hereof.

EXECUTED, This 1 day of December, 1984,  
without warranties of any kind.

Mark Modist, President (Seal)  
 \_\_\_\_\_ (Seal)  
 \_\_\_\_\_ (Seal)

Lincoln County

STATE OF \_\_\_\_\_ )  
COUNTY OF \_\_\_\_\_ ) ss. Oklahoma, Kansas, New Mexico, Wyoming, Montana, Colorado, Utah,  
Nebraska, North Dakota, South Dakota  
ACKNOWLEDGMENT — INDIVIDUAL

BEFORE ME, the undersigned, a Notary Public, in and for said County and State, on this \_\_\_\_\_  
day of \_\_\_\_\_, 19\_\_\_\_, personally appeared \_\_\_\_\_

\_\_\_\_\_ to me known to be the identical person \_\_\_\_\_, described in and who executed  
the within and foregoing instrument of writing and acknowledged to me that \_\_\_\_\_ duly executed the same as \_\_\_\_\_ free  
and voluntary act and deed for the uses and purposes therein set forth.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my notarial seal the day and year last above written.  
My Commission Expires \_\_\_\_\_  
Notary Public.

STATE OF \_\_\_\_\_ )  
COUNTY OF \_\_\_\_\_ ) ss. Oklahoma, Kansas, New Mexico, Wyoming, Montana, Colorado, Utah,  
Nebraska, North Dakota, South Dakota  
ACKNOWLEDGMENT — INDIVIDUAL

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\_\_\_\_\_ to me known to be the identical person \_\_\_\_\_, described in and who executed  
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and voluntary act and deed for the uses and purposes therein set forth.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my notarial seal the day and year last above written.  
My Commission Expires \_\_\_\_\_  
Notary Public.

State of Florida )  
Country of Broward ) ss. ACKNOWLEDGMENT (For use by Corporation)

On this 1<sup>st</sup> day of December, A. D. 19 84, before me personally  
appeared Mark Modist to me personally known, who, being by  
me duly sworn, did say that he is the President of Energy Marketing Group, Inc.

\_\_\_\_\_ and that the seal affixed to said instrument is the corporate seal of said corporation  
and that said instrument was signed and sealed in behalf of said corporation by authority of its Board of Directors, and said  
he acknowledged said instrument to be the free act and deed of said corporation.

Witness my hand and seal this 1<sup>st</sup> day of December, A. D. 19 84.  
Diane L. Dittley  
Notary Public.

(SEAL)  
My Commission expires May 31, 1985

Vertical lines for recording information: No. 81750, FROM, TO, Date, No. Acres, County, Terms, This instrument was filed for record on the 2nd day of January, 1985 at 1:01 o'clock P.M. and duly recorded in Book 63 Page 576 Lincoln County of the records of this office. YURIKO SETZER County Clerk Recorder Deputy. When recorded return to