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JUN 11 1981

PARTIAL ASSIGNMENTC. C. C.  
ARTESIA OFFICE

THIS PARTIAL ASSIGNMENT, between ROBERT N. BURGESS and GAYLENE BURGESS, his wife, and GEORGE R. HENDRICKSON and MARY LOUISE HENDRICKSON, his wife, 307 North First Street, Artesia, New Mexico, 88210, "Assignors," and HARVEY FLYNN, P. O. Box 158, Loco Hills, New Mexico, 88255, "Assignee,"

W I T N E S S E T H:

Assignors, in consideration of Ten and Other Dollars, the receipt and sufficiency of which are hereby acknowledged, do hereby grant, assign and convey to Assignee and Assignee's heirs and assigns, an undivided 1/2 interest in the oil and gas operating rights and leasehold estates created by the oil and gas leases issued by the State of New Mexico and covering the lands and horizons in Eddy County, New Mexico, described as follows:

- A. State of New Mexico Oil and Gas Lease E-952, insofar as it covers all horizons from the surface down to and including a depth of 2,250 feet below the surface of the following lands:

Township 19 South, Range 27 East, N.M.P.M.

Section 12: NE/4 SE/4

Township 19 South, Range 28 East, N.M.P.M.

Section 7: SW/4, S/2 SE/4

Section 18: E/2 SE/4, W/2 NW/4

SUBJECT TO an overriding royalty interest of 1/8th of 7/8ths of the oil and gas produced from each well which produces 20 barrels of oil or more per day, which overriding royalty is reduced to 1/16th of 7/8ths of the oil produced from each well when production is less than 20 barrels of oil per day;

- B. State of New Mexico Oil and Gas Lease E-1051, insofar as it covers all horizons from the surface down to and including a depth of 2,226 feet below the surface of the following lands:

Township 19 South, Range 28 East, N.M.P.M.

Section 17: SW/4 NW/4

SUBJECT TO an overriding royalty interest payable out of 1/16th of 7/8ths of the oil and gas produced, and subject to the terms and conditions of that certain assignment dated January 23, 1957 from Warren Petroleum Corporation to John D. MacArthur et al;

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together with a like interest in all rights and privileges and personal property thereunder, appurtenant thereto or used in connection therewith; subject, however, to the terms and conditions of a certain assignment from Kewanee Oil Company dated August 10, 1964, recorded Book 146, Page 203, Oil and Gas Records.

Assignors covenant with Assignee that they are the lawful owners of and have good title to the oil and gas operating rights and leasehold interests herein conveyed; that except as hereinabove noted the interests are free and clear of all liens, encumbrances and obligations made by Assignors; that the leases are valid and in good standing; and Assignors will warrant and defend the title thereto to Assignee and Assignee's heirs and assigns against the lawful claims and demands of all persons claiming by, through or under Assignors, but against none other.

EXECUTED this March 31, 1981, but effective April 1, 1981, at 7:00 A.M.

Gaylene Burgess  
Gaylene Burgess

Robert N. Burgess  
Robert N. Burgess

Mary Louise Hendrickson  
Mary Louise Hendrickson

George R. Hendrickson  
George R. Hendrickson

STATE OF NEW MEXICO )  
: ss.  
COUNTY OF EDDY )

The foregoing instrument was acknowledged before me this March 31, 1981 by ROBERT N. BURGESS and GAYLENE BURGESS, his wife, and GEORGE R. HENDRICKSON and MARY LOUISE HENDRICKSON, his wife.

My commission expires:  
August 19, 1982

Jane Troyer  
Notary Public

STATE OF NEW MEXICO } ss  
County of Eddy

FOR  
FILED APR - 7 1981 RECORD  
at 10<sup>35</sup> o'clock A.M., and was duly  
recorded in Book 196 of Records of  
Misc. Page 357  
Virgie Cole, County Clerk  
By: Jane Troyer Deputy