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ASSIGNMENT OF OVERRIDING ROYALTY

WHEREAS, on the 13th day of May, 1981, a certain oil, gas, and mineral lease was made and entered into by and between THE FIRST NATIONAL BANK OF CORSICANA, TEXAS, Executor and Trustee under the Will of Hortense E. Davant, Deceased, Lessor, and T. R. HERRINGTON, JR., TRUSTEE, Lessee; and

WHEREAS, said lease covered land described in Exhibit "A" thereto in Shelby County, Alabama, and said lease was recorded in the office of the county clerk in and for said county in volume _____, page _____ of the deed records of said county, and state; and

WHEREAS, said lease was therein deemed to contain 2265.68 net acres and provided for a primary term of five (5) years; and

WHEREAS, said lease and all rights thereto are now owned by SOHIO PETROLEUM COMPANY; and

WHEREAS, the said T. R. HERRINGTON, JR., TRUSTEE, is the present owner and holder of a one-sixty fourth (1/64) overriding royalty on the oil, gas and other minerals which may be produced and saved from the land covered by said lease.

NOW THEREFORE, for and in consideration of Ten and No/100ths Dollars (\$10.00), and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the undersigned, does hereby bargain, sell, transfer, assign, and convey to DR. T. A. LOMBARDO an overriding royalty of one fourth of one sixty-fourth (1/4 of 1/64) of all of the oil, gas, or other minerals which may be produced and saved from the mineral interest covered by said lease; that is to say, the interest herein conveyed shall be reduced by the proportion which the mineral interest subject to said lease bears to the entire mineral interest, and, further, that this conveyance is made subject to the terms, provisions, and conditions contained in said lease.

TO HAVE AND TO HOLD unto Dr. T. A. Lombardo, his heirs and assigns forever, the aforementioned undivided right, title, and interest in and to the interest of Assignor.,

EXECUTED this 27th day of January, 1982.

NOTARY PUBLIC
STATE OF TEXAS
COMMISSION EXPIRES
JANUARY 1984

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T. R. HERRINGTON, JR.
T. R. HERRINGTON, JR., TRUSTEE

STATE OF TEXAS §
COUNTY OF NAVARRO §

BEFORE ME, the undersigned authority on this day personally appeared T. R. HERRINGTON, JR., known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same for the purposes and consideration therein expressed and in the capacity therein stated.

GIVEN UNDER MY HAND AND SEAL OF OFFICE on this the 27 day of January, 1982.

Margaret S. Jorgensen
Margaret S. Jorgensen
Notary Public in and for the State
of Texas

My commission expires:

April 6, 1984