

party of the first part agrees to protect the party of the second part against claims or rights asserted by other persons in or to said lands, under said permits.

SECTION 3. Nothing herein contained shall be construed as being in any manner in derogation of any of the terms, conditions or provisions of the Act of Congress under and by virtue of which said permit was issued, or any regulations of the Department of the Interior lawfully promulgated thereunder; but, on the contrary, this agreement shall in all particulars be deemed amenable to reformation to eliminate or modify any portions thereof found to be in contravention of the provisions of said Act or such regulations, or against public policy, and shall remain and be in full force and effect as to all provisions not so eliminated or modified.

SECTION 4. Of any taxes levied during the life of this agreement on or against production from the lands aforesaid, the owner shall pay his proportionate share thereof, based upon his ownership of such production, and the contractor shall pay the balance of such tax.

IN WITNESS WHEREOF, the said parties hereto have hereunto set their hands and seals this day and year first above written.

Witness

Ivan S. Jones

E. L. Smith

(SEAL)

Witness

Ivan S. Jones

A. J. Bandy

(SEAL)

THE STATE OF WYOMING

} SS.

County of Lincoln

On this 4th day of June, 1926, before me personally appeared E. L. Smith, to me known to be the person described in and who executed the foregoing instrument, and acknowledged that he executed the same as his free act and deed.

My Commission expires January 25, 1927.

(SEAL)

GIVEN under my hand and Notarial Seal this day and year in this certificate first above written.

(SEAL)

Ivan S. Jones

Notary Public.

THE STATE OF WYOMING

} SS.

County of Lincoln

On this 4th day of June, 1926, before me personally appeared A. J. Bandy, to me known to be the person described in and who executed the foregoing instrument, and acknowledged that he executed the same as his free act and deed.

My Commission expires January 25, 1927.

(SEAL)

GIVEN under my hand and Notarial Seal this day and year in this certificate first above written.

(SEAL)

Ivan S. Jones

Notary Public.

#### A S S I G N M E N T .

KNOW ALL MEN BY THESE PRESENTS, That, Whereas, on or about the 4th day of Oct. 1923, pursuant to an application therefor, there was issued to the E. L. Smith, under Section 13, of the Act of February 25, 1920 (41 Stat. 437), a permit, Serial No. 07505, Evanston, Wyoming land office Series, Describing therein the

North  $\frac{1}{4}$  and E $\frac{1}{4}$ SW $\frac{1}{4}$  of Section 32, 29-113, West  $\frac{1}{4}$  and W $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 2, Twp-28-114, situate in Sublette County, Wyoming,

Granting to said owners the exclusive right for a period of two years from the date thereof to prospect for oil and gas in and on the said lands; and,

WHEREAS, on the 28th day of May, 1926, the said E. L. Smith entered into an agreement with undersigned A. J. Bandy, granting to the said undersigned the exclusive right to drill and operate the above described lands under the said permit; Now, Therefore, in consideration of the sum of One Dollar to me in hand paid by the Hovey-Bandy Corporation, a California Corporation, I do hereby sell, assign, transfer and set over unto the said Hovey-Bandy Corporation, its successors and assigns, forever, the said contract, together with all my right, title and interest in, to and under the said contract and in and to the said lands and the oil and gas therein contained. And I do hereby make, constitute and appoint the said Hovey-Bandy Corporation, my true and lawful attorney with full power and authority to enforce the said contract in my name or other wise but at its own proper cost and expense, according to the tenor thereof for its own use and benefit.

WITNESS my hand this 3rd day of July, 1926.

Ivan S. Jones

A. J. Bandy

THE STATE OF WYOMING

} SS.

County of Lincoln.

On this 3rd day of July, 1926, before me personally appeared A. J. Bandy to me known to be the person described in the above and foregoing instrument and acknowledged to me that he executed the same as his free act and deed.