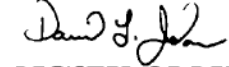


FILED
CASS COUNTY, NE.

2016 Aug 16 AM 11:55
Bk 98 OF GEN PG 440


REGISTER OF DEEDS
#04259 \$28.00

Space above this line for Recorder's Use

THIS INSTRUMENT PREPARED BY: Anthony D. Todero, Baird Holm LLP, 1700 Farnam
Street, Suite 1500, Omaha, NE 68102 (402-344-0588)

RECORDING REQUESTED BY, AND WHEN RECORDED MAIL TO: Bank of the West, Attn:
Karen Mann, Fresno Documentation Center, 6873 N. West Avenue, Suite 102, Fresno,
California 93711

LEGAL DESCRIPTION OF LAND: See EXHIBIT A, attached

AFFIDAVIT OF NON-PRODUCTION

The undersigned, of lawful age and being first duly sworn, hereby states and swears the following:

1. Wiles Bros., Inc., a/k/a Wiles Bros. Inc., a Nebraska corporation, is the owner of the real estate located in Cass County, Nebraska (the "**Land**") described on **Exhibit "A"** attached.
2. At the present time, there is no production of oil, coal, gas, or other minerals from any oil and gas leases affecting the Land, including, without limitation: (1) the Oil and Gas Lease granted to KEWA EXPLORATION, INC., a Colorado corporation ("**KEWA**"), dated December 20, 1983, and filed January 13, 1984, in Book 28 at Page 25 of the official real estate records of Cass County, Nebraska (the "**Land Records**"), and any ratifications, assignments, and extensions thereto; (2) the Oil and Gas Lease granted to KEWA, dated December 7, 1983, and filed January 3, 1984, in Book 27 at Page 620 of the Land Records, and any ratifications, assignments and extensions thereto; and (3) the Oil and Gas Lease granted to KEWA, dated December 20, 1983, and filed January 13, 1984, in Book 28 at Page 23 of the Loan Records.

Dated and executed on this 16th day of August, 2016.

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[SIGNATURE PAGE TO AFFIDAVIT OF NON-PRODUCTION]

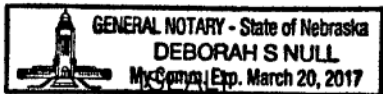
OWNER

WILES BROS., INC., a/k/a Wiles Bros. Inc.

By: *Marvin C. Wiles*
Name: *Marvin C. Wiles*
Title: *President*

STATE OF NEBRASKA)
COUNTY OF *Cass*) SS

The foregoing instrument was acknowledged before me this *16th* day of August, 2016, by *MARVIN C. Wiles*, as *President* of WILES BROS., INC., a Nebraska corporation, on behalf of the corporation.



Deborah S. Null
Signature of person taking acknowledgment
General Notary
Title or Rank

Serial Number, if any

EXHIBIT A

Legal Description of the Land

Cass County, Nebraska

Parcel 1:

Lot 6 in the Northwest Quarter of the Northeast Quarter (NW $\frac{1}{4}$ NE $\frac{1}{4}$), in Section 26, Township 12 North, Range 13 East of the 6th P.M., Cass County, Nebraska.

Parcel 2:

Lot 3 in the Northeast Quarter of the Northeast Quarter of Section 26, Township 12 North, Range 13 East of the 6th P.M., in Cass County, Nebraska.

Parcel 3:

Lot 1 in the Northeast Quarter of the Northeast Quarter of Section 26, Township 12 North, Range 13 East of the 6th P.M., in Cass County, Nebraska, except highway.

Parcel 4:

The Southwest Quarter of the Southeast Quarter, lying South of the railroad right of way, in Section 23, Township 12 North, Range 13 East of the 6th P.M., in Cass County, Nebraska.

Parcel 5:

Lot 11 in the Southeast Quarter of the Southeast Quarter of Section 23, Township 12 North, Range 13 East of the 6th P.M., in Cass County, Nebraska.

Parcel 6:

Lot 12 located in the Southeast Quarter of the Southeast Quarter of Section 23, Township 12 North, Range 13 East of the 6th P.M., in Cass County, Nebraska, Except highway.

Parcel 7:

Lots 9 and 10 in the Northeast Quarter of the Southeast Quarter, lying North of the railroad right of way, in Section 23, Township 12 North, Range 13 East of the 6th P.M., in Cass County, Nebraska.

Parcel 8:

Sublot 1 of Lot 9 in the Northeast Quarter of the Southeast Quarter of Section 23, Township 12 North, Range 13 East of the 6th P.M., in Cass County, Nebraska.

Parcel 9:

That part of the Northwest Quarter of the Southwest Quarter of Section 24, Township 12 North,

Range 13 East of the 6th P.M., in Cass County, Nebraska, lying west of highway.

Parcel 10:

That part of Lot 14, lying east of the Missouri Pacific Railroad located in the Southeast Quarter of the Northeast Quarter of Section 23, Township 12 North, Range 13 East of the 6th P.M., in Cass County, Nebraska.

Parcel 11:

Tax Lot 72 in the West Half of the Northwest Quarter of Section 24, Township 12 North, Range 13 East of the 6th P.M., in Cass County, Nebraska.