

AFFIDAVIT

STATE OF NEBRASKA )  
 )ss  
WASHINGTON COUNTY )

The undersigned, being first duly sworn and on oath, deposes and says he is the President of the Washington County Bank, 1523 Washington Street, Blair, Nebraska, and as such officer is familiar with and has personal knowledge that no rental payments and funds have ever been deposited since Jan 1, 1990 by Lochfayne Resources, Inc., or its assigns, pursuant to the terms and conditions of an Oil and Gas Lease dated September 27, 1979, to the credit of Sidebottom Farms, Inc., a Nebraska corporation, the named lessor under said Oil and Gas Lease and wherein the said Lochfayne Resources, Inc., was the named lessee regarding the following described real estate, to-wit:

The North One-Half of the Northwest Quarter and Tax Lot 10 in Section 18, Township 18 North, Range 12 East of the 6th P.M., Tax Lots 23 and 24 in Section 13, and Tax Lot 198 in Section 12, Township 18 North, Range 11 East of the 6th P.M., all in Washington County, Nebraska.

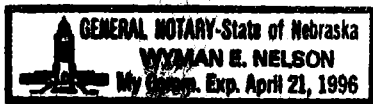
Said lease was recorded in Book 125 at Page 242 of the records of the Register of Deeds of Washington County, Nebraska. The assignments of said lease being recorded in Book 138 at Page 3, and Book 128 at Page 5, of the records of the Register of Deeds of Washington County, Nebraska.

Further affiant saith not.

Michael Mahlendorf  
Michael Mahlendorf

1993.

SUBSCRIBED AND SWORN to before me this 1<sup>st</sup> day of July



Wyman E. Nelson  
NOTARY PUBLIC

Book 128 Page 3

AFFIDAVIT

STATE OF NEBRASKA )  
 )ss  
WASHINGTON COUNTY )

The undersigned, being first duly sworn and on oath, deposes and says he is the Vice-Pres. (officer) of First National Bank and Trust Company, Beatrice, Nebraska, and as such officer is familiar with and has personal knowledge that no rental payments or funds have ever been deposited since June 1991 by Aqua\*Sun Investment Inc., or its assigns, pursuant to the terms and conditions of an Oil and Gas Lease dated December 3, 1979, to the credit of Arnold Behrens and Grace M. Behrens, husband and wife, and Urban Behrens and Hazel Behrens, husband and wife, the named lessors under said Oil and Gas Lease and wherein the said Aqua\*Sun Investment Inc. was the named lessee regarding the following described real estate, to-wit:

The Northwest One Quarter of the Southwest One Quarter and Tax Lot 16 in Section 17, and Tax Lot 7 in Section 8, all in Township 18 North, Range 12 East of the 6th P.M., Washington County, Nebraska.

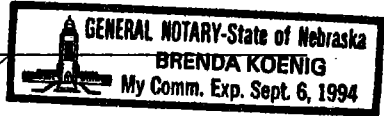
Said lease was recorded in Book 126 at Page 211 of the records of the Register of Deeds of Washington County, Nebraska. The assignments of said lease being recorded in Book 128 at Page 1, of the records of the Register of Deeds of Washington County, Nebraska.

Further affiant saith not.

Brian J. Swenson

SUBSCRIBED AND SWORN to before me this 1<sup>st</sup> day of June, 1993.

Brenda Koenig  
NOTARY PUBLIC



AFFIDAVIT

STATE OF NEBRASKA )  
 ) ss.  
DOUGLAS COUNTY )

The undersigned, being first duly sworn and on oath, deposes and says he is the General Counsel of Farmers National Company, 11516 Nicholas Street, Omaha, Nebraska, and as such officer is familiar with and has personal knowledge of no rental payments or funds having been deposited by W. B. Smethers, or his assigns, pursuant to the terms and conditions of an Oil and Gas Lease dated August 19, 1970, to the credit of Anna G. Miller, a widow, the named lessor under said Oil and Gas Lease and wherein the said W. B. Smethers was the named lessee regarding the following described real estate, to-wit:

Tax Lots 98, 137, 138, 139, and the Southwest One Quarter of the Southeast One Quarter in Section 13, and the Northeast One Quarter of the Northeast One Quarter in Section 24, all in Township 18 North, Range 11 East of the 6th P.M., and Tax Lots 1, 6, 12, and the South One Half of the Southwest One Quarter in Section 18, and Tax Lots 10, 11, and 21 and the Northwest One Quarter in Section 19, all in Township 18 North, Range 12 East of the 6th P.M., all in Washington County, Nebraska.

Said lease was recorded in Book 21 at Page 640 of the records of the Register of Deeds of Washington said lease being recorded in E Book X at Page 29, and Book X Register of Deeds of Washington

BOOK 4-640

The assignments of Book V at Page 256, records of the

Further affiant saith not

*F. Abell*

William F. Abell

SUBSCRIBED AND SWORN to before me this 27 day of May, 1993.

*Janet L. Beer*

Notary Public



AFFIDAVIT

STATE OF NEBRASKA )  
 ) ss  
WASHINGTON COUNTY )

The undersigned, Duard L. Sidebottom, being first duly sworn and oath, deposes and says he is and has been familiar with and has had personal knowledge regarding the following described real estate, to-wit:

Tax Lots 23 and 24 in Section 13, Township 18 North, Range 11 East of the 6th P.M., Washington County, Nebraska, the North One-Half of the Northwest Quarter, the Southeast Quarter of the Northwest Quarter, the Northwest Quarter of the Southeast Quarter, and Tax Lots 10, 16, 18, 31, and 32 in Section 18, Township 18 North, Range 12 East of the 6th P.M., Washington County, Nebraska.

Affiant further there are no currently producing oil wells on the above described premises and no oil wells have been drilled on said premises for more than six years prior to the date hereof.

D. L. Sidebottom  
Duard L. Sidebottom

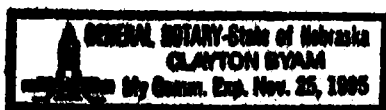
On this 2ND day of JULY, 1993, before me, the undersigned a Notary Public, duly commissioned and qualified for in said county, personally came Duard L. Sidebottom to me known to be the identical person or persons whose name is or names are affixed to the foregoing instrument and acknowledged the execution thereof to be his, her, or their voluntary act and deed.

Witness my hand and Notarial Seal the day and year last above written.

Clayton Byam  
Notary Public

My Commission expires

November 25, 1995



*Not to be recorded.*



210  
619

FILED

AFFIDAVIT

92 DEC -1 AM 11:42

CHARLOTTE L. PETERSEN  
WASHINGTON COUNTY CLERK  
BLAIR, NEBR.

STATE OF NEBRASKA )  
                          ) :ss:  
COUNTY OF WASHINGTON )

MICHAEL MAHLENDORF, being on oath, first duly sworn, deposes and says:

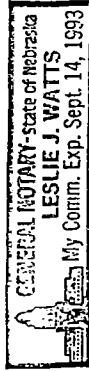
1. That he is President of Washington County Bank.
2. That said Bank was named as payee for rentals of an Oil and Gas Lease given by Sidebottom Farms, Inc. to Lochfayne Resources, Inc. recorded in Book 125, Page 242, of the records of the County Clerk of Washington County, Nebraska.
3. That neither Lochfayne Resources, Inc. nor its Assignee, Aqua Sun Investments, Inc., paid any rentals to Washington County Bank at any time so as to continue said Lease or defer development under the terms of said Lease.

DATED this 24 day of November, 1992.

STATE OF NEBRASKA COUNTY OF WASHINGTON) SS 5054  
ENTERED IN NUMERICAL INDEX AND FILED FOR RECORD  
THIS 24 DAY OF November A.D. 1992  
AT 11:43 O'CLOCK A.M. AND RECORDED IN BOOK  
210 AT PAGE 249  
COUNTY CLERK Charlotte L. Petersen  
DEPUTY Barbara Madison

Michael Mahleendorf  
MICHAEL MAHLENDORF, President

SUBSCRIBED in my presence and sworn to before me this 24<sup>th</sup> day of November, 1992.



Leslie J. Watts  
NOTARY PUBLIC

ship 18 North, Range 12 East  
ion ; 18 N1/2NW1/4, Tax Lot 10  
ship 18 North, Range 11 East  
ion 13: Tax Lots 23, 24,  
ion 12: Tax Lot 198

Recorded ✓  
Gross ✓  
Net ✓  
Photostat ✓

619

210-  
617

FILED

92 DEC -1 AM 11:42

CHARLOTTE L. PETERSEN  
WASHINGTON COUNTY CLERK  
BLAIR, NEBR.

STATE OF NEBRASKA COUNTY OF WASHINGTON) SS 5053  
INDEXED IN NUMERICAL INDEX AND FILED FOR RECORD  
IN 11th DAY OF DECEMBER 1972  
11:42 A.M. AND RECORDED IN BOOK  
110 AT PAGE 617-618  
COUNTY CLERK Charlotte L. Petersen  
DEPUTY Myron Madson

AFFIDAVIT

STATE OF NEBRASKA )  
 ) : ss:  
COUNTY OF WASHINGTON )

DURWARD L. SIDEBOTTOM, being on oath, first duly sworn,  
deposes and says:

1. That he is President of Sidebottom Farms, Inc., a  
Nebraska Corporation.

2. That said Corporation is now the owner of and in  
possession of the following described real estate:

Tax Lots Twenty-three and Twenty-four (23 & 24)  
in Section Thirteen (13), Township Eighteen (18)  
North, Range Eleven (11), East of the 6th P.M.,  
Washington County, Nebraska; the North one-half  
of the Northwest Quarter (N. 1/2 NW 1/4); the  
Southeast Quarter of the Northwest Quarter  
(SE 1/4 NW 1/4); the Northwest Quarter of the  
Southeast Quarter (NW 1/4 SE 1/4); and Tax Lots  
Ten, Sixteen, Eighteen, Thirty-one, and Thirty-  
two (10, 16, 18, 31 & 32), all in Section  
Eighteen (18), Township Eighteen (18) North,  
Range Twelve (12), East of the 6th P.M.,  
Washington County, Nebraska.

3. That there has been no development nor any delay rentals  
paid that extended the term of the Oil and Gas Lease given by  
Anna G. Miller to W. B. Smethers dated August 19, 1970, filed on  
April 9, 1971 in Book U, Page 640, in the records of the County  
Clerk of Washington County, Nebraska, nor have any of the  
assignees, to-wit: Sundance Oil Company and William F. Elder and  
Helen E. Elder (Assignment in Book V, Page 230, Office of the  
County Clerk of Washington County, Nebraska); Assignee of W. B.  
Smethers (Assignment in Book V, Page 256, Office of the County

617

Clerk of Washington County, Nebraska); Assignee Elco Oil, Inc. (Assignment in Book X, Page 29, Office of the County Clerk of Washington County, Nebraska); and Assignee Blazer Oil & Gas, Inc. (Assignment in Book X, Page 40, Office of the County Clerk of Washington County, Nebraska) made any developments or paid any delay rentals to extend said lease, and development under the terms of said Lease.

4. Affiant further deposes and says that there has been no development nor any delay rentals paid that extended the term of the Oil and Gas Lease given by Sidebottom Farms, Inc. to Lochfayne Resources, Inc. dated September 27, 1979, filed on October 29, 1979, in Book 125, Page 242, of the records of the County Clerk of Washington County, Nebraska. That neither Lochfayne Resources, Inc. nor its Assignee, Aqua Sun Investments, Inc. (Assignment at Book 128, Page 3 and Assignment at Book 128, Page 5, records of the County Clerk of Washington County, Nebraska) have done any development or paid delay rentals to extend the term of said Oil and Gas Lease.

5. That said Oil and Gas Leases have long been terminated and cancelled by their own terms.

DATED this 19 day of November 1992.

  
DURWARD L. SIDEBOTTOM, President

SUBSCRIBED and sworn to before me the undersigned Notary

Public this 19 day of November 1992.

  
NOTARY PUBLIC

ROY I. ANDERSON  
GENERAL NOTARY - State of Neb.

*my commission expires*  
10-11-93



AFFIDAVIT

STATE OF NEBRASKA            )  
  ) :ss:  
COUNTY OF Sage            )

The undersigned, being first duly sworn on oath, deposes and states as follows:

1. That I, Urban Behrens, was married to Elizabeth Behrens and that she died in 1962.

2. That Gertrude Behrens was my second wife and that we were lawfully married on July 12, 1966.

3. That I was divorced from Gertrude Behrens on or about February 17, 1969, and that as part of the divorce decree, I was awarded as partial property settlement, all of the real estate owned by me in Washington County, Nebraska.

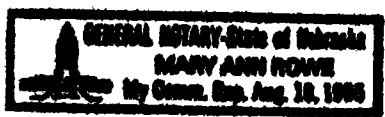
4. That I am currently married to Hazel Behrens and she has been my wife for approximately the last 22 years, having been married in 1970.

Further Affiant Sayeth Not.

Dated: Sep-4-1992, 1992.

Urban Behrens  
URBAN BEHRENS

SUBSCRIBED and sworn to before me this \_\_\_\_\_ day of 9-4, 1992.



Mary Ann Howe  
Notary Public