

STATE OF MONTANA OIL & GAS LEASE ASSIGNMENT INSTRUCTIONS

Form DS-424 must appear on one side of a legal (8½” x 14”) size page, with the Director's signature at the bottom of page 1. If the assignment is not submitted in this format, it will not be approved.

- Assignment must be completed on the current Montana Department of Natural Resources and Conservation assignment form (DS-424). If an assignor or assignee no longer exists, county- certified assignments may be submitted in lieu of a DS-424.
- Assignments must be submitted in **triplicate** with original signatures and notaries. Notary dates must match the Assignor's or Assignee's signature date. Copies are not acceptable by the Department.
- The filing fee is \$25.00 per set of three. After an assignment is approved, one original remains in the Department's lease file, one is executed for the assignor, and one for the assignee. If either of the parties does not wish an executed assignment returned to them, two originals are acceptable. The Department does not approve copies. Assignments are processed in the order received.
- Assignee(s) must be qualified to do business in the State of Montana and registered with the Secretary of State. Further information on how to register can be found on the State of Montana website at <http://sos.mt.gov/Business/index.asp>.
- If less than 100% of the lease is assigned, a Designated Agent must be named on the assignment form. The Designated Agent must have a working interest in the lease.
- There can only be one assignor listed on an assignment. However, one assignor can assign to multiple assignees on the same assignment form. If there is more than one assignee, the **Assignee's Acceptance of Obligations** and **Assignee's Acknowledgment** portions of the assignment must be copied and attached for each company. You may request a copy of the Assignee's Acknowledgement blocks in Word.
- Percentages assigned and retained must clearly be described on an attached exhibit when necessary. The exhibit must include reference to the assignment.
- Per lease provisions, lease rentals are still due and payable by the lease rental due date or risk termination of the lease(s), regardless of the status of the assignment(s).
- **Approval of Assignment** portion of the assignment form must remain at the bottom of the first page in its entirety. We provide fillable forms; therefore, assignments will not be accepted if the assignment is changed in any form or language.
- The current address and contact information of the assignee must be included either on the assignment form or in a cover letter.
- When a transfer of interest results from a merger or name change, you may submit copies of documents filed with your Secretary of State's office. The Department does not charge filing fees for transfers of interest resulting from mergers or name changes.
- Assignment forms and instructions can be found on our website at <https://dnrc.mt.gov/TrustLand/subsurface-resources/oil-gas-leasing>.
- Please contact the Minerals Management Bureau for any assignments of overriding royalty interests (orri). Additional language may be required. An ORRI Assignment form can be requested.
- Send completed assignments to DNRC/TLMD, Minerals Leasing Section, 1539 Eleventh Avenue, PO Box 201601, Helena, MT 59620-1601.
- For additional information, please contact Theresa Hossfeld at THossfeld@mt.gov or (406) 444-4576.

ASSIGNMENT OF STATE OF MONTANA OIL AND GAS LEASE

Montana Oil and Gas Lease Number _____ Township _____ Range _____ Section _____
(Description) _____

_____ County, Montana, containing _____ acres, more or less.

For consideration received, _____, the undersigned assignor, now being the holder of _____% of the entire working interest of the above-described State of Montana Oil and Gas Lease, hereby assigns to _____

_____ % of the entire working interest in and under the above described State of Montana Oil and Gas Lease.

If less than 100% of the entire working interest of the lease is assigned, the designated agent is: _____

ASSIGNOR: _____
BY: _____
DATE: _____, 20_____

(Must be a current lessee)

ASSIGNOR'S ACKNOWLEDGEMENT

STATE OF _____)

ss:

County of _____)

On this _____ day of _____, 20_____, before me, the undersigned, a Notary Public for the State of _____, personally appeared _____, known to me to be (check personal or corporate and fill in corporate assignor's title, as appropriate):

PERSONAL: the person(s) whose name(s) is (are) subscribed to the foregoing oil and gas lease assignment, and acknowledged to me that he (she) (they) executed the same.

CORPORATE: the _____ of the corporation that executed the within instrument and acknowledged to me that such corporation executed the same.

In WITNESS WHEREOF, I have hereunto set my hand and affixed my Notarial Seal the day and year first above written.

(Notarial Seal)

Notary Public for the State of
Residing at
My Commission expires

ASSIGNEE'S ACCEPTANCE OF OBLIGATIONS

The assignee of the interest conveyed above hereby accepts the rights, duties, and obligations inherent in the working interest ownership of the above-described State of Montana Oil and Gas Lease.

ASSIGNEE: _____

BY: _____

DATE: _____, 20_____

ASSIGNEE'S ACKNOWLEDGEMENT

STATE OF _____)

ss:

County of _____)

On this _____ day of _____, 20_____, before me, the undersigned, a Notary Public for the State of _____, personally appeared _____, known to me to be (check personal or corporate and fill in corporate assignee's title, as appropriate):

PERSONAL: the person(s) whose name(s) is (are) subscribed to the foregoing oil and gas lease assignment, and acknowledged to me that he (she) (they) executed the same.

CORPORATE: the _____ of the corporation that executed the within instrument and acknowledged to me that such corporation executed the same.

In WITNESS WHEREOF, I have hereunto set my hand and affixed my Notarial Seal the day and year first above written.

(Notarial Seal)

Notary Public for the State of
Residing at
My Commission expires

APPROVAL OF ASSIGNMENT

On behalf of the State Board of Land Commissioners, I, _____, the Director of the Department of Natural Resources and Conservation, hereby approve the foregoing State of Montana Oil and Gas Lease Assignment, as a transfer of title only and without recognition of respective shares of interest, special terms and conditions, or overriding royalty interest. Nothing herein shall restrain the Department from limiting overriding royalties and payments out of production as provided for in Section 77-3-444, MCA.

WITNESS my hand and seal of the State Board of Land Commissioners hereunto affixed this date _____

(SEAL)

Director of the Montana Department of Natural Resources and Conservation

ASSIGNMENT EXAMPLE

Must Be Printed on Legal Size Paper
Please Return in Triplicate with Original Signatures

DS-424
Amended Apr 02
Fee \$25.00

ASSIGNMENT OF STATE OF MONTANA OIL AND GAS LEASE

Montana Oil and Gas Lease Number OG-31902-96 Township 16 North Range 56 East Section 8
(Description) Yellowstone Riverbed and related acreage

Dawson County, Montana, containing 154.88 acres, more or less.

For consideration received, Loma Energy Corp., the undersigned assignor, now being the holder of 100 % of the entire working interest of the above-described State of Montana Oil and Gas Lease, hereby assigns to E & M Oil Corp.

3.125 % of the entire working interest in and under the above described State of Montana Oil and Gas Lease.

If less than 100% of the entire working interest

ASSIGNOR: Loma Energy Corp.

of the lease is assigned, the designated agent is:

BY: Representative's Signature and Title

Any lessee resulting after assignment approval

DATE: Date must match notary, 2019

(Must be a current lessee)

ASSIGNOR'S ACKNOWLEDGEMENT

STATE OF State where signed)

ss:

County of County where signed)

On this _____ day of must match assignor, 20 19, before me, the undersigned, a Notary Public for the State of State of Notary, personally appeared Assignor Representative (signatory), known to me to be (check personal or corporate and fill in corporate assignor's title, as appropriate):

PERSONAL: the person(s) whose name(s) is (are) subscribed to the foregoing oil and gas lease assignment, and acknowledged to me that he (she) (they) executed the same.

CORPORATE: the Assignor Representative's Title of the corporation that executed the within instrument and acknowledged to me that such corporation executed the same.

In WITNESS WHEREOF, I have hereunto set my hand and affixed my Notarial Seal the day and year first above written.

Notary's Signature

(Notarial Seal)

Notary Public for the State of
Residing at
My Commission expires

ASSIGNEE'S ACCEPTANCE OF OBLIGATIONS

The assignee of the interest conveyed above hereby accepts the rights, duties, and obligations inherent in the working interest ownership of the above-described State of Montana Oil and Gas Lease.

ASSIGNEE: E & M Oil Corp.

BY: Representative's Signature and Title

DATE: Date (must match notary), 2019

ASSIGNEE'S ACKNOWLEDGEMENT

STATE OF State where signed)

ss:

County of County where signed)

On this _____ day of must match assignee, 20 19, before me, the undersigned, a Notary Public for the State of State of Notary, personally appeared Assignee Representative (signatory), known to me to be (check personal or corporate and fill in corporate assignee's title, as appropriate):

PERSONAL: the person(s) whose name(s) is (are) subscribed to the foregoing oil and gas lease assignment, and acknowledged to me that he (she) (they) executed the same.

CORPORATE: the Assignee Representative's Title of the corporation that executed the within instrument and acknowledged to me that such corporation executed the same.

In WITNESS WHEREOF, I have hereunto set my hand and affixed my Notarial Seal the day and year first above written.

Notary's Signature

(Notarial Seal)

Notary Public for the State of
Residing at
My Commission expires

APPROVAL OF ASSIGNMENT

On behalf of the State Board of Land Commissioners, I, DNRC Use, the Director of the Department of Natural Resources and Conservation, hereby approve the foregoing State of Montana Oil and Gas Lease Assignment, as a transfer of title only and without recognition of respective shares of interest, special terms and conditions, or overriding royalty interest. Nothing herein shall restrain the Department from limiting overriding royalties and payments out of production as provided for in Section 77-3-444, MCA.

WITNESS my hand and seal of the State Board of Land Commissioners hereunto affixed this date DNRC Use

(SEAL)

DNRC Use

Director of the Montana Department of Natural Resources and Conservation