

AMERITITLE  
00150055

After recording return to:

Melvin D. Ferguson  
Attorney at Law  
514 Walnut Ave.  
Klamath Falls, OR 97601

2014-001755  
Klamath County, Oregon  
02/28/2014 03:36:49 PM  
Fee: \$82.00

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**MEMORANDUM OF PARTIAL ASSIGNMENT  
OF GEOTHERMAL LEASE  
AND AGREEMENT**

THIS MEMORANDUM OF PARTIAL ASSIGNMENT OF GEOTHERMAL LEASE AND AGREEMENT is executed this 26<sup>th</sup> day of February, 2014, by Russell J. Walsh and Edith G. Walsh, Trustees of the Walsh Family Trust of Klamath County, Oregon (hereafter the "Walsh Family Trust"); Frank A. Anderson and Susan M. Anderson, Trustees of the Frank and Susan Anderson 2006 Revocable Trust (hereafter "Andersons"), Klamath Falls, Oregon; and Klamath Basin Geopower, Inc., a Nevada corporation.

1. Lease. A Geothermal Lease and Agreement was executed by and between the Walsh Family Trust as Lessor on January 7, 2011 and Optim, Inc., a Nevada corporation as Lessee on or about January 21, 2011 (the "Lease"). The effective date of the Lease was January 18, 2011. A Memorandum of Geothermal Lease and Agreement was recorded on January 24, 2011 at Volume 2011, page 000855 Klamath County Deed Records. The Memorandum of Geothermal Lease and Agreement was rerecorded on December 3, 2013 at Volume 2013, page 013329, Klamath County Deed Records.

2. Amend/Assignment. Optim, Inc., a Nevada corporation, assigned its Lessee interest in the Geothermal Lease and Agreement to Klamath Basin Geopower, Inc. on January 19, 2011. The Walsh Family Trust and Klamath Basin Geopower amended the Geothermal Lease and Agreement by agreement dated February 20, 2014 but effective January 18, 2011 clarifying the legal description of property leased and confirming the original lease date. A memorandum of said amendment and assignment was recorded February 21, 2014 at Volume 2014, page 001511, Klamath County Deed Records. The legal description of property leased is attached hereto as Exhibit 1 and by reference incorporated herein.

**MEMORANDUM OF PARTIAL ASSIGNMENT  
OF GEOTHERMAL LEASE AND AGREEMENT**

January 31, 2014

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3. Partial Assignment. Russell J. Walsh and Edith G. Walsh as Trustees of the Walsh Family Trust sold some property subject to the Geothermal Lease and Agreement to Frank A. Anderson and Susan M. Anderson, Trustees of the Frank and Susan Anderson 2006 Revocable Trust. The Walsh Family Trust, assigned its Lessor interest in said property to Andersons by agreement dated February 20, 2014. The legal description of the property sold by the Walsh Family Trust to Andersons and legal description of property to which the Walsh Family Trust's Lessor interest in the Geothermal Lease and Agreement was assigned to Andersons is attached hereto as Exhibit 2 and by reference incorporated herein.

4. Purpose of Memorandum. The purpose of this Memorandum is to give record notice of the Walsh Family Trust's assignment of its Lessor interest in the Geothermal Lease and Agreement to Andersons for that property described in the attached Exhibit 2. The apportionment of rent paid and Production Royalties that may be paid by Klamath Basin Geopower, Inc. is addressed in the Partial Assignment of Geothermal Lease and Agreement.

Frank and Susan Anderson 2006 Revocable  
Trust

Klamath Basin Geopower, Inc.,  
a Nevada Corporaiton

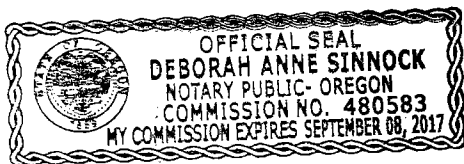
By: Frank A. Anderson Trustee  
Frank A. Anderson, Trustee

By: X  
William Honjas, President

By: Susan M. Anderson Trustee  
Susan M. Anderson, Trustee

STATE OF OREGON, County of Klamath) ss.

This instrument was acknowledged before me on 2-26-, 2014, by Frank A. Anderson as Trustee of the Frank and Susan Anderson 2006 Revocable Trust.



Deborah Anne Sinnock  
Notary Public - State of Oregon  
My commission expires: 9-8-17

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3. Partial Assignment. Russell J. Walsh and Edith G. Walsh as Trustees of the Walsh Family Trust sold some property subject to the Geothermal Lease and Agreement to Frank A. Anderson and Susan M. Anderson, Trustees of the Frank and Susan Anderson 2006 Revocable Trust. The Walsh Family Trust, assigned its Lessor interest in said property to Andersons by agreement dated February 20, 2014. The legal description of the property sold by the Walsh Family Trust to Andersons and legal description of property to which the Walsh Family Trust's Lessor interest in the Geothermal Lease and Agreement was assigned to Andersons is attached hereto as Exhibit 2 and by reference incorporated herein.

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Frank and Susan Anderson 2006 Revocable  
Trust

Klamath Basin Geopower, Inc.,  
a Nevada Corporation

By: \_\_\_\_\_  
Frank A. Anderson, Trustee

By: X \_\_\_\_\_  
William Honjas, President

By: \_\_\_\_\_  
Susan M. Anderson, Trustee

STATE OF OREGON, County of Klamath) ss.

This instrument was acknowledged before me on \_\_\_\_\_, 2014, by Frank A. Anderson as Trustee of the Frank and Susan Anderson 2006 Revocable Trust.

\_\_\_\_\_  
Notary Public - State of Oregon  
My commission expires: \_\_\_\_\_

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STATE OF OREGON, County of Klamath) ss.

This instrument was acknowledged before me on \_\_\_\_\_, 2014, by  
Susan M. Anderson as Trustee of the Frank and Susan Anderson Revocable Trust

\_\_\_\_\_  
Notary Public - State of Oregon

My commission expires: \_\_\_\_\_

STATE OF NEVADA, County of Washoe ) ss.

This instrument was acknowledged before me on 2-28-, 2014, by  
William Honjas as President of Klamath Basin Geopower, Inc.



12-8103-2

\_\_\_\_\_  
Notary Public - State of Nevada

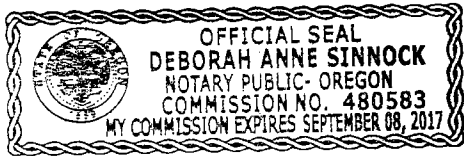
My commission expires: 6-20-2016

**MEMORANDUM OF PARTIAL ASSIGNMENT  
OF GEOTHERMAL LEASE AND AGREEMENT**

January 31, 2014

STATE OF OREGON, County of Klamath) ss.

This instrument was acknowledged before me on 2-26-, 2014, by  
Susan M. Anderson as Trustee of the Frank and Susan Anderson Revocable Trust



Deborah Anne Sinnock  
Notary Public - State of Oregon  
My commission expires: 9-8-17

STATE OF NEVADA, County of \_\_\_\_\_) ss.

This instrument was acknowledged before me on \_\_\_\_\_, 2014, by  
William Honjas as President of Klamath Basin Geopower, Inc.

\_\_\_\_\_  
Notary Public - State of Nevada  
My commission expires: \_\_\_\_\_

**EXHIBIT "A"**  
**LEGAL DESCRIPTION**

**Parcel 1:**

The S1/2 of the NW1/4 of Section 25, Township 39 South, Range 9 East of the Willamette Meridian, Klamath County, Oregon

**Parcel 2:**

The SE1/4 of the NE1/4 of Section 26, Township 39 South, Range 9 East of the Willamette Meridian, Klamath County, Oregon.

EXCEPTING THEREFROM that portion conveyed to United States of America by Deed recorded in Deed Volume 45 at page 24.

ALSO EXCEPTING THEREFROM the following described tract of land:

Beginning at a spike in the County Road on the East quarter corner of said Section 26; thence North 0°16' East along the East line of said Section 26 a distance of 292.0 feet; thence West parallel with the East-West centerline of said Section 26 a distance of 30.0 feet to an iron pin on the West boundary of the County Road; thence North a distance of 25 feet; thence West a distance of 632.35 feet to an iron pin on the East bank of Klamath Irrigation Drainage Ditch Drain 1-C; thence South 0°55' East along the East bank of said drain a distance of 292.1 feet to an iron pin on the East-West centerline of said Section 26; thence East along the centerline a distance of 626.85 feet to an iron pin on the West boundary of the County Road; thence continuing East a distance of 30.0 feet, more or less, to the point of beginning.

**Parcel 3:**

A Tract of land situated in the SW1/4NE1/4 of Section 26, Township 39 South, Range 9 East of the Willamette Meridian, Klamath County, Oregon, being a portion of the tract of land described in recorded Contract, Deed Volume M76 at page 13093 of Klamath County Deed Records, being more particularly described as follows:

Beginning at a 5/8 inch iron pin with plastic cap on the East line of said SW1/4NE1/4, and being South 45° 10' 13" West 1885.21 feet and South 00° 03' 51" West 750 feet from the Northeast corner of said Section 26; thence South 00° 03' 51" West 576.28 feet to the Southeast corner of said SW1/4NE1/4; thence South 89° 59' 39" West along the south line of said SW1/4 NE1/4 , 778.77 feet to the southeast corner of that tract of land described in Deed Volume 272 at page 310 of said Klamath County deed Records; thence North 21° 54' 13" West (North 21° 30' 15" West by said Deed Volume 272 at page 310), along the easterly line of said Deed Volume 272, page 310, 620.59 feet to a 5/8 inch iron pin with plastic cap, said iron pin being South 00° 03' 51" West 750.00 feet from the North line of said SW1/4NE1/4; thence North 89° 59' 04" East 1010.93 feet to the point of beginning.

## EXHIBIT 2

### **Parcel 1:**

The S1/2 of the NW1/4 of Section 25, Township 39 South, Range 9 East of the Willamette Meridian, Klamath County, Oregon