

OATH STATEMENT

CHARLES E. NEARBURG certifies that he is the President of NEARBURG PRODUCING COMPANY, OPERATOR, and states that to the best of his knowledge, information and belief:

(1) That he personally directed a diligent search of available public records and operator records for all information having a bearing on this application. Such search was made as follows:

(i) the search was conducted by Louis J. Mazzullo

(ii) the search was made of all records (including but not limited to production, severance tax and royalty payment records) which were reasonably available and contained information relevant to the determination of eligibility including production records, well logs, drill stem tests and production test records available.

(2) That the following records may contain relevant information to this application but were not searched by him or at his direction because he determined that they were not reasonably available to him: NONE

(3) That on the basis of the results of this search and examination, he has concluded that to the best of his information, knowledge and belief the gas to be produced and for which he seeks a determination is from a new onshore reservoir; and

(4) That he has no knowledge of any other information not described in the application which is inconsistent with his conclusion; and

(5) That to the best of his knowledge, information and belief and on the basis of the results of the search and examination, he answers the following questions:

( i) Was natural gas produced in commercial quantities from the reservoir prior to April 20, 1977?

Answer: No

( ii) Was the reservoir penetrated before April 20, 1977, by an old well from which natural gas or crude oil was produced in commercial quantities from any reservoir?

Answer: No

(iii) In the event the answer to (ii) immediately above is in the affirmative, could natural gas have been produced in commercial quantities from the reservoir before April 20, 1977, from any such old well described in said question (ii)?

Answer: Not Applicable