

IN THE DISTRICT COURT OF STEVENS COUNTY, KANSAS

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REGISTRAR  
CLERK OF DISTRICT COURT

PLAINS PETROLEUM CO., and  
PLAINS PETROLEUM OPERATING  
CO.,

Plaintiff,

vs.

FIRST NATIONAL BANK OF  
LAMAR, et al.,

Defendants.

CASE NO. 99-CV-13  
Kearney County, Kansas

AMOCO PRODUCTION CO.,

Plaintiff,

vs.

VINCENT YOUNGREN, JR.,  
et al.,

Defendants.

CASE NO. 99-CV-41  
Stevens County, Kansas

OXY USA, INC.,

Plaintiff,

vs.

OPAL LITTELL, et al.,

Defendants.

CASE NO. 99-CV-42  
Stevens County, Kansas

GILBERT H. COULTER, et. al.,

Plaintiffs,

vs.

ANADARKO PETROLEUM CORP.,

Defendant.

CASE NO. 98-CV-40  
Stevens County, Kansas  
(Counter-Petitioner of  
Anadarko)

Order Severing Counterclaim and Consolidating  
Counterclaim of Gilbert H. Coulter, et al.,  
v. Anadarko Petroleum Corporation with  
Other Pending Consolidated actions  
by the Court

Now on this 14th day of February, 2000, after having examined the file and being otherwise fully advised in this matter, the Court finds:

1. Pursuant to K.S.A. 60-242 all questions of law concerning the ad valorem tax issues which Defendant Anadarko Petroleum Corporation raises in its Answer and Counterclaim (filed on or about November 25, 1998) in general, and in particular as such issues are stated in the "Affirmative Defenses" section at paragraph 15 thereof and in the "Counterclaim" section at paragraphs 16-24 thereof, should be severed and only those issues be consolidated with other consolidated actions pending in this District, styled Plains Petroleum Company, et al. v. 1st National Bank of Lamar, et al., Case No. 99-CV-13; Amoco Production Company v. Vincent Youngren, Jr., et al., Case No. 99-CV-41; and Oxy USA, Inc. v. Opal Littel, et al., Case No. 99-CV-42. The Court reserves all questions of fact as to how the determinations of law on these issues may affect the ultimate rights and obligations of the parties in Coulter v. Anadarko Petroleum Corporation, Case No. 98-CV-40.

2. The so-consolidated actions should bear the caption as appears above.

This Order shall constitute the final order of the Court when filed by the Clerk of the District Court without the necessity of any further written orders.

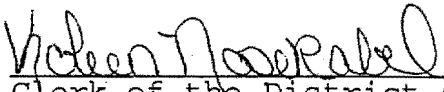
IT IS SO ORDERED.

Dated this 14th day of February, 2000.

  
Tom R. Smith, District Judge

Certificate of Mailing

I, Woleen Nosekabel, Clerk/Deputy Clerk of the District Court of Stevens County, hereby certify that I mailed a true and correct file-stamped copy of the above and foregoing Order to all counsel of record, properly addressed and postage prepaid by first-class mail on the 14 day of February, 2000.

  
Woleen Nosekabel  
Clerk of the District Court