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IN THE TWENTY-SIXTH JUDICIAL DISTRICT
DISTRICT COURT, STEVENS COUNTY, KANSAS
CIVIL DEPARTMENT

OPAL LITTELL and CHERRY RIDER,)
co-trustees of the Opal Littell)
Family Trust, and BONNIE BEELMAN,)
individually and as representative)
plaintiffs on behalf of persons)
or concerns similarly situated,)
)
Plaintiffs,)
)
vs.)
)
OXY USA INC.,)
)
Defendant.)
_____)

Case No. 98-CV-51

PLAINTIFFS' MOTION FOR CLASS CERTIFICATION

COME NOW Plaintiffs and move this Court for an order certifying this action as a class action under K.S.A. 60-223(b)(3), with the plaintiff class consisting of the following::

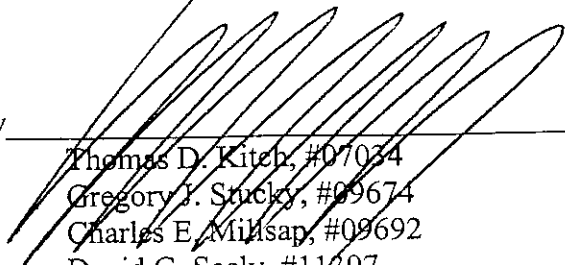
All persons or concerns owning mineral interests in lands located in the areal confines of the Kansas Hugoton Gas Field, burdened by oil and gas leases owned in whole or in part by defendant with respect to gas production from above the base of the Panoma-Council Grove Field, whose royalty payments have been reduced by a "gathering/compression" deduction or "marketing deduct" identified on the monthly gas revenue detail sent by defendant to each such member. Plaintiffs exclude from the plaintiff class the United States of America insofar as its mineral interests are managed by the Mineral Management Service but otherwise include the instrumentalities of the United States of America and federally chartered corporations, including, but not limited to, the Farm Credit Bank of Wichita and the Federal Land Bank.

Plaintiffs submit a Memorandum in support of this Motion.

Respectfully submitted,

FLEESON, GOOING, COULSON & KITCH, L.L.C.

By



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Attorneys for Plaintiffs and Plaintiff Class

CERTIFICATE OF SERVICE

I hereby certify that on this 1st day of August, 2000, I served a copy of the foregoing **Plaintiffs' Motion for Class Certification** by mailing same, postage prepaid and properly addressed to:

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