DUHRING RESOURCE COMPANY
203 Center Street
P.O. Box 726
Sheffield, PA 16347

Phone (814) 968-3337 Fax (814) 968-3330

February 26, 2009

SENT BY FAX & FIRST CLASS MAIL

Mr. Anthony Scardina
Allegheny National Forest
Bradford Ranger District
29 Forest Service Drive
Bradford, PA 16701

RE: Road permit and collection bill

Dear Mr. Scardina:

On your behalf Mr. Stovall recently sent a Commercial Road Use Permit and collection bill to John Reynolds. Your documents pertain to roadways in the area Duhring knows as "Cherry Run".

Duhring is the owner of the five wells addressed in your correspondence to Mr. Reynolds. Those five wells are part of the several wells operated by Duhring at Cherry Run.

Your proposed permit pertains to oil haul and cites a roadway 1.6 miles in length. There is no oil haul of that distance related to the five wells. The five wells flow into the Duhring tank battery located immediately adjacent to Route 948.

I assume that you or someone on the ANF staff is preparing a similar mailing to Duhring. I thought you would appreciate knowing these five wells are operated by Duhring; after you receive this letter I trust you will want to deal with the five wells as part of Duhring's single package.

With respect to the issue of maintenance fees in general I want to reiterate Duhring's position. Duhring is willing to share costs of maintenance. That sharing is part of the reasonable duties that Duhring and the ANF owe one another as co-owners of the same parcels. I do note, however, that the ANF has refused to accord Duhring similar respect. Specifically, the ANF has refused to pay maintenance fees (or even respond to requests

for information) concerning the ANF's hauling of timber over roads maintained by Duhring.

As to Commercial Road Use Permits Duhring disagrees with the usage of such permits where Duhring has an easement to traverse the surface to access its OGM interests. This disagreement is being litigated and while that litigation is pending, and because of the threat of criminal prosecution, Duhring has signed similar permit documents under protest. Duhring will execute a permit, as to Duhring's Cherry Run operations, also under protest. However, as noted above, the permit must be consolidated and modified to reflect the proper operator.

If you will modify the permit form accordingly Duhring will note its protest thereon, execute it, and return the same to you.

Very truly yours,

Arthur J. Stewart

AJS/gst