

ACCORDINGLY, the Findings of Fact and Conclusions of Law entered on June 12, 1999 are altered and amended as set forth above. Those portions of the Findings of Fact, Conclusions of Law, and Judgment in conflict with the foregoing are hereby vacated.

BASED upon the amended Findings of Facts and Conclusions of Law, it is hereby ORDERED and ADJUDGED as follows:

1. The plaintiffs and those defendants who are heirs at law of Henry Davidson are the owners of the minerals in, on and under the tract of land involved in this litigation and as set forth upon the boundary plat of surveyor John H. Lewis.
2. The plaintiffs and those defendants who are the heirs of Henry Davidson shall have and recover from the defendant The Wiser Oil Company the sum of \$23,755.80 representing their share of royalty through 1998, and the said heirs of Henry Davidson shall have and recover 29.28% of a 1/8th royalty beginning with January, 1999 and continuing thereafter.
3. Interest is awarded on the \$23,755.80 at the rate of 8% per annum from the date of filing the Complaint herein, being September 6, 1999, and from the date of this Judgment at the rate of 12% per annum on the \$23,755.80 until paid in full.
4. All other provisions of the Judgment entered June 12, 1999 not hereby amended, altered, or vacated shall remain in full force and effect.
5. Costs herein to be paid by the parties expending same.
6. There being no other matters pending before this Court in this litigation, this is a final and appealable judgment and there is no just reason for delay.

IT IS ALL SO ORDERED, this 7th day of September, 1999.


JUDGE, LESLIE CIRCUIT COURT