

stood that all sums deposited with the Corporate Trustee as part of said Fund pursuant to Paragraphs L, M and N of said Section 4.01 shall be credited against the Company's obligations under this Section.

SECTION 6E.03. Subject to the provisions of Section 6E.06 and Section 6E.09 hereof, any moneys held by the Corporate Trustee from time to time in the Third Permian-San Juan Construction Fund may be withdrawn by the Company from time to time to reimburse the Company for expenditures made or indebtedness incurred (exclusive of indebtedness for money borrowed), whether before or after the date of execution of the Twenty-first Supplemental Indenture, on account of the cost of acquisition or construction and completion of the Third Permian-San Juan Project, including the acquisition, drilling, testing, completion, recompletion and/or equipping of gas wells on acreage covered by gas leasehold estates owned by the Company (including acreage located in any unitized area or on any unitized tract which is being developed pursuant to a unitization or communitization agreement to which the Company is a party), located in any field or fields in the San Juan Basin in San Juan County or Rio Arriba County, New Mexico, or La Plata County, Colorado, or in any field or fields in the Permian Basin in southeastern New Mexico or west Texas or in the Panoma area in the Texas Panhandle, or in extensions of any of said fields, whether or not any such well upon the completion thereof be a well producing natural gas in commercial quantities. Such cost shall include

(a) all costs of the acquisition or construction and completion of the Third Permian-San Juan Project which shall have been charged or shall be chargeable to fixed property accounts of the Company in accordance with sound accounting practice, including the cost of property or rights acquired for the right of way in, on or under which the Third Permian-San Juan Project or any portion thereof is to be located;

(b) all costs of labor and services, including services of foremen, inspectors, supervisors, surveyors, engineers, counsel and accountants, performed or rendered in connection with the acquisition or construction and completion of the Third Permian-San Juan Project and all costs of materials, supplies,