

Instrument prepared by:

**VIRGINIA GAS AND OIL BOARD**

Order recorded under:

**CODE OF VIRGINIA  
§ 45.1-361.26****VIRGINIA: BEFORE THE GAS AND OIL BOARD****APPLICANTS:**

CNX Gas Company on behalf of Sarah Kathleen Wade and Civil Action No CL09-476 relative to Tracts 50 and 51 plus disbursement of gas ownership interest in Tract 49 relative to a Split Agreement between Coal Mountain Mining and members of the Ernest Keen Heirs of Drilling Unit SLW 8

**DOCKET NO.****92-0421-0216-03****RELIEF SOUGHT:**

Issuance: A Supplemental Order for Disbursement of Escrowed Funds

Action: Amending Prior Orders Affecting Drilling Unit SLW 8;  
Tracts 49, 50, and 51.  
(Referenced herein as "the Subject Drilling Unit")

Location: Buchanan County, Virginia

**Action Details:**

- (1) To provide a calculation of funds, Unit Operator has deposited into the Escrow Account for Drilling Unit SLW 8 by Tract Sub-accounts;
- (2) To provide each applicant, in simple terms, a complete month over month Royalty Accounting of unit production, costs, taxes and proceeds, depicting variables used in the calculation of royalty payments to the unit escrow account.
- (3) To disburse unit funds to the Applicants, in accordance with their Unit Ownership Interests relative to those funds deposited by the Unit Operator into Subject Drilling Unit's Escrow Subaccount for VGOB Tract(s) identified in Table 1.

**REPORT OF THE BOARD****FINDINGS AND ORDER**

1. **Hearing Date and Place:** This matter came on for final hearing before the Virginia Gas and Oil Board (herein "Board") at 9:00 a.m. on January 18, 2011, at the Russell County Conference Center, 139 Highland Drive, Lebanon, Virginia.
2. **Appearances:** Mark A. Swartz of Swartz Law Office appeared for the Applicant; and Sharon M.B. Pigeon, Sr. Senior Assistant Attorney General, was present to advise the Board.
3. **Jurisdiction and Notice:** Pursuant to Va. Code §§ 45.1-361.1 *et seq.*, and in particular Va. Code §§ 45.1-361.21 and 45.1-361.22, the Board finds that it has jurisdiction over the establishment and maintenance of an escrow account, with tract subaccounts, for each of the coalbed methane gas drilling units established by the Board through its field rules that are subject to a Board pooling order. Further, the Unit Operator is required to deposit, as applicable, those funds specified in Va. Code § 45.1-361.21.D., 45.1-361.22.A.2, 45.1-361.22.A.3 and 45.1-361.22.A.4 into the applicable escrow tract subaccounts. The Board finds that: (1) while it does not have jurisdiction to resolve conflicting claims to the ownership of the Coalbed Methane Gas produced by the Unit Operator from wells located on Subject Drilling Unit, and (2) while it does not have jurisdiction to interpret agreements by and between the Gas owners/claimants and/or the Unit Operators or to abridge or contravene the provisions of such agreements, (3) pursuant to Va. Code § 45.1-361.22.A.5, the Board does have jurisdiction and authority to disburse funds from the Escrow Account provided the Board has been provided with a final decision of a court of competent

jurisdiction adjudicating the ownership of coalbed methane gas as between the conflicting claimants or an agreement among all claimants owning conflicting estates in the tracts in question or any undivided interest therein.

4. **Proceedings:**

- 4.1 A) On April 21, 1992 the Board executed its order pooling interests in the Subject Drilling Unit for the production of occluded natural gas produced from coalbeds and rock strata associated therewith (herein "Gas") in accordance with the provisions of Va. Code SS 45.1-361.21 and 45.1-361.22 (herein "Pooling Order"). The Pooling Order was filed with the Clerk of the Circuit Court of Buchanan County on July 30, 1992, in Deed Book 396, Page 75 to 86. The file indicates the pooling order was re-recorded with the Clerk of the Circuit Court of Buchanan County on August 19, 1992, Deed Book 396, Page 764 to 775.
- B) The second Pooling Order was executed and re-recorded with the Clerk of the Circuit Court in Buchanan County on July 30, 1992; Deed Book 396 Pages 75 to 86. The Supplemental Order Regarding Elections for Unit SLW-8 was recorded with the Clerk of the Circuit Court of Buchanan County on July 18, 1996 in Book 451, Pages 183 to 193.
- C) An Amended Supplemental Order was executed and recorded with the Clerk of the Circuit Court in Buchanan County on September 3rd, 1997, Deed Book 466, Pages 321 to 333. This Amended Affidavit of Elections indicates that the escrow of funds is required with regard to Unit SLW-9.
- D) An Amended Supplemental Order was executed and recorded with the Clerk of the Circuit Court in Buchanan County on July 14, 1998, Deed Book 478, Pages 646 to 667, requesting the Board to dismiss persons listed in Exhibit B-2 with interests and claims which are not subject to escrow including: Island Creek Coal Co., Deborah & Scott Whitt, Dailey Wade, OXY USA Inc., Cabot Oil & Gas Corporation.
- 4.2 To the extent claims to the Gas were in conflict, pursuant to Va. Code S 45.1-361-22 payments attributable to said conflicting claims were ordered deposited by the Unit Operator into the escrow account established by the Pooling Orders (herein "Escrow Account"). According to Pooling Order and testimony, Sarah Kathleen Wade was in conflict with Torch Oil and Gas Company for coalbed methane ownership in Tracts 50 and 51. In addition, Coal Mountain Mining Co., LLP and Ernest Keen Heirs including Ralph Keen, Arnold Keen, Billy Ray Hale, Linda Hale Matney, Brenda Weddle, Carl Lee Hale, Anna R. Lambert and Elizabeth Ann Justice were in conflict regarding coalbed methane ownership in the Subject Drilling Unit for Tract 49 and became subject to the escrow requirements of the Pooling Order.
- 4.3 The Unit Operator's Miscellaneous Petition, a copy of which is attached to and made a part hereof, states under oath that Sarah Kathleen Wade is now entitled to 100% of the Royalties according to the final order which was entered by Judge Keary Williams on August 31, 2010, Civil action No: CL09-476, adjudicating the ownership of coalbed methane gas in Tracts 50 and 51. In addition, authorization to begin paying royalties directly to the parties to the royalty split agreement(s) between Coal Mountain Mining Co., LLP and Ernest Keen Heirs including Ralph Keen, Arnold Keen, Billy Ray Hale, Linda Hale Matney, Brenda Weddle, Carl Lee Hale, Anna R. Lambert and Elizabeth Ann Justice have entered into royalty split agreement(s) in with regard to Tract 49 in the subject drilling unit.

NOTE: During the Board Hearing, testimony was given by representatives of Ralph Keen and Anna R. Lambert, disputing the split agreement and questioned their signature on the agreement. The motion approved by the Board for disbursement excluded authorization to disburse Ralph Keen and Anna R. Lambert until their issue could be resolved.

- 4.4 The Unit Operator gave notice to Sarah Kathleen Wade, Torch Oil and Gas Company plus Coal Mountain Mining Company and the Ernest Keen Heirs including: Ralph Keen, Arnold Keen, Billy Ray Hale, Linda Hale Matney, Brenda Weddle, Carl Lee Hale, Anna R. Lambert, and Elizabeth Ann Justice (previously Ann McCowan) that the Board would consider this disbursement authorization at its hearing on January 18, 2011 and consider whether to: (1) amend the Pooling Order to provide for the disbursement a portion of funds on deposit in the Escrow Account attributable to Tracts 50 and 51 plus 49 identified in the attached miscellaneous petition (2) delete the requirement that the Unit Operator place future royalties attributable to said Tracts 50 and 51 plus 49 relative to the interests of Applicants identified in the miscellaneous petition in the Escrow Account, and (3) continue the escrow account under this docket number because there are other parties in other tracts under this order subject to continued payment in the escrow.

4.5 The Unit Operator filed the attached accounting for Subject Drilling Unit's Escrow Account with the Board ("Accounting").

**5. Findings:**

5.1. Va. Code 45.1-361.22.5 provides:

*The Board shall order payment of principal and accrued interests, less escrow account fees, from the escrow account to conflicting claimants within thirty days of receipt of notification of (i) a final decision of a court of competent jurisdiction adjudicating the ownership of coalbed methane gas as between them or (ii) an agreement among all claimants owning conflicting estates in the tracts in question or any undivided interest therein. The amount to be paid to the conflicting claimants shall be determined based on the percentage of ownership interest of the conflicting claimants as shown in the operator's supplemental filing made part of the pooling order that established the escrow account, the operator's records of deposits attributable to those tracts for which funds are being requested, and the records of the escrow account for the coalbed methane gas drilling unit. The interests of any cotenants who have not entered into an agreement shall remain in the escrow account.*

5.2 Applicant has certified and represented to the Board that:

(1) Sarah Kathleen Wade is due 100% of gas ownership in Tracts 50 and 51 according to Judge Keary Williams in Civil action No CL09-476. Coal Mountain Mining Company and the Ernest Keen Heirs including: Ralph Keen, Arnold Keen, Billy Ray Hale, Linda Hale Matney, Brenda Weddle, Carl Lee Hale, Anna R. Lambert, and Elizabeth Ann Justice (previously Ann McCowan) have entered into a split agreement (50% / 50%) relative to Tract 49 and are to be disbursed following the percentage in Escrowed Funds based on the owner's acreage proportionate share of total acreage escrowed.

(2) Net interests attributable and to be disbursed to each Applicant is shown in Table 1,

VGOB Approved Disbursement  
VG0B-92-0421-0216-03  
SLW\_8

			Frac Interest	Acreage Interest Disbursed	Split Agreement	Escrowed Acres Total	% of Escrowed Funds
		Table 1					
Item	Tract	Disbursement Table					
		Totals				100.8880	
	49			31.0640			
1	49	Coal Mountain Mining Company - Coal	1	31.0640	50.0%	15.5320	15.3953%
	49	Ernest Keen Heirs - O & G					
2	49	Ralph Keen (Disputed Split Agreement - Do not Disburse)	1/5	6.2128			Disputed - Do not Disburse
3	49	Arnold Keen	1/5	6.2128	50.0%	3.1064	3.0791%
4	49	Billy Ray Hale	1/20	1.5532	50.0%	0.7766	0.7698%
5	49	Linda Hale Matney	1/20	1.5532	50.0%	0.7766	0.7698%
6	49	Brenda Weddle	1/20	1.5532	50.0%	0.7766	0.7698%
7	49	Carl Lee Hale	1/20	1.5532	50.0%	0.7766	0.7698%
8	49	Anna R. Lambert ( Disputed Split Agreement - Do not Disburse)	1/5	6.2128			Disputed - Do not Disburse
9	49	Elizabeth Ann Justice ( previously Ann McCowan)	1/5	6.2128	50.0%	3.1064	3.0791%
	50	Torch Oil and Gas Company		6.1930			
10	50	Torch Oil and Gas Company	1	6.1930	0.0%	-	0.0000%
11	50	Sarah Wade ( Thurman Wade)	1	6.1930	100.0%	6.1930	6.1385%
	51	Torch Oil and Gas Company		8.9470			
11	51	Torch Oil and Gas Company	1	8.9470	0.0%	-	0.0000%
12	51	Sarah Wade ( Thurman Wade)	1	8.9470	100.0%	8.9470	8.8682%

6. **Relief Granted:**

For the reasons set forth in Paragraph 4 and 5 above, and based upon the Accounting and Table 1 above, the Escrow Agent is ordered to, within 10 days of receipt of this executed order to disburse funds for the unit and applicants detailed in Table 1 above.

Exhibit E to the Pooling Order, showing owners subject to escrow, is deleted and replaced with the Exhibit E attached to this order. Further, the Supplemental Order filed in this cause is hereby modified to delete the requirement that payments attributable to the conflicting coalbed methane gas ownership interests of those applicants indicated in Table 1 be deposited by the Unit Operator into the Escrow Account, and, because there are other owners subject to escrow under the Supplemental Order, the Escrow Agent is directed to continue the Escrow Account for Subject Drilling Unit. To the extent not specifically granted herein, any other or further relief is denied.

7. **Conclusion:**

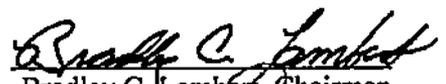
Therefore, the requested relief and all terms and provisions set forth above in Paragraph 6 above be and hereby are granted and **IT IS SO ORDERED.**

8. **Appeals:**

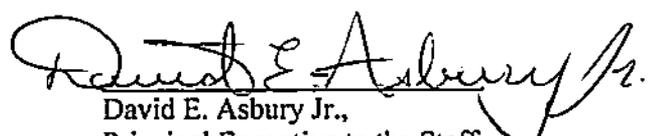
Appeals of this Order are governed by the provisions of Va. Code § 45.1-361.9 which provides that any order or decision of the Board may be appealed to the appropriate circuit court and that whenever a coal owner, coal operator, gas owner, gas operator, or operator of a gas storage field certificated by the State Corporation Commission is a party in such action, the court shall hear such appeal de novo.

9. **Effective Date:** This Order shall be effective on the date of its execution.

DONE AND EXECUTED this 16 day of March, 2011, by a majority of the Virginia Gas and Oil Board.

  
Bradley C. Lambert, Chairman

DONE AND PERFORMED this 16<sup>th</sup> day of March, 2011, by an Order of this Board.

  
David E. Asbury Jr.,  
Principal Executive to the Staff  
Virginia Gas and Oil Board

COMMONWEALTH OF VIRGINIA )  
COUNTY OF RUSSELL

Acknowledged on this 16<sup>th</sup> day of March, 2011, personally before me a notary public in and for the Commonwealth of Virginia, appeared Bradley C. Lambert, being duly sworn did depose and say that he is the Chairman of the Virginia Gas and Oil Board and David E. Asbury Jr., being duly sworn did depose and say that he is Principal Executive to the Staff of the Virginia Gas and Oil Board, that he executed the same and was authorized to do so.



  
Diane J. Davis  
Notary Public #174394

My commission expires: 09/30/2013

BEFORE THE VIRGINIA GAS AND OIL BOARD

PETITIONER: CNX Gas Company LLC

DIVISION OF GAS AND OIL  
DOCKET NO: VGOB 92-0421-0216-03

RELIEF SOUGHT: (1) DISBURSEMENT FROM  
ESCROW REGARDING TRACT(S) 49, 50, & 51  
(Royalties currently being paid under  
Buchanan No.1 SGU, VGOB 98-1117-0697)

HEARING DATE: December 14, 2010

DRILLING UNIT: SLW 8

BUCHANAN COUNTY, VIRGINIA

MISCELLANEOUS PETITION

1. Petitioner and its counsel: Petitioner is CNX Gas Company LLC, 2481 John Nash Boulevard, Bluefield, West Virginia 24701, 304/323-6500. Petitioner's counsel is Mark A. Swartz, SWARTZ LAW OFFICES, PLLC., 601 Sixth Avenue, Suite 201, P.O. Box 1808, St. Albans, WV 25177-1808.

2. Relief sought: (1) the disbursement of escrowed funds heretofore deposited with the Board's Escrow Agent(s) attributable to Tract(s) 49, 50, & 51 as depicted upon the annexed Exhibit A. (Royalties currently being paid under Buchanan No.1 SGU, VGOB 98-1117-0697)

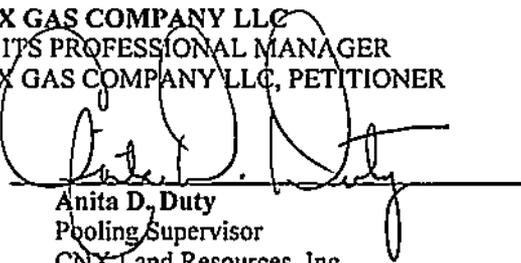
3. Legal Authority: Va. Code Ann. § 45.1-361.1 et seq., 4 VAC 25-160-140., and relevant Virginia Gas and Oil Board Orders ("Board") heretofore promulgated pursuant to law.

4. Type of well(s): Coalbed methane.

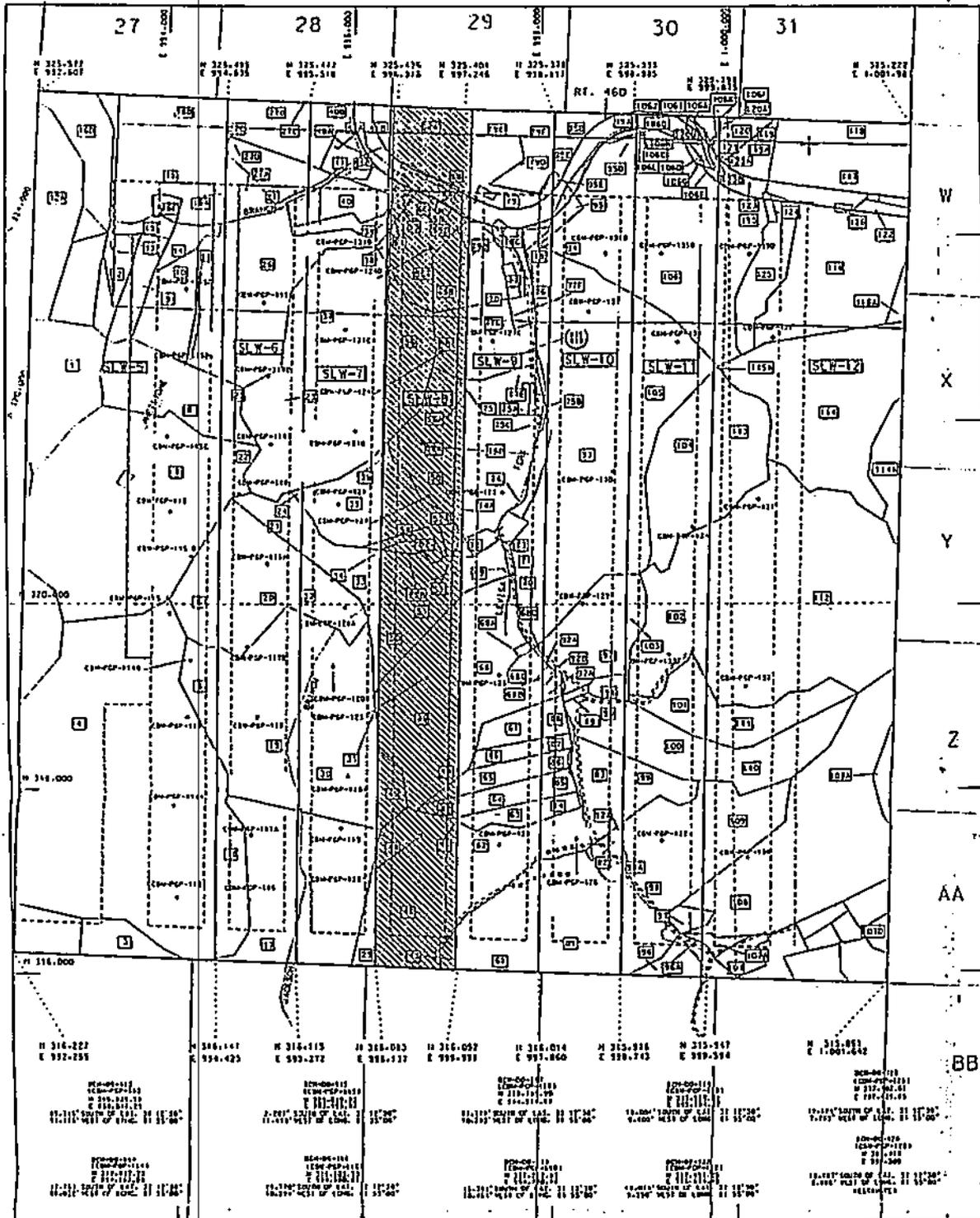
5. Factual basis for relief requested: Sarah Kathleen Wade is entitled to 100% of the Royalties according to the final order which was entered by Judge Keary Williams on August 31, 2010, Civil action No. CL09-476, adjudicating the ownership of coalbed methane gas. In addition, authorization to begin paying royalties directly to the parties to the royalty split agreement(s) between Coal Mountain Mining Co., LLP and Ernest Keen Heirs including Ralph Keen, Arnold Keen, Billy Ray Hale, Linda Hale Matney, Brenda Weddle, Carl Lee Hale, Anna R. Lambert and Elizabeth Ann Justice have entered into royalty split agreement(s). The annexed Exhibit A, further, specifies how said royalties are to be divided and paid.

6. Attestation: The foregoing Petition to the best of my knowledge, information, and belief is true and correct.

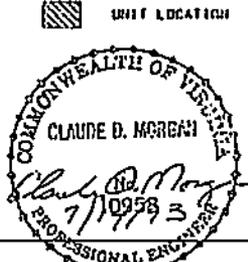
CNX GAS COMPANY LLC  
BY ITS PROFESSIONAL MANAGER  
CNX GAS COMPANY LLC, PETITIONER

By: 

Anita D. Duty  
Pooling Supervisor  
CNX Land Resources, Inc.  
2481 John Nash Blvd.  
Bluefield, West Virginia 24701



- PROPOSED SLW UNIT
- HIGHWAY RIGHT-OF-WAY TRACT IDENTIF CATION NUMBER
- COUNTY ROUTE
- OAKWOOD FIELD LINE
- OAKWOOD FIELD 60 ACRE ID.
- LONGWALL PANEL UNIT ID.
- PROPOSED MINE PLAN
- VIRGINIA SOUTH STATE PLANE COORDINATES MONTH 325.065 EAST 992.667
- COALBED METHANE WELL LOCATION



## EXHIBIT B

**POCAHONTAS GAS PARTNERSHIP**  
**SLW - 8**  
 VGOB-93/08/17-0392  
 WELL LOCATIONS  
 KEEN MTH. QUADRANGLE  
 BUCHANAN COUNTY, VA

SCALE: 0' 550' 1100'

PREPARED BY: E. ABRINGTON  
 ENGINEER: C.D. COHN  
 DATE: 7/1/98

6

Pocahontas Gas Partnership  
Docket No. VGOB-93/08/17-0392  
Units Approved Docket No. VGOB-92-0121-180  
Force Pooled Docket No. VGOB-92/04/21-0216  
Panel by Panel Active Coalbed Methane Units  
SLW-8

Total Acres - 181.828 Revised 5-13-93

(Note: See attached map Exhibit B for tract location..)

42. Coal Mountain Mining Company - TR 6 - Coal, Oil & Gas  
Coal Lessees  
United Coal Company  
Consolidation Coal Company  
Pocahontas Gas Partnership - CBM Lessee  
Consolidation Coal Company - Oil & Gas Lessee  
30.751 acres - 16.91%
43. Coal Mountain Mining Company - TR 9 - Coal, Oil & Gas  
Coal Lessees  
United Coal Company  
Consolidation Coal Company  
Pocahontas Gas Partnership - CBM Lessee  
Consolidation Coal Company - Oil & Gas Lessee  
1.178 acres - 0.65%
44. Coal Mountain Mining Company - TR 2 - Coal, Oil & Gas  
Coal Lessees  
United Coal Company  
Consolidation Coal Company - Oil & Gas Lessee  
Consolidation Coal Company  
Pocahontas Gas Partnership - CBM Lessee  
0.105 acres - 0.06%
45. Hugh MacRae Land Trust - TR 5 - Coal  
Coal Lessees  
Permac, Inc.  
Consolidation Coal Company  
Pocahontas Gas Partnership - CBM Lessee  
Coal Mountain Mining Company - Oil & Gas  
4.324 acres - 2.38%
46. Coal Mountain Mining Company - TR 6 - Coal, Oil & Gas  
Coal Lessees  
United Coal Company  
Consolidation Coal Company  
Pocahontas Gas Partnership - CBM Lessee  
Consolidation Coal Company - Oil & Gas Lessee  
0.037 acres - 0.02%

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47. Coal Mountain Mining Company - TR 6 - Coal, Oil & Gas  
Coal Lessees  
United Coal Company  
Consolidation Coal Company  
Pocahontas Gas Partnership - CBM Lessee  
Consolidation Coal Company - Oil & Gas Lessee  
1.590 acres - 0.87%
48. Coal Mountain Mining Company - TR 6 - Coal, Oil & Gas  
Coal Lessees  
United Coal Company  
Consolidation Coal Company  
Pocahontas Gas Partnership - CBM Lessee  
Consolidation Coal Company - Oil & Gas Lessee  
0.956 acres - 0.53%
49. Coal Mountain Mining Company - TR 4 - Coal  
Coal Lessees  
United Coal Company  
Consolidation Coal Company  
Pocahontas Gas Partnership - CBM Lessee  
E. Keen Heirs - Oil & Gas  
Pocahontas Gas Partnership - Oil & Gas Lessee  
31.064 acres - 17.08%
50. Hugh MacRae Land Trust - TR 5 - Coal  
Coal Lessees  
Permac, Inc.  
Consolidation Coal Company  
Pocahontas Gas Partnership - CBM Lessee  
T. Wade - Oil & Gas  
Pocahontas Gas Partnership - Oil & Gas Lessee  
6.193 acres - 3.41%
51. Hugh MacRae Land Trust - TR 5 - Coal  
Coal Lessees  
Permac, Inc.  
Consolidation Coal Company  
Pocahontas Gas Partnership - CBM Lessee  
T. Wade - Oil & Gas  
Pocahontas Gas Partnership - Oil & Gas Lessee  
8.947 acres - 4.92%
52. Hugh MacRae Land Trust - TR 5 - Coal  
Coal Lessees  
Permac, Inc.  
Consolidation Coal Company  
Pocahontas Gas Partnership - CBM Lessee  
Pocahontas Gas Partnership - Oil & Gas  
4.102 acres - 2.26%

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- 52A. Hugh MacRae Land Trust - TR 5 - Coal  
Coal Lessees  
Permac, Inc.  
Consolidation Coal Company  
Pocahontas Gas Partnership - CBM Lessee  
D. Whitt - Oil & Gas  
1.606 acres - .88%
- 52B. Hugh MacRae Land Trust - TR 5 - Coal  
Coal Lessees  
Permac, Inc.  
Consolidation Coal Company  
Pocahontas Gas Partnership - CBM Lessee  
Consolidation Coal Company - Oil & Gas  
0.877 acres - .48%
53. Hugh MacRae Land Trust - TR 5 - Coal  
Coal Lessees  
Permac, Inc.  
Consolidation Coal Company  
Pocahontas Gas Partnership - CBM Lessee  
W. Wade - Oil & Gas  
0.544 acres - 0.30%
54. Hugh MacRae Land Trust - TR 5 - Coal  
Coal Lessees  
Permac, Inc.  
Consolidation Coal Company  
Pocahontas Gas Partnership - CBM Lessee  
Pocahontas Gas Partnership - Oil & Gas  
5.057 acres - 2.88%
55. Hugh MacRae Land Trust - TR 17 - Coal  
Coal Lessees  
Permac, Inc.  
Consolidation Coal Company  
Pocahontas Gas Partnership - CBM Lessee  
E. Marshall Heirs - Oil & Gas  
Pocahontas Gas Partnership - Oil & Gas Lessee  
11.749 acres - 6.46%
- 55A. Hugh MacRae Land Trust - TR 17 - Coal  
Coal Lessees  
Permac, Inc.  
Consolidation Coal Company  
Pocahontas Gas Partnership - CBM Lessee  
O. Sisk - Oil & Gas  
Pocahontas Gas Partnership - Oil & Gas Lessee  
12.423 acres - 6.83%

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- 55B. Hugh MacRae Land Trust - TR 17 - Coal  
Coal Lessees  
Permac, Inc.  
Consolidation Coal Company  
Pocahontas Gas Partnership - CBM Lessee  
Glen Rose - Oil & Gas  
6.007 acres - 3.30%
- 55C. Hugh MacRae Land Trust - TR 17 - Coal  
Coal Lessees  
Permac, Inc.  
Consolidation Coal Company  
Pocahontas Gas Partnership - CBM Lessee  
B. Steele - Oil & Gas  
Pocahontas Gas Partnership - CBM Lessee  
7.739 acres - 4.26%
- 55D. Hugh MacRae Land Trust - TR 17 - Coal  
Coal Lessees  
Permac, Inc.  
Consolidation Coal Company  
Pocahontas Gas Partnership - CBM Lessee  
D. Wade - Oil & Gas  
0.820 acres - 0.46%
- 55E. Hugh MacRae Land Trust - TR 17 - Coal  
Coal Lessees  
Permac, Inc.  
Consolidation Coal Company  
Pocahontas Gas Partnership - CBM Lessee  
E. Keen Heirs - Oil & Gas  
Pocahontas Gas Partnership - Oil & Gas Lessee  
15.210 acres - 8.365%
- 55F. Hugh MacRae Land Trust - TR 17 - Coal  
Coal Lessees  
Permac, Inc.  
Consolidation Coal Company  
Pocahontas Gas Partnership - CBM Lessee  
Vinnie and Tracey Keen - Oil & Gas  
0.12 acres - 0.066%
- 55G. Hugh MacRae Land Trust - TR 17 - Coal  
Coal Lessees  
Permac, Inc.  
Consolidation Coal Company  
Pocahontas Gas Partnership - CBM Lessee  
Orpha Deskins - Oil & Gas  
0.38 acres - 0.209%

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56. Hugh MacRae Land Trust - TR 2 - Coal  
Coal Lessees  
Permac, Inc.  
Consolidation Coal Company  
Pocahontas Gas Partnership - CBM Lessee  
E. Keen Heirs - Oil & Gas  
Pocahontas Gas Partnership - Oil & Gas Lessee  
12.845 acres - 7.06%
- 56A. Hugh MacRae Land Trust - TR 17 - Coal  
Coal Lessees  
Permac, Inc.  
Consolidation Coal Company  
Pocahontas Gas Partnership - CBM Lessee  
J. Rowe - Oil & Gas  
Pocahontas Gas Partnership - Oil & Gas Lessee  
0.171 acres - 0.09%
57. Hugh MacRae Land Trust - TR 17 - Coal  
Coal Lessees  
Permac, Inc.  
Consolidation Coal Company  
Pocahontas Gas Partnership - CBM Lessee  
Garden Realty - Oil & Gas  
Consolidation Coal Company - Oil & Gas Lessee  
1.266 acres - 0.70%
58. Coal Mountain Mining Company - TR 24 - Coal  
Coal Lessees  
United Coal Company  
Consolidation Coal Company  
Pocahontas Gas Partnership - CBM Lessee  
Garden Realty - Oil & Gas  
Consolidation Coal Company - Oil & Gas Lessee  
8.23 acres - 4.53%
59. Hugh MacRae Land Trust - TR 17 - Coal  
Coal Lessees  
United Coal  
Consolidation Coal Company  
Pocahontas Gas Partnership - CBM Lessee  
W.J. Sisk Heirs - Oil & Gas  
Pocahontas Gas Partnership - Oil & Gas Lessee  
0.090 acres - 0.05%

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60. Yukon Pocahontas Coal - TR BV 50-3 - Coal, Oil & Gas  
Coal Lessees  
Jewell Smokeless Coal Corporation  
Island Creek Coal Company  
Consolidation Coal Company  
Pocahontas Gas Partnership - CBM Lessee  
Cabot Oil & Gas - Oil & Gas Lessee  
0.305 acres - 0.17%
- 58A. Coal Mountain Mining Company - TR 24 - Coal  
Coal Lessees  
United Coal Company  
Consolidation Coal Company  
Island Creek Coal Company  
Garden Realty - Oil & Gas  
Pocahontas Gas Partnership - CBM Lessee  
7.14 acres - 3.93%

Exhibit E  
Unit SLW8  
Docket # VGOB-92-0421-0216-03  
List of Conflicting Owners/Claimants that require escrow

	Net Acres in Unit	Interest in Unit
<b><u>Tract #53 - 0.544 Acre Tract</u></b>		
<b><u>COAL OWNERSHIP</u></b>		
(1) Hugh Macrae Land Trust Tr 5 c/o Alan Siegel Esq Gump, Strauss, Akin LLP 590 Madison Avenue, 20th Floor New York, NY 10022-2524	0.544 acres	0.2992%
<b><u>CBM Royalty Owner (Claim from the Coal Estate Owner):</u></b>		
Torch Oil & Gas Company c/o Sue Ann Craddock 670 Dona Ana Road SW Deming, NM 88030		
<b><u>OIL &amp; GAS OWNERSHIP</u></b>		
(1) Winfred L. Wade Rt. 1, Box 57 Raven, VA 24639	0.544 acres	0.2992%
<b><u>Tract #55 - 11.749 Acre Tract</u></b>		
<b><u>COAL OWNERSHIP</u></b>		
(1) Hugh Macrae Land Trust Tr 17 c/o Alan Siegel Esq Gump, Strauss, Akin LLP 590 Madison Avenue, 20th Floor New York, NY 10022-2524	11.749 acres	6.4616%
<b><u>CBM Royalty Owner (Claim from the Coal Estate Owner):</u></b>		
Torch Oil & Gas Company c/o Sue Ann Craddock 670 Dona Ana Road SW Deming, NM 88030		
<b><u>OIL &amp; GAS OWNERSHIP</u></b>		
(1) Earl Marshall Heirs, Devisees, Successors or Assigns (25 Acre Tract)	11.749 acres	6.4616%
(a) Charles L. Ritchie Rt. 1, Box 258-A St. Paul, VA 24283	7.343 acres 5/8 of 11.749 acres	4.0385%
(b) Lowery L. Jackson 5001 Parker Avenue West Palm Beach, FL 33405	1.469 acres 1/8 of 11.749 acres	0.8077%
(c) Corbit Jackson Rt. 1, Box 80 Raven, VA 24639	1.469 acres 1/8 of 11.749 acres	0.8077%

Exhibit E  
Unit SLW8  
Docket # VGOB-92-0421-0216-03  
List of Conflicting Owners/Claimants that require escrow

	Net Acres in Unit	Interest in Unit
(d) Herbert L. Jackson P. O. Box 426 Grundy, VA 24614	1.469 acres 1/8 of 11.749 acres	0.8077%

**Tract #55B - 6.007 Acre Tract**

**COAL OWNERSHIP**

(1) Hugh Macrae Land Trust Tr 17 c/o Alan Siegel Esq Gump, Strauss, Akin LLP 590 Madison Avenue, 20th Floor New York, NY 10022-2524	6.007 acres	3.3037%
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**CBM Royalty Owner (Claim from the Coal Estate Owner):**

Torch Oil & Gas Company  
c/o Sue Ann Craddock  
670 Dona Ana Road SW  
Deming, NM 88030

**OIL & GAS OWNERSHIP**

(1) Glenn Rose 114 First Avenue Richlands, VA 24641	6.007 acres	3.3037%
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**Tract #55C - 7.739 Acre Tract**

**COAL OWNERSHIP**

(1) Hugh Macrae Land Trust Tr 17 c/o Alan Siegel Esq Gump, Strauss, Akin LLP 590 Madison Avenue, 20th Floor New York, NY 10022-2524	7.739 acres	4.2562%
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**CBM Royalty Owner (Claim from the Coal Estate Owner):**

Torch Oil & Gas Company  
c/o Sue Ann Craddock  
670 Dona Ana Road SW  
Deming, NM 88030

**OIL & GAS OWNERSHIP**

(1) Bobby Steele Rt. 1, Box 66 Raven, VA 24641	7.739 acres	4.2562%
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**Tract #55E - 15.210 Acre Tract**

**COAL OWNERSHIP**

(1) Hugh Macrae Land Trust Tr 17 c/o Alan Siegel Esq Gump, Strauss, Akin LLP 590 Madison Avenue, 20th Floor New York, NY 10022-2524	15.210 acres	8.3650%
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Exhibit E  
Unit SLW8  
Docket # VGOB-92-0421-0216-03  
List of Conflicting Owners/Claimants that require escrow

	Net Acres in Unit	Interest in Unit
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**CBM Royalty Owner (Claim from the Coal Estate Owner):**

Torch Oil & Gas Company  
c/o Sue Ann Craddock  
670 Dona Ana Road SW  
Deming, NM 88030

**OIL & GAS OWNERSHIP**

(1) Ernest Keen Heirs, Devisees, Successors or Assigns	15.210 acres	8.3650%
(a) Paul Keen Heirs, Devisees, Successors, or Assigns		
(b) Ralph Keen 200 Summit Avenue Lebanon, VA 24266	3.042 acres 1/5 of 15.210 acres	1.6730%
(c) Arnold Keen PO Box 475 Keen Mtn., VA 24624	3.042 acres 1/5 of 15.210 acres	1.6730%
(d) Ruby Hale Heirs, Devisees, Successors or Assigns		
(d.1) Billy Ray Hale PO Box 311 Honaker, VA 24660	0.761 acres 1/20 of 15.210 acres	0.4183%
(d.2) Linda Hale Matney PO Box 738 Pounding Mill, VA 24637	0.761 acres 1/20 of 15.210 acres	0.4183%
(d.3) Brenda Weddle PO Box 185 Cedar Bluff, VA 24609	0.761 acres 1/20 of 15.210 acres	0.4183%
(d.4) Carl Lee Hale PO Box 330 Pounding Mill, VA 24637	0.761 acres 1/20 of 15.210 acres	0.4183%
(e) Anna R. Lambert 182 Blankenship Drive N. Tazewell, VA 24630	3.042 acres 1/5 of 15.210 acres	1.6730%
(f) Elizabeth Ann Justice P.O. Box 677 Rosedale, VA 24280 <i>(previously Roy &amp; Ann McCowan)</i>	3.042 acres 1/5 of 15.210 acres	1.6730%

**Tract #55F - 0.12 Acre Tract**

**COAL OWNERSHIP**

(1) Hugh Macrae Land Trust Tr 17 c/o Alan Siegel Esq Gump, Strauss, Akin LLP 590 Madison Avenue, 20th Floor New York, NY 10022-2524	0.120 acres	0.0660%
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Exhibit E  
Unit SLW8  
Docket # VGOB-92-0421-0216-03  
List of Conflicting Owners/Claimants that require escrow

	Net Acres In Unit	Interest In Unit
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**CBM Royalty Owner (Claim from the Coal Estate Owner):**

Torch Oil & Gas Company  
c/o Sue Ann Craddock  
670 Dona Ana Road SW  
Deming, NM 88030

**OIL & GAS OWNERSHIP**

(1) Tracey & Vinnie Keen Rt. 2, Box 54 Grundy, VA 24614	0.120 acres	0.0660%
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**Tract #55G - 0.38 Acre Tract**

**COAL OWNERSHIP**

(1) Hugh Macrae Land Trust Tr 17 c/o Alan Siegel Esq Gump, Strauss, Akin LLP 590 Madison Avenue, 20th Floor New York, NY 10022-2524	0.380 acres	0.2090%
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**CBM Royalty Owner (Claim from the Coal Estate Owner):**

Torch Oil & Gas Company  
c/o Sue Ann Craddock  
670 Dona Ana Road SW  
Deming, NM 88030

**OIL & GAS OWNERSHIP**

(1) Orpha Deskins c/o Beecher Deskins Box 33 Shortt Gap, VA 24647	0.380 acres	0.2090%
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**Tract #56 - 12.845 Acre Tract**

**COAL OWNERSHIP**

(1) Hugh Macrae Land Trust Tr 2 c/o Alan Siegel Esq Gump, Strauss, Akin LLP 590 Madison Avenue, 20th Floor New York, NY 10022-2524	12.845 acres	7.0644%
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**CBM Royalty Owner (Claim from the Coal Estate Owner):**

Torch Oil & Gas Company  
c/o Sue Ann Craddock  
670 Dona Ana Road SW  
Deming, NM 88030

**OIL & GAS OWNERSHIP**

(1) Ernest Keen Heirs, Devisees, Successors or Assigns	12.845 acres	7.0644%
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Exhibit E  
Unit SLW8  
Docket # VGOB-92-0421-0216-03  
List of Conflicting Owners/Claimants that require escrow

	Net Acres in Unit	Interest in Unit
(a) Paul Keen Heirs, Devisees, Successors, or Assigns		
(b) Ralph Keen 200 Summit Avenue Lebanon, VA 24266	2.569 acres 1/5 of 12.845 acres	1.4129%
(c) Arnold Keen PO Box 475 Keen Mtn., VA 24624	2.569 acres 1/5 of 12.845 acres	1.4129%
(d) Ruby Hale Heirs, Devisees, Successors or Assigns		
(d.1) Billy Ray Hale PO Box 311 Honaker, VA 24660	0.642 acres 1/20 of 12.845 acres	0.3532%
(d.2) Linda Hale Matney PO Box 738 Pounding Mill, VA 24637	0.642 acres 1/20 of 12.845 acres	0.3532%
(d.3) Brenda Weddle PO Box 185 Cedar Bluff, VA 24609	0.642 acres 1/20 of 12.845 acres	0.3532%
(d.4) Carl Lee Hale PO Box 330 Pounding Mill, VA 24637	0.642 acres 1/20 of 12.845 acres	0.3532%
(e) Anna R. Lambert 182 Blankenship Drive N. Tazewell, VA 24630	2.569 acres 1/5 of 12.845 acres	1.4129%
(f) Elizabeth Ann Justice P.O. Box 677 Rosedale, VA 24280 <i>(previously Roy &amp; Ann McCowan)</i>	2.569 acres 1/5 of 12.845 acres	1.4129%

**Tract #59 - 0.090 Acre Tract**

**COAL OWNERSHIP**

(1) Hugh Macrae Land Trust Tr 17 c/o Alan Siegel Esq Gump, Strauss, Akin LLP 590 Madison Avenue, 20th Floor New York, NY 10022-2524	0.090 acres	0.0495%
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**CBM Royalty Owner (Claim from the Coal Estate Owner):**

Torch Oil & Gas Company  
c/o Sue Ann Craddock  
670 Dona Ana Road SW  
Deming, NM 88030

**OIL & GAS OWNERSHIP**

(1) W. J. Sisk Heirs, Devisees Successors or Assigns	0.090 acres	0.0495%
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**Exhibit E**  
**Unit SLW8**  
**Docket # VGOB-92-0421-0216-03**  
**List of Conflicting Owners/Claimants that require escrow**

	Net Acres in Unit	Interest in Unit
(a) Dale Hodge Chambers Rt. 1, Box 82 Raven, VA 24639	0.030 acres 7/21 of 0.090 acres	0.0165%
(b) Larry Douglas Chambers Rt. 1, Box 81 Raven, VA 24639	0.047 acres 11/21 of 0.090 acres	0.0259%
(c) Jimmy Donald Sisk 3153 Creekside Drive Norton, OH 44203	0.003 acres 1/28 of 0.090 acres	0.0018%
(d) Brenda Sisk 229 Aesque Street Kingsport, TN 37665	0.003 acres 1/28 of 0.090 acres	0.0018%
(e) Nancy Sisk c/o Brenda Sisk 229 Aesque Street Kingsport, TN 37665	0.003 acres 1/28 of 0.090 acres	0.0018%
(f) Maudie Ellen Sanders 600 North 583 Street Kokomo, IN 46901	0.003 acres 1/28 of 0.090 acres	0.0018%

Exhibit EE  
UNIT SLW8  
Docket # VGOB-92-0421-0216-03  
List of Conflicting Owners/Claimants with Royalty Split Agreements

	Net Acres in Unit	Interest in Unit	Percent of Escrow
<b><u>Tract #45 - 4.324 Acre Tract</u></b>			
<b><u>COAL OWNERSHIP</u></b>			
(1) Hugh Macrae Land Trust Tr 5 c/o Alan Siegel Esq Gump, Strauss, Akin LLP 590 Madison Avenue, 20th Floor New York, NY 10022-2524	4.324 acres	2.3781%	n/a
<b><u>CBM Royalty Owner (Claim from the Coal Estate Owner):</u></b>			
Torch Oil & Gas Company c/o Sue Ann Craddock 670 Dona Ana Road SW Deming, NM 88030			
<b><u>OIL &amp; GAS OWNERSHIP</u></b>			
(1) Coal Mountain Mining Company, LLP P. O. Box 675 Tazewell, VA 24651	4.324 acres	2.3781%	n/a
<b><u>Tract #49 - 31.064 Acre Tract</u></b>			
<b><u>COAL OWNERSHIP</u></b>			
(1) Coal Mountain Mining Company, LLP., Tr 4 P. O. Box 675 Tazewell, VA 24651	31.064 acres	17.0843%	15.3953%
<b><u>OIL &amp; GAS OWNERSHIP</u></b>			
(1) Ernest Keen Heirs, Devisees, Successors, or Assigns	31.064 acres	17.0843%	
(a) Paul Keen Heirs, Devisees, Successors, or Assigns			
(b) Ralph Keen 200 Summit Avenue Lebanon, VA 24266	6.213 acres 1/5 of 31.064 acres	3.4169%	3.0791%
(c) Arnold Keen PO Box 475 Keen Mtn., VA 24624	6.213 acres 1/5 of 31.064 acres	3.4169%	3.0791%
(d) Ruby Hale Heirs, Devisees, Successors or Assigns			
(d.1) Billy Ray Hale PO Box 311 Honaker, VA 24660	1.553 acres 1/20 of 31.064 acres	0.8542%	0.7698%
(d.2) Linda Hale Matney PO Box 738 Pounding Mill, VA 24637	1.553 acres 1/20 of 31.064 acres	0.8542%	0.7698%

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Exhibit EE  
UNIT SLW8  
Docket # VGOB-92-0421-0216-03  
List of Conflicting Owners/Claimants with Royalty Split Agreements

	Net Acres in Unit	Interest in Unit	Percent of Escrow
(d.3) Brenda Weddle PO Box 185 Cedar Bluff, VA 24609	1.553 acres 1/20 of 31.064 acres	0.8542%	0.7698%
(d.4) Carl Lee Hale PO Box 330 Pounding Mill, VA 24637	1.553 acres 1/20 of 31.064 acres	0.8542%	0.7698%
(e) Anna R. Lambert 182 Blankenship Drive N. Tazewell, VA 24630	6.213 acres 1/5 of 31.064 acres	3.4169%	3.0791%
(f) Elizabeth Ann Justice P.O. Box 677 Rosedale, VA 24280 <i>(previously Roy &amp; Ann McCowan)</i>	6.213 acres 1/5 of 31.064 acres	3.4169%	3.0791%

**Tract #50 - 6.193 Acre Tract**

**COAL OWNERSHIP**

(1) Hugh Macrae Land Trust Tr 5 c/o Alan Siegel Esq Gump, Strauss, Akin LLP 590 Madison Avenue, 20th Floor New York, NY 10022-2524	6.193 acres	3.4060%
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*Although the deed from Hugh Macrae Land Trust to Torch Operating Company conveyed the Coal owners' claim to the CBM estate to Torch Operating Company. The CBM ownership was adjudicated to the prevailing plaintiff Sarah Kathleen Wade under Civil Action Case #CL09-476 executed August 31, 2010. Royalties are to be paid 100% to the prevailing plaintiff.*

Torch Oil & Gas Company  
c/o Sue Ann Craddock  
670 Dona Ana Road SW  
Deming, NM 88030

**OIL & GAS OWNERSHIP**

(1) Thurman Wade Heirs, Devisees, Successors or Assigns			
(a) Sarah Kathleen Wade P. O. Box 225 Oakwood, VA 24631	6.193 acres	3.4060%	6.1385%

**NOTE:** Sarah Kathleen Wade is prevailing Plaintiff in Civil Action Case #CL09-476 and is awarded 100% of the Coalbed Methane Gas estate underlying Tract #22. All bonuses and/or royalties are to be paid to Sarah Kathleen Wade.

**Tract #51 - 8.947 Acre Tract**

**COAL OWNERSHIP**

(1) Hugh Macrae Land Trust Tr 5 c/o Alan Siegel Esq Gump, Strauss, Akin LLP 590 Madison Avenue, 20th Floor New York, NY 10022-2524	8.947 acres	4.9206%
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Exhibit EE  
UNIT SLW8  
Docket # VGOB-92-0421-0216-03  
List of Conflicting Owners/Claimants with Royalty Split Agreements

	Net Acres in Unit	Interest in Unit	Percent of Escrow
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*Although the deed from Hugh Macrae Land Trust to Torch Operating Company conveyed the Coal owners' claim to the CBM estate to Torch Operating Company. The CBM ownership was adjudicated to the prevailing plaintiff Sarah Kathleen Wade under Civil Action Case #CL09-476 executed August 31, 2010. Royalties are to be paid 100% to the prevailing plaintiff.*

Torch Oil & Gas Company  
c/o Sue Ann Craddock  
670 Dona Ana Road SW  
Deming, NM 88030

**OIL & GAS OWNERSHIP**

(1) Thurman Wade Heirs, Devisees,  
Successors or Assigns

(a) Sarah Kathleen Wade P. O. Box 225 Oakwood, VA 24631	8.947 acres	4.9206%	8.8682%
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*NOTE: Sarah Kathleen Wade is prevailing Plaintiff in Civil Action Case #CL09-476 and is awarded 100% of the Coalbed Methane Gas estate underlying Tract #22. All bonuses and/or royalties are to be paid to Sarah Kathleen Wade.*

**Tract #52 - 4.102 Acre Tract**

**COAL OWNERSHIP**

(1) Hugh Macrae Land Trust Tr 5 c/o Alan Siegel Esq Gump, Strauss, Akin LLP 590 Madison Avenue, 20th Floor New York, NY 10022-2524	4.102 acres	2.2560%	n/a
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**CBM Royalty Owner (Claim from the Coal Estate Owner):**

Torch Oil & Gas Company  
c/o Sue Ann Craddock  
670 Dona Ana Road SW  
Deming, NM 88030

**OIL & GAS OWNERSHIP**

(1) CNX Gas Company LLC 1000 Consol Energy Drive Canonsburg, PA 15317 <i>(previously Pocahontas Gas Partnership)</i>	4.102 acres	2.2560%	n/a
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**Tract #52A - 1.606 Acre Tract**

**COAL OWNERSHIP**

(1) Hugh Macrae Land Trust Tr 5 c/o Alan Siegel Esq Gump, Strauss, Akin LLP 590 Madison Avenue, 20th Floor New York, NY 10022-2524	1.606 acres	0.8833%	n/a
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Exhibit EE  
UNIT SLW8  
Docket # VGOB-92-0421-0216-03  
List of Conflicting Owners/Claimants with Royalty Split Agreements

	Net Acres in Unit	Interest in Unit	Percent of Escrow
<b><u>CBM Royalty Owner (Claim from the Coal Estate Owner):</u></b>			
Torch Oil & Gas Company c/o Sue Ann Craddock 670 Dona Ana Road SW Deming, NM 88030			
<b><u>OIL &amp; GAS OWNERSHIP</u></b>			
(1) CNX Gas Company LLC 1000 Consol Energy Drive Canonsburg, PA 15317 <i>(previously Pocahontas Gas Partnership)</i>	1.606 acres	0.8833%	n/a
<b><u>Tract #52B - 0.877 Acre Tract</u></b>			
<b><u>COAL OWNERSHIP</u></b>			
(1) Hugh Macrae Land Trust Tr 5 c/o Alan Siegel Esq Gump, Strauss, Akin LLP 590 Madison Avenue, 20th Floor New York, NY 10022-2524	0.877 acres	0.4823%	n/a
<b><u>CBM Royalty Owner (Claim from the Coal Estate Owner):</u></b>			
Torch Oil & Gas Company c/o Sue Ann Craddock 670 Dona Ana Road SW Deming, NM 88030			
<b><u>OIL &amp; GAS OWNERSHIP</u></b>			
(1) CNX Gas Company LLC 1000 Consol Energy Drive Canonsburg, PA 15317 <i>(previously Pocahontas Gas Partnership)</i>	0.877 acres	0.4823%	n/a
<b><u>Tract #54 - 5.057 Acre Tract</u></b>			
<b><u>COAL OWNERSHIP</u></b>			
(1) Hugh Macrae Land Trust Tr 5 c/o Alan Siegel Esq Gump, Strauss, Akin LLP 590 Madison Avenue, 20th Floor New York, NY 10022-2524	5.057 acres	2.7812%	n/a
<b><u>CBM Royalty Owner (Claim from the Coal Estate Owner):</u></b>			
Torch Oil & Gas Company c/o Sue Ann Craddock 670 Dona Ana Road SW Deming, NM 88030			

Exhibit EE  
UNIT SLW8  
Docket # VGOB-92-0421-0216-03  
List of Conflicting Owners/Claimants with Royalty Split Agreements

	Net Acres in Unit	Interest in Unit	Percent of Escrow
<b><u>OIL &amp; GAS OWNERSHIP</u></b>			
(1) CNX Gas Company LLC 1000 Consol Energy Drive Canonsburg, PA 15317 <i>(previously Pocahontas Gas Partnership)</i>	5.057 acres	2.7812%	n/a
<b><u>Tract #55A - 12.423 Acre Tract</u></b>			
<b><u>COAL OWNERSHIP</u></b>			
(1) Hugh Macrae Land Trust Tr 17 c/o Alan Siegel Esq Gump, Strauss, Akin LLP 590 Madison Avenue, 20th Floor New York, NY 10022-2524	12.423 acres	6.8323%	n/a
<b><u>CBM Royalty Owner (Claim from the Coal Estate Owner):</u></b>			
Torch Oil & Gas Company c/o Sue Ann Craddock 670 Dona Ana Road SW Deming, NM 88030			
<b><u>OIL &amp; GAS OWNERSHIP</u></b>			
(1) CNX Gas Company LLC 1000 Consol Energy Drive Canonsburg, PA 15317 <i>(previously Pocahontas Gas Partnership)</i>	12.423 acres	6.8323%	n/a
<b><u>Tract #55D - 0.820 Acre Tract</u></b>			
<b><u>COAL OWNERSHIP</u></b>			
(1) Hugh Macrae Land Trust Tr 17 c/o Alan Siegel Esq Gump, Strauss, Akin LLP 590 Madison Avenue, 20th Floor New York, NY 10022-2524	0.820 acres	0.4510%	n/a
<b><u>CBM Royalty Owner (Claim from the Coal Estate Owner):</u></b>			
Torch Oil & Gas Company c/o Sue Ann Craddock 670 Dona Ana Road SW Deming, NM 88030			
<b><u>OIL &amp; GAS OWNERSHIP</u></b>			
(1) CNX Gas Company LLC 1000 Consol Energy Drive Canonsburg, PA 15317 <i>(previously Pocahontas Gas Partnership)</i>	0.820 acres	0.4510%	n/a

Exhibit EE  
UNIT SLW8  
Docket # VGOB-92-0421-0216-03  
List of Conflicting Owners/Claimants with Royalty Split Agreements

	Net Acres in Unit	Interest in Unit	Percent of Escrow
<b><u>Tract #56A - 0.171 Acre Tract</u></b>			
<b><u>COAL OWNERSHIP</u></b>			
(1) Hugh Macrae Land Trust Tr 2 c/o Alan Siegel Esq Gump, Strauss, Akin LLP 590 Madison Avenue, 20th Floor New York, NY 10022-2524	0.171 acres	0.0940%	n/a
<b><u>CBM Royalty Owner (Claim from the Coal Estate Owner):</u></b>			
Torch Oil & Gas Company c/o Sue Ann Craddock 670 Dona Ana Road SW Deming, NM 88030			
<b><u>OIL &amp; GAS OWNERSHIP</u></b>			
(1) CNX Gas Company LLC 1000 Consol Energy Drive Canonsburg, PA 15317 (previously Julius Rowe)	0.171 acres	0.0940%	n/a
<b><u>Tract #57 - 1.266 Acre Tract</u></b>			
<b><u>COAL OWNERSHIP</u></b>			
(1) Hugh Macrae Land Trust Tr 17 c/o Alan Siegel Esq Gump, Strauss, Akin LLP 590 Madison Avenue, 20th Floor New York, NY 10022-2524	1.266 acres	0.6963%	n/a
<b><u>CBM Royalty Owner (Claim from the Coal Estate Owner):</u></b>			
Torch Oil & Gas Company c/o Sue Ann Craddock 670 Dona Ana Road SW Deming, NM 88030			
<b><u>OIL &amp; GAS OWNERSHIP</u></b>			
(1) Garden Realty Corporation c/o Margret Worley Burns 108 Bexley Road Moorsville, NC 28117	1.266 acres	0.6963%	n/a
<b><u>Tract #58 - 8.23 Acre Tract</u></b>			
<b><u>COAL OWNERSHIP</u></b>			
(1) Coal Mountain Mining Company, LLP. Tr 24 P. O. Box 675 Tazewell, VA 24651	8.230 acres	4.5263%	n/a

Exhibit EE  
UNIT SLW8  
Docket # VGOB-92-0421-0216-03  
List of Conflicting Owners/Claimants with Royalty Split Agreements

	Net Acres in Unit	Interest in Unit	Percent of Escrow
<b><u>OIL &amp; GAS OWNERSHIP</u></b>			
(1) Garden Realty Corporation c/o Margret Worley Burns 108 Bexley Road Moorsville, NC 28117	8.230 acres	4.5263%	<i>n/a</i>
<b><u>Tract #58A - 7.14 Acre Tract</u></b>			
<b><u>COAL OWNERSHIP</u></b>			
(1) Coal Mountain Mining Company, LLP. Tr 24 P. O. Box 675 Tazewell, VA 24651	7.140 acres	3.9268%	<i>n/a</i>
<b><u>OIL &amp; GAS OWNERSHIP</u></b>			
(1) Garden Realty Corporation c/o Margret Worley Burns 108 Bexley Road Moorsville, NC 28117	7.140 acres	3.9268%	<i>n/a</i>

**Exhibit A**  
**Tract-by-Tract Escrow Calculation**  
**Account Balances as of 9/30/10**

Unit: SLW8  
VGOB 92-0421-0216-03  
Acres Escrowed: 100.888000

Owners	Tract #	Acres	Interest		Total Owners' Percent of Escrow (50%)	Amount Due Owners \$36,345.70
Coal Mountain Mining Company- Coal		31.064			15.3953%	\$5,595.53
Ernest Keen Heirs - O&G	49	31.064				
Ralph Keen			1/5		3.0791%	\$1,119.11
Arnold Keen			1/5		3.0791%	\$1,119.11
Billy Ray Hale			1/20		0.7698%	\$279.78
Linda Hale Matney			1/20		0.7698%	\$279.78
Brenda Weddle			1/20		0.7698%	\$279.78
Carl Lee Hale			1/20		0.7698%	\$279.78
Anna R. Lambert			1/5		3.0791%	\$1,119.11
Elizabeth Ann Justice (previously Ann McCowan)			1/5		3.0791%	\$1,119.11
Torch Oil and Gas Company- Coal						
Sarah Wade (Thurman Wade) - O,G & CBM	50	6.193		6.1385%		\$2,231.08
Torch Oil and Gas Company- Coal						
Sarah Wade (Thurman Wade) - O,G & CBM	51	8.947		8.8682%		\$3,223.23

INSTRUMENT #110000752  
RECORDED IN THE CLERK'S OFFICE OF  
BUCHANAN COUNTY ON  
MARCH 30, 2011 AT 11:00AM  
BEVERLY S. TILLER, CLERK  
RECORDED BY: DA