

VIRGINIA:

02

BEFORE THE VIRGINIA GAS AND OIL BOARD

CORRECTION OF SCRIVENER'S	)	VGOB DOCKET NOS.
ERROR IN AMENDED SUPPLEMENTAL	)	91-0618-0133 and
ORDER AFFECTING DRILLING UNIT	)	93-0420-0353
U-10/U-10B LOCATED IN THE OAKWOOD	)	
COALBED METHANE GAS FIELDS	)	
I and II, BUCHANAN COUNTY, VA	)	
ENTERED ON FEBRUARY 25, 2002 AND	)	
RECORDED WITH THE CLERK OF THE	)	
COURT OF BUCHANAN COUNTY, VA ON	)	
MARCH 8, 2002 IN DEED BOOK 542 AT PAGE	)	
316 (herein "Amended Supplemental Order")	)	

REPORT OF THE BOARD

FINDINGS AND ORDER

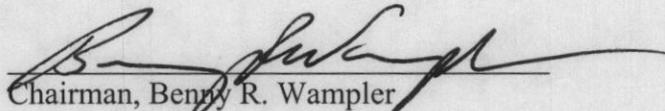
1. The Virginia Gas and Oil Board (herein "Board") enters this order to correct a scrivener's error in subparagraphs 5.2(3)a. and 6.a.(4) of the Amended Supplemental Order.
2. Findings: The Board finds that:
  - a. there is an inconsistency in the "percent interest in the unit" cited in subparagraphs 5.2(3)a. and 6.a.(4)a. of the Supplemental Order and that shown in Exhibit EE of the Supplemental Order. The Board further finds that the 0.201667 percent of interest in the unit attributable to Norman & Ethel V. Morgan (herein "Claimants") in Exhibit EE is correct, and that due to a scrivener's errors subparagraphs 5.2(3)a. and 6.a.(4)a. of the Supplemental Order erroneously combined Claimants' interest with that of another claimant and reflected the resulting total interest of Claimants' in unit as an undivided 0.226875 percent.
3. Order: By this Order, the Board corrects the scrivener's errors in the Supplemental Order by:
  - (a) deleting subparagraph 5.2(3)a. in toto and substituting in its stead the following language: Norman & Ethel V. Morgan - 0.201667% interest in the unit.

(b) deleting subparagraph 6.a.(4) in toto and substituting in its stead the following language: with respect to Tract 4 as reflected in Exhibit E, retain in the Combined Escrow Account those funds attributable to the conflicting claims of Harrison-Wyatt, L.L.C. as to an undivided 0.275000% interest in unit (coal fee owner) and Hugh M. Feather as to an undivided 0.003438% interest in unit (gas and oil fee owner) and Mary Elizabeth F. Kahn as to an undivided 0.003438% interest in unit (gas and oil fee owner). With respect to the remaining Combined Escrow Funds attributable to Tract 4, as reflected in Exhibit EE and the attached subaccounting for Tract 4, disburse 50% of said funds to Harrison-Wyatt, L.L.C., c/o Wyatt Buick Pontiac, P. O. Box 11000, Danville, VA 24543, and the other 50% of said remaining funds attributable to Tract 4 as follows:

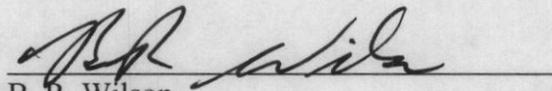
- (a) that portion attributable to Norman & Ethel V. Morgan's undivided .201667 percent interest in unit to: Norman & Ethel V. Morgan,, P. O. Box 784, Grundy, VA 24614.
- (b) that portion attributable to Naaman J. Morgan Trust's undivided .025208 percent interest in unit to: Naaman J. Morgan Trust, c/o Carl Puckett, Trustee, 513 State Street, Bristol, VA 24203.
- (c) that portion attributable to Claude S. Arms, Jr.'s undivided .006875 percent interest in unit to: ClaudeS. Arms, Jr., P. O. Box 812, Grundy, VA 24614.
- (d) that portion attributable to: Hettie F. Cooper's undivided 0.006875 percent interest in unit to: Hettie F. Cooper, 9583 Woodfield Circle, North, Pickerington, OH 43147.
- (e) that portion attributable to Hazel M. Wyatt's undivided 0.006875 percent interest in unit to: Hazel M. Wyatt, P. O. Box 632, Grundy, VA 24614.
- (f) that portion attributable to Nancy McClanahan and Danny Shortridge's undivided 0.006875 percent interest in unit to: Nancy McClanahan and Danny Shortridge, P. O. Box 188, Mooresburg, TN 37811.
- (g) that portion attributable to Faye M. Harrison's undivided 0.006875 percent interest in unit to: Faye M. Harrison, 104 Katie Lane, Statesville, NC 28677
- (h) that portion attributable to Lettie M. Cox's undivided 0.006875 percent interest in unit to: Lettie M. Cox, P. O. Box 638, Grundy, VA 24614

- 4. Mailing of Order and Filing of Affidavit: The Unit Operator or its Attorney shall file an affidavit with the Secretary of the Board within ten (10) days after the date of receipt of this Order stating that true and correct copy of this Order has been sent to Norman and Ethel V. Morgan.
- 5. Conclusion: Therefore, the findings and all terms and provisions set forth above be and hereby are granted and IT IS SO ORDERED.
- 6. Effective Date: This Order shall be effective as of February 25, 2002, the date the Amended Supplemental Order was entered by the Board.

DONE AND EXECUTED this 29<sup>th</sup> day of March, 2002, by a majority of the Virginia Gas and Oil Board.

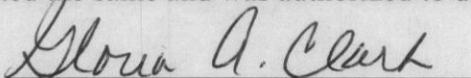
  
Chairman, Benny R. Wampler

DONE AND PERFORMED this 15<sup>th</sup> day of April, 2002, by the Order of this Board.

  
B. R. Wilson  
Principal Executive to the Staff  
Virginia Gas and Oil Board

STATE OF VIRGINIA )  
COUNTY OF WISE )

Acknowledged on this 29<sup>th</sup> day of March, 2002, personally appeared before me a notary public in and for the Commonwealth of Virginia, appeared Benny R. Wampler, being duly sworn did depose and say that he is Chairman of the Virginia Gas and Oil Board, that he executed the same and was authorized to do so.

  
Gloria A. Clark  
Notary Public

My commission expires: 12/31/2003

STATE OF VIRGINIA )  
COUNTY OF WASHINGTON )

Acknowledged on this 15<sup>th</sup> day of April, 2002, personally appeared before me a notary public in and for the Commonwealth of Virginia, appeared B. R. Wilson, 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 that he was authorized to do so.

*Diane J. Davis*  
Diane J. Davis  
Notary Public

Order Recorded Code of  
Virginia Section 45,1-361.26

My commission expires: 9/30/2005

VIRGINIA: In the Clerk's Office of the Circuit Court of Buchanan County. The foregoing instrument was this day presented in the office aforesaid and is, together with the certificate of acknowledgment annexed, admitted to record this 15<sup>th</sup> day of April, 20 02 1:07 P. M.  
Deed Book No. 544 and Page No. 787.  
Returned to: Diane Davis TESTE: James M. Bevins, Jr., Clerk  
TESTE: Gwendolyn S. Miller Deputy Clerk

COMMONWEALTH OF VIRGINIA



OFFICIAL RECEIPT  
BUCHANAN COUNTY CIRCUIT COURT  
DEED RECEIPT

DATE: 04/22/02 TIME: 13:07:14 ACCOUNT: 0270LRO20001606 RECEIPT: 02000002145  
CASHIER: AKT REG: 8001 TYPE: ORDER PAYMENT: FULL PAYMENT  
INSTRUMENT : 020001606 BOOK: PAGE: RECORDED: 04/22/02 AT 13:07  
GRANTOR: VIRGINIA GAS AND OIL BOARD EX: N LDC: 00  
GRANTEE: POCAHONTAS GAS PARTNERSHIP EX: N PCT: 100%  
AND ADDRESS :  
RECEIVED OF : DEPT MINES MINERALS ENERGY  
CHECK : \$14.00

DESCRIPTION 1: PAGES: 0  
2: NAMES: 0  
CONSIDERATION: .00 ASSUME/VAL: .00 MAP:  
CODE DESCRIPTION PAID CODE DESCRIPTION PAID  
301 DEEDS 14.00  
TENDERED : 14.00  
AMOUNT PAID: 14.00  
CHANGE AMT : .00

CLERK OF COURT: JAMES M. BEVINS JR.