

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, LLC on behalf of Coal Mountain Mining Company, LLP and CNX Gas Company, LLC; Yukon Pocahontas Coal Company, et al including Yukon Pocahontas Coal Company, Buchanan Coal Company, Sayers-Pocahontas Coal Company, Plum Creek Timberlands, L.P. and Donald Shortt

DOCKET NO.**96-0116-0533-01****RELIEF SOUGHT:**

Issuance: A Supplemental Order for Disbursement of Escrowed Funds
Action: Amending Prior Orders Affecting Drilling V-31,
Tracts 8 and 9
 (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 V-31 by Tract Subaccounts;
- (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

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 November 16, 2010 at the Russell County Government Complex, Conference Center at 139 Highland Drive, Lebanon, VA
2. **Appearances:** Mark A. Swartz, Esq. Swartz Law Office appeared for the Unit Operator; and Sharon M.B. Pigeon, 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 sub accounts, 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 sub accounts. 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 1, 1996 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 April 8, 1996, Deed Book 447, Page 341 to 360. The Board executed its Supplemental Order Regarding Elections that was filed with the Clerk on February 3, 1997, Deed Book 458, Page 198 to 208.
- 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 the Pooling Order and testimony, the coal estate ownership interests of Coal Mountain Mining Company, LLP and CNX Gas Company, LLC; Yukon Pocahontas Coal Company, et al including Yukon Pocahontas Coal Company, Buchanan Coal Company, Sayers-Pocahontas Coal Company, Plum Creek Timberlands, L.P. and the gas ownership interests of Donald Shortt in Tracts 8 and 9 in the Subject Drilling Unit were in conflict and became subject to the escrow requirements of the Pooling Order.
- 4.1 The Unit Operator's Miscellaneous Petition regarding Tracts 8 and 9, a copy of which is attached to and made a part hereof, states under oath that Coal Mountain Mining Company, LLP and CNX Gas Company, LLC; Yukon Pocahontas Coal Company, et al including Yukon Pocahontas Coal Company, Buchanan Coal Company, Sayers-Pocahontas Coal Company, Plum Creek Timberlands, L.P and the Applicant, Donald Shortt, have entered into a royalty split agreements and by the terms of the agreements regarding these tracts escrowing regarding these individual conflicting claims is no longer required for these parties.
- 4.2 The Unit Operator gave notice to Coal Mountain Mining Company, LLP and CNX Gas Company, LLC; Yukon Pocahontas Coal Company, et al including Yukon Pocahontas Coal Company, Buchanan Coal Company, Sayers-Pocahontas Coal Company, Plum Creek Timberlands, L.P and the applicant, Donald Shortt, that the Board would consider its disbursement authorization at its hearing on November 16, 2010 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 8 and 9 identified in the attached miscellaneous petition (2) delete the requirement that the Unit Operator place future royalties attributable to a portion of said Tracts 8 and 9 and interests of Applicant, Donald Shortt, identified in the miscellaneous petition in the Escrow Account, and (3) continue the escrow account under this docket number because there are other parties under this order subject to continued payments in the escrow.
- 4.3 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) Coal Mountain Mining Company, LLP and CNX Gas Company, LLC; Yukon Pocahontas Coal Company, et al including Yukon Pocahontas Coal Company, Buchanan Coal Company, Sayers-Pocahontas Coal Company, Plum Creek Timberlands, L.P and Donald are the owners of the coal and gas acreage estate underlying a Tracts 8 and 9 of the Subject Drilling Unit;

(2) Net interests attributable and to be disbursed to Applicants are shown in Table 1.

VGOB Approved Disbursement
VGOB-96-0116-0533-01
V-31

		Frac Interest	Acreage Interest Disbursed	Split Agreement	Escrowed Acres Total	% of Escrowed Funds
	Table 1					
Tract	Disbursement Table					
	Totals				23.68628	
8	Yukon Pocahontas Coal Company et al.		2.75		2.7500	
8	Yukon Pocahontas Coal Co., P. O. Box 187, Tazewell, VA 24651	1/2	1.38	50.0%	0.6875	2.9025%
8	Buchanan Coal Co., P. O. Box 187, Tazewell, VA 24761	1/9	0.31	50.0%	0.1528	0.6450%
8	Sayers-Pocahontas Coal Co. P. O. Box 187, Tazewell, VA 24651	1/18	0.15	50.0%	0.0764	0.3225%
8	Plum Creek Timberlands L.P., Attn: Mineral Department, One Concourse Pkwy, Suite 755, Atlanta, GA 30328	1/3	0.92	50.0%	0.4583	1.9350%
8	Donald Shortt, 318 Kent's Ridge Road, Richlands, VA 24641	1	2.7500	50.0%	1.3750	5.8050%
9	Coal Mountain Mining Co., LLP		0.02			
9	Coal Mountain Mining Co.LLP, P. O. Box 675, Tazewell, VA 24651	1	0.0200	50.0%	0.0100	0.0422%
9	CNX Gas Co., 2481 John Nash Blvd., Bluefield, WV 24701	1	0.0200	50.0%	0.0100	0.0422%

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 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.

6. Conclusion:

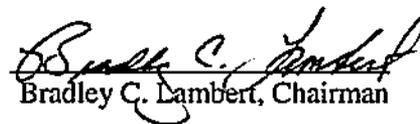
Therefore, the requested relief and all terms and provisions set forth above in Paragraph 6 above be and hereby are granted and **IT IS SO ORDERED.**

7. Appeals:

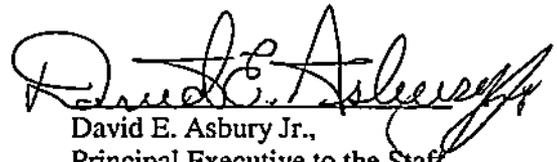
Appeals of this Order are governed by the provisions of Va. Code § 45.1-361.9 which provides that any order or decision of the Board may be appealed to the appropriate circuit court and that whenever a coal owner, coal operator, gas owner, gas operator, or operator of a gas storage field certificated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

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

DONE AND EXECUTED this 17 day of Dec, 2010 by a majority of the Virginia Gas and Oil Board.


Bradley C. Lambert, Chairman

DONE AND PERFORMED this 17 day of Dec, 2010 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 19th day of December, 2010, 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 96-0116-0533-01

ESCROW REGARDING TRACT(S) 8 and 9
(2) AND AUTHORIZATION FOR DIRECT
PAYMENT OF ROYALTIES

HEARING DATE: November 16, 2010

DRILLING UNIT: V-31

BUCHANAN COUNTY, VIRGINIA

MISCELLANEOUS PETITION

1. Petitioner and its counsel: Petitioner is CNX Gas Company LLC, 2481 John Nash Blvd., 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) 8 and 9 as depicted upon the annexed Exhibit A; and (2) authorization to begin paying royalties directly to the parties to the royalty split between Coal Mountain Mining Company LLP and CNX Gas Company LLC; Yukon Pocahontas Coal Company et al including Yukon Pocahontas Coal Company, Buchanan Coal Company, Sayers-Pocahontas Coal Company, Plum Creek Timberlands L.P and Donald Shortt.

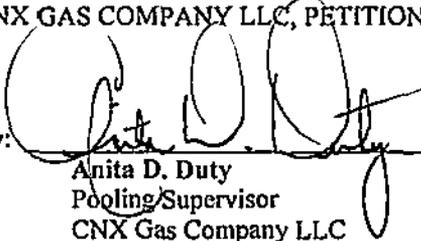
3. Legal Authority: Va. Code Ann. § 45.1-361.1 et seq., 4 VAC 25-160-140., and relevant Virginia Gas and Oil Board Orders ("Board") heretofore promulgated pursuant to law.

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

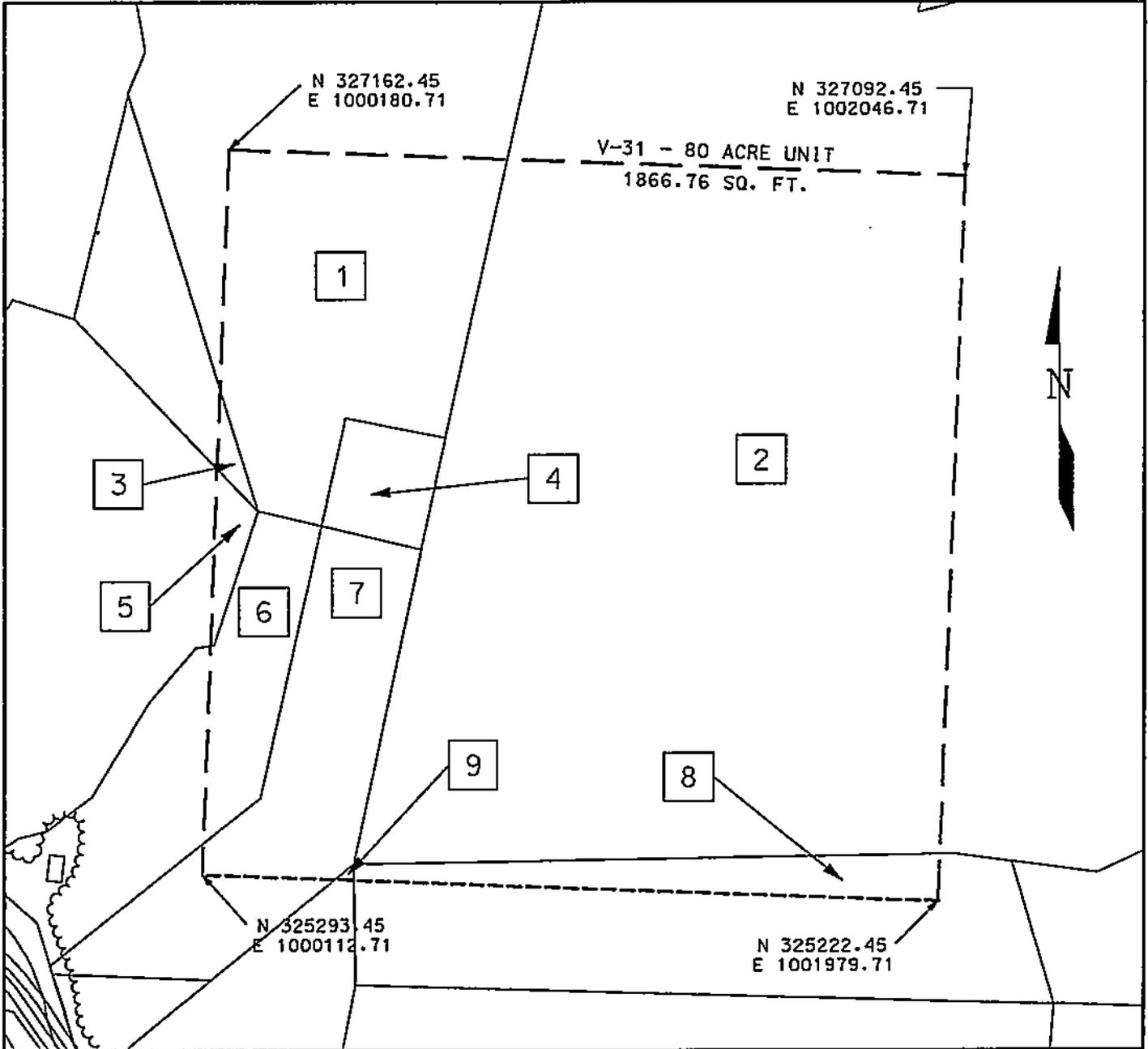
5. Factual basis for relief requested: Coal Mountain Mining Company LLP and CNX Gas Company LLC; Yukon Pocahontas Coal Company et al including Yukon Pocahontas Coal Company, Buchanan Coal Company, Sayers-Pocahontas Coal Company, Plum Creek Timberlands L.P and Donald Shortt have entered into a royalty split agreement. Said royalty split agreement allows the Applicant and Designated Operator to pay royalties directly to the persons identified in Exhibit EE annexed hereto and 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 IT'S PROFESSIONAL MANAGER
CNX GAS COMPANY LLC, PETITIONER

By: 
Anita D. Duty
Pooling Supervisor
CNX Gas Company LLC
2481 John Nash Blvd.
Bluefield, West Virginia 24701





LEGEND

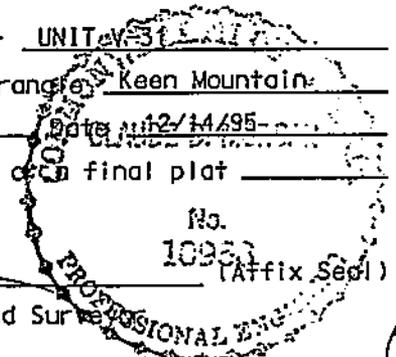
-  TRACT LAND HOOK
-  EXISTING CBM WELL
-  TRACT LAND ID'S

EXHIBIT A
OAKWOOD FIELD UNIT V-31
FORCE POOLING
VG0B-96/01/16-0533

Company CONSOL Inc. Well Name and Number UNIT V-31
 Tract No. _____ Elevation _____ Quadrangle Keen Mountain
 County Buchanan District Garden Scale: 1" = 400' Date 11/2/14/95
 This plat is a new plat X ; an updated plat _____ ; a final plat _____

Form DGO-GO-7
 Rev. 9/91


 Licensed Professional Engineer or Licensed Land Surveyor



CONSOL Inc.
CBM V-31
Tract Identifications
DGO-GO-7 Attachment

1. C. L. Ritter - Tr. 53 - Coal, Oil, Gas
Coal Lessees
Island Creek Coal Company - Coal Below Tiller
Jewell Smokeless Coal Corp.
Permac, Inc.
Buchanan Production Company - CBM Lessee
11.60 acres - 14.50%

2. Island Creek Coal Company - 255/784 Coal Below Tiller
Richard Deskins Heirs - 529/784 Coal Below Tiller
Coal Lessees
Island Creek Coal Company - Coal Below Tiller
Jewell Smokeless Coal Corp.
Permac, Inc.
Buchanan Production Company - CBM Lessee
54.12 acres - 67.650%

3. C. L. Ritter - Tr. 53 - Coal, Oil, Gas
Coal Lessees
Island Creek Coal Company - Coal Below Tiller
Jewell Smokeless Coal Corp.
Permac, Inc.
Buchanan Production Company - CBM Lessee
Sue Elkins - Surface
0.22 acres - 0.275%

4. C. L. Ritter - Tr. 53 - Coal, Oil, Gas
Coal Lessees
Island Creek Coal Company - Coal Below Tiller
Jewell Smokeless Coal Corp.
Permac, Inc.
Buchanan Production Company - CBM Lessee
Lucy Wade Heirs - Surface
1.71 acres - 2.1375%

5. Sue Elkins - Surface, Coal, Oil, & Gas
Coal Lessees
Island Creek Coal Company - Coal Below Tiller
0.58 acres - 0.725%

6. Paul Shortt Heirs - Surface, Coal, Oil, & Gas
Coal Lessees
Island Creek Coal Company - Coal Below Tiller
3.21 acres - 4.0125%

7. Lucy Wade Heirs - Surface, Coal, Oil, & Gas
Coal Lessees
Island Creek Coal Company - Coal Below Tiller
5.79 acres - 7.2375%

8. Yukon Pocahontas Coal Company, et al - Tr. 111 - Coal
Coal Lessees
Island Creek Coal Company - Coal Below Tiller
Jewell Smokeless Coal Corp.
Permac, Inc.
Buchanan Production Company - CBM Lessee
Donald Shortt - Oil & Gas
Consolidation Coal Co. - Oil & Gas Lessee
2.75 acres - 3.4375%

9. Coal Mountain Mining - Tr. 17 - Coal
Curtis Wade - Surface - Oil & Gas
0.02 acres - 0.025%

Exhibit E
Unit V-31
Docket #VGOB 96-0116-0533-01
List of all Conflicting Owners/Claimants

	Acres in Unit	Percent of Unit	Division of Interest in	
			1 Left 8.1521%	2 Left 4.3768%
<u>Tract #2, 54.12 Acre Tract</u>				
<u>COAL OWNERSHIP</u>				
(1) Richard Deskins Heirs	54.12 acres	67.6500%	5.5149%	2.9609%
(e) Lida G. Vandyke Heirs, Deviseses, Successors or Assigns				
(e.1) Lida Jaydene Holzgrefe Gellerstrasse #28 Basel Switzerland CH 4052	1.10 acres 1/49 of 54.12 acres	1.3806%	0.1125%	0.0604%
(b) Edith McGlothlin 2619 Derubertis Dr. Madison, OH 44057	1.10 acres 1/49 of 54.12 acres	1.3806%	0.1125%	0.0604%
(p) Daris Deskins Heirs, Deviseses, Successors or Assigns				
(p.1) Madeline Deskins 204-37446 Grove Avenue Willoughby, OH 44094	1.10 acres 1/49 of 54.12 acres	1.3806%	0.1125%	0.0604%
(1) Consolidation Coal Company 10545 Riverside Dr. Oakwood, VA 24631 <i>Previously Island Creek Coal Company</i>	17.60 acres 255/784 of 54.12 acres	22.0035%	1.7937%	0.9630%
<u>OIL & GAS OWNERSHIP</u>				
(1) Richard Deskins Heirs	54.12 acres	67.6500%	5.5149%	2.9609%
(aj) Joan E. Deskins 518 Touring Drive Auburn, IN 46706-2068	0.37 acres 1/147 of 54.12 acres	0.4602%	0.0375%	0.0201%
(ak) Marie McNeely Deskins Rt. 6, Box 93 Tazewell, VA 24651	2.21 acres 2/49 of 54.12 acres	2.7612%	0.2251%	0.1209%
(al) Joseph H. Deskins 5272 County Rd. 35 Auburn, IN 46706	0.37 acres 1/147 of 54.12 acres	0.4602%	0.0375%	0.0201%
(am) Juanita Colley 1916 County Rd. 60 Auburn, IN 46706	0.37 acres 1/147 of 54.12 acres	0.4602%	0.0375%	0.0201%
(an) Lois J. High P. O. Box 24 Corunna, IN 46730	0.37 acres 1/147 of 54.12 acres	0.4602%	0.0375%	0.0201%
(ao) Jimmy Sisk Sr. 2854 Kay Blvd. Norton, OH 44203	2.21 acres 2/49 of 54.12 acres	2.7612%	0.2251%	0.1209%
(ap) Joyce L. Ratliff Heirs, Deviseses, Successors or Assigns				

Exhibit E
Unit V-31
Docket #VGOB 96-0116-0533-01
List of all Conflicting Owners/Claimants

	Acres in Unit	Percent of Unit	Division of Interest in	
			1 Left 8.1521%	2 Left 4.3768%
(ap.1) Ratliff Revocable Trust Milton B. Ratliff and/or Joyce Ratliff 9901 Pendleton Pike, Trailer 63 Indianapolis, IN 46236-2691	0.37 acres 1/147 of 54.27 acres	0.4602%	0.0375%	0.0201%
(aq) Cloetta M. Bradley Heirs, Devisees, Successors or Assigns				
(aq.1) Edward McNeil 2412 Sequoia Park Yukon, OK 73099-5822	0.24 acres 1/224 of 54.12 acres	0.3020%	0.0246%	0.0132%
(aq.2) Jack W. McNeil 2330 Mountain Pass Rd. Troutville, VA 24175	0.24 acres 1/224 of 54.12 acres	0.3020%	0.0246%	0.0132%
(ar) Gaylene A. Horn 21467 Green Springs Road Abingdon, VA 24211	2.21 acres 2/49 of 54.12 acres	2.7612%	0.2251%	0.1209%
(as) Rosa Adkins Heirs, Devisees, Successors or Assigns				
(as.1) Betty L. Deweese Heirs, Devisees Successors or Assigns				
(as.1.1) Arthur E. Deweese Heirs, Devisees, Successors or Assigns				
(as.1.1.a) Robert W. Deweese PO Box 186 Peytona, WV 25154	0.97 acres 1/56 of 54.12 acres	1.2080%	0.0985%	0.0529%
(as.2) Felda L. Bland Heirs, Devisees, Successors or Assigns				
(as.2.1) Charlotte Mason 38 Redington Court West Carrollton, OH 45449	0.97 acres 1/56 of 54.12 acres	1.2080%	0.0985%	0.0529%
(at) Jasper E. Hiser Heirs, Devisees, Successors or Assigns				
(at.1) John A. & Margaret E. Brown Rt. 1, Box 364 Ronceverte, WV 24970	1.93 acres 1/28 of 54.12 acres	2.4161%	0.1970%	0.1057%
C.P. (Peery) Deskins Heirs, Devisees, Successors or Assigns				
(au) Donald & Betty S. Deskins P. O. Box 1184 Honaker, VA 24260	0.14 acres 1/392 of 54.12 acres	0.1726%	0.0141%	0.0076%
(av) John Peery Deskins Heirs, Devisees, Successors or Assigns				
(av.1) Ruby Gerald Deskins Rt.2 Box 603A Honaker, VA 24260	0.14 acres 1/392 of 54.12 acres	0.1726%	0.0141%	0.0076%
(aw) Norma Gay Deskins Heirs, Devisees, Successors or Assigns				

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Exhibit E
Unit V-31
Docket #VGOB 96-0116-0533-01
List of all Conflicting Owners/Claimants

	Acres in Unit	Percent of Unit	Division of Interest in	
			1 Left 8.1521%	2 Left 4.3768%
(aw.1) Norma R. Deskins P.O. Box 1656 Honaker, VA 24260-1656	0.14 acres 1/392 of 54.12 acres	0.1726%	0.0141%	0.0076%
(ax) Billanora C. Deskins Heirs, Devisees, Successors or Assigns				
(ax.1) (Bertie) Jay Deskins, Jr. Address Unknown	0.19 acres 1/280 of 54.12 acres	0.2416%	0.0197%	0.0106%
(ax.2) Perry C. Deskins Address Unknown	0.19 acres 1/280 of 54.12 acres	0.2416%	0.0197%	0.0106%
(ax.3) William Randall Deskins Address Unknown	0.19 acres 1/280 of 54.12 acres	0.2416%	0.0197%	0.0106%
(ax.4) Astra Arlene Harris Address Unknown	0.19 acres 1/280 of 54.12 acres	0.2416%	0.0197%	0.0106%
(ax.5) Myrtle A. Jefferson 11625 Bell House Road Providence Forge, VA 23140	0.19 acres 1/280 of 54.12 acres	0.2416%	0.0197%	0.0106%
(ay) Norma R. Hale Heirs, Devisees, Successors or Assigns				
(ay.1) Norma Ruth Hale P.O. Box 1656 Honaker, VA 24260	0.14 acres 1/392 of 54.12 acres	0.1726%	0.0141%	0.0076%
(az) Barbara Wooten Deskins P. O. Box 33 Brahamsville, VA 23011	0.03 acres 1/1960 of 54.12 acres	0.0345%	0.0028%	0.0015%
(ba) Frieda V. Deskins 83 Hidden Pines Lane Hillsville, VA 24343	0.97 acres 1/56 of 54.12 acres	1.2080%	0.0985%	0.0529%
(bb) Leonard R. Deskins, Jr. Heirs, Devisees, Successors or Assigns				
(bb.1) Lula Pearl Deskins Rt. 2, Box 603 Honaker, VA 24260	0.14 acres 1/392 of 54.12 acres	0.1726%	0.0141%	0.0076%
(bc) Winfred Lee Deskins Rt.2 Box 78 Honaker, VA 24260	0.97 acres 1/56 of 54.12 acres	1.2080%	0.0985%	0.0529%
(bd) Charles P. Deskins, Jr. Rt.2 Box 75 Honaker, VA 24260	0.97 acres 1/56 of 54.12 acres	1.2080%	0.0985%	0.0529%
(be) Billy J. Deskins Rt.2 Box 542 Honaker, VA 24260	0.97 acres 1/56 of 54.12 acres	1.2080%	0.0985%	0.0529%
(bf) Billy Rogers Deskins 1111 Superior Drive Auburn, IN 46706	0.37 acres 1/147 of 54.12 acres	0.4602%	0.0375%	0.0201%

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Exhibit E
Unit V-31
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List of all Conflicting Owners/Claimants

	Acres in Unit	Percent of Unit	Division of Interest in	
			1 Left 8.1521%	2 Left 4.3768%
(bg) Gregory N. Deskins P. O. Box 189 Barhamsville, VA 23011	0.03 acres 1/1960 of 54.12 acres	0.0345%	0.0028%	0.0015%
(bh) Jerry F. Deskins P.O. Box 64, Rt.2 Honaker, VA 24260	0.14 acres 1/392 of 54.12 acres	0.1726%	0.0141%	0.0076%
(bi) Carole L. Otto 12294 Pairmont Land Woodford, VA 22580	0.03 acres 1/1960 of 54.12 acres	0.0345%	0.0028%	0.0015%
(bj) David Lee Deskins 183 Pine Tree Dr. Urbana, OH 43078	0.03 acres 1/1960 of 54.12 acres	0.0345%	0.0028%	0.0015%
(bk) Arnold R. Langley 118 Laguna Springs Dr. Woodstock, GA 30188	0.97 acres 1/56 of 54.12 acres	1.2080%	0.0985%	0.0529%
(bl) Delles G. Deskins 5046 Columbus Court Auburn, GA 30203	0.97 acres 1/56 of 54.12 acres	1.2080%	0.0985%	0.0529%
(bm) Matthew Deskins c/o Barbara Deskins P. O. Box 33 Barhamsville, VA 23011	0.03 acres 1/1960 of 54.12 acres	0.0345%	0.0028%	0.0015%

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Exhibit EE
Unit V-31
Docket # VGOB 96-0116-0533-01
List of Conflicting Owners/Claimants with Royalty Split Agreements

	Acres In Unit	Percent of Unit	Division of Interest in		Percent of Escrow
			1 Left 8.1521%	2 Left 4.3768%	
<u>Tract #8, 2.75 Acre Tract</u>					
<u>COAL OWNERSHIP</u>					
(1) Yukon Pocahontas Coal Company, et al. <i>Big Vein Tr 111 (42.76 acre tract)</i>	2.75 acres	3.4375%	0.2802%	0.1505%	
(a) Yukon Pocahontas Coal Company P.O. Box 187 Tazewell, VA 24651	1.38 acres 1/2 of 2.75 acres	1.7188%	0.1401%	0.0752%	2.9033%
(b) Buchanan Coal Company P.O. Box 187 Tazewell, VA 24651	0.31 acres 1/9 of 2.75 acres	0.3819%	0.0311%	0.0167%	0.6452%
(c) Sayers-Pocahontas Coal Company P.O. Box 187 Tazewell, VA 24651	0.15 acres 1/18 of 2.75 acres	0.1910%	0.0156%	0.0084%	0.3226%
(d) Consolidation Coal Company * 10545 Riverside Dr. Oakwood, VA 24631	0.92 acres 1/3 of 2.75 acres	1.1458%	0.0934%	0.0502%	
<u>Royalties Paid to:</u>					
Plum Creek Timberlands, L.P. Attn: Mineral Department One Concourse Parkway, Suite 755 Atlanta, GA 30328	0.92 acres 1/3 of 2.75 acres	1.1458%	0.0934%	0.0502%	1.9355%
* Note: Plum Creek Timberlands retained their CBM interest, there is no contract. The royalty for (d) is to be paid to Plum Creek.					
<u>OIL & GAS OWNERSHIP</u>					
(1) Donald P. Shortt 318 Kent's Ridge Road Richlands, VA 24641	2.75 acres	3.4375%	0.2802%	0.1505%	5.8066%
<u>Tract #9, 0.02 Acre Tract</u>					
<u>COAL OWNERSHIP</u>					
(1) Coal Mountain Mining Company LLP P.O. Box 675 Tazewell, VA 24651	0.02 acres	0.0250%	0.0020%	0.0011%	0.0422%
<u>OIL & GAS OWNERSHIP</u>					
(1) CNX Gas Company LLC 2481 John Nash Blvd. Bluefield, WV 24701 <i>(Previously Consolidation Coal Company)</i>	0.02 acres	0.0250%	0.0020%	0.0011%	0.0422%

Exhibit A
Tract-by-Tract Escrow Calculation
Account Balances as of 7/31/10

Unit V-31
 VGOB 96-0116-0533-01
 Acres Escrowed: 23.680000

Owners	Tract #	Acres	Owner Acres	Interest	Owners' Percent of Escrow (50%)	Amount Due Owners \$11,719.70
Yukon Pocahontas Coal Company et al- Coal	8	2.75				
Yukon Pocahontas Coal Company			1.3750	1/2	2.9033%	\$340.26
Buchanan Coal Company			0.3056	1/9	0.6452%	\$75.61
Sayers-Pocahontas Coal Company			0.1528	1/18	0.3226%	\$37.81
Plum Creek Timberlands L.P. (Retained CBM Interest)			0.9167	1/3	1.9355%	\$226.84
Donald Shortt, et al - O&G	8	2.75			5.8066%	\$680.51
Coal Mountain Mining Company LLP- Coal					0.0422%	\$4.95
CNX Gas Company LLC - O&G	9	0.02	0.0845%		0.0422%	\$4.95

Wells contributing to the escrow account:

Gob well production allocated from 1&2 panel in Buc. 1

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