

VIRGINIA:

BEFORE THE VIRGINIA GAS AND OIL BOARD

IN RE:

SUPPLEMENTAL ORDER REGARDING DOCKET NUMBER VGOB-98-03/24-0625-01

ELECTIONS: UNIT T-36,  
(herein "Subject Drilling Unit")

REPORT OF BOARD  
FINDINGS AND ORDER

This Supplemental Order is entered by the Board *sua sponte* in the form authorized by the Board at hearings held on February 15, 1994 and June 16, 1992; and this Supplemental Order is being recorded for the purpose of supplementing the Order previously in the captioned matter on September 9, 1999 which was recorded at Deed Book 496, Page 538 in the Office of the Clerk of the Circuit Court of Buchanan County, Virginia, on September 16, 1999, (herein "Board Order") and completing the record regarding elections.

Findings: The Board finds that:

The Board Order directed POCAHONTAS GAS PARTNERSHIP (herein "Designated Operator") to mail copies of the Board Order to all Respondents whose interests, if any, were pooled by the said Board Order;

The Designated Operator filed its affidavit of elections disclosing that it had mailed a true and correct copy of the Board's Order to all Respondents whose interests, if any, were pooled by said Board Order;

The Board Order required each Respondent whose interests, if any, were pooled by the terms of said Board Order to make an election within thirty (30) days after the date of mailing or recording, as applicable, of said Order; the affidavit of elections filed herein and annexed hereto as Exhibit A states: (i) whether each Respondent has made or failed to make a timely election; (ii) the nature of any election(s) made; and (iii) whether, by reason of a failure to elect or to timely elect one or more Respondents are deemed, under the terms of the Board's Order, to have leased all their rights, title, interests, estates and claims in Subject Drilling Unit to the Applicant;

That the affidavit of elections annexed hereto with the Exhibits submitted therewith identifies the Respondent(s) making a timely election, if any; identifies the Respondent(s), if any, who are deemed to have leased; identifies the conflicting interests and claims which require escrow; identifies the interests and claims, if any, requiring escrow under Virginia Code section 45.1-361.21.D.; and identifies the Respondents, if any, who may be dismissed by reason of having leased or entered into a voluntary agreement with the Applicant.

The affidavit of elections indicates that the escrow of funds is required with regard to Unit T-36;

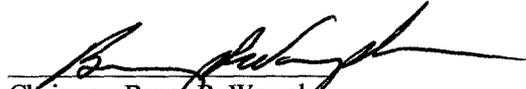
Order: By this Order, the Board orders the Designated Operator to tender, consistent with and in accordance with the findings set forth at paragraph 2. above and the annexed affidavit of elections with Exhibits thereto, any funds subject to escrow and instructs the Escrow Agent, First Virginia Bank-Mountain Empire, c/o Trust Department, P.O. Box 1038, Abingdon, VA 24210, or any successor named by the Board to establish interest bearing escrow account(s), IRS Tax Identification Number 54-1629506, in accordance with the information set forth in the affidavit of elections with Exhibits thereto, to receive funds and account to the Board therefor.

Mailing of Order and Filing of Affidavit: The Designated Operator under the captioned Order or shall file an affidavit with the Secretary of the Board within ten (10) days after the date of receipt of this Order stating that a true and correct copy of this Order was mailed to each Respondent whose interests or claims are subject to escrow and whose address is known within seven seven (7) days from the date of receipt of this Order.

**Conclusion:** Therefore, the findings and all terms and provisions set forth above be and hereby are granted and IT IS SO ORDERED.

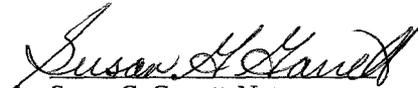
Effective Date: This Order shall be effective on the date of its execution.

DONE AND EXECUTED this 1<sup>st</sup> day of May, 2000, by a majority of the Virginia Gas and Oil Board.

  
Chairman, Benny R. Wampler

STATE OF VIRGINIA  
COUNTY OF WISE

Acknowledged on this 1<sup>st</sup> day of May, 2000, personally 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.

  
Susan G. Garrett, Notary

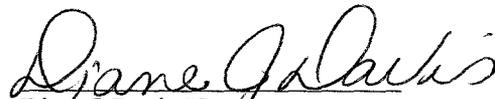
My commission expires: 7-31-02.

DONE AND PERFORMED THIS 2<sup>nd</sup> day of May, 2000, by Order of the Board.

  
B. R. Wilson  
Director of the Division of Gas & Oil Board and  
Principal Executive to the Board

STATE OF VIRGINIA  
COUNTY OF WASHINGTON

Acknowledged on this 2<sup>nd</sup> day of May, 2000, personally 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 Director of the Division of Gas and Oil Board and Principal Executive to the Board, that he executed the same and was authorized to do so.

  
Diane J. Davis, Notary

My commission expires: 9/30/2001.

VIRGINIA:

Exhibit A

BEFORE THE VIRGINIA GAS AND OIL BOARD

IN RE:

Application of Pocahontas Gas Partnership for Forced Pooling of Interests in CBM Unit T-36 VGOB-98-03/24-0625-01 in the Garden District of Buchanan County, Virginia

AFFIDAVIT OF POCAHONTAS GAS PARTNERSHIP (herein "Designated Operator") REGARDING ELECTIONS, ESCROW AND SUPPLEMENTAL ORDER

Leslie K. Arrington, being first duly sworn on oath, deposes and says:

That your affiant is employed by CONSOL Inc., as a Permit Specialist and is duly authorized to make this affidavit on behalf of POCAHONTAS GAS PARTNERSHIP, the designated operator,

That the Order entered on September 9, 1999, by the Virginia Gas and Oil Board (hereinafter "Board") regarding the captioned CBM Unit required the Applicant to mail a true and correct copy of said Order to each person pooled by the Order;

That within seven (7) days of receipt of an executed copy of the Order referred to at paragraph 2. above, your affiant caused a true and correct copy of said Order to be mailed via the United States Postal Service to each Respondent named in the captioned Application, whose address was known, and to all persons, if any, who were added as Respondents at the hearing held in the captioned matter; that proof of such mailing has previously been tendered to the Division of Gas and Oil, the Office of the Gas and Oil Inspector, at Abingdon, Virginia;

That the Order of the Board in the captioned matter required all persons pooled thereby to tender their written elections to the Unit Operator within thirty (30) days of the date the Order was recorded in the county identified above; that said Order was recorded on September 16, 1999;

That the designated operator POCAHONTAS GAS PARTNERSHIP has established procedures to review all mail received and all written documents received other than by mail to ascertain whether parties whose interests have been pooled have made a written election, in a timely fashion, as required by the captioned Order; that said procedures were followed to identify the elections, if any, made with regard to the Subject Unit; that the following persons delivered, by mail or otherwise, written elections the Unit Operator, within the thirty day elections period:

See Attached Exhibit B-4

That Respondents identified in Exhibit B-3 hereto are, having failed to make any election, deemed to have leased their coalbed methane rights, interests and claims to Applicant, all as provided in the Board's Order of September 9, 2000;

See Attached Exhibit B-3

That the rights, interests and claims of the following persons are subject to escrow under the Board's Order pooling the captioned Unit, Board Regulations and the Code of Virginia:

See attached Exhibit E

That after the pooling hearing held in the captioned matter, the following persons have leased or entered into a voluntary agreement with the Designated Operator:

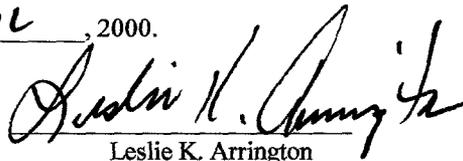
None.

that to the extent any of said persons listed in Exhibit B-2 have rights, interests and claims which are not subject to escrow, they should be dismissed as respondents; the Operator requests that the following persons be dismissed as Respondents:

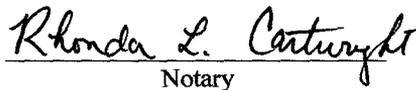
None.

That pursuant to the provisions of VAC 25-160-70.A.10. and C. and VAC 25-160-80 the annexed supplemental order sets forth the interests and claims that require escrow of funds pursuant to Virginia Code sections 45.1-361.21.D. and 45.1-361.22.A.3. and 4.

Dated at Tazewell, Virginia, this 12<sup>th</sup> day of April, 2000.

  
Leslie K. Arrington

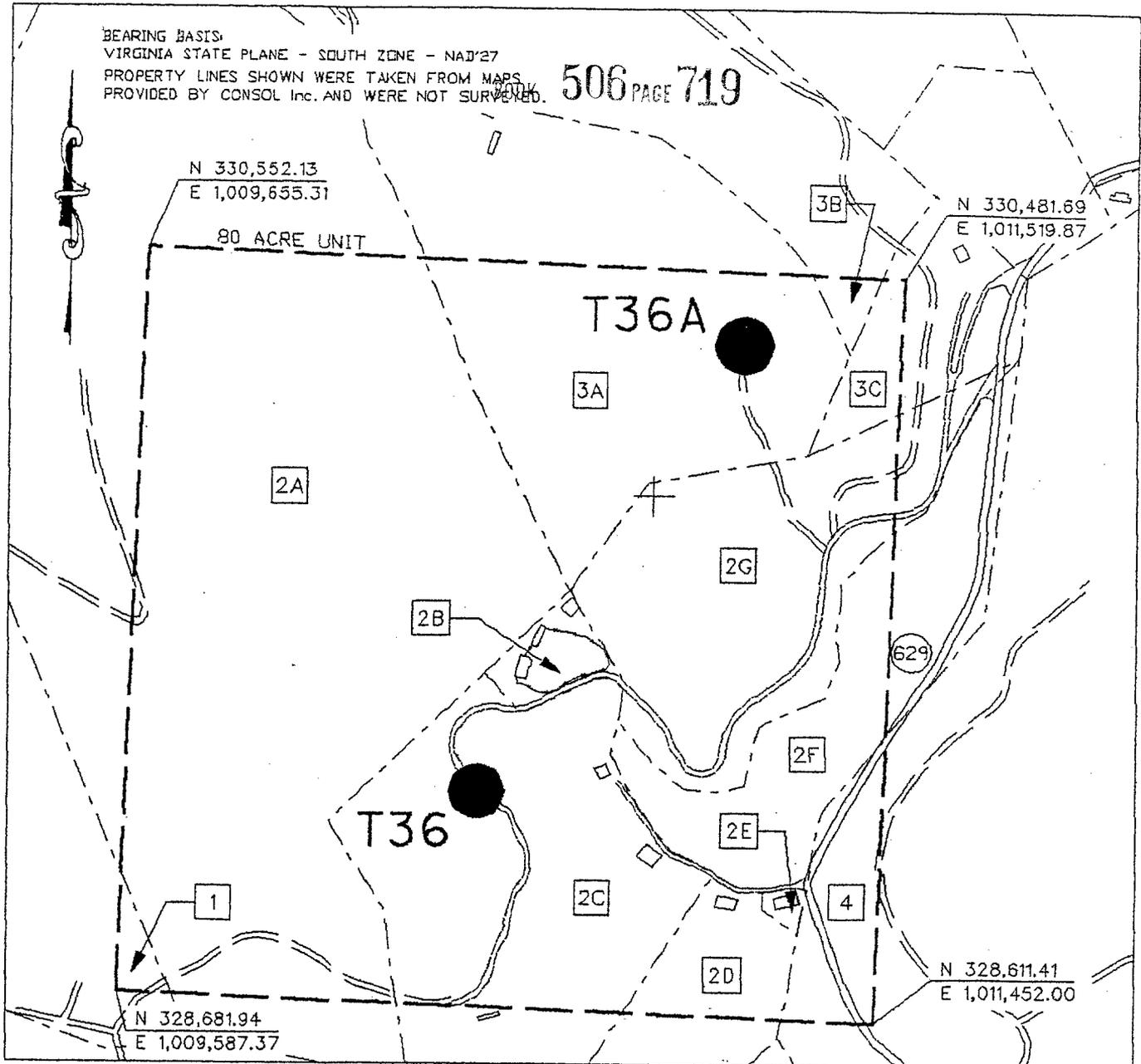
Taken, subscribed and sworn to before me by Leslie K. Arrington as Permit Specialist of CONSOL Inc., on behalf of the corporate Designated Operator, this 12<sup>th</sup> day of April, 2000.

  
Notary

My commission expires: 10/31/01.

BEARING BASIS:  
 VIRGINIA STATE PLANE - SOUTH ZONE - NAD'27  
 PROPERTY LINES SHOWN WERE TAKEN FROM MAPS  
 PROVIDED BY CONSOL Inc. AND WERE NOT SURVEYED.

BOOK 506 PAGE 719



THE ACTUAL WELL LOCATION WILL BE WITHIN 10 FEET OF THE PROPOSED LOCATION ACCORDING TO 4 VAC 25-150-290 AND 45.1-361.30.

WELL LOCATION PLAT

PGP T36APLAT  
 PGP3/11 - 9901/11

COMPANY POCAHONTAS GAS PARTNERSHIP WELL NAME OR NUMBER CBM-PGP-T36A  
 TRACT NUMBER HURT MCGUIRE QUADRANGLE KEEN MOUNTAIN  
 DISTRICT: GARDEN

WELL COORDINATES (VIRGINIA STATE PLANE): STATE PLANE N 330,311.88 E 1,011,125.68

ELEVATION: 2500.53' METHOD USED TO DETERMINE ELEVATION: BY TRIG. LEVELS FROM CONSOL INC BM'S

COUNTY BUCHANAN Scale: 1" = 400' Date 9/2/99

THIS PLAT IS A NEW PLAT \_\_\_\_\_, AN UPDATED PLAT \_\_\_\_\_, OR A FINAL LOCATION PLAT X

+ Denotes the location of a well on United States Topographic Maps, scale 1 to 24,000, latitude and longitude lines being represented by border lines as shown (optional).

**POCAHONTAS GAS PARTNERSHIP  
UNIT T-36  
Tract Identification**

- 1. Alpha Stickley, et al - Coal, Oil & Gas  
Coal Lessees  
Island Creek Coal Company  
Jewell Smokeless Coal Corporation  
Permac, Inc.  
Pocahontas Gas Partnership - CBM Lessee  
Joel L. Absher - Surface  
0.45 acres                      0.5625%
  
- 2A. McGuire & Hurt Heirs - Coal  
Consolidation Coal Co. - Below drainage coal Leased  
United Coal Company - Above drainage coal Leased  
Pocahontas Gas Partnership - CBM Lessee  
Thomas Stillwell Heirs - Surface, Oil & Gas  
33.08 acres                      37.5625%
  
- 2B. McGuire & Hurt Heirs - Coal  
Consolidation Coal Co. - Below drainage coal Leased  
United Coal Company - Above drainage coal Leased  
Pocahontas Gas Partnership - CBM Lessee  
Walter Underwood - Surface, Oil & Gas  
1.25 acres                      1.5625%
  
- 2C. McGuire & Hurt Heirs - Coal  
Consolidation Coal Co. - Below drainage coal Leased  
United Coal Company - Above drainage coal Leased  
Pocahontas Gas Partnership - CBM Lessee  
Joe Nipper - Surface, Oil & Gas  
12.07 acres                      15.0875%
  
- 2D. McGuire & Hurt Heirs - Coal  
Consolidation Coal Co. - Below drainage coal Leased  
United Coal Company - Above drainage coal Leased  
Pocahontas Gas Partnership - CBM Lessee  
Donald Nipper - Surface, Oil & Gas  
2.21 acres                      2.7625%
  
- 2E. McGuire & Hurt Heirs - Coal  
Consolidation Coal Co. - Below drainage coal Leased  
United Coal Company - Above drainage coal Leased  
Pocahontas Gas Partnership - CBM Lessee  
Osborne Mountain Pentecostal Church - Surface, Oil & Gas  
0.17 acres                      0.2125%

**POCAHONTAS GAS PARTNERSHIP  
UNIT T-36  
Tract Identification**

- 2F. McGuire & Hurt Heirs - Coal  
Consolidation Coal Co. - Below drainage coal Leased  
United Coal Company - Above drainage coal Leased  
Pocahontas Gas Partnership - CBM Lessee  
Mitchell Counts - Surface, Oil & Gas  
4.80 acres                      6.0000%
  
- 2G. McGuire & Hurt Heirs - Coal  
Consolidation Coal Co. - Below drainage coal Leased  
United Coal Company - Above drainage coal Leased  
Pocahontas Gas Partnership - CBM Lessee  
Albert Ball Heirs - Surface, Oil & Gas  
10.18 acres                      11.7250%
  
- 3. McGuire & Hurt Heirs - Coal  
Consolidation Coal Co. - Below drainage coal Leased  
United Coal Company - Above drainage coal Leased  
Pocahontas Gas Partnership - CBM Lessee  
Linkous Horn Heirs - Oil & Gas  
13.19 acres                      21.2750%
  
- 3A. Danny McClanahan - Surface, (Oil & Gas Claimant on 11.64 acres)
- 3B. Arlen Osborne - Surface
- 3C. Beulah Osborne - Surface
  
- 4. Coal Mountain Mining Tr 26 - Fee  
Consolidation Coal Co. - Below drainage coal Leased  
United Coal Company - Above drainage coal Leased  
Pocahontas Gas Partnership - CBM Lessee  
Pocahontas Gas Partnership - Oil & Gas Lessee  
2.60 acres                      3.2500%

Docket # VGOB-98-0324-0625-01  
 List of Unleased Owners/Claimants that made an election

		Acres in Unit	Percent of Unit	Election
<b>I. OIL &amp; GAS FEE OWNERSHIP</b>				
<b><u>Tract #2A, 32.20 acres</u></b>				
(1)	Quentin A. Stilwell P. O. Box 1013 Rhame, ND 56525	0.4472 acres 1/72 of 32.20 acres	0.55903%	Carried Well Operator
<b><u>OIL &amp; GAS CLAIMANTS (Surface Owner)</u></b>				
<b><u>Tract #3A, 9.48 acres</u></b>				
(1)	Danny McClanahan P. O. Box 547 Oakwood, VA 24631	9.48 acres	11.85000%	Carried Well Operator
<b><u>Tract #3A1, 1.03 acres</u></b>				
<b><u>OIL &amp; GAS CLAIMANTS</u></b>				
(1)	Quentin A. Stilwell P. O. Box 1013 Rhame, ND 56525	0.0143 acres 1/72 of 1.03 acres	0.01788%	Carried Well Operator
<b><u>OIL &amp; GAS CLAIMANT (Surface Owner)</u></b>				
(1)	Danny McClanahan P. O. Box 547 Oakwood, VA 24631	1.03 acres	1.28750%	Carried Well Operator
<b><u>Tract #3A2, 2.03 acres</u></b>				
<b><u>OIL &amp; GAS CLAIMANTS</u></b>				
(1)	Quentin A. Stilwell P. O. Box 1013 Rhame, ND 56525	0.0282 acres 1/72 of 2.03 acres	0.03524%	Carried Well Operator
<b><u>OIL &amp; GAS CLAIMANT (Surface Owner)</u></b>				
(1)	Danny McClanahan P. O. Box 547 Oakwood, VA 24631	2.03 acres	2.53750%	Carried Well Operator

08/31/99

		Acres In Unit	Percent of Unit
<b>I. OIL &amp; GAS FEE OWNERSHIP</b>			
<b>Tract #2A, 33.08 acres</b>			
(1)	Thomas Stilwell, heirs	33.08 acres	41.35000%
(a)	David W. Stilwell 2107 7th Avenue Apt. 15 Belle Fourche, SD	0.4594 acres 1/72 of 33.08 acres	0.57431%
(b)	Quentin A. Stilwell P. O. Box 1013 Rhame, ND 56525	0.4594 acres 1/72 of 33.08 acres	0.57431%
<b>Tract #2E, 0.17 acres</b>			
(1)	Osborne Mountain Pentecostal Church HC 62, Box 105 Raven, VA 24639	0.17 acres	0.21250%
<b>Tract #2F, 4.80 acres</b>			
(1)	Mitchell Counts P. O. Box 57 Shortt Gap, VA 24647	4.80 acres	6.00000%
<b>Tract #3, 13.19 acres</b>			
(1)	Linkous Horn Heirs	13.19 acres	16.48750%
(a)	Sydney Smith 1911 McViey Road Salem, VA 24153	0.4397 acres 1/30 of 13.19 acres	0.54958%
(b)	Kenneth Osborne 848 Peyton Street Roanoke, VA 24019	0.4397 acres 1/30 of 13.19 acres	0.54958%
(c)	Martha Guilliams 1911 McViey Road Salem, VA 24153	0.4397 acres 1/30 of 13.19 acres	0.54958%
(d)	Ivory J. Horn P. O. Box 748 Raven, VA 24639	0.4397 acres 1/30 of 13.19 acres	0.54958%
(e)	Perry W. Horn 700 Meadowbrooke Dr. Apt. 8 King, NC 27021	0.4397 acres 1/30 of 13.19 acres	0.54958%
(f)	Larry M. Horn P. O. Box 131 Rarden, OH 45671	0.4397 acres 1/30 of 13.19 acres	0.54958%
(g)	Dorothy Horn Rt. 3, Box 21 Cedar Bluff, VA 24609	1.3190 acres 1/10 of 13.19 acres	1.64875%
(h)	Merl Ann Taylor Rt. 1, Box 1445 Cedar Bluff, VA 24609	1.3190 acres 1/10 of 13.19 acres	1.64875%

List of Unleased Owners/Claimants

08/31/99	Acres in Unit	Percent of Unit
(i) Thelma H. Osborne P. O. Box 33 Raven, VA 24639	1.3190 acres 1/10 of 13.19 acres	1.64875%
(j) Martha H. Smith P. O. Box 395 Max Meadows, VA 24360	1.3190 acres 1/10 of 13.19 acres	1.64875%
(k) Sarah H. Day P. O. Box 208 Peterstown, WV 24963	1.3190 acres 1/10 of 13.19 acres	1.64875%
(l) Joseph H. Horn P. O. Box 775 Raven, VA 24639	1.3190 acres 1/10 of 13.19 acres	1.64875%
(m) Nancy H. Stilwell Rt. 4, Box 722 North Tazewell, VA 24630	1.3190 acres 1/10 of 13.19 acres	1.64875%
(n) Clifford Osborne P. O. Box 613 Keen Mountain, VA 24624	0.1199 acres 1/110 of 13.19 acres	0.14989%
(o) James R. Osborne P. O. Box 495 Keen Mountain, VA 24624	0.1199 acres 1/110 of 13.19 acres	0.14989%
(p) Shirley Keene P. O. Box 581 Keen Mountain, VA 24624	0.1199 acres 1/110 of 13.19 acres	0.14989%
(q) Mary Keen Rt. 1, Box 157 Raven, VA 24639	0.1199 acres 1/110 of 13.19 acres	0.14989%
(r) John Osborne Rt. 1, Box 159 Raven, VA 24639	0.1199 acres 1/110 of 13.19 acres	0.14989%
(s) Ronnie Osborne General Delivery Raven, VA 24639	0.1199 acres 1/110 of 13.19 acres	0.14989%
(t) Brenda Justice P. O. Box 27 Oakwood, VA 24631	0.1199 acres 1/110 of 13.19 acres	0.14989%
(u) Richard Osborne P. O. Box 541 Keen Mountain, VA 24624	0.1199 acres 1/110 of 13.19 acres	0.14989%
(v) Charles M. Osborne P. O. Box 585 Keen Mountain, VA 24624	0.1199 acres 1/110 of 13.19 acres	0.14989%
(w) Ruth Keen Box 58 Oakwood, VA 24631	0.1199 acres 1/110 of 13.19 acres	0.14989%
(x) Patsy Moore General Delivery Raven, VA 24639	0.1199 acres 1/110 of 13.19 acres	0.14989%

08/31/99 Acres In Unit Percent of Unit

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II. OIL & GAS CLAIMANTS

Tract #3, 11.64 acres

(1)	Danny McClanahan P. O. Box 547 Oakwood, VA 24631	11.64 acres	14.55000%
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List of Conflicting Owners/Claimants that require escrow

08/31/99	Acres In Unit	Percent of Unit
Tract #2A, 33.08 acres		
<b><u>COAL FEE OWNERSHIP</u></b>		
(1) Hurt McGuire c/o Charles Green 1805 1/2 Jefferson Avenue Bluefield, WV 24701	33.08 acres	41.35000%
<b><u>OIL &amp; GAS FEE OWNERSHIP</u></b>		
(1) Thomas Stilwell, heirs	33.08 acres	41.35000%
(a) Beulah V. Osborne HC 62, Box 109 Raven, VA 24639	4.1350 acres 1/8 of 33.08 acres	5.16875%
(b) Martha J. Stilwell HC 62, Box 95 Raven, VA 24639	4.1350 acres 1/8 of 33.08 acres	5.16875%
(c) Virginia N. Stilwell HC 62, Box 97 Raven, VA 24639	4.1350 acres 1/8 of 33.08 acres	5.16875%
(d) Arthur M. Stilwell HC 62, Box 93 Raven, VA 24639	4.1350 acres 1/8 of 33.08 acres	5.16875%
(e) Exie Osborne General Delivery Shortt Gap, VA 24647	4.1350 acres 1/8 of 33.08 acres	5.16875%
(f) Hubbard Osborne HC 62, Box 89 Raven, VA 24639	0.4594 acres 1/72 of 33.08 acres	0.57431%
(g) Linda S. Shelton P. O. Box 8 Shortt Gap, VA 24647	0.4594 acres 1/72 of 33.08 acres	0.57431%
(h) Jerline Davis 10 Davis Street North Tazewell, VA 24630	0.4594 acres 1/72 of 33.08 acres	0.57431%
(i) Arlin W. Osborne P. O. Box 446 Raven, VA 24639	0.4594 acres 1/72 of 33.08 acres	0.57431%
(j) Jackie D. Osborne Rt. 1, Box 209 Raven, VA 24639	0.4594 acres 1/72 of 33.08 acres	0.57431%
(k) Daniel J. Osborne HC 62, Box 80 Raven, VA 24639	0.4594 acres 1/72 of 33.08 acres	0.57431%
(l) Sylvia A. Shelton St. Rt. Box 81A Raven, VA 24639	0.4594 acres 1/72 of 33.08 acres	0.57431%

List of Conflicting Owners/Claimants that require escrow

		Acres In Unit	Percent of Unit
08/31/99			
(m)	Marvin J. Osborne P. O. Box 1607 Cedar Bluff, VA 24609	0.4594 acres 1/72 of 33.08 acres	0.57431%
(n)	Lois Casey P. O. Box 162 Raven, VA 24639	0.4594 acres 1/72 of 33.08 acres	0.57431%
(o)	Cora Arnold P. O. Box 626 Raven, VA 24639	1.3783 acres 1/24 of 33.08 acres	1.72292%
(o)	Leonard C. Stilwell P. O. Box 932 Raven, VA 24639	0.4594 acres 1/72 of 33.08 acres	0.57431%
(p)	Jay C. Stilwell P. O. Box 1035 Raven, VA 24639	0.4594 acres 1/72 of 33.08 acres	0.57431%
(q)	Wanda Hagy P. O. Box 1738 Richlands, VA 24641	0.4594 acres 1/72 of 33.08 acres	0.57431%
(r)	Bessie Lowe P. O. Box 47 Shortt Gap, VA 24647	0.4594 acres 1/72 of 33.08 acres	0.57431%
(s)	Theodore Stilwell P. O. Box 626 Raven, VA 24639	0.4594 acres 1/72 of 33.08 acres	0.57431%
(t)	Curtis Stilwell General Delivery Doran, VA 24612	0.4594 acres 1/72 of 33.08 acres	0.57431%
(u)	Bernadine R. Lisburg 1418 First Avenue South Fargo, ND 58103	1.3783 acres 1/24 of 33.08 acres	1.72292%
(v)	Gladys E. Pollert 702 21st South, Apt. 2 Fargo, ND 58103	0.4594 acres 1/72 of 33.08 acres	0.57431%
(w)	David W. Stilwell 2107 7th Avenue Apt. 15 Belle Fourche, SD	0.4594 acres 1/72 of 33.08 acres	0.57431%
(x)	Thomas H. Stilwell Rt. 1 Bowler, WS 54416	0.4594 acres 1/72 of 33.08 acres	0.57431%
(y)	Quentin A. Stilwell P. O. Box 1013 Rhame, ND 56525	0.4594 acres 1/72 of 33.08 acres	0.57431%
(z)	Daniel J. Stilwell 600 South 9th Street #64 Bismark, ND 58504	0.4594 acres 1/72 of 33.08 acres	0.57431%
(aa)	Bernice R. Lamb 3100 Vermillion Hastings, MN 55033	0.4594 acres 1/72 of 33.08 acres	0.57431%

List of Conflicting Owners/Claimants that require escrow

08/31/99	Acres In Unit	Percent of Unit
<b>Tract #2B, 1.25 acres</b>		
<u>COAL FEE OWNERSHIP</u>		
(1) Hurt McGuire c/o Charles Green 1805 1/2 Jefferson Avenue Bluefield, WV 24701	1.25 acres	1.56250%
<u>OIL &amp; GAS FEE OWNERSHIP</u>		
(1) Walter Underwood HC 62, Box 105 Raven, VA 24639	1.25 acres	1.56250%
<b>Tract #2C, 12.07 acres</b>		
<u>COAL FEE OWNERSHIP</u>		
(1) Hurt McGuire c/o Charles Green 1805 1/2 Jefferson Avenue Bluefield, WV 24701	12.07 acres	15.08750%
<u>OIL &amp; GAS FEE OWNERSHIP</u>		
(1) Joe Nipper HC 62, Box 103A Raven, VA 24639	12.07 acres	15.08750%
<b>Tract #2D, 2.21 acres</b>		
<u>COAL FEE OWNERSHIP</u>		
(1) Hurt McGuire c/o Charles Green 1805 1/2 Jefferson Avenue Bluefield, WV 24701	2.21 acres	2.76250%
<u>OIL &amp; GAS FEE OWNERSHIP</u>		
(1) Donald Nipper P. O. Box 655 Raven, VA 24639	2.21 acres	2.76250%
<b>Tract #2E, 0.17 acres</b>		
<u>COAL FEE OWNERSHIP</u>		
(1) Hurt McGuire c/o Charles Green 1805 1/2 Jefferson Avenue Bluefield, WV 24701	0.17 acres	0.21250%
<u>OIL &amp; GAS FEE OWNERSHIP</u>		
(1) Osborne Mountain Pentecostal Church HC 62, Box 105 Raven, VA 24639	0.17 acres	0.21250%

List of Conflicting Owners/Claimants that require escrow

08/31/99	Acres in Unit	Percent of Unit
<b>Tract #2F, 4.80 acres</b>		
<b><u>COAL FEE OWNERSHIP</u></b>		
(1) Hurt McGuire c/o Charles Green 1805 1/2 Jefferson Avenue Bluefield, WV 24701	4.80 acres	6.00000%
<b><u>OIL &amp; GAS FEE OWNERSHIP</u></b>		
(1) Mitchell Counts P. O. Box 57 Shortt Gap, VA 24647	4.80 acres	6.00000%
<b>Tract #2G, 10.18 acres</b>		
<b><u>COAL FEE OWNERSHIP</u></b>		
(1) Hurt McGuire c/o Charles Green 1805 1/2 Jefferson Avenue Bluefield, WV 24701	10.18 acres	12.72500%
<b><u>OIL &amp; GAS FEE OWNERSHIP</u></b>		
(1) Albert Ball heirs, devisees, successors or assigns, et al Address unknown	10.18 acres	12.72500%
(a) Donald E. Ball Rt. 1, Box 16 Raven, VA 24639	1.018 acres 1/10 of 10.18 acres	1.27250%
(b) Lawrence E. Ball P. O. Box 1016 Raven, VA 24639	1.018 acres 1/10 of 10.18 acres	1.27250%
(c) Melissa R. Lawson P. O. Box 155 Raven, VA 24639	1.018 acres 1/10 of 10.18 acres	1.27250%
(d) Steve R. Ball Rt. 1, Box 970 Pounding Mill, VA 24637	1.018 acres 1/10 of 10.18 acres	1.27250%
(e) Danny R. Ball Rt. 1, Box 15B Raven, VA 24639	1.018 acres 1/10 of 10.18 acres	1.27250%
(f) A. E. Shreve P. O. Box 8 Doran, VA 24612	2.545 acres 1/4 of 10.18 acres	3.18125%
(g) D. Faye Rowe 2706 Brown Street Richlands, VA 24641	0.84833 acres 1/12 of 10.18 acres	1.06042%
(h) Nell L. Shreve Rt. 3, Box 778 Bluefield, VA 24701	0.84833 acres 1/12 of 10.18 acres	1.06042%

List of Conflicting Owners/Claimants that require escrow

08/31/99	Acres In Unit	Percent of Unit
(i) Nancy Young 801 Pyrtle Drive Salem, VA 24153	0.84833 acres 1/12 of 10.18 acres	1.06042%
<b>Tract #3, 13.19 acres</b>		
<b><u>COAL FEE OWNERSHIP</u></b>		
(1) Hurt McGuire c/o Charles Green 1805 1/2 Jefferson Avenue Bluefield, WV 24701	13.19 acres	16.48750%
<b><u>OIL &amp; GAS FEE OWNERSHIP</u></b>		
(1) Linkous Horn Heirs	13.19 acres	16.48750%
(a) Sydney Smith 1911 McViey Road Salem, VA 24153	0.4397 acres 1/30 of 13.19 acres	0.54958%
(b) Kenneth Osborne 848 Peyton Street Roanoke, VA 24019	0.4397 acres 1/30 of 13.19 acres	0.54958%
(c) Martha Guilliams 1911 McViey Road Salem, VA 24153	0.4397 acres 1/30 of 13.19 acres	0.54958%
(d) Ivory J. Horn P. O. Box 748 Raven, VA 24639	0.4397 acres 1/30 of 13.19 acres	0.54958%
(e) Perry W. Horn 700 Meadowbrooke Dr. Apt. 8 King, NC 27021	0.4397 acres 1/30 of 13.19 acres	0.54958%
(f) Larry M. Horn P. O. Box 131 Rarden, OH 45671	0.4397 acres 1/30 of 13.19 acres	0.54958%
(g) Dorothy Horn Rt. 3, Box 21 Cedar Bluff, VA 24609	1.3190 acres 1/10 of 13.19 acres	1.64875%
(h) Merl Ann Taylor Rt. 1, Box 1445 Cedar Bluff, VA 24609	1.3190 acres 1/10 of 13.19 acres	1.64875%
(i) Thelma H. Osborne P. O. Box 33 Raven, VA 24639	1.3190 acres 1/10 of 13.19 acres	1.64875%
(j) Martha H. Smith P. O. Box 395 Max Meadows, VA 24360	1.3190 acres 1/10 of 13.19 acres	1.64875%
(k) Sarah H. Day P. O. Box 208 Peterstown, WV 24963	1.3190 acres 1/10 of 13.19 acres	1.64875%

List of Conflicting Owners/Claimants that require escrow

08/31/99		Acres in Unit	Percent of Unit
(l)	Joseph H. Horn P. O. Box 775 Raven, VA 24639	1.3190 acres 1/10 of 13.19 acres	1.64875%
(m)	Nancy H. Stilwell Rt. 4, Box 722 North Tazewell, VA 24630	1.3190 acres 1/10 of 13.19 acres	1.64875%
(n)	Clifford Osborne P. O. Box 613 Keen Mountain, VA 24624	0.1199 acres 1/110 of 13.19 acres	0.14989%
(o)	James R. Osborne P. O. Box 495 Keen Mountain, VA 24624	0.1199 acres 1/110 of 13.19 acres	0.14989%
(p)	Shirley Keene P. O. Box 581 Keen Mountain, VA 24624	0.1199 acres 1/110 of 13.19 acres	0.14989%
(q)	Mary Keen Rt. 1, Box 157 Raven, VA 24639	0.1199 acres 1/110 of 13.19 acres	0.14989%
(r)	John Osborne Rt. 1, Box 159 Raven, VA 24639	0.1199 acres 1/110 of 13.19 acres	0.14989%
(s)	Ronnie Osborne General Delivery Raven, VA 24639	0.1199 acres 1/110 of 13.19 acres	0.14989%
(t)	Brenda Justice P. O. Box 27 Oakwood, VA 24631	0.1199 acres 1/110 of 13.19 acres	0.14989%
(u)	Richard Osborne P. O. Box 541 Keen Mountain, VA 24624	0.1199 acres 1/110 of 13.19 acres	0.14989%
(v)	Charles M. Osborne P. O. Box 585 Keen Mountain, VA 24624	0.1199 acres 1/110 of 13.19 acres	0.14989%
(w)	Ruth Keen Box 58 Oakwood, VA 24631	0.1199 acres 1/110 of 13.19 acres	0.14989%
(x)	Patsy Moore General Delivery Raven, VA 24639	0.1199 acres 1/110 of 13.19 acres	0.14989%
<b><u>OIL &amp; GAS CLAIMANTS</u></b>			
(1)	Danny McClanahan P. O. Box 547 Oakwood, VA 24631	11.64 acres	14.55000%

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 3rd day of May 2000.  
 Deed Book No. 506 and Page No. 715 TESTE: James M. Bevins, Jr., Clerk  
 Returned this date to; DK re TESTE: Patricia Jones, Deputy Clerk  
Made

BY:

INSTRUMENT #000001326  
RECORDED IN THE CLERK'S OFFICE OF  
BUCHANAN COUNTY ON  
MAY 3, 2000 AT 02:28PM  
JAMES M. BEVINS JR., CLERK

