

VIRGINIA:

BEFORE THE VIRGINIA GAS AND OIL BOARD

IN RE:

SUPPLEMENTAL ORDER REGARDING DOCKET NUMBER VGOB-98-03/24-0625-02

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 5, 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 January 14, 2000 which was recorded at Deed Book 501, Page 265 in the Office of the Clerk of the Circuit Court of Buchanan County, Virginia, on January 31, 2000 (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 the election(s); 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, interest, 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 Union National Bank, Corporate Trust PA1328, 123 South Board Street, Philadelphia, PA 19109-1199, 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 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 interest or claims are subject to escrow and whose address is known within 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.

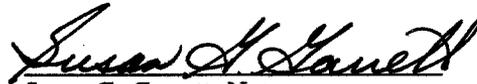
Effective Date: This Order shall be effective on the date of its execution.

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 executed the same and was authorized to do so.

  
Susan G. Garrett, Notary

My commission expires July 31, 2002

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

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



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-98-03/24-0625-02 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 January 14, 2000, 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 January 31, 2000;

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:

None.

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 January 14, 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:

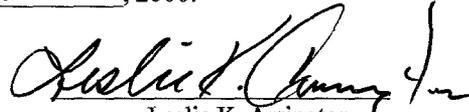
None.

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 26<sup>th</sup> day of APRIL, 2000.

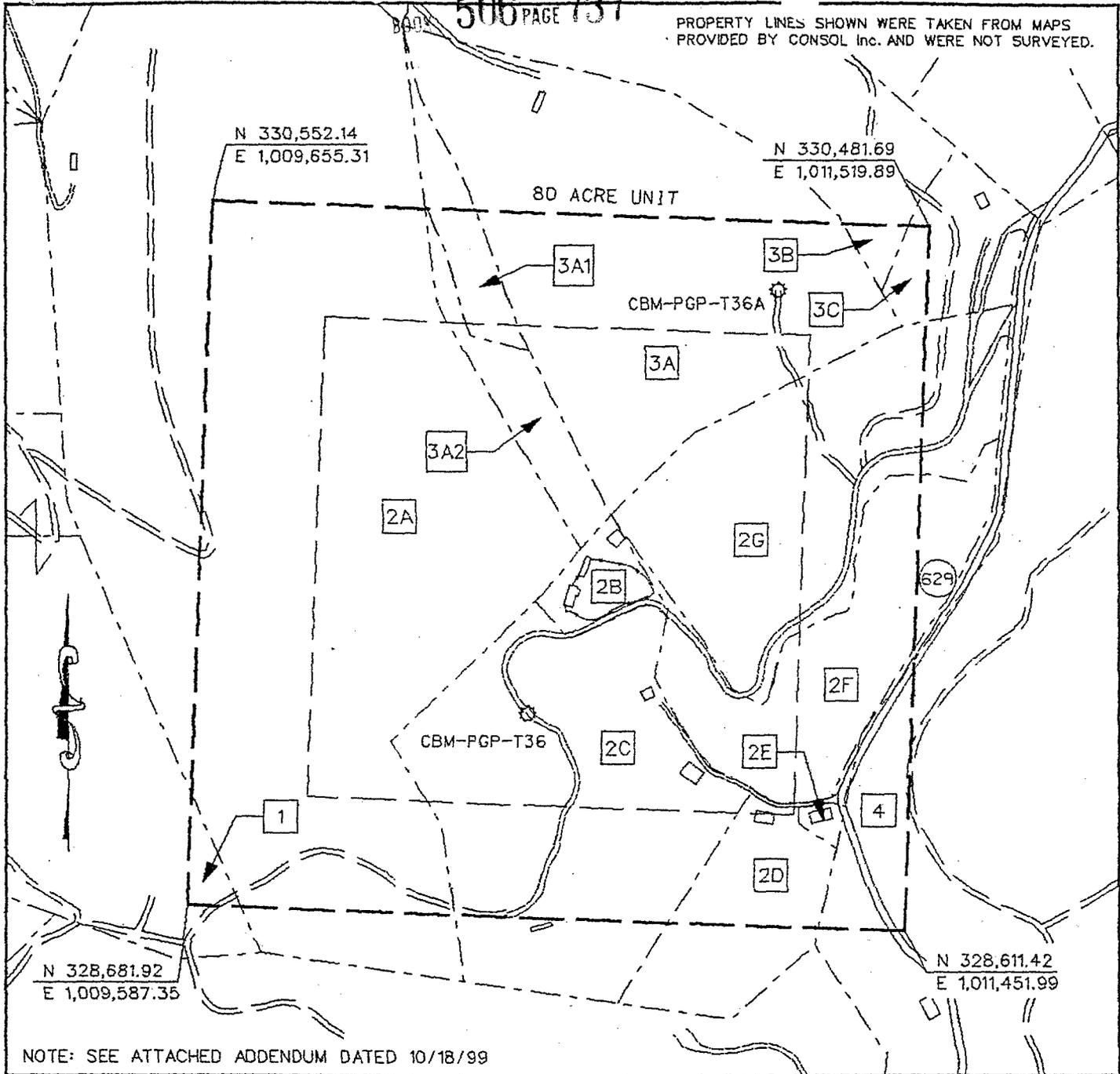
  
Leslie K. Arrington

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 26<sup>th</sup> day of April, 2000.

  
Notary

My commission expires: 10/31/01.

PROPERTY LINES SHOWN WERE TAKEN FROM MAPS PROVIDED BY CONSOL Inc. AND WERE NOT SURVEYED.



NOTE: SEE ATTACHED ADDENDUM DATED 10/18/99

**LEGEND**

- ↖ TRACT LAND HOOK
- ⊛ CBM WELL LOCATION
- 2 TRACT LAND ID'S
- ⊙ PERMITTED WELL LOCATION

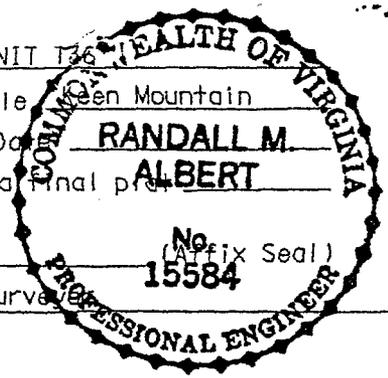
EXHIBIT A  
 OAKWOOD FIELD UNIT T-36  
 FORCE POOLING  
 VGDB-98-0324-0625-02

Company Pocahontas Gas Partnership Well Name and Number UNIT T36  
 Tract No. \_\_\_\_\_ Elevation \_\_\_\_\_ Quadrangle Green Mountain  
 County Buchanan District Garden Scale: 1" = 400' Date \_\_\_\_\_  
 This plat is a new plat X ; an updated plat \_\_\_\_\_ ; or a final plat \_\_\_\_\_

*Randall M. Albert* 15584

Form DGO-GO-7  
 Rev. 9/91

Licensed Professional Engineer or Licensed Land Surveyor



ADDENDUM TO PLATS DATED 10/18/99  
REGARDING UNITS S-36 AND T-36  
VGOB NOS. 98-0324-0626-02 AND 98-0324-0625-02

The foregoing plat shows three lines identified as "FIRST MAPS", "SECOND MAPS", and "AFTER SURVEY" and represents three interpretations of the western boundary of the McClanahan tract.

The deed to Mr. McClanahan's property has a very vague description. It contains no metes and bounds calls but relies entirely on points of topography and trees for corner descriptions. The western property line in question is described in a preceding deed as "Beginning and running with the line of Stilwell, to an ash, thence up the hillside to the top of the spur to a sourwood, and with his line to a locust, a corner to Walter Osborne and Esaw Osborne. . ." Mr. McClanahan's deed has no description but refers to this prior deed for a description. The deeds preceding these two deeds do identify the beginning point as being at the forks of the hollow with this line running up the right fork to an ash. The Thomas Stilwell Heirs' deeds to the property which adjoins this property line are of no help. They simply call for running with the lines of others through this area.

To aid us in platting such vague deed descriptions, we sent representatives into the field to talk to adjoining property owners to try to get a consensus on line locations. None of the Thomas Stilwell heirs lived on the property and, for the most part, did not appear very knowledgeable of their boundaries. Mr. McClanahan does live on his property and he assured our representatives that he knew where his boundaries were. In fact, he said he had a map which he relied on in describing his boundaries (he refused to produce this map for us to inspect). He did describe the western line as we depicted it on the FIRST MAPS.

In early 1999, we became involved in a surface rights dispute with a landowner who claimed property adjoining Mr. McClanahan's southeastern boundary. During this dispute, we were shown an unmarked locust tree which was agreed by three adjoining property owners, including Mr. McClanahan, to be the corner at the southernmost point of the west property line in question. There was also an old fence line found leaving the area of the locust tree and running down a spur in a manner that would match the deed description. The SECOND MAPS submitted in 1999 were revised to show this corner and alignment of the property line with the fence line.

Mr. McClanahan continued to deny us access to his property. He told our representatives that if we tried to come on his property he would be dressed in camouflage and hiding in the woods, and he would stop us. Until only several weeks ago, Mr. McClanahan refused to allow our people access to his property to investigate further. With a description that could not be plotted, the apparent lack of knowledge of property lines exhibited by the Stilwell heirs, and Mr. McClanahan's refusal to allow us on his property, we prepared the FIRST MAPS based on Mr. McClanahan's description of the location of the line now at issue. Copies of these plats were sent to Mr. McClanahan and the Stilwell heirs as part of the T-36 well permit application process. Ultimately, the FIRST MAPS were modified by the SECOND MAPS for the reasons noted above.

When Mr. McClanahan received the SECOND MAPS, even though he had agreed to the location of the southern most point of the west line, he became upset that the line had shifted from where he originally told us. This started a series of complaints with the Division of Gas and Oil and the Virginia Gas and Oil Board.

On October 8, 1999, Mr. McClanahan finally agreed to meet with our representatives and a survey party to try to locate fence lines and potential corners to try to verify property line locations. After extensive search of Mr. McClanahan's property and a review of his map which he finally shared with us, we have been unable to find, and Mr. McClanahan has been unable to show us, any marked corners. It is unfortunate that Mr. McClanahan refused to cooperate in 1997. Had he allowed us to do the work we wanted to do then, we could probably have platted this line as depicted by the AFTER SURVEY line, narrowed the area in dispute, and provided for an escrow of royalties from the very beginning. We now understand that Mr. McClanahan's initial advice regarding the location of the line gave him the largest interest/claim to royalty.

Mr. McClanahan now appears to agree with the southern portion of the new line, but he insists the line leaves the spur south of where we show the departure. We were able to locate an unmarked ash tree that could fit the description and would appear to satisfy Mr. McClanahan. However, because of the uncertainty and continuing debate over the western line location, I am unable to certify the location of the western line, and a consequence the foregoing plat has been drafted to show all three lines.

It is our recommendation that Board escrow the funds otherwise allocable to these tracts until this boundary line dispute is resolved by agreement of all adjoining owners or judicial decree.

## 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  
32.30 acres                      40.3750%
- 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%
- 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  
6.10 acres                      7.6250%

## POCAHONTAS GAS PARTNERSHIP

## UNIT T-36

## Tract Identification

- 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  
 9.64 acres 12.0500%
- 3A. 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  
 Danny McClanahan - Surface, (Oil & Gas Claimant)  
 9.48 acres 11.8500%
- 3A1. 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/Thomas Stilwell Heirs - Oil & Gas  
 Danny McClanahan - Surface, (Oil & Gas Claimant)  
 1.03 acres 1.2875%
- 3A2. 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/Thomas Stilwell Heirs - Oil & Gas  
 Danny McClanahan - Surface, (Oil & Gas Claimant)  
 2.03 acres 2.5375%
- 3B & C. 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  
 0.87 acres 1.0875%
- 3A. Danny McClanahan - Surface  
 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  
 2.40 acres 3.0000%

Docket # VGOB-98-0324-0625-02  
List of Unleased Owners/Claimants

	Acres in Unit	Percent of Unit
<b>I. OIL &amp; GAS FEE OWNERSHIP</b>		
<b><u>Tract #2A. 32.30 acres</u></b>		
(1) Thomas Stilwell, heirs	32.30 acres	40.37500%
(a) David W. Stilwell 2107 7th Avenue Apt. 15 Belle Fourche, SD	0.4486 acres 1/72 of 32.30 acres	0.56076%
(b) Quentin A. Stilwell P. O. Box 1013 Rhame, ND 56525	0.4486 acres 1/72 of 32.30 acres	0.56076%
<b><u>Tract #2E. 0.17 acres</u></b>		
(1) Osborne Mountain Pentecostal Church c/o Luther Bowman, Pastor HC 62, Box 174 Raven, VA 24639	0.17 acres	0.21250%
<b><u>Tract #2F. 6.10 acres</u></b>		
(1) Mitchell Counts P. O. Box 57 Shortt Gap, VA 24647	6.10 acres	7.62500%
<b><u>Tract #3A. 9.48 acres</u></b>		
(1) Linkous Horn Heirs	9.48 acres	11.85000%
(a) Sydney Smith 1911 McViey Road Salem, VA 24153	0.3160 acres 1/30 of 9.48 acres	0.39500%
(b) Kenneth Osborne 848 Peyton Street Roanoke, VA 24019	0.3160 acres 1/30 of 9.48 acres	0.39500%
(c) Martha Guilliams 1911 McViey Road Salem, VA 24153	0.3160 acres 1/30 of 9.48 acres	0.39500%
(d) Ivory J. Horn P. O. Box 748 Raven, VA 24639	0.3160 acres 1/30 of 9.48 acres	0.39500%
(e) Perry W. Horn 700 Meadowbrooke Dr. Apt. 8 King, NC 27021	0.3160 acres 1/30 of 9.48 acres	0.39500%
(f) Larry M. Horn P. O. Box 131 Rarden, OH 45671	0.3160 acres 1/30 of 9.48 acres	0.39500%
(g) Dorothy Horn Rt. 3, Box 21 Cedar Bluff, VA 24609	0.9480 acres 1/10 of 9.48 acres	1.18500%

Exhibit B-3  
UNIT T-36

BOOK 506 PAGE 743

Docket # VGOB-98-0324-0625-02  
List of Unleased Owners/Claimants

	Acres in Unit	Percent of Unit
(h) Marilyn Taylor P. O. Box 285 Pounding Mill, VA 24637	0.9480 acres 1/10 of 9.48 acres	1.18500%
(i) Thelma H. Osborne P. O. Box 33 Raven, VA 24639	0.9480 acres 1/10 of 9.48 acres	1.18500%
(j) Martha H. Smith P. O. Box 395 Max Meadows, VA 24360	0.9480 acres 1/10 of 9.48 acres	1.18500%
(k) Sarah H. Day P. O. Box 208 Peterstown, WV 24963	0.9480 acres 1/10 of 9.48 acres	1.18500%
(l) Joseph H. Horn P. O. Box 775 Raven, VA 24639	0.9480 acres 1/10 of 9.48 acres	1.18500%
(m) Nancy H. Stilwell Rt. 4, Box 722 North Tazewell, VA 24630	0.9480 acres 1/10 of 9.48 acres	1.18500%
(n) Clifford Osborne P. O. Box 643 Keen Mountain, VA 24624	0.0862 acres 1/110 of 9.48 acres	0.10773%
(o) James R. Osborne P. O. Box 484 Keen Mountain, VA 24624	0.0862 acres 1/110 of 9.48 acres	0.10773%
(p) Shirley Keene P. O. Box 581 Keen Mountain, VA 24624	0.0862 acres 1/110 of 9.48 acres	0.10773%
(q) Mary Keen Rt. 1, Box 157 Raven, VA 24639	0.0862 acres 1/110 of 9.48 acres	0.10773%
(r) John Osborne Rt. 1, Box 159 Raven, VA 24639	0.0862 acres 1/110 of 9.48 acres	0.10773%
(s) Ronnie Osborne General Delivery Raven, VA 24639	0.0862 acres 1/110 of 9.48 acres	0.10773%
(t) Brenda Justice P. O. Box 627 Keen Mountain, VA 24624	0.0862 acres 1/110 of 9.48 acres	0.10773%
(u) Richard Osborne P. O. Box 541 Keen Mountain, VA 24624	0.0862 acres 1/110 of 9.48 acres	0.10773%
(v) Charles M. Osborne P. O. Box 585 Keen Mountain, VA 24624	0.0862 acres 1/110 of 9.48 acres	0.10773%

Exhibit B-3  
 UNIT T-36  
 Docket # VGOB-98-0324-0625-02  
 List of Unleased Owners/Claimants

BOOK 506 PAGE 744

		Acres in Unit	Percent of Unit
(w)	Ruth Keen Box 58 Oakwood, VA 24631	0.0862 acres 1/110 of 9.48 acres	0.10773%
(x)	Patsy Moore General Delivery Raven, VA 24639	0.0862 acres 1/110 of 9.48 acres	0.10773%

**OIL & GAS CLAIMANT (Surface Owner)**

(1)	Danny McClanahan P. O. Box 547 Oakwood, VA 24631	9.48 acres	11.85000%
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**Tract #3A1, 1.03 acres**

**OIL & GAS CLAIMANTS**

(1)	Linkous Horn Heirs	1.03 acres	1.28750%
(a)	Sydney Smith 1911 McViey Road Salem, VA 24153	0.0343 acres 1/30 of 1.03 acres	0.04292%
(b)	Kenneth Osborne 848 Peyton Street Roanoke, VA 24019	0.0343 acres 1/30 of 1.03 acres	0.04292%
(c)	Martha Guilliams 1911 McViey Road Salem, VA 24153	0.0343 acres 1/30 of 1.03 acres	0.04292%
(d)	Ivory J. Horn P. O. Box 748 Raven, VA 24639	0.0343 acres 1/30 of 1.03 acres	0.04292%
(e)	Perry W. Horn 700 Meadowbrooke Dr. Apt. 8 King, NC 27021	0.0343 acres 1/30 of 1.03 acres	0.04292%
(f)	Larry M. Horn P. O. Box 131 Rarden, OH 45671	0.0343 acres 1/30 of 1.03 acres	0.04292%
(g)	Dorothy Horn Rt. 3, Box 21 Cedar Bluff, VA 24609	0.1030 acres 1/10 of 1.03 acres	0.12875%
(h)	Marilyn Taylor P. O. Box 285 Pounding Mill, VA 24637	0.1030 acres 1/10 of 1.03 acres	0.12875%
(i)	Thelma H. Osborne P. O. Box 33 Raven, VA 24639	0.1030 acres 1/10 of 1.03 acres	0.12875%
(j)	Martha H. Smith P. O. Box 395 Max Meadows, VA 24360	0.1030 acres 1/10 of 1.03 acres	0.12875%

Exhibit B-3  
 UNIT T-36  
 Docket # VGOB-98-0324-0625-02  
 List of Unleased Owners/Claimants

BOOK 506 PAGE 745

	Acres in Unit	Percent of Unit
(k) Sarah H. Day P. O. Box 208 Peterstown, WV 24963	0.1030 acres 1/10 of 1.03 acres	0.12875%
(l) Joseph H. Horn P. O. Box 775 Raven, VA 24639	0.1030 acres 1/10 of 1.03 acres	0.12875%
(m) Nancy H. Stilwell Rt. 4, Box 722 North Tazewell, VA 24630	0.1030 acres 1/10 of 1.03 acres	0.12875%
(n) Clifford Osborne P. O. Box 643 Keen Mountain, VA 24624	0.0094 acres 1/110 of 1.03 acres	0.01170%
(o) James R. Osborne P. O. Box 484 Keen Mountain, VA 24624	0.0094 acres 1/110 of 1.03 acres	0.01170%
(p) Shirley Keene P. O. Box 581 Keen Mountain, VA 24624	0.0094 acres 1/110 of 1.03 acres	0.01170%
(q) Mary Keen Rt. 1, Box 157 Raven, VA 24639	0.0094 acres 1/110 of 1.03 acres	0.01170%
(r) John Osborne Rt. 1, Box 159 Raven, VA 24639	0.0094 acres 1/110 of 1.03 acres	0.01170%
(s) Ronnie Osborne General Delivery Raven, VA 24639	0.0094 acres 1/110 of 1.03 acres	0.01170%
(t) Brenda Justice P. O. Box 627 Keen Mountain, VA 24624	0.0094 acres 1/110 of 1.03 acres	0.01170%
(u) Richard Osborne P. O. Box 541 Keen Mountain, VA 24624	0.0094 acres 1/110 of 1.03 acres	0.01170%
(v) Charles M. Osborne P. O. Box 585 Keen Mountain, VA 24624	0.0094 acres 1/110 of 1.03 acres	0.01170%
(w) Ruth Keen Box 58 Oakwood, VA 24631	0.0094 acres 1/110 of 1.03 acres	0.01170%
(x) Patsy Moore General Delivery Raven, VA 24639	0.0094 acres 1/110 of 1.03 acres	0.01170%
(2) Thomas Stilwell, heirs	1.03 acres	1.28750%
(a) David W. Stilwell 2107 7th Avenue Apt. 15 Belle Fourche, SD	0.0143 acres 1/72 of 1.03 acres	0.01788%

Docket # VGOB-98-0324-0625-02  
List of Unleased Owners/Claimants

	Acres in Unit	Percent of Unit
(b) Quentin A. Stilwell P. O. Box 1013 Rhame, ND 56525	0.0143 acres 1/72 of 1.03 acres	0.01788%
<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%
<b><u>Tract #3A2, 2.03 acres</u></b>		
<b><u>OIL &amp; GAS CLAIMANTS</u></b>		
(1) Linkous Horn Heirs	2.03 acres	2.53750%
(a) Sydney Smith 1911 McViey Road Salem, VA 24153	0.0677 acres 1/30 of 2.03 acres	0.08458%
(b) Kenneth Osborne 848 Peyton Street Roanoke, VA 24019	0.0677 acres 1/30 of 2.03 acres	0.08458%
(c) Martha Guiliams 1911 McViey Road Salem, VA 24153	0.0677 acres 1/30 of 2.03 acres	0.08458%
(d) Ivory J. Horn P. O. Box 748 Raven, VA 24639	0.0677 acres 1/30 of 2.03 acres	0.08458%
(e) Perry W. Horn 700 Meadowbrooke Dr. Apt. 8 King, NC 27021	0.0677 acres 1/30 of 2.03 acres	0.08458%
(f) Larry M. Horn P. O. Box 131 Rarden, OH 45671	0.0677 acres 1/30 of 2.03 acres	0.08458%
(g) Dorothy Horn Rt. 3, Box 21 Cedar Bluff, VA 24609	0.2030 acres 1/10 of 2.03 acres	0.25375%
(h) Marilyn Taylor P. O. Box 285 Pounding Mill, VA 24637	0.2030 acres 1/10 of 2.03 acres	0.25375%
(i) Thelma H. Osborne P. O. Box 33 Raven, VA 24639	0.2030 acres 1/10 of 2.03 acres	0.25375%
(j) Martha H. Smith P. O. Box 395 Max Meadows, VA 24360	0.2030 acres 1/10 of 2.03 acres	0.25375%
(k) Sarah H. Day P. O. Box 208 Peterstown, WV 24963	0.2030 acres 1/10 of 2.03 acres	0.25375%

Docket # VGOB-98-0324-0625-02  
List of Unleased Owners/Claimants

	Acres in Unit	Percent of Unit
(l) Joseph H. Horn P. O. Box 775 Raven, VA 24639	0.2030 acres 1/10 of 2.03 acres	0.25375%
(m) Nancy H. Stilwell Rt. 4, Box 722 North Tazewell, VA 24630	0.2030 acres 1/10 of 2.03 acres	0.25375%
(n) Clifford Osborne P. O. Box 643 Keen Mountain, VA 24624	0.0185 acres 1/110 of 2.03 acres	0.02307%
(o) James R. Osborne P. O. Box 484 Keen Mountain, VA 24624	0.0185 acres 1/110 of 2.03 acres	0.02307%
(p) Shirley Keene P. O. Box 581 Keen Mountain, VA 24624	0.0185 acres 1/110 of 2.03 acres	0.02307%
(q) Mary Keen Rt. 1, Box 157 Raven, VA 24639	0.0185 acres 1/110 of 2.03 acres	0.02307%
(r) John Osborne Rt. 1, Box 159 Raven, VA 24639	0.0185 acres 1/110 of 2.03 acres	0.02307%
(s) Ronnie Osborne General Delivery Raven, VA 24639	0.0185 acres 1/110 of 2.03 acres	0.02307%
(t) Brenda Justice P. O. Box 627 Keen Mountain, VA 24624	0.0185 acres 1/110 of 2.03 acres	0.02307%
(u) Richard Osborne P. O. Box 541 Keen Mountain, VA 24624	0.0185 acres 1/110 of 2.03 acres	0.02307%
(v) Charles M. Osborne P. O. Box 585 Keen Mountain, VA 24624	0.0185 acres 1/110 of 2.03 acres	0.02307%
(w) Ruth Keen Box 58 Oakwood, VA 24631	0.0185 acres 1/110 of 2.03 acres	0.02307%
(x) Patsy Moore General Delivery Raven, VA 24639	0.0185 acres 1/110 of 2.03 acres	0.02307%
(2) Thomas Stilwell, heirs	1.03 acres	1.28750%
(a) David W. Stilwell 2107 7th Avenue Apt. 15 Belle Fourche, SD	0.0143 acres 1/72 of 2.03 acres	0.01788%
(b) Quentin A. Stilwell P. O. Box 1013 Rhame, ND 56525	0.0143 acres 1/72 of 2.03 acres	0.01788%

Docket # VGOB-98-0324-0625-02  
List of Unleased Owners/Claimants

	Acres in Unit	Percent of Unit
<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%
<b><u>Tract #3B &amp; 3C. 0.87 acres</u></b>		
(1) Linkous Horn Heirs	0.87 acres	1.08750%
(a) Sydney Smith 1911 McViey Road Salem, VA 24153	0.0290 acres 1/30 of 0.87 acres	0.03625%
(b) Kenneth Osborne 848 Peyton Street Roanoke, VA 24019	0.0290 acres 1/30 of 0.87 acres	0.03625%
(c) Martha Guilliams 1911 McViey Road Salem, VA 24153	0.0290 acres 1/30 of 0.87 acres	0.03625%
(d) Ivory J. Horn P. O. Box 748 Raven, VA 24639	0.0290 acres 1/30 of 0.87 acres	0.03625%
(e) Perry W. Horn 700 Meadowbrooke Dr. Apt. 8 King, NC 27021	0.0290 acres 1/30 of 0.87 acres	0.03625%
(f) Larry M. Horn P. O. Box 131 Rarden, OH 45671	0.0290 acres 1/30 of 0.87 acres	0.03625%
(g) Dorothy Horn Rt. 3, Box 21 Cedar Bluff, VA 24609	0.0870 acres 1/10 of 0.87 acres	0.10875%
(h) Marilyn Taylor P. O. Box 285 Pounding Mill, VA 24637	0.0870 acres 1/10 of 0.87 acres	0.10875%
(i) Thelma H. Osborne P. O. Box 33 Raven, VA 24639	0.0870 acres 1/10 of 0.87 acres	0.10875%
(j) Martha H. Smith P. O. Box 395 Max Meadows, VA 24360	0.0870 acres 1/10 of 0.87 acres	0.10875%
(k) Sarah H. Day P. O. Box 208 Peterstown, WV 24963	0.0870 acres 1/10 of 0.87 acres	0.10875%
(l) Joseph H. Horn P. O. Box 775 Raven, VA 24639	0.0870 acres 1/10 of 0.87 acres	0.10875%

Docket # VGOB-98-0324-0625-02  
List of Unleased Owners/Claimants

	Acres in Unit	Percent of Unit
(m) Nancy H. Stilwell Rt. 4, Box 722 North Tazewell, VA 24630	0.0870 acres 1/10 of 0.87 acres	0.10875%
(n) Clifford Osborne P. O. Box 643 Keen Mountain, VA 24624	0.0079 acres 1/110 of 0.87 acres	0.00989%
(o) James R. Osborne P. O. Box 484 Keen Mountain, VA 24624	0.0079 acres 1/110 of 0.87 acres	0.00989%
(p) Shirley Keene P. O. Box 581 Keen Mountain, VA 24624	0.0079 acres 1/110 of 0.87 acres	0.00989%
(q) Mary Keen Rt. 1, Box 157 Raven, VA 24639	0.0079 acres 1/110 of 0.87 acres	0.00989%
(r) John Osborne Rt. 1, Box 159 Raven, VA 24639	0.0079 acres 1/110 of 0.87 acres	0.00989%
(s) Ronnie Osborne General Delivery Raven, VA 24639	0.0079 acres 1/110 of 0.87 acres	0.00989%
(t) Brenda Justice P. O. Box 627 Keen Mountain, VA 24624	0.0079 acres 1/110 of 0.87 acres	0.00989%
(u) Richard Osborne P. O. Box 541 Keen Mountain, VA 24624	0.0079 acres 1/110 of 0.87 acres	0.00989%
(v) Charles M. Osborne P. O. Box 585 Keen Mountain, VA 24624	0.0079 acres 1/110 of 0.87 acres	0.00989%
(w) Ruth Keen Box 58 Oakwood, VA 24631	0.0079 acres 1/110 of 0.87 acres	0.00989%
(x) Patsy Moore General Delivery Raven, VA 24639	0.0079 acres 1/110 of 0.87 acres	0.00989%

List of Conflicting Owners/Claimants that require escrow

	Acres in Unit	Percent of Unit
<u>Tract #2A, 32.30 acres</u>		
<u>COAL FEE OWNERSHIP</u>		
(1) Hurt McGuire c/o Charles Green 1805 1/2 Jefferson Avenue Bluefield, WV 24701	32.30 acres	40.37500%
<u>OIL &amp; GAS FEE OWNERSHIP</u>		
(1) Thomas Stilwell, heirs	32.30 acres	40.37500%
(a) Beulah V. Osborne HC 62, Box 109 Raven, VA 24639	4.0375 acres 1/8 of 32.30 acres	5.04688%
(b) Martna J. Stilwell HC 62, Box 95 Raven, VA 24639	4.0375 acres 1/8 of 32.30 acres	5.04688%
(c) Virginia N. Stilwell HC 62, Box 97 Raven, VA 24639	4.0375 acres 1/8 of 32.30 acres	5.04688%
(d) Arthur M. Stilwell HC 62, Box 93 Raven, VA 24639	4.0375 acres 1/8 of 32.30 acres	5.04688%
(e) Exie Osborne General Delivery Shortt Gap, VA 24647	4.0375 acres 1/8 of 32.30 acres	5.04688%
(f) Hubbard Osborne HC 62, Box 89 Raven, VA 24639	0.4486 acres 1/72 of 32.30 acres	0.56076%
(g) Linda S. Shelton P. O. Box 8 Shortt Gap, VA 24647	0.4486 acres 1/72 of 32.30 acres	0.56076%
(h) Jerline Davis 10 Davis Street North Tazewell, VA 24630	0.4486 acres 1/72 of 32.30 acres	0.56076%
(i) Arlin W. Osborne P. O. Box 446 Raven, VA 24639	0.4486 acres 1/72 of 32.30 acres	0.56076%
(j) Jackie D. Osborne Rt. 1, Box 209 Raven, VA 24639	0.4486 acres 1/72 of 32.30 acres	0.56076%
(k) Daniel J. Osborne HC 62, Box 80 Raven, VA 24639	0.4486 acres 1/72 of 32.30 acres	0.56076%

Exhibit E  
UNIT T-36

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List of Conflicting Owners/Claimants that require escrow

	Acres in Unit	Percent of Unit
(l) Sylvia A. Shelton St. Rt. Box 81A Raven, VA 24639	0.4486 acres 1/72 of 32.30 acres	0.56076%
(m) Marvin J. Osborne P. O. Box 1607 Cedar Bluff, VA 24609	0.4486 acres 1/72 of 32.30 acres	0.56076%
(n) Lois Casey P. O. Box 162 Raven, VA 24639	0.4486 acres 1/72 of 32.30 acres	0.56076%
(o) Cora Arnold P. O. Box 626 Raven, VA 24639	1.3458 acres 1/24 of 32.30 acres	1.68229%
(o) Leonard C. Stilwell P. O. Box 932 Raven, VA 24639	0.4486 acres 1/72 of 32.30 acres	0.56076%
(p) Jay C. Stilwell P. O. Box 1035 Raven, VA 24639	0.4486 acres 1/72 of 32.30 acres	0.56076%
(q) Wanda Hagy P. O. Box 1738 Richlands, VA 24641	0.4486 acres 1/72 of 32.30 acres	0.56076%
(r) Bessie Lowe P. O. Box 47 Shortt Gap, VA 24647	0.4486 acres 1/72 of 32.30 acres	0.56076%
(s) Theodore Stilwell P. O. Box 626 Raven, VA 24639	0.4486 acres 1/72 of 32.30 acres	0.56076%
(t) Curtis Stilwell General Delivery Doran, VA 24612	0.4486 acres 1/72 of 32.30 acres	0.56076%
(u) Bernadine R. Lisburg 1418 First Avenue South Fargo, ND 58103	1.3458 acres 1/24 of 32.30 acres	1.68229%
(v) Gladys E. Pollert 702 21st South, Apt. 2 Fargo, ND 58103	0.4486 acres 1/72 of 32.30 acres	0.56076%
(w) David W. Stilwell 2107 7th Avenue Apt. 15 Belle Fourche, SD	0.4486 acres 1/72 of 32.30 acres	0.56076%
(x) Thomas H. Stilwell Rt. 1 Bowler, WS 54416	0.4486 acres 1/72 of 32.30 acres	0.56076%
(y) Quentin A. Stilwell P. O. Box 1013 Rhame, ND 58525	0.4486 acres 1/72 of 32.30 acres	0.56076%

List of Conflicting Owners/Claimants that require escrow

	Acres in Unit	Percent of Unit
(z) Daniel J. Stilwell 600 South 9th Street #64 Bismark, ND 58504	0.4486 acres 1/72 of 32.30 acres	0.56076%
(aa) Bernice R. Lamb 3100 Vermillion Hastings, MN 55033	0.4486 acres 1/72 of 32.30 acres	0.56076%

Tract #2B, 1.25 acres

COAL FEE OWNERSHIP

(1) Hurt McGuire c/o Charles Green 1805 1/2 Jefferson Avenue Bluefield, WV 24701	1.25 acres	1.56250%
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OIL & GAS FEE OWNERSHIP

(1) Walter Underwood HC 62, Box 105 Raven, VA 24639	1.25 acres	1.56250%
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Tract #2C, 12.07 acres

COAL FEE OWNERSHIP

(1) Hurt McGuire c/o Charles Green 1805 1/2 Jefferson Avenue Bluefield, WV 24701	12.07 acres	15.08750%
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OIL & GAS FEE OWNERSHIP

(1) Joe Nipper HC 62, Box 103A Raven, VA 24639	12.07 acres	15.08750%
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Tract #2D, 2.21 acres

COAL FEE OWNERSHIP

(1) Hurt McGuire c/o Charles Green 1805 1/2 Jefferson Avenue Bluefield, WV 24701	2.21 acres	2.76250%
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OIL & GAS FEE OWNERSHIP

(1) Donald Nipper P. O. Box 655 Raven, VA 24639	2.21 acres	2.76250%
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Tract #2E, 0.17 acres

COAL FEE OWNERSHIP

(1) Hurt McGuire c/o Charles Green 1805 1/2 Jefferson Avenue Bluefield, WV 24701	0.17 acres	0.21250%
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Docket # VGOB-98-0324-0625-02  
List of Conflicting Owners/Claimants that require escrow

	Acres in Unit	Percent of Unit
<b><u>OIL &amp; GAS FEE OWNERSHIP</u></b>		
(1) Osborne Mountain Pentecostal Church c/o Luther Bowman, Pastor HC 62, Box 174 Raven, VA 24639	0.17 acres	0.21250%
<b><u>Tract #2E, 6.10 acres</u></b>		
<b><u>COAL FEE OWNERSHIP</u></b>		
(1) Hurt McGuire c/o Charles Green 1805 1/2 Jefferson Avenue Bluefield, WV 24701	6.10 acres	7.62500%
<b><u>OIL &amp; GAS FEE OWNERSHIP</u></b>		
(1) Mitchell Counts P. O. Box 57 Shortt Gap, VA 24647	6.10 acres	7.62500%
<b><u>Tract #2G, 9.64 acres</u></b>		
<b><u>COAL FEE OWNERSHIP</u></b>		
(1) Hurt McGuire c/o Charles Green 1805 1/2 Jefferson Avenue Bluefield, WV 24701	9.64 acres	12.05000%
<b><u>OIL &amp; GAS FEE OWNERSHIP</u></b>		
(1) Albert Ball heirs, devisees, successors or assigns, et al Address unknown	9.64 acres	12.05000%
(a) Donald E. Ball Rt. 1, Box 16 Raven, VA 24639	0.964 acres 1/10 of 9.64 acres	1.20500%
(b) Lawrence E. Ball P. O. Box 1016 Raven, VA 24639	0.964 acres 1/10 of 9.64 acres	1.20500%
(c) Melissa R. Lawson P. O. Box 155 Raven, VA 24639	0.964 acres 1/10 of 9.64 acres	1.20500%
(d) Steve R. Ball Rt. 1, Box 970 Pounding Mill, VA 24637	0.964 acres 1/10 of 9.64 acres	1.20500%
(e) Danny R. Ball Rt. 1, Box 15B Raven, VA 24639	0.964 acres 1/10 of 9.64 acres	1.20500%

Docket # VGOB-98-0324-0625-02  
List of Conflicting Owners/Claimants that require escrow

	Acres in Unit	Percent of Unit
(f) A. E. Shreve P. O. Box 8 Doran, VA 24612	2.410 acres 1/4 of 9.64 acres	3.01250%
(g) D. Faye Rowe 2706 Brown Street Richlands, VA 24641	0.803 acres 1/12 of 9.64 acres	1.00417%
(h) Nell L. Shreve Rt. 3, Box 778 Bluefield, VA 24701	0.803 acres 1/12 of 9.64 acres	1.00417%
(i) Nancy Young 801 Pyrtle Drive Salem, VA 24153 Bluefield, WV 24701	0.803 acres 1/12 of 9.64 acres	1.00417%

COAL FEE OWNERSHIP

Tract #3A, 9.48 acres

(1) Hurt McGuire c/o Charles Green 1805 1/2 Jefferson Avenue Bluefield, WV 24701	9.48 acres	11.85000%
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OIL & GAS FEE OWNERSHIP

(1) Linkous Horn Heirs	9.48 acres	11.85000%
(a) Sydney Smith 1911 McViey Road Salem, VA 24153	0.3160 acres 1/30 of 9.48 acres	0.39500%
(b) Kenneth Osborne 848 Peyton Street Roanoke, VA 24019	0.3160 acres 1/30 of 9.48 acres	0.39500%
(c) Martha Guilliams 1911 McViey Road Salem, VA 24153	0.3160 acres 1/30 of 9.48 acres	0.39500%
(d) Ivory J. Horn P. O. Box 748 Raven, VA 24639	0.3160 acres 1/30 of 9.48 acres	0.39500%
(e) Perry W. Horn 700 Meadowbrooke Dr. Apt. 8 King, NC 27021	0.3160 acres 1/30 of 9.48 acres	0.39500%
(f) Larry M. Horn P. O. Box 131 Rarden, OH 45671	0.3160 acres 1/30 of 9.48 acres	0.39500%
(g) Dorothy Horn Rt. 3, Box 21 Cedar Bluff, VA 24609	0.9480 acres 1/10 of 9.48 acres	1.18500%
(h) Marilyn Taylor P. O. Box 285 Pounding Mill, VA 24637	0.9480 acres 1/10 of 9.48 acres	1.18500%

Docket # VGOB-98-0324-0625-02

List of Conflicting Owners/Claimants that require escrow

	Acres in Unit	Percent of Unit
(i) Thelma H. Osborne P. O. Box 33 Raven, VA 24639	0.9480 acres 1/10 of 9.48 acres	1.18500%
(j) Martha H. Smith P. O. Box 395 Max Meadows, VA 24360	0.9480 acres 1/10 of 9.48 acres	1.18500%
(k) Sarah H. Day P. O. Box 208 Peterstown, WV 24963	0.9480 acres 1/10 of 9.48 acres	1.18500%
(l) Joseph H. Horn P. O. Box 775 Raven, VA 24639	0.9480 acres 1/10 of 9.48 acres	1.18500%
(m) Nancy H. Stilwell Rt. 4, Box 722 North Tazewell, VA 24630	0.9480 acres 1/10 of 9.48 acres	1.18500%
(n) Clifford Osborne P. O. Box 643 Keen Mountain, VA 24624	0.0862 acres 1/110 of 9.48 acres	0.10773%
(o) James R. Osborne P. O. Box 484 Keen Mountain, VA 24624	0.0862 acres 1/110 of 9.48 acres	0.10773%
(p) Shirley Keene P. O. Box 581 Keen Mountain, VA 24624	0.0862 acres 1/110 of 9.48 acres	0.10773%
(q) Mary Keen Rt. 1, Box 157 Raven, VA 24639	0.0862 acres 1/110 of 9.48 acres	0.10773%
(r) John Osborne Rt. 1, Box 159 Raven, VA 24639	0.0862 acres 1/110 of 9.48 acres	0.10773%
(s) Ronnie Osborne General Delivery Raven, VA 24639	0.0862 acres 1/110 of 9.48 acres	0.10773%
(t) Brenda Justice P. O. Box 627 Keen Mountain, VA 24624	0.0862 acres 1/110 of 9.48 acres	0.10773%
(u) Richard Osborne P. O. Box 541 Keen Mountain, VA 24624	0.0862 acres 1/110 of 9.48 acres	0.10773%
(v) Charles M. Osborne P. O. Box 585 Keen Mountain, VA 24624	0.0862 acres 1/110 of 9.48 acres	0.10773%
(w) Ruth Keen Box 58 Oakwood, VA 24631	0.0862 acres 1/110 of 9.48 acres	0.10773%

Exhibit E  
UNIT T-36Docket # VGOB-98-0324-0625-02  
List of Conflicting Owners/Claimants that require escrow

	Acres in Unit	Percent of Unit
(x) Patsy Moore General Delivery Raven, VA 24639	0.0862 acres 1/110 of 9.48 acres	0.10773%
<b><u>OIL &amp; GAS CLAIMANT (Surface Owner)</u></b>		
(1) Danny McClanahan P. O. Box 547 Oakwood, VA 24631	9.48 acres	11.85000%
<b><u>Tract #3A1, 1.03 acres</u></b>		
<b><u>COAL FEE OWNERSHIP</u></b>		
(1) Hurt McGuire c/o Charles Green 1805 1/2 Jefferson Avenue Bluefield, WV 24701	1.03 acres	1.28750%
<b><u>OIL &amp; GAS FEE OWNERSHIP</u></b>		
<b><u>OIL &amp; GAS CLAIMANTS</u></b>		
(1) Linkous Horn Heirs	1.03 acres	1.28750%
(a) Sydney Smith 1911 McViey Road Salem, VA 24153	0.0343 acres 1/30 of 1.03 acres	0.04292%
(b) Kenneth Osborne 848 Peyton Street Roanoke, VA 24019	0.0343 acres 1/30 of 1.03 acres	0.04292%
(c) Martha Guilliams 1911 McViey Road Salem, VA 24153	0.0343 acres 1/30 of 1.03 acres	0.04292%
(d) Ivory J. Horn P. O. Box 748 Raven, VA 24639	0.0343 acres 1/30 of 1.03 acres	0.04292%
(e) Perry W. Horn 700 Meadowbrooke Dr. Apt. 8 King, NC 27021	0.0343 acres 1/30 of 1.03 acres	0.04292%
(f) Larry M. Horn P. O. Box 131 Rarden, OH 45671	0.0343 acres 1/30 of 1.03 acres	0.04292%
(g) Dorothy Horn Rt. 3, Box 21 Cedar Bluff, VA 24609	0.1030 acres 1/10 of 1.03 acres	0.12875%
(h) Marilyn Taylor P. O. Box 285 Pounding Mill, VA 24637	0.1030 acres 1/10 of 1.03 acres	0.12875%
(i) Thelma H. Osborne P. O. Box 33 Raven, VA 24639	0.1030 acres 1/10 of 1.03 acres	0.12875%

Docket # VGOB-98-0324-0625-02

List of Conflicting Owners/Claimants that require escrow

	Acres in Unit	Percent of Unit
(j) Martha H. Smith P. O. Box 395 Max Meadows, VA 24360	0.1030 acres 1/10 of 1.03 acres	0.12875%
(k) Sarah H. Day P. O. Box 208 Peterstown, WV 24963	0.1030 acres 1/10 of 1.03 acres	0.12875%
(l) Joseph H. Horn P. O. Box 775 Raven, VA 24639	0.1030 acres 1/10 of 1.03 acres	0.12875%
(m) Nancy H. Stilwell Rt. 4, Box 722 North Tazewell, VA 24630	0.1030 acres 1/10 of 1.03 acres	0.12875%
(n) Clifford Osborne P. O. Box 643 Keen Mountain, VA 24624	0.0094 acres 1/110 of 1.03 acres	0.01170%
(o) James R. Osborne P. O. Box 484 Keen Mountain, VA 24624	0.0094 acres 1/110 of 1.03 acres	0.01170%
(p) Shirley Keene P. O. Box 581 Keen Mountain, VA 24624	0.0094 acres 1/110 of 1.03 acres	0.01170%
(q) Mary Keen Rt. 1, Box 157 Raven, VA 24639	0.0094 acres 1/110 of 1.03 acres	0.01170%
(r) John Osborne Rt. 1, Box 159 Raven, VA 24639	0.0094 acres 1/110 of 1.03 acres	0.01170%
(s) Ronnie Osborne General Delivery Raven, VA 24639	0.0094 acres 1/110 of 1.03 acres	0.01170%
(t) Brenda Justice P. O. Box 627 Keen Mountain, VA 24624	0.0094 acres 1/110 of 1.03 acres	0.01170%
(u) Richard Osborne P. O. Box 541 Keen Mountain, VA 24624	0.0094 acres 1/110 of 1.03 acres	0.01170%
(v) Charles M. Osborne P. O. Box 585 Keen Mountain, VA 24624	0.0094 acres 1/110 of 1.03 acres	0.01170%
(w) Ruth Keen Box 58 Oakwood, VA 24631	0.0094 acres 1/110 of 1.03 acres	0.01170%
(x) Patsy Moore General Delivery Raven, VA 24639	0.0094 acres 1/110 of 1.03 acres	0.01170%
(2) Thomas Stilwell, heirs	1.03 acres	1.28750%

List of Conflicting Owners/Claimants that require escrow

	Acres in Unit	Percent of Unit
(a) Beulah V. Osborne HC 62, Box 109 Raven, VA 24639	0.1288 acres 1/8 of 1.03 acres	0.16094%
(b) Martha J. Stilwell HC 62, Box 95 Raven, VA 24639	0.1288 acres 1/8 of 1.03 acres	0.16094%
(c) Virginia N. Stilwell HC 62, Box 97 Raven, VA 24639	0.1288 acres 1/8 of 1.03 acres	0.16094%
(d) Arthur M. Stilwell HC 62, Box 93 Raven, VA 24639	0.1288 acres 1/8 of 1.03 acres	0.16094%
(e) Exie Osborne General Delivery Shortt Gap, VA 24647	0.1288 acres 1/8 of 1.03 acres	0.16094%
(f) Hubbard Osborne HC 62, Box 89 Raven, VA 24639	0.0143 acres 1/72 of 1.03 acres	0.01788%
(g) Linda S. Shelton P. O. Box 8 Shortt Gap, VA 24647	0.0143 acres 1/72 of 1.03 acres	0.01788%
(h) Jerline Davis 10 Davis Street North Tazewell, VA 24630	0.0143 acres 1/72 of 1.03 acres	0.01788%
(i) Arlin W. Osborne P. O. Box 446 Raven, VA 24639	0.0143 acres 1/72 of 1.03 acres	0.01788%
(j) Jackie D. Osborne Rt. 1, Box 209 Raven, VA 24639	0.0143 acres 1/72 of 1.03 acres	0.01788%
(k) Daniel J. Osborne HC 62, Box 80 Raven, VA 24639	0.0143 acres 1/72 of 1.03 acres	0.01788%
(l) Sylvia A. Shelton St. Rt. Box 81A Raven, VA 24639	0.0143 acres 1/72 of 1.03 acres	0.01788%
(m) Marvin J. Osborne P. O. Box 1607 Cedar Bluff, VA 24609	0.0143 acres 1/72 of 1.03 acres	0.01788%
(n) Lois Casey P. O. Box 162 Raven, VA 24639	0.0143 acres 1/72 of 1.03 acres	0.01788%
(o) Cora Arnold P. O. Box 626 Raven, VA 24639	0.0429 acres 1/24 of 1.03 acres	0.05365%

Docket # VGOB-98-0324-0625-02

List of Conflicting Owners/Claimants that require escrow

	Acres in Unit	Percent of Unit
(o) Leonard C. Stilwell P. O. Box 932 Raven, VA 24639	0.0143 acres 1/72 of 1.03 acres	0.01788%
(p) Jay C. Stilwell P. O. Box 1035 Raven, VA 24639	0.0143 acres 1/72 of 1.03 acres	0.01788%
(q) Wanda Hagy P. O. Box 1738 Richlands, VA 24641	0.0143 acres 1/72 of 1.03 acres	0.01788%
(r) Bessie Lowe P. O. Box 47 Shortt Gap, VA 24647	0.0143 acres 1/72 of 1.03 acres	0.01788%
(s) Theodore Stilwell P. O. Box 626 Raven, VA 24639	0.0143 acres 1/72 of 1.03 acres	0.01788%
(t) Curtis Stilwell General Delivery Doran, VA 24612	0.0143 acres 1/72 of 1.03 acres	0.01788%
(u) Bernadine R. Lisburg 1418 First Avenue South Fargo, ND 58103	0.0429 acres 1/24 of 1.03 acres	0.05365%
(v) Gladys E. Pollert 702 21st South, Apt. 2 Fargo, ND 58103	0.0143 acres 1/72 of 1.03 acres	0.01788%
(w) David W. Stilwell 2107 7th Avenue Apt. 15 Belle Fourche, SD	0.0143 acres 1/72 of 1.03 acres	0.01788%
(x) Thomas H. Stilwell Rt. 1 Bowler, WS 54416	0.0143 acres 1/72 of 1.03 acres	0.01788%
(y) Quentin A. Stilwell P. O. Box 1013 Rhame, ND 56525	0.0143 acres 1/72 of 1.03 acres	0.01788%
(z) Daniel J. Stilwell 600 South 9th Street #64 Bismark, ND 58504	0.0143 acres 1/72 of 1.03 acres	0.01788%
(aa) Bernice R. Lamb 3100 Vermillion Hastings, MN 55033	0.0143 acres 1/72 of 1.03 acres	0.01788%

OIL & GAS CLAIMANT (Surface Owner)

(1) Danny McClanahan P. O. Box 547 Oakwood, VA 24631	1.03 acres	1.28750%
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List of Conflicting Owners/Claimants that require escrow

	Acres in Unit	Percent of Unit
<u>Tract #3A2, 2.03 acres</u>		
<u>COAL FEE OWNERSHIP</u>		
(1) Hurt McGuire c/o Charles Green 1805 1/2 Jefferson Avenue Bluefield, WV 24701	2.03 acres	2.53750%
<u>OIL &amp; GAS FEE OWNERSHIP</u>		
<u>OIL &amp; GAS CLAIMANTS</u>		
(1) Linkous Horn Heirs	2.03 acres	2.53750%
(a) Sydney Smith 1911 McViey Road Salem, VA 24153	0.0677 acres 1/30 of 2.03 acres	0.08458%
(b) Kenneth Osborne 848 Peyton Street Roanoke, VA 24019	0.0677 acres 1/30 of 2.03 acres	0.08458%
(c) Martha Guilliams 1911 McViey Road Salem, VA 24153	0.0677 acres 1/30 of 2.03 acres	0.08458%
(d) Ivory J. Horn P. O. Box 748 Raven, VA 24639	0.0677 acres 1/30 of 2.03 acres	0.08458%
(e) Perry W. Horn 700 Meadowbrooke Dr. Apt. 8 King, NC 27021	0.0677 acres 1/30 of 2.03 acres	0.08458%
(f) Lary M. Horn P. O. Box 131 Rarden, OH 45671	0.0677 acres 1/30 of 2.03 acres	0.08458%
(g) Dorothy Horn Rt. 3, Box 21 Cedar Bluff, VA 24609	0.2030 acres 1/10 of 2.03 acres	0.25375%
(h) Marilyn Taylor P. O. Box 285 Pounding Mill, VA 24637	0.2030 acres 1/10 of 2.03 acres	0.25375%
(i) Thelma H. Osborne P. O. Box 33 Raven, VA 24639	0.2030 acres 1/10 of 2.03 acres	0.25375%
(j) Martha H. Smith P. O. Box 395 Max Meadows, VA 24360	0.2030 acres 1/10 of 2.03 acres	0.25375%
(k) Sarah H. Day P. O. Box 208 Peterstown, WV 24963	0.2030 acres 1/10 of 2.03 acres	0.25375%

List of Conflicting Owners/Claimants that require escrow

	Acres in Unit	Percent of Unit
(l) Joseph H. Horn P. O. Box 775 Raven, VA 24639	0.2030 acres 1/10 of 2.03 acres	0.25375%
(m) Nancy H. Stilwell Rt. 4, Box 722 North Tazewell, VA 24630	0.2030 acres 1/10 of 2.03 acres	0.25375%
(n) Clifford Osborne P. O. Box 643 Keen Mountain, VA 24624	0.0185 acres 1/110 of 2.03 acres	0.02307%
(o) James R. Osborne P. O. Box 484 Keen Mountain, VA 24624	0.0185 acres 1/110 of 2.03 acres	0.02307%
(p) Shirley Keene P. O. Box 581 Keen Mountain, VA 24624	0.0185 acres 1/110 of 2.03 acres	0.02307%
(q) Mary Keen Rt. 1, Box 157 Raven, VA 24639	0.0185 acres 1/110 of 2.03 acres	0.02307%
(r) John Osborne Rt. 1, Box 159 Raven, VA 24639	0.0185 acres 1/110 of 2.03 acres	0.02307%
(s) Ronnie Osborne General Delivery Raven, VA 24639	0.0185 acres 1/110 of 2.03 acres	0.02307%
(t) Brenda Justice P. O. Box 627 Keen Mountain, VA 24624	0.0185 acres 1/110 of 2.03 acres	0.02307%
(u) Richard Osborne P. O. Box 541 Keen Mountain, VA 24624	0.0185 acres 1/110 of 2.03 acres	0.02307%
(v) Charles M. Osborne P. O. Box 585 Keen Mountain, VA 24624	0.0185 acres 1/110 of 2.03 acres	0.02307%
(w) Ruth Keen Box 58 Oakwood, VA 24631	0.0185 acres 1/110 of 2.03 acres	0.02307%
(x) Patsy Moore General Delivery Raven, VA 24639	0.0185 acres 1/110 of 2.03 acres	0.02307%
(2) Thomas Stilwell, heirs	1.03 acres	1.28750%
(a) Beulah V. Osborne HC 62, Box 109 Raven, VA 24639	0.1288 acres 1/8 of 2.03 acres	0.16094%
(b) Martha J. Stilwell HC 62, Box 95 Raven, VA 24639	0.1288 acres 1/8 of 2.03 acres	0.16094%

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List of Conflicting Owners/Claimants that require escrow

	Acres in Unit	Percent of Unit
(c) Virginia N. Stilwell HC 62, Box 97 Raven, VA 24639	0.1288 acres 1/8 of 2.03 acres	0.16094%
(d) Arthur M. Stilwell HC 62, Box 93 Raven, VA 24639	0.1288 acres 1/8 of 2.03 acres	0.16094%
(e) Exie Osborne General Delivery Shortt Gap, VA 24647	0.1288 acres 1/8 of 2.03 acres	0.16094%
(f) Hubbard Osborne HC 62, Box 89 Raven, VA 24639	0.0143 acres 1/72 of 2.03 acres	0.01788%
(g) Linda S. Shelton P. O. Box 8 Shortt Gap, VA 24647	0.0143 acres 1/72 of 2.03 acres	0.01788%
(h) Jerline Davis 10 Davis Street North Tazewell, VA 24630	0.0143 acres 1/72 of 2.03 acres	0.01788%
(i) Arlin W. Osborne P. O. Box 446 Raven, VA 24639	0.0143 acres 1/72 of 2.03 acres	0.01788%
(j) Jackie D. Osborne Rt. 1, Box 209 Raven, VA 24639	0.0143 acres 1/72 of 2.03 acres	0.01788%
(k) Daniel J. Osborne HC 62, Box 80 Raven, VA 24639	0.0143 acres 1/72 of 2.03 acres	0.01788%
(l) Sylvia A. Shelton St. Rt. Box 81A Raven, VA 24639	0.0143 acres 1/72 of 2.03 acres	0.01788%
(m) Marvin J. Osborne P. O. Box 1607 Cedar Bluff, VA 24609	0.0143 acres 1/72 of 2.03 acres	0.01788%
(n) Lois Casey P. O. Box 162 Raven, VA 24639	0.0143 acres 1/72 of 2.03 acres	0.01788%
(o) Cora Arnold P. O. Box 626 Raven, VA 24639	0.0429 acres 1/24 of 2.03 acres	0.05365%
(o) Leonard C. Stilwell P. O. Box 932 Raven, VA 24639	0.0143 acres 1/72 of 2.03 acres	0.01788%
(p) Jay C. Stilwell P. O. Box 1035 Raven, VA 24639	0.0143 acres 1/72 of 2.03 acres	0.01788%

List of Conflicting Owners/Claimants that require escrow

	Acres in Unit	Percent of Unit
(q) Wanda Hagy P. O. Box 1738 Richlands, VA 24641	0.0143 acres 1/72 of 2.03 acres	0.01788%
(r) Bessie Lowe P. O. Box 47 Shortt Gap, VA 24647	0.0143 acres 1/72 of 2.03 acres	0.01788%
(s) Theodore Stilwell P. O. Box 626 Raven, VA 24639	0.0143 acres 1/72 of 2.03 acres	0.01788%
(t) Curtis Stilwell General Delivery Doran, VA 24612	0.0143 acres 1/72 of 2.03 acres	0.01788%
(u) Bernadine R. Lisburg 1418 First Avenue South Fargo, ND 58103	0.0429 acres 1/24 of 2.03 acres	0.05365%
(v) Gladys E. Pollert 702 21st South, Apt. 2 Fargo, ND 58103	0.0143 acres 1/72 of 2.03 acres	0.01788%
(w) David W. Stilwell 2107 7th Avenue Apt. 15 Belle Fourche, SD	0.0143 acres 1/72 of 2.03 acres	0.01788%
(x) Thomas H. Stilwell Rt. 1 Bowler, WS 54416	0.0143 acres 1/72 of 2.03 acres	0.01788%
(y) Quentin A. Stilwell P. O. Box 1013 Rhame, ND 56525	0.0143 acres 1/72 of 2.03 acres	0.01788%
(z) Daniel J. Stilwell 600 South 9th Street #64 Bismark, ND 58504	0.0143 acres 1/72 of 2.03 acres	0.01788%
(aa) Bernice R. Lamb 3100 Vermillion Hastings, MN 55033	0.0143 acres 1/72 of 2.03 acres	0.01788%

OIL & GAS CLAIMANT (Surface Owner)

(1) Danny McClanahan P. O. Box 547 Oakwood, VA 24631	2.03 acres	2.53750%
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Tract #3B & 3C, 0.87 acres

COAL FEE OWNERSHIP

(1) Hurt McGuire c/o Charles Green 1805 1/2 Jefferson Avenue Bluefield, WV 24701	0.87 acres	1.08750%
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	Acres in Unit	Percent of Unit
<b><u>OIL &amp; GAS FEE OWNERSHIP</u></b>		
(1) Linkous Horn Heirs	0.87 acres	1.08750%
(a) Sydney Smith 1911 McViey Road Salem, VA 24153	0.0290 acres 1/30 of 0.87 acres	0.03625%
(b) Kenneth Osborne 848 Peyton Street Roanoke, VA 24019	0.0290 acres 1/30 of 0.87 acres	0.03625%
(c) Martha Guilliams 1911 McViey Road Salem, VA 24153	0.0290 acres 1/30 of 0.87 acres	0.03625%
(d) Ivory J. Horn P. O. Box 748 Raven, VA 24639	0.0290 acres 1/30 of 0.87 acres	0.03625%
(e) Perry W. Horn 700 Meadowbrooke Dr. Apt. 8 King, NC 27021	0.0290 acres 1/30 of 0.87 acres	0.03625%
(f) Larry M. Horn P. O. Box 131 Rarden, OH 45671	0.0290 acres 1/30 of 0.87 acres	0.03625%
(g) Dorothy Horn Rt. 3, Box 21 Cedar Bluff, VA 24609	0.0870 acres 1/10 of 0.87 acres	0.10875%
(h) Marilyn Taylor P. O. Box 285 Pounding Mill, VA 24637	0.0870 acres 1/10 of 0.87 acres	0.10875%
(i) Thelma H. Osborne P. O. Box 33 Raven, VA 24639	0.0870 acres 1/10 of 0.87 acres	0.10875%
(j) Martha H. Smith P. O. Box 395 Max Meadows, VA 24360	0.0870 acres 1/10 of 0.87 acres	0.10875%
(k) Sarah H. Day P. O. Box 208 Peterstown, WV 24963	0.0870 acres 1/10 of 0.87 acres	0.10875%
(l) Joseph H. Horn P. O. Box 775 Raven, VA 24639	0.0870 acres 1/10 of 0.87 acres	0.10875%
(m) Nancy H. Stilwell Rt. 4, Box 722 North Tazewell, VA 24630	0.0870 acres 1/10 of 0.87 acres	0.10875%
(n) Clifford Osborne P. O. Box 643 Keen Mountain, VA 24624	0.0079 acres 1/110 of 0.87 acres	0.00989%

List of Conflicting Owners/Claimants that require escrow

	Acres in Unit	Percent of Unit
(o) James R. Osborne P. O. Box 484 Keen Mountain, VA 24624	0.0079 acres 1/110 of 0.87 acres	0.00989%
(p) Shirley Keene P. O. Box 581 Keen Mountain, VA 24624	0.0079 acres 1/110 of 0.87 acres	0.00989%
(q) Mary Keen Rt. 1, Box 157 Raven, VA 24639	0.0079 acres 1/110 of 0.87 acres	0.00989%
(r) John Osborne Rt. 1, Box 159 Raven, VA 24639	0.0079 acres 1/110 of 0.87 acres	0.00989%
(s) Ronnie Osborne General Delivery Raven, VA 24639	0.0079 acres 1/110 of 0.87 acres	0.00989%
(t) Brenda Justice P. O. Box 627 Keen Mountain, VA 24624	0.0079 acres 1/110 of 0.87 acres	0.00989%
(u) Richard Osborne P. O. Box 541 Keen Mountain, VA 24624	0.0079 acres 1/110 of 0.87 acres	0.00989%
(v) Charles M. Osborne P. O. Box 585 Keen Mountain, VA 24624	0.0079 acres 1/110 of 0.87 acres	0.00989%
(w) Ruth Keen Box 58 Oakwood, VA 24631	0.0079 acres 1/110 of 0.87 acres	0.00989%
(x) Patsy Moore General Delivery Raven, VA 24639	0.0079 acres 1/110 of 0.87 acres	0.00989%

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. 732. TESTE: James M. Bevins, Jr. Clerk  
Returned this date to: DMME TESTE: Patricia [Signature] Deputy Clerk  
*mailed*

INSTRUMENT #00001327  
RECORDED IN THE CLERK'S OFFICE OF  
SALAMAN COUNTY, OH  
BY JAMES H. RECORDS 1/23/2004

*JK*