

807

VIRGINIA:

BEFORE THE VIRGINIA GAS AND OIL BOARD

IN RE:

REVISED SUPPLEMENTAL ORDER REGARDING DOCKET NUMBER
VGOB-98-03/24-0636

ELECTIONS: UNIT X-35
(herein A 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 executed in the captioned matter on June 10, 1998 which was recorded at Deed Book 477, Page 671 in the Office of the Clerk of the Circuit Court of Buchanan County, Virginia, on June 16, 1998, (herein A Board Order) and completing the record regarding elections.

Findings: The Board finds that:

The Board Order directed CNX GAS COMPANY LLC (herein A 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 X-35;

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, Wachovia Bank, Corporate Trust PA1328, 123 Broad Street, Philadelphia, PA 19109-1199, Attn: Rachel Rafferty, 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.

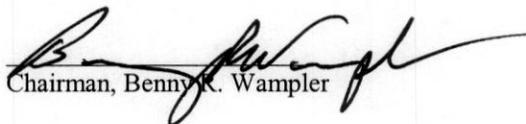
ENTERED

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 1st day of June, 2004, by a majority of the Virginia Gas and Oil Board.

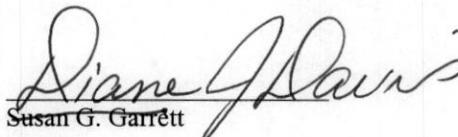

Chairman, Benny R. Wampler

DONE AND PERFORMED THIS 2nd day of June, 2004, by Order of the Board.


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

STATE OF VIRGINIA
COUNTY OF WISE

Acknowledged on this 20th day of June, 2004, 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. Garrétt
Notary

My commission expires: 9-30-05.

Order Recorded Under Code of
Virginia Section 45.1-361.26

STATE OF VIRGINIA)
COUNTY OF WASHINGTON)

Acknowledged on this 2nd day of June, 2004, 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 Principal Executive to the Staff of the Virginia Gas and Oil Board, that he executed the same and was authorized to do so.

Liane J. Davis

Notary Public

My commission expires: 9/30/05

VIRGINIA:

Exhibit A

BEFORE THE VIRGINIA GAS AND OIL BOARD

IN RE:

Application of CNX Gas Company LLC for Forced Pooling of Interests in CBM Unit X-35
VGOB-98-03/24-0636 in the Garden District of Buchanan County, Virginia

AFFIDAVIT OF CNX GAS COMPANY LLC (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 CNX Gas Company LLC, as a Manager - Environmental / Permitting and is duly authorized to make this affidavit on behalf of CNX GAS COMPANY LLC, the designated operator,

That the Order entered on June 10, 1998, 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 June 16, 1998;

That the designated operator CNX GAS COMPANY LLC 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 May 26, 1998;

See Attached Exhibit B-3

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 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:

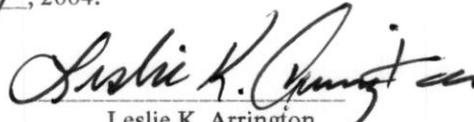
See attached Exhibit E

That the persons identified in Exhibit EE attached hereto have entered into royalty split agreements that allow the Applicant/Designated Operator to pay them directly without the need to escrow funds which would otherwise be in conflict.

See attached Exhibit EE

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.

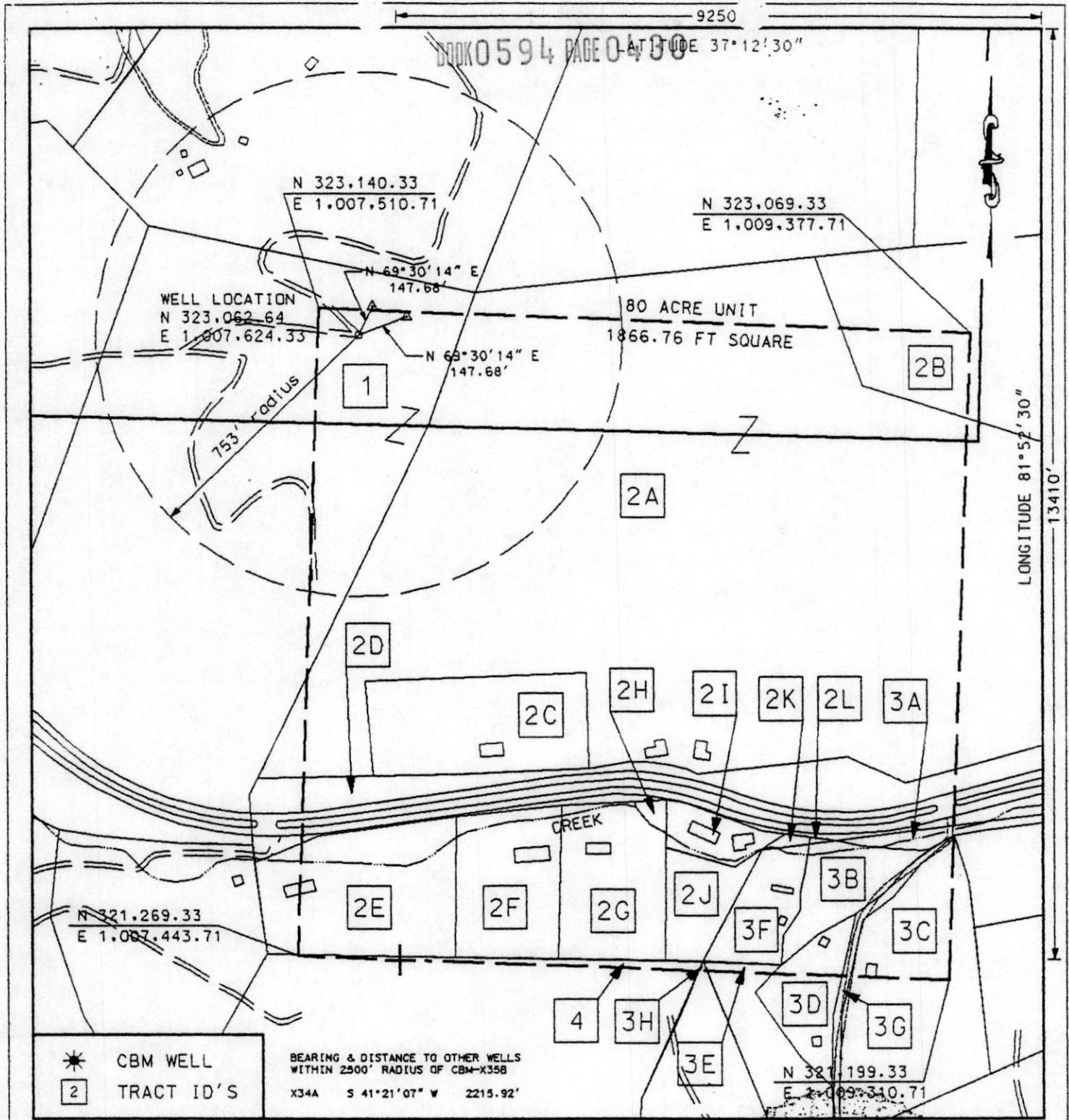
Dated at Tazewell, Virginia, this 17th day of May, 2004.


Leslie K. Arrington

Taken, subscribed and sworn to before me by Leslie K. Arrington as Manager - Environmental / Permitting of CNX Gas Company LLC, on behalf of the corporate Designated Operator, this 17th day of May, 2004.


Notary

My commission expires: 11/30/05

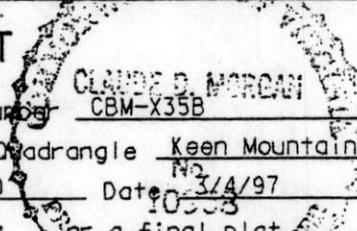


WELL LOCATION PLAT

Company POCAHONTAS GAS PARTNERSHIP Well Name and Number CBM-X35B
 Tract No. YUKON POCAHONTAS Elevation 2298.69' Quadrangle Keen Mountain
 County Buchanan District Garden Scale: 1" = 400' Date 3/4/97
 This plat is a new plat X; an updated plat _____; or a final plat _____

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

Form DGO-GO-7 _____ (Affix Seal)
 Rev. 9/91 *Claude D. Morgan*
 Licensed Professional Engineer or Licensed Land Surveyor



UNIT X-35
Tract Identifications

1. Yukon Pocahontas - TR. 95 - Coal, Oil & Gas
Island Creek Coal Co. - Coal below Tiller seam Leased
Consolidation Coal Co. - P3 seam Leased
Jewell Smokeless Coal - Tiller & above coal Leased
Pocahontas Gas Partnership - CBM Leased
5.66 acres 7.0750%
- 2A. Hurt & McGuire - Coal
Consolidation Coal Co. - Coal below Tiller seam Leased
Jewell Smokeless Coal - Tiller & above coal Leased
Curtis Wade - Surface, Oil & Gas
45.24 acres 56.5500%
- 2B. Hurt & McGuire - Coal
Consolidation Coal Co. - Coal below Tiller seam Leased
Jewell Smokeless Coal - Tiller & above coal Leased
Daisy Burke - Surface, Oil & Gas
1.60 acres 2.0000%
- 2C. Hurt & McGuire - Coal
Consolidation Coal Co. - Coal below Tiller seam Leased
Jewell Smokeless Coal - Tiller & above coal Leased
E. James Owens - Surface, Oil & Gas
4.00 acres 5.0000%
- 2D. Hurt & McGuire - Coal
Consolidation Coal Co. - Coal below Tiller seam Leased
Jewell Smokeless Coal - Tiller & above coal Leased
Ord Wade Heirs - Oil & Gas
VDOT - Surface
8.47 acres 10.5875%
- 2E. Hurt & McGuire - Coal
Consolidation Coal Co. - Coal below Tiller seam Leased
Jewell Smokeless Coal - Tiller & above coal Leased
Ann Bohon - Surface, Oil & Gas
3.02 acres 3.7750%
- 2F. Hurt & McGuire - Coal
Consolidation Coal Co. - Coal below Tiller seam Leased
Jewell Smokeless Coal - Tiller & above coal Leased
William Engardio - Surface, Oil & Gas
2.42 acres 3.0250%
- 2G. Hurt & McGuire - Coal
Consolidation Coal Co. - Coal below Tiller seam Leased
Jewell Smokeless Coal - Tiller & above coal Leased
Chris Stump - Surface, Oil & Gas
2.70 acres 3.3750%

- 2H & I. Hurt & McGuire - Coal
Consolidation Coal Co. - Coal below Tiller seam Leased
Jewell Smokeless Coal - Tiller & above coal Leased
KET Inc. - Surface, Oil & Gas
0.98 acres 1.2250%
- 2J. Hurt & McGuire - Coal
Consolidation Coal Co. - Coal below Tiller seam Leased
Jewell Smokeless Coal - Tiller & above coal Leased
Danny Hinkle - Surface, Oil & Gas
0.07 acres 0.0875%
- 2K. Hurt & McGuire - Coal
Consolidation Coal Co. - Coal below Tiller seam Leased
Jewell Smokeless Coal - Tiller & above coal Leased
Hazel Elster - Surface, Oil & Gas
0.02 acres 0.0250%
3. Commonwealth Coal Co. Tr 2 - Coal, Oil & Gas
Consolidation Coal Co. - Below drainage coal Leased
United Coal Company - Above drainage coal Leased
Pocahontas Gas Partnership - CBM Leased
5.82 acres 7.2750%
- 3A. VDOT - Surface
- 3B. Hazel Elster - Surface
- 3C. James H. Cook - Surface
- 3D. Rhonda Perry - Surface
- 3E. Danny Hinkle - Surface
- 3F. Commonwealth Coal Co. R/W

Docket No. VGOB-98-0324-0636
 List of All Unleased Owners/Claimants

	Net Acres in Unit	Interest in Unit	Division of Interest in			Election
			13-East 11.1083%	14-East 23.5724%	15-East 2.1831%	
I. OIL & GAS FEE OWNERSHIP						
<u>Tract #2B - 1.60 acres</u>						
(1) Daisy Burke Box 354 Raven, VA 24639	1.60 acres	2.00000%	0.22217%	0.47145%	0.04366%	Deemed Leased
<u>Tract #2C - 4.00 acres</u>						
(1) E. James Owens Rt. 1, Box 200 Raven, VA 24639	4.00 acres	5.00000%	0.55541%	1.17862%	0.10915%	Deemed Leased
<u>Tract #2D - 8.47 acres</u>						
(1) Ord Wade Heirs	8.47 acres	10.58750%	1.17609%	2.49573%	0.23113%	Deemed Leased
(a) Curtis E. Wade Rt. 1 Box 200 Raven, VA 24639	1.21 acres 1/7 of 8.47 acres	1.51250%	0.16801%	0.35653%	0.03302%	Deemed Leased
(b) Madge Patricia Dillon 1941 Lisbon Road Chesapeake, VA 23321	1.21 acres 1/7 of 8.47 acres	1.51250%	0.16801%	0.35653%	0.03302%	Deemed Leased
(c) Anna L. Bonhon P.O. Box 278 Oakwood, VA 24631	1.21 acres 1/7 of 8.47 acres	1.51250%	0.16801%	0.35653%	0.03302%	Deemed Leased
(d) Phyllis Jean Estep 402 Gentry Drive Gordonsville, VA 22942	1.21 acres 1/7 of 8.47 acres	1.51250%	0.16801%	0.35653%	0.03302%	Deemed Leased
(e) Dorothy E. Lowe P.O. Box 436 Cedar Bluff, VA 24609	1.21 acres 1/7 of 8.47 acres	1.51250%	0.16801%	0.35653%	0.03302%	Deemed Leased
(f) Ruth Stump P.O. Box 36 Faith Hill, NC 28041	2.42 acres 2/7 of 8.47 acres	3.02500%	0.33602%	0.71307%	0.06604%	Deemed Leased
<u>Tract #2E - 3.02 acres</u>						
(1) Anna L. Bonhon P.O. Box 278 Oakwood, VA 24631	3.02 acres	3.77500%	0.41934%	0.88986%	0.08241%	Deemed Leased
<u>Tract #2F - 2.42 acres</u>						
(1) William Larry Engardio Rt. 1, Box 198 Raven, VA 24639	2.42 acres	3.02500%	0.33602%	0.71307%	0.06604%	Deemed Leased
<u>Tract #2G - 2.70 acres</u>						
(1) Chris Stump Rt. 1 Box 200 Raven, VA 24639	2.70 acres	3.37500%	0.37490%	0.79557%	0.07368%	Deemed Leased

Docket No. VGOB-98-0324-0636
 List of All Unleased Owners/Claimants

	Net Acres in Unit	Interest in Unit	Division of Interest in			Election
			13-East 11.1083%	14-East 23.5724%	15-East 2.1831%	
<u>Tract #2H & I - 0.98 acres</u>						
(1) K. E. T. Inc. P. O. Box 1080 Raven, VA 24639	0.98 acres	1.22500%	0.13608%	0.28876%	0.02674%	Deemed Leased
<u>Tract #2J - 0.07 acres</u>						
(1) Danny Hinkle P. O. Box 571 Oakwood, VA 24631	0.07 acres	0.08750%	0.00972%	0.02063%	0.00191%	Deemed Leased

Docket No. VGOB-98-0324-0636

List of Conflicting Owners/Claimants that require escrow

	Net Acres in Unit	Interest in Unit	Division of Interest in		
			13-East 11.1083%	14-East 23.5724%	15-East 2.1831%
<u>TRACT #2B - 1.60 acres</u>					
<u>COAL FEE OWNERSHIP</u>					
(1) Hurt McGuire c/o Charles Green 1802 1/2 Jefferson Avenue Bluefield, WV 24701	1.600 acres	2.00000%	0.22217%	0.47145%	0.04366%
<u>OIL & GAS FEE OWNERSHIP</u>					
(1) Daisy Burke Box 354 Raven, VA 24639	1.600 acres	2.00000%	0.22217%	0.47145%	0.04366%
<u>TRACT #2C - 4.00 acres</u>					
<u>COAL FEE OWNERSHIP</u>					
(1) Hurt McGuire c/o Charles Green 1802 1/2 Jefferson Avenue Bluefield, WV 24701	4.00 acres	5.00000%	0.55541%	1.17862%	0.10915%
<u>OIL & GAS FEE OWNERSHIP</u>					
(1) E. James Owens Rt. 1, Box 200 Raven, VA 24639	4.00 acres	5.00000%	0.55541%	1.17862%	0.10915%
<u>TRACT #2D - 8.47 acres</u>					
<u>COAL FEE OWNERSHIP</u>					
(1) Hurt McGuire c/o Charles Green 1802 1/2 Jefferson Avenue Bluefield, WV 24701	8.47 acres	10.58750%	1.17609%	2.49573%	0.23113%
<u>OIL & GAS FEE OWNERSHIP</u>					
(1) Ord Wade Heirs	8.47 acres	10.58750%	1.17609%	2.49573%	0.23113%
(a) Curtis E. Wade Rt. 1 Box 200 Raven, VA 24639	1.21 acres 1/7 of 8.47 acres	1.51250%	0.16801%	0.35653%	0.03302%
(b) Madge Patricia Dillon 1941 Lisbon Road Chesapeake, VA 23321	1.21 acres 1/7 of 8.47 acres	1.51250%	0.16801%	0.35653%	0.03302%
(c) Anna L. Bonhon P.O. Box 278 Oakwood, VA 24631	1.21 acres 1/7 of 8.47 acres	1.51250%	0.16801%	0.35653%	0.03302%

Docket No. VGOB-98-0324-0636

List of Conflicting Owners/Claimants that require escrow

	Net Acres in Unit	Interest in Unit	Division of Interest in		
			13-East 11.1083%	14-East 23.5724%	15-East 2.1831%
(d) Phyllis Jean Estep 402 Gentry Drive Gordonsville, VA 22942	1.21 acres 1/7 of 8.47 acres	1.51250%	0.16801%	0.35653%	0.03302%
(e) Dorothy E. Lowe P.O. Box 436 Cedar Bluff, VA 24609	1.21 acres 1/7 of 8.47 acres	1.51250%	0.16801%	0.35653%	0.03302%
(f) Ruth Stump P.O. Box 36 Faith Hill, NC 28041	2.42 acres 2/7 of 8.47 acres	3.02500%	0.33602%	0.71307%	0.06604%

TRACT #2E - 3.02 acres

COAL FEE OWNERSHIP

(1) Hurt McGuire c/o Charles Green 1802 1/2 Jefferson Avenue Bluefield, WV 24701	3.02 acres	3.77500%	0.41934%	0.88986%	0.08241%
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OIL & GAS FEE OWNERSHIP

(1) Anna L. Bonhon P.O. Box 278 Oakwood, VA 24631	3.02 acres	3.77500%	0.41934%	0.88986%	0.08241%
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TRACT #2F - 2.42 acres

COAL FEE OWNERSHIP

(1) Hurt McGuire c/o Charles Green 1802 1/2 Jefferson Avenue Bluefield, WV 24701	2.42 acres	3.02500%	0.33602%	0.71307%	0.06604%
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OIL & GAS FEE OWNERSHIP

(1) William Larry Engardio Rt. 1, Box 198 Raven, VA 24639	2.42 acres	3.02500%	0.33602%	0.71307%	0.06604%
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TRACT #2G - 2.70 acres

COAL FEE OWNERSHIP

(1) Hurt McGuire c/o Charles Green 1802 1/2 Jefferson Avenue Bluefield, WV 24701	2.70 acres	3.37500%	0.37490%	0.79557%	0.07368%
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List of Conflicting Owners/Claimants that require escrow

	Net Acres in Unit	Interest in Unit	Division of Interest in		
			13-East 11.1083%	14-East 23.5724%	15-East 2.1831%
<u>OIL & GAS FEE OWNERSHIP</u>					
(1) Chris Stump Rt. 1 Box 200 Raven, VA 24639	2.70 acres	3.37500%	0.37490%	0.79557%	0.07368%
<u>TRACT #2H & I - 0.98 acres</u>					
<u>COAL FEE OWNERSHIP</u>					
(1) Hurt McGuire c/o Charles Green 1802 1/2 Jefferson Avenue Bluefield, WV 24701	0.98 acres	1.22500%	0.13608%	0.28876%	0.02674%
<u>OIL & GAS FEE OWNERSHIP</u>					
(1) K. E. T. Inc. P. O. Box 1080 Raven, VA 24639	0.98 acres	1.22500%	0.13608%	0.28876%	0.02674%
<u>TRACT #2J - 0.07 acres</u>					
<u>COAL FEE OWNERSHIP</u>					
(1) Hurt McGuire c/o Charles Green 1802 1/2 Jefferson Avenue Bluefield, WV 24701	0.07 acres	0.08750%	0.00972%	0.02063%	0.00191%
<u>OIL & GAS FEE OWNERSHIP</u>					
(1) Danny Hinkle P. O. Box 571 Oakwood, VA 24631	0.07 acres	0.08750%	0.00972%	0.02063%	0.00191%
<u>TRACT #2K - 0.02 acres</u>					
<u>COAL FEE OWNERSHIP</u>					
(1) Hurt McGuire c/o Charles Green 1802 1/2 Jefferson Avenue Bluefield, WV 24701	0.02 acres	0.02500%	0.00278%	0.00589%	0.00055%
<u>OIL & GAS FEE OWNERSHIP</u>					
(1) Hazel Elster P. O. Box 327 Oakwood, VA 24631	0.02 acres	0.02500%	0.00278%	0.00589%	0.00055%

Exhibit EE
Unit X-35
Docket No. VGOB-98-0324-0636
List of Conflicting Owners/Claimants with Royalty Split Agreements

	Net Acres in Unit	Interest in Unit	Division of Interest in			Percent of Escrow
			13-East 11.1083%	14-East 23.5724%	15-East 2.1831%	
<u>Tract #2A - 45.24 acres</u>						
<u>COAL FEE OWNERSHIP</u>						
(1) Hurt McGuire Land Trust c/o Charles Green P.O. Box 1067 Bluefield, VA 24605	45.24 acres	56.5500%	6.2817%	13.3302%	1.2345%	Direct Pay
<u>OIL & GAS FEE OWNERSHIP</u>						
(1) Consolidation Coal Company Attn: Anita Duty 2481 John Nash Blvd. Bluefield, WV 24701	45.24 acres	56.5500%	6.2817%	13.3302%	1.2345%	Direct Pay

<u>Tract #2B - 1.60 acres</u>						
<u>COAL FEE OWNERSHIP</u>						
(1) Hurt McGuire Land Trust c/o Charles Green P.O. Box 1067 Bluefield, VA 24605	1.60 acres	2.0000%	0.2222%	0.4714%	0.0437%	6.8729%
<u>OIL & GAS FEE OWNERSHIP</u>						
(1) Daisy Burke Box 354 Raven, VA 24639	1.60 acres	2.0000%	0.2222%	0.4714%	0.0437%	6.8729%

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 acknowledgement annexed, admitted to record this 29th day of October, 20 07. Instrument No. 07 0004030

Returned to: DMME TESTE: Beverly S. Tiller Clerk

Z 462 596 266

US Postal Service

Receipt for Certified Mail

No Insurance Coverage Provided.

Do not use for International Mail (*See reverse*)

Sent to	
Street & Number	
Post Office, State, & ZIP Code	
Postage	\$
Certified Fee	
Special Delivery Fee	
Restricted Delivery Fee	
Return Receipt Showing to Whom & Date Delivered	
Return Receipt Showing to Whom, Date, & Addressee's Address	
TOTAL Postage & Fees	\$
Postmark or Date	

PS Form 3800, April 1995

Fold at line over top of envelope to the right of the return address

CERTIFIED

Z 462 596 266

MAIL

Docket No. VGOB-98-0324-0636

List of Conflicting Owners/Claimants with Royalty Split Agreements

	Net Acres in Unit	Interest in Unit	Division of Interest in		
			13-East 11.1083%	14-East 23.5724%	15-East 2.1831%
<u>TRACT #2A - 45.24 acres</u>					
<u>COAL FEE OWNERSHIP</u>					
(1) Hurt McGuire c/o Charles Green 1802 1/2 Jefferson Avenue Bluefield, WV 24701	45.24 acres	56.55000%	6.28172%	13.33019%	1.23451%
<u>OIL & GAS FEE OWNERSHIP</u>					
(1) Consolidation Coal Company P. O. Box 947 Bluefield, VA 24605	45.24 acres	56.55000%	6.28172%	13.33019%	1.23451%

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 2nd day of June, 2004 at 12:02 P. M. Deed Book No. 294 and Page No. 25.
Returned to: Imme TESTE: Jewely S. Vetter James M. Bevins, Jr., Clerk
Deputy Clerk