

070004028

INSTRUMENT PREPARED BY
VIRGINIA GAS AND OIL BOARD

ORDER RECORDED UNDER CODE
OF VIRGINIA SECTION 45.1-361.26

VIRGINIA:

BEFORE THE VIRGINIA GAS AND OIL BOARD

APPLICANTS: Hurt McGuire Land Trust;)
CNX Gas Company, LLC;)
Consolidation Coal Company;)
Guster Clifton.)

DOCKET NO.
98-0324-0638-02

RELIEF SOUGHT: Issuance of an Amended Supplemental)
Order Amending Prior Orders Affecting)
Drilling Unit V-36 Located in)
Buchanan County, VA)
(herein "Subject Drilling Unit" to Provide:)
(1) Calculation of Funds Unit Operator)
Deposited into the Escrow Account for)
Subject Drilling Unit by Tract Subaccounts;)
(2) to Applicants a Royalty Accounting; and)
(3) Disbursement to Applicants in)
accordance with his ownership interests)
Those Funds Deposited by the Unit Operator)
into Subject Drilling Unit's Escrow)
Subaccount for VGOB Tracts 4A, 4D, 4E.)

REPORT OF THE BOARD
FINDINGS AND ORDER

1. **Hearing Date and Place:** This matter came on for hearing before the Virginia Gas and Oil Board (herein "Board") at 9:00 a.m. on October 18, 2005 at the Southwest Virginia Higher Education Center on the campus of Virginia Highlands Community College, Abingdon, VA.
2. **Appearances:** Mark Swartz, Esq. appeared for the Unit Operator; Sharon M.B. Pigeon, Assistant Attorney General, was present to advise the Board.
3. **Jurisdiction and Notice:** Pursuant to Va. Code §§ 45.1-361.1 *et seq.*, and in particular Va. Code §§ 45.1-361.21 and 45.1-361.22, the Board finds that it has jurisdiction over the establishment and maintenance of an escrow account, with tract subaccounts, for each of the coalbed methane gas drilling units established by the Board through its field rules that are subject to a Board pooling order. Further, the Unit Operator is required to deposit, as applicable, those funds specified in Va. Code § 45.1-361.21.D., 45.1-361.22.A.2, 45.1-361.22.A.3 and 45.1-361.22.A.4 into the applicable escrow tract subaccounts. The Board finds that: (1) while it does not have jurisdiction to resolve conflicting claims to the ownership of the Coalbed Methane Gas produced by the Unit Operator from wells located on Subject Drilling Unit, and (2) while it does not have jurisdiction to interpret agreements by and between the Gas owners/claimants and/or the Unit Operators or to abridge or contravene the provisions of such agreements, (3) pursuant to Va. Code § 45.1-361.22.A.5, the Board does have jurisdiction and authority to disburse funds from the Escrow Account provided the Board has been provided with a final decision of a court of competent jurisdiction adjudicating the ownership of coalbed methane gas as between the conflicting claimants or an agreement among all claimants owning conflicting estates in the tract in question or any undivided interest therein.
4. **Prior Proceedings:**

- 4.1. On May 26, 1998, the Board executed its order pooling interests in the Subject Drilling Unit for the production of occluded natural gas produced from coalbeds and rock strata associated therewith (herein "Gas") in accordance with the provisions of Va. Code §§ 45.1-361.21 and 45.1-361.22 (herein "Pooling Order"). The Pooling Order was filed with the Clerk of the Circuit Court of Buchanan County on June 5, 1998 in Deed Book 477 at Page 104. On March 22, 1999, the Board executed its Supplemental Order Regarding Elections which was filed with the Clerk on April 2, 1999 in Deed Book 490 at page 1 (hereafter all orders are collectively referred to as the "Pooling Orders"). On June 17, 2003, The Board executed an order without docket number amending all prior pooling orders that named Buchanan Production Company, Pocahontas Gas Partnership, Island Creek Coal Company or Consol Energy, Inc. as unit operator, and designated CNX Gas Company, LLC as operator. In Buchanan County, the amendment order was recorded with the Buchanan County Clerk in Deed Book 585, Page 65. On February 2, 2006, the Board executed its order for disbursement of escrowed funds to certain owners of VGOB Tract 4F that was recorded with the Clerk on February 7, 2006 as Instrument 06-0000407.
- 4.2 To the extent claims to the Gas were in conflict, pursuant to Va. Code § 45.1-361-22 payments attributable to said conflicting claims were ordered deposited by the Unit Operator into the escrow account established by the Pooling Order (herein "Escrow Account"). According to the Pooling Orders, the coalbed methane claims of coal fee owner Hurt McGuire Land Trust and oil and gas fee owner CNX Gas Company, LLC in a 35.29-acre tract known as VGOB Tract 4A, the coalbed methane claims of coal fee owner Hurt McGuire Land Trust and oil and gas fee owner Consolidation Coal Company in a 2.54-acre tract known as VGOB Tract 4D, and the coalbed methane claims of coal fee owner Hurt McGuire Land Trust and oil and gas fee owner Guster Clifton in a 0.55-acre tract known as VGOB Tract 4E in the Subject Drilling Unit were in conflict and became subject to the escrow requirements of the Pooling Order.
- 4.3 The Unit Operator's Miscellaneous Petition regarding VGOB Tracts 4A, 4D and 4E, a copy of which is attached to and made a part hereof, and testimony states under oath that Hurt McGuire Land Trust and CNX Gas Company, LLC, Consolidation Coal Company, and Guster Clifton have entered into royalty split agreements and that by the terms of the agreements escrow regarding the conflicting claims of said parties is no longer required. By sworn testimony before the Board, the Unit Operator testified that VGOB Tracts 4A, 4D, and 4E and the interests of Applicants are subject to the split agreement.
- 4.4 Applicants gave notice to Hurt McGuire Land Trust, CNX Gas Company, LLC, Consolidation Coal Company, and Guster Clifton that the Board would take the application referred to in Paragraph 4.3 above under consideration and consider whether to: (1) amend the Pooling Order to provide for the disbursement of funds on deposit in the Escrow Account attributable to Tracts 4A, 4D, and 4E and the interests of Applicants, (2) delete the requirement that the Unit Operator place future royalties attributable to Tracts 4A, 4D, and 4E and the interests of Applicants in the Escrow Account, and (3) continue the escrow account under this docket number because parties other than those seeking disbursement under this order are subject to escrow.
- 4.5 The Unit Operator filed the attached accounting for Subject Drilling Unit's Escrow Account with the Board ("Accounting").

5. **Findings:**

5.1. Va. Code 45.1-361.22.5 provides: *The Board shall order payment of principal and accrued interests, less escrow account fees, from the escrow account to conflicting claimants within thirty days of receipt of notification of (i) a final decision of a court of competent jurisdiction adjudicating the ownership of coalbed methane gas as between them or (ii) an agreement among all claimants owning conflicting estates in the tract in question or any undivided interest therein. The amount to be paid to*

the conflicting claimants shall be determined based on the percentage of ownership interest of the conflicting claimants as shown in the operator's supplemental filing made part of the pooling order that established the escrow account, the operator's records of deposits attributable to those tracts for which funds are being requested, and the records of the escrow account for the coalbed methane gas drilling unit. The interests of any cotenants who have not entered into an agreement shall remain in the escrow account.

5.2 Applicant has certified and represented to the Board that:

- (1) Hurt McGuire Land Trust is the owner of 100% of coal estate underlying VGOB Tracts 4A, 4D, and 4E of the Subject Drilling Unit;
- (2) CNX Gas Company, LLC is the owner of 100% of oil and gas estate underlying VGOB Tract 4A of the Subject Drilling Unit;
- (3) Consolidation Coal Company is the owner of 100% of oil and gas estate underlying VGOB Tract 4D of the Subject Drilling Unit;
- (4) Guster Clifton is the owner of 100% of oil and gas estate underlying VGOB Tract 4E of the Subject Drilling Unit;
- (5) Hurt McGuire Land Trust and CNX Gas Company, LLC, Hurt McGuire Land Trust and Consolidation Coal Company, and Hurt McGuire Land Trust and Guster Clifton have entered into royalty split agreements specifying that escrowed funds are to be divided with 50% going to the gas owner and 50% going to the coal owner, and also specifying that future royalties be paid directly to the owners according to the split agreement.
- (6) Net interests attributable and to be disbursed to Applicants are shown in Table 1, below.

Owners	Tract #	% interest in 98-0324-0638 sub-account
Hurt McGuire Land Trust – 50% C/O Charles Green P. O. Box 1067 Bluefield, VA 24605	4A	24.1845%
CNX Gas Company, LLC – 50% 2481 John Nash Blvd. Bluefield, WV 24701	4A	24.1845%
Hurt McGuire Land Trust – 50%	4D	1.7407%
Consolidation Coal Company – 50% Attn. Anita Duty 2481 John Nash Blvd. Bluefield, WV 24701	4D	1.7407%
Hurt McGuire Land Trust – 50%	4E	0.3769%
Guster Clifton – 50% 19108 Bellevue Rd. Abingdon, VA 24210	4E	0.3769%

6. **Relief Granted:**

For the reasons set forth in Paragraph 4 and 5 above, and based upon the Accounting, the Escrow Agent is ordered to, within 10 days of receipt of this executed order, disburse funds attributable to VGOB Tracts 4A, 4D and 4E and the interests of Applicants according to percentages shown in Table 1, above, and mail each recipients payment to the address shown in Table I, above.

Exhibit E to the Pooling Orders, showing owners subject to escrow, is deleted in toto and replaced with the Exhibit E attached to this order. Further, the Supplemental Order filed in this cause is hereby modified to delete the requirement that payments attributable to the conflicting coalbed methane gas ownership interests of Applicants in VGOB Tracts 4A, 4D and 4E be deposited by the Unit Operator into the Escrow Account, and, because there are other owners subject to escrow under the Supplemental Order, the Escrow Agent is directed to continue the Escrow Account for Subject Drilling Unit. To the extent not specifically granted herein, any other or further relief is denied.

7. **Conclusion:**

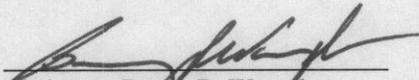
Therefore, the requested relief and all terms and provisions set forth above in Paragraph 6 above be and hereby are granted and IT IS SO ORDERED.

8. **Appeals:**

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

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

DONE AND EXECUTED this 18th day of October, 2007, by a majority of the Virginia Gas and Oil Board.

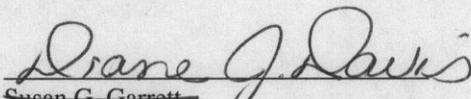

Chairman, Benny R. Wampler

DONE AND PERFORMED this 18th day of October, 2007, by an Order of this Board.


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

COMMONWEALTH OF VIRGINIA)
COUNTY OF WISE)

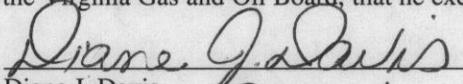
Acknowledged on this 18th day of October, 2007, personally before me a notary public in and for the Commonwealth of Virginia, appeared Benny R. Wampler, being duly sworn did depose and say that he is Chairman of the Virginia Gas and Oil Board, that he executed the same and was authorized to do so.


~~Susan G. Garrett~~
Notary Public 174394

My Commission expires: 9/30/09

COMMONWEALTH OF VIRGINIA)
COUNTY OF WASHINGTON)

Acknowledged on this 18th day of October, 2007, 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.


Diane J. Davis
Notary Public 174394

My commission expires: 9/30/09

Exhibit A
Tract-by-Tract Escrow Calculation
Account Balances as of 2/28/07

Unit V-36
VGOB 98-0324-0638-02
Acres Escrowed: 72.96

Owners	Tract #	Acres	Total Tract Percent of Escrow	Interest	Owners' Percent of Escrow	Amount Due Owners \$658,634.19
	2a	23.86	32.7029%	---	16.3514%	\$107,696.08
					16.3514%	\$107,696.08
	2b	3.50	4.7971%	---	2.3986%	\$15,797.83
					2.3986%	\$15,797.83
	2c	2.57	3.5225%	---	1.7612%	\$11,600.12
					1.7612%	\$11,600.12
Hurt McGuire Land Trust - Coal	4a	35.29	48.3690%	50%	24.1845%	\$159,287.28
CNX Gas Company LLC (PGP) - O&G				50%	24.1845%	\$159,287.28
	4b	2.08	2.8509%	---	1.4254%	\$9,388.43
					1.4254%	\$9,388.43
	4c	1.22	1.6721%	---	0.8361%	\$5,506.67
					0.8361%	\$5,506.67
Hurt McGuire Land Trust - Coal	4d	2.54	3.4814%	50%	1.7407%	\$11,464.71
CCC - O&G				50%	1.7407%	\$11,464.71
Hurt McGuire Land Trust - Coal	4e	0.55	0.7538%	50%	0.3769%	\$2,482.52
Guster Clifton - O&G				50%	0.3769%	\$2,482.52
	4g	1.35	1.8503%		0.9252%	\$6,093.45
					0.9252%	\$6,093.45

Information presented here is for reference use only, CNX is not responsible for determinations made using the data represented here.

This information is for estimation purposes only.

BEFORE THE VIRGINIA GAS AND OIL BOARD

PETITIONER: CNX Gas Company LLC

DIVISION OF GAS AND OIL
DOCKET NO: VGOB 98-0324-0638-02

RELIEF SOUGHT: (1) DISBURSEMENT FROM
ESCROW REGARDING TRACT(S) 4A, 4D and 4E
(2) AND AUTHORIZATION FOR DIRECT
PAYMENT OF ROYALTIES

HEARING DATE: April 17, 2007

DRILLING UNIT: V-36

BUCHANAN COUNTY, VIRGINIA

MISCELLANEOUS PETITION

1. **Petitioner and its counsel:** Petitioner is CNX Gas Company LLC, 2481 John Nash Blvd., Bluefield, West Virginia 24701, 304/323-6500. Petitioner's counsel is Mark A. Swartz, SWARTZ LAW OFFICES, PLLC, P.O. Box 517, Abingdon, VA 24212.

2. **Relief sought:** (1) the disbursement of escrowed funds heretofore deposited with the Board's Escrow Agent(s) attributable to Tract(s) 4A, 4D and 4E as depicted upon Exhibit A; and (2) authorization to begin paying royalties directly to the parties to the royalty split between Hurt McGuire Land Trust and CNX Gas Company LLC (previously Pocahontas Gas Partnership); Hurt McGuire Land Trust and Consolidation Coal Company; Hurt McGuire Land Trust and Guster Clifton.

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

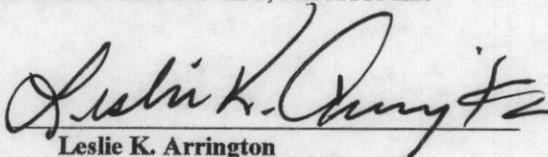
4. **Type of well(s):** Coalbed methane.

5. **Factual basis for relief requested:** Hurt McGuire Land Trust and CNX Gas Company LLC (previously Pocahontas Gas Partnership); Hurt McGuire Land Trust and Consolidation Coal Company and Hurt McGuire Land Trust and Guster Clifton, have entered into royalty split agreements. Said royalty split agreement allows the Applicant and Designated Operator to pay royalties directly to the persons identified in Exhibit EE annexed hereto.

6. **Attestation:** The foregoing Petition to the best of my knowledge, information, and belief is true and correct.

CNX GAS COMPANY LLC
BY IT'S PROFESSIONAL MANAGER
CNX GAS COMPANY LLC, PETITIONER

By:



Leslie K. Arrington
Manager - Environmental Permitting
CNX Gas Company LLC
2481 John Nash Blvd.
Bluefield, West Virginia 24701
304/323-6500



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Exhibit E
 UNIT V-36
 Docket # VGOB-98-0324-0638
 List of Conflicting Owners/Claimants that require escrow

	Acres in Unit	Percent of Unit	Division of Interest in	
			1 Right 17.9594%	2 Right 4.3466%
Tract #2A, 23.86 acres				
<u>COAL FEE OWNERSHIP</u>				
(1) Hurt McGuire c/o Charles Green P.O. Box 1067 Bluefield, VA 24605	23.86 acres	29.82500%	5.35639%	1.29637%
<u>OIL & GAS FEE OWNERSHIP</u>				
Trustee of Wilderness Tabernacle c/o Ramond Davis Star Rt. Box 113 Raven, VA 24639	23.86 acres	29.82500%	5.35639%	1.29637%
Tract #2B, 3.50 acres				
<u>COAL FEE OWNERSHIP</u>				
(1) Hurt McGuire c/o Charles Green P.O. Box 1067 Bluefield, VA 24605	3.50 acres	4.37500%	0.78572%	0.19016%
<u>OIL & GAS FEE OWNERSHIP</u>				
(1) Paul E. Stillwell HC 61, Box 97 Raven, VA 24639	3.50 acres	4.37500%	0.78572%	0.19016%
Tract #2C, 2.57 acres				
<u>COAL FEE OWNERSHIP</u>				
(1) Hurt McGuire c/o Charles Green P.O. Box 1067 Bluefield, VA 24605	2.57 acres	3.21250%	0.57695%	0.13963%
<u>OIL & GAS FEE OWNERSHIP</u>				
Roley Stillwell HC 62, Box 95 Raven, VA 24639	2.57 acres	3.21250%	0.57695%	0.13963%
Tract #4B, 2.08 acres				
<u>COAL FEE OWNERSHIP</u>				
(1) Hurt McGuire c/o Charles Green P.O. Box 1067 Bluefield, VA 24605	2.08 acres	2.60000%	0.46694%	0.11301%

207

Exhibit E
UNIT V-36
Docket # VGOB-98-0324-0638
List of Conflicting Owners/Claimants that require escrow

		Division of Interest in	
Acres in Unit	Percent of Unit	1 Right 17.9594%	2 Right 4.3466%

OIL & GAS FEE OWNERSHIP

(1) Trustee of Wilderness Tabernacle c/o Ramond Davis Star Rt. Box 113 Raven, VA 24639	2.08 acres	2.60000%	0.46694%	0.11301%
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Tract #4C, 1.22 acres

COAL FEE OWNERSHIP

(1) Hurt McGuire c/o Charles Green P.O. Box 1067 Bluefield, VA 24605	1.22 acres	1.52500%	0.27388%	0.06629%
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OIL & GAS FEE OWNERSHIP

(1) Trustee of Wilderness Tabernacle c/o Ramond Davis Star Rt. Box 113 Raven, VA 24639	1.22 acres	1.52500%	0.27388%	0.06629%
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Tract #4G, 1.35 acres

COAL FEE OWNERSHIP

(1) Hurt McGuire c/o Charles Green P.O. Box 1067 Bluefield, VA 24605	1.35 acres	1.68750%	0.30306%	0.07335%
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OIL & GAS FEE OWNERSHIP

(1) Mack Osborne HC 62, Box 91 Raven, VA 24639	1.35 acres	1.68750%	0.30306%	0.07335%
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B

Exhibit EE
 Unit V-36
 Docket # VGOB-98-0324-0638
 List of Conflicting Owners/Claimants that require escrow

	Acres in Unit	Percent of Unit	Division of Interest in		Percent of Escrow
			1 Right 17.9594%	2 Right 4.3466%	
Tract #4A, 35.29 acres					
<u>COAL FEE OWNERSHIP</u>					
(1) Hurt McGuire c/o Charles Green P.O. Box 1067 Bluefield, VA 24605	35.29 acres	44.11250%	7.92234%	1.91739%	24.1845%
<u>OIL & GAS FEE OWNERSHIP</u>					
(1) CNX Gas Company LLC 2481 John Nash Blvd. Bluefield, WV 24701 Attn: Anita Duty (previously Pocahontas Gas Partnership)	35.29 acres	44.11250%	7.92234%	1.91739%	24.1845%
Tract #4D, 2.54 acres					
<u>COAL FEE OWNERSHIP</u>					
(1) Hurt McGuire c/o Charles Green P.O. Box 1067 Bluefield, VA 24605	2.54 acres	3.17500%	0.57021%	0.13800%	1.7407%
<u>OIL & GAS FEE OWNERSHIP</u>					
(1) Consolidation Coal Company 2481 John Nash Blvd. Bluefield, WV 24701 Attn: Anita Duty	2.54 acres	3.17500%	0.57021%	0.13800%	1.7407%
Tract #4E, 0.55 acres					
<u>COAL FEE OWNERSHIP</u>					
(1) Hurt McGuire c/o Charles Green P.O. Box 1067 Bluefield, VA 24605	0.55 acres	0.68750%	0.12347%	0.02988%	0.3769%
<u>OIL & GAS FEE OWNERSHIP</u>					
(1) Guster Clifton 19108 Bellevue Road Abingdon, VA 24210	0.55 acres	0.68750%	0.12347%	0.02988%	0.3769%

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. 070004028

TESTE: Beverly S. Tiller, Clerk

Returned to: DMME

TESTE: Beverly S. Tiller Deputy Clerk

50408212

REG 537
DISP 5516
OFF 3327
BR 204
CF-VIRGINIA

Account VIRGINIA GAS AND OIL BOARD WACHOVIA BANK, N.A. AGENT
Name: UNDER AGREEMENT DATED SEPTEMBER 19, 2006

Account 5025890684
Number:

Date
11/20/07

00478 HURT MCGUIRE HEIRS TRUST
P. O. BOX 1067
BLUEFIELD, VA 24605

Remittance Amount	
Income	Principal
\$*****0.00	\$****192,381.05

For: PAYMENT

FUND 0638

WACHOVIA

PLEASE FOLD AND DETACH AT PERFORATION BEFORE PRESENTING FOR PAYMENT

WACHOVIA

WACHOVIA BANK, N.A.
CHARLOTTE, NC 28288-1151
1-888-216-2309

66-21
530

50408212

Account No.
5025890684 VGOB

Date
11/20/07

Amount
\$****192,381.05

Pay: One Hundred Ninety-Two Thousand Three Hundred Eighty-One DOLLARS AND Five CENTS

To The Order Of: HURT MCGUIRE HEIRS TRUST

Leon Mc Linn
Authorized Signature

50408213

REG 537
DISP 5516
OFF 3327
BR 204
CF-VIRGINIA

Account VIRGINIA GAS AND OIL BOARD WACHOVIA BANK, N.A. AGENT
Name: UNDER AGREEMENT DATED SEPTEMBER 19, 2006

Account 5025890684
Number:

Date
11/20/07

00479 CNX GAS COMPANY, LLC
2481 JOHN NASH BOULEVARD
BLUEFIELD, WV 24701

Remittance Amount	
Income	Principal
\$*****0.00	\$****192,381.05

For: PAYMENT

FUND 0638

WACHOVIA

PLEASE FOLD AND DETACH AT PERFORATION BEFORE PRESENTING FOR PAYMENT

WACHOVIA

66-21
530

50408213

WACHOVIA BANK, N.A.
CHARLOTTE, NC 28288-1151
1-888-216-2308

Account No.
5025890684 YGOB

Date
11/20/07
Amount
\$****192,381.05

Pays: One Hundred Ninety-Two Thousand Three Hundred Eighty-One DOLLARS AND FIVE CENTS

To The Order of CNX GAS COMPANY, LLC

Leon M. Linn
Authorized Signature

50408214

REG 537
DISP 5616
OFF 3327
BR 204
CF-VIRGINIA

Account VIRGINIA GAS AND OIL BOARD WACHOVIA BANK, N.A. AGENT
Name: UNDER AGREEMENT DATED SEPTEMBER 19, 2006

Account 5025890684
Number:

Date
11/20/07

00480 HURT MCGUIRE HEIRS TRUST
P. O. BOX 1067
BLUEFIELD, VA 24605

Remittance Amount	
Income	Principal
\$*****0.00	\$*****13,846.79

For: PAYMENT

FUND 0638

WACHOVIA

PLEASE FOLD AND DETACH AT PERFORATION BEFORE PRESENTING FOR PAYMENT

WACHOVIA

66-21
530

50408214

WACHOVIA BANK, N.A.
CHARLOTTE, NC 28288-1151
1-888-216-2308

Date
11/20/07

Account No.
5025890684 VGOB

Amount
\$*****13,846.79

Pay: Thirteen Thousand Eight Hundred Forty Six DOLLARS AND Seventy Nine CENTS

To The Order of: HURT MCGUIRE HEIRS TRUST

Leon M. Linn
Authorized Signature

⑈ 50408214⑈ ⑆ 053000219⑆ 5046001042738⑈

Account VIRGINIA GAS AND OIL BOARD WACHOVIA BANK, N.A. AGENT
Name: UNDER AGREEMENT DATED SEPTEMBER 19, 2006

Account 5025890684
Number:

50408215
REG 537
DISP 5516
OFF 3327
BR 204
CF-VIRGINIA

Date
11/20/07

00481 CONSOLIDATION COAL COMPANY
STATE ROUTE 460, DRAWER L
OAKWOOD, VA 24631

Remittance Amount	
Income	Principal
\$*****0.00	\$*****13,846.79

For: PAYMENT

FUND 0638

WACHOVIA

PLEASE FOLD AND DETACH AT PERFORATION BEFORE PRESENTING FOR PAYMENT

WACHOVIA

66-21
530

50408215

WACHOVIA BANK, N.A.
CHARLOTTE, NC 28238-1751
1-888-216-2308

Date
11/20/07

Account No.
5025890684 VGOB

Amount
\$*****13,846.79

Pay: Thirteen Thousand Eight Hundred Forty-Six DOLLARS AND Seventy-Nine CENTS.

To The Order of: CONSOLIDATION COAL COMPANY

Leon M. Linn
Authorized Signature

Account VIRGINIA GAS AND OIL BOARD WACHOVIA BANK, N.A. AGENT
Name: UNDER AGREEMENT DATED SEPTEMBER 19, 2006

50408217
REG 537
DISP 5516
OFF 3327
BR 204
CF-VIRGINIA

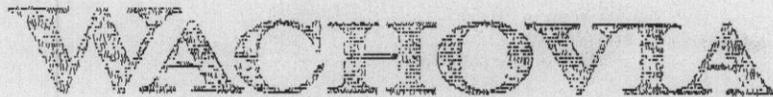
Account 5025890684
Number:

Date
11/20/07

00483 GUSTER CLIFTON
ROUTE 1, BOX 184
RAVEN, VA 24639-9317

Remittance Amount	
Income	Principal
\$*****0.00	\$*****2,998.13

For: PAYMENT
FUND 0638



PLEASE FOLD AND DETACH AT PERFORATION BEFORE PRESENTING FOR PAYMENT

WACHOVIA

66-21
530

50408217

WACHOVIA BANK, N.A.
CHARLOTTE, NC 28288-1151
1-888-216-2308

Date
11/20/07

Account No.
5025890684 VGOB

Amount
\$*****2,998.13

Pay: Two Thousand Nine Hundred Ninety-Eight DOLLARS AND Thirteen CENTS

To The Order Of: GUSTER CLIFTON

Leon M. ...
Authorized Signature

50408216

REG 537
DISP 5516
OFF 3327
BR 204
CF-VIRGINIA

Account VIRGINIA GAS AND OIL BOARD WACHOVIA BANK, N.A. AGENT
Name: UNDER AGREEMENT DATED SEPTEMBER 19, 2006

Account 5025890684
Number:

Date
11/20/07

00482 HURT MCGUIRE HEIRS TRUST
P. O. BOX 1067
BLUEFIELD, VA 24605

Remittance Amount	
Income	Principal
\$*****0.00	\$*****2,998.13

For: PAYMENT

FUND 0638

WACHOVIA

PLEASE FOLD AND DETACH AT PERFORATION BEFORE PRESENTING FOR PAYMENT

WACHOVIA

68-21
530

50408216

WACHOVIA BANK, N.A.
CHARLOTTE, NC 28288-1151
1-888-216-2308

Account No.
5025890684 VGQB

Date
11/20/07
Amount
\$*****2,998.13

Pay: Two Thousand Nine Hundred Ninety-Eight DOLLARS AND Thirteen CENTS

To The Order of HURT MCGUIRE HEIRS TRUST

Leon McPuma
Authorized Signature