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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, AND
Albert Ball Heirs, being Myrtle Ball, Tommy)
Ball, Melissa Lawson, Steve Ball, Danny)
Ball, Wilma Hale, Elsie Mutter, Peggy)
Shook, Linda Johnson, Teresa Church,)
Sandra Vance, Bailey Whited, D. Faye)
Lowe, Nell Shreve, Nancy Young (Herein,)
"Albert Ball Heirs Subject to Split)
Agreement").)

DOCKET NO.
98-0421-0650-03

RELIEF SOUGHT: Issuance of an Amended Supplemental)
Order Amending Prior Orders Affecting)
Drilling Unit T-37 Located in the Garden)
Districe, 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 their ownership interests)
Those Funds Deposited by the Unit Operator)
into Subject Drilling Unit's Escrow)
Subaccount for VGOB Tract 1C.)

REPORT OF THE BOARD
FINDINGS AND ORDER

1. **Hearing Date and Place:** This matter came on for final hearing before the Virginia Gas and Oil Board (herein "Board") at 9:00 a.m. on ~~October 18~~ May 16, 2006 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; and 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 June 10, 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 16, 1998 in Deed Book 477 at Page 603. On March 2, 1999, the Board executed its Supplemental Order Regarding Elections which was filed with the Clerk on March 8, 1999 in Deed Book 489 at page 60. On January 6, 2000, the Board approved re-pooling of the unit, the order for which was filed with the Clerk on January 13, 2000 in Book 500 at Page 562. On March 13, 2000, the Board executed a Supplemental Order Regarding Elections which was filed with the Clerk on March 17, 2000 in Deed Book 503 at page 513. On January 20, 2004, the Board approved further re-pooling of the unit, the order for which was filed with the Clerk on April 2, 2004 in Book 589 at Page 554 (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.
- 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 oil and gas fee owners Albert Ball Heirs Subject to Split Agreement and coal fee owner Hurt McGuire Land Trust in a 1.70-acre tract known as VGOB Tract 1C 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 Tract 1C, a copy of which is attached to and made a part hereof, and testimony states under oath that Albert Ball Heirs Subject to Split Agreement and Hurt McGuire Land Trust have entered into a royalty split agreement and that by the terms of that agreement escrow regarding the conflicting claims of said parties is no longer required. By sworn testimony before the Board, the Unit Operator testified that VGOB Tract 1C and the interests of Albert Ball Heirs Subject to Split Agreement and Hurt McGuire Land Trust are subject to the split agreements. The Unit Operator's Miscellaneous Petition additionally requested disbursement of funds from Tract 1A and the conflicting claims of certain Linkous Horne Heirs and Hurt McGuire Land Trust. The Board, on May 16, 2006, denied disbursement of funds attributable to Tract 1A due to objections of respondents having interests in that tract.
- 4.4 Applicants gave notice to Albert Ball Heirs Subject to the Split Agreement and Hurt McGuire Land Trust that the Board would take the petition 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 Tract 1C and the interests interests of Albert Ball Heirs Subject to Split Agreement and Hurt McGuire Land Trust (2) delete the requirement that the Unit Operator place future royalties attributable to Tract 1C and the interests of Albert Ball Heirs Subject to Split Agreement and Hurt McGuire Land Trust 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) Albert Ball Heirs Subject to Split Agreement are fee owners of a portion of the oil and gas rights in Tract 1C, and Hurt McGuire Land Trust is fee owner of coal rights in Tract 1C of the Subject Unit.
- (2) Albert Ball Heirs Subject to Split Agreement and Hurt McGuire Land Trust have entered into a royalty split agreement 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.
- (3) Net interests attributable and to be disbursed to Applicants are shown in Table 1, Below.

TABLE 1			
Owners	Tract #	Net Acres	% Interest in 98-0421-0650 sub-account
Hurt McGuire Land Trust (50%) C/O Charles Green, P. O. Box 1067, Bluefield, VA 24605	1C	1.70	6.2476%
Albert Ball Heirs Subject to Split Agreement (50%) (Individually)	1C	1.70	
Myrtle Ball 122 Fox Hill, Raven, VA 24639			2.3770%
Bobby Ball 120 Flamingo Rd., Raven, VA 24639			1.1885%
Tommy Ball 120 Flamingo Rd., Raven VA 24639			1.1885%
Melissa Lawson P. O. Box 155, Raven VA 24639			0.7923%
Steve Ball Route 1 Box 970, Pounding Mill, VA 24637			0.7923%
Danny Ball 2488 Road Ridge Turnpike, Raven, VA 24639			0.7923%
Wilma Hale P. O. Box 477, Doran, VA 24612			0.7131%

14,2619

Elsie Mutter Rt. 2 Box 10170, Cedar Bluff, VA 24609	0.7131%
Peggy Shook P. O. Box 520, Doran, VA 24612	0.7131%
Linda Johnson P. O. Box 36, Doran, VA 24612	0.7131%
Teresa Church P. O. Box 8, Doran, VA 24612	0.2377%
Sandra Vance P. O. Box 2017 Cedar Bluff, VA 24609	0.2377%
Bailey Whited P. O. Box 1862, Richlands, VA 24641	0.2377%
D. Faye Lowe 2706 Brown St., Richlands, VA 24641	1.1885%
Nell Shreve RT. 3 Box 778, Bluefield, VA 24701	1.1885%
Nancy Young 923 Camelot Dr. Apt. #53, Salem, VA 24153-5654	1.1885%

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 Tract 1C and the interests of Albert Ball Heirs Subject to Split Agreement, individually, and Hurt McGuire Land Trust according to percentages shown in Table I, 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 Albert Ball Heirs Subject to Split Agreement and Hurt McGuire Land Trust in VGOB Tract 1C 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 19th day of September, 2006, by a majority of the Virginia Gas and Oil Board.


Chairman, Benny R. Wampler

DONE AND PERFORMED this 19th day of September, 2006, by an Order of this Board.

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

COMMONWEALTH OF VIRGINIA)
COUNTY OF ~~WISE~~)

Washington
Acknowledged on this 19th day of September, 2006, 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
~~Susan G. Garrett~~
Notary Public

My Commission expires: 9/30/09

COMMONWEALTH OF VIRGINIA)
COUNTY OF WASHINGTON)

Acknowledged on this 19th day of September, 2006, 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
~~Diane J. Davis~~
Notary Public

My commission expires: 9/30/09

BEFORE THE VIRGINIA GAS AND OIL BOARD

PETITIONER: CNX Gas Company LLC

DIVISION OF GAS AND OIL
DOCKET NO: VGOB 98-0421-0650-03

RELIEF SOUGHT: (1) DISBURSEMENT FROM
ESCROW REGARDING a portion of Tract 1A and Tract 1C
(2) AND AUTHORIZATION FOR DIRECT
PAYMENT OF ROYALTIES

HEARING DATE: May 16, 2006

DRILLING UNIT: T-37

BUCHANAN COUNTY, VIRGINIA

MISCELLANEOUS PETITION

1. **Petitioner and its counsel:** Petitioner is **CNX Gas Company LLC**, P. O. Box 947, Bluefield, Virginia 24605, 276/988-1000. 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 a portion of Tract 1A and Tract 1C as depicted upon the annexed Exhibit A; and (2) authorization to begin paying royalties directly to the parties to the royalty split between Hurt McGuire Land Trust and certain individuals of the Linkous Horn heirship property and Hurt McGuire Land Trust and all of the individuals of the Albert Ball heirship property (see attached Exhibit A for details).

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 certain individuals of the Linkous Horn heirship property and Hurt McGuire Land Trust and all of the individuals of the Albert Ball heirship property (see attached Exhibit A for details) have entered into royalty split agreement(s). Said royalty split agreement allows the Applicant and Designated Operator to pay royalties directly to the persons identified in Exhibit EE annexed hereto and the annexed Exhibit A, further, specifies how said royalties are to be divided and paid.

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

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

By 

Leslie K. Arrington
Manager – Environmental / Permitting
CNX Gas Company LLC
P.O. Box 947
Bluefield, Virginia 24605
276/988-1000

Exhibit E
Unit T-37
Docket # VGOB-98-0421-0650-03
List of Conflicting Owners/Claimants that require escrow

	Acres in Unit	Percent of Unit	Division of Interest in	
			8-Right 16.41221%	9-Right 9.16031%
<u>Tract #1A, 1.68 acres</u>				
<u>COAL FEE OWNERSHIP</u>				
(1) Hurt McGuire Land Trust c/o Charles Green P.O. Box 1067 Bluefield, VA 24605	1.68 acres	2.1000%	0.34466%	0.19237%
<u>OIL & GAS FEE OWNERSHIP</u>				
Linkous Horn Heirs, Devisees, Successors or Assigns	1.68 acres	2.1000%	0.34466%	0.19237%
(1) Arizona Osborne Heirs, Devisees, Successors or Assigns				
(a) Sydney Smith 1911 McVetty Road Salem, VA 24153	0.0560 acres 1/30 of 1.68 acres	0.0700%	0.01149%	0.00641%
(b) Kenneth R. Osborne 848 Peyton Street Roanoke, VA 24019	0.0560 acres 1/30 of 1.68 acres	0.0700%	0.01149%	0.00641%
(c) Martha Guilliams 1911 McVetty Road Salem, VA 24153	0.0560 acres 1/30 of 1.68 acres	0.0700%	0.01149%	0.00641%
(2) Lydia Bell Blankenship Heirs, Devisees, Successors or Assigns				
(a) Noah & Mary Jane Keen Rt. 1, Box 154 Raven, VA 24639	0.0153 acres 1/110 of 1.68 acres	0.0191%	0.00313%	0.00175%
(b) Shirley Keen Rt.1 Box 159R Raven, VA 24639	0.0153 acres 1/110 of 1.68 acres	0.0191%	0.00313%	0.00175%
(c) Patsy & Clyde Moore Rt. 1, Box 138 Raven, VA 24639	0.0153 acres 1/110 of 1.68 acres	0.0191%	0.00313%	0.00175%
(d) Brenda Sue & Eddie Justice P. O. Box 627 Keen Mountain, VA 24624	0.0153 acres 1/110 of 1.68 acres	0.0191%	0.00313%	0.00175%
(e) James R. Osborne P. O. Box 484 Keen Mountain, VA 24624	0.0153 acres 1/110 of 1.68 acres	0.0191%	0.00313%	0.00175%
(f) Clifford Osborne Heirs, Devisees, Successors or Assigns				
(f.1) Phyllis W. Osborne Rt.1 Box 157E Raven, VA 24639	0.0153 acres 1/110 of 1.68 acres	0.0191%	0.00313%	0.00175%

Exhibit E
Unit T-37
Docket # VGOB-98-0421-0650-03
List of Conflicting Owners/Claimants that require escrow

	Acres in Unit	Percent of Unit	Division of Interest in	
			8-Right 16.41221%	9-Right 9.16031%
(g) Ronnie & Sherry Osborne P. O. Box 12 Oakwood, VA 24631	0.0153 acres 1/110 of 1.68 acres	0.0191%	0.00313%	0.00175%
(h) Charles M. Osborne 216 Plantation Drive Richlands, VA 24641	0.0153 acres 1/110 of 1.68 acres	0.0191%	0.00313%	0.00175%
(i) Richard & Debbie Osborne P. O. Box 541 Keen Mountain, VA 24624	0.0153 acres 1/110 of 1.68 acres	0.0191%	0.00313%	0.00175%
(j) William Osborne Heirs, Devisees, Successors or Assigns				
(j.1) Ruth Keen				<i>(Deed of Gift to Joyce Lineberry 3/16/03)</i>
(j.1.1) Joyce Lineberry 110 Barn View Lane Woodleaf, NC 27054	0.0153 acres 1/110 of 1.68 acres	0.0191%	0.00313%	0.00175%
(k) John David Osborne Heirs, Devisees, Successors or Assigns				
(k.1) Darlene B. Osborne Rt.1 Box 157 Raven, VA 24639	0.0153 acres 1/110 of 1.68 acres	0.0191%	0.00313%	0.00175%
(3) Henry Horn Heirs, Devisees, Successors or Assigns				
(a) Perry W. Horn P.O. Box 33 Raven, VA 24639	0.0560 acres 1/30 of 1.68 acres	0.0700%	0.01149%	0.00641%
(b) Larry M. Horn Heirs, Devisees, Successors or Assigns <i>Heirs / Address Unknown</i>	0.0560 acres 1/30 of 1.68 acres	0.0700%	0.01149%	0.00641%
(c) Ivory Horn Heirs, Devisees, Successors or Assigns				
(c.1) Patricia D. Horton P.O. Box 65 Raven, VA 24639	0.0093 acres 1/180 of 1.68 acres	0.0117%	0.00191%	0.00107%
(c.2) Nellie A. Maynard P.O. Box 296 Raven, VA 24639	0.0093 acres 1/180 of 1.68 acres	0.0117%	0.00191%	0.00107%
(c.3) Tammy D. Boyd 195 Taylor Circle Raven, VA 24639	0.0093 acres 1/180 of 1.68 acres	0.0117%	0.00191%	0.00107%
(c.4) Margaret E. Dye 784 Big Creek Road Richlands, VA 24641	0.0093 acres 1/180 of 1.68 acres	0.0117%	0.00191%	0.00107%

Exhibit E
Unit T-37
Docket # VGOB-98-0421-0650-03
List of Conflicting Owners/Claimants that require escrow

	Acres in Unit	Percent of Unit	Division of Interest in 8-Right 16.41221%	9-Right 9.16031%
(c.5) Danny W. Elder P.O. Box 296 Raven, VA 24639	0.0093 acres 1/180 of 1.68 acres	0.0117%	0.00191%	0.00107%
(c.6) Robert G. Elder P.O. Box 65 Raven, VA 24639	0.0093 acres 1/180 of 1.68 acres	0.0117%	0.00191%	0.00107%
(4) Thelma H. Osborne P. O. Box 33 Raven, VA 24639	0.1680 acres 1/10 of 1.68 acres	0.2100%	0.03447%	0.01924%
(5) Joseph P. Horn P. O. Box 775 Raven, VA 24639	0.1680 acres 1/10 of 1.68 acres	0.2100%	0.03447%	0.01924%
(6) Nancy Ann Horn Stilwell Rt. 4, Box 722 North Tazewell, VA 24630	0.1680 acres 1/10 of 1.68 acres	0.2100%	0.03447%	0.01924%
(7) Earnest Horn Heirs, Devisees, Successors or Assigns				
(a) Dorothy Horn 305 Bane Bottom Avenue Cedar Bluff, VA 24609	0.1680 acres 1/10 of 1.68 acres	0.2100%	0.03447%	0.01924%
(8) Martha Smith P. O. Box 395 Max Meadows, VA 24360	0.1680 acres 1/10 of 1.68 acres	0.2100%	0.03447%	0.01924%
(9) Sarah Horn Day P. O. Box 208 Peterstown, WV 24963	0.1680 acres 1/10 of 1.68 acres	0.2100%	0.03447%	0.01924%
(10) Carl Horn Heirs, Devisees, Successors or Assigns				
(a) Marilyn Taylor RR1 Box 1445 Pounding Mill, VA 24637	0.1680 acres 1/10 of 1.68 acres	0.2100%	0.03447%	0.01924%

Tract #1B, 2.02 acres

COAL FEE OWNERSHIP

(1) Hurt McGuire Land Trust c/o Charles Green P.O. Box 1067 Bluefield, VA 24605	2.02 acres	2.5250%	0.41441%	0.23130%
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OIL & GAS FEE OWNERSHIP

(1) Mitchell Counts, et al.	2.02 acres	2.5250%	0.41441%	0.23130%
(a) Mitchell Counts P. O. Box 57 Shortt Gap, VA 24647	1.01 acres 1/2 of 2.02 acres	1.2625%	0.20720%	0.11565%

Exhibit E
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List of Conflicting Owners/Claimants that require escrow

	Acres in Unit	Percent of Unit	Division of Interest in 8-Right 16.41221%	9-Right 9.16031%
(b) Sandra Counts c/o Patrick Counts 311 Clinch Avenue Raven, VA 24639	1.01 acres 1/2 of 2.02 acres	1.2625%	0.20720%	0.11565%

Tract #1D, 0.56 acres

COAL FEE OWNERSHIP

(1) Hurt McGuire Land Trust c/o Charles Green P.O. Box 1067 Bluefield, VA 24605	0.56 acres	0.7000%	0.11489%	0.06412%
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OIL & GAS FEE OWNERSHIP

(1) Rodney D. Taylor, et ux. P.O. Box 706 Oakwood, VA 24631	0.56 acres	0.7000%	0.11489%	0.06412%
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Exhibit EE
Unit T-37
Docket # VGOB-98-0421-0650-03
List of Conflicting Owners/Claimants with Royalty Split Agreements

	Acres in Unit	Percent of Unit	Division of Interest in 8-Right 16.41221%	9-Right 9.16031%
<u>Tract #1C, 1.70 acres</u>				
<u>COAL FEE OWNERSHIP</u>				
(1) Hurt McGuire Land Trust c/o Charles Green P.O. Box 1067 Bluefield, VA 24605	1.70 acres	2.1250%	0.34876%	0.19466%
<u>OIL & GAS FEE OWNERSHIP</u>				
(1) Albert Ball Heirs, Devisees, Successors or Assigns	1.70 acres	2.1250%	0.34876%	0.19466%
(a) Donald E. Ball Heirs, Devisees, Successors or Assigns				
(a.1) Myrtle Ball, widow 122 Fox Hill Raven, VA 24639	0.283 acres 1/6 of 9.64 acres	0.3542%	0.05813%	0.03244%
(b) Lawrence E. Ball Heirs, Devisees, Successors or Assigns				
(b.1) Bobby Ball 120 Flamingo Road Raven, VA 24639	0.142 acres 1/12 of 9.64 acres	0.1771%	0.02906%	0.01622%
(b.2) Tommy Ball 120 Flamingo Road Raven, VA 24639	0.142 acres 1/12 of 9.64 acres	0.1771%	0.02906%	0.01622%
(c) James Ball Heirs, Devisees, Successors or Assigns				
(c.1) Melissa R. Lawson P. O. Box 155 Raven, VA 24639	0.094 acres 1/18 of 9.64 acres	0.1181%	0.01938%	0.01081%
(c.2) Steve R. Ball Rt. 1, Box 970 Pounding Mill, VA 24637	0.094 acres 1/18 of 9.64 acres	0.1181%	0.01938%	0.01081%
(c.3) Danny R. Ball 3488 Road Ridge Turnpike Raven, VA 24639	0.094 acres 1/18 of 9.64 acres	0.1181%	0.01938%	0.01081%
(d) A. E. Shreve Heirs, Devisees, Successors or Assigns				
(d.1) Wilma R. Hale P. O. Box 477 Doran, VA 24612	0.085 acres 1/20 of 9.64 acres	0.1063%	0.01744%	0.00973%
(d.2) Elsie Mutter Rt.2 Box 10170 Cedar Bluff, VA 24609	0.085 acres 1/20 of 9.64 acres	0.1063%	0.01744%	0.00973%
(d.3) Peggy E. Shook P.O. Box 520 Doran, VA 24612	0.085 acres 1/20 of 9.64 acres	0.1063%	0.01744%	0.00973%

Exhibit EE
Unit T-37
Docket # VGOB-98-0421-0650-03
List of Conflicting Owners/Claimants with Royalty Split Agreements

	Acres in Unit	Percent of Unit	Division of Interest in	
			8-Right 16.41221%	9-Right 9.16031%
(d.4) Linda Johnson P.O. Box 36 Doran, VA 24612	0.085 acres 1/20 of 9.64 acres	0.1063%	0.01744%	0.00973%
(d.5) Naomi L. Keen Heirs, Deviseses, Successors or Assigns				
(d.5.1) Teresa Church P.O. Box 8 Doran, VA 24612	0.028 acres 1/60 of 9.64 acres	0.0354%	0.00581%	0.00324%
(d.5.2) Sandra S. Vance P.O. Box 2017 Cedar Bluff, VA 24609	0.028 acres 1/60 of 9.64 acres	0.0354%	0.00581%	0.00324%
(d.5.3) Bailey E. Whited P.O. Box 1862 Richlands, VA 24614	0.028 acres 1/60 of 9.64 acres	0.0354%	0.00581%	0.00324%
(e) D. Faye Lowe 2706 Brown Street Richlands, VA 24641	0.142 acres 1/12 of 9.64 acres	0.1771%	0.02906%	0.01622%
(f) Nell L. Shreve Rt. 3, Box 778 Bluefield, VA 24701	0.142 acres 1/12 of 9.64 acres	0.1771%	0.02906%	0.01622%
(g) Nancy Young 923 Camelot Drive, Apt #53 Salem, VA 24153-5654	0.142 acres 1/12 of 9.64 acres	0.1771%	0.02906%	0.01622%

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 26th day of September, 2006 1:45P M. The tax imposed by §587.1-802 of the Code has been paid in the amount of \$.
 Deed Book No. and Page No. . TESTE: James M. Bevins, Jr., Clerk
 Returned to: Shmme TESTE: Quincy S. Uller Deputy Clerk

BY
\$23



INSTRUMENT #060003141
RECORDED IN THE CLERK'S OFFICE OF
BUCHANAN COUNTY ON
SEPTEMBER 26, 2006 AT 01:45PM
JAMES H. BEVINS, CLERK
RECORDED BY: AKT

By
\$23

INSTRUMENT #06A0003141
RECORDED IN THE CLERK'S OFFICE OF
BUCHANAN COUNTY ON
SEPTEMBER 26, 2006 AT 01:45PM
JAMES M. BEVINS, CLERK
RECORDED BY: AKT