

Instrument prepared by:

VIRGINIA GAS AND OIL BOARD

Order recorded under:

CODE OF VIRGINIA

§ 45.1-361.26

VIRGINIA:

BEFORE THE GAS AND OIL BOARD

APPLICANTS: CNX Gas Company LLC on behalf of Hurt McGuire Land Trust and certain heirs of the Linkous Horn including Margaret Dye Nellie Maynard, and Tammy Boyd Street in a portion of Tract 1A. DOCKET NO.
98-0421-0650-05

RELIEF SOUGHT: Issuance: A Supplemental Order for Disbursement of Escrowed Funds
Action: Amending Prior Orders Affecting Drilling CBM T-37,
A portion of Tract 1A
(Referenced herein as "the Subject Drilling Unit")

Location: Buchanan County, Virginia

Action Details:

- (1) To provide a calculation of funds, Unit Operator has deposited into the Escrow Account for Drilling Unit T-37 by Tract Subaccounts;
- (2) To provide each applicant, in simple terms, a complete month over month Royalty Accounting of unit production, costs, taxes and proceeds, depicting variables used in the calculation of royalty payments to the unit escrow account.
- (3) To disburse unit funds to the Applicants, in accordance with their Unit Ownership Interests relative to those funds deposited by the Unit Operator into Subject Drilling Unit's Escrow Subaccount for VGOB Tract(s) identified in Table 1.

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 April 26, 2011 at the Russell County Government Complex, Conference Center, and 139 Highland Drive, Lebanon VA.
2. Appearances: Mark A. Swartz, Esq. SWARTS Law Offices PLLC 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 sub accounts, 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 sub accounts. 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 tracts in question or any undivided interest therein.

4. Prior Proceedings:

- 4.1. (a) On June 10, 1998 the Board executed its order pooling of 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 SS 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, Deed Book 477, and Pages 603 to 618, Instrument Number 980001477. On March 2, 1999 the Board executed its Supplemental Order regarding elections that was filed with the Clerk of the Circuit Court of Buchanan County on March 8, 1999 Deed Book 489, Pages 060 to 067 Instrument Number 990000647.

(b) On January 6, 2000 the Board executed a modification for re-pooling of interests in the Subject Drilling Unit (T-37) VGOB 98-0421-0650-01 correcting tract identifications and pooling. The Pooling Order was filed with the Clerk of the Circuit Court of Buchanan County on January 13, 2000; Deed Book 0500 pages 0562 to 0579; Instrument 000000109. On March 13, 2000 the Board executed its Supplemental Order that was filed with the Clerk of the Circuit Court of Buchanan County on March 17, 2000; Deed book 503 at Page 513 to 523 Instrument 000000748.

(c) On March 29, 2004, the Board executed its re-pooling of interests in the Subject Drilling Unit (T-37) for VGOB 98-0421-0650-02. The Re-pooling Order was filed with the Clerk of the Circuit Court of Buchanan County on April 2, 2004; Deed Book 0589 at Page 0554 to 0576, Instrument 040001003. On August 29, 2006, the Board executed its Supplemental Order that was filed with the Clerk of the Circuit Court of Buchanan County on September 26, 2006; Instrument 060003148.

(d) On September 19, 2006, the Board executed a Disbursement Order for VGOB 98-0421-0650-03 for certain individuals (sixteen in number) of the Albert Ball heirship. The board did not approve disbursement for certain individuals (nine in number) of the Linkous Horn Heirs as prior testimony was given disputing the validity of the settlement agreement between them and Hurt McGuire Land Trust that was filed with the Clerk of the Circuit Court of Buchanan County on September 26, 2006, Instrument 060003141.

(e) On March 16, 2010, the Board heard and on May 10, 2010 executed a Disbursement Order for VGOB 98-0421-0650-04 for certain individuals (eight in number) of the Linkous Horn Heirship. The Disbursement order was filed with the Clerk of the Circuit Court of Buchanan County on May 26, 2010, Instrument 100001392.
- 4.2. To the extent claims to the Gas were in conflict, pursuant to Va. Code S 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 Orders (herein "Escrow Account"). According to the Pooling Orders and testimony, the coal estate ownership interests of Hurt McGuire Land Trust; and the gas ownership interests of certain Linkous Horn Heirs including Margaret Dye, Nellie Maynard, and Tammy Boyd Street (in a portion of Tract 1A) 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 a portion of Tract 1A, a copy of which is attached to and made a part hereof, states under oath that Hurt McGuire Land Trust and the Applicants have entered into an agreement with regards to a portion of Tract 1A. That by the terms of the agreements, Hurt McGuire Land Trust and the Applicants have entered into a split agreement (50% / 50%) regarding a portion of Tract 1A and escrow regarding these individual conflicting claims detailed herein is no longer required for these parties.
- 4.4. The Unit Operator gave notice to Hurt McGuire Land Trust and the Applicants that the Board would consider its disbursement authorization at its hearing on April 26, 2011 and consider whether to: (1) amend the Pooling Order to provide for the disbursement a portion of funds on deposit in the Escrow Account attributable to a portion of Tract 1A identified in the attached miscellaneous petition (2) delete the requirement that the Unit Operator place future royalties attributable to a portion of said Tract 1A relative to the interests of Applicants identified in the miscellaneous petition in the Escrow Account, and (3) continue the escrow account under this docket number because there are other parties under this order subject to continued payments in the 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 tracts 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 and certain Linkous Horn heirs including Margaret Dye, Nellie Maynard, and Tammy Boyd Street in a portion of Tract 1A; are the owners of the coal and gas acreage estate underlying a portion of Tract 1A of the Subject Drilling Unit T-37;

(2) Net interests attributable and to be disbursed to Applicants are shown in Table 1

VGOB Approved Disbursement
 VGOB 98-0324-0650-05
 UNIT T-37

Table 1			Fractional Ownership in Tract	Net Acreage in Tract	Royalty Split Agreement	Escrowed Acreage Disbursed	Percent of Escrowed Funds Disbursed
Disbursement Table							
Item	Tract	Total acreage in escrow before disbursement				3.5507	
		Hurt McGuire Land Trust	1.68				
1	1A	Hurt McGuire Land Trust		0.1027	50.0%	0.05133	1.4457%
2	1A	Margaret Dye (Larry Horn Heir) / 784 Big Creek Road / Richlands, VA 24641	1/60	0.02800	50.0%	0.01400	0.3943%
3	1A	Nellie Maynard (Larry Horn Heir) / P.O. Box 296 / Raven, VA 24639	1/60	0.02800	50.0%	0.01400	0.3943%
4	1A	Tammy Boyd Street (Larry Horn Heir) / 195 Taylor Circle / Raven, VA 24639	1/60	0.02800	50.0%	0.01400	0.3943%
5	1A	Tammy Boyd Street / 195 Taylor Circle / Raven, VA 24639	1/180	0.00933	50.0%	0.00467	0.1314%
6	1A	Margaret Dye / 784 Big Creek Road / Richlands, VA 24641	1/180	0.00933	50.0%	0.00467	0.1314%

6. Relief Granted:

For the reasons set forth in Paragraph 4 and 5 above, and based upon the Accounting and Table 1 above, the Escrow Agent is ordered to within 10 days of receipt of this executed order disburse funds for the unit and applicants detailed in Table 1 above.

Exhibit E to the Pooling Order, showing owners subject to escrow, is deleted 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 those applicants indicated in Table 1 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.**

DONE AND EXECUTED this 25 day of Oct., 2011 by a majority of the Virginia Gas and Oil Board.

Bradley C. Lambert
Bradley C. Lambert, Chairman
Virginia Gas and Oil Board

DONE AND PERFORMED this 15 day of Oct, 2011 by an Order of this Board.

Rick Cooper
Rick Cooper
Acting Principal Executive to the Staff
Virginia Gas and Oil Board

COMMONWEALTH OF VIRGINIA)
COUNTY OF RUSSELL

Acknowledged on this 25th day of October, 2011, personally before me a notary public in and for the Commonwealth of Virginia, appeared Bradley C. Lambert, being duly sworn did depose and say that he is the Chairman of the Virginia Gas and Oil Board and David E. Asbury Jr., 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 #174394

My commission expires: 09 / 30 / 2013



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BEFORE THE VIRGINIA GAS AND OIL BOARD

PETITIONER: CNX Gas Company LLC

DIVISION OF GAS AND OIL
DOCKET NO: VGOB 98-0421-0650-05

RELIEF SOUGHT: (1) DISBURSEMENT FROM
ESCROW REGARDING a portion of TRACT(S) 1A
(Royalties currently being paid under
Buchanan No.1 SGU2, VGOB 08-1118-2367)

HEARING DATE: April 19, 2011

DRILLING UNIT: T-37

BUCHANAN COUNTY, VIRGINIA

MISCELLANEOUS PETITION

1. Petitioner and its counsel: Petitioner is CNX Gas Company LLC, 2481 John Nash Boulevard, Bluefield, WV 24701, 304/323-6500. Petitioner's counsel is Mark A. Swartz, SWARTZ LAW OFFICES, PLLC., 601 Sixth Avenue, Suite 201, P.O. Box 1808, St. Albans, WV 25177-1808.

2. Relief sought: (1) the disbursement of escrowed funds heretofore deposited with the Board's Escrow Agent(s) attributable to a portion of Tract(s) 1A as depicted upon the annexed Exhibit A-1; (Royalties currently being paid under Buchanan No.1 SGU2, VGOB 08-1118-2367)

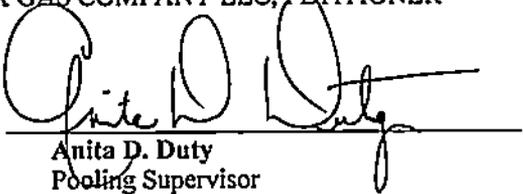
3. Legal Authority: Va. Code Ann. § 45.1-361.1 et seq., 4 VAC 25-160-140., and relevant Virginia Gas and Oil Board Orders ("Board") heretofore promulgated pursuant to law.

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

5. Factual basis for relief requested: Hurt McGuire Land Trust and Margaret Dye, Nellie Maynard, Tammy Boyd Street, and ~~Tania Hess~~ have entered into royalty split agreement(s). The annexed Exhibit A-1, 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 ITS PROFESSIONAL MANAGER
CNX GAS COMPANY LLC, PETITIONER

By: 

Anita D. Duty
Pooling Supervisor
CNX Land Resources, Inc.
2481 John Nash Blvd.
Bluefield, West Virginia 24701

* VGOB Testimony on 4-26-11 excluded Tania Hess.
A "Will" was recorded and did not include Ms. Hess. 5

PROPERTY LINES SHOWN WERE TAKEN FROM MAPS PROVIDED BY CNX LAND RESOURCES, Inc. AND WERE NOT SURVEYED.

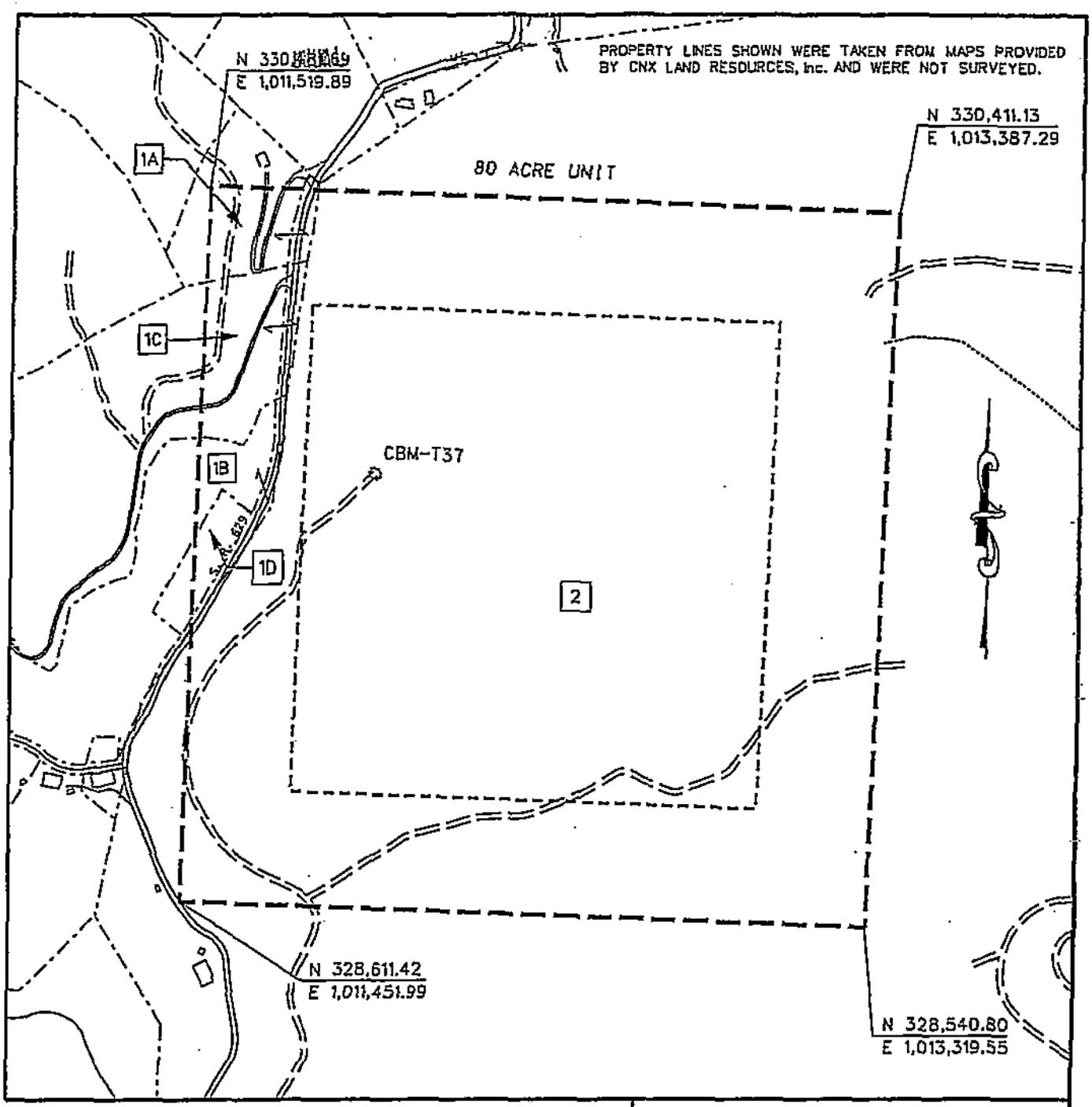


EXHIBIT A
OAKWOOD FIELD UNIT T-37
FORCE POOLING
VGOB-98-0421-0650-02

Company CNX Gas Company, LLC. Well Name and Number UNIT T37
Tract No. _____ Elevation _____ Quadrangle Keen Mountain
County Buchanan District Garden Scale: 1" = 400' Date 11/13/83
This plot is a new plot X ; on an updated plot _____ ; of a final plat _____

Form DGO-GD-7 Rev. 9/91
Claude D. May (Affirmation Seal)
Licensed Professional Engineer or Licensed Land Surveyor

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CNX Gas Company LLC

UNIT T-37

Tract Identification

- 1A. Hurt McGuire Land Trust (William P. Stilwell 143.6 Acre Tract) - Coal
Consolidation Coal Company - Below Drainage Coal Leased
A. T. Massey - Above Drainage Coal Leased
CNX Gas Company LLC - CBM Leased
Linkous Horn Heirs - All Minerals except Coal
CNX Gas Company LLC - Oil, Gas and CBM Leased(10%)
Willard Osborne - Surface
1.68 acres 2.1000%
- 1B. Hurt McGuire Land Trust (William P. Stilwell 143.6 Acre Tract) - Coal
Consolidation Coal Company - Below Drainage Coal Leased
A. T. Massey - Above Drainage Coal Leased
CNX Gas Company LLC - CBM Leased
Mitchell Counts, et al - Surface and All Minerals except Coal
2.02 acres 2.5250%
- 1C. Hurt McGuire Land Trust (William P. Stilwell 143.6 Acre Tract) - Coal
Consolidation Coal Company - Below Drainage Coal Leased
A. T. Massey - Above Drainage Coal Leased
CNX Gas Company LLC - CBM Leased
Albert Ball Heirs - Surface and All Minerals except Coal
CNX Gas Company LLC - Oil, Gas and CBM Leased
1.70 acres 2.1250%
- 1D. Hurt McGuire Land Trust (William P. Stilwell 143.6 Acre Tract) - Coal
Consolidation Coal Company - Below Drainage Coal Leased
A. T. Massey - Above Drainage Coal Leased
CNX Gas Company LLC - CBM Leased
Rodney D. Taylor, et ux - Surface and All Minerals except Coal
0.56 acres 0.7000%
2. Coal Mountain Mining Company L.L.P. Tr. 26 - Fee
Consolidation Coal Company - Below Drainage Coal Leased
A. T. Massey - Above Drainage Coal Leased
CNX Gas Company LLC - Oil, Gas and CBM Leased
74.04 acres 92.5500%

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Exhibit A-1
Tract-by-Tract Escrow Calculation
Account Balances as of 2/28/11

Unit T37
VGOB 98-0421-0650-05
Acres Escrowed: 3.550700

Owners	Tract #	Acres	Owner Acres	Interest	Owners' Percent of Escrow (50%)	Amount Due Owners \$41,671.67
Hurt McGuire Land Trust	1A	0.9707			1.4457%	\$602.46
Linkous Horn Heirs		1.68				
Margaret Dye (Larry Horn Heir)			0.0280	1/60	0.3943%	\$164.31
Nellie Maynard (Larry Horn Heir)			0.0280	1/60	0.3943%	\$164.31
Tammy Boyd Street (Larry Horn Heir)			0.0280	1/60	0.3943%	\$164.31
Tammy Boyd Street			0.0093	1/180	0.1314%	\$54.77
Margaret Dye			0.0093	1/180	0.1314%	\$54.77

Wells contributing to the escrow account: T37

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Exhibit E
Unit T-37
Docket # VGOB-98-0421-0650-05
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 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 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 McVitty 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 McVitty Road Salem, VA 24153	0.0560 acres 1/30 of 1.68 acres	0.0700%	0.01149%	0.00641%
(2) Lydia Blankenship Heirs, Devisees, Successors or Assigns				
(a) Mary Jane Keen 1077 Longwall LN Raven, VA 24639	0.0153 acres 1/110 of 1.68 acres	0.0191%	0.00313%	0.00175%
(b) Shirley Keen 1685 Honaker Branch Road Raven, VA 24639	0.0153 acres 1/110 of 1.68 acres	0.0191%	0.00313%	0.00175%
(c) Patsy Moore 6985 Horn Mountain Road Raven, VA 24639	0.0153 acres 1/110 of 1.68 acres	0.0191%	0.00313%	0.00175%
<i>Royalty Split Agreements have been executed, but are in dispute. Royalties attributable to this interest are currently being escrowed.</i>				
(d) Brenda Sue Justice PO Box 522 Keen Mountain, VA 24624	0.0153 acres 1/110 of 1.68 acres	0.0191%	0.00313%	0.00175%
<i>Royalty Split Agreements have been executed, but are in dispute. Royalties attributable to this interest are currently being escrowed.</i>				
(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%

*Royalty Split Agreements have been executed, but are in dispute.
Royalties attributable to this interest are currently being escrowed.*

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Exhibit E
Unit T-37
Docket # VGOB-98-0421-0650-05
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%
(f) Clifford Osborne Heirs, Devisees, Successors or Assigns					
(f.1)	Phyllis W. Osborne 1109 Moore Rd. Raven, VA 24639	0.0153 acres 1/110 of 1.68 acres	0.0191%	0.00313%	0.00175%
<i>Royalty Split Agreements have been executed, but are in dispute. Royalties attributable to this interest are currently being escrowed.</i>					
(g)	Ronnie Osborne Box 12 Oakwood, VA 24631	0.0153 acres 1/110 of 1.68 acres	0.0191%	0.00313%	0.00175%
<i>Royalty Split Agreements have been executed, but are in dispute. Royalties attributable to this interest are currently being escrowed.</i>					
(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>Royalty Split Agreements have been executed, but are in dispute. Royalties attributable to this interest are currently being escrowed.</i>					
(i)	Richard Osborne P. O. Box 585 Keen Mountain, VA 24624	0.0153 acres 1/110 of 1.68 acres	0.0191%	0.00313%	0.00175%
<i>Royalty Split Agreements have been executed, but are in dispute. Royalties attributable to this interest are currently being escrowed.</i>					
(j) William Osborne Heirs, Devisees, Successors or Assigns					
(j.1)	Ruth Keen				(Deed of Gift to Joyce Lineberry Mae 3/16/03)
(j.1.1)	Joyce Lineberry Mae c/o Rose Mae P.O. Box 172 Coolseeme, NC 27014	0.0153 acres 1/110 of 1.68 acres	0.0191%	0.00313%	0.00175%
<i>Royalty Split Agreements have been executed, but are in dispute. Royalties attributable to this interest are currently being escrowed.</i>					
(k) John David Osborne Heirs, Devisees, Successors or Assigns					
(k.1)	Darlene B. Osborne 1055 Mapleleaf Hollow Raven, VA 24639	0.0153 acres 1/110 of 1.68 acres	0.0191%	0.00313%	0.00175%
<i>Royalty Split Agreements have been executed, but are in dispute. Royalties attributable to this interest are currently being escrowed.</i>					
(3) Henry Horn Heirs, Devisees, Successors or Assigns					
(a)	Perry W. Horn P.O. Box 33 Raven, VA 24639	0.0280 acres 1/60 of 1.68 acres	0.0350%	0.00574%	0.00321%

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Exhibit E
Unit T-37
Docket # VGOB-98-0421-0650-05
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%
(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%
(7)	Earnest Horn Heirs, Devisees, Successors or Assigns				
(a)	Dorothy Horn Heirs, Devisees, Successors or Assigns				
(a.1)	Wesley D. Perkins 305 Bane Bottom Avenue Cedar Bluff, VA 24609	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 PO Box 285 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 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 OWNERSHIP

(1)	Mitchell Counts, et al.	2.02 acres	2.5250%	0.41441%	0.23130%
(a)	Mitchell Counts 4231 Osborne Mt. Rd. Raven, VA 24639	1.01 acres 1/2 of 2.02 acres	1.2625%	0.20720%	0.11565%
(b)	Sandra Counts PO Box 57 Shortt Gap, VA 24647-0057	1.01 acres 1/2 of 2.02 acres	1.2625%	0.20720%	0.11565%

Tract #1D, 0.56 acres

COAL 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 OWNERSHIP

(1)	Rodney D. Taylor, et ux 144 Rose Moss Lane Bandy, VA 24602	0.56 acres	0.7000%	0.11489%	0.06412%
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Exhibit EE
Unit T-37
Docket # VGOB-98-0421-0650-05
List of Conflicting Owners/Claimants with Royalty Split Agreements

	Acres in Unit	Percent of Unit	Division of Interest In		Percent of Escrow
			8-Right 16.41221%	9-Right 9.16031%	
<u>Tract #1A, 1.68 acres</u>					
<u>COAL 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%	1.4457%
<u>OIL & GAS OWNERSHIP</u>					
Linkous Horn Heirs, Devisees, Successors or Assigns	1.68 acres	2.1000%	0.34466%	0.19237%	
(3) Henry Horn Heirs, Devisees, Successors or Assigns					
(b) Larry M. Horn Heirs, Devisees, Successors or Assigns	<i>Interest goes to siblings</i>				
(b.1) Margaret E. Dye 784 Big Creek Road Richlands, VA 24641	0.0280 acres 1/60 of 1.68 acres	0.0350%	0.00549%	0.00362%	0.3943%
(b.2) Nellie A. Maynard P.O. Box 296 Raven, VA 24639	0.0280 acres 1/60 of 1.68 acres	0.0350%	0.00549%	0.00362%	0.3943%
(b.3) Tammy D. Boyd Street 195 Taylor Circle Raven, VA 24639	0.0280 acres 1/60 of 1.68 acres	0.0350%	0.00549%	0.00362%	0.3943%
(c) Ivory Horn Heirs, Devisees, Successors or Assigns					
(c.1) Patricia D. Horton 200 Birch Street Raven, VA 24639	0.0093 acres 1/180 of 1.68 acres	0.0117%	0.00183%	0.00121%	n/a
(c.2) Nellie A. Maynard Box 296 Raven, VA 24639	0.0093 acres 1/180 of 1.68 acres	0.0117%	0.00183%	0.00121%	n/a
(c.3) Tammy D. Boyd Street 195 Taylor Circle Raven, VA 24639	0.0093 acres 1/180 of 1.68 acres	0.0117%	0.00183%	0.00121%	0.1314%
(c.4) Margaret E. Dye 784 Big Creek Road Richlands, VA 24641	0.0093 acres 1/180 of 1.68 acres	0.0117%	0.00183%	0.00121%	0.1314%
(c.5) Danny W. Elder P.O. Box 748 Raven, VA 24639	0.0093 acres 1/180 of 1.68 acres	0.0117%	0.00183%	0.00121%	n/a
(c.6) Robert G. Elder 229 Horton Crest Drive #15 Richlands, VA 24641	0.0093 acres 1/180 of 1.68 acres	0.0117%	0.00183%	0.00121%	n/a
(5) Joseph P. Home 492 Gray Branch Road Cedar Bluff, VA 24609	0.1680 acres 1/10 of 1.68 acres	0.2100%	0.03296%	0.02172%	n/a
(6) Nancy H. Stilwell 140 Rasnake Road North Tazewell, VA 24630	0.1680 acres 1/10 of 1.68 acres	0.2100%	0.03296%	0.02172%	n/a
(8) Martha Smith P. O. Box 395 Max Meadows, VA 24360	0.1680 acres 1/10 of 1.68 acres	0.2100%	0.03296%	0.02172%	n/a

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Exhibit EE
Unit T-37
Docket # VGOB-98-0421-0650-05
List of Conflicting Owners/Claimants with Royalty Split Agreements

	Acres in Unit	Percent of Unit	Division of Interest In		Percent of Escrow
			8-Right 16.41221%	9-Right 9.16031%	
(9) Sarah K. Day 1205 Valley View Dr., Apt. B Pearisburg, VA 24134	0.1680 acres 1/10 of 1.68 acres	0.2100%	0.03296%	0.02172%	n/a
<u>Tract #1C, 1.70 acres</u>					
<u>COAL 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%	n/a
<u>OIL & GAS OWNERSHIP</u>					
A.E. Shreve, et al (aka Albert Ball Heirs, et al.)	1.70 acres	2.1250%	0.34876%	0.19466%	n/a
(1) Albert Ball Heirs, Devisees, Successors or Assigns (1/2)					
(a) Donald E. Ball Heirs, Devisees, Successors or Assigns (1/6)					
(a.1) Myrtle McGlothlin Ball, widow 122 Fox Hill Rd. Raven, VA 24639	0.283 acres 1/6 of 1.70 acres	0.3542%	0.05813%	0.03244%	n/a
(b) Lawrence E. Ball Heirs, Devisees, Successors or Assigns (1/6)					
(b.1) Bobby Ball 120 Flamingo Rd. Raven, VA 24639	0.142 acres 1/12 of 9.64 acres	0.1771%	0.02906%	0.01622%	n/a
(b.2) Tommy Gerald Ball Heirs, Devisees, Successors or Assigns					
(b.2.1) Mark Anthony Ball 104 Lee St. Richlands, VA 24641	0.012 acres 1/144 of 9.64 acres	0.0148%	0.00242%	0.00135%	n/a
(b.2.2) Kimberly Dawn Dunford 2875 Crocketts Cove Rd. Wytheville, VA 24382-4892	0.012 acres 1/144 of 9.64 acres	0.0148%	0.00242%	0.00135%	n/a
(b.2.3) Chadwick Ervin Ball 2552 Crocketts Cove Rd. Wytheville, VA 24382-4892	0.012 acres 1/144 of 9.64 acres	0.0148%	0.00242%	0.00135%	n/a
(b.2.4) Todd Edward Ball 1803 Hollowbrook Dr. Holt, MI 48842	0.012 acres 1/144 of 9.64 acres	0.0148%	0.00242%	0.00135%	n/a
(b.3) Edward Eugene Ball Heirs, Devisees, Successors or Assigns					
(b.3.1) Sharon K. Ball* 2413 Crocketts Cove Rd. Wytheville, VA 24382-4892	0.031 acres 1/54 of 9.64 acres	0.0394%	0.00646%	0.00360%	n/a
(b.3.2) Mark Anthony Ball* 104 Lee St. Richlands, VA 24641	0.016 acres 1/108 of 9.64 acres	0.0197%	0.00323%	0.00180%	n/a
(b.3.3) Kimberly Dawn Dunford* 2875 Crocketts Cove Rd. Wytheville, VA 24382-4892	0.016 acres 1/108 of 9.64 acres	0.0197%	0.00323%	0.00180%	n/a

Exhibit EE
Unit T-37
Docket # VGOB-98-0421-0650-05
List of Conflicting Owners/Claimants with Royalty Split Agreements

		Acres in Unit	Percent of Unit	Division of Interest in		Percent of Escrow
				8-Right 16.41221%	9-Right 9.16031%	
(b.3.4)	Chadwick Ervin Ball* 2552 Crocketts Cove Rd. Wythville, VA 24382-4892	0.016 acres 1/108 of 9.64 acres	0.0197%	0.00323%	0.00180%	n/a
(b.3.5)	Todd Edward Ball* 1803 Hollowbrook Dr. Holt, MI 48842	0.016 acres 1/108 of 9.64 acres	0.0197%	0.00323%	0.00180%	n/a
(c)	James Ball Heirs, Devisees, Successors or Assigns (1/6)					
(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%	n/a
(c.2)	Steve R. Ball 23040 Kastreeel Dr. Bristol, VA 24202	0.094 acres 1/18 of 9.64 acres	0.1181%	0.01938%	0.01081%	n/a
(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%	n/a
(2)	A. E. Shreve Heirs, Devisees, Successors or Assigns (1/4)					
(a)	Wilma R. Hale P. O. Box 447 Doran, VA 24612	0.085 acres 1/20 of 9.64 acres	0.1063%	0.01744%	0.00973%	n/a
(b)	Elsie Mutter 304 Ratcliff Lane Cedar Bluff, VA 24609	0.085 acres 1/20 of 9.64 acres	0.1063%	0.01744%	0.00973%	n/a
(c)	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%	n/a
(d)	Linda Johnson P.O. Box 36 Doran, VA 24612	0.085 acres 1/20 of 9.64 acres	0.1063%	0.01744%	0.00973%	n/a
(e)	Naomi L. Keen Heirs, Devisees, Successors or Assigns					
(e.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%	n/a
(e.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%	n/a
(e.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%	n/a
(3)	Reece W. Shreve Heirs, Devisees, Successors or Assigns (1/4)					
(a)	D. Faye Lowe 2615 Brown Street Richlands, VA 24641	0.213 acres 1/8 of 9.64 acres	0.2656%	0.04359%	0.02433%	n/a
(b)	Nancy Young 926 Camelot Drive, Apt #64 Salem, VA 24153	0.213 acres 1/8 of 9.64 acres	0.2656%	0.04359%	0.02433%	n/a

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INSTRUMENT #110002809
RECORDED IN THE CLERK'S OFFICE OF
BUCHANAN COUNTY ON
NOVEMBER 14, 2011 AT 02:11PM

BEVERLY S. TILLER, CLERK
RECORDED BY: GGB