

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 Buckhorn Coal Company and (Columbus) Earl White Heirs, including: Michael White, Ferrell White, Herald White, Marty White, Cathy Darlene Ward, and Melissa Skeens; Buckhorn Coal Company and Mary Keen, EE & E Fletcher Enterprises, Patty Chambers, Goldie Hess, Corene Perkins, Arlene Compton, Tolby "Tracy" Perkins and Ester Newton.

DOCKET NO.

01-0320-0870-02

RELIEF SOUGHT:

Issuance: A Supplemental Order for Disbursement of Escrowed Funds  
Action: Amending Prior Orders Affecting Drilling AV-110, Tracts 3D and a portion of 3A, 3B, and 3C (Referenced herein as "the Subject Drilling Unit")

Location: Buchanan and Russell Counties, Virginia

**Action Details:**

- (1) To provide a calculation of funds, Unit Operator has deposited into the Escrow Account for Drilling Unit AV-110 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

**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 June 16, 2009 at the Russell County Conference Center, 139 Highland Drive, Lebanon Virginia.
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. On August 17, 2001, 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 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 August 8, 2001, Deed Book 528 Pages 0529 to 0555 and with the Clerk of the Circuit Court of Russell County on August 8, 2001, Deed Book 532 Pages 0194 to 0220, Instrument Number 0002827. The Board executed its Supplemental Order Regarding Elections that was filed with the Clerk in Buchanan County on November 14, 2001, Deed Book 539 pages 575 to 597, and with the Clerk in Russell County on November 14, 2001, Deed Book 534, Pages 405 to 427, Instrument Number 0004233 (hereafter all orders are collectively referred to as the "Pooling Orders").
- 4.1.2 After the Supplemental Petition was filed on November 14, 2004, a **Revised Supplemental Order** for VGOB -01-0320-0870-01 was filed with the Clerk of the Circuit Court of Buchanan County on February 23, 2003, Deed Book 576 Pages 0037 to 0087 and with the Clerk of the Circuit Court of Russell County on February 25, 2004, Deed Book 562 pages 758 to 808, Instrument Number 0000809.
- 4.1.3 A Modification or Order Pooling of Interests in Drilling Unit No. AV-110, also for VGOB -01-0320-0870-01 was filed with the Clerk of the Circuit Court in Buchanan County, on April 22, 2002, Deed Book 545, Pages 1 to 63, Instrument #020001609 and with the Clerk of the Circuit Court in Russell County on April 22, 2002, Deed Book 552, Pages 0688 to 0750, Instrument 0001757
- 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 Buckhorn Coal Company and the gas ownership interests of certain parties in Tracts 3D and a portion of 3A, 3B, & 3C 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 Tracts 3D and a portion of 3A, 3B, & 3C a copy of which is attached to and made a part hereof, states under oath that Buckhorn Coal Company and the Applicants have entered into an agreement with regards to Tracts 3D and a portion of 3A, 3B, & 3C and that by the terms of the agreements, Buckhorn Coal Company has entered into a (50% 50%) split agreement regarding these tracts and escrow regarding these individual conflicting claims detailed herein, is no longer required for these parties.
- 4.4. The Unit Operator gave notice to Buckhorn Coal Company and the applicants that the Board would consider its disbursement authorization at its hearing on June 16, 2009 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 Tracts 3D and a portion of 3A, 3B, & 3C identified in the attached miscellaneous petition (2) delete the requirement that the Unit Operator place future royalties attributable to said Tracts 3D and a portion of 3A, 3B, & 3C in 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").

**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*

5. **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 to 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.

6. **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.**

7. **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.

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

DONE AND EXECUTED this 31 day of August, 2009 by a majority of the Virginia Gas and Oil Board.

*Bradley C. Lambert*  
Bradley C. Lambert, Chairman

DONE AND PERFORMED this 31 day of August 2009 by an Order of this Board.

*David E. Asbury Jr.*  
David E. Asbury Jr.,  
Principal Executive to the Staff  
Virginia Gas and Oil Board

COMMONWEALTH OF VIRGINIA )  
COUNTY OF WASHINGTON )

*Russell St*

Acknowledged on this 31 day of August, 2009, 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 / 2009

0902248

VIRGINIA: IN THE OFFICE OF THE CLERK OF THE CIRCUIT COURT OF RUSSELL COUNTY, 9-4, 2009. This deed was this day presented in said office, and upon the certificate of acknowledgment thereto annexed, admitted to record at 2:15 o'clock P M, after payment of \$ \_\_\_\_\_ tax imposed by Sec. 58.1-802.

Original returned this date to: Tina Neal

TESTE: ANN S. McREYNOLDS, CLERK  
BY: *Jennifer Kendrick* D. CLERK

PETITIONER: CNX Gas Company LLC

DIVISION OF GAS AND OIL  
DOCKET NO: VGOB 01-0320-0870-02

RELIEF SOUGHT: (1) DISBURSEMENT FROM  
ESCROW REGARDING TRACT(S) 3D & a portion of 3A, 3B & 3C  
(2) AND AUTHORIZATION FOR DIRECT  
PAYMENT OF ROYALTIES

HEARING DATE: June 16, 2009

DRILLING UNIT: AV-110

BUCHANAN COUNTY, VIRGINIA

**MISCELLANEOUS PETITION**

1. **Petitioner and its counsel:** Petitioner is CNX Gas Company LLC, 2481 John Nash Boulevard, Bluefield, West Virginia 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 Tract(s) 3D and a portion of 3A, 3B and 3C as depicted upon the annexed Exhibit A; and (2) authorization to begin paying royalties directly to the parties to the royalty split between Buckhorn Coal Company and Columbus Earl Whited Heirs, Devisees, Successors or Assigns including: Michael Whited, Ferrell Whited, Herald Whited, Marty Whited, Cathy Darlene Ward, and Melissa Skeens; Buckhorn Coal Company and Mary Keen, EE & E Fletcher Enterprises, Patty Chambers, Goldie Hess, Corene Perkins, Arlene Compton, Tolvy "Tracy" Perkins and Ester Newton.

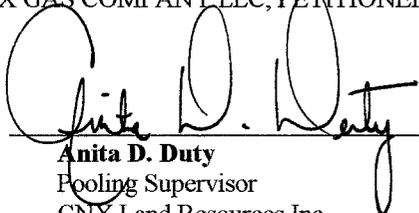
3. **Legal Authority:** Va. Code Ann. § 45.1-361.1 et seq., 4 VAC 25-160-140., and relevant Virginia Gas and Oil Board Orders ("Board") heretofore promulgated pursuant to law.

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

5. **Factual basis for relief requested:** Buckhorn Coal Company and Columbus Earl Whited Heirs, Devisees, Successors or Assigns including: Michael Whited, Ferrell Whited, Herald Whited, Marty Whited, Cathy Darlene Ward, and Melissa Skeens; Buckhorn Coal Company and Mary Keen, EE & E Fletcher Enterprises, Patty Chambers, Goldie Hess, Corene Perkins, Arlene Compton, Tolvy "Tracy" Perkins and Ester Newton 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. *Initial payout for the heirs of Columbus Earl Whited should be made payable to trust account: Glubiak Law Office, P.O. Box 144, Aylett, VA 23009 (Ralph Snead, Administrator C.T.A. of the Estate will distribute in accordance with Columbus Earl Whited's will)*

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



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) Buckhorn Coal Company and certain (Columbus) Earl Whited Heirs, Devisees, Successors or Assigns include: Michael Whited, Ferrell Whited, Herald Whited, Marty Whited, Cathy Darlene Ward, and Melissa Skeens; Buckhorn Coal Company and Mary Keen, EE & E Fletcher Enterprises, Patty Chambers, Goldie Hess, Corene Perkins, Arlene Compton, Tolvy "Tracy" Perkins and Ester Newton are the owners of the coal and gas acreage estate underlying a portion of VGOB Tracts 3D and a portion of 3A, 3B, & 3C of the Subject Drilling Unit;
- (2) Net interests attributable and to be disbursed to Applicants are shown in Table 1,

VGOB Approved Disbursement  
VGOB 01-0320-0870-02

		As Given		Split Agreement	Acres	% of Escrowed Funds
Item	Tract	Acreage Fraction	Acreage Interest			
<b>Table 1</b>						
<b>Tract 3D and a portion of 3A, 3B, &amp; 3C.</b>						
<b>Disbursement Table</b>						
					26.25	
1	3A	Buckhorn Coal Co. - Coal / P.O. Box 187 Tazewell, VA 24651		2.0830	50.0%	1.04 3.9669%
		Jacob Fuller Heirs - O & G	9.20			
2	3A	Mary Keen / 703 Baker Street / Mt. Gilead, OH 43335	1/54	0.17037	50.0%	0.09 0.3245%
3	3A	EE & E Fletcher Enterprises / c/o Eddie Fletcher / 3652 Garden Creek Rd / Rowe Va 246	1/9	1.02221	50.0%	0.51 1.9468%
4	3A	Patty Chambers / Rt. 1 Box 82 / Raven, VA 24639	2/45	0.40889	50.0%	0.20 0.7787%
5	3A	Goldie Hess / 1557 Miller Creek Road / Rowe, VA 24646	1/72	0.12778	50.0%	0.06 0.2433%
6	3A	Corene Perkins / 221 Arch Barrett Drive / Rosedale, VA 24280	1/72	0.12778	50.0%	0.06 0.2433%
7	3A	Arlene Compton / Rt. 2 Box 190 / Honaker, VA 24260	1/72	0.12778	50.0%	0.06 0.2433%
8	3A	Tolvy "Tracy" Perkins / 763 Bridge Drive / Pasadena, MD 21122	2/375	0.04907	50.0%	0.02 0.0935%
9	3A	Ester Newton / 2621 Veda Drive / Bristol VA 24201	2/375	0.04907	50.0%	0.02 0.0935%
10	3B	Buckhorn Coal Co. - Coal / P.O. Box 187 Tazewell, VA 24651		0.7924	50.0%	0.40 1.5091%
		Jacob Fuller Heirs - O & G	3.50			
11	3B	Mary Keen / 703 Baker Street / Mt. Gilead, OH 43335	1/54	0.06482	50.0%	0.03 0.1234%
12	3B	EE & E Fletcher Enterprises / c/o Eddie Fletcher / 3652 Garden Creek Rd / Rowe Va 246	1/9	0.38889	50.0%	0.19 0.7406%
13	3B	Patty Chambers / Rt. 1 Box 82 / Raven, VA 24639	2/45	0.15556	50.0%	0.08 0.2962%
14	3B	Goldie Hess / 1557 Miller Creek Road / Rowe, VA 24646	1/72	0.04861	50.0%	0.02 0.0926%
15	3B	Corene Perkins / 221 Arch Barrett Drive / Rosedale, VA 24280	1/72	0.04861	50.0%	0.02 0.0926%
16	3B	Arlene Compton / Rt. 2 Box 190 / Honaker, VA 24260	1/72	0.04861	50.0%	0.02 0.0926%
17	3B	Tolvy "Tracy" Perkins / 763 Bridge Drive / Pasadena, MD 21122	2/375	0.01867	50.0%	0.01 0.0356%
18	3B	Ester Newton / 2621 Veda Drive / Bristol VA 24201	2/375	0.01867	50.0%	0.01 0.0356%
19	3C	Buckhorn Coal Co. - Coal / P.O. Box 187 Tazewell, VA 24651		0.2875	50.0%	0.14 0.5476%
		Jacob Fuller Heirs - O & G	1.27			
20	3C	Mary Keen / 703 Baker Street / Mt. Gilead, OH 43335	1/54	0.02352	50.0%	0.01 0.0448%
21	3C	EE & E Fletcher Enterprises / c/o Eddie Fletcher / 3652 Garden Creek Rd / Rowe Va 246	1/9	0.14111	50.0%	0.07 0.2687%
22	3C	Patty Chambers / Rt. 1 Box 82 / Raven, VA 24639	2/45	0.05644	50.0%	0.03 0.1073%
23	3C	Goldie Hess / 1557 Miller Creek Road / Rowe, VA 24646	1/72	0.01764	50.0%	0.01 0.0336%
24	3C	Corene Perkins / 221 Arch Barrett Drive / Rosedale, VA 24280	1/72	0.01764	50.0%	0.01 0.0336%
25	3C	Arlene Compton / Rt. 2 Box 190 / Honaker, VA 24260	1/72	0.01764	50.0%	0.01 0.0336%
26	3C	Tolvy "Tracy" Perkins / 763 Bridge Drive / Pasadena, MD 21122	2/375	0.00677	50.0%	0.00 0.0129%
27	3C	Ester Newton / 2621 Veda Drive / Bristol VA 24201	2/375	0.00677	50.0%	0.00 0.0129%
28	3D	Buckhorn Coal Co. - Coal / P.O. Box 187 Tazewell, VA 24651		13.8400	50.0%	6.92 26.3577%
		(COLUMBUS) Earl Whited Heirs	13.84			
29	3D	Ralph Sneed Administrator CTA / Estate of (Columbus) Earl Whited Heirs / P.O. Box 399 / Lebanon Virginia		13.8400	50.0%	6.92 26.3577%

**Tract-by-Tract Escrow Calculation**  
Account Balances as of 3/31/09

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Unit AV-110  
VGOB 01-0320-0870-02  
Acres Escrowed: 26.24791

Owners	Tract #	Acres	Owner Acres	Interest	Total Tract Percent of Escrow	Owners' Percent of Escrow (50%)	Amount Due Owners \$69,058.67
Buckhorn Coal Co. - Coal	3a	8.17130			31.13124%		
Jacob Fuller Heirs - O&G		9.20					
Mary Keen			0.1704	0.018519		0.3245%	\$224.13
EE & E Fletcher Enterprises			1.0222	0.111111		1.9472%	\$1,344.74
Patty Chambers			0.4089	0.044444		0.7789%	\$537.89
Goldie Hess			0.1278	0.013889		0.2434%	\$168.09
Corene Perkins			0.1278	0.013889		0.2434%	\$168.09
Arlene Compton			0.1278	0.013889		0.2434%	\$168.09
Tolvy "Tracy" Perkins			0.0491	0.005334		0.0935%	\$64.56
Ester Newton			0.0491	0.005334		0.0935%	\$64.56
Buckhorn Coal Co. - Coal	3b	3.10864			11.84338%		
Jacob Fuller Heirs - O&G		3.50					
Mary Keen			0.0648	0.018519		0.1235%	\$85.27
EE & E Fletcher Enterprises			0.3889	0.111111		0.7408%	\$511.59
Patty Chambers			0.1556	0.044444		0.2963%	\$204.63
Goldie Hess			0.0486	0.013889		0.0926%	\$63.95
Corene Perkins			0.0486	0.013889		0.0926%	\$63.95
Arlene Compton			0.0486	0.013889		0.0926%	\$63.95
Tolvy "Tracy" Perkins			0.0187	0.005334		0.0356%	\$24.56
Ester Newton			0.0187	0.005334		0.0356%	\$24.56
Buckhorn Coal Co. - Coal	3c	1.12799			4.29745%		
Jacob Fuller Heirs - O&G		1.27					
Mary Keen			0.0235	0.018519		0.0448%	\$30.94
EE & E Fletcher Enterprises			0.1411	0.111111		0.2688%	\$185.63
Patty Chambers			0.0564	0.044444		0.1075%	\$74.25
Goldie Hess			0.0176	0.013889		0.0336%	\$23.20
Corene Perkins			0.0176	0.013889		0.0336%	\$23.20
Arlene Compton			0.0176	0.013889		0.0336%	\$23.20
Tolvy "Tracy" Perkins			0.0068	0.005334		0.0129%	\$8.91
Ester Newton			0.0068	0.005334		0.0129%	\$8.91
Buckhorn Coal Co. - Coal	3d	13.84000			52.72801%	26.3640%	\$18,206.63
(Columbus) Earl Whited Heirs - O&G							
Michael Whited			1.3840	10%		2.6364%	\$1,820.66
Ferrell Whited			2.4912	18%		4.7455%	\$3,277.19
Herald Whited			2.4912	18%		4.7455%	\$3,277.19
Marty Whited			2.4912	18%		4.7455%	\$3,277.19
Cathy Darlene Ward			2.4912	18%		4.7455%	\$3,277.19
Melissa Skeens			2.4912	18%		4.7455%	\$3,277.19

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BOOK 710 PAGE 0851

A  
6/16/09

May 5, 2009

To: CNX Gas Company, LLC  
Attorney, Peter Glubiak  
Administrator, Ralph Snead

Re: The Heirs of Columbus Earl Whited  
Distribution of Gas Money

The family has come into agreement that all the past present and future Escrow Funds that are being released from CNX Gas Company to go directly to the Administrator of Columbus Earl Whited Estate, Ralph Snead, who is located in Lebanon, Virginia.

We request the funds to no longer be released to Attorney, Glubiak, who is located in Aylett, Virginia. This matter should be handled by the Administrator of the Estate, who is local to the family.

The family is requesting to be notified as the funds are being released from CNX with statements showing the amount released and the balance of the accounts. Also, please provide the family with the beginning balance of the Escrow Funds, along with the balance of the Funds on the death of Columbus Earl Whited which is October 14, 2006.

Attached is the signature page showing the agreement of the family. We appreciate your immediate attention to this matter.

Ferrell Whited  
Michael Whited  
Herald Jake Whited

Melissa Skeens  
Cathy Ward  
Marty Whited

Herald (Jake) Whited

Herald Jake Whited

Marty whited

Marty whited

Cathy D. Ward

Cathy D. Ward

Melissa Whited Skeens

Melissa Whited Skeens

Michael Whited

Michael Whited

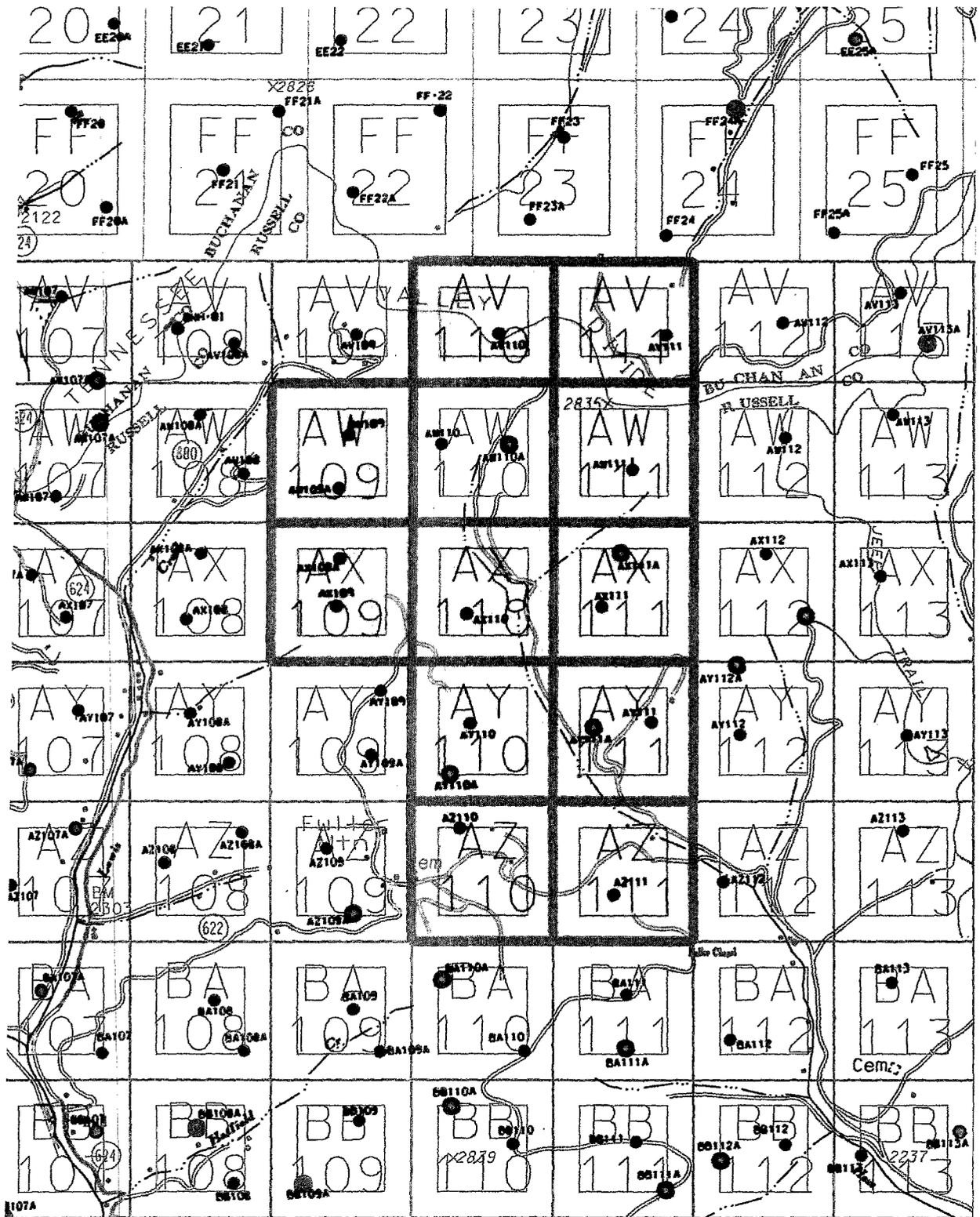
Ferrell Whited

Ferrell Whited

My Comm. Exps. 5/30/2010

Nova Whited  
NOVA Whited

6/16/09



C  
6/16/09

UNIT	VGOB	Wells Contributing to Escrow Account
AV110	01-0320-0870-02	CBM-AV110
AV111	01-0116-0852-01	CBM-AV111
AW109	01-0821-0909-01	CBM-AW109
AW111	01-0320-0871-02	CBM-AW111
AX109	01-0821-0912-01	CBM-AX109
AX110	01-0320-0872-01	CBM-AX110
AX111	01-0320-0873-01	CBM-AX111
AY110	01-0320-0875-01	CBM-AY110
AY111	01-0320-0876-01	CBM-AY111
AZ110	01-0917-1070-02	CBM-AZ110
AZ111	02-0416-1023-01	CBM-AZ111

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

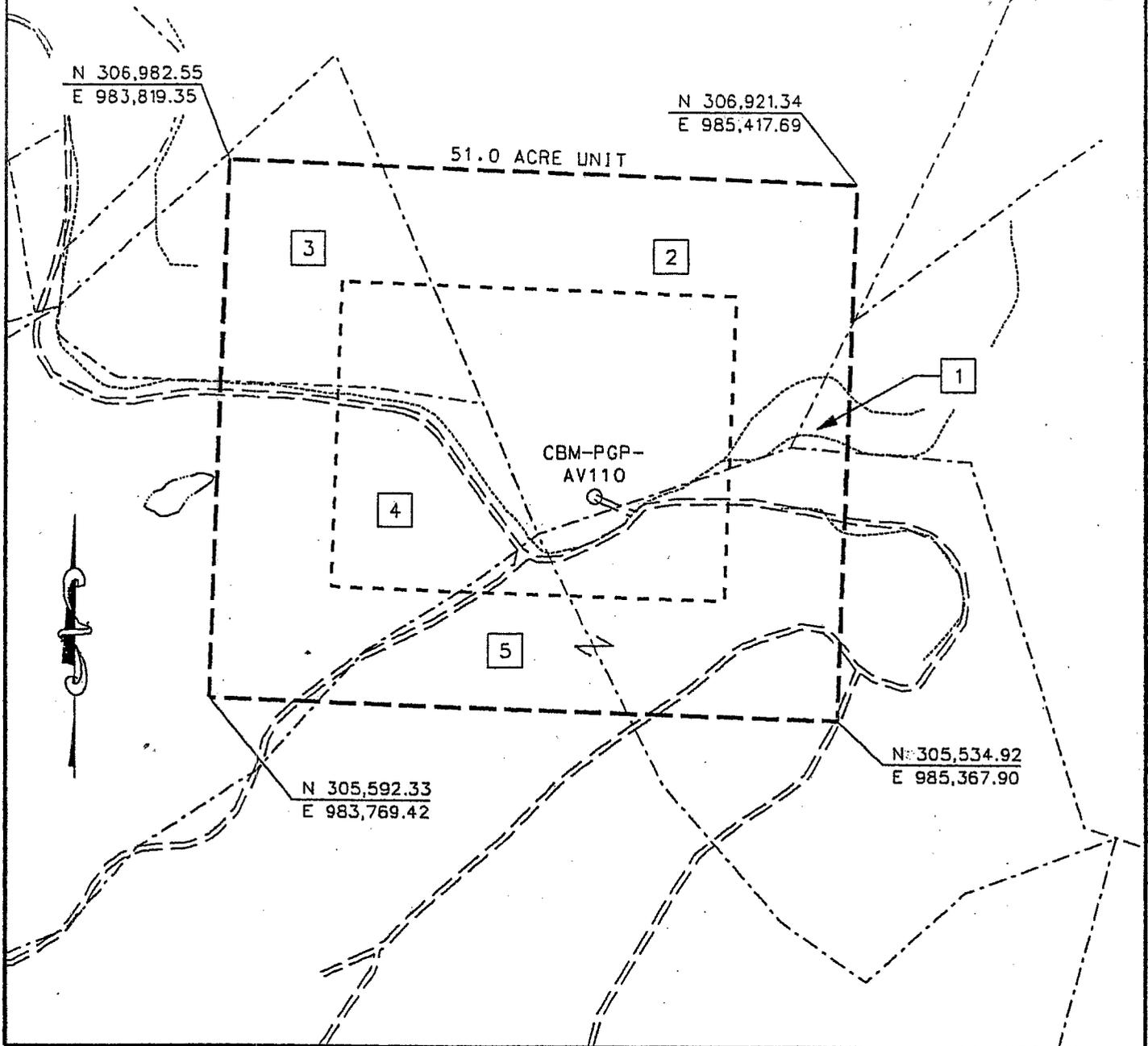


EXHIBIT A  
 MIDDLE RIDGE 1 FIELD  
 UNIT AV-110  
 FORCE POOLING  
 VGOB-01-0320-0870

Company Pocahontas Gas Partnership Well Name and Number UNIT AV110  
 Tract No. \_\_\_\_\_ Elevation \_\_\_\_\_ Quadrangle Honaker  
 County Buchanan/Russell District Hurricane/New Garden Scale: 1" = 400' Date 7/3/01  
 This plat is a new plat X ; an updated plat \_\_\_\_\_ ; of a final plat \_\_\_\_\_

Form DGO-GO-7  
 Rev. 9/91

Charles C. Mays (Affix Seal)  
 Licensed Professional Engineer or Licensed Land Surveyor

11

## POCAHONTAS GAS PARTNERSHIP

Unit AV-110

Tract Identifications

(51 Acre Unit)

1. Hugh MacRae Land Trust - Tr. 9 - Coal  
Coal Lessee  
Consolidation Coal Company - Below Tiller Coal Leased  
Pocahontas Gas Partnership - CBM Leased  
Pocahontas Gas Partnership - Surface, Oil & Gas  
0.56 acres                      1.0980 %
2. Buckhorn Coal Company Tr. 2 - Fee  
Coal Lessees  
Consolidation Coal Company - Below Drainage Coal Leased  
Sandy Ridge Energy Company - Above Drainage Coal Leased  
Reserve Coal Properties Company - Oil & Gas Leased  
Pocahontas Gas Partnership - CBM Leased  
18.03 acres                      35.3529 %
3. Buckhorn Coal Company (Jacob Fuller 453 Acre Tract) - Coal  
Coal Lessee  
Sandy Ridge Energy Company - Above Drainage Coal Leased  
Pocahontas Gas Partnership - CBM Leased  
Jacob Fuller Heirs, et al. - Oil & Gas  
Jearl Blankenship - Surface  
6.96 acres                      13.6471 %
4. Buckhorn Coal Company (Jacob Fuller 439 Acre Tract) - Coal, Oil & Gas  
Coal Lessee  
Sandy Ridge Energy Company - Above Drainage Coal Leased  
Reserve Coal Properties Company - Oil & Gas Leased  
Pocahontas Gas Partnership - CBM Leased  
Billy Helton - Surface  
11.67 acres                      22.8824 %
5. Buckhorn Coal Company (Jacob Fuller 453 Acre Tract) - Coal  
Coal Lessee  
Sandy Ridge Energy Company - Above Drainage Coal Leased  
Pocahontas Gas Partnership - CBM Leased  
Earl Whited - Surface, Oil & Gas  
Pocahontas Gas Partnership - Oil, Gas and CBM Leased  
13.78 acres                      27.0196 %

Exhibit E  
Unit AV110  
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	Acres in Unit	Interest in Unit
<b><u>Tract #3A, 9.20 acres</u></b>		
<b><u>COAL FEE OWNERSHIP</u></b>		
(1) Buckhorn Coal Company P. O. Box 187 Tazewell, VA 24651	9.20 acres	18.03568%
<b><u>OIL &amp; GAS FEE OWNERSHIP</u></b>		
Jacob Fuller Heirs, Devisees, Successors or Assigns (25 Acre Tract)	9.20 acres	18.03568%
(1) Elizabeth Compton Heirs, Devisees, Successors or Assigns		
(a) Claude and Lauran Compton Heirs		
(a.1) Alta Geneva Cotsmire 215 Kanawha Avenue Dunbar, WV 25064	0.04260 acres 0.004630 of 9.20 acres	0.08351%
(a.2) Della Meadows P.O. Box 823 Honaker, VA 24260	0.04260 acres 0.004630 of 9.20 acres	0.08351%
(a.3) Margaret Kleffman 5112 Kingsport Highway Gray, TN 37615	0.04260 acres 0.004630 of 9.20 acres	0.08351%
(a.4) Doris Smith 3108 Star Route 98 Bucyrus, OH 44820	0.04260 acres 0.004630 of 9.20 acres	0.08351%
(b) Trula Morgan P.O. Box 369 Swords Creek, VA 24649	0.17037 acres 0.018519 of 9.20 acres	0.33400%
(c) Brady Massie Heirs, Devisees, Successors or Assigns		
(c.1) James Massie P.O. Box 682 Honaker, VA 24260	0.03408 acres 0.003704 of 9.20 acres	0.06680%
(c.2) Leroy Massie P.O. Box 794 Honaker, VA 24260	0.03408 acres 0.003704 of 9.20 acres	0.06680%
(c.3) Ruby & Leroy Lester 503 Twin Oak Circle Lebanon, VA 24266	0.03408 acres 0.003704 of 9.20 acres	0.06680%
(c.4) Gladys Puckett P.O. Box 153 Easley, SC 29641	0.03408 acres 0.003704 of 9.20 acres	0.06680%

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	Acres in Unit	Interest in Unit
(c.5) David & Debra Taylor 1580 Kenmore Drive Kingsport, TN 37664	0.03408 acres 0.003704 of 9.20 acres	0.06680%
(d) Nelson Compton Rt.2 Box 190 Honaker, VA 24260	0.17037 acres 0.018519 of 9.20 acres	0.33400%
(f) Lacy Richardson Heirs, Devisees, Successors or Assigns		
(f.1) William Earl Richardson 1140 Texarkana Drive Indianapolis, IN 46231	0.02130 acres 0.002315 of 9.20 acres	0.04175%
(f.2) Nelson Richardson 1124 Texarkana Drive Indianapolis, IN 46231	0.02130 acres 0.002315 of 9.20 acres	0.04175%
(f.3) Fred Richardson 9019 Broken Arrow Road Indianapolis, IN 46234	0.02130 acres 0.002315 of 9.20 acres	0.04175%
(f.4) Roger Richardson 4313 E. 46th Street Indianapolis, IN 46231	0.02130 acres 0.002315 of 9.20 acres	0.04175%
(f.5) Alice Marie Musick 7981 N. 875 W Indianapolis, IN 46259	0.02130 acres 0.002315 of 9.20 acres	0.04175%
(f.6) Betty Doty 875 W. 6779 Lambert Street Indianapolis, IN 46241	0.02130 acres 0.002315 of 9.20 acres	0.04175%
(f.7) Linda Cook 111 Monterey Drive Mooresville, NC 28115	0.02130 acres 0.002315 of 9.20 acres	0.04175%
(f.8) Violet Dunn 2635 14th St. Vero Beach, FL 32960-3205	0.02130 acres 0.002315 of 9.20 acres	0.04175%
(2) Alta Cordell Heirs, Devisees, Successors or Assigns		
(a) Edna Shaffer Heirs, Devisees, Successors or Assigns		
(a.1) Virgie Correll Address Unknown	1.02222 acres 0.111111 of 9.20 acres	2.00396%
(5) Laura Fuller Rasnake Heirs, Devisees Successors or Assigns		
(b) Cora Faye Ray Heirs, Devisees, Successors or Assigns		

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	Acres in Unit	Interest in Unit
(b.2) Lucy Blankenship HC65 Box 103 Rowe, VA 24649	0.08518 acres 0.009259 of 9.20 acres	0.16699%
(f) James D. Rasnake 22484 Montego Bay Road Abingdon, VA 24211	0.97964 acres 0.106483 of 9.20 acres	1.92049%
(6) Eunice Nuckles Heirs, Devisees Successors or Assigns		
(a) Finley Nuckles Heirs, Devisees, Successors or Assigns		
(a.1) Betty Nuckles, Widow 275 Beverly Drive Abingdon, VA 24210	<i>Life Estate</i>	
(a.2) Carolyn Carty 1614 River Creek Drive Suffolk, VA 23434	0.10222 acres 0.011111 of 9.20 acres	0.20039%
(a.3) Beverly Nuckles 106 Little Pond Court Suffolk, VA 23434	0.10222 acres 0.011111 of 9.20 acres	0.20039%
(c) Ruth Coleman Heirs, Devisees, Successors or Assigns		
(c.1) Mellie Coleman <i>Address Unknown</i>	0.10223 acres 0.011112 of 9.20 acres	0.20041%
(c.2) Michael Coleman <i>Address Unknown</i>	0.10223 acres 0.011112 of 9.20 acres	0.20041%
(d) Irene Minnix Heirs, Devisees, Successors or Assigns		
(d.1) Debbie Penaly <i>Address Unknown</i>	0.20444 acres 0.022222 of 9.20 acres	0.40079%
(7) Emily Keen Heirs, Devisees, Successors or Assigns		
(a) (Columbus) Earl Whited Heirs, Devisees, Successors or Assigns		
(a.1) Michael Whited PO Box 297 Swords Creek, VA 24696	0.01278 acres 0.001389 of 6.89 acres	0.02505%
(a.2) Ferrell Whited PO Box 1471 Honaker, VA 24260-1471	0.02300 acres 0.002500 of 6.89 acres	0.04509%
(a.3) Herald Whited PO Box 517 Rosedale, VA 24280	0.02300 acres 0.002500 of 6.89 acres	0.04509%

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	Acres in Unit	Interest in Unit
(a.4) Marty Whited PO Box 0881 Lebanon, VA 24266-0881	0.02300 acres 0.002500 of 6.89 acres	0.04509%
(a.5) Cathy Darlene Ward 2014 Miller Creek Rd Swords Creek, VA 24649	0.02300 acres 0.002500 of 6.89 acres	0.04509%
(a.6) Melissa Skeens 120 Clifton Farm Rd Honaker, VA 24260	0.02300 acres 0.002500 of 6.89 acres	0.04509%
(b) Lydia Hess P.O. Box 43 Rosedale, VA 24280	0.12778 acres 0.013889 of 9.20 acres	0.25050%
(e) Mason Whited Rt.1 Box 670 Swords Creek, VA 24649	0.12778 acres 0.013889 of 9.20 acres	0.25050%
(f) Eugene Whited 25429 Briarwood Drive Columbia Station, OH 44028	0.12778 acres 0.013889 of 9.20 acres	0.25050%
(h) Leona Shope P.O. Box 272 Rosedale, VA 24280	0.12778 acres 0.013889 of 9.20 acres	0.25050%
(8) Elbert Fuller Heirs, Devisees, Successors or Assigns		
(a) Arnold Fuller <i>Address Unknown</i>	0.25556 acres 0.027778 of 9.20 acres	0.50100%
(b) Ollie Wilson <i>Address Unknown</i>	0.25556 acres 0.027778 of 9.20 acres	0.50100%
(c) Dora Webb <i>Address Unknown</i>	0.25556 acres 0.027778 of 9.20 acres	0.50100%
(d) Leona Beavers <i>Address Unknown</i>	0.25556 acres 0.027778 of 9.20 acres	0.50100%
(9) Ellen Brown Heirs, Devisees, Successors or Assigns		
(a) Goldine Lilly 303 Wolfe Creek Road Spanishburg, WV 25922	0.03680 acres 0.004000 of 9.20 acres	0.07214%
(b) Richard E. Rose 1406 South Avenue Princeton, WV 24740	0.03680 acres 0.004000 of 9.20 acres	0.07214%
(c) Arcel Rose P.O. Box 1705 Beaver, WV 25813	0.03680 acres 0.004000 of 9.20 acres	0.07214%

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	Acres in Unit	Interest in Unit
(d) Luther Abshire, Jr. Heirs, Devisees, Successors or Assigns		
(d.1) Cathy Tisdale 54 Jennie Lynn Crimora, VA 24431	0.00306 acres 0.000333 of 9.20 acres	0.00601%
(d.2) John Abshire 236 Meadow Rue Lane Crimora, VA 24431	0.00306 acres 0.000333 of 9.20 acres	0.00601%
(e) Hassel Raymond Abshire 1074 Beckley Road Camp Creek, WV 25820	0.00614 acres 0.000667 of 9.20 acres	0.01203%
(f) Helen Parr 37 Crimora Mine Road Crimora, VA 24431	0.00614 acres 0.000667 of 9.20 acres	0.01203%
(g) Daniel Abshire 211 Mine Branch Road Crimora, VA 24431	0.00614 acres 0.000667 of 9.20 acres	0.01203%
(h) Fred K. Abshire Rt.1 Box 287D Linhurst, VA 22952	0.00614 acres 0.000667 of 9.20 acres	0.01203%
(I) Myrtle Lee Norton Heirs, Devisees, Successors or Assigns		
(I.1) Mitzi Helbert 45 Pace Drive Bristol, VA 24201	0.03628 acres 0.003944 of 9.20 acres	0.07113%
(I.2) Michael Whitt Address Unknown	0.03628 acres 0.003944 of 9.20 acres	0.07113%
(m) Carson Brown P.O. Box 105 Rosedale, VA 24280	0.07258 acres 0.007889 of 9.20 acres	0.14228%
(n) Tivis Brown 4991 Lynn Springs Rd. Swords Creek, VA 24649	0.07258 acres 0.007889 of 9.20 acres	0.14228%
(o) Mildred Hale Rt.1 Box 197 Swords Creek, VA 24649	0.07258 acres 0.007889 of 9.20 acres	0.14228%
(p) Judy Farmer P.O. Box 146 Vasant, VA 24656	0.01840 acres 0.002000 of 9.20 acres	0.03607%
(q) Pauline Presley 1302 W. Ajo Way 308 Tucson, AZ 85713	0.01840 acres 0.002000 of 9.20 acres	0.03607%

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	Acres in Unit	Interest in Unit
(r) Clarence Whited Rt.1 Box 356 Grundy, VA 24614	0.01840 acres 0.002000 of 9.20 acres	0.03607%
(s) Bobby Whited P.O. Box 243 Bastian, VA 24314	0.01840 acres 0.002000 of 9.20 acres	0.03607%
(t) Delma Coleman P.O. Box 506 Grundy, VA 24614	0.01840 acres 0.002000 of 9.20 acres	0.03607%
(u) Helen Patterson 2260 McBrager Court Cumming, GA 30130	0.02130 acres 0.002315 of 9.20 acres	0.04175%
(v) Fayne Whited P.O. Box 1142 Grundy, VA 24614	0.01840 acres 0.002000 of 9.20 acres	0.03607%
(w) Carolyn Whited 15194 Porterfield Highway Abingdon, VA 24210	0.01840 acres 0.002000 of 9.20 acres	0.03607%
(x) Lucille Pendell 95 Spring Valley Road Bristol, VA 24201	0.01636 acres 0.001778 of 9.20 acres	0.03207%
(y) Elmer Brown Rt.1 Box 476 Vansant, VA 24565	0.01636 acres 0.001778 of 9.20 acres	0.03207%
(z) Garland Brown P.O. Box 215 Rosedale, VA 24280	0.01636 acres 0.001778 of 9.20 acres	0.03207%
(aa) Pauline Brown Rt.2 Box 45 Oakwood, VA 24631	0.01636 acres 0.001778 of 9.20 acres	0.03207%
(ab) Carl Brown 12077 Salem Church Road King George, VA 22485	0.01636 acres 0.001778 of 9.20 acres	0.03207%
(ac) Emory Brown 15222 Michigan Road Woodbridge, VA 22191	0.01636 acres 0.001778 of 9.20 acres	0.03207%
(ad) Earl Brown 327 Meadow Crest Drive Bristol, VA 24201	0.01636 acres 0.001778 of 9.20 acres	0.03207%
(ae) Richard Brown Box 182 Maple Hurst Lane Bluff City, TN 37618	0.01636 acres 0.001778 of 9.20 acres	0.03207%

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	Acres in Unit	Interest in Unit
(af) Virgil K. Street Box 999 Honaker, VA 24260	0.01636 acres 0.001778 of 9.20 acres	0.03207%
(ag) Dexter Perkins Heirs, Devisees, Successors or Assigns		
(a.g.1) Lennie E. Perkins, widow 3814 Ludgate Drive Chesapeake, VA 23321	0.00205 acres 0.000223 of 9.20 acres	0.00402%
(ah) Ellen Hutchinson 77 Beacon Road Bristol, VA 24201	0.00205 acres 0.000223 of 9.20 acres	0.00402%
(ai) Chester C. Smith 1020 Buena Vista Road South Vienna, OH 45369	0.00205 acres 0.000223 of 9.20 acres	0.00402%
(aj) Audry Blankenship HC63 Box 142A Jewell Ridge, VA 24622	0.00205 acres 0.000223 of 9.20 acres	0.00402%
(ak) Wayne E. Smith 175 Sylvan Shores Drive South Vienna, OH 45369	0.00205 acres 0.000223 of 9.20 acres	0.00402%
(al) Jesse Street 772 Big Creek Road Richlands, VA 24641	0.00205 acres 0.000223 of 9.20 acres	0.00402%
(am) Elster Hurley 1509 Norway Street Bristol, VA 24201	0.00205 acres 0.000223 of 9.20 acres	0.00402%
(an) Frankie Ratliff c/o Ellen Hutchinson 77 Beacon Road Bristol, VA 24201	0.00205 acres 0.000223 of 9.20 acres	0.00402%
(ao) Dr. L.M. Harrison Heirs, Devisees, Successors or Assigns Address Unknown	0.12778 acres 0.013889 of 9.20 acres	0.25050%

**Tract #3B, 3.50 acres**

**COAL FEE OWNERSHIP**

(1) Buckhorn Coal Company P. O. Box 187 Tazewell, VA 24651	3.50 acres	6.86140%
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**OIL & GAS FEE OWNERSHIP**

Jacob Fuller Heirs, Devisees, Successors or Assigns (25 Acre Tract)	3.50 acres	6.86140%
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	Acres in Unit	Interest in Unit
(1) Elizabeth Compton Heirs, Devisees, Successors or Assigns		
(a) Claude and Lauran Compton Heirs		
(a.1) Alta Geneva Cotsmire 215 Kanawha Avenue Dunbar, WV 25064	0.01621 acres 0.004630 of 3.50 acres	0.03177%
(a.2) Della Meadows P.O. Box 823 Honaker, VA 24260	0.01621 acres 0.004630 of 3.50 acres	0.03177%
(a.3) Margaret Kleffman 5112 Kingsport Highway Gray, TN 37615	0.01621 acres 0.004630 of 3.50 acres	0.03177%
(a.4) Doris Smith 3108 Star Route 98 Bucyrus, OH 44820	0.01621 acres 0.004630 of 3.50 acres	0.03177%
(b) Trula Morgan P.O. Box 369 Swords Creek, VA 24649	0.06482 acres 0.018519 of 3.50 acres	0.12707%
(c) Brady Massie Heirs, Devisees, Successors or Assigns		
(c.1) James Massie P.O. Box 682 Honaker, VA 24260	0.01296 acres 0.003704 of 3.50 acres	0.02541%
(c.2) Leroy Massie P.O. Box 794 Honaker, VA 24260	0.01296 acres 0.003704 of 3.50 acres	0.02541%
(c.3) Ruby & Leroy Lester 503 Twin Oak Circle Lebanon, VA 24266	0.01296 acres 0.003704 of 3.50 acres	0.02541%
(c.4) Gladys Puckett P.O. Box 153 Easley, SC 29641	0.01296 acres 0.003704 of 3.50 acres	0.02541%
(c.5) David & Debra Taylor 1580 Kenmore Drive Kingsport, TN 37664	0.01296 acres 0.003704 of 3.50 acres	0.02541%
(d) Nelson Compton Rt.2 Box 190 Honaker, VA 24260	0.06482 acres 0.018519 of 3.50 acres	0.12707%
(f) Lacy Richardson Heirs, Devisees, Successors or Assigns		
(f.1) William Earl Richardson 1140 Texarkana Drive Indianapolis, IN 46231	0.00810 acres 0.002315 of 3.50 acres	0.01588%

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	Acres in Unit	Interest in Unit
(f.2) Nelson Richardson 1124 Texarkana Drive Indianapolis, IN 46231	0.00810 acres 0.002315 of 3.50 acres	0.01588%
(f.3) Fred Richardson 9019 Broken Arrow Road Indianapolis, IN 46234	0.00810 acres 0.002315 of 3.50 acres	0.01588%
(f.4) Roger Richardson 4313 E. 46th Street Indianapolis, IN 46231	0.00810 acres 0.002315 of 3.50 acres	0.01588%
(f.5) Alice Marie Musick 7981 N. 875 W Indianapolis, IN 46259	0.00810 acres 0.002315 of 3.50 acres	0.01588%
(f.6) Betty Doty 875 W. 6779 Lambert Street Indianapolis, IN 46241	0.00810 acres 0.002315 of 3.50 acres	0.01588%
(f.7) Linda Cook 111 Monterey Drive Mooresville, NC 28115	0.00810 acres 0.002315 of 3.50 acres	0.01588%
(f.8) Violet Dunn 2635 14th St. Vero Beach, FL 32960-3205	0.00810 acres 0.002315 of 3.50 acres	0.01588%
(2) Alta Cordell Heirs, Devisees, Successors or Assigns		
(a) Edna Shaffer Heirs, Devisees, Successors or Assigns		
(a.1) Virgie Correll <i>Address Unknown</i>	0.38889 acres 0.111111 of 3.50 acres	0.76238%
(5) Laura Fuller Rasnake Heirs, Devisees Successors or Assigns		
(b) Cora Faye Ray Heirs, Devisees, Successors or Assigns		
(b.2) Lucy Blankenship HC65 Box 103 Rowe, VA 24649	0.03241 acres 0.009259 of 3.50 acres	0.06353%
(f) James D. Rasnake 22484 Montego Bay Road Abingdon, VA 24211	0.37269 acres 0.106483 of 3.50 acres	0.73062%
(6) Eunice Nuckles Heirs, Devisees Successors or Assigns		
(a) Finley Nuckles Heirs, Devisees, Successors or Assigns		

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	Acres in Unit	Interest in Unit
(a.1) Betty Nuckles, Widow 275 Beverly Drive Abingdon, VA 24210	<i>Life Estate</i>	
(a.2) Carolyn Carty 1614 River Creek Drive Suffolk, VA 23434	0.03889 acres 0.011111 of 3.50 acres	0.07624%
(a.3) Beverly Nuckles 106 Little Pond Court Suffolk, VA 23434	0.03889 acres 0.011111 of 3.50 acres	0.07624%
(c) Ruth Coleman Heirs, Devisees, Successors or Assigns		
(c.1) Mellie Coleman <i>Address Unknown</i>	0.03889 acres 0.011112 of 3.50 acres	0.07624%
(c.2) Michael Coleman <i>Address Unknown</i>	0.03889 acres 0.011112 of 3.50 acres	0.07624%
(d) Irene Minnix Heirs, Devisees, Successors or Assigns		
(d.1) Debbie Penaly <i>Address Unknown</i>	0.07778 acres 0.022222 of 3.50 acres	0.15247%
(7) Emily Keen Heirs, Devisees, Successors or Assigns		
(a) (Columbus) Earl Whited Heirs, Devisees, Successors or Assigns		
(a.1) Michael Whited PO Box 297 Swords Creek, VA 24696	0.00486 acres 0.001389 of 3.50 acres	0.00953%
(a.2) Ferrell Whited PO Box 1471 Honaker, VA 24260-1471	0.00875 acres 0.002500 of 3.50 acres	0.01715%
(a.3) Herald Whited PO Box 517 Rosedale, VA 24280	0.00875 acres 0.002500 of 3.50 acres	0.01715%
(a.4) Marty Whited PO Box 0881 Lebanon, VA 24266-0881	0.00875 acres 0.002500 of 3.50 acres	0.01715%
(a.5) Cathy Darlene Ward 2014 Miller Creek Rd Swords Creek, VA 24649	0.00875 acres 0.002500 of 3.50 acres	0.01715%
(a.6) Melissa Skeens 120 Clifton Farm Rd Honaker, VA 24260	0.00875 acres 0.002500 of 3.50 acres	0.01715%

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	Acres in Unit	Interest in Unit
(b) Lydia Hess P.O. Box 43 Rosedale, VA 24280	0.04861 acres 0.013889 of 3.50 acres	0.09530%
(e) Mason Whited Rt.1 Box 670 Swords Creek, VA 24649	0.04861 acres 0.013889 of 3.50 acres	0.09530%
(f) Eugene Whited 25429 Briarwood Drive Columbia Station, OH 44028	0.04861 acres 0.013889 of 3.50 acres	0.09530%
(h) Leona Shope P.O. Box 272 Rosedale, VA 24280	0.04861 acres 0.013889 of 3.50 acres	0.09530%
(8) Elbert Fuller Heirs, Devisees, Successors or Assigns		
(a) Arnold Fuller <i>Address Unknown</i>	0.09722 acres 0.027778 of 3.50 acres	0.19060%
(b) Ollie Wilson <i>Address Unknown</i>	0.09722 acres 0.027778 of 3.50 acres	0.19060%
(c) Dora Webb <i>Address Unknown</i>	0.09722 acres 0.027778 of 3.50 acres	0.19060%
(d) Leona Beavers <i>Address Unknown</i>	0.09722 acres 0.027778 of 3.50 acres	0.19060%
(9) Ellen Brown Heirs, Devisees, Successors or Assigns		
(a) Goldine Lilly 303 Wolfe Creek Road Spanishburg, WV 25922	0.01400 acres 0.004000 of 3.50 acres	0.02745%
(b) Richard E. Rose 1406 South Avenue Princeton, WV 24740	0.01400 acres 0.004000 of 3.50 acres	0.02745%
(c) Arcel Rose P.O. Box 1705 Beaver, WV 25813	0.01400 acres 0.004000 of 3.50 acres	0.02745%
(d) Luther Abshire, Jr. Heirs, Devisees, Successors or Assigns		
(d.1) Cathy Tisdale 54 Jennie Lynn Crimora, VA 24431	0.00117 acres 0.000333 of 3.50 acres	0.00228%
(d.2) John Abshire 236 Meadow Rue Lane Crimora, VA 24431	0.00117 acres 0.000333 of 3.50 acres	0.00228%

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	Acres in Unit	Interest in Unit
(e) Hassel Raymond Abshire 1074 Beckley Road Camp Creek, WV 25820	0.00233 acres 0.000667 of 3.50 acres	0.00458%
(f) Helen Parr 37 Crimora Mine Road Crimora, VA 24431	0.00233 acres 0.000667 of 3.50 acres	0.00458%
(g) Daniel Abshire 211 Mine Branch Road Crimora, VA 24431	0.00233 acres 0.000667 of 3.50 acres	0.00458%
(h) Fred K. Abshire Rt.1 Box 287D Linhurst, VA 22952	0.00233 acres 0.000667 of 3.50 acres	0.00458%
(l) Myrtle Lee Norton Heirs, Devisees, Successors or Assigns		
(l.1) Mitzi Helbert 45 Pace Drive Bristol, VA 24201	0.01380 acres 0.003944 of 3.50 acres	0.02706%
(l.2) Michael Whitt <i>Address Unknown</i>	0.01380 acres 0.003944 of 3.50 acres	0.02706%
(m) Carson Brown P.O. Box 105 Rosedale, VA 24280	0.02761 acres 0.007889 of 3.50 acres	0.05413%
(n) Tivis Brown 4991 Lynn Springs Rd. Swords Creek, VA 24649	0.02761 acres 0.007889 of 3.50 acres	0.05413%
(o) Mildred Hale Rt.1 Box 197 Swords Creek, VA 24649	0.02761 acres 0.007889 of 3.50 acres	0.05413%
(p) Judy Farmer P.O. Box 146 Vansant, VA 24656	0.00700 acres 0.002000 of 3.50 acres	0.01372%
(q) Pauline Presley 1302 W. Ajo Way 308 Tucson, AZ 85713	0.00700 acres 0.002000 of 3.50 acres	0.01372%
(r) Clarence Whited Rt.1 Box 356 Grundy, VA 24614	0.00700 acres 0.002000 of 3.50 acres	0.01372%
(s) Bobby Whited P.O. Box 243 Bastian, VA 24314	0.00700 acres 0.002000 of 3.50 acres	0.01372%
(t) Delma Coleman P.O. Box 506 Grundy, VA 24614	0.00700 acres 0.002000 of 3.50 acres	0.01372%

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	Acres in Unit	Interest in Unit
(u) Helen Patterson 2260 McBrager Court Cumming, GA 30130	0.00810 acres 0.002315 of 3.50 acres	0.01588%
(v) Fayne Whited P.O. Box 1142 Grundy, VA 24614	0.00700 acres 0.002000 of 3.50 acres	0.01372%
(w) Carolyn Whited 15194 Porterfield Highway Abingdon, VA 24210	0.00700 acres 0.002000 of 3.50 acres	0.01372%
(x) Lucille Pendell 95 Spring Valley Road Bristol, VA 24201	0.00622 acres 0.001778 of 3.50 acres	0.01220%
(y) Elmer Brown Rt.1 Box 476 Vasant, VA 24565	0.00622 acres 0.001778 of 3.50 acres	0.01220%
(z) Garland Brown P.O. Box 215 Rosedale, VA 24280	0.00622 acres 0.001778 of 3.50 acres	0.01220%
(aa) Pauline Brown Rt.2 Box 45 Oakwood, VA 24631	0.00622 acres 0.001778 of 3.50 acres	0.01220%
(ab) Carl Brown 12077 Salem Church Road King George, VA 22485	0.00622 acres 0.001778 of 3.50 acres	0.01220%
(ac) Emory Brown 15222 Michigan Road Woodbridge, VA 22191	0.00622 acres 0.001778 of 3.50 acres	0.01220%
(ad) Earl Brown 327 Meadow Crest Drive Bristol, VA 24201	0.00622 acres 0.001778 of 3.50 acres	0.01220%
(ae) Richard Brown Box 182 Maple Hurst Lane Bluff City, TN 37618	0.00622 acres 0.001778 of 3.50 acres	0.01220%
(af) Virgil K. Street Box 999 Honaker, VA 24260	0.00622 acres 0.001778 of 3.50 acres	0.01220%
(ag) Dexter Perkins Heirs, Devisees, Successors or Assigns		
(a.g.1) Lennie E. Perkins, widow 3814 Ludgate Drive Chesapeake, VA 23321	0.00078 acres 0.000223 of 3.50 acres	0.00153%
(ah) Ellen Hutchinson 77 Beacon Road Bristol, VA 24201	0.00078 acres 0.000223 of 3.50 acres	0.00153%

Exhibit E  
Unit AV110

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List of Conflicting Owners/Claimants that require escrow

	Acres in Unit	Interest in Unit
(ai) Chester C. Smith 1020 Buena Vista Road South Vienna, OH 45369	0.00078 acres 0.000223 of 3.50 acres	0.00153%
(aj) Audry Blankenship HC63 Box 142A Jewell Ridge, VA 24622	0.00078 acres 0.000223 of 3.50 acres	0.00153%
(ak) Wayne E. Smith 175 Sylvan Shores Drive South Vienna, OH 45369	0.00078 acres 0.000223 of 3.50 acres	0.00153%
(al) Jesse Street 772 Big Creek Road Richlands, VA 24641	0.00078 acres 0.000223 of 3.50 acres	0.00153%
(am) Elster Hurley 1509 Norway Street Bristol, VA 24201	0.00078 acres 0.000223 of 3.50 acres	0.00153%
(an) Frankie Ratliff c/o Ellen Hutchinson 77 Beacon Road Bristol, VA 24201	0.00078 acres 0.000223 of 3.50 acres	0.00153%
(ao) Dr. L.M. Harrison Heirs, Devisees, Successors or Assigns Address Unknown	0.04861 acres 0.013889 of 3.50 acres	0.09530%

**Tract #3C, 1.27 acres**

**COAL FEE OWNERSHIP**

(1) Buckhorn Coal Company P. O. Box 187 Tazewell, VA 24651	1.27 acres	2.48971%
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**OIL & GAS FEE OWNERSHIP**

Jacob Fuller Heirs, Devisees, Successors or Assigns (25 Acre Tract)	1.27 acres	2.48971%
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(1) Elizabeth Compton Heirs, Devisees,  
Successors or Assigns

(a) Claude and Lauran Compton Heirs

(a.1) Alta Geneva Cotsmire 215 Kanawha Avenue Dunbar, WV 25064	0.00588 acres 0.004630 of 1.27 acres	0.01153%
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(a.2) Della Meadows P.O. Box 823 Honaker, VA 24260	0.00588 acres 0.004630 of 1.27 acres	0.01153%
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(a.3) Margaret Kleffman 5112 Kingsport Highway Gray, TN 37615	0.00588 acres 0.004630 of 1.27 acres	0.01153%
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Exhibit E  
Unit AV110

Docket #VGOB-01-0320-0870-01

List of Conflicting Owners/Claimants that require escrow

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	Acres in Unit	Interest in Unit
(a.4) Doris Smith 3108 Star Route 98 Bucyrus, OH 44820	0.00588 acres 0.004630 of 1.27 acres	0.01153%
(b) Trula Morgan P.O. Box 369 Swords Creek, VA 24649	0.02352 acres 0.018519 of 1.27 acres	0.04611%
(c) Brady Massie Heirs, Devisees, Successors or Assigns		
(c.1) James Massie P.O. Box 682 Honaker, VA 24260	0.00470 acres 0.003704 of 1.27 acres	0.00922%
(c.2) Leroy Massie P.O. Box 794 Honaker, VA 24260	0.00470 acres 0.003704 of 1.27 acres	0.00922%
(c.3) Ruby & Leroy Lester 503 Twin Oak Circle Lebanon, VA 24266	0.00470 acres 0.003704 of 1.27 acres	0.00922%
(c.4) Gladys Puckett P.O. Box 153 Easley, SC 29641	0.00470 acres 0.003704 of 1.27 acres	0.00922%
(c.5) David & Debra Taylor 1580 Kenmore Drive Kingsport, TN 37664	0.00470 acres 0.003704 of 1.27 acres	0.00922%
(d) Nelson Compton Rt.2 Box 190 Honaker, VA 24260	0.02352 acres 0.018519 of 1.27 acres	0.04611%
(e) Mary Keen 703 Baker Street Mt. Gilead, OH 43335	0.02352 acres 0.018519 of 1.27 acres	0.04611%
(f) Lacy Richardson Heirs, Devisees, Successors or Assigns		
(f.1) William Earl Richardson 1140 Texarkana Drive Indianapolis, IN 46231	0.00294 acres 0.002315 of 1.27 acres	0.00576%
(f.2) Nelson Richardson 1124 Texarkana Drive Indianapolis, IN 46231	0.00294 acres 0.002315 of 1.27 acres	0.00576%
(f.3) Fred Richardson 9019 Broken Arrow Road Indianapolis, IN 46234	0.00294 acres 0.002315 of 1.27 acres	0.00576%
(f.4) Roger Richardson 4313 E. 46th Street Indianapolis, IN 46231	0.00294 acres 0.002315 of 1.27 acres	0.00576%

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**Exhibit E**  
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	Acres in Unit	Interest in Unit
(f.5) Alice Marie Musick 7981 N. 875 W Indianapolis, IN 46259	0.00294 acres 0.002315 of 1.27 acres	0.00576%
(f.6) Betty Doty 875 W. 6779 Lambert Street Indianapolis, IN 46241	0.00294 acres 0.002315 of 1.27 acres	0.00576%
(f.7) Linda Cook 111 Monterey Drive Mooresville, NC 28115	0.00294 acres 0.002315 of 1.27 acres	0.00576%
(f.8) Violet Dunn 2635 14th St. Vero Beach, FL 32960-3205	0.00294 acres 0.002315 of 1.27 acres	0.00576%
(2) Alta Cordell Heirs, Devisees, Successors or Assigns		
(a) Edna Shaffer Heirs, Devisees, Successors or Assigns		
(a.1) Virgie Correll <i>Address Unknown</i>	0.14111 acres 0.111111 of 1.27 acres	0.27663%
(5) Laura Fuller Rasnake Heirs, Devisees Successors or Assigns		
(b) Cora Faye Ray Heirs, Devisees, Successors or Assigns		
(b.2) Lucy Blankenship HC65 Box 103 Rowe, VA 24649	0.01176 acres 0.009259 of 1.27 acres	0.02305%
(f) James D. Rasnake 22484 Montego Bay Road Abingdon, VA 24211	0.13523 acres 0.106483 of 1.27 acres	0.26511%
(6) Eunice Nuckles Heirs, Devisees Successors or Assigns		
(a) Finley Nuckles Heirs, Devisees, Successors or Assigns		
(a.1) Betty Nuckles, Widow 275 Beverly Drive Abingdon, VA 24210	<i>Life Estate</i>	
(a.2) Carolyn Carty 1614 River Creek Drive Suffolk, VA 23434	0.01411 acres 0.011111 of 1.27 acres	0.02766%
(a.3) Beverly Nuckles 106 Little Pond Court Suffolk, VA 23434	0.01411 acres 0.011111 of 1.27 acres	0.02766%

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**Exhibit E**  
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	Acres in Unit	Interest in Unit
(c) Ruth Coleman Heirs, Devisees, Successors or Assigns		
(c.1) Mellie Coleman Address Unknown	0.01411 acres 0.011112 of 1.27 acres	0.02767%
(c.2) Michael Coleman Address Unknown	0.01411 acres 0.011112 of 1.27 acres	0.02767%
(d) Irene Minnix Heirs, Devisees, Successors or Assigns		
(d.1) Debbie Penaly Address Unknown	0.02822 acres 0.022222 of 1.27 acres	0.05533%
(7) Emily Keen Heirs, Devisees, Successors or Assigns		
(a) (Columbus) Earl Whited Heirs, Devisees, Successors or Assigns		
(a.1) Michael Whited PO Box 297 Swords Creek, VA 24696	0.00176 acres 0.001389 of 1.27 acres	0.00346%
(a.2) Ferrell Whited PO Box 1471 Honaker, VA 24260-1471	0.00318 acres 0.002500 of 1.27 acres	0.00622%
(a.3) Herald Whited PO Box 517 Rosedale, VA 24280	0.00318 acres 0.002500 of 1.27 acres	0.00622%
(a.4) Marty Whited PO Box 0881 Lebanon, VA 24266-0881	0.00318 acres 0.002500 of 1.27 acres	0.00622%
(a.5) Cathy Darlene Ward 2014 Miller Creek Rd Swords Creek, VA 24649	0.00318 acres 0.002500 of 1.27 acres	0.00622%
(a.6) Melissa Skeens 120 Clifton Farm Rd Honaker, VA 24260	0.00318 acres 0.002500 of 1.27 acres	0.00622%
(b) Lydia Hess P.O. Box 43 Rosedale, VA 24280	0.01764 acres 0.013889 of 1.27 acres	0.03458%
(e) Mason Whited Rt.1 Box 670 Swords Creek, VA 24649	0.01764 acres 0.013889 of 1.27 acres	0.03458%
(f) Eugene Whited 25429 Briarwood Drive Columbia Station, OH 44028	0.01764 acres 0.013889 of 1.27 acres	0.03458%

**Exhibit E**  
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**List of Conflicting Owners/Claimants that require escrow**

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	Acres in Unit	Interest in Unit
(h) Leona Shope P.O. Box 272 Rosedale, VA 24280	0.01764 acres 0.013889 of 1.27 acres	0.03458%
(8) Elbert Fuller Heirs, Devisees, Successors or Assigns		
(a) Arnold Fuller <i>Address Unknown</i>	0.03528 acres 0.027778 of 1.27 acres	0.06916%
(b) Ollie Wilson <i>Address Unknown</i>	0.03528 acres 0.027778 of 1.27 acres	0.06916%
(c) Dora Webb <i>Address Unknown</i>	0.03528 acres 0.027778 of 1.27 acres	0.06916%
(d) Leona Beavers <i>Address Unknown</i>	0.03528 acres 0.027778 of 1.27 acres	0.06916%
(9) Ellen Brown Heirs, Devisees, Successors or Assigns		
(a) Goldine Lilly 303 Wolfe Creek Road Spanishburg, WV 25922	0.00508 acres 0.004000 of 1.27 acres	0.00996%
(b) Richard E. Rose 1406 South Avenue Princeton, WV 24740	0.00508 acres 0.004000 of 1.27 acres	0.00996%
(c) Arcel Rose P.O. Box 1705 Beaver, WV 25813	0.00508 acres 0.004000 of 1.27 acres	0.00996%
(d) Luther Abshire, Jr. Heirs, Devisees, Successors or Assigns		
(d.1) Cathy Tisdale 54 Jennie Lynn Crimora, VA 24431	0.00042 acres 0.000333 of 1.27 acres	0.00083%
(d.2) John Abshire 236 Meadow Rue Lane Crimora, VA 24431	0.00042 acres 0.000333 of 1.27 acres	0.00083%
(e) Raymond Abshire 1074 Beckley Road Camp Creek, WV 25820	0.00085 acres 0.000667 of 1.27 acres	0.00166%
(f) Hassel Ray Abshire 37 Crimora Mine Road Crimora, VA 24431	0.00085 acres 0.000667 of 1.27 acres	0.00166%
(g) Daniel Abshire 211 Mine Branch Road Crimora, VA 24431	0.00085 acres 0.000667 of 1.27 acres	0.00166%

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List of Conflicting Owners/Claimants that require escrow

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	Acres in Unit	Interest in Unit
(h) Fred K. Abshire Rt.1 Box 287D Linhurst, VA 22952	0.00085 acres 0.000667 of 1.27 acres	0.00166%
(l) Myrtle Lee Norton Heirs, Devises, Successors or Assigns		
(l.1) Mitzi Helbert 45 Pace Drive Bristol, VA 24201	0.00501 acres 0.003944 of 1.27 acres	0.00982%
(l.2) Michael Whitt Address Unknown	0.00501 acres 0.003944 of 1.27 acres	0.00982%
(m) Carson Brown P.O. Box 105 Rosedale, VA 24280	0.01002 acres 0.007889 of 1.27 acres	0.01964%
(n) Tivis Brown 4991 Lynn Springs Rd. Swords Creek, VA 24649	0.01002 acres 0.007889 of 1.27 acres	0.01964%
(o) Mildred Hale Rt.1 Box 197 Swords Creek, VA 24649	0.01002 acres 0.007889 of 1.27 acres	0.01964%
(p) Judy Farmer P.O. Box 146 Vansant, VA 24656	0.00254 acres 0.002000 of 1.27 acres	0.00498%
(q) Pauline Presley 1302 W. Ajo Way 308 Tucson, AZ 85713	0.00254 acres 0.002000 of 1.27 acres	0.00498%
(r) Clarence Whited Rt.1 Box 356 Grundy, VA 24614	0.00254 acres 0.002000 of 1.27 acres	0.00498%
(s) Bobby Whited P.O. Box 243 Bastian, VA 24314	0.00254 acres 0.002000 of 1.27 acres	0.00498%
(t) Delma Coleman P.O. Box 506 Grundy, VA 24614	0.00254 acres 0.002000 of 1.27 acres	0.00498%
(u) Helen Patterson 2260 McBrager Court Cumming, GA 30130	0.00294 acres 0.002315 of 1.27 acres	0.00576%
(v) Fayne Whited P.O. Box 1142 Grundy, VA 24614	0.00254 acres 0.002000 of 1.27 acres	0.00498%
(w) Carolyn Whited 15194 Porterfield Highway Abingdon, VA 24210	0.00254 acres 0.002000 of 1.27 acres	0.00498%

**Exhibit E**  
**Unit AV110**  
**Docket #VGOB-01-0320-0870-01**  
**List of Conflicting Owners/Claimants that require escrow**

	Acres in Unit	Interest in Unit
(x) Lucille Pendell 95 Spring Valley Road Bristol, VA 24201	0.00226 acres 0.001778 of 1.27 acres	0.00443%
(y) Elmer Brown Rt.1 Box 476 Vansant, VA 24565	0.00226 acres 0.001778 of 1.27 acres	0.00443%
(z) Garland Brown P.O. Box 215 Rosedale, VA 24280	0.00226 acres 0.001778 of 1.27 acres	0.00443%
(aa) Pauline Brown Rt.2 Box 45 Oakwood, VA 24631	0.00226 acres 0.001778 of 1.27 acres	0.00443%
(ab) Carl Brown 12077 Salem Church Road King George, VA 22485	0.00226 acres 0.001778 of 1.27 acres	0.00443%
(ac) Emory Brown 15222 Michigan Road Woodbridge, VA 22191	0.00226 acres 0.001778 of 1.27 acres	0.00443%
(ad) Earl Brown 327 Meadow Crest Drive Bristol, VA 24201	0.00226 acres 0.001778 of 1.27 acres	0.00443%
(ae) Richard Brown Box 182 Maple Hurst Lane Bluff City, TN 37618	0.00226 acres 0.001778 of 1.27 acres	0.00443%
(af) Virgil K. Street Box 999 Honaker, VA 24260	0.00226 acres 0.001778 of 1.27 acres	0.00443%
(ag) Dexter Perkins Heirs, Devisees, Successors or Assigns		
(a.g.1) Lennie E. Perkins, widow 3814 Ludgate Drive Chesapeake, VA 23321	0.00028 acres 0.000223 of 1.27 acres	0.00056%
(ah) Ellen Hutchinson 77 Beacon Road Bristol, VA 24201	0.00028 acres 0.000223 of 1.27 acres	0.00056%
(ai) Chester C. Smith 1020 Buena Vista Road South Vienna, OH 45369	0.00028 acres 0.000223 of 1.27 acres	0.00056%
(aj) Audry Blankenship HC63 Box 142A Jewell Ridge, VA 24622	0.00028 acres 0.000223 of 1.27 acres	0.00056%
(ak) Wayne E. Smith 175 Sylvan Shores Drive South Vienna, OH 45369	0.00028 acres 0.000223 of 1.27 acres	0.00056%

Exhibit E  
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List of Conflicting Owners/Claimants that require escrow

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	Acres in Unit	Interest in Unit
(al) Jesse Street 772 Big Creek Road Richlands, VA 24641	0.00028 acres 0.000223 of 1.27 acres	0.00056%
(am) Elster Hurley 1509 Norway Street Bristol, VA 24201	0.00028 acres 0.000223 of 1.27 acres	0.00056%
(an) Frankie Ratliff c/o Ellen Hutchinson 77 Beacon Road Bristol, VA 24201	0.00028 acres 0.000223 of 1.27 acres	0.00056%
(ao) Dr. L.M. Harrison Heirs, Devisees, Successors or Assigns <i>Address Unknown</i>	0.01764 acres 0.013889 of 1.27 acres	0.03458%

Docket #VGOB-01-0320-0870-01  
List of Conflicting Owners/Claimants with Royalty Split Agreements

	Acres in Unit	Interest in Unit	Percent of Escrow
(g) Arlene Compton Rt.2 Box 190 Honaker, VA 24260	0.01764 acres 0.013889 of 1.27 acres	0.03458%	26.24791 0.0336%
(9) Ellen Brown Heirs, Devisees, Successors or Assigns			
(i) Anna Nuckles 568 Donald C. Moore Drive Lebanon, VA 24266	0.00677 acres 0.005334 of 1.27 acres	0.01328%	n/a
(j) Tolvy "Tracy" Perkins 763 Bridge Drive Pasadena, MD 21122	0.00677 acres 0.005334 of 1.27 acres	0.01328%	0.0129%
(k) Ester Newton 2621 Veda Drive Bristol, VA 24201	0.00677 acres 0.005334 of 1.27 acres	0.01328%	0.0129%

Tract #3D, 13.84 acres

COAL FEE OWNERSHIP

(1) Buckhorn Coal Company P. O. Box 187 Tazewell, VA 24651	13.84 acres	27.13193%	26.3640%
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OIL & GAS FEE OWNERSHIP

(1) (Columbus) Earl Whited Heirs, Devisees, Successors or Assigns	13.84 acres	27.13193%	26.3640%
(a) Michael Whited PO Box 297 Swords Creek, VA 24696	1.38 acres 10% of 13.84 acres	2.7132%	2.6364%
(b) Ferrell Whited PO Box 1471 Honaker, VA 24260-1471	2.49 acres 18% of 13.84 acres	4.8837%	4.7455%
(c) Herald Whited PO Box 517 Rosedale, VA 24280	2.49 acres 18% of 13.84 acres	4.8837%	4.7455%
(d) Marty Whited PO Box 0881 Lebanon, VA 24266-0881	2.49 acres 18% of 13.84 acres	4.8837%	4.7455%
(e) Cathy Darlene Ward 2014 Miller Creek Rd Swords Creek, VA 24649	2.49 acres 18% of 13.84 acres	4.8837%	4.7455%
(f) Melissa Skeens 120 Clifton Farm Rd Honaker, VA 24260	2.49 acres 18% of 13.84 acres	4.8837%	4.7455%

Exhibit EE  
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 List of Conflicting Owners/Claimants with Royalty Split Agreements

	Acres in Unit	Interest in Unit	Percent of Escrow
			26.24791

**Tract #1, 0.50 acres**

**COAL FEE OWNERSHIP**

(1) Hugh MacRae Land Trust, Tr.9 P.O. Box 29 Tazewell, VA 24651	0.50 acres	0.98020%	n/a
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**CBM Royalty Owner:**

Torch Operating Company  
 c/o Sue Ann Craddock  
 670 Dona Ana Road SW  
 Deming, NM 88030

**OIL & GAS FEE OWNERSHIP**

(1) CNX Gas Company LLC 2481 John Nash Blvd. Bluefield, WV 24701 (prev. Pocahontas Gas Partnership)	0.50 acres	0.98020%	n/a
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**Tract #3A, 9.20 acres**

**COAL FEE OWNERSHIP**

(1) Buckhorn Coal Company P. O. Box 187 Tazewell, VA 24651	9.20 acres	18.03568%	
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**OIL & GAS FEE OWNERSHIP**

Jacob Fuller Heirs, Devisees, Successors or Assigns (25 Acre Tract)	9.20 acres	18.03568%	
(1) Elizabeth Compton Heirs, Devisees, Successors or Assigns			
(e) Mary Keen 703 Baker Street Mt. Gilead, OH 43335	0.17037 acres 0.018519 of 9.20 acres	0.33400%	0.3245%
(3) Myrtle Rowe Heirs, Devisees Successors or Assigns			
(a) EE & E Fletcher Enterprises c/o Eddie Fletcher 3652 Garden Creek Road Rowe, VA 24646	1.02222 acres 0.111111 of 9.20 acres	2.00396%	1.9472%
(5) Laura Fuller Rasnake Heirs, Devisees Successors or Assigns			
(c) Michael Rasnake Rt.2 Box 497 Honaker, VA 24260	0.97964 acres 0.106483 of 9.20 acres	1.92049%	n/a

List of Conflicting Owners/Claimants with Royalty Split Agreements

	Acres in Unit	Interest in Unit	Percent of Escrow
(6) Eunice Nuckles Heirs, Devisees Successors or Assigns			26.24791
(b) Hestor Arwood & Marie Blankenship Heirs, Devisees, Successors or Assigns			
(b.1) Patty Chambers Rt.1 Box 82 Raven, VA 24639	0.40888 acres 0.044444 of 9.20 acres	0.80158%	0.7789%
(7) Emily Keen Heirs, Devisees, Successors or Assigns			
(c) Goldie Hess 1557 Miller Creek Road Rowe, VA 24646	0.12778 acres 0.013889 of 9.20 acres	0.25050%	0.2434%
(d) Corene Perkins 221 Arch Barrett Drive Rosedale, VA 24280	0.12778 acres 0.013889 of 9.20 acres	0.25050%	0.2434%
(g) Arlene Compton Rt.2 Box 190 Honaker, VA 24260	0.12778 acres 0.013889 of 9.20 acres	0.25050%	0.2434%
(9) Ellen Brown Heirs, Devisees, Successors or Assigns			
(i) Anna Nuckles 568 Donald C. Moore Drive Lebanon, VA 24266	0.04907 acres 0.005334 of 9.20 acres	0.09620%	n/a
(j) Tolvy "Tracy" Perkins 763 Bridge Drive Pasadena, MD 21122	0.04907 acres 0.005334 of 9.20 acres	0.09620%	0.0935%
(k) Ester Newton 2621 Veda Drive Bristol, VA 24201	0.04907 acres 0.005334 of 9.20 acres	0.09620%	0.0935%

Tract #3B, 3.50 acres

**COAL FEE OWNERSHIP**

(1) Buckhorn Coal Company P. O. Box 187 Tazewell, VA 24651	3.50 acres	6.86140%	
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**OIL & GAS FEE OWNERSHIP**

Jacob Fuller Heirs, Devisees, Successors or Assigns (25 Acre Tract)	3.50 acres	6.86140%	
(1) Elizabeth Compton Heirs, Devisees, Successors or Assigns			

List of Conflicting Owners/Claimants with Royalty Split Agreements

	Acres in Unit	Interest in Unit	Percent of Escrow
(e) Mary Keen 703 Baker Street Mt. Gilead, OH 43335	0.06482 acres 0.018519 of 3.50 acres	0.12707%	26.24791 0.1235%
(3) Myrtle Rowe Heirs, Devisees Successors or Assigns			
(a) EE & E Fletcher Enterprises c/o Eddie Fletcher 3652 Garden Creek Road Rowe, VA 24646	0.38889 acres 0.111111 of 3.50 acres	0.76238%	0.7408%
(5) Laura Fuller Rasnake Heirs, Devisees Successors or Assigns			
(c) Michael Rasnake Rt.2 Box 497 Honaker, VA 24260	0.37269 acres 0.106483 of 3.50 acres	0.73062%	n/a
(6) Eunice Nuckles Heirs, Devisees Successors or Assigns			
(b) Hestor Arwood & Marie Blankenship Heirs, Devisees, Successors or Assigns			
(b.1) Patty Chambers Rt.1 Box 82 Raven, VA 24639	0.15555 acres 0.044444 of 3.50 acres	0.30495%	0.2963%
(7) Emily Keen Heirs, Devisees, Successors or Assigns			
(c) Goldie Hess 1557 Miller Creek Road Rowe, VA 24646	0.04861 acres 0.013889 of 3.50 acres	0.09530%	0.0926%
(d) Corene Perkins 221 Arch Barrett Drive Rosedale, VA 24280	0.04861 acres 0.013889 of 3.50 acres	0.09530%	0.0926%
(g) Arlene Compton Rt.2 Box 190 Honaker, VA 24260	0.04861 acres 0.013889 of 3.50 acres	0.09530%	0.0926%
(9) Ellen Brown Heirs, Devisees, Successors or Assigns			
(i) Anna Nuckles 568 Donald C. Moore Drive Lebanon, VA 24266	0.01867 acres 0.005334 of 3.50 acres	0.03660%	n/a
(j) Tolv "Tracy" Perkins 763 Bridge Drive Pasadena, MD 21122	0.01867 acres 0.005334 of 3.50 acres	0.03660%	0.0356%
(k) Ester Newton 2621 Veda Drive Bristol, VA 24201	0.01867 acres 0.005334 of 3.50 acres	0.03660%	0.0356%

A

6/16/09

May 5, 2009

To: CNX Gas Company, LLC  
Attorney, Peter Glubiak  
Administrator, Ralph Snead

Re: The Heirs of Columbus Earl Whited  
Distribution of Gas Money

The family has come into agreement that all the past present and future Escrow Funds that are being released from CNX Gas Company to go directly to the Administrator of Columbus Earl Whited Estate, Ralph Snead, who is located in Lebanon, Virginia.

We request the funds to no longer be released to Attorney, Glubiak, who is located in Aylett, Virginia. This matter should be handled by the Administrator of the Estate, who is local to the family.

The family is requesting to be notified as the funds are being released from CNX with statements showing the amount released and the balance of the accounts. Also, please provide the family with the beginning balance of the Escrow Funds, along with the balance of the Funds on the death of Columbus Earl Whited which is October 14, 2006.

Attached is the signature page showing the agreement of the family. We appreciate your immediate attention to this matter.

Ferrell Whited  
Michael Whited  
Herald Jake Whited

Melissa Skeens  
Cathy Ward  
Marty Whited

Herald (Jake) Whited

Herald Jake Whited

Marty whited

Marty whited

Cathy D. Ward

Cathy D. Ward

Melissa Whited Skeens

Melissa Whited Skeens

Michael Whited

Michael Whited

Ferrell Whited

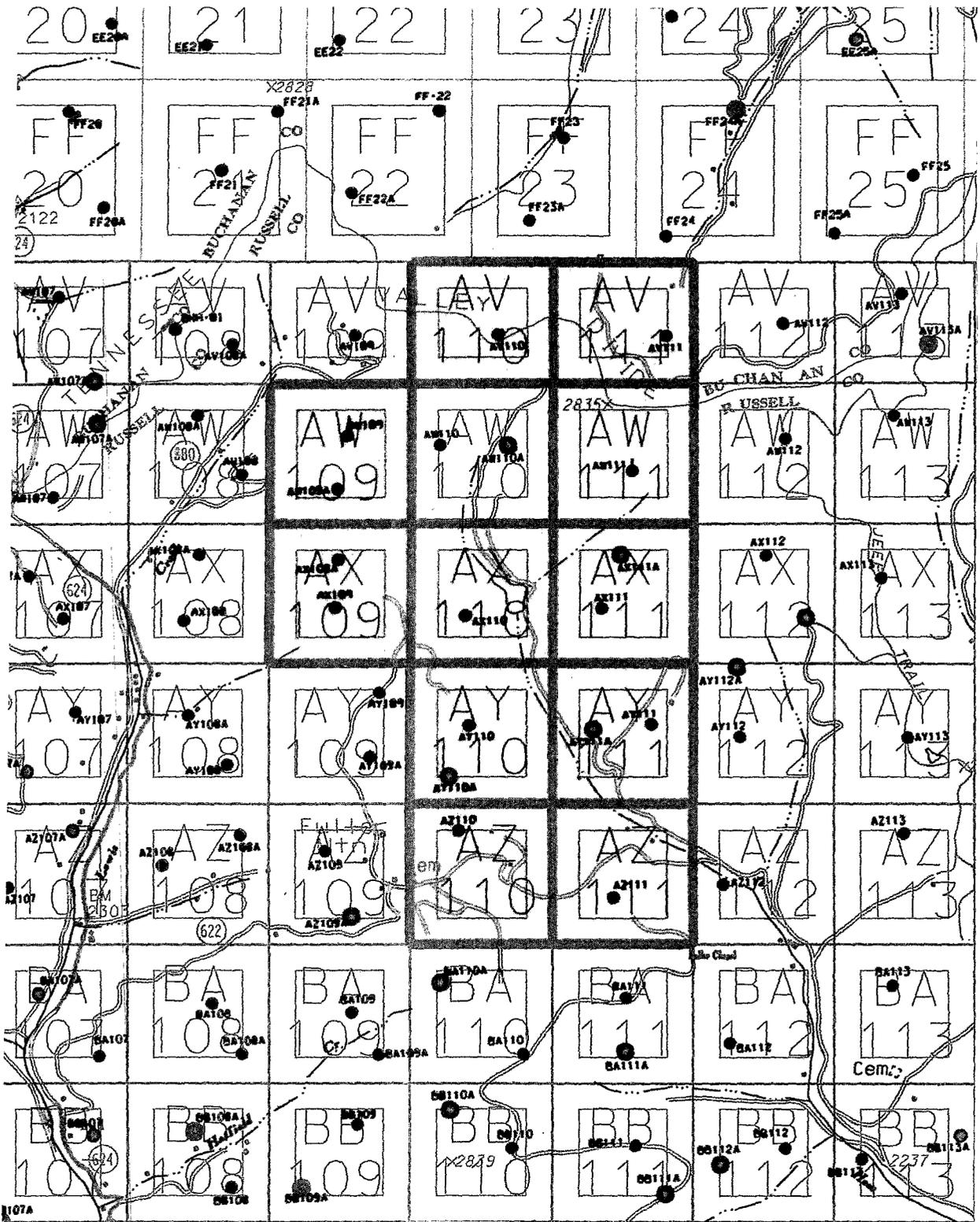
Ferrell Whited

My Comm. Exps. 5/30/2010

NOVA Whited  
NOVA Whited

B

6/16/09



C

6/16/09

UNIT	VGOB	Wells Contributing to Escrow Account
AV110	01-0320-0870-02	CBM-AV110
AV111	01-0116-0852-01	CBM-AV111
AW109	01-0821-0909-01	CBM-AW109
AW111	01-0320-0871-02	CBM-AW111
AX109	01-0821-0912-01	CBM-AX109
AX110	01-0320-0872-01	CBM-AX110
AX111	01-0320-0873-01	CBM-AX111
AY110	01-0320-0875-01	CBM-AY110
AY111	01-0320-0876-01	CBM-AY111
AZ110	01-0917-1070-02	CBM-AZ110
AZ111	02-0416-1023-01	CBM-AZ111

Exhibit EE  
Unit AV110  
Docket #VGOB-01-0320-0870-01  
List of Conflicting Owners/Claimants with Royalty Split Agreements

BOOK 710 PAGE 0882

	Acres in Unit	Interest in Unit	Percent of Escrow
<b><u>Tract #3C, 1.27 acres</u></b>			
<b><u>COAL FEE OWNERSHIP</u></b>			
(1) Buckhorn Coal Company P. O. Box 187 Tazewell, VA 24651	1.27 acres	2.48971%	
<b><u>OIL &amp; GAS FEE OWNERSHIP</u></b>			
Jacob Fuller Heirs, Devisees, Successors or Assigns (25 Acre Tract)	1.27 acres	2.48971%	
(1) Elizabeth Compton Heirs, Devisees, Successors or Assigns			
(e) Mary Keen 703 Baker Street Mt. Gilead, OH 43335	0.02352 acres 0.018519 of 1.27 acres	0.04611%	0.0448%
(3) Myrtle Rowe Heirs, Devisees Successors or Assigns			
(a) EE & E Fletcher Enterprises c/o Eddie Fletcher 3652 Garden Creek Road Rowe, VA 24646	0.14111 acres 0.111111 of 1.27 acres	0.27663%	0.2688%
(5) Laura Fuller Rasnake Heirs, Devisees Successors or Assigns			
(c) Michael Rasnake Rt.2 Box 497 Honaker, VA 24260	0.13523 acres 0.106483 of 1.27 acres	0.26511%	n/a
(6) Eunice Nuckles Heirs, Devisees Successors or Assigns			
(b) Hestor Arwood & Marie Blankenship Heirs, Devisees, Successors or Assigns			
(b.1) Patty Chambers Rt.1 Box 82 Raven, VA 24639	0.05644 acres 0.044444 of 1.27 acres	0.11065%	0.1075%
(7) Emily Keen Heirs, Devisees, Successors or Assigns			
(c) Goldie Hess 1557 Miller Creek Road Rowe, VA 24646	0.01764 acres 0.013889 of 1.27 acres	0.03458%	0.0336%
(d) Corene Perkins 221 Arch Barrett Drive Rosedale, VA 24280	0.01764 acres 0.013889 of 1.27 acres	0.03458%	0.0336%

BL

RU

\$48

INSTRUMENT #090002681  
RECORDED IN THE CLERK'S OFFICE OF  
BUCHANAN COUNTY ON  
SEPTEMBER 10, 2009 AT 01:18PM

BEVERLY S. TILLER, CLERK  
RECORDED BY: NKE

AY157