

VIRGINIA:

BEFORE THE VIRGINIA GAS AND OIL BOARD

IN RE:

**AMENDED SUPPLEMENTAL ORDER REGARDING DOCKET NUMBER
VGOB 01-0821-0909**

**ELECTIONS: UNIT AW-109
(herein Subject Drilling Unit)**

Note: This order is being amended to update the fractional interests granted in Final Decree, Case No. CL07000605-0 executed 7/7/10.

REPORT OF BOARD
FINDINGS AND ORDER

This Supplemental Order is entered by the Board *sua sponte* in the form authorized by the Board at hearings held on February 15, 1994 and June 16, 1992; and this Supplemental Order is being recorded for the purpose of supplementing the Order previously in the captioned matter on February 18, 2003 which was recorded at Deed Book 575, Page 893 in the Office of the Clerk of the Circuit Court of Russell County, Virginia, on February 25, 2003, (herein "Board Order") and completing the record regarding elections.

Findings: The Board finds that:

The Board Order directed CNX GAS COMPANY LLC (herein "Designated Operator") to mail copies of the Board Order to all Respondents whose interests, if any, were pooled by the said Board Order;

The Designated Operator filed its affidavit of elections disclosing that it had mailed a true and correct copy of the Board's Order to all Respondents whose interests, if any, were pooled by said Board Order;

The Board Order required each Respondent whose interests, if any, were pooled by the terms of said Board Order to make an election within thirty (30) days after the date of mailing or recording, as applicable, of said Order; the affidavit of elections filed herein and annexed hereto as Exhibit A states: (i) whether each Respondent has made or failed to make a timely election; (ii) the nature of any election(s) made; and (iii) whether, by reason of a failure to elect or to timely elect one or more Respondents are deemed, under the terms of the Board's Order, to have leased all their rights, title, interests, estates and claims in Subject Drilling Unit to the Applicant;

That the affidavit of elections annexed hereto with the Exhibits submitted therewith identifies the Respondent(s) making a timely election, if any; identifies the Respondent(s), if any, who are deemed to have leased; identifies the conflicting interests and claims which require escrow; identifies the interests and claims, if any, requiring escrow under Virginia Code section 45.1-361.21.D.; and identifies the Respondents, if any, who may be dismissed by reason of having leased or entered into a voluntary agreement with the Applicant.

The affidavit of elections indicates whether or not the escrow of funds is required with regard to Unit AW-109;

Order: By this Order, the Board orders the Designated Operator to tender, consistent with and in accordance with the findings set forth at paragraph 2. above and the annexed affidavit of elections with Exhibits thereto, any funds subject to escrow and instructs the Escrow Agent, First Bank & Trust Company PO Box 3860 Kingsport, TN 37664, Attn: Debbie Davis or any successor named by the Board to establish

interest bearing escrow account(s), IRS Tax Identification Number 54-1629506, in accordance with the information set forth in the affidavit of elections with Exhibits thereto, to receive funds and account to the Board therefore.

Mailing of Order and Filing of Affidavit: The Designated Operator under the captioned Order or shall file an affidavit with the Secretary of the Board within ten (10) days after the date of receipt of this Order stating that a true and correct copy of this Order was mailed to each Respondent whose interests or claims are subject to escrow and whose address is known within seven (7) days from the date of receipt of this Order.

Conclusion: Therefore, the findings and all terms and provisions set forth above be and hereby are granted and IT IS SO ORDERED.

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

DONE AND EXECUTED this 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 25th day of October, 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

1102709



VIRGINIA: IN THE OFFICE OF THE CLERK OF THE CIRCUIT COURT OF RUSSELL COUNTY, 11-7- 2011. This deed was this day presented in said office, and upon the certificate of acknowledgment thereto annexed, admitted to record at 2:20 o'clock P. M, after payment of \$ — tax imposed by Sec. 58.1-802.

Original returned this date to: Diane Davis

TESTE: ANN S. McREYNOLDS, CLERK
BY: Ann S. McReynolds D. CLERK

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VIRGINIA:

Exhibit A

BEFORE THE VIRGINIA GAS AND OIL BOARD

IN RE:

Application of CNX Gas Company LLC for Forced Pooling of Interests in CBM Unit AW-109
VGOB 01-0821-0909 in the New Garden District of Russell County, Virginia

AFFIDAVIT OF CNX GAS COMPANY LLC (herein A Designated Operator) REGARDING
ELECTIONS, ESCROW AND SUPPLEMENTAL ORDER

Anita D. Duty, being first duly sworn on oath, deposes and says:

That your affiant is employed by Consol Energy Inc., as a Pooling Supervisor and is duly authorized to make this affidavit on behalf of CNX GAS COMPANY LLC, the designated operator,

That the Order entered on February 18, 2003, by the Virginia Gas and Oil Board (hereinafter "Board") regarding the captioned CBM Unit required the Applicant to mail a true and correct copy of said Order to each person pooled by the Order;

That within seven (7) days of receipt of an executed copy of the Order referred to at paragraph 2. above, your affiant caused a true and correct copy of said Order to be mailed via the United States Postal Service to each Respondent named in the captioned Application, whose address was known, and to all persons, if any, who were added as Respondents at the hearing held in the captioned matter; that proof of such mailing has previously been tendered to the Division of Gas and Oil, the Office of the Gas and Oil Inspector, at Abingdon, Virginia;

That the Order of the Board in the captioned matter required all persons pooled thereby to tender their written elections to the Unit Operator within thirty (30) days of the date the Order was recorded in the counties identified above; that said Order was recorded on February 25, 2003;

That the designated operator CNX GAS COMPANY LLC has established procedures to review all mail received and all written documents received other than by mail to ascertain whether parties whose interests have been pooled have made a written election, in a timely fashion, as required by the captioned Order; that said procedures were followed to identify the elections, if any, made with regard to the Subject Unit; that the following persons delivered, by mail or otherwise, written elections the Unit Operator, within the thirty day elections period:

James D. Rasnake (Carried Operator)

That Respondents identified in Exhibit B-3 hereto are, having failed to make any election, deemed to have leased their coalbed methane rights, interests and claims to Applicant, all as provided in the Board's Order of February 18, 2003:

See attached Exhibit B-3

That the rights, interests and claims of the following persons are subject to escrow under the Board's Order pooling the captioned Unit, Board Regulations and the Code of Virginia:

None

df

That after the pooling hearing held in the captioned matter, the following persons have leased or entered into a voluntary agreement with the Designated Operator:

See attached Exhibit B-2

That to the extent any of said persons listed in Exhibit B-2 have rights, interests and claims which are subject to escrow, they should be dismissed as respondents; the Operator requests that the following persons be dismissed as Respondents:

Trula Morgan, Leroy Massie, Virgie Correll, Lucy Blankenship, Michael Rasnake, Carolyn Carty, Patty Chambers, Mellie Coleman, Michael Coleman, Debbie Penaly, Mason Whited, Eugene Whited, Arnold Fuller, Ollie Wilson, Dora Webb, Leona Beavers, Cathy Tisdale, John Abshire, Helen Parr, Fred K. Abshire, Ester Newton, Mitzi Helbert, Michael Whitt, Carson Brown, Tivis Brown, Mildred Hale, Judy Farmer, Pauline Presley, Clarence Whited, Bobby Whited, Delma Coleman, Helen Patterson, Fayne Whited, Lucille Pendell, Elmer Brown, Garland Brown, Pauline Brown, Carl Brown, Emory Brown, Earl Brown, Richard Brown, Virgil K. Street, Ellen Hutchinson, Chester C. Smith, Audry Blankenship, Wayne E. Smith, Jesse Street, Elster Hurley, Frankie Ratliff, Unknown Heirs of Dr. L.M. Harrison

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

See attached Exhibit EE

That pursuant to the provisions of VAC 25-160-70.A.10. and C. and VAC 25-160-80 the annexed supplemental order sets forth the interests and claims that require escrow of funds pursuant to Virginia Code sections 45.1-361.21.D. and 45.1-361.22.A.3. and 4.

Dated at Bluefield, West Virginia, this 26th day of August, 2011.

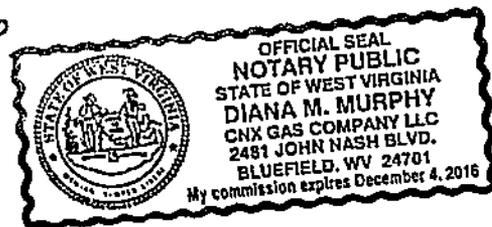
Anita D. Duty
Anita D. Duty

STATE OF WEST VIRGINIA
COUNTY OF MERCER

Taken, subscribed and sworn to before me by Anita D. Duty as a Pooling Supervisor for Consol Energy Inc., on behalf of the corporate Designated Operator, this 26th day of August, 2011.

Diana M. Murphy
Notary

My commission expires: December 4, 2016



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

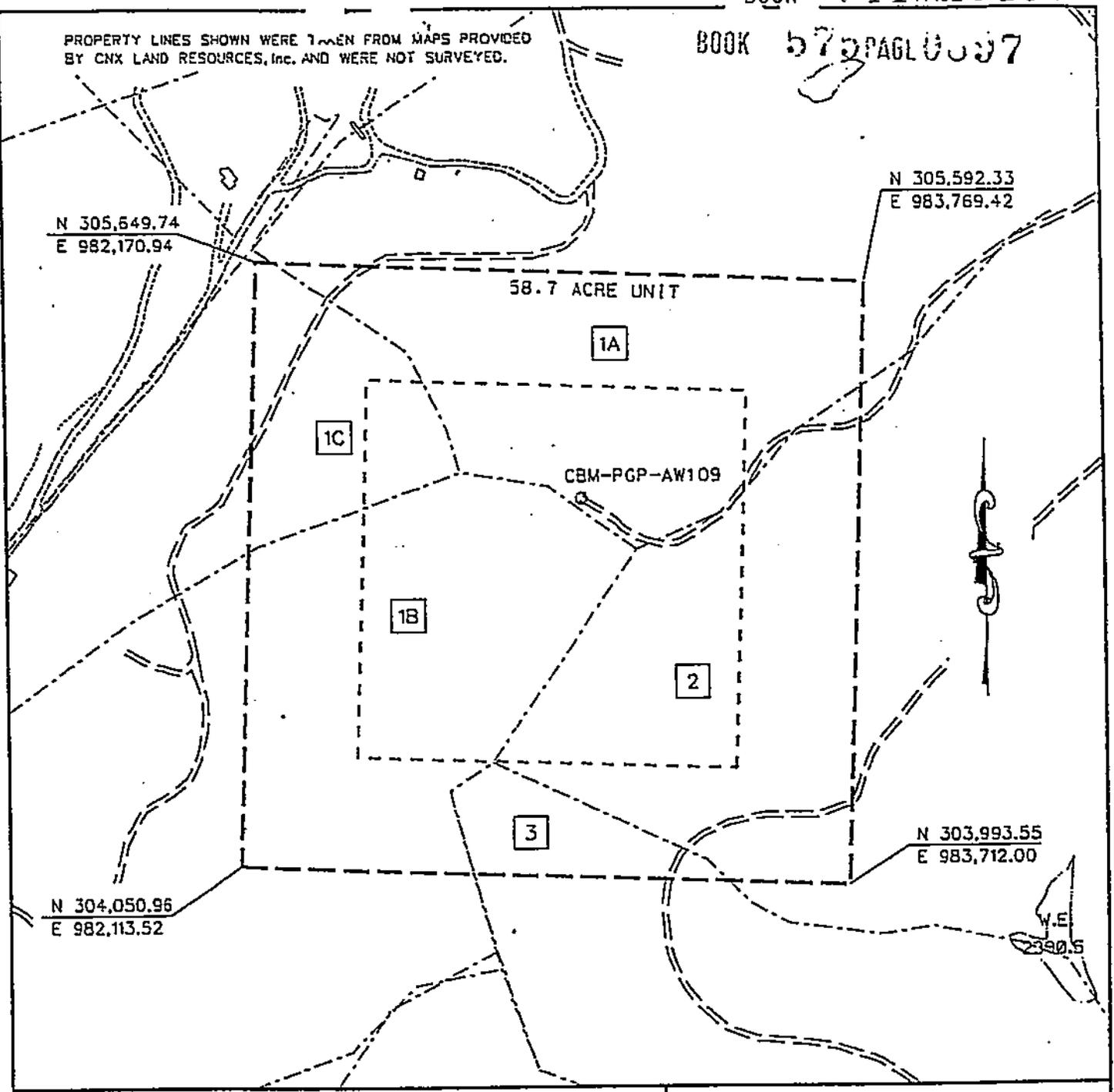


EXHIBIT A
 MIDDLE RIDGE 1 FIELD
 UNIT AW-109
 FORCE POOLING
 VGDB-01-0821-0909

Company Pocahontas Gas Partnership Well Name and Number UNIT AW109
 Tract No. _____ Elevation _____ Quadrangle Honcker
 County Russell District New Garden Scale: 1" = 400' Date 7/16/01
 This plat is a new plat X ; an updated plat _____ ; or a final plat _____

Form DGD-GD-7
 Rev. 9/91

 Licensed Professional Engineer or Licensed Land Surveyor

(Affix Seal)

CNX GAS COMPANY LLC
Unit AW-109
Tract Identification
(58.70 Acre Unit)

- 1A. Buckhorn Coal Company, Tract 5 (Jacob Fuller 439.04 Acre Tract) – All Minerals
 Knox Creek Coal Company – Above Drainage Coal Leased
 CNX Gas Company LLC – Oil, Gas and CBM Leased
 Richard Ray Helton – Surface
 15.53 acres 26.4566%

- 1B. Buckhorn Coal Company, Tract 5 (Jacob Fuller 439.04 Acre Tract) – Coal
 Knox Creek Coal Company – Above Drainage Coal Leased
 CNX Gas Company LLC – CBM Leased
 James Rasnake, et al (68.00 Acre Tract) – Oil and Gas
 CNX Gas Company LLC – Oil, Gas and CBM Leased (1/24)
 Buckhorn Coal Company (50%)/James Rasnake, et al (50%) – CBM
 Buckhorn Coal Company – Surface
 17.45 acres 29.7274%

- 1C. Buckhorn Coal Company, Tract 5 (Jacob Fuller 439.04 Acre Tract) – All Minerals
 Knox Creek Coal Company – Above Drainage Coal Leased
 CNX Gas Company LLC – Oil, Gas and CBM Leased
 Buckhorn Coal Company – Surface
 6.12 acres 10.4259%

- 2. Buckhorn Coal Company (Jacob Fuller 453 Acre Tract) – Coal
 Knox Creek Coal Company – Above Drainage Coal Leased
 CNX Gas Company LLC – CBM Leased
 Michael Whited, et al – Oil and Gas
 CNX Gas Company LLC – Oil, Gas and CBM Leased
 Michael Whited – Surface
 16.79 acres 28.6031%

- 3. Buckhorn Coal Company (H.C. Stuart 405 Acre Tract) – Coal
 Knox Creek Coal Company – Above Drainage Coal Leased
 CNX Gas Company LLC – CBM Leased
 Michael Whited, et al – Oil and Gas
 CNX Gas Company LLC – Oil, Gas and CBM Leased
 Michael Whited – Surface
 2.81 acres 4.7870%

(This title block is for general informational purposes only and does not reflect an analysis of the severance deed and its effect upon coalbed methane ownership and should not be relied upon for such purpose.)

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Exhibit B-2
Unit-AW109
Docket #VGOB 01-0821-0909-01
List of Respondents to be Dismissed/Added

BOOK - 741 PAGE 0409

	Acres in Unit	Interest in Unit	Reason for Dismissal	Reason for Addition
II. OIL & GAS OWNERSHIP				
<u>Tract #1B, 17.45 acres</u>				
James Rasnake, et al. (a.k.a. - Jacob Fuller Heirs, Devisees, Successors or Assigns - 68 Acre Tract)	17.45 acres	29.7274%		
(1) Elizabeth Compton Heirs, Devisees, Successors or Assigns				
(b) Trula Morgan P.O. Box 369 Swords Creek, VA 24649	0.32316 acres 1/54 of 17.45 acres	0.5505%	Not an Owner	
(c) Brady Massie Heirs, Devisees, Successors or Assigns				
(c.2) Leroy Massie P.O. Box 794 Honaker, VA 24260	0.06463 acres 1/270 of 17.45 acres	0.1101%	Not an Owner	
(2) Alta Cordell Heirs, Devisees, Successors or Assigns				
(a) Edna Shaffer Heirs, Devisees, Successors or Assigns				
(a.1) Virgie Correll Address Unknown	1.93889 acres 1/9 of 17.45 acres	3.3030%	Not an Owner	
(5) Laura Fuller Rasnake Heirs, Devisees Successors or Assigns				
(b) Cora Faye Ray Heirs, Devisees, Successors or Assigns				
(b.2) Lucy Blankenship* 182 Romia Road Rowe, VA 24646	0.73 acres 1/24 of 17.45 acres	1.2386%	Leased	
* Interest amended to reflect the fractional interest granted by Final Decree for Case No. CL07000605-0 executed 7/7/10.				
(c) Michael Rasnake Heirs, Devisees, Successors or Assigns			Deceased	
(c.1) Peggy Rasnake* 73 Miller Creek Road Honaker, VA 24260	2.79 acres 23/144 of 17.45 acres	4.7481%		Heir
* Interest amended to reflect the fractional interest granted by Final Decree for Case No. CL07000605-0 executed 7/7/10.				
(c.2) Bobby Lee Rasnake* 1233 Miller Creek Road Honaker, VA 24260	2.79 acres 23/144 of 17.45 acres	4.7481%		Heir
* Interest amended to reflect the fractional interest granted by Final Decree for Case No. CL07000605-0 executed 7/7/10.				
(c.3) Donna Jean Whitt* 6980 Drill Road Honaker, VA 24260	2.79 acres 23/144 of 17.45 acres	4.7481%		Heir
* Interest amended to reflect the fractional interest granted by Final Decree for Case No. CL07000605-0 executed 7/7/10.				
(6) Eunice Nuckles Heirs, Devisees Successors or Assigns				
(a) Finley Nuckles Heirs, Devisees, Successors or Assigns				

cb

Exhibit B-2
Unit-AW109
Docket #VGOB 01-0821-0909-01
List of Respondents to be Dismissed/Added

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	Acres in Unit	Interest in Unit	Reason for Dismissal	Reason for Addition
(a.2) Carolyn Carty 1614 River Creek Drive Suffolk, VA 23434	0.19389 acres 1/90 of 17.45 acres	0.3303%	Not an Owner	
(b) Hestor Arwood & Marie Blankenship Heirs, Devisees, Successors or Assigns				
(b.1) Patty Chambers 1009 Peach Rd. Raven, VA 24639	0.77555 acres 2/45 of 17.45 acres	1.3212%	Not an Owner	
(c) Ruth Coleman Heirs, Devisees, Successors or Assigns				
(c.1) Melle Coleman <i>Address Unknown</i>	0.19390 acres 1/90 of 17.45 acres	0.3303%	Not an Owner	
(c.2) Michael Coleman <i>Address Unknown</i>	0.19390 acres 1/90 of 17.45 acres	0.3303%	Not an Owner	
(d) Irene Minnix Heirs, Devisees, Successors or Assigns				
(d.1) Debbie Penaly <i>Address Unknown</i>	0.38777 acres 1/45 of 17.45 acres	0.6606%	Not an Owner	
(7) Emily Keen Heirs, Devisees, Successors or Assigns				
(e) Mason Whited 1945 Clarks Valley Rd. Swords Creek, VA 24649	0.24236 acres 1/72 of 17.45 acres	0.4129%	Not an Owner	
(f) Eugene Whited 7 Piccolo Place Olmsted Falls, OH 44138	0.24236 acres 1/72 of 17.45 acres	0.4129%	Not an Owner	
(8) Elbert Fuller Heirs, Devisees, Successors or Assigns				
(a) Arnold Fuller 508 Baucom Deese Rd Monroe, NC 28110	0.48473 acres 1/36 of 17.45 acres	0.8258%	Not an Owner	
(b) Ollie Wilson <i>Address Unknown</i>	0.48473 acres 1/36 of 17.45 acres	0.8258%	Not an Owner	
(c) Dora Webb <i>Address Unknown</i>	0.48473 acres 1/36 of 17.45 acres	0.8258%	Not an Owner	
(d) Leona Beavers <i>Address Unknown</i>	0.48473 acres 1/36 of 17.45 acres	0.8258%	Not an Owner	
(9) Ellen Brown Heirs, Devisees, Successors or Assigns				
(d) Luther Abshire, Jr. Heirs, Devisees, Successors or Assigns				
(d.1) Cathy Tisdale 108 Shady Oaks Lane Staunton, VA 24401	0.00581 acres 1/3003 of 17.45 acres	0.0099%	Not an Owner	
(d.2) John Abshire 236 Meadow Rue Lane Crimora, VA 24431	0.00581 acres 1/3003 of 17.45 acres	0.0099%	Not an Owner	
(f) Helen Parr 37 Crimora Mine Road Crimora, VA 24431	0.01164 acres 4/5997 of 17.45 acres	0.0198%	Not an Owner	

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Exhibit B-2
Unit-AW109
Docket #VGOB 01-0821-0909-01
List of Respondents to be Dismissed/Added

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	Acres in Unit	Interest in Unit	Reason for Dismissal	Reason for Addition
(h) Fred K. Abshire 94 Goldfinch Lane Linhurst, VA 22952	0.01164 acres 4/5997 of 17.45 acres	0.0198%	Not an Owner	
(k) Ester Newton c/o Grand Court One Liberty Place #223 Bristol, VA 24201	0.09308 acres 2/375 of 17.45 acres	0.1586%	Not an Owner	
(l) Myrtle Lee Norton Heirs, Devises, Successors or Assigns				
(L.1) Mitzi Helbert 45 Pace Drive Bristol, VA 24201	0.06882 acres 2/507 of 17.45 acres	0.1172%	Not an Owner	
(L.2) Michael Whitt Address Unknown	0.06882 acres 2/507 of 17.45 acres	0.1172%	Not an Owner	
(m) Carson Brown P.O. Box 105 Rosedale, VA 24280	0.13766 acres 4/507 of 17.45 acres	0.2345%	Not an Owner	
(n) Tivis Brown 4991 Lynn Springs Rd. Swords Creek, VA 24649	0.13766 acres 4/507 of 17.45 acres	0.2345%	Not an Owner	
(o) Mildred Hale PO Box 665 Honaker, VA 24260	0.13766 acres 4/507 of 17.45 acres	0.2345%	Not an Owner	
(p) Judy Farmer PO Box 146 Vansant, VA 24656	0.03490 acres 1/500 of 17.45 acres	0.0595%	Not an Owner	
(q) Pauline Presley 1302 W. Ajo Way 308 Tucson, AZ 85713	0.03490 acres 1/500 of 17.45 acres	0.0595%	Not an Owner	
(r) Clarence Whited Rt. 1 Box 356 Grundy, VA 24614	0.03490 acres 1/500 of 17.45 acres	0.0595%	Not an Owner	
(s) Bobby Whited P.O. Box 243 Bastian, VA 24314	0.03490 acres 1/500 of 17.45 acres	0.0595%	Not an Owner	
(t) Delma Coleman P.O. Box 506 Grundy, VA 24614	0.03490 acres 1/500 of 17.45 acres	0.0595%	Not an Owner	
(u) Helen Patterson 2260 McBrager Court Cumming, GA 30130	0.04040 acres 1/432 of 17.45 acres	0.0688%	Not an Owner	
(v) Fayne Whited P.O. Box 1142 Grundy, VA 24614	0.03490 acres 1/500 of 17.45 acres	0.0595%	Not an Owner	
(x) Lucille Pendell 95 Spring Valley Road Bristol, VA 24201	0.03103 acres 1/562 of 17.45 acres	0.0529%	Not an Owner	
(y) Elmer Brown Rt. 1 Box 476 Vansant, VA 24665	0.03103 acres 1/562 of 17.45 acres	0.0529%	Not an Owner	
(z) Garland Brown P.O. Box 215 Rosedale, VA 24280	0.03103 acres 1/562 of 17.45 acres	0.0529%	Not an Owner	

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Exhibit B-2
 Unit-AW109
 Docket #VGOB 01-0821-0909-01
 List of Respondents to be Dismissed/Added

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	Acres In Unit	Interest in Unit	Reason for Dismissal	Reason for Addition
(aa) Pauline Brown HC65 Box 45 Oakwood, VA 24631	0.03103 acres 1/562 of 17.45 acres	0.0529%	Not an Owner	
(ab) Carl Brown 204 Holly Way Colonial Beach, VA 22445	0.03103 acres 1/562 of 17.45 acres	0.0529%	Not an Owner	
(ac) Emory Brown 8416 Granite Springs Rd. Spotsylvania, VA 22551	0.03103 acres 1/562 of 17.45 acres	0.0529%	Not an Owner	
(ad) Earl Brown 327 Meadow Crest Drive Bristol, VA 24201	0.03103 acres 1/562 of 17.45 acres	0.0529%	Not an Owner	
(ae) Richard Brown Box 182 Maple Hurst Lane Bluff City, TN 37618	0.03103 acres 1/562 of 17.45 acres	0.0529%	Not an Owner	
(af) Virgil K. Street 199 Meadowcrest Dr. Bristol, VA 24201	0.03103 acres 7/3937 of 17.45 acres	0.0529%	Not an Owner	
(ag) Ellen Hutchinson 77 Beacon Road Bristol, VA 24201	0.00389 acres 1/4484 of 17.45 acres	0.0066%	Not an Owner	
(ah) Chester C. Smith 1020 Buena Vista Road South Vienna, OH 45369	0.00389 acres 1/4484 of 17.45 acres	0.0066%	Not an Owner	
(aj) Audry Blankenship HC63 Box 142A Jewell Ridge, VA 24622	0.00389 acres 1/4484 of 17.45 acres	0.0066%	Not an Owner	
(ak) Wayne E. Smith 175 Sylvan Shores Drive South Vienna, OH 45369	0.00389 acres 1/4484 of 17.45 acres	0.0066%	Not an Owner	
(al) Jesse Street 772 Big Creek Road Richlands, VA 24641	0.00389 acres 1/4484 of 17.45 acres	0.0066%	Not an Owner	
(am) Elster Hurley 1509 Norway Street Bristol, VA 24201	0.00389 acres 1/4484 of 17.45 acres	0.0066%	Not an Owner	
(an) Frankie Ratliff c/o Ellen Hutchinson 77 Beacon Road Bristol, VA 24201	0.00389 acres 1/4484 of 17.45 acres	0.0066%	Not an Owner	
(ao) Dr. L.M. Harrison Heirs, Devisees, Successors or Assigns Address Unknown	0.24236 acres 1/72 of 17.45 acres	0.4129%	Not an Owner	

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Exhibit B-3
 Unit AW109
 Docket #VGOB 01-0821-0909-01
 List of all Unleased Owners/Claimants
 (58.70 Acre Unit)

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	Acres in Unit	Interest in Unit	Election
II. OIL & GAS OWNERSHIP			
<u>Tract #1B, 17.45 acres</u>			
(1) James Rasnake, et al. <i>(a.k.a. - Jacob Fuller Heirs, Devisees, Successors or Assigns - 68 Acre Tract)</i>	17.45 acres	29.7274%	
(a) James D. Rasnake P.O. Box 1914 Honaker, VA 24260	8.36 acres 23/48 of 17.45 acres	14.2444%	Carried Operator*
(b) Mike O. Rasnake Heirs, Devisees, Successors or Assigns			
(b.1) Peggy Rasnake 73 Miller Creek Road Honaker, VA 24260	2.79 acres 23/144 of 17.45 acres	4.7481%	Deemed Leased*
(b.2) Bobby Lee Rasnake 1233 Miller Creek Road Honaker, VA 24260	2.79 acres 23/144 of 17.45 acres	4.7481%	Deemed Leased*
(b.3) Donna Jean Whitt 6980 Drill Road Honaker, VA 24260	2.79 acres 23/144 of 17.45 acres	4.7481%	Deemed Leased*

* Interest amended to reflect the fractional interest granted by Final Decree, Case No. CL07000605-0 executed 7/7/10.

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Exhibit EE
 Unit AW109
 Docket #VGOB 01-0821-0909-01
 List of Conflicting Owners/Claimants with Royalty Agreements and/or Deeds
 (58.70 Acre Unit)

	Acres In Unit	Interest In Unit
<u>Tract #1B, 17.45 acres</u>		
<u>COAL OWNERSHIP</u>		
(1) Buckhorn Coal Company, Tr. 5 (Jacob Fuller 439.04 Acre Tract) P. O. Box 187 Tazewell, VA 24651	17.45 acres	29.7274%
<u>OIL & GAS OWNERSHIP</u>		
(1) James Rasnake, et al. (a.k.a. - Jacob Fuller Heirs, Devisees, Successors or Assigns - 68 Acre Tract)	17.45 acres	29.7274%
<i>By Deed of Indenture each dated 09/17/10, James Rasnake (DB 725/632), Mike Rasnake, Dec. (DB 725/638 and Lucy Blankenship (DB 725/625) conveyed an undivided one-half (1/2) interest in their claim to the CBM Estate to Buckhorn Coal Company. In turn, Buckhorn Coal Company conveyed the same.</i>		
(a) James D. Rasnake P.O. Box 1914 Honaker, VA 24260	8.36 acres 23/48 of 17.45 acres	14.2444%
(b) Mike O. Rasnake Heirs, Devisees, Successors or Assigns		
(b.1) Peggy Rasnake 73 Miller Creek Road Honaker, VA 24260	2.79 acres 23/144 of 17.45 acres	4.7481%
(b.2) Bobby Lee Rasnake 1233 Miller Creek Road Honaker, VA 24260	2.79 acres 23/144 of 17.45 acres	4.7481%
(b.3) Donna Jean Whitt 6980 Drill Road Honaker, VA 24260	2.79 acres 23/144 of 17.45 acres	4.7481%
(c) Lucy Blankenship 182 Romia Road Rowe, VA 24646	0.73 acres 1/24 of 17.45 acres	1.2386%

Tract #2, 16.79 acres

COAL OWNERSHIP

(1) Buckhorn Coal Company (Jacob Fuller 453 Acre Tract) P. O. Box 187 Tazewell, VA 24651	16.79 acres	28.6031%
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OIL & GAS OWNERSHIP

(1) Michael Whited, et al (Columbus Earl Whited Heirs)	16.79 acres	28.6031%
(a) Michael Whited P.O. Box 297 Swords Creek, VA 24649	1.68 acres 1/10 of 16.79 acres	2.8603%
(b) Ferrel Whited P.O. Box 1471 Honaker, VA 24260	3.02 acres 9/50 of 16.79 acres	5.1486%
(c) Marty Whited P.O. Box 881 Lebanon, VA 24266	3.02 acres 9/50 of 16.79 acres	5.1486%

Exhibit EE
 Unit AW109
 Docket #VGOB 01-0821-0909-01
 List of Conflicting Owners/Claimants with Royalty Agreements and/or Deeds
 (58.70 Acre Unit)

BOOK 741 Page 413b

	Acres in Unit	Interest in Unit
(d) Cathy Darlene Ward 2014 Miller Creek Rd. Swords Creek, VA 24649	3.02 acres 9/50 of 16.79 acres	5.1486%
(e) Herald Whited P.O. Box 291 Swords Creek, VA 24649	3.02 acres 9/50 of 16.79 acres	5.1486%
(f) Melissa Skeens 120 Clifton Farm Rd. Honaker, VA 24260	3.02 acres 9/50 of 16.79 acres	5.1486%

Tract #3, 2.81 acres

COAL OWNERSHIP

(1) Buckhorn Coal Company (H.C. Stuart 405 Acre Tract) P. O. Box 187 Tazewell, VA 24651	2.81 acres	4.7870%
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OIL & GAS OWNERSHIP

(1) Michael Whited, et al (Columbus Earl Whited Heirs)	2.81 acres	4.7870%
(a) Michael Whited P.O. Box 297 Swords Creek, VA 24649	0.28 acres 1/10 of 2.81 acres	0.4787%
(b) Ferrel Whited P.O. Box 1471 Honaker, VA 24260	0.51 acres 9/50 of 2.81 acres	0.8617%
(c) Marty Whited P.O. Box 881 Lebanon, VA 24266	0.51 acres 9/50 of 2.81 acres	0.8617%
(d) Cathy Darlene Ward 2014 Miller Creek Rd. Swords Creek, VA 24649	0.51 acres 9/50 of 2.81 acres	0.8617%
(e) Herald Whited P.O. Box 291 Swords Creek, VA 24649	0.51 acres 9/50 of 2.81 acres	0.8617%
(f) Melissa Skeens 120 Clifton Farm Rd. Honaker, VA 24260	0.51 acres 9/50 of 2.81 acres	0.8617%

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