

Instrument prepared by
VIRGINIA GAS AND OIL BOARD

Order recorded under
CODE OF VIRGINIA
§ 45.1-361.26

BEFORE THE VIRGINIA GAS AND OIL BOARD

RELIEF SOUGHT: An Order for Disbursement of Escrowed Funds
 (and Authorization for Direct Payment of Royalties)

JURISDICTION: Code of Virginia § 45.1-351. (et seq) AND § 45.1-361.22 (et seq)

UNIT/WELL NAME: FF39
 TRACT(S): 1I, 2A
 LOCATION: TAZEWELL County, Virginia

TAX ID NUMBERS: Tax Map Identification Numbers for all parcels affected by this order are shown on: *F*

DOCKET NUMBER: VGOB-03-1021-1208-03

APPLICANTS: CNX Gas Company LLC on behalf of Coal Mountain Mining Co., LLP, Coal Mountain Mining Co., LLP, Edward D. Newberry

HEARING DATE AND LOCATION: Russell County Government Center, Lebanon, Virginia
 December 18, 2012

APPEARANCES: Mark A. Swartz on behalf of CNX Gas Company LLC, Sharon Pigeon on behalf of the Board.

PRIOR PROCEEDINGS:

1. Original Pooling Order Executed 12/15/2003, Recorded on 12/22/2003, Deed Book/Instrument No. 898, Page 182.
2. Supplemental Order Executed 10/08/2004, Recorded on 10/19/2004, Deed Book/Instrument No. 924, Page 880.

NOTICE:

The Unit Operator gave notice to the Applicants that the Board would consider its disbursement petition at the December 18, 2012 hearing and considered whether to:

- (1) Amend the Pooling Order to provide for the disbursement of funds on deposit in the Escrow Account attributable to Tract(s) 1I, 2A identified in the attached petition.
- (2) Delete the requirement that the Unit Operator place future royalties attributable to Tract(s) 1I, 2A relative to the interests of the Applicants identified in the attached petition.
- (3) Continue the escrow account under this docket number.

FINDINGS: Code of Virginia § 45.1-361.22

Applicant has certified and represented to the Board that:

Coal Mountain Mining Company and Edward Newberry have entered into a royalty split agreement. Said royalty split agreement allows the Applicant and Designated Operator to pay royalties directly to the persons identified in this petition.

RELIEF GRANTED:

VG08 Disbursement
Unit FF39
VG08-03-1021-1208-03

Table 1
Tracts: 11, 2A

			Fractional	Net Acreage	Royalty	Escrowed	Percent of
			Ownership	Ownership	Split	Acres	Escrowed Funds
			In Tract	In Tract	Agreement	Disbursed	Disbursed
Item	Tract	Disbursement Table					
		Total acreage in escrow before disbursement				37.08000	
11 Tract 11 (total acreage)			1.74				
1	11	Coal Mountain Mining Co., LL.P.P. O. Box 875, Tazewell, VA 24661		1.7400	50.00%	0.8700	2.3463%
2	11	Edward D. Newberry 3866 Road Ridge Turnpike, Raven, VA 24639		1.7400	50.00%	0.8700	2.3463%
2A Tract 2A (total acreage)			2.24				
1	2A	Coal Mountain Mining Co., LL.P.P. O. Box 875, Tazewell, VA 24661		2.2400	50.00%	1.1200	3.0205%
2	2A	Edward D. Newberry 3866 Road Ridge Turnpike, Raven, VA 24639		2.2400	50.00%	1.1200	3.0205%

1. The Escrow Agent is ordered, to within ten (10) days of receipt of this executed order, disburse funds for the unit and applicants detailed in Table 1.

2. The Escrow Agent is ordered to continue the Escrow Account for the Subject Drilling unit based on the attached Revised Exhibit E which replaces all prior Exhibit E's recorded for the Subject Drilling Unit.

CONCLUSION:

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

APPEALS:

Appeals of this Order are governed by the provisions of the Code of Virginia § 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.

BK 2013 PG 05912

DONE AND EXECUTED this 8 day of February, 2013 by a majority of the Virginia Gas and Oil Board.

Bradley C. Lambert

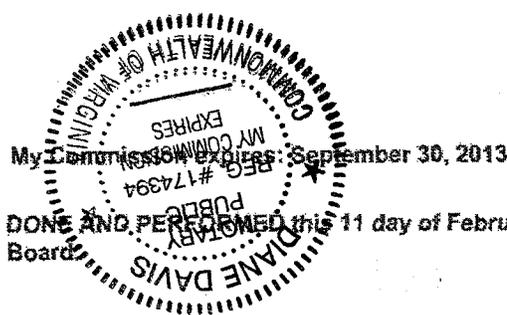
Chairman, Bradley C. Lambert

COMMONWEALTH OF VIRGINIA
COUNTY OF RUSSEL)

Acknowledged on this 8th day of Feb., 2013, 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, that he executed the same and was authorized to do so.

Diane J. Davis
Diane J. Davis

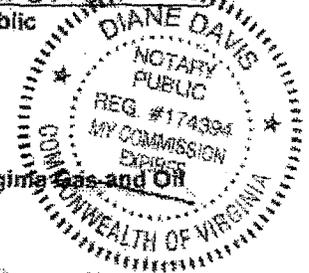
Diane J. Davis, Notary Public
174394



DONE AND PERFORMED this 11 day of February, 2013 by Order of the Virginia Gas and Oil Board.

Rick Cooper

Rick Cooper
Principal Executive to the
staff, Virginia Gas and Oil Board



COMMONWEALTH OF VIRGINIA
COUNTY OF RUSSEL)

Acknowledged on this 11th day of February, 2013, personally before me a notary public in and for the Commonwealth of Virginia, appeared Rick Cooper, being duly sworn did depose and say that he is the 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

Diane J. Davis, Notary Public
174394

My Commission expires: September 30, 2013



OK 2013 PG05913

BEFORE THE VIRGINIA GAS AND OIL BOARD

PETITIONER: CNX Gas Company LLC

DIVISION OF GAS AND OIL

DOCKET NO: VGOB 03-1021-1208-03

RELIEF SOUGHT: (1) DISBURSEMENT FROM
ESCROW REGARDING TRACT(S) 11, 2A
(2) AND AUTHORIZATION FOR DIRECT
PAYMENT OF ROYALTIES

HEARING DATE: December 18, 2012

DRILLING UNIT: FF39

TAZEWELL COUNTY, VIRGINIA

PETITION FOR ORDER OF DISBURSEMENT OF ESCROW FUNDS

1. Petitioner and its counsel

Petitioner is CNX Gas Company LLC, 2481 John Nash Blvd, Bluefield, WV 24701, (304)323-6500. Petitioner's counsel is Mark A. Swartz, Swartz Law Offices, 601 Sixth Avenue, Suite 201, P.O. Box 1808, St. Albans, WV 25177-1808..

2. Relief Sought

A petition for the disbursement of funds from escrow regarding tracts 11 and 2A and the authorization for direct payment of royalties for Unit FF-39, Maiden Springs District, Tazewell County, Virginia.

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

Coal Mountain Mining Company and Edward Newberry have entered into a royalty split agreement. Said royalty split agreement allows the Applicant and Designated Operator to pay royalties directly to the persons identified in this petition.

6. Attestation

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

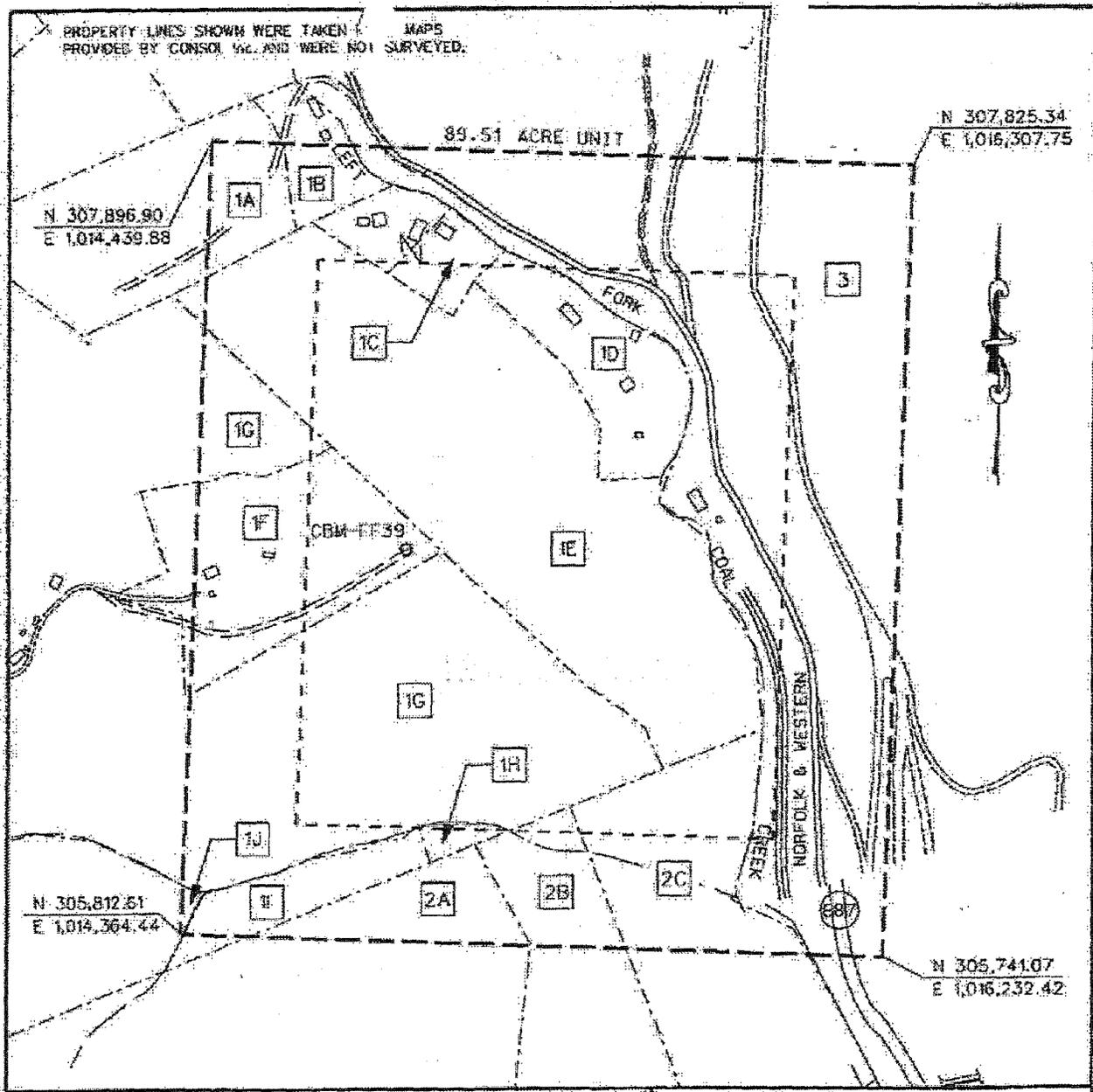


EXHIBIT A
 OAKWOOD FIELD UNIT FF-39
 FORCE POOLING
 VGOB-03-1021-1208

Company CNX Gas Company LLC Well Name and Number UNIT FF-39
 Tract No. _____ Elevation _____ Quadrangle Keen Mountain
 County Tazewell District Maiden Springs Scale: 1" = 400' Date 7/19/05
 This plat is a new plat X on an updated plat _____ or a final plat _____

Form DGD-GD-7 Rev. 9/91 Charles D. May (Affix Seal)
 Licensed Professional Engineer or Licensed Land Surveyor

Force Pooling 050201.dwg 05/09/2003 08:51:58 AM

CNX GAS COMPANY LLC

UNIT FF-39

Tract Identifications

- 1A. Coal Mountain Mining Co. Limited Partnership, LLP Tr. 40 - Coal Consolidation Coal Company - Below Drainage Coal Leased
Knox Creek Coal Corporation - Above Drainage Coal Leased
CNX Gas Company LLC - CBM Leased
Betty J. Short, et al - Surface and All Minerals except Coal
CNX Gas Company LLC - Oil, Gas and CBM Leased
1.47 acres 1.6423 % *Tax map 87A, Parcel 92A*

- 1B. Coal Mountain Mining Co. Limited Partnership, LLP Tr. 40 - Coal Consolidation Coal Company - Below Drainage Coal Leased
Knox Creek Coal Corporation - Above Drainage Coal Leased
CNX Gas Company LLC - CBM Leased
Perry Deskins, et ux - Surface and All Minerals except Coal
CNX Gas Company LLC - Oil, Gas and CBM Leased
0.89 acres 0.9843 % *Tax map 87A, Parcel 97*

- 1C. Coal Mountain Mining Co. Limited Partnership, LLP Tr. 40 - Coal Consolidation Coal Company - Below Drainage Coal Leased
Knox Creek Coal Corporation - Above Drainage Coal Leased
CNX Gas Company LLC - CBM Leased
Raymond E. Shelton, et al. - Surface and All Minerals except Coal
2.00 acres 2.2344 % *Tax map 87A Parcel 96*

- 1D. Coal Mountain Mining Co. Limited Partnership, LLP Tr. 40 - Coal Consolidation Coal Company - Below Drainage Coal Leased
Knox Creek Coal Corporation - Above Drainage Coal Leased
CNX Gas Company LLC - CBM Leased
Charlie Deskins, et ux. - Surface and All Minerals except Coal
CNX Gas Company LLC - Oil, Gas and CBM Leased
3.51 acres 3.9214 % *Tax map 87A Parcel 95*

- 1E. Coal Mountain Mining Co. Limited Partnership, LLP Tr. 40 - Coal Consolidation Coal Company - Below Drainage Coal Leased
Knox Creek Coal Corporation - Above Drainage Coal Leased
CNX Gas Company LLC - CBM Leased
Wanda Simmons, et al. - All Minerals except Coal
CNX Gas Company LLC - Oil, Gas and CBM Leased (70.4861%)
Knox Creek Carbon Company - Surface
19.51 acres 21.7964 % *Tax map MM0253*

- 1F. Coal Mountain Mining Co. Limited Partnership, LLP Tr. 40 - Coal Consolidation Coal Company - Below Drainage Coal Leased
Knox Creek Coal Corporation - Above Drainage Coal Leased
CNX Gas Company LLC - CBM Leased
Carl N. Ball, et ux. - Surface and All Minerals except Coal
CNX Gas Company LLC - Oil, Gas and CBM Leased
5.57 acres 6.2228 % *Tax map 87A Parcel 93*

CNX GAS COMPANY LLC
UNIT FF-39
 Tract Identifications

- 1G. Coal Mountain Mining Co. Limited Partnership, LLP Tr. 40 - Coal
 Consolidation Coal Company - Below Drainage Coal Leased
 Knox Creek Coal Corporation - Above Drainage Coal Leased
 CNX Gas Company LLC - CBM Leased
 James M. Short, et al. - Surface and All Minerals except Coal
 CNX Gas Company LLC - Oil, Gas and CBM Leased
 17.06 acres 19.0817 % *Tax map 87A Parcel 92*
- 1H. Coal Mountain Mining Co. Limited Partnership, LLP Tr. 40 - Coal
 Consolidation Coal Company - Below Drainage Coal Leased
 Knox Creek Coal Corporation - Above Drainage Coal Leased
 CNX Gas Company LLC - CBM Leased
 Knox Creek Coal Corporation - Surface and All Minerals except Coal
 0.31 acres 0.3463 % *TAX MAP NMO245*
- 1I. Coal Mountain Mining Co. Limited Partnership, LLP Tr. 40 - Coal
 Consolidation Coal Company - Below Drainage Coal Leased
 Knox Creek Coal Corporation - Above Drainage Coal Leased
 CNX Gas Company LLC - CBM Leased
 Alvie Newberry - Surface and All Minerals except Coal
 1.74 acres 1.9439 % *Tax map 87A Parcel 89*
- 1J. Coal Mountain Mining Co. Limited Partnership, LLP Tr. 40 - Coal
 Consolidation Coal Company - Below Drainage Coal Leased
 Knox Creek Coal Corporation - Above Drainage Coal Leased
 CNX Gas Company LLC - CBM Leased
 Carl Ball, et ux. - Surface and All Minerals except Coal
 CNX Gas Company LLC - Oil, Gas and CBM Leased
 0.09 acres 0.1005 % *Tax Map 87A Parcel 91*
- 2A. Coal Mountain Mining Co. Limited Partnership, LLP Tr. 20 - Coal
 Consolidation Coal Company - Below Drainage Coal Leased
 Knox Creek Coal Corporation - Above Drainage Coal Leased
 CNX Gas Company LLC - CBM Leased
 Alvie Newberry - Surface and All Minerals except Coal
 2.24 acres 2.5025 % *Tax map 87A Parcel 89*
- 2B. Coal Mountain Mining Co. Limited Partnership, LLP Tr. 20 - Coal
 Consolidation Coal Company - Below Drainage Coal Leased
 Knox Creek Coal Corporation - Above Drainage Coal Leased
 CNX Gas Company LLC - CBM Leased
 Knox Creek Coal Corporation - Surface and All Minerals except Coal
 2.00 acres 2.2344 % *Tax map 87A Parcel 87*

CNX GAS COMPANY LLC
UNIT FF-39
Tract Identifications

2C. Coal Mountain Mining Co. Limited Partnership, LLP Tr. 20 - Coal
Consolidation Coal Company - Below Drainage Coal Leased
Knox Creek Coal Corporation - Above Drainage Coal Leased
CNX Gas Company LLC - CBM Leased
Knox Creek Coal Corporation, et al - Surface and All Minerals except Coal
4.88 acres 5.4519 %

Tax map 8 & A Parcel 94

3. Commonwealth Coal Company (May & Painter Tr.) - Fee
Reserve Coal Properties Company - Below Tiller Coal Leased
Knox Creek Coal Corporation - Tiller and Above Coal Leased
Reserve Coal Properties Company - Oil and Gas Leased
CNX Gas Company LLC - CBM Leased
28.22 acres 31.5272 %

Tax map 6 & 7, Parcel 0000

DK 2013 005918

VGOB Disbursement
 Unit FF39
 VGOB-03-1021-1208-03

Table 1
 11,2A

			Fractional	Net Acreage	Royalty	Escrowed	Percent of	Disbursement
			Ownership	Ownership	Split	Acres	Escrowed Funds	
			in Tract	in Tract	Agreement	Disbursed	Disbursed	
Item	Tract	Disbursement Table						
		Total acreage in escrow before disbursement				37.08000		
11 Tract 11 (total acreage)			1.74					
1	11	Coal Mountain Mining Co., LLP, P. O. Box 675, Tazewell, VA 24651		1.7400	60.00%	0.8700	2.3463%	\$1,875.88
2	11	Edward D. Newberry 3866 Road Ridge Turnpike, Raven, VA 24639		1.7400	50.00%	0.8700	2.3463%	\$1,875.88
2A Tract 2A (total acreage)			2.24					
1	2A	Coal Mountain Mining Co., LLP, P. O. Box 675, Tazewell, VA 24651		2.2400	60.00%	1.1200	3.0205%	\$2,414.92
2	2A	Edward D. Newberry 3866 Road Ridge Turnpike, Raven, VA 24639		2.2400	50.00%	1.1200	3.0205%	\$2,414.92

Wells contributing to the escrow account: PGP FF39 W/PL

BK 2013 PB 05919

Exhibit E
Unit FF-39

Docket #VGOB 03-1024-1208-03
List of all Conflicting Owners/Claimants
(89.51 Acre Unit)

	Acres in Unit	Interest in Unit
<u>Tract #1B, 0.89 acres</u>		
<u>COAL OWNERSHIP</u>		
(1) Coal Mountain Mining Company, Tr.40 Limited Partnership, L.L.P. P.O. Box 675 Tazewell, VA 24651	0.89 acres	0.9943%
<u>OIL & GAS OWNERSHIP</u>		
(1) Perry Deskins, et ux Star Rt. Box 37A Raven, VA 24639	0.89 acres	0.9943%
<u>Tract #1C, 2.00 acres</u>		
<u>COAL OWNERSHIP</u>		
(1) Coal Mountain Mining Company, Tr.40 Limited Partnership, L.L.P. P.O. Box 675 Tazewell, VA 24651	2.00 acres	2.2344%
<u>OIL & GAS OWNERSHIP</u>		
(1) Raymond E. Shelton, et ux. HC62 Box 37 Raven, VA 24639 <i>(Previously shown as et al, s/b et ux.)</i>	2.00 acres	2.2344%
<u>Tract #1D, 3.51 acres</u>		
<u>COAL OWNERSHIP</u>		
(1) Coal Mountain Mining Company, Tr.40 Limited Partnership, L.L.P. P.O. Box 675 Tazewell, VA 24651	3.51 acres	3.9214%
<u>OIL & GAS OWNERSHIP</u>		
(1) Charlie Deskins Heirs, Devisees, Successors or Assigns		
(a) Nadene Deskins, widow HC62 Box 35 Raven, VA 24639	3.51 acres	3.9214%
<u>Tract #1E, 19.51 acres</u>		
<u>COAL OWNERSHIP</u>		
(1) Coal Mountain Mining Company, Tr.40 Limited Partnership, L.L.P. P.O. Box 675 Tazewell, VA 24651	19.51 acres	21.7964%

Exhibit E
 Unit FF-39
 Docket #VGOB 03-1021-1208-03
 List of all Conflicting Owners/Claimants
 (89.51 Acre Unit)

	Acres in Unit	Interest in Unit
OIL & GAS OWNERSHIP		
(1) Wanda Simmons, et al. (aka Mary Jane Short Heirs, Devises, Successors or Assigns)	19.51 acres	21.7964%
(a) Maude Murray 1234 1/2 N. F Street Muscookee, OK 74403 (Deceased - documentation pending)	1.42 acres 7/96 of 19.51 acres	1.5893%
(b) Ruby Boice 1409 Old Manor Road Chesapeake, VA 23323 (Deceased - documentation pending)	1.42 acres 7/96 of 19.51 acres	1.5893%
(c) Millie Campbell 216 Cassidy Avenue Virginia Beach, VA 23452	1.42 acres 7/96 of 19.51 acres	1.5893%
(d) Carolyn Phelps Heirs, Devises, Successors or Assigns (Deceased - documentation pending)		
(d.1) Robert L. Phelps, widower 3108 Sterling Way Portsmouth, VA 23703	1.42 acres 7/96 of 19.51 acres	1.5893%
(e) George H. Short 606 Nottingham Road Portsmouth, VA 23703 (Deceased - documentation pending)	1.42 acres 7/96 of 19.51 acres	1.5893%
(f) James H. Short 622 Chandler Harper Drive Portsmouth, VA 23701 (Deceased - documentation pending)	1.42 acres 7/96 of 19.51 acres	1.5893%
(g) Donald Blaine Short 4404 Point West Drive Portsmouth, VA 23703	1.42 acres 7/96 of 19.51 acres	1.5893%
(h) Alfred V. Short Heirs, Devises, Successors or Assigns (Deceased - documentation pending)		
(h.1) Alfred V. Short, Jr. 109 Wyoming Avenue Portsmouth, VA 23701	0.47 acres 7/288 of 19.51 acres	0.5298%
(h.2) Cheryl Wood 13 California Avenue Portsmouth, VA 23701	0.47 acres 7/288 of 19.51 acres	0.5298%
(h.3) Patricia Clark 6101 #B College Drive Suffolk, VA 23435	0.47 acres 7/288 of 19.51 acres	0.5298%

Exhibit E
Unit FF-39

Docket #VGOB 03-1021-1208-03
List of all Conflicting Owners/Claimants
(89.51 Acre Unit)

	Acres in Unit	Interest in Unit
(i) Daniel A. Short Heirs, Devises, Successors or Assigns <i>(Deceased - documentation pending)</i>		
(i.1) Delmar Short White (spouse) 4416 Clifford St Portsmouth, VA 23707	0.47 acres 7/288 of 19.51 acres	0.5298%
(i.2) Dennis Short 1421 Old Manor Road Chesapeake, VA 23323	0.14 acres 1/144 of 19.51 acres	0.1514%
(i.3) Dwayne Short 2106 Wyoming Avenue Portsmouth, VA 23701	0.14 acres 1/144 of 19.51 acres	0.1514%
(i.4) David Short 2741 Martha Drive Chesapeake, VA 23323	0.14 acres 1/144 of 19.51 acres	0.1514%
(i.5) Danny Short 3300 Archers Mill Rd Suffolk, VA 23434	0.14 acres 1/144 of 19.51 acres	0.1514%
(i.6) Delma S. Grove 2741 Martha Drive Chesapeake, VA 23323	0.14 acres 1/144 of 19.51 acres	0.1514%
(i.7) Dawn Short Rubey 3276 Galberry Rd. Chesapeake, VA 23323	0.14 acres 1/144 of 19.51 acres	0.1514%
(i.8) Dianna Short Canady 4401 Sun Ray Ave. Chesapeake, VA 23323	0.14 acres 1/144 of 19.51 acres	0.1514%
(j) Max O. Short Heirs, Devises, Successors or Assigns <i>(Deceased - documentation pending)</i>		
(j.1) Marie (Frances) Short, widow 9 Morris Street, Apt.2 Portsmouth, VA 23702	0.47 acres 7/288 of 19.51 acres	0.5298%
(j.2) Mary Ann Rowe 9 Morris Street, Apt.2 Portsmouth, VA 23702	0.47 acres 7/288 of 19.51 acres	0.5298%
(j.3) Carol J. Short 3263 Ashbury Square Atlanta, GA 30346	0.47 acres 7/288 of 19.51 acres	0.5298%
(k) John D. Short 6178 Knotts Creek Lane Suffolk, VA 23435 <i>(Deceased - documentation pending)</i>	1.42 acres 7/86 of 19.51 acres	1.5893%

BK 2013 PG 05922

Exhibit E
Unit FF-39

Docket #VGOB 03-1021-1209-03
List of all Conflicting Owners/Claimants
(0.31 Acre Unit)

	Acres in Unit	Interest in Unit
(1) Wanda Simmons Heirs, Devisees, Successors or Assigns <i>(Deceased - documentation pending)</i>		
(1.1) Michael Simmons 687 Forest Hills Dr. Pounding Mill, VA. 24637	0.18 acres 7/768 of 19.51 acres	0.1987%
(1.2) Bernard Simmons Heirs, Devisees, Successors or Assigns <i>(Deceased - documentation pending)</i>		
(1.2.1) Bernard Rolf Simmons Marital Trust 16308 Old Jonesborough Rd. Bristol, VA 24202	0.18 acres 7/768 of 19.51 acres	0.1987%
(1.3) Dennis Simmons 109 Eagle St. Richlands, VA. 24641	0.18 acres 7/768 of 19.51 acres	0.1987%
(1.4) Norma Lee Heirs, Devisees, Successors or Assigns <i>(Deceased - documentation pending)</i>		
(1.4.1) Robert Lee 751 Terry Dr. Richlands, VA 24641	0.18 acres 7/768 of 19.51 acres	0.1987%
(1.5) Billy R. Simmons P.O. Box 45 Doran, VA 24612	0.18 acres 7/768 of 19.51 acres	0.1987%
(1.6) Jack Simmons 764 Terry Drive Richlands, VA 24641	0.18 acres 7/768 of 19.51 acres	0.1987%
(1.7) Sandra Spruell 11 23rd St. SW Roanoke, VA 24014	0.18 acres 7/768 of 19.51 acres	0.1987%
(1.8) Renee Younce <i>Address Unknown</i>	0.18 acres 7/768 of 19.51 acres	0.1987%
(2) Knox Creek Coal Corporation P.O. Box 519 Raven, VA 24639	2.44 acres 1/8 of 19.51 acres	2.7246%

Total tract acres 19.51
Total tract percent 21.7954%

Tract #1H, 0.31 acres

COAL OWNERSHIP

(1) Coal Mountain Mining Company, Tr.40 Limited Partnership, L.L.P. P.O. Box 675 Tazewell, VA 24651	0.31 acres	0.3463%
--	------------	---------

BK 2013 PG05923

Exhibit E
Unit FF-39

Docket #VGOB 03-1021-1208-03
List of all Conflicting Owners/Claimants
(\$9.51 Acre Unit)

	Acres in Unit	Interest in Unit
<u>OIL & GAS OWNERSHIP</u>		
(1) Knox Creek Coal Corporation P.O. Box 519 Raven, VA 24639	0.31 acres	0.3463%
<u>Tract #2B, 2.00 acres</u>		
<u>COAL OWNERSHIP</u>		
(1) Coal Mountain Mining Company, Tr.20 Limited Partnership, L.L.P. P.O. Box 675 Tazewell, VA 24651	2.00 acres	2.2344%
<u>OIL & GAS OWNERSHIP</u>		
(1) Knox Creek Coal Corporation P.O. Box 519 Raven, VA 24639	2.00 acres	2.2344%
<u>Tract #2C, 4.88 acres</u>		
<u>COAL OWNERSHIP</u>		
(1) Coal Mountain Mining Company, Tr.20 Limited Partnership, L.L.P. P.O. Box 675 Tazewell, VA 24651	4.88 acres	5.4519%
<u>OIL & GAS OWNERSHIP</u>		
(1) Knox Creek Coal Corporation P.O. Box 519 Raven, VA 24639	4.88 acres	5.4518%
	Acreage in Unit	33.10
	Percentage of Unit	36.9791%

BK 2013 005924

Exhibit EE
Unit FF-36

Docket #VGOB 03-1021-1203-03

List of Conflicting Owners/Claimants with Royalty Split Agreements
(80.51 Acre Unit)

	Acres in Unit	Interest in Unit	Percent of Escrow
--	---------------	------------------	-------------------

Tract #1A, 1.47 acres

COAL OWNERSHIP

(1) Coal Mountain Mining Company, Tr. 40 Limited Partnership, L.L.P. P.O. Box 675 Tazewell, VA 24651	1.47 acres	1.6423%	n/a
--	------------	---------	-----

OIL & GAS OWNERSHIP

(1) Betty J. Short <i>(Previously listed as Betty J. Short, et al)</i>			
(a) Betty J. Short 211 Hunter Ave. Pounding Mill, VA 24637	1.47 acres	1.6423%	

Royalties shared in split as follows:

Betty J. Short 211 Hunter Ave. Pounding Mill, VA 24637	1.10 acres 3/4 of 1.47 acres	1.2317%	n/a
Russell Bryan Rakes 1716 Green Mountain Road Cedar Bluff, VA 24609	0.37 acres 1/4 of 1.47 acres	0.4106%	n/a

By Deed of Gift dated 4/8/11, Russell Bryan Rakes conveyed his 25% ownership interest from Charles G. Rakes to Betty J. Short. (DB 1092 PG 706). In exchange, Betty J. Short assigned Russell Bryan Rakes a 25% royalty interest, executed 5/5/11.

Note: CBM ownership was adjudicated to the prevailing plaintiff under Case no. CL 11-236. The Order was executed March 11, 2011 and plaintiff was awarded 100% of the Coalbed Methane Gas underlying this tract.

Tract #1F, 5.57 acres

COAL OWNERSHIP

(1) Coal Mountain Mining Company, Tr. 40 Limited Partnership, L.L.P. P.O. Box 675 Tazewell, VA 24651	5.57 acres	6.2228%	n/a
--	------------	---------	-----

OIL & GAS OWNERSHIP

(1) Carl N. Bell, et ux; Heirs, devisees, Successors or Assigns			
(a) David D. Bell 364 Leonards Drive Ravenel, VA 24639	5.57 acres	6.2228%	n/a

Tract #1G, 17.08 acres

Deed of Confirmation dated 7/30/09, James Short 72.5% CBM rights / Coal Mountain 27.5% CBM rights.

COAL OWNERSHIP

(1) Coal Mountain Mining Company, Tr. 40 Limited Partnership, L.L.P. P.O. Box 675 Tazewell, VA 24651	17.08 acres	19.0817%	n/a
--	-------------	----------	-----

BK 2013 005925

Exhibit EE
Unit FF-39

Docket #VGOB 03-1021-1208-03

List of Conflicting Owners/Claimants with Royalty Split Agreements
(85.51 Acre Unit)

	Acres in Unit	Interest in Unit	Percent of Escrow
<u>OIL & GAS OWNERSHIP:</u>			
(1) James M. Short 181 Vickay Drive Richlands, VA 24641	17.08 acres	19.0817%	n/a
Tract #11, 1.74 acres			
<u>COAL OWNERSHIP:</u>			
(1) Coal Mountain Mining Company, Tr.40 Limited Partnership, L.L.P. P.O. Box 875 Tazewell, VA 24651	1.74 acres	1.9439%	2.3463%
<u>OIL & GAS OWNERSHIP:</u>			
(1) Alvie Newberry Heirs, Devisees, Successors or Assigns			
(a) Mae Newberry, widow. (Deceded to Edward Newberry, et ux. On Feb 17, 2004, DB902 PG565)			
(a.1) Edward Newberry, et ux. 3886 Road Ridge Turnpike Raven, VA 24639	1.74 acres	1.9439%	2.3463%
Tract #17, 0.09 acres			
<u>COAL OWNERSHIP:</u>			
(1) Coal Mountain Mining Company, Tr.40 Limited Partnership, L.L.P. P.O. Box 875 Tazewell, VA 24651	0.09 acres	0.1005%	n/a
<u>OIL & GAS OWNERSHIP:</u>			
(1) Carl N. Ball, et ux, Heirs, Devisees, Successors or Assigns			
(a) David O. Ball 384 Leonards Drive Raven, VA 24639	0.09 acres	0.1005%	
Tract #2A, 2.24 acres			
<u>COAL OWNERSHIP:</u>			
(1) Coal Mountain Mining Company, Tr.20 Limited Partnership, L.L.P. P.O. Box 875 Tazewell, VA 24651	2.24 acres	2.5025%	3.0205%
<u>OIL & GAS OWNERSHIP:</u>			
(1) Alvie Newberry Heirs, Devisees, Successors or Assigns			
(a) Mae Newberry, widow (Deceded to Edward Newberry, et ux. On Feb 17, 2004, DB902 PG565)			
(a.1) Edward Newberry, et ux. 3886 Road Ridge Turnpike Raven, VA 24639	2.24 acres	2.5025%	3.0205%

INSTRUMENT #130001108
RECORDED IN THE CLERK'S OFFICE OF
TAZEWELL COUNTY ON
APRIL 11, 2013 AT 03:45PM

JAMES E. BLEVINS, CLERK
RECORDED BY: MLT