

1350

VIRGINIA:

090003814

BEFORE THE VIRGINIA GAS AND OIL BOARD

IN RE:

SUPPLEMENTAL ORDER REGARDING DOCKET NUMBER
VGOB 04-0720-1308

ELECTIONS: UNIT AY-103
(herein Subject Drilling Unit)

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 December 10, 2004 which was recorded at Deed Book 608, Page 654 in the Office of the Clerk of the Circuit Court of Buchanan County, Virginia, on December 15, 2004, (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 AY-103;

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, Wachovia Bank, N.A., VA7515, P.O. Box 14061, Roanoke, VA 24038, Attn: Derrick Dewalt 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.

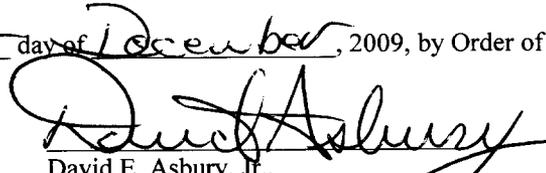
Conclusion: Therefore, the findings and all terms and provisions set forth above be and hereby are granted and IT IS SO ORDERED.

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

DONE AND EXECUTED this 4 day of Dec, 2009, by a majority of the Virginia Gas and Oil Board.

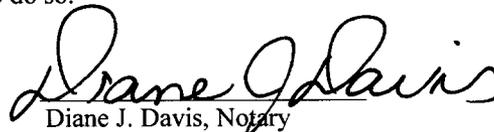

Chairman, Bradley C. Lambert

DONE AND PERFORMED THIS 4 day of December, 2009, by Order of the Board.


David E. Asbury, Jr.,
Principal Executive to the Staff of the Board

STATE OF VIRGINIA
COUNTY OF ~~WASHINGTON~~

Russell 4th day of December, 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 Chairman of the Virginia Gas and Oil Board, and appeared 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 they executed the same and were authorized to do so.


Diane J. Davis, Notary
174394

My commission expires: September 30, 2013



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 AY-103
VGOB 04-0720-1308 in the Hurricane District of Buchanan County, Virginia

AFFIDAVIT OF CNX GAS COMPANY LLC (herein "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 CNX Gas Company LLC, 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 December 10, 2004, 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 December 15, 2004;

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:

None

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 December 10, 2004;

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:

See attached Exhibit E

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:

Velma C. Taylor, Brenda S. Forester, Roy J. Conner, Jr., Ida Belle Mason, Rosa A. Breland, Ruby K. Shortridge, Rhonda G. Griffith, Heather C. Shortridge, Oscar J. Shortridge, Opal McGlothlin Gildart, Virgie S. Taylor, George Shortridge, Todd D. Noe, Debbie J. Pederson, Edward E. Noe, Danny R. Noe, Julie Gongalez, Sylvia J. Wilson, Belford Shortridge, Garland Shortridge, Donnie Childress, David & Patty Price, Billy Martin, Judy Deskins, Teddy Martin, Joann Lambert, and Jennie Martin

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 2nd day of December, 2009.

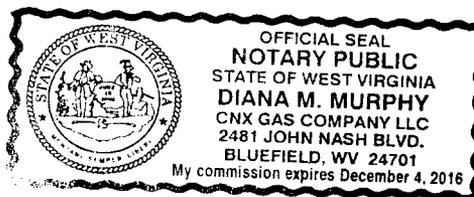
Anita D. Duty
Anita D. Duty

STATE OF WEST VIRGINIA
COUNTY OF MERCER

Taken, subscribed and sworn to before me by Anita D. Duty as a Pooling Supervisor for CNX Gas Company LLC, on behalf of the corporate Designated Operator, this 2nd day of December, 2009.

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.

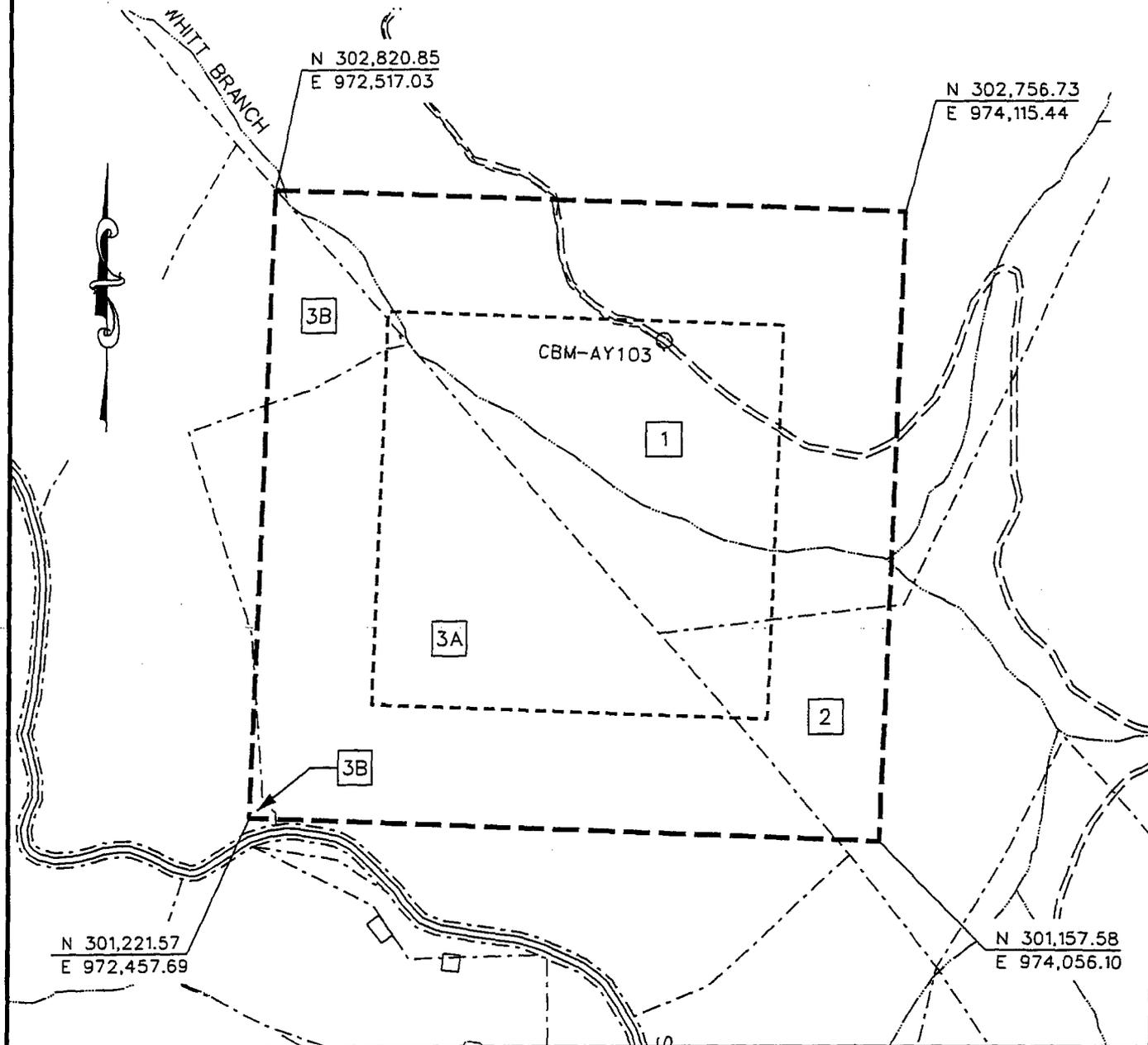


EXHIBIT A
 NORA FIELD
 UNIT AY-103
 FORCE POOLING
 VGOB-04-0720-1308

Company CNX Gas Company LLC Well Name and Number UNIT AY-103
 Tract No. _____ Elevation _____ Quadrangle Big A Mountain
 County Buchanan District Hurricane Scale: 1" = 400' Date 07/1/04
 This plat is a new plat ; an updated plat _____ ; or original plat _____

Form DGD-GD-7
 Rev. 9/91

Charles D. Maye
 Licensed Professional Engineer or Licensed Land Surveyor

10050
 (Affix Seal)

CNX Gas Company LLC
UNIT AY 103
Tract Identifications
(58.78 Acre Unit)

- 1A. Buckhorn Coal Company (Craig Harris 278.60 Acre Tract) – Fee
Knox Creek Coal Corporation – Above Drainage Seams Leased
CNX Gas Company LLC – Oil, Gas and CBM Leased
26.48 Acres 45.0494%
- 1B. Buckhorn Coal Company (Craig Harris 278.60 Acre Tract) – Fee
Knox Creek Coal Corporation – Above Drainage Seams Leased
CNX Gas Company LLC – Oil, Gas and CBM Leased
0.24 Acres 0.4083%
- OR**
- Buckhorn Coal Company (Craig Harris 278.60 Acre Tract) – Coal
Knox Creek Coal Corporation – Above Drainage Seams Leased
CNX Gas Company LLC – CBM Leased
Mattie M. Shortridge, et al – Surface and All Minerals except Coal
2. Buckhorn Coal Company Tr. 23 (John Lockhart 284.35 Acre Tract) – All Minerals
Knox Creek Coal Company – Above Drainage Coal Leased
CNX Gas Company LLC – Oil, Gas and CBM Leased
Nellie K. Dye, et al - Surface
4.60 Acres 7.8258%
- 3A. Harrison – Wyatt, LLC Big Axe Tr. 4 (1575.00 Acre Tract) – Coal
CNX Gas Company LLC – CBM Leased
CNX Gas Company LLC – Surface and All Minerals except Coal (43.8395%)
Ted Martin Heirs, et al – Surface and All Minerals except Coal (56.1605%)
CNX Gas Company LLC – Oil, Gas and CBM Leased (23.71%)
25.05 Acres 42.6165%
- 3B. Harrison – Wyatt, LLC Big Axe Tr. 4 (1575.00 Acre Tract) – Coal
CNX Gas Company LLC – CBM Leased
Mattie M. Shortridge, et al – Surface and All Minerals except Coal
2.41 Acres 4.1000%

CP

**Exhibit B-2
Unit AY-103
Docket #VGOB 04-0720-1308
List of Respondents to be Dismissed
(58.77 Acre Unit)**

	Acres in Unit	Percent of Unit	Reason for Dismissal
II. OIL & GAS OWNERSHIP			
<u>Tract #3A - 25.05 acres</u>			
William Coxton Heirs, Devisees, Successors or Assigns, et al. (167 Acre Tract)	25.05 acres	42.6238%	
(1) William M. Coxton Heirs, Devisees, Successors or Assigns			
(b) Clarence Coxton Heirs, Devisees, Successors or Assigns			
(b.3) Velma C. Taylor 5126 Grand Canyon Road Concord, NC 28027	0.1193 1/210 of 25.05 acres	0.2030%	Deeded Interest to CNX
(b.6.2) Brenda S. Forester 5202 Erie Drive Sebring, FL 33611	0.0398 1/630 of 25.05 acres	0.0677%	Deeded Interest to CNX
(b.6.3) Roy J. Conner, Jr. 32540 Trilby Road Dade City, FL 33523	0.0398 1/630 of 25.05 acres	0.0677%	Deeded Interest to CNX
(2) Frank Shortridge Heirs, Devisees, Successors or Assigns			
(c) Ida Belle Mason 826 Mill Street Tipton, IN 46072	0.4555 1/55 of 25.05 acres	0.7750%	Deeded Interest to CNX
(g) Rosa A. Breland 7159 Lantern Road Indianapolis, IN 46256	0.4555 1/55 of 25.05 acres	0.7750%	Deeded Interest to CNX
(i) Coy E. Shortridge Heirs, Devisees, Successors or Assigns			
(i.1) Ruby K. Shortridge P.O. Box 96 Rosedale, VA 24280	0.4555 1/55 of 25.05 acres	0.7750%	Deeded Interest to CNX
(k) Elmer B. Shortridge Heirs, Devisees, Successors or Assigns			
(k.1) Rhonda G. Griffith Rt.1 Box 92A Lebanon, VA 24266	0.1518 1/165 of 25.05 acres		Deeded Interest to CNX
(k.2) Heather C. Shortridge Rt.1 Box 92A Lebanon, VA 24266	0.1518 1/165 of 25.05 acres	0.258326%	Leased
(k.3) Oscar J. Shortridge Rt.1 Box 92A Lebanon, VA 24266	0.1518 1/165 of 25.05 acres		Deeded Interest to CNX

Exhibit B-2
Unit AY-103
Docket #VGOB 04-0720-1308
List of Respondents to be Dismissed
(58.77 Acre Unit)

	Acres in Unit	Percent of Unit	Reason for Dismissal
(3) Noah Shortridge Heirs, Devisees, Successors or Assigns			
(a) Emma E. McGlothlin Heirs, Devisees, Successors or Assigns (1/50)			
(a.1) Opal McGlothlin Gildart P.O. Box 389 Swords Creek, VA 24649	0.5010 1/50 of 25.05 acres	0.8525%	Deeded Interest to CNX
(b) Virgie S. Taylor 19118 Serenade Place Abindgon, VA 24210	0.5010 1/50 of 25.05 acres	0.8525%	Deeded Interest to CNX
(d) George Shortridge P.O. Box 76 Rowe, VA 24646	0.5010 1/50 of 25.05 acres	0.8525%	Deeded Interest to CNX
(e) Mary Noe Hagerman Heirs, Devisees, Successors or Assigns			
(e.2) Todd D. Noe 4225 Bernau Avenue, Apt. H Greensboro, NC 27407	0.1336 2/375 of 25.05 acres	0.2273%	Deeded Interest to CNX
(e.3) Debbie J. Pederson 916 Spring Hill Court Kernerville, NC 27284	0.1336 2/375 of 25.05 acres	0.2273%	Deeded Interest to CNX
(e.4) Edward E. Noe 399 E. Crest Drive Kernerville, NC 27284	0.1336 2/375 of 25.05 acres	0.2273%	Deeded Interest to CNX
(e.5) Danny R. Noe 916 Spring Hill Court Kernerville, NC 27284	0.1336 2/375 of 25.05 acres	0.2273%	Deeded Interest to CNX
(f) Julie Gongalez 1007 De-Foe Avenue San Francisco, CA 91340	0.5010 1/50 of 25.05 acres	0.8525%	Deeded Interest to CNX
(g) Sylvia J. Wilson Rt.7 Box 165 Salem, VA 24153	0.5010 1/50 of 25.05 acres	0.8525%	Deeded Interest to CNX
(h) Ira Shortridge Heirs, Devisees, Successors or Assigns			
(h.1) Belford Shortridge P.O. Box 49 Oakwood, VA 24631	0.1670 1/150 of 25.05 acres	0.2842%	Deeded Interest to CNX
(h.2) Garland Shortridge P.O. Box 520 Oakwood, VA 24631	0.1670 1/150 of 25.05 acres	0.2842%	Deeded Interest to CNX
(j) Margaret Childress Heirs, Devisees, Successors or Assigns			

Exhibit B-2
Unit AY-103
Docket #VGOB 04-0720-1308
List of Respondents to be Dismissed
(58.77 Acre Unit)

	Acres in Unit	Percent of Unit	Reason for Dismissal
(j.3) Donnie Childress PO Box 3351 Pikeville, KY 41502	0.1670 1/150 of 25.05 acres	0.2842%	Deeded Interest to CNX
(4) A. E. Martin Heirs, Devisees, Successors or Assigns (1/5)			
(a) Ted & Helen Martin Heirs, Devisees Successors or Assigns (2/15)			
(a.1) David & Patty Price 4344 Stinson Ridge Road Rowe, VA 24646	2.1710 13/150 of 25.05 acres	3.694062%	Leased
(a.2) Billy Martin 4566 Stinson Ridge Road Rowe, VA 24646	0.6680 2/75 of 25.05 acres	1.136634%	Leased
(a.3) Judy Deskins 494 Twin Oak Circle Lebanon, VA 24266	0.6680 2/75 of 25.05 acres	1.136634%	Leased
(a.4) Teddy Martin 1096 Mason Jar Lane Rowe, VA 24646	0.6680 2/75 of 25.05 acres	1.136634%	Leased
(b) Clarence & Peggy Martin Heirs, Devisees, Successors or Assigns (1/15)			
(b.1) Joann Lambert 2816 Fairview Road Mount Crawford, VA 22341	0.4175 1/60 of 25.05 acres	0.710396%	Leased
(b.2) Danny Martin Heirs, Devisees, Successors or Assigns (1/60)			
(b.2.1) Jennie Martin 41 Royal Pointe Drive Hylton Head Island, SC 29926	0.4175 1/60 of 25.05 acres	0.710396%	Leased

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**Exhibit B-3
Unit AY-103
Docket #VGOB 04-0720-1308
List of Unleased Owners/Claimants
(58.78 Acre Unit)**

	Acres in Unit	Percent of Unit
II. <u>OIL & GAS OWNERSHIP</u>		
<u>Tract #1B, 0.24 acres</u>		
(1) Velvie Shortridge Heirs, Devisees, Successors or Assigns	0.24 acres	0.4083%
(a) Mattie M. Shortridge Rt. 1 Box 618 Pounding Mill, VA 24637	0.1200 1/2 of 0.24 acres	0.2042%
(b) Anna Mae Shortridge Pack 5387 Pounding Mill Rd. Pounding Mill, VA 24637	0.1200 1/2 of 0.24 acres	0.2042%
<u>Tract #3A - 25.05 acres</u>		
William Coxton Heirs, Devisees, Successors or Assigns, et al. (167 Acre Tract)	25.05 acres	42.6165%
(1) William M. Coxton Heirs, Devisees, Successors or Assigns		
(b) Clarence Coxton Heirs, Devisees, Successors or Assigns		
(b.1) Jerlene Hatfield P.O. Box 11444 North Tazewell, VA 24630	0.1193 1/210 of 25.05 acres	0.2029%
(b.2) Lester Coxton P.O. Box 888 North Tazewell, VA 24630	25.05 1/210 of 25.05 acres	42.6165%
(b.4) Judy Jenkins 464 Lightwood Road Gordonsville, VA 22942	25.05 1/210 of 25.05 acres	42.6165%
(b.5) Della C. Hatfield Heirs, Devisees, Successors or Assigns		
(b.5.1) Harry Hatfield 464 Lightwood Road Gordonsville, VA 22942	25.05 1/210 of 25.05 acres	42.6165%
(b.6) Daisy C. Shevy Heirs, Devisees, Successors or Assigns		
(b.6.1) Allen Shevy 4403 Price Avenue Tampa, FL 33611	25.05 1/630 of 25.05 acres	42.6165%
(2) Frank Shortridge Heirs, Devisees, Successors or Assigns		
(a) Frankie Ann Hale Heirs, Devisees, Successors or Assigns		

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**Exhibit B-3
Unit AY-103
Docket #VGOB 04-0720-1308
List of Unleased Owners/Claimants
(58.78 Acre Unit)**

	Acres in Unit	Percent of Unit
(a.1) Shirley M. Dye P.O. Box 1200 Honaker, VA 24260	25.05 1/110 of 25.05 acres	42.6165%
(a.2) Mildred Helton 10008 Moore Drive Manassas, VA 20111	25.05 1/110 of 25.05 acres	42.6165%
(d) Okla E. Blankenship Heirs, Devisees, Successors or Assigns		
(d.1) Arvil Blankenship, Sr., widower 10 Malvern Dr. Elkton, MD 21921	25.05 1/385 of 25.05 acres	42.6165%
(d.2) Arvil Blankenship, Jr. 196 Dogwood Road Elkton, MD 21921	25.05 1/385 of 25.05 acres	42.6165%
(d.4) Patricia A. Keyes 4289 Big Laurel Creek Creston, NC 28615	25.05 1/385 of 25.05 acres	42.6165%
(d.5) Brenda Guzman 12 Balsom Road, Gordy Estates Wilmington, DE 19804	25.05 1/385 of 25.05 acres	42.6165%
(d.7) Elizabeth Betty Santos 342 Birch Street Kennett Square, PA 19348	25.05 1/385 of 25.05 acres	42.6165%
(h) Burke A. Shortridge 14454 Lee Highway Gainesville, VA 20155	25.05 1/55 of 25.05 acres	42.6165%
(j) Margie M. (Pearl) Hale 10791 Weaversville Rd. Bealeton, VA 22712	25.05 1/55 of 25.05 acres	42.6165%
(3) Noah Shortridge Heirs, Devisees, Successors or Assigns		
(c) Roy Shortridge Heirs, Devisees, Successors or Assigns		
(c.1) Anna Mae Pack 5387 Pounding Mill Branch Road Pounding Mill, VA 24637	25.05 1/150 of 25.05 acres	42.6165%
(c.2) Mattie Marie Shortridge Rt.1 Box 618 Pounding Mill, VA 24637	25.05 1/150 of 25.05 acres	42.6165%
(c.3) Roy R. Shortridge 5457 Pounding Mill Branch Road Pounding Mill, VA 24637	25.05 1/150 of 25.05 acres	42.6165%
(h) Ira Shortridge Heirs, Devisees, Successors or Assigns		

**Exhibit B-3
Unit AY-103
Docket #VGOB 04-0720-1308
List of Unleased Owners/Claimants
(58.78 Acre Unit)**

	Acres in Unit	Percent of Unit
(h.3) Windred Shortridge Heirs, Devisees, Successors or Assigns		
(h.3.1) Marsha A. Price 3760 Runway Drive Sophia, NC 27350	25.05 1/300 of 25.05 acres	42.6165%
(j) Margaret Childress Heirs, Devisees, Successors or Assigns		
(j.1) Linda C. Hale 352 Bell Street Blountville, TN 37617	25.05 1/150 of 25.05 acres	42.6165%
(j.2) Jessie Childress 1658 Woodlake Road Stamping Ground, KY 40379-9750	25.05 1/150 of 25.05 acres	42.6165%
(5) John Shortridge Heirs, Devisees, Successors or Assigns <i>Heirs / Addresses Unknown</i>	25.05 1/5 of 25.05 acres	42.6165%
<u>Tract #3B, 2.41 acres</u>		
(1) Velvie Shortridge Heirs, Devisees, Successors or Assigns	2.41 acres	4.1000%
(a) Mattie M. Shortridge Rt. 1 Box 618 Pounding Mill, VA 24637	1.2050 1/2 of 2.41 acres	2.0500%
(b) Anna Mae Shortridge Pack 5387 Pounding Mill Rd. Pounding Mill, VA 24637	1.2050 1/2 of 2.41 acres	2.0500%

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Exhibit E
Unit AY-103
Docket #VGOB 04-0720-1308
List of Conflicting Owners/Claimants that require escrow
(58.78 Acre Unit)

	Acres in Unit	Percent of Unit
<u>Tract #1B, 0.24 acres</u>		
<i>Escrow due to Title Conflict</i>		
<u>COAL OWNERSHIP</u>		
(1) Buckhorn Coal Company P. O. Box 187 Tazewell, VA 24651	0.24 acres	0.4083%
<u>OIL & GAS OWNERSHIP</u>		
(1) Buckhorn Coal Company P. O. Box 187 Tazewell, VA 24651	0.24 acres	0.4083%
- OR -		
(1) Velvie Shortridge Heirs, Devisees, Successors or Assigns	0.24 acres	0.4083%
(a) Mattie M. Shortridge Rt. 1 Box 618 Pounding Mill, VA 24637	0.12 acres 1/2 of 0.24 acres	0.2042%
(b) Anna Mae Shortridge Pack 5387 Pounding Mill Rd. Pounding Mill, VA 24637	0.12 acres 1/2 of 0.24 acres	0.2042%
<u>Tract #3A - 25.05 acres</u>		
<u>COAL OWNERSHIP</u>		
(1) Harrison-Wyatt, L.L.C. (Big Axe Tr.4) P.O. Box 11000 Danville, VA 24543	25.05 acres	42.6165%
<u>OIL & GAS OWNERSHIP</u>		
William Coxton Heirs, Devisees, Successors or Assigns, et al. <i>(167 Acre Tract)</i>	25.05 acres	42.6165%
(1) William M. Coxton Heirs, Devisees, Successors or Assigns		
(b) Clarence Coxton Heirs, Devisees, Successors or Assigns		
(b.1) Jerlene Hatfield P.O. Box 1444 North Tazewell, VA 24630	0.1193 acres 1/210 of 25.05 acres	0.202936%
(b.2) Lester Coxton P.O. Box 888 North Tazewell, VA 24630	0.1193 acres 1/210 of 25.05 acres	0.202936%

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Exhibit E
Unit AY-103
Docket #VGOB 04-0720-1308
List of Conflicting Owners/Claimants that require escrow
(58.78 Acre Unit)

	Acres in Unit	Percent of Unit
(b.4) Judy Jenkins 464 Lightwood Road Gordonsville, VA 22942	0.1193 acres 1/210 of 25.05 acres	0.202936%
(b.5) Della C. Hatfield Heirs, Devisees, Successors or Assigns		
(b.5.1) Harry Hatfield 464 Lightwood Road Gordonsville, VA 22942	0.1193 acres 1/210 of 25.05 acres	0.202936%
(b.6) Daisy C. Shevy Heirs, Devisees, Successors or Assigns		
(b.6.1) Allen Shevy 4403 Price Avenue Tampa, FL 33611	0.0398 acres 1/630 of 25.05 acres	0.067645%
(2) Frank Shortridge Heirs, Devisees, Successors or Assigns		
(a) Frankie Ann Hale Heirs, Devisees, Successors or Assigns		
(a.1) Shirley M. Dye P.O. Box 1200 Honaker, VA 24260	0.2277 acres 1/110 of 25.05 acres	0.387423%
(a.2) Mildred Helton 10008 Moore Drive Manassas, VA 20111	0.2277 acres 1/110 of 25.05 acres	0.387423%
(b) James R. Shortridge Heirs, Devisees, Successors or Assigns		
(d) Okla E. Blankenship Heirs, Devisees, Successors or Assigns		
(d.1) Arvil Blankenship, Sr., widower 414 Blue Ball Road Elkton, MD 21921	0.0651 acres 1/385 of 25.05 acres	0.110692%
(d.2) Arvil Blankenship, Jr. 196 Dogwood Road Elkton, MD 21921	0.0651 acres 1/385 of 25.05 acres	0.110692%
(d.3) Peggy L. Phillips 411 E. South Street Kennett Square, PA 19348	0.0651 acres 1/385 of 25.05 acres	0.110692%
(d.4) Patricia A. Keyes 4289 Big Laurel Creek Creston, NC 28615	0.0651 acres 1/385 of 25.05 acres	0.110692%
(d.5) Brenda Guzman 12 Balsom Road, Gordy Estates Wilmington, DE 19804	0.0651 acres 1/385 of 25.05 acres	0.110692%

Exhibit E
Unit AY-103
Docket #VGOB 04-0720-1308
List of Conflicting Owners/Claimants that require escrow
(58.78 Acre Unit)

	Acres in Unit	Percent of Unit
(d.6) Linda G. Mooney P.O. Box 397 Nottingham, PA 19362	0.0651 acres 1/385 of 25.05 acres	0.110692%
(d.7) Elizabeth Betty Santos 342 Birch Street Kennett Square, PA 19348	0.0651 acres 1/385 of 25.05 acres	0.110692%
(h) Burke A. Shortridge 14454 Lee Highway Gainesville, VA 20155	0.4555 acres 1/55 of 25.05 acres	0.774846%
(i) Coy E. Shortridge Heirs, Devisees, Successors or Assigns		
(j) Margie M. (Pearl) Hale 8116 Maplewood Drive Manassas, VA 20111	0.4555 acres 1/55 of 25.05 acres	0.774846%
(k) Elmer B. Shortridge Heirs, Devisees, Successors or Assigns		
(k.2) Heather C. Shortridge Rt.1 Box 92A Lebanon, VA 24266	0.1518 acres 1/165 of 25.05 acres	0.258282%
(3) Noah Shortridge Heirs, Devisees, Successors or Assigns		
(a) Emma E. McGlothlin Heirs, Devisees, Successors or Assigns (1/50)		
(c) Roy Shortridge Heirs, Devisees, Successors or Assigns		
(c.1) Anna Mae Pack Rt.1 Box 618 Pounding Mill, VA 24637	0.1670 acres 1/150 of 25.05 acres	0.284110%
(c.2) Mattie Marie Shortridge Rt.1 Box 618 Pounding Mill, VA 24637	0.1670 acres 1/150 of 25.05 acres	0.284110%
(c.3) Roy R. Shortridge Rt.1 Box 618 Pounding Mill, VA 24637	0.1670 acres 1/150 of 25.05 acres	0.284110%
(e) Mary Noe Hagerman Heirs, Devisees, Successors or Assigns (1/50)		
(e.1) Adam Hagerman, widower 6655 Weant Road Archdale, NC 27263	0.1002 acres 1/250 of 25.05 acres	0.170466%
(h) Ira Shortridge Heirs, Devisees, Successors or Assigns		
(h.3) Windred Shortridge Heirs, Devisees, Successors or Assigns		

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(58.78 Acre Unit)

	Acres in Unit	Percent of Unit
(h.3.1) Marsha A. Price 3760 Runway Drive Sophia, NC 27350	0.0835 acres 1/300 of 25.05 acres	0.142055%
(h.3.2) Melody L. Beech 3114 Pine Valley Road High Point, NC 27262	0.0835 acres 1/300 of 25.05 acres	0.142055%
(j) Margaret Childress Heirs, Devisees, Successors or Assigns		
(j.1) Linda C. Hale 352 Bell Street Blountville, TN 37617	0.1670 acres 1/150 of 25.05 acres	0.284110%
(j.2) Jessie Childress 1658 Woodlake Road Stamping Ground, KY 40379-9750	0.1670 acres 1/150 of 25.05 acres	0.284110%
(4) A. E. Martin Heirs, Devisees, Successors or Assigns (1/5)		
(b) Clarence & Peggy Martin Heirs, Devisees, Successors or Assigns (1/15)		
(b.2) Danny Martin Heirs, Devisees, Successors or Assigns (1/60)		
(b.2.1) Jennie Martin 41 Royal Pointe Drive Hylton Head Island, SC 29926	0.1392 acres 1/180 of 25.05 acres	0.236759%
(b.2.2) Shane Martin <i>Address Unknown</i>	0.1392 acres 1/180 of 25.05 acres	0.236759%
(b.2.3) Julie Martin <i>Address Unknown</i>	0.1392 acres 1/180 of 25.05 acres	0.236759%
(5) John Shortridge Heirs, Devisees, Successors or Assigns <i>Heirs / Addresses Unknown</i>	5.0100 acres 1/5 of 25.05 acres	8.523307%

Tract #3B - 2.41 acres

COAL OWNERSHIP

(1) Harrison-Wyatt, L.L.C. (Big Axe Tr.4) P.O. Box 11000 Danville, VA 24543	2.41 acres	4.1000%
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OIL & GAS OWNERSHIP

(1) Velvie Shortridge Heirs, Devisees, Successors or Assigns	0.24 acres	0.4083%
(a) Mattie M. Shortridge Rt. 1 Box 618 Pounding Mill, VA 24637	0.12 acres 1/2 of 0.24 acres	0.2042%

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Unit AY-103
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List of Conflicting Owners/Claimants that require escrow
(58.78 Acre Unit)

	Acres in Unit	Percent of Unit
(b) Anna Mae Shortridge Pack 5387 Pounding Mill Rd. Pounding Mill, VA 24637	0.12 acres 1/2 of 0.24 acres	0.2042%

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Exhibit EE
Unit AY-103
Docket #VGOB 04-0720-1308
List of Conflicting Owners/Claimants with Royalty Split Agreements
(58.78 Acre Unit)

	Acres in Unit	Percent of Unit
<u>Tract #3A - 25.05 acres</u>		
<u>COAL OWNERSHIP</u>		
(1) Harrison-Wyatt, L.L.C. (Big Axe Tr.4) P.O. Box 11000 Danville, VA 24543	25.05 acres	42.6165%
<u>OIL & GAS OWNERSHIP</u>		
William Coxton Heirs, Devisees, Successors or Assigns, et al. (167 Acre Tract)	25.05 acres	42.6165%
(2) Frank Shortridge Heirs, Devisees, Successors or Assigns		
(e) Velvie M. Hale Foleno P.O. Box 571 Honaker, VA 24260	0.4555 1/55 of 25.05 acres	0.774846%
(4) A. E. Martin Heirs, Devisees, Successors or Assigns (1/5)		
(a) Ted & Helen Martin Heirs, Devisees Successors or Assigns (2/15)		
(a.1) David & Patty Price 4344 Stinson Ridge Road Rowe, VA 24646	2.1710 13/150 of 25.05 acres	3.693433%
(a.2) Billy Martin 4539 Stinson Ridge Road Rowe, VA 24646	0.6680 2/75 of 25.05 acres	1.136441%
(a.3) Judy Deskins 494 Twin Oak Circle Lebanon, VA 24266	0.6680 2/75 of 25.05 acres	1.136441%
(a.4) Teddy Martin 1096 Mason Jar Lane Rowe, VA 24646	0.6680 2/75 of 25.05 acres	1.136441%
(b) Clarence & Peggy Martin Heirs, Devisees, Successors or Assigns (1/15)		
(b.1) Joann Lambert 2816 Fairview Road Mount Crawford, VA 22341	0.4175 1/60 of 25.05 acres	0.710276%
(6) CNX Gas Company LLC 2481 John Nash Blvd. Bluefield, WV 24701	10.9818 37976/86625 of 25.05 acres	18.682893%

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Buchanan

\$28

INSTRUMENT #090003814
RECORDED IN THE CLERK'S OFFICE OF
BUCHANAN COUNTY ON
DECEMBER 14, 2009 AT 10:29AM

BEVERLY S. TILLER, CLERK
RECORDED BY: GGB

\$28

need to establish
sub-account
12/13/09