

VIRGINIA:

BEFORE THE VIRGINIA GAS AND OIL BOARD

IN RE:

SUPPLEMENTAL ORDER REGARDING DOCKET NUMBER  
VGOB 05-1018-1506

ELECTIONS: UNIT BE-107  
(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 February 2, 2006 which was recorded at Deed Book 647, Page 249 in the Office of the Clerk of the Circuit Court of Russell County, Virginia, on February 7, 2006, (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 BE-107;

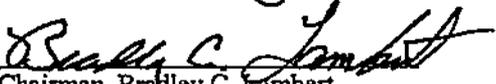
Order: By this Order, the Board orders the Designated Operator to tender, consistent with and in accordance with the findings set forth at paragraph 2. above and the annexed affidavit of elections with Exhibits thereto, any funds subject to escrow and instructs the Escrow Agent, First Bank & Trust Company 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.

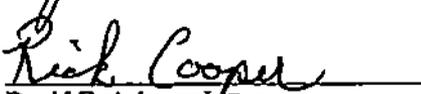
Conclusion: Therefore, the findings and all terms and provisions set forth above be and hereby are granted and IT IS SO ORDERED.

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

DONE AND EXECUTED this 14 day of July, 2010, by a majority of the Virginia Gas and Oil Board.

  
Chairman, Bradley C. Lambert

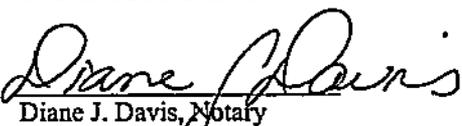
DONE AND PERFORMED THIS 14<sup>th</sup> day of July, 2010, by Order of the Board.

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

STATE OF VIRGINIA  
COUNTY OF RUSSELL

Acknowledged on this 14<sup>th</sup> day of July, 2010, 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.~~ 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.

*Rich Cooper*

  
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 BE-107  
VGOB 05-1018-1506 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 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 February 2, 2006, 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 Lebanon, 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 7, 2006;

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 February 2, 2006;

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:

Garden Realty Corporation, Clyde A. Fuller, Larry Fuller, Dorothy Fuller Martin, Eugene Fuller, John W. Street, et ux

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 12<sup>th</sup> day of March, 2010.

Anita D. Duty  
Anita D. Duty

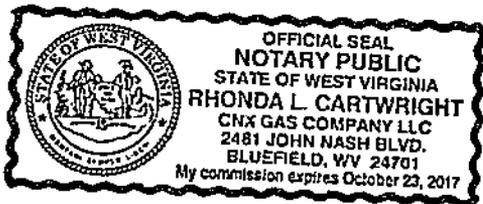
STATE OF WEST VIRGINIA  
COUNTY OF MERCER

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 12<sup>th</sup> day of March, 2010.

Rhonda L Cartwright  
Notary

My commission expires: 10/23/2017.



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

BOOK 647 PAGE 200

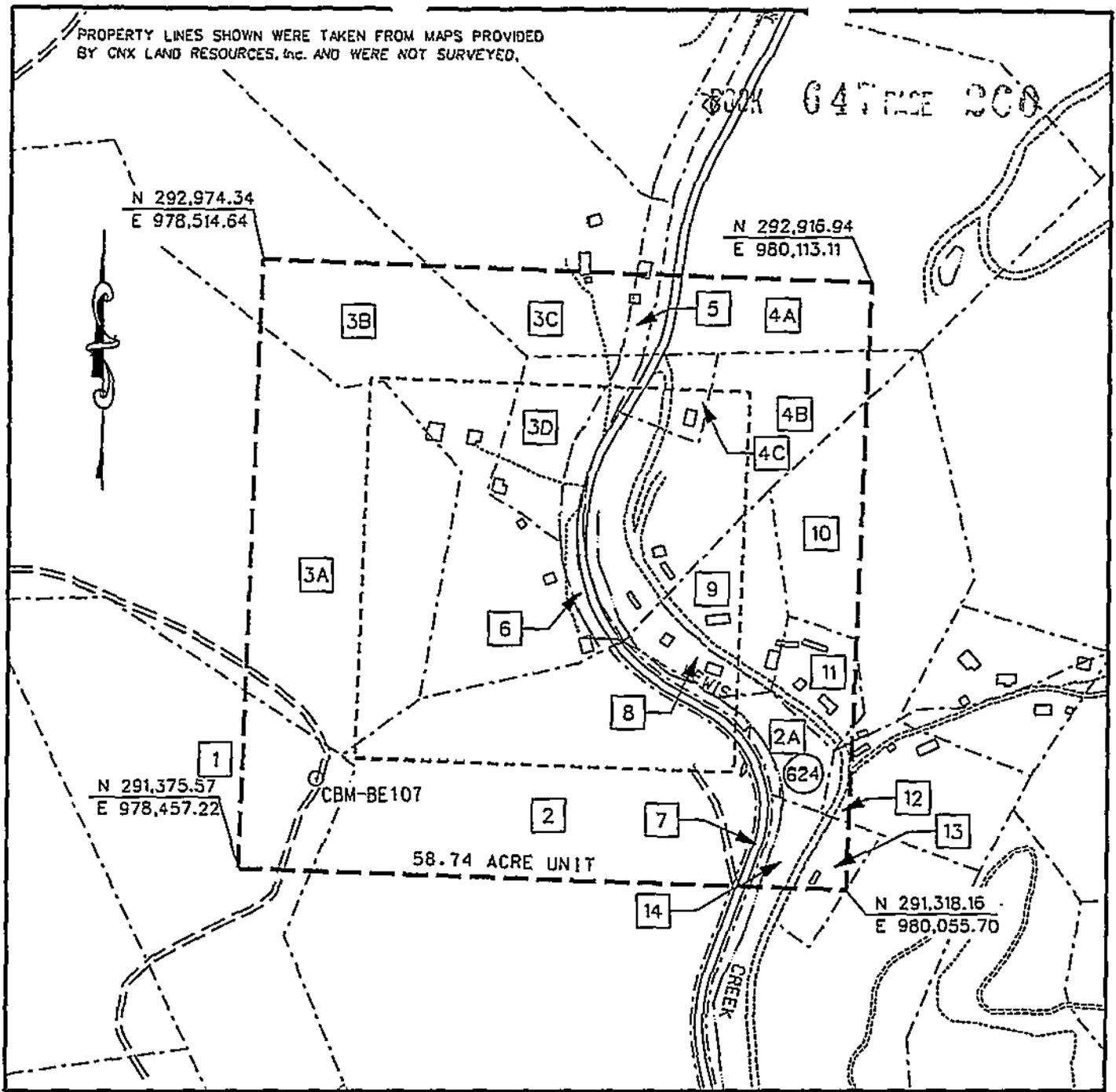
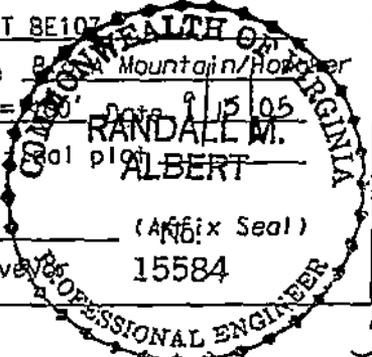


EXHIBIT A  
 MIDDLE RIDGE 1 FIELD  
 UNIT BE-107  
 FORCE POOLING  
 VGOB-05-1018-1506

Company CNX Gas Company LLC Well Name and Number UNIT BE107  
 Tract No. \_\_\_\_\_ Elevation \_\_\_\_\_ Quadrangle B Mountain/Horner  
 County Russell District New Garden Scale: 1" = 100' Date 9/15/05  
 This plot is a new plot X; an updated plot \_\_\_\_\_; or a seal plot \_\_\_\_\_

Form DGO-GO-7  
 Rev. 9/91

*Randall M. Albert*  
 Licensed Professional Engineer or Licensed Land Surveyor



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# CNX Gas Company LLC

UNIT BE-107

Tract Identifications  
(58.74 Acre Unit)

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1. CNX Gas Company LLC (George Walker 79.50 Acre Tract) – Coal  
Alice Dotson Isreal – Surface and All Minerals except Coal  
CNX Gas Company LLC – Oil, Gas and CBM Leased  
2.26 acres      3.8475%
2. CNX Gas Company LLC (George Walker 79.50 Acre Tract) – Fee  
12.24 acres      20.8376%
- 2A. CNX Gas Company LLC (George Walker 79.50 Acre Tract) – All Minerals  
Unknown Surface Owner  
0.93 acres      1.5832%
3. CNX Gas Company LLC (George Walker 395.73 Acre Tract) – All Minerals  
Knox Creek Coal Corp. – Coal In and Above Tiller Seam Leased (except Upper Banner Seam)  
23.45 acres      39.9217%
- 3A. Leslie Israel, et al – Surface Owner
- 3B. Leslie Israel, et al – Surface Owner
- 3C. Unknown Surface Owner
- 3D. Unknown Surface Owner
4. Tazewell Coal and Iron Company (38.10 Acre Tract) – All Minerals  
CNX Gas Company LLC – CBM Leased  
9.86 acres      16.7858%
- 4A. Unknown Surface Owner
- 4B. Unknown Surface Owner
- 4C. Unknown Surface Owner
5. Nicholas L. Stiltner, et ux (0.58 Acre Tract) – Fee  
CNX Gas Company LLC – Oil, Gas and CBM leased  
0.31 acres      0.5277%
6. Commonwealth of Virginia – Fee  
1.11 acres      1.8897%
7. Commonwealth of Virginia – Fee  
0.79 acres      1.3449%
8. Leslie Israel, et al (0.82 Acre Tract) – All Minerals  
CNX Gas Company LLC – Oil, Gas and CBM Leased  
Unknown Surface Owner  
0.82 acres      1.3960%
9. Fred Blankenship, et ux (2.11 Acre Tract) – Fee  
CNX Gas Company LLC – Oil, Gas and CBM Leased  
2.11 acres      3.5921%

U

# CNX Gas Company LLC

UNIT BE-107

Tract Identifications

(58.74 Acre Unit)

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10. M.O. Burke Heirs (5.57 Acres p/o 6.00 Acre Tract) – Coal  
CNX Gas Company LLC – CBM Leased (5/12)  
CNX Gas Company LLC – All Minerals except Coal (1/3)  
Garden Realty Corporation – All Minerals except Coal (1/3)  
A. J. Brown Heirs – All Minerals except Coal (1/3)  
CNX Gas Company LLC – Oil, Gas and CBM Leased (60.42%)  
Unknown Surface Owner  
2.37 acres      4.0347%
11. M.O. Burke Heirs (1.00 Acres p/o 6.00 Acre Tract) – Coal  
CNX Gas Company LLC – CBM Leased (5/12)  
Garden Realty Corporation – All Minerals except Coal  
CNX Gas Company LLC – Oil, Gas and CBM Leased  
Unknown Surface Owner  
1.20 acres      2.0429%
12. CNX Gas Company LLC (2.5 Acres p/o 9.07 Acre Tract) – All Minerals (1/3)  
Garden Realty Corporation – All Minerals (1/3)  
A.J. Brown Heirs – All Minerals (1/3)  
CNX Gas Company LLC – Oil, Gas and CBM Leased (60.42%)  
Unknown Surface Owner  
0.25 acres      0.4256%
13. CNX Gas Company LLC (George Walker 79.50 Acre Tract) – Coal  
Barbara Ray – Surface and All Minerals except Coal  
CNX Gas Company LLC – Oil, Gas and CBM Leased  
0.38 acres      0.6469%
14. CNX Gas Company LLC (George Walker 79.50 Acre Tract) – Coal  
Ethel Fuller Heirs – Surface and All Minerals except Coal  
CNX Gas Company LLC – Oil, Gas and CBM Leased  
0.66 acres      1.1236%

Exhibit B-2  
 Unit BE-107  
 Docket #VGOB 05-1018-1506  
 List of Respondents to be Dismissed  
 (58.74 Acre Unit)

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	Acres in Unit	Interest in Unit	Reason for Dismissal	Reason for Addition
<b>I. COAL OWNERSHIP</b>				
<u>Tract #11, 1.20 acres</u>				
(1) Garden Realty Corporation c/o Margaret Worley Burns 108 Bexley Road Mooresville, NC 28117	1.20 acres	2.0429%	Not an Owner	
<u>Tract #11, 1.20 acres</u>				
(1) M.O. Burke Heirs, Devisees, Successors or Assigns (6.00 acre coal tract)	1.20 acres	2.0429%		New Owner Due Diligence
(a) John K. Burke (1/3) Address Unknown	0.40 1/3 of 1.20 acres	0.6810%		
(b) James O. Burke Heirs, Devisees, Successors or Assigns (1/3)				
(b.1) James O. Burke, Jr. Address Unknown	0.10 1/12 of 1.20 acres	0.1702%		
(b.2) Henry Davis Burke Address Unknown	0.10 1/12 of 1.20 acres	0.1702%		
(b.3) Anthony Armistead Burke Address Unknown	0.10 1/12 of 1.20 acres	0.1702%		
(b.4) Richard Lowndes Burke 5411 Cary Street Richmond, VA 23226	0.10 1/12 of 1.20 acres	0.1702%		
(c) V. Armistead Burke (1/3) Address Unknown	0.40 1/3 of 1.20 acres	0.6810%		
<u>Tract #12, 0.25 acres</u>				
Garden Realty Corporation, et al.	0.25 acres	0.4256%		
(3) A.J. Brown Heirs, Devisees, Successors or Assigns	0.083 1/3 of 0.25 acres	0.1419%		
(a) Dora Brown Fuller Heirs, Devisees, Successors or Assigns				
(a.1) Clyde A. Fuller 143 Spring Street Hampton, TN 37658	0.009 1/27 of 0.25 acres	0.0158%	Leased	
(b) Elmer Fuller Heirs, Devisees, Successors or Assigns				
(b.2) Larry Fuller P.O. Box 884 Honaker, VA 24260	0.002 1/135 of 0.25 acres	0.0032%	Leased	
(d) Ora Brown Fuller Heirs, Devisees, Successors or Assigns				
(d.3) Dorothy Fuller Martin Rt.3 Box 118 Honaker, VA 24260	0.004 1/63 of 0.25 acres	0.0068%	Leased	

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Exhibit B-2  
Unit BE-107  
Docket #VGOB 05-1018-1506  
List of Respondents to be Dismissed  
(58.74 Acre Unit)

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	Acres in Unit	Interest in Unit	Reason for Dismissal	Reason for Addition
(d.5) Eugene Fuller 3286 Huffman Lane Roanoke, VA 24014	0.004 1/63 of 0.25 acres	0.0068%	Leased	
<b>II. OIL &amp; GAS OWNERSHIP</b>				
<b><u>Tract #2, 12.24 acres</u></b>				
(1) John W. Street, et ux P.O. Box 158 Rowe, VA 24646	13.17 acres	22.4208%	Sold Interest	
<b><u>Tract #2, 12.24 acres</u></b>				
(1) CNX Gas Company, LLC (George Walker 79.50 acre tract) 2481 John Nash Blvd. Bluefield, WV 24701	12.24 acres	20.8376%		New Owner
<i>NOTE: CNX Gas Co. purchased the interest of John W. Street, et ux Tracts 2 &amp; 2A total the original acreage of 13.17 Has no affect on royalty payments</i>				
<b><u>Tract #10, 2.37 acres</u></b>				
Garden Realty Corporation, et al.	2.37 acres	4.0347%		
(3) A.J. Brown Heirs, Devisees, Successors or Assigns (1/3)	0.790 1/3 of 2.37 acres	1.3449%		
(a) Dora Brown Fuller Heirs, Devisees, Successors or Assigns				
(a.1) Clyde A. Fuller 143 Spring Street Hampton, TN 37658	0.088 1/27 of 2.37 acres	0.1494%	Leased	
(b) Elmer Fuller Heirs, Devisees, Successors or Assigns				
(b.2) Larry Fuller P.O. Box 884 Honaker, VA 24260	0.018 1/135 of 2.37 acres	0.0299%	Leased	
(d) Ora Brown Fuller Heirs, Devisees, Successors or Assigns				
(d.3) Dorothy Fuller Martin Rt.3 Box 118 Honaker, VA 24260	0.038 1/63 of 2.37 acres	0.0640%	Leased	
(d.5) Eugene Fuller 3286 Huffman Lane Roanoke, VA 24014	0.038 1/63 of 2.37 acres	0.0640%	Leased	
<b><u>Tract #12, 0.25 acres</u></b>				
Garden Realty Corporation, et al.	0.25 acres	0.4256%		
(3) A.J. Brown Heirs, Devisees, Successors or Assigns (1/3)	0.083 1/3 of 0.25 acres	0.1419%		
(a) Dora Brown Fuller Heirs, Devisees, Successors or Assigns				

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Exhibit B-2  
 Unit BE-107  
 Docket #VGOB 05-1018-1506  
 List of Respondents to be Dismissed  
 (58.74 Acre Unit)

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	Acres in Unit	Interest in Unit	Reason for Dismissal	Reason for Addition
(a.1) Clyde A. Fuller 143 Spring Street Hampton, TN 37658	0.009 1/27 of 0.25 acres	0.0158%	Leased	
(b) Elmer Fuller Heirs, Devisees, Successors or Assigns				
(b.2) Larry Fuller P.O. Box 884 Honaker, VA 24260	0.002 1/135 of 0.25 acres	0.0032%	Leased	
(d) Ora Brown Fuller Heirs, Devisees, Successors or Assigns				
(d.3) Dorothy Fuller Martin Rt.3 Box 118 Honaker, VA 24260	0.004 1/63 of 0.25 acres	0.0068%	Leased	
(d.5) Eugene Fuller 3286 Huffman Lane Roanoke, VA 24014	0.004 1/63 of 0.25 acres	0.0068%	Leased	

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Exhibit B-3  
 Unit BE-107  
 Docket #VGOB 05-1018-1506  
 List of Unleased Owners/Claimants  
 (58.74 Acre Unit)

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	Acres In Unit	Interest in Unit
<b>I. COAL OWNERSHIP</b>		
<u>Tract #6, 1.11 acres</u>		
(1) Commonwealth of Virginia Virginia Department of Transportation 870 Bonham Road Bristol, VA 24201	1.11 acres	1.8897%
<u>Tract #7, 0.79 acres</u>		
(1) Commonwealth of Virginia Virginia Department of Transportation 870 Bonham Road Bristol, VA 24201	0.79 acres	1.3449%
<u>Tract #11, 1.20 acres</u>		
(1) M.O. Burke Heirs, Devisees, Successors or Assigns (6.00 acre coal tract)	1.20 acres	2.0429%
(b) James O. Burke Heirs, Devisees, Successors or Assigns (1/3)		
(b.1) James O. Burke, Jr. Address Unknown	0.10 1/12 of 1.20 acres	0.1702%
(b.2) Henry Davis Burke Address Unknown	0.10 1/12 of 1.20 acres	0.1702%
(b.3) Anthony Armistead Burke Address Unknown	0.10 1/12 of 1.20 acres	0.1702%
(c) V. Armistead Burke (1/3) Address Unknown	0.40 1/3 of 1.20 acres	0.6810%
<u>Tract #12, 0.25 acres</u>		
Garden Realty Corporation, et al.	0.25 acres	0.4256%
(3) A.J. Brown Heirs, Devisees, Successors or Assigns	0.083 1/3 of 0.25 acres	0.1419%
(b) Elmer Fuller Heirs, Devisees, Successors or Assigns		
(b.1) Deborah Fuller Address Unknown	0.0019 1/135 of 0.25 acres	0.0032%
(b.4) Christine Fuller Hubbard Rt.1 Box 153 Honaker, VA 24260	0.0019 1/135 of 0.25 acres	0.0032%
(c) Cora Brown Boyd Heirs, Devisees, Successors or Assigns		
(c.4) Maxine Boyd Slate Heirs, Devisees, Successors or Assigns		

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Exhibit B-3  
 Unit BE-107  
 Docket #VGOB 05-1018-1506  
 List of Unleased Owners/Claimants  
 (58.74 Acre Unit)

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	Acres in Unit	Interest in Unit
(c.5) Clarence Boyd Heirs, Devisees, Successors or Assigns <i>Heirs / Addresses Unknown</i>	0.0040 1/63 of 0.25 acres	0.0068%
(c.7) Earl Boyd Heirs, Devisees, Successors or Assigns <i>Heirs / Addresses Unknown</i>	0.0040 1/63 of 0.25 acres	0.0068%
(d) Ora Brown Fuller Heirs, Devisees, Successors or Assigns		
(d.7) Roberta Osborne P.O. Box 1144 Honaker, VA 24260	0.0040 1/63 of 0.25 acres	0.0068%

II. OIL & GAS OWNERSHIP

Tract #6, 1.11 acres

(1) Commonwealth of Virginia Virginia Department of Transportation 870 Bonham Road Bristol, VA 24201	1.11 acres	1.8897%
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Tract #7, 0.79 acres

(1) Commonwealth of Virginia Virginia Department of Transportation 870 Bonham Road Bristol, VA 24201	0.79 acres	1.3449%
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Tract #10, 2.37 acres

Garden Realty Corporation, et al.	2.37 acres	4.0347%
(3) A.J. Brown Heirs, Devisees, Successors or Assigns (1/3)	0.790 1/3 of 2.37 acres	1.3449%
(b) Elmer Fuller Heirs, Devisees, Successors or Assigns		
(b.1) Deborah Fuller <i>Address Unknown</i>	0.0176 1/135 of 2.37 acres	0.0299%
(b.4) Christine Fuller Hubbard Rt.1 Box 153 Honaker, VA 24260	0.0176 1/135 of 2.37 acres	0.0299%
(c) Cora Brown Boyd Heirs, Devisees, Successors or Assigns		
(c.5) Clarence Boyd Heirs, Devisees, Successors or Assigns <i>Heirs / Addresses Unknown</i>	0.0376 1/63 of 2.37 acres	0.0640%
(c.7) Earl Boyd Heirs, Devisees, Successors or Assigns <i>Heirs / Addresses Unknown</i>	0.0376 1/63 of 2.37 acres	0.0640%

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Exhibit B-3  
 Unit BE-107  
 Docket #VGOB 05-1018-1506  
 List of Unleased Owners/Claimants  
 (58.74 Acre Unit)

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	Acres in Unit	Interest in Unit
(d) Ora Brown Fuller Heirs, Devisees, Successors or Assigns		
(d.7) Roberta Osborne P.O. Box 1144 Honaker, VA 24260	0.0376 1/63 of 2.37 acres	0.0640%
<u>Tract #12, 0.25 acres</u>		
Garden Realty Corporation, et al.	0.25 acres	0.4256%
(3) A.J. Brown Heirs, Devisees, Successors or Assigns		
(b) Elmer Fuller Heirs, Devisees, Successors or Assigns		
(b.1) Deborah Fuller <i>Address Unknown</i>	0.0019 1/135 of 0.25 acres	0.0032%
(b.4) Christine Fuller Hubbard Rt.1 Box 153 Honaker, VA 24260	0.0019 1/135 of 0.25 acres	0.0032%
(c) Cora Brown Boyd Heirs, Devisees, Successors or Assigns		
(c.5) Clarence Boyd Heirs, Devisees, Successors or Assigns <i>Heirs / Addresses Unknown</i>	0.0040 1/63 of 0.25 acres	0.0068%
(c.7) Earl Boyd Heirs, Devisees, Successors or Assigns <i>Heirs / Addresses Unknown</i>	0.0040 1/63 of 0.25 acres	0.0068%
(d) Ora Brown Fuller Heirs, Devisees, Successors or Assigns		
(d.7) Roberta Osborne P.O. Box 1144 Honaker, VA 24260	0.0040 1/63 of 0.25 acres	0.0068%

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Exhibit E  
Unit BE-107  
Wells BE107 & BE107A  
Docket #VGOB 05-1018-1506  
List of Conflicting Owners/Claimants that require escrow  
(58.74 Acre Unit)

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	Acres In Unit	Interest in Unit
<u>Tract #10, 2.37 acres</u>		
<u>COAL OWNERSHIP</u>		
(1) M.O. Burke Heirs, Devisees, Successors or Assigns (6.00 acre coal tract)	2.37 acres	4.0347%
(a) John K. Burke (1/3) Address Unknown	0.790 1/3 of 2.37 acres	1.3449%
(b) James O. Burke Heirs, Devisees, Successors or Assigns (1/3)		
(b.1) James O. Burke, Jr. Address Unknown	0.198 1/12 of 2.37 acres	0.3362%
(b.2) Henry Davis Burke Address Unknown	0.198 1/12 of 2.37 acres	0.3362%
(b.3) Anthony Armistead Burke Address Unknown	0.198 1/12 of 2.37 acres	0.3362%
(b.4) Richard Lowndes Burke 5411 Cary Street Richmond, VA 23226	0.198 1/12 of 2.37 acres	0.3362%
(c) V. Armistead Burke (1/3) Address Unknown	0.790 1/3 of 2.37 acres	1.3449%
<u>OIL &amp; GAS OWNERSHIP</u>		
Garden Realty Corporation, et al.	2.37 acres	4.0347%
(1) Garden Realty Corporation 108 Bexley Road Mooresville, NC 28117	0.790 1/3 of 2.37 acres	1.3449%
(2) CNX Gas Company LLC 2481 John Nash Blvd. Bluefield, WV 24701	0.790 1/3 of 2.37 acres	1.3449%
(3) A.J. Brown Heirs, Devisees, Successors or Assigns (1/3)	0.790 1/3 of 2.37 acres	1.3449%
(a) Dora Brown Fuller Heirs, Devisees, Successors or Assigns		
(a.1) Clyde A. Fuller 143 Spring Street Hampton, TN 37658	0.0878 1/27 of 2.37 acres	0.1494%
(a.2) Virginia Perkins Rt.2 Box 97 Honaker, VA 24260	0.0878 1/27 of 2.37 acres	0.1494%
(b) Elmer Fuller Heirs, Devisees, Successors or Assigns		
(b.1) Deborah Fuller Address Unknown	0.0176 1/135 of 2.37 acres	0.0299%
(b.2) Larry Fuller P.O. Box 884 Honaker, VA 24260	0.0176 1/135 of 2.37 acres	0.0299%

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Exhibit E  
Unit BE-107  
Wells BE107 & BE107A  
Docket #VGOB 05-1018-1506  
List of Conflicting Owners/Claimants that require escrow  
(58.74 Acre Unit)

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	Acres in Unit	Interest in Unit
(b.3) Alan Fuller P.O. Box 998 Honaker, VA 24260	0.0176 1/135 of 2.37 acres	0.0299%
(b.4) Christine Fuller Hubbard Rt.1 Box 153 Honaker, VA 24260	0.0176 1/135 of 2.37 acres	0.0299%
(b.5) Lisa Fuller Musick 11160 New Garden Road Honaker, VA 24260	0.0176 1/135 of 2.37 acres	0.0299%
(c) Cora Brown Boyd Heirs, Devisees, Successors or Assigns		
(c.1) Warren Boyd P.O. Box 1787 Cedar Bluff, VA 24609	0.0376 1/63 of 2.37 acres	0.0640%
(c.2) Jessee Boyd 3058 South Broad Street Chicago, IL 60608	0.0376 1/63 of 2.37 acres	0.0640%
(c.3) Pauline Boyd Christian 1002 Hannah Circle SW Roanoke, VA 24016	0.0376      0.0000 1/63 of 2.37 acres	0.0640%
(c.4) Maxine Boyd Slate Heirs, Devisees, Successors or Assigns		
(c.4.1) John Slate P. O. Box 852 Radford, VA 24143	0.0376 1/63 of 2.37 acres	0.0640%
(c.5) Clarence Boyd Heirs, Devisees, Successors or Assigns <i>Heirs / Addresses Unknown</i>	0.0376 1/63 of 2.37 acres	0.0640%
(c.6) Corena Boyd Brown 10268 Southwest Highway Chicago Ridge, IL 60415	0.0376 1/63 of 2.37 acres	0.0640%
(c.7) Earl Boyd Heirs, Devisees, Successors or Assigns <i>Heirs / Addresses Unknown</i>	0.0376 1/63 of 2.37 acres	0.0640%
(d) Ora Brown Fuller Heirs, Devisees, Successors or Assigns		
(d.1) Gladys McCoy Rt. 1 Box 102 J12 Lebanon, VA 24266	0.0376 1/63 of 2.37 acres	0.0640%
(d.2) Raymond Fuller Heirs, Devisees, Successors or Assigns		
(d.2.1) Gertrude Fuller Box 99 Rosedale, VA 24280	0.0376 1/63 of 2.37 acres	0.0640%
(d.3) Dorothy Fuller Martin Rt.3 Box 118 Honaker, VA 24260	0.0376 1/63 of 2.37 acres	0.0640%

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Exhibit E  
Unit BE-107  
Wells BE107 & BE107A  
Docket #VGOB 05-1018-1506  
List of Conflicting Owners/Claimants that require escrow  
(58.74 Acre Unit)

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	Acres in Unit	Interest in Unit
(d.4) Ralph Fuller P.O. Box 1705 Lebanon, VA 24266	0.0376 1/63 of 2.37 acres	0.0640%
(d.5) Eugene Fuller 3286 Huffman Lane Roanoke, VA 24014	0.0376 1/63 of 2.37 acres	0.0640%
(d.6) Delmer Fuller Box 607 Honaker, VA 24260	0.0376 1/63 of 2.37 acres	0.0640%
(d.7) Roberta Osborne P.O. Box 1144 Honaker, VA 24260	0.0376 1/63 of 2.37 acres	0.0640%

Tract #11, 1.20 acres

COAL OWNERSHIP

(1) M.O. Burke Heirs, Devisees, Successors or Assigns (6.00 acre coal tract)	1.20 acres	2.0429%
(a) John K. Burke (1/3) Address Unknown	0.40 1/3 of 1.20 acres	0.6810%
(b) James O. Burke Heirs, Devisees, Successors or Assigns (1/3)		
(b.1) James O. Burke, Jr. Address Unknown	0.10 1/12 of 1.20 acres	0.1702%
(b.2) Henry Davis Burke Address Unknown	0.10 1/12 of 1.20 acres	0.1702%
(b.3) Anthony Armistead Burke Address Unknown	0.10 1/12 of 1.20 acres	0.1702%
(b.4) Richard Lowndes Burke 5411 Cary Street Richmond, VA 23226	0.10 1/12 of 1.20 acres	0.1702%
(c) V. Armistead Burke (1/3) Address Unknown	0.40 1/3 of 1.20 acres	0.6810%

OIL & GAS OWNERSHIP

(1) Garden Realty Corporation 108 Bexley Road Mooresville, NC 28117	1.20 acres	2.0429%
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Tract #12, 0.25 acres

*Escrow due to Unknown/Unlocatable*

COAL OWNERSHIP

Garden Realty Corporation, et al.	0.25 acres	0.4256%
(3) A.J. Brown Heirs, Devisees, Successors or Assigns	0.083 1/3 of 0.25 acres	0.1419%
(b) Elmer Fuller Heirs, Devisees, Successors or Assigns		

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Exhibit E  
 Unit BE-107  
 Wells BE107 & BE107A  
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 List of Conflicting Owners/Claimants that require escrow  
 (58.74 Acre Unit)

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	Acres In Unit	Interest In Unit
(b.1) Deborah Fuller <i>Address Unknown</i>	0.0019 1/135 of 0.25 acres	0.0032%
(c) Cora Brown Boyd Heirs, Devisees, Successors or Assigns		
(c.5) Clarence Boyd Heirs, Devisees, Successors or Assigns <i>Heirs / Addresses Unknown</i>	0.0040 1/63 of 0.25 acres	0.0068%
(c.7) Earl Boyd Heirs, Devisees, Successors or Assigns <i>Heirs / Addresses Unknown</i>	0.0040 1/63 of 0.25 acres	0.0068%
<b><u>OIL &amp; GAS OWNERSHIP</u></b>		
Garden Realty Corporation, et al.	0.25 acres	0.4256%
(3) A.J. Brown Heirs, Devisees, Successors or Assigns	0.083 1/3 of 0.25 acres	0.1419%
(b) Elmer Fuller Heirs, Devisees, Successors or Assigns		
(b.1) Deborah Fuller <i>Address Unknown</i>	0.0019 1/135 of 0.25 acres	0.0032%
(c) Cora Brown Boyd Heirs, Devisees, Successors or Assigns		
(c.5) Clarence Boyd Heirs, Devisees, Successors or Assigns <i>Heirs / Addresses Unknown</i>	0.0040 1/63 of 0.25 acres	0.0068%
(c.7) Earl Boyd Heirs, Devisees, Successors or Assigns <i>Heirs / Addresses Unknown</i>	0.0040 1/63 of 0.25 acres	0.0068%
<b><u>Tract #13, 0.38 acres</u></b>		
<b><u>COAL OWNERSHIP</u></b>		
(1) CNX Gas Company, LLC <i>(George Walker 79.50 acre tract)</i> 2481 John Nash Blvd. Bluefield, WV 24701	0.38 acres	0.6469%
<b><u>OIL &amp; GAS OWNERSHIP</u></b>		
(1) Barbara Ray Rt.2 Box 532 Honaker, VA 24260	0.38 acres	0.6469%
<b><u>Tract #14, 0.66 acres</u></b>		
<b><u>COAL OWNERSHIP</u></b>		
(1) CNX Gas Company, LLC <i>(George Walker 79.50 acre tract)</i> 2481 John Nash Blvd. Bluefield, WV 24701	0.66 acres	1.1236%

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**Exhibit E**  
**Unit BE-107**  
**Wells BE107 & BE107A**  
**Docket #VGOB 05-1018-1506**  
**List of Conflicting Owners/Claimants that require escrow**  
**(58.74 Acre Unit)**

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	Acres in Unit	Interest in Unit
<b><u>OIL &amp; GAS OWNERSHIP</u></b>		
(1) Ethel Fuller Heirs, Devisees, Successors or Assigns	0.66 acres	1.1236%
(a) James S. Osborne P.O. Box 1957 Honaker, VA 242260	0.22 1/3 of 0.66 acres	0.3745%
(b) Kyle S. Osborne RT2 Box 76 Honaker, VA 242260	0.22 1/3 of 0.66 acres	0.3745%
(c) Grace E. Deskins RT2 Box 542 Honaker, VA 242260	0.22 1/3 of 0.66 acres	0.3745%

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Exhibit EE  
 Unit BE-107  
 Wells BE107 & BE107A  
 Docket #VGOB 05-1018-1506  
 List of Conflicting Owners/Claimants with Royalty Split Agreements  
 (58.74 Acre Unit)

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	Acres in Unit	Interest in Unit
<b><u>Tract #1, 2.26 acres</u></b>		
<b><u>COAL OWNERSHIP</u></b>		
(1) CNX Gas Company, LLC <i>(George Walker 79.50 acre tract)</i> 2481 John Nash Blvd. Bluefield, WV 24701	2.26 acres	3.8475%
<b><u>OIL &amp; GAS OWNERSHIP</u></b>		
(1) Alice Dotson Israel 5122 Drill Road Honaker, VA 24260 Bluefield, WV 24701	2.26 acres	3.8475%

**1101842**

VIRGINIA: IN THE OFFICE OF THE CLERK OF THE CIRCUIT COURT OF RUSSELL COUNTY, 7-26, 2011. This deed was this day presented in said office, and upon the certificate of acknowledgment thereto annexed, admitted to record at 3:22 o'clock P.M., after payment of \$      tax imposed by Sec. 58.1-802.

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

Original returned this date to: Sharon Hagy

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