

1257

VIRGINIA:

BEFORE THE VIRGINIA GAS AND OIL BOARD

IN RE:

SUPPLEMENTAL ORDER REGARDING DOCKET NUMBER
VGOB 06-0117-1558

ELECTIONS: UNIT AV-130
(herein "Subject Drilling Unit")

TAX MAP IDENTIFICATION NUMBERS:

Tax map identification numbers for all parcels affected by this order are shown on Exhibit marked "Tract Identifications" which is attached to and a part of this order.

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 executed in the captioned matter on March 9, 2006 which was recorded at Deed Book 965, Page 448 in the Office of the Clerk of the Circuit Court of Tazewell County, Virginia, on March 13, 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 Boards 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 AV-130;

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: Judy Barger 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

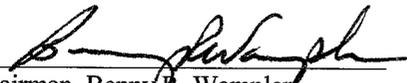
with Exhibits thereto, to receive funds and account to the Board therefore.

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.

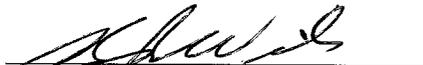
Conclusion: Therefore, the findings and all terms and provisions set forth above be and hereby are granted and IT IS SO ORDERED.

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

DONE AND EXECUTED this 20th day of March, 2008, by a majority of the Virginia Gas and Oil Board.

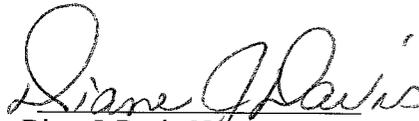

Chairman, Benny R. Wampler

DONE AND PERFORMED THIS 20th day of March, 2008, by Order of the Board.


B. R. Wilson,
Director of the Division of Gas & Oil Board and
Principal Executive to the Board

STATE OF VIRGINIA
COUNTY OF WASHINGTON

Acknowledged on this 20th day of March, 2008, personally before me a notary public in and for the Commonwealth of Virginia, appeared Benny R. Wampler, being duly sworn did depose and say that he is Chairman of the Virginia Gas and Oil Board, and appeared B. R. Wilson, 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, 2009

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 AV-130
VGOB 06-0117-1558 in the Maiden Springs District of Tazewell County, Virginia

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

Leslie K. Arrington, being first duly sworn on oath, deposes and says:

That your affiant is employed by CNX Gas Company LLC, as a Manager – Environmental Permitting and is duly authorized to make this affidavit on behalf of CNX GAS COMPANY LLC, the designated operator,

That the Order entered on March 9, 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 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 March 13, 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 March 9, 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 and/ or they are no longer an owner, they should be dismissed as respondents; the Operator requests that the following persons be dismissed as Respondents:

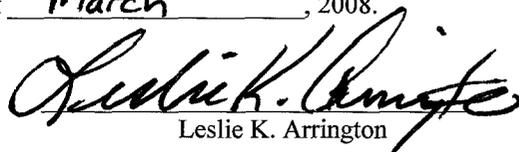
Daniel J. Stilwell

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.

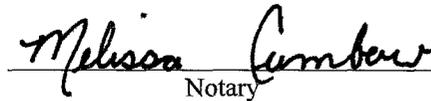
See attached Exhibit EE

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.

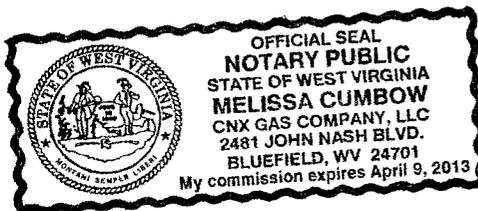
Dated at Mercer, West Virginia, this 3rd day of March, 2008.


Leslie K. Arrington

Taken, subscribed and sworn to before me by Leslie K. Arrington as a Manager – Environmental Permitting for CNX Gas Company LLC, on behalf of the corporate Designated Operator, this 3rd day of March, 2008.


Notary

My commission expires: April 9, 2013.



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

BK 1025PG0494

N 305,758.16
E 1,015,786.18

N 305,696.94
E 1,017,384.52

LONGITUDE: 81°50'00"

48.21 ACRE UNIT

2A

CBM-AV130

2C

2B

1

2D

2B

2E

N 304,444.17
E 1,015,738.99

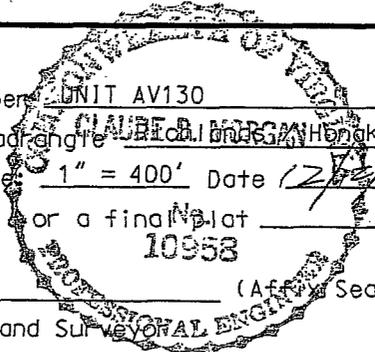
N 304,386.76
E 1,017,337.46

EXHIBIT A
MIDDLE RIDGE 1 FIELD
UNIT AV-130
FORCE POOLING
VGOB-06-0117-1558

Company CNX Gas Company LLC Well Name and Number UNIT AV130
Tract No. _____ Elevation _____ Quadrangle 10953
County Tazewell District Maiden Springs Scale 1" = 400' Date 12/2/09
This plat is a new plat X ; an updated plat _____ ; or a final plat _____

Form DGO-GO-7
Rev. 9/91

[Signature] (Affix Seal)
Licensed Professional Engineer or Licensed Land Surveyor



CNX GAS COMPANY LLC**UNIT AV130****Tract Identifications****(48.21 Acre Tract)**

- 1. Commonwealth Coal Company Tr. 9 (1497.62 Acre Tract) - 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
30.65 acres 63.5760%
Tax Map # 840122A**
- 2A. Coal Mountain Mining Co. Limited Partnership, LLP Tr. 20 (205 Acre Tract) - Coal Reserve Coal Properties 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
3.91 acres 8.1104%
Tax Map #84A79**
- 2B. Coal Mountain Mining Co. Limited Partnership, LLP Tr. 20 (205 Acre Tract) - Coal Reserve Coal Properties 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
2.79 acres 5.7872%
Tax Map #84A80**
- 2C. Coal Mountain Mining Co. Limited Partnership, LLP Tr. 20 (205 Acre Tract) - Coal Reserve Coal Properties Company - Below Drainage Coal Leased Knox Creek Coal Corporation - Above Drainage Coal Leased CNX Gas Company LLC - CBM Leased Charley Ball Heirs - All Minerals except Coal Knox Creek Coal Corporation, et al - Surface
2.60 acres 5.3931%
Tax Map #84A81**
- 2D. Coal Mountain Mining Co. Limited Partnership, LLP Tr. 20 (205 Acre Tract) - Coal Reserve Coal Properties 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
8.16 acres 16.9259%
Tax Map #84A82**

BK 1025PG0496

CNX GAS COMPANY LLC

UNIT AV130

Tract Identifications

(48.21 Acre Tract)

- 2E. Coal Mountain Mining Co. Limited Partnership, LLP Tr. 20 (205 Acre Tract) - Coal Reserve Coal Properties Company - Below Drainage Coal Leased
Knox Creek Coal Corporation – Above Drainage Coal Leased
CNX Gas Company LLC - CBM Leased
Commonwealth Coal Corporation - Surface and All Minerals except Coal
0.10 acres 0.2074%
Tax Map #84A83**

Exhibit B-2
 Unit AV-130
 Docket #VGOB 06-0117-1558
 List of Respondents to be Dismissed
 (48.21 Acre Unit)

	Acres in Unit	Interest in Unit	Reason for Dismissal
II. <u>OIL & GAS FEE OWNERSHIP</u>			
<u>Tract #2C, 2.60 acres</u>			
Charles and Lula Ball Heirs, Devisees, Successors or Assigns (3 Acre Tract)	2.60 acres	5.3931%	
(5) Ida Ball Stilwell Heirs, Devisees, Successors or Assigns			
(f) Charles Stilwell Heirs, Devisees, Successors or Assigns			
(f.6) Daniel J. Stilwell D77 El Rancho Trailer Court Mandan, ND 58554	0.0077 acres 1/336 of 2.60 acres	0.0161%	Leased

Exhibit B-3
Unit AV-130
Docket #VGOB 06-0117-1558
List of Unleased Owners/Claimants
(48.21 Acre Unit)

DK 1025PG0498

	Acres in Unit	Interest in Unit
II. OIL & GAS FEE OWNERSHIP		
<u>Tract #2A, 3.91 acres</u>		
(1) Knox Creek Coal Corporation, et al.	3.91 acres	8.1104%
(a) Knox Creek Coal Corporation c/o A.T. Massey P.O. Box 519 Raven, VA 24639	0.39 acres 1/10 of 3.91 acres	0.8110%
(b) Sandy Ridge Energy Corporation c/o CSW Associates 3807 Brandon Avenue, SW, Suite 245 Roanoke, VA 24180	1.76 acres 9/20 of 3.91 acres	3.6497%
(c) Edsel H. Lester P.O. Drawer LL Grundy, VA 24615	0.59 acres 3/20 of 3.91 acres	1.2166%
(d) Paul Chaney 23534 Spearmint Drive Abingdon, VA 24211-7082	0.59 acres 3/20 of 3.91 acres	1.2166%
(e) F.D. Robertson 103 Walnut Street, Box 862 Grundy, VA 24614	0.59 acres 3/20 of 3.91 acres	1.2166%
<u>Tract #2B, 2.79 acres</u>		
(1) Knox Creek Coal Corporation c/o A.T. Massey P.O. Box 519 Raven, VA 24639	2.79 acres	5.7872%
<u>Tract #2C, 2.60 acres</u>		
Charles and Lula Ball Heirs, Devisees, Successors or Assigns (3 Acre Tract)	2.60 acres	5.3931%
(1) Sterling Ball 2580 West Mountain Street Kernersville, NC 27284	1.1143 acres 3/7 of 2.60 acres	2.3113%
(2) Charlotte Ball Compton 1280 Timbercliff Mansfield, OH 44907	0.3714 acres 1/7 of 2.60 acres	0.7704%
(3) Exie Ball Johnson Heirs, Devisees, Successors or Assigns		
(b) Anne Mae Absher 757 Fork Ridge Road, Box 33 Raven, VA 24639	0.0286 acres 1/91 of 2.60 acres	0.0593%

Exhibit B-3
Unit AV-130

EK 1025PG0499

Docket #VGOB 06-0117-1558
List of Unleased Owners/Claimants
(48.21 Acre Unit)

	Acres in Unit	Interest in Unit
(c) Otis Johnson HC62 Box 49 Raven, VA 24639	0.0286 acres 1/91 of 2.60 acres	0.0593%
(d) Bobby Johnson 105 Bentwood Road Raven, VA 24639	0.0286 acres 1/91 of 2.60 acres	0.0593%
(e) Johnny Johnson 138 Almond Lane Raven, VA 24639	0.0286 acres 1/91 of 2.60 acres	0.0593%
(f) Harold Cline P.O. Box 660 Raven, VA 24639	0.0286 acres 1/91 of 2.60 acres	0.0593%
(g) Peggy Johnson Ford 241 Birch Street Raven, VA 24639	0.0286 acres 1/91 of 2.60 acres	0.0593%
(h) Betty Lawson Box 174 Richlands, VA 24641	0.0286 acres 1/91 of 2.60 acres	0.0593%
(i) Ruth Short P.O. Box 291 Doran, VA 24612	0.0286 acres 1/91 of 2.60 acres	0.0593%
(j) Lucille Sisk P.O. Box 275 Pounding Mill, VA 24637	0.0286 acres 1/91 of 2.60 acres	0.0593%
(k) Lois Mays Rt.1 Box 603 Swords Creek, VA 24649	0.0286 acres 1/91 of 2.60 acres	0.0593%
(l) Maxine Ward Box 26 Red Ash, VA 24640	0.0286 acres 1/91 of 2.60 acres	0.0593%
(m) Roger Johnson Heirs, Devisees, Successors or Assigns		
(m.1) Nancy Johnson 964 Thru Drive Pounding Mill, VA 24637	0.0286 acres 1/91 of 2.60 acres	0.0593%
(4) Raleigh Ball Heirs, Devisees, Successors or Assigns		
(c) Herby Ball 125 Albert Rd. Stokesdale, NC 27357	0.0531 acres 1/49 of 2.60 acres	0.1101%

Exhibit B-3
Unit AV-130
Docket #VGOB 06-0117-1558
List of Unleased Owners/Claimants
(48.21 Acre Unit)

BK 1025P60500

	Acres in Unit	Interest in Unit
(d) Hermas Ball 8609 McGuire Rd. Colfax, NC 27235	0.0531 acres 1/49 of 2.60 acres	0.1101%
(g) Ilean Bostic Heirs, Devisees, Successors or Assigns		
(g.1) John L. Bostic P.O. Box 411 Swords Creek, VA 24649	<i>Life Estate</i>	
(g.2) Greg Bostic Rt. 1 Box 2113 Pounding Mill, VA 24637	0.0531 acres 1/49 of 2.60 acres	0.1101%
(5) Ida Ball Stilwell Heirs, Devisees, Successors or Assigns		
(c) Arthur M. Stilwell P.O. Box 314 Raven, VA 24639	0.0464 acres 1/56 of 2.60 acres	0.0963%
(d) Flossie Stilwell Osborne Heirs, Devisees, Successors or Assigns		
(d.2) Daniel J. Osborne HC 62, Box 80 Raven, VA 24639	0.0052 acres 1/504 of 2.60 acres	0.0107%
(d.4) Hubbard Osborne HC 62, Box 89 Raven, VA 24639	0.0052 acres 1/504 of 2.60 acres	0.0107%
(d.6) Jerline Davis P.O. Box 204 North Tazewell, VA 24630	0.0052 acres 1/504 of 2.60 acres	0.0107%
(d.7) Sylvia A. Shelton St. Rt. Box 81A Raven, VA 24639	0.0052 acres 1/504 of 2.60 acres	0.0107%
(e) Sylvester Stilwell Heirs, Devisees, Successors or Assigns		
(e.1) Jay C. Stilwell Heirs, Devisees, Successors or Assigns		
(e.1.2) Connie Stilwell, widow P. O. Box 1035 Raven, VA 24639	0.0077 acres 1/336 of 2.60 acres	0.0161%
(e.3) Leonard C. Stilwell P. O. Box 932 Raven, VA 24639	0.0077 acres 1/336 of 2.60 acres	0.0161%
(f) Charles Stilwell Heirs, Devisees, Successors or Assigns		

Exhibit B-3
Unit AV-130
Docket #VGOB 06-0117-1558
List of Unleased Owners/Claimants
(48.21 Acre Unit)

BK 1025PG0501

	Acres in Unit	Interest in Unit
(f.1) Bernadine R. Lisburg 1418 First Avenue South Fargo, ND 58103	<i>Life Estate</i>	
(f.4) Quentin A. Stilwell P. O. Box 154 Rhame, ND 58651	0.0077 acres 1/336 of 2.60 acres	0.0161%
<u>Tract #2D, 8.16 acres</u>		
(1) Knox Creek Coal Corporation, et al.	8.16 acres	16.9259%
(a) Knox Creek Coal Corporation c/o A.T. Massey P.O. Box 519 Raven, VA 24639	0.82 acres 1/10 of 8.16 acres	1.6926%
(b) Sandy Ridge Energy Corporation c/o CSW Associates 3807 Brandon Avenue, SW, Suite 245 Roanoke, VA 24180	3.67 acres 9/20 of 8.16 acres	7.6167%
(c) Edsel H. Lester P.O. Drawer LL Grundy, VA 24615	1.22 acres 3/20 of 8.16 acres	2.5389%
(d) Paul Chaney 23534 Spearmint Drive Abingdon, VA 24211-7082	1.22 acres 3/20 of 8.16 acres	2.5389%
(e) F.D. Robertson 103 Walnut Street, Box 862 Grundy, VA 24614	1.22 acres 3/20 of 8.16 acres	2.5389%

Exhibit E
Unit AV-130
Docket #VGOB 06-0117-1558
List of Conflicting Owners/Claimants that require escrow
(48.21 Acre Unit)

BK 1025PG0502

	Acres in Unit	Interest in Unit
<u>Tract #2A, 3.91 acres</u>		
<u>COAL FEE OWNERSHIP</u>		
(1) Coal Mountain Mining Company, Tr.20 Limited Partnership, L.L.P. P.O. Box 675 Tazewell, VA 24651	3.91 acres	8.1104%
<u>OIL & GAS FEE OWNERSHIP</u>		
(1) Knox Creek Coal Corporation, et al.	3.91 acres	8.1104%
(a) Knox Creek Coal Corporation c/o A.T. Massey P.O. Box 519 Raven, VA 24639	0.39 acres 1/10 of 3.91 acres	0.8110%
(b) Sandy Ridge Energy Corporation c/o CSW Associates 3807 Brandon Avenue, SW, Suite 245 Roanoke, VA 24180	1.76 acres 9/20 of 3.91 acres	3.6497%
(c) Edsel H. Lester P.O. Drawer LL Grundy, VA 24615	0.59 acres 3/20 of 3.91 acres	1.2166%
(d) Paul Chaney 23534 Spearmint Drive Abingdon, VA 24211-7082	0.59 acres 3/20 of 3.91 acres	1.2166%
(e) F.D. Robertson 103 Walnut Street, Box 862 Grundy, VA 24614	0.59 acres 3/20 of 3.91 acres	1.2166%
<u>Tract #2B, 2.79 acres</u>		
<u>COAL FEE OWNERSHIP</u>		
(1) Coal Mountain Mining Company, Tr.20 Limited Partnership, L.L.P. P.O. Box 675 Tazewell, VA 24651	2.79 acres	5.7872%
<u>OIL & GAS FEE OWNERSHIP</u>		
(1) Knox Creek Coal Corporation c/o A.T. Massey P.O. Box 519 Raven, VA 24639	2.79 acres	5.7872%

Exhibit E
Unit AV-130
Docket #VGOB 06-0117-1558
List of Conflicting Owners/Claimants that require escrow
(48.21 Acre Unit)

	Acres in Unit	Interest in Unit
<u>Tract #2C, 2.60 acres</u>		
<u>COAL FEE OWNERSHIP</u>		
(1) Coal Mountain Mining Company, Tr.20 Limited Partnership, L.L.P. P.O. Box 675 Tazewell, VA 24651	2.60 acres	5.3931%
<u>OIL & GAS FEE OWNERSHIP</u>		
Charles and Lula Ball Heirs, Devisees, Successors or Assigns (3 Acre Tract)	2.60 acres	5.3931%
(1) Sterling Ball 2580 West Mountain Street Kemersville, NC 27284	1.1143 acres 3/7 of 2.60 acres	2.3113%
(2) Charlotte Ball Compton 1280 Timbercliff Mansfield, OH 44907	0.3714 acres 1/7 of 2.60 acres	0.7704%
(3) Exie Ball Johnson Heirs, Devisees, Successors or Assigns		
(a) Marvin Cline 159 Dakota Drive Raven, VA 24639	0.0286 acres 1/91 of 2.60 acres	0.0593%
(b) Anne Mae Absher 757 Fork Ridge Road, Box 33 Raven, VA 24639	0.0286 acres 1/91 of 2.60 acres	0.0593%
(c) Otis Johnson HC62 Box 49 Raven, VA 24639	0.0286 acres 1/91 of 2.60 acres	0.0593%
(d) Bobby Johnson 105 Bentwood Road Raven, VA 24639	0.0286 acres 1/91 of 2.60 acres	0.0593%
(e) Johnny Johnson 138 Almond Lane Raven, VA 24639	0.0286 acres 1/91 of 2.60 acres	0.0593%
(f) Harold Cline P.O. Box 660 Raven, VA 24639	0.0286 acres 1/91 of 2.60 acres	0.0593%
(g) Peggy Johnson Ford 241 Birch Street Raven, VA 24639	0.0286 acres 1/91 of 2.60 acres	0.0593%

**Exhibit E
Unit AV-130
Docket #VGOB 06-0117-1558**

BK 1025PG0504

**List of Conflicting Owners/Claimants that require escrow
(48.21 Acre Unit)**

	Acres in Unit	Interest in Unit
(h) Betty Lawson Box 174 Richlands, VA 24641	0.0286 acres 1/91 of 2.60 acres	0.0593%
(i) Ruth Short P.O. Box 291 Doran, VA 24612	0.0286 acres 1/91 of 2.60 acres	0.0593%
(j) Lucille Sisk P.O. Box 275 Pounding Mill, VA 24637	0.0286 acres 1/91 of 2.60 acres	0.0593%
(k) Lois Mays Rt.1 Box 603 Swords Creek, VA 24649	0.0286 acres 1/91 of 2.60 acres	0.0593%
(l) Maxine Ward Box 26 Red Ash, VA 24640	0.0286 acres 1/91 of 2.60 acres	0.0593%
(m) Roger Johnson Heirs, Devisees, Successors or Assigns		
(m.1) Nancy Johnson 964 Thru Drive Pounding Mill, VA 24637	0.0286 acres 1/91 of 2.60 acres	0.0593%
(4) Raleigh Ball Heirs, Devisees, Successors or Assigns		
(a) June Horn Heirs, Devisees, Successors or Assigns		
(a.1) Gary Horn Box 528 Cedar Bluff, VA 24609	0.0133 acres 1/196 of 2.60 acres	0.0275%
(a.2) Michael Horn 146 Wingo Lane Cedar Bluff, VA 24609	0.0133 acres 1/196 of 2.60 acres	0.0275%
(a.3) Gerald Horn Rt.1 Box 68 Cedar Bluff, VA 24609	0.0133 acres 1/196 of 2.60 acres	0.0275%
(a.4) Rita Wimmer P.O. Box 12 Pounding Mill, VA 24637	0.0133 acres 1/196 of 2.60 acres	0.0275%
(b) Ola Gay Vandyke 18 Smith Street Raven, VA 24639	0.0531 acres 1/49 of 2.60 acres	0.1101%
(c) Herby Ball 125 Albert Rd. Stokesdale, NC 27357	0.0531 acres 1/49 of 2.60 acres	0.1101%

Exhibit E
Unit AV-130
Docket #VGOB 06-0117-1558
List of Conflicting Owners/Claimants that require escrow
(48.21 Acre Unit)

BK 1025PG0505

	Acres in Unit	Interest in Unit
(d) Hermas Ball 8609 McGuire Rd. Colfax, NC 27235	0.0531 acres 1/49 of 2.60 acres	0.1101%
(e) Betty Hinkle P.O. Box 2326 Cedar Bluff, VA 24609	0.0531 acres 1/49 of 2.60 acres	0.1101%
(f) Raleigh Ball, Jr. 405 River Birch Drive Vass, NC 28394	0.0531 acres 1/49 of 2.60 acres	0.1101%
(g) Irean Bostic Heirs, Devisees, Successors or Assigns		
(g.1) John L. Bostic P.O. Box 411 Swords Creek, VA 24649	<i>Life Estate</i>	
(g.2) Greg Bostic Rt. 1 Box 2113 Pounding Mill, VA 24637	0.0531 acres 1/49 of 2.60 acres	0.1101%
(5) Ida Ball Stilwell Heirs, Devisees, Successors or Assigns		
(a) Beulah V. Osborne HC 62, Box 109 Raven, VA 24639	0.0464 acres 1/56 of 2.60 acres	0.0963%
(b) Exie Osborne Heirs, Devisees, Successors or Assigns		
(b.1) John Lee Osborne P.O. Box 6 Shortt Gap, VA 24647	0.0093 acres 1/280 of 2.60 acres	0.0193%
(b.2) Maxie Boyd P.O. Box 972 Raven, VA 24639	0.0093 acres 1/280 of 2.60 acres	0.0193%
(b.3) Ruth Osborne Smith P.O. Box 672 Doran, VA 24612	0.0093 acres 1/280 of 2.60 acres	0.0193%
(b.4) Judy Blankenship General Delivery Doran, VA 24612	0.0093 acres 1/280 of 2.60 acres	0.0193%
(b.5) Ida Proffitt P.O. Box 6 Shortt Gap, VA 24647	0.0093 acres 1/280 of 2.60 acres	0.0193%
(c) Arthur M. Stilwell P.O. Box 314 Raven, VA 24639	0.0464 acres 1/56 of 2.60 acres	0.0963%

Exhibit E
Unit AV-130
Docket #VGOB 06-0117-1558
List of Conflicting Owners/Claimants that require escrow
(48.21 Acre Unit)

BK 1025PG0506

	Acres in Unit	Interest in Unit
(d) Flossie Stilwell Osborne Heirs, Devisees, Successors or Assigns		
(d.1) Arlin W. Osborne P. O. Box 446 Raven, VA 24639	0.0052 acres 1/504 of 2.60 acres	0.0107%
(d.2) Daniel J. Osborne HC 62, Box 80 Raven, VA 24639	0.0052 acres 1/504 of 2.60 acres	0.0107%
(d.3) Marvin J. Osborne P. O. Box 1607 Cedar Bluff, VA 24609	0.0052 acres 1/504 of 2.60 acres	0.0107%
(d.4) Hubbard Osborne HC 62, Box 89 Raven, VA 24639	0.0052 acres 1/504 of 2.60 acres	0.0107%
(d.5) Jackie D. Osborne Rt. 1, Box 209 Raven, VA 24639	0.0052 acres 1/504 of 2.60 acres	0.0107%
(d.6) Jerline Davis P.O. Box 204 North Tazewell, VA 24630	0.0052 acres 1/504 of 2.60 acres	0.0107%
(d.7) Sylvia A. Shelton St. Rt. Box 81A Raven, VA 24639	0.0052 acres 1/504 of 2.60 acres	0.0107%
(d.8) Lois Casey Sunny Hills Drive, Apt. 5, Bldg. 112 Cedar Bluff, VA 24609	0.0052 acres 1/504 of 2.60 acres	0.0107%
(d.9) Linda S. Shelton P. O. Box 521 Pounding Mill, VA 24637	0.0052 acres 1/504 of 2.60 acres	0.0107%
(e) Sylvester Stilwell Heirs, Devisees, Successors or Assigns		
(e.2) Curtis Stilwell P.O. Box 2216 Cedar Bluff, VA 24609	0.0077 acres 1/336 of 2.60 acres	0.0161%
(e.3) Leonard C. Stilwell P. O. Box 932 Raven, VA 24639	0.0077 acres 1/336 of 2.60 acres	0.0161%
(e.4) Theodore Stilwell HC66 Box 112A Whitewood, VA 24657	0.0077 acres 1/336 of 2.60 acres	0.0161%

Exhibit E
Unit AV-130

BK 1025PG0507

Docket #VGOB 06-0117-1558

List of Conflicting Owners/Claimants that require escrow
(48.21 Acre Unit)

	Acres in Unit	Interest in Unit
(e.5) Bessie Lowe P. O. Box 47 Shortt Gap, VA 24647	0.0077 acres 1/336 of 2.60 acres	0.0161%
(e.6) Wanda Hagy P. O. Box 1738 Richlands, VA 24641	0.0077 acres 1/336 of 2.60 acres	0.0161%
(f) Charles Stilwell Heirs, Devisees, Successors or Assigns		
(f.1) Bernadine R. Lisburg 1418 First Avenue South Fargo, ND 58103	<i>Life Estate</i>	
(f.2) David W. Stilwell 3920 Pointe West Place Apt #154 Rapid City, SD 57702	0.0077 acres 1/336 of 2.60 acres	0.0161%
(f.3) Thomas H. Stilwell 615 3rd Street North Fargo, ND 58102	0.0077 acres 1/336 of 2.60 acres	0.0161%
(f.4) Quentin A. Stilwell P. O. Box 154 Rhame, ND 58651	0.0077 acres 1/336 of 2.60 acres	0.0161%
(f.5) Gladys E. Pollert 1211 29th Street North Fargo, ND 58102	0.0077 acres 1/336 of 2.60 acres	0.0161%
(f.6) Daniel J. Stilwell D77 El Rancho Trailer Court Mandan, ND 58554	0.0077 acres 1/336 of 2.60 acres	0.0161%
(f.7) Bernice R. Lamb 2124 County Road International Falls, MN 56649	0.0077 acres 1/336 of 2.60 acres	0.0161%
(g) Elmer Stilwell Heirs, Devisees, Successors or Assigns		
(g.1) Virginia N. Stilwell, widow HC 62, Box 97 Raven, VA 24639	0.0464 acres 1/56 of 2.60 acres	0.0963%
(h) Raleigh Stilwell Heirs, Devisees, Successors or Assigns		
(h.1) Martha J. Stilwell HC 62, Box 95 Raven, VA 24639	0.0464 acres 1/56 of 2.60 acres	0.0963%

Exhibit E
Unit AV-130
Docket #VGOB 06-0117-1558
List of Conflicting Owners/Claimants that require escrow
(48.21 Acre Unit)

BK 1025PG0508

	Acres in Unit	Interest in Unit
<u>Tract #2D, 8.16 acres</u>		
<u>COAL FEE OWNERSHIP</u>		
(1) Coal Mountain Mining Company, Tr.20 Limited Partnership, L.L.P. P.O. Box 675 Tazewell, VA 24651	8.16 acres	16.9259%
<u>OIL & GAS FEE OWNERSHIP</u>		
(1) Knox Creek Coal Corporation, et al.	8.16 acres	16.9259%
(a) Knox Creek Coal Corporation c/o A.T. Massey P.O. Box 519 Raven, VA 24639	0.82 acres 1/10 of 8.16 acres	1.6926%
(b) Sandy Ridge Energy Corporation c/o CSW Associates 3807 Brandon Avenue, SW, Suite 245 Roanoke, VA 24180	3.67 acres 9/20 of 8.16 acres	7.6167%
(c) Edsel H. Lester P.O. Drawer LL Grundy, VA 24615	1.22 acres 3/20 of 8.16 acres	2.5389%
(d) Paul Chaney 23534 Spearmint Drive Abingdon, VA 24211-7082	1.22 acres 3/20 of 8.16 acres	2.5389%
(e) F.D. Robertson 103 Walnut Street, Box 862 Grundy, VA 24614	1.22 acres 3/20 of 8.16 acres	2.5389%
<u>Tract #2E, 0.10 acres</u>		
<u>COAL FEE OWNERSHIP</u>		
(1) Coal Mountain Mining Company, Tr.20 Limited Partnership, L.L.P. P.O. Box 675 Tazewell, VA 24651	0.10 acres	0.2074%
<u>OIL & GAS FEE OWNERSHIP</u>		
(1) Commonwealth Coal Company P.O. Box 1269 Bristol, VA 24203	0.10 acres	0.2074%

Docket #VGOB 06-0117-1558
List of Conflicting Owners/Claimants with Royalty Split Agreements
(48.21 Acre Unit)

	Acres in Unit	Interest in Unit
<u>Tract #2C, 2.60 acres</u>		
<u>COAL FEE OWNERSHIP</u>		
(1) Coal Mountain Mining Company, Tr.20 Limited Partnership, L.L.P. P.O. Box 675 Tazewell, VA 24651	2.60 acres	5.3931%
<u>OIL & GAS FEE OWNERSHIP</u>		
Charles and Lula Ball Heirs, Devisees, Successors or Assigns (3 Acre Tract)	2.60 acres	5.3931%
(5) Ida Ball Stilwell Heirs, Devisees, Successors or Assigns		
(e) Sylvester Stilwell Heirs, Devisees, Successors or Assigns		
(e.1) Jay C. Stilwell Heirs, Devisees, Successors or Assigns		
(e.1.2) Connie Stilwell, widow P. O. Box 1035 Raven, VA 24639	0.0077 acres 1/336 of 2.60 acres	0.0161%

INSTRUMENT #888001415
RECORDED IN THE CLERK'S OFFICE OF
TAZEWELL COUNTY ON
APRIL 2, 2008 AT 2:13 PM
Angela Ray
JAMES E. BLEVINS, CLERK
RECORDED BY: ADR