

VIRGINIA:

BEFORE THE VIRGINIA GAS AND OIL BOARD

IN RE:

SUPPLEMENTAL ORDER REGARDING DOCKET NUMBER  
VGOB 06-0221-1582

ELECTIONS: UNIT BK-116  
(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 August 8, 2006 which was recorded at Deed Book 657, Page 1007 in the Office of the Clerk of the Circuit Court of Russell County, Virginia, on August 16, 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 BK-116;

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 3 day of Nov., 2010, by a majority of the Virginia Gas and Oil Board.

Bradley C. Lambert  
Chairman, Bradley C. Lambert

DONE AND PERFORMED THIS 3<sup>rd</sup> day of November, 2010, by Order of the Board.

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

STATE OF VIRGINIA  
COUNTY OF RUSSELL

Acknowledged on this 3<sup>rd</sup> day of November, 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., 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  
Diane J. Davis, Notary  
174394

My commission expires: September 30, 2013



VIRGINIA: IN THE OFFICE OF THE CLERK OF THE CIRCUIT COURT OF RUSSELL COUNTY, 11-18, 2010. This deed was this day presented in said office, and upon the certificate of acknowledgment thereto annexed, admitted to record at 3:57 o'clock P.M, after payment of \$      tax imposed by Sec. 58.1-802.

TESTE: ANN S. McREYNOLDS, CLERK  
BY: Sheila Ketter D. CLERK

Original returned this date to: VA Gas & Oil

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 BK-116  
VGOB 06-0221-1582 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 Land Resources, Inc., as a Pooling Supervisor and is duly authorized to make this affidavit on behalf of CNX GAS COMPANY LLC, the designated operator,

That the Order entered on August 8, 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 August 16, 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 August 8, 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:

None

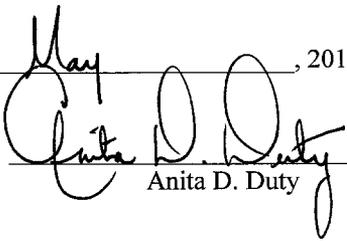
That to the extent any of said persons listed in Exhibit B-2 have rights, interests and claims which are subject to escrow, they should be dismissed as respondents; the Operator requests that the following persons be dismissed as Respondents:

None

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.

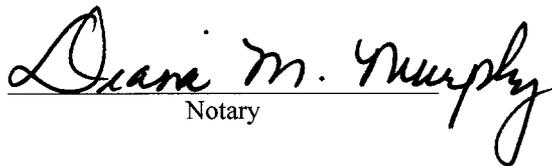
None

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.

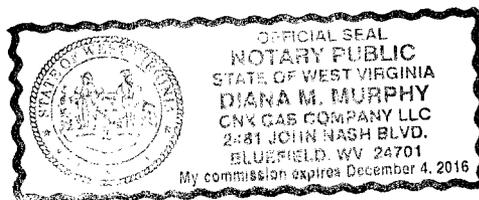
Dated at Bluefield, West Virginia, this 18<sup>th</sup> day of May, 2010.  
  
Anita D. Duty

STATE OF WEST VIRGINIA  
COUNTY OF MERCER

Taken, subscribed and sworn to before me by Anita D. Duty as a Pooling Supervisor for CNX Land Resources, Inc., on behalf of the corporate Designated Operator, this 18<sup>th</sup> day of May, 2010.

  
Notary

My commission expires: December 4, 2016



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

BOOK 657 PAGE 1018

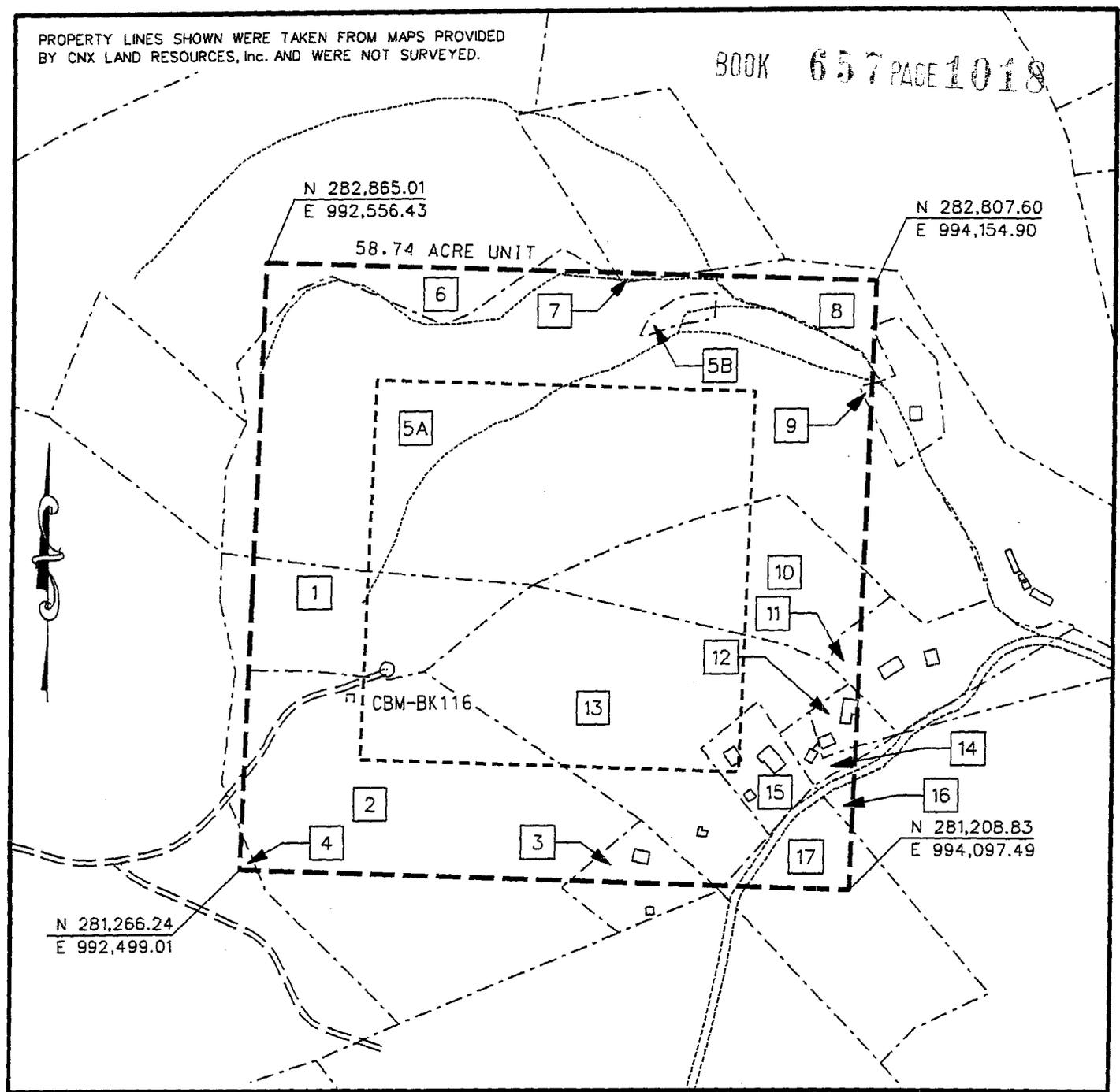


EXHIBIT A  
 MIDDLE RIDGE 1 FIELD  
 UNIT BK-116  
 FORCE POOLING  
 VGOB-06-0221-1582

Company CNX Gas Company LLC Well Name and Number UNIT-BK116  
 Tract No. \_\_\_\_\_ Elevation \_\_\_\_\_ Quadrangle \_\_\_\_\_ Handker \_\_\_\_\_  
 County Russell District New Garden Scale: 1" = 400' Date 1/18/06  
 This plat is a new plat X ; an updated plat \_\_\_\_\_ ; or a final plat \_\_\_\_\_

Form DGO-GO-7 \_\_\_\_\_ (Affix Seal)  
 Rev. 9/91  
 Licensed Professional Engineer or Licensed Land Surveyor

**CNX Gas Company LLC**  
**UNIT BK-116 Tract Identifications**  
 (58.74 Acre Unit)

1. **Swords Creek Coal & Coke (156.79 Acre Tract) – Coal**  
**Charles W. Perkins et ux (5 Acre Tract) – Surface**  
**Charles W. Perkins et ux – (5 Acre Tract) – Oil & Gas**  
**CNX Gas Company LLC – Oil, Gas & CBM Leased**  
 OR  
**Nora Childress Heirs – Oil & Gas**  
**CNX Gas Company LLC – Oil, Gas & CBM Leased (38%)**  
 OR  
**Elmer Perkins Heirs – Oil & Gas**  
**CNX Gas Company LLC – Oil, Gas & CBM Leased**  
 3.73 acres                      6.3500%
  
2. **Swords Creek Coal & Coke (156.79 Acre Tract) – Coal**  
**Charles W. Perkins et ux (15.39 Acre Tract) – Surface, Oil and Gas**  
 9.90 acres                      16.8539%
  
3. **Swords Creek Coal & Coke (156.79 Acre Tract) – Coal**  
**John Rickman (1.43 Acre Tr.) – Surface, Oil, & Gas**  
**CNX Gas Company LLC – Oil, Gas & CBM Leased**  
 0.72 acres                      1.2257%
  
4. **Swords Creek Coal & Coke (156.79 Acre Tract) – Coal**  
**Charles W. Perkins et ux (44 Acre Tract) – Surface, Oil and Gas**  
**CNX Gas Company LLC – Oil, Gas & CBM Leased**  
 0.05 acres                      0.0851%
  
- 5A. **Swords Creek Coal & Coke (156.79 Acre Tract) – Coal**  
**Miles Honaker et al (28.60 Acre Tract) – Surface**  
**Miles Honaker et al (28.60 Acre Tract) – Oil & Gas**  
**CNX Gas Company LLC – Oil, Gas & CBM Leased**  
 OR  
**Nora Childress Heirs – Oil & Gas**  
**CNX Gas Company LLC – Oil, Gas & CBM Leased (38%)**  
 OR  
**Cordelia Perkins Heirs – Oil & Gas**  
 24.27 acres                      41.3176%
  
- 5B. **Unknown Surface – Cemetery**  
 0.28 acres                      0.4766%
  
6. **Swords Creek Coal & Coke (156.79 Acre Tract) – Coal**  
**Claude Ray Jr. (28.23 Acre Tract) – Surface, Oil & Gas**  
**CNX Gas Company LLC – Oil, Gas & CBM**  
 1.40 acres                      2.3833%
  
7. **Thomas Davis, et al – (5.00 Acre Tract) – Fee**  
**CNX Gas Company LLC – Oil, Gas & CBM Leased**

**CNX Gas Company LLC**  
**UNIT BK-116 Tract Identifications**  
 (58.74 Acre Unit)

- |     | 0.05 acres   | 0.0851% |
|-----|--|---------|
| 8.  | Swords Creek Coal & Coke (156.79 Acre Tract) – Coal<br>Shirley Hubbard (5 Acre Tract) - Surface<br>Shirley Hubbard (5 Acre Tract) – Oil & Gas<br>CNX Gas Company LLC – Oil, Gas & CBM Leased<br>OR<br>Nora Childress Heirs – Oil & Gas<br>CNX Gas Company LLC – Oil, Gas & CBM Leased (38%)<br>OR<br>Elmer Perkins Heirs – Oil & Gas<br>CNX Gas Company LLC – Oil, Gas & CBM Leased<br>1.06 acres                      1.8045% |         |
| 9.  | Swords Creek Coal & Coke (156.79 Acre Tract) – Coal<br>Janice Perkins (1 Acre Tract) – Surface<br>Janice Perkins (1Acre Tract) – Oil & Gas<br>CNX Gas Company LLC – Oil, Gas & CBM Leased<br>OR<br>Nora Childress Heirs – Oil & Gas<br>CNX Gas Company LLC – Oil, Gas & CBM Leased (38%)<br>OR<br>Elmer Perkins Heirs – Oil & Gas<br>CNX Gas Company LLC – Oil, Gas & CBM Leased<br>0.04 acres                      0.0680%    |         |
| 10. | Swords Creek Coal & Coke (156.79 Acre Tract) – Coal<br>Charles W. Perkins et ux (5 Acre Tract) – Surface, Oil & Gas<br>CNX Gas Company LLC – Oil, Gas & CBM Leased<br>4.59 acres                      7.8140%  |         |
| 11. | Swords Creek Coal & Coke (156.79 Acre Tract) – Coal<br>Douglas Fletcher et ux (3.40 Acre Tract) – Surface, Oil & Gas<br>0.20 acres                      0.3404%  |         |
| 12. | Swords Creek Coal & Coke (156.79 Acre Tract) – Coal<br>Steve Perkins et ux (0.56 Acre Tract) – Surface, Oil & Gas<br>CNX Gas Company LLC – Oil, Gas & CBM Leased<br>0.37 acres                      0.6298%  |         |
| 13. | Swords Creek Coal & Coke (156.79 Acre Tract) – Coal<br>Charles Perkins (9.24 Acre Tract) – Surface, Oil & Gas<br>CNX Gas Company LLC – Oil, Gas & CBM<br>9.20 acres                      15.6622%  |         |
| 14. | Swords Creek Coal & Coke (156.79 Acre Tract) - Coal<br>Steve Perkins et ux (0.39 Acre Tract) – Surface, Oil & Gas<br>CNX Gas Company LLC – Oil, Gas & CBM Leased<br>0.34 acres                      0.5788%  |         |

**CNX Gas Company LLC**  
**UNIT BK-116 Tract Identifications**  
(58.74 Acre Unit)

- 15. **Swords Creek Coal & Coke (156.79 Acre Tract – Coal**  
**Charles Perkins (1.15 Acre Tract) – Surface, Oil & Gas**  
1.15 acres 1.9577%
  
- 16. **SwordsCreek Coal & Coke (80.89 Acre Tract) – Fee**  
**CNX Gas Company LLC – Oil, Gas & CBM Leased**  
0.20 acres 0.3404%
  
- 17. **Swords Creek Coal & Coke (3.00 Acre Tract) – Fee**  
**CNX Gas Company LLC – Oil, Gas & CBM Leased**  
OR  
**Charles Perkins (3.00 Acre Tract) – Fee**  
1.19 acres 2.0258%

Exhibit B-3  
Unit BK-116  
Docket #VGOB 06-0221-1582  
List of Unleased Owners/Claimants  
(58.74 Acre Unit)

BOOK - 728 PAGE 0313

	Acres in Unit	Interest in Unit
<b>II. OIL &amp; GAS OWNERSHIP</b>		
<b><u>Tract #1, 3.73 acres</u></b>		
(1) Nora Childress Heirs, Deviseses, Successors or Assigns	3.73 acres	6.3500%
(a) Wattie Gay Childress Heirs, Deviseses, Successors or Assigns		
(a.1) Carolyn Diana Hayes 3170 Village Green Drive Aurora, IL 60504	0.0589 acres 1/18 of 3.73 acres	0.1003%
(c) Clyde Childress Rt.4 Box 593 North Tazewell, VA 24630	0.1178 acres 1/9 of 3.73 acres	0.2005%
(d) Wilma Childress Hall 379 Williams Lane Bristol, TN 37620	0.1178 acres 1/9 of 3.73 acres	0.2005%
(g) Darlene Childress Lewis 379 Williams Lane Bristol, TN 37620	0.1178 acres 1/9 of 3.73 acres	0.2005%
(h) Elizabeth Childress Monk Rt.1 Box 254 Tazewell, VA 24651	0.1178 acres 1/9 of 3.73 acres	0.2005%
(i) Janice Childress Patrick 63 Parkview #5 Tazewell, VA 24651	0.1178 acres 1/9 of 3.73 acres	0.2005%
<b><u>Tract #5, 24.55 acres</u></b>		
(1) Nora Childress Heirs, Deviseses, Successors or Assigns	24.55 acres	41.7943%
(a) Wattie Gay Childress Heirs, Deviseses, Successors or Assigns		
(a.1) Carolyn Diana Hayes 3170 Village Green Drive Aurora, IL 60504	1.3639 acres 1/18 of 24.55 acres	2.3219%
(c) Clyde Childress Rt.4 Box 593 North Tazewell, VA 24630	2.7278 acres 1/9 of 24.55 acres	4.6438%
(d) Wilma Childress Hall 379 Williams Lane Bristol, TN 37620	2.7278 acres 1/9 of 24.55 acres	4.6438%
(g) Darlene Childress Lewis 379 Williams Lane Bristol, TN 37620	2.7278 acres 1/9 of 24.55 acres	4.6438%
(h) Elizabeth Childress Monk Rt.1 Box 254 Tazewell, VA 24651	2.7278 acres 1/9 of 24.55 acres	4.6438%

**Exhibit B-3**  
**Unit BK-116**  
**Docket #VGOB 06-0221-1582**  
**List of Unleased Owners/Claimants**  
**(58.74 Acre Unit)**

BOOK - 728 PAGE 0314

	Acres in Unit	Interest in Unit
(i) Janice Childress Patrick 63 Parkview #5 Tazewell, VA 24651	2.7278 acres 1/9 of 24.55 acres	4.6438%
- OR -		
Cordelia Perkins Heirs, Devisees, Successors or Assigns	24.55 acres	41.7943%
(1) Marvin Perkins Heirs, Devisees, Successors or Assigns		
(a) Charlie Perkins 326 Perkins Hollow Road Swords Creek, VA 24649	0.2790 acres 1/88 of 24.55 acres	0.4749%
(b) John Perkins Heirs, Devisees, Successors or Assigns		
(b.1) James Aubry Perkins <i>Address Unknown</i>	0.0930 acres 1/264 of 24.55 acres	0.1583%
(b.2) Johnny Perkins <i>Address Unknown</i>	0.0930 acres 1/264 of 24.55 acres	0.1583%
(b.3) Greg Perkins <i>Address Unknown</i>	0.0930 acres 1/264 of 24.55 acres	0.1583%
(c) Elmer Perkins P.O. Box 138 Swords Creek, VA 24649	0.2790 acres 1/88 of 24.55 acres	0.4749%
(d) Lincous Perkins P.O. Box 299 Honaker, VA 24260	0.2790 acres 1/88 of 24.55 acres	0.4749%
(e) Jason Perkins <i>Address Unknown</i>	0.2790 acres 1/88 of 24.55 acres	0.4749%
(f) David Perkins P.O. Box 394 Swords Creek, VA 24649	0.2790 acres 1/88 of 24.55 acres	0.4749%
(g) Gerald Perkins P.O. Box 117 Swords Creek, VA 24649	0.2790 acres 1/88 of 24.55 acres	0.4749%
(h) Clifford Perkins P.O. Box 206 Swords Creek, VA 24649	0.2790 acres 1/88 of 24.55 acres	0.4749%
(i) Cornella Perkins Justus P.O. Box 105 Swords Creek, VA 24649	0.2790 acres 1/88 of 24.55 acres	0.4749%
(j) Sally Perkins Reynolds P.O. Box 716 Lebanon, VA 24266	0.2790 acres 1/88 of 24.55 acres	0.4749%
(j) Mary Lou Perkins Rasnake Rt.1 Box 16 Swords Creek, VA 24649	0.2790 acres 1/88 of 24.55 acres	0.4749%

**Exhibit B-3**  
**Unit BK-116**  
**Docket #VGOB 06-0221-1582**  
**List of Unleased Owners/Claimants**  
**(58.74 Acre Unit)**

BOOK - 728 PAGE 0315

	Acres in Unit	Interest in Unit
<b>(2)</b> Noah Perkins Heirs, Devisees, Successors or Assigns		
(a) Virgil Perkins Heirs, Devisees, Successors or Assigns <i>Heirs / Addresses Unknown</i>	0.3836 acres 1/64 of 24.55 acres	0.6530%
(b) Nola Perkins Miller 550 Gardner Rd. Honaker, VA 24260	0.3836 acres 1/64 of 24.55 acres	0.6530%
(c) Evelyn Perkins Heirs, Devisees, Successors or Assigns <i>Heirs / Addresses Unknown</i>	0.3836 acres 1/64 of 24.55 acres	0.6530%
(d) Nadene Perkins Honaker P.O. Box 228 Honaker, VA 24260	0.3836 acres 1/64 of 24.55 acres	0.6530%
(e) Joyce Perkins Miller 574 Linkous Drive Lebanon, VA 24266	0.3836 acres 1/64 of 24.55 acres	0.6530%
(f) Patty Perkins Honaker P.O. Box 114 Honaker, VA 24260	0.3836 acres 1/64 of 24.55 acres	0.6530%
(g) James Perkins Heirs, Devisees, Successors or Assigns		
(g.1) Janice Perkins P.O. Box 204 Swords Creek, VA 24649	0.3836 acres 1/64 of 24.55 acres	0.6530%
(h) Jerry Perkins 180 Perkins Hollow Road Swords Creek, VA 24649	0.3836 acres 1/64 of 24.55 acres	0.6530%
<b>(3)</b> Roy Perkins Heirs, Devisees, Successors or Assigns		
(a) Glen Perkins Heirs, Devisees, Successors or Assigns <i>Heirs / Addresses Unknown</i>	0.5115 acres 1/48 of 24.55 acres	0.8707%
(b) Victor Perkins Heirs, Devisees, Successors or Assigns <i>Heirs / Addresses Unknown</i>	0.5115 acres 1/48 of 24.55 acres	0.8707%
(c) Wanda Perkins Heirs, Devisees, Successors or Assigns <i>Heirs / Addresses Unknown</i>	0.5115 acres 1/48 of 24.55 acres	0.8707%
(d) Harlan Perkins Heirs, Devisees, Successors or Assigns <i>Heirs / Addresses Unknown</i>	0.5115 acres 1/48 of 24.55 acres	0.8707%
(e) Pauline Perkins Ray P.O. Box 276 Swords Creek, VA 24649	0.5115 acres 1/48 of 24.55 acres	0.8707%

Exhibit B-3  
Unit BK-116  
Docket #VGOB 06-0221-1582  
List of Unleased Owners/Claimants  
(58.74 Acre Unit)

BOOK - 728 PAGE 0316

	Acres in Unit	Interest in Unit
(f) Lacy Perkins Heirs, Devisees, Successors or Assigns <i>Heirs / Addresses Unknown</i>	0.5115 acres 1/48 of 24.55 acres	0.8707%
<b>(4)</b> Elmer Perkins Heirs, Devisees, Successors or Assigns		
(a) Joseph C. Perkins Heirs, Devisees, Successors or Assigns		
(a.1) Roger G. Perkins 570 Stoney Battery Road Marion, VA 24354	0.3836 acres 1/64 of 24.55 acres	0.6530%
(a.2) Vickie Diane Perkins 3545 Northway Drive Zebulone, NC 27597	0.3836 acres 1/64 of 24.55 acres	0.6530%
(b) Curby R. Perkins 4261 Walnut Grove Road Shawsville, VA 24162	0.7672 acres 1/32 of 24.55 acres	1.3061%
(c) Sharlett Perkins Quillen 504 Butternut Drive Fredericksburg, VA 22408	0.7672 acres 1/32 of 24.55 acres	1.3061%
(d) Kenny W. Perkins 202 Forest Drive Stuarts Draft, VA 24477	0.7672 acres 1/32 of 24.55 acres	1.3061%
<b>(5)</b> Audrey McGee Heirs, Devisees, Successors or Assigns		
(a) Jerry McGee <i>Address Unknown</i>	3.0688 acres 1/8 of 24.55 acres	5.2243%
<b>(6)</b> Dorothy Cole Heirs, Devisees, Successors or Assigns		
(a) Cecil Cole 886 Indian Head Lane Chilhowie, VA 24319	0.6138 acres 1/40 of 24.55 acres	1.0449%
(b) Lowell E. Cole 71 Berkley CT Troutville, VA 24175-3801	0.6138 acres 1/40 of 24.55 acres	1.0449%
(c) Joseph Cole 2209 Trojan Drive Bristol, VA 24202	0.6138 acres 1/40 of 24.55 acres	1.0449%
(d) Harold Cole 1633 Stewart Avenue Roanoke, VA 24013	0.6138 acres 1/40 of 24.55 acres	1.0449%
(e) Brenda Fletcher 270 Perkins Hollow Road Swords Creek, VA 24649	0.6138 acres 1/40 of 24.55 acres	1.0449%
<b>(7)</b> Jettie Boyd Heirs, Devisees, Successors or Assigns		

**Exhibit B-3**  
**Unit BK-116**  
**Docket #VGOB 06-0221-1582**  
**List of Unleased Owners/Claimants**  
**(58.74 Acre Unit)**

BOOK - 728 PAGE 0317

	Acres in Unit	Interest in Unit
(a) Erlene Strouth 1942 Swords Creek Rd. Honaker, VA 24260	0.7672 acres 1/32 of 24.55 acres	1.3061%
(b) Paul Boyd Rt.2 Box 118 Honaker, VA 24260	0.7672 acres 1/32 of 24.55 acres	1.3061%
(c) James William Boyd Heirs, Devisees, Successors or Assigns		
(c.1) Rita Hughart Heirs, Devisees, Successors or Assigns		
(c.1.1) Mark Andrew Hughart PO Box 1036 Lebanon VA 24266	0.2557 acres 1/96 of 24.55 acres	0.4354%
(c.1.2) Judy Boyd Delp 417-A Stoney Hill Tr. New Bern, NC 28562	0.1023 acres 1/240 of 24.55 acres	0.1741%
(c.1.3) Johnny Sherman Boyd 170 East Meadows Road Thomasville, NC 27360	0.1023 acres 1/240 of 24.55 acres	0.1741%
(c.1.4) James Dallas Boyd Heirs, Devisees, Successors or Assigns		
(c.1.4.1) James Boyd c/o Cindy Kennison 419 S. Fayette Street Washington, C.H., OH 43160	0.0511 acres 1/480 of 24.55 acres	0.0871%
(c.1.4.2) Christie Boyd c/o Cindy Kennison 419 S. Fayette Street Washington, C.H., OH 43160	0.0511 acres 1/480 of 24.55 acres	0.0871%
(c.1.5) Elizabeth Hughart 214 Conrad Street Lexington, NC 27295	0.1023 acres 1/240 of 24.55 acres	0.1741%
(c.1.6) Marsha Viola Hughart c/o Mark Andrew Hughart PO Box 432 Doran, VA 24612	0.1023 acres 1/240 of 24.55 acres	0.1741%
(d) Barbara Reynolds Heirs, Devisees, Successors or Assigns		
(d.1) Raymond Reynolds 67 Vaughn Brooks Rd Cleveland, VA 24225	0.2557 acres 1/96 of 24.55 acres	0.4354%
(d.2) Dorothy Jean Combs 633 Vaughn Brooks Rd. Cleveland, VA 24225	0.2557 acres 1/96 of 24.55 acres	0.4354%
(d.3) George Ray P.O. Box 3222 Lebanon, VA 24266	0.2557 acres 1/96 of 24.55 acres	0.4354%

Exhibit B-3  
Unit BK-116  
Docket #VGOB 06-0221-1582  
List of Unleased Owners/Claimants  
(58.74 Acre Unit)

BOOK - 728 PAGE 0318

	Acres in Unit	Interest in Unit
<b>(8)</b> Emmie Hale Heirs, Devisees, Successors or Assigns		
(a) Marvin Hale <i>Address Unknown</i>	0.3069 acres 1/80 of 24.55 acres	0.5224%
(b) Edward Hale <i>Address Unknown</i>	0.3069 acres 1/80 of 24.55 acres	0.5224%
(c) Bobby Hale <i>Address Unknown</i>	0.3069 acres 1/80 of 24.55 acres	0.5224%
(d) Marie Hale <i>Address Unknown</i>	0.3069 acres 1/80 of 24.55 acres	0.5224%
(e) Beulah Hale <i>Address Unknown</i>	0.3069 acres 1/80 of 24.55 acres	0.5224%
(f) Nadene Hale <i>Address Unknown</i>	0.3069 acres 1/80 of 24.55 acres	0.5224%
(g) Shirley Hale <i>Address Unknown</i>	0.3069 acres 1/80 of 24.55 acres	0.5224%
(h) Cordelia Hale <i>Address Unknown</i>	0.3069 acres 1/80 of 24.55 acres	0.5224%
(i) Betty Hale <i>Address Unknown</i>	0.3069 acres 1/80 of 24.55 acres	0.5224%
(j) Arbutus Hale <i>Address Unknown</i>	0.3069 acres 1/80 of 24.55 acres	0.5224%
<b><u>Tract #8, 1.06 acres</u></b>		
<b>(1)</b> Nora Childress Heirs, Devisees, Successors or Assigns	1.06 acres	1.8046%
(a) Wattie Gay Childress Heirs, Devisees, Successors or Assigns		
(a.1) Carolyn Diana Hayes 3170 Village Green Drive Aurora, IL 60504	0.0589 acres 1/18 of 1.06 acres	0.1003%
(c) Clyde Childress Rt.4 Box 593 North Tazewell, VA 24630	0.1178 acres 1/9 of 1.06 acres	0.2005%
(d) Wilma Childress Hall 379 Williams Lane Bristol, TN 37620	0.1178 acres 1/9 of 1.06 acres	0.2005%
(g) Darlene Childress Lewis 379 Williams Lane Bristol, TN 37620	0.1178 acres 1/9 of 1.06 acres	0.2005%
(h) Elizabeth Childress Monk Rt.1 Box 254 Tazewell, VA 24651	0.1178 acres 1/9 of 1.06 acres	0.2005%

**Exhibit B-3**  
**Unit BK-116**  
**Docket #VGOB 06-0221-1582**  
**List of Unleased Owners/Claimants**  
**(58.74 Acre Unit)**

BOOK - 728 PAGE 0319

	Acres in Unit	Interest in Unit
(i) Janice Childress Patrick 63 Parkview #5 Tazewell, VA 24651	0.1178 acres 1/9 of 1.06 acres	0.2005%
<b><u>Tract #9, 0.04 acres</u></b>		
(1) Nora Childress Heirs, Devisees, Successors or Assigns	0.04 acres	0.0681%
(a) Wattie Gay Childress Heirs, Devisees, Successors or Assigns		
(a.1) Carolyn Diana Hayes 3170 Village Green Drive Aurora, IL 60504	0.0022 acres 1/18 of 0.04 acres	0.0038%
(c) Clyde Childress Rt.4 Box 593 North Tazewell, VA 24630	0.0044 acres 1/9 of 0.04 acres	0.0076%
(d) Wilma Childress Hall 379 Williams Lane Bristol, TN 37620	0.0044 acres 1/9 of 0.04 acres	0.0076%
(g) Darlene Childress Lewis 379 Williams Lane Bristol, TN 37620	0.0044 acres 1/9 of 0.04 acres	0.0076%
(h) Elizabeth Childress Monk Rt.1 Box 254 Tazewell, VA 24651	0.0044 acres 1/9 of 0.04 acres	0.0076%
(i) Janice Childress Patrick 63 Parkview #5 Tazewell, VA 24651	0.0044 acres 1/9 of 0.04 acres	0.0076%
<b><u>Tract #11, 0.20 acres</u></b>		
(1) Douglas Fletcher, et ux. P.O. Box 135 Swords Creek, VA 24649	0.20 acres	0.3405%
<b><u>Tract #12, 0.37 acres</u></b>		
(1) Steve Perkins, et ux. Rt.1 Box 116 Swords Creek, VA 24649	0.37 acres	0.6299%
<b><u>Tract #14, 0.34 acres</u></b>		
(1) Steve Perkins, et ux. Rt.1 Box 116 Swords Creek, VA 24649	0.34 acres	0.5788%

Exhibit E  
Unit BK-116  
Docket #VGOB 06-0221-1582  
List of Conflicting Owners/Claimants that require escrow  
(58.74 Acre Unit)

BOOK - 728 PAGE 0320

	Acres in Unit	Interest in Unit
<b><u>Tract #1, 3.73 acres</u></b>		
<i>Escrow due to Title Conflict</i>		
<b><u>COAL OWNERSHIP</u></b>		
(1) Swords Creek Coal & Coke Corporation P.O. Box 146 Rosedale, VA 24280	3.73 acres	6.3500%
<b><u>OIL &amp; GAS OWNERSHIP</u></b>		
(1) Charles Perkins Rt.1 Box 118 Swords Creek, VA 24649 (5.00 acre tract)	3.73 acres	6.3500%
- OR -		
(1) Nora Childress Heirs, Devisees, Successors or Assigns	3.73 acres	6.3500%
(a) Wattie Gay Childress Heirs, Devisees, Successors or Assigns		
(a.1) Carolyn Diana Hayes 3170 Village Green Drive Aurora, IL 60504	0.0589 acres 1/18 of 3.73 acres	0.1003%
(a.2) Ronald Cole 910 Entry School Drive Fishersville, VA 22939	0.0589 acres 1/18 of 3.73 acres	0.1003%
(b) Nora Childress Bostic 1380 Yauger Road #212 Mt. Vernon, OH 43050	0.1178 acres 1/9 of 3.73 acres	0.2005%
(c) Clyde Childress Rt.4 Box 593 North Tazewell, VA 24630	0.1178 acres 1/9 of 3.73 acres	0.2005%
(d) Wilma Childress Hall 379 Williams Lane Bristol, TN 37620	0.1178 acres 1/9 of 3.73 acres	0.2005%
(e) James Childress P.O. Box 115 Bellspring, VA 24058	0.1178 acres 1/9 of 3.73 acres	0.2005%
(f) Ramon Childress 498 Dry Fork Road North Tazewell, VA 24630	0.1178 acres 1/9 of 3.73 acres	0.2005%
(g) Darlene Childress Lewis 1635 Woodshill Lane Salem, VA 24153	0.1178 acres 1/9 of 3.73 acres	0.2005%
(h) Elizabeth Childress Monk Rt.1 Box 254 Tazewell, VA 24651	0.1178 acres 1/9 of 3.73 acres	0.2005%

**Exhibit E**  
**Unit BK-116**  
**Docket #VGOB 06-0221-1582**  
**List of Conflicting Owners/Claimants that require escrow**  
**(58.74 Acre Unit)**

	Acres in Unit	Interest in Unit
(i) Janice Childress Patrick 63 Parkview #5 Tazewell, VA 24651	0.1178 acres 1/9 of 3.73 acres	0.2005%
<b>- OR -</b>		
(1) Elmer Perkins Heirs, Devisees, Successors or Assigns	3.73 acres	6.3500%
(a) Joseph C. Perkins Heirs, Devisees, Successors or Assigns		
(a.1) Roger G. Perkins 570 Stoney Battery Road Marion, VA 24354	0.1325 acres 1/8 of 3.73 acres	0.2256%
(a.2) Vickie Diane Perkins 3545 Northway Drive Zebulone, NC 27597	0.1325 acres 1/8 of 3.73 acres	0.2256%
(b) Curby R. Perkins 4261 Walnut Grove Road Shawsville, VA 24162	0.2650 acres 1/4 of 3.73 acres	0.4511%
(c) Sharlett Perkins Quillen 504 Butternut Drive Fredericksburg, VA 22408	0.2650 acres 1/4 of 3.73 acres	0.4511%
(d) Kenny W. Perkins 202 Forest Drive Stuarts Draft, VA 24477	0.2650 acres 1/4 of 3.73 acres	0.4511%

**Tract #2, 9.90 acres**

**COAL OWNERSHIP**

(1) Swords Creek Coal & Coke Corporation P.O. Box 146 Rosedale, VA 24280	9.90 acres	16.8539%
--	------------	----------

**OIL & GAS OWNERSHIP**

(1) Charles Perkins Rt.1 Box 118 Swords Creek, VA 24649 (15.39 acre tract)	9.90 acres	16.8539%
---	------------	----------

**Tract #3, 0.72 acres**

**COAL OWNERSHIP**

(1) Swords Creek Coal & Coke Corporation P.O. Box 146 Rosedale, VA 24280	0.72 acres	1.2257%
--	------------	---------

**OIL & GAS OWNERSHIP**

(1) John Rickman Rt.1 Box 695 Swords Creek, VA 24649	0.72 acres	1.2257%
--	------------	---------

Exhibit E  
Unit BK-116  
Docket #VGOB 06-0221-1582  
List of Conflicting Owners/Claimants that require escrow  
(58.74 Acre Unit)

BOOK - 728 PAGE 0322

	Acres in Unit	Interest in Unit
<b><u>Tract #4, 0.05 acres</u></b>		
<b><u>COAL OWNERSHIP</u></b>		
(1) Swords Creek Coal & Coke Corporation P.O. Box 146 Rosedale, VA 24280	0.05 acres	0.0851%
<b><u>OIL &amp; GAS OWNERSHIP</u></b>		
(1) Charles Perkins Rt.1 Box 118 Swords Creek, VA 24649 (44.00 acre tract)	0.05 acres	0.0851%
<b><u>Tract #5, 24.55 acres</u></b>		
<i>Escrow due to Title Conflict</i>		
<b><u>COAL OWNERSHIP</u></b>		
(1) Swords Creek Coal & Coke Corporation P.O. Box 146 Rosedale, VA 24280	24.55 acres	41.7943%
<b><u>OIL &amp; GAS OWNERSHIP</u></b>		
(1) Miles Honaker, et al.	24.55 acres	41.7943%
(a) Miles Honaker P.O. Box 1514 Honaker, VA 24260	7.365 acres 3/10 of 24.55 acres	12.5383%
(c) Sharlett Perkins Quillen 504 Butternut Drive Fredericksburg, VA 22408	17.185 acres 7/10 of 24.55 acres	29.2560%
<b>- OR -</b>		
(1) Nora Childress Heirs, Devisees, Successors or Assigns	24.55 acres	41.7943%
(a) Wattie Gay Childress Heirs, Devisees, Successors or Assigns		
(a.1) Carolyn Diana Hayes 3170 Village Green Drive Aurora, IL 60504	1.3639 acres 1/18 of 24.55 acres	2.3219%
(a.2) Ronald Cole 910 Entry School Drive Fishersville, VA 22939	1.3639 acres 1/18 of 24.55 acres	2.3219%
(b) Nora Childress Bostic 1380 Yauger Road #212 Mt. Vernon, OH 43050	2.7278 acres 1/9 of 24.55 acres	4.6438%
(c) Clyde Childress Rt.4 Box 593 North Tazewell, VA 24630	2.7278 acres 1/9 of 24.55 acres	4.6438%

**Exhibit E**  
**Unit BK-116**  
**Docket #VGOB 06-0221-1582**  
**List of Conflicting Owners/Claimants that require escrow**  
**(58.74 Acre Unit)**

BOOK - 728 PAGE 0323

	Acres in Unit	Interest in Unit
(d) Wilma Childress Hall 379 Williams Lane Bristol, TN 37620	2.7278 acres 1/9 of 24.55 acres	4.6438%
(e) James Childress P.O. Box 115 Bellspring, VA 24058	2.7278 acres 1/9 of 24.55 acres	4.6438%
(f) Ramon Childress 498 Dry Fork Road North Tazewell, VA 24630	2.7278 acres 1/9 of 24.55 acres	4.6438%
(g) Darlene Childress Lewis 1635 Woodhill Lane Salem, VA 24153	2.7278 acres 1/9 of 24.55 acres	4.6438%
(h) Elizabeth Childress Monk Rt.1 Box 254 Tazewell, VA 24651	2.7278 acres 1/9 of 24.55 acres	4.6438%
(i) Janice Childress Patrick 63 Parkview #5 Tazewell, VA 24651	2.7278 acres 1/9 of 24.55 acres	4.6438%
- OR -		
Cordelia Perkins Heirs, Devisees, Successors or Assigns	24.55 acres	41.7943%
<b>(1) Marvin Perkins Heirs, Devisees, Successors or Assigns</b>		
(a) Charlie Perkins 326 Perkins Hollow Road Swords Creek, VA 24649	0.2790 acres 1/88 of 24.55 acres	0.4749%
(b) John Perkins Heirs, Devisees, Successors or Assigns		
(b.1) James Aubry Perkins <i>Address Unknown</i>	0.0930 acres 1/264 of 24.55 acres	0.1583%
(b.2) Johnny Perkins <i>Address Unknown</i>	0.0930 acres 1/264 of 24.55 acres	0.1583%
(b.3) Greg Perkins <i>Address Unknown</i>	0.0930 acres 1/264 of 24.55 acres	0.1583%
(c) Elmer Perkins P.O. Box 138 Swords Creek, VA 24649	0.2790 acres 1/88 of 24.55 acres	0.4749%
(d) Lincous Perkins P.O. Box 299 Honaker, VA 24260	0.2790 acres 1/88 of 24.55 acres	0.4749%
(e) Jason Perkins <i>Address Unknown</i>	0.2790 acres 1/88 of 24.55 acres	0.4749%
(f) David Perkins P.O. Box 394 Swords Creek, VA 24649	0.2790 acres 1/88 of 24.55 acres	0.4749%

**Exhibit E**  
**Unit BK-116**  
**Docket #VGOB 06-0221-1582**  
**List of Conflicting Owners/Claimants that require escrow**  
**(58.74 Acre Unit)**

BOOK - 728 PAGE 0324

	Acres in Unit	Interest in Unit
(g) Gerald Perkins P.O. Box 117 Swords Creek, VA 24649	0.2790 acres 1/88 of 24.55 acres	0.4749%
(h) Clifford Perkins P.O. Box 206 Swords Creek, VA 24649	0.2790 acres 1/88 of 24.55 acres	0.4749%
(i) Cornella Perkins Justus P.O. Box 105 Swords Creek, VA 24649	0.2790 acres 1/88 of 24.55 acres	0.4749%
(j) Sally Perkins Reynolds P.O. Box 716 Lebanon, VA 24266	0.2790 acres 1/88 of 24.55 acres	0.4749%
(j) Mary Lou Perkins Rasnake Rt.1 Box 16 Swords Creek, VA 24649	0.2790 acres 1/88 of 24.55 acres	0.4749%
<b>(2) Noah Perkins Heirs, Devisees, Successors or Assigns</b>		
(a) Virgil Perkins Heirs, Devisees, Successors or Assigns <i>Heirs / Addresses Unknown</i>	0.3836 acres 1/64 of 24.55 acres	0.6530%
(b) Nola Perkins Miller Rt.2 Box 122 Honaker, VA 24260	0.3836 acres 1/64 of 24.55 acres	0.6530%
(c) Evelyn Perkins Heirs, Devisees, Successors or Assigns <i>Heirs / Addresses Unknown</i>	0.3836 acres 1/64 of 24.55 acres	0.6530%
(d) Nadene Perkins Honaker P.O. Box 228 Honaker, VA 24260	0.3836 acres 1/64 of 24.55 acres	0.6530%
(e) Joyce Perkins Miller 574 Linkous Drive Lebanon, VA 24266	0.3836 acres 1/64 of 24.55 acres	0.6530%
(f) Patty Perkins Honaker P.O. Box 114 Honaker, VA 24260	0.3836 acres 1/64 of 24.55 acres	0.6530%
(g) James Perkins Heirs, Devisees, Successors or Assigns		
(g.1) Janice Perkins P.O. Box 204 Swords Creek, VA 24649	0.3836 acres 1/64 of 24.55 acres	0.6530%
(h) Jerry Perkins 180 Perkins Hollow Road Swords Creek, VA 24649	0.3836 acres 1/64 of 24.55 acres	0.6530%
<b>(3) Roy Perkins Heirs, Devisees, Successors or Assigns</b>		

Exhibit E  
Unit BK-116  
Docket #VGOB 06-0221-1582  
List of Conflicting Owners/Claimants that require escrow  
(58.74 Acre Unit)

BOOK - 728 PAGE 0325

	Acres in Unit	Interest in Unit
(a) Glen Perkins Heirs, Devisees, Successors or Assigns <i>Heirs / Addresses Unknown</i>	0.5115 acres 1/48 of 24.55 acres	0.8707%
(b) Victor Perkins Heirs, Devisees, Successors or Assigns <i>Heirs / Addresses Unknown</i>	0.5115 acres 1/48 of 24.55 acres	0.8707%
(c) Wanda Perkins Heirs, Devisees, Successors or Assigns <i>Heirs / Addresses Unknown</i>	0.5115 acres 1/48 of 24.55 acres	0.8707%
(d) Harlan Perkins Heirs, Devisees, Successors or Assigns <i>Heirs / Addresses Unknown</i>	0.5115 acres 1/48 of 24.55 acres	0.8707%
(e) Pauline Perkins Ray P.O. Box 276 Swords Creek, VA 24649	0.5115 acres 1/48 of 24.55 acres	0.8707%
(f) Lacy Perkins Heirs, Devisees, Successors or Assigns <i>Heirs / Addresses Unknown</i>	0.5115 acres 1/48 of 24.55 acres	0.8707%
<b>(4)</b> Elmer Perkins Heirs, Devisees, Successors or Assigns		
(a) Joseph C. Perkins Heirs, Devisees, Successors or Assigns		
(a.1) Roger G. Perkins 570 Stoney Battery Road Marion, VA 24354	0.3836 acres 1/64 of 24.55 acres	0.6530%
(a.2) Vickie Diane Perkins 3545 Northway Drive Zebulone, NC 27597	0.3836 acres 1/64 of 24.55 acres	0.6530%
(b) Curby R. Perkins 4261 Walnut Grove Road Shawsville, VA 24162	0.7672 acres 1/32 of 24.55 acres	1.3061%
(c) Sharlett Perkins Quillen 504 Butternut Drive Fredericksburg, VA 22408	0.7672 acres 1/32 of 24.55 acres	1.3061%
(d) Kenny W. Perkins 202 Forest Drive Stuarts Draft, VA 24477	0.7672 acres 1/32 of 24.55 acres	1.3061%
<b>(5)</b> Audrey McGee Heirs, Devisees, Successors or Assigns		
(a) Jerry McGee <i>Address Unknown</i>	3.0688 acres 1/8 of 24.55 acres	5.2243%
<b>(6)</b> Dorothy Cole Heirs, Devisees, Successors or Assigns		
(a) Cecil Cole 886 Indian Head Lane Chilhowie, VA 24319	0.6138 acres 1/40 of 24.55 acres	1.0449%

**Exhibit E**  
**Unit BK-116**  
**Docket #VGOB 06-0221-1582**  
**List of Conflicting Owners/Claimants that require escrow**  
**(58.74 Acre Unit)**

BOOK - 728 PAGE 0326

	Acres in Unit	Interest in Unit
(b) Lowell E. Cole 71 Berkley CT Troutville, VA 24175-3801	0.6138 acres 1/40 of 24.55 acres	1.0449%
(c) Joseph Cole 2209 Trojan Drive Bristol, VA 24202	0.6138 acres 1/40 of 24.55 acres	1.0449%
(d) Harold Cole 1633 Stewart Avenue Roanoke, VA 24013	0.6138 acres 1/40 of 24.55 acres	1.0449%
(e) Brenda Fletcher 270 Perkins Hollow Road Swords Creek, VA 24649	0.6138 acres 1/40 of 24.55 acres	1.0449%
<b>(7) Jettie Boyd Heirs, Devisees, Successors or Assigns</b>		
(a) Erlene Strouth P.O. Box 136 Rosedale, VA 24280	0.7672 acres 1/32 of 24.55 acres	1.3061%
(b) Paul Boyd Rt.2 Box 118 Honaker, VA 24260	0.7672 acres 1/32 of 24.55 acres	1.3061%
(c) James William Boyd Heirs, Devisees, Successors or Assigns		
(c.1) Rita Hughart Heirs, Devisees, Successors or Assigns		
(c.1.1) Mark Andrew Hughart PO Box 1036 Lebanon VA 24266	0.2557 acres 1/96 of 24.55 acres	0.4354%
(c.1.2) Judy Boyd Delp 417-A Stoney Hill Tr. New Bern, NC 28562	0.1023 acres 1/240 of 24.55 acres	0.1741%
(c.1.3) Johnny Sherman Boyd 170 East Meadows Road Thomasville, NC 27360	0.1023 acres 1/240 of 24.55 acres	0.1741%
(c.1.4) James Dallas Boyd Heirs, Devisees, Successors or Assigns		
(c.1.4.1) James Boyd c/o Cindy Kennison 419 S. Fayette Street Washington, C.H., OH 43160	0.0511 acres 1/480 of 24.55 acres	0.0871%
(c.1.4.2) Christie Boyd c/o Cindy Kennison 419 S. Fayette Street Washington, C.H., OH 43160	0.0511 acres 1/480 of 24.55 acres	0.0871%
(c.1.5) Elizabeth Hughart 214 Conrad Street Lexington, NC 27295	0.1023 acres 1/240 of 24.55 acres	0.1741%

**Exhibit E**  
**Unit BK-116**  
**Docket #VGOB 06-0221-1582**  
**List of Conflicting Owners/Claimants that require escrow**  
**(58.74 Acre Unit)**

BOOK - 728 PAGE 0327

	Acres in Unit	Interest in Unit
(c.1.6) Marsha Viola Hughart 6075 Sinking Water Road Bandy, VA 24602	0.1023 acres 1/240 of 24.55 acres	0.1741%
(d) Barbara Reynolds Heirs, Devisees, Successors or Assigns		
(d.1) Raymond Reynolds 67 Vaughn Brooks Rd Cleveland, VA 24225	0.2557 acres 1/96 of 24.55 acres	0.4354%
(d.2) Dorothy Jean Combs 633 Vaughn Brooks Rd. Cleveland, VA 24225	0.2557 acres 1/96 of 24.55 acres	0.4354%
(d.3) George Ray P.O. Box 3222 Lebanon, VA 24266	0.2557 acres 1/96 of 24.55 acres	0.4354%
(8) Emmie Hale Heirs, Devisees, Successors or Assigns		
(a) Marvin Hale <i>Address Unknown</i>	0.3069 acres 1/80 of 24.55 acres	0.5224%
(b) Edward Hale <i>Address Unknown</i>	0.3069 acres 1/80 of 24.55 acres	0.5224%
(c) Bobby Hale <i>Address Unknown</i>	0.3069 acres 1/80 of 24.55 acres	0.5224%
(d) Marie Hale <i>Address Unknown</i>	0.3069 acres 1/80 of 24.55 acres	0.5224%
(e) Beulah Hale <i>Address Unknown</i>	0.3069 acres 1/80 of 24.55 acres	0.5224%
(f) Nadene Hale <i>Address Unknown</i>	0.3069 acres 1/80 of 24.55 acres	0.5224%
(g) Shirley Hale <i>Address Unknown</i>	0.3069 acres 1/80 of 24.55 acres	0.5224%
(h) Cordelia Hale <i>Address Unknown</i>	0.3069 acres 1/80 of 24.55 acres	0.5224%
(i) Betty Hale <i>Address Unknown</i>	0.3069 acres 1/80 of 24.55 acres	0.5224%
(j) Arbutus Hale <i>Address Unknown</i>	0.3069 acres 1/80 of 24.55 acres	0.5224%

**Tract #6, 1.40 acres**

**COAL OWNERSHIP**

(1) Swords Creek Coal & Coke Corporation P.O. Box 146 Rosedale, VA 24280	1.40 acres	2.3834%
--	------------	---------

Exhibit E  
Unit BK-116  
Docket #VGOB 06-0221-1582  
List of Conflicting Owners/Claimants that require escrow  
(58.74 Acre Unit)

BOOK - 728 PAGE 0328

	Acres in Unit	Interest in Unit
<b><u>OIL &amp; GAS OWNERSHIP</u></b>		
(1) Claude A. Ray, Jr. P.O. Box 576 Cedar Bluff, VA 24609	1.40 acres	2.3834%
<b><u>Tract #8, 1.06 acres</u></b>		
<i>Escrow due to Title Conflict</i>		
<b><u>COAL OWNERSHIP</u></b>		
(1) Swords Creek Coal & Coke Corporation P.O. Box 146 Rosedale, VA 24280	1.06 acres	1.8046%
<b><u>OIL &amp; GAS OWNERSHIP</u></b>		
(1) Shirley Hubbard Rt.1 Box 158 Swords Creek, VA 24649	1.06 acres	1.8046%
- OR -		
(1) Nora Childress Heirs, Devisees, Successors or Assigns	1.06 acres	1.8046%
(a) Wattie Gay Childress Heirs, Devisees, Successors or Assigns		
(a.1) Carolyn Diana Hayes 3170 Village Green Drive Aurora, IL 60504	0.0589 acres 1/18 of 1.06 acres	0.1003%
(a.2) Ronald Cole 910 Entry School Drive Fishersville, VA 22939	0.0589 acres 1/18 of 1.06 acres	0.1003%
(b) Nora Childress Bostic 1380 Yauger Road #212 Mt. Vernon, OH 43050	0.1178 acres 1/9 of 1.06 acres	0.2005%
(c) Clyde Childress Rt.4 Box 593 North Tazewell, VA 24630	0.1178 acres 1/9 of 1.06 acres	0.2005%
(d) Wilma Childress Hall 379 Williams Lane Bristol, TN 37620	0.1178 acres 1/9 of 1.06 acres	0.2005%
(e) James Childress P.O. Box 115 Bellspring, VA 24058	0.1178 acres 1/9 of 1.06 acres	0.2005%
(f) Ramon Childress 498 Dry Fork Road North Tazewell, VA 24630	0.1178 acres 1/9 of 1.06 acres	0.2005%
(g) Darlene Childress Lewis 1635 Woodhill Lane Salem, VA 24153	0.1178 acres 1/9 of 1.06 acres	0.2005%

**Exhibit E**  
**Unit BK-116**  
**Docket #VGOB 06-0221-1582**  
**List of Conflicting Owners/Claimants that require escrow**  
**(58.74 Acre Unit)**

BOOK - 728 PAGE 0329

	Acres in Unit	Interest in Unit
(h) Elizabeth Childress Monk Rt.1 Box 254 Tazewell, VA 24651	0.1178 acres 1/9 of 1.06 acres	0.2005%
(i) Janice Childress Patrick 63 Parkview #5 Tazewell, VA 24651	0.1178 acres 1/9 of 1.06 acres	0.2005%
<b>- OR -</b>		
(1) Elmer Perkins Heirs, Devisees, Successors or Assigns	1.06 acres	1.8046%
(a) Joseph C. Perkins Heirs, Devisees, Successors or Assigns		
(a.1) Roger G. Perkins 570 Stoney Battery Road Marion, VA 24354	0.1325 acres 1/8 of 1.06 acres	0.2256%
(a.2) Vickie Diane Perkins 3545 Northway Drive Zebulone, NC 27597	0.1325 acres 1/8 of 1.06 acres	0.2256%
(b) Curby R. Perkins 4261 Walnut Grove Road Shawsville, VA 24162	0.2650 acres 1/4 of 1.06 acres	0.4511%
(c) Sharlett Perkins Quillen 504 Butternut Drive Fredericksburg, VA 22408	0.2650 acres 1/4 of 1.06 acres	0.4511%
(d) Kenny W. Perkins 202 Forest Drive Stuarts Draft, VA 24477	0.2650 acres 1/4 of 1.06 acres	0.4511%

**Tract #9, 0.04 acres**

***Escrow due to Title Conflict***

**COAL OWNERSHIP**

(1) Swords Creek Coal & Coke Corporation P.O. Box 146 Rosedale, VA 24280	0.04 acres	0.0681%
--	------------	---------

**OIL & GAS OWNERSHIP**

(1) Janice Perkins P.O. Box 204 Swords Creek, VA 24649	0.04 acres	0.0681%
--	------------	---------

**- OR -**

(1) Nora Childress Heirs, Devisees, Successors or Assigns	0.04 acres	0.0681%
(a) Wattie Gay Childress Heirs, Devisees, Successors or Assigns		

**Exhibit E**  
**Unit BK-116**  
**Docket #VGOB 06-0221-1582**  
**List of Conflicting Owners/Claimants that require escrow**  
**(58.74 Acre Unit)**

BOOK - 728 PAGE 0330

	Acres in Unit	Interest in Unit
(a.1) Carolyn Diana Hayes 3170 Village Green Drive Aurora, IL 60504	0.0022 acres 1/18 of 0.04 acres	0.0038%
(a.2) Ronald Cole 910 Entry School Drive Fishersville, VA 22939	0.0022 acres 1/18 of 0.04 acres	0.0038%
(b) Nora Childress Bostic 1380 Yauger Road #212 Mt. Vernon, OH 43050	0.0044 acres 1/9 of 0.04 acres	0.0076%
(c) Clyde Childress Rt.4 Box 593 North Tazewell, VA 24630	0.0044 acres 1/9 of 0.04 acres	0.0076%
(d) Wilma Childress Hall 379 Williams Lane Bristol, TN 37620	0.0044 acres 1/9 of 0.04 acres	0.0076%
(e) James Childress P.O. Box 115 Bellspring, VA 24058	0.0044 acres 1/9 of 0.04 acres	0.0076%
(f) Ramon Childress 498 Dry Fork Road North Tazewell, VA 24630	0.0044 acres 1/9 of 0.04 acres	0.0076%
(g) Darlene Childress Lewis 1635 Woodshill Lane Salem, VA 24153	0.0044 acres 1/9 of 0.04 acres	0.0076%
(h) Elizabeth Childress Monk Rt.1 Box 254 Tazewell, VA 24651	0.0044 acres 1/9 of 0.04 acres	0.0076%
(i) Janice Childress Patrick 63 Parkview #5 Tazewell, VA 24651	0.0044 acres 1/9 of 0.04 acres	0.0076%
- OR -		
(1) Elmer Perkins Heirs, Devisees, Successors or Assigns	0.04 acres	0.0681%
(a) Joseph C. Perkins Heirs, Devisees, Successors or Assigns		
(a.1) Roger G. Perkins 570 Stoney Battery Road Marion, VA 24354	0.0050 acres 1/8 of 0.04 acres	0.0085%
(a.2) Vickie Diane Perkins 3545 Northway Drive Zebulone, NC 27597	0.0050 acres 1/8 of 0.04 acres	0.0085%
(b) Curby R. Perkins 4261 Walnut Grove Road Shawsville, VA 24162	0.0100 acres 1/4 of 0.04 acres	0.0170%

Exhibit E  
Unit BK-116  
Docket #VGOB 06-0221-1582  
List of Conflicting Owners/Claimants that require escrow  
(58.74 Acre Unit)

BOOK - 728 PAGE 0331

	Acres in Unit	Interest in Unit
(c) Sharlett Perkins Quillen 504 Butternut Drive Fredericksburg, VA 22408	0.0100 acres 1/4 of 0.04 acres	0.0170%
(d) Kenny W. Perkins 202 Forest Drive Stuarts Draft, VA 24477	0.0100 acres 1/4 of 0.04 acres	0.0170%

**Tract #10, 4.59 acres**

**COAL OWNERSHIP**

(1) Swords Creek Coal & Coke Corporation P.O. Box 146 Rosedale, VA 24280	4.59 acres	7.8141%
--	------------	---------

**OIL & GAS OWNERSHIP**

(1) Charles W. Perkins, et ux. Rt.1 Box 118 Swords Creek, VA 24649 (5 acre tract)	4.59 acres	7.8141%
--	------------	---------

**Tract #11, 0.20 acres**

**COAL OWNERSHIP**

(1) Swords Creek Coal & Coke Corporation P.O. Box 146 Rosedale, VA 24280	0.20 acres	0.3405%
--	------------	---------

**OIL & GAS OWNERSHIP**

(1) Douglas Fletcher, et ux. P.O. Box 135 Swords Creek, VA 24649	0.20 acres	0.3405%
--	------------	---------

**Tract #12, 0.37 acres**

**COAL OWNERSHIP**

(1) Swords Creek Coal & Coke Corporation P.O. Box 146 Rosedale, VA 24280	0.37 acres	0.6299%
--	------------	---------

**OIL & GAS OWNERSHIP**

(1) Steve Perkins, et ux. Rt.1 Box 116 Swords Creek, VA 24649	0.37 acres	0.6299%
---	------------	---------

**Tract #13, 9.20 acres**

**COAL OWNERSHIP**

(1) Swords Creek Coal & Coke Corporation P.O. Box 146 Rosedale, VA 24280	9.20 acres	15.6622%
--	------------	----------

Exhibit E  
Unit BK-116  
Docket #VGOB 06-0221-1582  
List of Conflicting Owners/Claimants that require escrow  
(58.74 Acre Unit)

BOOK - 728 PAGE 0332

	Acres in Unit	Interest in Unit
<b><u>OIL &amp; GAS OWNERSHIP</u></b>		
(1) Charles W. Perkins, et ux. Rt.1 Box 118 Swords Creek, VA 24649 (9.24 acre tract)	9.20 acres	15.6622%
<b><u>Tract #14, 0.34 acres</u></b>		
<b><u>COAL OWNERSHIP</u></b>		
(1) Swords Creek Coal & Coke Corporation P.O. Box 146 Rosedale, VA 24280	0.34 acres	0.5788%
<b><u>OIL &amp; GAS OWNERSHIP</u></b>		
(1) Steve Perkins, et ux. Rt.1 Box 116 Swords Creek, VA 24649	0.34 acres	0.5788%
<b><u>Tract #15, 1.15 acres</u></b>		
<b><u>COAL OWNERSHIP</u></b>		
(1) Swords Creek Coal & Coke Corporation P.O. Box 146 Rosedale, VA 24280	1.15 acres	1.9578%
<b><u>OIL &amp; GAS OWNERSHIP</u></b>		
(1) Charles W. Perkins, et ux. Rt.1 Box 118 Swords Creek, VA 24649 (1.15 acre tract)	1.15 acres	1.9578%
<b><u>Tract #17, 1.19 acres</u></b>		
<i>Escrow due to Title Conflict</i>		
<b><u>COAL OWNERSHIP</u></b>		
(1) Swords Creek Coal & Coke Corporation P.O. Box 146 Rosedale, VA 24280	1.19 acres	2.0259%
- OR -		
(1) Charles Perkins Rt.1 Box 118 Swords Creek, VA 24649 (3.00 acre tract)	1.19 acres	2.0259%
<b><u>OIL &amp; GAS OWNERSHIP</u></b>		
(1) Swords Creek Coal & Coke Corporation P.O. Box 146 Rosedale, VA 24280	1.19 acres	2.0259%
- OR -		

Exhibit E  
Unit BK-116  
Docket #VGOB 06-0221-1582  
List of Conflicting Owners/Claimants that require escrow  
(58.74 Acre Unit)

BOOK - 728 PAGE 0333

	Acres in Unit	Interest in Unit
(1) Charles Perkins Rt.1 Box 118 Swords Creek, VA 24649 (3.00 acre tract)	1.19 acres	2.0259%