

0661820

120001599

VIRGINIA:

BEFORE THE VIRGINIA GAS AND OIL BOARD

IN RE:

SUPPLEMENTAL ORDER REGARDING DOCKET NUMBER  
VGOB 08-0318-2159 & 08-0318-2159-01

ELECTIONS: UNIT J-36  
(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 July 20, 2009 which was recorded at Document 090002575 in the Office of the Clerk of the Circuit Court of Buchanan County, Virginia, on August 27, 2009, and the repooling order executed in the captioned matter on September 14, 2009 which was recorded at Document 090003178 in the Office of the Clerk of the Circuit Court of Buchanan County, Virginia, on October 16, 2009, (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 J-36;

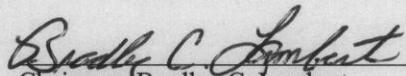
Order: By this Order, the Board orders the Designated Operator to tender, consistent with and in accordance with the findings set forth at paragraph 2. above and the annexed affidavit of elections with Exhibits thereto, any funds subject to escrow and instructs the Escrow Agent, First Bank & Trust Company 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 June, 2012, by a majority of the Virginia Gas and Oil Board.

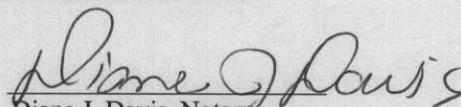
  
Chairman, Bradley C. Lambert

DONE AND PERFORMED THIS 14<sup>th</sup> day of June, 2012, by Order of the Board.

  
Rick Cooper  
Principal Executive to the Staff of the Board

STATE OF VIRGINIA  
COUNTY OF RUSSELL

Acknowledged on this 14<sup>th</sup> day of June, 2012, personally before me a notary public in and for the Commonwealth of Virginia, appeared Bradley C. Lambert, being duly sworn did depose and say that he is Chairman of the Virginia Gas and Oil Board, and appeared David E. Asbury Jr., being duly sworn did depose and say that he is Principal Executive to the Staff of the Virginia Gas and Oil Board that they executed the same and were authorized to do so.

  
Diane J. Davis, Notary  
174394

My commission expires: September 30, 2013



VIRGINIA:

Exhibit A

BEFORE THE VIRGINIA GAS AND OIL BOARD

IN RE:

Application of CNX Gas Company LLC for Forced Pooling of Interests in CBM Unit J-36  
VGOB 08-0318-2159 and 08-0318-215-01 in the Garden District of Buchanan 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 July 20, 2009 and August, 27, 2009, 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 September 14, 2009 and October 16, 2009;

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 July 20, 2009 and August, 27, 2009;

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:

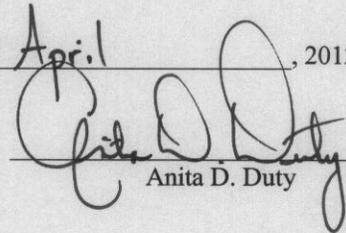
Thurman Gerald & Iris Cooper

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

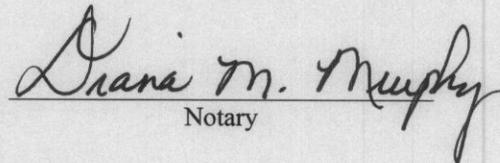
That pursuant to the provisions of VAC 25-160-70.A.10. and C. and VAC 25-160-80 the annexed supplemental order sets forth the interests and claims that require escrow of funds pursuant to Virginia Code sections 45.1-361.21.D. and 45.1-361.22.A.3. and 4.

Dated at Bluefield, West Virginia, this 20<sup>th</sup> day of April, 2012.

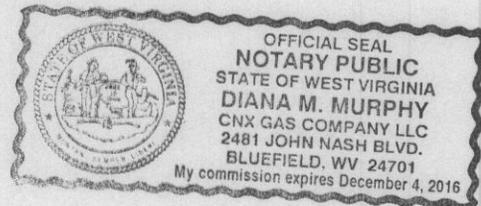
  
Anita D. Duty

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 20<sup>th</sup> day of April, 2012.

  
Notary

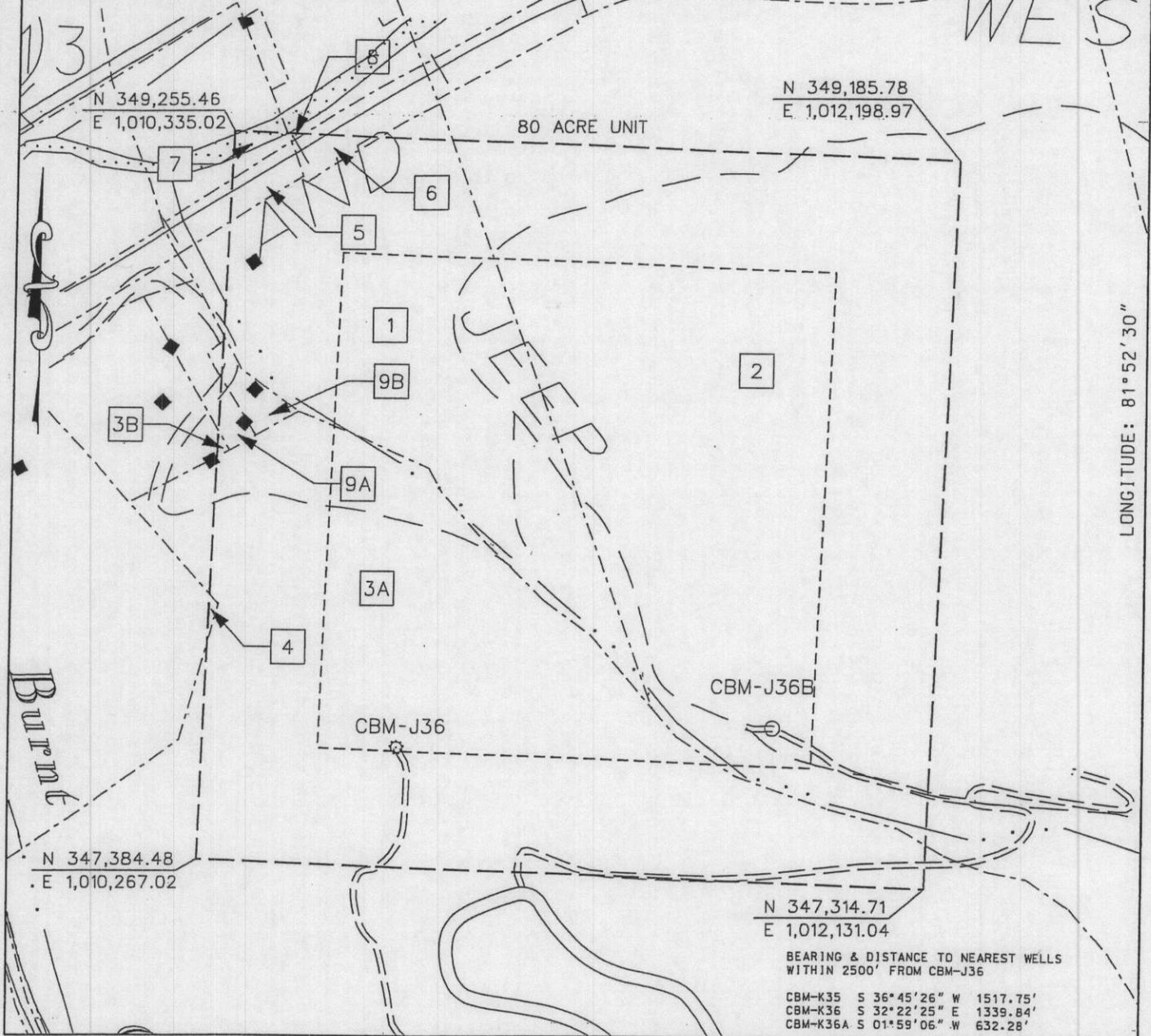
My commission expires: December 4, 2016



PROPERTY LINES SHOWN ON THIS PLAT WERE TAKEN FROM DEED DESCRIPTIONS AND CHAIN OF TITLE AND DOES NOT REPRESENT A CURRENT FIELD SURVEY.

LATITUDE: 37° 15' 00"

WEST



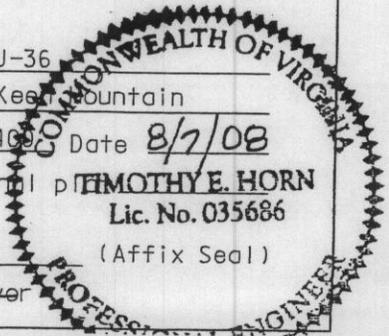
LONGITUDE: 81° 52' 30"

EXHIBIT A  
OAKWOOD FIELD  
UNIT J-36  
FORCE POOLING  
VGOB-08-0318-2159-01

Company CNX Gas Company LLC Well Name and Number UNIT J-36  
 Tract No. \_\_\_\_\_ Elevation \_\_\_\_\_ Quadrangle Keok Mountain  
 County Buchanan District Garden Scale: 1" = 400' Date 8/7/08  
 This plat is a new plat X; an updated plat \_\_\_\_\_; or a final plat \_\_\_\_\_

Form DGO-GO-7  
Rev. 9/91

*[Signature]*  
Licensed Professional Engineer or Licensed Land Surveyor



# CNX Gas Company LLC

## UNIT J36

### Tract Identifications

1. Donald Honaker (11.78 Acre Tract) – All Minerals except Coal In Jawbone Seam  
Jewell Smokeless Coal Corporation – Coal In Jawbone Seam  
Island Creek Coal Company/Consol Energy, Inc. – Coal Below Tiller Seam Leased  
Jewell Smokeless Coal Corporation – Coal Above Tiller Seam Leased  
Appalachian Energy – Oil and Gas Leased  
Donald Honaker – Surface  
14.34 acres                      17.9250%
  
2. Caroline Cole Keen, et al (164.56 Acre Tract) – All Minerals (Except Jawbone Seam & 1/9 In P-3 Seam)  
Island Creek Coal Company/Consol Energy, Inc. – 1/9 Int. in P-3 Seam  
Jewell Smokeless Coal Corporation- Jawbone Seam  
Island Creek Coal Company/Consol Energy, Inc. - Below Drainage Coal Leased  
Jewell Smokeless Coal Corporation - Above Drainage Coal Leased  
Appalachian Energy – Oil and Gas Leased (90.76543%)  
Appalachian Energy – CBM Leased (84.29630%) (CNX Gas Company LLC – Operator)  
CNX Gas Company LLC - CBM Leased (2.46914%)  
Caroline Cole Keen, et al – Surface  
36.26 acres                      45.3250%
  
3. Buck Jewell Resources, LLC (100 Acre Tract) – All Minerals except the Jawbone Seam  
Jewell Smokeless Coal Corporation – Jawbone Seam  
Island Creek Coal Company/Consol Energy, Inc. – Coal Below Tiller Seam Leased  
Appalachian Energy – Oil and Gas Leased  
Appalachian Energy – CBM Leased (CNX Gas Company LLC – Operator)  
27.75 acres                      34.6875%
  
- 3A. Buck Jewell Resources, LLC - Surface  
3B. Unknown Surface Owner
  
4. Jeanette Cantrell (10.50 Acre Tract) – All Minerals except Coal Above Drainage  
Jewell Coal and Coke Company – Coal Above Drainage  
Jewell Smokeless Coal Corporation – Raven and Jawbone Seams of Coal Leased  
Island Creek Coal Company/Consol Energy, Inc. – Coal Below Tiller Seam Leased  
TXO Production Company – Oil and Gas Leased  
CNX Gas Company LLC – CBM Leased  
Jeanette Cantrell – Surface  
0.03 acres                      0.0375%
  
5. Norfolk Southern Railway Company – All Minerals except Coal Below 800 Feet  
Fulton Henry Cole Heirs – Coal Below 800 Feet  
Island Creek Coal Company/Consol Energy, Inc. – Coal Below Drainage Leased  
Jewell Smokeless Coal Corporation – Coal Above Tiller Seam up to 800 Feet Leased  
CNX Gas Company LLC – CBM Leased (except Coal Below 800 Feet)  
Norfolk Southern Railway Company – Surface  
0.42 acres                      0.5250%

"This title block is for general informational purposes only and does not reflect an analysis of the severance deed and its effect upon coal bed methane ownership and should not be relied upon for such purpose."

6

**CNX Gas Company LLC**  
**UNIT J36**  
**Tract Identifications**

6. Norfolk Southern Railway Company – All Minerals except Coal Below 800 Feet  
Fulton Henry Cole Heirs – Coal Below 800 Feet  
Island Creek Coal Company/Consol Energy, Inc. – Coal Below Drainage Leased  
Jewell Smokeless Coal Corporation – Coal Above Tiller Seam up to 800 Feet Leased  
CNX Gas Company LLC – CBM Leased (except Coal Below 800 Feet)  
Norfolk Southern Railway Company – Surface  
0.33 acres                      0.4125%
7. Harold H. Fuller, Jr., et ux (3.22 Acre Tract) – All Minerals except Jawbone Seam  
Jewell Smokeless Coal Corporation – Jawbone Seam  
Island Creek Coal Company/Consol Energy, Inc. – Coal Below Drainage Leased  
Jewell Smokeless Coal Corporation – Coal Above Tiller Seam Leased  
Appalachian Energy – Oil and Gas Leased  
Harold H. Fuller, Jr., et ux - Surface  
0.25 acres                      0.3125%
8. Fulton Henry Cole Heirs (14 Acre Tract) – Fee  
Island Creek Coal Company/Consol Energy, Inc. – Coal Below Drainage Leased  
Jewell Smokeless Coal Corporation – Coal Above Tiller Seam Leased  
Appalachian Energy – Oil and Gas Leased  
0.01 acres                      0.0125%
9. Ethel Jewell Heirs (1.00 Acre Tract) - All Minerals  
0.61 acres                      0.7625%
- 9A. Unknown Surface Owner  
9B. Unknown Surface Owner

"This title block is for general informational purposes only and does not reflect an analysis of the severance deed and its effect upon coal bed methane ownership and should not be relied upon for such purpose."

Exhibit B-2  
Unit J-36  
Docket # VGOB 08-0318-2159 & 08-0318-2159-01  
List of Respondents to be Dismissed/Added

	Acres in Unit	Percent of Unit	Reason for Dismissal	Reason for Addition
<b>I. COAL OWNERSHIP</b>				
<b><u>Tract #2, 36.26 Acres</u></b>				
Claude V. Keen, et al. (a.k.a. Caroline Cole Heirs, Devisees, Successors or Assigns et al.) (164.56 Acre Tract)	36.26 acres	45.3250%		
(1) Caroline Cole Gregory Heirs, Devisees, Successors or Assigns - <i>Coal except the Jawbone Seam</i>				
(i) Nannie Garnett Cole Cooper Heirs, Devisees, Successors or Assigns (1/9)				
(i.7) Thurman Gerald Cooper Heirs, Devisees, Successors or Assigns (1/81) Successors or Assigns			Deceased	
(i.7.1) Bruce Michael Cooper P.O. Box 323 Doran, VA 24612	0.075 acres 1/486 of 36.26 acres	0.0933%		Heir
(i.7.2) Rita Gail Cooper 651 Quarry St., Apt. A9 Bristol, VA 24201	0.075 acres 1/486 of 36.26 acres	0.0933%		Heir
(i.7.3) Thelma Cooper Owens 651 Quarry St., Apt. A9 Bristol, VA 24201	0.075 acres 1/486 of 36.26 acres	0.0933%		Heir
(i.7.4) Teresa Lynn Rogers 2410 Appleridge Drive Columbus, OH 43223	0.075 acres 1/486 of 36.26 acres	0.0933%		Heir
(i.7.5) Thurman G. Cooper, Jr. 651 Quarry St., Apt. A6 Bristol, VA 24201	0.075 acres 1/486 of 36.26 acres	0.0933%		Heir
(i.7.6) Terry Allen Cooper 651 Quarry St., Apt. A6 Bristol, VA 24201	0.075 acres 1/486 of 36.26 acres	0.0933%		Heir
<b><u>Tract #9, 0.61 Acres</u></b>				
(1) Ethel Ward Jewell Heirs, Devisees, Successors or Assigns (1 Acre Tract)	0.61 acres	0.7625%		
(a) Audra M. White 101 E. Third St. Richlands, VA 24641	0.15 acres 1/4 of 0.61 acres	0.1906%		Due Diligence
(b) Lantha E. Ross 7920 Old Milford Rd. Milford, KS 66574	0.15 acres 1/4 of 0.61 acres	0.1906%		Due Diligence
(c) Sandra L. Holliday 3285 Newland Ct. Toano, VA 23168-9372	0.15 acres 1/4 of 0.61 acres	0.1906%		Due Diligence
(d) Michelle Hays 1261 Stadium Dr., Apt 1 Bluefield, WV 24701	0.15 acres 1/4 of 0.61 acres	0.1906%		Due Diligence
<b>II. OIL &amp; GAS OWNERSHIP</b>				
<b><u>Tract #2, 36.26 Acres</u></b>				
Claude V. Keen, et al. (a.k.a. Caroline Cole Heirs, Devisees, Successors or Assigns et al.) (164.56 Acre Tract)	36.26 acres	45.3250%		

Exhibit B-2  
Unit J-36  
Docket # VGOB 08-0318-2159 & 08-0318-2159-01  
List of Respondents to be Dismissed/Added

	Acres in Unit	Percent of Unit	Reason for Dismissal	Reason for Addition
(1) Caroline Cole Gregory Heirs, Devisees, Successors or Assigns - <i>Coal except the Jawbone Seam</i>				
(i) Nannie Garnett Cole Cooper Heirs, Devisees, Successors or Assigns (1/9)				
(i.7) Thurman Gerald Cooper Heirs, Devisees, Successors or Assigns (1/81) Successors or Assigns			Deceased	
(i.7.1) Bruce Michael Cooper P.O. Box 323 Doran, VA 24612	0.075 acres 1/486 of 36.26 acres	0.0933%		Heir
(i.7.2) Rita Gail Cooper 651 Quarry St., Apt. A9 Bristol, VA 24201	0.075 acres 1/486 of 36.26 acres	0.0933%		Heir
(i.7.3) Thelma Cooper Owens 651 Quarry St., Apt. A9 Bristol, VA 24201	0.075 acres 1/486 of 36.26 acres	0.0933%		Heir
(i.7.4) Teresa Lynn Rogers 2410 Appleridge Drive Columbus, OH 43223	0.075 acres 1/486 of 36.26 acres	0.0933%		Heir
(i.7.5) Thurman G. Cooper, Jr. 651 Quarry St., Apt. A6 Bristol, VA 24201	0.075 acres 1/486 of 36.26 acres	0.0933%		Heir
(i.7.6) Terry Allen Cooper 651 Quarry St., Apt. A6 Bristol, VA 24201	0.075 acres 1/486 of 36.26 acres	0.0933%		Heir
<b><u>Tract #9, 0.61 Acres</u></b>				
(1) Ethel Ward Jewell Heirs, Devisees, Successors or Assigns (1 Acre Tract)	0.61 acres	0.7625%		
(a) Audra M. White 101 E. Third St. Richlands, VA 24641	0.15 acres 1/4 of 0.61 acres	0.1906%		Due Diligence
(b) Lantha E. Ross 7920 Old Milford Rd. Milford, KS 66574	0.15 acres 1/4 of 0.61 acres	0.1906%		Due Diligence
(c) Sandra L. Holliday 3285 Newland Ct. Toano, VA 23168-9372	0.15 acres 1/4 of 0.61 acres	0.1906%		Due Diligence
(d) Michelle Hays 1261 Stadium Dr., Apt 1 Bluefield, WV 24701	0.15 acres 1/4 of 0.61 acres	0.1906%		Due Diligence

Exhibit B-3  
Unit J-36  
Docket # VGOB 08-0318-2159-01  
List of all Unleased Owners/Claimants

	Acres in Unit	Percent of Unit
<b>I. COAL OWNERSHIP</b>		
<b><u>Tract #1, 14.34 Acres</u></b>		
(1) Donald Honaker*** 3041 Horn Mountain Rd. Raven, VA 24639 (11.78 Acre Tract)	14.34 acres	17.9250%
<b><u>Tract #2, 36.26 Acres</u></b>		
Caroline Cole Keen, et al. (Caroline Cole Gregory Heirs, Devisees, Successors or Assigns) (164.56 Acre Tract)	36.26 acres	45.3250%
(1) Caroline Cole Gregory Heirs, Devisees, Successors or Assigns - <i>Coal except the Jawbone Seam</i>		
(a) Hassel Cole (1/9)		<i>Interest conveyed to Thelma Parks by creditor's suit dated 5/2/64 (DB 161-32)</i>
(a.1) Thelma Parks - <i>Coal except Jawbone &amp; P3 Seam</i>		<i>Interest conveyed to Edith Street and Marion Combs by deed dated 5/7/64 (DI</i>
(a.1.1) Edith G. Street *** P.O. Box 459 Abingdon, VA 24212	2.014 acres 1/18 of 36.26 acres	2.5181%
(a.1.2) Marion S. Combs Heirs, Devisees, Successors or Assigns (1/18) ***		
(a.1.2.1) Martha E. Combs c/o Benjamin F. Edwards Co. P. O. Box 625 Bluefield, VA 24605	0.671 acres 1/54 of 36.26 acres	0.8394%
(a.1.2.2) Frederick H. Combs II Heirs, Devisees, Successors or Assigns		
(a.1.2.2.a) Fred H. Combs Testamentary Trust c/o Trustee P.O. Box 841 Tazewell, VA 24651	0.671 acres 1/54 of 36.26 acres	0.8394%
(a.1.2.3) Carol Irvin 4710 Hunterwood Circle Richmond, TX 77406	0.671 acres 1/54 of 36.26 acres	0.8394%
<b><u>Tract #9, 0.61 Acres</u></b>		
(1) Ethel Ward Jewell Heirs, Devisees, Successors or Assigns (1 Acre Tract)	0.61 acres	0.7625%
(a) Audra M. White 101 E. Third St. Richlands, VA 24641	0.15 acres 1/4 of 0.61 acres	0.1906%
(b) Lantha E. Ross 7920 Old Milford Rd. Milford, KS 66574 1/10/12 Bad address per returned mail	0.15 acres 1/4 of 0.61 acres	0.1906%
(c) Sandra L. Holliday 3285 Newland Ct. Toano, VA 23168-9372	0.15 acres 1/4 of 0.61 acres	0.1906%
(d) Michelle Hays 1261 Stadium Dr., Apt 1 Bluefield, WV 24701 1/25/12 Bad address per returned mail	0.15 acres 1/4 of 0.61 acres	0.1906%
<b>II. OIL &amp; GAS OWNERSHIP</b>		
<b><u>Tract #1, 14.34 Acres</u></b>		
(1) Donald Honaker*** 3041 Horn Mountain Rd. Raven, VA 24639 (11.78 Acre Tract)	14.34 acres	17.9250%

Exhibit B-3  
Unit J-36  
Docket # VGOB 08-0318-2159-01  
List of all Unleased Owners/Claimants

	Acres in Unit	Percent of Unit
<b><u>Tract #2, 36.26 Acres</u></b>		
Caroline Cole Keen, et al. <i>(Caroline Cole Gregory Heirs, Devisees, Successors or Assigns)</i> <i>(164.56 Acre Tract)</i>	36.26 acres	45.3250%
<b>(1) Caroline Cole Gregory Heirs, Devisees, Successors or Assigns - Coal except the Jawbone Seam</b>		
(a) Hassel Cole (1/9)		<i>Interest conveyed to Thelma Parks by creditor's suit dated 5/2/64 (DB 161-326)</i>
(a.1) Thelma Parks - Coal except Jawbone & P3 Seam		<i>Interest conveyed to Edith Street and Marion Combs by deed dated 5/7/64 (DB 161-366)</i>
(a.1.1) Edith G. Street *** P.O. Box 459 Abingdon, VA 24212	2.014 acres 1/18 of 36.26 acres	2.5181%
(d) Leonard P. Cole (1/9)		<i>Interest conveyed to B. W. McDonald and Lena McDonald by deed dated 6/14/72 (DB 207-2)</i>
(d.1) B. W. McDonald Heirs, Devisees, Successors or Assigns		
(d.1.1) B.W. McDonald Testamentary Trust PO Box 999 Prestonsburg, KY 41653	1.209 acres 1/30 of 36.26 acres	1.5108%
(d.2) Lena McDonald Heirs, Devisees, Successors or Assigns		
(d.2.1) Byrd W. McDonald, II*** 10456 NW 2nd Ave. Portland, OR 97231	0.564 acres 7/450 of 36.26 acres	0.7051%
(d.2.5) Greta McDonald Meek*** 177 Colvin Branch Oil Springs, KY 41238	0.564 acres 7/450 of 36.26 acres	0.7051%
(i) Nannie Garnett Cole Cooper Heirs, Devisees, Successors or Assigns (1/9)		
(i.7) Thurman Gerald Cooper Heirs, Devisees, Successors or Assigns (1/81)		
(i.7.1) Bruce Michael Cooper*** P.O. Box 323 Doran, VA 24612	0.075 acres 1/486 of 36.26 acres	0.0933%
(i.7.2) Rita Gail Cooper*** 651 Quarry St., Apt. A9 Bristol, VA 24201	0.075 acres 1/486 of 36.26 acres	0.0933%
(i.7.3) Thelma Cooper Owens*** 651 Quarry St., Apt. A6 Bristol, VA 24201	0.075 acres 1/486 of 36.26 acres	0.0933%
(i.7.4) Teresa Lynn Rogers*** 2410 Appleridge Drive Columbus, OH 43223	0.075 acres 1/486 of 36.26 acres	0.0933%
(i.7.5) Thurman G. Cooper, Jr.*** 651 Quarry St., Apt. A6 Bristol, VA 24201	0.075 acres 1/486 of 36.26 acres	0.0933%
(i.7.6) Terry Allen Cooper*** 651 Quarry St., Apt. A6 Bristol, VA 24201	0.075 acres 1/486 of 36.26 acres	0.0933%
<b><u>Tract #9, 0.61 Acres</u></b>		
(1) Ethel Ward Jewell Heirs, Devisees, Successors or Assigns <i>(1 Acre Tract)</i>	0.61 acres	0.7625%
(a) Audra M. White 101 E. Third St. Richlands, VA 24641	0.15 acres 1/4 of 0.61 acres	0.1906%
(b) Lantha E. Ross 7920 Old Milford Rd. Milford, KS 66574	0.15 acres 1/4 of 0.61 acres	0.1906%
(c) Sandra L. Holliday 3285 Newland Ct. Toano, VA 23168-9372	0.15 acres 1/4 of 0.61 acres	0.1906%

Exhibit B-3  
Unit J-36  
Docket # VGOB 08-0318-2159-01  
List of all Unleased Owners/Claimants

	Acres in Unit	Percent of Unit
(d) Michelle Hays 1261 Stadium Dr., Apt 1 Bluefield, WV 24701	0.15 acres 1/4 of 0.61 acres	0.1906%

**\*\*\*Note: The Oil & Gas is leased by Appalachian Energy**

12

Exhibit E  
Unit J-36  
Docket # VGOB 08-0318-2159 & -01  
List of Conflicting Owners/Claimants that require escrow

	Acres in Unit	Percent of Unit	Well J36	Well J36B
<b>Tract #5, 0.42 Acres</b>				
<i>Only a portion of this tract will be escrowed</i>				
<b>COAL OWNERSHIP</b>				
(2) Fulton Henry Cole Heirs, Devisees, Successors or Assigns (Coal below 800')	0.42 acres	0.5250%		
(a) Adria J.C. Kilbreath 1547 SW Ironwood Drive Lake City, FL 32025	0.21 acres 1/2 of 0.42 acres	0.2625%	Escrow 71.6535% of their interest in unit	Escrow 48.0769% of their interest in unit
(b) Amanda L. Shepley 2400 Baymeadows Way, Apt #817 Richmond, VA 23233	0.21 acres 1/2 of 0.42 acres	0.2625%		
<b>OIL &amp; GAS OWNERSHIP</b>				
(1) Norfolk Southern Railway Company	0.42 acres	0.5250%	Pay NS 28.3465% of their interest in unit	Pay NS 51.9231% of their interest in unit
<i>If no conflict royalties paid to:</i> Pocahontas Land Corporation Treasurer, Pocahontas Land Corporation P. O. Box 1517 Bluefield, WV 24701				
<b>Tract #6, 0.33 Acres</b>				
<i>Only a portion of this tract will be escrowed</i>				
<b>COAL OWNERSHIP</b>				
(2) Fulton Henry Cole Heirs, Devisees, Successors or Assigns (Coal below 800')	0.33 acres	0.4125%		
(a) Adria J.C. Kilbreath 1547 SW Ironwood Drive Lake City, FL 32025	0.17 acres 1/2 of 0.33 acres	0.2063%	Escrow 71.6535% of their interest in unit	Escrow 48.0769% of their interest in unit
(b) Amanda L. Shepley 2400 Baymeadows Way, Apt #817 Richmond, VA 23233	0.17 acres 1/2 of 0.33 acres	0.2063%		
<b>OIL &amp; GAS OWNERSHIP</b>				
(1) Norfolk Southern Railway Company	0.33 acres	0.4125%	Pay NS 28.3465% of their interest in unit	Pay NS 51.9231% of their interest in unit
<i>If no conflict royalties paid to:</i> Pocahontas Land Corporation Treasurer, Pocahontas Land Corporation P. O. Box 1517 Bluefield, WV 24701				

INSTRUMENT #120001599  
RECORDED IN THE CLERK'S OFFICE OF  
BUCHANAN COUNTY ON  
AUGUST 7, 2012 AT 02:25PM

BEVERLY S. TILLER, CLERK  
RECORDED BY: SLB