

1865

120002478

VIRGINIA:

BEFORE THE VIRGINIA GAS AND OIL BOARD

IN RE:

SUPPLEMENTAL ORDER REGARDING DOCKET NUMBER
VGOB 11-0920-2988

ELECTIONS: UNIT YYY-33
(herein Subject Drilling Unit)

REPORT OF BOARD

FINDINGS AND ORDER

This Supplemental Order is entered by the Board *sua sponte* in the form authorized by the Board at hearings held on February 15, 1994 and June 16, 1992; and this Supplemental Order is being recorded for the purpose of supplementing the Order previously in the captioned matter on December 19, 2011 which was recorded at Document 120000123 in the Office of the Clerk of the Circuit Court of Buchanan County, Virginia, on January 23, 2012, (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 YYY-33:

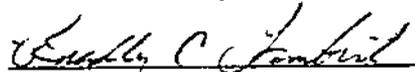
Order: By this Order, the Board orders the Designated Operator to tender, consistent with and in accordance with the findings set forth at paragraph 2. above and the annexed affidavit of elections with Exhibits thereto, any funds subject to escrow and instructs the Escrow Agent, First Bank & Trust Company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

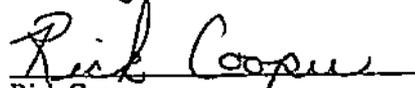
Conclusion: Therefore, the findings and all terms and provisions set forth above be and hereby are granted and IT IS SO ORDERED.

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

DONE AND EXECUTED this 27 day of August, 2012, by a majority of the Virginia Gas and Oil Board.

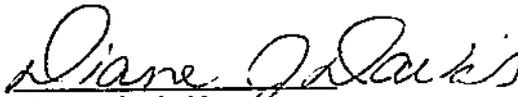

Chairman, Bradley C. Lambert

DONE AND PERFORMED THIS 27th day of August, 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 27th day of August, 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 Rick Cooper, 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 Unit YYY-33
VGOB 11-0920-2988 in the North Grundy Hurricane District of Buchanan County, Virginia

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

Anita D. Duty, being first duly sworn on oath, deposes and says:

That your affiant is employed by CNX 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 December 19, 2011, 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 January 23, 2012;

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:

That respondents identified in Exhibit B-3 hereto are, having failed to make any election, deemed to have leased their coalbed methane rights, interests and claims to Applicant, all as provided in the Board's Order of December 19, 2011;

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

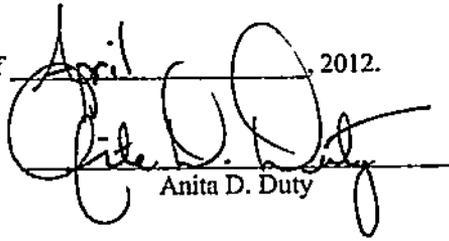
That to the extent any of said persons listed in Exhibit B-2 have rights, interests and claims which are subject to escrow, they should be dismissed as respondents; the Operator requests that the following persons be dismissed as Respondents:

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.

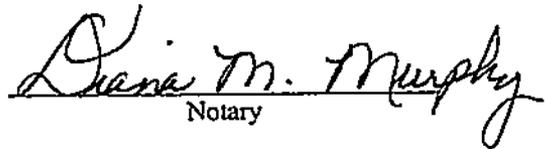
None

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.

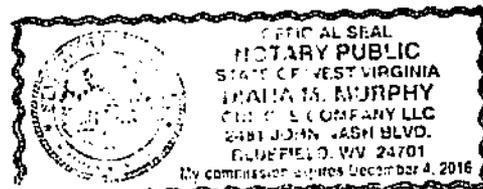
Dated at Bluefield, West Virginia, this 18th day of April, 2012.

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 18th day of April, 2012.


Notary

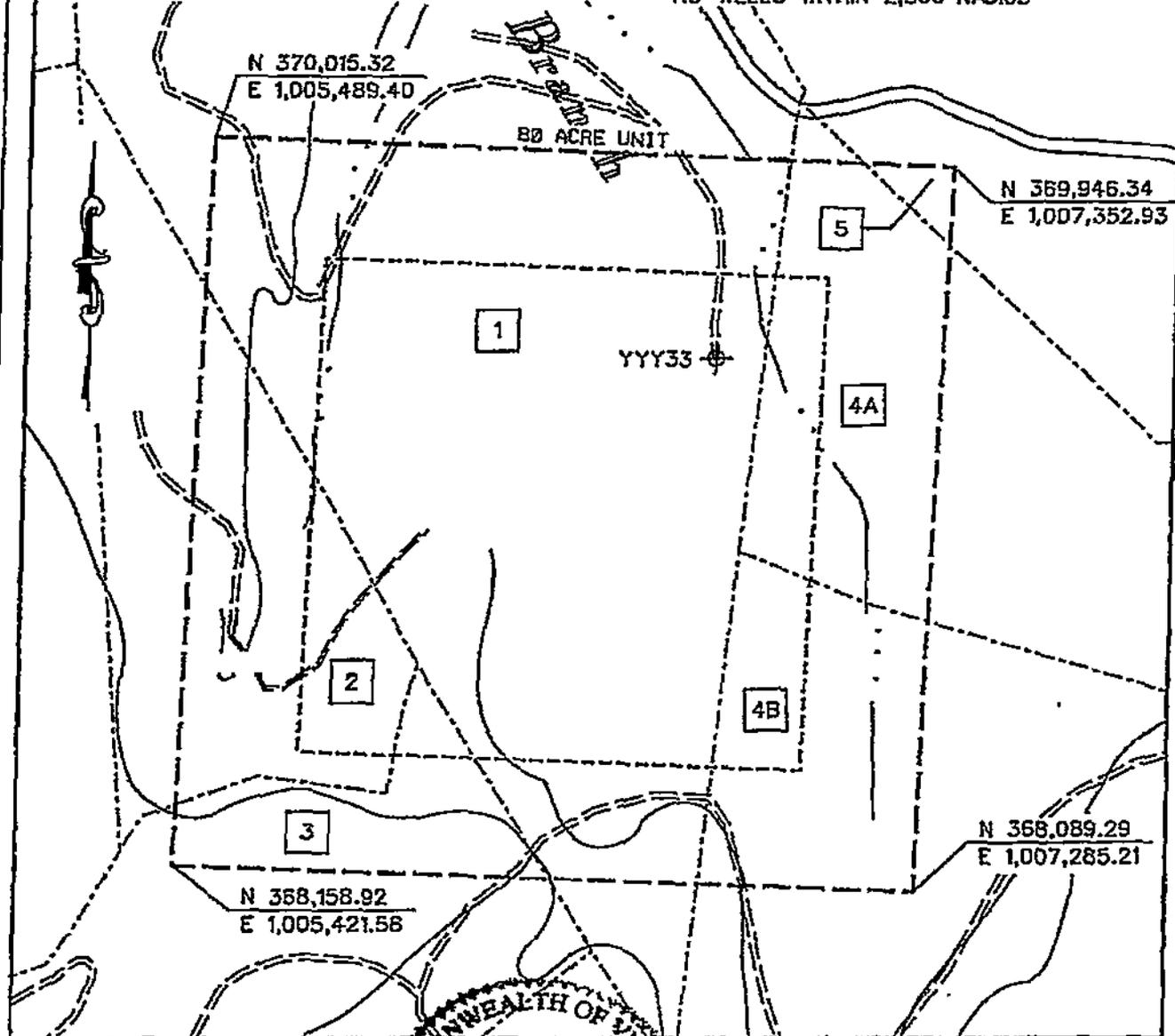
My commission expires: December 4, 2016



1 (Revised 11/15/2011)

Property lines shown on this plat were provided by CNX Gas Company LLC and were taken from deed descriptions and chains of title of record. This does not represent a current boundary survey. This certification is as to the size, shape and location of the proposed unit.

BEARINGS AND DISTANCES TO OTHER WELLS WITHIN 2,500' RADIUS OF CBM-YYY33
NO WELLS WITHIN 2,500' RADIUS



- CBM WELL
- ⊙ PROPOSED HORIZONTAL WELL
- ⊕ PROPOSED CBM WELL

RICHARD G. MURPHY
 Lic. No. 041898
 09/02/11
 PROFESSIONAL ENGINEER

EXHIBIT A
 DAKWOOD FIELD
 UNIT YYY33
 FORCE POOLING
 VGOB-11-0920-2988

Company CNX GAS COMPANY LLC Well Name and Number UNIT YYY33
 Tract No. _____ Elevation _____ Quadrangle PATERSON
 County BUCHANAN District NORTH GRUNDY Scale: 1" = 400' Date _____
 This plat is a new plat ; an updated plat _____ ; or a final plat _____

Form D60-GO-7
Rev. 9/91

Richard G. Murphy

Licensed Professional Engineer or Licensed Land Surveyor

(Affix Seal)

(REVISED 11/15/2011)

**CNX Gas Company LLC
UNIT YYY33
Tract Identifications**

1. Randy Matney, et al (104.00 Acre Tract) -- Fee
Island Creek Coal Company/Consol Energy, Inc. -- All Coal Below and Above Tiller Seam Leased
Jewell Smokeless Coal Corporation -- Jawbone Seam of Coal Sublessee
CNX Gas Company LLC -- Oil, Gas and CBM Leased (86.36%)
43.57 acres 54.4625%
2. Randy Matney, et al (15.00 Acre Tract) -- Fee
Island Creek Coal Company/Consol Energy, Inc. -- All Coal Below and Above Tiller Seam Leased
Jewell Smokeless Coal Corporation -- Jawbone Seam of Coal Sublessee
CNX Gas Company LLC -- Oil, Gas and CBM Leased (67.17%)
10.59 acres 13.2375%
3. LBR Holdings, LLC (85.50 Acre Tract) -- All Coal
Island Creek Coal Company/Consol Energy, Inc. -- Coal Below Jawbone Seam Leased
Reserve Coal Properties Company -- P-3 Seam Subleased
Jewell Smokeless Coal Corporation -- Coal in Jawbone Seam and Above Leased
LBR Holdings, LLC, et al -- Oil and Gas
EQT Production Company -- Oil and Gas Leased (75%)
CNX Gas Company LLC -- CBM Leased (Geomet Farmout) (75%)
Walter Cooper, et ux -- Surface
5.29 acres 6.6125%
4. LBR Holdings, LLC (126.50 Acre Tract) -- All Coal
Island Creek Coal Company/Consol Energy, Inc. -- Coal Below Jawbone Seam Leased
Reserve Coal Properties Company -- P-3 Seam Subleased
Jewell Smokeless Coal Corporation -- Coal in Jawbone Seam and Above Leased
LBR Holdings, LLC, et al -- Oil and Gas
EQT Production Company -- Oil and Gas Leased (75%)
CNX Gas Company LLC -- CBM Leased (Geomet Farmout) (75%)
20.02 acres 25.0250%
- 4A. Unknown Surface Owner
- 4B. Unknown Surface Owner
5. WPP LLC (3314 Acre Tract) -- Coal
Range Resources-Pine Mountain, Inc. -- Oil and Gas (80%)
EQT Production Company (50%)/Range Resources-Pine Mountain, Inc. (50%) -- Oil and Gas Leased (80%)
Highland Resources, Inc./North American Resources Corp. -- Oil and Gas (20%)
CNX Gas Company LLC -- Oil and Gas Leased (20%)
Plum Creek Timberlands, LP -- CBM (20%)
CNX Gas Company LLC, et al -- Surface
0.53 acres 0.6625%

"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."

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Exhibit B-3
Unit YYY-33
Docket # VGOB 11-0920-2988
List of all Unleased Owners/Claimants

	Acres in Unit	Percent of Unit
I. COAL OWNERSHIP		
<u>Tract #1 - 43.57 Acres</u>		
Randy Matney, et al (104.00 Acre Tract)	43.57 acres	54.4625%
(1) J.J. Matney Heirs, Devisees, Successors or Assigns		
(e) Edgar Matney Looney Heirs, Devisees, Successors or Assigns		
(e.1) Ralph C. Looney PO Box 1016 Vansant, VA 24656 3/17/12 Bad address per returned mail	0.99 acres 1/44 of 43.57 acres	1.2378%
(e.2) Shirley M. Rucker Address Unknown	0.99 acres 1/44 of 43.57 acres	1.2378%
(e.3) Joseph W. Looney Address Unknown	0.99 acres 1/44 of 43.57 acres	1.2378%
(e.4) Gary. Looney PO Box 1184 Vansant, VA 24656	0.99 acres 1/44 of 43.57 acres	1.2378%
(f) Vernon Matney Looney Heirs, Devisees, Successors or Assigns		
(f.1) Tinie Matney Address Unknown	1.32 acres 1/33 of 43.57 acres	1.6504%
(f.3) Ruby Matney Bradley Heirs, Devisees Successors or Assigns		
(f.3.1) Jay G. Bradley Heirs, Devisees, Successors or Assigns		
(f.3.1.1) James M. Bradley Address Unknown	0.66 acres 1/66 of 43.57 acres	0.8252%
<u>Tract #2 - 10.59 Acres</u>		
Randy Matney, et al (15.00 Acre Tract)	10.59 acres	13.2375%
(1) J.J. Matney Heirs, Devisees, Successors or Assigns		
(e) Edgar Matney Looney Heirs, Devisees, Successors or Assigns		
(e.1) Ralph C. Looney PO Box 1016 Vansant, VA 24656 3/17/12 Bad address per returned mail	0.19 acres 7/396 of 10.59 acres	0.2340%
(e.2) Shirley M. Rucker Address Unknown	0.19 acres 7/396 of 10.59 acres	0.2340%
(e.3) Joseph W. Looney Address Unknown	0.19 acres 7/396 of 10.59 acres	0.2340%
(e.4) Gary. Looney PO Box 1184 Vansant, VA 24656	0.19 acres 7/396 of 10.59 acres	0.2340%
(f) Vernon Matney Looney Heirs, Devisees, Successors or Assigns		
(f.1) Tinie Matney Address Unknown	0.25 acres 7/297 of 10.59 acres	0.3120%

Exhibit B-3
Unit YYY-33
Docket # VGOB 11-0920-2988
List of all Unleased Owners/Claimants

	Acres in Unit	Percent of Unit
(f.3) Ruby Matney Bradley Heirs, Devisees Successors or Assigns		
(f.3.1) Jay G. Bradley Heirs, Devisees, Successors or Assigns		
(f.3.1.1) James M. Bradley Address Unknown	0.12 acres 7/594 of 10.59 acres	0.1560%
(k) Harless Matney Heirs, Devisees, Successors or Assigns		
(k.2) Whitney Osborn Address Unknown	1.18 acres 1/9 of 10.59 acres	1.4708%
(k.3) Lillie Honaker Address Unknown	1.18 acres 1/9 of 10.59 acres	1.4708%
<u>Tract #5, 0.53 Acres</u>		
(1) WPP LLC * (3374 acre tract) c/o Natural Resources Partnership 5260 Irvin Rd. Huntington, WV 25705	0.53 acres	0.6625%
* Note: Plum Creek Timberlands retained their CBM interest in the 1/5 interest deeded to WPP LLC		
II. <u>OIL & GAS OWNERSHIP</u>		
<u>Tract #1 - 43.57 Acres</u>		
Randy Matney, et al (104.00 Acre Tract)	43.57 acres	54.4625%
(1) J.J. Matney Heirs, Devisees, Successors or Assigns		
(e) Edgar Matney Looney Heirs, Devisees, Successors or Assigns		
(e.1) Ralph C. Looney PO Box 1016 Vansant, VA 24656 3/17/12 Bad address per returned mail	0.99 acres 1/44 of 43.57 acres	1.2378%
(e.2) Shirley M. Rucker Address Unknown	0.99 acres 1/44 of 43.57 acres	1.2378%
(e.3) Joseph W. Looney Address Unknown	0.99 acres 1/44 of 43.57 acres	1.2378%
(e.4) Gary. Looney PO Box 1184 Vansant, VA 24656	0.99 acres 1/44 of 43.57 acres	1.2378%
(f) Vernon Matney Looney Heirs, Devisees, Successors or Assigns		
(f.1) Tinie Matney Address Unknown	1.32 acres 1/33 of 43.57 acres	1.6504%
(f.3) Ruby Matney Bradley Heirs, Devisees Successors or Assigns		
(f.3.1) Jay G. Bradley Heirs, Devisees, Successors or Assigns		

Exhibit B-3
Unit YYY-33
Docket # VGOB 11-0920-2988
List of all Unleased Owners/Claimants

	Acres in Unit	Percent of Unit
(f.3.1.1) James M. Bradley Address Unknown	0.66 acres 1/66 of 43.57 acres	0.8252%
<u>Tract #2 - 10.59 Acres</u>		
Randy Matney, et al (15.00 Acre Tract)	10.59 acres	13.2375%
(1) J.J. Matney Heirs, Devisees, Successors or Assigns		
(e) Edgar Matney Looney Heirs, Devisees, Successors or Assigns		
(e.1) Ralph C. Looney PO Box 1016 Vansant, VA 24656 3/17/12 Bad address per returned mail	0.19 acres 7/396 of 10.59 acres	0.2340%
(e.2) Shirley M. Rucker Address Unknown	0.19 acres 7/396 of 10.59 acres	0.2340%
(e.3) Joseph W. Looney Address Unknown	0.19 acres 7/396 of 10.59 acres	0.2340%
(e.4) Gary. Looney PO Box 1184 Vansant, VA 24656	0.19 acres 7/396 of 10.59 acres	0.2340%
(f) Vernon Matney Looney Heirs, Devisees, Successors or Assigns		
(f.1) Tinie Matney Address Unknown	0.25 acres 7/297 of 10.59 acres	0.3120%
(f.3) Ruby Matney Bradley Heirs, Devisees Successors or Assigns		
(f.3.1) Jay G. Bradley Heirs, Devisees, Successors or Assigns		
(f.3.1.1) James M. Bradley Address Unknown	0.12 acres 7/594 of 10.59 acres	0.1560%
(k) Harless Matney Heirs, Devisees, Successors or Assigns		
(k.2) Whitney Osborn Address Unknown	1.18 acres 1/9 of 10.59 acres	1.4708%
(k.3) Lillie Honaker Address Unknown	1.18 acres 1/9 of 10.59 acres	1.4708%
<u>Tract #3, 5.29 Acres</u>		
(1) LBR Holdings, LLC, et al (85.50 Acre Tract)	5.29 acres	6.6125%
(b) T.G. Rogers, III 3014 Shalford Lane Matthews, NC 28104	0.17 acres 1/32 of 5.29 acres	0.2066%
(c) Derek Browning Rogers 2300 Carmel Road Charlotte, NC 28226	0.17 acres 1/32 of 5.29 acres	0.2066%

Exhibit B-3
Unit YYY-33
Docket # VGOB 11-0920-2988
List of all Unleased Owners/Claimants

	Acres in Unit	Percent of Unit
(d) Kevin Rogers 139 Wickham Road Garden City, NY 11530	0.17 acres 1/32 of 5.29 acres	0.2066%
(e) Shaun Rogers 121 NE 100th St. Miami Shores, FL 32907-2423	0.17 acres 1/32 of 5.29 acres	0.2066%
(f) Gregory Poulos 1894 Glenwood St., SE Palm Bay, FL 32907-2423	0.22 acres 1/24 of 5.29 acres	0.2755%
(g) Jason Poulos 10870 SW 95 St. Miami, FL 33176	0.22 acres 1/24 of 5.29 acres	0.2755%
(h) Pamela Poulos 5000 SW 83rd St. Miami, FL 33143-8510	0.22 acres 1/24 of 5.29 acres	0.2755%
<u>Tract #4, 20.02 Acres</u>		
(1) LBR Holdings, LLC, et al. (126.50 Acre Tract)	20.02 acres	25.0250%
(b) T.G. Rogers, III 3014 Shalford Lane Matthews, NC 28104	0.63 acres 1/32 of 20.02 acres	0.7820%
(c) Derek Browning Rogers 2300 Carmel Road Charlotte, NC 28226	0.63 acres 1/32 of 20.02 acres	0.7820%
(d) Kevin Rogers 139 Wickham Road Garden City, NY 11530	0.63 acres 1/32 of 20.02 acres	0.7820%
(e) Shaun Rogers 121 NE 100th St. Miami Shores, FL 32907-2423	0.63 acres 1/32 of 20.02 acres	0.7820%
(f) Gregory Poulos 1894 Glenwood St., SE Palm Bay, FL 32907-2423	0.83 acres 1/24 of 20.02 acres	1.0427%
(g) Jason Poulos 10870 SW 95 St. Miami, FL 33176	0.83 acres 1/24 of 20.02 acres	1.0427%
(h) Pamela Poulos 5000 SW 83rd St. Miami, FL 33143-8510	0.83 acres 1/24 of 20.02 acres	1.0427%
<u>Tract #5, 0.53 Acres</u>		
(1) Range Resources - Pine Mountain, Inc., et al.	0.53 acres	0.6625%
(a) Range Resources-Pine Mountain Inc. P. O. Box 2136 406 West Main Street Abingdon, VA 24212	0.42 acres 4/5 of 0.53 acres	0.5300%
(b) Highland Resources, Inc/ North American Resources, Corp. * One Concourse Parkway, NE, Suite 755 Atlanta, GA 30328	0.11 acres 1/5 of 0.53 acres	0.1325%

* Note: Plum Creek Timberlands retained their CBM interest in the 1/5 interest deeded to WPP LLC and Highland Highland Resources, Inc. / North American Resources, Corp. is owner of the Oil & Gas Only.

Exhibit E
Unit YYY-33
Docket # VGOB 11-0920-2988
List of Conflicting Owners/Claimants that require escrow

	Acres in Unit	Percent of Unit
<u>Tract #1 - 43.57 Acres</u>		
<u>COAL OWNERSHIP</u>		
<i>Escrow due to Unknown / Unlocatable</i>		
Randy Matney, et al (104.00 Acre Tract)	43.57 acres	54.4625%
(1) J.J. Matney Heirs, Devisees, Successors or Assigns		
(e) Edgar Matney Looney Heirs, Devisees, Successors or Assigns		
(e.2) Shirley M. Rucker Address Unknown	0.99 acres 1/44 of 43.57 acres	1.2378%
(e.3) Joseph W. Looney Address Unknown	0.99 acres 1/44 of 43.57 acres	1.2378%
(f) Vernon Matney Looney Heirs, Devisees, Successors or Assigns		
(f.1) Tinie Matney Address Unknown	1.32 acres 1/33 of 43.57 acres	1.6504%
<u>OIL & GAS OWNERSHIP</u>		
Randy Matney, et al (104.00 Acre Tract)	43.57 acres	54.4625%
(1) J.J. Matney Heirs, Devisees, Successors or Assigns		
(e) Edgar Matney Looney Heirs, Devisees, Successors or Assigns		
(e.2) Shirley M. Rucker Address Unknown	0.99 acres 1/44 of 43.57 acres	1.2378%
(e.3) Joseph W. Looney Address Unknown	0.99 acres 1/44 of 43.57 acres	1.2378%
(f) Vernon Matney Looney Heirs, Devisees, Successors or Assigns		
(f.1) Tinie Matney Address Unknown	1.32 acres 1/33 of 43.57 acres	1.6504%
<u>Tract #2 - 10.59 Acres</u>		
<u>COAL OWNERSHIP</u>		
<i>Escrow due to Unknown / Unlocatable</i>		
Randy Matney, et al (15.00 Acre Tract)	10.59 acres	13.2375%
(1) J.J. Matney Heirs, Devisees, Successors or Assigns		
(e) Edgar Matney Looney Heirs, Devisees, Successors or Assigns		

Exhibit E
Unit YYY-33
Docket # VGOB 11-0920-2988
List of Conflicting Owners/Claimants that require escrow

	Acres in Unit	Percent of Unit
(e.2) Shirley M. Rucker <i>Address Unknown</i>	0.19 acres 7/396 of 10.59 acres	0.2340%
(e.3) Joseph W. Looney <i>Address Unknown</i>	0.19 acres 7/396 of 10.59 acres	0.2340%
(f) Vernon Matney Looney Heirs, Devisees, Successors or Assigns		
(f.1) Tinie Matney <i>Address Unknown</i>	0.25 acres 7/297 of 10.59 acres	0.3120%
(k) Harless Matney Heirs, Devisees, Successors or Assigns		
(k.2) Whitney Osborn <i>Address Unknown</i>	1.18 acres 1/9 of 10.59 acres	1.4708%
(k.3) Lillie Honaker <i>Address Unknown</i>	1.18 acres 1/9 of 10.59 acres	1.4708%
<u>OIL & GAS OWNERSHIP</u>		
Randy Matney, et al <i>(15.00 Acre Tract)</i>	10.59 acres	13.2375%
(1) J.J. Matney Heirs, Devisees, Successors or Assigns		
(e) Edgar Matney Looney Heirs, Devisees, Successors or Assigns		
(e.2) Shirley M. Rucker <i>Address Unknown</i>	0.19 acres 7/396 of 10.59 acres	0.2340%
(e.3) Joseph W. Looney <i>Address Unknown</i>	0.19 acres 7/396 of 10.59 acres	0.2340%
(f) Vernon Matney Looney Heirs, Devisees, Successors or Assigns		
(f.1) Tinie Matney <i>Address Unknown</i>	0.25 acres 7/297 of 10.59 acres	0.3120%
(k) Harless Matney Heirs, Devisees, Successors or Assigns		
(k.2) Whitney Osborn <i>Address Unknown</i>	1.18 acres 1/9 of 10.59 acres	1.4708%
(k.3) Lillie Honaker <i>Address Unknown</i>	1.18 acres 1/9 of 10.59 acres	1.4708%
<u>Tract #3, 5.29 Acres</u>		
<i>Only 1/4 interest should be escrowed due to conflicting CBM claim</i>		
<u>COAL OWNERSHIP</u>		
(1) LBR Holdings, LLC <i>(85.50 acre tract)</i> P.O. Box 22427 Lexington, KY 40522-2427	5.29 acres 1.32 acres 1/4 of 5.29 acres	6.6125% 1.6531%

Exhibit E
Unit YYY-33
Docket # VGOB 11-0920-2988
List of Conflicting Owners/Claimants that require escrow

	Acres in Unit	Percent of Unit
<u>OIL & GAS OWNERSHIP</u>		
(1) LBR Holdings, LLC, et al. (85.50 Acre Tract)	5.29 acres	6.6125%
(b) T.G. Rogers, III 3014 Shalford Lane Matthews, NC 28104	0.17 acres 1/32 of 5.29 acres	0.2066%
(c) Derek Browning Rogers 2300 Carmel Road Charlotte, NC 28226	0.17 acres 1/32 of 5.29 acres	0.2066%
(d) Kevin Rogers 139 Wickham Road Garden City, NY 11530	0.17 acres 1/32 of 5.29 acres	0.2066%
(e) Shaun Rogers 121 NE 100th St. Miami Shores, FL 32907-2423	0.17 acres 1/32 of 5.29 acres	0.2066%
(f) Gregory Poulos 1894 Glenwood St., SE Palm Bay, FL 32907-2423	0.22 acres 1/24 of 5.29 acres	0.2755%
(g) Jason Poulos 10870 SW 95 St. Miami, FL 33176	0.22 acres 1/24 of 5.29 acres	0.2755%
(h) Pamela Poulos 5000 SW 83rd St. Miami, FL 33143-8510	0.22 acres 1/24 of 5.29 acres	0.2755%

Tract #4, 20.02 Acres

Only 1/4 interest should be escrowed due to conflicting CBM claim

<u>COAL OWNERSHIP</u>		
(1) LBR Holdings, LLC (126.50 acre tract) P.O. Box 22427 Lexington, KY 40522-2427	20.02 acres 5.01 acres 1/4 of 20.02 acres	25.0250% 6.2563%
<u>OIL & GAS OWNERSHIP</u>		
(1) LBR Holdings, LLC, et al. (126.50 Acre Tract)	20.02 acres	25.0250%
(b) T.G. Rogers, III 3014 Shalford Lane Matthews, NC 28104	0.63 acres 1/32 of 20.02 acres	0.7820%
(c) Derek Browning Rogers 2300 Carmel Road Charlotte, NC 28226	0.63 acres 1/32 of 20.02 acres	0.7820%
(d) Kevin Rogers 139 Wickham Road Garden City, NY 11530	0.63 acres 1/32 of 20.02 acres	0.7820%
(e) Shaun Rogers 121 NE 100th St. Miami Shores, FL 32907-2423	0.63 acres 1/32 of 20.02 acres	0.7820%

Exhibit E
Unit YYY-33
Docket # VGOB 11-0920-2988
List of Conflicting Owners/Claimants that require escrow

	Acres in Unit	Percent of Unit
(f) Gregory Poulos 1894 Glenwood St., SE Palm Bay, FL 32907-2423	0.83 acres 1/24 of 20.02 acres	1.0427%
(g) Jason Poulos 10870 SW 95 St. Miami, FL 33176	0.83 acres 1/24 of 20.02 acres	1.0427%
(h) Pamela Poulos 5000 SW 83rd St. Miami, FL 33143-8510	0.83 acres 1/24 of 20.02 acres	1.0427%

Tract #5, 0.53 Acres

*Only 4/5 interest should be escrowed due to conflicting CBM claim
Plum Creek Timberlands reserved their 1/5 claim to CBM, therefore there is no conflict on 1/5*

COAL OWNERSHIP

	0.53 acres	0.6625%
(1) WPP LLC (3314 acre tract) c/o Natural Resources Partnership 5260 Irvin Rd. Huntington, WV 25705	0.42 acres 4/5 of 0.53 acres	0.5300%

OIL & GAS OWNERSHIP

(1) Range Resources - Pine Mountain, Inc., et al.	0.53 acres	0.6625%
(a) Range Resources-Pine Mountain Inc. P. O. Box 2136 406 West Main Street Abingdon, VA 24212	0.42 acres 4/5 of 0.53 acres	0.5300%

INSTRUMENT #120002478
RECORDED IN THE CLERK'S OFFICE OF
BUCHANAN COUNTY ON
OCTOBER 26, 2012 AT 02:27PM

BEVERLY S. TILLER, CLERK
RECORDED BY: MXB