

provisions of Va. Code §§ 45.1-361.21 and 45.1-361.22, the Board granted the relief sought by PGP and executed an Order dated July 27, 1992 and filed July 30, 1992 with the Clerk of the Circuit Court of Buchanan County, VA in Deed Book 396 at Page 75, as amended by Order executed August 14, 1992 and filed August 19, 1992 in Deed Book 396 at Page 764, and as further modified by Order entered in VGOB Docket No. 93-0817-0392 on October 25, 1993 and filed on October 29 1993 in Deed Book 415 at Page 195 (herein collectively "Pooling Order") pooling all interests in the Subject Drilling Unit for the production of gas produced from coalbeds and rock strata associated therewith (herein "Coalbed Methane Gas" or "Gas") below the Tiller seam from active gob areas from a longwall panel and its surrounding area in Consolidation Coal Company's Buchanan No. 1 Mine (herein "Subject Formations") all pursuant to: (1) the permit provisions contained in Section 45.1-361.27 *et seq.*, Code of Virginia, 1950 as amended; (b) the Oakwood Coalbed Gas Field Order No. OGCB 3-90 dated May 18, 1990; (c) the Board's Order No. VGOB No. 92/01/21-0180 dated as of February 18, 1992; (d) §§480-05-22.1 *et seq.*, Gas and Oil Board Regulations; and (e) §§ 480-05-22.2 *et seq.*, Virginia Gas and Oil Board Regulations, all as amended from time to time (herein "Pooling Order"). The Pooling Order was amended and supplemented by the Board's Supplemental Order Regarding Elections entered in VGOB Docket No. 92-04/21-0216 executed on July 11, 1996 and filed on July 18, 1996 in Deed Book 451 at Page 183 (herein "Supplemental Order"); by the Board's Amended Supplemental Order Regarding Docket Number VGOB 92-04/21-0216 executed August 25, 1997 and filed September 3, 1997 in Deed Book 466 at Page 321 (herein "First Amended Supplemental Order"); by the Board's Amended Supplemental Order entered June 26, 1998 and filed July 14, 1998 at Deed Book 478 at Page 646 (herein "Second Amended Supplemental Order") and by the Operator's Amended Affidavit of Election executed on March 31, 1999, and filed with the Board in support of an Amended Supplemental Order. The Board named PGP as the Unit Operator of Subject Drilling Unit.

- 4.2. As instructed by the Board through the Pooling Order, the Supplemental Order, and the Amended Supplemental Orders, the Escrow Agent established the Escrow Account for Subject Drilling Unit (herein "Escrow Account"), and thereafter the Escrow Agent periodically received from the Unit Operator for deposit into the Escrow Account proceeds which were designated by the Operator through its royalty statements as being attributable to various tracts identified in the attached Exhibit E to the Operator's Amended Affidavit of Election filed with the Board in support of a Third Amended Supplemental Order (copy attached hereto), and in the attached Further Accounting. By order entered November 6, 1998 the Board directed PGP to file with the Board a tract-by-tract account of funds on deposit in the Escrow Account (herein "Accounting Order").
- 4.3. Applicants' seek a royalty accountings, determination of the funds on deposit in the Escrow Account for Tracts 52, 52A, 52B, 54, 55A, and 55D of Subject Drilling Unit, and disbursement to them of all such Escrowed Funds attributable to said Tracts pursuant to their written agreement with each other (herein referred to as "Split Agreement"). The Applicants warranted and represented to the Board that:
 - (1) PGP is the sole owner of oil and gas interests in Tracts 52, 52A, 52B, 54, 55A and 55D of the SLW8 Drilling Unit;
 - (2) Hugh Macrae Land Trust (herein "Trust") is the sole owner of coal interests in Tracts 52, 52A, 52B, 54, 55A and 55D; however, by Assignment and Bill of Sale dated December 29, 1997 (herein "Assignment") Trust assigned to Torch its conflicting coalbed methane gas royalty interest in said tracts including all its interest in the funds on deposit in the Escrow Account which the Unit Operator attributes to said tracts;

- (3) that together PGP and Trust claim to have and own, in the aggregate, the following Gas royalty interest in Subject Drilling Unit by virtue of their respective ownership interests in Tracts 52, 52A, 52B, 54, 55A and 55D and the terms of their voluntary leases with PGP pertaining to same, and that Trust has assigned to Torch its interest in funds deposited by the Unit Operator into the Escrow Account established by the Board for the SLW8 Drilling Unit with respect to said tracts:

Tract #	Acres	Interest in Unit	Funds to be Disbursed from Escrow Acct
52	4.102	2.25598%	\$838.21
52A	1.606	0.88325%	328.12
52B	0.877	0.48232%	179.26
54	5.057	2.78120%	1,033.12
55A	12.423	6.83228%	2,496.73
55D	0.820	0.45098%	167.63
Totals	24.885	13.68601%	\$5,043.07

- (4) that while at the time of the entry of the Pooling Order, as amended by the Supplemental Orders, Trust and PGP had conflicting claims of ownership in Tracts 52, 52A, 52B, 54, 55A and 55D, subsequent to the entry of the Pooling Order and Trust's assignment to Torch of its interest in the escrowed funds attributable to said tracts, Torch and PGP entered into a Split Agreement whereby each of them is entitled to receive a sum equal to fifty percent (50%) of the funds due from PGP to them pursuant to the terms of their voluntary leases, including, but not necessarily limited, to such funds on deposit in the Escrow Account;
- (5) Applicants have represented to the Board that notice of their Application was given in accordance with Va. Code 45.1-361.19, and the Board received no objections to it.
- 4.4. By letters dated August 12, 1998, December 9, 1998, and December 31, 1998, PGP filed accountings and at its hearing on March 23, 1999, in compliance with the Accounting Order, PGP presented to the Board further refinements to said accountings to reflect interest accruing on funds deposited into the Escrow Account and fees charged to the Escrow Account on a tract-by-tract basis, including funds attributable to Tracts 52, 52A, 52B, 54, 55A and 55D and a reconciliation of PGP's records of Escrowed Funds to the records of the Escrow Agent, a copy of which further and final accounting is attached hereto as Exhibit A (herein "Further Accounting").
- 4.5. The Applicants represented to the Board on March 23, 1999 that they had been provided with an advance copy of the Further Accounting, have reviewed same, and that Applicants are in agreement that the Further Accounting accurately reflects their Entitlement to the Escrowed Funds for Tracts 52, 52A, 52B, 54, 55A and 55D of Subject Drilling Unit, and Applicants seek disbursement to them, in the aggregate, the sum of \$5,043.07 from the Escrow Account for the SLW8 Drilling Unit.

5. Findings:

Va. Code 45.1-361.22.5 provides that "The Board shall order payment of principal and accrued interest from the escrow account to all persons legally entitled thereto pursuant to the provisions of § 45.1-361.21 and the Order of the Board. Such order shall be issued within thirty days of receipt of notification of the final legal determination of entitlement thereto or upon agreement of all claimants". The term "entitlement" is not defined by law or regulation; therefore, the Board applies its common meaning as set forth in *Black's Law Dictionary* to be "Right or benefits, income or property which may not be abridged without due process". Thus, the Board defines the term "entitlement" as used in Va. Code § 45.1-361.22.A.5. to mean "the liquidated dollar amount of that portion of the Escrowed Funds which are attributable to Applicant's/Claimant's nonconflicting Gas interest in Subject Drilling Unit".

The Escrowed Funds are comprised of the Principal deposited by PGP into the Escrow Account, plus interest accruing on the Principal while on deposit in the Escrow Account, less Escrow Agent fees charged to the Escrow Account. In determining that Applicants have established their Entitlement to the Escrowed Funds, the Board finds that:

- 5.1. The Board lacks the statutory authority to supercede, impair, abridge or affect any contractual rights or other obligations existing between the Operator and the Applicants. The Operator and the Applicants have acknowledged such limitation and have, therefore, agreed that no such party will argue or contend in other pending or future proceedings or actions inter se (including without limitation Levisa Coal Company, et al. v. Consolidation Coal Company, et al., Civil Action No. 97-0117-A pending in the United States District Court at Abingdon) that the findings and/or order of the Board herein bar their assertion of any claims or defenses, including payment, or otherwise constitute a waiver or an estoppel in such other proceedings or actions.
 - 5.2. Notwithstanding the fact that Trust is challenging PGP's royalty calculations and/or payments under the terms of its voluntary lease with PGP, Trust has assigned its right to the escrowed funds to Torch and Torch has entered into a Split Agreement with PGP whereby they have agreed to split on a 50/50 basis royalties attributable to their respective conflicting claims to coalbed methane gas, including but not limited to their conflicting claims to ownership of coalbed methane gas underlying Tracts 52, 52A, 52B, 54, 55A, and 55D of Subject Drilling Unit and their conflicting claims to bonuses and/or royalties deposited by PGP in the Escrow Account which are attributable to said tracts. Based upon the Split Agreements, the Applicants', through their application herein, seek among other things, disbursement to them in accordance with the terms of the Split Agreement those funds set forth in 4.3(3) above.
 - 5.3. According to the Pooling Order, the Third Amended Supplemental Order, the Further Accounting and the Application, as amended, filed in this matter: (a) the funds deposited by PGP into the Escrow Account for Subject Drilling Unit consists of payments calculated by PGP to be due those persons identified in Exhibit E hereto and (b) PGP has represented to the Board through the Further Accounting that as of December, 1998 the funds set forth in Paragraphs 4.3(4) and 4.3(5) above are those funds on deposit in the Escrow Account which are attributable to Tracts 52, 52A, 52B, 54, 55A and 55D all as more particularly reflected in the Further Accounting, and (c) Applicants have made the warranties and representations to the Board set forth in Paragraph 4.2 above.
6. **Relief Granted:**

For the reasons set forth in Paragraph 5 above, and based upon the Further Accounting and the Applicants' agreements to same, the Escrow Agent is ordered to disburse via wire transfer in accordance with instructions provided to the Escrow Agent by Applicants' counsel's letter dated March 30, 1999, copy attached hereto: (1) the sum of \$2,521.53, together with any interest which accrues thereon from the date of the Further Accounting through the date of disbursement, to PGP and (2) the sum of \$2,521.53, together with any interest accruing thereon from the date of the Further Accounting through the date of disbursement, to Torch. Further, the Third Amended Supplemental Order filed in this cause is hereby modified to delete the requirement that funds attributable to Applicants' conflicting coalbed methane gas ownership interests in Tracts 52, 52A, 52B, 54, 55A and 55D of the SLW8 Unit be deposited by PGP into the Escrow Account. To the extent not specifically granted herein, any other or further relief requested by the Applicants in their application filed herein or in their objections to the accountings heretofore provided is denied.

7. **Conclusion:**

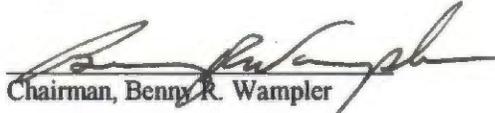
Therefore, the requested relief and all terms and provisions set forth above in Paragraph 6 above be and hereby are granted and IT IS SO ORDERED.

8. Appeals:

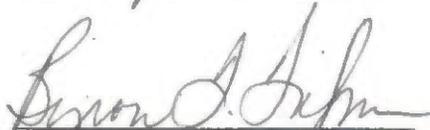
Appeals of this Order are governed by the provisions of Va. Code § 45.1-361.9 which provides that any order or decision of the Board may be appealed to the appropriate circuit court and that whenever a coal owner, coal operator, gas owner, gas operator, or operator of a gas storage field certificated by the State Corporation Commission is a party in such action, the court shall hear such appeal de novo.

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

DONE AND EXECUTED this 12th day of April, 1999, by a majority of the Virginia Gas and Oil Board.


Chairman, Benny R. Wampler

DONE AND PERFORMED this 14th day of April, 1999, by an Order of this Board.


Byron Thomas Fulmer
Principal Executive to the Staff
Virginia Gas and Oil Board

COMMONWEALTH OF VIRGINIA)
COUNTY OF WISE)

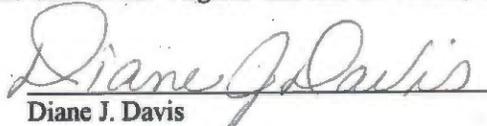
Acknowledged on this 12th day of April, 1999, personally before me a notary public in and for the Commonwealth of Virginia, appeared Benny R. Wampler, being duly sworn did depose and say that he is Chairman of the Virginia Gas and Oil Board, that he executed the same and was authorized to do so.


Susan G. Garrett
Notary Public

My Commission expires: July 31, 2002

COMMONWEALTH OF VIRGINIA)
COUNTY OF WASHINGTON)

Acknowledged on this 14th day of April, 1999, personally before me a notary public in and for the Commonwealth of Virginia, appeared Byron Thomas Fulmer, being duly sworn did depose and say that he is Principal Executive to the Staff of the Virginia Gas and Oil Board, that he executed the same and was authorized to do so.


Diane J. Davis
Notary Public

My commission expires: September 30, 2001

MAY 30 '99 11:44AM CONSUL TAZEWELL LAND DEPT

UNIT SLW8
Docket # VCOB-92-0421-0216-01
Exhibit E

List of Conflicting Owners/Claimants that require escrow

	Net Acres in Unit	Interest in Unit
Tract #48 - 4.324 Acre Tract		
COAL FEE OWNERSHIP		
(1) Hugh Macrae Land Trust Tr 6 P. O. Box 29 Tazewell, VA 24651	4.32 acres	2.37807%
OIL & GAS FEE OWNERSHIP		
(1) Coal Mountain Mining Company P. O. Box 675 Tazewell, VA 24651	4.32 acres	2.37807%
Tract #49 - 31.064 Acre Tract		
COAL FEE OWNERSHIP		
(1) Coal Mountain Mining Company Tr 4 P. O. Box 675 Tazewell, VA 24651	31.06 acres	17.08428%
OIL & GAS FEE OWNERSHIP		
(1) Ernest Keen Helrs	31.06 acres	17.08428%
(a) Paul Keen Rt. 1, Box 52 Raven, VA 24639	5.18 acres 1/8 of 31.064 acres	2.84738%
(b) Ralph Keen Rt. 1, Box 52 Raven, VA 24639	5.18 acres 1/8 of 31.064 acres	2.84738%
(c) Arnold Keen P. O. Box 386 Oakwood, VA 24631	5.18 acres 1/8 of 31.064 acres	2.84738%
(d) Ruby Hale Cedar Bluff, VA 24609	5.18 acres 1/8 of 31.064 acres	2.84738%
(e) Anna R. Lambert Rt. 1, Box 52 Raven, VA 24639	5.18 acres 1/8 of 31.064 acres	2.84738%
(f) Ann McGowan Rt. 1, Box 52 Raven, VA 24639	5.18 acres 1/8 of 31.064 acres	2.84738%
Tract #50 - 6.193 Acre Tract		
COAL FEE OWNERSHIP		
(1) Hugh Macrae Land Trust Tr 5 P. O. Box 29 Tazewell, VA 24651	6.19 acres	3.40597%
OIL & GAS FEE OWNERSHIP		
(1) Thurman Wade P. O. Box 225 Oakwood, VA 24631	6.19 acres	3.40597%

UNIT SLWB
 Docctel # VGOB-92-0421-0216-01

Exhibit E

List of Conflicting Owners/Claimants that require escrow

	Net Acres In Unit	Interest In Unit
Tract #51 - 8.947 Acre Tract		
COAL FEE OWNERSHIP		
(1) Hugh Macrae Land Trust Tr 5 P. O. Box 29 Tazewell, VA 24651	8.95 acres	4.92058%
OIL & GAS FEE OWNERSHIP		
(1) Thurman Wade P. O. Box 225 Oakwood, VA 24631	8.95 acres	4.92058%
Tract #52 - 4.102 Acre Tract		
COAL FEE OWNERSHIP		
(1) Hugh Macrae Land Trust Tr 5 P. O. Box 29 Tazewell, VA 24651	4.10 acres	2.25598%
OIL & GAS FEE OWNERSHIP		
(1) Pocahontas Gas Partnership P. O. Box 947 Bluefield, VA 24605	4.10 acres	2.25598%
Tract #52A - 1.808 Acre Tract		
COAL FEE OWNERSHIP		
(1) Hugh Macrae Land Trust Tr 5 P. O. Box 29 Tazewell, VA 24651	1.81 acres	0.88325%
OIL & GAS FEE OWNERSHIP		
(1) Pocahontas Gas Partnership P. O. Box 947 Bluefield, VA 24605	1.81 acres	0.88325%
Tract #52B - 0.877 Acre Tract		
COAL FEE OWNERSHIP		
(1) Hugh Macrae Land Trust Tr 5 P. O. Box 29 Tazewell, VA 24651	0.88 acres	0.48232%
OIL & GAS FEE OWNERSHIP		
(1) Pocahontas Gas Partnership P. O. Box 947 Bluefield, VA 24605	0.88 acres	0.48232%
Tract #53 - 0.544 Acre Tract		
COAL FEE OWNERSHIP		
(1) Hugh Macrae Land Trust Tr 5 P. O. Box 29 Tazewell, VA 24651	0.54 acres	0.29918%

UNIT SLWB
Docket # VGOB-92-0421-0216-01
Exhibit E

List of Conflicting Owners/Claimants that require escrow

	Net Acres in Unit	Interest in Unit
<u>OIL & GAS FEE OWNERSHIP</u>		
(1) Winfred L. Wade Rt. 1, Box 57 Raven, VA 24639	0.54 acres	0.29918%
→ <u>Tract #54 - 6.057 Acre Tract</u>		
<u>COAL FEE OWNERSHIP</u>		
(1) Hugh Macrae Land Trust Tr 5 P. O. Box 29 Tazewell, VA 24651	5.06 acres	2.78120%
<u>OIL & GAS FEE OWNERSHIP</u>		
(1) Pocahontas Gas Partnership P. O. Box 947 Bluefield, VA 24605	5.06 acres	2.78120%
<u>Tract #55 - 11.749 Acre Tract</u>		
<u>COAL FEE OWNERSHIP</u>		
(1) Hugh Macrae Land Trust Tr 17 P. O. Box 29 Tazewell, VA 24651	11.75 acres	6.46190%
<u>OIL & GAS FEE OWNERSHIP</u>		
(1) Earl Marshall Heirs, Devises, Successors or Assigns	11.75 acres	6.46160%
(a) Charles L. Richie Rt. 1, Box 258-A St. Paul, VA 24283	7.34 acres 5/8 of 11.749 acres	4.03850%
(b) Lowery L. Jackson 6001 Parker Avenue West Palm Beach, FL 33405	1.47 acres 1/8 of 11.749 acres	0.80770%
(c) Corbit Jackson Rt. 1, Box 80 Raven, VA 24639	1.47 acres 1/8 of 11.749 acres	0.80770%
(d) Herbert L. Jackson P. O. Box 426 Grundy, VA 24614	1.47 acres 1/8 of 11.749 acres	0.80770%
→ <u>Tract #55A - 12.423 Acre Tract</u>		
<u>COAL FEE OWNERSHIP</u>		
(1) Hugh Macrae Land Trust Tr 17 P. O. Box 29 Tazewell, VA 24651	12.42 acres	6.83228%
<u>OIL & GAS FEE OWNERSHIP</u>		
(1) Pocahontas Gas Partnership P. O. Box 947 Bluefield, VA 24605	12.42 acres	6.83228%

UNIT SLW6
Docket # VGOB-92-0421-0216-01
Exhibit E

List of Conflicting Owners/Claimants that require escrow

	Net Acres In Unit	Interest In Unit
Tract #55B - 6.007 Acre Tract		
COAL FEE OWNERSHIP		
(1) Hugh Macrae Land Trust Tr 17 P. O. Box 29 Tazewell, VA 24651	6.01 acres	3.30367%
OIL & GAS FEE OWNERSHIP		
(1) Glenn Rose 114 First Avenue Richlands, VA 24641	6.01 acres	3.30367%
Tract #55C - 7.739 Acre Tract		
COAL FEE OWNERSHIP		
(1) Hugh Macrae Land Trust Tr 17 P. O. Box 29 Tazewell, VA 24651	7.74 acres	4.25822%
OIL & GAS FEE OWNERSHIP		
(1) Bobby Steele Rt. 1, Box 66 Raven, VA 24641	7.74 acres	4.25822%
Tract #55D - 0.820 Acre Tract		
COAL FEE OWNERSHIP		
(1) Hugh Macrae Land Trust Tr 17 P. O. Box 29 Tazewell, VA 24651	0.82 acres	0.45098%
OIL & GAS FEE OWNERSHIP		
(1) Pocahontas Gas Partnership P. O. Box 947 Bluefield, VA 24605	0.82 acres	0.45098%
Tract #55E - 15.210 Acre Tract		
COAL FEE OWNERSHIP		
(1) Hugh Macrae Land Trust Tr 17 P. O. Box 29 Tazewell, VA 24651	15.21 acres	8.36505%
OIL & GAS FEE OWNERSHIP		
(1) Ernest Keen Heirs, devisees, Successors or Assigns	15.21 acres	8.36505%
(a) Paul Keen Rt. 1, Box 52 Raven, VA 24639	2.54 acres 1/6 of 15.210 acres	1.39417%
(b) Ralph Keen Rt. 1, Box 52 Raven, VA 24639	2.54 acres 1/6 of 15.210 acres	1.39417%

**UNIT SLW8
Docket # VGOB-92-0421-0216-01
Exhibit E**

List of Conflicting Owners/Claimants that require escrow

	Net Acres In Unit	Interest In Unit
(c) Arnold Keen P. O. Box 386 Oakwood, VA 24631	2.54 acres 1/6 of 15.210 acres	1.39417%
(d) Ruby Hsieh Cedar Bluff, VA 24609	2.54 acres 1/6 of 15.210 acres	1.39417%
(e) Anna R. Lambert Rt. 1, Box 52 Raven, VA 24639	2.54 acres 1/6 of 15.210 acres	1.39417%
(f) Ann McGowan Rt. 1, Box 52 Raven, VA 24639	2.54 acres 1/6 of 15.210 acres	1.39417%

Tract #95F - 0.12 Acre Tract

COAL FEE OWNERSHIP

(1) Hugh Macrae Land Trust Tr 17 P. O. Box 29 Tazewell, VA 24651	0.12 acres	0.06600%
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OIL & GAS FEE OWNERSHIP

(1) Tracey & Vinnie Keen Rt. 2, Box 54 Grundy, VA 24614	0.12 acres	0.06600%
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Tract #55G - 0.38 Acre Tract

COAL FEE OWNERSHIP

(1) Hugh Macrae Land Trust Tr 17 P. O. Box 29 Tazewell, VA 24651	0.38 acres	0.20899%
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OIL & GAS FEE OWNERSHIP

(1) Orpha Deakins c/o Beecher Deakins Box 33 Shortt Gap, VA 24647	0.38 acres	0.20899%
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Tract #56 - 12.845 Acre Tract

COAL FEE OWNERSHIP

(1) Hugh Macrae Land Trust Tr 2 P. O. Box 29 Tazewell, VA 24651	12.85 acres	7.06437%
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OIL & GAS FEE OWNERSHIP

(1) Ernest Keen Heirs, Devisees, Successors or Assigns	12.85 acres	7.06437%
(a) Paul Keen Rt. 1, Box 52 Raven, VA 24639	2.14 acres 1/6 of 12.845 acres	1.17739%

UNIT SLW8
Docket # VGOB-92-0421-0216-01
Exhibit E

List of Conflicting Owners/Claimants that require escrow

	Net Acres In Unit	Interest In Unit
(b) Ralph Keen Rt. 1, Box 52 Raven, VA 24639	2.14 acres 1/6 of 12.845 acres	1.17739%
(c) Arnold Keen P. O. Box 386 Oakwood, VA 24631	2.14 acres 1/6 of 12.845 acres	1.17739%
(d) Ruby Hale Cedar Bluff, VA 24609	2.14 acres 1/6 of 12.845 acres	1.17739%
(e) Anna R. Lambert Rt. 1, Box 62 Raven, VA 24639	2.14 acres 1/6 of 12.845 acres	1.17739%
(f) Ann McGowan Rt. 1, Box 52 Raven, VA 24639	2.14 acres 1/6 of 12.845 acres	1.17739%

Tract #58A - 0.171 Acre Tract

COAL FEE OWNERSHIP

(1) Hugh Macrae Land Trust Tr 2 P. O. Box 29 Tazewell, VA 24651	0.17 acres	0.09404%
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OIL & GAS FEE OWNERSHIP

(1) Pocahontas Gas Partnership P. O. Box 947 Bluefield, VA 24605	0.17 acres	0.09404%
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Tract #57 - 1.266 Acre Tract

COAL FEE OWNERSHIP

(1) Hugh Macrae Land Trust Tr 17 P. O. Box 29 Tazewell, VA 24651	1.27 acres	0.69626%
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OIL & GAS FEE OWNERSHIP

(1) Garden Realty Corporation c/o Betty Boyd King 2370 Lyndhurst Avenue Winston-Salem NC 27103	1.27 acres	0.69626%
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Tract #51 - 8.23 Acre Tract

COAL FEE OWNERSHIP

(1) Coal Mountain Mining Company Tr 24 P. O. Box 675 Tazewell, VA 24651	8.23 acres	4.52626%
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OIL & GAS FEE OWNERSHIP

(1) Garden Realty Corporation c/o Betty Boyd King 2370 Lyndhurst Avenue Winston-Salem NC 27103	8.23 acres	4.52626%
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UNIT SLWB
Docket # VGOB-92-0421-0216-01
Exhibit E
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	Net Acres in Unit	Interest in Unit
Tract #50A - 7.14 Acre Tract		
COAL FEE OWNERSHIP		
(1) Coal Mountain Mining Company Tr 24 P. O. Box 675 Tazewell, VA 24651	7.14 acres	3.92679%
OIL & GAS FEE OWNERSHIP		
(1) Garden Realty Corporation c/o Betty Boyd King 2370 Lyndhurst Avenue Winston-Salem NC 27103	7.14 acres	3.92679%
Tract #5B - 0.090 Acre Tract		
COAL FEE OWNERSHIP		
(1) Hugh Macrae Land Trust Tr 17 P. O. Box 29 Tazewell, VA 24651	0.09 acres	0.04950%
OIL & GAS FEE OWNERSHIP		
(1) W. J. Sisk Heirs, devisees Successors or Assigns	0.09 acres	0.04950%
(a) Dale Hodge Chambers RL 1, Box 82 Raven, VA 24639	0.030 acres 7/21 of 0.090 acres	0.01850%
(b) Larry Douglas Chambers Rt. 1, Box 81 Raven, VA 24639	0.047 acres 11/21 of 0.090 acres	0.02583%
(c) Jimmy Donald Sisk 3153 Creekside Drive Norton, OH 44203	0.003 acres 1/28 of 0.090 acres	0.00177%
(d) Walter Jackson "Bud" Sisk 229 Hesque Street Kingsport, TN 37665	0.003 acres 1/28 of 0.090 acres	0.00177%
(e) Nancy Sisk c/o Walter Jackson Sisk 229 Hesque Street Kingsport, TN 37665	0.003 acres 1/28 of 0.090 acres	0.00177%
(f) Maudie Ellen Sanders 600 North 583 Street Kokomo, IN 46901	0.003 acres 1/28 of 0.090 acres	0.00177%