

VIRGINIA:

BEFORE THE VIRGINIA GAS AND OIL BOARD

APPLICANT:	CNX Gas Company, LLC	)	
		)	
		)	DOCKET NO.
		)	94-1213-0485-01
RELIEF SOUGHT:	Issuance of an Amended Supplemental	)	
	Order Amending Prior Orders Affecting	)	
	Drilling Unit VP3SGU1 Located in	)	
	Buchanan County, VA	)	
	(herein "Subject Drilling Unit" to Provide:	)	
	(1) Calculation of Funds Unit Operator	)	
	Deposited into the Escrow Account for	)	
	Subject Drilling Unit by Tract Subaccounts;	)	
	(2) to Applicants a Royalty Accounting; and	)	
	(3) Disbursement to Buchanan Production	)	
	Company and Levisa Coal Company and its	)	
	Individual Interest Holders	)	
	in Accordance with the Ownership	)	
	Interests Those Funds Deposited by the	)	
	Unit Operator into Subject Drilling Unit's	)	
	Escrow Subaccount for VGOB Tracts 17a,	)	
	17b, 17c, 17d, 17e, 17f, 17g and 18.	)	

REPORT OF THE BOARDFINDINGS AND ORDER

1. **Hearing Date and Place:** This matter came on for final hearing before the Virginia Gas and Oil Board (herein "Board") at 9:00 a.m. on May 18, 2004 at the Southwest Virginia Higher Education Center on the campus of Virginia Highlands Community College, Abingdon, VA.
2. **Appearances:** Mark Swartz, Esq. Appeared for the applicant; and Sharon M.B. Pigeon, Assistant Attorney General, was present to advise the Board.
3. **Jurisdiction and Notice:** Pursuant to Va. Code §§ 45.1-361.1 *et seq.*, and in particular Va. Code §§ 45.1-361.21 and 45.1-361.22, the Board finds that it has jurisdiction over the establishment and maintenance of an escrow account, with tract subaccounts, for each of the coalbed methane gas drilling units established by the Board through its field rules that are subject to a Board pooling order. Further, the Unit Operator is required to deposit, as applicable, those funds specified in Va. Code § 45.1-361.21.D., 45.1-361.22.A.2, 45.1-361.22.A.3 and 45.1-361.22.A.4 into the applicable escrow tract subaccounts. The Board finds that: (1) while it does not have jurisdiction to resolve conflicting claims to the ownership of the Coalbed Methane Gas produced by the Unit Operator from wells located on Subject Drilling Unit, and (2) while it does not have jurisdiction to interpret agreements by and between the Gas owners/claimants and/or the Unit Operators or to abridge or contravene the provisions of such agreements, (3) pursuant to Va. Code § 45.1-361.22.A.5, the Board does have jurisdiction and authority to disburse funds from the Escrow Account provided the Board has been provided with a final decision of a court of competent jurisdiction adjudicating the ownership of coalbed methane gas as between the conflicting claimants or an agreement among all claimants owning conflicting estates in the tract in question or any undivided interest therein.
4. **Prior Proceedings:**

- 4.1. On March 2, 1995, the Board executed its order pooling all interests in the Subject Drilling Unit for the production of occluded natural gas produced from coalbeds and rock strata associated therewith (herein "Gas") in accordance with the provisions of Va. Code §§ 45.1-361.21 and 45.1-361.22 (herein "Pooling Order"). The Pooling Order was issued under Docket Number 94-1213-0485 and was filed with the Clerk of the Circuit Court of Buchanan County on March 13, 1995 in Deed Book 433 at Page 527. The Pooling Order was supplemented and an escrow account established by the Board's Supplemental Order under Docket number 94-1213-0485 executed on April 4, 1996 that was filed with the Clerk's Office on April 17, 1996 in Deed Book 447 at page 755 ("Supplemental Order") (hereafter the Pooling Orders and the Supplemental Orders are collectively referred to as the "Pooling Orders"). On June 17, 2003, The Board executed an order without docket number amending all prior pooling orders that named Buchanan Production Company, Pocahontas Gas Partnership, Island Creek Coal Company or Consol Energy, Inc. as unit operator, and designated CNX Gas Company, LLC as operator. In Buchanan County, the amendment order was recorded with the Buchanan County Clerk in Deed Book 585, Page 65.
- 4.2 To the extent claims to the Gas were in conflict, pursuant to Va. Code § 45.1-361-22 payments attributable to said conflicting claims were ordered deposited by the Unit Operator into the escrow account established by the Pooling Order (herein "Escrow Account"). According to the Pooling Orders the coalbed methane claims of oil and gas fee owner Buchanan Production Company and coal fee owner Levisa Coal Company in a 33.89-acre tract known as VGOB Tract 17a, a 5-acre tract known as VGOB Tract 17b, a 1.38-acre tract known as VGOB Tract 17c, a 6.9-acre tract known as VGOB Tract 17d, a 2.85-acre tract known as VGOB Tract 17e, a 9.95-acre tract known as VGOB Tract 17f, a 12.99-acre tract known as VGOB Tract 17g, and a 12.92-acre tract known as VGOB Tract 18 in the Subject Drilling Unit were in conflict and became subject to the escrow requirements of the Pooling Order.
- 4.3 The Applicant's testimony before the Board states under oath that Buchanan Production Company and Levisa Coal Company and its individual interest holders as shown on the Accounting have entered into a royalty split agreement involving the tracts listed in Paragraph 4.2, above.
- 4.4 Applicant gave notice to Levisa Coal Company and the individual interest holders shown on the Accounting that the Board would consider the petition for disbursement of escrowed funds at its hearing on May 18, 2004 and consider whether to: (1) amend the Pooling Order to provide for the disbursement of funds on deposit in the Escrow Account under Docket Numbers 94-1213-0485 and attributable to Tracts 17a, 17b, 17c, 17d, 17e, 17f, 17g and 18 and the interests of Buchanan Production Company and Levisa Coal Company, et al, (2) delete the requirement that the Unit Operator place future royalties attributable to said tracts and the interests of Buchanan Production Company and Levisa Coal Company, et al in the Escrow Account, and (3) continue the escrow account under this docket number because parties other than those seeking disbursement under this order are subject to escrow.
- 4.5 The Unit Operator filed the attached accounting for Subject Drilling Unit's Escrow Account with the Board ("Accounting").

5. **Findings:**

- 5.1. Va. Code 45.1-361.22.5 provides:

The Board shall order payment of principal and accrued interests, less escrow account fees, from the escrow account to conflicting claimants within thirty days of receipt of notification of

(i) a final decision of a court of competent jurisdiction adjudicating the ownership of coalbed methane gas as between them or (ii) an agreement among all claimants owning conflicting estates in the tract in question or any undivided interest therein. The amount to be paid to the conflicting claimants shall be determined based on the percentage of ownership interest of the conflicting claimants as shown in the operator's supplemental filing made part of the pooling order that established the escrow account, the operator's records of deposits attributable to those tracts for which funds are being requested, and the records of the escrow account for the coalbed methane gas drilling unit. The interests of any cotenants who have not entered into an agreement shall remain in the escrow account.

5.2 Applicant has represented to the Board that:

- (1) Buchanan Production Company and Levisa Coal Company and its individual interest holders, namely Fairview, L.P., Meredith Iqbal, Richard Pobst, Catherine Pobst, Frederick Combs II, Martha Combs, Carol Irvin, Virginia Linwick and John Pobst, Jr., have entered into a royalty split agreement;
- (2) The royalty split agreement specifies that escrowed funds are to be divided, with 50% paid to Buchanan Production Company and 50% paid to Levisa Coal Company and its individual interest holders listed in 5.2 (1), above, according to percentages shown on the Accounting, and that subsequent royalties are to be paid directly to the parties.
- (3) The royalty split agreement involves 71.60494% of Tract 17a, 62.34568% of Tract 17b, 88.88889% of Tract 17c, 71.60494% of Tract 17d, 79.01235% of Tract 17e, 79.01235% of Tract 17f, 71.60494% of Tract 17g, and 100% of Tract 18. Remaining portions of these tracts are subject to conflicting claims of coalbed methane ownership and continued escrow.

6. **Relief Granted:**

For the reasons set forth in Paragraph 4 and 5 above, and based upon the Accounting, the Escrow Agent is ordered to, within 10 days of receipt of this executed order, disburse escrowed funds attributable to Docket Number 94-1213-0485, Unit VP3SGU, Tracts 17a, 17b, 17c, 17d, 17e, 17f, 17g and 18 and to the interests of owners shown on the Accounting, in aggregate, as follows:

OWNER	% OF ROYALTY SPLIT AGREEMENT	% OF 94-1213-0485 ESCROW ACCOUNT
Buchanan Production Company P. O. Box 947 Bluefield, VA 24605	50%	25.4787%
Levisa Coal Company C/o John C. Irvin 4710 Hunterwood Circle Richmond, TX 77469	25%	12.7394%
Fairview, L.P. C/o John C. Irvin 4710 Hunterwood Circle Richmond, TX 77469	6.25%	3.1848%
Meredith Iqbal 542 Butler Mill Road Maryville, TN 37803	4.1667%	2.1232%

Richard Pobst 3760 Lindell Road Las Vegas, NV 89103	2.0833%	1.0617%
Catherine Pobst C/o Lynn R. Quick 111 Postelle St. Cartersville, GA 30120	2.0833%	1.0617%
Frederick Combs II P. O. Box 841 Tazewell, VA 24651	2.0833%	1.0617%
Martha Combs P. O. Box 1404 Abingdon, VA 24212	2.0833%	1.0617%
Carol Irvin 4710 Hunterwood Circle Richmond, TX 77469	2.0833%	1.0617%
Virginia Linwick 4324 South Ball Dr. Veradale, WA 99037	2.0833%	1.0617%
John Pobst, Jr. Box 86 Revere, PA 18953	2.0833%	1.0617%

Exhibit E of the Supplemental Order, showing owners subject to escrow, is deleted in toto and replaced with the Exhibit E attached to this order. Further, the Supplemental Order filed in this cause is hereby modified to delete the requirement that payments attributable to the conflicting coalbed methane gas ownership interests of the owners listed above in VGOB Tracts 17a, 17b, 17c, 17d, 17e, 17f, 17g and 18 be deposited by the Unit Operator into the Escrow Account, and, because there are other owners subject to escrow under the Supplemental Order, the Escrow Agent is directed to continue the Escrow Account for Subject Drilling Unit. To the extent not specifically granted herein, any other or further relief is denied.

7. **Conclusion:**

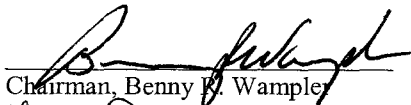
Therefore, the requested relief and all terms and provisions set forth above in Paragraph 6 above be and hereby are granted and IT IS SO ORDERED.

8. **Appeals:**

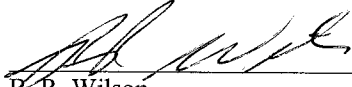
Appeals of this Order are governed by the provisions of Va. Code § 45.1-361.9 which provides that any order or decision of the Board may be appealed to the appropriate circuit court and that whenever a coal owner, coal operator, gas owner, gas operator, or operator of a gas storage field certificated 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 10th day of December, 2004, by a majority of the Virginia Gas and Oil Board.

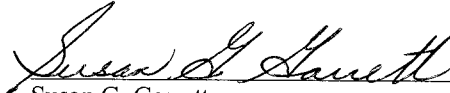

Chairman, Benny K. Wampler

DONE AND PERFORMED this 14th day of December, 2004, by an Order of this Board.


B. R. Wilson
Principal Executive to the Staff
Virginia Gas and Oil Board

COMMONWEALTH OF VIRGINIA)
COUNTY OF WISE)

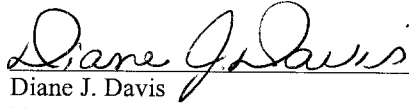
Acknowledged on this 10th day of December, 2004, personally before me a notary public in and for the Commonwealth of Virginia, appeared Benny R. Wampler, being duly sworn did depose and say that he is Chairman of the Virginia Gas and Oil Board, that he executed the same and was authorized to do so.


Susan G. Garrett
Notary Public

My Commission expires: 7-31-06

COMMONWEALTH OF VIRGINIA)
COUNTY OF WASHINGTON)

Acknowledged on this 14th day of December, 2004, personally before me a notary public in and for the Commonwealth of Virginia, appeared B. R. Wilson, being duly sworn did depose and say that he is Principal Executive to the Staff of the Virginia Gas and Oil Board, that he executed the same and was authorized to do so.


Diane J. Davis
Notary Public

My commission expires: 9/30/05

Virginia Gas & Oil Board Hearing
VP3SGU1 VGOB #941230488
May 18, 2004
Balances as of 2/29/04

Owners in Unit	VGOB Tract #	Acres Escrowed	Tract Acres	Percent of Escrow	Owner Fraction	Owner % of Escrow	Account Balance	Portion	Tract Total
Levisa Coal Company					1/4	4.6921%		\$2,360.36	
Fairview					1/16	1.1730%		\$590.09	
Meredith Iqbal					1/24	0.7820%		\$393.39	
Richard Pobst					1/48	0.3910%		\$196.70	
Catherine Pobst					1/48	0.3910%		\$196.70	
Frederick Combs, II					1/48	0.3910%		\$196.70	
Martha Combs					1/48	0.3910%		\$196.70	
Carol Irvin					1/48	0.3910%		\$196.70	
Virginia Linwick					1/48	0.3910%		\$196.70	
John Pobst, Jr.					1/48	0.3910%		\$196.70	
Buchanan Production Company	17a	129.2975	33.89	18.7683%	1/2	9.3841%	\$50,305.23	\$4,720.71	\$9,441.43
Levisa Coal Company					1/4	0.6027%		\$303.21	
Fairview					1/16	0.1507%		\$75.80	
Meredith Iqbal					1/24	0.1005%		\$50.53	
Richard Pobst					1/48	0.0502%		\$25.27	
Catherine Pobst					1/48	0.0502%		\$25.27	
Frederick Combs, II					1/48	0.0502%		\$25.27	
Martha Combs					1/48	0.0502%		\$25.27	
Carol Irvin					1/48	0.0502%		\$25.27	
Virginia Linwick					1/48	0.0502%		\$25.27	
John Pobst, Jr.					1/48	0.0502%		\$25.27	
Buchanan Production Company	17b	129.2975	5.00	2.4106%	1/2	1.2055%	\$50,305.23	\$606.41	\$1,212.83
Levisa Coal Company					1/4	0.2372%		\$119.31	
Fairview					1/16	0.0593%		\$29.83	
Meredith Iqbal					1/24	0.0395%		\$19.89	
Richard Pobst					1/48	0.0198%		\$9.94	
Catherine Pobst					1/48	0.0198%		\$9.94	
Frederick Combs, II					1/48	0.0198%		\$9.94	
Martha Combs					1/48	0.0198%		\$9.94	
Carol Irvin					1/48	0.0198%		\$9.94	
Virginia Linwick					1/48	0.0198%		\$9.94	
John Pobst, Jr.					1/48	0.0198%		\$9.94	
Buchanan Production Company	17c	129.2975	1.38	0.9487%	1/2	0.4744%	\$50,305.23	\$238.63	\$477.25
Levisa Coal Company					1/4	0.9553%		\$480.57	
Fairview					1/16	0.2388%		\$120.14	
Meredith Iqbal					1/24	0.1592%		\$80.09	
Richard Pobst					1/48	0.0796%		\$40.05	
Catherine Pobst					1/48	0.0796%		\$40.05	
Frederick Combs, II					1/48	0.0796%		\$40.05	
Martha Combs					1/48	0.0796%		\$40.05	
Carol Irvin					1/48	0.0796%		\$40.05	
Virginia Linwick					1/48	0.0796%		\$40.05	
John Pobst, Jr.					1/48	0.0796%		\$40.05	
Buchanan Production Company	17d	129.2975	6.90	3.8212%	1/2	1.9106%	\$50,305.23	\$961.14	\$1,922.27
Levisa Coal Company					1/4	0.4354%		\$219.03	
Fairview					1/16	0.1089%		\$54.76	
Meredith Iqbal					1/24	0.0726%		\$36.50	
Richard Pobst					1/48	0.0363%		\$18.25	
Catherine Pobst					1/48	0.0363%		\$18.25	
Frederick Combs, II					1/48	0.0363%		\$18.25	
Martha Combs					1/48	0.0363%		\$18.25	
Carol Irvin					1/48	0.0363%		\$18.25	
Virginia Linwick					1/48	0.0363%		\$18.25	
John Pobst, Jr.					1/48	0.0363%		\$18.25	
Buchanan Production Company	17e	129.2975	2.85	1.7416%	1/2	0.8708%	\$50,305.23	\$438.06	\$876.12
Levisa Coal Company					1/4	1.5201%		\$764.68	
Fairview					1/16	0.3800%		\$191.17	
Meredith Iqbal					1/24	0.2533%		\$127.45	
Richard Pobst					1/48	0.1267%		\$63.72	
Catherine Pobst					1/48	0.1267%		\$63.72	
Frederick Combs, II					1/48	0.1267%		\$63.72	
Martha Combs					1/48	0.1267%		\$63.72	
Carol Irvin					1/48	0.1267%		\$63.72	
Virginia Linwick					1/48	0.1267%		\$63.72	
John Pobst, Jr.					1/48	0.1267%		\$63.72	
Buchanan Production Company	17f	129.2975	9.95	6.0803%	1/2	3.0402%	\$50,305.23	\$1,529.36	\$3,058.73
Levisa Coal Company					1/4	1.7985%		\$904.72	
Fairview					1/16	0.4498%		\$226.18	
Meredith Iqbal					1/24	0.2997%		\$150.79	
Richard Pobst					1/48	0.1499%		\$75.39	
Catherine Pobst					1/48	0.1499%		\$75.39	
Frederick Combs, II					1/48	0.1499%		\$75.39	
Martha Combs					1/48	0.1499%		\$75.39	
Carol Irvin					1/48	0.1499%		\$75.39	
Virginia Linwick					1/48	0.1499%		\$75.39	
John Pobst, Jr.					1/48	0.1499%		\$75.39	
Buchanan Production Company	17g	129.2975	12.99	7.1939%	1/2	3.5969%	\$50,305.23	\$1,809.44	\$3,618.89
Levisa Coal Company					1/4	2.4981%		\$1,256.68	
Fairview					1/16	0.6245%		\$314.17	
Meredith Iqbal					1/24	0.4164%		\$209.45	
Richard Pobst					1/48	0.2082%		\$104.72	
Catherine Pobst					1/48	0.2082%		\$104.72	
Frederick Combs, II					1/48	0.2082%		\$104.72	
Martha Combs					1/48	0.2082%		\$104.72	
Carol Irvin					1/48	0.2082%		\$104.72	
Virginia Linwick					1/48	0.2082%		\$104.72	
John Pobst, Jr.					1/48	0.2082%		\$104.72	
Buchanan Production Company	18	129.2975	12.92	9.9925%	1/2	4.9962%	\$50,305.23	\$2,513.36	\$5,026.73
								\$25,634.25	\$25,634.25

Note: Payment should be based the "Owner % of Escrow" column

Individual Breakdown:

12.7394%	Levisa Coal Company	\$6,408.56
3.1848%	Fairview	\$1,602.14
2.1232%	Meredith Iqbal	\$1,068.09
1.0616%	Richard K. Pobst	\$534.05
1.0616%	Catherine Pobst	\$534.05
1.0616%	Frederick Combs, II	\$534.05
1.0616%	Martha Combs	\$534.05
1.0616%	Carol Irvin	\$534.05
1.0616%	Virginia Linwick	\$534.05
1.0616%	John Pobst, Jr.	\$534.05
25.4787%	Buchanan Production Company	\$12,817.12
		\$25,634.25

Exhibit E
 VPM 9608 PAGE 0405
 Docket #VGOB 94-1213-0485-01
 List of Conflicting Claimants/Owners

	Net Acres in Unit	Interest in Unit	Percent of Escrow
			129.2975
<u>TRACT #10 - 3.35 acres</u>			
<u>COAL FEE OWNERSHIP</u>			
(1) Island Creek Coal Company Virginia Division Drawer L Oakwood, VA 24631	3.35 acres	0.17933%	2.59092%
<u>OIL & GAS FEE OWNERSHIP</u>			
(1) Nadine Thomas, et al	3.35 acres	0.17933%	2.59092%
(a) Nadine Thomas Box 905 Grundy, VA 24614	0.5583 acres 1/6 of 3.35 acres	0.02989%	0.43182%
(b) Edward Thomas Box 905 Grundy, VA 24614	0.5583 acres 1/6 of 3.35 acres	0.02989%	0.43182%
(c) Frank Thomas Box 905 Grundy, VA 24614	0.5583 acres 1/6 of 3.35 acres	0.02989%	0.43182%
(d) Elizabeth (Lizzie) Thomas P.O. Box 13 Vansant, VA 24656	1.675 acres 1/2 of 3.35 acres	0.08966%	1.29546%
<u>TRACT #11 - 2.41 acres</u>			
<u>COAL FEE OWNERSHIP</u>			
(1) Runals, et al.	2.41 acres	0.12901%	1.86392%
(a) LCDR Michael L. Runals, Trustee 4411 NW 31st Terrace Gainesville, FL 32605	0.6025 acres 1/4 of 2.41 acres	0.03225%	0.46598%
(b) James S. Thompson, Trustee 3620 Edgewood Circle Cleveland, TN 37311	0.6025 acres 1/4 of 2.41 acres	0.03225%	0.46598%
(c) Lois P. Bowie 1108 Glen Street Bristol, TN 37620	0.6025 acres 1/4 of 2.41 acres	0.03225%	0.46598%
(d) Robert S. Powers 1618 Houston Avenuee Kingsport, TN 37664	0.6025 acres 1/4 of 2.41 acres	0.03225%	0.46598%
<u>OIL & GAS FEE OWNERSHIP</u>			
Emiline Anderson Heirs, Devisees, Successors or Assigns, et al.	2.41 acres	0.12901%	1.86392%
(1) Buchanan Production Company P. O. Box 947 Bluefield, VA 24605	2.1422 acres 8/9 of 2.41 acres	0.11467%	1.65682%

VP3SGU
Docket #VGOB 94-1213-0485-01
List of Conflicting Claimants/Owners

0508 PAGE 0406

	Net Acres in Unit	Interest in Unit	Percent of Escrow
			129.2975
(2) Emiline Anderson Heirs, Devisees, Successors or Assigns	0.2678 acres 1/9 of 2.41 acres	0.01433%	0.20710%
(a) Gladys Rasnick 1217 Old Fincastle Road Fincastle, VA 24090	0.03825 acres 1/63 of 2.41 acres	0.002048%	0.029586%
(b) Rosalee Parcher Rt. 1, 14474 Sausman Rd. Sherwood, OH 43556	0.03825 acres 1/63 of 2.41 acres	0.002048%	0.029586%
(c) Buchanan Production Company P. O. Box 947 Bluefield, VA 24605	0.11476 acres 1/21 of 2.41 acres	0.006143%	0.088758%
VERN LUTHER ANDERSON HEIRS			
(d) Jerrell Anderson Rt. 1, 14474 Sausman Rd. Sherwood, OH 43556	0.01275 acres 1/189 of 2.41 acres	0.000683%	0.009862%
(e) Carl Anderson Rt. 2 Box 302 Grundy, VA 24614	0.00196 acres 2/2457 of 2.41 acres	0.000105%	0.001517%
(f) Vern Anderson P.O.Box 253 Lick Creek, KY 41540	0.00196 acres 2/2457 of 2.41 acres	0.000105%	0.001517%
(g) Jerry Anderson P.O.Box 255 Lick Creek, KY 41540	0.00196 acres 2/2457 of 2.41 acres	0.000105%	0.001517%
(h) Dewey Anderson Box 168 Lick Creek Rd. Lick Creek, KY 41540	0.00196 acres 2/2457 of 2.41 acres	0.000105%	0.001517%
(i) Earsel Anderson 512 Greenfield Lane #2 Erlanger, KY 41018	0.00196 acres 2/2457 of 2.41 acres	0.000105%	0.001517%
(j) Blanche Blankenship Box 157 Harman, VA 24618	0.00196 acres 2/2457 of 2.41 acres	0.000105%	0.001517%
(k) Henry Anderson P.O. Box 1267 Elkhorn City, KY 41522	0.00196 acres 2/2457 of 2.41 acres	0.000105%	0.001517%
(l) Rita Shell Raccoon Creek Road Meta, KY	0.00196 acres 2/2457 of 2.41 acres	0.000105%	0.001517%
(m) Mary Owens 148 Douglas Parkway Robinson Creek, KY	0.00196 acres 2/2457 of 2.41 acres	0.000105%	0.001517%
(n) Emiline Hibbard HC-74 Box 530 Amburger, KY 41801	0.00196 acres 2/2457 of 2.41 acres	0.000105%	0.001517%

VP3SGU
Docket #VGOB 94-1213-0485-01
List of Conflicting Claimants/Owners

BOOK 0608 PAGE 0407

	Net Acres in Unit	Interest in Unit	Percent of Escrow
			129.2975
(o) Wanda Fuller 3650 Tates Road Apt. 16 Lexington, KY 40517	0.00196 acres 2/2457 of 2.41 acres	0.000105%	0.001517%
BONNIE ANDERSON HEIRS			
(p) Tony Meehan Address Unknown	0.00065 acres 2/7371 of 2.41 acres	0.000035%	0.000506%
(q) Michael Orndroff 3 Donald Lane Mt. Airy, MD 21771	0.00065 acres 2/7371 of 2.41 acres	0.000035%	0.000506%
(r) Margaret Vongsavang 19319 Club House Rd. APT 201 Gaithersburg, MD 20879	0.00065 acres 2/7371 of 2.41 acres	0.000035%	0.000506%
GENE ANDERSON HEIRS			
(s) Donna New HC-76 Box 636 Ransom, KY 41558	0.00049 acres 1/4914 of 2.41 acres	0.000026%	0.000379%
(t) David Anderson Benson Street Williamson, WV	0.00049 acres 1/4914 of 2.41 acres	0.000026%	0.000379%
(u) Dorena Chatman General Delivery Huddy, KY 41640	0.00049 acres 1/4914 of 2.41 acres	0.000026%	0.000379%
(v) Dallas Anderson P.O. Box 222 Rawl, WV 25691	0.00049 acres 1/4914 of 2.41 acres	0.000026%	0.000379%
CECIL ANDERSON HEIRS			
(w) Della Marcum P.O. Box 2679 Grundy, VA 24614	0.00546 acres 1/441 of 2.41 acres	0.000293%	0.004227%
(x) Betty Hurley P.O. Box 1174 Grundy, VA 24614	0.00546 acres 1/441 of 2.41 acres	0.000293%	0.004227%
(y) Judy Prater 800 Oak Park Drive Fenton, MI 48430	0.00546 acres 1/441 of 2.41 acres	0.000293%	0.004227%
(z) Robert Anderson Rt. 2 Box 185C Saltville, VA	0.00546 acres 1/441 of 2.41 acres	0.000293%	0.004227%
(aa) Ronald Anderson P. O. Box 1863 Grundy, VA 24614	0.00546 acres 1/441 of 2.41 acres	0.000293%	0.004227%
(bb) Ernie Anderson P. O. Box 463 Grundy, VA 24614	0.00546 acres 1/441 of 2.41 acres	0.000293%	0.004227%
KENNETH ANDERSON HEIRS			
(cc) Carrie Anderson P.O. Box 1765	0.00546 acres 1/441 of 2.41 acres	0.000293%	0.004227%

	Net Acres in Unit	Interest in Unit	Percent of Escrow
Grundy, VA 24614			129.2975
<u>TRACT # 12 - 2.73 acres</u>			
<u>COAL FEE OWNERSHIP</u>			
(1) RUNALS, et al.	2.73 acres	0.14614%	2.11141%
(a) LCDR Michael L. Runals, Trustee 4411 NW 31st Terrace Gainesville, FL 32605	0.6825 acres 1/4 of 2.73 acres	0.03653%	0.52785%
(b) James S. Thompson, Trustee 3620 Edgewood Circle Cleveland, TN 37311	0.6825 acres 1/4 of 2.73 acres	0.03653%	0.52785%
(c) Lois P. Bowie 1108 Glen Street Bristol, TN 37620	0.6825 acres 1/4 of 2.73 acres	0.03653%	0.52785%
(d) Robert S. Powers 1618 Houston Avenue Kingsport, TN 37664	0.6825 acres 1/4 of 2.73 acres	0.03653%	0.52785%
<u>OIL & GAS FEE OWNERSHIP</u>			
Emiline Anderson Heirs, Devisees, Successors or Assigns, et al.	2.73 acres	0.14614%	2.11141%
(1) Buchanan Production Company P.O. Box 947 Bluefield, VA 24605	2.4267 acres 8/9 of 2.73 acres	0.12990%	1.87681%
(2) Emiline Anderson Heirs, Devisees, Successors or Assigns	0.3033 acres 1/9 of 2.73 acres	0.01624%	0.23460%
(a) Buchanan Production Company P.O. Box 947 Bluefield, VA 24605	0.13000 acres 1/21 of 2.73 acres	0.00696%	0.10054%
(b) Gladys Rasnick 1217 Old Fincastle Road Fincastle, VA 24090	0.04333 acres 1/63 of 2.73 acres	0.00232%	0.03351%
(c) Rosalee Parcher Rt. 1, 14474 Sausman Rd. Sherwood, OH 43556	0.04333 acres 1/63 of 2.73 acres	0.00232%	0.03351%
VERN LUTHER ANDERSON HEIRS			
(d) Jerrell Anderson Rt. 1, 14474 Sausman Rd. Sherwood, OH 43556	0.01444 acres 1/189 of 2.73 acres	0.00077%	0.01117%
(e) Carl Anderson Rt. 2 Box 302 Grundy, VA 24614	0.00222 acres 2/2457 of 2.73 acres	0.00012%	0.00172%

	Net Acres in Unit	Interest in Unit	Percent of Escrow
			129.2975
(f) Vern Anderson P.O.Box 253 Lick Creek, KY 41540	0.00222 acres 2/2457 of 2.73 acres	0.00012%	0.00172%
(g) Jerry Anderson P.O.Box 255 Lick Creek, KY 41540	0.00222 acres 2/2457 of 2.73 acres	0.00012%	0.00172%
(h) Dewey Anderson Box 168 Lick Creek Rd. Lick Creek, KY 41540	0.00222 acres 2/2457 of 2.73 acres	0.00012%	0.00172%
(i) Earsel Anderson 512 Greenfield Lane #2 Erlanger, KY 41018	0.00222 acres 2/2457 of 2.73 acres	0.00012%	0.00172%
(j) Blanche Blankenship Box 157 Harman, VA 24618	0.00222 acres 2/2457 of 2.73 acres	0.00012%	0.00172%
(k) Henry Anderson P.O. Box 1267 Elkhorn City, KY 41522	0.00222 acres 2/2457 of 2.73 acres	0.00012%	0.00172%
(l) Rita Shell Raccoon Creek Road Meta, KY	0.00222 acres 2/2457 of 2.73 acres	0.00012%	0.00172%
(m) Mary Owens 148 Douglas Parkway Robinson Creek, KY	0.00222 acres 2/2457 of 2.73 acres	0.00012%	0.00172%
(n) Emiline Hibbard HC-74 Box 530 Amburger, KY 41801	0.00222 acres 2/2457 of 2.73 acres	0.00012%	0.00172%
(o) Wanda Fuller 3650 Tates Road Apt. 16 Lexington, KY 40517	0.00222 acres 2/2457 of 2.73 acres	0.00012%	0.00172%
BONNIE ANDERSON HEIRS			
(p) Tony Meehan Address Unknown	0.00074 acres 2/7371 of 2.73 acres	0.00004%	0.00057%
(q) Michael Orndroff 3 Donald Lane Mt. Airy, MD 21771	0.00074 acres 2/7371 of 2.73 acres	0.00004%	0.00057%
(r) Margaret Vongsavang 19319 Club House Rd. APT 201 Gaithersburg, MD 20879	0.00074 acres 2/7371 of 2.73 acres	0.00004%	0.00057%
GENE ANDERSON HEIRS			
(s) Donna New HC-76 Box 636 Ransom, KY 41558	0.00056 acres 1/4914 of 2.73 acres	0.00003%	0.00043%
(t) David Anderson Benson Street Williamson, WV	0.00056 acres 1/4914 of 2.73 acres	0.00003%	0.00043%
(u) Dorena Chatman General Delivery	0.00056 acres 1/4914 of 2.73 acres	0.00003%	0.00043%

VP3SGU
Docket #VGOB 94-1213-0485
List of Conflicting Claimants/Owners

BOOK 0608 PAGE 0410

	Net Acres in Unit	Interest in Unit	Percent of Escrow
			129.2975
Huddy, KY 41640			
(v) Dallas Anderson P.O. Box 222 Rawl, WV 25691	0.00056 acres 1/4914 of 2.73 acres	0.00003%	0.00043%
CECIL ANDERSON HEIRS			
(w) Della Marcum P.O. Box 2679 Grundy, VA 24614	0.00619 acres 1/441 of 2.73 acres	0.00033%	0.00479%
(x) Betty Hurley P.O. Box 1174 Grundy, VA 24614	0.00619 acres 1/441 of 2.73 acres	0.00033%	0.00479%
(y) Judy Prater 800 Oak Park Drive Fenton, MI 48430	0.00619 acres 1/441 of 2.73 acres	0.00033%	0.00479%
(z) Robert Anderson Rt. 2 Box 185C Saltville, VA	0.00619 acres 1/441 of 2.73 acres	0.00033%	0.00479%
(aa) Ronald Anderson P. O. Box 1863 Grundy, VA 24614	0.00619 acres 1/441 of 2.73 acres	0.00033%	0.00479%
(bb) Ernie Anderson P. O. Box 463 Grundy, VA 24614	0.00619 acres 1/441 of 2.73 acres	0.00033%	0.00479%
KENNETH ANDERSON HEIRS			
(cc) Carrie Anderson P.O. Box 1765 Grundy, VA 24614 Tazewell, VA 24651	0.00619 acres 1/441 of 2.73 acres	0.00033%	0.00479%

TRACT #15 - 49.83 acres

COAL FEE OWNERSHIP

(1) Garden Realty Coal Corporation Attn.: Mrs. Betty Boyd King 2370 Lyndhurst Avenue Winston-Salem, NC 27103	12.4575 acres 1/4 of 49.83 acres	0.66686%	9.63476%
---	-------------------------------------	----------	----------

OIL & GAS FEE OWNERSHIP

(1) Pobst & Combs Levisa Coal Company/Agent Attn.: Frederick H. Combs P.O. Box 841 Tazewell, VA 24651	12.4575 acres 1/4 of 49.83 acres	0.66686%	9.63476%
---	-------------------------------------	----------	----------

VP3SGU
Docket #VGOB 94-12130485-0
List of Conflicting Claimants/Owners

00000608 PAGE 0411

	Net Acres in Unit	Interest in Unit	Percent of Escrow
			129.2975
<u>TRACT #17a - 33.89 acres</u>			
<u>COAL FEE OWNERSHIP</u>			
(1) Levisa Coal Company Attn.: Frederick H. Combs P.O. Box 841 Tazewell, VA 24651	33.89 acres	1.81415%	26.21087%
<u>OIL & GAS FEE OWNERSHIP</u>			
(2) Lydia Elswick Heirs, Devisees, Successors or Assigns	9.6231 acres 28.39506% of 33.89 acres	0.51513%	7.44260%
(a) Johnny Message 1045 Jeine Drive Glen Burnie, MD 21061	1.46438272 acres 7/162 of 33.89 acres	0.07839%	1.13257%
(b) Michael Message 1045 Jeine Drive Glen Burnie, MD 21061	1.46438272 acres 7/162 of 33.89 acres	0.07839%	1.13257%
(c) Beatrice Sanchez 905 Arron Road Baltimore, MD 21239	0.32541838 acres 7/729 of 33.89 acres	0.01742%	0.25168%
(d) Ronald Breeding 5829 Ebenezer Rd. White Marsh, MD 21162	0.32541838 acres 7/729 of 33.89 acres	0.01742%	0.25168%
(e) Arbutus Knight 7965 St. Monca Dr. Baltimore, MD 21222	0.32541838 acres 7/729 of 33.89 acres	0.01742%	0.25168%
(f) Dorothy Keen P.O. Box 285 Davenport, VA 24239	0.32541838 acres 7/729 of 33.89 acres	0.01742%	0.25168%
(g) Romanda Glomman 2788 Calle de Dallis Tuscon, AZ 85745	0.32541838 acres 7/729 of 33.89 acres	0.01742%	0.25168%
(h) Charles Breeding P.O. Box 163 Birchleaf, VA 24220	0.32541838 acres 7/729 of 33.89 acres	0.01742%	0.25168%
(i) Roosevelt C. Breeding General Delivery Davenport, VA 24239	0.0813546 acres 7/2916 of 33.89 acres	0.00435%	0.06292%
(j) Bobby Ray Breeding General Delivery Davenport, VA 24239	0.0813546 acres 7/2916 of 33.89 acres	0.00435%	0.06292%
(k) Billy Joe Breeding General Delivery Davenport, VA 24239	0.0813546 acres 7/2916 of 33.89 acres	0.00435%	0.06292%
(l) Barbara Davis Rt. 3 Box 450A Honaker, VA 24260	0.16270919 acres 7/1458 of 33.89 acres	0.00871%	0.12584%

VP3SGU
Docket #VGOB 94-1213-0485-01
List of Conflicting Claimants/Owners

BOOK 0608 PAGE 0412

	Net Acres in Unit	Interest in Unit	Percent of Escrow
(m) Dona Carpenter 431 Carriage Hill Dr. Pulaski, VA 24301	0.16270919 acres 7/1458 of 33.89 acres	0.00871%	129.2975 0.12584%
(n) Flora Elswick Rt. 1 Box 25 Vansant, VA 24656	1.25518519 acres 1/27 of 33.89 acres	0.06719%	0.97077%
(o) Elmer Elswick Rt. 1 Box 25 Vansant, VA 24656	0.62759259 acres 1/54 of 33.89 acres	0.03360%	0.48539%
(p) Helen Yates Rt. 2 Box 438 Vansant, VA 24656	0.62759259 acres 1/54 of 33.89 acres	0.03360%	0.48539%
(q) Harold Elswick Box 127 Vansant, VA 24656	0.62759259 acres 1/54 of 33.89 acres	0.03360%	0.48539%
(r) Fern Duty Rt. 2 Box 177 Grundy, VA 24614	0.62759259 acres 1/54 of 33.89 acres	0.03360%	0.48539%
(s) Sarah Mullins General Delivery Davenport, VA 24239	0.0813546 acres 7/2916 of 33.89 acres	0.00435%	0.06292%
(t) Jackie Bureson 705 Lexington Rd. Pensacola, FL 32514	0.16270919 acres 7/1458 of 33.89 acres	0.00871%	0.12584%
(u) Jeannie Martin 310 Johnston Drive Bethlehem, PA 82017	0.16270919 acres 7/1458 of 33.89 acres	0.00871%	0.12584%

TRACT #17b - 5.00 acres

COAL FEE OWNERSHIP

(1) Levisa Coal Company Attn.: Frederick H. Combs P.O. Box 841 Tazewell, VA 24651	5 acres	0.26765%	3.86705%
--	---------	----------	----------

OIL & GAS FEE OWNERSHIP

(2) Lydia Elswick Heirs, Devisees, Successors or Assigns	1.882716 acres 37.65432% of 5 acres	0.10078%	1.45611%
(a) Johnny Message 1045 Jeine Drive Glen Burnie, MD 21061	0.12345679 acres 2/81 of 5.00 acres	0.00661%	0.09548%
(b) Michael Message 1045 Jeine Drive Glen Burnie, MD 21061	0.12345679 acres 2/81 of 5.00 acres	0.00661%	0.09548%
(c) Beatrice Sanchez 905 Arron Road Baltimore, MD 21239	0.02743484 acres 4/729 of 5.00 acres	0.00147%	0.02122%

30485-0608 PAGE 0413

30485-0608 PAGE 0413

	Net Acres in Unit	Interest in Unit	Percent of Escrow
			129.2975
(s) Sarah Mullins General Delivery Davenport, VA 24239	0.00685871 acres 4/2916 of 5.00 acres	0.00037%	0.00530%
(t) Dona Carpenter 431 Carriage Hill Dr. Pulaski, VA 24301	0.01371742 acres 4/1458 of 5.00 acres	0.00073%	0.01061%
(u) Jackie Burleson 705 Lexington Rd. Pensacola, FL 32514	0.01371742 acres 4/1458 of 5.00 acres	0.00073%	0.01061%
(v) Jeannie Martin 310 Johnston Drive Bethlehem, PA 82017	0.01371742 acres 4/1458 of 5.00 acres	0.00073%	0.01061%

TRACT #17c - 1.38 acres

COAL FEE OWNERSHIP

(1) Levisa Coal Company Attn.: Frederick H. Combs P.O. Box 841 Tazewell, VA 24651	1.38 acres	0.07387%	1.06731%
--	------------	----------	----------

OIL & GAS FEE OWNERSHIP

(2) Lydia Elswick Heirs, Devisees, Successors or Assigns	0.15334 acres 11.11111% of 1.38 acres	0.00821%	0.11859%
(a) Flora Elswick Rt. 1 Box 25 Vansant, VA 24656	0.05111111 acres 1/27 of 1.38 acres	0.00274%	0.03953%
(b) Elmer Elswick Rt. 1 Box 25 Vansant, VA 24656	0.02555556 acres 1/54 of 1.38 acres	0.00137%	0.01976%
(c) Helen Yates Rt. 2 Box 438 Vansant, VA 24656	0.02555556 acres 1/54 of 1.38 acres	0.00137%	0.01976%
(d) Harold Elswick Box 127 Vansant, VA 24656	0.02555556 acres 1/54 of 1.38 acres	0.00137%	0.01976%
(e) Fern Duty Rt. 2 Box 177 Grundy, VA 24614	0.02555556 acres 1/54 of 1.38 acres	0.00137%	0.01976%

TRACT #17d - 6.9 acres

COAL FEE OWNERSHIP

(1) Levisa Coal Company Attn.: Frederick H. Combs P.O. Box 841 Tazewell, VA 24651	6.9 acres	0.36936%	5.33653%
--	-----------	----------	----------

VP3SGU
Docket #VGOB 94-1213-0485-01
List of Conflicting Claimants/Owners

BOOK 0608 PAGE 0415

	Net Acres in Unit	Interest in Unit	Percent of Escrow
			129.2975
<u>OIL & GAS FEE OWNERSHIP</u>			
(2) Lydia Elswick Heirs, Devisees, Successors or Assigns	1.95926 acres 28.39506% of 6.9 acres	0.10488%	1.51531%
(a) Johnny Message 1045 Jeine Drive Glen Burnie, MD 21061	0.29814815 acres 7/162 of 6.9 acres	0.01596%	0.23059%
(b) Michael Message 1045 Jeine Drive Glen Burnie, MD 21061	0.29814815 acres 7/162 of 6.9 acres	0.01596%	0.23059%
(c) Beatrice Sanchez 905 Arron Road Baltimore, MD 21239	0.06625514 acres 7/729 of 6.9 acres	0.00355%	0.05124%
(d) Ronald Breeding 5829 Ebenezer Rd. White Marsh, MD 21162	0.06625514 acres 7/729 of 6.9 acres	0.00355%	0.05124%
(e) Arbutus Knight 7965 St. Monca Dr. Baltimore, MD 21222	0.06625514 acres 7/729 of 6.9 acres	0.00355%	0.05124%
(f) Dorothy Keen P.O. Box 285 Davenport, VA 24239	0.06625514 acres 7/729 of 6.9 acres	0.00355%	0.05124%
(g) Romanda Glomman 2788 Calle de Dallis Tuscon, AZ 85745	0.06625514 acres 7/729 of 6.9 acres	0.00355%	0.05124%
(h) Charles Breeding P.O. Box 163 Birchleaf, VA 24220	0.06625514 acres 7/729 of 6.9 acres	0.00355%	0.05124%
(i) Roosevelt C. Breeding General Delivery Davenport, VA 24239	0.01656379 acres 7/2916 of 6.9 acres	0.00089%	0.01281%
(j) Bobby Ray Breeding General Delivery Davenport, VA 24239	0.01656379 acres 7/2916 of 6.9 acres	0.00089%	0.01281%
(k) Billy Joe Breeding General Delivery Davenport, VA 24239	0.01656379 acres 7/2916 of 6.9 acres	0.00089%	0.01281%
(l) Barbara Davis Rt. 3 Box 450A Honaker, VA 24260	0.03312757 acres 7/1458 of 6.9 acres	0.00177%	0.02562%
(m) Flora Elswick Rt. 1 Box 25 Vansant, VA 24656	0.25555556 acres 1/27 of 6.9 acres	0.01368%	0.19765%
(n) Elmer Elswick Rt. 1 Box 25 Vansant, VA 24656	0.12777778 acres 1/54 of 6.9 acres	0.00684%	0.09882%

VP3SGU
Docket #VGOB 94-1213-0485
List of Conflicting Claimants/Owners

BOOK 0608 PAGE 0416

	Net Acres in Unit	Interest in Unit	Percent of Escrow
(o) Helen Yates Rt. 2 Box 438 Vansant, VA 24656	0.12777778 acres 1/54 of 6.9 acres	0.00684%	129.2975 0.09882%
(p) Harold Elswick Box 127 Vansant, VA 24656	0.12777778 acres 1/54 of 6.9 acres	0.00684%	0.09882%
(q) Fern Duty Rt. 2 Box 177 Grundy, VA 24614	0.12777778 acres 1/54 of 6.9 acres	0.00684%	0.09882%
(r) Sarah Mullins General Delivery Davenport, VA 24239	0.01656379 acres 7/2916 of 6.9 acres	0.00089%	0.01281%
(s) Dona Carpenter 431 Carriage Hill Dr. Pulaski, VA 24301	0.03312757 acres 7/1458 of 6.9 acres	0.00177%	0.02562%
(t) Jackie Burselon 705 Lexington Rd. Pensacola, FL 32514	0.03312757 acres 7/1458 of 6.9 acres	0.00177%	0.02562%
(u) Jeannie Martin 310 Johnston Drive Bethlehem, PA 82017	0.03312757 acres 7/1458 of 6.9 acres	0.00177%	0.02562%

TRACT #17e - 2.85 acres

COAL FEE OWNERSHIP

(1) Levisa Coal Company Attn.: Frederick H. Combs P.O. Box 841 Tazewell, VA 24651	2.85 acres	0.15256%	2.20422%
--	------------	----------	----------

OIL & GAS FEE OWNERSHIP

(2) Lydia Elswick Heirs, Devisees, Successors or Assigns	0.59815 acres 20.98765% of 2.85 acres	0.03202%	0.46262%
(a) Johnny Message 1045 Jeine Drive Glen Burnie, MD 21061	0.07037037 acres 4/162 of 2.85 acres	0.00377%	0.05443%
(b) Michael Message 1045 Jeine Drive Glen Burnie, MD 21061	0.07037037 acres 4/162 of 2.85 acres	0.00377%	0.05443%
(c) Beatrice Sanchez 905 Arron Road Baltimore, MD 21239	0.01563786 acres 4/729 of 2.85 acres	0.00084%	0.01209%
(d) Ronald Breeding 5829 Ebenezer Rd. White Marsh, MD 21162	0.01563786 acres 4/729 of 2.85 acres	0.00084%	0.01209%
(e) Arbutus Knight 7965 St. Monca Dr. Baltimore, MD 21222	0.01563786 acres 4/729 of 2.85 acres	0.00084%	0.01209%

VP3SGU
Docket #VGOB 94-1213-0485-01 **BOOK 0608 PAGE 0417**
List of Conflicting Claimants/Owners

	Net Acres in Unit	Interest in Unit	Percent of Escrow
			129.2975
(f) Dorothy Keen P.O. Box 285 Davenport, VA 24239	0.01563786 acres 4/729 of 2.85 acres	0.00084%	0.01209%
(g) Romanda Glomman 2788 Calle de Dallis Tuscon, AZ 85745	0.01563786 acres 4/729 of 2.85 acres	0.00084%	0.01209%
(h) Charles Breeding P.O. Box 163 Birchleaf, VA 24220	0.01563786 acres 4/729 of 2.85 acres	0.00084%	0.01209%
(i) Roosevelt C. Breeding General Delivery Davenport, VA 24239	0.00390947 acres 4/2916 of 2.85 acres	0.00021%	0.00302%
(j) Bobby Ray Breeding General Delivery Davenport, VA 24239	0.00390947 acres 4/2916 of 2.85 acres	0.00021%	0.00302%
(k) Billy Joe Breeding General Delivery Davenport, VA 24239	0.00390947 acres 4/2916 of 2.85 acres	0.00021%	0.00302%
(l) Barbara Davis Rt. 3 Box 450A Honaker, VA 24260	0.00781893 acres 4/1458 of 2.85 acres	0.00042%	0.00605%
(m) Flora Elswick Rt. 1 Box 25 Vansant, VA 24656	0.10555556 acres 1/27 of 2.85 acres	0.00565%	0.08164%
(n) Elmer Elswick Rt. 1 Box 25 Vansant, VA 24656	0.05277778 acres 1/54 of 2.85 acres	0.00283%	0.04082%
(o) Helen Yates Rt. 2 Box 438 Vansant, VA 24656	0.05277778 acres 1/54 of 2.85 acres	0.00283%	0.04082%
(p) Harold Elswick Box 127 Vansant, VA 24656	0.05277778 acres 1/54 of 2.85 acres	0.00283%	0.04082%
(q) Fern Duty Rt. 2 Box 177 Grundy, VA 24614	0.05277778 acres 1/54 of 2.85 acres	0.00283%	0.04082%
(r) Sarah Mullins General Delivery Davenport, VA 24239	0.00390947 acres 4/2916 of 2.85 acres	0.00021%	0.00302%
(s) Dona Carpenter 431 Carriage Hill Dr. Pulaski, VA 24301	0.00781893 acres 4/1458 of 2.85 acres	0.00042%	0.00605%
(t) Jackie Burleson 705 Lexington Rd. Pensacola, FL 32514	0.00781893 acres 4/1458 of 2.85 acres	0.00042%	0.00605%

	Net Acres in Unit	Interest in Unit	Percent of Escrow
(u) Jeannie Martin 310 Johnston Drive Bethlehem, PA 82017	0.00781893 acres 4/1458 of 2.85 acres	0.00042%	129.2975 0.00605%

TRACT #17f - 9.95 acres

COAL FEE OWNERSHIP

(1)	Levisa Coal Company Attn.: Frederick H. Combs P.O. Box 841 Tazewell, VA 24651	9.95 acres	0.53263%	7.69543%
-----	--	------------	----------	----------

OIL & GAS FEE OWNERSHIP

(2)	Lydia Elswick Heirs, Devisees, Successors or Assigns	2.08828 acres 20.98765% of 9.95 acres	0.11179%	1.61510%
(a)	Johnny Message 1045 Jeine Drive Glen Burnie, MD 21061	0.24567901 acres 4/162 of 9.95 acres	0.01315%	0.19001%
(b)	Michael Message 1045 Jeine Drive Glen Burnie, MD 21061	0.24567901 acres 4/162 of 9.95 acres	0.01315%	0.19001%
(c)	Beatrice Sanchez 905 Arron Road Baltimore, MD 21239	0.05459534 acres 4/729 of 9.95 acres	0.00292%	0.04222%
(d)	Ronald Breeding 5829 Ebenezer Rd. White Marsh, MD 21162	0.05459534 acres 4/729 of 9.95 acres	0.00292%	0.04222%
(e)	Arbutus Knight 7965 St. Monca Dr. Baltimore, MD 21222	0.05459534 acres 4/729 of 9.95 acres	0.00292%	0.04222%
(f)	Dorothy Keen P.O. Box 285 Davenport, VA 24239	0.05459534 acres 4/729 of 9.95 acres	0.00292%	0.04222%
(g)	Romanda Glomman 2788 Calle de Dallis Tuscon, AZ 85745	0.05459534 acres 4/729 of 9.95 acres	0.00292%	0.04222%
(h)	Charles Breeding P.O. Box 163 Birchleaf, VA 24220	0.05459534 acres 4/729 of 9.95 acres	0.00292%	0.04222%
(i)	Roosevelt C. Breeding General Delivery Davenport, VA 24239	0.01364883 acres 4/2916 of 9.95 acres	0.00073%	0.01056%
(j)	Bobby Ray Breeding General Delivery Davenport, VA 24239	0.01364883 acres 4/2916 of 9.95 acres	0.00073%	0.01056%
(k)	Billy Joe Breeding General Delivery Davenport, VA 24239	0.01364883 acres 4/2916 of 9.95 acres	0.00073%	0.01056%

	Net Acres in Unit	Interest in Unit	Percent of Escrow
(l) Barbara Davis Rt. 3 Box 450A Honaker, VA 24260	0.02729767 acres 4/1458 of 9.95 acres	0.00146%	129.2975 0.021111%
(m) Flora Elswick Rt. 1 Box 25 Vansant, VA 24656	0.36851852 acres 1/27 of 9.95 acres	0.01973%	0.28502%
(n) Elmer Elswick Rt. 1 Box 25 Vansant, VA 24656	0.18425926 acres 1/54 of 9.95 acres	0.00986%	0.14251%
(o) Helen Yates Rt. 2 Box 438 Vansant, VA 24656	0.18425926 acres 1/54 of 9.95 acres	0.00986%	0.14251%
(p) Harold Elswick Box 127 Vansant, VA 24656	0.18425926 acres 1/54 of 9.95 acres	0.00986%	0.14251%
(q) Fern Duty Rt. 2 Box 177 Grundy, VA 24614	0.18425926 acres 1/54 of 9.95 acres	0.00986%	0.14251%
(r) Sarah Mullins General Delivery Davenport, VA 24239	0.01364883 acres 4/2916 of 9.95 acres	0.00073%	0.01056%
(s) Dona Carpenter 431 Carriage Hill Dr. Pulaski, VA 24301	0.02729767 acres 4/1458 of 9.95 acres	0.00146%	0.021111%
(t) Jackie Burleson 705 Lexington Rd. Pensacola, FL 32514	0.02729767 acres 4/1458 of 9.95 acres	0.00146%	0.021111%
(u) Jeannie Martin 310 Johnston Drive Bethlehem, PA 82017	0.02729767 acres 4/1458 of 9.95 acres	0.00146%	0.021111%

TRACT #17g - 12.99 acres

COAL FEE OWNERSHIP

(1) Levisa Coal Company Attn.: Frederick H. Combs P.O. Box 841 Tazewell, VA 24651	12.99 acres	0.69536%	10.04660%
--	-------------	----------	-----------

OIL & GAS FEE OWNERSHIP

(2) Lydia Elswick Heirs, Devisees, Successors or Assigns	3.68852 acres 28.39506% of 12.99 acres	0.19745%	2.85274%
(a) Johnny Message 1045 Jeine Drive Glen Burnie, MD 21061	0.5612963 acres 7/162 of 12.99 acres	0.03005%	0.43411%
(b) Michael Message 1045 Jeine Drive Glen Burnie, MD 21061	0.5612963 acres 7/162 of 12.99 acres	0.03005%	0.43411%

VP3SGU
Docket #VGOB 94-1213-0485-01
List of Conflicting Claimants/Owners

0608 PAGE 0420

	Net Acres in Unit	Interest in Unit	Percent of Escrow
			129.2975
(c) Beatrice Sanchez 905 Arron Road Baltimore, MD 21239	0.12473251 acres 7/729 of 12.99 acres	0.00668%	0.09647%
(d) Ronald Breeding 5829 Ebenezer Rd. White Marsh, MD 21162	0.12473251 acres 7/729 of 12.99 acres	0.00668%	0.09647%
(e) Arbutus Knight 7965 St. Monca Dr. Baltimore, MD 21222	0.12473251 acres 7/729 of 12.99 acres	0.00668%	0.09647%
(f) Dorothy Keen P.O. Box 285 Davenport, VA 24239	0.12473251 acres 7/729 of 12.99 acres	0.00668%	0.09647%
(g) Romanda Glomman 2788 Calle de Dallis Tuscon, AZ 85745	0.12473251 acres 7/729 of 12.99 acres	0.00668%	0.09647%
(h) Charles Breeding P.O. Box 163 Birchleaf, VA 24220	0.12473251 acres 7/729 of 12.99 acres	0.00668%	0.09647%
(i) Roosevelt C. Breeding General Delivery Davenport, VA 24239	0.03118313 acres 7/2916 of 12.99 acres	0.00167%	0.02412%
(j) Bobby Ray Breeding General Delivery Davenport, VA 24239	0.03118313 acres 7/2916 of 12.99 acres	0.00167%	0.02412%
(k) Billy Joe Breeding General Delivery Davenport, VA 24239	0.03118313 acres 7/2916 of 12.99 acres	0.00167%	0.02412%
(l) Barbara Davis Rt. 3 Box 450A Honaker, VA 24260	0.06236626 acres 7/1458 of 12.99 acres	0.00334%	0.04823%
(m) Flora Elswick Rt. 1 Box 25 Vasant, VA 24656	0.48111111 acres 1/27 of 12.99 acres	0.02575%	0.37210%
(n) Elmer Elswick Rt. 1 Box 25 Vasant, VA 24656	0.24055556 acres 1/54 of 12.99 acres	0.01288%	0.18605%
(o) Helen Yates Rt. 2 Box 438 Vasant, VA 24656	0.24055556 acres 1/54 of 12.99 acres	0.01288%	0.18605%
(p) Harold Elswick Box 127 Vasant, VA 24656	0.24055556 acres 1/54 of 12.99 acres	0.01288%	0.18605%
(q) Fern Duty Rt. 2 Box 177 Grundy, VA 24614	0.24055556 acres 1/54 of 12.99 acres	0.01288%	0.18605%

VP3SGU
Docket #VGOB 94-1213-0485-01
List of Conflicting Claimants/Owners

0003808 PAGE 0421

	Net Acres in Unit	Interest in Unit	Percent of Escrow
			129.2975
(r) Sarah Mullins General Delivery Davenport, VA 24239	0.03118313 acres 7/2916 of 12.99 acres	0.00167%	0.02412%
(s) Dona Carpenter 431 Carriage Hill Dr. Pulaski, VA 24301	0.06236626 acres 7/1458 of 12.99 acres	0.00334%	0.04823%
(t) Jackie Burleson 705 Lexington Rd. Pensacola, FL 32514	0.06236626 acres 7/1458 of 12.99 acres	0.00334%	0.04823%
(u) Jeannie Martin 310 Johnston Drive Bethlehem, PA 82017	0.06236626 acres 7/1458 of 12.99 acres	0.00334%	0.04823%

TRACT #29 - 0.80 acres

COAL FEE OWNERSHIP

(1) Levisa Coal Company Attn.: Frederick H. Combs P.O. Box 841 Tazewell, VA 24651	0.80 acres	0.04282%	0.61873%
--	------------	----------	----------

OIL & GAS FEE OWNERSHIP

(1) Alva Coleman P.O. Box 504 Vansant, VA 24656	0.80 acres	0.04282%	0.61873%
---	------------	----------	----------

TRACT #30 - 0.07 acres

COAL FEE OWNERSHIP

(1) RUNALS, et.al.	0.035 acres 1/2 of 0.07 acres	0.00187%	0.02707%
(a) LCDR Michael L. Runals, Trustee 4411 NW 31st Terrace Gainesville, FL 32605	0.00875 acres 1/4 of 0.035 acres	0.00047%	0.00677%
(b) James S. Thompson, Trustee 3620 Edgewood Circle Cleveland, TN 37311	0.00875 acres 1/4 of 0.035 acres	0.00047%	0.00677%
(c) Lois P. Bowie 1108 Glen Street Bristol, TN 37620	0.00875 acres 1/4 of 0.035 acres	0.00047%	0.00677%
(d) Robert S. Powers 1618 Houston Avenue Kingsport, TN 37664	0.00875 acres 1/4 of 0.035 acres	0.00047%	0.00677%
(2) Buchanan Realty Limited Partnership P.O. Box 1756 Grundy, VA 24614	0.0175 acres 1/4 of 0.07 acres	0.00094%	0.01353%

VP3SGU
Docket #VGOB 94-1213-0485-01
List of Conflicting Claimants/Owners

10000008 PAGE 0422

	Net Acres in Unit	Interest in Unit	Percent of Escrow
			129.2975
(3) George W. Belcher, et al c/o Lois McClanahan, Agent P.O. Box 116 Grundy, VA 24614	0.0175 acres 1/4 of 0.07 acres	0.00094%	0.01353%

OIL & GAS FEE OWNERSHIP

(1) Island Creek Coal Company Virginia Division Drawer L Oakwood, VA 24631	0.07 acres	0.00375%	0.05414%
---	------------	----------	----------

TRACT #31 - 3.34 acres

COAL FEE OWNERSHIP

(1) RUNALS, et.al.	1.67 acres 1/2 of 3.34 acres	0.08940%	1.29159%
(a) LCDR Michael L. Runals, Trustee 4411 NW 31st Terrace Gainesville, FL 32605	0.4175 acres 1/4 of 1.67 acres	0.02235%	0.32290%
(b) James S. Thompson, Trustee 3620 Edgewood Circle Cleveland, TN 37311	0.4175 acres 1/4 of 1.67 acres	0.02235%	0.32290%
(c) Lois P. Bowie 1108 Glen Street Bristol, TN 37620	0.4175 acres 1/4 of 1.67 acres	0.02235%	0.32290%
(d) Robert S. Powers 1618 Houston Avenuee Kingsport, TN 37664	0.4175 acres 1/4 of 1.67 acres	0.02235%	0.32290%
(2) Buchanan Realty Limited Partnership P.O. Box 1756 Grundy, VA 24614	0.835 acres 1/4 of 3.34 acres	0.04470%	0.64580%
(3) George W. Belcher, et al c/o Lois McClanahan, Agent P.O. Box 116 Grundy, VA 24614	0.835 acres 1/4 of 3.34 acres	0.04470%	0.64580%

OIL & GAS FEE OWNERSHIP

(1) Stella Faye Yates, Agent P.O. Box 648 Vansant, VA 24656	3.34 acres	0.17879%	2.58319%
---	------------	----------	----------

TRACT #32 - 18.26 acres

COAL FEE OWNERSHIP

(1) RUNALS, et.al.	9.13 acres 1/2 of 18.26 acres	0.48873%	7.06123%
(a) LCDR Michael L. Runals, Trustee 4411 NW 31st Terrace Gainesville, FL 32605	2.2825 acres 1/4 of 9.13 acres	0.12218%	1.76531%

VP3SGU
Docket #VGOB 94-1213-0485-01
List of Conflicting Claimants/Owners

BOOK 0608 PAGE 0423

		Net Acres in Unit	Interest in Unit	Percent of Escrow
				129.2975
(b)	James S. Thompson, Trustee 3620 Edgewood Circle Cleveland, TN 37311	2.2825 acres 1/4 of 9.13 acres	0.12218%	1.76531%
(c)	Lois P. Bowie 1108 Glen Street Bristol, TN 37620	2.2825 acres 1/4 of 9.13 acres	0.12218%	1.76531%
(d)	Robert S. Powers 1618 Houston Avenue Kingsport, TN 37664	2.2825 acres 1/4 of 9.13 acres	0.12218%	1.76531%
(2)	Buchanan Realty Limited Partnership P.O. Box 1756 Grundy, VA 24614	4.565 acres 1/4 of 18.26 acres	0.24437%	3.53062%
(3)	George W. Belcher, et al c/o Lois McClanahan, Agent P.O. Box 116 Grundy, VA 24614	4.565 acres 1/4 of 18.26 acres	0.24437%	3.53062%
<u>OIL & GAS FEE OWNERSHIP</u>				
(1)	Edith Shortridge Fuller P.O. Box 312 Vansant, VA 24656	18.26 acres	0.97747%	14.12247%

Docket #VGOB 94-1213-0485
 List of Conflicting Claimants/Owners with Royalty Split Agreements

	Net Acres in Unit	Interest in Unit	Percent of Escrow
			129.2975
<u>TRACT #17a - 33.89 acres</u>			
<u>COAL FEE OWNERSHIP</u>			
(1) Levisa Coal Company Attn.: Frederick H. Combs P.O. Box 841 Tazewell, VA 24651	33.89 acres	1.81415%	26.21087%
<u>OIL & GAS FEE OWNERSHIP</u>			
(1) Buchanan Production Company P.O. Box 947 Bluefield, VA 24605	24.26691417 acres 71.60494% % of 33.89 acres	1.29902%	18.76828%
<u>TRACT #17b - 5.00 acres</u>			
<u>COAL FEE OWNERSHIP</u>			
(1) Levisa Coal Company Attn.: Frederick H. Combs P.O. Box 841 Tazewell, VA 24651	5 acres	0.26765%	3.86705%
<u>OIL & GAS FEE OWNERSHIP</u>			
(1) Buchanan Production Company P.O. Box 947 Bluefield, VA 24605	3.117284 acres 62.34568% of 5 acres	0.16687%	2.41094%
<u>TRACT #17c - 1.38 acres</u>			
<u>COAL FEE OWNERSHIP</u>			
(1) Levisa Coal Company Attn.: Frederick H. Combs P.O. Box 841 Tazewell, VA 24651	1.38 acres	0.07387%	1.06731%
<u>OIL & GAS FEE OWNERSHIP</u>			
(1) Buchanan Production Company P.O. Box 947 Bluefield, VA 24605	1.22666682 acres 88.88889% of 1.38 acres	0.06566%	0.94872%
<u>TRACT #17d - 6.9 acres</u>			
<u>COAL FEE OWNERSHIP</u>			
(1) Levisa Coal Company Attn.: Frederick H. Combs P.O. Box 841 Tazewell, VA 24651	6.9 acres	0.36936%	5.33653%
<u>OIL & GAS FEE OWNERSHIP</u>			
(1) Buchanan Production Company P.O. Box 947 Bluefield, VA 24605	4.94074086 acres 71.60494% of 6.9 acres	0.26448%	3.82122%

Docket #VGOB 94-1213-0485

List of Conflicting Claimants/Owners with Royalty Split Agreements

	Net Acres in Unit	Interest in Unit	Percent of Escrow
			129.2975

TRACT #17e - 2.85 acres

COAL FEE OWNERSHIP

(1) Levisa Coal Company Attn.: Frederick H. Combs P.O. Box 841 Tazewell, VA 24651	2.85 acres	0.15256%	2.20422%
--	------------	----------	----------

OIL & GAS FEE OWNERSHIP

(1) Buchanan Production Company P.O. Box 947 Bluefield, VA 24605	2.251851975 acres 79.01235% of 2.85 acres	0.12054%	1.74161%
--	--	----------	----------

TRACT #17f - 9.95 acres

COAL FEE OWNERSHIP

(1) Levisa Coal Company Attn.: Frederick H. Combs P.O. Box 841 Tazewell, VA 24651	9.95 acres	0.53263%	7.69543%
--	------------	----------	----------

OIL & GAS FEE OWNERSHIP

(1) Buchanan Production Company P.O. Box 947 Bluefield, VA 24605	7.861728825 acres 79.01235% of 9.95 acres	0.42084%	6.08034%
--	--	----------	----------

TRACT #17g - 12.99 acres

COAL FEE OWNERSHIP

(1) Levisa Coal Company Attn.: Frederick H. Combs P.O. Box 841 Tazewell, VA 24651	12.99 acres	0.69536%	10.04660%
--	-------------	----------	-----------

OIL & GAS FEE OWNERSHIP

(1) Buchanan Production Company P.O. Box 947 Bluefield, VA 24605	9.301481706 acres 71.60494% of 12.99 acres	0.49791%	7.19386%
--	---	----------	----------

TRACT #18 - 12.92 acres

COAL FEE OWNERSHIP

(1) Levisa Coal Company Attn.: Frederick H. Combs P.O. Box 841 Tazewell, VA 24651	12.92 acres	0.69162%	9.99246%
--	-------------	----------	----------

OIL & GAS FEE OWNERSHIP

VIRGINIA: In the Clerk's Office of the Circuit Court of Buchanan County. The foregoing instrument was this day presented in the office aforesaid and is, together with the certificate of acknowledgment annexed, admitted to record this 15th day of December, 2004 at 1:57 P. M.
 Deed Book No. 608 and Page No. 398.
 Returned to: James M. Bevens, Jr., Clerk
 TESTE: James M. Bevens, Jr., Clerk
 TESTE: Deputy Clerk

BM
\$37

ENTERED

RECORDED BY: AM

RECORDED IN THE OFFICE OF THE
SHERIFF, ALABAMA DEPT. OF CORRECTIONS
RECORDED 151 0074 4 1000
INDEXED TO DEPT. OF CORRECTIONS
80