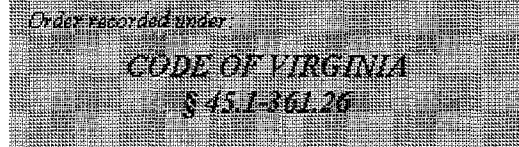


130000483



BEFORE THE VIRGINIA GAS AND OIL BOARD

**RELIEF
SOUGHT:**

An Order for Disbursement of Escrowed Funds

JURISDICTION:

Code of Virginia § 45.1-351. (et seq) AND § 45.1-361.22 (et seq)

UNIT/WELL NAME: U-28

TRACT(S): A portion of 8

LOCATION: BUCHANAN County, Virginia

DOCKET NUMBER: VGOB-97-0218-0564-03

APPLICANTS:

CNX Gas Company LLC on behalf of Calvin Eddie Deskins, Roscoe Deskins, Jr., Torch Oil and Gas Company

HEARING DATE AND LOCATION:

Russell County Government Center, Lebanon, Virginia
December 18, 2012

APPEARANCES:

Mark A. Swartz on behalf of CNX Gas Company LLC

PRIOR PROCEEDINGS:

1. Original Pooling Order Executed 07/16/1997, Recorded on 07/29/1997, Deed Book/Instrument No. 465, Page 7.
2. Supplemental Order Executed 10/02/1997, Recorded on 10/21/1997, Deed Book/Instrument No. 469, Page 216.
3. Disbursement Order -02 Executed 04/17/2012, Recorded on 06/04/2012, Deed Book/Instrument No. 120001100.

NOTICE:

The Unit Operator gave notice to the Applicants that the Board would consider its disbursement petition at the December 18, 2012 hearing and considered whether to:

- (1) Amend the Pooling Order to provide for the disbursement of funds on deposit in the Escrow Account attributable to Tract(s) A portion of 8 identified in the attached petition.
- (2) Delete the requirement that the Unit Operator place future royalties attributable to Tract(s) A portion of 8 relative to the interests of the Applicants identified in the attached petition.
- (3) Continue the escrow account under this docket number.

FINDINGS: Code of Virginia § 45.1-361.22

Applicant has certified and represented to the Board that:

Torch Oil and Gas Company and Roscoe Deskins, Jr. and Calvin Deskins entered into a royalty split agreement.

RELIEF GRANTED:

VGOB Disbursement
Unit U-28
VGOB-97-0218-0584-03

Table 1

Tracts: A portion of 8

			Fractional	Net Acreage	Royalty	Escrowed	Percent of
			Ownership	Ownership	Split	Acres	Escrowed Funds
			In Tract	In Tract	Agreement	Disbursed	Disbursed
Item	Tract	Disbursement Table					
		Total acreage in escrow before disbursement				18.71000	
8 Tract 8 (total acreage)			5.18				
1	8	Roscoe Deskins, Jr. 1728 Wardell Road, Cedar Bluff, VA 24509	1/2	2.5900	50.00%	1.2950	5.9214%
2	8	Calvin Eddie Deskins 6972 Riverside, Raven, VA 24639	1/2	2.5900	50.00%	1.2950	5.9214%
3	8	Torch Oil and Gas Company c/o Sue Ann Craddock, 670 Dona Ana Road, Deming, NM 88030	1/1	5.1800	50.00%	2.5900	13.8428%

1. The Escrow Agent is ordered, to within ten (10) days of receipt of this executed order, disburse funds for the unit and applicants detailed in Table 1.

2. The Escrow Agent is ordered to continue the Escrow Account for the Subject Drilling unit based on the attached Revised Exhibit E which replaces all prior Exhibit E's recorded for the Subject Drilling Unit.

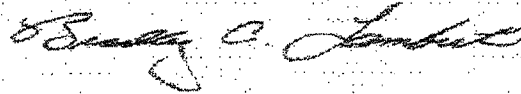
CONCLUSION:

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

APPEALS:

Appeals of this Order are governed by the provisions of the Code of Virginia § 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.

DONE AND EXECUTED this 20 day of February, 2013 by a majority of the Virginia Gas and Oil Board.



Chairman, Bradley C. Lambert

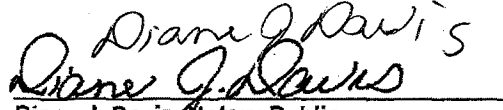
DONE AND PERFORMED this 20 day of February, 2013 by Order of the Virginia Gas and Oil Board.



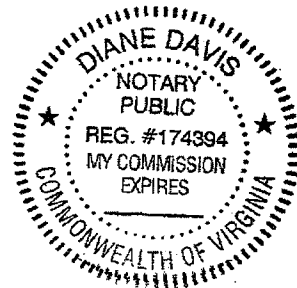
Rick Cooper
Principal Executive to the
staff, Virginia Gas and Oil Board

COMMONWEALTH OF VIRGINIA
COUNTY OF RUSSEL)

Acknowledged on this 20th day of February, 2013 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 the 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 was authorized to do so.


Diane J. Davis, Notary Public
174394

My Commission expires: September 30, 2013



BEFORE THE VIRGINIA GAS AND OIL BOARD

PETITIONER: CNX Gas Company LLC

DIVISION OF GAS AND OIL

DOCKET NO: VGOB 97-0218-0564-03

**RELIEF SOUGHT: (1) DISBURSEMENT FROM
ESCROW REGARDING TRACT(S) A portion of 8**

HEARING DATE: December 18, 2012

DRILLING UNIT: U-28

BUCHANAN COUNTY, VIRGINIA

PETITION FOR ORDER OF DISBURSEMENT OF ESCROW FUNDS

1. Petitioner and its counsel

Petitioner is CNX Gas Company LLC, 2481 John Nash Blvd, Bluefield, WV 24701, (304)323-6500. Petitioner's counsel is Mark A. Swartz, Swartz Law Offices, 601 Sixth Avenue, Suite 201, P.O. Box 1808, St. Albans, WV 25177-1808..

2. Relief Sought

A petition for the disbursement of funds from tract 8, for Unit U-28, Garden District, Buchanan County, Virginia.

3. Legal Authority

Va. Code Ann. § 45.1-361.1 et seq., 4 VAC 25-160-140., and relevant Virginia Gas and Oil Board Orders ("Board") heretofore promulgated pursuant to law.

4. Type of Well(s)

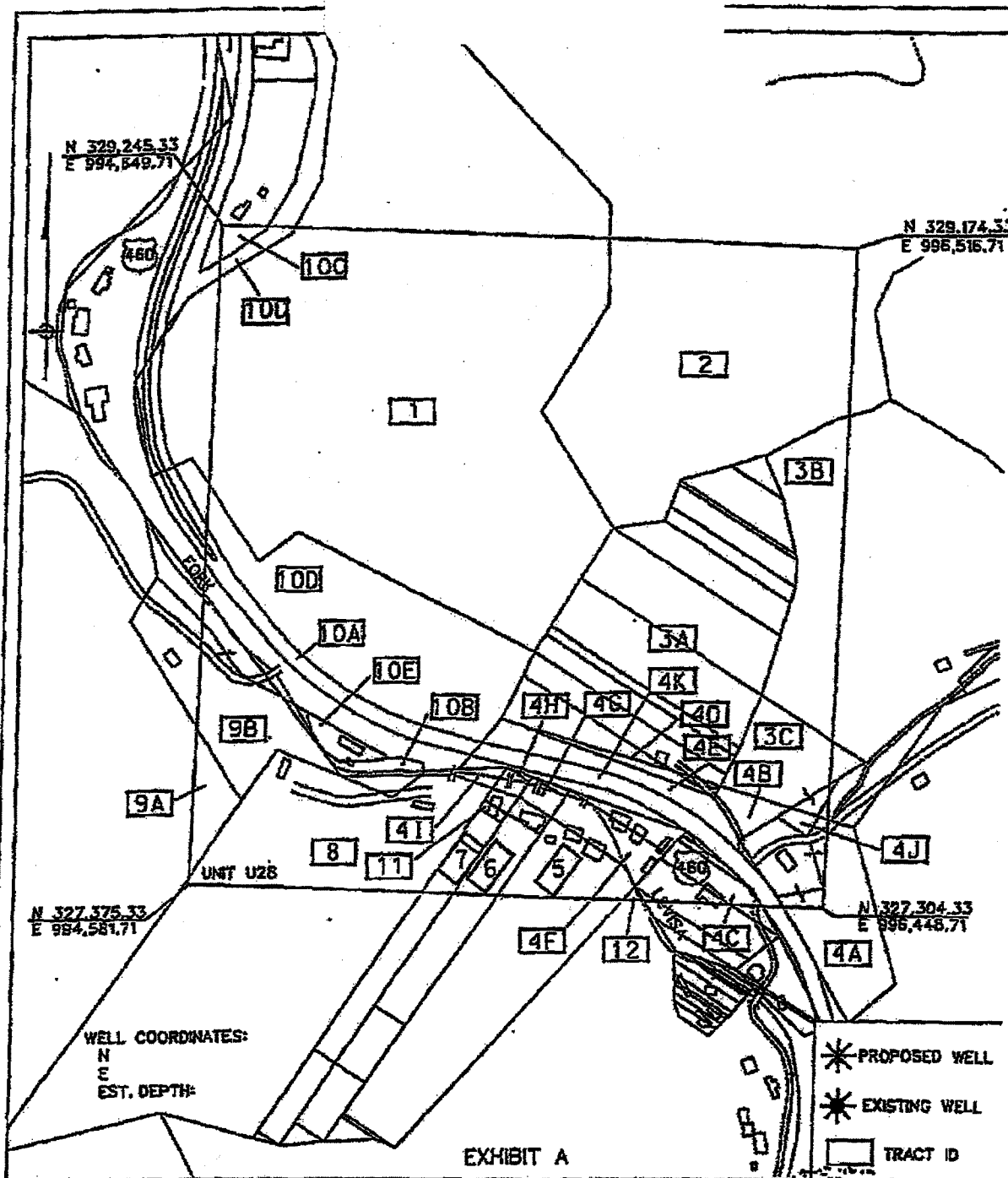
Coalbed Methane

5. Factual basis for relief requested

Torch Oil and Gas Company and Roscoe Deskins, Jr. and Calvin Deskins entered into a royalty split agreement.

6. Attestation

The foregoing Petition to the best of my knowledge, information, and belief is true and correct.

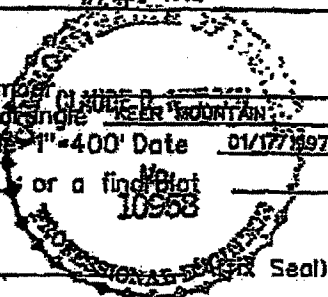


VG08-97-0218-0564

Company CONSOL INC. Well Name and Number CLAUDE B. 3273
 Tract No. Elevation Quadrangle KEAR MOUNTAIN
 County BUCHANAN District Scale 1"=400' Date 01/17/1997
 This plat is a new plat ; an updated plat or a final plat

Form DGO-GO-7
 Rev. 9/01

Charles D. Noyes
 Licensed Professional Engineer
 Page Number 5.



CONSOL Inc.
CBM U-28
Tract Identifications
DGO-60-7 Attachment

1. 4/5 Yukon Pocahontas Coal Company, et al - Tr. 110
1/5 C. L. Ritter Lumber Co. Tr. 51
Coal Oil and Gas
Island Creek Coal Company - Coal Below Tiller
Permac Coal Company - Coal above drainage
Buchanan Production Company - CBM, Oil & Gas Lessee
Yukon Pocahontas Coal Company, et al - Surface
24.64 acres - 30.8000%
2. Yukon Pocahontas Coal Company, et al - Tr. 40
Coal Oil and Gas
Island Creek Coal Company - Coal Below Tiller
Permac Coal Company - Coal above drainage
Buchanan Production Company - CBM, Oil & Gas Lessee
Andrew Deskins - Surface
11.91 acres - 14.8875%
3. Yukon Pocahontas Coal Company, et al - Tr. 40
Coal Oil and Gas
Island Creek Coal Company - Coal Below Tiller
Permac Coal Company - Coal above drainage
Buchanan Production Company - CBM, Oil & Gas Lessee
16.00 acres - 20.0000%
- 3A. B. J. Horton - Surface
- 3B. Ronald Matney - Surface
- 3C. Cody Harman - Surface
4. Yukon Pocahontas Coal Company, et al - Tr. 11-3
Coal Oil and Gas
Island Creek Coal Company - Coal Below Tiller
Permac Coal Company - Coal above drainage
Buchanan Production Company - CBM Lessee
Buchanan Production Company - CBM, Oil & Gas Lessee
6.63 acres - 8.2875%
- 4A. Thelma Addison - Surface
- 4B. Cody Harman - Surface
- 4C. Glenn Matney - Surface
- 4D. B. J. Horton - Surface
- 4E. Yukon Pocahontas Coal Company et al. - Surface

- 4F. Gussie Johnson - Surface
- 4G. Kathy Looney - Surface
- 4H. Larry Stacy - Surface
- 4I. Roscoe Deskins - Surface
- 4J. Cody Harman - Surface
- 4K. Virginia Department of Transportation - Surface
- 5. Hugh MacRae Land Trust - Tr. 17 - Coal- Coal
Coal Lessees
Island Creek Coal Company - Pocahontas No. 3 seam
United Coal Company - Coal above drainage
Consolidation Coal Company - Coal below drainage
Buchanan Production Company - CBM, Oil & Gas Lessee
Gussie Johnson - Surface, Oil & Gas
1.23 acres - 1.5375±
- 6. Hugh MacRae Land Trust - Tr. 17 - Coal
Coal Lessees
Island Creek Coal Company - Pocahontas No. 3 seam
United Coal Company - Coal above drainage
Consolidation Coal Company - Coal below drainage
Buchanan Production Company - CBM, Oil & Gas Lessee
Kathy Looney - Surface, Oil & Gas
0.75 acres - 0.9375±
- 7. Hugh MacRae Land Trust - Tr. 17 - Coal
Coal Lessees
Island Creek Coal Company - Pocahontas No. 3 seam
United Coal Company - Coal above drainage
Consolidation Coal Company - Coal below drainage
Buchanan Production Company - CBM, Oil & Gas Lessee
Selma J. Mullins - Surface, Oil & Gas
0.49 acres - 0.6125±
- 8. Hugh MacRae Land Trust - Tr. 17 - Coal
Coal Lessees
Island Creek Coal Company - Pocahontas No. 3 seam
United Coal Company - Coal above drainage
Consolidation Coal Company - Coal below drainage
Buchanan Production Company - CBM Lessee
Roscoe Deskins - Oil & Gas
5.18 acres - 6.4750±

9. Hugh MacRae Land Trust - Tr. 6 - Coal
Coal Lessees
Island Creek Coal Company - Pocahontas No. 3 seam
United Coal Company - Coal above drainage
Consolidation Coal Company - Coal below drainage
Buchanan Production Company - CBM Lessee
Consolidation Coal Company - Oil & Gas
3.18 acres - 3.9750%
- 9A. Consolidation Coal Company - Surface
- 9B. Darrell Meadows - Surface
10. Yukon Pocahontas Coal Company, et al - Tr. 99
Coal, Oil & Gas
Coal Lessees
Island Creek Coal Company - Coal Below Tiller
Jewell Smokeless Coal Corp.
Permac, Inc.
Buchanan Production Company - CBM Lessee
9.84 acres - 12.3000%
- 10A. Virginia Department of Transportation - Surface
- 10B. Darrell Meadows - Surface
- 10C. Roscoe Deskins - Surface
- 10D. Yukon Pocahontas Coal Company et al. - Surface
- 10E. Gus Vandyke - Surface
11. Hugh MacRae Land Trust - Tr. 17 - Coal
Coal Lessees
Island Creek Coal Company - Pocahontas No. 3 seam
United Coal Company - Coal above drainage
Consolidation Coal Company - Coal below drainage
Buchanan Production Company - CBM Lessee
Larry Stacy - Surface, Oil & Gas
0.12 acres - 0.1500%
12. Hugh MacRae Land Trust - Tr. 17 - Coal
Coal Lessees
Island Creek Coal Company - Pocahontas No. 3 seam
United Coal Company - Coal above drainage
Consolidation Coal Company - Coal below drainage
Buchanan Production Company - CBM Lessee
A. J. Harman Heirs - Surface, Oil & Gas
0.03 acres - 0.0375%

VGOB Disbursement
Unit U-28
VGOB-97-0218-0564-03

Table 1
A portion of 8

			Fractional	Net Acreage	Royalty	Escrowed	Percent of	Disbursement
			Ownership	Ownership	Split	Acres	Escrowed Funds	
			in Tract	in Tract	Agreement	Disbursed	Disbursed	
Item	Tract	Disbursement Table						
		Total acreage in escrow before disbursement				18.71000		
8 Tract 8 (total acreage)			5.18					
1	8	Roscoe Deskins, Jr. 11728 Wardell Road, Cedar Bluff, VA 24609	1/2	2.5900	50.00%	1.2950	6.9214%	\$2,480.86
2	8	Calvin Eddie Deskins 6972 Riverside, Raven, VA 24639	1/2	2.5900	50.00%	1.2950	6.9214%	\$2,480.86
3	8	Torch Oil and Gas Company c/o Sue Ann Craddock, 670 Dona Ana Road, Deming, NM 88030	1/1	5.1800	50.00%	2.5900	13.8429%	\$4,961.72

Wells contributing to the escrow account: CBM U-28A, CBM U-28C W/PL, CBM U-28D W/PL

Not provided in package

Exhibit E
Unit U-28
Docket # VGOB-97-0218-0564-03
List of Conflicting Owners/Claimants that require escrow

	Net Acres in Unit	Interest in Unit	Division of Interest in		
			2 Left 12.3699%	3 Left 27.5653%	4 Left 3.2092%

Tract #1, 24.64 Acre Tract

COAL OWNERSHIP

Tract #1, 24.64 Acre Tract

Yukon Pocahontas Coal Company, et al. Tr. 110	24.64 acres	30.8000%	3.8099%	8.4901%	0.9884%
(1) Yukon Pocahontas Coal Company, et al. (Only 3/5 interest conflicting)	14.78 acres 3/5 of 24.64 acres	18.4800%	2.2860%	5.0941%	0.5931%
(a) Yukon Pocahontas Coal Company P.O. Box 187 Tazewell, VA 24651	12.32000 acres 1/2 of 24.64 acres	15.4000%	1.9050%	4.2451%	0.4942%
(b) Buchanan Coal Company P.O. Box 187 Tazewell, VA 24651	2.73778 acres 1/9 of 24.64 acres	3.4222%	0.4233%	0.9433%	0.1098%
(c) Sayers-Pocahontas Coal Company P.O. Box 187 Tazewell, VA 24651	1.36889 acres 1/18 of 24.64 acres	1.7111%	0.2117%	0.4717%	0.0549%
(d) Consolidation Coal Company * 10545 Riverside Dr. Oakwood, VA 24631	8.21333 acres 1/3 of 24.64 acres	10.2667%	1.2700%	2.8300%	0.3295%

* Note: Plum Creek Timberlands retained their CBM interest, there is no conflict. The royalty for (d) is to be paid to Plum Creek.

OIL & GAS OWNERSHIP

Yukon Pocahontas Coal Co. Tr. 110, et al.	24.64 acres	30.8000%	3.8099%	8.4901%	0.9884%
(3) Walter Wade Heirs					
(a) Carl Wade Heirs, Devisees, Successors or Assigns					
(a.1) Emanuel Wade 226 Adam Street Blountville, TN 37617	0.41067 acres 1/60 of 24.64 acres	0.5133%	0.0635%	0.1415%	0.0165%
(a.2) Gaylene Deskins Heirs, Devisees, Successors or Assigns					
(a.2.1) Nick Deskins 720 Skyview Drive Chilhowie, VA 24319-4527	0.20533 acres 1/120 of 24.64 acres	0.2567%	0.0317%	0.0708%	0.0082%
(a.2.2) Valmy Shannon 103 Blanton Drive Seaford, VA 23696-2522	0.20533 acres 1/120 of 24.64 acres	0.2567%	0.0317%	0.0708%	0.0082%
(b) Eunice Wade Baldwin Heirs, Devisees, Successors or Assigns Documentation Pending	0.82133 acres 1/30 of 24.64 acres	1.0267%	0.1270%	0.2830%	0.0329%
(c) Stella Wade Gillespie Heirs, Devisees, Successors or Assigns Documentation Pending	0.82133 acres 1/30 of 24.64 acres	1.0267%	0.1270%	0.2830%	0.0329%
(d) Glayds Wade Boyd P. O. Box 374 Cedar Bluff, VA 24609	0.82133 acres 1/30 of 24.64 acres	1.0267%	0.1270%	0.2830%	0.0329%
(e) Vinnie Wade Newberry 17339 Days Point Road Smithfield, VA 23430	0.82133 acres 1/30 of 24.64 acres	1.0267%	0.1270%	0.2830%	0.0329%

Exhibit E
Unit U-28
Docket # VGOB-97-0218-0564-03
List of Conflicting Owners/Claimants that require escrow

		Net Acres in Unit	Interest in Unit	Division of Interest in		
				2 Left 12.3699%	3 Left 27.5653%	4 Left 3.2092%
(f)	Eady Wade Smith Heirs					
(f.1)	Lula Smith Robins Heirs, Devisees, Successors or Assigns <i>Documentation Pending</i>	0.20533 acres 1/120 of 24.64 acres	0.2567%	0.0317%	0.0708%	0.0082%
(f.2)	Tom C. Smith Heirs no issue					
(f.3)	Earl Dolphus Smith Heirs, Devisees, Successors or Assigns <i>Documentation Pending</i>	0.20533 acres 1/120 of 24.64 acres	0.2567%	0.0317%	0.0708%	0.0082%
(f.4)	Raymond S. Smith Heirs, Devisees, Successors or Assigns <i>Documentation Pending</i>	0.20533 acres 1/120 of 24.64 acres	0.2567%	0.0317%	0.0708%	0.0082%
(f.5)	Luther Smith Heirs, Devisees, Successors or Assigns					
(f.5.1)	Geraldine Smith Heirs, Devisees, Successors or Assigns					
(f.5.1.1)	Lisa Wallace	Predeceased Luther & Geraldine Smith				
(f.5.1.1.1)	Anna Bond 1760 Knox Creek Road Hurley, VA 24620	0.01711 acres 1/1440 of 24.64 acres	0.0214%	0.0026%	0.0059%	0.0007%
(f.5.1.1.2)	Scotty Bond Box 82 Swords Creek, VA 24649	0.01711 acres 1/1440 of 24.64 acres	0.0214%	0.0026%	0.0059%	0.0007%
(f.5.2.1)	David Smith 84 Poison Ivy Drive Taylorsville, NC 28681	0.03422 acres 1/720 of 24.64 acres	0.0428%	0.0053%	0.0118%	0.0014%
(f.5.2.2)	Donald Smith 84 Poison Ivy Drive Taylorsville, NC 28681	0.03422 acres 1/720 of 24.64 acres	0.0428%	0.0053%	0.0118%	0.0014%
(f.5.2.3)	Judy Tiedemann 530 150th Street Amery, WI 54001-2805	0.03422 acres 1/720 of 24.64 acres	0.0428%	0.0053%	0.0118%	0.0014%
(f.5.2.4)	Paul Smith P.O. Box 1143 Claremont, NC 28610	0.03422 acres 1/720 of 24.64 acres	0.0428%	0.0053%	0.0118%	0.0014%
(f.5.2.5)	Peggy Smith 84 Poison Ivy Drive Taylorsville, NC 28681	0.03422 acres 1/720 of 24.64 acres	0.0428%	0.0053%	0.0118%	0.0014%
(4)	Myrta N. Ratliff Heirs, Devisees, Successors or Assigns Address Unknown	4.92800 acres 1/5 of 24.64 acres	6.1600%	0.7620%	1.6980%	0.1977%
(5)	Mona Webb Heirs, Devisees, Successors or Assigns					
(d)	Virginia W. Cole Heirs Devisees, Successors or Assigns					
(d.3)	Melissa M. Turner 3480 Eaglebrook Rd. Christiansburg, VA 24073	0.08800 acres 1/280 of 24.64 acres	0.1100%	0.0136%	0.0303%	0.0035%

Exhibit E
Unit U-28
Docket # VGOB-97-0218-0564-03
List of Conflicting Owners/Claimants that require escrow

	Net Acres in Unit	Interest in Unit	Division of Interest in		
			2 Left 12.3699%	3 Left 27.5653%	4 Left 3.2092%
(d.4) Maura Nichole Turner 3480 Eaglebrook Rd. Christiansburg, VA 24073	0.08800 acres 1/280 of 24.64 acres	0.1100%	0.0136%	0.0303%	0.0035%
(d.5) Garrett Reid Turner 3480 Eaglebrook Rd. Christiansburg, VA 24073	0.08800 acres 1/280 of 24.64 acres	0.1100%	0.0136%	0.0303%	0.0035%
(d.6) Jordyn Noelle Turner 3480 Eaglebrook Rd. Christiansburg, VA 24073	0.08800 acres 1/280 of 24.64 acres	0.1100%	0.0136%	0.0303%	0.0035%
(g) Robert W. Casey P. O. Box 45 Shortt Gap, VA 24647	0.70400 acres 1/35 of 24.64 acres	0.8800%	0.1089%	0.2426%	0.0282%
Total tract acres		10.91			
Total tract percent		13.6400%			

Tract #5, 1.23 Acre Tract

COAL OWNERSHIP

(1) Hugh MacRae Land Trust, Tr. 17 c/o Alan Siegel Esq Gump, Strauss, Akin LLP 1 Bryant Park New York, NY 10036-6715	1.23 acres	1.5375%	0.1902%	0.4238%	0.0493%
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CBM Royalty Owner (from the Coal owner):

Torch Oil and Gas Company
c/o Sue Ann Craddock
670 Dona Ana Road SW
Deming, NM 88030

OIL & GAS OWNERSHIP

(1) Gussie Johnson Rt. 1 Box 165 Raven, VA 24639	1.23 acres	1.5375%	0.1902%	0.4238%	0.0493%
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Tract #6, 0.75 Acre Tract

COAL OWNERSHIP

(1) Hugh MacRae Land Trust, Tr. 17 c/o Alan Siegel Esq Gump, Strauss, Akin LLP 1 Bryant Park New York, NY 10036-6715	0.75 acres	0.9375%	0.1160%	0.2584%	0.0301%
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CBM Royalty Owner (from the Coal owner):

Torch Oil and Gas Company
c/o Sue Ann Craddock
670 Dona Ana Road SW
Deming, NM 88030

OIL & GAS OWNERSHIP

(1) Kathy Looney Rt. 1 Box 162A Raven, VA 24639	0.75 acres	0.9375%	0.1160%	0.2584%	0.0301%
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Exhibit E
Unit U-28
Docket # VGOB-97-0218-0564-03
List of Conflicting Owners/Claimants that require escrow

	Net Acres in Unit	Interest in Unit	Division of Interest in		
			2 Left 12.3699%	3 Left 27.5653%	4 Left 3.2092%

Tract #7, 0.49 Acre Tract

COAL OWNERSHIP

(1)	Hugh MacRae Land Trust, Tr. 17 c/o Alan Siegel Esq Gump, Strauss, Akin LLP 1 Bryant Park New York, NY 10036-6715	0.49 acres	0.6125%	0.0758%	0.1688%	0.0197%
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CBM Royalty Owner (from the Coal owner):

Torch Oil and Gas Company
c/o Sue Ann Craddock
670 Dona Ana Road SW
Deming, NM 88030

OIL & GAS OWNERSHIP

(1)	Selma June Mullins Box 492 Keen Mountain, VA 24624	0.49 acres	0.6125%	0.0758%	0.1688%	0.0197%
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Tract #11, 0.12 Acre Tract

COAL OWNERSHIP

(1)	Hugh MacRae Land Trust, Tr. 17 c/o Alan Siegel Esq Gump, Strauss, Akin LLP 1 Bryant Park New York, NY 10036-6715	0.12 acres	0.1500%	0.0186%	0.0413%	0.0048%
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CBM Royalty Owner (from the Coal owner):

Torch Oil and Gas Company
c/o Sue Ann Craddock
670 Dona Ana Road SW
Deming, NM 88030

OIL & GAS OWNERSHIP

(1)	Larry Stacy Rt. 1, Box 162 Raven, VA 24639	0.12 acres	0.1500%	0.0186%	0.0413%	0.0048%
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Tract #12, 0.03 Acre Tract

COAL OWNERSHIP

(1)	Hugh MacRae Land Trust, Tr. 17 c/o Alan Siegel Esq Gump, Strauss, Akin LLP 1 Bryant Park New York, NY 10036-6715	0.03 acres	0.0375%	0.0046%	0.0103%	0.0012%
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CBM Royalty Owner (from the Coal owner):

Torch Oil and Gas Company
c/o Sue Ann Craddock
670 Dona Ana Road SW
Deming, NM 88030

OIL & GAS OWNERSHIP

	A.J. Harman heirs, et al (25.83 acres)	0.03 acres	0.0375%	0.0046%	0.0103%	0.0012%
(1)	A.J. Harman Heirs, Devisees, Successors or Assigns					

Exhibit E
Unit U-28
Docket # VGOB-97-0218-0564-03
List of Conflicting Owners/Claimants that require escrow

		Net Acres in Unit	Interest in Unit	Division of Interest in		
				2 Left 12.3699%	3 Left 27.5653%	4 Left 3.2092%
(a)	Lydia M. Harman	Conveyed Interest to Walter Lee Keen & Henry Harman Deed Book 157, Page 360				
	(a.1) Luthur Harman Heirs, Devisees, Successors or Assigns					
	(a.1.1) Julia Harman	Conveyed Interest to Walter Lee Keen & Henry Harman Deed Book 157, Page 360				
	(a.2) S.W. Harman	Conveyed Interest to Kendris Harman Deed Book 214, Page 154				
	(a.2.1) Kendris Harman PO Box 144 Tazewell, VA 24651	0.003 acres 1/11 of 0.03 acres	0.0034%	0.0004%	0.0009%	0.0001%
	(a.3) Virgie H. Keen	Conveyed Interest to Walter Lee Keen & Henry Harman Deed Book 157, Page 360				
	(a.4) Ollie H. Shortridge	Conveyed Interest to Walter Lee Keen & Henry Harman Deed Book 157, Page 360				
	(a.5) Eva H. Ratliff	Conveyed Interest to Walter Lee Keen & Henry Harman Deed Book 157, Page 360				
	(a.6) Evelyn H. Ford	Conveyed Interest to Walter Lee Keen & Henry Harman Deed Book 157, Page 360				
	(a.7) Mazy H. Grizzle	Conveyed Interest to Walter Lee Keen & Henry Harman Deed Book 157, Page 360				
	(a.8) Ruth H. Baldwin	Conveyed Interest to Walter Lee Keen & Sarah Jane Keen Deed Book 157, Page 358				
	(a.9) Glen Harman	Conveyed Interest to Walter Lee Keen & Sarah Jane Keen Deed Book 157, Page 358				
	(a.10) Sarah Jane Keen PO Box 447 Raven, VA 24639	0.005 acres 2/11 of 0.03 acres	0.0068%	0.0008%	0.0019%	0.0002%
	(a.11) Henry F. Harman 21363 Slim Road Abingdon, VA 24211-6286	0.011 acres 4/11 of 0.03 acres	0.0136%	0.0017%	0.0038%	0.0004%
(2)	Walter L. Keen P.O. Box 447 Raven, VA 24639	0.011 acres 4/11 of 0.03 acres	0.0136%	0.0017%	0.0038%	0.0004%
		Total tract acres	0.03			
		Total tract percent	0.0375%			
				Acreage in Unit	13.53	
				Percentage of Unit		16.9150%

Exhibit EE
Unit U-28
Docket #VGOB 97-0218-0564-03
List of Conflicting Owners/Claimants with Royalty Split Agreements

		Net Acres in Unit	Interest in Unit	Division of Interest in			Percent of Escrow
				2 Left 12.3699%	3 Left 27.5653%	4 Left 3.2092%	
<u>Tract #1, 24.64 Acre Tract</u>							
<u>COAL OWNERSHIP</u>							
(1)	Yukon Pocahontas Coal Company et al., Tr.110 (Only 3/5 interest conflicting)	24.64 acres	30.8000%	3.8099%	8.4901%	0.9884%	
(1)	Yukon Pocahontas Coal Company, et al. (Only 3/5 interest conflicting)	14.78 acres 3/5 of 24.64 acres	18.4800%	2.2860%	5.0941%	0.5931%	
(a)	Yukon Pocahontas Coal Company P.O. Box 187 Tazewell, VA 24651	7.39200 acres 1/2 of 24.64 acres	9.2400%	1.1430%	2.5470%	0.2965%	n/a
(b)	Buchanan Coal Company P.O. Box 187 Tazewell, VA 24651	1.64267 acres 1/9 of 24.64 acres	2.0533%	0.2540%	0.5660%	0.0659%	n/a
(c)	Sayers-Pocahontas Coal Company P.O. Box 187 Tazewell, VA 24651	0.82133 acres 1/18 of 24.64 acres	1.0267%	0.1270%	0.2830%	0.0329%	n/a
(d)	Consolidation Coal Company * 10545 Riverside Dr. Oakwood, VA 24631	4.92800 acres 1/3 of 24.64 acres					
<u>Royalties Paid to:</u>							
	Plum Creek Timberlands, L.P. Attn: Mineral Department One Concourse Parkway, Suite 755 Atlanta, GA 30328	4.92800 acres 1/3 of 24.64 acres	6.1600%	0.7620%	1.6980%	0.1977%	n/a
* Note: Plum Creek Timberlands retained their CBM interest, there is no conflict. The royalty for (d) is to be paid to Plum Creek.							
<u>OIL & GAS OWNERSHIP</u>							
	Yukon Pocahontas Coal Co. Tr. 110, et al.	24.64 acres	30.8000%	3.8099%	8.4901%	0.9884%	
(5)	Mona Webb Heirs, Devisees, Successors or Assigns						
(a)	Harold Webb Heirs, Devisees, Successors or Assigns Documentation Pending	0.70400 acres 1/35 of 24.64 acres	0.8800%	0.1089%	0.2426%	0.0282%	n/a
(b)	Harman Webb 106 3rd Avenue Richlands, VA 24641	0.70400 acres 1/35 of 24.64 acres	0.8800%	0.1089%	0.2426%	0.0282%	n/a
(c)	John Webb P. O.Box 577 Keen Mountain, VA 24624	0.70400 acres 1/35 of 24.64 acres	0.8800%	0.1089%	0.2426%	0.0282%	n/a
(d)	Virginia W. Cole Heirs Devisees, Successors or Assigns						
(d.1)	Carol Cole Ownbey 2908 Valley Farm Road Waxhaw, North Carolina 28173	0.17600 acres 1/140 of 24.64 acres	0.2200%	0.0272%	0.0606%	0.0071%	n/a
(d.2)	Barbara Cole Maxwell 5780 Chicwood Drive Pulaski, VA 24301	0.17600 acres 1/140 of 24.64 acres	0.2200%	0.0272%	0.0606%	0.0071%	n/a
(e)	Emma R. Hubert Heirs, Devisees, Successors, or Assigns						
(e.1)	Bill Chambers 8940 Mill Creek Road Millboro, VA 24460	0.70400 acres 1/35 of 2.14 acres	0.8800%	0.1089%	0.2426%	0.0282%	n/a
(f)	Ruby W. Wells 5980 Pearl Road Parma Heights, OH 44130	0.70400 acres 1/35 of 24.64 acres	0.8800%	0.1089%	0.2426%	0.0282%	n/a

Exhibit EE
Unit U-28
Docket #VGOB 97-0218-0564-03
List of Conflicting Owners/Claimants with Royalty Split Agreements

	Net Acres in Unit	Interest in Unit	Division of Interest in			Percent of Escrow
			2 Left 12.3699%	3 Left 27.5653%	4 Left 3.2092%	

Total tract acres 3.87
Total tract percent 4.8400%

Tract #8, 5.18 Acre Tract

COAL OWNERSHIP

(1) Hugh MacRae Land Trust, Tr. 17 c/o Alan Siegel Esq Gump, Strauss, Akin LLP 1 Bryant Park New York, NY 10036-6715	5.18 acres	6.4750%	0.8010%	1.7849%	0.2078%	13.8414%
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CBM Royalty Owner (from the Coal owner):

Torch Oil and Gas Company
c/o Sue Ann Craddock
670 Dona Ana Road SW
Deming, NM 88030

OIL & GAS OWNERSHIP

(1) Roscoe Reuben Deskins Sr. Heirs, Devisees, Successors or Assigns	5.18 acres	6.4750%	0.8010%	1.7849%	0.2078%	
(a) Roscoe Deskins, Jr. 1728 Wardell Rd. Cedar Bluff, VA 24609	2.59 acres 1/2 of 5.18 acres	3.2375%	0.4005%	0.8924%	0.1039%	6.9207%
(b) Calvin Eddie Deskins 6972 Riverside Raven, VA 24639	2.59 acres 1/2 of 5.18 acres	3.2375%	0.4005%	0.8924%	0.1039%	6.9207%

Tract #9, 3.18 Acre Tract

COAL OWNERSHIP

(1) Hugh MacRae Land Trust, Tr. 17 c/o Alan Siegel Esq Gump, Strauss, Akin LLP 1 Bryant Park New York, NY 10036-6715	3.18 acres	3.9750%	0.4917%	1.0957%	0.1276%	n/a
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CBM Royalty Owner (from the Coal owner):

Torch Oil and Gas Company
c/o Sue Ann Craddock
670 Dona Ana Road SW
Deming, NM 88030

OIL & GAS OWNERSHIP

(1) CNX Gas Company LLC (Consolidation Coal Company) 2481 John Nash Blvd. Bluefield, WV 24701	3.18 acres	3.9750%	0.4917%	1.0957%	0.1276%	n/a
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Acreage in Unit 12.23
Percentage of Unit 15.2900%

INSTRUMENT #130000483
RECORDED IN THE CLERK'S OFFICE OF
BUCHANAN COUNTY ON
MARCH 19, 2013 AT 10:02AM

BEVERLY S. TILLER, CLERK
RECORDED BY: 66B