

Instrument prepared by:

VIRGINIA GAS AND OIL BOARD

Order recorded under:

CODE OF VIRGINIA**§ 45.1-361.26****VIRGINIA:****BEFORE THE GAS AND OIL BOARD****APPLICANTS:**

CNX Gas Company LLC on behalf of Hurt McGuire Land Trust and certain Linkous Horn Heirs in Tract 3A and combined Tracts 3B & 3C including Margaret Dye, Nellie Maynard, Tammy Boyd Street, Patricia Horton, Danny Elder, Robert Elder, Joseph P. Horne, Nancy Ann Stillwell, Martha Smith, and Sarah Day.

DOCKET NO.**98-0324-0625-09****RELIEF SOUGHT:**

Issuance: A Supplemental Order for Disbursement of Escrowed Funds
Action: Amending Prior Orders Affecting Drilling T-36,
a portion of Tracts 3A, and 3B&3C.
 (Referenced herein as "the Subject Drilling Unit")

Location: Buchanan County, Virginia

Action Details:

- (1) To provide a calculation of funds, Unit Operator has deposited into the Escrow Account for Drilling Unit T-36 by Tract Subaccounts;
- (2) To provide each applicant, in simple terms, a complete month over month Royalty Accounting of unit production, costs, taxes and proceeds, depicting variables used in the calculation of royalty payments to the unit escrow account.
- (3) To disburse unit funds to the Applicants, in accordance with their Unit Ownership Interests relative to those funds deposited by the Unit Operator into Subject Drilling

REPORT OF THE BOARD**FINDINGS 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 April 26, 2011 at the Russell County Government Complex, Conference Center, and 139 Highland Drive, Lebanon, VA.. And then on its own motion, the Virginia Gas and Oil Board received corrected testimony and exhibits regarding title breakout and percent of ownership for this disbursement at 9:00 a.m. on June 14, 2011 at the Russell County Government Complex, Conference Center, and 139 Highland Drive, Lebanon, VA.
2. **Appearances:** Mark A. Swartz, Esq. SWARTS Law Offices PLLC appeared for the Unit Operator; 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 tracts in question or any undivided interest therein.

4. **Prior Proceedings:**

- 4.1. (a) On May 11, 1998, the Board executed its order pooling 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 SS 45.1-361.21 and 45.1-361.22 (herein "Pooling Order"). The Pooling Order was filed with the Clerk of the Circuit Court of Buchanan County on May 14, 1998, Deed Book 476, Page 154. The Board executed its Supplemental Order Regarding Elections that was filed with the Clerk on July 14, 1998, Deed Book 478 Page 668.
 - 4.1.1 The Board issued a Modification Order -01 which was recorded on September 16, 1999, Deed Book 496, Page 538.
 - 4.1.2 The Board issued its Supplemental Order -01 which was recorded on May 3, 2000, Deed Book 506, Page 715.
 - 4.1.3 The Board issued its Modification Order for -02 which was recorded on January 31, 2000, Deed Book 501, Page 265.
 - 4.1.4 The Board issued its Supplemental Order for -02 which was recorded on May 3, 2000, Deed Book 506, Page 732.
 - 4.1.5 The Board issued its Modification Order -03 which was recorded on April 2, 2004, Deed Book 589, Page 577.
 - 4.1.6 The Board issued its Supplemental Order -03 which was recorded on September 26, 2006, Instrument number 060003155.
 - 4.1.7 The Board issued its Disbursement Order -04 which was recorded on September 26, 2006, Instrument number 060003143.
 - 4.1.8 The Board issued its Disbursement Order -05 which was recorded on August 28, 2007, Instrument number 070003164.
 - 4.1.9 The Board issued its Disbursement Order -06 which was recorded on August 4, 2009, Instrument number 090002344.
 - 4.1.10 The Board issued its Disbursement Order -07 which was recorded on June 10, 2010, Instrument number 100001526.
 - 4.1.11 The Board issued its Disbursement Order -08 which was recorded on November 17, 2010, Instrument number 100003093.
- 4.2 To the extent claims to the Gas were in conflict, pursuant to Va. Code S 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 Orders (herein "Escrow Account"). According to the Pooling Orders and testimony, the coal estate ownership interests of Hurt McGuire Land Trust; and the gas ownership interests of certain Linkous Horn Heirs in Tract 3A including Margaret Dye (Larry Horn Heir), Nellie Maynard (Larry Horn Heir), Tammy Boyd Street (Larry Horn Heir), Patricia Horton, Danny Elder, Robert Elder, Joseph P. Horne, Nancy Ann Stilwell, Martha Smith, Sarah Day; and combined Tracts 3B&3C including Margaret Dye(Larry Horn Heir), Nellie Maynard(Larry Horn Heir), Tammy Boyd Street (Larry Horn Heir), Nellie Maynard (interest

inherited from Henry Horn not previously paid, and Tammy Boyd, and Margaret Dye in the Subject Drilling Unit were in conflict and became subject to the escrow requirements of the Pooling Order.

- 4.3 The Unit Operator's Miscellaneous Petition regarding a portion of Tract 3A and combined Tracts 3B&C, a copy of which is attached to and made a part hereof, states under oath that Hurt McGuire Land Trust and the Applicants have entered into an agreement with regards to a portion of Tract 3A, combined Tracts 3B&C and that by the terms of the agreements, Hurt McGuire Land Trust has entered into a split agreement (50% / 50%) regarding these tracts and escrow regarding these individual conflicting claims detailed herein, is no longer required for these parties.
- 4.4 The Unit Operator gave notice to Hurt McGuire Land Trust and the applicants that the Board would consider its disbursement authorization at its hearing on April 26, 2011 and consider whether to: (1) amend the Pooling Order to provide for the disbursement a portion of funds on deposit in the Escrow Account attributable to a portion of Tract 3A, combined Tracts 3B&C identified in the attached miscellaneous petition (2) delete the requirement that the Unit Operator place future royalties attributable to a portion of said Tract 3A, combined Tracts 3B&C identified in the miscellaneous petition in the Escrow Account, and (3) continue the escrow account under this docket number because there are other parties under this order subject to continued payments in the 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 tracts 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 certified and represented to the Board that:

- (1) Hurt McGuire Land Trust and certain Linkous Horn Heirs in Tract 3A including Margaret Dye, Nellie Maynard, Tammy Boyd Street, Patricia Horton, Danny Elder, Robert Elder, Joseph P. Horne, Nancy Ann Stilwell, Martha Smith, Sarah Day and combined Tracts 3B&3C including Margaret Dye, Nellie Maynard, Tammy Boyd Street are the owners of the coal and gas acreage estate underlying a portion of VGOB Tract 3A and combined Tracts 3B&3C of the Subject Drilling Unit;
- (2) Net interests attributable and to be disbursed to Applicants are shown in Table I.

Table 1
A portion of Tracts 3A, and 3B and 3C (combined)

Item	Tract	Disbursement Table	Fractional Ownership in Tract	Net Acreage Ownership in Tract	Royalty Split Agreement	Escrowed Acreage Disbursed	Percent of Escrowed Funds Disbursed
		Total acreage for unit in escrow before disbursement				20.6585	
	3A	Tract 3A (total acreage)	9.48				
	3A	Linkous Horn Hens - O & G (Title Conflict Resolved)					
1	3A	Margaret Dye (Larr. Horn Hen) / 784 Big Creek Road / Richards, VA 24641	37/1800	0.1949	50.00%	0.0974	0.4716%
2	3A	Nelle Maynard (Larr. Horn Hen) / P.O. Box 296 / Raven, VA 24639	37/1800	0.1949	50.00%	0.0974	0.4716%
3	3A	Tammy Boyd Street (Larr. Horn Hen) / 195 Taylor Circle / Raven, VA 24639	37/1800	0.1949	50.00%	0.0974	0.4716%
4	3A	Patricia Horton / 209 Birch Street / Raven, VA 24639	1/180	0.0527	50.00%	0.0263	0.1275%
5	3A	Dawn Elder / P.O. Box 748 / Raven, VA 24639	1/180	0.0527	50.00%	0.0263	0.1275%
6	3A	Robert Elder / 229 Horton Crest Drive #15 / Richards, VA 24641	1/180	0.0527	50.00%	0.0263	0.1275%
7	3A	Joseph P. Horne / 492 Gray Branch Road / Cedar Bluff, VA 24609	1/10	0.9480	50.00%	0.4740	2.2945%
8	3A	Nancy Ann Shihagill / 140 Rasmussen Road / North Tazewell, VA 24630	1/10	0.9480	50.00%	0.4740	2.2945%
9	3A	Martha Smith / P.O. Box 305 / Max Meadows, VA 24360	1/10	0.9480	50.00%	0.4740	2.2945%
10	3A	Sarah Day / P.O. Box 205 / Petersboro, WV 24963	1/10	0.9480	50.00%	0.4740	2.2945%
11	3A	Hurt McGuff Land Trust - Coal - c/o Charlie Green, PO Box 1067, Baxfield VA 24605		4.5146	50.00%	2.2673	10.9751%
	3B & 3C	Tract 3B and 3C (total acreage)	0.87				
	3B & 3C	Linkous Horn Hens - O & G					
2	3B & 3C	Margaret Dye (Larr. Horn Hen) / 784 Big Creek Road / Richards, VA 24641	1/600	0.0015	50.00%	0.0007	0.0035%
3	3B & 3C	Nelle Maynard (Larr. Horn Hen) / P.O. Box 296 / Raven, VA 24639	1/600	0.0015	50.00%	0.0007	0.0035%
4	3B & 3C	Tammy Boyd Street (Larr. Horn Hen) / 195 Taylor Circle / Raven, VA 24639	1/600	0.0015	50.00%	0.0007	0.0035%
5	3B & 3C	Nelle Maynard (interest inherited from Horn Hen not previously paid) / P.O. Box 296 / Raven, VA 24639	1/75	0.0116	50.00%	0.0058	0.0281%
5	3B & 3C	Tammy Boyd Street / 195 Taylor Circle / Raven, VA 24639	17/900	0.0164	50.00%	0.0082	0.0398%
6	3B & 3C	Margaret Dye / 784 Big Creek Road / Richards, VA 24641	17/900	0.0164	50.00%	0.0082	0.0398%
1	3B & 3C	Hurt McGuff Land Trust - c/o Charlie Green, PO Box 1067, Baxfield VA 24605		0.0488	50.00%	0.0244	0.1182%

6. Relief Granted:

For the reasons set forth in Paragraph 4 and 5 above, and based upon the Accounting and Table 1 above, the Escrow Agent is ordered to, within 10 days of receipt of this executed order to disburse funds for the unit and applicants detailed in Table 1 above.

Exhibit E to the Pooling Order, showing owners subject to escrow, is deleted 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 those applicants indicated in Table 1 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.

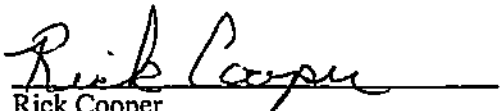
8. Appeals:

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.

DONE AND EXECUTED this 25 day of Oct., 2011 by a majority of the Virginia Gas and Oil Board.


Bradley C. Lambert, Chairman
Virginia Gas and Oil Board

DONE AND PERFORMED this 25 day of Oct., 2011 by an Order of this Board.


Rick Cooper
Acting Principal Executive to the Staff
Virginia Gas and Oil Board

COMMONWEALTH OF VIRGINIA)
COUNTY OF RUSSELL

Acknowledged on this 25th day of October, 2011, 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 **David E. Asbury Jr.**, being duly sworn did depose and say that he is Principal Executive to the Staff of the Virginia Gas and Oil Board, that he executed the same and was authorized to do so.


Diane J. Davis
Notary Public #174394

My commission expires: 09 / 30 / 2013



BEFORE THE VIRGINIA GAS AND OIL BOARD

PETITIONER: CNX Gas Company LLC

DIVISION OF GAS AND OIL
DOCKET NO: VGOB 98-0324-0625-09

RELIEF SOUGHT: (1) DISBURSEMENT FROM
ESCROW REGARDING a portion of TRACT(S) 3A and 3B&C
(Royalties currently being paid under
Buchanan No.1 SGU2, VGOB 08-1118-2367)

HEARING DATE: April 19, 2011

(April 26, 2011)

DRILLING UNIT: T-36

BUCHANAN COUNTY, VIRGINIA

MISCELLANEOUS PETITION

1. Petitioner and its counsel: Petitioner is CNX Gas Company LLC, 2481 John Nash Boulevard, Bluefield, WV 24701, 304/323-6500. Petitioner's counsel is Mark A. Swartz, SWARTZ LAW OFFICES, PLLC., 601 Sixth Avenue, Suite 201, P.O. Box 1808, St. Albans, WV 25177-1808.

2. Relief sought: (1) the disbursement of escrowed funds heretofore deposited with the Board's Escrow Agent(s) attributable to a portion of Tract(s) 3A and 3B&C as depicted upon the annexed Exhibit A-1; (Royalties currently being paid under Buchanan No.1 SGU2, VGOB 08-1118-2367)

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.

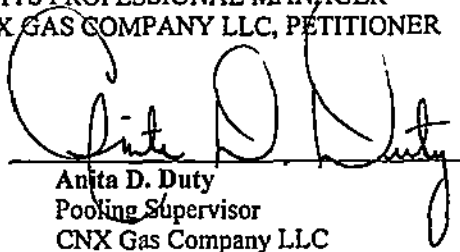
4. Type of well(s): Coalbed methane.

5. Factual basis for relief requested: Hurt McGuire Land Trust and Margaret Dye, Nellie Maynard, Tammy Boyd Street, Patricia Horton, Danny Elder, Robert Elder, Joseph P. Horne, Nancy Ann Stilwell, Tania Hess, Martha Smith, and Sarah Day have entered into royalty split agreement(s). The annexed Exhibit A-1, further, specifies how said royalties are to be divided and paid.

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

CNX GAS COMPANY LLC
BY ITS PROFESSIONAL MANAGER
CNX GAS COMPANY LLC, PETITIONER

By:


Anita D. Duty
Pooling Supervisor
CNX Gas Company LLC
2481 John Nash Blvd.
Bluefield, West Virginia 24701

U

3

N 330,481.69
E 1,011,519.89

80 ACRE UNIT

3A1

3B

CBM-T35A7

3C

3A

3A2

2A

2B

26

124

2F

CBM-T36

2C

4

2E

20

N 528,581.92
E 1,009,587.55

N 528,671.42
E 100,451.99

EXHIBIT-A
OAKWOOD FIELD
UNIT T-36
FORCE POOLING
VG08-98-0324-0625-03

Company CNX Gas Company LLC Well Name and Number UNIT 135
 Tract No. _____ Elevation _____ Dip angle Keen Mountain
 County Buchanan District Garden Scale: 1" = 400' Date 11/2/81
 This plot is a new plot X ; an updated plot _____ ; or a final plot _____

Form DGD-GD-7
Rev. 9/91

Licensed Professional Engineer or Licensed Land Surveyor

CNX Gas Company LLC

UNIT T-36

Tract Identification

H. S. T. Group - All Minerals
Island Creek Coal Company/Consolidation Coal Company - Below Drainage Coal Leased
Jewell Smokeless Coal Corporation - Above Drainage Coal Leased
CNX Gas Company LLC - CBM Leased
Consolidation Coal Company - Surface
0.45 acres 0.5625%

2A. Hurt McGuire Land Trust (William P. Stilwell 143.6 Acre Tract) - Coal
Consolidation Coal Company - Below Drainage Coal Leased
A. T. Massey - Above Drainage Coal Leased
CNX Gas Company LLC - CBM Leased
Thomas Stilwell Heirs - Surface and All Minerals except Coal
CNX Gas Company LLC - Oil, Gas and CBM Leased (7/1/72)
32.30 acres 40.3750%

2B. Hurt McGuire Land Trust (William P. Stilwell 143.6 Acre Tract) - Coal
Consolidation Coal Company - Below Drainage Coal Leased
A. T. Massey - Above Drainage Coal Leased
CNX Gas Company LLC - CBM Leased
Walter Underwood - Surface and All Minerals except Coal
1.25 acres 1.5625%

2C. Hurt McGuire Land Trust (William P. Stilwell 143.6 Acre Tract) - Coal
Consolidation Coal Company - Below Drainage Coal Leased
A. T. Massey - Above Drainage Coal Leased
CNX Gas Company LLC - CBM Leased
Joe Nipper - Surface and All Minerals except Coal
12.07 acres 15.0875%

2D. Hurt McGuire Land Trust (William P. Stilwell 143.6 Acre Tract) - Coal
Consolidation Coal Company - Below Drainage Coal Leased
A. T. Massey - Above Drainage Coal Leased
CNX Gas Company LLC - CBM Leased
Donald Nipper - Surface and All Minerals except Coal
2.21 acres 2.7625%

2E. Hurt McGuire Land Trust (William P. Stilwell 143.6 Acre Tract) - Coal
Consolidation Coal Company - Below Drainage Coal Leased
A. T. Massey - Above Drainage Coal Leased
CNX Gas Company LLC - CBM Leased
Osborne Mountain Pentecostal Church - Surface and All Minerals except Coal
0.29 acres 0.3625%

CNX Gas Company LLC

UNIT T-36

Tract Identification

- Hurt McGuire Land Trust (William P. Stilwell 143.6 Acre Tract) - Coal
Consolidation Coal Company - Below Drainage Coal Leased
A. T. Massey - Above Drainage Coal Leased
CNX Gas Company LLC - CBM Leased
Mitchell Counts, et al - Surface and All Minerals except Coal
5.65 acres 7.0625%
- 2G. Hurt McGuire Land Trust (William P. Stilwell 143.6 Acre Tract) - Coal
Consolidation Coal Company - Below Drainage Coal Leased
A. T. Massey - Above Drainage Coal Leased
CNX Gas Company LLC - CBM Leased
Albert Ball Heirs - Surface and All Minerals except Coal
CNX Gas Company LLC - Oil, Gas and CBM Leased
9.64 acres 12.0500%
- 2H. Hurt McGuire Land Trust (William P. Stilwell 143.6 Acre Tract) - Coal
Consolidation Coal Company - Below Drainage Coal Leased
A. T. Massey - Above Drainage Coal Leased
CNX Gas Company LLC - CBM Leased
Rodney D. Taylor, et ux - Surface and All Minerals except Coal
0.33 acres 0.4125%
- 3A. Hurt McGuire Land Trust (William P. Stilwell 143.6 Acre Tract) - Coal
Consolidation Coal Company - Below Drainage Coal Leased
A. T. Massey - Above Drainage Coal Leased
CNX Gas Company LLC - CBM Leased
Linkous Horn Heirs - All Minerals except Coal
CNX Gas Company LLC - Oil, Gas and CBM Leased (10%)
Danny McClanahan - Surface, (Oil and Gas Claimant)
9.48 acres 11.8500%
- 3A1. Hurt McGuire Land Trust (William P. Stilwell 143.6 Acre Tract) - Coal
Consolidation Coal Company - Below Drainage Coal Leased
A. T. Massey - Above Drainage Coal Leased
CNX Gas Company LLC - CBM Leased
Linkous Horn Heirs/Thomas Stilwell Heirs - All Minerals except Coal
CNX Gas Company LLC - Oil, Gas and CBM Leased (10%) If owned by Linkous Horn Heirs
CNX Gas Company LLC - Oil, Gas and CBM Leased (71/72) If owned by Thomas Stilwell Heirs
Danny McClanahan - Surface, (Oil and Gas Claimant)
1.03 acres 1.2875%

*Tract ID incorrectly indicated that the oil and gas wa
being claimed by Danny McClanahan.
The claim only applies to Tracts 3A1 and 3A2 only

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CNX Gas Company LLC

UNIT T-36

Tract Identification

Hurt McGuire Land Trust (William P. Stilwell 143.6 Acre Tract) - Coal
Consolidation Coal Company - Below Drainage Coal Leased
A. T. Massey - Above Drainage Coal Leased
CNX Gas Company LLC - CBM Leased
Linkous Horn Heirs/Thomas Stilwell Heirs - All Minerals except Coal
CNX Gas Company LLC - Oil, Gas and CBM Leased (10%) If owned by Linkous Horn Heirs
CNX Gas Company LLC - Oil, Gas and CBM Leased (71/72) If owned by Thomas Stilwell Heirs
Danny McGlanahan - Surface, (Oil and Gas Claimant)
2.03 acres 2.5375%

3B. & 3C. Hurt McGuire Land Trust (William P. Stilwell 143.6 Acre Tract) - Coal
Consolidation Coal Company - Below Drainage Coal Leased
A. T. Massey - Above Drainage Coal Leased
CNX Gas Company LLC - CBM Leased
Linkous Horn Heirs - All Minerals except Coal
CNX Gas Company LLC - Oil, Gas and CBM Leased
Arlen Osborne - Surface
0.87 acres 1.0875%

3B. Arlen Osborne - Surface
3C. Willard Osborne - Surface

4. Coal Mountain Mining Company L.L.P. Tr. 26 - Fee
Consolidation Coal Company - Below Drainage Coal Leased
A. T. Massey - Above Drainage Coal Leased
CNX Gas Company LLC - Oil, Gas and CBM Leased
2.40 acres 3.0000%

Exhibit A-1
Tract-by-Tract Escrow Calculation
Account Balances as of 2/28/2011

Unit T36
VGOB 98-0324-0625-09
Acres Escrowed: 20.658470

Owners	Tract #	Acres	Owner Acres	Interest	Owners' Percent of Escrow (50%)	Amount Due Owners \$248,494.51
Hurt McGuire Land Trust - Coal		9.48				
Linkous Horn Heirs - O&G (Title Conflict Resolved)	3a	9.48			10.9752%	\$27,272.67
Margaret Dye (Larry Horn Heir)			0.1949	37/1800	0.4716%	\$1,172.00
Nellie Maynard (Larry Horn Heir)			0.1949	37/1800	0.4716%	\$1,172.00
Tammy Boyd Street (Larry Horn Heir)			0.1949	37/1800	0.4716%	\$1,172.00
Patricia Horton			0.0527	1/180	0.1275%	\$316.76
Danny Elder			0.0527	1/180	0.1275%	\$316.76
Robert Elder			0.0527	1/180	0.1275%	\$316.76
Joseph P. Home			0.9480	1/10	2.2945%	\$5,701.60
Nancy Ann Stilwell			0.9480	1/10	2.2945%	\$5,701.60
Martha Smith			0.9480	1/10	2.2945%	\$5,701.60
Sarah Day			0.9480	1/10	2.2945%	\$5,701.60
Hurt McGuire Land Trust		0.50257			0.1182%	\$293.60
Linkous Horn Heirs	3b&3c	0.87				
Margaret Dye (Larry Horn Heir)			0.0015	1/600	0.0035%	\$8.72
Nellie Maynard (Larry Horn Heir)			0.0015	1/600	0.0035%	\$8.72
Tammy Boyd Street (Larry Horn Heir)			0.0015	1/600	0.0035%	\$8.72
Nellie Maynard (Interest Inherited from Henry Horn not previously paid)			0.0116	1/75	0.0281%	\$69.77
Tammy Boyd Street			0.0164	17/900	0.0398%	\$98.84
Margaret Dye			0.0164	17/900	0.0398%	\$98.84

Wells contributing to the escrow account:

T36 & T36A

11

Oct 11, 2011
Revised

Exhibit E
Unit T-36
Docket # VGOB-98-0324-0625-09
List of Conflicting Owners/Claimants that require escrow

	Acres in Unit	Percent of Unit	Division of Interest in	
			6-Right 5.74713%	7-Right 16.34981%
<u>Tract #2A, 32.30 acres</u>				
<u>COAL OWNERSHIP</u>				
(1) Hurt McGuire Land Trust c/o Charles Green P.O. Box 1087 Bluefield, VA 24605	32.30 acres	40.3750%	2.32040%	8.60124%
<u>OIL & GAS OWNERSHIP</u>				
Thomas Stilwell Heirs, Devisees, Successors or Assigns	32.30 acres	40.3750%	2.32040%	8.60124%
(7) Sylvester Stilwell Osborne Heirs, Devisees, Successors or Assigns				
(a) Cora Arnold Heirs, Devisees, Successors or Assigns				
(a.1) James H. Arnold, widower 1134 Pump House Rd. Grundy, VA 24614	1.3458 acres 1/24 of 32.30 acres	1.8823%	0.09668%	0.27505%
<u>Tract #2E, 0.29 acres</u>				
<u>COAL OWNERSHIP</u>				
(1) Hurt McGuire Land Trust c/o Charles Green P.O. Box 1067 Bluefield, VA 24605	0.29 acres	0.3625%	0.02083%	0.05927%
<u>OIL & GAS OWNERSHIP</u>				
(1) Trustees of Osborne Mountain Pentecostal Church c/o Luther Bowman, Pastor HC 62, Box 174 Raven, VA 24639	0.29 acres	0.3625%	0.02083%	0.05927%
<u>Tract #2F, 5.65 acres</u>				
<u>COAL OWNERSHIP</u>				
(1) Hurt McGuire Land Trust c/o Charles Green P.O. Box 1087 Bluefield, VA 24605	5.65 acres	7.0625%	0.40589%	1.15471%
<u>OIL & GAS OWNERSHIP</u>				
(1) Mitchell Counts, et al.	5.65 acres	7.0625%	0.40589%	1.15471%
(a) Mitchell Counts 4231 Osborne Mt. Rd. Raven, VA 24639	2.83 acres 1/2 of 5.65 acres	3.5313%	0.20295%	0.57735%
(b) Sandra Counts c/o Patrick Counts PO Box 57 Shortt Gap, VA 24647-0057	2.83 acres 1/2 of 5.65 acres	3.5313%	0.20295%	0.57735%

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Exhibit E
Unit T-36
Docket # VGOB-98-0324-0625-09
List of Conflicting Owners/Claimants that require escrow

	Acres in Unit	Percent of Unit	Division of Interest in	
			6-Right 5.74713%	7-Right 18.34981%
<u>Tract #2H, 0.33 acres</u>				
<u>COAL OWNERSHIP</u>				
(1) Hurt McGuire Land Trust c/o Charles Green P.O. Box 1067 Bluefield, VA 24605	0.33 acres	0.4125%	0.02371%	0.08744%
<u>OIL & GAS OWNERSHIP</u>				
(1) Rodney D. Taylor, et ux 144 Rose Moss Lane Bandy, VA 24602	0.33 acres	0.4125%	0.02371%	0.06744%
<u>Tract #3A, 9.48 acres</u>				
<i>Incorrectly Identified as a Title Conflict / Surface Claimant Issue. Escrow can be released to owners with a Royalty Agreement</i>				
<u>COAL OWNERSHIP</u>				
(1) Hurt McGuire Land Trust c/o Charles Green P.O. Box 1067 Bluefield, VA 24605	9.48 acres	11.8500%	0.68103%	1.93745%
<u>OIL & GAS OWNERSHIP</u>				
Linkous Horn Heirs, Devisees, Successors or Assigns	9.48 acres	11.8500%	0.68103%	1.93745%
(1) Arizona Osborne Heirs, Devisees, Successors or Assigns				
(a) Sidney Smith 1911 McVitty Road Salem, VA 24153	0.3160 acres 1/30 of 9.48 acres	0.3950%	0.02270%	0.06458%
(b) Kenneth R. Osborne 848 Peyton Street Roanoke, VA 24019	0.3160 acres 1/30 of 9.48 acres	0.3950%	0.02270%	0.06458%
(c) Martha Williams 1911 McVitty Road Salem, VA 24153	0.3160 acres 1/30 of 9.48 acres	0.3950%	0.02270%	0.06458%
(2) Lydia Blankenship Heirs, Devisees, Successors or Assigns				
(a) Mary Jane Keen 1077 Longwall LN Raven, VA 24639	0.0862 acres 1/110 of 9.48 acres	0.1077%	0.00619%	0.01761%
(b) Shirley Keen 1685 Honaker Branch Road Raven, VA 24639	0.0862 acres 1/110 of 9.48 acres	0.1077%	0.00619%	0.01761%
(c) Patsy Moore 6985 Horn Mountain Road Raven, VA 24639	0.0862 acres 1/110 of 9.48 acres	0.1077%	0.00619%	0.01761%

Royalty Split Agreements have been executed, but are in dispute. Royalties attributable to this interest are currently being escrowed.

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Exhibit E
Unit T-36
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List of Conflicting Owners/Claimants that require escrow

	Acres In Unit	Percent of Unit	Division of Interest In	
			6-Right 5.74713%	7-Right 16.34981%
(d) Franklin S. Justice PO Box 522 Keen Mountain, VA 24624	0.0862 acres 1/110 of 9.48 acres	0.1077%	0.00619%	0.01761%
<i>Royalty Split Agreements have been executed, but are in dispute. Royalties attributable to this interest are currently being escrowed.</i>				
(e) James R. Osborne P. O. Box 484 Keen Mountain, VA 24624	0.0862 acres 1/110 of 9.48 acres	0.1077%	0.00619%	0.01761%
<i>Royalty Split Agreements have been executed, but are in dispute. Royalties attributable to this interest are currently being escrowed.</i>				
(f) Clifford Osborne Heirs, Devisees, Successors or Assigns				
(1) Phyllis W. Osborne 1109 Moore Rd. Raven, VA 24639	0.0862 acres 1/110 of 9.48 acres	0.1077%	0.00619%	0.01761%
<i>Royalty Split Agreements have been executed, but are in dispute. Royalties attributable to this interest are currently being escrowed.</i>				
(g) Ronnie Osborne Box 12 Oakwood, VA 24631	0.0862 acres 1/110 of 9.48 acres	0.1077%	0.00619%	0.01761%
<i>Royalty Split Agreements have been executed, but are in dispute. Royalties attributable to this interest are currently being escrowed.</i>				
(h) Charles M. Osborne 216 Plantation Drive Richlands, VA 24641	0.0862 acres 1/110 of 9.48 acres	0.1077%	0.00619%	0.01761%
<i>Royalty Split Agreements have been executed, but are in dispute. Royalties attributable to this interest are currently being escrowed.</i>				
(i) Richard Osborne P. O. Box 585 Keen Mountain, VA 24624	0.0862 acres 1/110 of 9.48 acres	0.1077%	0.00619%	0.01761%
<i>Royalty Split Agreements have been executed, but are in dispute. Royalties attributable to this interest are currently being escrowed.</i>				
(j) William Osborne Heirs, Devisees, Successors or Assigns				
(1) Ruth Keen	(Deed of Gift to Joyce Lineberry Mae 3/16/03)			
(1) Joyce Lineberry Mae c/o Rose Mae P.O. Box 172 Coolleemee, NC 27014	0.0862 acres 1/110 of 9.48 acres	0.1077%	0.00619%	0.01761%
<i>Royalty Split Agreements have been executed, but are in dispute. Royalties attributable to this interest are currently being escrowed.</i>				
(k) John David Osborne Heirs, Devisees, Successors or Assigns				
(1) Darlene B. Osborne 1055 Mapleleaf Hollow Raven, VA 24639	0.0862 acres 1/110 of 9.48 acres	0.1077%	0.00619%	0.01761%
<i>Royalty Split Agreements have been executed, but are in dispute. Royalties attributable to this interest are currently being escrowed.</i>				
(3) Henry Horn Heirs, Devisees, Successors or Assigns				

Exhibit E
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	Acres in Unit	Percent of Unit	Division of Interest in	
			6-Right 5.74713%	7-Right 16.34981%
(a) Perry W. Horn P.O. Box 33 Raven, VA 24639	0.2054 acres 13/600 of 9.48 acres	0.2568%	0.01476%	0.04198%
(4) Thelma H. Osborne P. O. Box 33 Raven, VA 24639	0.9480 acres 1/10 of 9.48 acres	1.1850%	0.06810%	0.19375%
(7) Earnest Horn Heirs, Devisees, Successors or Assigns				
(a) Dorothy Horn Heirs, Devisees, Successors or Assigns				
(a.1) Wesley D. Perkins 305 Bane Bottom Avenue Cedar Bluff, VA 24609	0.9480 acres 1/10 of 9.48 acres	1.1850%	0.06810%	0.19375%
(10) Carl Horn Heirs, Devisees, Successors or Assigns				
(a) Marilyn Taylor PO Box 285 Pounding Mill, VA 24637	0.9480 acres 1/10 of 9.48 acres	1.1850%	0.06810%	0.19375%

Tract #3A1, 1.03 acres

Escrow due to Title Conflict / Surface Claimant

COAL OWNERSHIP

(1) Hunt McGuire Land Trust c/o Charles Green P.O. Box 1067 Bluefield, VA 24605	1.03 acres	1.2875%	0.07399%	0.21050%
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OIL & GAS OWNERSHIP

Linkous Horn Heirs, Devisees, Successors or Assigns	1.03 acres	1.2875%	0.07399%	0.21050%
(1) Arizona Osborne Heirs, Devisees, Successors or Assigns				
(a) Sidney Smith 1811 McVitty Road Salem, VA 24153	0.0343 acres 1/30 of 1.03 acres	0.0429%	0.00247%	0.00702%
(b) Kenneth R. Osborne 848 Peyton Street Roanoke, VA 24019	0.0343 acres 1/30 of 1.03 acres	0.0429%	0.00247%	0.00702%
(c) Martha Williams 1811 McVitty Road Salem, VA 24153	0.0343 acres 1/30 of 1.03 acres	0.0429%	0.00247%	0.00702%
(2) Lydia Blankenship Heirs, Devisees, Successors or Assigns				
(a) Mary Jane Keen 1077 Longwall LN Raven, VA 24639	0.0094 acres 1/110 of 1.03 acres	0.0117%	0.00067%	0.00191%

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	Acres in Unit	Percent of Unit	Division of Interest in	
			8-Right 5.74713%	7-Right 16.34981%
(b) Shirley Keen 1885 Honaker Branch Road Raven, VA 24839	0.0094 acres 1/110 of 1.03 acres	0.0117%	0.00087%	0.00191%
(c) Patsy Moore 8885 Horn Mountain Road Raven, VA 24839	0.0094 acres 1/110 of 1.03 acres	0.0117%	0.00087%	0.00191%
<i>Royalty Split Agreements have been executed, but are in dispute. Royalties attributable to this interest are currently being escrowed.</i>				
(d) Brenda Sue Justice PO Box 522 Keen Mountain, VA 24624	0.0094 acres 1/110 of 1.03 acres	0.0117%	0.00087%	0.00191%
<i>Royalty Split Agreements have been executed, but are in dispute. Royalties attributable to this interest are currently being escrowed.</i>				
(e) James R. Osborne P. O. Box 484 Keen Mountain, VA 24624	0.0094 acres 1/110 of 1.03 acres	0.0117%	0.00087%	0.00191%
<i>Royalty Split Agreements have been executed, but are in dispute. Royalties attributable to this interest are currently being escrowed.</i>				
(f) Clifford Osborne Heirs, Devisees, Successors or Assigns				
(f.1) Phyllis W. Osborne 1109 Moore Rd. Raven, VA 24839	0.0094 acres 1/110 of 1.03 acres	0.0117%	0.00087%	0.00191%
<i>Royalty Split Agreements have been executed, but are in dispute. Royalties attributable to this interest are currently being escrowed.</i>				
(g) Ronnie Osborne Box 12 Oakwood, VA 24631	0.0094 acres 1/110 of 1.03 acres	0.0117%	0.00087%	0.00191%
<i>Royalty Split Agreements have been executed, but are in dispute. Royalties attributable to this interest are currently being escrowed.</i>				
(h) Charles M. Osborne 218 Plantation Drive Richlands, VA 24641	0.0094 acres 1/110 of 1.03 acres	0.0117%	0.00087%	0.00191%
<i>Royalty Split Agreements have been executed, but are in dispute. Royalties attributable to this interest are currently being escrowed.</i>				
(i) Richard Osborne P. O. Box 585 Keen Mountain, VA 24624	0.0094 acres 1/110 of 1.03 acres	0.0117%	0.00087%	0.00191%
<i>Royalty Split Agreements have been executed, but are in dispute. Royalties attributable to this interest are currently being escrowed.</i>				
(j) William Osborne Heirs, Devisees, Successors or Assigns				
(j.1) Ruth Keen	<i>(Deed of Gift to Joyce Lineberry Mae 3/16/03)</i>			
(j.1.1) Joyce Lineberry Mae c/o Rosa Mae P.O. Box 172 Cooleemee, NC 27014	0.0094 acres 1/110 of 1.03 acres	0.0117%	0.00087%	0.00191%
<i>Royalty Split Agreements have been executed, but are in dispute. Royalties attributable to this interest are currently being escrowed.</i>				
(k) John David Osborne Heirs, Devisees, Successors or Assigns				

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Exhibit E
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	Acres in Unit	Percent of Unit	Division of Interest in	
			6-Right 5.74713%	7-Right 16.34981%
(2) Patricia B. Osborne 1055 Mapleleaf Hollow Raven, VA 24639	0.0094 acres 1/110 of 1.03 acres	0.0117%	0.00067%	0.00181%
<i>Royalty Split Agreements have been executed, but are in dispute. Royalties attributable to this interest are currently being escrowed.</i>				
(3) Henry Horn Heirs, Devisees, Successors or Assigns				
(a) Perry W. Horn P.O. Box 33 Raven, VA 24639	0.0223 acres 13/600 of 1.03 acres	0.0279%	0.00180%	0.00456%
(b) Larry M. Horn & Ivory Horn Heirs, Devisees, Successors or Assigns				
(b.1) Margaret E. Dye 784 Big Creek Road Richlands, VA 24641	0.0212 acres 37/1800 of 1.03 acres	0.0265%	0.00152%	0.00433%
(b.2) Nellie A. Maynard P.O. Box 296 Raven, VA 24639	0.0212 acres 37/1800 of 1.03 acres	0.0265%	0.00152%	0.00433%
(b.3) Tammy D. Boyd Street 195 Taylor Circle Raven, VA 24639	0.0212 acres 37/1800 of 1.03 acres	0.0265%	0.00152%	0.00433%
(b.4) Patricia D. Horton 200 Birch Street Raven, VA 24639	0.0057 acres 1/180 of 1.03 acres	0.0072%	0.00041%	0.00117%
(b.5) Danny W. Elder P.O. Box 748 Raven, VA 24639	0.0057 acres 1/180 of 1.03 acres	0.0072%	0.00041%	0.00117%
(b.6) Robert G. Elder 229 Horton Crest Drive #15 Richlands, VA 24641	0.0057 acres 1/180 of 1.03 acres	0.0072%	0.00041%	0.00117%
(4) Thelma H. Osborne P. O. Box 33 Raven, VA 24639	0.1030 acres 1/10 of 1.03 acres	0.1288%	0.00740%	0.02105%
(5) Joseph P. Home 492 Gray Branch Road Cedar Bluff, VA 24609	0.1030 acres 1/10 of 1.03 acres	0.1288%	0.00740%	0.02105%
(6) Nancy H. Sikkell 140 Rasnake Road North Tazewell, VA 24630	0.1030 acres 1/10 of 1.03 acres	0.1288%	0.00740%	0.02105%
(7) Earnest Horn Heirs, Devisees, Successors or Assigns				
(a) Dorothy Horn Heirs, Devisees, Successors or Assigns				
(a.1) Wesley D. Perkins 305 Bane Bottom Avenue Cedar Bluff, VA 24609	0.1030 acres 1/10 of 1.03 acres	0.1288%	0.00740%	0.02105%
(8) Martha Smith P. O. Box 395 Max Meadows, VA 24360	0.1030 acres 1/10 of 1.03 acres	0.1288%	0.00740%	0.02105%
(9) Sarah K. Day P. O. Box 208 Peterstown, WV 24963	0.1030 acres 1/10 of 1.03 acres	0.1288%	0.00740%	0.02105%
(10) Carl Horn Heirs, Devisees, Successors or Assigns				

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Exhibit E
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	Acres in Unit	Percent of Unit	Division of Interest in	
			6-Right 5.74713%	7-Right 16.34981%
(a) Marilyn Taylor PO Box 285 Pounding Mill, VA 24837	0.1030 acres 1/10 of 1.03 acres	0.1288%	0.00740%	0.02105%
- OR -				
Thomas Stilwell Heirs, Devisees, Successors or Assigns	1.03 acres	1.2875%	0.07399%	0.21050%
(1) Beulah V. Osborne Heirs, Devisees, Successors or Assigns				
(a) Sterling Osborne 3639 Clifton Fork Road Raven, VA 24839	0.0129 acres 1/80 of 1.03 acres	0.0161%	0.00092%	0.00263%
(b) Mae Miller 8010 Brown Mountain Road Raven, VA 24839	0.0129 acres 1/80 of 1.03 acres	0.0161%	0.00092%	0.00263%
(c) Sylvia A. Miller 3999 Osborne Road Raven, VA 24839	0.0129 acres 1/80 of 1.03 acres	0.0161%	0.00092%	0.00263%
(d) Doris Mitchell 1045 Jewell Ridge Road Richlands, VA 24341	0.0129 acres 1/80 of 1.03 acres	0.0161%	0.00092%	0.00263%
(e) Brenda Shortt P.O. Box 652 Keen Mountain, VA 24624	0.0129 acres 1/80 of 1.03 acres	0.0161%	0.00092%	0.00263%
(f) Bobby Osborne Brown Mountain Road Whitewood, VA 24857	0.0129 acres 1/80 of 1.03 acres	0.0161%	0.00092%	0.00263%
(g) Danry Osborne PO Box 484 Keen Mountain, VA 24824	0.0129 acres 1/80 of 1.03 acres	0.0161%	0.00092%	0.00263%
(h) Eugene Osborne 214 Carson Avenue, Apt. 46 Richlands, VA 24341	0.0129 acres 1/80 of 1.03 acres	0.0161%	0.00092%	0.00263%
(i) Jerry Osborne Address Unknown	0.0129 acres 1/80 of 1.03 acres	0.0161%	0.00092%	0.00263%
(j) Melvin Osborne PO Box 1239 Raven, VA 24839	0.0129 acres 1/80 of 1.03 acres	0.0161%	0.00092%	0.00263%
(2) Raleigh Stilwell Heirs, Devisees, Successors or Assigns				
(a) Martha J. aka Juanita Stilwell P.O. Box 54 Raven, VA 24839	0.1288 acres 1/8 of 1.03 acres	0.1609%	0.00925%	0.02631%
(3) Paul Elmer Stilwell Heirs, Devisees, Successors or Assigns				
(a) Virginia N. Stilwell, widow 1108 Dial Road Raven, VA 24839	0.1288 acres 1/8 of 1.03 acres	0.1609%	0.00925%	0.02631%
(4) Arthur M. Stilwell P.O. Box 314 Raven, VA 24839	0.1288 acres 1/8 of 1.03 acres	0.1609%	0.00925%	0.02631%
(5) Exe Osborne Heirs, Devisees, Successors or Assigns				

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Exhibit E
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	Acres in Unit	Percent of Unit	Division of Interest in 6-Right 5.74713%	7-Right 16.34981%
(a.1) Myrtle Smith Heirs, Devisees, Successors or Assigns				
(a.1.1) Nancy Jackson P.O. Box 448 Doran, VA 24612	0.0107 acres 1/96 of 1.03 acres	0.0134%	0.00077%	0.00219%
(a.1.2) Darlene Ward 117 Franklin Avenue Richlands, VA 24641	0.0107 acres 1/96 of 1.03 acres	0.0134%	0.00077%	0.00218%
(a.2) Maxie Boyd Box 972 Raven, VA 24639	0.0215 acres 1/48 of 1.03 acres	0.0268%	0.00154%	0.00439%
(a.3) Ruth Osborne Smith Box 672 Doran, VA 24612	0.0215 acres 1/48 of 1.03 acres	0.0268%	0.00154%	0.00439%
(a.4) Judy Blankenship Box 221 Doran, VA 24612	0.0215 acres 1/48 of 1.03 acres	0.0268%	0.00154%	0.00439%
(a.5) John Osborne Box 6 Shortt Gap, VA 24647	0.0215 acres 1/48 of 1.03 acres	0.0268%	0.00154%	0.00439%
(a.6) Ida Proffitt Box 6 Shortt Gap, VA 24647	0.0215 acres 1/48 of 1.03 acres	0.0268%	0.00154%	0.00439%
(6) Flossie Stilwell Osborne Heirs, Devisees, Successors or Assigns				
(a) Hubbard Osborne 3195 Osborne Mountain Rd. Raven, VA 24639	0.0143 acres 1/72 of 1.03 acres	0.0179%	0.00103%	0.00292%
(b) Linda S. Shelton P. O. Box 521 Pounding Mill, VA 24637	0.0143 acres 1/72 of 1.03 acres	0.0179%	0.00103%	0.00292%
(c) Jerline Davis 118 Coronado Road North Tazewell, VA 24630	0.0143 acres 1/72 of 1.03 acres	0.0179%	0.00103%	0.00292%
(d) Arlin W. Osborne	Transferred interest to d 1 per deed dated June 18, 2009			

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	Acres in Unit	Percent of Unit	Division of Interest In 6-Right 5.74713%	7-Right 16.34981%
(d.1) Waldon Darrell Clifton PO Box 189 Richlands, VA 24641	0.0143 acres 1/72 of 1.03 acres	0.0179%	0.00103%	0.00292%
(e) Jackie D. Osborne 1995 Altizer Road Raven, VA 24639-1895	0.0143 acres 1/72 of 1.03 acres	0.0179%	0.00103%	0.00292%
(f) Daniel J. Osborne 1088 Harvest Moon Rd. Raven, VA 24639	0.0143 acres 1/72 of 1.03 acres	0.0179%	0.00103%	0.00292%
(g) Sylvia A. Shelton Byrd 549 Jacks Creek Road Raven, VA 24639	0.0143 acres 1/72 of 1.03 acres	0.0179%	0.00103%	0.00292%
(h) Marvin J. Osborne P. O. Box 1807 Cedar Bluff, VA 24609	0.0143 acres 1/72 of 1.03 acres	0.0179%	0.00103%	0.00292%
(i) Lois Casey 134 Robert St., Lot 8 Richlands, VA 24641	0.0143 acres 1/72 of 1.03 acres	0.0179%	0.00103%	0.00292%
(7) Sylvester Stilwell Osborne Heirs, Devisees, Successors or Assigns				
(a) Cora Arnold Heirs, Devisees, Successors or Assigns				
(a.1) James H. Arnold, widower PO Box 1035 Raven, VA 24639	0.0429 acres 1/24 of 1.03 acres	0.0536%	0.00308%	0.00877%
(b) Leonard C. Stilwell P. O. Box 932 Raven, VA 24639	0.0143 acres 1/72 of 1.03 acres	0.0179%	0.00103%	0.00292%
(c) Jay C. Stilwell Heirs, Devisees, Successors or Assigns				
(c.1) Connie Stilwell, widow P. O. Box 723 Raven, VA 24639	0.0143 acres 1/72 of 1.03 acres	0.0179%	0.00103%	0.00292%
(d) Wanda Hagy Box 1738 Richlands, VA 24641	0.0143 acres 1/72 of 1.03 acres	0.0179%	0.00103%	0.00292%
(e) Bessie Lowe P. O. Box 47 Shortt Gap, VA 24647	0.0143 acres 1/72 of 1.03 acres	0.0179%	0.00103%	0.00292%
(f) Theodore Stilwell HC66 Box 112A Whitewood, VA 24657	0.0143 acres 1/72 of 1.03 acres	0.0179%	0.00103%	0.00292%
(g) Curtis Stilwell P.O. Box 2216 Cedar Bluff, VA 24609-2216	0.0143 acres 1/72 of 1.03 acres	0.0179%	0.00103%	0.00292%
(8) Charlie Stilwell Osborne Heirs, Devisees, Successors or Assigns				

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(a) Bernadine R. Lisburg 1418 First Avenue South Fargo, ND 58103	0.0429 acres 1/24 of 1.03 acres	0.0536%	0.00308%	0.00877%
(b) Gladys E. Pollert 1121 29 Street NW Fargo, ND 58102	0.0143 acres 1/72 of 1.03 acres	0.0179%	0.00103%	0.00292%
(c) David W. Stilwell 507 E. Minnesota #107 Rapid City, SD 57701	0.0143 acres 1/72 of 1.03 acres	0.0179%	0.00103%	0.00292%
(d) Thomas H. Stilwell 27 Horseshoe Trailer Ct. Horace, ND 58047-5718	0.0143 acres 1/72 of 1.03 acres	0.0178%	0.00103%	0.00292%
(e) Quentin A. Stilwell P. O. Box 154 Rhome, ND 58651	0.0143 acres 1/72 of 1.03 acres	0.0179%	0.00103%	0.00292%
(f) Daniel J. Stilwell 100 3rd St. SW #77 Mandan, ND 58554	0.0143 acres 1/72 of 1.03 acres	0.0179%	0.00103%	0.00292%
(g) Bernice R. Lamb 2124 County Road 116 International Falls, MN 56649	0.0143 acres 1/72 of 1.03 acres	0.0179%	0.00103%	0.00292%
<u>OIL & GAS CLAIMANT (Surface Owner)</u>				
(1) Danny McClanahan P. O. Box 547 Oakwood, VA 24831	1.03 acres	1.2875%	0.07398%	0.21050%
<u>Tract #3A2, 2.03 acres</u>				
<u>Escrow due to Title Conflict / Surface Claimant</u>				
Linkous Horn Heirs, Devisees, Successors or Assigns	2.03 acres	2.5375%	0.14583%	0.41488%
(1) Arizona Osborne Heirs, Devisees, Successors or Assigns				
(a) Sidney Smith 1911 McVitty Road Salem, VA 24153	0.0677 acres 1/30 of 2.03 acres	0.0846%	0.00486%	0.01383%
(b) Kenneth R. Osborne 848 Peyton Street Roanoke, VA 24018	0.0677 acres 1/30 of 2.03 acres	0.0846%	0.00486%	0.01383%
(c) Martha Williams 1911 McVitty Road Salem, VA 24153	0.0677 acres 1/30 of 2.03 acres	0.0846%	0.00486%	0.01383%
(2) Lydia Blankenship Heirs, Devisees, Successors or Assigns				
(a) Mary Jane Keen 1077 Longwall LN Raven, VA 24839	0.0185 acres 1/110 of 2.03 acres	0.0231%	0.00133%	0.00377%

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	Acres in Unit	Percent of Unit	Division of Interest in	
			6-Right 5.74713%	7-Right 16.34981%
(b) Shirley Keen 1685 Honaker Branch Road Raven, VA 24639	0.0185 acres 1/110 of 2.03 acres	0.0231%	0.00133%	0.00377%
(c) Patricia Moore 6985 Horn Mountain Road Raven, VA 24639	0.0185 acres 1/110 of 2.03 acres	0.0231%	0.00133%	0.00377%
<i>Royalty Split Agreements have been executed, but are in dispute. Royalties attributable to this interest are currently being escrowed.</i>				
(d) Brenda Sue Justice PO Box 522 Keen Mountain, VA 24624	0.0185 acres 1/110 of 2.03 acres	0.0231%	0.00133%	0.00377%
<i>Royalty Split Agreements have been executed, but are in dispute. Royalties attributable to this interest are currently being escrowed.</i>				
(e) James R. Osborne P. O. Box 484 Keen Mountain, VA 24624	0.0185 acres 1/110 of 2.03 acres	0.0231%	0.00133%	0.00377%
<i>Royalty Split Agreements have been executed, but are in dispute. Royalties attributable to this interest are currently being escrowed.</i>				
(f) Clifford Osborne Heirs, Devisees, Successors or Assigns				
(f.1) Phyllis W. Osborne 1109 Moore Rd. Raven, VA 24639	0.0185 acres 1/110 of 2.03 acres	0.0231%	0.00133%	0.00377%
<i>Royalty Split Agreements have been executed, but are in dispute. Royalties attributable to this interest are currently being escrowed.</i>				
(g) Ronnie Osborne Box 12 Oakwood, VA 24631	0.0185 acres 1/110 of 2.03 acres	0.0231%	0.00133%	0.00377%
<i>Royalty Split Agreements have been executed, but are in dispute. Royalties attributable to this interest are currently being escrowed.</i>				
(h) Charles M. Osborne 216 Plantation Drive Richlands, VA 24641	0.0185 acres 1/110 of 2.03 acres	0.0231%	0.00133%	0.00377%
<i>Royalty Split Agreements have been executed, but are in dispute. Royalties attributable to this interest are currently being escrowed.</i>				
(i) Richard Osborne P. O. Box 585 Keen Mountain, VA 24624	0.0185 acres 1/110 of 2.03 acres	0.0231%	0.00133%	0.00377%
<i>Royalty Split Agreements have been executed, but are in dispute. Royalties attributable to this interest are currently being escrowed.</i>				
(j) William Osborne Heirs, Devisees, Successors or Assigns				
(j.1) Ruth Keen	(Deed of Gift to Joyce Lineberry Mae 3/16/03)			
(j.1.1) Joyce Lineberry Mae c/o Rose Mae P.O. Box 172 Cooleemee, NC 27014	0.0185 acres 1/110 of 2.03 acres	0.0231%	0.00133%	0.00377%
<i>Royalty Split Agreements have been executed, but are in dispute. Royalties attributable to this interest are currently being escrowed.</i>				
(k) John David Osborne Heirs, Devisees, Successors or Assigns				

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Exhibit E
Unit T-36
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List of Conflicting Owners/Claimants that require escrow

	Acres In Unit	Percent of Unit	Division of Interest in 6-Right 5.74713%	7-Right 16.34981%
(1) Bertha E. Osborne 1055 Mapleleaf Hollow Raven, VA 24639	0.0185 acres 1/110 of 2.03 acres	0.0231%	0.00133%	0.00377%
<i>Royalty Split Agreements have been executed, but are in dispute. Royalties attributable to this interest are currently being escrowed.</i>				
(3) Henry Horn Heirs, Devisees, Successors or Assigns				
(a) Perry W. Horn P.O. Box 33 Raven, VA 24639	0.0440 acres 13/600 of 2.03 acres	0.0550%	0.00316%	0.00899%
(b) Larry M. Horn & Ivory Horn Heirs, Devisees, Successors or Assigns				
(b.1) Margaret E. Dye 784 Big Creek Road Richlands, VA 24641	0.0417 acres 37/1800 of 2.03 acres	0.0522%	0.00300%	0.00853%
(b.2) Nellie A. Maynard P.O. Box 298 Raven, VA 24639	0.0417 acres 37/1800 of 2.03 acres	0.0522%	0.00300%	0.00853%
(b.3) Tammy D. Boyd Street 195 Taylor Circle Raven, VA 24639	0.0417 acres 37/1800 of 2.03 acres	0.0522%	0.00300%	0.00853%
(b.4) Patricia D. Horton 200 Birch Street Raven, VA 24639	0.0113 acres 1/180 of 2.03 acres	0.0141%	0.00081%	0.00230%
(b.5) Danny W. Elder P.O. Box 748 Raven, VA 24639	0.0113 acres 1/180 of 2.03 acres	0.0141%	0.00081%	0.00230%
(b.6) Robert G. Elder 229 Horton Crest Drive #15 Richlands, VA 24641	0.0113 acres 1/180 of 2.03 acres	0.0141%	0.00081%	0.00230%
(4) Thelma H. Osborne P. O. Box 33 Raven, VA 24639	0.2030 acres 1/10 of 2.03 acres	0.2538%	0.01458%	0.04149%
(5) Joseph P. Home 482 Gray Branch Road Cedar Bluff, VA 24609	0.2030 acres 1/10 of 2.03 acres	0.2538%	0.01458%	0.04149%
(6) Nancy H. Stilwell 140 Rasnake Road North Tazewell, VA 24630	0.2030 acres 1/10 of 2.03 acres	0.2538%	0.01458%	0.04149%
(7) Earnest Horn Heirs, Devisees, Successors or Assigns				
(a) Dorothy Horn Heirs, Devisees, Successors or Assigns				
(a.1) Wesley D. Perkins 305 Bane Bottom Avenue Cedar Bluff, VA 24609	0.2030 acres 1/10 of 2.03 acres	0.2538%	0.01458%	0.04149%
(8) Martha Smith P. O. Box 395 Max Meadows, VA 24360	0.2030 acres 1/10 of 2.03 acres	0.2538%	0.01458%	0.04149%
(9) Sarah K. Day P. O. Box 208 Peterstown, WV 24863	0.2030 acres 1/10 of 2.03 acres	0.2538%	0.01458%	0.04149%
(10) Carl Horn Heirs, Devisees, Successors or Assigns				

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	Acres in Unit	Percent of Unit	Division of Interest in	
			6-Right 5.74713%	7-Right 16.34981%
(a) Marilyn Taylor PO Box 285 Pounding Mill, VA 24637	0.2030 acres 1/10 of 2.03 acres	0.2536%	0.01456%	0.04149%
- OR -				
Thomas Stilwell Heirs, Devisees, Successors or Assigns	2.03 acres	2.5376%	0.14583%	0.41486%
(1) Beulah V. Osborne Heirs, Devisees, Successors or Assigns				
(a) Sterling Osborne 3839 Clifton Fork Road Raven, VA 24639	0.0254 acres 1/80 of 2.03 acres	0.0317%	0.00182%	0.00519%
(b) Mae Miller 8010 Brown Mountain Road Raven, VA 24639	0.0254 acres 1/80 of 2.03 acres	0.0317%	0.00182%	0.00519%
(c) Sylvia A. Miller 3999 Osborne Road Raven, VA 24639	0.0254 acres 1/80 of 2.03 acres	0.0317%	0.00182%	0.00519%
(d) Doris Mitchell 1045 Jewell Ridge Road Richlands, VA 24341	0.0254 acres 1/80 of 2.03 acres	0.0317%	0.00182%	0.00519%
(e) Brenda Shortt P.O. Box 652 Keen Mountain, VA 24624	0.0254 acres 1/80 of 2.03 acres	0.0317%	0.00182%	0.00519%
(f) Bobby Osborne Brown Mountain Road Whitewood, VA 24657	0.0254 acres 1/80 of 2.03 acres	0.0317%	0.00182%	0.00519%
(g) Danny Osborne PO Box 464 Keen Mountain, VA 24624	0.0254 acres 1/80 of 2.03 acres	0.0317%	0.00182%	0.00519%
(h) Eugene Osborne 214 Carson Avenue, Apt. 48 Richlands, VA 24341	0.0254 acres 1/80 of 2.03 acres	0.0317%	0.00182%	0.00519%
(i) Jerry Osborne Address Unknown	0.0254 acres 1/80 of 2.03 acres	0.0317%	0.00182%	0.00519%
(j) Melvin Osborne PO Box 1239 Raven, VA 24639	0.0254 acres 1/80 of 2.03 acres	0.0317%	0.00182%	0.00519%
(2) Raleigh Stilwell Heirs, Devisees, Successors or Assigns				
(a) Martha J. aka Juanita Stilwell P.O. Box 54 Raven, VA 24639	0.2538 acres 1/8 of 2.03 acres	0.3172%	0.01823%	0.05186%
(3) Paul Elmer Stilwell Heirs, Devisees, Successors or Assigns				
(a) Virginia N. Stilwell, widow 1106 Dial Road Raven, VA 24639	0.2538 acres 1/8 of 2.03 acres	0.3172%	0.01823%	0.05186%
(4) Arthur M. Stilwell P.O. Box 314 Raven, VA 24639	0.2538 acres 1/8 of 2.03 acres	0.3172%	0.01823%	0.05186%
(5) Edie Osborne Heirs, Devisees, Successors or Assigns				

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Exhibit E
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List of Conflicting Owners/Claimants that require escrow

	Acres in Unit	Percent of Unit	Division of Interest in 6-Right 5.74713%	7-Right 16.34981%
(a.1) Myrtle Smith Heirs, Devisees, Successors or Assigns				
(a.1.1) Nancy Jackson P.O. Box 448 Doran, VA 24612	0.0211 acres 1/96 of 2.03 acres	0.0264%	0.00152%	0.00432%
(a.1.2) Darlene Ward 117 Franklin Avenue Richlands, VA 24641	0.0211 acres 1/96 of 2.03 acres	0.0264%	0.00152%	0.00432%
(a.2) Made Boyd Box 972 Raven, VA 24639	0.0423 acres 1/48 of 2.03 acres	0.0529%	0.00304%	0.00864%
(a.3) Ruth Osborne Smith Box 672 Doran, VA 24612	0.0423 acres 1/48 of 2.03 acres	0.0529%	0.00304%	0.00864%
(a.4) Judy Blankenship Box 221 Doran, VA 24612	0.0423 acres 1/48 of 2.03 acres	0.0529%	0.00304%	0.00864%
(a.5) John Osborne Box 6 Shortt Gap, VA 24647	0.0423 acres 1/48 of 2.03 acres	0.0529%	0.00304%	0.00864%
(a.6) Ida Proffitt Box 6 Shortt Gap, VA 24647	0.0423 acres 1/48 of 2.03 acres	0.0529%	0.00304%	0.00864%
(b) Flossie Stilwell Osborne Heirs, Devisees, Successors or Assigns				
(a) Hubbard Osborne 3195 Osborne Mountain Rd. Raven, VA 24639	0.0282 acres 1/72 of 2.03 acres	0.0352%	0.00203%	0.00576%
(b) Linda S. Shelton P. O. Box 521 Pounding Mill, VA 24637	0.0282 acres 1/72 of 2.03 acres	0.0352%	0.00203%	0.00576%
(c) Jerline Davis 118 Coronado Road North Tazewell, VA 24630	0.0282 acres 1/72 of 2.03 acres	0.0352%	0.00203%	0.00576%
(d) Arlin W. Osborne	Transferred interest to d. 1 per deed dated June 18, 2009			

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	Acres in Unit	Percent of Unit	Division of Interest in	
			6-Right 5.74713%	7-Right 16.34981%
(d.1) Waldon Darrell Clifton PO Box 169 Richlands, VA 24641	0.0282 acres 1/72 of 2.03 acres	0.0352%	0.00203%	0.00576%
(e) Jackie D. Osborne 1995 Altizer Road Raven, VA 24639-1695	0.0282 acres 1/72 of 2.03 acres	0.0352%	0.00203%	0.00576%
(f) Daniel J. Osborne 1088 Harvest Moon Rd. Raven, VA 24639	0.0282 acres 1/72 of 2.03 acres	0.0352%	0.00203%	0.00576%
(g) Sylvia A. Shelton Byrd 549 Jacks Creek Road Raven, VA 24639	0.0282 acres 1/72 of 2.03 acres	0.0352%	0.00203%	0.00576%
(h) Marvin J. Osborne P. O. Box 1697 Cedar Bluff, VA 24609	0.0282 acres 1/72 of 2.03 acres	0.0352%	0.00203%	0.00576%
(i) Lois Casey 134 Robert St., Lot 8 Richlands, VA 24641	0.0282 acres 1/72 of 2.03 acres	0.0352%	0.00203%	0.00576%
(7) Sylvester Stilwell Osborne Heirs, Devisees, Successors or Assigns				
(a) Cora Arnold Heirs, Devisees, Successors or Assigns				
(a.1) James H. Arnold, widower PO Box 1035 Raven, VA 24639	0.0846 acres 1/24 of 2.03 acres	0.1057%	0.00608%	0.01728%
(b) Leonard C. Stilwell P. O. Box 832 Raven, VA 24639	0.0282 acres 1/72 of 2.03 acres	0.0352%	0.00203%	0.00576%
(c) Jay C. Stilwell Heirs, Devisees, Successors or Assigns				
(c.1) Connie Stilwell, widow P. O. Box 723 Raven, VA 24639	0.0282 acres 1/72 of 2.03 acres	0.0352%	0.00203%	0.00576%
(d) Wanda Hagy Box 1738 Richlands, VA 24641	0.0282 acres 1/72 of 2.03 acres	0.0352%	0.00203%	0.00576%
(e) Bessie Lowe P. O. Box 47 Shortt Gap, VA 24647	0.0282 acres 1/72 of 2.03 acres	0.0352%	0.00203%	0.00576%
(f) Theodore Stilwell HC66 Box 112A Whitewood, VA 24657	0.0282 acres 1/72 of 2.03 acres	0.0352%	0.00203%	0.00576%
(g) Curtis Stilwell P.O. Box 2216 Cedar Bluff, VA 24609-2216	0.0282 acres 1/72 of 2.03 acres	0.0352%	0.00203%	0.00576%
(8) Charlie Stilwell Osborne Heirs, Devisees, Successors or Assigns				

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	Acres In Unit	Percent of Unit	Division of Interest in 6-Right 5.74713%	7-Right 16.34981%
(a) Bernadine R. Lisburg 1418 First Avenue South Fargo, ND 58103	0.0846 acres 1/24 of 2.03 acres	0.1057%	0.00608%	0.01729%
(b) Gladys E. Pollert 1121 29 Street NW Fargo, ND 58102	0.0282 acres 1/72 of 2.03 acres	0.0352%	0.00203%	0.00576%
(c) David W. Stilwell 507 E. Minnesota #107 Rapid City, SD 57701	0.0282 acres 1/72 of 2.03 acres	0.0352%	0.00203%	0.00576%
(d) Thomas H. Stilwell 27 Horseshoe Trailer Ct. Horace, ND 58047-5718	0.0282 acres 1/72 of 2.03 acres	0.0352%	0.00203%	0.00576%
(e) Quentin A. Stilwell P. O. Box 154 Rhome, ND 58651	0.0282 acres 1/72 of 2.03 acres	0.0352%	0.00203%	0.00576%
(f) Daniel J. Stilwell 100 3rd St. SW #77 Mandan, ND 58554	0.0282 acres 1/72 of 2.03 acres	0.0352%	0.00203%	0.00576%
(g) Bernice R. Lamb 2124 County Road 11B International Falls, MN 56649	0.0282 acres 1/72 of 2.03 acres	0.0352%	0.00203%	0.00576%
<u>OIL & GAS CLAIMANT (Surface Owner)</u>				
(1) Danny McClanahan P. O. Box 547 Oakwood, VA 24631	2.03 acres	2.5375%	0.14583%	0.41488%
<u>Tract #3B & 3C, 0.87 acres</u>				
<u>COAL OWNERSHIP</u>				
(1) Hurt McGuire Land Trust c/o Charles Green P.O. Box 1067 Bluefield, VA 24805	0.87 acres	1.0875%	0.06250%	0.17780%
<u>OIL & GAS OWNERSHIP</u>				
Linkous Horn Heirs, Devisees, Successors or Assigns	0.87 acres	1.0875%	0.06250%	0.17780%
(1) Arizona Osborne Heirs, Devisees, Successors or Assigns				
(a) Sidney Smith 1811 McVitty Road Salem, VA 24153	0.0290 acres 1/30 of 0.87 acres	0.0363%	0.00208%	0.00593%
(b) Kenneth R. Osborne 848 Peyton Street Roanoke, VA 24019	0.0290 acres 1/30 of 0.87 acres	0.0363%	0.00208%	0.00593%
(c) Martha Williams 1911 McVitty Road Salem, VA 24153	0.0290 acres 1/30 of 0.87 acres	0.0363%	0.00208%	0.00593%
(2) Lydia Blankenship Heirs, Devisees, Successors or Assigns				
(a) Mary Jane Keen 1077 Longwall LN Raven, VA 24639	0.0079 acres 1/110 of 0.87 acres	0.0099%	0.00057%	0.00162%
(b) Shirley Keen 1685 Honaker Branch Road Raven, VA 24639	0.0079 acres 1/110 of 0.87 acres	0.0099%	0.00057%	0.00162%

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	Acres in Unit	Percent of Unit	Division of Interest in	
			6-Right 5.74713%	7-Right 16.34981%
(c) Perry Moore 6885 Horn Mountain Road Raven, VA 24639	0.0079 acres 1/110 of 0.87 acres	0.0099%	0.00057%	0.00162%
<i>Royalty Split Agreements have been executed, but are in dispute. Royalties attributable to this interest are currently being escrowed.</i>				
(d) Brenda Sue Justice PO Box 522 Keen Mountain, VA 24624	0.0079 acres 1/110 of 0.87 acres	0.0099%	0.00057%	0.00162%
<i>Royalty Split Agreements have been executed, but are in dispute. Royalties attributable to this interest are currently being escrowed.</i>				
(e) James R. Osborne P. O. Box 484 Keen Mountain, VA 24624	0.0079 acres 1/110 of 0.87 acres	0.0099%	0.00057%	0.00162%
<i>Royalty Split Agreements have been executed, but are in dispute. Royalties attributable to this interest are currently being escrowed.</i>				
(f) Clifford Osborne Heirs, Devisees, Successors or Assigns				
(f.1) Phyllis W. Osborne 1109 Moore Rd. Raven, VA 24639	0.0079 acres 1/110 of 0.87 acres	0.0099%	0.00057%	0.00162%
<i>Royalty Split Agreements have been executed, but are in dispute. Royalties attributable to this interest are currently being escrowed.</i>				
(g) Ronnie Osborne Box 12 Oakwood, VA 24631	0.0079 acres 1/110 of 0.87 acres	0.0099%	0.00057%	0.00162%
<i>Royalty Split Agreements have been executed, but are in dispute. Royalties attributable to this interest are currently being escrowed.</i>				
(h) Charles M. Osborne 218 Plantation Drive Richlands, VA 24841	0.0079 acres 1/110 of 0.87 acres	0.0099%	0.00057%	0.00162%
<i>Royalty Split Agreements have been executed, but are in dispute. Royalties attributable to this interest are currently being escrowed.</i>				
(i) Richard Osborne P. O. Box 585 Keen Mountain, VA 24624	0.0079 acres 1/110 of 0.87 acres	0.0099%	0.00057%	0.00162%
<i>Royalty Split Agreements have been executed, but are in dispute. Royalties attributable to this interest are currently being escrowed.</i>				
(j) William Osborne Heirs, Devisees, Successors or Assigns				
(j.1) Ruth Keen	(Deed of Gift to Joyce Lineberry Mae 3/16/03)			
(j.1.1) Joyce Lineberry Mae c/o Rosa Mae P.O. Box 172 Cooleemee, NC 27014	0.0079 acres 1/110 of 0.87 acres	0.0099%	0.00057%	0.00162%
<i>Royalty Split Agreements have been executed, but are in dispute. Royalties attributable to this interest are currently being escrowed.</i>				
(k) John David Osborne Heirs, Devisees, Successors or Assigns				
(k.1) Darlene B. Osborne 1055 Mapleleaf Hollow Raven, VA 24639	0.0078 acres 1/110 of 0.87 acres	0.0089%	0.00057%	0.00162%
<i>Royalty Split Agreements have been executed, but are in dispute. Royalties attributable to this interest are currently being escrowed.</i>				
(3) Henry Horn Heirs, Devisees, Successors or Assigns				
(a) Perry W. Horn P.O. Box 33 Raven, VA 24639	0.0189 acres 13/600 of 0.87 acres	0.0238%	0.00135%	0.00385%

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	Acres in Unit	Percent of Unit	Division of Interest in	
			6-Right 5.74713%	7-Right 16.34981%
(4) Thelma H. Osborne P. O. Box 33 Raven, VA 24639	0.0870 acres 1/10 of 0.87 acres	0.1088%	0.00625%	0.01778%
(7) Earnest Horn Heins, Devises, Successors or Assigns				
(a) Dorothy Horn Heins, Devises, Successors or Assigns				
(a.1) Wesley D. Perkins 305 Bane Bottom Avenue Cedar Bluff, VA 24609	0.0870 acres 1/10 of 0.87 acres	0.1088%	0.00625%	0.01778%
(10) Carl Horn Heins, Devises, Successors or Assigns				
(a) Marilyn Taylor PO Box 285 Pounding Mill, VA 24637	0.0870 acres 1/10 of 0.87 acres	0.1088%	0.00625%	0.01778%

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Exhibit EE
Unit T-36
Docket # VGOB-98-0324-0625-09
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	Acres in Unit	Percent of Unit	Division of Interest in		Percent of Escrow
			6-Right 5.74713%	7-Right 16.34981%	
<u>Tract #2A, 32.30 acres</u>					
<u>COAL OWNERSHIP</u>					
(1) Hurt McGuire Land Trust c/o Charles Green P.O. Box 1067 Bluefield, VA 24605	32.30 acres	40.3750%	2.32040%	6.60124%	n/a
<u>OIL & GAS OWNERSHIP</u>					
Thomas Stilwell Heirs, Devisees, Successors or Assigns	32.30 acres	40.3750%	2.32040%	6.60124%	
(1) Beulah V. Osborne Heirs, Devisees, Successors or Assigns					
(a) Sterling Osborne 3639 Clifton Fork Road Raven, VA 24639	0.4038 acres 1/80 of 32.30 acres	0.5047%	0.02901%	0.08252%	n/a
(b) Mae Miller 8010 Brown Mountain Road Raven, VA 24639	0.4038 acres 1/80 of 32.30 acres	0.5047%	0.02901%	0.08252%	n/a
(c) Sylvia A. Miller 3999 Osborne Road Raven, VA 24639	0.4038 acres 1/80 of 32.30 acres	0.5047%	0.02901%	0.08252%	n/a
(d) Doris Mitchell 1045 Jewell Ridge Road Richlands, VA 24341	0.4038 acres 1/80 of 32.30 acres	0.5047%	0.02901%	0.08252%	n/a
(e) Brenda Shortt P.O. Box 652 Keen Mountain, VA 24624	0.4038 acres 1/80 of 32.30 acres	0.5047%	0.02901%	0.08252%	n/a
(f) Bobby Osborne Brown Mountain Road Whitewood, VA 24657	0.4038 acres 1/80 of 32.30 acres	0.5047%	0.02901%	0.08252%	n/a
(g) Danny Osborne PO Box 464 Keen Mountain, VA 24624	0.4038 acres 1/80 of 32.30 acres	0.5047%	0.02901%	0.08252%	n/a
(h) Eugene Osborne 214 Carson Avenue, Apt. 46 Richlands, VA 24341	0.4038 acres 1/80 of 32.30 acres	0.5047%	0.02901%	0.08252%	n/a
(i) Jerry Osborne Address Unknown	0.4038 acres 1/80 of 32.30 acres	0.5047%	0.02901%	0.08252%	n/a
(j) Melvin Osborne PO Box 1239 Raven, VA 24639	0.4038 acres 1/80 of 32.30 acres	0.5047%	0.02901%	0.08252%	n/a
(2) Raleigh Stilwell Heirs, Devisees, Successors or Assigns					
(a) Martha J. aka Juanita Stilwell P.O. Box 54 Raven, VA 24639	4.0375 acres 1/8 of 32.30 acres	5.0469%	0.29005%	0.82515%	n/a

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Exhibit EE
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	Acres in Unit	Percent of Unit	Division of Interest in		Percent of Escrow
			6-Right 5.74713%	7-Right 16.34981%	
(3) Paul Elmer Stilwell Heirs, Devisees, Successors or Assigns					
(a) Virginia N. Stilwell, widow 1106 Dial Road Raven, VA 24639	4.0375 acres 1/8 of 32.30 acres	5.0469%	0.29005%	0.82515%	n/a
(4) Arthur M. Stilwell P.O. Box 314 Raven, VA 24639	4.0375 acres 1/8 of 32.30 acres	5.0469%	0.29005%	0.82515%	n/a
(5) Exie Osborne Heirs, Devisees, Successors or Assigns					
(a.1) Myrtle Smith Heirs, Devisees, Successors or Assigns					
(a.1.1) Nancy Jackson P.O. Box 448 Doran, VA 24612	0.3365 acres 1/96 of 32.30 acres	0.4206%	0.02417%	0.06876%	n/a
(a.1.2) Darlene Ward 117 Franklin Avenue Richlands, VA 24641	0.3365 acres 1/96 of 32.30 acres	0.4206%	0.02417%	0.06876%	n/a
(a.2) Maxie Boyd Box 972 Raven, VA 24639	0.6729 acres 1/48 of 32.30 acres	0.8411%	0.04834%	0.13753%	n/a
(a.3) Ruth Osborne Smith Box 672 Doran, VA 24612	0.6729 acres 1/48 of 32.30 acres	0.8411%	0.04834%	0.13753%	n/a
(a.4) Judy Blankenship Box 221 Doran, VA 24612	0.6729 acres 1/48 of 32.30 acres	0.8411%	0.04834%	0.13753%	n/a
(a.5) John Osborne Box 6 Shortt Gap, VA 24647	0.6729 acres 1/48 of 32.30 acres	0.8411%	0.04834%	0.13753%	n/a
(a.6) Ida Proffitt Box 6 Shortt Gap, VA 24647	0.6729 acres 1/48 of 32.30 acres	0.8411%	0.04834%	0.13753%	n/a
(6) Flossie Stilwell Osborne Heirs, Devisees, Successors or Assigns					
(a) Hubbard Osborne 3195 Osborne Mountain Rd. Raven, VA 24639	0.4486 acres 1/72 of 32.30 acres	0.5608%	0.03223%	0.09168%	n/a
(b) Linda S. Shelton P. O. Box 521 Pounding Mill, VA 24637	0.4486 acres 1/72 of 32.30 acres	0.5608%	0.03223%	0.09168%	n/a
(c) Jerline Davis 118 Coronado Road North Tazewell, VA 24630	0.4486 acres 1/72 of 32.30 acres	0.5608%	0.03223%	0.09168%	n/a
(d) Arlin W. Osborne	Transferred interest to d.1 per deed dated June 18, 2009				
(d.1) Waldon Darrell Clifton PO Box 169 Richlands, VA 24641	0.4486 acres 1/72 of 32.30 acres	0.5608%	0.03223%	0.09168%	n/a

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Exhibit EE
Unit T-36
Docket # VGOB-98-0324-0625-09
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	Acres in Unit	Percent of Unit	Division of Interest in		Percent of Escrow
			6-Right 5.74713%	7-Right 16.34981%	
(e) Jackie D. Osborne 1995 Altizer Road Raven, VA 24639-1995	0.4486 acres 1/72 of 32.30 acres	0.5608%	0.03223%	0.09168%	n/a
(f) Daniel J. Osborne 1068 Harvest Moon Rd. Raven, VA 24639	0.4486 acres 1/72 of 32.30 acres	0.5608%	0.03223%	0.09168%	n/a
(g) Sylvia A. Shelton Byrd 549 Jacks Creek Road Raven, VA 24639	0.4486 acres 1/72 of 32.30 acres	0.5608%	0.03223%	0.09168%	n/a
(h) Marvin J. Osborne P. O. Box 1607 Cedar Bluff, VA 24609	0.4486 acres 1/72 of 32.30 acres	0.5608%	0.03223%	0.09168%	n/a
(i) Lols Casey 134 Robert St., Lot 8 Richlands, VA 24641	0.4486 acres 1/72 of 32.30 acres	0.5608%	0.03223%	0.09168%	n/a
(7) Sylvester Stilwell Osborne Heirs, Devisees, Successors or Assigns					
(b) Leonard C. Stilwell P. O. Box 932 Raven, VA 24639	0.4486 acres 1/72 of 32.30 acres	0.5608%	0.03223%	0.09168%	n/a
(c) Jay C. Stilwell Heirs, Devisees, Successors or Assigns					
(c.1) Connie Stilwell, widow P. O. Box 723 Raven, VA 24639	0.4486 acres 1/72 of 32.30 acres	0.5608%	0.03223%	0.09168%	n/a
(d) Wanda Hagy Box 1738 Richlands, VA 24641	0.4486 acres 1/72 of 32.30 acres	0.5608%	0.03223%	0.09168%	n/a
(e) Bessie Lowe P. O. Box 47 Shortt Gap, VA 24647	0.4486 acres 1/72 of 32.30 acres	0.5608%	0.03223%	0.09168%	n/a
(f) Theodore Stilwell HC66 Box 112A Whitewood, VA 24657	0.4486 acres 1/72 of 32.30 acres	0.5608%	0.03223%	0.09168%	n/a
(g) Curtis Stilwell P.O. Box 2216 Cedar Bluff, VA 24609-2216	0.4486 acres 1/72 of 32.30 acres	0.5608%	0.03223%	0.09168%	n/a
(8) Charlie Stilwell Osborne Heirs, Devisees, Successors or Assigns					
(a) Bernadine R. Lisburg 1418 First Avenue South Fargo, ND 58103	1.3458 acres 1/24 of 32.30 acres	1.6823%	0.09668%	0.27505%	n/a
(b) Gladys E. Pollert 1121 29 Street NW Fargo, ND 58102	0.4486 acres 1/72 of 32.30 acres	0.5608%	0.03223%	0.09168%	n/a
(c) David W. Stilwell 507 E. Minnesota #107 Rapid City, SD 57701	0.4486 acres 1/72 of 32.30 acres	0.5608%	0.03223%	0.09168%	n/a

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Exhibit EE
Unit T-36
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	Acres in Unit	Percent of Unit	Division of Interest in		Percent of Escrow
			6-Right 5.74713%	7-Right 16.34981%	
(d) Thomas H. Stilwell 27 Horseshoe Trailer Ct. Horace, ND 58047-5718	0.4486 acres 1/72 of 32.30 acres	0.5608%	0.03223%	0.09168%	n/a
(e) Quentin A. Stilwell P. O. Box 154 Rhome, ND 58651	0.4486 acres 1/72 of 32.30 acres	0.5608%	0.03223%	0.09168%	n/a
(f) Daniel J. Stilwell 100 3rd St. SW #77 Mandan, ND 58554	0.4486 acres 1/72 of 32.30 acres	0.5608%	0.03223%	0.09168%	n/a
(g) Bernice R. Lamb 2124 County Road 116 International Falls, MN 56649	0.4486 acres 1/72 of 32.30 acres	0.5608%	0.03223%	0.09168%	n/a

Tract #2B, 1.25 acres

COAL OWNERSHIP

(1) Hurt McGuire Land Trust c/o Charles Green P.O. Box 1067 Bluefield, VA 24605	1.25 acres	1.5625%	0.08980%	0.25547%	n/a
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OIL & GAS OWNERSHIP

(1) CNX Gas Company LLC 2481 John Nash Blvd. Bluefield, WV 24701 (Previously Walter Underwood, CNX Purchased from his heirs)	1.25 acres	1.5625%	0.08980%	0.25547%	n/a
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Tract #2G, 9.64 acres

COAL OWNERSHIP

(1) Hurt McGuire Land Trust c/o Charles Green P.O. Box 1067 Bluefield, VA 24605	9.64 acres	12.0500%	0.69253%	1.97015%	n/a
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OIL & GAS OWNERSHIP

A.E. Shreve, et al (aka Albert Ball Heirs, et al.)	9.64 acres	12.0500%	0.69253%	1.97015%	n/a
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(1) Albert Ball Heirs, Devisees, Successors or Assigns (1/2)

(a) Donald E. Ball Heirs, Devisees,
Successors or Assigns (1/6)

(a.1) Myrtle McGlothlin Ball, widow 122 Fox Hill Rd. Raven, VA 24639	1.607 acres 1/6 of 9.64 acres	2.0083%	0.11542%	0.32836%	n/a
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(b) Lawrence E. Ball Heirs, Devisees,
Successors or Assigns (1/6)

(b.1) Bobby Ball 120 Flamingo Rd. Raven, VA 24639	0.803 acres 1/12 of 9.64 acres	1.0042%	0.05771%	0.16418%	n/a
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Exhibit EE
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	Acres in Unit	Percent of Unit	Division of Interest in		Percent of Escrow
			6-Right 5.74713%	7-Right 16.34981%	
(b.2) Tommy Gerald Ball Heirs, Devisees, Successors or Assigns					
(b.2.1) Mark Anthony Ball 104 Lee St. Richlands, VA 24641	0.067 acres 1/144 of 9.64 acres	0.0837%	0.00481%	0.01368%	n/a
(b.2.2) Kimberly Dawn Dunford 2875 Crocketts Cove Rd. Wytheville, VA 24382-4892	0.067 acres 1/144 of 9.64 acres	0.0837%	0.00481%	0.01368%	n/a
(b.2.3) Chadwick Ervin Ball 2552 Crocketts Cove Rd. Wytheville, VA 24382-4892	0.067 acres 1/144 of 9.64 acres	0.0837%	0.00481%	0.01368%	n/a
(b.2.4) Todd Edward Ball 1803 Hollowbrook Dr. Holt, MI 48842	0.067 acres 1/144 of 9.64 acres	0.0837%	0.00481%	0.01368%	n/a
(b.3) Edward Eugene Ball Heirs, Devisees, Successors or Assigns					
(b.3.1) Sharon K. Ball* 2413 Crocketts Cove Rd. Wytheville, VA 24382-4892	0.179 acres 1/54 of 9.64 acres	0.2231%	0.01282%	0.03648%	n/a
(b.3.2) Mark Anthony Ball* 104 Lee St. Richlands, VA 24641	0.089 acres 1/108 of 9.64 acres	0.1116%	0.00641%	0.01824%	n/a
(b.3.3) Kimberly Dawn Dunford* 2875 Crocketts Cove Rd. Wytheville, VA 24382-4892	0.089 acres 1/108 of 9.64 acres	0.1116%	0.00641%	0.01824%	n/a
(b.3.4) Chadwick Ervin Ball* 2552 Crocketts Cove Rd. Wytheville, VA 24382-4892	0.089 acres 1/108 of 9.64 acres	0.1116%	0.00641%	0.01824%	n/a
(b.3.5) Todd Edward Ball* 1803 Hollowbrook Dr. Holt, MI 48842	0.089 acres 1/108 of 9.64 acres	0.1116%	0.00641%	0.01824%	n/a
(c) James Ball Heirs, Devisees, Successors or Assigns (1/6)					
(c.1) Melissa R. Lawson P. O. Box 155 Raven, VA 24639	0.536 acres 1/18 of 9.64 acres	0.6694%	0.03847%	0.10945%	n/a
(c.2) Steve R. Ball 23040 Kastreel Dr. Bristol, VA 24202	0.536 acres 1/18 of 9.64 acres	0.6694%	0.03847%	0.10945%	n/a
(c.3) Danny R. Ball 3488 Road Ridge Tumpike Raven, VA 24639	0.536 acres 1/18 of 9.64 acres	0.6694%	0.03847%	0.10945%	n/a
(2) A. E. Shreve Heirs, Devisees, Successors or Assigns (1/4)					
(a) Wilma R. Hale P. O. Box 447 Doran, VA 24612	0.482 acres 1/20 of 9.64 acres	0.6025%	0.03463%	0.09851%	n/a

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Exhibit EE
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			6-Right 5.74713%	7-Right 16.34981%	
(b) Elsie Mutter 304 Ratcliff Lane Cedar Bluff, VA 24609	0.482 acres 1/20 of 9.64 acres	0.6025%	0.03463%	0.09851%	n/a
(c) Peggy E. Shook P.O. Box 520 Doran, VA 24612	0.482 acres 1/20 of 9.64 acres	0.6025%	0.03463%	0.09851%	n/a
(d) Linda Johnson P.O. Box 36 Doran, VA 24612	0.482 acres 1/20 of 9.64 acres	0.6025%	0.03463%	0.09851%	n/a
(e) Naomi L. Keen Heirs, Devisees, Successors or Assigns					
(e.1) Teresa Church P.O. Box 8 Doran, VA 24612	0.161 acres 1/60 of 9.64 acres	0.2008%	0.01154%	0.03284%	n/a
(e.2) Sandra S. Vance P.O. Box 2017 Cedar Bluff, VA 24609	0.161 acres 1/60 of 9.64 acres	0.2008%	0.01154%	0.03284%	n/a
(e.3) Bailey E. Whited P.O. Box 1862 Richlands, VA 24614	0.161 acres 1/60 of 9.64 acres	0.2008%	0.01154%	0.03284%	n/a
(3) Reece W. Shreve Heirs, Devisees, Successors or Assigns (1/4)					
(a) D. Faye Lowe 2616 Brown Street Richlands, VA 24641	1.205 acres 1/8 of 9.64 acres	1.5063%	0.08657%	0.24627%	n/a
(b) Nancy Young 926 Camelot Drive, Apt #84 Salem, VA 24153	1.205 acres 1/8 of 9.64 acres	1.5063%	0.08657%	0.24627%	n/a

Tract #3A, 9.48 acres

Incorrectly Identified as a Title Conflict / Surface Claimant Issue. Escrow can be released to owners with a Royalty Agreement

COAL OWNERSHIP

(1) Hurt McGuire Land Trust c/o Charles Green P.O. Box 1067 Bluefield, VA 24605	9.48 acres	11.8500%	0.68103%	1.93745%	10.9752%
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OIL & GAS OWNERSHIP

Linkous Horn Heirs, Devisees, Successors or Assigns	9.48 acres	11.8500%	0.68103%	1.93745%	
(3) Henry Horn Heirs, Devisees, Successors or Assigns					
(b) Larry M. Horn & Ivory Horn Heirs, Devisees, Successors or Assigns					
(b.1) Margaret E. Dye 784 Big Creek Road Richlands, VA 24641	0.1949 acres 37/1800 of 9.48 acres	0.2436%	0.01400%	0.03983%	0.4716%

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Exhibit EE
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			6-Right 5.74713%	7-Right 16.34981%	
(b.2) Nellie A. Maynard P.O. Box 296 Raven, VA 24639	0.1949 acres 37/1800 of 9.48 acres	0.2436%	0.01400%	0.03983%	0.4716%
(b.3) Tammy D. Boyd Street 195 Taylor Circle Raven, VA 24639	0.1949 acres 37/1800 of 9.48 acres	0.2436%	0.01400%	0.03983%	0.4716%
(b.4) Patricia D. Horton 200 Birch Street Raven, VA 24639	0.0527 acres 1/180 of 9.48 acres	0.0658%	0.00378%	0.01076%	0.1275%
(b.5) Danny W. Elder P.O. Box 748 Raven, VA 24639	0.0527 acres 1/180 of 9.48 acres	0.0658%	0.00378%	0.01076%	0.1275%
(b.6) Robert G. Elder 229 Horton Crest Drive #15 Richlands, VA 24641	0.0527 acres 1/180 of 9.48 acres	0.0658%	0.00378%	0.01076%	0.1275%
(5) Joseph P. Home 492 Gray Branch Road Cedar Bluff, VA 24609	0.9480 acres 1/10 of 9.48 acres	1.1850%	0.06810%	0.19375%	2.2945%
(6) Nancy H. Stilwell 140 Rasnake Road North Tazewell, VA 24630	0.9480 acres 1/10 of 9.48 acres	1.1850%	0.06810%	0.19375%	2.2945%
(8) Martha Smith P. O. Box 395 Max Meadows, VA 24360	0.9480 acres 1/10 of 9.48 acres	1.1850%	0.06810%	0.19375%	2.2945%
(9) Sarah K. Day P. O. Box 208 Petersburg, WV 24963	0.9480 acres 1/10 of 9.48 acres	1.1850%	0.06810%	0.19375%	2.2945%

Tract #3B & 3C, 0.87 acres

COAL OWNERSHIP

(1) Hurt McGuire Land Trust c/o Charles Green P.O. Box 1067 Bluefield, VA 24605	0.87 acres	1.0875%	0.06250%	0.17780%	0.1182%
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OIL & GAS OWNERSHIP

Linkous Horn Heirs, Devisees, Successors or Assigns	0.87 acres	1.0875%	0.06250%	0.17780%	
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(3) Henry Horn Heirs, Devisees,
Successors or Assigns

(b) Larry M. Horn Heirs, Devisees,
Successors or Assigns

Interest goes to siblings

(b.1) Margaret E. Dye 784 Big Creek Road Richlands, VA 24641	0.0015 acres 1/600 of 0.87 acres	0.0018%	0.00010%	0.00030%	0.0035%
(b.2) Nellie A. Maynard P.O. Box 296 Raven, VA 24639	0.0015 acres 1/600 of 0.87 acres	0.0018%	0.00010%	0.00030%	0.0035%

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Exhibit EE
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(b.3) Tammy D. Boyd Street 195 Taylor Circle Raven, VA 24639	0.0015 acres 1/600 of 0.87 acres	0.0018%	0.00010%	0.00030%	0.0035%
(c) Ivory Horn Heirs, Devisees, Successors or Assigns					
(c.1) Patricia D. Horton 200 Birch Street Raven, VA 24639	0.0048 acres 1/180 of 0.87 acres	0.0060%	0.00035%	0.00099%	n/a
(c.2) Nellie A. Maynard P.O. Box 296 Raven, VA 24639	0.0048 acres 1/180 of 0.87 acres	0.0060%	0.00035%	0.00099%	n/a
Pay to Nellie A. Maynard *	0.0116 acres 1/75 of 0.87 acres	0.0145%	0.00083%	0.00237%	0.0281%
* Although Nellie A. Maynard owns a total of 17/900 interest, she was only paid out her share of a 1/180 interest. She is to be paid for the 1/75 interest inherited from Henry Horn.					
(c.3) Tammy D. Boyd Street 195 Taylor Circle Raven, VA 24639	0.0164 acres 17/900 of 0.87 acres	0.0205%	0.00118%	0.00336%	0.0398%
(c.4) Margaret E. Dye 784 Big Creek Road Richlands, VA 24641	0.0164 acres 17/900 of 0.87 acres	0.0205%	0.00118%	0.00336%	0.0398%
(c.5) Danny W. Elder P.O. Box 748 Raven, VA 24639	0.0048 acres 1/180 of 0.87 acres	0.0060%	0.00035%	0.00099%	n/a
(c.6) Robert G. Elder 229 Horton Crest Drive #15 Richlands, VA 24641	0.0048 acres 1/180 of 0.87 acres	0.0060%	0.00035%	0.00099%	n/a
(5) Joseph P. Home 492 Gray Branch Road Cedar Bluff, VA 24609	0.0870 acres 1/10 of 0.87 acres	0.1088%	0.00625%	0.01778%	n/a
(6) Nancy H. Stilwell 140 Rasnake Road North Tazewell, VA 24630	0.0870 acres 1/10 of 0.87 acres	0.1088%	0.00625%	0.01778%	n/a
(8) Martha Smith P. O. Box 395 Max Meadows, VA 24360	0.0870 acres 1/10 of 0.87 acres	0.1088%	0.00625%	0.01778%	n/a
(9) Sarah K. Day P. O. Box 208 Petersburg, WV 24963	0.0870 acres 1/10 of 0.87 acres	0.1088%	0.00625%	0.01778%	n/a

INSTRUMENT #110002808
RECORDED IN THE CLERK'S OFFICE OF
BUCHANAN COUNTY ON
NOVEMBER 14, 2011 AT 02:06PM

BEVERLY S. TILLER, CLERK
RECORDED BY: GGB

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