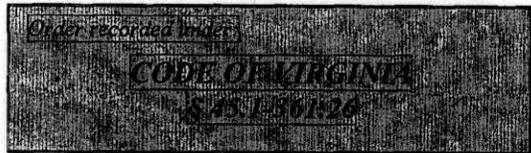
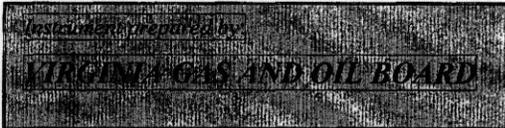


090002348



VIRGINIA:

BEFORE THE GAS AND OIL BOARD

APPLICANTS:

CNX Gas Company LLC on behalf of Hurt McGuire Land Trust; and Hassell Davis, Guster Clifton, Consolidated Coal Company, Daisy Burke, O.H. Keen Heirs including Nellie Maynard, Danny Elder, Robert Elder, Joseph P. Horne, and Hershel Keen, et. ux.

DOCKET NO.:

98-0324-0627-06

Corrects prior testimony and combines
98-0324-0627-04 and -05

RELIEF SOUGHT:

Issuance: A Supplemental Order for Disbursement of Escrowed Funds
Action: Amending Prior Orders Affecting Drilling Unit W-35, Tracts 1B, 1C, 1D, 1E, 1F, a portion of 1G, and 1H (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 W-35 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 Unit's Escrow Subaccount for VGOB Tract(s) identified in Table 1.

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 21, 2009 at the Russell County Government Center , Lebanon VA. This hearing corrected testimony and revised exhibits for two previous hearings on July 18, 2006, and June 19, 2007, at the Southwest Virginia Higher Education Center on the campus of Virginia Highlands Community College, Abingdon, VA.
2. **Appearances:** Mark A. Swartz of Swartz Law Offices appeared for the Applicant; and Sharon M.B. Pigeon, Assistant Attorney General, was present to advise the Board.
3. **Jurisdiction and Notice:** Pursuant to Va. Code §§ 45.1-361.1 *et seq.*, and in particular Va. Code §§ 45.1-361.21 and 45.1-361.22, the Board finds that it has jurisdiction over the establishment and maintenance of an escrow account, with tract sub accounts, 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 sub accounts. 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 On June 10, 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 June 16, 1998, Instrument 980001475 in Deed Book 477, page 580. The Supplemental Order was executed on August 28, 1998, and recorded in with the Clerk of the Court, Buchanan County on September 2, 1998, Instrument 980002282 in Deed Book 481, page 167.
- 4.1.2. On June 15, 2005, the Board executed an order, Docket number 98-0324-0627-01, and re-pooling interests in the Subject Unit. The Order was filed with the Clerk of the Circuit Court of Buchanan County on June 22, 2005, Instrument 050001847 in Deed Book 620, page 286.
- 4.1.3. On April 19, 2005 and October 18, 2005 the Board executed an order, Docket number 98-0324-0627-02 and 98-0324-0627-03, disbursing escrowed funds from Tract 1a and a portion of Tract 1G in the Subject Unit. The Order was filed with the Clerk of the Circuit Court of Buchanan County on February 7, 2006, as Instrument Number 060000409.
- 4.1.4. On July 18, 2006, the Board heard testimony requesting disbursement of funds from Escrow regarding VGOB 98-0324-0627-04, for Tracts 1c, 1d, and 1f of Unit W-35 on behalf of Hurt McGuire Land Trust and Guster Clifton; Hurt McGuire Land Trust and Consolidation Coal Company. Subsequent to the board hearing, the file indicates administrative issues that prevented the disbursement **and the (-04) disbursement request was not filed with the Clerk nor disbursed.**
- 4.1.5. On June 19, 2007, the Board heard testimony requesting disbursement of funds from Escrow regarding VGOB 98-0324-0627-05, for Tracts 1b, 1e, and a portion of 1g and 1h of Unit W-35 on behalf of Hurt McGuire Land Trust and Hassell Davis; Hurt McGuire Land Trust and Daisy Burke; Hurt McGuire Land Trust and Robert Elder; Hurt McGuire Land Trust and Hershel Keen et ux. Subsequent to the board hearing, the file indicates administrative issues with Exhibits that conflicted with testimony, preventing the disbursement **and the (-05) disbursement request was not filed with the Clerk nor disbursed.**
- 4.1.6. On April 21, 2009, the Board heard correcting testimony requesting prior petitions in VGOB 98-0324-0627-04 AND -05 be combined with a new request as VGOB 98-0324-0627-06, requesting disbursement of funds from Escrow regarding Unit W-35 as described herein.
- 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 and oil ownership interests of Hassell Davis in tract known as 1b, Guster Clifton in tract known as 1c, Consolidated Coal Company in tract known as 1d, Daisy Burke in tract known as 1e, Consolidated Coal Company in tract known as 1f, and certain O.H. Keen Heirs, being Nellie Maynard, Danny Elder, Robert Elder, and Joseph P. Horne in tract known as 1g, and Hershel Keen, et. ux. in tract known as 2h 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 Tracts 1b, 1c, 1d, 1e, 1f, a portion of 1g and 1h, 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 Tracts 1b, 1c, 1d, 1e, 1F, a portion of 1g, and 1h, and that by the terms of the agreements, Hurt McGuire Land Trust has entered into a split agreement regarding this Tract and escrow regarding these individual conflicting claims detailed herein, is no longer required.
- 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 July 18, 2006, June 19, 2007; all combined in a hearing of April 21, 2009 with corrected exhibits and testimony 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 Tracts 1b, 1c, 1d, 1e, 1f, a portion of 1g, and 1h as identified in the attached miscellaneous petition (2) delete the requirement that the Unit Operator place future royalties attributable to a portion of said Tracts 1b, 1c, 1d, 1e, 1f, a portion of 1g, and 1h and the interests of Applicants identified in the miscellaneous petition in the Escrow Account, and (3) continue the escrow account under this docket number because parties other than those seeking disbursement under this order are subject to continued payments in the escrow.
- 4.5 The Unit Operator filed the attached accounting (Exhibit A) 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 Hassell Davis, Guster Clifton, Consolidated Coal Company, Daisy Burke, Consolidated Coal Company, certain O.H. Keen heirs including Nellie Maynard, Danny Elder, Robert Elder, Joseph P Horne and Hershel Keen, et. ux., respectively, are the owners of the coal estate, gas and oil acreage estate underlying VGOB Tracts 1B, 1C, 1D, 1E, 1F, a portion of 1G, and 1H, of the Subject Drilling Unit;

(2) Net interests attributable and to be disbursed to Applicants are shown in Table 1,

VGOB Approved Disbursement
VGOB 98-0324-0627-06 (04 + 05 +06)
UNIT W-35

	Fractional Ownership in Tract	Net Acreage in Tract	Royalty Split Agreement	Escrowed Acreage Disbursed	Percent of Escrowed Funds Disbursed	
Table 1						
Tracts 1C, 1D, 1F (-04)						
Tracts 1B, 1E, a portion of 1G, and 1H (-05)						
Disbursement Table						
Acreage in escrow before disbursement				62.5323		
1B	Hassell Davis, General Delivery, Shortt Gap, VA 24647	15.5300	50.0%	7.765	12.4176%	
	Hurt McGuire Land Trust, c/o Charles Green, P.O. Box 1067, Bluefield, VA 24605	15.5300	50.0%	7.765	12.4176%	
1C	Guster Clifton, 1303 John Clifton Road, Apt 2, Raven, VA 24639	6.4300	50.0%	3.215	5.1413%	
	Hurt McGuire Land Trust, c/o Charles Green, P.O. Box 1067, Bluefield, VA 24605	6.4300	50.0%	3.215	5.1413%	
1D	Consolidated Coal Company, P.O. Box 947, Bluefield, VA 24605	0.1300	50.0%	0.065	0.1039%	
	Hurt McGuire Land Trust, c/o Charles Green, P.O. Box 1067, Bluefield, VA 24605	0.1300	50.0%	0.065	0.1039%	
1E	Daisy Burke, Box 354, Raven, VA 24639	33.5600	50.0%	16.780	26.8341%	
	Hurt McGuire Land Trust, c/o Charles Green, P.O. Box 1067, Bluefield, VA 24605	33.5600	50.0%	16.780	26.8341%	
1F	Consolidated Coal Company, P.O. Box 947, Bluefield, VA 24605	3.1000	50.0%	1.550	2.4787%	
	Hurt McGuire Land Trust, c/o Charles Green, P.O. Box 1067, Bluefield, VA 24605	3.1000	50.0%	1.550	2.4787%	
1G	O. H. Keen Heirs, Devisees, Successors or Assigns	15.21				
	Nellie Maynard / Box 296 / Raven VA 24639	1/324	0.0469	50.0%	0.023	0.0375%
	Danny Elder / Box 296 / Raven VA 24639	1/324	0.0469	50.0%	0.023	0.0375%
	Robert Elder, 100 Oxford Square, Apt. #48, Richlands, VA 24641	1/324	0.0469	50.0%	0.023	0.0375%
	Joseph P. Horne / 492 Gray Branch Road / Cedar Bluff, VA 24609	1/54	0.2817	50.0%	0.141	0.2252%
	- Hurt McGuire Land Trust, c/o Charles Green, P.O. Box 1067, Bluefield, VA 24605		0.0469	50.0%	0.023	0.0375%
1H	Hershel Keen, et. ux., P.O. Box 26, Shortt Gap, VA 24647	1.0900	50.0%	0.545	0.8715%	
	Hurt McGuire Land Trust, c/o Charles Green, P.O. Box 1067, Bluefield, VA 24605	1.0900	50.0%	0.545	0.8715%	

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:**

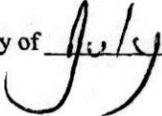
Appeals of this Order are governed by the provisions of Va. Code § 45.1-361.9 which provides that any order or decision of the Board may be appealed to the appropriate circuit court and that whenever a coal owner, coal operator, gas owner, gas operator, or operator of a gas storage field certificated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

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

DONE AND EXECUTED this 20 day of July, 2009, by a majority of the Virginia Gas and Oil Board.


Bradley C. Lambert, Chairman

DONE AND PERFORMED this 20 day of July, 2009, by an Order of this Board.


David E. Asbury Jr.,
Principal Executive to the Staff
Virginia Gas and Oil Board

COMMONWEALTH OF VIRGINIA)
COUNTY OF WASHINGTON

Acknowledged on this 20th day of July, 2009, 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: 09/30/2009



BEFORE THE VIRGINIA GAS AND OIL BOARD

PETITIONER: CNX Gas Company LLC

**DIVISION OF GAS AND OIL
DOCKET NO: VGOB 98-0324-0627-06
(Combined -04 & -05 and additional
agreements)**

RELIEF SOUGHT: (1) DISBURSEMENT FROM

**ESCROW REGARDING TRACT(S) 1B, 1C, 1D, 1E, 1F, 1H and a portion of 1G
(2) AND AUTHORIZATION FOR DIRECT
PAYMENT OF ROYALTIES**

HEARING DATE: April 21, 2009

DRILLING UNIT: W-35

BUCHANAN COUNTY, VIRGINIA

MISCELLANEOUS PETITION

1. **Petitioner and its counsel:** Petitioner is **CNX Gas Company LLC**, 2481 John Nash Blvd., Bluefield, West Virginia 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 Tract(s) 1B, 1C, 1D, 1E, 1F, 1H and a portion of 1G as depicted upon the annexed Exhibit A; and (2) authorization to begin paying royalties directly to the parties to the royalty split between Hurt McGuire Land Trust and Hassell Davis; Hurt McGuire Land Trust and Guster Clifton; Hurt McGuire Land Trust and Consolidation Coal Company; Hurt McGuire Land Trust and Daisy Burke; Hurt McGuire Land Trust and certain individuals of the O.H. Keen heirship property including Nellie Maynard, Danny Elder, Robert Elder, Joseph P. Horne and Hurt McGuire Land Trust and Hershel Keen, et ux.

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 Hassell Davis; Hurt McGuire Land Trust and Guster Clifton; Hurt McGuire Land Trust and Consolidation Coal Company; Hurt McGuire Land Trust and Daisy Burke; Hurt McGuire Land Trust and certain individuals of the O.H. Keen heirship property including Nellie Maynard, Danny Elder, Robert Elder, Joseph P. Horne and Hurt McGuire Land Trust and Hershel Keen, et ux., have entered into a royalty split agreement. Said royalty split agreement allows the Applicant and Designated Operator to pay royalties directly to the persons identified in Exhibit EE annexed hereto and Exhibit A, 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 IT'S PROFESSIONAL MANAGER
CNX GAS COMPANY LLC, PETITIONER**

By: _____

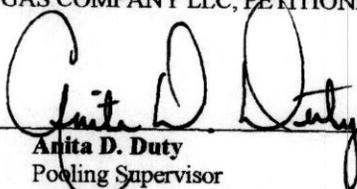

Anita D. Duty
Pooling Supervisor
CNX Gas Company LLC
2481 John Nash Blvd.
Bluefield, West Virginia 24701

Exhibit A
Tract-by-Tract Escrow Calculation
Account Balances as of 2/28/09

Unit W-35
 VGOB 98-0324-0627-06 ✓
 Acres Escrowed: 62.5323

Owners	Tract #	Acres	Total Tract Percent of Escrow	Fractional Interest	Owners' Percent of Escrow (50%)	Amount Due Owners \$229,192.93	
Hurt McGuire Land Trust	1b	15.53	24.8352%	—	12.4176%	\$28,460.22	
Hassell Davis - O&G					12.4176%	\$28,460.22	
Hurt McGuire Land Trust	1c	6.43	10.2827%	—	5.1413%	\$11,783.59	
Guster Clifton - O&G					5.1413%	\$11,783.59	
Hurt McGuire Land Trust	1d	0.13	0.2079%	—	0.1039%	\$238.24	
CCC - O&G					0.1039%	\$238.24	
Hurt McGuire Land Trust	1e	33.56	53.6683%	—	26.8341%	\$61,501.93	
Daisy Burke - O&G					26.8341%	\$61,501.93	
Hurt McGuire Land Trust	1f	3.10	4.9574%	—	2.4787%	\$5,681.05	
CCC - O&G					2.4787%	\$5,681.05	
Hurt McGuire Land Trust	1g	2.6923	4.3055%		2.1527%	\$4,933.90	
O.H. Keen Heirs		15.21			2.1527%	\$4,933.90	
Nellie Maynard		0.0469			1/324	0.0375%	\$86.03
Danny Elder		0.0469			1/324	0.0375%	\$86.03
Robert Elder		0.0469			1/324	0.0375%	\$86.03
Joseph P. Horne		0.2817			1/54	0.2252%	\$516.18
Hurt McGuire Land Trust	1h	1.09	1.7431%	—	0.8715%	\$1,997.53	
Hershel Keen, et ux. - O&G					0.8715%	\$1,997.53	

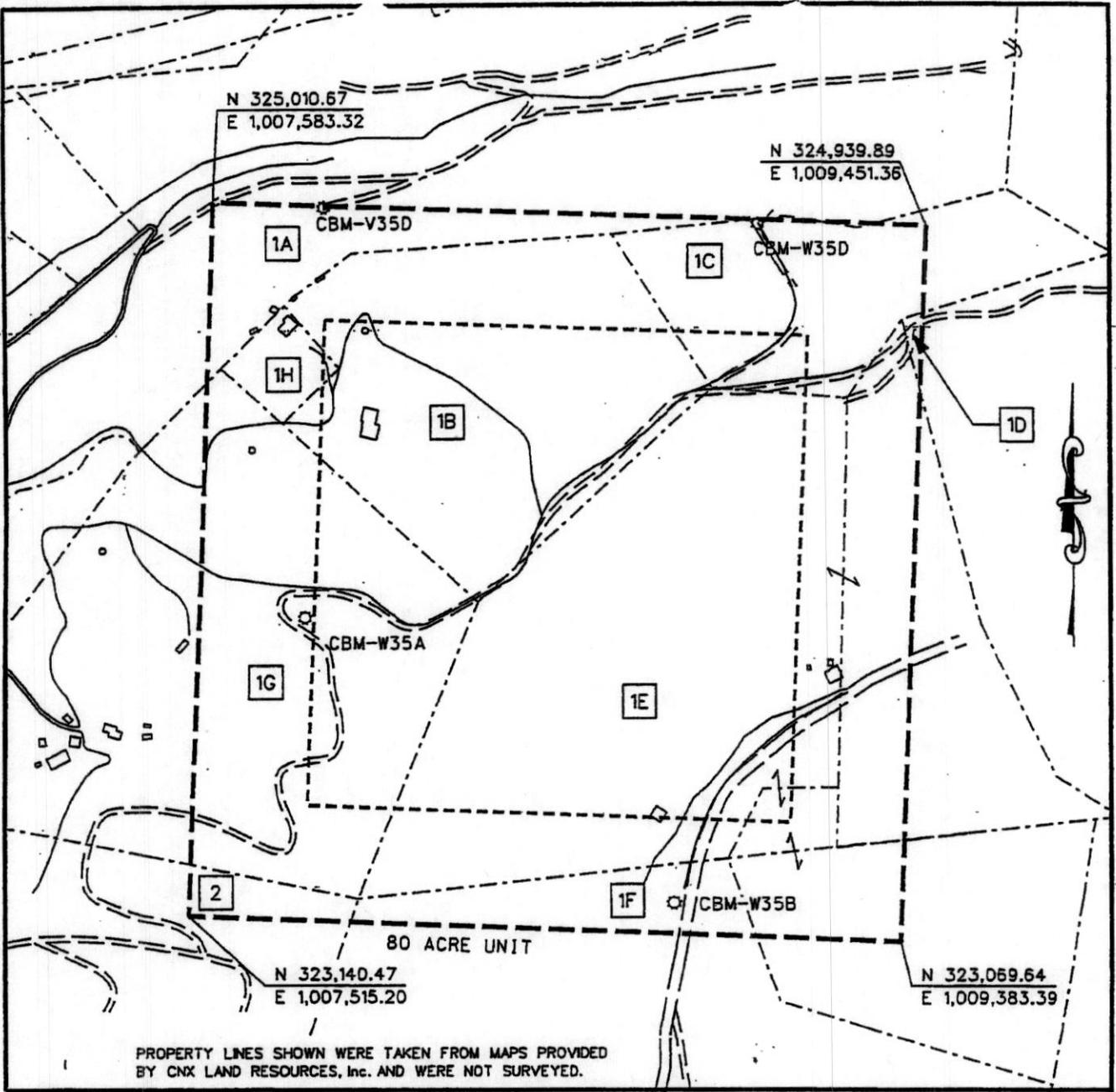
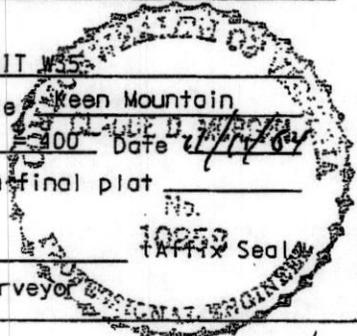


EXHIBIT A
OAKWOOD FIELD
UNIT W-35
FORCE POOLING
VGOB-98-0324-0627-01

Company CNX Gas Company LLC Well Name and Number UNIT W35
 Tract No. _____ Elevation _____ Quadrangle Green Mountain
 County Buchanan District Garden Scale: 1" = 300' Date 11/17/04
 This plat is a new plat X; an updated plat _____; or original plat _____

Form DGO-GO-7
Rev. 9/91

Claudio May
Licensed Professional Engineer or Licensed Land Surveyor



CNX Gas Company LLC
Unit W-35
Tract Identifications

- 1A. **Hurt McGuire Land Trust – Coal**
Island Creek Coal Company/Consol Energy, Inc. – Coal Below Tiller Seam Leased
Jewell Smokeless Coal Company – Coal In Tiller Seam and Above Leased
CNX Gas Company LLC – CBM Leased
Dewey Rowe – Surface and All Minerals except Coal
CNX Gas Company LLC – Oil, Gas and CBM Leased
3.98 acres 4.9750%
- 1B. **Hurt McGuire Land Trust – Coal**
Island Creek Coal Company/Consol Energy, Inc. – Coal Below Tiller Seam Leased
Jewell Smokeless Coal Company – Coal In Tiller Seam and Above Leased
CNX Gas Company LLC – CBM Leased
Hassell Davis – Surface and All Minerals except Coal
15.53 acres 19.4125%
- 1C. **Hurt McGuire Land Trust – Coal**
Island Creek Coal Company/Consol Energy, Inc. – Coal Below Tiller Seam Leased
Jewell Smokeless Coal Company – Coal In Tiller Seam and Above Leased
CNX Gas Company LLC – CBM Leased
Guster Clifton – Surface and All Minerals except Coal
CNX Gas Company LLC – Oil, Gas and CBM Leased
6.43 acres 8.0375%
- 1D. **Hurt McGuire Land Trust – Coal**
Island Creek Coal Company/Consol Energy, Inc. – Coal Below Tiller Seam Leased
Jewell Smokeless Coal Company – Coal In Tiller Seam and Above Leased
CNX Gas Company LLC – CBM Leased
Consolidation Coal Company – Surface and All Minerals except Coal
0.13 acres 0.1625%
- 1E. **Hurt McGuire Land Trust – Coal**
Island Creek Coal Company/Consol Energy, Inc. – Coal Below Tiller Seam Leased
Jewell Smokeless Coal Company – Coal In Tiller Seam and Above Leased
CNX Gas Company LLC – CBM Leased
Daisy Burke – Surface and All Minerals except Coal
33.56 acres 41.9500%
- 1F. **Hurt McGuire Land Trust – Coal**
Island Creek Coal Company/Consol Energy, Inc. – Coal Below Tiller Seam Leased
Jewell Smokeless Coal Company – Coal In Tiller Seam and Above Leased
CNX Gas Company LLC – CBM Leased
Consolidation Coal Company – Surface and All Minerals except Coal
3.10 acres 3.8750%

CNX Gas Company LLC
Unit W-35
Tract Identifications

- 1G. Hurt McGuire Land Trust – Coal
Island Creek Coal Company/Consol Energy, Inc. – Coal Below Tiller Seam Leased
Jewell Smokeless Coal Company – Coal In Tiller Seam and Above Leased
CNX Gas Company LLC – CBM Leased -
O.H. Keen Heirs - All Minerals except Coal
CNX Gas Company LLC – Oil, Gas and CBM Leased (45.9033%)
15.21 acres 19.0125%
- 1H. Hurt McGuire Land Trust – Coal
Island Creek Coal Company/Consol Energy, Inc. – Coal Below Tiller Seam Leased
Jewell Smokeless Coal Company – Coal In Tiller Seam and Above Leased
CNX Gas Company LLC – CBM Leased
Hershel Keen, et ux – Surface and All Minerals except Coal
1.09 acres 1.3625%
2. Yukon Pocahontas Coal Co./ Buchanan Coal Co./ Sayers-Pocahontas Coal Co. (2/3),
Plum Creek Timber Company, LP (1/3) Tr. 95 (James Patrick 37.09 Acre Tract) – Fee
Island Creek Coal Company/Consol Energy, Inc. – Coal Below Tiller Seam Leased
Jewell Smokeless Coal Company – Coal In Tiller and Above Leased
CNX Gas Company LLC – CBM Leased
0.97 acres 1.2125%

10

Exhibit E
Unit W-35
Docket # VGOB 98-0324-0627-06
List of Conflicting Owners/Claimants that require escrow

	Acres in Unit	Percent of Unit	Division of Interest in				
			5-East 0.54807%	6-East 0.28983%	13-East 3.6684%	14-East 8.1032%	15-East 0.4068%
<u>Tract #1G, 15.21 acres</u>							
<u>COAL FEE OWNERSHIP</u>							
(1) Hurt McGuire Land Trust c/o Charles Green P.O. Box 1067 Bluefield, VA 24605	15.21 acres	19.01250%	0.10420%	0.05510%	0.69745%	1.54062%	0.07734%
<u>OIL & GAS FEE OWNERSHIP</u>							
O.H. Keen Heirs, Devisees, Successors or Assigns	15.21 acres	19.01250%	0.10420%	0.05510%	0.69745%	1.54062%	0.07734%
(2) Mary Elizabeth Horn Heirs, Devisees, Successors or Assigns							
(a) Arizona Osborne Heirs, Devisees, Successors or Assigns							
(a.1) Martha Guilliams 1911 McViety Salem, VA 24153	0.09 acres 1/162 of 15.21 acres	0.11736%	0.00064%	0.00034%	0.00431%	0.00951%	0.00048%
(a.2) Sidney Smith 1977 McViety Salem, VA 24153	0.09 acres 1/162 of 15.21 acres	0.11736%	0.00064%	0.00034%	0.00431%	0.00951%	0.00048%
(a.3) Kenneth Osborne 848 Peyton Street Roanoke, VA 24019	0.09 acres 1/162 of 15.21 acres	0.11736%	0.00064%	0.00034%	0.00431%	0.00951%	0.00048%
(b) Lydia Bell Osborne Deel Blankenship Heirs, Devisees, Successors or Assigns							
(b.1) Mary Keen Rt.1 Box 154 Raven, VA 24639	0.03 acres 1/594 of 15.21 acres	0.03201%	0.00018%	0.00009%	0.00117%	0.00259%	0.00013%
(b.2) Shirley Keen Rt.1 Box 159M Raven, VA 24639	0.03 acres 1/594 of 15.21 acres	0.03201%	0.00018%	0.00009%	0.00117%	0.00259%	0.00013%
(b.7) Ronnie Osborne Rt.1 Box 159M Raven, VA 24639 <i>(Has a royalty split, refuses payout)</i>	0.03 acres 1/594 of 15.21 acres	0.03201%	0.00018%	0.00009%	0.00117%	0.00259%	0.00013%
(c) Henry Horn Heirs, Devisees, Successors or Assigns							
(c.1) Ivory Horn Heirs, Devisees, Successors or Assigns							
(c.1.1) Patricia Horton 1 Birch Street Raven, VA 24639	0.05 acres 1/324 of 15.21 acres	0.05868%	0.00032%	0.00017%	0.00215%	0.00476%	0.00024%
(c.1.3) Tammy Boyd 1005 Kents Ridge Road Richlands, VA 24641	0.05 acres 1/324 of 15.21 acres	0.05868%	0.00032%	0.00017%	0.00215%	0.00476%	0.00024%
(c.1.4) Margie Dye 784 Big Creek Road Richlands, VA 24641	0.05 acres 1/324 of 15.21 acres	0.05868%	0.00032%	0.00017%	0.00215%	0.00476%	0.00024%
(d) Thelma Osborne P.O. Box 33 Raven, VA 24639	0.28 acres 1/54 of 15.21 acres	0.35208%	0.00193%	0.00102%	0.01292%	0.02853%	0.00143%
(f) Nancy Stilwell 140 Rasnake Road N. Tazewell, VA 24630	0.28 acres 1/54 of 15.21 acres	0.35208%	0.00193%	0.00102%	0.01292%	0.02853%	0.00143%

Exhibit E
Unit W-35
Docket # VGOB 98-0324-0627-06
List of Conflicting Owners/Claimants that require escrow

	Acres in Unit	Percent of Unit	Division of Interest in				
			5-East 0.54807%	6-East 0.28983%	13-East 3.6684%	14-East 8.1032%	15-East 0.4068%
(g) Martha E. Smith P.O. Box 395 Max Meadows, VA 24360	0.28 acres 1/54 of 15.21 acres	0.35208%	0.00193%	0.00102%	0.01292%	0.02853%	0.00143%
(h) Sarah Jane Day P.O. Box 208 Peterstown, WV 24963	0.28 acres 1/54 of 15.21 acres	0.35208%	0.00193%	0.00102%	0.01292%	0.02853%	0.00143%
(i) Carl Horn Heirs, Devisees, Successors or Assigns							
(i.1) Marilyn Taylor RR1 Box 1445 Pounding Mill, VA 24637	0.28 acres 1/54 of 15.21 acres	0.35208%	0.00193%	0.00102%	0.01292%	0.02853%	0.00143%
(6) James Henry Keen Heirs, Devisees, Successors or Assigns							
(g) Hester Brown Heirs, Devisees, Successors or Assigns <i>Heirs Unknown</i>	0.36 acres 1/42 of 15.21 acres	0.45268%	0.00248%	0.00131%	0.01661%	0.03668%	0.00184%

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Exhibit EE
Unit W-35
Docket # VGOB 98-0324-0627-06
List of Conflicting Owners/Claimants with Royalty Split Agreements

	Acres in Unit	Percent of Unit	Division of Interest in					Percent of Escrow
			5-East 0.54807%	6-East 0.28983%	13-East 3.8684%	14-East 8.1032%	15-East 0.4068%	
Tract #1B, 15.53 acres								
COAL FEE OWNERSHIP								
(1) Hurt McGuire Land Trust c/o Charles Green P.O. Box 1067 Bluefield, VA 24605	15.53 acres	19.41250%	0.10639%	0.05626%	0.71213%	1.57303%	0.07897%	12.4176%
OIL & GAS FEE OWNERSHIP								
(1) Hassell Davis General Delivery Shortt Gap, VA 24647	15.53 acres	19.41250%	0.10639%	0.05626%	0.71213%	1.57303%	0.07897%	12.4176%
Tract #1C, 6.43 acres								
COAL FEE OWNERSHIP								
(1) Hurt McGuire Land Trust c/o Charles Green P.O. Box 1067 Bluefield, VA 24605	6.43 acres	8.03750%	0.04405%	0.02330%	0.29485%	0.65129%	0.03270%	5.1413%
OIL & GAS FEE OWNERSHIP								
(1) Guster Clifton 1303 John Clifton Road, Apt.2 Raven, VA 24639	6.43 acres	8.03750%	0.04405%	0.02330%	0.29485%	0.65129%	0.03270%	5.1413%
Tract #1D, 0.13 acres								
COAL FEE OWNERSHIP								
(1) Hurt McGuire Land Trust c/o Charles Green P.O. Box 1067 Bluefield, VA 24605	0.13 acres	0.16250%	0.00089%	0.00047%	0.00596%	0.01317%	0.00066%	0.1039%
OIL & GAS FEE OWNERSHIP								
(1) Consolidation Coal Company 10545 Riverside Drive Oakwood, VA 24631	0.13 acres	0.16250%	0.00089%	0.00047%	0.00596%	0.01317%	0.00066%	0.1039%
Tract #1E, 33.56 acres								
COAL FEE OWNERSHIP								
(1) Hurt McGuire Land Trust c/o Charles Green P.O. Box 1067 Bluefield, VA 24605	33.56 acres	41.95000%	0.22992%	0.12158%	1.53889%	3.39929%	0.17065%	26.8341%
OIL & GAS FEE OWNERSHIP								
(1) Daisy Burke Box 354 Raven, VA 24639	33.56 acres	41.95000%	0.22992%	0.12158%	1.53889%	3.39929%	0.17065%	26.8341%
Tract #1F, 3.10 acres								
COAL FEE OWNERSHIP								
(1) Hurt McGuire Land Trust c/o Charles Green P.O. Box 1067 Bluefield, VA 24605	3.10 acres	3.87500%	0.02124%	0.01123%	0.14215%	0.31400%	0.01576%	2.4787%
OIL & GAS FEE OWNERSHIP								
(1) Consolidation Coal Company 10545 Riverside Drive Oakwood, VA 24631	3.10 acres	3.87500%	0.02124%	0.01123%	0.14215%	0.31400%	0.01576%	2.4787%
Tract #1G, 15.21 acres								
COAL FEE OWNERSHIP								
(1) Hurt McGuire Land Trust c/o Charles Green P.O. Box 1067 Bluefield, VA 24605	15.21 acres	19.01250%	0.10420%	0.05510%	0.69745%	1.54062%	0.07734%	

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Exhibit EE
Unit W-35
Docket # VGOB 98-0324-0627-06
List of Conflicting Owners/Claimants with Royalty Split Agreements

	Acres in Unit	Percent of Unit	5-East 0.64807%	6-East 0.28983%	Division of Interest In 13-East 3.6684%	14-East 8.1032%	15-East 0.4068%	Percent of Escrow
OIL & GAS FEE OWNERSHIP								
62.5323								
O.H. Keen Heirs, Devisees, Successors or Assigns	15.21 acres	19.01250%	0.10420%	0.05510%	0.69745%	1.54062%	0.07734%	
(1) Stella Keen Clifton Heirs, Devisees, Successors or Assigns								
(a) Jean Davis Rt.1 Box 175B Raven, VA 24639	0.51 acres 1/30 of 15.21 acres	0.63375%	0.00347%	0.00184%	0.02325%	0.05135%	0.00258%	<i>Already Disbursed</i>
(b) Guster Clifton 1303 John Clifton Road, Apt.2 Raven, VA 24639	0.51 acres 1/30 of 15.21 acres	0.63375%	0.00347%	0.00184%	0.02325%	0.05135%	0.00258%	<i>Already Disbursed</i>
(c) Jerrell Clifton P.O. Box 668 John Clifton Road Oakwood, VA 24631	0.51 acres 1/30 of 15.21 acres	0.63375%	0.00347%	0.00184%	0.02325%	0.05135%	0.00258%	<i>Already Disbursed</i>
(d) Delcia Alderson 4701 Florist Road NW Roanoke, VA 24012	0.51 acres 1/30 of 15.21 acres	0.63375%	0.00347%	0.00184%	0.02325%	0.05135%	0.00258%	<i>Already Disbursed</i>
(e) Andrew Short Heirs, Devisees, Successors or Assigns								
(e.1) Ruby G. Short Winesett 1341 Johnsbury Court NE Roanoke, VA 24109	0.51 acres 1/30 of 15.21 acres	0.63375%	0.00347%	0.00184%	0.02325%	0.05135%	0.00258%	<i>Already Disbursed</i>
(2) Mary Elizabeth Horn Heirs, Devisees, Successors or Assigns								
(b) Lydia Bell Osborne Deel Blankenship Heirs, Devisees, Successors or Assigns								
(b.3) Patsy Moore HC62 Box 114 Raven, VA 24639	0.03 acres 1/594 of 15.21 acres	0.03201%	0.00018%	0.00009%	0.00117%	0.00259%	0.00013%	<i>Already Disbursed</i>
(b.4) Brenda Justice P.O. Box 522 Keen Mountain, VA 24624	0.03 acres 1/594 of 15.21 acres	0.03201%	0.00018%	0.00009%	0.00117%	0.00259%	0.00013%	<i>Already Disbursed</i>
(b.5) James Osborne P.O. Box 484 Keen Mountain, VA 24624	0.03 acres 1/594 of 15.21 acres	0.03201%	0.00018%	0.00009%	0.00117%	0.00259%	0.00013%	<i>Already Disbursed</i>
(b.6) Clifford Heirs, Devisees, Successors or Assigns								
(b.6.1) Phyllis W. Osborne Rt.1 Box 157E Raven, VA 24639	0.03 acres 1/594 of 15.21 acres	0.03201%	0.00018%	0.00009%	0.00117%	0.00259%	0.00013%	<i>Already Disbursed</i>
(b.8) Charles M. Osborne 216 Plantation Road Richlands, VA 24641	0.03 acres 1/594 of 15.21 acres	0.03201%	0.00018%	0.00009%	0.00117%	0.00259%	0.00013%	<i>Already Disbursed</i>
(b.9) Richard Osborne P.O. Box 585 Keen Mountain, VA 24624	0.03 acres 1/594 of 15.21 acres	0.03201%	0.00018%	0.00009%	0.00117%	0.00259%	0.00013%	<i>Already Disbursed</i>
(b.10) William Osborne Heirs, Devisees, Successors or Assigns								
(b.10.1) Joyce Lineberry Mae 110 Barn View Lane Woodleaf, NC 27054	0.03 acres 1/594 of 15.21 acres	0.03201%	0.00018%	0.00009%	0.00117%	0.00259%	0.00013%	<i>Already Disbursed</i>
(b.11) John David Osborne Heirs, Devisees, Successors or Assigns								
(b.11.1) Darlene B. Osborne Rt.1 Box 157 Raven, VA 24639	0.03 acres 1/594 of 15.21 acres	0.03201%	0.00018%	0.00009%	0.00117%	0.00259%	0.00013%	<i>Already Disbursed</i>
(c) Henry Horn Heirs, Devisees, Successors or Assigns								
(c.1) Ivory Horn Heirs, Devisees, Successors or Assigns								

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Exhibit EE
Unit W-35
Docket # VGOB 98-0324-0627-06
List of Conflicting Owners/Claimants with Royalty Split Agreements

	Acres in Unit	Percent of Unit	5-East 0.54807%	6-East 0.28983%	Division of Interest in			Percent of Escrow
					13-East 3.6684%	14-East 8.1032%	15-East 0.4068%	
(c.1.2) Nellie Maynard Box 296 Raven, VA 24639	0.05 acres 1/324 of 15.21 acres	0.05868%	0.00032%	0.00017%	0.00215%	0.00476%	0.00024%	62.5323 0.0375%
(c.1.5) Danny Elder Box 296 Raven, VA 24639	0.05 acres 1/324 of 15.21 acres	0.05868%	0.00032%	0.00017%	0.00215%	0.00476%	0.00024%	0.0375%
(c.1.6) Robert Elder 100 Oxford Square, Apt. #48 Richlands, VA 24641	0.05 acres 1/324 of 15.21 acres	0.05868%	0.00032%	0.00017%	0.00215%	0.00476%	0.00024%	0.0375%
(e) Joseph P. Home 492 Gray Branch Road Cedar Bluff, VA 24639	0.28 acres 1/54 of 15.21 acres	0.35208%	0.00193%	0.00102%	0.01292%	0.02853%	0.00143%	0.2252%
(3) William David Lewis Keen Heirs, Devises, Successors or Assigns								
(a) Edward Keen Rt.4 Box 159 Bluefield, WV 24701	0.32 acres 1/48 of 15.21 acres	0.39609%	0.00217%	0.00115%	0.01453%	0.03210%	0.00161%	<i>Already Disbursed</i>
(b) Homer Keen 1771 Heidelberg School Road Stuart, VA 24171	0.32 acres 1/48 of 15.21 acres	0.39609%	0.00217%	0.00115%	0.01453%	0.03210%	0.00161%	<i>Already Disbursed</i>
(c) Virginia Ball Heirs, Devises, Successors or Assigns								
(c.1) Carol Anita Davis 208 Cliff Street Richlands, VA 24641	0.11 acres 1/144 of 15.21 acres	0.13203%	0.00072%	0.00038%	0.00484%	0.01070%	0.00054%	<i>Already Disbursed</i>
(c.2) Richard Ball 147 Chesnut Street Fieldale, VA 24089	0.11 acres 1/144 of 15.21 acres	0.13203%	0.00072%	0.00038%	0.00484%	0.01070%	0.00054%	<i>Already Disbursed</i>
(c.3) Carl Ball 1162 Longview Drive Bassett, VA 24055	0.11 acres 1/144 of 15.21 acres	0.13203%	0.00072%	0.00038%	0.00484%	0.01070%	0.00054%	<i>Already Disbursed</i>
(d) Albert Keen 6091 Red Root Ridge Road Raven, VA 24639	0.32 acres 1/48 of 15.21 acres	0.39609%	0.00217%	0.00115%	0.01453%	0.03210%	0.00161%	<i>Already Disbursed</i>
(e) Mae Cook 141 Virginia Street Kingsport, TN 37660	0.32 acres 1/48 of 15.21 acres	0.39609%	0.00217%	0.00115%	0.01453%	0.03210%	0.00161%	<i>Already Disbursed</i>
(f) Georgia Keen Rt.1 Box 76 Powells Point, NC 27966	0.32 acres 1/48 of 15.21 acres	0.39609%	0.00217%	0.00115%	0.01453%	0.03210%	0.00161%	<i>Already Disbursed</i>
(g) Bonnie Absher P.O. Box 635 Richlands, VA 24641	0.32 acres 1/48 of 15.21 acres	0.39609%	0.00217%	0.00115%	0.01453%	0.03210%	0.00161%	<i>Already Disbursed</i>
(h) Ruby Stanley Heirs, Devises, Successors or Assigns								
(h.1) Ruth Ann Hunt Heirs, Devises, Successors or Assigns								
(h.1.1) Sandra Hunt Conner Heirs, Devises, Successors or Assigns								
(h.1.1.1) Roger W. Conner P.O. Box 9 Axton, VA 24054	0.03 acres 1/480 of 15.21 acres	0.03961%	0.00022%	0.00011%	0.00145%	0.00321%	0.00016%	<i>Already Disbursed</i>
(h.1.2) Kimberly Hunt Kidd 128 Susan Drive Collinsville, VA 24078	0.03 acres 1/480 of 15.21 acres	0.03961%	0.00022%	0.00011%	0.00145%	0.00321%	0.00016%	<i>Already Disbursed</i>
(h.2) Arlene Gilbert Heirs, Devises, Successors or Assigns								
(h.2.1) Fred Gilbert P.O. Box 204 Doran, VA 24613	0.06 acres 1/240 of 15.21 acres	0.07922%	0.00043%	0.00023%	0.00291%	0.00642%	0.00032%	<i>Already Disbursed</i>
(h.3) William E. Stanley, Jr. 401 Clearview Road Martinsville, VA 24112	0.06 acres 1/240 of 15.21 acres	0.07922%	0.00043%	0.00023%	0.00291%	0.00642%	0.00032%	<i>Already Disbursed</i>

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Exhibit EE
Unit W-35
Docket # VGOB 98-0324-0627-06
List of Conflicting Owners/Claimants with Royalty Split Agreements

	Acres in Unit	Percent of Unit	Division of Interest in					Percent of Escrow
			5-East 0.54807%	6-East 0.28983%	13-East 3.6684%	14-East 8.1032%	15-East 0.4068%	
								62.5323
(h.4) James H. Stanley 25 Raceway Drive Bassett, VA 24055	0.06 acres 1/240 of 15.21 acres	0.07922%	0.00043%	0.00023%	0.00291%	0.00642%	0.00032%	<i>Already Disbursed</i>
(h.5) Victoria Webb 326 Greyson Street Martinsville, VA 24112	0.06 acres 1/240 of 15.21 acres	0.07922%	0.00043%	0.00023%	0.00291%	0.00642%	0.00032%	<i>Already Disbursed</i>
(4) Georgie Bell Short Clifton Heirs, Devisees, Successors or Assigns								
(a) Shelby Jean Vandyke 4768 Red Root Ridge Road Raven, VA 24639	1.27 acres 1/12 of 15.21 acres	1.58438%	0.00868%	0.00459%	0.05812%	0.12839%	0.00645%	<i>Already Disbursed</i>
(b) Frances Stella Gross P.O. Box 295 Richlands, VA 24641	1.27 acres 1/12 of 15.21 acres	1.58438%	0.00868%	0.00459%	0.05812%	0.12839%	0.00645%	<i>Already Disbursed</i>
(5) Harry Neal Keen Heirs, Devisees, Successors or Assigns								
(a) Larry Roger Keen P.O. Box 635 Keen Mountain, VA 24639	0.28 acres 1/54 of 15.21 acres	0.35208%	0.00193%	0.00102%	0.01292%	0.02853%	0.00143%	<i>Already Disbursed</i>
(b) Carnice Keen 4777 Hale Creek Road Pilgrims Knob, VA 24634	0.28 acres 1/54 of 15.21 acres	0.35208%	0.00193%	0.00102%	0.01292%	0.02853%	0.00143%	<i>Already Disbursed</i>
(c) Phillip Keen P.O. Box 215 Wytheville, VA 24383	0.28 acres 1/54 of 15.21 acres	0.35208%	0.00193%	0.00102%	0.01292%	0.02853%	0.00143%	<i>Already Disbursed</i>
(d) Eddie Keen Rt.1 Box 96 Raven, VA 24639	0.28 acres 1/54 of 15.21 acres	0.35208%	0.00193%	0.00102%	0.01292%	0.02853%	0.00143%	<i>Already Disbursed</i>
(e) Remus Keen P.O. Box 70 Doran, VA 24612	0.28 acres 1/54 of 15.21 acres	0.35208%	0.00193%	0.00102%	0.01292%	0.02853%	0.00143%	<i>Already Disbursed</i>
(f) Richard Keen P.O. Box 431 Oakwood, VA 24624	0.28 acres 1/54 of 15.21 acres	0.35208%	0.00193%	0.00102%	0.01292%	0.02853%	0.00143%	<i>Already Disbursed</i>
(g) Inez Acklin 332 Mary Street Bristol, VA 24201	0.28 acres 1/54 of 15.21 acres	0.35208%	0.00193%	0.00102%	0.01292%	0.02853%	0.00143%	<i>Already Disbursed</i>
(h) Janice Cook Rt.1 Box 649 Swords Creek, VA 24649	0.28 acres 1/54 of 15.21 acres	0.35208%	0.00193%	0.00102%	0.01292%	0.02853%	0.00143%	<i>Already Disbursed</i>
(i) Harry D. Keen Heirs, Devisees, Successors or Assigns								
(l.1) Beautil Honaker Javins 5593 Hayes Road Groveport, OH 43125	0.28 acres 1/54 of 15.21 acres	0.35208%	0.00193%	0.00102%	0.01292%	0.02853%	0.00143%	<i>Already Disbursed</i>
(6) James Henry Keen Heirs, Devisees, Successors or Assigns								
(a) Dexter Keen Rt.2 Box 1 North Tazewell, VA 24630	0.36 acres 1/42 of 15.21 acres	0.45268%	0.00248%	0.00131%	0.01661%	0.03668%	0.00184%	<i>Already Disbursed</i>
(b) Dorothy Clifton P.O. Box 123 Springdale, WV 25986	0.36 acres 1/42 of 15.21 acres	0.45268%	0.00248%	0.00131%	0.01661%	0.03668%	0.00184%	<i>Already Disbursed</i>
(c) Zelvia Keen 1088 Hatrock Rd. Tazewell, VA 24651	0.36 acres 1/42 of 15.21 acres	0.45268%	0.00248%	0.00131%	0.01661%	0.03668%	0.00184%	<i>Already Disbursed</i>
(d) Junior William Keen P.O. Box 481 Mabscot, WV 25871	0.36 acres 1/42 of 15.21 acres	0.45268%	0.00248%	0.00131%	0.01661%	0.03668%	0.00184%	<i>Already Disbursed</i>
(e) Della Monk Lancaster 625 Prater Drive Richlands, VA 24641	0.36 acres 1/42 of 15.21 acres	0.45268%	0.00248%	0.00131%	0.01661%	0.03668%	0.00184%	<i>Already Disbursed</i>

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Exhibit EE
Unit W-35
Docket # VGOB 98-0324-0627-06
List of Conflicting Owners/Claimants with Royalty Split Agreements

	Acres in Unit	Percent of Unit	Division of Interest in			Percent of Escrow		
			5-East 0.54807%	6-East 0.28983%	13-East 3.6684%		14-East 8.1032%	15-East 0.4068%
(f) Audrey Law 102 Lob Lolly Lane Stafford, VA 22554	0.36 acres 1/42 of 15.21 acres	0.45268%	0.00248%	0.00131%	0.01661%	0.03668%	0.00184%	62.5323 Already Disbursed
Tract #1H, 1.09 acres								
GOAL FEE OWNERSHIP								
(1) Hurt McGuire Land Trust c/o Charles Green P.O. Box 1067 Bluefield, VA 24605	1.09 acres	1.36250%	0.00747%	0.00395%	0.04998%	0.11041%	0.00554%	0.8715%
OIL & GAS FEE OWNERSHIP								
(1) Hershel Keen, et ux. P.O. Box 26 Shortt Gap, VA 24647	1.09 acres	1.36250%	0.00747%	0.00395%	0.04998%	0.11041%	0.00554%	0.8715%

INSTRUMENT #090002348
RECORDED IN THE CLERK'S OFFICE OF
BUCHANAN COUNTY ON
AUGUST 4, 2009 AT 02:27PM

BEVERLY S. TILLER, CLERK
RECORDED BY: NKE

17

51308825
REG 537
DISP 4414

Account VIRGINIA GAS AND OIL BOARD WACHOVIA BANK, N.A. AGENT
Name: UNDER AGREEMENT DATED SEPTEMBER 19, 2006

BR 204
CF-VIRGINIA

Account 5025890684
Number:

Date
10/14/09

000614 HURT MCGUIRE LAND TRUST
C/O CHARLES GREEN
P.O. BOX 1067
BLUEFIELD, VA 24605

Remittance Amount	
Income	Principal
\$*****61,467.23	\$*****0.00

For: PAYMENT

FUND 0627

WACHOVIA

PLEASE FOLD AND DETACH AT PERFORATION BEFORE PRESENTING FOR PAYMENT

WACHOVIA

66-21
530

51308825

WACHOVIA BANK, N.A.
CHARLOTTE, NC 28268-1151
1-888-216-2308

Account No.
5025890684 VGOB

Date
10/14/09
Amount
\$*****61,467.23

Pay: Sixty-One Thousand Four Hundred Sixty Seven DOLLARS AND Twenty-Three CENTS

To The Order Of: HURT MCGUIRE LAND TRUST

Leon Mc Lennan
Authorized Signature

51308838
REG 537
DISP 4414

Account VIRGINIA GAS AND OIL BOARD WACHOVIA BANK, N.A. AGENT
Name: UNDER AGREEMENT DATED SEPTEMBER 19, 2006

BR 204
CF-VIRGINIA

Account 5025890684
Number:

Date
10/14/09

000627 DAISY BURKE
P.O. BOX 354
RAVEN, VA 24639

Remittance Amount	
Income	Principal
\$*****61,467.23	\$*****0.00

For: PAYMENT

FUND 0627

WACHOVIA

PLEASE FOLD AND DETACH AT PERFORATION BEFORE PRESENTING FOR PAYMENT

WACHOVIA

66-21
530

51308838

WACHOVIA BANK, N.A.
CHARLOTTE, NC 28288-1151
1-888-216-2308

Date
10/14/09

Account No.
5025890684 VGOB

Amount
\$*****61,467.23

Pay: Sixty-One Thousand Four Hundred Sixty Seven DOLLARS AND Twenty-Three CENTS

To The Order Of: DAISY BURKE

Leon M. Lennor
Authorized Signature

51308828
REG 537
DISP 4414

Account Name: VIRGINIA GAS AND OIL BOARD WACHOVIA BANK, N.A. AGENT
Name: UNDER AGREEMENT DATED SEPTEMBER 19, 2006

BR 204
CF-VIRGINIA

Account Number: 5025890684

Date
10/14/09

000617 HURT MCGUIRE LAND TRUST
C/O CHARLES GREEN
P.O. BOX 1067
BLUEFIELD, VA 24605

Remittance Amount	
Income	Principal
\$*****1,996.30	\$*****0.00

For: PAYMENT

FUND 0627

WACHOVIA

PLEASE FOLD AND DETACH AT PERFORATION BEFORE PRESENTING FOR PAYMENT

WACHOVIA

66-21
530

51308828

WACHOVIA BANK, N.A.
CHARLOTTE, NC 28288-1151
1-888-216-2308

Date
10/14/09

Account No.
5025890684 VGOB

Amount
\$*****1,996.30

Pay: One Thousand Nine Hundred Ninety-Six DOLLARS AND Thirty CENTS

To The Order Of: HURT MCGUIRE LAND TRUST

Leon Mc Lennan
Authorized Signature

51308834
REG 537
DISP 4414

Account Name: VIRGINIA GAS AND OIL BOARD WACHOVIA BANK, N.A. AGENT
UNDER AGREEMENT DATED SEPTEMBER 19, 2006

BR 204
CF-VIRGINIA

Account Number: 5025890684

Date
10/14/09

000623 DANNY ELDER
P.O. BOX 748
RAVEN, VA 24639

Remittance Amount	
Income	Principal
\$*****85.90	\$*****0.00

For: PAYMENT

FUND 0627

WACHOVIA

PLEASE FOLD AND DETACH AT PERFORATION BEFORE PRESENTING FOR PAYMENT

WACHOVIA

66-21
530

51308834

WACHOVIA BANK, N.A.
CHARLOTTE, NC 28288-1151
1-888-216-2308

Date
10/14/09

Account No.
5025890684 VGOB

Amount
\$*****85.90

Pay: Eighty-Five DOLLARS AND Ninety CENTS

To The Order Of: DANNY ELDER

Leon M. Linn
Authorized Signature

⑈ 51308834 ⑆ ⑆ 0530007190 ⑆ 5046001042738 ⑆

51308827
REG 537
DISP 4414
BR 204
CF-VIRGINIA

Account VIRGINIA GAS AND OIL BOARD WACHOVIA BANK, N.A. AGENT
Name: UNDER AGREEMENT DATED SEPTEMBER 19, 2006

Account 5025890684
Number:

Date
10/14/09

000616 HURT MCGUIRE LAND TRUST
C/O CHARLES GREEN
P.O. BOX 1067
BLUEFIELD, VA 24605

Remittance Amount	
Income	Principal
\$*****85.90	\$*****0.00

For: PAYMENT

FUND 0627

WACHOVIA

PLEASE FOLD AND DETACH AT PERFORATION BEFORE PRESENTING FOR PAYMENT

WACHOVIA

66-21
530

51308827

WACHOVIA BANK, N.A.
CHARLOTTE, NC 28288-1151
1-888-216-2308

Date
10/14/09

Account No.
5025890684 VGOB

Amount
\$*****85.90

Pay: Eighty-Five DOLLARS AND Ninety CENTS

To The Order Of: HURT MCGUIRE LAND TRUST

Leon Mc Lennan
Authorized Signature

51308833
REG 537
DISP 4414

Account VIRGINIA GAS AND OIL BOARD WACHOVIA BANK, N.A. AGENT
Name: UNDER AGREEMENT DATED SEPTEMBER 19, 2006

BR 204
CF-VIRGINIA

Account 5025890684
Number:

Date
10/14/09

000622 NELLIE MAYNARD
P.O. BOX 296
RAVEN, VA 24639

Remittance Amount	
Income	Principal
\$*****85.90	\$*****0.00

For: PAYMENT

FUND 0627

WACHOVIA

PLEASE FOLD AND DETACH AT PERFORATION BEFORE PRESENTING FOR PAYMENT

WACHOVIA

66-21
530

51308833

WACHOVIA BANK, N.A.
CHARLOTTE, NC 28288-1151
1-888-216-2308

Date
10/14/09

Account No.
5025890684 VGOB

Amount
\$*****85.90

Pay: Eighty-Five DOLLARS AND Ninety CENTS

To The Order Of: NELLIE MAYNARD

Leon M. Lennor
Authorized Signature

51308826
REG 537
DISP 4414

Account Name: VIRGINIA GAS AND OIL BOARD WACHOVIA BANK, N.A. AGENT
Name: UNDER AGREEMENT DATED SEPTEMBER 19, 2006

BR 204
CF-VIRGINIA

Account Number: 5025890684

Date
10/14/09

000615 HURT MCGUIRE LAND TRUST
C/O CHARLES GREEN
P.O. BOX 1067
BLUEFIELD, VA 24605

Remittance Amount	
Income	Principal
\$*****5,677.81	\$*****0.00

For: PAYMENT

FUND 0627

WACHOVIA

PLEASE FOLD AND DETACH AT PERFORATION BEFORE PRESENTING FOR PAYMENT

WACHOVIA

66-21
530

51308826

WACHOVIA BANK, N.A.
CHARLOTTE, NC 28288-1151
1-888-216-2308

Date
10/14/09

Account No.
5025890684 VGOB

Amount
\$*****5,677.81

Pay: Five Thousand Six Hundred Seventy-Seven - DOLLARS AND Eighty-One CENTS

To The Order Of: HURT MCGUIRE LAND TRUST

Leon M. Lennor
Authorized Signature

⑈ 51308826 ⑆ ⑆ 053000219 ⑆ 506600106??3A ⑆

51308832
REG 537
DISP 4414

BR 204
CF-VIRGINIA

Account Name: VIRGINIA GAS AND OIL BOARD WACHOVIA BANK, N.A. AGENT
Name: UNDER AGREEMENT DATED SEPTEMBER 19, 2006

Account Number: 5025890684

Date
10/14/09

000621 CONSOLIDATED COAL COMPANY
P.O. BOX 947
BLUEFIELD, VA 24605

Remittance Amount	
Income	Principal
\$*****5,677.81	\$*****0.00

For: PAYMENT
FUND 0627

WACHOVIA

PLEASE FOLD AND DETACH AT PERFORATION BEFORE PRESENTING FOR PAYMENT

WACHOVIA

66-21
530 **51308832**

WACHOVIA BANK, N.A.
CHARLOTTE, NC 28288-1151
1-888-216-2308

Date
10/14/09
Amount
\$*****5,677.81

Account No.
5025890684 VGOB

Pay: Five Thousand Six Hundred Seventy-Seven - DOLLARS AND Eighty-One CENTS

To The Order Of: CONSOLIDATED COAL COMPANY

Leon M. Lennor
Authorized Signature

51308824
REG 537
DISP 4414

BR 204
CF-VIRGINIA

Account Name: VIRGINIA GAS AND OIL BOARD WACHOVIA BANK, N.A. AGENT
UNDER AGREEMENT DATED SEPTEMBER 19, 2006

Account Number: 5025890684

Date
10/14/09

000613 HURT MCGUIRE LAND TRUST
C/O CHARLES GREEN
P.O. BOX 1067
BLUEFIELD, VA 24605

Remittance Amount	
Income	Principal
\$*****238.00	\$*****0.00

For: PAYMENT
FUND 0627

WACHOVIA

PLEASE FOLD AND DETACH AT PERFORATION BEFORE PRESENTING FOR PAYMENT

WACHOVIA

WACHOVIA BANK, N.A.
CHARLOTTE, NC 28288-1151
1-888-216-2308

66-21
530

51308824

Account No.
5025890684 VGOB

Date	10/14/09
Amount	\$*****238.00

Pay: Two Hundred Thirty-Eight DOLLARS AND NO - CENTS

To The Order Of: HURT MCGUIRE LAND TRUST

Leon M. Lennor
Authorized Signature

51308831
REG 537
DISP 4414

Account VIRGINIA GAS AND OIL BOARD WACHOVIA BANK, N.A. AGENT
Name: UNDER AGREEMENT DATED SEPTEMBER 19, 2006

BR 204
CF-VIRGINIA

Account 5025890684
Number:

Date
10/14/09

000620 CONSOLIDATED COAL COMPANY
P.O. BOX 947
BLUEFIELD, VA 24605

Remittance Amount	
Income	Principal
\$*****238.00	\$*****0.00

For: PAYMENT

FUND 0627

WACHOVIA

PLEASE FOLD AND DETACH AT PERFORATION BEFORE PRESENTING FOR PAYMENT

WACHOVIA

66-21
530

51308831

WACHOVIA BANK, N.A.
CHARLOTTE, NC 28288-1151
1-888-216-2308

Account No.
5025890684 VGOB

Date
10/14/09
Amount
\$*****238.00

Pay: Two Hundred Thirty-Eight DOLLARS AND NO - CENTS

To The Order Of: CONSOLIDATED COAL COMPANY

Leon M. Leno
Authorized Signature

⑈ 51308831 ⑆ ⑆ 053000219 ⑆ 5025890684 ⑆

51308823
REG 537
DISP 4414

Account VIRGINIA GAS AND OIL BOARD WACHOVIA BANK, N.A. AGENT
Name: UNDER AGREEMENT DATED SEPTEMBER 19, 2006

BR 204
CF-VIRGINIA

Account 5025890684
Number:

Date
10/14/09

000612 HURT MCGUIRE LAND TRUST
C/O CHARLES GREEN
P.O. BOX 1067
BLUEFIELD, VA 24605

Remittance Amount	
Income	Principal
\$*****11,776.86	\$*****0.00

For: PAYMENT

FUND 0627

WACHOVIA

PLEASE FOLD AND DETACH AT PERFORATION BEFORE PRESENTING FOR PAYMENT

WACHOVIA

66-21
530

51308823

WACHOVIA BANK, N.A.
CHARLOTTE, NC 28288-1151
1-888-216-2308

Date
10/14/09

Account No.
5025890684 VGOB

Amount
\$*****11,776.86

Pay: Eleven Thousand Seven Hundred Seventy-Six DOLLARS AND Eighty-Six CENTS

To The Order Of: HURT MCGUIRE LAND TRUST

Leon Mc Lennan
Authorized Signature

51308830
REG 537
DISP 4414

BR 204
CF-VIRGINIA

Account Name: VIRGINIA GAS AND OIL BOARD WACHOVIA BANK, N.A. AGENT
Name: UNDER AGREEMENT DATED SEPTEMBER 19, 2006

Account Number: 5025890684

Date
10/14/09

000619 GUSTER CLIFTON
1303 JOHN CLIFTON ROAD
APT. #2
RAVEN, VA 24639

Remittance Amount	
Income	Principal
\$*****11,776.86	\$*****0.00

For: PAYMENT

FUND 0627

WACHOVIA

PLEASE FOLD AND DETACH AT PERFORATION BEFORE PRESENTING FOR PAYMENT

WACHOVIA

66-21
530
51308830

WACHOVIA BANK, N.A.
CHARLOTTE, NC 28288-1151
1-888-216-2308

Date
10/14/09
Amount
\$*****11,776.86

Account No.
5025890684 VGOB

Pay: Eleven Thousand Seven Hundred Seventy-Six DOLLARS AND Eighty-Six CENTS

To The Order Of: GUSTER CLIFTON

Leon M. Leno
Authorized Signature

51308822
REG 537
DISP 4414

Account Name: VIRGINIA GAS AND OIL BOARD WACHOVIA BANK, N.A. AGENT
Name: UNDER AGREEMENT DATED SEPTEMBER 19, 2006

BR 204
CF-VIRGINIA

Account Number: 5025890684

Date
10/14/09

000611 HURT MCGUIRE LAND TRUST
C/O CHARLES GREEN
P.O. BOX 1067
BLUEFIELD, VA 24605

Remittance Amount	
Income	Principal
\$*****28,444.24	\$*****0.00

For: PAYMENT

FUND 0627

WACHOVIA

PLEASE FOLD AND DETACH AT PERFORATION BEFORE PRESENTING FOR PAYMENT

WACHOVIA

66-21
530

51308822

WACHOVIA BANK, N.A.
CHARLOTTE, NC 28288-1151
1-888-216-2308

Date
10/14/09

Account No.
5025890684 VGOB

Amount
\$*****28,444.24

Pay: Twenty-Eight Thousand Four Hundred Forty- Four DOLLARS AND Twenty-Four CENTS

To The Order Of: HURT MCGUIRE LAND TRUST

Leon A. Lerner
Authorized Signature

51308829
REG 537
DISP 4414

Account VIRGINIA GAS AND OIL BOARD WACHOVIA BANK, N.A. AGENT
Name: UNDER AGREEMENT DATED SEPTEMBER 19, 2006

BR 204
CF-VIRGINIA

Account 5025890684
Number:

Date
10/14/09

000618 HASSELL DAVIS
P.O. BOX 12
SHORT GAP, VA 24647

Remittance Amount	
Income	Principal
\$*****28,444.24	\$*****0.00

For: PAYMENT
FUND 0627

WACHOVIA

PLEASE FOLD AND DETACH AT PERFORATION BEFORE PRESENTING FOR PAYMENT

WACHOVIA

65-21
530

51308829

WACHOVIA BANK, N.A.
CHARLOTTE, NC 28288-1151
1-888-216-2308

Date
10/14/09

Account No.
5025890684 VGOB

Amount
\$*****28,444.24

Pay: Twenty-Eight Thousand Four Hundred Forty- Four DOLLARS AND Twenty-Four CENTS

To The Order Of: HASSELL DAVIS

Leon M. Lennor
Authorized Signature

Account VIRGINIA GAS AND OIL BOARD WACHOVIA BANK, N.A. AGENT
Name: UNDER AGREEMENT DATED SEPTEMBER 19, 2006

Account 5025890684
Number:

51308835
REG 537
DISP 4414

BR 204
CF-VIRGINIA

Date
10/14/09

000624 ROBERT ELDER
222 LAW LANE
CHARLOTTE COURT HOUSE, VA 23923

Remittance Amount	
Income	Principal
\$*****85.90	\$*****0.00

For: PAYMENT
FUND 0627

WACHOVIA

PLEASE FOLD AND DETACH AT PERFORATION BEFORE PRESENTING FOR PAYMENT

WACHOVIA

WACHOVIA BANK, N.A.
CHARLOTTE, NC 28288-1151
1-888-216-2308

Account No.
5025890684 VGOB

66-21
530

51308835

Date
10/14/09

Amount
\$*****85.90

Pay: Eighty-Five DOLLARS AND Ninety CENTS

To The Order Of: ROBERT ELDER

Leon M. Linnor
Authorized Signature

Account VIRGINIA GAS AND OIL BOARD WACHOVIA BANK, N.A. AGENT
Name: UNDER AGREEMENT DATED SEPTEMBER 19, 2006

51308837
REG 537
DISP 4414

BR 204
CF-VIRGINIA

Account 5025890684
Number:

Date
10/14/09

000626 HERSHEL KEEN
P.O. BOX 26
SHORT GAP, VA 24647

Remittance Amount	
Income	Principal
\$*****1,996.30	\$*****0.00

For: PAYMENT

FUND 0627

WACHOVIA

PLEASE FOLD AND DETACH AT PERFORATION BEFORE PRESENTING FOR PAYMENT

WACHOVIA

WACHOVIA BANK, N.A.
CHARLOTTE, NC 28288-1151
1-888-216-2308

66-21
530

51308837

Account No.
5025890684 VGOB

Date
10/14/09

Amount
\$*****1,996.30

Pay: One Thousand Nine Hundred Ninety-Six DOLLARS AND Thirty CENTS

To The Order Of: HERSHEL KEEN

Leon M. Lerner
Authorized Signature