

VIRGINIA:

BEFORE THE VIRGINIA GAS AND OIL BOARD

IN RE:

SUPPLEMENTAL ORDER REGARDING DOCKET NUMBER  
VGOB 04-0217-1257-01

ELECTIONS: UNIT BA-108 (*Well BA108 & BA108A*)  
(herein "Subject Drilling Unit")

REPORT OF BOARD

FINDINGS AND ORDER

This Supplemental Order is entered by the Board *sua sponte* in the form authorized by the Board at hearings held on February 15, 1994 and June 16, 1992; and this Supplemental Order is being recorded for the purpose of supplementing the Order previously in the captioned matter on May 17, 2011 which was recorded at Deed Book 745, Page 600 in the Office of the Clerk of the Circuit Court of Russell County, Virginia, on March 15, 2012, (herein "Board Order") and completing the record regarding elections.

Findings: The Board finds that:

The Board Order directed CNX GAS COMPANY LLC (herein "Designated Operator") to mail copies of the Board Order to all Respondents whose interests, if any, were pooled by the said Board Order;

The Designated Operator filed its affidavit of elections disclosing that it had mailed a true and correct copy of the Board's Order to all Respondents whose interests, if any, were pooled by said Board Order;

The Board Order required each Respondent whose interests, if any, were pooled by the terms of said Board Order to make an election within thirty (30) days after the date of mailing or recording, as applicable, of said Order; the affidavit of elections filed herein and annexed hereto as Exhibit A states: (i) whether each Respondent has made or failed to make a timely election; (ii) the nature of any election(s) made; and (iii) whether, by reason of a failure to elect or to timely elect one or more Respondents are deemed, under the terms of the Board's Order, to have leased all their rights, title, interests, estates and claims in Subject Drilling Unit to the Applicant;

That the affidavit of elections annexed hereto with the Exhibits submitted therewith identifies the Respondent(s) making a timely election, if any; identifies the Respondent(s), if any, who are deemed to have leased; identifies the conflicting interests and claims which require escrow; identifies the interests and claims, if any, requiring escrow under Virginia Code section 45.1-361.21.D.; and identifies the Respondents, if any, who may be dismissed by reason of having leased or entered into a voluntary agreement with the Applicant.

The affidavit of elections indicates whether or not the escrow of funds is required with regard to Unit BA-108;

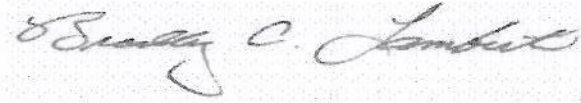
Order: By this Order, the Board orders the Designated Operator to tender, consistent with and in accordance with the findings set forth at paragraph 2. above and the annexed affidavit of elections with Exhibits thereto, any funds subject to escrow and instructs the Escrow Agent, First Bank & Trust Company 38 E. Valley Drive, Bristol, VA 24201, Attn: Escrow Agent or any successor named by the Board to establish interest bearing escrow account(s), IRS Tax Identification Number 54-1629506, in accordance with the information set forth in the affidavit of elections with Exhibits thereto, to receive funds and account to the Board therefore.

Mailing of Order and Filing of Affidavit: The Designated Operator under the captioned Order or shall file an affidavit with the Secretary of the Board within ten (10) days after the date of receipt of this Order stating that a true and correct copy of this Order was mailed to each Respondent whose interests or claims are subject to escrow and whose address is known within seven (7) days from the date of receipt of this Order.

Conclusion: Therefore, the findings and all terms and provisions set forth above be and hereby are granted and IT IS SO ORDERED.

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

DONE AND EXECUTED this 25 day of September, 2014 by a majority of the Virginia Gas and Oil Board.



Chairman, Bradley C. Lambert

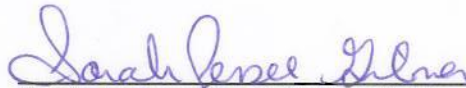
DONE AND PERFORMED this 25 day of September, 2014 by Order of the Virginia Gas and Oil Board.



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

COMMONWEALTH OF VIRGINIA  
COUNTY OF RUSSELL

Acknowledged on this 25<sup>th</sup> day of September, 2014, 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 Rick Cooper, being duly sworn did depose and say that he is Principal Executive to the staff of the Virginia Gas and Oil Board, that they executed the same and was authorized to do so.



Sarah Jessee Gilmer, Notary Public  
262946

My Commission expires: July 31, 2017



VIRGINIA:

Exhibit A

BEFORE THE VIRGINIA GAS AND OIL BOARD

IN RE:

Application of CNX Gas Company LLC for Forced Pooling of Interests in CBM Unit BA-108  
VGOB 04-0217-1257-01 in the New Garden District of Russell County, Virginia

AFFIDAVIT OF CNX GAS COMPANY LLC (herein "Designated Operator") REGARDING  
ELECTIONS, ESCROW AND SUPPLEMENTAL ORDER

Anita D. Duty, being first duly sworn on oath, deposes and says:

That your affiant is employed by CNX Gas Company LLC, as a Pooling Supervisor and is duly authorized to make this affidavit on behalf of CNX GAS COMPANY LLC, the designated operator,

That the Order entered on May 17, 2011, by the Virginia Gas and Oil Board (hereinafter "Board") regarding the captioned CBM Unit required the Applicant to mail a true and correct copy of said Order to each person pooled by the Order;

That within seven (7) days of receipt of an executed copy of the Order referred to at paragraph 2. above, your affiant caused a true and correct copy of said Order to be mailed via the United States Postal Service to each Respondent named in the captioned Application, whose address was known, and to all persons, if any, who were added as Respondents at the hearing held in the captioned matter; that proof of such mailing has previously been tendered to the Division of Gas and Oil, the Office of the Gas and Oil Inspector, at Abingdon, Virginia;

That the Order of the Board in the captioned matter required all persons pooled thereby to tender their written elections to the Unit Operator within thirty (30) days of the date the Order was recorded in the counties identified above; that said Order was recorded on March 15, 2012;

That the designated operator CNX GAS COMPANY LLC has established procedures to review all mail received and all written documents received other than by mail to ascertain whether parties whose interests have been pooled have made a written election, in a timely fashion, as required by the captioned Order; that said procedures were followed to identify the elections, if any, made with regard to the Subject Unit; that the following persons delivered, by mail or otherwise, written elections the Unit Operator, within the thirty day elections period:

None

That Respondents identified in Exhibit B-3 hereto are, having failed to make any election, deemed to have leased their coalbed methane rights, interests and claims to Applicant, all as provided in the Board's Order of May 17, 2011;

See attached Exhibit B-3

That the rights, interests and claims of the following persons are subject to escrow under the Board's Order pooling the captioned Unit, Board Regulations and the Code of Virginia:

See attached Exhibit E

That after the pooling hearing held in the captioned matter, the following persons have leased or entered into a voluntary agreement with the Designated Operator:

See attached Exhibit B-2

That to the extent any of said persons listed in Exhibit B-2 have rights, interests and claims which are subject to escrow, they should be dismissed as respondents; the Operator requests that the following persons be dismissed as Respondents:

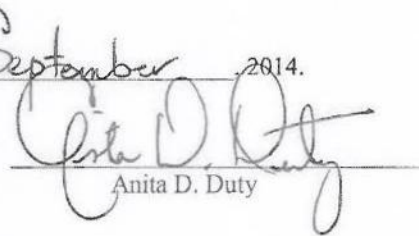
James D. Rasnake, Peggy Rasnake, Bobby Lee Rasnake, Donna Jean Whitt

That the persons identified in Exhibit EE attached hereto have entered into royalty split agreements that allow the Applicant/Designated Operator to pay them directly without the need to escrow funds which would otherwise be in conflict.

See attached Exhibit EE

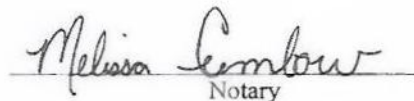
That pursuant to the provisions of VAC 25-160-70.A.10. and C. and VAC 25-160-80 the annexed supplemental order sets forth the interests and claims that require escrow of funds pursuant to Virginia Code sections 45.1-361.21.D. and 45.1-361.22.A.3. and 4.

Dated at Bluefield, West Virginia, this 19<sup>th</sup> day of September, 2014.

  
Anita D. Duty

STATE OF WEST VIRGINIA  
COUNTY OF MERCER

Taken, subscribed and sworn to before me by Anita D. Duty as a Pooling Supervisor for CNX Land LLC on behalf of the corporate Designated Operator, this 19<sup>th</sup> day of September, 2014.

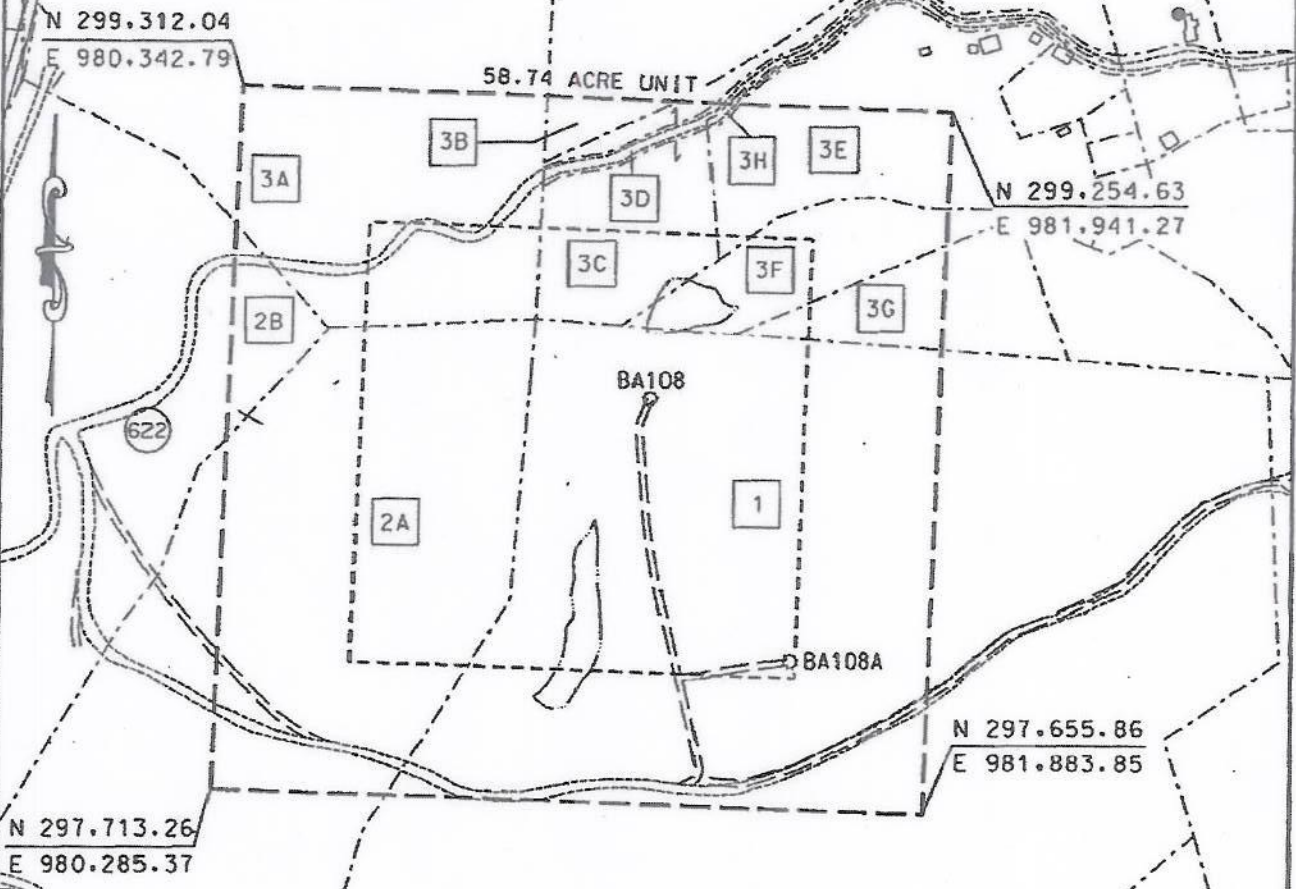
  
Notary

My commission expires: April 9, 2023.



BEARING AND DISTANCE TO OTHER WELLS WITHIN 2500' FROM CBM-BA108A

CBM-AZ108	N 20°23'31" W	2344.55'
CBM-BA107	N 88°40'29" W	1582.10'
CBM-BA108	N 27°51'14" W	675.82'
CBM-BA109	N 70°56'34" E	1335.63'
CBM-BB108	S 06°28'45" W	1543.29'
CBM-BB109	S 56°08'54" E	1544.30'
CBM-BA110A	N 72°22'18" E	2417.01'
CBM-BA109A	S 87°34'41" E	1551.84'
CBM-BB110A	S 72°11'16" E	2449.11'
CBM-BB108A	S 32°51'21" W	1043.42'



Property lines shown on this plat were provided by CNX Gas Company LLC and were taken from deed descriptions and chains of title of record. This does not represent a current boundary survey. This certification is as to the size, shape and location of the proposed unit.

- ⊙ CBM WELL
- ⊙ PROPOSED HORIZONTAL WELL
- ⊙ PROPOSED CBM WELL

**RICHARD C. MURPHY**  
 Lic. No. 041898  
 04/12/11  
 PROFESSIONAL ENGINEER

**EXHIBIT A**  
**MIDDLE RIDGE FIELD**  
**UNIT BA108**  
**FORCE POOLING**  
**VG0B-04-0217-1257-01**

Company CNX Gas Company LLC Well Name and Number UNIT BA108

Tract No. \_\_\_\_\_ Elevation \_\_\_\_\_ Quadrangle HOANKER

County RUSSELL District NEW GARDEN Scale: 1" = 400' Date \_\_\_\_\_

This plat is a new plat  ; an updated plat \_\_\_\_\_ ; or a final plat \_\_\_\_\_

Form DGO-GO-7 Richard C. Murphy (Affix Seal)  
 Rev. 9/91 Licensed Professional Engineer or Licensed Land Surveyor

**CNX Gas Company LLC****Unit BA 108**

Tract Identifications

(58.74 Acre Unit)

1. Buckhorn Coal Company (Joseph & Lewis Cox 143.84 Acre Tract) – All Minerals  
Knox Creek Coal Corporation – Above Drainage Coal Leased  
CNX Gas Company LLC – Oil, Gas & CBM Leased  
FCHR, LLC, et al – Surface  
24.40 Acres 41.5390%
2. Heirs of Fred A. Perley and Allen P. Perley, Jr. (64.85 Acre Tract) – All Minerals  
CNX Gas Company LLC – Oil, Gas and CBM Leased (65/66)  
15.54 Acres 26.4556%
- 2A. FCHR, LLC, et al – Surface
- 2B. Buckhorn Coal Company – Surface
- 3A. Buckhorn Coal Company (Jacob Fuller 439.04 Acre Tract) – Fee  
Knox Creek Coal Corporation – Above Drainage Coal Leased  
CNX Gas Company LLC – Oil, Gas and CBM Leased  
7.87 Acres 13.3980%
- 3B. Buckhorn Coal Company (Jacob Fuller 439.04 Acre Tract) – Coal  
Knox Creek Coal Corporation – Above Drainage Coal Leased  
CNX Gas Company LLC – CBM Leased  
Romia Blankenship, et al – Surface, Oil and Gas  
CNX Gas Company LLC – Oil, Gas and CBM Leased (93.06%)  
0.51 Acres 0.8682%
- 3C. Buckhorn Coal Company (Jacob Fuller 439.04 Acre Tract) – Coal  
Knox Creek Coal Corporation – Above Drainage Coal Leased  
CNX Gas Company LLC – CBM Leased  
Otis J. Fields – Surface, Oil and Gas  
CNX Gas Company LLC – Oil, Gas and CBM Leased  
3.29 Acres 5.6009%
- 3D. Buckhorn Coal Company (Jacob Fuller 439.04 Acre Tract) – Coal  
Knox Creek Coal Corporation – Above Drainage Coal Leased  
CNX Gas Company LLC – CBM Leased  
Commonwealth of Virginia – Surface, Oil and Gas  
0.33 Acres 0.5618%

**OR**

Buckhorn Coal Company (Jacob Fuller 439.04 Acre Tract) – Coal  
Knox Creek Coal Corporation – Above Drainage Coal Leased  
CNX Gas Company LLC – CBM Leased  
Otis J. Fields – Oil and Gas  
CNX Gas Company LLC – Oil, Gas and CBM Leased  
Commonwealth of Virginia – Surface  
0.33 Acres 0.5618%

*(This title block is for general informational purposes only and does not reflect an analysis of the severance deed and its effect upon coalbed methane ownership and should not be relied upon for such purpose.)*

**CNX Gas Company LLC****Unit BA 108**

Tract Identifications

(58.74 Acre Unit)

- 3E. Buckhorn Coal Company (Jacob Fuller 439.04 Acre Tract) – Coal  
Knox Creek Coal Corporation – Above Drainage Coal Leased  
CNX Gas Company LLC – CBM Leased  
Patricia Hurt – Surface, Oil and Gas  
CNX Gas Company LLC – Oil, Gas and CBM Leased  
2.93 Acres 4.9881%
- 3F. Buckhorn Coal Company (Jacob Fuller 439.04 Acre Tract) – Coal  
Knox Creek Coal Corporation – Above Drainage Coal Leased  
CNX Gas Company LLC – CBM Leased  
Barbara S. Adams – Surface, Oil and Gas  
CNX Gas Company LLC – Oil, Gas and CBM Leased  
2.55 Acres 4.3412%
- 3G. Buckhorn Coal Company (Jacob Fuller 439.04 Acre Tract) – Coal  
Knox Creek Coal Corporation – Above Drainage Coal Leased  
CNX Gas Company LLC – CBM Leased  
Evelyn M. Nygaard – Surface, Oil and Gas  
CNX Gas Company LLC – Oil, Gas and CBM Leased  
1.28 Acres 2.1791%
- 3H. Buckhorn Coal Company (Jacob Fuller 439.04 Acre Tract) – Coal  
Knox Creek Coal Corporation – Above Drainage Coal Leased  
CNX Gas Company LLC – CBM Leased  
Commonwealth of Virginia – Surface, Oil and Gas  
0.04 Acres 0.0681%

**OR**

Buckhorn Coal Company (Jacob Fuller 439.04 Acre Tract) – Coal  
Knox Creek Coal Corporation – Above Drainage Coal Leased  
CNX Gas Company LLC – CBM Leased  
Patricia Hurt – Oil and Gas  
CNX Gas Company LLC – Oil, Gas and CBM Leased  
Commonwealth of Virginia – Surface  
0.04 Acres 0.0681%

*(This title block is for general informational purposes only and does not reflect an analysis of the severance deed and its effect upon coalbed methane ownership and should not be relied upon for such purpose.)*

Exhibit B-2  
Unit BA-108  
Docket #VGOB 04-0217-1257-01  
List of Respondents to be Dismissed/Added  
(58.74 Acre Unit)

	Acres in Unit	Interest in Unit	Reason for Dismissal
<b>II. OIL &amp; GAS OWNERSHIP</b>			
<b><u>Tract #3B, 0.51 acres</u></b>			
(1) James D. Rasnake P.O. Box 1914 Honaker, VA 24260	0.51 acres	0.8682%	Not an Owner/Claimant
<b><u>CBM OWNERSHIP (Rasnake 75 Acre Tract):</u></b>			
<i>By Deeds dated 09/17/10, James Rasnake (DB 725/632) and Mike Rasnake (DB 725/638) conveyed an undivided one-half (1/2) interest in the CBM Estate to Buchhorn Coal Company.</i>			
(1) James Rasnake, et al. (75 acre tract)	0.51 acres	0.8682%	
(a) James D. Rasnake P.O. Box 1914 Honaker, VA 24260	0.255 acres 1/2 of 0.51 acres	0.4341%	Not an Owner/Claimant
(b) Mike O. Rasnake Heirs, Devisees, Successors or Assigns (1/2)			
(b.1) Peggy Rasnake 73 Miller Creek Road Honaker, VA 24260	0.085 acres 1/6 of 0.51 acres	0.1447%	Not an Owner/Claimant
(b.2) Bobby Lee Rasnake 1223 Miller Creek Road Honaker, VA 24260	0.085 acres 1/6 of 0.51 acres	0.1447%	Not an Owner/Claimant
(b.3) Donna Jean Whitt 6980 Drill Road Honaker, VA 24260	0.085 acres 1/6 of 0.51 acres	0.1447%	Not an Owner/Claimant
<b><u>Tract #3C, 3.29 acres</u></b>			
(1) James D. Rasnake P.O. Box 1914 Honaker, VA 24260	3.29 acres	5.6009%	Not an Owner/Claimant
<b><u>CBM OWNERSHIP (Rasnake 75 Acre Tract):</u></b>			
<i>By Deeds dated 09/17/10, James Rasnake (DB 725/632) and Mike Rasnake (DB 725/638) conveyed an undivided one-half (1/2) interest in the CBM Estate to Buchhorn Coal Company.</i>			
(1) James Rasnake, et al. (75 acre tract)	3.29 acres	5.6009%	
(a) James D. Rasnake P.O. Box 1914 Honaker, VA 24260	1.645 acres 1/2 of 3.29 acres	2.8005%	Not an Owner/Claimant
(b) Mike O. Rasnake Heirs, Devisees, Successors or Assigns (1/2)			
(b.1) Peggy Rasnake 73 Miller Creek Road Honaker, VA 24260	0.548 acres 1/6 of 3.29 acres	0.9335%	Not an Owner/Claimant
(b.2) Bobby Lee Rasnake 1223 Miller Creek Road Honaker, VA 24260	0.548 acres 1/6 of 3.29 acres	0.9335%	Not an Owner/Claimant
(b.3) Donna Jean Whitt 6980 Drill Road Honaker, VA 24260	0.548 acres 1/6 of 3.29 acres	0.9335%	Not an Owner/Claimant

Exhibit B-2  
Unit BA-108  
Docket #VGOB 04-0217-1257-01  
List of Respondents to be Dismissed/Added  
(58.74 Acre Unit)

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	Acres in Unit	Interest in Unit	Reason for Dismissal
<b><u>Tract #3D, 0.33 acres</u></b>			
(1) James D. Rasnake P.O. Box 1914 Honaker, VA 24260	0.33 acres	0.5618%	Not an Owner/Claimant
<b><u>CBM OWNERSHIP (Rasnake 75 Acre Tract):</u></b>			
<i>By Deeds dated 09/17/10, James Rasnake (DB 725/632) and Mike Rasnake (DB 725/638) conveyed an undivided one-half (1/2) interest in the CBM Estate to Buchhorn Coal Company.</i>			
(1) James Rasnake, et al. (75 acre tract)	0.33 acres	0.5618%	
(a) James D. Rasnake P.O. Box 1914 Honaker, VA 24260	0.165 acres 1/2 of 0.33 acres	0.2809%	Not an Owner/Claimant
(b) Mike O. Rasnake Heirs, Devisees, Successors or Assigns (1/2)			
(b.1) Peggy Rasnake 73 Miller Creek Road Honaker, VA 24260	0.055 acres 1/6 of 0.33 acres	0.0936%	Not an Owner/Claimant
(b.2) Bobby Lee Rasnake 1223 Miller Creek Road Honaker, VA 24260	0.055 acres 1/6 of 0.33 acres	0.0936%	Not an Owner/Claimant
(b.3) Donna Jean Whitt 6980 Drill Road Honaker, VA 24260	0.055 acres 1/6 of 0.33 acres	0.0936%	Not an Owner/Claimant
<b><u>Tract #3E, 2.93 acres</u></b>			
(1) James D. Rasnake P.O. Box 1914 Honaker, VA 24260	2.93 acres	4.9881%	Not an Owner/Claimant
<b><u>CBM OWNERSHIP (Rasnake 75 Acre Tract):</u></b>			
<i>By Deeds dated 09/17/10, James Rasnake (DB 725/632) and Mike Rasnake (DB 725/638) conveyed an undivided one-half (1/2) interest in the CBM Estate to Buchhorn Coal Company.</i>			
(1) James Rasnake, et al. (75 acre tract)	2.93 acres	4.9881%	
(a) James D. Rasnake P.O. Box 1914 Honaker, VA 24260	1.465 acres 1/2 of 2.93 acres	2.4940%	Not an Owner/Claimant
(b) Mike O. Rasnake Heirs, Devisees, Successors or Assigns (1/2)			
(b.1) Peggy Rasnake 73 Miller Creek Road Honaker, VA 24260	0.488 acres 1/6 of 2.93 acres	0.8313%	Not an Owner/Claimant
(b.2) Bobby Lee Rasnake 1223 Miller Creek Road Honaker, VA 24260	0.488 acres 1/6 of 2.93 acres	0.8313%	Not an Owner/Claimant
(b.3) Donna Jean Whitt 6980 Drill Road Honaker, VA 24260	0.488 acres 1/6 of 2.93 acres	0.8313%	Not an Owner/Claimant

Exhibit B-2  
Unit BA-108  
Docket #VGOB 04-0217-1257-01  
List of Respondents to be Dismissed/Added  
(58.74 Acre Unit)

BOOK 0781 PAGE 0553

	Acres in Unit	Interest in Unit	Reason for Dismissal
<b><u>Tract #3F, 2.55 acres</u></b>			
(1) James D. Rasnake P.O. Box 1914 Honaker, VA 24260	2.55 acres	4.3412%	Not an Owner/Claimant
<b><u>CBM OWNERSHIP (Rasnake 75 Acre Tract):</u></b>			
<i>By Deeds dated 09/17/10, James Rasnake (DB 725/632) and Mike Rasnake (DB 725/638) conveyed an undivided one-half (1/2) interest in the CBM Estate to Buchhorn Coal Company.</i>			
(1) James Rasnake, et al. (75 acre tract)	2.55 acres	4.3412%	
(a) James D. Rasnake P.O. Box 1914 Honaker, VA 24260	1.275 acres 1/2 of 2.55 acres	2.1706%	Not an Owner/Claimant
(b) Mike O. Rasnake Heirs, Devisees, Successors or Assigns (1/2)			
(b.1) Peggy Rasnake 73 Miller Creek Road Honaker, VA 24260	0.425 acres 1/6 of 2.55 acres	0.7235%	Not an Owner/Claimant
(b.2) Bobby Lee Rasnake 1223 Miller Creek Road Honaker, VA 24260	0.425 acres 1/6 of 2.55 acres	0.7235%	Not an Owner/Claimant
(b.3) Donna Jean Whitt 6980 Drill Road Honaker, VA 24260	0.425 acres 1/6 of 2.55 acres	0.7235%	Not an Owner/Claimant
<b><u>Tract #3G, 1.28 acres</u></b>			
(1) James D. Rasnake P.O. Box 1914 Honaker, VA 24260	1.28 acres	2.1791%	Not an Owner/Claimant
<b><u>CBM OWNERSHIP (Rasnake 75 Acre Tract):</u></b>			
<i>By Deeds dated 09/17/10, James Rasnake (DB 725/632) and Mike Rasnake (DB 725/638) conveyed an undivided one-half (1/2) interest in the CBM Estate to Buchhorn Coal Company.</i>			
(1) James Rasnake, et al. (75 acre tract)	1.28 acres	2.1791%	
(a) James D. Rasnake P.O. Box 1914 Honaker, VA 24260	0.640 acres 1/2 of 1.28 acres	1.0895%	Not an Owner/Claimant
(b) Mike O. Rasnake Heirs, Devisees, Successors or Assigns (1/2)			
(b.1) Peggy Rasnake 73 Miller Creek Road Honaker, VA 24260	0.213 acres 1/6 of 1.28 acres	0.3632%	Not an Owner/Claimant
(b.2) Bobby Lee Rasnake 1223 Miller Creek Road Honaker, VA 24260	0.213 acres 1/6 of 1.28 acres	0.3632%	Not an Owner/Claimant
(b.3) Donna Jean Whitt 6980 Drill Road Honaker, VA 24260	0.213 acres 1/6 of 1.28 acres	0.3632%	Not an Owner/Claimant

Exhibit B-2  
 Unit BA-108  
 Docket #VGOB 04-0217-1257-01  
 List of Respondents to be Dismissed/Added  
 (58.74 Acre Unit)

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	Acres in Unit	Interest in Unit	Reason for Dismissal
<b><u>Tract #3H, 0.04 acres</u></b>			
(1) James D. Rasnake P.O. Box 1914 Honaker, VA 24260	0.04 acres	0.0681%	Not an Owner/Claimant
<b><u>CBM OWNERSHIP (Rasnake 75 Acre Tract):</u></b>			
<i>By Deeds dated 09/17/10, James Rasnake (DB 725/632) and Mike Rasnake (DB 725/638) conveyed an undivided one-half (1/2) interest in the CBM Estate to Buchhorn Coal Company.</i>			
(1) James Rasnake, et al. (75 acre tract)	0.04 acres	0.0681%	
(a) James D. Rasnake P.O. Box 1914 Honaker, VA 24260	0.020 acres 1/2 of 0.04 acres	0.0340%	Not an Owner/Claimant
(b) Mike O. Rasnake Heirs, Devisees, Successors or Assigns (1/2)			
(b.1) Peggy Rasnake 73 Miller Creek Road Honaker, VA 24260	0.007 acres 1/6 of 0.04 acres	0.0113%	Not an Owner/Claimant
(b.2) Bobby Lee Rasnake 1223 Miller Creek Road Honaker, VA 24260	0.007 acres 1/6 of 0.04 acres	0.0113%	Not an Owner/Claimant
(b.3) Donna Jean Whitt 6980 Drill Road Honaker, VA 24260	0.007 acres 1/6 of 0.04 acres	0.0113%	Not an Owner/Claimant

Exhibit B-3  
Unit BA-108  
Docket #VGOB 04-0217-1257-01  
List of Unleased Owners/Claimants  
(58.74 Acre Unit)

BOOK 0781 PAGE 0555

	Acres in Unit	Interest in Unit
<b>I. COAL OWNERSHIP</b>		
<u>Tract #2, 15.54 acres</u>		
Heirs of Fred A. Perley and Allen P. Perley, Jr. (Honaker Lumber Company 64.85 Acre Tract)	15.54 acres	26.4556%
(1) Fred A. Perley Heirs, Devisees, Successors or Assigns (1/2)		
(c) Marion P. Casslevens Heirs, Devisees, Successors or Assigns (1/6)		
(c.5) Scott MacMillian 2400 NW 40th Circle Boca Raton, FL 33431	0.24 acres 1/66 of 15.54 acres	0.4008%
<b>II. OIL &amp; GAS OWNERSHIP</b>		
<u>Tract #2, 15.54 acres</u>		
Heirs of Fred A. Perley and Allen P. Perley, Jr. (Honaker Lumber Company 64.85 Acre Tract)	15.54 acres	26.4556%
(1) Fred A. Perley Heirs, Devisees, Successors or Assigns (1/2)		
(c) Marion P. Casstevens Heirs, Devisees, Successors or Assigns (1/6)		
(c.5) Scott MacMillian 2400 NW 40th Circle Boca Raton, FL 33431	0.24 acres 1/66 of 15.54 acres	0.4008%
<u>Tract #3B, 0.51 acres</u>		
(1) Romia Blankenship, et al. (C. T. Blankenship - 15 acre tract)	0.51 acres	0.8682%
(b) Hattie Hess Blankenship Heirs, Devisees, Successors or Assigns		
(b.2) Lucas Blankenship HC65 Box 104 Rowe, VA 24646	0.011 acres 1/48 of 0.51 acres	0.0181%
(b.5) Fred Blankenship Route 2 Box 530 Rowe, VA 24646 (Bad Address)	0.004 acres 1/144 of 0.51 acres	0.0060%
(c) James Peck P.O. Box 116 Londell, MO 63060	0.011 acres 1/48 of 0.51 acres	0.0181%
(d) Myrtle Peck Mullins P.O. Box 707 Appalachia, VA 24216	0.011 acres 1/48 of 0.51 acres	0.0181%
<u>Tract #3D, 0.33 acres</u>		
(1) Commonwealth of Virginia Department of Transportation 870 Bonham Road Bristol, VA 24201-2002	0.33 acres	0.5618%
<u>Tract #3H, 0.04 acres</u>		
(1) Commonwealth of Virginia Department of Transportation 870 Bonham Road Bristol, VA 24201-2002	0.04 acres	0.0681%
	Acreage in Unit Percentage of Unit	0.88 1.4919%

Exhibit E  
Unit BA-108  
Docket #VGOB 04-0217-1257-01  
List of Conflicting Owners/Claimants that Require Escrow  
(58.74 Acre Unit)

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	Acres in Unit	Interest in Unit
<u>Tract #3B, 0.51 acres</u>		
<u>COAL OWNERSHIP</u>		
(1) Buckhorn Coal Company Tr 5 (Jacob Fuller 439.04 Acre Tract) P. O. Box 187 Tazewell, VA 24651	0.51 acres	0.8682%
<u>OIL &amp; GAS OWNERSHIP</u>		
(1) Romia Blankenship, et al. (C. T. Blankenship - 15 acre tract)	0.51 acres	0.8682%
(a) Robert Blankenship Heirs, Devisees, Successors or Assigns - <i>Documentation Pending</i>		
(a.1) Romia Blankenship Heirs, Devisees, Successors or Assigns <i>Documentation pending</i>	0.064 acres 1/8 of 0.51 acres	0.1085%
(a.1.1) Bobby Blankenship Heirs, Devisees, Successors or Assigns <i>Documentation pending</i>		
(a.1.1.1) Lucy Hess Blankenship 182 Romia Road Rowe, Va 24646		
(a.1.2) Geneva Baldwin Heirs, Devisees, Successors or Assigns		
(a.1.2.1) Joyce Ann Baldwin Blankenship Heirs, Devisees, Successors or Assigns (Heirs Unknown)		
(a.1.3) Bernice Dennis 1318 Drill Rd Honaker, VA 24620-7109		
(a.1.4) Phyllis Wilson 7348 SW Co Rd, 334A Trenton, FL 32693-6171		
(b) Casey Jones Blankenship Heirs, Devisees, Successors or Assigns <i>Documentation pending</i>		
(b.1) Hattie Hess Blankenship Heirs, Devisees, Successors or Assigns		
(b.1.1) Peggy Martin 1138 Call Valley Road Swords Creek, VA 24649	0.011 acres 1/48 of 0.51 acres	0.0181%
(b.1.2) Lucas Blankenship 8022 Drill Rd. Rowe, VA 24646	0.011 acres 1/48 of 0.51 acres	0.0181%
(b.1.3) Betty Sue Hess 8022 Drill Rd. Rowe, VA 24646	0.011 acres 1/48 of 0.51 acres	0.0181%

Exhibit E  
Unit BA-108  
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List of Conflicting Owners/Claimants that Require Escrow  
(58.74 Acre Unit)

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	Acres in Unit	Interest in Unit
(b.1.4) Dorothy Dotson P.O. Box 899 Honaker, VA 24620	0.011 acres 1/48 of 0.51 acres	0.0181%
(b.1.5) Fred Blankenship Route 2 Box 530 Rowe, VA 24646	0.004 acres 1/144 of 0.51 acres	0.0060%
(b.1.6) Issac Blankenship Heirs, Devisees, Successors or Assigns - <i>Documentation Pending</i>		
(b.1.6.1) Lucille Blankenship Heirs, Devisees, Successors or Assigns <i>Documentation pending</i>	0.011 acres 1/48 of 0.51 acres	0.0181%
(b.1.6.1.1) Christine Lester PO Box 1526 Honaker, VA 24260-1526		
(b.1.6.1.2) Wanda M. Miller 8535 Croton Rd Johnstown, OH 43031-8138		
(b.1.6.1.3) Patty Martin <i>Address pending</i>		
(b.1.6.1.4) Earl Wilson <i>Address pending</i>		
(c) James Peck P.O. Box 116 Londell, MO 63060	0.011 acres 1/48 of 0.51 acres	0.0181%
(d) Myrtle Peck Mullins P.O. Box 707 Appalachia, VA 24216	0.011 acres 1/48 of 0.51 acres	0.0181%
(e) Elsie Florence Baldwin Heirs, Devisees, Successors or Assigns - <i>Documentation Pending</i>		
(e.1) Dolly Peck P.O. Box 262 Centersburg, OH 43011	0.074 acres 13/90 of 0.51 acres	0.1254%
(e.2) Charlotte Tucker 303 Sunset Street Mount Vernon, OH 43050	0.074 acres 13/90 of 0.51 acres	0.1254%
(e.3) Shelia Hale 1848 Long Br. Rd. Rowe, VA 24646	0.074 acres 13/90 of 0.51 acres	0.1254%
(e.4) Sandy Blankenship 951 J Frank Taylor Road Cedar Bluff, VA 24609	0.074 acres 13/90 of 0.51 acres	0.1254%
(e.5) Elmer Lee Blankenship 10070 Butcher Road Mt. Vernon, OH 43050	0.074 acres 13/90 of 0.51 acres	0.1254%

Exhibit E  
Unit BA-108  
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List of Conflicting Owners/Claimants that Require Escrow  
(58.74 Acre Unit)

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	Acres in Unit	Interest in Unit
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**Tract #3C, 3.29 acres**

*A lawsuit filed by James Rasnake, et al. caused a title conflict between the Oil and Gas owners on this tract. Buckhorn Coal Company executed agreements with all parties and have already been paid their 50% interest in this tract. Now that the Rasnake case for this particular tract has been overturned, the oil and gas owner can be paid their 50% share that was being escrowed.*

*Continue to escrow 50% until a Disbursement Petition is approved by the VA Gas & Oil Board.*

**COAL OWNERSHIP**

(1) Buckhorn Coal Company (Jacob Fuller 439.04 Acre Tract) P. O. Box 187 Tazewell, VA 24651	3.29 acres	5.6009%
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**OIL & GAS OWNERSHIP**

(1) Otis J. Fields 938 Miller Creek Road Rowe, VA 24646	3.29 acres	5.6009%
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**Tract #3D, 0.33 acres**

*Escrow due to Title Conflict*

**COAL OWNERSHIP**

(1) Buckhorn Coal Company Tr 5 (Jacob Fuller 439.04 Acre Tract) P. O. Box 187 Tazewell, VA 24651	0.33 acres	0.5618%
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**OIL & GAS OWNERSHIP**

(1) Commonwealth of Virginia Department of Transportation 870 Bonham Road Bristol, VA 24201-2002	0.33 acres	0.5618%
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- OR -

(1) Otis J. Fields 938 Miller Creek Road Rowe, VA 24646	0.33 acres	0.5618%
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**Tract #3E, 2.93 acres**

*A lawsuit filed by James Rasnake, et al. caused a title conflict between the Oil and Gas owners on this tract. Buckhorn Coal Company executed agreements with all parties and have already been paid their 50% interest in this tract. Now that the Rasnake case for this particular tract has been overturned, the oil and gas owner can be paid their 50% share that was being escrowed.*

*Continue to escrow 50% until a Disbursement Petition is approved by the VA Gas & Oil Board.*

**COAL OWNERSHIP**

(1) Buckhorn Coal Company (Jacob Fuller 439.04 Acre Tract) P. O. Box 187 Tazewell, VA 24651	2.93 acres	4.9881%
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Exhibit E  
Unit BA-108  
Docket #VGOB 04-0217-1257-01  
List of Conflicting Owners/Claimants that Require Escrow  
(58.74 Acre Unit)

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	Acres in Unit	Interest in Unit
<b><u>OIL &amp; GAS OWNERSHIP</u></b>		
(1) Patricia Hurt P.O. Box 1380 Honaker, VA 24260	2.93 acres	4.9881%

**Tract #3F, 2.55 acres**

*A lawsuit filed by James Rasnake, et al. caused a title conflict between the Oil and Gas owners on this tract. Buckhorn Coal Company executed agreements with all parties and have already been paid their 50% interest in this tract. Now that the Rasnake case for this particular tract has been overturned, the oil and gas owner can be paid their 50% share that was being escrowed.*

*Continue to escrow 50% until a Disbursement Petition is approved by the VA Gas & Oil Board.*

**COAL OWNERSHIP**

(1) Buckhorn Coal Company (Jacob Fuller 439.04 Acre Tract) P. O. Box 187 Tazewell, VA 24651	2.55 acres	4.3412%
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**OIL & GAS OWNERSHIP**

(1) Barbara S. Adams 2684 Huff Hill Road Hillsville, VA 24343	2.55 acres	4.3412%
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**Tract #3G, 1.28 acres**

*A lawsuit filed by James Rasnake, et al. caused a title conflict between the Oil and Gas owners on this tract. Buckhorn Coal Company executed agreements with all parties and have already been paid their 50% interest in this tract. Now that the Rasnake case for this particular tract has been overturned, the oil and gas owner can be paid their 50% share that was being escrowed.*

*Continue to escrow 50% until a Disbursement Petition is approved by the VA Gas & Oil Board.*

**COAL OWNERSHIP**

(1) Buckhorn Coal Company (Jacob Fuller 439.04 Acre Tract) P. O. Box 187 Tazewell, VA 24651	1.28 acres	2.1791%
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**OIL & GAS OWNERSHIP**

(1) Evelyn M. Nygaard 166 Dahoan Drvie Wytheville, VA 24382	1.28 acres	2.1791%
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**Tract #3H, 0.04 acres**

**COAL OWNERSHIP**

(1) Buckhorn Coal Company Tr 5 (Jacob Fuller 439.04 Acre Tract) P. O. Box 187 Tazewell, VA 24651	0.04 acres	0.0681%
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Exhibit E  
Unit BA-108  
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List of Conflicting Owners/Claimants that Require Escrow  
(58.74 Acre Unit)

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	Acres in Unit	Interest in Unit
<b><u>OIL &amp; GAS OWNERSHIP</u></b>		
(1) Commonwealth of Virginia Department of Transportation 870 Bonham Road Bristol, VA 24201-2002	0.04 acres	0.0681%
- OR -		
(1) Patricia Hurt P.O. Box 1380 Honaker, VA 24260	0.04 acres	0.0681%
	Acreage in Unit Percentage of Unit	5.91 10.0528%

Exhibit EE  
 Unit BA-108  
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 List of Conflicting Owners/Claimants with Royalty Split Agreements  
 (58.74 Acre Unit)

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	Acres in Unit	Interest in Unit
<b><u>Tract #3C, 3.29 acres</u></b>		
<i>A lawsuit filed by James Rasnake, et al. caused a title conflict between the Oil and Gas owners on this tract. Buckhorn Coal Company executed agreements with all parties and <u>have already been paid their 50% interest in this tract</u>. Now that the Rasnake case for this particular tract has been overturned, the oil and gas owner can be paid their 50% share that was being escrowed.</i>		
<b><u>COAL OWNERSHIP</u></b>		
(1) Buckhorn Coal Company (Jacob Fuller 439.04 Acre Tract) P. O. Box 187 Tazewell, VA 24651	3.29 acres	5.6010%
<b><u>OIL &amp; GAS OWNERSHIP</u></b>		
(1) Otis J. Fields 938 Miller Creek Road Rowe, VA 24646	3.29 acres	5.6010%
<b><u>Tract #3E, 2.93 acres</u></b>		
<i>A lawsuit filed by James Rasnake, et al. caused a title conflict between the Oil and Gas owners on this tract. Buckhorn Coal Company executed agreements with all parties and <u>have already been paid their 50% interest in this tract</u>. Now that the Rasnake case for this particular tract has been overturned, the oil and gas owner can be paid their 50% share that was being escrowed.</i>		
<b><u>COAL OWNERSHIP</u></b>		
(1) Buckhorn Coal Company (Jacob Fuller 439.04 Acre Tract) P. O. Box 187 Tazewell, VA 24651	2.93 acres	4.9881%
<b><u>OIL &amp; GAS OWNERSHIP</u></b>		
(1) Patricia Hurt P.O. Box 1380 Honaker, VA 24260	2.93 acres	4.9881%
<b><u>Tract #3F, 2.55 acres</u></b>		
<i>A lawsuit filed by James Rasnake, et al. caused a title conflict between the Oil and Gas owners on this tract. Buckhorn Coal Company executed agreements with all parties and <u>have already been paid their 50% interest in this tract</u>. Now that the Rasnake case for this particular tract has been overturned, the oil and gas owner can be paid their 50% share that was being escrowed.</i>		
<b><u>COAL OWNERSHIP</u></b>		
(1) Buckhorn Coal Company (Jacob Fuller 439.04 Acre Tract) P. O. Box 187 Tazewell, VA 24651	2.55 acres	4.3412%
<b><u>OIL &amp; GAS OWNERSHIP</u></b>		
(1) Barbara S. Adams 2684 Huff Hill Road Hillsville, VA 24343	2.55 acres	4.3412%

Exhibit EE  
 Unit BA-108  
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 List of Conflicting Owners/Claimants with Royalty Split Agreements  
 (58.74 Acre Unit)

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	Acres in Unit	Interest in Unit
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Tract #3G, 1.28 acres

*A lawsuit filed by James Rasnake, et al. caused a title conflict between the Oil and Gas owners on this tract. Buckhorn Coal Company executed agreements with all parties and have already been paid their 50% interest in this tract. Now that the Rasnake case for this particular tract has been overturned, the oil and gas owner can be paid their 50% share that was being escrowed.*

COAL OWNERSHIP

(1) Buckhorn Coal Company (Jacob Fuller 439.04 Acre Tract) P. O. Box 187 (a) Tazewell, VA 24651	1.28 acres	2.1791%
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OIL & GAS OWNERSHIP

(1) Evelyn M. Nygaard 166 Dahoon Drive Wytheville, VA 24382	1.28 acres	2.1791%
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Acreage Resolved by Agreement in Unit	5.0250	
Percentage of Acreage Resolved in Unit		8.5546%

1402090

VIRGINIA: IN THE OFFICE OF THE CLERK OF THE CIRCUIT OF RUSSELL COUNTY, 10-14, 2014. This deed was this day presented in said office, and upon the certificate of acknowledgment thereto annexed, admitted to record at 3:22 o'clock P M, after payment of \$ \_\_\_\_\_ tax imposed by Sec. 58.1-802.

Original returned this date to: Sarah Gilmer

TESTE: ANN S. McREYNOLDS, CLERK  
 BY: Jennifer Kendrick D. CLERK