

Instrument prepared by:

VIRGINIA GAS AND OIL BOARD

Order recorded under:

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

RELIEF SOUGHT: An Order for Disbursement of Escrowed Funds
(and Authorization for Direct Payment of Royalties)

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

UNIT/WELL NAME: AY-120
TRACT(S): A portion of Tracts 2A and 2G
LOCATION: Russell County, Virginia

DOCKET NUMBER: VGOB-04-0615-1296-03

APPLICANTS: CNX Gas Company, LLC

HEARING DATE AND LOCATION: Russell County Government Center, Lebanon, Virginia
August 16, 2011

APPEARANCES: Mark Swartz on behalf of CNX Gas Company, LLC and Sharon M. B. Pigeon, Sr.
Assistant Attorney General representing the Board.

PRIOR PROCEEDINGS:

1. Pooling Order Executed 06/15/2004, Recorded on 02/15/2004, Deed Book 622, Page 361
2. Supplemental Order Executed 03/20/08, Recorded on 04/02/08, Deed Book 688, Page 303
3. Disbursement Order Executed 11/03/10, Recorded on 11/18/10, Deed Book 728, Page 267
4. Disbursement Order Executed 05/03/11, Recorded on 05/19/11, Deed Book 734, Page 650

NOTICE:

The Unit Operator gave notice to the Applicants that the Board would consider its disbursement petition at the April 26, 2012 hearing and consider whether to:

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

FINDINGS: *Code of Virginia* § 45.1-361.22

Applicant has certified and represented to the Board that:

1. The owner of the coal estate for Tracts 2A and 2G is Swords Creek Land Partnership for the subject drilling unit.

2. The owner of the gas estate for a portion of Tracts 2A and 2G are Ella Ruth Cook and Rev. Ralph D. Reedy for the subject drilling unit.
3. The aforementioned owners have entered into a royalty split agreement consisting of (50/50) as referenced in the attached miscellaneous petition, as shown in Table 1.

RELIEF GRANTED:

VGOB Approved Disbursement
VGOB-04-0615-1296-03
Unit AY120

Table 1
A portion of Tracts 2A and 2G

				Fractional Net Acreage Ownership in Tract	Royalty Ownership in Tract	Royalty Split Agreement	Escrowed Acres Disbursed	Percent of Escrowed Funds Disbursed
Item	Tract	Disbursement Table						
		Total acreage in escrow before disbursement.					16,74484	
	2A	Tract 2A Total Acreage		23.07				
1	2A	Swords Creek Land Partnership-Coal	P. O. Box 29, Tazewell, VA 24651		2.1000	50.0%	1.0500	6.271%
	2A	Kyle Brown, et al- Oil & Gas						
2	2A	Ella Ruth Cook - gas	P. O. Box 71, Cyclone, WV 24827		1.0500	50.0%	0.5250	3.135%
		Rev. Ralph D. Reedy-gas	P. O. Box 330, Davin, WV 24617		1.0500	50.0%	0.5250	3.135%
	2G	Tract 2G Total Acreage		0.59				
1	2G	Swords Creek Land Partnership-coal	P. O. Box 29, Tazewell, VA 24651		0.0600	50.0%	0.0300	0.179%
	2G	Kyle Brown, et al- Oil & Gas						
2	2G	Ella Ruth Cook	P. O. Box 71, Cyclone, WV 24827	1/22	0.0300	50.0%	0.0150	0.090%
3	2G	Rev. Ralph D. Reedy	P. O. Box 330, Davin, WV 24617	1/22	0.0300	50.0%	0.0150	0.090%

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

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

CONCLUSION:

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

APPEALS:

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

Effective Date:

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

DONE AND EXECUTED this 17 day of April, 2012, by a majority of the Virginia Gas and Oil Board.


Bradley C. Lambert, Chairman
Virginia Gas and Oil Board

DONE AND PERFORMED this 17th day of April, 2012 BY Order of the Virginia Gas and Oil Board.

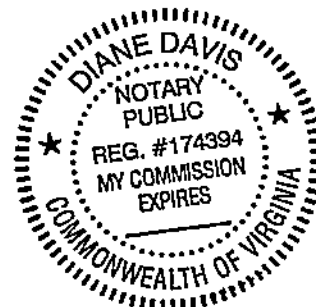

Rick Cooper, Principal Executive to the Staff
Virginia Gas and Oil Board

COMMONWEALTH OF VIRGINIA
COUNTY OF RUSSELL)

Acknowledged on this 17th day of April, 2012, 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 Acting Principal Executive to the Staff of the Virginia Gas and Oil Board, that they executed the same and were authorized to do so.


Diane J. Davis, Notary Public #174394

My commission expire: 09/30/2013



DIVISION OF GAS AND OIL
DOCKET NO: VGOB 04-0615-1296-03

HEARING DATE: August 16, 2011

RUSSELL 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) 2A & 2G as depicted upon the annexed Exhibit A-1; and (2) authorization to begin paying royalties directly to the parties to the royalty split between Swords Creek Land Partnership and Ella Ruth Cook and Rev. Ralph D. Reedy

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.

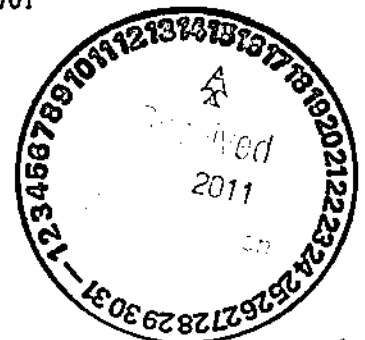
5. **Factual basis for relief requested:** Swords Creek Land Partnership and Ella Ruth Cook and Rev. Ralph D. Reedy have entered into royalty split agreement(s). Said royalty split agreement allows the Applicant and Designated Operator to pay royalties directly to the persons identified in Exhibit EE annexed hereto and 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
CWX GAS COMPANY LLC, PETITIONER

By:

Anita D. Duty
Pooling Supervisor
Consol Energy Inc.
2481 John Nash Blvd.
Bluefield, West Virginia 24701



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PROPERTY LINES SHOWN WERE TAKEN FROM MAPS PROVIDED
BY CNX LAND RESOURCES, INC. AND WERE NOT SURVEYED.

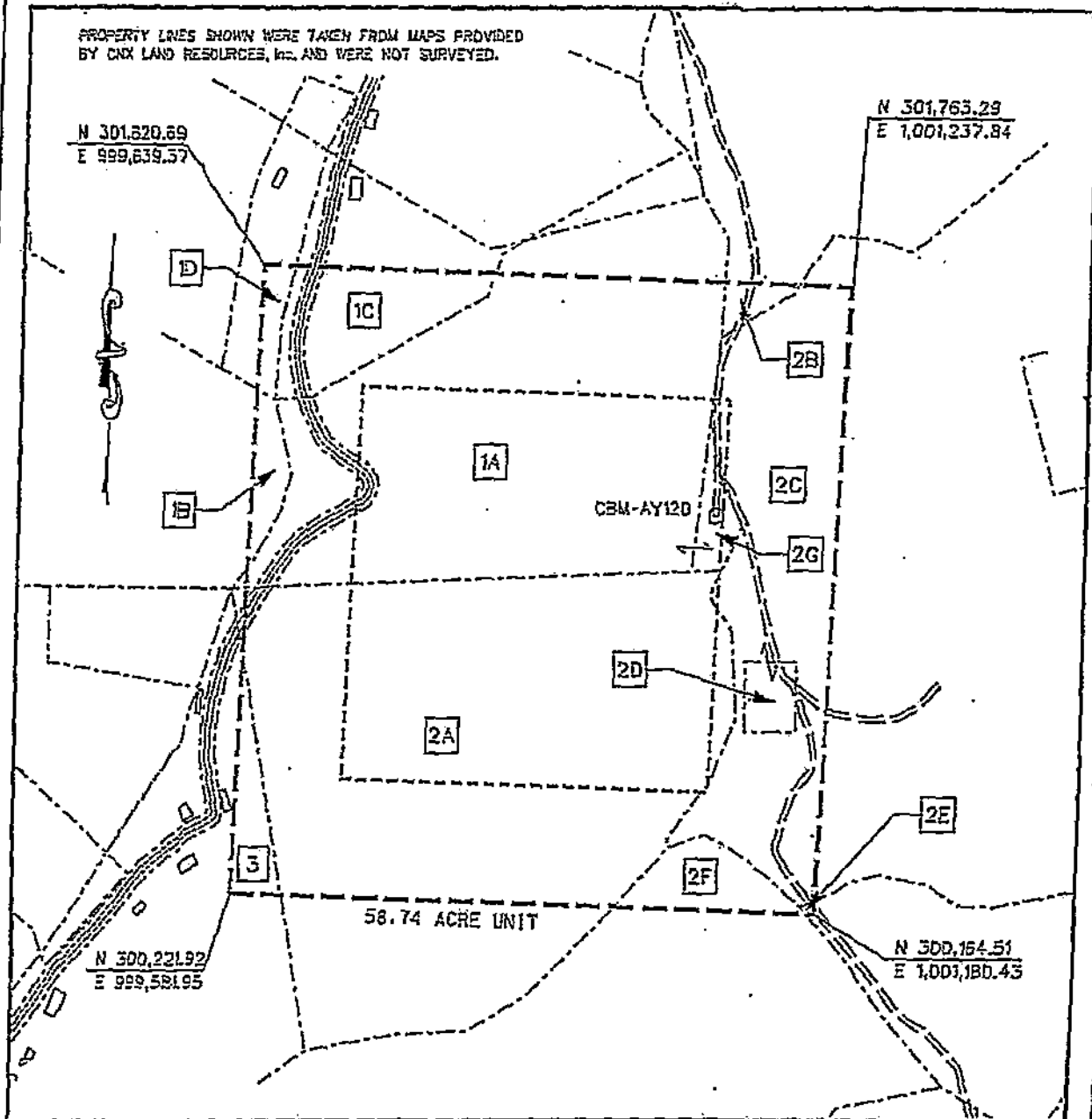


EXHIBIT A
MIDDLE RIDGE 1 FIELD
UNIT AY-120
FORCE POOLING
VGDB-04-0615-1296

Company CNX Gas Company LLC Well Name and Number UNIT AY-120
Tract No. _____ Elevation _____ Quadrangle Honaker
County Russell District New Garden Scale: 1"=400' Date 5/1/06
This plat is a new plat X ; an updated plat _____ ; or a final plat _____

Form 060-GO-7
Rev. 9/31

Charles A. May
Licensed Professional Engineer or Licensed Land Surveyor

JOEES
PLATT & SONS

U

CNX GAS COMPANY LLC

UNIT AY120

Tract Identifications

(58.74 Acre Unit)

- 1A. Swords Creek Land Partnership Tr. 19 - All Minerals
Reserve Coal Properties Company - Below Tiller Coal Leased
Knox Creek Coal Corporation - Tiller and Above Coal Leased
CNX Gas Company LLC - Oil, Gas and CBM Leased
Kyla Brown, et al - Surface
18.35 acres 31.2394%
- 1B. Swords Creek Land Partnership Tr. 19 - All Minerals
Reserve Coal Properties Company - Below Tiller Coal Leased
Knox Creek Coal Corporation - Tiller and Above Coal Leased
CNX Gas Company LLC - Oil, Gas and CBM Leased
Jeffrey Dye, et ux - Surface
0.72 acres 1.2257%
- 1C. Swords Creek Land Partnership Tr. 19 - All Minerals
Reserve Coal Properties Company - Below Tiller Coal Leased
Knox Creek Coal Corporation - Tiller and Above Coal Leased
CNX Gas Company LLC - Oil, Gas and CBM Leased
Alvin Hess, et ux - Surface
2.35 acres 4.8519%
- 1D. Swords Creek Land Partnership Tr. 19 - All Minerals
Reserve Coal Properties Company - Below Tiller Coal Leased
Knox Creek Coal Corporation - Tiller and Above Coal Leased
CNX Gas Company LLC - Oil, Gas and CBM Leased
Jeffrey Dye, et ux - Surface
0.48 acres 0.8172%
- 2A. Swords Creek Land Partnership Tr. 23 - Coal
Reserve Coal Properties Company - Below Tiller Coal Leased
Knox Creek Coal Corporation - Tiller and Above Coal Leased
CNX Gas Company LLC - CBM Leased
Kyla Brown, et al - Surface and All Minerals except Coal
CNX Gas Company LLC - Oil, Gas and CBM Leased
23.07 acres 39.2748%
- 2B. Swords Creek Land Partnership Tr. 23 - Coal
Reserve Coal Properties Company - Below Tiller Coal Leased
Knox Creek Coal Corporation - Tiller and Above Coal Leased
CNX Gas Company LLC - CBM Leased
Stuart Richardson Hairs - Surface and All Minerals except Coal
CNX Gas Company LLC - Oil, Gas and CBM Leased
0.35 acres 0.5958%

M

CNX GAS COMPANY LLC

UNIT AY120

Tract Identifications
(58.74 Acre Unit)

- 2C. Swords Creek Land Partnership Tr. 23 - Coal
Reserve Coal Properties Company - Below Tiller Coal Leased
Knox Creek Coal Corporation - Tiller and Above Coal Leased
CNX Gas Company LLC - CBM Leased
Stuart Richardson Heirs - Surface and All Minerals except Coal
CNX Gas Company LLC - Oil, Gas and CBM Leased
9.42 acres 16.0368%
- 2D. Swords Creek Land Partnership Tr. 23 - Coal
Reserve Coal Properties Company - Below Tiller Coal Leased
Knox Creek Coal Corporation - Tiller and Above Coal Leased
CNX Gas Company LLC - CBM Leased
Stuart Richardson Heirs - Surface and All Minerals except Coal (Cemetery)
CNX Gas Company LLC - Oil, Gas and CBM Leased
0.55 acres 0.9363%
- 2E. Swords Creek Land Partnership Tr. 23 - Coal
Reserve Coal Properties Company - Below Tiller Coal Leased
Knox Creek Coal Corporation - Tiller and Above Coal Leased
CNX Gas Company LLC - CBM Leased
Kenneth C. Miller, Jr., et ux - Surface and All Minerals except Coal
CNX Gas Company LLC - Oil, Gas and CBM Leased
0.02 acres 0.0340%
- 2F. Swords Creek Land Partnership Tr. 23 - Coal
Reserve Coal Properties Company - Below Tiller Coal Leased
Knox Creek Coal Corporation - Tiller and Above Coal Leased
CNX Gas Company LLC - CBM Leased
Joseph D. Brown - Surface and All Minerals except Coal
1.33 acres 2.2842%
- 2G. Swords Creek Land Partnership Tr. 23 - Coal
Reserve Coal Properties Company - Below Tiller Coal Leased
Knox Creek Coal Corporation - Tiller and Above Coal Leased
CNX Gas Company LLC - Oil, Gas and CBM Leased
Kyle Brown, et al - Surface and All Minerals except Coal
CNX Gas Company LLC - Oil, Gas and CBM Leased
0.59 acres 1.0044%
3. W. R. McCall, et al - All Minerals
Reserve Coal Properties Company - Below Tiller Coal Leased
Knox Creek Coal Corporation - Tiller and Above Coal Leased
CNX Gas Company LLC - CBM Leased (%)
Unknown Surface Owner
1.01 acres 1.7195%

Exhibit E
Unit AY-120
VGOB# 04-0615-1296-03
List of Conflicting Owners/Claimants that require escrow
(58.74 Acre Unit)

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	Acres in Unit	Interest in Unit
<u>Tract #2A, 23.07 acres</u>		
<u>COAL OWNERSHIP</u>		
(1) Swords Creek Land Partnership, Tr.23 P.O. Box 29 Tazewell, VA 24651	23.07 acres	39.2748%
<u>OIL & GAS OWNERSHIP</u>		
(1) Kyle Brown, et al. (W.H. Brown Heirs) 25 Acre Tract	23.07 acres	39.2748%
(b) Idinia Perkins 103 North Trimble Road Mansfield, OH 44906	2.10 acres 1/11 of 23.07 acres	3.5704%
(c) Kyle Brown Heirs, Devisees Successors or Assigns		
(c.1) Frances O. Brown 39 Jamison Drive Swords Creek, VA 24649-7652	2.10 acres 1/11 of 23.07 acres	3.5704%
(e) Lydia Brown Heirs, Devisees, Successors or Assigns		
(e.1) Kenny Brown 222 Douglas Chapel Road Jonesborough, TN 37659	2.10 acres 1/11 of 23.07 acres	3.5704%
(f) Maymie Ray Heirs, Devisees, Successors or Assigns		
(f.1) Pauline Duston 303 Howard Street Mount Vernon, OH 43050	0.52 acres 1/44 of 23.07 acres	0.8926%
(f.2) Fay Ray 13376 Old Mansfield Road Mount Vernon, OH 43050	0.52 acres 1/44 of 23.07 acres	0.8926%
(f.3) Connie Harding 13376 Old Mansfield Road Mount Vernon, OH 43050	0.52 acres 1/44 of 23.07 acres	0.8926%
(f.4) Dr. Herbert Jordan 314 South 5th Street Ironton, OH 45638	0.52 acres 1/44 of 23.07 acres	0.8926%
(g) Coy Brown Heirs, Devisees, Successors or Assigns		
(g.1) Bernice Matney 4526 CR29 Galion, OH 44833	1.05 acres 1/22 of 23.07 acres	1.7852%

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Exhibit E
Unit AY-120
VGOB# 04-0615-1296-03
List of Conflicting Owners/Claimants that require escrow
(58.74 Acre Unit)

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	Acres In Unit	Interest In Unit
(g.2) Geraldine Smith 110 Baurer Crt., Apt F6 Crestline, OH 44827	1.05 acres 1/22 of 23.07 acres	1.7852%
(j) Mary V. Jones Heirs, Devisees, Successors or Assigns		
(j.1) Mary Ann Bishop 1354 Rustic Ridge Road Riner, VA 24149	0.70 acres 1/33 of 23.07 acres	1.1901%
(j.2) Connie M. Gillespie Rt.1 Box 462 Lebanon, VA 24266	0.70 acres 1/33 of 23.07 acres	1.1901%
(j.3) Joyce J. Doss 348 Green Drive Blountville, TN 37617	0.70 acres 1/33 of 23.07 acres	1.1901%
(l) James Dallas Miller Heirs, Devisees, Successors or Assigns		
(l.1) Mary Miller Rt. 1, Box 640R Swords Creek, VA 24649	0.35 acres 1/66 of 23.07 acres	0.5951%

Tract #2F, 1.33 acres

COAL OWNERSHIP

(1) Swords Creek Land Partnership, Tr.23 P.O. Box 29 Tazewell, VA 24651	1.33 acres	2.2642%
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OIL & GAS OWNERSHIP

(1) Joseph D. Brown P.O. Box 211 Swords Creek, VA 24649	1.33 acres	2.2642%
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Tract #2G, 0.59 acres

COAL OWNERSHIP

(1) Swords Creek Land Partnership, Tr.23 P.O. Box 29 Tazewell, VA 24651	0.59 acres	1.0044%
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OIL & GAS OWNERSHIP

(1) Kyle Brown, et al. (W.H. Brown Heirs) 25 Acre Tract	0.59 acres	1.0044%
(b) Idinia Perkins 103 North Trimble Road Mansfield, OH 44906	0.05 acres 1/11 of 0.59 acres	0.0913%

Exhibit E
Unit AY-120
VGOB# 04-0615-1296-03
List of Conflicting Owners/Claimants that require escrow
(58.74 Acre Unit)

	Acres In Unit	Interest in Unit
(c) Kyle Brown Heirs, Devisees Successors or Assigns		
(c.1) Frances O. Brown 39 Jamison Drive Swords Creek, VA 24649-7652	0.05 acres 1/11 of 0.59 acres	0.0913%
(e) Lydia Brown Heirs, Devisees, Successors or Assigns		
(e.1) Kenny Brown 222 Douglas Chapel Road Jonesborough, TN 37659	0.05 acres 1/11 of 0.59 acres	0.0913%
(f) Maymie Ray Heirs, Devisees, Successors or Assigns		
(f.1) Pauline Duston 303 Howard Street Mount Vernon, OH 43050	0.01 acres 1/44 of 0.59 acres	0.0228%
(f.2) Fay Ray 13376 Old Mansfield Road Mount Vernon, OH 43050	0.01 acres 1/44 of 0.59 acres	0.0228%
(f.3) Connie Harding 13376 Old Mansfield Road Mount Vernon, OH 43050	0.01 acres 1/44 of 0.59 acres	0.0228%
(f.4) Dr. Herbert Jordan 314 South 5th Street Ironton, OH 45638	0.01 acres 1/44 of 0.59 acres	0.0228%
(g) Coy Brown Heirs, Devisees, Successors or Assigns		
(g.1) Bernice Matney 4526 CR29 Galion, OH 44833	0.03 acres 1/22 of 0.59 acres	0.0457%
(g.2) Geraldine Smith 110 Baurer Crt., Apt F6 Crestline, OH 44827	0.03 acres 1/22 of 0.59 acres	0.0457%
(j) Mary V. Jones Heirs, Devisees, Successors or Assigns		
(j.1) Mary Ann Bishop 1354 Rustic Ridge Road Riner, VA 24149	0.02 acres 1/33 of 0.59 acres	0.0304%
(j.2) Connie M. Gillespie Rt.1 Box 462 Lebanon, VA 24266	0.02 acres 1/33 of 0.59 acres	0.0304%
(j.3) Joyce J. Doss 348 Green Drive Blountville, TN 37617	0.02 acres 1/33 of 0.59 acres	0.0304%

Exhibit E
Unit AY-120
VGOB# 04-0615-1296-03
List of Conflicting Owners/Claimants that require escrow
(58.74 Acre Unit)

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	Acres in Unit	Interest in Unit
(I) James Dallas Miller Heirs, Devisees, Successors or Assigns		
(I.1) Mary Miller	0.01 acres	0.0152%
Rt. 1, Box 640R	1/66 of 0.59 acres	
Swords Creek, VA 24649		

List of Conflicting Owners/Claimants with Royalty Split Agreements
(58.74 Acre Unit)

	Acres in Unit	Interest in Unit	Percent of Escrow
<u>Tract #2A, 23.07 acres</u>			
<u>COAL OWNERSHIP</u>			
(1) Swords Creek Land Partnership, Tr.23 P.O. Box 29 Tazewell, VA 24651	23.07 acres	39.2748%	6.2624%
<u>OIL & GAS OWNERSHIP</u>			
(1) Kyle Brown, et al. (W.H. Brown Heirs) 25 Acre Tract	23.07 acres	39.2748%	
(a) Ada Reedy Heirs Devisees, Successors or Assigns			
(a.1) Ella Ruth Cook P.O. Box 71 Cyclone, WV 24827	1.05 acres 1/22 of 23.07 acres	1.7852%	3.1312%
(a.2) Rev. Ralph D. Reedy P.O. Box 330 Davin, WV 25617-0330	1.05 acres 1/22 of 23.07 acres	1.7852%	3.1312%
(d) Truel Brown Heirs, Devisees, Successors or Assigns			
(d.1) Stanley Brown P.O. Box 691 Honaker, VA 24260	2.10 acres 1/11 of 23.07 acres	3.5704%	n/a
(h) Cleo Brown Heirs, Devisees, Successors or Assigns			
(h.1) Beulah Brown 4723 Lynn Springs Road Swords Creek, VA 24649	0.70 acres 1/33 of 23.07 acres	1.1901%	n/a
(h.2) Roger Brown 4719 Lynn Springs Road Swords Creek, VA 24649	0.47 acres 2/99 of 23.07 acres	0.7934%	n/a
(h.3) Danny Brown P.O. Box 65 Swords Creek, VA 24649	0.47 acres 2/99 of 23.07 acres	0.7934%	n/a
(h.4) Angela B. Bain 550 Chrisman Street Christiansburg, VA 24073	0.47 acres 2/99 of 23.07 acres	0.7934%	n/a
(i) Ruie Brown Heirs, Devisees, Successors or Assigns			
(i.1) Lillian Murray Barr 223 Morris Drive Salisbury, MD 21804	0.52 acres 1/44 of 23.07 acres	0.8926%	n/a

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List of Conflicting Owners/Claimants with Royalty Split Agreements
(58.74 Acre Unit)

	Acres In Unit	Interest in Unit	Percent of Escrow
(i.2) Charlie W. Brown 3963 Lynn Springs Road Swords Creek, VA 24649-7796	0.52 acres 1/44 of 23.07 acres	0.8926%	n/a
(i.3) Shirley M. Brown P.O. Box 44 Swords Creek, VA 24649	0.52 acres 1/44 of 23.07 acres	0.8926%	n/a
(i.4) Wilma J. Keen P.O. Box 13 Swords Creek, VA 24649	0.52 acres 1/44 of 23.07 acres	0.8926%	n/a
(k) Della Miller Heirs, Devisees, Successors or Assigns			
(k.1) R.C. Miller 16194 Richardson Avenue Abingdon, VA 24211	0.35 acres 1/66 of 23.07 acres	0.5951%	n/a
(k.2) Sandra Gale Miller Hess 423 Yates Estates Circle Cedar Bluff, VA 24609	0.35 acres 1/66 of 23.07 acres	0.5951%	n/a
(k.3) Freda Mae Owens 3410 Kents Ridge Rd. Swords Creek, VA 24649	0.35 acres 1/66 of 23.07 acres	0.5951%	n/a
(k.4) Judy Darlene Cordle P.O. Box 625 Raven, VA 24639	0.35 acres 1/66 of 23.07 acres	0.5951%	n/a
(k.5) Alverda Ray 309 Hawthorne Street Bluefield, VA 24605	0.35 acres 1/66 of 23.07 acres	0.5951%	n/a

Tract #2B, 0.35 acres

COAL OWNERSHIP

(1) Swords Creek Land Partnership, Tr.23 P.O. Box 29 Tazewell, VA 24651	0.35 acres	0.5958%	n/a
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OIL & GAS OWNERSHIP

(1) Stuart Richardson Heirs, Devisees, Successors or Assigns	0.35 acres	0.5958%	
(a) Betty Jo Richardson 2479 Pine Creek Rd. Swords Creek, VA 24649	0.12 acres 1/3 of 0.35 acres	0.1986%	n/a
(b) Harold D. Richardson <i>(By documented dated August 5, 2002 requests his royalties be paid to Betty Jo Richardson)</i>			
Betty Jo Richardson 2479 Pine Creek Rd. Swords Creek, VA 24649	0.03 acres 2/21 of 0.35 acres	0.0567%	n/a

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Exhibit EE
Unit AY-120
VGOB# 04-0615-1296-03
List of Conflicting Owners/Claimants with Royalty Split Agreements
(58.74 Acre Unit)

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	Acres in Unit	Interest in Unit	Percent of Escrow
(c) Douglas Richardson <i>(By documented dated August 5, 2002 requests his royalties be paid to Rosa Lee Jackson)</i>			
Rosa Lee Jackson 2517 Pine Creek Rd. Swords Creek, VA 24649-7600	0.03 acres 2/21 of 0.35 acres	0.0567%	n/a
(d) Rosa Lee Jackson 2517 Pine Creek Rd. Swords Creek, VA 24649-7600	0.03 acres 2/21 of 0.35 acres	0.0567%	n/a
(e) Michael D. Richardson 119 Edgemont Dr. Princeton, WV 24740	0.03 acres 2/21 of 0.35 acres	0.0567%	n/a
(f) Billy W. Richardson 298 Jackson Street Raven, VA 24639	0.03 acres 2/21 of 0.35 acres	0.0567%	n/a
(g) William W. Richardson 946 Call Valley Rd. Swords Creek, VA 24649	0.03 acres 2/21 of 0.35 acres	0.0567%	n/a
(h) Alice J. Martin 66 Kents Ridge Road Honaker, VA 24260	0.03 acres 2/21 of 0.35 acres	0.0567%	n/a

Tract #2C, 9.42 acres

COAL OWNERSHIP

(1) Swords Creek Land Partnership, Tr.23 P.O. Box 29 Tazewell, VA 24651	9.42 acres	16.0368%	n/a
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OIL & GAS OWNERSHIP

(1) Stuart Richardson Heirs, Devisees, Successors or Assigns	9.42 acres	16.0368%	
(a) Betty Jo Richardson 2479 Pine Creek Rd. Swords Creek, VA 24649	3.14 acres 1/3 of 9.42 acres	5.3456%	n/a
(b) Harold D. Richardson <i>(By documented dated August 5, 2002 requests his royalties be paid to Betty Jo Richardson)</i>			
Betty Jo Richardson 2479 Pine Creek Rd. Swords Creek, VA 24649	0.90 acres 2/21 of 9.42 acres	1.5273%	n/a
(c) Douglas Richardson <i>(By documented dated August 5, 2002 requests his royalties be paid to Rosa Lee Jackson)</i>			
Rosa Lee Jackson 2517 Pine Creek Rd. Swords Creek, VA 24649-7600	0.90 acres 2/21 of 9.42 acres	1.5273%	n/a

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List of Conflicting Owners/Claimants with Royalty Split Agreements
(58.74 Acre Unit)

	Acres in Unit	Interest in Unit	Percent of Escrow
(d) Rosa Lee Jackson 2517 Pine Creek Rd. Swords Creek, VA 24649-7600	0.90 acres 2/21 of 9.42 acres	1.5273%	n/a
(e) Michael D. Richardson 119 Edgemont Dr. Princeton, WV 24740	0.90 acres 2/21 of 9.42 acres	1.5273%	n/a
(f) Billy W. Richardson 298 Jackson Street Raven, VA 24639	0.90 acres 2/21 of 9.42 acres	1.5273%	n/a
(g) William W. Richardson 946 Call Valley Rd. Swords Creek, VA 24649	0.90 acres 2/21 of 9.42 acres	1.5273%	n/a
(h) Alice J. Martin 66 Kents Ridge Road Honaker, VA 24260	0.90 acres 2/21 of 9.42 acres	1.5273%	n/a

Tract #2D, 0.55 acres

COAL OWNERSHIP

(1) Swords Creek Land Partnership, Tr.23 P.O. Box 29 Tazewell, VA 24651	0.55 acres	0.9363%	n/a
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OIL & GAS OWNERSHIP

(1) Stuart Richardson Heirs, Devisees, Successors or Assigns	0.55 acres	0.9363%	
(a) Betty Jo Richardson 2479 Pine Creek Rd. Swords Creek, VA 24649	0.18 acres 1/3 of 0.55 acres	0.3121%	n/a
(b) Harold D. Richardson <i>(By documented dated August 5, 2002 requests his royalties be paid to Betty Jo Richardson)</i>			
Betty Jo Richardson 2479 Pine Creek Rd. Swords Creek, VA 24649	0.05 acres 2/21 of 0.55 acres	0.0892%	n/a
(c) Douglas Richardson <i>(By documented dated August 5, 2002 requests his royalties be paid to Rosa Lee Jackson)</i>			
Rosa Lee Jackson 2517 Pine Creek Rd. Swords Creek, VA 24649-7600	0.05 acres 2/21 of 0.55 acres	0.0892%	n/a
(d) Rosa Lee Jackson 2517 Pine Creek Rd. Swords Creek, VA 24649-7600	0.05 acres 2/21 of 0.55 acres	0.0892%	n/a

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List of Conflicting Owners/Claimants with Royalty Split Agreements
(58.74 Acre Unit)

	Acres in Unit	Interest in Unit	Percent of Escrow
(e) Michael D. Richardson 119 Edgemont Dr. Princeton, WV 24740	0.05 acres 2/21 of 0.55 acres	0.0892%	n/a
(f) Billy W. Richardson 298 Jackson Street Raven, VA 24639	0.05 acres 2/21 of 0.55 acres	0.0892%	n/a
(g) William W. Richardson 946 Call Valley Rd. Swords Creek, VA 24649	0.05 acres 2/21 of 0.55 acres	0.0892%	n/a
(h) Alice J. Martin 66 Kents Ridge Road Honaker, VA 24260	0.05 acres 2/21 of 0.55 acres	0.0892%	n/a

Tract #2E, 0.02 acres

COAL OWNERSHIP

- | | | | |
|---|------------|---------|-----|
| (1) Swords Creek Land Partnership, Tr.23
P.O. Box 29
Tazewell, VA 24651 | 0.02 acres | 0.0340% | n/a |
|---|------------|---------|-----|

OIL & GAS OWNERSHIP

- | | | | |
|---|------------|---------|-----|
| (1) Kenneth C. Miller, Jr., et ux.
2677 Pine Creek Rd.
Swords Creek, VA 24649 | 0.02 acres | 0.0340% | n/a |
|---|------------|---------|-----|

Tract #2G, 0.59 acres

COAL OWNERSHIP

- | | | | |
|---|------------|---------|---------|
| (1) Swords Creek Land Partnership, Tr.23
P.O. Box 29
Tazewell, VA 24651 | 0.59 acres | 1.0044% | 0.1602% |
|---|------------|---------|---------|

OIL & GAS OWNERSHIP

- | | | | |
|--|------------|---------|--|
| (1) Kyle Brown, et al. (W.H. Brown Heirs)
25 Acre Tract | 0.59 acres | 1.0044% | |
|--|------------|---------|--|

- (a) Ada Reedy Heirs Devisees,
Successors or Assigns

- | | | | |
|--|----------------------------------|---------|---------|
| (a.1) Ella Ruth Cook
P.O. Box 71
Cyclone, WV 24827 | 0.03 acres
1/22 of 0.59 acres | 0.0457% | 0.0801% |
|--|----------------------------------|---------|---------|

- | | | | |
|---|----------------------------------|---------|---------|
| (a.2) Rev. Ralph D. Reedy
P.O. Box 330
Davin, WV 25617-0330 | 0.03 acres
1/22 of 0.59 acres | 0.0457% | 0.0801% |
|---|----------------------------------|---------|---------|

- (d) Truel Brown Heirs, Devisees,
Successors or Assigns

List of Conflicting Owners/Claimants with Royalty Split Agreements
(58.74 Acre Unit)

	Acres in Unit	Interest in Unit	Percent of Escrow
(d.1) Stanley Brown P.O. Box 691 Honaker, VA 24260	0.05 acres 1/11 of 0.59 acres	0.0913%	n/a
(h) Cleo Brown Heirs, Devisees, Successors or Assigns			
(h.1) Beulah Brown 4723 Lynn Springs Road Swords Creek, VA 24649	0.02 acres 1/33 of 0.59 acres	0.0304%	n/a
(h.2) Roger Brown 4719 Lynn Springs Road Swords Creek, VA 24649	0.01 acres 2/99 of 0.59 acres	0.0203%	n/a
(h.3) Danny Brown P.O. Box 65 Swords Creek, VA 24649	0.01 acres 2/99 of 0.59 acres	0.0203%	n/a
(h.4) Angela B. Bain 550 Chrisman Street Christiansburg, VA 24073	0.01 acres 2/99 of 0.59 acres	0.0203%	n/a
(i) Rule Brown Heirs, Devisees, Successors or Assigns			
(i.1) Lillian Murray Barr 223 Morris Drive Salisbury, MD 21804	0.01 acres 1/44 of 0.59 acres	0.0228%	n/a
(i.2) Charlie W. Brown 3963 Lynn Springs Road Swords Creek, VA 24649-7796	0.01 acres 1/44 of 0.59 acres	0.0228%	n/a
(i.3) Shirley M. Brown P.O. Box 44 Swords Creek, VA 24649	0.01 acres 1/44 of 0.59 acres	0.0228%	n/a
(i.4) Wilma J. Keen P.O. Box 13 Swords Creek, VA 24649	0.01 acres 1/44 of 0.59 acres	0.0228%	n/a
(k) Della Miller Heirs, Devisees, Successors or Assigns			
(k.1) R.C. Miller 16194 Richardson Avenue Abingdon, VA 24211	0.01 acres 1/66 of 0.59 acres	0.0152%	n/a
(k.2) Sandra Gale Miller Hess 423 Yates Estates Circle Cedar Bluff, VA 24609	0.01 acres 1/66 of 0.59 acres	0.0152%	n/a
(k.3) Freda Mae Owens 3410 Kents Ridge Rd. Swords Creek, VA 24649	0.01 acres 1/66 of 0.59 acres	0.0152%	n/a

VGOB# 04-0615-1296-03

**List of Conflicting Owners/Claimants with Royalty Split Agreements
(58.74 Acre Unit)**

	Acres in Unit	Interest In Unit	Percent of Escrow
(k.4) Judy Darlene Cordle P.O. Box 625 Raven, VA 24639	0.01 acres 1/66 of 0.59 acres	0.0152%	n/a
(k.5) Alverda Ray 309 Hawthorne Street Bluefield, VA 24605	0.01 acres 1/66 of 0.59 acres	0.0152%	n/a

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Exhibit A-1
Tract-by-Tract Escrow Calculation
Account Balances as of 6/30/11

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Unit AY120
VGOB 04-0615-1296-03
Acres Escrowed: 16.744840

Owners	Tract #	Acres	Owner Acres	Interest	Owners' Percent of Escrow (50%)	Amount Due Owners \$52,791.17
Swords Creek Land Partnership - Coal	2A	15.030450			6.2624%	\$3,306.02
Kyle Brown, et al - Oil & Gas		23.07				
Ella Ruth Cook			1.05	1/22	3.1312%	\$1,653.01
Rev. Ralph D. Reedy			1.05	1/22	3.1312%	\$1,653.01
Swords Creek Land Partnership - Coal	2G	0.384390			0.1602%	\$84.55
Kyle Brown, et al - Oil & Gas		0.59				
Ella Ruth Cook			0.03	1/22	0.0801%	\$42.27
Rev. Ralph D. Reedy			0.03	1/22	0.0801%	\$42.27

Wells contributing to the escrow account:

AY120

1201200

VIRGINIA: IN THE OFFICE OF THE CLERK OF THE CIRCUIT OF RUSSELL COUNTY, 6-5- 2012. This deed was this day presented in said office, and upon the certificate of acknowledgment thereto annexed, admitted to record at 1:07 o'clock P M, after payment of \$ — tax imposed by Sec. 58.1-602.

Original returned this date to:

Diane Davis

TESTE: ANN S. McREYNOLDS, CLERK

BY: Kendra Cook D. CLERK

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