

VIRGINIA:

BEFORE THE VIRGINIA GAS AND OIL BOARD

APPLICANT: POCAHONTAS GAS PARTNERSHIP ) VIRGINIA GAS  
) AND OIL BOARD  
RELIEF SOUGHT: MODIFICATION OR ORDER POOLING OF ) DOCKET NO.  
INTERESTS IN DRILLING UNIT NO. ) 01-0320-0870-01  
AV-110 LOCATED IN THE MIDDLE RIDGE I )  
COALBED METHANE GAS FIELD PURSUANT )  
TO VA.CODE §§ 45.1-361.21 AND )  
45.1-361.22, FOR THE PRODUCTION OF )  
OCCLUDED NATURAL GAS PRODUCED FROM )  
COALBEDS AND ROCK STRATA ASSOCIATED )  
THEREWITH (herein collectively )  
referred to as "Coalbed Methane Gas" )  
or "Gas") )

LEGAL DESCRIPTION:

DRILLING UNIT NUMBER AV-110 )  
(herein "Subject Drilling Unit") IN THE )  
MIDDLE RIDGE I COALBED METHANE GAS FIELD )  
HURRICANE/NEW GARDEN MAGISTERIAL DISTRICT )  
HONAKER QUADRANGLE )  
BUCHANAN/RUSSELL COUNTIES, VIRGINIA )  
(the "Subject Lands" are more )  
particularly described on Exhibit )  
"A", attached hereto and made a )  
part hereof) )

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 (hereafter "Board") at 9:00 a.m. on December 18, 2001 at the Southwest Virginia Higher Education Center on the campus of Virginia Highlands Community College, Abingdon, Virginia.

2. Appearances: Mark Swartz, Esquire, of the firm Swartz & Stump, L.C., appeared for the Applicant. James Rasnake filed written objections, which were withdrawn prior to the hearing. Nancy Dickinson, Attorney for the Jacob Fuller heirs, provided the identities of three heirs who should have been but were not listed in Exhibit B-3 of the application, i.e. Mrs. Leona Shope, Eugene Whited, and Arlene Compton, and Leona Shope and Arlene Compton appeared at the hearing. Sandra Riggs, Assistant Attorney General, was present to advise the Board.

3. Jurisdiction and Notice: Pursuant to Va. Code §§ 45.1-361.1 et seq., the Board finds that it has jurisdiction over the subject matter. Based upon the evidence presented by Applicant, the Board also finds that the Applicant has (1) exercised due diligence in conducting a search of the reasonably available sources to determine the identity and whereabouts of gas and oil owners, coal owners, mineral owners and/or potential owners, i.e., persons identified by Applicant as having ("Owner") or claiming ("Claimant") the rights to Coalbed Methane Gas in all coal seams below the Jawbone 1 Seam, including the Tiller Seam, Upper Horsepen, Middle Horsepen, War Creek, Lower Horsepen, Pocahontas No. 8, Pocahontas No. 6, Pocahontas No. 5, Pocahontas No. 4, Pocahontas No. 3, Pocahontas No. 1 and various unnamed coal seams, coalbeds

and rock strata associated therewith down to the red and green shales (hereafter "Subject Formation") in Subject Drilling Unit underlying and comprised of Subject Lands; (2) represented it has given notice to those parties (hereafter sometimes "person(s)" whether referring to individuals, corporations, partnerships, associations, companies, businesses, trusts, joint ventures or other legal entities) entitled by Va. Code §§ 45.1-361.19 and 45.1-361.22, to notice of the Application filed herein; and (3) that the persons set forth in Exhibit B-3 hereto are persons identified by Applicant through its due diligence who may be Owners or Claimants of Coalbed Methane Gas interests in Subject Formation, in Subject Drilling Unit underlying and comprised of Subject Lands, who have not heretofore agreed to lease or sell to the Applicant and/or voluntarily pool their Gas interests. Conflicting Gas Owners/Claimants in Subject Drilling Unit are listed on Exhibit E, and conflicting owners/claimants who have entered into royalty split agreements are listed on Exhibit EE. Further, the Board has caused notice of this hearing to be published as required by Va. Code § 45.1-361.19.B. Whereupon, the Board hereby finds that the notices given herein satisfy all statutory requirements, Board rule requirements and the minimum standards of state due process.

4. Amendments: Exhibit A, page 2, Exhibit B-2, Exhibit B-3, Exhibit E and Exhibit EE.

5. Additions: See Exhibit B-2 hereto.

6. Relief Requested: Applicant requests (1) that pursuant to Va. Code § 45.1-361.22, including the applicable portions of Va. Code § 45.1-361.21, the Board amend its pooling order entered in the captioned matter on July 27, 2001 which was recorded at Deed Book 528, Page 529 in the Office of the Clerk of the Circuit Court of Buchanan County, Virginia, on August 8, 2001 and at Deed Book 532, Page 104 in the Office of the Clerk of the Circuit Court of Russell County, Virginia, on August 8, 2001 (herein "Original Board Order") and its Supplemental Order Regarding Docket Number VGOB 01-0320-0870 entered November 13, 2001 which was recorded at Deed Book 534, Page 405 in the Office of the Clerk of the Circuit Court of Buchanan County, Virginia, on November 14, 2001 and at Deed Book 539, Page 575 in the Office of the Clerk of the Circuit Court of Russell County, Virginia, on November 14, 2001 ("Original Supplemental Order"), (2) pool all the rights, interests and estates in and to the Gas in Subject Drilling Unit, including the pooling of the interests of the Applicant and of the known and unknown persons named in Exhibit B-3 hereto and that of their known and unknown heirs, executors, administrators, devisees, trustees, assigns and successors, both immediate and remote, for the drilling and operation, including production, of Coalbed Methane Gas, produced from or allocated to the Subject Drilling Unit established for the Subject Formation underlying and comprised of the Subject Lands, (hereafter sometimes collectively identified and referred to as "Well Development and/or Operation in the Subject Drilling Unit"), and (3) that the Board designate Pocahontas Gas Partnership as Unit Operator.

7. Relief Granted: The Applicant's requested relief in this cause be and hereby is granted: (1) Pursuant to Va. Code § 45.1-361.21.C.3, Pocahontas Gas Partnership (hereafter "Unit Operator") is designated as the Unit Operator authorized to drill and operate the Coalbed Methane Gas well in the Subject Drilling Unit at the location depicted on the plat attached hereto as Exhibit A, subject to the permit provisions contained in Va. Code §§ 45.1-361.27 et seq.; to the Middle Ridge I Coalbed Methane Gas Field Order VGOB 00-1017-0835, dated January 19, 2001; to §§ 4 VAC 25-150 et seq., Gas and Oil Regulations; and to §§ 4 VAC 25-160 et seq., Virginia Gas and Oil Board Regulations, all as amended from time to time, and (2) the Original Pooling Order and the Original

Supplemental Order are hereby amended, and (3) all the interests and estates in and to the Gas in Subject Drilling Unit, including that of the Applicant and of the known and unknown persons listed on Exhibit B-3, attached hereto and made a part hereof, and their known and unknown heirs, executors, administrators, devisees, trustees, assigns and successors, both immediate and remote, be and hereby are pooled in the Subject Formation in the Subject Drilling Unit underlying and comprised of the Subject Lands.

<u>Subject Formation</u>	<u>Unit Size</u>	<u>Permitted Well Location(s)</u>	<u>Field and Well Classification</u>	<u>Order Number</u>
All below drainage coalbeds and coal seams and associated rock strata which may include but are not limited to the Jawbone seam down to the red and green shales	Approximately 51.0-acre drilling unit	Well CBM-PGP-AV110 is to be located in Subject Drilling Unit at the location depicted on the Plat attached hereto as Exhibit A. On January 22, 2001, Well CBM-PGP-AV110 was drilled to a depth of 2,833.31 feet pursuant to Permit #4798 issued by the Virginia Department of Mines, Minerals and Energy's Division of Gas and Oil.	Middle Ridge I Coalbed Gas Field for Coalbed Methane Gas Produced in advance of mining including Gas from any Additional Well Authorized Pursuant to Va. Code § 45.1-361.20	VGOB 00-1017-0835 (herein "Middle Ridge I Field Rules")

For the Subject Drilling Unit underlying and comprised of the Subject Land referred to as:

Unit Number AV-110  
Buchanan/Russell Counties, Virginia

Pursuant to the Middle Ridge I Field Rules, the Board has adopted the following method for the calculation of production and revenue and allocation of allowable costs for the production of Coalbed Methane Gas.

For Frac Well Gas. - Gas shall be produced from and allocated to only the 51.0-acre drilling unit in which the well(s) is located according to the undivided interests of each Owner/Claimant within the unit, which undivided interest shall be the ratio (expressed as a percentage) that the amount of mineral acreage within each separate tract that is within the Subject Drilling Unit, when platted on the surface, bears to the total mineral acreage, when platted on the surface, contained within the entire 51-acre drilling unit in the manner set forth in the Middle Ridge I Field Rules.

8. Election and Election Period: In the event any Owner or Claimant named in Exhibit B-3 hereto does not reach a voluntary agreement to share in the operation of the well located in the Subject Drilling Unit, at a rate of payment mutually agreed to by said Gas Owner or Claimant and the Unit

Operator, then such person named may elect one of the options set forth in Paragraph 9 below and must give written notice of his election of the option selected under Paragraph 9 to the designated Unit Operator at the address shown below within thirty (30) days from the date this Order is recorded in the county above named. A timely election shall be deemed to have been made if, on or before the last day of said 30-day period, such electing person has delivered his written election to the designated Unit Operator at the address shown below or has duly postmarked and placed its written election in first class United States mail, postage prepaid, addressed to the Unit Operator at the address shown below.

9. Election Options:

- 9.1 Option 1 - To Participate In The Well Development and Operation of the Drilling Unit: Any Gas Owner or Claimant named in Exhibit B-3 who does not reach a voluntary agreement with the Unit Operator may elect to participate in the Well Development and Operation in the Subject Drilling Unit (hereafter "Participating Operator") by agreeing to pay the estimate of such Participating Operator's proportionate part of the actual and reasonable costs of the Well Development contemplated by this Order for Gas produced pursuant to the Middle Ridge I Field Rules, including a reasonable supervision fee, as more particularly set forth in Virginia Gas and Oil Board Regulation 4 VAC 25-160-100 (herein "Completed-for-Production Costs"). Further, a Participating Operator agrees to pay the estimate of such Participating Operator's proportionate part of the Completed-for-Production Cost as set forth below to the Unit Operator within forty-five (45) days from the later of the date of mailing or the date of recording of this Order. The Completed-for-Production Cost for the Subject Drilling Unit is as follows:

Completed-for-Production Cost: \$207,508.88

A Participating Operator's proportionate cost hereunder shall be the result obtained by multiplying the Participating Operators' "Interest in Unit" times the Completed-for-Production Cost set forth above. Provided, however, that in the event a Participating Operator elects to participate and fails or refuses to pay the estimate of his proportionate part of the Completed-for-Production Cost as set forth above, all within the time set forth herein and in the manner prescribed in Paragraph 8 of this Order, then such Participating Operator shall be deemed to have elected not to participate and to have elected compensation in lieu of participation pursuant to Paragraph 9.2 herein.

- 9.2 Option 2 - To Receive A Cash Bonus Consideration: In lieu of participating in the Well Development and Operation in Subject Drilling Unit under Paragraph 9.1 above, any Gas Owner or Claimant named in Exhibit B-3 hereto who does not reach a voluntary agreement with the Unit Operator may elect to accept a cash bonus consideration of \$1.00 per net mineral acre owned by such person, commencing upon entry of this Order and continuing annually until commencement of production from Subject Drilling Unit, and thereafter a royalty of 1/8th of 8/8ths [twelve and one-half percent (12.5%)] of the net proceeds received by the Unit Operator for the sale of the Coalbed Methane Gas produced from any Well Development and Operation covered by this Order multiplied by that person's Interest in Unit or proportional share of said production [for purposes of this Order, net proceeds shall be actual proceeds

received less post-production costs incurred downstream of the wellhead, including, but not limited to, gathering, compression, treating, transportation and marketing costs, whether performed by Unit Operator or a third person] as fair, reasonable and equitable compensation to be paid to said Gas Owner or Claimant. The initial cash bonus shall become due and owing when so elected and shall be tendered, paid or escrowed within one hundred twenty (120) days of recording of this Order. Thereafter, annual cash bonuses, if any, shall become due and owing on each anniversary of the date of recording of this order in the event production from Subject Drilling Unit has not theretofore commenced, and once due, shall be tendered, paid or escrowed within sixty (60) days of said anniversary date. Once the initial cash bonus and the annual cash bonuses, if any, are so paid or escrowed, subject to a final legal determination of ownership, said payment(s) shall be satisfaction in full for the right, interests, and claims of such electing person in and to the Gas produced from Subject Formation in the Subject Lands, except, however, for the 1/8th royalties due hereunder.

Subject to a final legal determination of ownership, the election made under this Paragraph 9.2, when so made, shall be satisfaction in full for the right, interests, and claims of such electing person in any Well Development and Operation covered hereby and such electing person shall be deemed to and hereby does lease and assign, its right, interests, and claims in and to the Gas produced from Subject Formation in the Subject Drilling Unit to the Applicant.

- 9.3. Option 3 - To Share In The Well Development And Operation As A Non-Participating Person On A Carried Basis And To Receive Consideration In Lieu Of Cash: In lieu of participating in the Well Development and Operation in Subject Drilling Unit under Paragraph 9.1 above and in lieu of receiving a Cash Bonus Consideration under Paragraph 9.2 above, any Gas Owner or Claimant named in Exhibit B-3 hereto who does not reach a voluntary agreement with the Unit Operator may elect to share in the Well Development and Operation of Subject Drilling Unit on a carried basis (as a "Carried Well Operator"] so that the proportionate part of the Completed-for-Production Cost hereby allocable to such Carried Well Operator's interest is charged against such Carried Well Operator's share of production from Subject Drilling Unit. Such Carried Well Operator's rights, interests, and claims in and to the Gas in Subject Drilling Unit shall be deemed and hereby are assigned to the Applicant until the proceeds from the sale of such Carried Well Operator's share of production from Subject Drilling Unit (exclusive of any royalty, excess or overriding royalty, or other non-operating or non cost-bearing burden reserved in any lease, assignment thereof or agreement relating thereto covering such interest) equals three hundred percent (300%) for a leased interest or two hundred percent (200%) for an unleased interest (whichever is applicable) of such Carried Well Operator's share of the Completed-for-Production Cost allocable to the interest of such Carried Well Operator. When the Applicant recoups and recovers from such Carried Well Operator's assigned interest the amounts provided for above, then, the assigned interest of such Carried Well Operator shall automatically revert back to such Carried Well Operator, and from and after such reversion, such

Carried Well Operator shall be treated as if it had participated initially under Paragraph 9.1 above; and thereafter, such participating person shall be charged with and shall pay his proportionate part of all further costs of such Well Development and Operation.

Subject to a final legal determination of ownership, the election made under this Paragraph 9.3, when so made, shall be satisfaction in full for the rights, interests, and claims of such electing person in any Well Development and Operation covered hereby and such electing person shall be deemed to have and hereby does assign its rights, interests, and claims in and to the Gas produced from Subject Formation in the Subject Drilling Unit to the Applicant for the period of time during which its interest is carried as above provided prior to its reversion back to such electing person.

10. Failure to Properly Elect: In the event a person named in Exhibit B-3 hereto does not reach a voluntary agreement with the Unit Operator and fails to elect within the time, in the manner and in accordance with the terms of this Order, one of the alternatives set forth in Paragraph 9 above for which his interest qualifies, then such person shall be deemed to have elected not to participate in the proposed Well Development and Operation in Subject Drilling Unit and shall be deemed, subject to a final legal determination of ownership, to have elected to accept as satisfaction in full for such person's right, interests, and claims in and to the Gas the consideration provided in Paragraph 9.2 above for which its interest qualifies and shall be deemed to have leased and/or assigned his right, interests, and claims in and to the Gas produced from Subject Formation in the Subject Drilling Unit to the Applicant. Persons who fail to properly elect shall be deemed, subject to a final legal determination of ownership, to have accepted the compensation and terms set forth herein at Paragraph 9.2 in satisfaction in full for the right, interests, and claims of such person in and to the Gas produced from the Subject Formation underlying Subject Lands.

11. Default By Participating Person: In the event a person named in Exhibit B-3 elects to participate under Paragraph 9.1, but fails or refuses to pay, to secure the payment or to make an arrangement with the Unit Operator for the payment of such person's proportionate part of the Completed-for-Production Cost as set forth herein, all within the time and in the manner as prescribed in this Order, then such person shall be deemed to have withdrawn his election to participate and shall be deemed to have elected to accept as satisfaction in full for such person's right, interest, and claims in and to the Gas the consideration provided in Paragraph 9.2 above for which his interest qualifies depending on the excess burdens attached to such interest. Whereupon, any cash bonus consideration due as a result of such deemed election shall be tendered, paid or escrowed by Unit Operator within one hundred twenty (120) days after the last day on which such defaulting person under this Order should have paid his proportionate part of such cost or should have made satisfactory arrangements for the payment thereof. When such cash bonus consideration is paid or escrowed, it shall be satisfaction in full for the right, interests, and claims of such person in and to the Gas underlying Subject Drilling Unit in the Subject Lands covered hereby, except, however, for any royalties which would become due pursuant to Paragraph 9.2 hereof.

12. Assignment of Interest: In the event a person named in Exhibit B-

3 is unable to reach a voluntary agreement to share in the Well Development and Operation contemplated by this Order at a rate of payment agreed to mutually by said Owner or Claimant and the Unit Operator, and such person elects or fails to elect to do other than participate under Paragraph 9.1 above in the Well Development and Operation in Subject Formations in Subject Drilling Unit, then subject to a final legal determination of ownership, such person shall be deemed to have and shall have assigned unto Applicant such person's right, interests, and claims in and to said well, and other share in production to which such person may be entitled by reason of any election or deemed election hereunder in accordance with the provisions of this Order governing said election.

13. Unit Operator (or Operator): Pocahontas Gas Partnership be and hereby is designated as Unit Operator authorized to drill and operate the Coalbed Methane Well in Subject Formation in Subject Drilling Unit, all subject to the permit provisions contained in Va. Code §§ 45.1-361.27 et seq.; §§ 4 VAC 25-150 et seq., Gas and Oil Regulations; §§ 4 VAC 25-160 et seq., Virginia Gas and Oil Board Regulations; the Middle Ridge I Coalbed Gas Field Order VGOB 00-1017-0835, all as amended from time to time, and all elections required by this Order shall be communicated to Unit Operator in writing at the address shown below:

Pocahontas Gas Partnership  
P. O. Box 947  
Bluefield, VA 24605  
Phone: (540) 988-1016  
Fax: (540) 988-1055  
Attn: Leslie K. Arrington

14. Commencement of Operations: Unit Operator has heretofore drilled Well CBM-PGP-AV110 pursuant to Permit Number 4798 issued on by the Department of Mines, Minerals and Energy, Division of Gas and Oil. Except for any cash sums than payable hereunder, and unless sooner terminated by the Board, this Order shall terminate at 12:00 p.m. on the date on which said well is permanently abandoned and plugged.

15. Operator's Lien: Unit Operator, in addition to the other rights afforded hereunder, shall have a lien and a right of set off on the Gas estates, rights, and interests owned by any person subject hereto who elects to participate under Paragraph 9.1 in the Subject Drilling Unit to the extent that costs incurred in the drilling or operation on the Subject Drilling Unit are chargeable against such person's interest. Such liens and right of set off shall be separable as to each separate person and shall remain liens until the Unit Operator drilling or operating any well covered hereby has been paid the full amounts due under the terms of this Order.

16. Escrow Provisions:

The Unit Operator represented to the Board that there are unknown or unlocatable Claimants in Tract 3A, 3B and 3C of Subject Drilling Unit whose payments are subject to the provisions of Paragraph 16.1, and that there are conflicting claimants and/or claimants with clouds on their title in Tracts 3A, 3B, 3C and 3D of Subject Drilling Unit whose payments are subject to the provisions of Paragraph 16.2 hereof. Therefore, by this Order, the Board instructs the Escrow Agent named herein or any successor named by the Board to establish an interest-bearing escrow account with subaccounts for Tracts 3A, 3B, 3C and 3D of Subject Drilling Unit (herein "Escrow Agent") and to receive and account to the Board pursuant to its agreement for funds hereafter

described in Paragraphs 16.1 and 16.2.

First Union National Bank  
Corporate Trust PA1328  
123 South Broad Street  
Philadelphia, PA 19109-1199  
Telephone: (888) 396-0853 or (215) 985-3485  
Attention: Corporate Trust Don Ballinghoff

- 16.1. Escrow Provisions For Unknown or Unlocatable Persons: If any payment of bonus, royalty payment or other payment due and owing under this Order cannot be made because the person entitled thereto cannot be located or is unknown; then such cash bonus, royalty payment, or other payment shall not be commingled with any funds of the Unit Operator and, pursuant to Va. Code § 45.1-361.21.D, said sums shall be deposited by the Unit Operator into the Escrow Account, commencing within one hundred twenty (120) days of recording of this Order, and continuing thereafter on a monthly basis with each deposit to be made, by use of a report format approved by the Inspector, by a date which is no later than sixty (60) days after the last day of the month being reported and/or for which funds are being deposited. Such funds shall be held for the exclusive use of, and sole benefit of the person entitled thereto until such funds can be paid to such person(s) or until the Escrow Agent relinquishes such funds as required by law or pursuant to Order of the Board in accordance with Va. Code § 45.1-361.21.D.
- 16.2. Escrow Provisions For Conflicting Claimants: If any payment of bonus, royalty payment, proceeds in excess of ongoing operational expenses, or other payment due and owing under this Order cannot be made because the person entitled thereto cannot be made certain due to conflicting claims of ownership and/or a defect or cloud on the title, then such cash bonus, royalty payment, proceeds in excess of ongoing operational expenses, or other payment, together with Participating Operator's Proportionate Costs paid to Unit Operator pursuant to Paragraph 9.1 hereof, if any, (1) shall not be commingled with any funds of the Unit Operator; and (2) shall, pursuant to Va. Code §§ 45.1-361.22.A.2, 45.1-361.22.A.3 and 45.1-361.22.A.4, be deposited by the Operator into the Escrow Account within one hundred twenty (120) days of recording of this Order, and continuing thereafter on a monthly basis with each deposit to be made, by use of a report format approved by the Inspector, by a date which is no later than sixty (60) days after the last day of the month being reported and/or for which funds are subject to deposit. Such funds shall be held for the exclusive use of, and sole benefit of, the person entitled thereto until such funds can be paid to such person(s) or until the Escrow Agent relinquishes such funds as required by law or pursuant to Order of the Board.
17. Special Findings: The Board specifically and specially finds:
- 17.1. At the time of the hearing of this matter Pocahontas Gas Partnership was a Virginia general partnership composed of Consolidation Coal Company and CONOCO Inc.; however, effective January 1, 2002 Pocahontas Gas Partnership's general partners became



- CONOCO Inc. and Consol Energy, Inc. Applicant is duly authorized and qualified to transact business in the Commonwealth of Virginia;
- 17.2. Pocahontas Gas Partnership is an operator in the Commonwealth of Virginia and has satisfied the Board's requirements for operations in Virginia;
  - 17.3. Pocahontas Gas Partnership, claims ownership of gas leases, Coalbed Methane Gas leases, and/or coal leases representing 76.83784 percent of the oil and gas interests/claims to Coalbed Methane Gas and 100.00 percent of the coal interests/claims to Coalbed Methane Gas in Subject Drilling Unit, and Pocahontas Gas Partnership claims the right to explore for, develop and produce Coalbed Methane Gas from Subject Formations in Middle Ridge I Unit Number AV-110 in Buchanan and Russell Counties, Virginia, which Subject Lands are more particularly described in Exhibit "A";
  - 17.4. The estimated total production from Subject Drilling Unit is 125 to 550 MMCF. The estimated amount of reserves from the Subject Drilling Unit is 125 to 550 MMCF;
  - 17.5. Set forth in Exhibit B-3 is the name and last known address of each Owner or Claimant identified by the Unit Operator as having or claiming an interest in the Coalbed Methane Gas in Subject Formation in Subject Drilling Unit underlying and comprised of Subject Lands, who has not, in writing, leased to the Applicant or the Unit Operator or agreed to voluntarily pool his interests/claims in Subject Drilling Unit for its development. The interests/claims to Coalbed Methane Gas of the Respondents listed in Exhibit B-3 comprise 23.16216 percent of the oil and gas interests/claims to Coalbed Methane Gas and 0.00 percent of the coal interests/claims in Subject Drilling Unit;
  - 17.6. According to the application, the parties identified in Exhibit EE have executed a royalty split agreement that allows the Unit Operator to pay them directly instead of depositing the monies attributable to their conflicting claims with the Board's Escrow Agent.
  - 17.7. Applicant's evidence established that the fair, reasonable and equitable compensation to be paid to any person in lieu of the right to participate in any well covered hereby are those options provided in Paragraph 9 above;
  - 17.8. The relief requested and granted is just and reasonable, is supported by substantial evidence and will afford each person listed and named in Exhibit B-3 hereto the opportunity to recover or receive, without unnecessary expense, such person's just and fair share of the production from Subject Drilling Unit. The granting of the Application and relief requested therein will ensure to the extent possible the greatest ultimate recovery of coalbed methane gas, prevent or assist in preventing the various types of waste prohibited by statute and protect or assist in protecting the correlative rights of all persons in the subject common sources of supply in the Subject Lands. Therefore, the Board is entering an Order granting the relief herein set forth.

18. Mailing Of Order And Filing Of Affidavit: Applicant or its Attorney shall file an affidavit with the Secretary of the Board within sixty (60) days after the date of recording of this Order stating that a true and correct copy of said Order was mailed within seven (7) days from the date of its receipt to each known and locatable Respondent, if any, named in Exhibit B-3 pooled by this Order and to each Respondent named in Exhibit E whose claims are subject to the escrow requirements of this Order.

19. Availability of Unit Records: The Director shall provide all persons not subject to a lease with reasonable access to all records for Subject Drilling Unit which are submitted by the Unit Operator to said Director and/or his Inspector(s).

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


21. 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.

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

DONE AND EXECUTED this 15<sup>th</sup> day of April, 2002, by a majority of the Virginia Gas and Oil Board.

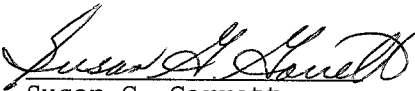
  
Chairman, Benny R. Wampler

DONE AND PERFORMED this 18<sup>th</sup> day of April, 2002, by Order of this Board.

  
B. R. Wilson  
Principal Executive to the Staff  
Virginia Gas and Oil Board

STATE OF VIRGINIA        )  
COUNTY OF WISE         )

Acknowledged on this 15<sup>th</sup> day of April, 2002, personally before me a notary public in and for the Commonwealth of Virginia, appeared Benny Wampler, being duly sworn did depose and say that he is Chairman of the Virginia Gas and Oil Board, that he executed the same and was authorized to do so.

  
Susan G. Garrett  
Notary Public

My commission expires July 31, 2002

STATE OF VIRGINIA )  
COUNTY OF WASHINGTON )

Acknowledged on this 18<sup>th</sup> day of April, 2002, personally before me a notary public in and for the Commonwealth of Virginia, appeared B. R. Wilson, 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*  
Diane J. Davis  
Notary Public

My commission expires 9/30/05

**Order Recorded Under Code of Virginia Section 45.1-361.26**

VIRGINIA: IN THE OFFICE OF THE CLERK OF THE CIRCUIT COURT OF RUSSELL COUNTY, 4-22, 2002. This deed was this day presented in said office, and upon the certificate of acknowledgment thereto annexed, admitted to record at 11:14 o'clock A.M., after payment of \$ — tax imposed by Sec. 58.1-802.

TESTE: DOLLIE M. COMPTON, CLERK  
BY: *Dollie M. Compton* D. CLERK

Original returned this date to: Diane Davis

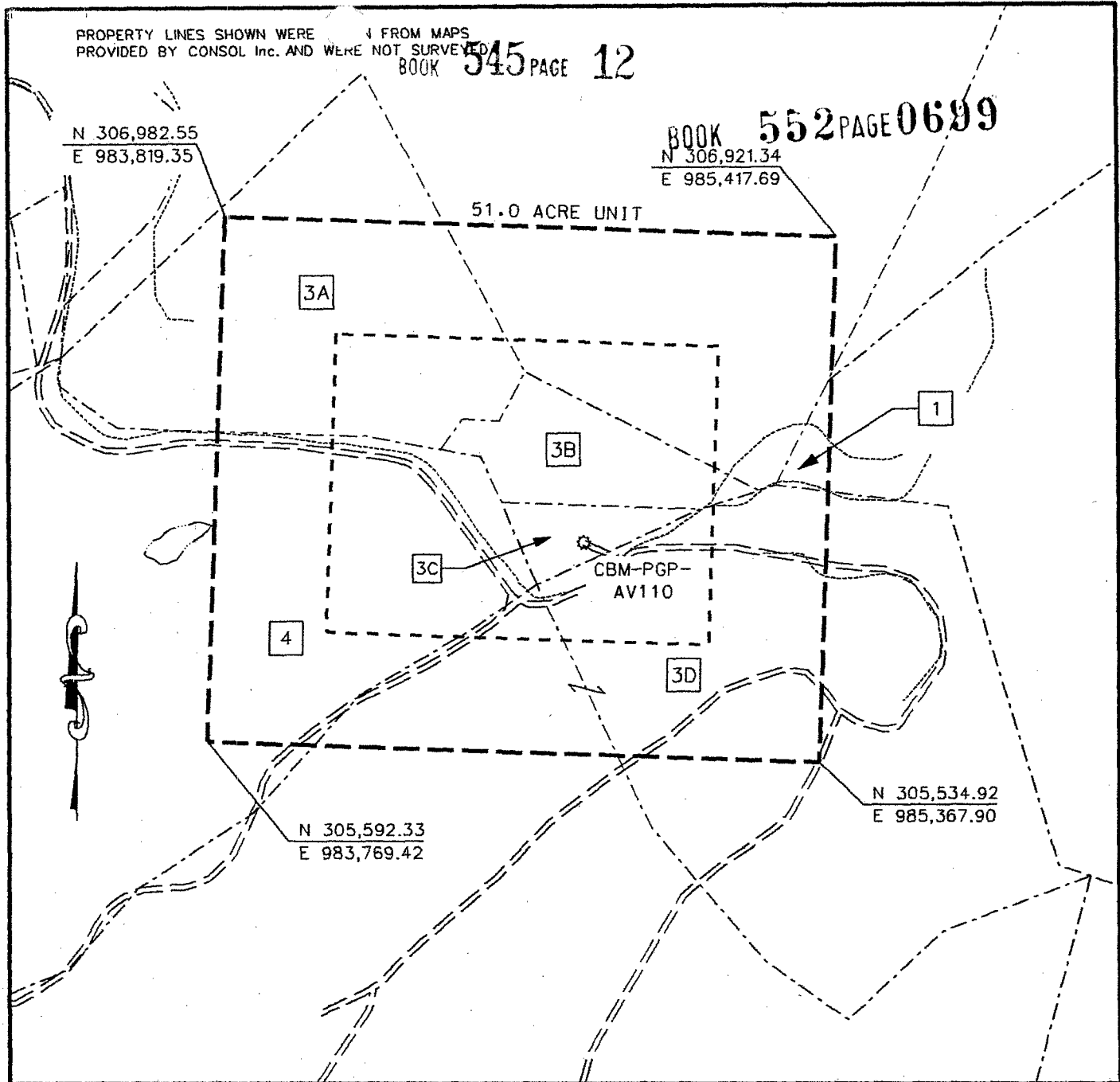
0001757

PROPERTY LINES SHOWN WERE DERIVED FROM MAPS PROVIDED BY CONSOL Inc. AND WERE NOT SURVEYED  
BOOK 545 PAGE 12

BOOK 552 PAGE 0699  
N 306,921.34  
E 985,417.69

N 306,982.55  
E 983,819.35

51.0 ACRE UNIT



N 305,592.33  
E 983,769.42

N 305,534.92  
E 985,367.90

EXHIBIT A  
MIDDLE RIDGE 1 FIELD  
UNIT AV-110  
FORCE POOLING  
VGDB-01-0320-0870-01

Company Pocahontas Gas Partnership Well Name and Number UNIT AV110  
Tract No. \_\_\_\_\_ Elevation \_\_\_\_\_ Quadrangle Honaker  
County Buchanan/Russell District Hurricane/New Garden Scale: 1" = 400' Date 11/9/01  
This plat is a new plat X ; an updated plat \_\_\_\_\_ ; or a final plat \_\_\_\_\_

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

**POCAHONTAS GAS PARTNERSHIP**

Unit AV-110

Tract Identifications

(51.01 Acre Unit)

1. Hugh MacRae Land Trust - Tr. 9 - Coal  
Consolidation Coal Company - Below Tiller Coal Leased  
Pocahontas Gas Partnership - CBM Leased  
Pocahontas Gas Partnership - Surface, Oil & Gas  
0.50 acres                      0.9802 %
  
2. Buckhorn Coal Company Tr. 2 (Warder # 8 - 617 Acre Tract)- Fee  
Consolidation Coal Company - Below Drainage Coal Leased  
Sandy Ridge Energy Company - Above Drainage Coal Leased  
Reserve Coal Properties Company - Oil & Gas Leased  
Pocahontas Gas Partnership - CBM Leased  
10.83 acres                      21.2311 %
  
- 3A. Buckhorn Coal Company (Jacob Fuller 453 Acre Tract) - Coal  
Sandy Ridge Energy Company - Above Drainage Coal Leased  
Pocahontas Gas Partnership - CBM Leased  
Jacob Fuller Heirs, et al. - Oil & Gas  
Jearl Blankenship - Surface  
9.20 acres                      18.0357 %
  
- 3B. Buckhorn Coal Company (Jacob Fuller 453 Acre Tract) - Coal  
Sandy Ridge Energy Company - Above Drainage Coal Leased  
Pocahontas Gas Partnership - CBM Leased  
Jacob Fuller Heirs, et al. - Oil & Gas  
Pocahontas Gas Partnership - Surface  
3.50 acres                      6.8614 %
  
- 3C. Buckhorn Coal Company (Jacob Fuller 453 Acre Tract) - Coal  
Sandy Ridge Energy Company - Above Drainage Coal Leased  
Pocahontas Gas Partnership - CBM Leased  
Jacob Fuller Heirs, et al. - Oil & Gas  
Pocahontas Gas Partnership or Earl Whited - Surface  
1.27 acres                      2.4897 %
  
- 3D. Buckhorn Coal Company (Jacob Fuller 453 Acre Tract) - Coal  
Sandy Ridge Energy Company - Above Drainage Coal Leased  
Pocahontas Gas Partnership - CBM Leased  
Earl Whited - Surface, Oil & Gas  
Pocahontas Gas Partnership - Oil, Gas and CBM Leased  
13.84 acres                      27.1320 %

**POCAHONTAS GAS PARTNERSHIP**

**Unit AV-110**

**Tract Identifications**

**(51.01 Acre Unit)**

- 4. **Buckhorn Coal Company (Jacob Fuller 439 Acre Tract) - Coal, Oil & Gas**  
**Sandy Ridge Energy Company - Above Drainage Coal Leased**  
**Reserve Coal Properties Company - Oil & Gas Leased**  
**Pocahontas Gas Partnership - CBM Leased**  
**Billy Helton - Surface**  
**11.87 acres                      23.2699 %**

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	Acres in Unit	Interest in Unit	Reason for Dismissal
<b>II. OIL &amp; GAS FEE OWNERSHIP</b>			
<b><u>Tract #3A, 9.20 acres</u></b>			
<b>Jacob Fuller Heirs, Devisees, Successors or Assigns</b>	9.20 acres	18.03568%	
(1) Elizabeth Compton Heirs, Devisees, Successors or Assigns			
(a) Claude Compton Heirs			
(a.1) Alta Geneva Cotsmire 215 Kanawha Avenue Dunbar, WV 25064	0.043 acres 1/216 of 9.20 acres	0.08350%	Leased
(a.2) Della Meadows P.O. Box 823 Honaker, VA 24260	0.043 acres 1/216 of 9.20 acres	0.08350%	Leased
(a.3) Margaret Kleffman 5112 Kingsport Highway Gray, TN 37615	0.043 acres 1/216 of 9.20 acres	0.08350%	Leased
(c) Brady Massie Heirs			
(c.1) James Massie P.O. Box 682 Honaker, VA 24260	0.034 acres 1/270 of 9.20 acres	0.06680%	Leased
(c.3) Ruby & Leroy Lester 627 Twin Oak Circle Lebanon, VA 24266	0.034 acres 1/270 of 9.20 acres	0.06680%	Leased
(c.4) Gladys Puckett P.O. Box 153 Easley, SC 29641	0.034 acres 1/270 of 9.20 acres	0.06680%	Leased
(f) Lacy Richardson Heirs			
(f.1) William Earl Richardson 1140 Texarkana Drive Indianapolis, IN 46231	0.021 acres 1/432 of 9.20 acres	0.04175%	Leased
(f.5) Alice Marie Musick 7981 N. 875 W Indianapolis, IN 46259	0.021 acres 1/432 of 9.20 acres	0.04175%	Leased
(f.6) Betty Doty 875 W. 6779 Lambert Street Indianapolis, IN 46241	0.021 acres 1/432 of 9.20 acres	0.04175%	Leased
(f.8) Violet Dunn 8607 Mosey Manor Indianapolis, IN 46231	0.021 acres 1/432 of 9.20 acres	0.04175%	Leased

	Acres in Unit	Interest in Unit	Reason for Dismissal
(3) Myrtle Rowe Heirs, Devisees Successors or Assigns			
(a) Ellen Fletcher HC65 Box 27A Rowe, VA 24649	1.022 acres 1/9 of 9.20 acres	2.00396%	Leased
(4) William T. Fuller Heirs, Devisees Successors or Assigns			
(a) Marvin Fuller 399 W. G. Street Elizabethton, TN 37643	1.022 acres 1/9 of 9.20 acres	2.00396%	Sold interest
(5) Laura Rasnake Heirs, Devisees Successors or Assigns			
(a) Betty Rasnake, Widow P.O. Box 533 Honaker, VA 24260	0.170 acres 1/54 of 9.20 acres	0.33399%	Not an owner
(b) Jackie Rasnake, Widow 565 49th Street SW Canton, OH 44706	0.170 acres 1/54 of 9.20 acres	0.33399%	Sold interest
(c) Cora Faye Ray Heirs, Devisees, Successors or Assigns			
(c.1) Nelson Ray 331 Hillman Drive Honaker, VA 24260	0.085 acres 1/108 of 9.20 acres	0.16700%	Sold interest
(f) Louella Rasnake, Widow Rt.1 Box 1218 Pounding Mill, VA 24637-9740	0.170 acres 1/54 of 9.20 acres	0.33399%	Sold interest
(6) Eunice Nuckles Heirs, Devisees Successors or Assigns			
(a) Finley Nuckles Heirs, Devisees, Successors or Assigns			
(a.1) Betty Nuckles, Widow 275 Beverly Drive Abingdon, VA 24210	<i>Life Estate</i>		Leased
(9) Ellen Brown Heirs, Devisees, Successors or Assigns			
(b) Richard E. Rose 1406 South Avenue Princeton, WV 24740	0.0365 acres 1/252 of 9.20 acres	0.07157%	Leased
(aj) Dexter Perkins HC Box 214 Jewell Ridge, VA 24622	0.0020 acres 1/4500 of 9.20 acres	0.00401%	Deceased (Heir is Lennie Perkins)



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	Acres in Unit	Interest in Unit	Reason for Dismissal
<b><u>Tract #3B, 3.50 acres</u></b>			
<b>Jacob Fuller Heirs, Devisees, Successors or Assigns</b>	3.50 acres	6.86140%	
(1) Elizabeth Compton Heirs, Devisees, Successors or Assigns			
(a) Claude Compton Heirs			
(a.1) Alta Geneva Cotsmire 215 Kanawha Avenue Dunbar, WV 25064	0.0162 acres 1/216 of 3.50 acres	0.03177%	Leased
(a.2) Della Meadows P.O. Box 823 Honaker, VA 24260	0.0162 acres 1/216 of 3.50 acres	0.03177%	Leased
(a.3) Margaret Kleffman 5112 Kingsport Highway Gray, TN 37615	0.0162 acres 1/216 of 3.50 acres	0.03177%	Leased
(c) Brady Massie Heirs			
(c.1) James Massie P.O. Box 682 Honaker, VA 24260	0.0130 acres 1/270 of 3.50 acres	0.02541%	Leased
(c.3) Ruby & Leroy Lester 627 Twin Oak Circle Lebanon, VA 24266	0.0130 acres 1/270 of 3.50 acres	0.02541%	Leased
(c.4) Gladys Puckett P.O. Box 153 Easley, SC 29641	0.0130 acres 1/270 of 3.50 acres	0.02541%	Leased
(f) Lacy Richardson Heirs			
(f.1) William Earl Richardson 1140 Texarkana Drive Indianapolis, IN 46231	0.0081 acres 1/432 of 3.50 acres	0.01588%	Leased
(f.5) Alice Marie Musick 7981 N. 875 W Indianapolis, IN 46259	0.0081 acres 1/432 of 3.50 acres	0.01588%	Leased
(f.6) Betty Doty 875 W. 6779 Lambert Street Indianapolis, IN 46241	0.0081 acres 1/432 of 3.50 acres	0.01588%	Leased
(f.8) Violet Dunn 8607 Mosey Manor Indianapolis, IN 46231	0.0081 acres 1/432 of 3.50 acres	0.01588%	Leased
(3) Myrtle Rowe Heirs, Devisees Successors or Assigns			

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	Acres in Unit	Interest in Unit	Reason for Dismissal
(a) Ellen Fletcher HC65 Box 27A Rowe, VA 24649	0.3889 acres 1/9 of 3.50 acres	0.76238%	Leased
(4) William T. Fuller Heirs, Devisees Successors or Assigns			
(a) Marvin Fuller 399 W. G. Street Elizabethton, TN 37643	0.3889 acres 1/9 of 3.50 acres	0.76238%	Sold interest
(5) Laura Rasnake Heirs, Devisees Successors or Assigns			
(a) Betty Rasnake, Widow P.O. Box 533 Honaker, VA 24260	0.0648 acres 1/54 of 3.50 acres	0.12706%	Not an owner
(b) Jackie Rasnake, Widow 565 49th Street SW Canton, OH 44706	0.0648 acres 1/54 of 3.50 acres	0.12706%	Sold interest
(c) Cora Faye Ray Heirs, Devisees, Successors or Assigns			
(c.1) Nelson Ray 331 Hillman Drive Honaker, VA 24260	0.0324 acres 1/108 of 3.50 acres	0.06353%	Sold interest
(f) Louella Rasnake, Widow Rt.1 Box 1218 Pounding Mill, VA 24637-9740	0.0648 acres 1/54 of 3.50 acres	0.12706%	Sold interest
(6) Eunice Nuckles Heirs, Devisees Successors or Assigns			
(a) Finley Nuckles Heirs, Devisees, Successors or Assigns			
(a.1) Betty Nuckles, Widow 275 Beverly Drive Abingdon, VA 24210	<i>Life Estate</i>		Leased
(9) Ellen Brown Heirs, Devisees, Successors or Assigns			
(b) Richard E. Rose 1406 South Avenue Princeton, WV 24740	0.0139 acres 1/252 of 3.50 acres	0.02723%	Leased
(aj) Dexter Perkins HC Box 214 Jewell Ridge, VA 24622	0.0008 acres 1/4500 of 3.50 acres	0.00152%	Deceased (Heir is Lennie Perkins)

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	Acres in Unit	Interest in Unit	Reason for Dismissal
<b>Tract #3C, 1.27 acres</b>			
<b>Jacob Fuller Heirs, Devisees, Successors or Assigns</b>	1.27 acres	2.48971%	
(1) Elizabeth Compton Heirs, Devisees, Successors or Assigns			
(a) Claude Compton Heirs			
(a.1) Alta Geneva Cotsmire 215 Kanawha Avenue Dunbar, WV 25064	0.00588 acres 1/216 of 1.27 acres	0.01153%	Leased
(a.2) Della Meadows P.O. Box 823 Honaker, VA 24260	0.00588 acres 1/216 of 1.27 acres	0.01153%	Leased
(a.3) Margaret Kleffman 5112 Kingsport Highway Gray, TN 37615	0.00588 acres 1/216 of 1.27 acres	0.01153%	Leased
(c) Brady Massie Heirs			
(c.1) James Massie P.O. Box 682 Honaker, VA 24260	0.00597 0.00470 acres 1/270 of 1.27 acres	0.00922%	Leased
(c.3) Ruby & Leroy Lester 627 Twin Oak Circle Lebanon, VA 24266	0.00470 acres 1/270 of 1.27 acres	0.00922%	Leased
(c.4) Gladys Puckett P.O. Box 153 Easley, SC 29641	0.00470 acres 1/270 of 1.27 acres	0.00922%	Leased
(f) Lacy Richardson Heirs			
(f.1) William Earl Richardson 1140 Texarkana Drive Indianapolis, IN 46231	0.00294 acres 1/432 of 1.27 acres	0.00576%	Leased
(f.5) Alice Marie Musick 7981 N. 875 W Indianapolis, IN 46259	0.00294 acres 1/432 of 1.27 acres	0.00576%	Leased
(f.6) Betty Doty 875 W. 6779 Lambert Street Indianapolis, IN 46241	0.00294 acres 1/432 of 1.27 acres	0.00576%	Leased
(f.8) Violet Dunn 8607 Mosey Manor Indianapolis, IN 46231	0.00294 acres 1/432 of 1.27 acres	0.00576%	Leased
(3) Myrtle Rowe Heirs, Devisees Successors or Assigns			

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	Acres in Unit	Interest in Unit	Reason for Dismissal
(a) Ellen Fletcher HC65 Box 27A Rowe, VA 24649	0.14111 acres 1/9 of 1.27 acres	0.27663%	Leased
(4) William T. Fuller Heirs, Devisees Successors or Assigns			
(a) Marvin Fuller 399 W. G. Street Elizabethton, TN 37643	0.14111 acres 1/9 of 1.27 acres	0.27663%	Sold interest
(5) Laura Rasnake Heirs, Devisees Successors or Assigns			
(a) Betty Rasnake, Widow P.O. Box 533 Honaker, VA 24260	0.02352 acres 1/54 of 1.27 acres	0.04611%	Not an owner
(b) Jackie Rasnake, Widow 565 49th Street SW Canton, OH 44706	0.02352 acres 1/54 of 1.27 acres	0.04611%	Sold interest
(c) Cora Faye Ray Heirs, Devisees, Successors or Assigns			
(c.1) Nelson Ray 331 Hillman Drive Honaker, VA 24260	0.01176 acres 1/108 of 1.27 acres	0.02305%	Sold interest
(f) Louella Rasnake, Widow Rt.1 Box 1218 Pounding Mill, VA 24637-9740	0.02352 acres 1/54 of 1.27 acres	0.04611%	Sold interest
(6) Eunice Nuckles Heirs, Devisees Successors or Assigns			
(a) Finley Nuckles Heirs, Devisees, Successors or Assigns			
(a.1) Betty Nuckles, Widow 275 Beverly Drive Abingdon, VA 24210	<i>Life Estate</i>		Leased
(9) Ellen Brown Heirs, Devisees, Successors or Assigns			
(b) Richard E. Rose 1406 South Avenue Princeton, WV 24740	0.00504 acres 1/252 of 1.27 acres	0.00988%	Leased
(aj) Dexter Perkins HC Box 214 Jewell Ridge, VA 24622	0.00028 acres 1/4500 of 1.27 acres	0.00055%	Deceased (Heir is Lennie Perkins)

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	Acres in Unit	Interest in Unit
<b>II. OIL &amp; GAS FEE OWNERSHIP</b>		
<b><u>Tract #3A, 9.20 acres</u></b>		
Jacob Fuller Heirs, Devisees, Successors or Assigns (25 Acre Tract)	9.20 acres	18.03568%
(1) Elizabeth Compton Heirs, Devisees, Successors or Assigns		
(a) Claude and Lauran Compton Heirs		
(a.4) Doris Smith 3108 Star Route 98 Bucyrus, OH 44820	0.04260 acres 0.004630 of 9.20 acres	0.08351%
(b) Trula Morgan P.O. Box 369 Swords Creek, VA 24649	0.17037 acres 0.018519 of 9.20 acres	0.33400%
(c) Brady Massie Heirs, Devisees, Successors or Assigns		
(c.2) Leroy Massie P.O. Box 794 Honaker, VA 24260	0.03408 acres 0.003704 of 9.20 acres	0.06680%
(c.5) David & Debra Taylor 1580 Kenmore Drive Kingsport, TN 37664	0.03408 acres 0.003704 of 9.20 acres	0.06680%
(d) Nelson Compton Rt.2 Box 190 Honaker, VA 24260	0.17037 acres 0.018519 of 9.20 acres	0.33400%
(e) Mary Keen 703 Baker Street Mt. Gilead, OH 43335	0.17037 acres 0.018519 of 9.20 acres	0.33400%
(f) Lacy Richardson Heirs, Devisees, Successors or Assigns		
(f.2) Nelson Richardson 1124 Texarkana Drive Indianapolis, IN 46231	0.02130 acres 0.002315 of 9.20 acres	0.04175%
(f.3) Fred Richardson 9019 Broken Arrow Road Indianapolis, IN 46234	0.02130 acres 0.002315 of 9.20 acres	0.04175%
(f.4) Roger Richardson 4313 E. 46th Street Indianapolis, IN 46231	0.02130 acres 0.002315 of 9.20 acres	0.04175%
(f.7) Linda Cook 111 Monterey Drive Mooresville, NC 28115	0.02130 acres 0.002315 of 9.20 acres	0.04175%

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	Acres in Unit	Interest in Unit
(2) Alta Cordell Heirs, Devisees, Successors or Assigns		
(a) Edna Shaffer Heirs, Devisees, Successors or Assigns		
(a.1) Virgie Correll Address Unknown	1.02222 acres 0.111111 of 9.20 acres	2.00396%
(b) Cora Faye Ray Heirs, Devisees, Successors or Assigns		
(b.2) Lucy Blankenship HC65 Box 103 Rowe, VA 24649	0.08518 acres 0.009259 of 9.20 acres	0.16699%
(c) Michael Rasnake Rt.2 Box 497 Honaker, VA 24260	0.97964 acres 0.106483 of 9.20 acres	1.92049%
(f) James D. Rasnake 22484 Montego Bay Road Abingdon, VA 24211	0.97964 acres 0.106483 of 9.20 acres	1.92049%
(6) Eunice Nuckles Heirs, Devisees Successors or Assigns		
(a) Finley Nuckles Heirs, Devisees, Successors or Assigns		
(a.2) Carolyn Carty 1614 River Creek Drive Suffolk, VA 23434	0.10222 acres 0.011111 of 9.20 acres	0.20039%
(a.3) Beverly Nuckles 106 Little Pond Court Suffolk, VA 23434	0.10222 acres 0.011111 of 9.20 acres	0.20039%
(b) Hestor Arwood & Marie Blankenship Heirs, Devisees, Successors or Assigns		
(b.1) Patty Chambers Rt.1 Box 82 Raven, VA 24639	0.40888 acres 0.044444 of 9.20 acres	0.80158%
(c) Ruth Coleman Heirs, Devisees, Successors or Assigns		
(c.1) Mellie Coleman Address Unknown	0.10223 acres 0.011112 of 9.20 acres	0.20041%
(c.2) Michael Coleman Address Unknown	0.10223 acres 0.011112 of 9.20 acres	0.20041%
(d) Irene Minnix Heirs, Devisees, Successors or Assigns		

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	Acres in Unit	Interest in Unit
(d.1) Debbie Penaly Address Unknown	0.20444 acres 0.022222 of 9.20 acres	0.40079%
(7) Emily Keen Heirs, Devisees, Successors or Assigns		
(a) Earl Whited Rt.1 Box 150 Swords Creek, VA 24649	0.12778 acres 0.013889 of 9.20 acres	0.25050%
(b) Lydia Hess P.O. Box 43 Rosedale, VA 24280	0.12778 acres 0.013889 of 9.20 acres	0.25050%
(c) Goldie Hess Star Route Box 118 Rowe, VA 24646	0.12778 acres 0.013889 of 9.20 acres	0.25050%
(d) Corine Perkins P.O. Box 315 Rosedale, VA 24280	0.12778 acres 0.013889 of 9.20 acres	0.25050%
(e) Mason Whited Rt.1 Box 670 Swords Creek, VA 24649	0.12778 acres 0.013889 of 9.20 acres	0.25050%
(f) Eugene Whited 25429 Briarwood Drive Columbia Station, OH 44028	0.12778 acres 0.013889 of 9.20 acres	0.25050%
(g) Arlene Compton Rt.2 Box 190 Honaker, VA 24260	0.12778 acres 0.013889 of 9.20 acres	0.25050%
(h) Leona Shope P.O. Box 272 Rosedale, VA 24280	0.12778 acres 0.013889 of 9.20 acres	0.25050%
(8) Elbert Fuller Heirs, Devisees, Successors or Assigns		
(a) Arnold Fuller Address Unknown	0.25556 acres 0.027778 of 9.20 acres	0.50100%
(b) Ollie Wilson Address Unknown	0.25556 acres 0.027778 of 9.20 acres	0.50100%
(c) Dora Webb Address Unknown	0.25556 acres 0.027778 of 9.20 acres	0.50100%
(d) Leona Beavers Address Unknown	0.25556 acres 0.027778 of 9.20 acres	0.50100%
(9) Ellen Brown Heirs, Devisees, Successors or Assigns		

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	Acres in Unit	Interest in Unit
(a) Goldine Lilly 303 Wolfe Creek Road Spanishburg, WV 25922	0.03680 acres 0.004000 of 9.20 acres	0.07214%
(c) Arcel Rose P.O. Box 1705 Beaver, WV 25813	0.03680 acres 0.004000 of 9.20 acres	0.07214%
(d) Cathy Tisdale 54 Jennie Lynn Crimora, VA 24431	0.00614 acres 0.000667 of 9.20 acres	0.01203%
(e) John Abshire 236 Meadow Rue Lane Crimora, VA 24431	0.00614 acres 0.000667 of 9.20 acres	0.01203%
(f) Raymond Abshire 1074 Beckley Road Camp Creek, WV 25820	0.00614 acres 0.000667 of 9.20 acres	0.01203%
(g) Helen Parr 37 Crimora Mine Road Crimora, VA 24431	0.00614 acres 0.000667 of 9.20 acres	0.01203%
(h) Daniel Abshire 211 Mine Branch Road Crimora, VA 24431	0.00614 acres 0.000667 of 9.20 acres	0.01203%
(i) Fred K. Abshire Rt. 1 Box 287D Linhurst, VA 22952	0.00614 acres 0.000667 of 9.20 acres	0.01203%
(k) Tolvy "Tracy" Perkins 763 Bridge Drive Pasadena, MD 21122	0.04907 acres 0.005334 of 9.20 acres	0.09620%
(l) Ester Newton 2621 Veda Drive Bristol, VA 24201	0.04907 acres 0.005334 of 9.20 acres	0.09620%
(m) Myrtle Lee Norton Heirs, Devisees, Successors or Assigns		
(m.1) Mitzi Helbert 35 Pace Drive Bristol, VA 24201	0.03628 acres 0.003944 of 9.20 acres	0.07113%
(m.2) Michael Whitt 35 Pace Drive Bristol, VA 24201	0.03628 acres 0.003944 of 9.20 acres	0.07113%
(n) Carson Brown P.O. Box 105 Rosedale, VA 24280	0.07258 acres 0.007889 of 9.20 acres	0.14228%



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	Acres in Unit	Interest in Unit
(o) Tivis Brown Rt.1 Box 257 Swords Creek, VA 24649	0.07258 acres 0.007889 of 9.20 acres	0.14228%
(p) Mildred Hale Rt.1 Box 197 Swords Creek, VA 24649	0.07258 acres 0.007889 of 9.20 acres	0.14228%
(q) Judy Farmer HC65 Box 45 Vansant, VA 24656	0.01840 acres 0.002000 of 9.20 acres	0.03607%
(r) Pauline Presley 1302 W. Ajo Way 308 Tucson, AZ 85713	0.01840 acres 0.002000 of 9.20 acres	0.03607%
(s) Clarence Whited Rt.1 Box 356 Grundy, VA 24614	0.01840 acres 0.002000 of 9.20 acres	0.03607%
(t) Bobby Whited P.O. Box 243 Bastian, VA 24314	0.01840 acres 0.002000 of 9.20 acres	0.03607%
(u) Delma Coleman P.O. Box 506 Grundy, VA 24614	0.01840 acres 0.002000 of 9.20 acres	0.03607%
(v) Helen Patterson 2260 McBrager Court Cumming, GA 30130	0.02130 acres 0.002315 of 9.20 acres	0.04175%
(w) Fayne Whited P.O. Box 1142 Grundy, VA 24614	0.01840 acres 0.002000 of 9.20 acres	0.03607%
(x) Carolyn Whited 15194 Porterfield Highway Abingdon, VA 24210	0.01840 acres 0.002000 of 9.20 acres	0.03607%
(y) Lucille Pendell 95 Spring Valley Road Bristol, VA 24201	0.01636 acres 0.001778 of 9.20 acres	0.03207%
(z) Elmer Brown Rt.1 Box 476 Vansant, VA 24565	0.01636 acres 0.001778 of 9.20 acres	0.03207%
(aa) Garland Brown P.O. Box 215 Rosedale, VA 24280	0.01636 acres 0.001778 of 9.20 acres	0.03207%
(ab) Pauline Brown HC65 Box 45 Oakwood, VA 24631	0.01636 acres 0.001778 of 9.20 acres	0.03207%

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	Acres in Unit	Interest in Unit
(ac) Carl Brown 12077 Salem Church Road King George, VA 22485	0.01636 acres 0.001778 of 9.20 acres	0.03207%
(ad) Emory Brown 15222 Michigan Road Woodbridge, VA 22191	0.01636 acres 0.001778 of 9.20 acres	0.03207%
(ae) Earl Brown 327 Meadow Crest Drive Bristol, VA 24201	0.01636 acres 0.001778 of 9.20 acres	0.03207%
(af) Richard Brown Box 182 Maple Hurst Lane Bluff City, TN 37618	0.01636 acres 0.001778 of 9.20 acres	0.03207%
(ag) Virgil K. Street Box 999 Honaker, VA 24260	0.00818 acres 0.000889 of 9.20 acres	0.01603%
(ah) Kimberly Lynn Street Box 999 Honaker, VA 24260	0.00818 acres 0.000889 of 9.20 acres	0.01603%
(ai) Lennie E. Perkins 3814 Ludgate Drive Chesapeake, VA 23321	0.00205 acres 0.000223 of 9.20 acres	0.00402%
(aj) Ellen Hutchinson 77 Beacon Road Bristol, VA 24201	0.00205 acres 0.000223 of 9.20 acres	0.00402%
(ak) Chester C. Smith 1020 Buena Vista Road South Vienna, OH 45369	0.00205 acres 0.000223 of 9.20 acres	0.00402%
(al) Audry Blankenship HC63 Box 142A Jewell Ridge, VA 24622	0.00205 acres 0.000223 of 9.20 acres	0.00402%
(am) Wayne E. Smith 175 Sylvan Shores Drive South Vienna, OH 45369	0.00205 acres 0.000223 of 9.20 acres	0.00402%
(an) Jesse Street 772 Big Creek Road Richlands, VA 24641	0.00205 acres 0.000223 of 9.20 acres	0.00402%
(ao) Elster Hurley 1509 Norway Street Bristol, VA 24201	0.00205 acres 0.000223 of 9.20 acres	0.00402%
(ap) Frankie Ratliff c/o Ellen Hutchinson 77 Beacon Road Bristol, VA 24201	0.00205 acres 0.000223 of 9.20 acres	0.00402%

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	Acres in Unit	Interest in Unit
(aq) Dr. L.M. Harrison Heirs, Devises, Successors or Assigns Address Unknown	0.12778 acres 0.013889 of 9.20 acres	0.25050%
<b><u>Tract #3B, 3.50 acres</u></b>		
Jacob Fuller Heirs, Devises, Successors or Assigns (25 Acre Tract)	3.50 acres	6.86140%
(1) Elizabeth Compton Heirs, Devises, Successors or Assigns		
(a) Claude and Luran Compton Heirs		
(a.4) Doris Smith 3108 Star Route 98 Bucyrus, OH 44820	0.01621 acres 0.004630 of 3.50 acres	0.03177%
(b) Trula Morgan P.O. Box 369 Swords Creek, VA 24649	0.06482 acres 0.018519 of 3.50 acres	0.12707%
(c) Brady Massie Heirs, Devises, Successors or Assigns		
(c.2) Leroy Massie P.O. Box 794 Honaker, VA 24260	0.01296 acres 0.003704 of 3.50 acres	0.02541%
(c.5) David & Debra Taylor 1580 Kenmore Drive Kingsport, TN 37664	0.01296 acres 0.003704 of 3.50 acres	0.02541%
(d) Nelson Compton Rt.2 Box 190 Honaker, VA 24260	0.06482 acres 0.018519 of 3.50 acres	0.12707%
(e) Mary Keen 703 Baker Street Mt. Gilead, OH 43335	0.06482 acres 0.018519 of 3.50 acres	0.12707%
(f) Lacy Richardson Heirs, Devises, Successors or Assigns		
(f.2) Nelson Richardson 1124 Texarkana Drive Indianapolis, IN 46231	0.00810 acres 0.002315 of 3.50 acres	0.01588%
(f.3) Fred Richardson 9019 Broken Arrow Road Indianapolis, IN 46234	0.00810 acres 0.002315 of 3.50 acres	0.01588%
(f.4) Roger Richardson 4313 E. 46th Street Indianapolis, IN 46231	0.00810 acres 0.002315 of 3.50 acres	0.01588%

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	Acres in Unit	Interest in Unit
(f.7) Linda Cook 111 Monterey Drive Mooresville, NC 28115	0.00810 acres 0.002315 of 3.50 acres	0.01588%
(2) Alta Cordell Heirs, Devisees, Successors or Assigns		
(a) Edna Shaffer Heirs, Devisees, Successors or Assigns		
(a.1) Virgie Correll <i>Address Unknown</i>	0.38889 acres 0.111111 of 3.50 acres	0.76238%
(b) Cora Faye Ray Heirs, Devisees, Successors or Assigns		
(b.2) Lucy Blankenship HC65 Box 103 Rowe, VA 24649	0.03241 acres 0.009259 of 3.50 acres	0.06353%
(c) Michael Rasnake Rt.2 Box 497 Honaker, VA 24260	0.37269 acres 0.106483 of 3.50 acres	0.73062%
(f) James D. Rasnake 22484 Montego Bay Road Abingdon, VA 24211	0.37269 acres 0.106483 of 3.50 acres	0.73062%
(6) Eunice Nuckles Heirs, Devisees Successors or Assigns		
(a) Finley Nuckles Heirs, Devisees, Successors or Assigns		
(a.2) Carolyn Carty 1614 River Creek Drive Suffolk, VA 23434	0.03889 acres 0.011111 of 3.50 acres	0.07624%
(a.3) Beverly Nuckles 106 Little Pond Court Suffolk, VA 23434	0.03889 acres 0.011111 of 3.50 acres	0.07624%
(b) Hestor Arwood & Marie Blankenship Heirs, Devisees, Successors or Assigns		
(b.1) Patty Chambers Rt.1 Box 82 Raven, VA 24639	0.15555 acres 0.044444 of 3.50 acres	0.30495%
(c) Ruth Coleman Heirs, Devisees, Successors or Assigns		
(c.1) Mellie Coleman <i>Address Unknown</i>	0.03889 acres 0.011112 of 3.50 acres	0.07624%
(c.2) Michael Coleman <i>Address Unknown</i>	0.03889 acres 0.011112 of 3.50 acres	0.07624%

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	Acres in Unit	Interest in Unit
(d) Irene Minnix Heirs, Devisees, Successors or Assigns		
(d.1) Debbie Penaly Address Unknown	0.07778 acres 0.022222 of 3.50 acres	0.15247%
(7) Emily Keen Heirs, Devisees, Successors or Assigns		
(a) Earl Whited Rt.1 Box 150 Swords Creek, VA 24649	0.04861 acres 0.013889 of 3.50 acres	0.09530%
(b) Lydia Hess P.O. Box 43 Rosedale, VA 24280	0.04861 acres 0.013889 of 3.50 acres	0.09530%
(c) Goldie Hess Star Route Box 118 Rowe, VA 24646	0.04861 acres 0.013889 of 3.50 acres	0.09530%
(d) Corine Perkins P.O. Box 315 Rosedale, VA 24280	0.04861 acres 0.013889 of 3.50 acres	0.09530%
(e) Mason Whited Rt.1 Box 670 Swords Creek, VA 24649	0.04861 acres 0.013889 of 3.50 acres	0.09530%
(f) Eugene Whited 25429 Briarwood Drive Columbia Station, OH 44028	0.04861 acres 0.013889 of 3.50 acres	0.09530%
(g) Arlene Compton Rt.2 Box 190 Honaker, VA 24260	0.04861 acres 0.013889 of 3.50 acres	0.09530%
(h) Leona Shope P.O. Box 272 Rosedale, VA 24280	0.04861 acres 0.013889 of 3.50 acres	0.09530%
(8) Elbert Fuller Heirs, Devisees, Successors or Assigns		
(a) Arnold Fuller Address Unknown	0.09722 acres 0.027778 of 3.50 acres	0.19060%
(b) Ollie Wilson Address Unknown	0.09722 acres 0.027778 of 3.50 acres	0.19060%
(c) Dora Webb Address Unknown	0.09722 acres 0.027778 of 3.50 acres	0.19060%
(d) Leona Beavers Address Unknown	0.09722 acres 0.027778 of 3.50 acres	0.19060%

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	Acres in Unit	Interest in Unit
(9) Ellen Brown Heirs, Devisees, Successors or Assigns		
(a) Goldine Lilly 303 Wolfe Creek Road Spanishburg, WV 25922	0.01400 acres 0.004000 of 3.50 acres	0.02745%
(c) Arcel Rose P.O. Box 1705 Beaver, WV 25813	0.01400 acres 0.004000 of 3.50 acres	0.02745%
(d) Cathy Tisdale 54 Jennie Lynn Crimora, VA 24431	0.00233 acres 0.000667 of 3.50 acres	0.00458%
(e) John Abshire 236 Meadow Rue Lane Crimora, VA 24431	0.00233 acres 0.000667 of 3.50 acres	0.00458%
(f) Raymond Abshire 1074 Beckley Road Camp Creek, WV 25820	0.00233 acres 0.000667 of 3.50 acres	0.00458%
(g) Helen Parr 37 Crimora Mine Road Crimora, VA 24431	0.00233 acres 0.000667 of 3.50 acres	0.00458%
(h) Daniel Abshire 211 Mine Branch Road Crimora, VA 24431	0.00233 acres 0.000667 of 3.50 acres	0.00458%
(i) Fred K. Abshire Rt.1 Box 287D Linhurst, VA 22952	0.00233 acres 0.000667 of 3.50 acres	0.00458%
(k) Tolvy "Tracy" Perkins 763 Bridge Drive Pasadena, MD 21122	0.01867 acres 0.005334 of 3.50 acres	0.03660%
(l) Ester Newton 2621 Veda Drive Bristol, VA 24201	0.01867 acres 0.005334 of 3.50 acres	0.03660%
(m) Myrtle Lee Norton Heirs, Devisees, Successors or Assigns		
(m.1) Mitzi Helbert 35 Pace Drive Bristol, VA 24201	0.01380 acres 0.003944 of 3.50 acres	0.02706%
(m.2) Michael Whitt 35 Pace Drive Bristol, VA 24201	0.01380 acres 0.003944 of 3.50 acres	0.02706%
(n) Carson Brown P.O. Box 105 Rosedale, VA 24280	0.02761 acres 0.007889 of 3.50 acres	0.05413%

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	Acres in Unit	Interest in Unit
(o) Tivis Brown Rt.1 Box 257 Swords Creek, VA 24649	0.02761 acres 0.007889 of 3.50 acres	0.05413%
(p) Mildred Hale Rt.1 Box 197 Swords Creek, VA 24649	0.02761 acres 0.007889 of 3.50 acres	0.05413%
(q) Judy Farmer HC65 Box 45 Vansant, VA 24656	0.00700 acres 0.002000 of 3.50 acres	0.01372%
(r) Pauline Presley 1302 W. Ajo Way 308 Tucson, AZ 85713	0.00700 acres 0.002000 of 3.50 acres	0.01372%
(s) Clarence Whited Rt.1 Box 356 Grundy, VA 24614	0.00700 acres 0.002000 of 3.50 acres	0.01372%
(t) Bobby Whited P.O. Box 243 Bastian, VA 24314	0.00700 acres 0.002000 of 3.50 acres	0.01372%
(u) Delma Coleman P.O. Box 506 Grundy, VA 24614	0.00700 acres 0.002000 of 3.50 acres	0.01372%
(v) Helen Patterson 2260 McBrager Court Cumming, GA 30130	0.00810 acres 0.002315 of 3.50 acres	0.01588%
(w) Fayne Whited P.O. Box 1142 Grundy, VA 24614	0.00700 acres 0.002000 of 3.50 acres	0.01372%
(x) Carolyn Whited 15194 Porterfield Highway Abingdon, VA 24210	0.00700 acres 0.002000 of 3.50 acres	0.01372%
(y) Lucille Pendell 95 Spring Valley Road Bristol, VA 24201	0.00622 acres 0.001778 of 3.50 acres	0.01220%
(z) Elmer Brown Rt.1 Box 476 Vansant, VA 24565	0.00622 acres 0.001778 of 3.50 acres	0.01220%
(aa) Garland Brown P.O. Box 215 Rosedale, VA 24280	0.00622 acres 0.001778 of 3.50 acres	0.01220%
(ab) Pauline Brown HC65 Box 45 Oakwood, VA 24631	0.00622 acres 0.001778 of 3.50 acres	0.01220%

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	Acres in Unit	Interest in Unit
(ac) Carl Brown 12077 Salem Church Road King George, VA 22485	0.00622 acres 0.001778 of 3.50 acres	0.01220%
(ad) Emory Brown 15222 Michigan Road Woodbridge, VA 22191	0.00622 acres 0.001778 of 3.50 acres	0.01220%
(ae) Earl Brown 327 Meadow Crest Drive Bristol, VA 24201	0.00622 acres 0.001778 of 3.50 acres	0.01220%
(af) Richard Brown Box 182 Maple Hurst Lane Bluff City, TN 37618	0.00622 acres 0.001778 of 3.50 acres	0.01220%
(ag) Virgil K. Street Box 999 Honaker, VA 24260	0.00311 acres 0.000889 of 3.50 acres	0.00610%
(ah) Kimberly Lynn Street Box 999 Honaker, VA 24260	0.00311 acres 0.000889 of 3.50 acres	0.00610%
(ai) Lennie E. Perkins 3814 Ludgate Drive Chesapeake, VA 23321	0.00078 acres 0.000223 of 3.50 acres	0.00153%
(aj) Ellen Hutchinson 77 Beacon Road Bristol, VA 24201	0.00078 acres 0.000223 of 3.50 acres	0.00153%
(ak) Chester C. Smith 1020 Buena Vista Road South Vienna, OH 45369	0.00078 acres 0.000223 of 3.50 acres	0.00153%
(al) Audry Blankenship HC63 Box 142A Jewell Ridge, VA 24622	0.00078 acres 0.000223 of 3.50 acres	0.00153%
(am) Wayne E. Smith 175 Sylvan Shores Drive South Vienna, OH 45369	0.00078 acres 0.000223 of 3.50 acres	0.00153%
(an) Jesse Street 772 Big Creek Road Richlands, VA 24641	0.00078 acres 0.000223 of 3.50 acres	0.00153%
(ao) Elster Hurley 1509 Norway Street Bristol, VA 24201	0.00078 acres 0.000223 of 3.50 acres	0.00153%
(ap) Frankie Ratliff c/o Ellen Hutchinson 77 Beacon Road Bristol, VA 24201	0.00078 acres 0.000223 of 3.50 acres	0.00153%



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	Acres in Unit	Interest in Unit
(aq) Dr. L.M. Harrison Heirs, Devisees, Successors or Assigns <i>Address Unknown</i>	0.04861 acres 0.013889 of 3.50 acres	0.09530%
<b><u>Tract #3C, 1.27 acres</u></b>		
Jacob Fuller Heirs, Devisees, Successors or Assigns (25 Acre Tract)	1.27 acres	2.48971%
(1) Elizabeth Compton Heirs, Devisees, Successors or Assigns		
(a) Claude and Luran Compton Heirs		
(a.4) Doris Smith 3108 Star Route 98 Bucyrus, OH 44820	0.00588 acres 0.004630 of 1.27 acres	0.01153%
(b) Trula Morgan P.O. Box 369 Swords Creek, VA 24649	0.02352 acres 0.018519 of 1.27 acres	0.04611%
(c) Brady Massie Heirs, Devisees, Successors or Assigns		
(c.2) Leroy Massie P.O. Box 794 Honaker, VA 24260	0.00470 acres 0.003704 of 1.27 acres	0.00922%
(c.5) David & Debra Taylor 1580 Kenmore Drive Kingsport, TN 37664	0.00470 acres 0.003704 of 1.27 acres	0.00922%
(d) Nelson Compton Rt.2 Box 190 Honaker, VA 24260	0.02352 acres 0.018519 of 1.27 acres	0.04611%
(e) Mary Keen 703 Baker Street Mt. Gilead, OH 43335	0.02352 acres 0.018519 of 1.27 acres	0.04611%
(f) Lacy Richardson Heirs, Devisees, Successors or Assigns		
(f.2) Nelson Richardson 1124 Texarkana Drive Indianapolis, IN 46231	0.00294 acres 0.002315 of 1.27 acres	0.00576%
(f.3) Fred Richardson 9019 Broken Arrow Road Indianapolis, IN 46234	0.00294 acres 0.002315 of 1.27 acres	0.00576%
(f.4) Roger Richardson 4313 E. 46th Street Indianapolis, IN 46231	0.00294 acres 0.002315 of 1.27 acres	0.00576%

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	Acres in Unit	Interest in Unit
(f.7) Linda Cook 111 Monterey Drive Mooreville, NC 28115	0.00294 acres 0.002315 of 1.27 acres	0.00576%
(2) Alta Cordell Heirs, Devisees, Successors or Assigns		
(a) Edna Shaffer Heirs, Devisees, Successors or Assigns		
(a.1) Virgie Correll <i>Address Unknown</i>	0.14111 acres 0.111111 of 1.27 acres	0.27663%
(5) Laura Fuller Rasnake Heirs, Devisees Successors or Assigns		
(b) Cora Faye Ray Heirs, Devisees, Successors or Assigns		
(b.2) Lucy Blankenship HC65 Box 103 Rowe, VA 24649	0.01176 acres 0.009259 of 1.27 acres	0.02305%
(c) Michael Rasnake Rt.2 Box 497 Honaker, VA 24260	0.13523 acres 0.106483 of 1.27 acres	0.26511%
(f) James D. Rasnake 22484 Montego Bay Road Abingdon, VA 24211	0.13523 acres 0.106483 of 1.27 acres	0.26511%
(6) Eunice Nuckles Heirs, Devisees Successors or Assigns		
(a) Finley Nuckles Heirs, Devisees, Successors or Assigns		
(a.2) Carolyn Carty 1614 River Creek Drive Suffolk, VA 23434	0.01411 acres 0.011111 of 1.27 acres	0.02766%
(a.3) Beverly Nuckles 106 Little Pond Court Suffolk, VA 23434	0.01411 acres 0.011111 of 1.27 acres	0.02766%
(b) Hestor Arwood & Marie Blankenship Heirs, Devisees, Successors or Assigns		
(b.1) Patty Chambers Rt.1 Box 82 Raven, VA 24639	0.05644 acres 0.044444 of 1.27 acres	0.11065%
(c) Ruth Coleman Heirs, Devisees, Successors or Assigns		
(c.1) Mellie Coleman <i>Address Unknown</i>	0.01411 acres 0.011112 of 1.27 acres	0.02767%

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	Acres in Unit	Interest in Unit
(c.2) Michael Coleman <i>Address Unknown</i>	0.01411 acres 0.011112 of 1.27 acres	0.02767%
(d) Irene Minnix Heirs, Devisees, Successors or Assigns		
(d.1) Debbie Penaly <i>Address Unknown</i>	0.02822 acres 0.022222 of 1.27 acres	0.05533%
(7) Emily Keen Heirs, Devisees, Successors or Assigns		
(a) Earl Whited Rt.1 Box 150 Swords Creek, VA 24649	0.01764 acres 0.013889 of 1.27 acres	0.03458%
(b) Lydia Hess P.O. Box 43 Rosedale, VA 24280	0.01764 acres 0.013889 of 1.27 acres	0.03458%
(c) Goldie Hess Star Route Box 118 Rowe, VA 24646	0.01764 acres 0.013889 of 1.27 acres	0.03458%
(d) Corine Perkins P.O. Box 315 Rosedale, VA 24280	0.01764 acres 0.013889 of 1.27 acres	0.03458%
(e) Mason Whited Rt.1 Box 670 Swords Creek, VA 24649	0.01764 acres 0.013889 of 1.27 acres	0.03458%
(f) Eugene Whited 25429 Briarwood Drive Columbia Station, OH 44028	0.01764 acres 0.013889 of 1.27 acres	0.03458%
(g) Arlene Compton Rt.2 Box 190 Honaker, VA 24260	0.01764 acres 0.013889 of 1.27 acres	0.03458%
(h) Leona Shope P.O. Box 272 Rosedale, VA 24280	0.01764 acres 0.013889 of 1.27 acres	0.03458%
(8) Elbert Fuller Heirs, Devisees, Successors or Assigns		
(a) Arnold Fuller <i>Address Unknown</i>	0.03528 acres 0.027778 of 1.27 acres	0.06916%
(b) Ollie Wilson <i>Address Unknown</i>	0.03528 acres 0.027778 of 1.27 acres	0.06916%
(c) Dora Webb <i>Address Unknown</i>	0.03528 acres 0.027778 of 1.27 acres	0.06916%

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	Acres in Unit	Interest in Unit
(d) Leona Beavers <i>Address Unknown</i>	0.03528 acres 0.027778 of 1.27 acres	0.06916%
(9) Ellen Brown Heirs, Devisees, Successors or Assigns		
(a) Goldine Lilly 303 Wolfe Creek Road Spanishburg, WV 25922	0.00508 acres 0.004000 of 1.27 acres	0.00996%
(c) Arcel Rose P.O. Box 1705 Beaver, WV 25813	0.00508 acres 0.004000 of 1.27 acres	0.00996%
(d) Cathy Tisdale 54 Jennie Lynn Crimora, VA 24431	0.00085 acres 0.000667 of 1.27 acres	0.00166%
(e) John Abshire 236 Meadow Rue Lane Crimora, VA 24431	0.00085 acres 0.000667 of 1.27 acres	0.00166%
(f) Raymond Abshire 1074 Beckley Road Camp Creek, WV 25820	0.00085 acres 0.000667 of 1.27 acres	0.00166%
(g) Helen Parr 37 Crimora Mine Road Crimora, VA 24431	0.00085 acres 0.000667 of 1.27 acres	0.00166%
(h) Daniel Abshire 211 Mine Branch Road Crimora, VA 24431	0.00085 acres 0.000667 of 1.27 acres	0.00166%
(i) Fred K. Abshire Rt.1 Box 287D Linhurst, VA 22952	0.00085 acres 0.000667 of 1.27 acres	0.00166%
(k) Tolvy "Tracy" Perkins 763 Bridge Drive Pasadena, MD 21122	0.00677 acres 0.005334 of 1.27 acres	0.01328%
(l) Ester Newton 2621 Veda Drive Bristol, VA 24201	0.00677 acres 0.005334 of 1.27 acres	0.01328%
(m) Myrtle Lee Norton Heirs, Devisees, Successors or Assigns		
(m.1) Mitzi Helbert 35 Pace Drive Bristol, VA 24201	0.00501 acres 0.003944 of 1.27 acres	0.00982%
(m.2) Michael Whitt 35 Pace Drive Bristol, VA 24201	0.00501 acres 0.003944 of 1.27 acres	0.00982%

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	Acres in Unit	Interest in Unit
(n) Carson Brown P.O. Box 105 Rosedale, VA 24280	0.01002 acres 0.007889 of 1.27 acres	0.01964%
(o) Tivis Brown Rt.1 Box 257 Swords Creek, VA 24649	0.01002 acres 0.007889 of 1.27 acres	0.01964%
(p) Mildred Hale Rt.1 Box 197 Swords Creek, VA 24649	0.01002 acres 0.007889 of 1.27 acres	0.01964%
(q) Judy Farmer HC65 Box 45 Vansant, VA 24656	0.00254 acres 0.002000 of 1.27 acres	0.00498%
(r) Pauline Presley 1302 W. Ajo Way 308 Tucson, AZ 85713	0.00254 acres 0.002000 of 1.27 acres	0.00498%
(s) Clarence Whited Rt.1 Box 356 Grundy, VA 24614	0.00254 acres 0.002000 of 1.27 acres	0.00498%
(t) Bobby Whited P.O. Box 243 Bastian, VA 24314	0.00254 acres 0.002000 of 1.27 acres	0.00498%
(u) Delma Coleman P.O. Box 506 Grundy, VA 24614	0.00254 acres 0.002000 of 1.27 acres	0.00498%
(v) Helen Patterson 2260 McBrager Court Cumming, GA 30130	0.00294 acres 0.002315 of 1.27 acres	0.00576%
(w) Fayne Whited P.O. Box 1142 Grundy, VA 24614	0.00254 acres 0.002000 of 1.27 acres	0.00498%
(x) Carolyn Whited 15194 Porterfield Highway Abingdon, VA 24210	0.00254 acres 0.002000 of 1.27 acres	0.00498%
(y) Lucille Pendell 95 Spring Valley Road Bristol, VA 24201	0.00226 acres 0.001778 of 1.27 acres	0.00443%
(z) Elmer Brown Rt.1 Box 476 Vansant, VA 24565	0.00226 acres 0.001778 of 1.27 acres	0.00443%
(aa) Garland Brown P.O. Box 215 Rosedale, VA 24280	0.00226 acres 0.001778 of 1.27 acres	0.00443%

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	Acres in Unit	Interest in Unit
(ab) Pauline Brown HC65 Box 45 Oakwood, VA 24631	0.00226 acres 0.001778 of 1.27 acres	0.00443%
(ac) Carl Brown 12077 Salem Church Road King George, VA 22485	0.00226 acres 0.001778 of 1.27 acres	0.00443%
(ad) Emory Brown 15222 Michigan Road Woodbridge, VA 22191	0.00226 acres 0.001778 of 1.27 acres	0.00443%
(ae) Earl Brown 327 Meadow Crest Drive Bristol, VA 24201	0.00226 acres 0.001778 of 1.27 acres	0.00443%
(af) Richard Brown Box 182 Maple Hurst Lane Bluff City, TN 37618	0.00226 acres 0.001778 of 1.27 acres	0.00443%
(ag) Virgil K. Street Box 999 Honaker, VA 24260	0.00113 acres 0.000889 of 1.27 acres	0.00221%
(ah) Kimberly Lynn Street Box 999 Honaker, VA 24260	0.00113 acres 0.000889 of 1.27 acres	0.00221%
(ai) Lennie E. Perkins 3814 Ludgate Drive Chesapeake, VA 23321	0.00028 acres 0.000223 of 1.27 acres	0.00056%
(aj) Ellen Hutchinson 77 Beacon Road Bristol, VA 24201	0.00028 acres 0.000223 of 1.27 acres	0.00056%
(ak) Chester C. Smith 1020 Buena Vista Road South Vienna, OH 45369	0.00028 acres 0.000223 of 1.27 acres	0.00056%
(al) Audry Blankenship HC63 Box 142A Jewell Ridge, VA 24622	0.00028 acres 0.000223 of 1.27 acres	0.00056%
(am) Wayne E. Smith 175 Sylvan Shores Drive South Vienna, OH 45369	0.00028 acres 0.000223 of 1.27 acres	0.00056%
(an) Jesse Street 772 Big Creek Road Richlands, VA 24641	0.00028 acres 0.000223 of 1.27 acres	0.00056%
(ao) Elster Hurley 1509 Norway Street Bristol, VA 24201	0.00028 acres 0.000223 of 1.27 acres	0.00056%

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	Acres in Unit	Interest in Unit
(ap) Frankie Ratliff c/o Ellen Hutchinson 77 Beacon Road Bristol, VA 24201	0.00028 acres 0.000223 of 1.27 acres	0.00056%
(aq) Dr. L.M. Harrison Heirs, Devisees, Successors or Assigns Address Unknown	0.01764 acres 0.013889 of 1.27 acres	0.03458%

Exhibit E  
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 List of Conflicting Owners/Claimants that require escrow

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	Acres in Unit	Interest in Unit
<b><u>Tract #3A, 9.20 acres</u></b>		
<b><u>COAL FEE OWNERSHIP</u></b>		
(1) Buckhorn Coal Company P. O. Box 187 Tazewell, VA 24651	9.20 acres	18.03568%
<b><u>OIL &amp; GAS FEE OWNERSHIP</u></b>		
Jacob Fuller Heirs, Devisees, Successors or Assigns (25 Acre Tract)	9.20 acres	18.03568%
(1) Elizabeth Compton Heirs, Devisees, Successors or Assigns		
(a) Claude and Lauran Compton Heirs		
(a.1) Alta Geneva Cotsmire 215 Kanawha Avenue Dunbar, WV 25064	0.04260 acres 0.004630 of 9.20 acres	0.08351%
(a.2) Della Meadows P.O. Box 823 Honaker, VA 24260	0.04260 acres 0.004630 of 9.20 acres	0.08351%
(a.3) Margaret Kleffman 5112 Kingsport Highway Gray, TN 37615	0.04260 acres 0.004630 of 9.20 acres	0.08351%
(a.4) Doris Smith 3108 Star Route 98 Bucyrus, OH 44820	0.04260 acres 0.004630 of 9.20 acres	0.08351%
(b) Trula Morgan P.O. Box 369 Swords Creek, VA 24649	0.17037 acres 0.018519 of 9.20 acres	0.33400%
(c) Brady Massie Heirs, Devisees, Successors or Assigns		
(c.1) James Massie P.O. Box 682 Honaker, VA 24260	0.03408 acres 0.003704 of 9.20 acres	0.06680%
(c.2) Leroy Massie P.O. Box 794 Honaker, VA 24260	0.03408 acres 0.003704 of 9.20 acres	0.06680%
(c.3) Ruby & Leroy Lester 627 Twin Oak Circle Lebanon, VA 24266	0.03408 acres 0.003704 of 9.20 acres	0.06680%
(c.4) Gladys Puckett P.O. Box 153 Easley, SC 29641	0.03408 acres 0.003704 of 9.20 acres	0.06680%



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	Acres in Unit	Interest in Unit
(c.5) David & Debra Taylor 1580 Kenmore Drive Kingsport, TN 37664	0.03408 acres 0.003704 of 9.20 acres	0.06680%
(d) Nelson Compton Rt.2 Box 190 Honaker, VA 24260	0.17037 acres 0.018519 of 9.20 acres	0.33400%
(e) Mary Keen 703 Baker Street Mt. Gilead, OH 43335	0.17037 acres 0.018519 of 9.20 acres	0.33400%
(f) Lacy Richardson Heirs, Devisees, Successors or Assigns		
(f.1) William Earl Richardson 1140 Texarkana Drive Indianapolis, IN 46231	0.02130 acres 0.002315 of 9.20 acres	0.04175%
(f.2) Nelson Richardson 1124 Texarkana Drive Indianapolis, IN 46231	0.02130 acres 0.002315 of 9.20 acres	0.04175%
(f.3) Fred Richardson 9019 Broken Arrow Road Indianapolis, IN 46234	0.02130 acres 0.002315 of 9.20 acres	0.04175%
(f.4) Roger Richardson 4313 E. 46th Street Indianapolis, IN 46231	0.02130 acres 0.002315 of 9.20 acres	0.04175%
(f.5) Alice Marie Musick 7981 N. 875 W Indianapolis, IN 46259	0.02130 acres 0.002315 of 9.20 acres	0.04175%
(f.6) Betty Doty 875 W. 6779 Lambert Street Indianapolis, IN 46241	0.02130 acres 0.002315 of 9.20 acres	0.04175%
(f.7) Linda Cook 111 Monterey Drive Mooresville, NC 28115	0.02130 acres 0.002315 of 9.20 acres	0.04175%
(f.8) Violet Dunn 8607 Mosey Manor Indianapolis, IN 46231	0.02130 acres 0.002315 of 9.20 acres	0.04175%
(2) Alta Cordell Heirs, Devisees, Successors or Assigns		
(a) Edna Shaffer Heirs, Devisees, Successors or Assigns		
(a.1) Virgie Correll Address Unknown	1.02222 acres 0.111111 of 9.20 acres	2.00396%

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	Acres in Unit	Interest in Unit
(3) Myrtle Rowe Heirs, Devisees Successors or Assigns		
(a) Ellen Fletcher HC65 Box 27A Rowe, VA 24649	1.02222 acres 0.111111 of 9.20 acres	2.00396%
(5) Laura Fuller Rasnake Heirs, Devisees Successors or Assigns		
(b) Cora Faye Ray Heirs, Devisees, Successors or Assigns		
(b.2) Lucy Blankenship HC65 Box 103 Rowe, VA 24649	0.08518 acres 0.009259 of 9.20 acres	0.16699%
(f) James D. Rasnake 22484 Montego Bay Road Abingdon, VA 24211	0.97964 acres 0.106483 of 9.20 acres	1.92049%
(6) Eunice Nuckles Heirs, Devisees Successors or Assigns		
(a) Finley Nuckles Heirs, Devisees, Successors or Assigns		
(a.1) Betty Nuckles, Widow 275 Beverly Drive Abingdon, VA 24210	<i>Life Estate</i>	
(a.2) Carolyn Carty 1614 River Creek Drive Suffolk, VA 23434	0.10222 acres 0.011111 of 9.20 acres	0.20039%
(a.3) Beverly Nuckles 106 Little Pond Court Suffolk, VA 23434	0.10222 acres 0.011111 of 9.20 acres	0.20039%
(b) Hestor Arwood & Marie Blankenship Heirs, Devisees, Successors or Assigns		
(b.1) Patty Chambers Rt.1 Box 82 Raven, VA 24639	0.40888 acres 0.044444 of 9.20 acres	0.80158%
(c) Ruth Coleman Heirs, Devisees, Successors or Assigns		
(c.1) Mellie Coleman Address Unknown	0.10223 acres 0.011112 of 9.20 acres	0.20041%
(c.2) Michael Coleman Address Unknown	0.10223 acres 0.011112 of 9.20 acres	0.20041%
(d) Irene Minnix Heirs, Devisees, Successors or Assigns		

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	Acres in Unit	Interest in Unit
(d.1) Debbie Penaly <i>Address Unknown</i>	0.20444 acres 0.022222 of 9.20 acres	0.40079%
(7) Emily Keen Heirs, Devisees, Successors or Assigns		
(a) Earl Whited Rt.1 Box 150 Swords Creek, VA 24649	0.12778 acres 0.013889 of 9.20 acres	0.25050%
(b) Lydia Hess P.O. Box 43 Rosedale, VA 24280	0.12778 acres 0.013889 of 9.20 acres	0.25050%
(c) Goldie Hess Star Route Box 118 Rowe, VA 24646	0.12778 acres 0.013889 of 9.20 acres	0.25050%
(d) Corine Perkins P.O. Box 315 Rosedale, VA 24280	0.12778 acres 0.013889 of 9.20 acres	0.25050%
(e) Mason Whited Rt.1 Box 670 Swords Creek, VA 24649	0.12778 acres 0.013889 of 9.20 acres	0.25050%
(f) Eugene Whited 25429 Briarwood Drive Columbia Station, OH 44028	0.12778 acres 0.013889 of 9.20 acres	0.25050%
(g) Arlene Compton Rt.2 Box 190 Honaker, VA 24260	0.12778 acres 0.013889 of 9.20 acres	0.25050%
(h) Leona Shope P.O. Box 272 Rosedale, VA 24280	0.12778 acres 0.013889 of 9.20 acres	0.25050%
(8) Elbert Fuller Heirs, Devisees, Successors or Assigns		
(a) Arnold Fuller <i>Address Unknown</i>	0.25556 acres 0.027778 of 9.20 acres	0.50100%
(b) Ollie Wilson <i>Address Unknown</i>	0.25556 acres 0.027778 of 9.20 acres	0.50100%
(c) Dora Webb <i>Address Unknown</i>	0.25556 acres 0.027778 of 9.20 acres	0.50100%
(d) Leona Beavers <i>Address Unknown</i>	0.25556 acres 0.027778 of 9.20 acres	0.50100%
(9) Ellen Brown Heirs, Devisees, Successors or Assigns		

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	Acres in Unit	Interest in Unit
(a) Goldine Lilly 303 Wolfe Creek Road Spanishburg, WV 25922	0.03680 acres 0.004000 of 9.20 acres	0.07214%
(b) Richard E. Rose 1406 South Avenue Princeton, WV 24740	0.03680 acres 0.004000 of 9.20 acres	0.07214%
(c) Arcel Rose P.O. Box 1705 Beaver, WV 25813	0.03680 acres 0.004000 of 9.20 acres	0.07214%
(d) Cathy Tisdale 54 Jennie Lynn Crimora, VA 24431	0.00614 acres 0.000667 of 9.20 acres	0.01203%
(e) John Abshire 236 Meadow Rue Lane Crimora, VA 24431	0.00614 acres 0.000667 of 9.20 acres	0.01203%
(f) Raymond Abshire 1074 Beckley Road Camp Creek, WV 25820	0.00614 acres 0.000667 of 9.20 acres	0.01203%
(g) Helen Parr 37 Crimora Mine Road Crimora, VA 24431	0.00614 acres 0.000667 of 9.20 acres	0.01203%
(h) Daniel Abshire 211 Mine Branch Road Crimora, VA 24431	0.00614 acres 0.000667 of 9.20 acres	0.01203%
(i) Fred K. Abshire Rt. 1 Box 287D Linhurst, VA 22952	0.00614 acres 0.000667 of 9.20 acres	0.01203%
(k) Tolvy "Tracy" Perkins 763 Bridge Drive Pasadena, MD 21122	0.04907 acres 0.005334 of 9.20 acres	0.09620%
(l) Ester Newton 2621 Veda Drive Bristol, VA 24201	0.04907 acres 0.005334 of 9.20 acres	0.09620%
(m) Myrtle Lee Norton Heirs, Devisees, Successors or Assigns		
(m.1) Mitzi Helbert 35 Pace Drive Bristol, VA 24201	0.03628 acres 0.003944 of 9.20 acres	0.07113%
(m.2) Michael Whitt 35 Pace Drive Bristol, VA 24201	0.03628 acres 0.003944 of 9.20 acres	0.07113%

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	Acres in Unit	Interest in Unit
(n) Carson Brown P.O. Box 105 Rosedale, VA 24280	0.07258 acres 0.007889 of 9.20 acres	0.14228%
(o) Tivis Brown Rt.1 Box 257 Swords Creek, VA 24649	0.07258 acres 0.007889 of 9.20 acres	0.14228%
(p) Mildred Hale Rt.1 Box 197 Swords Creek, VA 24649	0.07258 acres 0.007889 of 9.20 acres	0.14228%
(q) Judy Farmer HC65 Box 45 Vansant, VA 24656	0.01840 acres 0.002000 of 9.20 acres	0.03607%
(r) Pauline Presley 1302 W. Ajo Way 308 Tucson, AZ 85713	0.01840 acres 0.002000 of 9.20 acres	0.03607%
(s) Clarence Whited Rt.1 Box 356 Grundy, VA 24614	0.01840 acres 0.002000 of 9.20 acres	0.03607%
(t) Bobby Whited P.O. Box 243 Bastian, VA 24314	0.01840 acres 0.002000 of 9.20 acres	0.03607%
(u) Delma Coleman P.O. Box 506 Grundy, VA 24614	0.01840 acres 0.002000 of 9.20 acres	0.03607%
(v) Helen Patterson 2260 McBrager Court Cumming, GA 30130	0.02130 acres 0.002315 of 9.20 acres	0.04175%
(w) Fayne Whited P.O. Box 1142 Grundy, VA 24614	0.01840 acres 0.002000 of 9.20 acres	0.03607%
(x) Carolyn Whited 15194 Porterfield Highway Abingdon, VA 24210	0.01840 acres 0.002000 of 9.20 acres	0.03607%
(y) Lucille Pendell 95 Spring Valley Road Bristol, VA 24201	0.01636 acres 0.001778 of 9.20 acres	0.03207%
(z) Elmer Brown Rt.1 Box 476 Vansant, VA 24565	0.01636 acres 0.001778 of 9.20 acres	0.03207%
(aa) Garland Brown P.O. Box 215 Rosedale, VA 24280	0.01636 acres 0.001778 of 9.20 acres	0.03207%

(ao) Eister Hurley 1509 Norway Street Bristol, VA 24201	0.00205 acres 0.000223 of 9.20 acres	0.00402%
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	Acres in Unit	Interest in Unit
(ab) Pauline Brown HC65 Box 45 Oakwood, VA 24631	0.01636 acres 0.001778 of 9.20 acres	0.03207%
(ac) Carl Brown 12077 Salem Church Road King George, VA 22485	0.01636 acres 0.001778 of 9.20 acres	0.03207%
(ad) Emory Brown 15222 Michigan Road Woodbridge, VA 22191	0.01636 acres 0.001778 of 9.20 acres	0.03207%
(ae) Earl Brown 327 Meadow Crest Drive Bristol, VA 24201	0.01636 acres 0.001778 of 9.20 acres	0.03207%
(af) Richard Brown Box 182 Maple Hurst Lane Bluff City, TN 37618	0.01636 acres 0.001778 of 9.20 acres	0.03207%
(ag) Virgil K. Street Box 999 Honaker, VA 24260	0.00818 acres 0.000889 of 9.20 acres	0.01603%
(ah) Kimberly Lynn Street Box 999 Honaker, VA 24260	0.00818 acres 0.000889 of 9.20 acres	0.01603%
(ai) Lennie E. Perkins 3814 Ludgate Drive Chesapeake, VA 23321	0.00205 acres 0.000223 of 9.20 acres	0.00402%
(aj) Ellen Hutchinson 77 Beacon Road Bristol, VA 24201	0.00205 acres 0.000223 of 9.20 acres	0.00402%
(ak) Chester C. Smith 1020 Buena Vista Road South Vienna, OH 45369	0.00205 acres 0.000223 of 9.20 acres	0.00402%
(al) Audry Blankenship HC63 Box 142A Jewell Ridge, VA 24622	0.00205 acres 0.000223 of 9.20 acres	0.00402%
(am) Wayne E. Smith 175 Sylvan Shores Drive South Vienna, OH 45369	0.00205 acres 0.000223 of 9.20 acres	0.00402%
(an) Jesse Street 772 Big Creek Road Richlands, VA 24641	0.00205 acres 0.000223 of 9.20 acres	0.00402%
(ao) Elster Hurley 1509 Norway Street Bristol, VA 24201	0.00205 acres 0.000223 of 9.20 acres	0.00402%

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	Acres in Unit	Interest in Unit
(ap) Frankie Ratliff c/o Ellen Hutchinson 77 Beacon Road Bristol, VA 24201	0.00205 acres 0.000223 of 9.20 acres	0.00402%
(aq) Dr. L.M. Harrison Heirs, Devisees, Successors or Assigns Address Unknown	0.12778 acres 0.013889 of 9.20 acres	0.25050%

**Tract #3B, 3.50 acres**

**COAL FEE OWNERSHIP**

(1) Buckhorn Coal Company P. O. Box 187 Tazewell, VA 24651	3.50 acres	6.86140%
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**OIL & GAS FEE OWNERSHIP**

Jacob Fuller Heirs, Devisees, Successors or Assigns (25 Acre Tract)	3.50 acres	6.86140%
(1) Elizabeth Compton Heirs, Devisees, Successors or Assigns		
(a) Claude and Lauran Compton Heirs		
(a.1) Alta Geneva Cotsmire 215 Kanawha Avenue Dunbar, WV 25064	0.01621 acres 0.004630 of 3.50 acres	0.03177%
(a.2) Della Meadows P.O. Box 823 Honaker, VA 24260	0.01621 acres 0.004630 of 3.50 acres	0.03177%
(a.3) Margaret Kleffman 5112 Kingsport Highway Gray, TN 37615	0.01621 acres 0.004630 of 3.50 acres	0.03177%
(a.4) Doris Smith 3108 Star Route 98 Bucyrus, OH 44820	0.01621 acres 0.004630 of 3.50 acres	0.03177%
(b) Trula Morgan P.O. Box 369 Swords Creek, VA 24649	0.06482 acres 0.018519 of 3.50 acres	0.12707%
(c) Brady Massie Heirs, Devisees, Successors or Assigns		
(c.1) James Massie P.O. Box 682 Honaker, VA 24260	0.01296 acres 0.003704 of 3.50 acres	0.02541%
(c.2) Leroy Massie P.O. Box 794 Honaker, VA 24260	0.01296 acres 0.003704 of 3.50 acres	0.02541%

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	Acres in Unit	Interest in Unit
(c.3) Ruby & Leroy Lester 627 Twin Oak Circle Lebanon, VA 24266	0.01296 acres 0.003704 of 3.50 acres	0.02541%
(c.4) Gladys Puckett P.O. Box 153 Easley, SC 29641	0.01296 acres 0.003704 of 3.50 acres	0.02541%
(c.5) David & Debra Taylor 1580 Kenmore Drive Kingsport, TN 37664	0.01296 acres 0.003704 of 3.50 acres	0.02541%
(d) Nelson Compton Rt.2 Box 190 Honaker, VA 24260	0.06482 acres 0.018519 of 3.50 acres	0.12707%
(e) Mary Keen 703 Baker Street Mt. Gilead, OH 43335	0.06482 acres 0.018519 of 3.50 acres	0.12707%
(f) Lacy Richardson Heirs, Devisees, Successors or Assigns		
(f.1) William Earl Richardson 1140 Texarkana Drive Indianapolis, IN 46231	0.00810 acres 0.002315 of 3.50 acres	0.01588%
(f.2) Nelson Richardson 1124 Texarkana Drive Indianapolis, IN 46231	0.00810 acres 0.002315 of 3.50 acres	0.01588%
(f.3) Fred Richardson 9019 Broken Arrow Road Indianapolis, IN 46234	0.00810 acres 0.002315 of 3.50 acres	0.01588%
(f.4) Roger Richardson 4313 E. 46th Street Indianapolis, IN 46231	0.00810 acres 0.002315 of 3.50 acres	0.01588%
(f.5) Alice Marie Musick 7981 N. 875 W Indianapolis, IN 46259	0.00810 acres 0.002315 of 3.50 acres	0.01588%
(f.6) Betty Doty 875 W. 6779 Lambert Street Indianapolis, IN 46241	0.00810 acres 0.002315 of 3.50 acres	0.01588%
(f.7) Linda Cook 111 Monterey Drive Mooresville, NC 28115	0.00810 acres 0.002315 of 3.50 acres	0.01588%
(f.8) Violet Dunn 8607 Mosey Manor Indianapolis, IN 46231	0.00810 acres 0.002315 of 3.50 acres	0.01588%
(2) Alta Cordell Heirs, Devisees, Successors or Assigns		



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	Acres in Unit	Interest in Unit
(a) Edna Shaffer Heirs, Devisees, Successors or Assigns		
(a.1) Virgie Correll Address Unknown	0.38889 acres 0.111111 of 3.50 acres	0.76238%
(3) Myrtle Rowe Heirs, Devisees Successors or Assigns		
(a) Ellen Fletcher HC65 Box 27A Rowe, VA 24649	0.38889 acres 0.111111 of 3.50 acres	0.76238%
(5) Laura Fuller Rasnake Heirs, Devisees Successors or Assigns		
(b) Cora Faye Ray Heirs, Devisees, Successors or Assigns		
(b.2) Lucy Blankenship HC65 Box 103 Rowe, VA 24649	0.03241 acres 0.009259 of 3.50 acres	0.06353%
(f) James D. Rasnake 22484 Montego Bay Road Abingdon, VA 24211	0.37269 acres 0.106483 of 3.50 acres	0.73062%
(6) Eunice Nuckles Heirs, Devisees Successors or Assigns		
(a) Finley Nuckles Heirs, Devisees, Successors or Assigns		
(a.1) Betty Nuckles, Widow 275 Beverly Drive Abingdon, VA 24210	<i>Life Estate</i>	
(a.2) Carolyn Carty 1614 River Creek Drive Suffolk, VA 23434	0.03889 acres 0.011111 of 3.50 acres	0.07624%
(a.3) Beverly Nuckles 106 Little Pond Court Suffolk, VA 23434	0.03889 acres 0.011111 of 3.50 acres	0.07624%
(b) Hestor Arwood & Marie Blankenship Heirs, Devisees, Successors or Assigns		
(b.1) Patty Chambers Rt.1 Box 82 Raven, VA 24639	0.15555 acres 0.044444 of 3.50 acres	0.30495%
(c) Ruth Coleman Heirs, Devisees, Successors or Assigns		
(c.1) Mellie Coleman Address Unknown	0.03889 acres 0.011112 of 3.50 acres	0.07624%

List of Conflicting Owners/Claimants that require escrow

	Acres in Unit	Interest in Unit
(c.2) Michael Coleman <i>Address Unknown</i>	0.03889 acres 0.011112 of 3.50 acres	0.07624%
(d) Irene Minnix Heirs, Devisees, Successors or Assigns		
(d.1) Debbie Penaly <i>Address Unknown</i>	0.07778 acres 0.022222 of 3.50 acres	0.15247%
(7) Emily Keen Heirs, Devisees, Successors or Assigns		
(a) Earl Whited Rt.1 Box 150 Swords Creek, VA 24649	0.04861 acres 0.013889 of 3.50 acres	0.09530%
(b) Lydia Hess P.O. Box 43 Rosedale, VA 24280	0.04861 acres 0.013889 of 3.50 acres	0.09530%
(c) Goldie Hess Star Route Box 118 Rowe, VA 24646	0.04861 acres 0.013889 of 3.50 acres	0.09530%
(d) Corine Perkins P.O. Box 315 Rosedale, VA 24280	0.04861 acres 0.013889 of 3.50 acres	0.09530%
(e) Mason Whited Rt.1 Box 670 Swords Creek, VA 24649	0.04861 acres 0.013889 of 3.50 acres	0.09530%
(f) Eugene Whited 25429 Briarwood Drive Columbia Station, OH 44028	0.04861 acres 0.013889 of 3.50 acres	0.09530%
(g) Arlene Compton Rt.2 Box 190 Honaker, VA 24260	0.04861 acres 0.013889 of 3.50 acres	0.09530%
(h) Leona Shope P.O. Box 272 Rosedale, VA 24280	0.04861 acres 0.013889 of 3.50 acres	0.09530%
(8) Elbert Fuller Heirs, Devisees, Successors or Assigns		
(a) Arnold Fuller <i>Address Unknown</i>	0.09722 acres 0.027778 of 3.50 acres	0.19060%
(b) Ollie Wilson <i>Address Unknown</i>	0.09722 acres 0.027778 of 3.50 acres	0.19060%
(c) Dora Webb <i>Address Unknown</i>	0.09722 acres 0.027778 of 3.50 acres	0.19060%

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	Acres in Unit	Interest in Unit
(d) Leona Beavers Address Unknown	0.09722 acres 0.027778 of 3.50 acres	0.19060%
(9) Ellen Brown Heirs, Devisees, Successors or Assigns		
(a) Goldine Lilly 303 Wolfe Creek Road Spanishburg, WV 25922	0.01400 acres 0.004000 of 3.50 acres	0.02745%
(b) Richard E. Rose 1406 South Avenue Princeton, WV 24740	0.01400 acres 0.004000 of 3.50 acres	0.02745%
(c) Arcel Rose P.O. Box 1705 Beaver, WV 25813	0.01400 acres 0.004000 of 3.50 acres	0.02745%
(d) Cathy Tisdale 54 Jennie Lynn Crimora, VA 24431	0.00233 acres 0.000667 of 3.50 acres	0.00458%
(e) John Abshire 236 Meadow Rue Lane Crimora, VA 24431	0.00233 acres 0.000667 of 3.50 acres	0.00458%
(f) Raymond Abshire 1074 Beckley Road Camp Creek, WV 25820	0.00233 acres 0.000667 of 3.50 acres	0.00458%
(g) Helen Parr 37 Crimora Mine Road Crimora, VA 24431	0.00233 acres 0.000667 of 3.50 acres	0.00458%
(h) Daniel Abshire 211 Mine Branch Road Crimora, VA 24431	0.00233 acres 0.000667 of 3.50 acres	0.00458%
(i) Fred K. Abshire Rt.1 Box 287D Linhurst, VA 22952	0.00233 acres 0.000667 of 3.50 acres	0.00458%
(k) Toly "Tracy" Perkins 763 Bridge Drive Pasadena, MD 21122	0.01867 acres 0.005334 of 3.50 acres	0.03660%
(l) Ester Newton 2621 Veda Drive Bristol, VA 24201	0.01867 acres 0.005334 of 3.50 acres	0.03660%
(m) Myrtle Lee Norton Heirs, Devisees, Successors or Assigns		
(m.1) Mitzi Helbert 35 Pace Drive Bristol, VA 24201	0.01380 acres 0.003944 of 3.50 acres	0.02706%

Abingdon, VA 24210

(y) Lucille Pendell 95 Spring Valley Road Bristol, VA 24201	0.00622 acres 0.001778 of 3.50 acres	0.01220%
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	Acres in Unit	Interest in Unit
(m.2) Michael Whitt 35 Pace Drive Bristol, VA 24201	0.01380 acres 0.003944 of 3.50 acres	0.02706%
(n) Carson Brown P.O. Box 105 Rosedale, VA 24280	0.02761 acres 0.007889 of 3.50 acres	0.05413%
(o) Tivis Brown Rt.1 Box 257 Swords Creek, VA 24649	0.02761 acres 0.007889 of 3.50 acres	0.05413%
(p) Mildred Hale Rt.1 Box 197 Swords Creek, VA 24649	0.02761 acres 0.007889 of 3.50 acres	0.05413%
(q) Judy Farmer HC65 Box 45 Vansant, VA 24656	0.00700 acres 0.002000 of 3.50 acres	0.01372%
(r) Pauline Presley 1302 W. Ajo Way 308 Tucson, AZ 85713	0.00700 acres 0.002000 of 3.50 acres	0.01372%
(s) Clarence Whited Rt.1 Box 356 Grundy, VA 24614	0.00700 acres 0.002000 of 3.50 acres	0.01372%
(t) Bobby Whited P.O. Box 243 Bastian, VA 24314	0.00700 acres 0.002000 of 3.50 acres	0.01372%
(u) Delma Coleman P.O. Box 506 Grundy, VA 24614	0.00700 acres 0.002000 of 3.50 acres	0.01372%
(v) Helen Patterson 2260 McBrager Court Cumming, GA 30130	0.00810 acres 0.002315 of 3.50 acres	0.01588%
(w) Fayne Whited P.O. Box 1142 Grundy, VA 24614	0.00700 acres 0.002000 of 3.50 acres	0.01372%
(x) Carolyn Whited 15194 Porterfield Highway Abingdon, VA 24210	0.00700 acres 0.002000 of 3.50 acres	0.01372%
(y) Lucille Pendell 95 Spring Valley Road Bristol, VA 24201	0.00622 acres 0.001778 of 3.50 acres	0.01220%
(z) Elmer Brown Rt.1 Box 476 Vansant, VA 24565	0.00622 acres 0.001778 of 3.50 acres	0.01220%

Exhibit E  
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	Acres in Unit	Interest in Unit
(aa) Garland Brown P.O. Box 215 Rosedale, VA 24280	0.00622 acres 0.001778 of 3.50 acres	0.01220%
(ab) Pauline Brown HC65 Box 45 Oakwood, VA 24631	0.00622 acres 0.001778 of 3.50 acres	0.01220%
(ac) Carl Brown 12077 Salem Church Road King George, VA 22485	0.00622 acres 0.001778 of 3.50 acres	0.01220%
(ad) Emory Brown 15222 Michigan Road Woodbridge, VA 22191	0.00622 acres 0.001778 of 3.50 acres	0.01220%
(ae) Earl Brown 327 Meadow Crest Drive Bristol, VA 24201	0.00622 acres 0.001778 of 3.50 acres	0.01220%
(af) Richard Brown Box 182 Maple Hurst Lane Bluff City, TN 37618	0.00622 acres 0.001778 of 3.50 acres	0.01220%
(ag) Virgil K. Street Box 999 Honaker, VA 24260	0.00311 acres 0.000889 of 3.50 acres	0.00610%
(ah) Kimberly Lynn Street Box 999 Honaker, VA 24260	0.00311 acres 0.000889 of 3.50 acres	0.00610%
(ai) Lennie E. Perkins 3814 Ludgate Drive Chesapeake, VA 23321	0.00078 acres 0.000223 of 3.50 acres	0.00153%
(aj) Ellen Hutchinson 77 Beacon Road Bristol, VA 24201	0.00078 acres 0.000223 of 3.50 acres	0.00153%
(ak) Chester C. Smith 1020 Buena Vista Road South Vienna, OH 45369	0.00078 acres 0.000223 of 3.50 acres	0.00153%
(al) Audry Blankenship HC63 Box 142A Jewell Ridge, VA 24622	0.00078 acres 0.000223 of 3.50 acres	0.00153%
(am) Wayne E. Smith 175 Sylvan Shores Drive South Vienna, OH 45369	0.00078 acres 0.000223 of 3.50 acres	0.00153%
(an) Jesse Street 772 Big Creek Road Richlands, VA 24641	0.00078 acres 0.000223 of 3.50 acres	0.00153%

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	Acres in Unit	Interest in Unit
(ao) Elster Hurley 1509 Norway Street Bristol, VA 24201	0.00078 acres 0.000223 of 3.50 acres	0.00153%
(ap) Frankie Ratliff c/o Ellen Hutchinson 77 Beacon Road Bristol, VA 24201	0.00078 acres 0.000223 of 3.50 acres	0.00153%
(aq) Dr. L.M. Harrison Heirs, Devisees, Successors or Assigns Address Unknown	0.04861 acres 0.013889 of 3.50 acres	0.09530%

**Tract #3C, 1.27 acres**

**COAL FEE OWNERSHIP**

(1) Buckhorn Coal Company P. O. Box 187 Tazewell, VA 24651	1.27 acres	2.48971%
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**OIL & GAS FEE OWNERSHIP**

Jacob Fuller Heirs, Devisees, Successors or Assigns (25 Acre Tract)	1.27 acres	2.48971%
(1) Elizabeth Compton Heirs, Devisees, Successors or Assigns		
(a) Claude and Luran Compton Heirs		
(a.1) Alta Geneva Cotsmire 215 Kanawha Avenue Dunbar, WV 25064	0.00588 acres 0.004630 of 1.27 acres	0.01153%
(a.2) Della Meadows P.O. Box 823 Honaker, VA 24260	0.00588 acres 0.004630 of 1.27 acres	0.01153%
(a.3) Margaret Kleffman 5112 Kingsport Highway Gray, TN 37615	0.00588 acres 0.004630 of 1.27 acres	0.01153%
(a.4) Doris Smith 3108 Star Route 98 Bucyrus, OH 44820	0.00588 acres 0.004630 of 1.27 acres	0.01153%
(b) Trula Morgan P.O. Box 369 Swords Creek, VA 24649	0.02352 acres 0.018519 of 1.27 acres	0.04611%
(c) Brady Massie Heirs, Devisees, Successors or Assigns		
(c.1) James Massie P.O. Box 682 Honaker, VA 24260	0.00470 acres 0.003704 of 1.27 acres	0.00922%

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	Acres in Unit	Interest in Unit
(c.2) Leroy Massie P.O. Box 794 Honaker, VA 24260	0.00470 acres 0.003704 of 1.27 acres	0.00922%
(c.3) Ruby & Leroy Lester 627 Twin Oak Circle Lebanon, VA 24266	0.00470 acres 0.003704 of 1.27 acres	0.00922%
(c.4) Gladys Puckett P.O. Box 153 Easley, SC 29641	0.00470 acres 0.003704 of 1.27 acres	0.00922%
(c.5) David & Debra Taylor 1580 Kenmore Drive Kingsport, TN 37664	0.00470 acres 0.003704 of 1.27 acres	0.00922%
(d) Nelson Compton Rt.2 Box 190 Honaker, VA 24260	0.02352 acres 0.018519 of 1.27 acres	0.04611%
(e) Mary Keen 703 Baker Street Mt. Gilead, OH 43335	0.02352 acres 0.018519 of 1.27 acres	0.04611%
(f) Lacy Richardson Heirs, Devisees, Successors or Assigns		
(f.1) William Earl Richardson 1140 Texarkana Drive Indianapolis, IN 46231	0.00294 acres 0.002315 of 1.27 acres	0.00576%
(f.2) Nelson Richardson 1124 Texarkana Drive Indianapolis, IN 46231	0.00294 acres 0.002315 of 1.27 acres	0.00576%
(f.3) Fred Richardson 9019 Broken Arrow Road Indianapolis, IN 46234	0.00294 acres 0.002315 of 1.27 acres	0.00576%
(f.4) Roger Richardson 4313 E. 46th Street Indianapolis, IN 46231	0.00294 acres 0.002315 of 1.27 acres	0.00576%
(f.5) Alice Marie Musick 7981 N. 875 W Indianapolis, IN 46259	0.00294 acres 0.002315 of 1.27 acres	0.00576%
(f.6) Betty Doty 875 W. 6779 Lambert Street Indianapolis, IN 46241	0.00294 acres 0.002315 of 1.27 acres	0.00576%
(f.7) Linda Cook 111 Monterey Drive Mooresville, NC 28115	0.00294 acres 0.002315 of 1.27 acres	0.00576%

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	Acres in Unit	Interest in Unit
(f.8) Violet Dunn 8607 Mosey Manor Indianapolis, IN 46231	0.00294 acres 0.002315 of 1.27 acres	0.00576%
(2) Alta Cordell Heirs, Devisees, Successors or Assigns		
(a) Edna Shaffer Heirs, Devisees, Successors or Assigns		
(a.1) Virgie Correll <i>Address Unknown</i>	0.14111 acres 0.111111 of 1.27 acres	0.27663%
(3) Myrtle Rowe Heirs, Devisees Successors or Assigns		
(a) Ellen Fletcher HC65 Box 27A Rowe, VA 24649	0.14111 acres 0.111111 of 1.27 acres	0.27663%
(5) Laura Fuller Rasnake Heirs, Devisees Successors or Assigns		
(b) Cora Faye Ray Heirs, Devisees, Successors or Assigns		
(b.2) Lucy Blankenship HC65 Box 103 Rowe, VA 24649	0.01176 acres 0.009259 of 1.27 acres	0.02305%
(f) James D. Rasnake 22484 Montego Bay Road Abingdon, VA 24211	0.13523 acres 0.106483 of 1.27 acres	0.26511%
(6) Eunice Nuckles Heirs, Devisees Successors or Assigns		
(a) Finley Nuckles Heirs, Devisees, Successors or Assigns		
(a.1) Betty Nuckles, Widow 275 Beverly Drive Abingdon, VA 24210	<i>Life Estate</i>	
(a.2) Carolyn Carty 1614 River Creek Drive Suffolk, VA 23434	0.01411 acres 0.011111 of 1.27 acres	0.02766%
(a.3) Beverly Nuckles 106 Little Pond Court Suffolk, VA 23434	0.01411 acres 0.011111 of 1.27 acres	0.02766%
(b) Hestor Arwood & Marie Blankenship Heirs, Devisees, Successors or Assigns		



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	Acres in Unit	Interest in Unit
(b.1) Patty Chambers Rt.1 Box 82 Raven, VA 24639	0.05644 acres 0.044444 of 1.27 acres	0.11065%
(c) Ruth Coleman Heirs, Devisees, Successors or Assigns		
(c.1) Mellie Coleman Address Unknown	0.01411 acres 0.011112 of 1.27 acres	0.02767%
(c.2) Michael Coleman Address Unknown	0.01411 acres 0.011112 of 1.27 acres	0.02767%
(d) Irene Minnix Heirs, Devisees, Successors or Assigns		
(d.1) Debbie Penaly Address Unknown	0.02822 acres 0.022222 of 1.27 acres	0.05533%
(7) Emily Keen Heirs, Devisees, Successors or Assigns		
(a) Earl Whited Rt.1 Box 150 Swords Creek, VA 24649	0.01764 acres 0.013889 of 1.27 acres	0.03458%
(b) Lydia Hess P.O. Box 43 Rosedale, VA 24280	0.01764 acres 0.013889 of 1.27 acres	0.03458%
(c) Goldie Hess Star Route Box 118 Rowe, VA 24646	0.01764 acres 0.013889 of 1.27 acres	0.03458%
(d) Corine Perkins P.O. Box 315 Rosedale, VA 24280	0.01764 acres 0.013889 of 1.27 acres	0.03458%
(e) Mason Whited Rt.1 Box 670 Swords Creek, VA 24649	0.01764 acres 0.013889 of 1.27 acres	0.03458%
(f) Eugene Whited 25429 Briarwood Drive Columbia Station, OH 44028	0.01764 acres 0.013889 of 1.27 acres	0.03458%
(g) Arlene Compton Rt.2 Box 190 Honaker, VA 24260	0.01764 acres 0.013889 of 1.27 acres	0.03458%
(h) Leona Shope P.O. Box 272 Rosedale, VA 24280	0.01764 acres 0.013889 of 1.27 acres	0.03458%
(8) Elbert Fuller Heirs, Devisees, Successors or Assigns		

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	Acres in Unit	Interest in Unit
(a) Arnold Fuller <i>Address Unknown</i>	0.03528 acres 0.027778 of 1.27 acres	0.06916%
(b) Ollie Wilson <i>Address Unknown</i>	0.03528 acres 0.027778 of 1.27 acres	0.06916%
(c) Dora Webb <i>Address Unknown</i>	0.03528 acres 0.027778 of 1.27 acres	0.06916%
(d) Leona Beavers <i>Address Unknown</i>	0.03528 acres 0.027778 of 1.27 acres	0.06916%
(9) Ellen Brown Heirs, Devisees, Successors or Assigns		
(a) Goldine Lilly 303 Wolfe Creek Road Spanishburg, WV 25922	0.00508 acres 0.004000 of 1.27 acres	0.00996%
(b) Richard E. Rose 1406 South Avenue Princeton, WV 24740	0.00508 acres 0.004000 of 1.27 acres	0.00996%
(c) Arcel Rose P.O. Box 1705 Beaver, WV 25813	0.00508 acres 0.004000 of 1.27 acres	0.00996%
(d) Cathy Tisdale 54 Jennie Lynn Crimora, VA 24431	0.00085 acres 0.000667 of 1.27 acres	0.00166%
(e) John Abshire 236 Meadow Rue Lane Crimora, VA 24431	0.00085 acres 0.000667 of 1.27 acres	0.00166%
(f) Raymond Abshire 1074 Beckley Road Camp Creek, WV 25820	0.00085 acres 0.000667 of 1.27 acres	0.00166%
(g) Helen Parr 37 Crimora Mine Road Crimora, VA 24431	0.00085 acres 0.000667 of 1.27 acres	0.00166%
(h) Daniel Abshire 211 Mine Branch Road Crimora, VA 24431	0.00085 acres 0.000667 of 1.27 acres	0.00166%
(i) Fred K. Abshire Rt. 1 Box 287D Linhurst, VA 22952	0.00085 acres 0.000667 of 1.27 acres	0.00166%
(k) Tolvy "Tracy" Perkins 763 Bridge Drive Pasadena, MD 21122	0.00677 acres 0.005334 of 1.27 acres	0.01328%

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	Acres in Unit	Interest in Unit
(l) Ester Newton 2621 Veda Drive Bristol, VA 24201	0.00677 acres 0.005334 of 1.27 acres	0.01328%
(m) Myrtle Lee Norton Heirs, Devisees, Successors or Assigns		
(m.1) Mitzi Helbert 35 Pace Drive Bristol, VA 24201	0.00501 acres 0.003944 of 1.27 acres	0.00982%
(m.2) Michael Whitt 35 Pace Drive Bristol, VA 24201	0.00501 acres 0.003944 of 1.27 acres	0.00982%
(n) Carson Brown P.O. Box 105 Rosedale, VA 24280	0.01002 acres 0.007889 of 1.27 acres	0.01964%
(o) Tivis Brown Rt.1 Box 257 Swords Creek, VA 24649	0.01002 acres 0.007889 of 1.27 acres	0.01964%
(p) Mildred Hale Rt.1 Box 197 Swords Creek, VA 24649	0.01002 acres 0.007889 of 1.27 acres	0.01964%
(q) Judy Farmer HC65 Box 45 Vansant, VA 24656	0.00254 acres 0.002000 of 1.27 acres	0.00498%
(r) Pauline Presley 1302 W. Ajo Way 308 Tucson, AZ 85713	0.00254 acres 0.002000 of 1.27 acres	0.00498%
(s) Clarence Whited Rt.1 Box 356 Grundy, VA 24614	0.00254 acres 0.002000 of 1.27 acres	0.00498%
(t) Bobby Whited P.O. Box 243 Bastian, VA 24314	0.00254 acres 0.002000 of 1.27 acres	0.00498%
(u) Delma Coleman P.O. Box 506 Grundy, VA 24614	0.00254 acres 0.002000 of 1.27 acres	0.00498%
(v) Helen Patterson 2260 McBrager Court Cumming, GA 30130	0.00294 acres 0.002315 of 1.27 acres	0.00576%
(w) Fayne Whited P.O. Box 1142 Grundy, VA 24614	0.00254 acres 0.002000 of 1.27 acres	0.00498%

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	Acres in Unit	Interest in Unit
(x) Carolyn Whited 15194 Porterfield Highway Abingdon, VA 24210	0.00254 acres 0.002000 of 1.27 acres	0.00498%
(y) Lucille Pendell 95 Spring Valley Road Bristol, VA 24201	0.00226 acres 0.001778 of 1.27 acres	0.00443%
(z) Elmer Brown Rt.1 Box 476 Vansant, VA 24565	0.00226 acres 0.001778 of 1.27 acres	0.00443%
(aa) Garland Brown P.O. Box 215 Rosedale, VA 24280	0.00226 acres 0.001778 of 1.27 acres	0.00443%
(ab) Pauline Brown HC65 Box 45 Oakwood, VA 24631	0.00226 acres 0.001778 of 1.27 acres	0.00443%
(ac) Carl Brown 12077 Salem Church Road King George, VA 22485	0.00226 acres 0.001778 of 1.27 acres	0.00443%
(ad) Emory Brown 15222 Michigan Road Woodbridge, VA 22191	0.00226 acres 0.001778 of 1.27 acres	0.00443%
(ae) Earl Brown 327 Meadow Crest Drive Bristol, VA 24201	0.00226 acres 0.001778 of 1.27 acres	0.00443%
(af) Richard Brown Box 182 Maple Hurst Lane Bluff City, TN 37618	0.00226 acres 0.001778 of 1.27 acres	0.00443%
(ag) Virgil K. Street Box 999 Honaker, VA 24260	0.00113 acres 0.000889 of 1.27 acres	0.00221%
(ah) Kimberly Lynn Street Box 999 Honaker, VA 24260	0.00113 acres 0.000889 of 1.27 acres	0.00221%
(ai) Lennie E. Perkins 3814 Ludgate Drive Chesapeake, VA 23321	0.00028 acres 0.000223 of 1.27 acres	0.00056%
(aj) Ellen Hutchinson 77 Beacon Road Bristol, VA 24201	0.00028 acres 0.000223 of 1.27 acres	0.00056%
(ak) Chester C. Smith 1020 Buena Vista Road South Vienna, OH 45369	0.00028 acres 0.000223 of 1.27 acres	0.00056%

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	Acres in Unit	Interest in Unit
(al) Audry Blankenship HC63 Box 142A Jewell Ridge, VA 24622	0.00028 acres 0.000223 of 1.27 acres	0.00056%
(am) Wayne E. Smith 175 Sylvan Shores Drive South Vienna, OH 45369	0.00028 acres 0.000223 of 1.27 acres	0.00056%
(an) Jesse Street 772 Big Creek Road Richlands, VA 24641	0.00028 acres 0.000223 of 1.27 acres	0.00056%
(ao) Elster Hurley 1509 Norway Street Bristol, VA 24201	0.00028 acres 0.000223 of 1.27 acres	0.00056%
(ap) Frankie Ratliff c/o Ellen Hutchinson 77 Beacon Road Bristol, VA 24201	0.00028 acres 0.000223 of 1.27 acres	0.00056%
(aq) Dr. L.M. Harrison Heirs, Devisees, Successors or Assigns <i>Address Unknown</i>	0.01764 acres 0.013889 of 1.27 acres	0.03458%

**Tract #3D, 13.84 acres**

**COAL FEE OWNERSHIP**

(1) Buckhorn Coal Company P. O. Box 187 Tazewell, VA 24651	13.84 acres	27.13193%
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**OIL & GAS FEE OWNERSHIP**

(1) Earl Whited Rt.1 Box 150 Swords Creek, VA 24649	13.84 acres	27.13193%
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Exhibit EE  
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	Acres in Unit	Interest in Unit	Percent of Escrow/Conflict
<b><u>Tract #1, 0.50 acres</u></b>			
<b><u>COAL FEE OWNERSHIP</u></b>			
(1) Hugh MacRae Land Trust, Tr.9 P.O. Box 29 Tazewell, VA 24651	0.50 acres	0.98020%	3.45543%
<b><u>OIL &amp; GAS FEE OWNERSHIP</u></b>			
(1) Pocahontas Gas Partnership P.O. Box 947 Bluefield, VA 24605	0.50 acres	0.98020%	3.45543%
<b><u>Tract #3A, 9.20 acres</u></b>			
<b><u>COAL FEE OWNERSHIP</u></b>			
(1) Buckhorn Coal Company P. O. Box 187 Tazewell, VA 24651	9.20 acres	18.03568%	63.57982%
<b><u>OIL &amp; GAS FEE OWNERSHIP</u></b>			
Jacob Fuller Heirs, Devisees, Successors or Assigns (25 Acre Tract)	9.20 acres	18.03568%	63.57982%
(5) Laura Fuller Rasnake Heirs, Devisees Successors or Assigns			
(c) Michael Rasnake Rt.2 Box 497 Honaker, VA 24260	0.97964 acres 0.106483 of 9.20 acres	1.92049%	6.77017%
(9) Ellen Brown Heirs, Devisees, Successors or Assigns			
(j) Anna Nuckles Rt.1 Box 156 Vasant, VA 24565	0.04907 acres 0.005334 of 9.20 acres	0.09620%	0.33913%
<b><u>Tract #3B, 3.50 acres</u></b>			
<b><u>COAL FEE OWNERSHIP</u></b>			
(1) Buckhorn Coal Company P. O. Box 187 Tazewell, VA 24651	3.50 acres	6.86140%	24.18798%
<b><u>OIL &amp; GAS FEE OWNERSHIP</u></b>			
Jacob Fuller Heirs, Devisees, Successors or Assigns (25 Acre Tract)	3.50 acres	6.86140%	24.18798%
(5) Laura Fuller Rasnake Heirs, Devisees Successors or Assigns			

Exhibit EE  
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	Acres in Unit	Interest in Unit	Percent of Escrow/Conflict
(c) Michael Rasnake Rt.2 Box 497 Honaker, VA 24260	0.37269 acres 0.106483 of 3.50 acres	0.73062%	2.57561%
(9) Ellen Brown Heirs, Devisees, Successors or Assigns			
(j) Anna Nuckles Rt.1 Box 156 Vansant, VA 24565	0.01867 acres 0.005334 of 3.50 acres	0.03660%	0.12902%

Tract #3C, 1.27 acres

COAL FEE OWNERSHIP

(1) Buckhorn Coal Company P. O. Box 187 Tazewell, VA 24651	1.27 acres	2.48971%	8.77678%
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OIL & GAS FEE OWNERSHIP

Jacob Fuller Heirs, Devisees, Successors or Assigns (25 Acre Tract)	1.27 acres	2.48971%	8.77678%
(5) Laura Fuller Rasnake Heirs, Devisees Successors or Assigns			
(c) Michael Rasnake Rt.2 Box 497 Honaker, VA 24260	0.13523 acres 0.106483 of 1.27 acres	0.26511%	0.93458%
(9) Ellen Brown Heirs, Devisees, Successors or Assigns			
(j) Anna Nuckles Rt.1 Box 156 Vansant, VA 24565	0.00677 acres 0.005334 of 1.27 acres	0.01328%	0.04682%

VIRGINIA: In the Clerk's Office of the Circuit Court of Buchanan County. The foregoing instrument was this day presented in the office aforesaid and together with the certificate of acknowledgment annexed, admitted to record this 24<sup>th</sup> day of April, 2002 at 1:16 P. M. Deed Book No. 545 and Page No. 116.  
 Returned to: Charmaine Davis TESTE: James M. Bevins, Jr., Clerk  
 TESTE: Janet S. Miller Deputy Clerk

ENTERED

BD  
RD  
73

INSTRUMENT #020004509  
RECORDED IN THE CLERK'S OFFICE OF  
BUCHANAN COUNTY ON  
APRIL 22, 2002 AT 01:16PM  
JAMES M. BEVINS JR., CLERK

BY:

