

**BEFORE THE VIRGINIA GAS AND OIL BOARD**

**PETITIONER:** CNX Gas Company LLC

**DIVISION OF GAS AND OIL**

**DOCKET NO:** VGOB 91-1119-0161-02

**RELIEF SOUGHT: (1) DISBURSEMENT FROM  
ESCROW REGARDING TRACT(S) 13A, 13C  
(2) AND AUTHORIZATION FOR DIRECT  
PAYMENT OF ROYALTIES**

**HEARING DATE:** October 15, 2013

**DRILLING UNIT:** BUNE1

**BUCHANAN COUNTY, VIRGINIA**

**PETITION FOR ORDER OF DISBURSEMENT OF ESCROW FUNDS**

**1. Petitioner and its counsel**

Petitioner is CNX Gas Company LLC, 2481 John Nash Blvd, Bluefield, WV 24701, (304)323-6500. Petitioner's counsel is Mark A. Swartz, Swartz Law Offices, 601 Sixth Avenue, Suite 201, P.O. Box 1808, St. Albans, WV 25177-1808..

**2. Relief Sought**

(1) the disbursement of escrowed funds heretofore deposited with the Board's Escrow Agent(s) attributable to Tract(s) 13A & 13C, as depicted upon the annexed Exhibits A1 and A1 Supplement; and (2) authorization to begin paying royalties directly to the parties to the royalty split agreement(s) or Court Orders between Torch Oil and Gas Company and Fern Duecaster, and Monta Mutter

**3. Legal Authority**

Va. Code Ann. § 45.1-361.1 et seq., 4 VAC 25-160-140., and relevant Virginia Gas and Oil Board Orders ("Board") heretofore promulgated pursuant to law.

**4. Type of Well(s)**

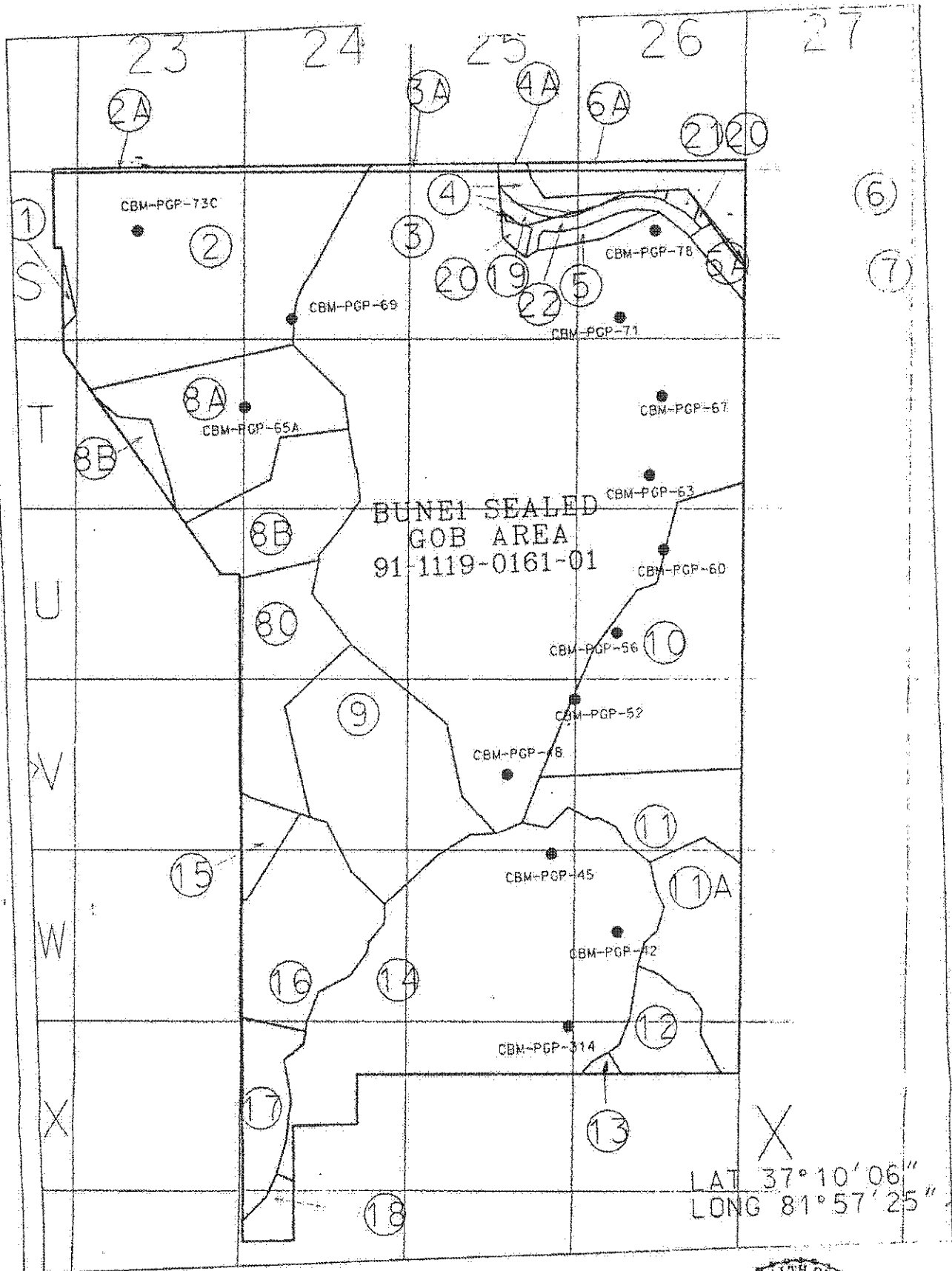
Gob Unit

**5. Factual basis for relief requested**

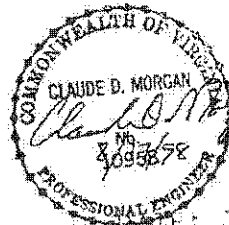
Fern Duecaster, and Monta Mutter are entitled to 92.5% of the Royalties according to the final order which was executed on July 7, 2009, Case No:070004220-00, adjudicating the ownership of coalbed methane gas. Said Court Order allows the Applicant and Designated Operator to pay royalties directly to the persons identified in Exhibit EE annexed hereto and the annexed Exhibit A1, further, specifies how said royalties are to be paid.

**6. Attestation**

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



CONSOL INC.  
 BUCHANAN NO. 1  
 BUNE 1  
 91-1119-0161-01  
 EXHIBIT A1



DATE: 7-15-98  
 SCALE 1"=1000'

10

3

# EXHIBIT A-1 Supplement BUNE1 SGU

11 - Torch Oil & Gas Co. / CNX Gas Company LLC  
35.60 Acres

11C - Torch Oil & Gas Co. / Garden Realty Corp.  
2.38 Acres

11A - Torch Oil & Gas Co. / CNX Gas Company LLC  
16.60 Acres

11B - Torch Oil & Gas Co. /  
CNX Gas Company (1/2)  
William Tickle, Jr. (1/2)  
25.91 Acres

12 - Torch Oil & Gas Co. / Ira Mutter  
20.44 Acres

13C - Torch Oil & Gas Co. / Monta Mutter  
0.04 Acres

13A - Torch Oil & Gas Co. / Fern Duecaster  
0.94 Acres

13B - Torch Oil & Gas Co. / Kimberly R. Davis  
0.34 Acres

BUNE1 Sealed Gob Boundary

**CNX Gas Company LLC**  
**UNIT BUNE 1**  
**Tract Identification Supplement**

11. Hugh MacRae Land Trust, Tract 17 (632.50 Acre Tract) – Coal Consolidation Coal Company – Coal Below Drainage Leased  
CNX Gas Company LLC – CBM Leased  
CNX Gas Company LLC – Oil and Gas  
35.60 acres 2.3995%
- 11A. Hugh MacRae Land Trust, Tract 17 (632.50 Acre Tract) – Coal Consolidation Coal Company – Coal Below Drainage Leased  
CNX Gas Company LLC – CBM Leased  
CNX Gas Company LLC – Oil and Gas  
16.60 acres 1.1189%
- 11B. Hugh MacRae Land Trust, Tract 17 (632.50 Acre Tract) – Coal Consolidation Coal Company – Coal Below Drainage Leased  
CNX Gas Company LLC – CBM Leased  
William Tickle, Jr. – Oil and Gas (1/2)  
CNX Gas Company LLC – Oil, Gas and CBM Leased  
CNX Gas Company LLC – Oil and Gas (1/2)  
25.91 acres 1.7463%
- 11C. Hugh MacRae Land Trust, Tract 17 (632.50 Acre Tract) – Coal Consolidation Coal Company – Coal Below Drainage Leased  
CNX Gas Company LLC – CBM Leased  
Garden Realty Corporation – Oil and Gas  
CNX Gas Company LLC – Oil, Gas and CBM Leased  
2.38 acres 0.1604%
12. Hugh MacRae Land Trust, Tract 10 (398.00 Acre Tract) – Coal Consolidation Coal Company – Coal Below Drainage Leased  
CNX Gas Company LLC – CBM Leased  
Ira C. Mutter, et ux (L. Mutter Heirs) – Oil and Gas  
CNX Gas Company LLC – Oil, Gas and CBM Leased  
20.44 acres 1.3777%
- 13A. Hugh MacRae Land Trust, Tract 10 (398.00 Acre Tract) – Coal Consolidation Coal Company – Coal Below Drainage Leased  
CNX Gas Company LLC – CBM Leased  
Fern Duecaster (R.C. Mutter Heirs) – Oil and Gas  
CNX Gas Company LLC – Oil, Gas and CBM Leased  
0.94 acres 0.0634%
- 13B. Hugh MacRae Land Trust, Tract 10 (398.00 Acre Tract) – Coal Consolidation Coal Company – Coal Below Drainage Leased  
CNX Gas Company LLC – CBM Leased  
Kimberly Davis (R.C. Mutter Heirs) – Oil and Gas  
CNX Gas Company LLC – Oil, Gas and CBM Leased  
0.34 acres 0.0229%

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

**CNX Gas Company LLC  
UNIT BUNE 1  
Tract Identification Supplement**

- 13C. Hugh MacRae Land Trust, Tract 10 (398.00 Acre Tract) – Coal  
Consolidation Coal Company – Coal Below Drainage Leased  
CNX Gas Company LLC – CBM Leased  
Monta G. Mutter (R.C. Mutter Heirs) – Oil and Gas  
CNX Gas Company LLC – Oil, Gas and CBM Leased  
0.04 acres                      0.0027%

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

**POCAHONTAS GAS PARTNERSHIP  
UNIT BUNE 1  
Tract Identifications**

1. Yukon Pocahontas Coal Co., et al - Tr. 19 - Coal, Oil & Gas  
Coal Lessees  
Consolidation Coal Co. - Pocahontas #3 Seam  
Jewell Smokeless Coal Corp.  
Permac Inc.  
Pocahontas Gas Partnership - CBM Lessee  
1.44 Acres                      0.09706%
  
2. Yukon Pocahontas Coal Co., et al - Tr. 100 - Coal, Oil & Gas  
Coal Lessees  
Consolidation Coal Co. - Pocahontas #3 Seam  
Jewell Smokeless Coal Corp.  
Permac Inc.  
Pocahontas Gas Partnership - CBM Lessee  
143.84 Acres                      9.69488%
  
- 2A. Yukon Pocahontas Coal Co., et al - Tr. 100 - Coal, Oil & Gas  
Coal Lessees  
Consolidation Coal Co. - Pocahontas #3 Seam  
Jewell Smokeless Coal Corp.  
Permac Inc.  
Buchanan Production Company - CBM Lessee  
4.76 Acres                      0.32083%
  
3. Hugh MacRae Land Trust - Tr. 23 - Coal  
Torch Operating Company - CBM Royalty Owner  
Coal Lessees  
Consolidation Coal Co. - Below Drainage Coal  
United Coal Company  
Pocahontas Gas Partnership - CBM Lessee  
Pocahontas Gas Partnership - Oil & Gas Lessee  
Garden Realty Corporation - Oil & Gas  
526.17 Acres                      35.46409%
  
- 3A. Hugh MacRae Land Trust - Tr. 23 - Coal  
Torch Operating Company - CBM Royalty Owner  
Coal Lessees  
Consolidation Coal Co. - Pocahontas #3 Seam  
United Coal Company  
Buchanan Production Company - CBM Lessee  
Buchanan Production Company - Oil & Gas Lessee  
Garden Realty Corporation - Oil & Gas  
2.61 Acres                      0.17592%
  
4. Modern Homes Inc. - Coal Oil & Gas  
Coal Lessees  
Consolidation Coal Co. - Below Drainage Coal  
Pocahontas Gas Partnership - CBM Lessee  
Pocahontas Gas Partnership - Oil & Gas Lessee  
4.87 Acres                      0.32834%

**POCAHONTAS GAS PARTNERSHIP**  
**UNIT BUNE 1**  
**Tract Identifications**

- 4A. Modern Homes Inc. - Coal Oil & Gas  
Coal Lessees  
Consolidation Coal Co. - Below Drainage Coal  
Buchanan Production Company- CBM Lessee  
Buchanan Production Company - Oil & Gas Lessee  
0.73 Acres                      0.04920%
5. Hugh MacRae Land Trust - Coal  
Torch Operating Company - CBM Royalty Owner  
Coal Lessees  
Consolidation Coal Co. - Below Drainage Coal  
United Coal Company  
Pocahontas Gas Partnership - CBM Lessee  
Walter Wade Heirs 1/5 - Oil & Gas  
Lida Vandyke 4/5 -Oil & Gas  
3.30 Acres                      0.22242%
- 5A. Hugh MacRae Land Trust - Coal  
Torch Operating Company - CBM Royalty Owner  
Coal Lessees  
Consolidation Coal Co. - Below Drainage Coal  
United Coal Company  
Pocahontas Gas Partnership - CBM Lessee  
Walter Wade Heirs 1/5 - Oil & Gas  
Yukon Pocahontas Coal Co. Et al. 4/5 -Oil & Gas  
3.89 Acres                      0.26219%
6. Yukon Pocahontas Coal Co., et al - Tr. 20 - Coal, Oil & Gas  
Coal Lessees  
Consolidation Coal Co. - Pocahontas #3 Seam  
Jewell Smokeless Coal Corp.  
Permac Inc.  
Pocahontas Gas Partnership - CBM Lessee  
19.38 Acres                      1.30622%
- 6A. Yukon Pocahontas Coal Co., et al - Tr. 20 - Coal, Oil & Gas  
Coal Lessees  
Consolidation Coal Co. - Pocahontas #3 Seam  
Jewell Smokeless Coal Corp.  
Permac Inc.  
Buchanan Production Company - CBM Lessee  
5.80 Acres                      0.39092%
7. Yukon Pocahontas Coal Co., et al - Tr. 99 - Coal, Oil & Gas  
Coal Lessees  
Consolidation Coal Co. - Pocahontas #3 Seam  
Jewell Smokeless Coal Corp.  
Permac Inc.  
Pocahontas Gas Partnership - CBM Lessee  
0.69 Acres                      0.04651%

**POCAHONTAS GAS PARTNERSHIP**  
**UNIT BUNE 1**  
**Tract Identifications**

- 8A. Hugh MacRae Land Trust - Tr. 11 - Coal  
Torch Operating Company - CBM Royalty Owner  
Coal Lessees  
Consolidation Coal Co. - Below Drainage Coal  
United Coal Company  
Pocahontas Gas Partnership - Oil & Gas  
65.64 Acres 4.42416%
- 8B. Hugh MacRae Land Trust - Tr. 11 - Coal  
Torch Operating Company - CBM Royalty Owner  
Coal Lessees  
Consolidation Coal Co. - Below Drainage Coal  
United Coal Company  
Pocahontas Gas Partnership - Oil & Gas  
Janet Weatherford - 1/8 Gas Royalty Interest  
48.01 Acres 3.23589%
- 8C. Hugh MacRae Land Trust - Tr. 11 - Coal  
Torch Operating Company - CBM Royalty Owner  
Coal Lessees  
Consolidation Coal Co. - Below Drainage Coal  
United Coal Company  
Pocahontas Gas Partnership - Oil & Gas  
Clinton Don Wood - 1/8 Gas Royalty Interest  
48.22 Acres 3.25005%
9. Hugh MacRae Land Trust - Tr. 11 - Coal  
Torch Operating Company - CBM Royalty Owner  
Coal Lessees  
Consolidation Coal Co. - Below Drainage Coal  
United Coal Company  
Pocahontas Gas Partnership - CBM Lessee  
Pocahontas Gas Partnership - Oil & Gas Lessee  
S. J. Mullins Heirs - Oil & Gas  
83.27 Acres 5.61243%
10. Hugh MacRae Land Trust - Tr. 6 - Coal  
Torch Operating Company - CBM Royalty Owner  
Coal Lessees  
Consolidation Coal Co. - Below Drainage Coal  
United Coal Company  
Pocahontas Gas Partnership - Oil & Gas  
103.33 Acres 6.96449%

**POCAHONTAS GAS PARTNERSHIP**

**UNIT BUNE 1**

**Tract Identifications**

11. Hugh MacRae Land Trust - Tr. 17 - Coal  
Torch Operating Company - CBM Royalty Owner  
Coal Lessees  
Consolidation Coal Co. - Below Drainage Coal  
United Coal Company  
Pocahontas Gas Partnership - Oil & Gas  
37.98 Acres 2.55987% (See Tract Identification Supplement)
- 11A. Hugh MacRae Land Trust - Tr. 17 - Coal  
Torch Operating Company - CBM Royalty Owner  
Coal Lessees  
Consolidation Coal Co. - Below Drainage Coal  
United Coal Company  
½ Pocahontas Gas Partnership - Oil & Gas  
½ William Ticke - Oil & Gas  
42.51 Acres 2.86519% (See Tract Identification Supplement)
12. Hugh MacRae Land Trust - Tr. 17 - Coal  
Torch Operating Company - CBM Royalty Owner  
Coal Lessees  
Consolidation Coal Co. - Below Drainage Coal  
United Coal Company  
Pocahontas Gas Partnership - Oil & Gas Lessee  
Pocahontas Gas Partnership - CBM Lessee  
L. Mutter Heirs - Oil & Gas  
20.44 Acres 1.37766%
13. Hugh MacRae Land Trust - Tr. 10 - Coal  
Torch Operating Company - CBM Royalty Owner  
Coal Lessees  
Consolidation Coal Co. - Below Drainage Coal  
United Coal Company  
Pocahontas Gas Partnership - Oil & Gas Lessee  
Pocahontas Gas Partnership - CBM Lessee  
R. C. Mutter Heirs - Oil & Gas  
1.32 Acres 0.08867% (See Tract Identification Supplement)
14. Hugh MacRae Land Trust - Tr. 24 - Coal  
Torch Operating Company - CBM Royalty Owner  
Coal Lessees  
Consolidation Coal Co. - Below Drainage Coal  
United Coal Company  
Pocahontas Gas Partnership - Oil & Gas  
201.08 Acres 13.55288%

**POCAHONTAS GAS PARTNERSHIP  
UNIT BUNE 1  
Tract Identifications**

15. Hugh MacRae Land Trust - Tr. 13 - Coal  
Torch Operating Company - CBM Royalty Owner  
Coal Lessees  
Consolidation Coal Co. - Below Drainage Coal  
United Coal Company  
Pocahontas Gas Partnership - Oil & Gas  
9.35 Acres 0.63019%
16. Hugh MacRae Land Trust - Tr. 13 - Coal  
Torch Operating Company - CBM Royalty Owner  
Coal Lessees  
Consolidation Coal Co. - Below Drainage Coal  
United Coal Company  
Pocahontas Gas Partnership - Oil & Gas  
56.90 Acres 3.83508%
17. Hugh MacRae Land Trust - Tr. 13 - Coal  
Torch Operating Company - CBM Royalty Owner  
Coal Lessees  
Consolidation Coal Co. - Below Drainage Coal  
United Coal Company  
Pocahontas Gas Partnership - Oil & Gas  
23.22 Acres 1.56504%
18. Hugh MacRae Land Trust - Tr. 10 - Coal  
Torch Operating Company - CBM Royalty Owner  
Coal Lessees  
Consolidation Coal Co. - Below Drainage Coal  
United Coal Company  
Pocahontas Gas Partnership - Oil & Gas  
6.98 Acres 0.47046%
19. Virginia Department of Transportation - Coal (except P-3 seam), Oil & Gas  
Consolidation Coal Company - Pocahontas #3 Seam  
Pocahontas Gas Partnership - Oil & Gas Lessee  
2.14 Acres 0.14424%
20. Hugh MacRae Land Trust - Coal  
Torch Operating Company - CBM Royalty Owner  
Coal Lessees  
Consolidation Coal Co. - Below Drainage Coal  
United Coal Company  
Pocahontas Gas Partnership - CBM Lessee  
Walter Wade Heirs 1/5 - Oil & Gas  
Modern Homes Inc. 4/5 - Oil & Gas  
10.00 Acres 0.67400%

**POCAHONTAS GAS PARTNERSHIP  
UNIT BUNE 1  
Tract Identifications**

21. Hugh MacRae Land Trust - Coal  
Torch Operating Company - CBM Royalty Owner  
Coal Lessees  
Consolidation Coal Co. - Below Drainage Coal  
United Coal Company  
Pocahontas Gas Partnership - CBM Lessee  
Walter Wade Heirs 1/5 - Oil & Gas  
Pepsico of Norton Inc. 4/5 -Oil & Gas  
0.80 Acres                      0.05392%
22. Hugh MacRae Land Trust - Coal  
Torch Operating Company - CBM Royalty Owner  
Coal Lessees  
Consolidation Coal Co. - Below Drainage Coal  
United Coal Company  
Pocahontas Gas Partnership - CBM Lessee  
Virginia Department of Transportation - Oil & Gas  
5.00 Acres                      0.33700%





Exhibit E  
Unit BUNE1  
Docket #VGOB 91-1119-0161-01  
List of Conflicting Owners/Claimants that require escrow  
(1483.67 Acre Unit)

	Net Acres in Unit	Interest in Unit
<u>Tract #5 - 3.30 Acres</u>		
<u>COAL OWNERSHIP</u>		
(1) Hugh Macrae Land Trust Tr 25 (36.00 acre tract) c/o Alan Siegel, Esq. Gump, Strauss, Akin LLP 1 Bryant Park New York, NY 10034-6715	~ 3.30 acres	0.2224%
<u>(GEM Royalty owner (from the Coal Owner only):</u>		
Torch Oil & Gas Company c/o Sue Ann Craddock 670 Dona Ana Road SW Deming, New Mexico 88030		
<u>OIL &amp; GAS OWNERSHIP</u>		
Lida Vandyke, et al. (0.72 Acre Tract - Lida Vandyke - 4/5 & Walter Wade Heirs - 1/5)	3.30 acres	0.2224%
(1) Lida Vandyke c/o Linda J. Holzgrebe 8972 West F. Avenue Kalamazoo, MI 49009	2.640 acres 4/5 of 3.30 acres	0.1779%
(2) Walter Wade Heirs		
(a) Carl Wade Heirs, Devisees, Successors or Assigns		
(a.1) Emanuel Wade 226 Adam Street Blountville, TN 37617	0.055 acres 1/60 of 3.30 acres	0.0037%
(a.2) Gaylene Deskins Heirs, Devisees, Successors or Assigns		
(a.2.1) Nick Deskins 720 Skyview Drive Chilhowie, VA 24319-4527	0.028 acres 1/120 of 3.30 acres	0.0019%
(a.2.2) Valmy Shannon 103 Blanton Drive Seaford, VA 23696-2522	0.028 acres 1/120 of 3.30 acres	0.0019%
(b) Eunice Wade Baldwin Heirs, Devisees, Successors or Assigns <i>Documentation Pending</i>	0.110 acres 1/30 of 3.30 acres	0.0074%
(c) Stella Wade Gillespie Heirs, Devisees, Successors or Assigns		
(c.1) Cecil Gillespie 439 Brown Ave. Richlands, VA 24641-2907	0.028 acres 1/120 of 3.30 acres	0.0019%
(c.2) Troy Gillespie 20307 Cleveland Rd. Abingdon, VA 24211-5843	0.028 acres 1/120 of 3.30 acres	0.0019%
(c.3) David Gillespie 596 Podesta St. Memphis, TN 38120-1541	0.028 acres 1/120 of 3.30 acres	0.0019%

Exhibit E  
Unit BUNE1  
Docket #VGOB 91-1119-0161-01  
List of Conflicting Owners/Claimants that require escrow  
(1483.67 Acre Unit)

	Net Acres in Unit	Interest in Unit
(c.4) Darrell Gillespie <i>Address Pending</i>	0.028 acres 1/120 of 3.30 acres	0.0019%
(d) Glayds Ida Boyd Heirs, Devisees, Successors or Assigns		
(d.1) Patti Gilbert 3603 Kent Ridge Road Cedar Bluff, VA 24609-8517	0.037 acres 1/90 of 3.30 acres	0.0025%
(d.2) Michael T. Boyd 3849 Kent Ridge Road Cedar Bluff, VA 24609-8518	0.037 acres 1/90 of 3.30 acres	0.0025%
(d.3) Eleanor Sue Hagy 14475 Rainbow Road, Lot #31 Bristol, VA 24202	0.037 acres 1/90 of 3.30 acres	0.0025%
(e) Venia Wade Newberry 639 Daniel Drive Newport News, VA 23601-1701	0.110 acres 1/30 of 3.30 acres	0.0074%
(f) Sarah Eady "Edith" Wade Smith Heirs		
(f.1) Lula Smith Robins Heirs, Devisees, Successors or Assigns		
(f.1.1) Timothy K. Martin 331 Sugar Run Road Cedar Bluff, VA 24609	0.009 acres 1/360 of 3.30 acres	0.0006%
(f.1.2) Patricia Diane Taylor P.O. Box 2104 Honaker, VA 24260-2104	0.009 acres 1/360 of 3.30 acres	0.0006%
(f.1.3) Louise R. Smith Heirs, Devisees, Successors or Assigns <i>Heirs Unknown</i>	0.009 acres 1/360 of 3.30 acres	0.0006%
(f.2) Tom C. Smith Heirs, Devisees, Successors or Assigns <i>Deceased - No Issue</i>		
(f.3) Earl Dolphus Smith Heirs, Devisees, Successors or Assigns		
(f.3.1) Marie Carter Smith 905 Big Creek Rd. Richlands, VA 24641	0.028 acres 1/120 of 3.30 acres	0.0019%
(f.4) Raymond S. Smith Heirs, Devisees, Successors or Assigns		
(f.4.1) Virginia Edith Smith PO Box 136 Cedar Bluff, VA 24609	0.028 acres 1/120 of 3.30 acres	0.0019%
(f.5) Luther Smith Heirs, Devisees, Successors or Assigns		
(f.5.1) Geraldine Smith Heirs, Devisees, Successors or Assigns		
(f.5.1.1) Lisa Wallace	<i>Predeceased Luther &amp; Geraldine Smith</i>	
(f.5.1.1.1) Anna Bond 1760 Knox Creek Road Hurley, VA 24620	0.002 acres 1/1440 of 3.30 acres	0.0002%

Exhibit E  
Unit BUNE1  
Docket #VGOB 91-1119-0161-01  
List of Conflicting Owners/Claimants that require escrow  
(1483.87 Acre Unit)

	Net Acres in Unit	Interest in Unit
(f.5.1.1.2) Scotty Bond Box 82 Swords Creek, VA 24649	0.002 acres 1/1440 of 3.30 acres	0.0002%
(f.5.2.1) David Smith 84 Poison Ivy Drive Taylorsville, NC 28681	0.005 acres 1/720 of 3.30 acres	0.0003%
(f.5.2.2) Donald Smith 84 Poison Ivy Drive Taylorsville, NC 28681	0.005 acres 1/720 of 3.30 acres	0.0003%
(f.5.2.3) Judy Tiedemann 530 150th Street Amery, WI 54001-2805	0.005 acres 1/720 of 3.30 acres	0.0003%
(f.5.2.4) Paul Smith P.O. Box 1143 Claremont, NC 28610	0.005 acres 1/720 of 3.30 acres	0.0003%
(f.5.2.5) Peggy Smith 84 Poison Ivy Drive Taylorsville, NC 28681	0.005 acres 1/720 of 3.30 acres	0.0003%
<b>Total tract acres</b>	<b>3.30</b>	
<b>Total tract percent</b>	<b>0.2224%</b>	

Tract #5A - 3.89 Acres

COAL OWNERSHIP

(1) Hugh Macrae Land Trust Tr 25 (36.00 acre tract) c/o Alan Siegel, Esq. Gump, Strauss, Akin LLP 1 Bryant Park New York, NY 10034-6715	3.89 acres	0.2622%
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Coal Owners' claim to CBM Royalty:

Torch Oil & Gas Company  
c/o Sue Ann Craddock  
670 Dona Ana Road SW  
Deming, New Mexico 88030

OIL & GAS OWNERSHIP

Yukon Pocahontas Coal Co., et al <i>(Tract 100 - Yukon Pocahontas Coal Co., et al - 1/5 &amp; Waller Wade Heirs - 1/5)</i>	3.89 acres	0.2622%
(1) Yukon Pocahontas Coal Company, et al	3.112 acres 4/5 of 3.89 acres	0.2098%
(a) Yukon Pocahontas Coal Company P.O. Box 187 Tazewell, VA 24651	1.556 acres 1/2 of 3.112 acres	0.1049%
(b) Buchanan Coal Company P.O. Box 187 Tazewell, VA 24651	0.346 acres 1/9 of 3.112 acres	0.0233%
(c) Sayers-Pocahontas Coal Company P.O. Box 187 Tazewell, VA 24651	0.173 acres 1/18 of 3.112 acres	0.0117%
(d) Highland Resources, Inc/ North American Resources, Corp. * Five Concourse Parkway, Suite 1650 Atlanta, GA 30328	1.037 acres 1/3 of 3.112 acres	0.0699%

Exhibit E  
Unit BUNE1  
Docket #VGOB 91-1119-0161-01  
List of Conflicting Owners/Claimants that require escrow  
(1483.67 Acre Unit)

	Net Acres in Unit	Interest in Unit
* Note: Plum Creek Timberlands retained their CBM interest. Highland Resources, Inc. / North American Resources, Corp. is owner of the Oil & Gas Only		
(2) Walter Wade Heirs		
(a) Carl Wade Heirs, Devisees, Successors or Assigns		
(a.1) Emanuel Wade 226 Adam Street Blountville, TN 37617	0.065 acres 1/60 of 3.89 acres	0.0044%
(a.2) Gaylene Deskins Heirs, Devisees, Successors or Assigns		
(a.2.1) Nick Deskins 720 Skyview Drive Chilhowie, VA 24319-4527	0.032 acres 1/120 of 3.89 acres	0.0022%
(a.2.2) Valmy Shannon 103 Blanton Drive Seaford, VA 23696-2522	0.032 acres 1/120 of 3.89 acres	0.0022%
(b) Eunice Wade Baldwin Heirs, Devisees, Successors or Assigns <i>Documentation Pending</i>	0.130 acres 1/30 of 3.89 acres	0.0087%
(c) Stella Wade Gillespie Heirs, Devisees, Successors or Assigns		
(c.1) Cecil Gillespie 439 Brown Ave. Richlands, VA 24641-2907	0.032 acres 1/120 of 3.89 acres	0.0022%
(c.2) Troy Gillespie 20307 Cleveland Rd. Abingdon, VA 24211-5843	0.032 acres 1/120 of 3.89 acres	0.0022%
(c.3) David Gillespie 596 Podesta St. Memphis, TN 38120-1541	0.032 acres 1/120 of 3.89 acres	0.0022%
(c.4) Darrell Gillespie <i>Address Pending</i>	0.032 acres 1/120 of 3.89 acres	0.0022%
(d) Glayds Ida Boyd Heirs, Devisees, Successors or Assigns		
(d.1) Patti Gilbert 3603 Kent Ridge Road Cedar Bluff, VA 24609-8517	0.043 acres 1/90 of 3.89 acres	0.0029%
(d.2) Michael T. Boyd 3849 Kent Ridge Road Cedar Bluff, VA 24609-8518	0.043 acres 1/90 of 3.89 acres	0.0029%
(d.3) Eleanor Sue Hagy 14475 Rainbow Road, Lot #31 Bristol, VA 24202	0.043 acres 1/90 of 3.89 acres	0.0029%
(e) Venia Wade Newberry 639 Daniel Drive Newport News, VA 23601-1701	0.130 acres 1/30 of 3.89 acres	0.0087%
(f) Sarah Eady "Edith" Wade Smith Heirs		
(f.1) Lula Smith Robins Heirs, Devisees, Successors or Assigns		

Exhibit E  
Unit BUNE1  
Docket #VGOB 91-1119-0161-01  
List of Conflicting Owners/Claimants that require escrow  
(1483.67 Acre Unit)

	Net Acres in Unit	Interest in Unit
(f.1.1) Timothy K. Martin 331 Sugar Run Road Cedar Bluff, VA 24609	0.011 acres 1/360 of 3.89 acres	0.0007%
(f.1.2) Patricia Diane Taylor P.O. Box 2104 Honaker, VA 24260-2104	0.011 acres 1/360 of 3.89 acres	0.0007%
(f.1.3) Louise R. Smith Heirs, Devisees, Successors or Assigns <i>Heirs Unknown</i>	0.011 acres 1/360 of 3.89 acres	0.0007%
(f.2) Tom C. Smith Heirs, Devisees, Successors or Assigns <i>Deceased - No Issue</i>		
(f.3) Earl Dolphus Smith Heirs, Devisees, Successors or Assigns		
(f.3.1) Marie Carter Smith 905 Big Creek Rd. Richlands, VA 24641	0.032 acres 1/120 of 3.89 acres	0.0022%
(f.4) Raymond S. Smith Heirs, Devisees, Successors or Assigns		
(f.4.1) Virginia Edith Smith PO Box 136 Cedar Bluff, VA 24609	0.032 acres 1/120 of 3.89 acres	0.0022%
(f.5) Luther Smith Heirs, Devisees, Successors or Assigns		
(f.5.1) Geraldine Smith Heirs, Devisees, Successors or Assigns		
(f.5.1.1) Lisa Wallace	<i>Predeceased Luther &amp; Geraldine Smith</i>	
(f.5.1.1.1) Anna Bond 1760 Knox Creek Road Hurley, VA 24620	0.003 acres 1/1440 of 3.89 acres	0.0002%
(f.5.1.1.2) Scotty Bond Box 82 Swords Creek, VA 24649	0.003 acres 1/1440 of 3.89 acres	0.0002%
(f.5.2.1) David Smith 84 Poison Ivy Drive Taylorsville, NC 28681	0.005 acres 1/720 of 3.89 acres	0.0004%
(f.5.2.2) Donald Smith 84 Poison Ivy Drive Taylorsville, NC 28681	0.005 acres 1/720 of 3.89 acres	0.0004%
(f.5.2.3) Judy Fiedemann 530 150th Street Amery, WI 54001-2805	0.005 acres 1/720 of 3.89 acres	0.0004%
(f.5.2.4) Paul Smith P.O. Box 1143 Claremont, NC 28610	0.005 acres 1/720 of 3.89 acres	0.0004%
(f.5.2.5) Peggy Smith 84 Poison Ivy Drive Taylorsville, NC 28681	0.005 acres 1/720 of 3.89 acres	0.0004%
<b>Total tract acres</b>	<b>3.89</b>	
<b>Total tract percent</b>	<b>0.2622%</b>	

Exhibit E  
Unit BUNE1  
Docket #VGOB 91-1119-0161-01  
List of Conflicting Owners/Claimants that require escrow  
(1483.67 Acre Unit)

	Net Acres in Unit	Interest in Unit
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Tract #8B - 48.01 Acres

COAL OWNERSHIP

(1) Hugh Macrae Land Trust <i>Tr 11 (856.25 acre tract)</i> c/o Alan Siegel, Esq. Gump, Strauss, Akin LLP 1 Bryant Park New York, NY 10034-6715	48.01 acres	3.2359%
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Coal Owners' claim to CBM Royalty:

Torch Oil & Gas Company  
c/o Sue Ann Craddock  
670 Dona Ana Road SW  
Deming, New Mexico 88030

OIL & GAS OWNERSHIP

(1) CNX Gas Company LLC *** 1000 Consol Energy Drive Canonsburg, PA 15317	48.01 acres	3.2359%
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\*\*\* NOTE: The Royalty Interest was RETAINED by:

Janet Weatherford  
P. O. Box 22483  
Alexandria, VA 22304

Tract #8C - 48.22 Acres

COAL OWNERSHIP

(1) Hugh Macrae Land Trust <i>Tr 11 (856.25 acre tract)</i> c/o Alan Siegel, Esq. Gump, Strauss, Akin LLP 1 Bryant Park New York, NY 10034-6715	48.22 acres	3.2500%
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Coal Owners' claim to CBM Royalty:

Torch Oil & Gas Company  
c/o Sue Ann Craddock  
670 Dona Ana Road SW  
Deming, New Mexico 88030

OIL & GAS OWNERSHIP

(1) CNX Gas Company LLC *** 1000 Consol Energy Drive Canonsburg, PA 15317	48.22 acres	3.2500%
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\*\*\* NOTE: The Royalty Interest was RETAINED by:

Clinton Don Wood  
Box 309  
Frankfort, KY 40602

Tract #9 - 83.27 Acres

COAL OWNERSHIP

(1) Hugh Macrae Land Trust <i>Tr 11 (856.25 acre tract)</i> c/o Alan Siegel, Esq. Gump, Strauss, Akin LLP 1 Bryant Park New York, NY 10034-6715	83.27 acres	5.6124%
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Exhibit E  
Unit BUNE1  
Docket #VGOB 91-1119-0161-01  
List of Conflicting Owners/Claimants that require escrow  
(1483.67 Acre Unit)

	Net Acres in Unit	Interest in Unit
<u>Coal Owners' claim to CBM Royalty:</u>		
Torch Oil & Gas Company c/o Sue Ann Craddock 670 Dona Ana Road SW Deming, New Mexico 88030		
<b><u>OIL &amp; GAS OWNERSHIP</u></b>		
(1) S. J. Mullins, et al. Heirs, Devisees, Successors or Assigns	83.27 acres	5.6124%
(a) Stanford J. Mullins, Jr. Heirs, Devisees, Successors or Assigns (1/2)		
(a.1) Mary L. Mullins 580 Forest Hills Drive Pounding Mill, VA 24637	41.64 acres 1/2 of 83.27 acres	2.8062%
(b) Ralph Mullins (1/2)		
(b.1) Stanford Thomas Mullins Address Unknown	41.64 acres 1/2 of 83.27 acres	2.8062%
	<b>Total tract acres 83.27</b>	
	<b>Total tract percent 5.6124%</b>	

Tract #11B- 25.91 Acres

**COAL OWNERSHIP**

(1) Hugh Macrae Land Trust Tr 17 (632.50 acre tract) c/o Alan Siegel, Esq. Gump, Strauss, Akin LLP 1 Bryant Park New York, NY 10036-6715	25.91 acres	1.7463%
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Coal Owners' claim to CBM Royalty:

Torch Oil & Gas Company  
c/o Sue Ann Craddock  
670 Dona Ana Road SW  
Deming, New Mexico 88030

**OIL & GAS OWNERSHIP**

(1) CNX Gas Company LLC, et al	25.91 acres	1.7463%
(b) William Tickle, Jr. 1663 Chambers Rd Raven, VA 24639-8413	12.96 acres 1/2 of 25.91 acres	0.8732%

Tract #13B - 0.34 Acres

**COAL OWNERSHIP**

(1) Hugh Macrae Land Trust Tr 10 (398.00 acre tract) c/o Alan Siegel, Esq. Gump, Strauss, Akin LLP 1 Bryant Park New York, NY 10034-6715	0.34 acres	0.0229%
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Exhibit E  
Unit BUNE1  
Docket #VGOB 91-1119-0101-01  
List of Conflicting Owners/Claimants that require escrow  
(1483.87 Acre Unit)

	Net Acres in Unit	Interest in Unit
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Coal Owners' claim to CBM Royalty:

Torch Oil & Gas Company  
c/o Sue Ann Craddock  
670 Dona Ana Road SW  
Deming, New Mexico 88030

Although the deed from Hugh Macrae Land Trust to Torch Operating Company conveyed the Coal owners' claim to CBM, CBM ownership was adjudicated to the prevailing plaintiffs under Case no. 07000420-00 executed on July 7, 2009. Torch Operating Company will receive a one-time payout of 7.5% from escrow. After the one-time payout from escrow, royalties will be paid 100% to the prevailing plaintiffs.

**OIL & GAS OWNERSHIP**

(1) Kimberly R. Tucker (aka Kimberly R. Davis) 3930 McNaull Road Mansfield, OH 44903	0.34 acres	0.0229%
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Although the deed from Hugh Macrae Land Trust to Torch Operating Company conveyed the Coal owners' claim to CBM, CBM ownership was adjudicated to the prevailing plaintiffs under Case no. 07000420-00 executed on July 7, 2009. Torch Operating Company will receive a one-time payout of 7.5% from escrow. After the one-time payout from escrow, royalties will be paid 100% to the prevailing plaintiffs.

**Tract #20 - 10.00 Acres**

**COAL OWNERSHIP**

(1) Hugh Macrae Land Trust Tr ?? (Per map - Tr 25 - 36.00 acre tract) c/o Alan Siegel, Esq. Gump, Strauss, Akin LLP 1 Bryant Park New York, NY 10034-6715	10.00 acres	0.6740%
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Coal Owners' claim to CBM Royalty:

Torch Oil & Gas Company  
c/o Sue Ann Craddock  
670 Dona Ana Road SW  
Deming, New Mexico 88030

**OIL & GAS OWNERSHIP**

Modern Homes Inc., et al. (38 Acre Tract - Modern Homes Inc. - 4/5 & Walter Wade Heirs - 1/5)	10.00 acres	0.6740%
(1) Modern Homes Inc. c/o James E. Childress P.O. Box 22 Vansant, VA 24656	8.00 acres 4/5 of 10.00 acres	0.5392%
(2) Walter Wade Heirs		
(a) Carl Wade Heirs, Devises, Successors or Assigns		
(a.1) Emanuel Wade 226 Adam Street Blountville, TN 37617	0.17 acres 1/60 of 10.00 acres	0.0112%
(a.2) Gaylene Deskins Heirs, Devises, Successors or Assigns		
(a.2.1) Nick Deskins 720 Skyview Drive Chilhowie, VA 24319-4527	0.08 acres 1/120 of 10.00 acres	0.0056%

Exhibit E  
Unit BUNE1  
Docket #VGOB 91-1119-0161-01  
List of Conflicting Owners/Claimants that require escrow  
(1483.67 Acre Unit)

	Net Acres in Unit	Interest in Unit
(a.2.2) Valmy Shannon 103 Blanton Drive Seaford, VA 23696-2522	0.08 acres 1/120 of 10.00 acres	0.0056%
(b) Eunice Wade Baldwin Heirs, Devisees, Successors or Assigns <i>Documentation Pending</i>	0.33 acres 1/30 of 10.00 acres	0.0225%
(c) Stella Wade Gillespie Heirs, Devisees, Successors or Assigns		
(c.1) Cecil Gillespie 439 Brown Ave. Richlands, VA 24641-2907	0.08 acres 1/120 of 10.00 acres	0.0056%
(c.2) Troy Gillespie 20307 Cleveland Rd. Abingdon, VA 24211-5843	0.08 acres 1/120 of 10.00 acres	0.0056%
(c.3) David Gillespie 596 Podesta St. Memphis, TN 38120-1541	0.08 acres 1/120 of 10.00 acres	0.0056%
(c.4) Darrell Gillespie <i>Address Pending</i>	0.08 acres 1/120 of 10.00 acres	0.0056%
(d) Glayds Ida Boyd Heirs, Devisees, Successors or Assigns		
(d.1) Patti Gilbert 3603 Kent Ridge Road Cedar Bluff, VA 24609-8517	0.11 acres 1/90 of 10.00 acres	0.0075%
(d.2) Michael T. Boyd 3849 Kent Ridge Road Cedar Bluff, VA 24609-8518	0.11 acres 1/90 of 10.00 acres	0.0075%
(d.3) Eleanor Sue Hagy 14475 Rainbow Road, Lot #31 Bristol, VA 24202	0.11 acres 1/90 of 10.00 acres	0.0075%
(e) Venia Wade Newberry 639 Daniel Drive Newport News, VA 23601-1701	0.33 acres 1/30 of 10.00 acres	0.0225%
(f) Sarah Eady "Edith" Wade Smith Heirs		
(f.1) Lula Smith Robins Heirs, Devisees, Successors or Assigns		
(f.1.1) Timothy K. Martin 331 Sugar Run Road Cedar Bluff, VA 24609	0.03 acres 1/360 of 10.00 acres	0.0019%
(f.1.2) Patricia Diane Taylor P.O. Box 2104 Honaker, VA 24260-2104	0.03 acres 1/360 of 10.00 acres	0.0019%
(f.1.3) Louise R. Smith Heirs, Devisees, Successors or Assigns <i>Heirs Unknown</i>	0.03 acres 1/360 of 10.00 acres	0.0019%
(f.2) Tom C. Smith Heirs, Devisees, Successors or Assigns <i>Deceased - No Issue</i>		
(f.3) Earl Dolphus Smith Heirs, Devisees, Successors or Assigns		

Exhibit E  
Unit BUNE1  
Docket #VGOB 91-1119-0161-01  
List of Conflicting Owners/Claimants that require escrow  
(1483.67 Acre Unit)

	Net Acres in Unit	Interest in Unit
(f.3.1) Marie Carter Smith 905 Big Creek Rd. Richlands, VA 24641	0.08 acres 1/120 of 10.00 acres	0.0056%
(f.4) Raymond S. Smith Heirs, Devisees, Successors or Assigns		
(f.4.1) Virginia Edith Smith PO Box 136 Cedar Bluff, VA 24609	0.08 acres 1/120 of 10.00 acres	0.0056%
(f.5) Luther Smith Heirs, Devisees, Successors or Assigns		
(f.5.1) Geraldine Smith Heirs, Devisees, Successors or Assigns		
(f.5.1.1) Lisa Wallace	<i>Predeceased Luther &amp; Geraldine Smith</i>	
(f.5.1.1.1) Anna Bond 1760 Knox Creek Road Hurley, VA 24620	0.01 acres 1/1440 of 10.00 acres	0.0005%
(f.5.1.1.2) Scotty Bond Box 82 Swords Creek, VA 24649	0.01 acres 1/1440 of 10.00 acres	0.0005%
(f.5.2.1) David Smith 84 Poison Ivy Drive Taylorsville, NC 28681	0.01 acres 1/720 of 10.00 acres	0.0009%
(f.5.2.2) Donald Smith 84 Poison Ivy Drive Taylorsville, NC 28681	0.01 acres 1/720 of 10.00 acres	0.0009%
(f.5.2.3) Judy Tiedemann 530 150th Street Amery, WI 54001-2805	0.01 acres 1/720 of 10.00 acres	0.0009%
(f.5.2.4) Paul Smith P.O. Box 1143 Claremont, NC 28610	0.01 acres 1/720 of 10.00 acres	0.0009%
(f.5.2.5) Peggy Smith 84 Poison Ivy Drive Taylorsville, NC 28681	0.01 acres 1/720 of 10.00 acres	0.0009%
<b>Total tract acres</b>	<b>10.00</b>	
<b>Total tract percent</b>	<b>0.6740%</b>	

Tract #21 - 0.80 Acres

COAL OWNERSHIP

(1) Hugh Macrae Land Trust Tr 22 (Per map - Tr 25 - 36.00 acre tract) c/o Alan Siegel, Esq. Gump, Strauss, Akin LLP 1 Bryant Park New York, NY 10034-6715	0.80 acres	0.0539%
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Coal Owners' claim to GBM Royalty:

Torch Oil & Gas Company  
c/o Sue Ann Craddock  
670 Dona Ana Road SW  
Deming, New Mexico 88030

Exhibit E  
Unit BUNE1  
Docket #VGOB 91-1119-0161-01  
List of Conflicting Owners/Claimants that require escrow  
(1483.67 Acre Unit)

	Net Acres in Unit	Interest in Unit
<b><u>OIL &amp; GAS OWNERSHIP</u></b>		
Pepsico of Norton, Inc., et al. <i>(0.80 Acre Tract - Pepsico of Norton, Inc. - 4/5 &amp; Walter Wade Heirs - 1/5)</i>	0.80 acres	0.0539%
(1) Pepsico of Norton, Inc. 12th Street & Park Avenue Norton, VA 24273	0.640 acres 4/5 of 0.80 acres	0.0431%
(2) Walter Wade Heirs		
(a) Carl Wade Heirs, Devisees, Successors or Assigns		
(a.1) Emanuel Wade 226 Adam Street Blountville, TN 37617	0.013 acres 1/60 of 0.80 acres	0.0009%
(a.2) Gaylene Deskins Heirs, Devisees, Successors or Assigns		
(a.2.1) Nick Deskins 720 Skyview Drive Chilhowie, VA 24319-4527	0.007 acres 1/120 of 0.80 acres	0.0004%
(a.2.2) Valmy Shannon 103 Blanton Drive Seaford, VA 23696-2522	0.007 acres 1/120 of 0.80 acres	0.0004%
(b) Eunice Wade Baldwin Heirs, Devisees, Successors or Assigns <i>Documentation Pending</i>	0.027 acres 1/30 of 0.80 acres	0.0018%
(c) Stella Wade Gillespie Heirs, Devisees, Successors or Assigns		
(c.1) Cecil Gillespie 439 Brown Ave. Richlands, VA 24641-2907	0.007 acres 1/120 of 0.80 acres	0.0004%
(c.2) Troy Gillespie 20307 Cleveland Rd. Abingdon, VA 24211-5843	0.007 acres 1/120 of 0.80 acres	0.0004%
(c.3) David Gillespie 596 Podesta St. Memphis, TN 38120-1541	0.007 acres 1/120 of 0.80 acres	0.0004%
(c.4) Darrell Gillespie <i>Address Pending</i>	0.007 acres 1/120 of 0.80 acres	0.0004%
(d) Glayds Ida Boyd Heirs, Devisees, Successors or Assigns		
(d.1) Patti Gilbert 3603 Kent Ridge Road Cedar Bluff, VA 24609-8517	0.009 acres 1/90 of 0.80 acres	0.0006%
(d.2) Michael T. Boyd 3849 Kent Ridge Road Cedar Bluff, VA 24609-8518	0.009 acres 1/90 of 0.80 acres	0.0006%
(d.3) Eleanor Sue Hagy 14475 Rainbow Road, Lot #31 Bristol, VA 24202	0.009 acres 1/90 of 0.80 acres	0.0006%

Exhibit E  
Unit BUNE1  
Docket #VGOB 91-1119-0161-01  
List of Conflicting Owners/Claimants that require escrow  
(1483.67 Acre Unit)

	Net Acres in Unit	Interest in Unit
(e) Veria Wade Newberry 639 Daniel Drive Newport News, VA 23601-1701	0.027 acres 1/30 of 0.80 acres	0.0018%
(f) Sarah Eady "Edith" Wade Smith Heirs		
(f.1) Lula Smith Robins Heirs, Devisees, Successors or Assigns		
(f.1.1) Timothy K. Martin 331 Sugar Run Road Cedar Bluff, VA 24609	0.002 acres 1/360 of 0.80 acres	0.0001%
(f.1.2) Patricia Diane Taylor P.O. Box 2104 Honaker, VA 24260-2104	0.002 acres 1/360 of 0.80 acres	0.0001%
(f.1.3) Louise R. Smith Heirs, Devisees, Successors or Assigns <i>Heirs Unknown</i>	0.002 acres 1/360 of 0.80 acres	0.0001%
(f.2) Tom C. Smith Heirs, Devisees, Successors or Assigns <i>Deceased - No Issue</i>		
(f.3) Earl Dolphus Smith Heirs, Devisees, Successors or Assigns		
(f.3.1) Marie Carter Smith 905 Big Creek Rd. Richlands, VA 24641	0.007 acres 1/120 of 0.80 acres	0.0004%
(f.4) Raymond S. Smith Heirs, Devisees, Successors or Assigns		
(f.4.1) Virginia Edith Smith PO Box 136 Cedar Bluff, VA 24609	0.007 acres 1/120 of 0.80 acres	0.0004%
(f.5) Luther Smith Heirs, Devisees, Successors or Assigns		
(f.5.1) Geraldine Smith Heirs, Devisees, Successors or Assigns		
(f.5.1.1) Lisa Wallace	<i>Predeceased Luther &amp; Geraldine Smith</i>	
(f.5.1.1.1) Anna Bond 1760 Knox Creek Road Hurley, VA 24620	0.001 acres 1/1440 of 0.80 acres	0.0000%
(f.5.1.1.2) Scotty Bond Box 82 Swords Creek, VA 24649	0.001 acres 1/1440 of 0.80 acres	0.0000%
(f.5.2.1) David Smith 84 Poison Ivy Drive Taylorsville, NC 28681	0.001 acres 1/720 of 0.80 acres	0.0001%
(f.5.2.2) Donald Smith 84 Poison Ivy Drive Taylorsville, NC 28681	0.001 acres 1/720 of 0.80 acres	0.0001%
(f.5.2.3) Judy Tiedemann 530 150th Street Amery, WI 54001-2805	0.001 acres 1/720 of 0.80 acres	0.0001%
(f.5.2.4) Paul Smith P.O. Box 1143 Claremont, NC 28610	0.001 acres 1/720 of 0.80 acres	0.0001%

Exhibit E  
Unit BUNE1  
Docket #VGOB 91-1119-0161-01  
List of Conflicting Owners/Claimants that require escrow  
(1483.67 Acre Unit)

	Net Acres in Unit	Interest in Unit
(f.5.2.5) Peggy Smith 84 Poison Ivy Drive Taylorsville, NC 28661	0.001 acres 1/720 of 0.80 acres	0.0001%
Total tract acres	0.80	
Total tract percent	0.0539%	

Tract #22 - 5.00 Acres

COAL OWNERSHIP

(1) Hugh Macrae Land Trust <i>Tr 27 (Per map - Tr 25 - 36.00 acre tract)</i> c/o Alan Siegel, Esq. Gump, Strauss, Akin LLP 1 Bryant Park New York, NY 10034-6715	5.00 acres	0.3370%
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Coal Owners' claim to CBM Royalty:

Torch Oil & Gas Company  
c/o Sue Ann Craddock  
670 Dona Ana Road SW  
Deming, New Mexico 88030.

OIL & GAS OWNERSHIP

(1) Commonwealth of Virginia Department of Transportation 870 Bonham Road Bristol, VA 24201-2002	5.00 acres	0.3370%
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Total Acreage in Conflict	215.7850	
Total Percentage in Conflict		14.5440%

Exhibit EE  
Unit BUNE1  
Docket #VGOB 91-1119-0161-02 & 03  
List of all Conflicting Owners/Claimants with Royalty Division Agreements  
(1483.67 Acre Unit)

	Net Acres in Unit	Interest in Unit	Percent of Escrow
<b><u>Tract #3 - 526.17 Acres</u></b>			
<b><u>COAL OWNERSHIP</u></b>			
(1) Hugh Macrae Land Trust Tr 23 (557.25 acre tract) c/o Alan Siegel, Esq. Gump, Strauss, Akin LLP 1 Bryant Park New York, NY 10036-6715	526.17 acres	35.4641%	n/a
<u>Coal Owners' claim to CBM Royalty:</u>			
Torch Oil & Gas Company c/o Sue Ann Craddock 670 Dona Ana Road SW Deming, New Mexico 88030			
<b><u>OIL &amp; GAS OWNERSHIP</u></b>			
(1) Garden Realty Corporation 108 Bexley Road Mooresville, NC 28117	526.17 acres	35.4641%	n/a
<b><u>Tract #3A - 2.61 Acres</u></b>			
<b><u>COAL OWNERSHIP</u></b>			
(1) Hugh Macrae Land Trust Tr 23 (557.25 acre tract) c/o Alan Siegel, Esq. Gump, Strauss, Akin LLP 1 Bryant Park New York, NY 10036-6715	2.61 acres	0.1759%	n/a
<u>Coal Owners' claim to CBM Royalty:</u>			
Torch Oil & Gas Company c/o Sue Ann Craddock 670 Dona Ana Road SW Deming, New Mexico 88030			
<b><u>OIL &amp; GAS OWNERSHIP</u></b>			
(1) Garden Realty Corporation 108 Bexley Road Mooresville, NC 28117	2.61 acres	0.1759%	n/a
<b><u>Tract #8A - 65.64 Acres</u></b>			
<b><u>COAL OWNERSHIP</u></b>			
(1) Hugh Macrae Land Trust Tr 11 (866.25 acre tract) c/o Alan Siegel, Esq. Gump, Strauss, Akin LLP 1 Bryant Park New York, NY 10036-6715	65.64 acres	4.4242%	n/a
<u>Coal Owners' claim to CBM Royalty:</u>			
Torch Oil & Gas Company c/o Sue Ann Craddock 670 Dona Ana Road SW Deming, New Mexico 88030			
<b><u>OIL &amp; GAS OWNERSHIP</u></b>			
(1) CNX Gas Company LLC 1000 Consol Energy Drive Canonsburg, PA 15317	65.64 acres	4.4242%	n/a

Exhibit EE  
Unit BUNE1  
Docket #VGOB 91-1119-0161-02 & 03  
List of all Conflicting Owners/Claimants with Royalty Division Agreements  
(1483.67 Acre Unit)

	Net Acres in Unit	Interest in Unit	Percent of Escrow
<b><u>Tract #10 - 103.33 Acres</u></b>			
<b><u>COAL OWNERSHIP</u></b>			
(1) Hugh Macrae Land Trust <i>Tr 6 (226.00 acre tract)</i> c/o Alan Siegel, Esq. Gump, Strauss, Akin LLP 1 Bryant Park New York, NY 10036-6715	103.33 acres	6.9645%	n/a
<u>Coal Owners' claim to CBM Royalty:</u>			
Torch Oil & Gas Company c/o Sue Ann Craddock 670 Dona Ana Road SW Deming, New Mexico 88030			
<b><u>OIL &amp; GAS OWNERSHIP</u></b>			
(1) CNX Gas Company LLC 1000 Consol Energy Drive Canonsburg, PA 15317	103.33 acres	6.9645%	n/a
<b><u>Tract #11 - 35.60 Acres</u></b>			
<b><u>COAL OWNERSHIP</u></b>			
(1) Hugh Macrae Land Trust <i>Tr 17 (632.50 acre tract)</i> c/o Alan Siegel, Esq. Gump, Strauss, Akin LLP 1 Bryant Park New York, NY 10036-6715	35.60 acres	2.3995%	n/a
<u>Coal Owners' claim to CBM Royalty:</u>			
Torch Oil & Gas Company c/o Sue Ann Craddock 670 Dona Ana Road SW Deming, New Mexico 88030			
<b><u>OIL &amp; GAS OWNERSHIP</u></b>			
(1) CNX Gas Company LLC 1000 Consol Energy Drive Canonsburg, PA 15317	35.60 acres	2.3995%	n/a
<b><u>Tract #11A - 16.60 Acres</u></b>			
<b><u>COAL OWNERSHIP</u></b>			
(1) Hugh Macrae Land Trust <i>Tr 17 (632.50 acre tract)</i> c/o Alan Siegel, Esq. Gump, Strauss, Akin LLP 1 Bryant Park New York, NY 10036-6715	16.60 acres	1.1188%	3.1114% (50%)
<u>Coal Owners' claim to CBM Royalty:</u>			
Torch Oil & Gas Company c/o Sue Ann Craddock 670 Dona Ana Road SW Deming, New Mexico 88030			
<b><u>OIL &amp; GAS OWNERSHIP</u></b>			
(1) CNX Gas Company LLC 1000 Consol Energy Drive Canonsburg, PA 15317 <i>(William Tickle, Jr. &amp; Ruth Stump conveyed to Consol Energy Inc. by Deed dated 4/2/01, recorded at DB 521/Pg. 831)</i>	16.60 acres	1.1188%	3.1114% (50%)

Exhibit EE  
Unit BUNE1  
Docket #VGOB 91-1119-0161-02 & 03  
List of all Conflicting Owners/Claimants with Royalty Division Agreements  
(1483.67 Acre Unit)

	Net Acres in Unit	Interest in Unit	Percent of Escrow
<b><u>Tract #11B- 25.91 Acres</u></b>			
<b><u>COAL OWNERSHIP</u></b>			
(1) Hugh Macrae Land Trust Tr 17 (632.50 acre tract) c/o Alan Siegel, Esq. Gump, Strauss, Akin LLP 1 Bryant Park New York, NY 10036-6715	25.91 acres	1.7463%	2.4282% (50%)
<i>Coal Owners' claim to CBM Royalty:</i>			
Torch Oil & Gas Company c/o Sue Ann Craddock 670 Dona Ana Road SW Deming, New Mexico 88030			
<b><u>OIL &amp; GAS OWNERSHIP</u></b>			
(1) CNX Gas Company LLC, et al	25.91 acres	1.7463%	
(a) CNX Gas Company LLC 1000 Consol Energy Drive Cantonsburg, PA 15317	12.96 acres 1/2 of 25.91 acres	0.8732%	2.4282% (50%)
<b><u>Tract #11C - 2.38 Acres</u></b>			
<b><u>COAL OWNERSHIP</u></b>			
(1) Hugh Macrae Land Trust Tr 17 (632.50 acre tract) c/o Alan Siegel, Esq. Gump, Strauss, Akin LLP 1 Bryant Park New York, NY 10036-6715	2.38 acres	0.1604%	
<i>Coal Owners' claim to CBM Royalty:</i>			
Torch Oil & Gas Company c/o Sue Ann Craddock 670 Dona Ana Road SW Deming, New Mexico 88030			
<b><u>OIL &amp; GAS OWNERSHIP</u></b>			
(1) Garden Realty Corporation 108 Bexley Road Mooresville, NC 28117	2.38 acres	0.1604%	
<b><u>Tract #12 - 20.44 Acres</u></b>			
<b><u>COAL OWNERSHIP</u></b>			
(1) Hugh Macrae Land Trust Tr 10 (398.00 acre tract) c/o Alan Siegel, Esq. Gump, Strauss, Akin LLP 1 Bryant Park New York, NY 10034-6715	20.44 acres	1.3777%	1.9156% (25%)
<i>Coal Owners' claim to CBM Royalty:</i>			
Torch Oil & Gas Company c/o Sue Ann Craddock 670 Dona Ana Road SW Deming, New Mexico 88030			
<b><u>OIL &amp; GAS OWNERSHIP</u></b>			
(1) L. Mutter Heirs, Devisees, Successors or Assigns			

Exhibit EE  
Unit BUNE1  
Docket #VGOB 91-1119-0161-02 & 03  
List of all Conflicting Owners/Claimants with Royalty Division Agreements  
(1483.67 Acre Unit)

	Net Acres in Unit	Interest in Unit	Percent of Escrow
(a) Eric Mutter, Jr.			
(a.1) Ira C. Mutter, et ux. Box 326 Rich Creek, VA 24147	20.44 acres	1.3777%	5.7467% (75%)

**Tract #13A - 0.94 Acres**

**COAL OWNERSHIP**

(1) Hugh Macrae Land Trust Tr 10 (398.00 acre tract) c/o Alan Siegel, Esq. Gump, Strauss, Akin LLP 1 Bryant Park New York, NY 10034-6715	0.94 acres	0.0634%	0.0264% (7.5%)
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Coal Owners' claim to CBM Royalty:

Torch Oil & Gas Company  
c/o Sue Ann Craddock  
670 Dona Ana Road SW  
Deming, New Mexico 88030

*Although the deed from Hugh Macrae Land Trust to Torch Operating Company conveyed the Coal owners' claim to CBM, CBM ownership was adjudicated to the prevailing plaintiffs under Case no. 07000420-00 executed on July 7, 2009 Torch Operating Company will receive a one-time payout of 7.5% from escrow. After the one-time payout from escrow, royalties will be paid 100% to the prevailing plaintiffs.*

**OIL & GAS OWNERSHIP**

(1) Fern Duecaster 516 Clinton Street Ravenna, OH 44266	0.94 acres	0.0634%	0.3258% (92.5%)
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*Although the deed from Hugh Macrae Land Trust to Torch Operating Company conveyed the Coal owners' claim to CBM, CBM ownership was adjudicated to the prevailing plaintiffs under Case no. 07000420-00 executed on July 7, 2009 Torch Operating Company will receive a one-time payout of 7.5% from escrow. After the one-time payout from escrow, royalties will be paid 100% to the prevailing plaintiffs.*

**Tract #13C - 0.04 Acres**

**COAL OWNERSHIP**

(1) Hugh Macrae Land Trust Tr 10 (398.00 acre tract) c/o Alan Siegel, Esq. Gump, Strauss, Akin LLP 1 Bryant Park New York, NY 10034-6715	0.04 acres	0.0027%	0.0011% (7.5%)
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Coal Owners' claim to CBM Royalty:

Torch Oil & Gas Company  
c/o Sue Ann Craddock  
670 Dona Ana Road SW  
Deming, New Mexico 88030

*Although the deed from Hugh Macrae Land Trust to Torch Operating Company conveyed the Coal owners' claim to CBM, CBM ownership was adjudicated to the prevailing plaintiffs under Case no. 07000420-00 executed on July 7, 2009 Torch Operating Company will receive a one-time payout of 7.5% from escrow. After the one-time payout from escrow, royalties will be paid 100% to the prevailing plaintiffs.*

**OIL & GAS OWNERSHIP**

(1) Montia Mutter 16713 Recreation Drive Lake Milton, OH 44429	0.04 acres	0.0027%	0.0139% (92.5%)
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Exhibit EE  
Unit BUNE1  
Docket #VGOB 91-1119-0161-02 & 03  
List of all Conflicting Owners/Claimants with Royalty Division Agreements  
(1483.67 Acre Unit)

	Net Acres in Unit	Interest in Unit	Percent of Escrow
<p><i>Although the deed from Hugh Macrae Land Trust to Torch Operating Company conveyed the Coal owners' claim to CBM, CBM ownership was adjudicated to the prevailing plaintiffs under Case no. 07000420-00 executed on July 7, 2009 Torch Operating Company will receive a one-time payout of 7.5% from escrow. After the one-time payout from escrow, royalties will be paid 100% to the prevailing plaintiffs.</i></p>			
<b><u>Tract #14 - 201.08 Acres</u></b>			
<b><u>COAL OWNERSHIP</u></b>			
(1) Hugh Macrae Land Trust Tr 24 (252.00 acre tract) c/o Alan Siegel, Esq. Gump, Strauss, Akin LLP 1 Bryant Park New York, NY 10036-6715	201.08 acres	13.5529%	n/a
<u>Coal Owners' claim to CBM Royalty:</u>			
Torch Oil & Gas Company c/o Sue Ann Craddock 670 Dona Ana Road SW Deming, New Mexico 88030			
<b><u>OIL &amp; GAS OWNERSHIP</u></b>			
(1) CNX Gas Company LLC 1000 Consol Energy Drive Canonsburg, PA 15317	201.08 acres	13.5529%	n/a
<b><u>Tract #15 - 9.35 Acres</u></b>			
<b><u>COAL OWNERSHIP</u></b>			
(1) Hugh Macrae Land Trust Tr 13 (254.50 acre tract) c/o Alan Siegel, Esq. Gump, Strauss, Akin LLP 1 Bryant Park New York, NY 10036-6715	9.35 acres	0.6302%	n/a
<u>Coal Owners' claim to CBM Royalty:</u>			
Torch Oil & Gas Company c/o Sue Ann Craddock 670 Dona Ana Road SW Deming, New Mexico 88030			
<b><u>OIL &amp; GAS OWNERSHIP</u></b>			
(1) CNX Gas Company LLC 1000 Consol Energy Drive Canonsburg, PA 15317	9.35 acres	0.6302%	n/a
<b><u>Tract #16 - 56.90 Acres</u></b>			
<b><u>COAL OWNERSHIP</u></b>			
(1) Hugh Macrae Land Trust Tr 13 (254.50 acre tract) c/o Alan Siegel, Esq. Gump, Strauss, Akin LLP 1 Bryant Park New York, NY 10036-6715	56.90 acres	3.8351%	n/a
<u>Coal Owners' claim to CBM Royalty:</u>			
Torch Oil & Gas Company c/o Sue Ann Craddock 670 Dona Ana Road SW Deming, New Mexico 88030			

Exhibit EE  
Unit BUNE1  
Docket #VGOB 91-1119-0161-02 & 03  
List of all Conflicting Owners/Claimants with Royalty Division Agreements  
(1483.67 Acres Unit)

	Net Acres in Unit	Interest in Unit	Percent of Escrow
<b><u>OIL &amp; GAS OWNERSHIP</u></b>			
(1) CNX Gas Company LLC 1000 Consol Energy Drive Canonsburg, PA 15317	56.90 acres	3.8351%	n/a
<b><u>Tract #17 - 23.22 Acres</u></b>			
<b><u>COAL OWNERSHIP</u></b>			
(1) Hugh Macrae Land Trust Tr. 13 (254.50 acre tract) c/o Alan Siegel, Esq. Gump, Strauss, Akin LLP 1 Bryant Park New York, NY 10036-6715	23.22 acres	1.5650%	n/a
<i>Coal Owners' claim to CBM Royalty:</i>			
Torch Oil & Gas Company c/o Sue Ann Craddock 670 Dona Ana Road SW Deming, New Mexico 88030			
<b><u>OIL &amp; GAS OWNERSHIP</u></b>			
(1) CNX Gas Company LLC 1000 Consol Energy Drive Canonsburg, PA 15317	23.22 acres	1.5650%	n/a
<b><u>Tract #18 - 6.98 Acres</u></b>			
<b><u>COAL OWNERSHIP</u></b>			
(1) Hugh Macrae Land Trust Tr. 10 (398.00 acre tract) c/o Alan Siegel, Esq. Gump, Strauss, Akin LLP 1 Bryant Park New York, NY 10036-6715	6.98 acres	0.4705%	n/a
<i>Coal Owners' claim to CBM Royalty:</i>			
Torch Oil & Gas Company c/o Sue Ann Craddock 670 Dona Ana Road SW Deming, New Mexico 88030			
<b><u>OIL &amp; GAS OWNERSHIP</u></b>			
(1) CNX Gas Company LLC 1000 Consol Energy Drive Canonsburg, PA 15317	6.98 acres	0.4705%	n/a
<b>Total Conflicting Acreage Resolved</b>		1068.9000	
<b>Total Conflicting Percentage Resolved</b>			72.0443%

**Exhibit J**  
**Unit BUNE1 Escrow Account Reconciliation**  
**VGOB 91-1119-0161**

CNX Deposit Information		
Check Date	Check Number	Total
9/25/1998		\$854.52
10/25/1998		\$212.26
11/25/1998		\$121.38
12/25/1998		\$258.36
1/25/1999		\$306.80
2/25/1999		\$303.76
3/25/1999		\$375.20
4/25/1999		\$310.78
5/25/1999		\$235.20
6/25/1999		\$216.44
7/25/1999		\$322.12
8/25/1999		\$294.62
9/25/1999		\$267.00
10/25/1999		\$350.40
11/25/1999		\$502.34
12/25/1999		\$394.22
1/25/2000		\$502.64
2/25/2000		\$201.64
3/25/2000		\$251.40
4/25/2000		\$299.58
5/25/2000		\$360.80
6/25/2000		\$23,417.85
7/25/2000		\$2,823.18
8/25/2000		\$3,925.36
9/25/2000		\$4,134.08
10/25/2000		\$3,430.56
11/25/2000		\$4,016.43
12/25/2000		\$4,845.56
1/25/2001		\$3,875.96
2/25/2001		\$6,080.60
3/25/2001		\$6,604.94
4/25/2001		\$4,669.30
5/25/2001		\$4,105.74
6/25/2001		\$4,262.20
7/25/2001		\$3,860.52
8/25/2001		\$2,722.78
9/25/2001		\$2,087.50
10/25/2001		\$1,971.96
11/25/2001		\$1,080.32
12/25/2001		\$1,024.28
1/25/2002		\$941.50
2/25/2002		\$1,119.54
3/25/2002	16261, 16262	\$1,135.08
4/25/2002	16513	\$861.48
5/24/2002	17377	\$1,071.47
6/25/2002	18029	\$1,333.45
7/25/2002	18607	\$1,293.95
8/23/2002	19215	\$1,404.85
9/25/2002	19549	\$1,638.28
10/25/2002	20446	\$1,631.18
11/25/2002	21118	\$1,503.74

Escrow Bank Data														
Date	Escrow Royalty Deposits	Income	Banker Int	CDARS Int	Fees	Distributions	Corrections	Audit Costs	Gain/Loss	Royalty Bonus	Total Int and Fees	Bank Balance	Running Balance	Difference
											\$0.00		\$354.52	\$354.52
											\$0.00		\$566.78	\$566.78
											\$0.00		\$688.16	\$688.16
											\$0.00		\$946.52	\$946.52
											\$0.00		\$1,253.32	\$1,253.32
											\$0.00		\$1,557.08	\$1,557.08
											\$0.00		\$1,932.28	\$1,932.28
											\$0.00		\$2,243.06	\$2,243.06
											\$0.00		\$2,478.26	\$2,478.26
											\$0.00		\$2,694.70	\$2,694.70
											\$0.00		\$3,016.82	\$3,016.82
											\$0.00		\$3,311.44	\$3,311.44
											\$0.00		\$3,578.44	\$3,578.44
											\$0.00		\$3,928.84	\$3,928.84
											\$0.00		\$4,431.18	\$4,431.18
											\$0.00		\$4,825.40	\$4,825.40
											\$0.00		\$5,328.04	\$5,328.04
											\$0.00		\$5,529.68	\$5,529.68
											\$0.00		\$5,781.08	\$5,781.08
											\$0.00		\$6,080.66	\$6,080.66
											\$0.00		\$6,441.46	\$6,441.46
											\$0.00		\$29,859.31	\$29,859.31
											\$0.00		\$32,682.49	\$32,682.49
											\$0.00		\$36,607.85	\$36,607.85
											\$0.00		\$40,741.93	\$40,741.93
											\$0.00		\$44,172.49	\$44,172.49
											\$0.00		\$48,188.92	\$48,188.92
9/30/2000	\$0.00	\$112.44				\$0.00					\$112.44	\$26,472.57	\$53,146.92	\$26,674.35
12/31/2000	\$196.92	\$128.31				\$0.00					\$128.31	\$29,768.13	\$57,151.19	\$27,363.06
1/31/2001	\$3,015.92	\$135.16				\$0.00					\$135.16	\$32,919.21	\$63,366.95	\$30,447.74
2/28/2001	\$7,757.26	\$259.13				\$0.00					\$259.13	\$37,778.52	\$72,225.02	\$34,446.50
3/31/2001	\$6,730.34	\$126.81				\$0.00					\$126.81	\$46,809.14	\$77,021.13	\$30,211.99
5/31/2001	\$3,193.00	\$162.18				\$0.00					\$162.18	\$64,081.54	\$81,289.05	\$17,207.51
6/30/2001	\$3,331.84	\$143.64				\$0.00					\$143.64	\$67,557.02	\$85,694.89	\$18,137.87
7/31/2001	\$22,858.86	\$201.46				\$0.00					\$201.46	\$90,617.34	\$89,756.87	-\$860.47
8/31/2001	\$2,719.72	\$196.03				\$0.00					\$196.03	\$93,533.09	\$92,675.68	-\$857.41
9/30/2001	\$2,096.32	\$153.77				\$0.00					\$153.77	\$95,783.18	\$94,916.95	-\$866.23
10/31/2001	\$1,952.80	\$138.15				\$0.00					\$138.15	\$97,874.13	\$97,027.06	-\$847.07
11/30/2001	\$0.00	\$0.00				\$0.00					\$0.00	\$99,024.32	\$98,107.38	-\$916.94
12/31/2001	\$1,074.54	\$120.93				\$0.00					\$120.93	\$100,219.79	\$99,252.59	-\$967.20
1/31/2002	\$910.22	\$71.78				\$0.00					\$71.78	\$101,201.79	\$100,265.87	-\$935.92
2/29/2002	\$1,179.22	\$53.57				\$0.00					\$53.57	\$102,434.58	\$101,438.98	-\$995.60
3/31/2002	\$1,135.08	\$60.60				\$0.00					\$60.60	\$103,630.26	\$102,634.66	-\$995.60
4/30/2002	\$861.48	\$0.00				\$0.00					\$0.00	\$104,491.74	\$103,496.14	-\$995.60
5/31/2002	\$1,071.47	\$68.66				\$0.00					\$68.66	\$105,631.87	\$104,636.27	-\$995.60
6/30/2002	\$1,678.47	\$57.75				\$0.00					\$57.75	\$107,368.09	\$106,027.47	-\$1,340.62
7/31/2002	\$1,293.95	\$56.12				\$0.00					\$56.12	\$108,718.16	\$107,377.54	-\$1,340.62
8/31/2002	\$1,404.85	\$59.76				\$0.00					\$59.76	\$110,182.77	\$108,842.15	-\$1,340.62
9/30/2002	\$1,638.28	\$58.67				\$0.00					\$58.67	\$111,879.72	\$110,539.10	-\$1,340.62
10/31/2002	\$1,631.18	\$50.38				\$0.00					\$50.38	\$113,561.28	\$112,220.66	-\$1,340.62
11/30/2002	\$1,503.74	\$55.74				\$0.00					\$55.74	\$115,120.76	\$113,780.14	-\$1,340.62

**Exhibit J**  
**Unit BUNEI Escrow Account Reconciliation**  
**VG0B 91-1119-0161**

CNX Deposit Information		
Check Date	Check Number	Total
12/24/2002	21589	\$1,259.27
1/24/2003	23071	\$1,688.91
2/25/2003	23766	\$1,948.13
3/25/2003	24576	\$1,871.13
4/25/2003	25429	\$1,819.05
5/23/2003	26329	\$2,603.66
6/25/2003	26806	\$2,192.31
7/25/2003	27359	\$2,146.19
8/25/2003	28238	\$1,805.85
9/25/2003	28974	\$1,973.69
10/24/2003	29852	\$1,847.62
11/25/2003	30759	\$1,809.23
12/24/2003	31622	\$1,945.02
1/23/2004	33116	\$1,962.63
2/25/2004	33593	\$2,453.28
3/25/2004	34819	\$3,499.55
4/23/2004	35759	\$3,303.49
5/25/2004	36851	\$3,317.89
6/25/2004	37789	\$3,354.62
7/23/2004	38755	\$3,188.49
8/25/2004	39899	\$3,089.69
9/24/2004	41032	\$2,792.95
10/25/2004	42140	\$3,023.06
11/24/2004	43239	\$3,056.18
12/24/2004	44265	\$3,216.33
1/25/2005	45909	\$2,758.33
2/25/2005	46935	\$3,218.01
3/24/2005	48237	\$2,894.12
4/25/2005	49433	\$2,572.78
5/25/2005	50734	\$2,190.01
6/24/2005	51901	\$1,215.38
7/25/2005	52937	\$2,650.24
8/25/2005	54275	\$3,057.84
9/23/2005	55604	\$2,927.99
10/25/2005	56830	\$3,931.55
11/25/2005	58114	\$4,196.66
12/23/2005	59371	\$4,532.67
1/25/2006	61261	\$2,895.53
2/24/2006	62565	\$3,678.90
3/24/2006	63942	\$3,964.63
4/25/2006	65299	\$2,376.55
5/25/2006	66729	\$2,035.71
6/23/2006	67888	\$2,086.14
7/25/2006	69414	\$2,363.68
8/25/2006		\$2,200.10
9/25/2006		\$2,168.73
10/25/2006		\$2,530.41
11/25/2006		\$2,228.83
12/25/2006		\$1,592.06
1/25/2007		\$3,578.59
2/25/2007		\$4,318.49

Escrow Bank Data														Running Balance	Difference
Date	Escrow Royalty Deposits	Income	\$ Mktet Int	CDARS Int	Fees	Distributions	Corrections	Audit Costs	Gain/Loss	Royalty Bonus	Total Int and Fees	Bank Balance			
12/31/2002	\$1,359.27	\$53.85				\$0.00					\$53.85	\$116,533.88	\$115,193.26	-\$1,340.62	
1/31/2003	\$1,668.91	\$26.83				\$0.00					\$26.83	\$118,249.62	\$116,909.00	-\$1,340.62	
2/28/2003	\$1,948.13	\$24.59				\$0.00					\$24.59	\$120,222.34	\$118,881.72	-\$1,340.62	
3/31/2003	\$1,871.13	\$12.69				\$0.00					\$12.69	\$122,106.16	\$120,765.94	-\$1,340.62	
4/30/2003	\$1,819.05	\$21.06				\$0.00					\$21.06	\$123,946.27	\$122,605.65	-\$1,340.62	
5/31/2003	\$2,603.66	\$14.62				\$0.00					\$14.62	\$126,564.55	\$125,223.93	-\$1,340.62	
6/30/2003	\$2,192.31	\$20.85				\$0.00					\$20.85	\$128,777.71	\$127,437.09	-\$1,340.62	
7/31/2003	\$2,146.19	\$12.74				\$0.00					\$12.74	\$130,936.64	\$129,596.02	-\$1,340.62	
8/31/2003	\$1,805.85	\$5.44				\$0.00					\$5.44	\$132,747.93	\$131,407.31	-\$1,340.62	
9/30/2003	\$1,973.69	\$4.84				\$0.00					\$4.84	\$134,726.46	\$133,385.84	-\$1,340.62	
10/31/2003	\$1,847.62	\$7.51				\$0.00					\$7.51	\$136,581.59	\$135,240.97	-\$1,340.62	
11/30/2003	\$1,809.23	\$11.76				\$0.00					\$11.76	\$138,402.56	\$137,061.96	-\$1,340.62	
12/31/2003	\$1,945.02	\$7.71				\$0.00					\$7.71	\$140,355.31	\$139,014.69	-\$1,340.62	
1/31/2004	\$1,962.63	\$14.45				\$0.00					\$14.45	\$142,332.39	\$140,991.77	-\$1,340.62	
2/28/2004	\$2,453.28	\$10.71				\$0.00					\$10.71	\$144,796.38	\$143,455.76	-\$1,340.62	
3/31/2004	\$3,499.55	\$6.51				\$0.00					\$6.51	\$148,302.44	\$146,961.82	-\$1,340.62	
4/30/2004	\$3,303.49	\$17.79				\$0.00					\$17.79	\$151,623.72	\$150,283.10	-\$1,340.62	
5/31/2004	\$3,317.89	\$17.89				\$0.00					\$17.89	\$154,959.50	\$153,618.98	-\$1,340.62	
6/30/2004	\$3,354.62	\$24.79				\$0.00					\$24.79	\$158,338.91	\$156,998.29	-\$1,340.62	
7/31/2004	\$3,188.49	\$33.43				\$0.00					\$33.43	\$161,560.83	\$160,220.21	-\$1,340.62	
8/31/2004	\$3,089.69	\$69.97				\$0.00					\$69.97	\$164,720.49	\$163,379.87	-\$1,340.62	
9/30/2004	\$2,792.95	\$83.18				\$0.00					\$83.18	\$167,596.62	\$166,256.00	-\$1,340.62	
10/31/2004	\$3,023.06	\$101.85				\$0.00					\$101.85	\$170,721.53	\$169,380.91	-\$1,340.62	
11/30/2004	\$3,056.18	\$133.16				\$0.00					\$133.16	\$173,910.87	\$172,570.25	-\$1,340.62	
12/31/2004	\$3,216.33	\$134.25				\$0.00					\$134.25	\$177,261.45	\$175,920.83	-\$1,340.62	
1/31/2005	\$2,758.33	\$185.96				\$0.00					\$185.96	\$180,205.74	\$178,865.12	-\$1,340.62	
2/28/2005	\$3,218.01	\$215.15				\$0.00					\$215.15	\$183,638.90	\$182,298.28	-\$1,340.62	
3/31/2005	\$2,894.12	\$212.83				\$0.00					\$212.83	\$186,745.85	\$185,405.23	-\$1,340.62	
4/30/2005	\$2,572.78	\$283.97				\$0.00					\$283.97	\$189,602.60	\$188,261.98	-\$1,340.62	
5/31/2005	\$2,190.01	\$303.55				\$0.00					\$303.55	\$192,096.16	\$190,755.54	-\$1,340.62	
6/30/2005	\$1,215.38	\$331.55				\$0.00					\$331.55	\$193,643.09	\$192,302.47	-\$1,340.62	
7/31/2005	\$2,650.24	\$338.21				\$0.00					\$338.21	\$196,631.54	\$195,290.92	-\$1,340.62	
8/31/2005	\$3,057.84	\$386.79				\$0.00					\$386.79	\$200,076.17	\$198,735.55	-\$1,340.62	
9/30/2005	\$2,927.99	\$422.24				\$0.00					\$422.24	\$203,426.40	\$202,085.78	-\$1,340.62	
10/31/2005	\$3,931.55	\$443.74				\$0.00					\$443.74	\$207,801.69	\$206,461.07	-\$1,340.62	
11/30/2005	\$4,196.66	\$465.12				\$0.00					\$465.12	\$212,463.47	\$211,122.85	-\$1,340.62	
12/31/2005	\$4,532.67	\$502.90				\$0.00					\$502.90	\$217,499.04	\$216,158.42	-\$1,340.62	
1/31/2006	\$2,895.53	\$570.71				\$0.00					\$570.71	\$220,965.28	\$219,624.66	-\$1,340.62	
2/28/2006	\$3,678.90	\$589.62				\$0.00					\$589.62	\$225,227.80	\$223,887.18	-\$1,340.62	
3/31/2006	\$3,964.63	\$605.63				\$0.00					\$605.63	\$229,798.06	\$228,457.44	-\$1,340.62	
4/30/2006	\$2,376.55	\$719.50				\$0.00					\$719.50	\$232,894.11	\$231,553.49	-\$1,340.62	
5/31/2006	\$2,035.71	\$700.09				\$0.00					\$700.09	\$235,629.91	\$234,289.29	-\$1,340.62	
6/30/2006	\$2,086.14	\$738.82				\$0.00					\$738.82	\$238,454.87	\$237,114.25	-\$1,340.62	
7/31/2006	\$2,363.68	\$746.05				\$0.00					\$746.05	\$241,564.60	\$240,223.98	-\$1,340.62	
8/31/2006	\$0.00	\$812.62				\$0.00					\$812.62	\$242,377.22	\$241,033.36	-\$1,343.86	
9/30/2006						\$0.00					\$0.00	\$242,377.22	\$241,033.36	-\$1,343.86	
10/31/2006	\$2,505.17	\$934.33				\$0.00					\$934.33	\$251,025.47	\$249,689.97	-\$1,335.50	
11/30/2006	\$2,200.20	\$967.98				\$0.00					\$967.98	\$253,227.45	\$251,889.49	-\$1,337.96	
12/31/2006	\$1,592.06	\$986.84				\$0.00					\$986.84	\$254,819.29	\$253,476.87	-\$1,342.42	
1/31/2007	\$3,520.16	\$938.02				\$0.00					\$938.02	\$258,339.31	\$256,999.95	-\$1,339.36	
2/28/2007	\$0.00	\$914.59				\$0.00					\$914.59	\$261,992.98	\$260,645.03	-\$1,347.95	

**Exhibit J**  
**Unit BUNE1 Escrow Account Reconciliation**  
**VG0B 91-1119-0161**

CNX Deposit Information		
Check Date	Check Number	Total
3/25/2007		\$3,158.74
4/5/2007		\$45.44
4/25/2007		\$4,240.85
5/25/2007		\$4,048.69
6/25/2007		\$3,545.77
7/25/2007		\$3,934.91
8/25/2007		\$3,829.85
9/25/2007		\$3,146.79
10/25/2007		\$2,873.33
11/25/2007		\$2,413.75
12/25/2007		\$3,053.07
1/25/2008		\$3,542.73
2/25/2008		\$4,314.24
3/25/2008		\$4,992.72
4/25/2008		\$3,982.28
5/25/2008		\$5,089.94
6/25/2008		\$4,275.20
7/25/2008		\$5,208.08
8/25/2008		\$6,079.75
9/25/2008		\$6,580.00
10/25/2008		\$4,569.78
11/25/2008		\$3,871.95
12/18/2008		\$118.55
12/25/2008		\$4,023.36
1/25/2009		\$3,171.64
2/25/2009		\$3,230.60
3/25/2009		\$2,799.68
4/25/2009		\$1,923.08
5/25/2009		\$1,818.66
6/25/2009		\$1,755.20
7/25/2009		\$79,643.94
8/25/2009		\$1,827.88
9/25/2009		\$2,079.48
10/25/2009		\$1,667.28
11/19/2009		\$1,273.42
12/18/2009		\$2,090.94
1/18/2010		\$2,194.89
2/22/2010		\$1,412.74
3/22/2010		\$9,439.05
4/20/2010		\$3,024.87
5/19/2010		\$2,753.47
6/21/2010		\$1,667.55
7/20/2010		\$2,195.77
8/20/2010		\$2,028.67
9/22/2010		\$2,353.41

Escrow Bank Data																
Date	Escrow Royalty Deposits	Income	\$ Mcket Int	CDARS Int	Fees	Distributions	Corrections	Audit Costs	Gain/Loss	Royalty Bonus	Total Int and Fees	Bank Balance	Running Balance	Difference		
3/31/2007	\$4,292.27	\$857.31				\$0.00					\$957.31	\$267,142.56	\$268,259.08	\$1,116.52		
4/30/2007	\$7,399.59	\$995.13				\$0.00					\$995.13	\$275,537.28	\$289,299.65	-\$6,237.63		
						\$0.00					\$0.00		\$273,540.50	\$273,540.50		
5/31/2007	\$4,094.13	\$939.12				\$0.00					\$939.12	\$280,970.53	\$278,528.31	-\$2,042.22		
6/30/2007	\$0.00	\$993.41				\$0.00					\$993.41	\$281,563.94	\$283,067.49	-\$1,503.55		
7/31/2007	\$7,480.68	\$1,958.92				\$0.00					\$1,958.92	\$290,024.08	\$288,961.32	-\$1,062.76		
8/31/2007	\$3,829.85	\$983.38				\$0.00					\$983.38	\$294,837.31	\$293,774.55	-\$1,062.76		
9/30/2007	\$3,146.79	\$1,578.39				\$0.00					\$1,578.39	\$299,562.49	\$298,499.73	-\$1,062.76		
10/31/2007	\$0.00	\$1,003.80				\$0.00					\$1,003.80	\$300,566.29	\$302,376.86	-\$1,810.57		
11/30/2007	\$5,287.08	\$1,047.48				\$0.00					\$1,047.48	\$306,900.85	\$305,838.09	-\$1,062.76		
12/31/2007	\$3,053.07	\$976.41				\$0.00					\$976.41	\$310,980.33	\$309,867.57	-\$1,062.76		
1/31/2008	\$3,542.73	\$787.00				\$0.00					\$787.00	\$315,260.06	\$314,197.30	-\$1,062.76		
2/29/2008	\$4,314.24	\$676.26				\$0.00					\$676.26	\$320,250.56	\$319,187.80	-\$1,062.76		
3/31/2008	\$4,992.72	\$599.76				\$0.00					\$599.76	\$325,843.04	\$324,780.28	-\$1,062.76		
4/30/2008	\$3,982.28	\$456.11				\$0.00					\$456.11	\$330,281.43	\$329,218.67	-\$1,062.76		
5/31/2008	\$5,089.94	\$380.14				\$0.00					\$380.14	\$335,751.51	\$334,688.75	-\$1,062.76		
6/30/2008	\$4,275.20	\$383.88				\$0.00					\$383.88	\$340,410.59	\$339,347.83	-\$1,062.76		
7/31/2008	\$5,208.08	\$374.65				\$0.00					\$374.65	\$345,993.32	\$344,930.56	-\$1,062.76		
8/31/2008	\$6,079.75	\$484.79				\$0.00					\$484.79	\$354,557.86	\$353,495.10	-\$1,062.76		
9/30/2008	\$6,580.00	\$441.64				\$0.00					\$441.64	\$361,579.50	\$360,516.74	-\$1,062.76		
10/31/2008	\$4,569.78	\$361.00				\$0.00					\$361.00	\$366,510.28	\$365,447.52	-\$1,062.76		
11/30/2008	\$3,871.95	\$482.24				\$0.00					\$482.24	\$370,864.47	\$369,801.71	-\$1,062.76		
12/31/2008	\$4,023.36	\$197.03				\$0.00					\$0.00		\$369,920.26	\$369,920.26		
1/1/2009	\$0.00	\$18.28				\$0.00					\$197.03	\$375,084.86	\$374,140.65	-\$944.21		
2/28/2009	\$6,402.24	-\$34.04				\$0.00					\$18.28	\$375,103.14	\$377,330.57	\$2,227.43		
3/31/2009	\$2,799.68	\$93.74				\$0.00					-\$34.04	\$381,471.34	\$380,527.13	-\$944.21		
4/30/2009	\$1,923.08	-\$60.42				\$0.00					\$93.74	\$384,364.76	\$383,420.55	-\$944.21		
5/31/2009	\$1,818.66	-\$61.28				\$0.00					-\$60.42	\$386,227.47	\$385,283.21	-\$944.21		
6/30/2009	\$1,755.20	-\$63.46				\$0.00					-\$61.28	\$387,984.80	\$387,040.59	-\$944.21		
7/31/2009	\$79,643.94	-\$66.78				\$0.00					-\$63.46	\$389,676.54	\$388,732.33	-\$944.21		
8/31/2009	\$1,827.88	-\$45.07				\$0.00					-\$66.78	\$469,253.71	\$468,309.49	-\$944.22		
9/30/2009	\$2,079.48	-\$31.92				\$0.00					-\$45.07	\$471,036.52	\$470,092.30	-\$944.22		
10/31/2009	\$1,667.28	-\$37.47				\$0.00					-\$31.92	\$473,084.08	\$472,139.86	-\$944.22		
11/30/2009	\$1,273.42	-\$35.16				\$0.00					-\$37.47	\$474,713.89	\$473,769.67	-\$944.22		
12/31/2009	\$2,090.94	-\$132.70				\$0.00					-\$35.16	\$475,952.15	\$475,007.93	-\$944.22		
1/1/2010	\$2,194.89	\$88.89				\$0.00					-\$132.70	\$477,910.39	\$476,966.17	-\$944.22		
2/1/2010	\$1,412.74	\$92.23				\$0.00					\$88.89	\$480,051.02	\$479,249.95	-\$801.07		
3/1/2010	\$9,439.05	\$102.36				\$0.00					-\$92.23	\$481,517.36	\$480,716.29	-\$801.07		
4/1/2010	\$3,024.87	\$106.47				\$0.00					\$62.23	\$485,018.64	\$484,217.57	-\$801.07		
5/1/2010	\$2,753.47	\$97.11				\$0.00					-\$40.13	\$485,018.64	\$484,217.57	-\$801.07		
6/1/2010	\$1,667.55	\$100.86				\$0.00					-\$40.42	\$488,109.56	\$487,308.49	-\$801.07		
7/1/2010	\$2,195.77		\$101.62	\$14.05		\$0.00					-\$40.68	\$490,919.46	\$490,118.39	-\$801.07		
8/1/2010	\$2,028.67		\$87.11	\$34.17		\$0.00					-\$40.91	\$492,215.90	\$491,414.83	-\$801.07		
9/1/2010	\$2,353.41		\$81.32	\$48.28		\$0.00					-\$41.02	\$494,486.32	\$493,685.25	-\$801.07		
												-\$431.06	\$496,595.06	\$495,793.99	-\$801.07	
													\$88.22	\$499,036.69	\$498,235.62	-\$801.07

