

**BEFORE THE VIRGINIA GAS AND OIL BOARD**

**PETITIONER:** CNX Gas Company LLC

**DIVISION OF GAS AND OIL**

**DOCKET NO:** VGOB 96-0116-0530-02

**RELIEF SOUGHT: (1) DISBURSEMENT FROM  
ESCROW REGARDING TRACT(S) 1, 5  
(2) AND AUTHORIZATION FOR DIRECT  
PAYMENT OF ROYALTIES**

**HEARING DATE:** February 18, 2014

**DRILLING UNIT:** V28

**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) 1 & 5 as depicted upon the annexed Exhibit A-1. (Royalties currently being paid under VP2SGU, VGOB 02-0319-1008)

**3. Legal Authority**

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

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

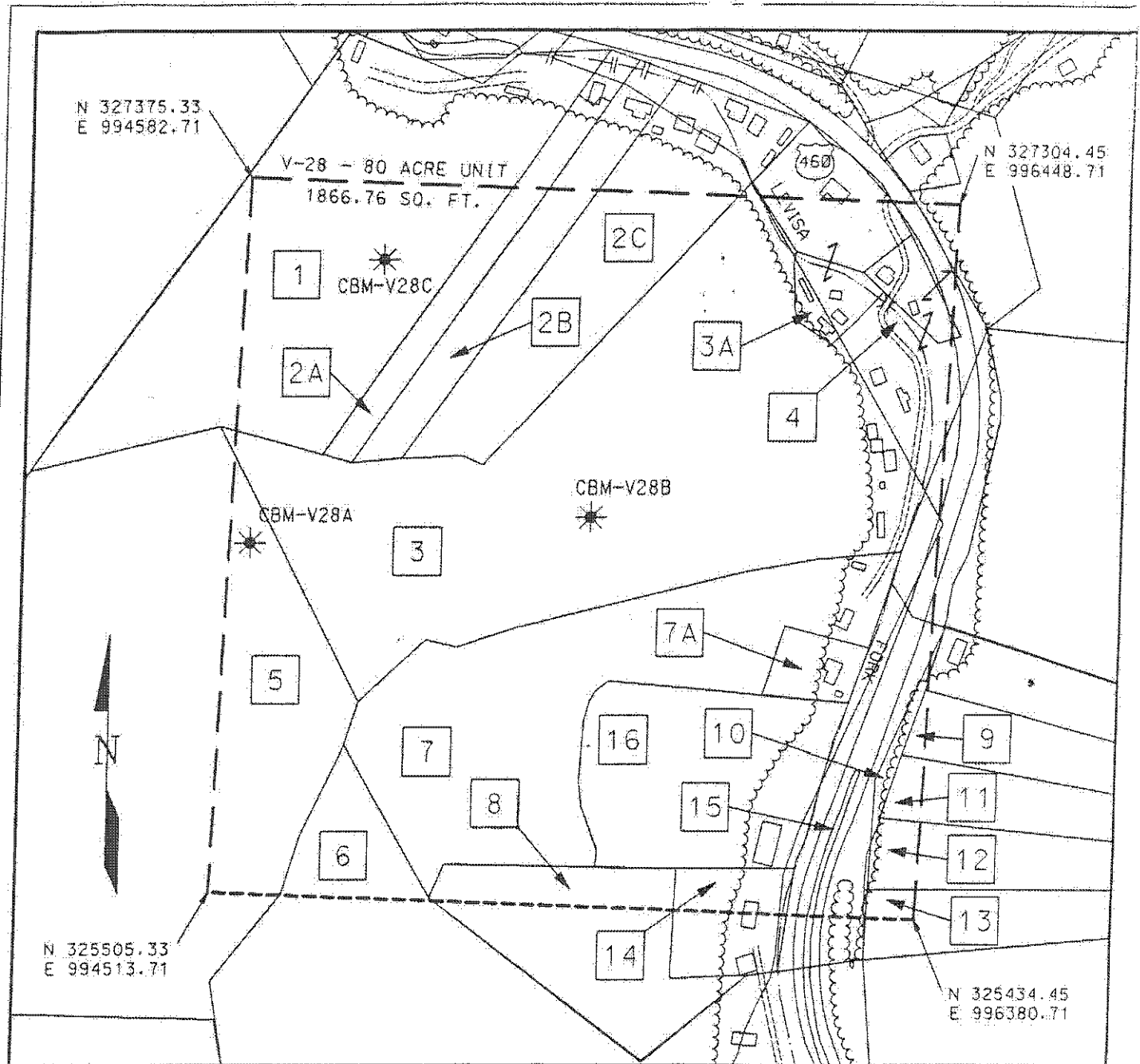
Coalbed Methane

**5. Factual basis for relief requested**

Torch Oil and Gas Company and Roscoe Deskins Jr., Calvin Eddie Deskins, and CNX Gas Company LLC have entered into a royalty split agreement. The Annexed Exhibit A-1 specifies how said royalties are to be divided and paid.

**6. Attestation**

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



**LEGEND**





-  TRACT LAND HOOK
-  EXISTING CBM WELL
-  TRACT LAND ID'S

EXHIBIT A  
 OAKWOOD FIELD UNIT V-28  
 FORCE POOLING  
 VGOB-96/01/16-0530

Company Buchanan Production Co. Well Name and Number UNIT V-28  
 Tract No. \_\_\_\_\_ Elevation \_\_\_\_\_ Quadrangle Keen Mountain  
 County Buchanan District Hurricane Scale: 1" = 400' Date: 12/14/95  
 This plat is a new plat X ; an updated plat \_\_\_\_\_ ; or a final plat \_\_\_\_\_

Form DGO-60-7  
 Rev. 9/91

  
 Licensed Professional Engineer or Licensed Land Surveyor (Affix Seal)

CONSOL Inc.  
CBM V-28  
Tract Identifications  
DGO-GO-7 Attachment

1. Hugh MacRae Land Trust - Tr. 17 - Coal  
Coal Lessees  
Island Creek Coal Company - Pocahontas No. 3 seam  
United Coal Company - Coal above drainage  
Consolidation Coal Company - Coal below drainage  
Buchanan Production Company - CBM Lessee  
Roscoe Deskins - Surface, Oil & Gas  
Buchanan Production Company - CBM, Oil & Gas Lessee  
7.60 acres - 9.5034%
  
- 2A. Hugh MacRae Land Trust - Tr. 17 - Coal  
Coal Lessees  
Island Creek Coal Company - Pocahontas No. 3 seam  
United Coal Company - Coal above drainage  
Consolidation Coal Company - Coal below drainage  
Buchanan Production Company - CBM Lessee  
Selma June Mullins - Surface, Oil & Gas  
Buchanan Production Company - CBM, Oil & Gas Lessee  
1.54 acres - 1.9209%
  
- 2B. Hugh MacRae Land Trust - Tr. 17 - Coal  
Coal Lessees  
Island Creek Coal Company - Pocahontas No. 3 seam  
United Coal Company - Coal above drainage  
Consolidation Coal Company - Coal below drainage  
Buchanan Production Company - CBM Lessee  
Kathy Looney - Surface, Oil & Gas  
Buchanan Production Company - CBM, Oil & Gas Lessee  
2.14 acres - 2.6791%
  
- 2C. Hugh MacRae Land Trust - Tr. 17 - Coal  
Coal Lessees  
Island Creek Coal Company - Pocahontas No. 3 seam  
United Coal Company - Coal above drainage  
Consolidation Coal Company - Coal below drainage  
Buchanan Production Company - CBM Lessee  
Gussie Johnson - Surface, Oil & Gas  
Buchanan Production Company - CBM, Oil & Gas Lessee  
4.93 acres - 6.1671%
  
3. Hugh MacRae Land Trust - Tr. 17 - Coal  
Coal Lessees  
Island Creek Coal Company - Pocahontas No. 3 seam  
United Coal Company - Coal above drainage  
Consolidation Coal Company - Coal below drainage  
Buchanan Production Company - CBM Lessee  
A.J. Harmon heirs - Oil & Gas  
24.46 acres - 30.5700%

CONSOL Inc.  
CBM V-28  
Tract Identifications  
DGO-GO-7 Attachment

- 3a. Hugh MacRae Land Trust - Tr. 17 - Coal  
Coal Lessees  
Island Creek Coal Company - Pocahontas No. 3 seam  
United Coal Company - Coal above drainage  
Consolidation Coal Company - Coal below drainage  
Buchanan Production Company - CBM Lessee  
John Ford - Surface, Oil & Gas  
0.25 acres - 0.3159%
  
4. Yukon Pocahontas Coal Company, et al - Tr. 11-3 -  
Coal, Oil & Gas  
Coal Lessees  
Island Creek Coal Company - Coal Below Tiller  
Jewell Smokeless Coal Corp.  
Permac, Inc.  
Buchanan Production Company - CBM Lessee  
4.96 acres - 6.2050%
  
5. Hugh MacRae Land Trust - Tr. 17 - Coal  
Coal Lessees  
Island Creek Coal Company - Pocahontas No. 3 seam  
United Coal Company - Coal above drainage  
Consolidation Coal Company - Coal below drainage  
Buchanan Production Company - CBM Lessee  
Consolidation Coal Company - Surface, Oil & Gas  
6.03 acres - 7.5319%
  
6. Hugh MacRae Land Trust - Tr. 17 - Coal  
Coal Lessees  
Island Creek Coal Company - Pocahontas No. 3 seam  
United Coal Company - Coal above drainage  
Consolidation Coal Company - Coal below drainage  
Buchanan Production Company - CBM Lessee  
Patty Chambers - Surface, Oil & Gas  
Buchanan Production Company - CBM, Oil & Gas Lessee  
1.91 acres - 2.3885%
  
7. Hugh MacRae Land Trust - Tr. 17 - Coal  
Coal Lessees  
Island Creek Coal Company - Pocahontas No. 3 seam  
United Coal Company - Coal above drainage  
Consolidation Coal Company - Coal below drainage  
Buchanan Production Company - CBM Lessee  
Bonnie Keen - Surface, Oil & Gas  
Buchanan Production Company - CBM, Oil & Gas Lessee  
12.26 acres - 15.3292%

CONSOL Inc.  
CBM V-28  
Tract Identifications/DGO-GO-7 Attachment

- 7a. Hugh MacRae Land Trust - Tr. 17 - Coal  
Coal Lessees  
Island Creek Coal Company - Pocahontas No. 3 seam  
United Coal Company - Coal above drainage  
Consolidation Coal Company - Coal below drainage  
Buchanan Production Company - CBM Lessee  
Coy Horn - Surface, Oil & Gas  
0.89 acres - 1.1121%
8. Hugh MacRae Land Trust - Tr. 17 - Coal  
Coal Lessees  
Island Creek Coal Company - Pocahontas No. 3 seam  
United Coal Company - Coal above drainage  
Consolidation Coal Company - Coal below drainage  
Buchanan Production Company - CBM Lessee  
Corbit Jackson - Surface, Oil & Gas  
Pocahontas Gas Partnership - CBM Lessee  
1.47 acres - 1.8324%
9. Coal Mountain Mining - Tr. 24 - Coal  
Coal Lessees  
Island Creek Coal Company - Pocahontas No. 3 seam  
United Coal Company - Coal above drainage  
Consolidation Coal Company - Coal below drainage  
Buchanan Production Company - CBM Lessee  
Garden Realty Corporation - Oil & Gas  
Consolidation Coal Company / Buchanan Production -  
Oil & Gas, CBM Lessee  
0.13 acres - 0.1643%
10. Yukon Pocahontas Coal Company, et al - Tr. 11-3 -  
Coal, Oil & Gas  
Coal Lessees  
Island Creek Coal Company - Coal Below Tiller  
Jewell Smokeless Coal Corp.  
Permac, Inc.  
Buchanan Production Company - CBM Lessee  
0.32 acres - 0.4044%
- 11- Coal Mountain Mining - Tr. 24 - Coal  
13 Coal Lessees  
Island Creek Coal Company - Pocahontas No. 3 seam  
United Coal Company - Coal above drainage  
Consolidation Coal Company - Coal below drainage  
Buchanan Production Company - CBM Lessee  
Garden Realty Corporation - Oil & Gas  
Consolidation Coal Company / Buchanan Production -  
Oil & Gas, CBM Lessee  
1.03 acres - 1.2890%

CONSOL Inc.

CBM V-28

Tract Identifications/DGO-GO-7 Attachment

14. Hugh MacRae Land Trust - Tr. 17 - Coal  
Coal Lessees  
Island Creek Coal Company - Pocahontas No. 3 seam  
United Coal Company - Coal above drainage  
Consolidation Coal Company - Coal below drainage  
Buchanan Production Company - CBM Lessee  
Kell E. Vandyke - Surface, Oil & Gas  
0.51 acres - 0.6319%
  
15. Yukon Pocahontas Coal Company, et al - Tr. 11-3 -  
Coal, Oil & Gas  
Coal Lessees  
Island Creek Coal Company - Coal Below Tiller  
Jewell Smokeless Coal Corp.  
Permac, Inc.  
Buchanan Production Company - CBM Lessee  
2.90 acres - 3.6269%
  
16. Hugh MacRae Land Trust - Tr. 17 - Coal  
Coal Lessees  
Island Creek Coal Company - Pocahontas No. 3 seam  
United Coal Company - Coal above drainage  
Consolidation Coal Company - Coal below drainage  
Buchanan Production Company - CBM Lessee  
Oakwood Full Gospel Church - Surface, Oil & Gas  
6.66 acres - 8.3281%



Exhibit E  
 Oakwood Field Unit V-28  
 VGOB # 96-0116-0530-02  
 List of Conflicting Owners/Claimants

	Acres in Unit	Percent of Unit	Division of Interest in 1 LEFT = 28.0563%	Division of Interest in 2 LEFT = 15.7380%
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Tract 2A, 1.54 acre tract

COAL OWNERSHIP

(1) Hugh MacRae Land Trust, Tr.17 c/o Alan Siegel, Esq. Gump, Strauss, Akin LLP 1 Bryant Park New York, NY 10036-6715	1.54 acres	1.9250%	0.54008%	0.30296%
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Coal Owners' claim to CBM royalty:

Torch Oil and Gas Company  
 c/o Sue Ann Craddock  
 670 Dona Ana Road SW  
 Deming, NM 88030

OIL & GAS OWNERSHIP

(1) Selma June Mullins Box 492 Keen Mountain, VA 24624	1.54 acres	1.9250%	0.54008%	0.30296%
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Tract 2B, 2.14 acre tract

COAL OWNERSHIP

(1) Hugh MacRae Land Trust, Tr.17 c/o Alan Siegel, Esq. Gump, Strauss, Akin LLP 1 Bryant Park New York, NY 10036-6715	2.14 acres	2.6750%	0.75051%	0.42099%
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Coal Owners' claim to CBM royalty:

Torch Oil and Gas Company  
 c/o Sue Ann Craddock  
 670 Dona Ana Road SW  
 Deming, NM 88030

OIL & GAS OWNERSHIP

(1) Kathy Looney PO Box 276 Oakwood, VA 24631	2.14 acres	2.6750%	0.75051%	0.42099%
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Tract 2C, 4.93 acre tract

COAL OWNERSHIP

(1) Hugh MacRae Land Trust, Tr.17 c/o Alan Siegel, Esq. Gump, Strauss, Akin LLP 1 Bryant Park New York, NY 10036-6715	4.93 acres	6.1625%	1.72897%	0.96985%
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Coal Owners' claim to CBM royalty:

Torch Oil and Gas Company  
 c/o Sue Ann Craddock  
 670 Dona Ana Road SW  
 Deming, NM 88030

OIL & GAS OWNERSHIP

(1) Gussie Johnson Rt. 1 Box 165 Raven, VA 24639	4.93 acres	6.1625%	1.72897%	0.96985%
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Exhibit E  
Oakwood Field Unit V-28  
VGOB # 96-0116-0530-02  
List of Conflicting Owners/Claimants

	Acres in Unit	Percent of Unit	Division of	Division of
			Interest in 1 LEFT = 28.0563%	Interest in 2 LEFT = 15.7380%

Tract 3, 24.46 acre tract

**COAL OWNERSHIP**

(1) Hugh MacRae Land Trust, Tr.17 c/o Alan Siegel, Esq. Gump, Strauss, Akin LLP 1 Bryant Park New York, NY 10036-6715	24.46 acres	30.5750%	8.57821%	4.81189%
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Coal Owners' claim to CBM royalty:

Torch Oil and Gas Company  
c/o Sue Ann Craddock  
670 Dona Ana Road SW  
Deming, NM 88030

**OIL & GAS OWNERSHIP**

A.J. Harman heirs, et al (26.83 acres)	24.46 acres	30.5750%	8.57821%	4.81189%
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(1) A.J. Harman Heirs, Devisees, Successors or Assigns:

(a) Lydia M. Harman	<i>Conveyed Interest to Walter Lee Keen &amp; Henry Harman Deed Book 157, Page 360</i>			
(a.1) Luthur Harman Heirs, Devisees, Successors or Assigns				
(a.1.1) Julia Harman	<i>Conveyed Interest to Walter Lee Keen &amp; Henry Harman Deed Book 157, Page 360</i>			
(a.2) S.W. Harman	<i>Conveyed Interest to Kendris Harman Deed Book 214, Page 154</i>			
(a.2.1) Kendris Harman PO Box 144 Tazewell, VA 24651	2.224 acres 1/11 of 24.46 acres	2.7795%	0.77984%	0.43744%
(a.3) Virgie H. Keen	<i>Conveyed Interest to Walter Lee Keen &amp; Henry Harman Deed Book 157, Page 360</i>			
(a.4) Ollie H. Shortridge	<i>Conveyed Interest to Walter Lee Keen &amp; Henry Harman Deed Book 157, Page 360</i>			
(a.5) Eva H. Ratliff	<i>Conveyed Interest to Walter Lee Keen &amp; Henry Harman Deed Book 157, Page 360</i>			
(a.6) Evelyn H. Ford	<i>Conveyed Interest to Walter Lee Keen &amp; Henry Harman Deed Book 157, Page 360</i>			
(a.7) Mazy H. Grizzle	<i>Conveyed Interest to Walter Lee Keen &amp; Henry Harman Deed Book 157, Page 360</i>			
(a.8) Ruth H. Baldwin	<i>Conveyed Interest to Walter Lee Keen &amp; Sarah Jane Keen Deed Book 157, Page 35</i>			
(a.9) Glen Harman	<i>Conveyed Interest to Walter Lee Keen &amp; Sarah Jane Keen Deed Book 157, Page 35</i>			
(a.10) Sarah Jane Keen P.O. Box 447 Raven, VA 24639	4.447 acres 2/11 of 24.46 acres	5.5591%	1.55968%	0.87489%
(a.11) Henry F. Harman 21363 Slim Road Abingdon, VA 24211-6286	8.895 acres 4/11 of 24.46 acres	11.1182%	3.11935%	1.74978%
(2) Walter L. Keen P.O. Box 447 Raven, VA 24639	8.895 acres 4/11 of 24.46 acres	11.1182%	3.11935%	1.74978%

Tract 3A, 0.25 acre tract

**COAL OWNERSHIP**

(1) Hugh MacRae Land Trust, Tr.17 c/o Alan Siegel, Esq. Gump, Strauss, Akin LLP 1 Bryant Park New York, NY 10036-6715	0.25 acres	0.3125%	0.08768%	0.04918%
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Exhibit E  
Oakwood Field Unit V-28  
VGOB # 96-0116-0530-02  
List of Conflicting Owners/Claimants

Acres in Unit	Percent of Unit	Division of Interest in 1 LEFT = 28.0563%	Division of Interest in 2 LEFT = 15.7380%
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Coal Owners' claim to CBM royalty:

Torch Oil and Gas Company  
c/o Sue Ann Craddock  
670 Dona Ana Road SW  
Deming, NM 88030

**OIL & GAS OWNERSHIP**

(1) John Ford Rt.1, Box 169 Raven, VA 24639	0.25 acres	0.3125%	0.08768%	0.04918%
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Tract 6, 1.91 acre tract

**COAL OWNERSHIP**

(1) Hugh MacRae Land Trust, Tr.17 c/o Alan Siegel, Esq. Gump, Strauss, Akin LLP 1 Bryant Park New York, NY 10036-6715	1.91 acres	2.3875%	0.66984%	0.37574%
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Coal Owners' claim to CBM royalty:

Torch Oil and Gas Company  
c/o Sue Ann Craddock  
670 Dona Ana Road SW  
Deming, NM 88030

**OIL & GAS OWNERSHIP**

(1) Patty Chambers 1009 Peach Rd. Raven, VA 24639	1.91 acres	2.3875%	0.66984%	0.37574%
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Tract 7, 12.26 acre tract

**COAL OWNERSHIP**

(1) Hugh MacRae Land Trust, Tr.17 c/o Alan Siegel, Esq. Gump, Strauss, Akin LLP 1 Bryant Park New York, NY 10036-6715	12.26 acres	15.3250%	4.29963%	2.41185%
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Coal Owners' claim to CBM royalty:

Torch Oil and Gas Company  
c/o Sue Ann Craddock  
670 Dona Ana Road SW  
Deming, NM 88030

**OIL & GAS OWNERSHIP**

(1) Bonnie S. Keen Clemons 1228 Clover Hill Road Raven, VA 24639	12.26 acres	15.3250%	4.29963%	2.41185%
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Tract 7a, 0.89 acre tract

**COAL OWNERSHIP**

(1) Hugh MacRae Land Trust, Tr.17 c/o Alan Siegel, Esq. Gump, Strauss, Akin LLP 1 Bryant Park New York, NY 10036-6715	0.89 acres	1.1125%	0.31213%	0.17509%
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Exhibit E  
Oakwood Field Unit V-28  
VGOB # 96-0116-0530-02  
List of Conflicting Owners/Claimants

	Acres in Unit	Percent of Unit	Division of Interest in 1 LEFT = 28.0563%	Division of Interest in 2 LEFT = 15.7380%
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Coal Owners' claim to CBM royalty:

Torch Oil and Gas Company  
c/o Sue Ann Craddock  
670 Dona Ana Road SW  
Deming, NM. 88030

**OIL & GAS OWNERSHIP**

(1) Oakwood Full Gospel Church P. O. Box 633 Oakwood, VA 24631 <i>previously Coy Horn, sold his interest to Oakwood Full Gospel Church</i>	0.89 acres	1.1125%	0.31213%	0.17509%
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Tract 8, 1.47 acre tract

**COAL OWNERSHIP**

(1) Hugh MacRae Land Trust, Tr.17 c/o Alan Siegel, Esq. Gump, Strauss, Akin LLP 1 Bryant Park New York, NY 10036-6715	1.47 acres	1.8375%	0.51553%	0.28919%
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Coal Owners' claim to CBM royalty:

Torch Oil and Gas Company  
c/o Sue Ann Craddock  
670 Dona Ana Road SW  
Deming, NM 88030

**OIL & GAS OWNERSHIP**

(1) Corbit Jackson Heirs	1.47 acres	1.8375%	0.51553%	0.28919%
(a) Wanda Ritchie Heirs, Devisees, Successors or Assigns				
(a.1) Charles (aka Bud) Ritchie 121 Lauren Lane Hendersonville, TN 37075	0.92 acres 5/8 of 1.47 acres	1.1484%	0.32221%	0.18074%
(b) Lowery Jackson (aka Lora Lee Jackson) Heirs, Devisees, Successors or Assigns				
(b.1) Ruth Jackson	<i>Conveyed by quitclaim deed to Jerry Jackson (Instrument 8-1526 2/26/2008)</i>			
(b.1.1) Jerry Jackson	<i>Conveyed by quitclaim deed to Rebecca R. Hale (2/4/2009)</i>			
(b.1.1.1) Rebecca R. Hale 1509 Kentucky Ave. Bristol, TN 37620	0.18 acres 1/8 of 1.47 acres	0.2297%	0.06444%	0.03615%
(c) Corbit C. Jackson Heirs, Devisees, Successors or Assigns				
(c.1) Jerry Jackson	<i>Conveyed by quitclaim deed to Rebecca R. Hale (2/4/2009)</i>			
(c.1.1) Rebecca R. Hale 1509 Kentucky Ave. Bristol, TN 37620	0.18 acres 1/8 of 1.47 acres	0.2297%	0.06444%	0.03615%
(d) Herbert L. Jackson Heirs, Devisees, Successors or Assigns				
(d.1) Jerry Jackson	<i>Conveyed by quitclaim deed to Rebecca R. Hale (2/4/2009)</i>			
(d.1.1) Rebecca R. Hale 1509 Kentucky Ave. Bristol, TN 37620	0.18 acres 1/8 of 1.47 acres	0.2297%	0.06444%	0.03615%

Exhibit E  
Oakwood Field Unit V-28  
VGOB # 96-0116-0530-02  
List of Conflicting Owners/Claimants

	Acres in Unit	Percent of Unit	Division of Interest in 1 LEFT = 28.0563%	Division of Interest in 2 LEFT = 15.7380%
<b><u>Tract 14, 0.51 acre tract</u></b>				
<b><u>COAL OWNERSHIP</u></b>				
(1) Hugh MacRae Land Trust, Tr. 17 c/o Alan Siegel, Esq. Gump, Strauss, Akin LLP 1 Bryant Park New York, NY 10036-6715	0.51 acres	0.6375%	0.17886%	0.10033%
<b><u>Coal Owners' claim to CBM royalty:</u></b>				
Torch Oil and Gas Company c/o Sue Ann Craddock 670 Dona Ana Road SW Deming, NM 88030				
<b><u>OIL &amp; GAS OWNERSHIP</u></b>				
(1) Kell E. Vandyke P. O. Box 588 Oakwood, VA 24631	0.51 acres	0.6375%	0.17886%	0.10033%
<b><u>Tract 16, 6.66 acre tract</u></b>				
<b><u>COAL OWNERSHIP</u></b>				
(1) Hugh MacRae Land Trust, Tr. 17 c/o Alan Siegel, Esq. Gump, Strauss, Akin LLP 1 Bryant Park New York, NY 10036-6715	6.66 acres	8.3250%	2.33569%	1.31019%
<b><u>Coal Owners' claim to CBM royalty:</u></b>				
Torch Oil and Gas Company c/o Sue Ann Craddock 670 Dona Ana Road SW Deming, NM 88030				
<b><u>OIL &amp; GAS OWNERSHIP</u></b>				
(1) Oakwood Full Gospel Church P. O. Box 633 Oakwood, VA 24631	6.66 acres	8.3250%	2.33569%	1.31019%
<b>Total Acreage in Conflict</b>			57.0200	
<b>Total Percentage in Conflict</b>				71.2750%

Exhibit EE  
Unit V-28  
VGOB # 96-0116-0530-02  
List of Conflicting Owners/Claimants with Royalty Split Agreements

	Acres in Unit	Percent of Unit	Division of Interest in 1 LEFT = 28.0563%	Division of Interest in 2 LEFT = 15.7380%	Percent of Escrow
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**Tract 1, 7.60 acre tract**

**COAL OWNERSHIP**

(1) Hugh MacRae Land Trust, Tr.17 c/o Alan Siegel, Esq. Gump, Strauss, Akin LLP 1 Bryant Park New York, NY 10036-6715	7.60 acres	9.5000%	2.66535%	1.49511%	5.3786%
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**Coal Owners' claim to CBM royalty:**

Torch Oil and Gas Company  
c/o Sue Ann Craddock  
670 Dona Ana Road SW  
Deming, NM 88030

**OIL & GAS OWNERSHIP**

(1) Roscoe Reuben Deskins Sr. Heirs, Devisees, Successors or Assigns	7.60 acres	9.5000%			
(a) Roscoe Deskins, Jr. 1728 Wardell Rd. Cedar Bluff, VA 24609	3.80 acres 1/2 of 16.67 acres	4.7500%	1.33267%	0.74756%	2.6893%
(b) Calvin Eddie Deskins 6972 Riverside Raven, VA 24639	3.80 acres 1/2 of 16.67 acres	4.7500%	1.33267%	0.74756%	2.6893%

**Tract 5, 6.03 acre tract**

**COAL OWNERSHIP**

(1) Hugh MacRae Land Trust, Tr.17 c/o Alan Siegel, Esq. Gump, Strauss, Akin LLP 1 Bryant Park New York, NY 10036-6715	6.03 acres	7.5375%	2.11474%	1.18625%	4.2675%
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**Coal Owners' claim to CBM royalty:**

Torch Oil and Gas Company  
c/o Sue Ann Craddock  
670 Dona Ana Road SW  
Deming, NM 88030

**OIL & GAS OWNERSHIP**

(1) CNX Gas Company LLC (Buchanan Production Company) 2481 John Nash Blvd. Bluefield, WV 24701	6.03 acres	7.5375%	2.11474%	1.18625%	4.2675%
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**Tract 9, 0.13 acre tract**

**COAL OWNERSHIP**

(1) Coal Mountain Mining Company P. O. Box 675 Tazewell, VA 24651	0.13 acres	0.1625%	0.04559%	0.02557%	n/a
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**OIL & GAS OWNERSHIP**

(1) Garden Realty Corporation c/o Margaret Burns 108 Bexley Road Mooresville, NC 28117	0.13 acres	0.1625%	0.04559%	0.02557%	n/a
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Exhibit EE  
Unit V-28  
VGOB # 96-0116-0530-02  
List of Conflicting Owners/Claimants with Royalty Split Agreements

	Acres in Unit	Percent of Unit	Division of Interest in 1 LEFT = 28.0563%	Division of Interest in 2 LEFT = 15.7380%	Percent of Escrow
<u>Tract 11-13, 1.03 acre tract</u>					
<u>COAL OWNERSHIP</u>					
(1) Coal Mountain Mining Company P. O. Box 675 Tazewell, VA 24651	1.03 acres	1.2875%	0.36122%	0.20263%	n/a
<u>OIL &amp; GAS OWNERSHIP</u>					
(1) Garden Realty Corporation c/o Margaret Burns 108 Bexley Road Mooreville, NC 28117	1.03 acres	1.2875%	0.36122%	0.20263%	n/a
			<b>Total Acreage Resolved</b>	14.7900	
			<b>Total Percentage Resolved</b>		18.4875%

**Exhibit J**  
**Unit V28 Escrow Account Reconciliation Summary**  
**VGOB 95-0116-0530**

CNX Deposit Information		
Check Date	Check Number	Total
7/11/1997	1347	\$18,458.58
7/25/1997	1465	\$1,426.45
8/25/1997	4306	\$1,570.49
9/25/1997	1726	\$1,156.47
10/24/1997	1892	\$1,161.56
11/25/1997	2083	\$1,522.85
12/24/1997	2353	\$1,843.64
1/24/1998	2556	\$2,721.54
2/25/1998	2748	\$1,761.90
3/25/1998	2895	\$1,259.35
4/24/1998	3083	\$747.40
6/25/1998	3433	\$1,876.93
7/24/1998	3606	\$3,328.21
8/25/1998	3799	\$7,222.63
9/25/1998	4002	\$13,943.36
10/24/1998	4439	\$6,944.92
11/25/1998	4569	\$2,132.33
12/24/1998	4875	\$5,432.94
1/25/1999	5056	\$4,852.93
2/25/1999	5246	\$7,827.96
3/25/1999	5436	\$1,217.85
4/24/1999	5596	\$895.46
5/25/1999	5746	\$315.97
6/25/1999	5922	\$2,055.09
7/24/1999	6103	\$910.92
8/25/1999	6338	\$494.64
9/25/1999	6561	\$561.07
10/25/1999	6779	\$1,108.22
11/25/1999	7024	\$1,083.76
12/22/1999	7361	\$1,046.38
1/25/2000	7568	\$950.97
2/25/2000	7799	\$728.58
3/24/2000	8037	\$811.48
4/25/2000	8290	\$934.84
5/25/2000	8551	\$961.62
6/23/2000	8790	\$1,381.62
7/25/2000	9039	\$1,267.52
8/25/2000	9332	\$1,447.78
9/25/2000	9635	\$658.79
10/25/2000	9944	\$1,455.30
11/24/2000	10184	\$1,833.96
12/22/2000	10554	\$1,489.37
1/25/2001	10850	\$2,220.10
2/23/2001	11185	\$2,961.43
3/23/2001	11553	\$4,088.04
4/25/2001	11864	\$2,494.56
5/25/2001	12233	\$2,462.15

Escrow Bank Data															
Date	Escrow Royalty Deposits	Income	\$ Mkt Int	CDARS Int	Fees	Distributions	Audit Costs	Concessions	Gain Loss	Royalty Bonus	Total Int. and Fees	Bank Balance	Running Balance	Difference	
											\$0.00		\$18,458.58	\$18,458.58	
7/31/1997	\$19,885.03										\$0.00	\$19,885.03	\$19,885.03	\$0.00	
8/31/1997	\$1,570.49	\$42.19			-\$26.57						\$15.62	\$21,471.14	\$21,471.14	\$0.00	
9/30/1997	\$1,156.47	\$101.04			-\$27.90						\$73.14	\$22,700.75	\$22,700.75	\$0.00	
10/31/1997	\$1,161.56	\$217.40			-\$58.87						\$158.53	\$24,020.84	\$24,020.84	\$0.00	
11/30/1997	\$1,522.85	\$152.91							\$0.48		\$153.39	\$25,697.08	\$25,697.08	\$0.00	
12/31/1997											\$0.00		\$25,697.08	\$25,697.08	
1/31/1998											\$0.00		\$25,697.08	\$25,697.08	
2/28/1998											\$0.00		\$27,540.72	\$27,540.72	
3/31/1998											\$0.00		\$30,262.26	\$30,262.26	
4/30/1998											\$0.00		\$32,024.16	\$32,024.16	
5/31/1998											\$0.00		\$35,283.51	\$35,283.51	
6/30/1998	\$8,342.14	\$670.91							\$18.10		\$689.01	\$34,728.23	\$34,719.92	-\$8.31	
7/31/1998											\$0.00		\$36,596.85	\$36,596.85	
8/31/1998											\$0.00		\$39,925.06	\$39,925.06	
9/30/1998											\$0.00		\$47,147.69	\$47,147.69	
10/31/1998											\$0.00		\$61,091.05	\$61,091.05	
11/30/1998											\$0.00		\$68,035.97	\$68,035.97	
12/31/1998	\$35,448.38	\$1,035.04							\$109.90		\$1,144.94	\$71,321.55	\$71,313.24	-\$8.31	
1/31/1999	\$5,432.94	\$353.84							-\$21.42		\$332.42	\$77,086.91	\$77,078.60	-\$8.31	
2/28/1999	\$4,852.93	\$231.03			-\$76.64				-\$119.50		\$34.89	\$81,974.73	\$81,966.42	-\$8.31	
3/31/1999	\$7,827.96	\$361.03			-\$161.59				\$16.94		\$216.38	\$90,019.07	\$90,010.76	-\$8.31	
4/30/1999	\$1,217.85	\$523.80			-\$103.62				-\$35.96		\$384.22	\$91,621.14	\$91,612.83	-\$8.31	
5/31/1999	\$895.46	\$373.22			-\$94.93				-\$96.64		\$181.65	\$92,689.25	\$92,689.94	\$0.69	
6/30/1999											\$0.00		\$93,005.91	\$93,005.91	
7/31/1999	\$2,055.09	\$479.81			-\$88.09				-\$34.24		\$357.48	\$95,702.63	\$95,418.48	-\$284.15	
8/31/1999	\$910.92	\$271.29			-\$89.17				-\$30.11		\$152.01	\$96,765.56	\$96,481.41	-\$284.15	
9/30/1999	\$494.64	\$522.30			-\$93.16	-\$1,133.24			\$20.43		\$449.57	\$96,576.53	\$96,292.38	-\$284.15	
10/31/1999		\$391.81			-\$90.46				\$3.93		\$306.28	\$96,882.81	\$97,159.73	\$276.92	
11/30/1999											\$0.00		\$98,267.95	\$98,267.95	
12/31/1999	\$2,130.14	\$1,146.80			-\$92.21				-\$168.12		\$886.47	\$101,665.10	\$100,238.18	-\$1,426.92	
1/31/2000		\$282.05									\$282.05	\$101,947.15	\$101,566.61	-\$380.54	
2/29/2000		\$314.95									\$314.95	\$102,262.10	\$102,832.53	\$570.43	
3/31/2000		\$352.27									\$352.27	\$102,614.37	\$103,913.38	\$1,299.01	
4/30/2000		\$329.03									\$329.03	\$102,943.40	\$105,053.89	\$2,110.49	
5/31/2000		\$449.08									\$449.08	\$103,392.48	\$106,437.81	\$3,045.33	
6/30/2000		\$419.10									\$419.10	\$103,811.58	\$107,818.53	\$4,006.95	
7/31/2000		\$439.38									\$439.38	\$104,250.96	\$109,639.53	\$5,388.57	
8/31/2000		\$439.60									\$439.60	\$104,690.56	\$111,346.65	\$6,656.09	
											\$0.00		\$112,794.43	\$112,794.43	
9/30/2000	\$658.79	\$449.12				\$0.00					\$449.12	\$114,424.97	\$113,902.34	-\$522.63	
10/31/2000		\$477.27									\$477.27	\$105,580.36	\$115,834.91	\$10,254.55	
11/30/2000		\$440.39									\$440.39	\$106,020.75	\$118,109.26	\$2,088.51	
12/31/2000	-\$1,489.37	\$487.91				\$0.00					\$487.91	\$120,710.92	\$120,086.54	-\$624.38	
1/31/2001	\$2,220.10	\$520.19				\$0.00					\$520.19	\$123,451.21	\$122,826.83	-\$624.38	
2/28/2001	\$5,181.53	\$894.55				\$0.00					\$894.55	\$126,787.00	\$126,682.81	-\$104.19	
3/31/2001	\$4,088.04	\$415.42				\$0.00					\$415.42	\$131,290.46	\$131,186.27	-\$104.19	
4/30/2001		\$371.52									\$371.52		\$134,052.35	\$134,052.35	
5/31/2001	\$2,462.15	\$346.73				\$0.00					\$346.73	\$137,001.74	\$136,861.23	-\$140.51	





