

BEFORE THE VIRGINIA GAS AND OIL BOARD

PETITIONER: CNX Gas Company LLC

DIVISION OF GAS AND OIL

DOCKET NO: VGOB 01-0320-0876-01

**RELIEF SOUGHT: (1) DISBURSEMENT FROM
ESCROW REGARDING TRACT(S) 3
(2) AND AUTHORIZATION FOR DIRECT
PAYMENT OF ROYALTIES**

HEARING DATE: May 20, 2014

DRILLING UNIT: AY111

RUSSELL 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) 3 as depicted upon the annexed Table 1; and (2) authorization to begin paying royalties directly to the parties to the royalty split between Buckhorn Coal Company and Gent Enterprises, LLC

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

Under Case #CL10000662-00, executed May 12, 2011, the Circuit Court of Russell County clarified the conveyances from the Rasnakes to the Gents in DB 223/PG53, dated 10/26/1970. The conveyances included all right and title in and to the oil, gas, (including coalbed methane gas and deep gas), minerals (other than coal), etc., which allows the interest to be paid under the terms of the royalty split agreement previously executed by the parties. Buckhorn Coal Company and Gent Enterprises, LLC have entered into royalty split agreement(s). Said royalty split agreement allows the Applicant and Designated Operator to pay royalties directly to the persons identified in Exhibit EE annexed hereto and the annexed Table 1, further, specifies how said royalties are to be divided and paid.

6. Attestation

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

PROPERTY LINES SHOWN WERE TAKEN FROM MAPS PROVIDED BY CONSOL Inc. AND WERE NOT SURVEYED.

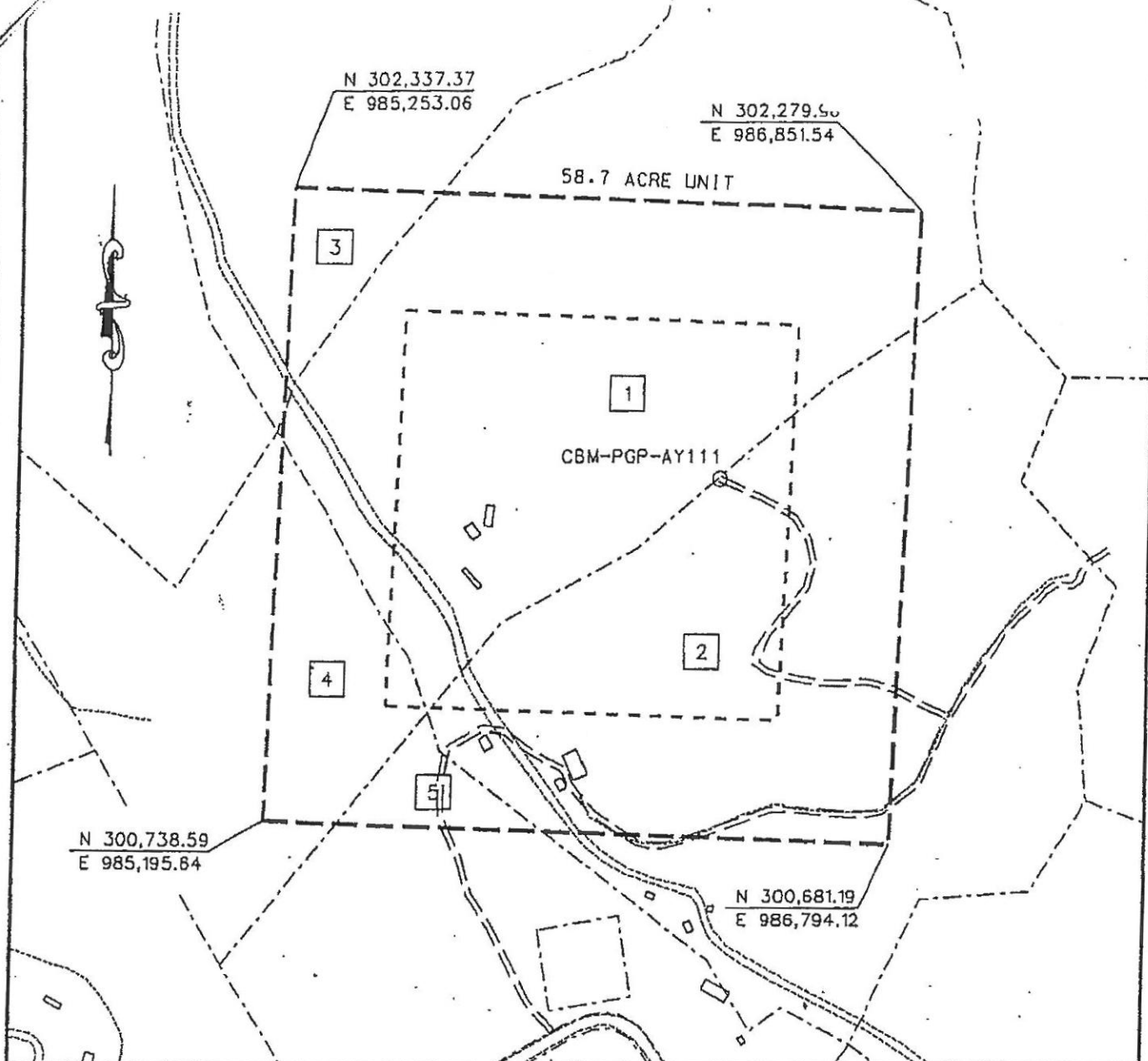


EXHIBIT A
MIDDLE RIDGE 1 FIELD
UNIT AY-111
FORCE POOLING
VGOB-01-0320-0876

Company Pocahontas Gas Partnership Well Name and Number UNIT AY111
 Tract No. _____ Elevation _____ Quadrangle Ronaker
 County Russell District New Garden Scale: 1" = 400' Date 4/3/01
 This plat is a new plat X ; an updated plat _____ ; or a final plat _____

Form DGO-GO-7
Rev. 9/91

Charles D. Morgan

Licensed Professional Engineer or Licensed Land Surveyor

(Affix Seal)

CNX Gas Company LLC
UNIT AY111
Tract Identifications
(58.70 Acre Unit)

1. Buckhorn Coal Company (Jacob Fuller 453 Acre Tract) - Coal
Knox Creek Coal Corporation - Above Drainage Coal Leased
CNX Gas Company LLC - CBM Leased
Michael Whited, et al OR Elijah Stacy Heirs –Oil and Gas
CNX Gas Company LLC - Oil, Gas and CBM Leased
Michael Whited OR Elijah Stacy Heirs –Surface
27.93 Acres 47.5809%

2. Buckhorn Coal Company (Jacob Fuller 453 Acre Tract) - Coal
Knox Creek Coal Corporation - Above Drainage Coal Leased
CNX Gas Company LLC - CBM Leased
Michael Whited, et al – Oil and Gas
CNX Gas Company LLC – Oil, Gas and CBM Leased
Michael Whited – Surface
21.77 Acres 37.0869%

3. Buckhorn Coal Company (Jacob Fuller 453 Acre Tract) - Coal
Knox Creek Coal Corporation - Above Drainage Coal Leased
CNX Gas Company LLC - CBM Leased
Gent Enterprises, LLC –Oil and Gas
CNX Gas Company LLC - Oil, Gas and CBM Leased
Michael Whited OR Gent Enterprises, LLC – Surface
2.18 Acres 3.7138%

4. Buckhorn Coal Company (H. C. Stuart 405.06 Acre Tract) – Coal
Reserve Coal Properties Company - Below Drainage Coal Leased
Knox Creek Coal Company – Above Drainage Coal Leased
CNX Gas Company LLC – CBM Leased
Michael Whited, et al – Oil and Gas
CNX Gas Company LLC – Oil, Gas and CBM Leased
Michael Whited – Surface
5.31 Acres 9.0460%

5. Buckhorn Coal Company (H. C. Stuart 405.06 Acre Tract) – Coal
Reserve Coal Properties Company - Below Drainage Coal Leased
Knox Creek Coal Company – Above Drainage Coal Leased
CNX Gas Company LLC – CBM Leased
Michael Whited, et al – Oil and Gas
CNX Gas Company LLC – Oil, Gas and CBM Leased
Michael Whited – Surface
1.51 Acres 2.5724%

"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."

Exhibit E
Unit AY111
Docket #VGOB-01-0320-0876-02
List of Conflicting Owners/Claimants that require escrow

	Acres in Unit	Interest in Unit
<u>Tract #1, 27.93 acres</u>		
<i>Escrow due to Title Conflict</i>		
<u>COAL OWNERSHIP</u>		
(1) Buckhorn Coal Company <i>(Jacob Fuller 453 Acre Tract)</i> P. O. Box 187 Tazewell, VA 24651	27.93 acres	47.5809%
<u>OIL & GAS OWNERSHIP</u>		
Michael Whited, et al <i>(Previously Columbus Earl Whited)</i>		
(1) Michael Whited, et al <i>(Previously Columbus Earl Whited)</i>	27.93 acres	47.5809%
(a) Michael Whited PO Box 297 Swords Creek, VA 24696	2.793 acres 1/10 of 27.93 acres	4.7581%
(b) Ferrell Whited PO Box 1471 Honaker, VA 24260	5.027 acres 9/50 of 27.93 acres	8.5646%
(c) Herald Whited 120 Clifton Farm Rd. Honaker, VA 24260	5.027 acres 9/50 of 27.93 acres	8.5646%
(d) Marty Whited PO Box 881 Lebanon, VA 24266-0881	5.027 acres 9/50 of 27.93 acres	8.5646%
(e) Cathy Darlene Ward 2014 Miller Creek Rd Swords Creek, VA 24649	5.027 acres 9/50 of 27.93 acres	8.5646%
(f) Melissa Skeens 120 Clifton Farm Rd Honaker, VA 24260	5.027 acres 9/50 of 27.93 acres	8.5646%
(OR)		
(1) Elijah & Zella Stacy Heirs, Devisees, Successors or Assigns	27.93 acres	47.5809%
(a) Fayne E. Stacy 209 Windham Lane Mars, PA 16046	9.31 acres 1/3 of 27.93 acres	15.8603%
(b) Nancy C. Stacy 2830 German Town Road Oakton, VA 22124	4.66 acres 1/6 of 27.93 acres	7.9302%
(c) Janice Shortridge 9966 Longford Court Veina, VA 22180	4.66 acres 1/6 of 27.93 acres	7.9302%
(d) Myra J. Stacy, widow 2611 Stoneridge Court Arlington, TX 76014	<i>Life Estate</i>	
(e) Alan Stacy 2611 Stoneridge Court Arlington, TX 76014	9.31 acres 1/3 of 27.93 acres	15.8603%

Exhibit EE
Unit AY111
Docket #VGOB-01-0320-0876-02
List of Conflicting Owners/Claimants with Royalty Split Agreements

	Acres in Unit	Interest in Unit	Percent of Escrow
--	---------------	------------------	-------------------

Tract #2, 21.77 acres

COAL OWNERSHIP

(1) Buckhorn Coal Company <i>(Jacob Fuller 453 Acre Tract)</i> P. O. Box 187 Tazewell, VA 24651	21.77 acres	37.0869%	<i>n/a</i>
--	-------------	----------	------------

OIL & GAS OWNERSHIP

(1) Michael Whited, et al <i>(Previously Columbus Earl Whited)</i>	21.77 acres	37.0869%	
(a) Michael Whited PO Box 297 Swords Creek, VA 24696	2.177 acres 1/10 of 21.77 acres	3.7087%	<i>n/a</i>
(b) Ferrell Whited PO Box 1471 Honaker, VA 24260	3.919 acres 9/50 of 21.77 acres	6.6756%	<i>n/a</i>
(c) Herald Whited 120 Clifton Farm Rd. Honaker, VA 24260	3.919 acres 9/50 of 21.77 acres	6.6756%	<i>n/a</i>
(d) Marty Whited PO Box 881 Lebanon, VA 24266-0881	3.919 acres 9/50 of 21.77 acres	6.6756%	<i>n/a</i>
(e) Cathy Darlene Ward 2014 Miller Creek Rd Swords Creek, VA 24649	3.919 acres 9/50 of 21.77 acres	6.6756%	<i>n/a</i>
(f) Melissa Skeens 120 Clifton Farm Rd Honaker, VA 24260	3.919 acres 9/50 of 21.77 acres	6.6756%	<i>n/a</i>

Tract #3, 2.18 acres

COAL OWNERSHIP

(1) Buckhorn Coal Company <i>(Jacob Fuller 453 Acre Tract)</i> P. O. Box 187 Tazewell, VA 24651	2.18 acres	3.7138%	3.6201%
--	------------	---------	----------------

OIL & GAS OWNERSHIP

(1) Gent Enterprises, LLC <i>(50 Acre Tract)</i> P.O. Box 330 Honaker, VA 24260 <i>(Previously listed as a title conflict between Michael Whited, or Gent Enterprises, LLC)</i>	2.18 acres	3.7138%	3.6201%
--	------------	---------	----------------

Under Case #CL10000662-00, executed May 12, 2011, the Court of Russell County clarified the conveyances from the Rasnakes to the Gents in DB 223/ PG 53, dated 10/26/70 included all right, title in and to the oil, gas, (including coalbed methane gas and deep gas), minerals (other than coal), etc.

Royalties can be paid based on the royalty agreement between Buckhorn / Gent Enterprises

Tract #4, 5.31 acres

COAL OWNERSHIP

(1) Buckhorn Coal Company, Tr.9 <i>(H.C. Stuart 405 Acre Tract)</i> P. O. Box 187 Tazewell, VA 24651	5.31 acres	9.0460%	<i>n/a</i>
---	------------	---------	------------

Exhibit EE
Unit AY111
Docket #VGOB-01-0320-0876-02
List of Conflicting Owners/Claimants with Royalty Split Agreements

	Acres in Unit	Interest in Unit	Percent of Escrow
<u>OIL & GAS OWNERSHIP</u>			
(1) Michael Whited, et al <i>(Previously Columbus Earl Whited)</i>	5.31 acres	9.0460%	
(a) Michael Whited PO Box 297 Swords Creek, VA 24696	0.53 acres 1/10 of 5.31 acres	0.9046%	<i>n/a</i>
(b) Ferrell Whited PO Box 1471 Honaker, VA 24260	0.96 acres 9/50 of 5.31 acres	1.6283%	<i>n/a</i>
(c) Herald Whited 120 Clifton Farm Rd. Honaker, VA 24260	0.96 acres 9/50 of 5.31 acres	1.6283%	<i>n/a</i>
(d) Marty Whited PO Box 881 Lebanon, VA 24266-0881	0.96 acres 9/50 of 5.31 acres	1.6283%	<i>n/a</i>
(e) Cathy Darlene Ward 2014 Miller Creek Rd Swords Creek, VA 24649	0.96 acres 9/50 of 5.31 acres	1.6283%	<i>n/a</i>
(f) Melissa Skeens 120 Clifton Farm Rd Honaker, VA 24260	0.96 acres 9/50 of 5.31 acres	1.6283%	<i>n/a</i>
<u>Tract #5, 1.51 acres</u>			
<u>COAL OWNERSHIP</u>			
(1) Buckhorn Coal Company, Tr.9 <i>(H.C. Stuart 405 Acre Tract)</i> P. O. Box 187 Tazewell, VA 24651	1.51 acres	2.5724%	<i>n/a</i>
<u>OIL & GAS OWNERSHIP</u>			
(1) Michael Whited, et al <i>(Previously Columbus Earl Whited)</i>	1.51 acres	2.5724%	
(a) Michael Whited PO Box 297 Swords Creek, VA 24696	0.15 acres 1/10 of 1.51 acres	0.2572%	<i>n/a</i>
(b) Ferrell Whited PO Box 1471 Honaker, VA 24260	0.27 acres 9/50 of 1.51 acres	0.4630%	<i>n/a</i>
(c) Herald Whited 120 Clifton Farm Rd. Honaker, VA 24260	0.27 acres 9/50 of 1.51 acres	0.4630%	<i>n/a</i>
(d) Marty Whited PO Box 881 Lebanon, VA 24266-0881	0.27 acres 9/50 of 1.51 acres	0.4630%	<i>n/a</i>
(e) Cathy Darlene Ward 2014 Miller Creek Rd Swords Creek, VA 24649	0.27 acres 9/50 of 1.51 acres	0.4630%	<i>n/a</i>
(f) Melissa Skeens 120 Clifton Farm Rd Honaker, VA 24260	0.27 acres 9/50 of 1.51 acres	0.4630%	<i>n/a</i>

Total Acreage Resolved 30.77
Total Percentage Resolved 52.4191%

Exhibit J
Unit AY111 Escrow Account Reconciliation
VGOB 01-0320-0876

CNX Deposit Information		
Check Date	Check Number	Total
	<i>Bonus Payment</i>	\$41.60
10/25/2001	NULL	\$5,823.04
11/21/2001	NULL	\$912.46
12/21/2001	NULL	\$781.72
1/25/2002	NULL	\$731.98
2/25/2002	NULL	\$976.64
3/25/2002		\$974.93
4/25/2002	16499	\$624.76
5/24/2002	17363	\$609.30
6/25/2002	18012	\$1,143.47
7/25/2002	18588	\$1,065.81
8/23/2002	19199	\$992.47
9/25/2002	19533	\$1,046.62
10/25/2002	20428	\$1,011.11
11/25/2002	21101	\$915.06
12/24/2002	21563	\$1,007.56
1/24/2003	23057	\$1,154.67
2/25/2003	23749	\$1,326.32
3/25/2003	24557	\$1,373.77
4/25/2003	25409	\$1,229.18
5/23/2003	26307	\$1,354.62
6/25/2003	26781	\$1,191.67
7/25/2003	27872	\$1,262.63
8/25/2003	28711	\$1,223.07
9/25/2003	29554	\$1,101.40
10/24/2003	30386	\$1,107.45
11/25/2003	31329	\$924.99
12/24/2003	32850	\$1,028.30
1/23/2004	33565	\$1,079.34
2/25/2004	34557	\$1,252.22
3/25/2004	35450	\$1,665.17
4/23/2004	36469	\$1,357.25
5/25/2004	37537	\$1,427.82
6/25/2004	38504	\$1,242.79
7/23/2004	39530	\$1,116.30
8/25/2004	40646	\$1,160.46
9/24/2004	41752	\$1,236.16
10/25/2004	42923	\$1,512.49
11/24/2004	43968	\$1,365.75
12/24/2004	45606	\$1,556.27
1/25/2005	46538	\$1,283.27
2/25/2005	47809	\$1,266.22
3/24/2005	49009	\$1,054.31
4/25/2005	50323	\$1,077.33
5/25/2005	51560	\$1,455.01
6/24/2005	52630	\$1,039.70
7/25/2005	53787	\$1,545.13
8/25/2005	55144	\$1,402.64
9/23/2005	56470	\$1,503.84
10/25/2005	57753	\$1,678.19

Escrow Bank Data														
Date	Escrow Royalty Deposits	Income	\$ Mrkt Int	CDARS Int	Fees	Distributions	Corrections	Audit Costs	Gain/Loss	Royalty Bonus	Total Int. and Fees	Bank Balance	Running Balance	Difference
8/31/2001	\$0.00	\$0.00				\$0.00					\$0.00	\$0.00	\$0.00	\$0.00
9/30/2001	\$41.60	\$0.07				\$0.00					\$0.07	\$41.67	\$41.67	\$0.00
10/31/2001	\$5,823.04	\$0.06				\$0.00					\$0.06	\$5,864.77	\$5,864.77	\$0.00
11/30/2001	\$0.00	\$0.00				\$0.00					\$0.00	\$6,784.89	\$6,777.23	(\$7.66)
12/31/2001	\$781.72	\$9.14				\$0.00					\$9.14	\$7,575.75	\$7,568.09	(\$7.66)
1/31/2002	\$731.98	\$5.43				\$0.00					\$5.43	\$8,313.16	\$8,305.50	(\$7.66)
2/28/2002	\$976.64	\$4.40				\$0.00					\$4.40	\$9,294.20	\$9,286.54	(\$7.66)
3/31/2002	\$974.93	\$6.01				\$0.00					\$6.01	\$10,275.14	\$10,267.48	(\$7.66)
4/30/2002	\$624.76	\$0.00				\$0.00					\$0.00	\$10,899.90	\$10,892.24	(\$7.66)
5/31/2002	\$609.30	\$7.49				\$0.00					\$7.49	\$11,516.69	\$11,509.03	(\$7.66)
6/30/2002	\$1,143.47	\$6.30				\$0.00					\$6.30	\$12,666.46	\$12,658.80	(\$7.66)
7/31/2002	\$1,065.81	\$7.09				\$0.00					\$7.09	\$13,739.36	\$13,731.70	(\$7.66)
8/31/2002	\$992.47	\$7.99				\$0.00					\$7.99	\$14,739.82	\$14,732.16	(\$7.66)
9/30/2002	\$1,046.62	\$8.28				\$0.00					\$8.28	\$15,794.72	\$15,787.06	(\$7.66)
10/31/2002	\$1,011.11	\$7.46				\$0.00					\$7.46	\$16,813.29	\$16,805.63	(\$7.66)
11/30/2002	\$915.06	\$8.25				\$0.00					\$8.25	\$17,736.60	\$17,728.94	(\$7.66)
12/31/2002	\$1,007.56	\$8.67				\$0.00					\$8.67	\$18,752.83	\$18,745.17	(\$7.66)
1/31/2003	\$1,154.67	\$4.51				\$0.00					\$4.51	\$19,912.01	\$19,904.35	(\$7.66)
2/28/2003	\$1,326.32	\$4.14				\$0.00					\$4.14	\$21,242.47	\$21,234.81	(\$7.66)
3/31/2003	\$1,373.77	\$2.35				\$0.00					\$2.35	\$22,618.59	\$22,610.93	(\$7.66)
4/30/2003	\$1,229.18	\$4.05				\$0.00					\$4.05	\$23,851.82	\$23,844.16	(\$7.66)
5/31/2003	\$1,354.62	\$2.81				\$0.00					\$2.81	\$25,209.25	\$25,201.59	(\$7.66)
6/30/2003	\$1,191.67	\$4.27				\$0.00					\$4.27	\$26,405.19	\$26,397.53	(\$7.66)
7/31/2003	\$1,262.63	\$2.61				\$0.00					\$2.61	\$27,670.43	\$27,662.77	(\$7.66)
8/31/2003	\$1,223.07	\$1.18				\$0.00					\$1.18	\$28,894.68	\$28,887.02	(\$7.66)
9/30/2003	\$1,101.40	\$1.07				\$0.00					\$1.07	\$29,997.15	\$29,989.49	(\$7.66)
10/31/2003	\$1,107.45	\$1.71				\$0.00					\$1.71	\$31,106.31	\$31,098.65	(\$7.66)
11/30/2003	\$924.99	\$2.72				\$0.00					\$2.72	\$32,034.02	\$32,026.36	(\$7.66)
12/31/2003	\$1,028.30	\$1.81				\$0.00					\$1.81	\$33,064.13	\$33,056.47	(\$7.66)
1/31/2004	\$1,079.34	\$3.40				\$0.00					\$3.40	\$34,146.87	\$34,139.21	(\$7.66)
2/28/2004	\$1,252.22	\$2.61				\$0.00					\$2.61	\$35,401.70	\$35,394.04	(\$7.66)
3/31/2004	\$1,665.17	\$1.59				\$0.00					\$1.59	\$37,068.46	\$37,060.80	(\$7.66)
4/30/2004	\$1,357.25	\$4.44				\$0.00					\$4.44	\$38,430.15	\$38,422.49	(\$7.66)
5/31/2004	\$1,427.82	\$4.53				\$0.00					\$4.53	\$39,862.50	\$39,854.84	(\$7.66)
6/30/2004	\$1,242.79	\$6.37				\$0.00					\$6.37	\$41,111.66	\$41,104.00	(\$7.66)
7/31/2004	\$1,116.30	\$8.74				\$0.00					\$8.74	\$42,236.70	\$42,229.04	(\$7.66)
8/31/2004	\$1,160.46	\$18.44				\$0.00					\$18.44	\$43,415.60	\$43,407.94	(\$7.66)
9/30/2004	\$1,236.16	\$21.92				\$0.00					\$21.92	\$44,673.68	\$44,666.02	(\$7.66)
10/31/2004	\$1,512.49	\$27.57				\$0.00					\$27.57	\$46,213.74	\$46,206.08	(\$7.66)
11/30/2004	\$1,365.75	\$36.04				\$0.00					\$36.04	\$47,615.53	\$47,607.87	(\$7.66)
12/31/2004	\$1,556.27	\$36.75				\$0.00					\$36.75	\$49,208.55	\$49,200.89	(\$7.66)
1/31/2005	\$1,283.27	\$52.15				\$0.00					\$52.15	\$50,543.97	\$50,536.31	(\$7.66)
2/28/2005	\$1,266.22	\$60.77				\$0.00					\$60.77	\$51,870.96	\$51,863.30	(\$7.66)
3/31/2005	\$1,054.31	\$60.38				\$0.00					\$60.38	\$52,985.65	\$52,977.99	(\$7.66)
4/30/2005	\$1,077.33	\$81.09				\$0.00					\$81.09	\$54,144.07	\$54,136.41	(\$7.66)
5/31/2005	\$1,455.01	\$86.68				\$0.00					\$86.68	\$55,685.76	\$55,678.10	(\$7.66)
6/30/2005	\$1,039.70	\$96.11				\$0.00					\$96.11	\$56,821.57	\$56,813.91	(\$7.66)
7/31/2005	\$1,545.13	\$100.56				\$0.00					\$100.56	\$58,467.26	\$58,459.60	(\$7.66)
8/31/2005	\$1,402.64	\$115.96				\$0.00					\$115.96	\$59,985.86	\$59,978.20	(\$7.66)
9/30/2005	\$1,503.84	\$127.89				\$0.00					\$127.89	\$61,617.59	\$61,609.93	(\$7.66)
10/31/2005	\$1,678.19	\$135.45				\$0.00					\$135.45	\$63,431.23	\$63,423.57	(\$7.66)

Exhibit J
Unit AY111 Escrow Account Reconciliation
VGOB 01-0320-0876

CNX Deposit Information		
Check Date	Check Number	Total
11/25/2005	59040	\$2,044.49
12/23/2005	60942	\$2,411.70
1/25/2006	62075	\$1,858.60
2/24/2006	63595	\$2,336.13
3/24/2006	64957	\$2,505.72
4/25/2006	66272	\$1,822.88
5/25/2006	67621	\$1,701.78
6/23/2006	68971	\$1,668.37
7/25/2006	71177	\$1,652.88
8/25/2006	NULL	\$1,344.53
9/25/2006	NULL	\$1,309.69
10/25/2006	NULL	\$1,600.10
11/25/2006	NULL	\$1,280.79
12/25/2006	NULL	\$828.90
1/25/2007	NULL	\$1,049.62
1/31/2007	NULL	\$563.69
2/25/2007	NULL	\$1,994.42
3/25/2007	NULL	\$1,345.39
4/25/2007	NULL	\$1,454.51
5/25/2007	NULL	\$1,759.46
6/25/2007	NULL	\$1,682.75
7/25/2007	NULL	\$1,394.01
8/25/2007	NULL	\$1,224.84
9/25/2007	NULL	\$1,225.73
10/25/2007	NULL	\$1,416.08
11/25/2007	NULL	\$1,142.95
12/25/2007	NULL	\$1,425.94
1/25/2008	NULL	\$1,626.05
2/25/2008	NULL	\$1,532.32
3/25/2008	NULL	\$1,880.11
4/25/2008	NULL	\$1,790.16
5/25/2008	NULL	\$2,092.57
6/25/2008	NULL	\$2,075.39
7/25/2008	NULL	\$2,813.48
8/25/2008	NULL	\$2,925.81
9/25/2008	NULL	\$3,196.79
10/25/2008	NULL	\$2,055.57
11/25/2008	NULL	\$1,708.28
12/25/2008	NULL	\$1,562.28
1/25/2009	NULL	\$1,086.47
2/25/2009	NULL	\$1,593.14
3/25/2009	NULL	\$1,167.32
4/25/2009	NULL	\$595.45
5/25/2009	NULL	\$809.01
6/25/2009	NULL	\$114.92
7/25/2009	NULL	\$331.52

Escrow Bank Data														Running Balance	Difference
Date	Escrow Royalty Deposits	Income	\$ Mrket Int	CDARS Int	Fees	Distributions	Corrections	Audit Costs	Gain/Loss	Royalty Bonus	Total Int. and Fees	Bank Balance			
11/30/2005	\$2,044.49	\$143.65				\$0.00					\$143.65	\$65,619.37	\$65,611.71	(\$7.66)	
12/31/2005	\$2,411.70	\$155.32				\$0.00					\$155.32	\$68,186.39	\$68,178.73	(\$7.66)	
1/31/2006	\$1,858.60	\$178.92				\$0.00					\$178.92	\$70,223.91	\$70,216.25	(\$7.66)	
2/28/2006	\$2,336.13	\$188.51				\$0.00					\$188.51	\$72,748.55	\$72,740.89	(\$7.66)	
3/31/2006	\$2,505.72	\$195.62				\$0.00					\$195.62	\$75,449.89	\$75,442.23	(\$7.66)	
4/30/2006	\$1,822.88	\$239.46				\$0.00					\$239.46	\$77,512.23	\$77,504.57	(\$7.66)	
5/31/2006	\$1,701.78	\$236.05				\$0.00					\$236.05	\$79,450.06	\$79,442.40	(\$7.66)	
6/30/2006	\$1,668.37	\$252.11				\$0.00					\$252.11	\$81,370.54	\$81,362.88	(\$7.66)	
7/31/2006	\$1,652.88	\$257.20				\$0.00					\$257.20	\$83,280.62	\$83,272.96	(\$7.66)	
													\$84,617.49	\$84,617.49	
8/31/2006	\$0.00	\$280.15				\$0.00					\$280.15	\$83,560.77	\$86,207.33	\$2,646.56	
10/31/2006	\$1,600.10	\$326.60				\$0.00					\$326.60	\$88,444.47	\$88,134.03	(\$310.44)	
11/30/2006	\$1,280.79	\$341.18				\$0.00					\$335.20	\$90,060.46	\$89,750.02	(\$310.44)	
													\$90,578.92	\$90,578.92	
1/31/2007	\$1,049.62	\$333.33				\$0.00					\$333.33	\$92,574.22	\$91,961.87	(\$612.35)	
2/28/2007	\$0.00	\$324.30				\$0.00					\$324.30	\$92,898.52	\$92,849.86	(\$48.66)	
3/31/2007	\$2,558.11	\$305.80				\$0.00					\$305.80	\$95,762.43	\$95,150.08	(\$612.35)	
													\$96,495.47	\$96,495.47	
4/30/2007	\$2,799.90	\$356.88				\$0.00					\$356.88	\$98,919.21	\$98,306.86	(\$612.35)	
5/31/2007	\$1,759.46	\$337.21				\$0.00					\$337.21	\$101,015.88	\$100,403.53	(\$612.35)	
6/30/2007	\$0.00	\$357.66				\$0.00					\$357.66	\$101,373.54	\$102,443.94	\$1,070.40	
7/31/2007	\$3,076.76	\$706.44				\$0.00					\$706.44	\$104,803.52	\$104,544.39	(\$259.13)	
8/31/2007	\$1,224.84	\$355.27				\$0.00					\$355.27	\$106,383.63	\$106,124.50	(\$259.13)	
9/30/2007	\$1,225.73	\$569.56				\$0.00					\$569.56	\$108,178.92	\$107,919.79	(\$259.13)	
10/31/2007	\$0.00	\$362.49				\$0.00					\$362.49	\$108,541.41	\$109,698.36	\$1,156.95	
11/30/2007	\$2,559.03	\$379.67				\$0.00					\$379.67	\$111,480.11	\$111,220.98	(\$259.13)	
12/31/2007	\$1,425.94	\$355.03				\$0.00					\$355.03	\$113,261.08	\$113,001.95	(\$259.13)	
1/31/2008	\$1,626.05	\$286.87				\$0.00					\$286.87	\$115,174.00	\$114,914.87	(\$259.13)	
2/29/2008	\$1,532.32	\$247.05				\$0.00					\$247.05	\$116,953.37	\$116,694.24	(\$259.13)	
3/31/2008	\$1,880.11	\$219.03				\$0.00					\$219.03	\$119,052.51	\$118,793.38	(\$259.13)	
4/30/2008	\$1,790.16	\$166.65				\$0.00					\$166.65	\$121,009.32	\$120,750.19	(\$259.13)	
5/31/2008	\$2,092.57	\$139.32				\$0.00					\$139.32	\$123,241.21	\$122,982.08	(\$259.13)	
6/30/2008	\$2,075.39	\$140.98				\$0.00					\$140.98	\$125,457.58	\$125,198.45	(\$259.13)	
7/31/2008	\$2,813.48	\$138.30				\$0.00					\$138.30	\$128,409.36	\$128,150.23	(\$259.13)	
8/31/2008	\$2,925.81	\$179.90				\$0.00					\$179.90	\$131,515.07	\$131,255.94	(\$259.13)	
9/30/2008	\$3,196.79	\$163.88				\$0.00					\$163.88	\$134,875.74	\$134,616.61	(\$259.13)	
10/31/2008	\$2,055.57	\$134.68				\$0.00					\$134.68	\$137,065.99	\$136,806.86	(\$259.13)	
11/30/2008	\$1,708.28	\$180.42				\$0.00					\$180.42	\$138,954.69	\$138,695.56	(\$259.13)	
12/31/2008	\$1,562.28	\$73.79				\$0.00					\$73.79	\$140,590.76	\$140,331.63	(\$259.13)	
1/1/2009	\$0.00	\$6.85				\$0.00					\$6.85	\$140,597.61	\$141,424.95	\$827.34	
2/28/2009	\$2,679.61	(\$12.75)				\$0.00					(\$12.75)	\$143,264.47	\$143,005.34	(\$259.13)	
3/31/2009	\$1,167.32	\$35.21				\$0.00					\$35.21	\$144,467.00	\$144,207.87	(\$259.13)	
4/30/2009	\$595.45	(\$22.71)				\$0.00					(\$22.71)	\$145,039.74	\$144,780.61	(\$259.13)	
5/31/2009	\$809.01	(\$23.01)				\$0.00					(\$23.01)	\$145,825.74	\$145,566.61	(\$259.13)	
6/30/2009	\$114.92	(\$23.83)				\$0.00					(\$23.83)	\$145,916.83	\$145,657.70	(\$259.13)	
7/31/2009	\$331.52	(\$24.22)				\$0.00					(\$24.22)	\$146,224.13	\$145,965.00	(\$259.13)	
8/31/2009	\$0.00	(\$14.04)				(\$70,322.14)					(\$14.04)	\$75,887.95	\$75,628.82	(\$259.13)	
9/30/2009	\$0.00	(\$5.14)				\$0.00					(\$5.14)	\$75,882.81	\$75,623.68	(\$259.13)	
10/31/2009	\$0.00	(\$6.01)				\$0.00					(\$6.01)	\$75,876.80	\$75,617.67	(\$259.13)	
11/30/2009	\$0.00	(\$5.62)				\$0.00					(\$5.62)	\$75,871.18	\$75,612.05	(\$259.13)	
12/31/2009	\$0.00	(\$21.14)				\$0.00					(\$21.14)	\$75,850.04	\$75,590.91	(\$259.13)	

Exhibit J
Unit AY111 Escrow Account Reconciliation
VGOB 01-0320-0876

CNX Deposit Information		
Check Date	Check Number	Total
3/22/2010	NULL	\$3,944.48
4/20/2010	NULL	\$757.12
5/19/2010	NULL	\$764.38
6/21/2010	NULL	\$570.94
7/20/2010	NULL	\$656.58
8/20/2010	NULL	\$592.53
9/22/2010	NULL	\$736.38
10/19/2010	NULL	\$785.86
11/19/2010	NULL	\$508.73
12/20/2010	NULL	\$565.95
1/20/2011	NULL	\$424.99
2/24/2011	NULL	\$600.01
3/21/2011	NULL	\$675.76
4/20/2011	NULL	\$595.99
5/19/2011	NULL	\$541.21
6/21/2011	NULL	\$550.44
7/19/2011	NULL	\$508.38
8/19/2011	NULL	\$442.27
9/19/2011	NULL	\$442.54
10/13/2011	NULL	\$456.00
11/14/2011	NULL	\$412.58
12/15/2011	NULL	\$396.96
1/18/2012	NULL	\$359.00
2/20/2012	NULL	\$358.55
3/20/2012	NULL	\$274.54
4/20/2012	NULL	\$197.17
5/21/2012	NULL	\$172.95
6/20/2012	NULL	\$117.38
7/25/2012	NULL	\$108.01
8/23/2012	0214000471	\$145.63
9/24/2012	0214000974	\$189.42
10/22/2012	0214005942	\$215.16
11/20/2012	0214011525	\$163.64
12/19/2012	0214016790	\$216.59
1/22/2013	0214022085	\$270.47
2/20/2013	E000003981	\$294.39
2/27/2013	E000004750	\$97.83
3/20/2013	E000005095	\$529.15
4/22/2013	E000006174	\$469.68
5/21/2013	E000007365	\$604.45
6/20/2013	E000008680	\$1,196.59
7/22/2013	E000010083	\$1,568.54
8/20/2013	E000011425	\$1,684.11
9/20/2013	E000012731	\$965.01
10/21/2013	E000015932	\$877.46
11/19/2013	E000017035	\$837.12
12/18/2013	E000018393	\$846.44

Escrow Bank Data														
Date	Escrow Royalty Deposits	Income	\$ Mrket Int	CDARS Int	Fees	Distributions	Corrections	Audit Costs	Gain/Loss	Royalty Bonus	Total Int. and Fees	Bank Balance	Running Balance	Difference
1/1/2010	\$0.00	\$14.06			\$0.00	\$0.00					\$14.06	\$75,841.38	\$75,604.97	(\$236.41)
2/1/2010	\$0.00	\$14.56			(\$6.10)	\$0.00					\$8.46	\$75,849.84	\$75,613.43	(\$236.41)
3/1/2010	\$3,944.48	\$16.26			(\$6.32)	\$0.00		\$0.00			\$9.94	\$79,804.26	\$79,567.85	(\$236.41)
4/1/2010	\$757.12	\$17.53			(\$6.65)	\$0.00					\$10.88	\$80,572.26	\$80,335.85	(\$236.41)
5/1/2010	\$764.38	\$16.05			(\$6.71)	\$0.00					\$9.34	\$81,345.98	\$81,109.57	(\$236.41)
6/1/2010	\$570.94	\$16.72			(\$6.78)	\$0.00	(\$72.14)				(\$62.20)	\$81,854.72	\$81,618.31	(\$236.41)
7/1/2010	\$656.58		\$16.91	\$2.34	(\$6.82)	\$0.00					\$12.43	\$82,523.73	\$82,287.32	(\$236.41)
8/1/2010	\$592.53		\$14.55	\$5.69	(\$6.88)	\$0.00					\$13.36	\$83,129.62	\$82,893.21	(\$236.41)
9/1/2010	\$736.38		\$13.63	\$8.06	(\$6.93)	\$0.00					\$14.76	\$83,880.76	\$83,644.35	(\$236.41)
10/1/2010	\$785.86		\$12.79	\$11.62	(\$6.99)	\$0.00	(\$91.39)				(\$73.97)	\$84,592.65	\$84,356.24	(\$236.41)
11/1/2010	\$508.73		\$11.10	\$14.52	(\$7.05)	\$0.00					\$18.57	\$85,119.95	\$84,883.54	(\$236.41)
12/1/2010	\$565.95		\$8.74	\$21.60	(\$7.09)	\$0.00	(\$73.46)				(\$50.21)	\$85,635.69	\$85,399.28	(\$236.41)
1/31/2011	\$424.99		\$9.06	\$28.57	(\$7.93)	\$0.00	(\$6.25)				\$23.45	\$86,084.13	\$85,847.72	(\$236.41)
2/28/2011	\$600.01		\$6.11	\$29.11	(\$7.17)	\$0.00	(\$22.78)				\$5.27	\$86,689.41	\$86,453.00	(\$236.41)
3/31/2011	\$675.76		\$5.27	\$34.78	(\$7.22)	\$0.00	(\$30.35)				\$2.48	\$87,367.65	\$87,131.24	(\$236.41)
4/30/2011	\$595.99		\$4.10	\$35.27	(\$7.28)	\$0.00	(\$24.96)				\$7.13	\$87,970.77	\$87,734.36	(\$236.41)
5/31/2011	\$541.21		\$4.14	\$37.08	(\$7.33)	\$0.00	(\$17.35)				\$16.54	\$88,528.52	\$88,292.11	(\$236.41)
6/30/2011	\$550.44		\$3.92	\$36.12	(\$7.38)	\$0.00	(\$21.00)	\$0.10			\$11.76	\$89,090.72	\$88,854.31	(\$236.41)
7/31/2011	\$508.38		\$4.15	\$37.41	(\$7.42)	\$0.00	(\$13.15)				\$20.99	\$89,620.09	\$89,383.68	(\$236.41)
8/30/2011	\$442.27		\$3.10	\$38.36	(\$7.47)	\$0.00	(\$31.23)				\$2.76	\$90,065.12	\$89,828.71	(\$236.41)
9/30/2011	\$442.54		\$3.51	\$37.41	(\$7.51)	\$0.00	(\$17.83)				\$15.58	\$90,523.24	\$90,286.83	(\$236.41)
10/31/2011	\$456.00		\$3.00	\$39.58	(\$7.54)	\$0.00	(\$27.69)				\$7.35	\$90,986.59	\$90,750.18	(\$236.41)
11/30/2011	\$412.58		\$2.92	\$38.83	(\$7.58)	\$0.00	(\$23.34)				\$10.83	\$91,410.00	\$91,173.59	(\$236.41)
12/31/2011	\$396.96		\$3.17	\$41.05	(\$7.62)	\$0.00	(\$16.54)				\$20.06	\$91,827.02	\$91,590.61	(\$236.41)
1/31/2012	\$359.00		\$3.51	\$41.37	(\$7.65)	\$0.00	(\$30.93)				\$6.30	\$92,192.32	\$91,955.91	(\$236.41)
2/28/2012	\$358.55		\$2.76	\$38.38	(\$7.68)		(\$15.95)				\$17.51	\$92,568.38	\$92,331.97	(\$236.41)
3/31/2012	\$274.54		\$3.05	\$40.99	(\$7.71)		(\$12.97)				\$23.36	\$92,866.28	\$92,629.87	(\$236.41)
4/30/2012	\$197.17		\$2.07	\$39.43	(\$7.74)		(\$16.36)				\$17.40	\$93,080.85	\$92,844.44	(\$236.41)
5/31/2012	\$172.95		\$1.42	\$40.87	(\$7.76)		(\$6.64)				\$27.89	\$93,281.69	\$93,045.28	(\$236.41)
6/30/2012	\$117.38		\$1.25	\$40.64	(\$7.77)		(\$10.68)				\$23.44	\$93,422.51	\$93,186.10	(\$236.41)
7/31/2012			\$1.45	\$39.21	(\$7.79)		(\$6.86)				\$26.01	\$93,448.52	\$93,212.12	(\$236.41)
8/31/2012	\$253.64		\$1.60	\$34.40	(\$7.79)		(\$34.89)				(\$6.68)	\$93,695.48	\$93,459.07	(\$236.41)
9/30/2012			\$1.56	\$31.85	(\$7.81)		(\$9.27)				\$16.33	\$93,711.81	\$93,475.40	(\$236.41)
10/31/2012	\$404.58		\$1.59	\$31.81	(\$7.81)		(\$11.59)				\$14.00	\$94,130.39	\$93,893.98	(\$236.41)
11/30/2012	\$163.64		\$1.68	\$28.48	(\$7.84)		(\$9.30)				\$13.02	\$94,307.05	\$94,070.64	(\$236.41)
12/31/2012	\$216.59		\$1.64	\$25.24	(\$7.86)		(\$11.07)				\$7.95	\$94,531.59	\$94,295.18	(\$236.41)
1/31/2013	\$270.47		\$1.65	\$22.31	(\$7.88)		(\$8.46)				\$7.62	\$94,809.68	\$94,573.27	(\$236.41)
2/28/2013	\$294.39		\$1.41	\$20.45	(\$7.90)		(\$14.76)				(\$0.80)	\$95,103.27	\$94,866.86	(\$236.41)
3/31/2013	\$626.98		\$1.56	\$21.75	(\$7.93)		(\$9.45)				\$5.93	\$95,736.18	\$95,499.77	(\$236.41)
4/30/2013	\$469.68		\$1.31	\$20.92	(\$7.98)						\$14.25	\$96,220.11	\$95,983.70	(\$236.41)
5/31/2013	\$604.45		\$1.32	\$21.58	(\$8.02)						\$14.88	\$96,839.44	\$96,603.03	(\$236.41)
6/30/2013	\$1,196.59		\$1.27	\$21.88	(\$8.07)		(\$9.63)				\$5.45	\$98,041.48	\$97,805.07	(\$236.41)
7/31/2013	\$1,568.54		\$0.97	\$22.72	(\$8.17)						\$15.52	\$99,625.54	\$99,389.13	(\$236.41)
8/31/2013	\$1,684.11		\$1.32	\$22.82	(\$8.30)						\$15.84	\$101,325.49	\$101,089.08	(\$236.41)
9/30/2013	\$965.01		\$0.58	\$23.46	(\$8.44)						\$15.60	\$102,306.10	\$102,069.69	(\$236.41)
10/31/2013	\$877.46		\$0.67	\$24.22	(\$8.53)						\$16.36	\$103,199.92	\$102,963.51	(\$236.41)
11/30/2013	\$837.12		\$0.80	\$22.83	(\$8.60)						\$15.03	\$104,052.07	\$103,815.66	(\$236.41)
12/31/2013	\$846.44		\$0.98	\$23.18	(\$8.67)						\$15.49	\$104,914.00	\$104,677.59	(\$236.41)

**Exhibit J
Unit AY111 Escrow Account Reconciliation
VGOB 01-0320-0876**

CNX Deposit Information		
Check Date	Check Number	Total
1/21/2014	E000019751	\$906.77
2/24/2014	E000021226	\$1,040.24
3/20/2014	E000022617	\$1,563.57

Escrow Bank Data													Running Balance	Difference
Date	Escrow Royalty Deposits	Income	\$ Mrket Int	CDARS Int	Fees	Distributions	Corrections	Audit Costs	Gain/Loss	Royalty Bonus	Total Int. and Fees	Bank Balance		
1/31/2014	\$906.77		\$1.16	\$23.77	(\$8.74)						\$16.19	\$105,836.96	\$105,600.55	(\$236.41)
2/28/2014	\$1,040.24		\$1.10	\$21.77	(\$8.82)						\$14.05	\$106,891.25	\$106,654.84	(\$236.41)
3/31/2014	\$1,563.57		\$1.37	\$23.63	(\$8.91)		(\$10,938.56)				\$16.09	\$97,532.35	\$97,295.94	(\$236.41)
Total											\$11,139.85			

Total Deposited	\$167,416.79
01 Disbursement	-\$70,322.14
Correction 3/31/2014	-\$10,938.56
Interest and Fees	\$11,139.85
Total	\$97,295.94
March 2014 First Bank and Trust balance	\$97,532.35
Difference	-\$236.41

Corrected 3/31/2014 - A total of \$10,938.56 was transferred to Unit AX111 due to a VGOB # error on the check. Partial payments made from 6/30/2009 to 8/31/2013 were also applied to the wrong account and have also been transferred. (See 3/31/14 Memorandum from Rick Cooper to Davis Davis)

VIRGINIA: IN THE CIRCUIT COURT OF RUSSELL COUNTY

GENT ENTERPRISES, LLC,.....PLAINTIFF,

vs. Case No.: CL10000662-00

**RALPH SNEAD, ADMINISTRATOR
C.T.A. FOR THE ESTATE OF
COLUMBUS EARL WHITED, et als,.....DEFENDANTS.**

FINAL ORDER

THIS ACTION CAME ON TO BE HEARD, upon the Plaintiff's Complaint herein; upon service of process upon Herald Whited, in person, on November 1, 2010, upon Marty Whited by posting on November 1, 2010, upon Ferrell Whited, in person, on November 1, 2010, upon Kathy Ward, by posting, on October 14, 2010, upon Melissa Skeens, by posting, on October 14, 2010, on Michael Whited, by posting, on November 14, 2010, upon Ralph Snead, Administrator CTA of the Estate of Columbus Earl Whited, in person on October 18, 2010; upon answers filed herein on behalf of Ralph Snead, Administrator CTA of the Estate of Columbus Earl Whited, by Stephen M. Quillen, Esq. on January 4, 2011, by answer filed on behalf of Michael Whited, on November 10, 2010, by his attorney, James T. Shortt, II, Esq.; upon answers pro se filed by Melissa Skeens on 11/15/10, by Ferrell Whited on 11/19/10, and by Herald Whited on 11/19/10; and upon Plaintiff's Notice of Trial herein filed and mailed to counsel of record on February 8, 2011, upon the Plaintiff's Notice of Trial giving ten (10) days of notice for judgment of default to Marty Whited

and Kathy Ward by counsel for the Plaintiff on January 6, 2011; upon Notice of trial date given to all pro se Defendants and the Defendants in default by counsel for the Plaintiff on April 19, 2011; upon the Counter-Claim of Michael Whited herein filed on March 24, 2011; upon the Plaintiff's Motion to Dismiss the Defendant's Counter-Claim and Demurrer to the Defendant's Counter-Claim herein filed on April 11, 2011; and upon the trial of this action held on April 29, 2011, and was argued by counsel.

WHEREUPON, the Court first proceeded to hear, pre-trial, the Defendant's Motion for Continuance and Plaintiff's Motion to Dismiss the Defendant's Counter-Claim, after having considered arguments upon both Motions, and finding it proper so to do, it is

ADJUDGED, ORDERED, AND DECREED THAT the Defendant's Counter-Claim be, and the same is hereby dismissed and the Defendant's Motion for Continuance is denied.

THEREUPON, the Plaintiff presented its evidence consisting of the testimony of Charles Gent and documents entered into evidence as Plaintiff's Exhibits 2-4; and rested.

The Defendants then presented the testimony of Michael Whited, with documents consisting of receipts for payment of taxes admitted as Defendant's Exhibit 1.

The Plaintiff offered in rebuttal the testimony of Harvey Gent and mineral tax

receipts for payments of taxes upon the property that is the subject of this action, admitted as Plaintiff's Exhibit 5.

WHEREUPON, the Court, having considered the evidence of the Plaintiff and Defendant, the argument of counsel, and having reviewed the Deed from Mike Rasnake and Peggy Rasnake to R. W. Gent, R. F. Gent, and C. H. Gent dated October 26, 1970 and found of record in the Office of the Clerk of this Court in Deed Book 223, at page 53, and having reviewed the deed from Mike and Peggy Rasnake to Earl Whited dated October 19, 1972, found of record in the Office of the Clerk of this Court in Deed Book 235, at page 525; it is

ADJUDGED, ORDERED, AND DECREED THAT the deed from Mike Rasnake and Peggy Rasnake to R. W. Gent, et al, dated October 26, 1970 and recorded in Deed Book 223, at page 53 is prior in time, and therefore in right to the later deed from Mike Rasnake and Peggy Rasnake to Earl Whited, dated October 19, 1972 and found of record in Deed Book 235, at page 525 and that accordingly the aforesaid deed from the Rasnakes to the Gents dated October 26, 1970 and found of record in Deed Book 223, at page 53, conveyed all of the right, title, and interest of Mike Rasnake and Peggy Rasnake and their predecessors in title in and to all oil, gas (including coalbed methane gas and deep gas), minerals (other than coal), and timber, along with the other surface rights pertaining to mining, wheelage, prospecting, exploration, and otherwise as set forth in Deed Book 223, pages 54 to

Deed Book 223, page 57 to R. W. Gent, R. F. Gent, and C. H. Gent, predecessors in title to Gent Enterprises, LLC, which rights have, by conveyance in the chain of title since 1970, vested in Gent Enterprises, LLC, the Plaintiff herein.

It is further **ADJUDGED, ORDERED, AND DECREED THAT** the deed from Mike Rasnake and Peggy Rasnake to Earl Whited dated October 19, 1972, found of record in Deed Book 235, at page 525 operates to convey only the rights to use the real estate described therein, which is the same real estate as described in the earlier deed to the Gents, above referenced, for agricultural purposes only so long as such use does not interfere with the rights granted to the Gents by the above referenced deed of October 26, 1970, found of record in the Office of the Clerk of this Court in Deed Book 223, at page 53, such rights being the only rights which at the time of such conveyance, the Rasnakes had to convey, and which rights, in accordance with the holding of this Court, expressly do not include any rights to oil, gas (both coalbed methane gas and deed gas) minerals (except for coal) and any of the other above stated rights conveyed to the Gents by the aforesaid October 26, 1970 deed; which rights under the Last Will and Testament of Columbus Earl Whited are now vested

in the Defendant, Michael Whited. *This matter is ended. MWM*
The Clerk is directed to record this Order in the Land Records for Russell County. MWM

REQUESTED:



Of Counsel for the Plaintiff, Gent Enterprises, LLC

SEEN:

[Signature]
Of Counsel for Michael Whited

SEEN:

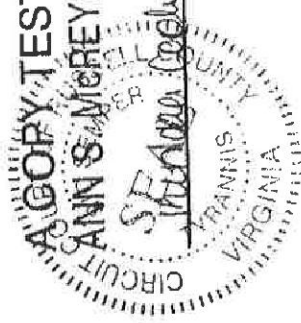
[Signature]
Of Counsel for Ralph Snead, Administrator, CTA of the
Last Will and Testament of Columbus Earl Whited

Signature of Pro Se Defendants dispensed with per Rule 1:13 of the Rules of the
Supreme Court of Virginia

ENTER: this the 12th day of May, 2011

[Signature]
JUDGE

ALGORY, TESTE
ANN S. McREYNOLDS, CLERK
[Signature] D. CLERK



1101260

VIRGINIA: IN THE OFFICE OF THE CLERK OF THE CIRCUIT COURT OF RUSSELL COUNTY, 5-13-2011. This deed was this day
presented in said office, and upon the certificate of acknowledgment thereto annexed, admitted to record at 2:38 o'clock P.M, after payment of
\$ tax imposed by Sec. 58.1-802.

Original returned this date to: In Court File
BY: [Signature] TESTE ANN S. McREYNOLDS, CLERK
D. CLERK