

BEFORE THE VIRGINIA GAS AND OIL BOARD

PETITIONER: CNX Gas Company LLC

DIVISION OF GAS AND OIL

DOCKET NO: VGOB 91-1119-0161-06

RELIEF SOUGHT: (1) DISBURSEMENT FROM
ESCROW REGARDING TRACT(S) 13B, A portion
of 20, A portion of 21, A portion of 5, A portion of
5A

HEARING DATE: March 17, 2015

(2) AND AUTHORIZATION FOR DIRECT
PAYMENT OF ROYALTIES

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, Hillard & Swartz, LLP, 124 Capital Street, Suite 201, Charleston, WV 25301.

2. Relief Sought

(1) the disbursement of escrowed funds heretofore deposited with the Board's Escrow Agent attributable to Tracts 5, 5A, 13B, 20 & 21 to the persons identified in Table 1 using the percentages set forth in Table 1; and (2) dismissal of coal owner(s)/claimant(s) named in the Notice of Hearing and identified in Exhibit B2 who were pooled by the Board as conflicting claimants. BUNE1.

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

(a) Kimberly Davis Tucker is 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. (b) Torch Oil and Gas Company, and Nick Deskins, Valmy Shannon, and Eleanor Sue Hagy 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 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.

BEFORE THE VIRGINIA OIL AND GAS BOARD

APPLICANT: CNX Gas Company LLC

DIVISION OF GAS AND OIL
DOCKET NO.: VGOB 91-1119-0161-06

RELIEF SOUGHT: (1) Disbursement from escrow
Regarding tracts 5, 5A, 13B, 20, & 21; and
(2) Dismissal of coal claimants.

UNIT: BUNE1

BUCHANAN COUNTY, VIRGINIA

HEARING DATE: March 17, 2015
PLACE: Russell County Government Conference Center
139 Highland Drive
Lebanon, Virginia
TIME: 9:00 a.m.

NOTICE OF HEARING

COMMONWEALTH OF VIRGINIA: To the following persons who will receive a disbursement of escrowed funds if the relief sought by Applicant's Petition is granted by the Virginia Gas and Oil Board:

Torch Oil and Gas Company, Nick Deskins, Valmy Shannon, Eleanor Sue Hagy, and Kimberly Davis Tucker

COMMONWEALTH OF VIRGINIA: To the following persons identified as **COAL OWNERS** in the pooling application(s) and Virginia Gas and Oil Board Orders pertaining to the referenced Docket No. who were previously pooled by Virginia Gas and Oil Board Order as conflicting claimants to the coalbed methane to be produced from the Unit, **YOUR CLAIMS TO COALBED METHANE ROYALTIES AND/OR WORKING OR CARRIED INTERESTS** for coalbed methane gas produced from this Unit **ARE SUBJECT TO DISMISSAL BY BOARD ORDER AT THE HEARING NOTICED ABOVE:**

Torch Oil and Gas Company (a portion of Tract 5, a portion of tract 5A, 8B, 8C, 9, a portion of 11B, a portion of 20, a portion of 21, & 22)

NOTICE IS HEREBY GIVEN that Applicant is requesting that the Virginia Gas and Oil Board (hereinafter Board) issue an order as follows:

- (1) Directing the Board's Escrow Agent to make the disbursements to the persons identified in Tables 1 & 2 hereto using the percentages stated therein;
- (2) Dismissing the Respondents/coal owners listed above as Respondents and as conflicting claimants.


NOTICE IS FURTHER GIVEN that this cause has been set for hearing and the taking of evidence before the Board at 9:00 a.m., on March 17, 2015 at the Russell County Government Conference Center, 139 Highland Drive, Lebanon, Virginia, and that notice will be published as required by law and the Rules of the Board.

NOTICE IS FURTHER GIVEN that you may attend this hearing, with or without an attorney, and offer evidence or state any comments you have. For further information or a copy of the Application and Exhibits, either contact the Virginia Gas and Oil Board, the Department of Mines, Minerals and Energy, the Division of Gas and Oil, 135 Highland Drive, Lebanon, Virginia, 276, or the Applicant at the address shown Below.

NOTICE IS FURTHER GIVEN that any Coal Owner identified above who does not appear at the said hearing and provide the Board with evidence and/or a credible theory/argument that he/she/it has a good faith basis under existing law to claim an interest in the coalbed methane produced from the Unit, is subject to dismissal as a pooled Respondent and as a conflicting claimant to coalbed methane royalties, working interest and/or carried interest

CNX Gas Company LLC
BY ITS PROFESSIONAL MANAGER
CNX GAS COMPANY LLC, PETITIONER

By:


Anita Duty
Pooling Supervisor
2481 John Nash Blvd.
Bluefield, West Virginia 24701

BEFORE THE VIRGINIA OIL AND GAS BOARD

APPLICANT: CNX Gas Company LLC

DIVISION OF GAS AND OIL
DOCKET NO.: VGOB 91-1119-0161-06

RELIEF SOUGHT: (1) Disbursement from escrow
Regarding tracts 5, 5A, 13B, 20, & 21; and
(2) Dismissal of coal claimants.

UNIT: BUNE1

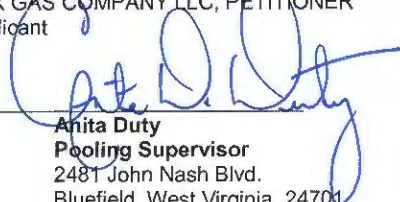
HEARING DATE: March 17, 2015

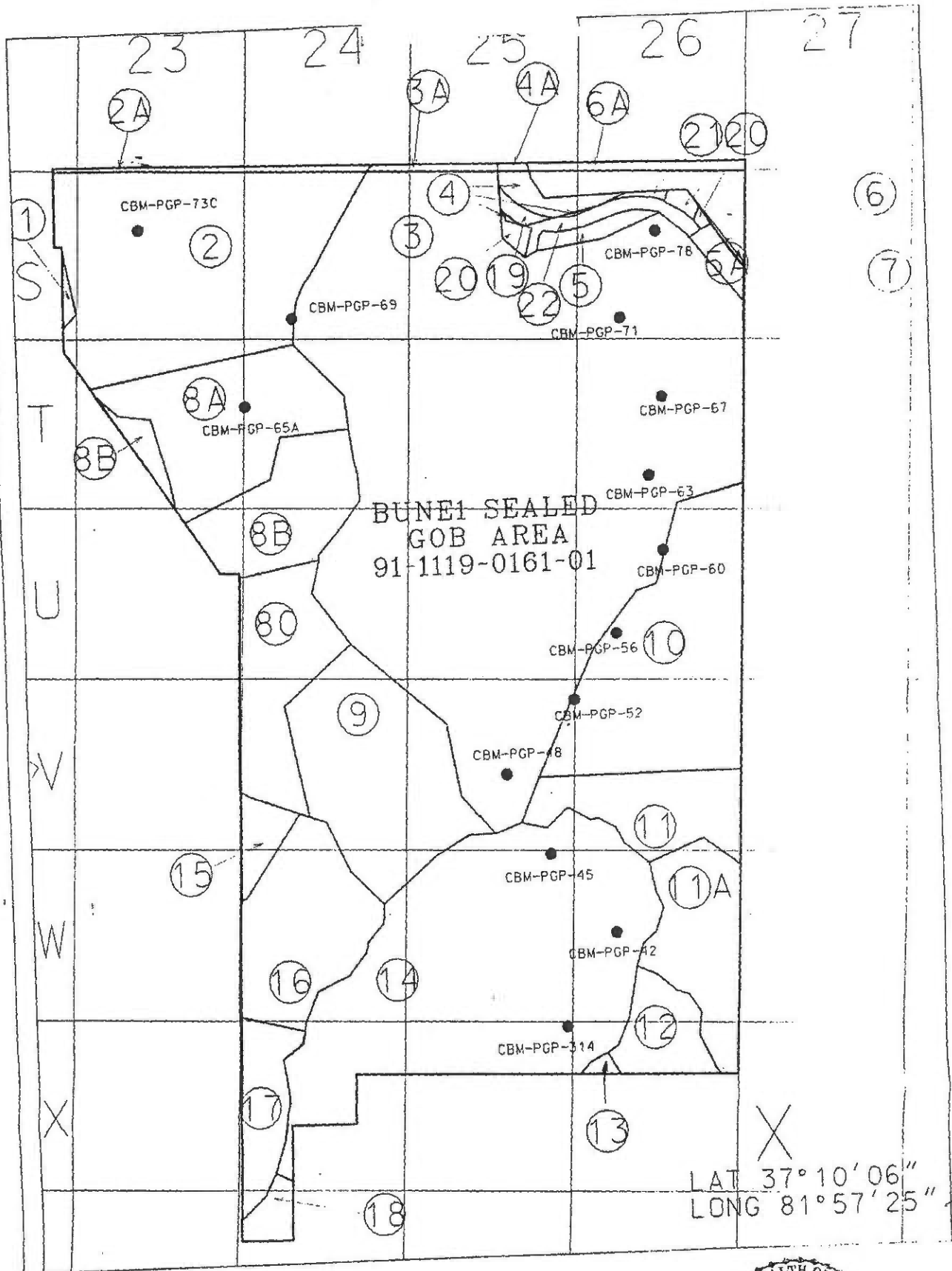
BUCHANAN COUNTY, VIRGINIA

PETITION TO DISBURSE AND MODIFY

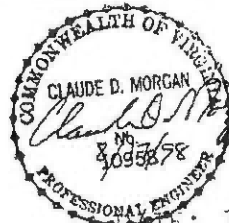
1. **Applicant and its counsel:** Applicant is CNX Gas Company LLC, 2481 John Nash Blvd., Bluefield, WV. 24701, 304.323.6500. Applicant's counsel is Mark A. Swartz, Hilliard & Swartz, LLP, 122 Capitol St., FL 2, Charleston, WV 25301.
2. **Relief sought:** (1) the disbursement of escrowed funds heretofore deposited with the Board's Escrow Agent(s) attributable to Tracts 5, 5A, 13B, 20, & 21 to the persons identified in Tables 1 & 2 using the percentages set forth in Tables 1 & 2; and (2) dismissal of coal owner(s)/claimant(s) named in the Notice of Hearing and identified in Exhibit B2 who were pooled by the Board as conflicting claimants.
3. **Factual basis for disbursements:** (a) Kimberly Davis Tucker is 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. (b) Torch Oil and Gas Company, and Nick Deskins, Valmy Shannon, and Eleanor Sue Hagy 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 Tables 1 & 2 specifies how said royalties are to be paid.
4. **Reason for Dismissal:** Given legislative action and Supreme Court decision(s) following adoption of the 1990 Act, the Board's policy of identifying a conflict between coal owners and oil and gas owners to protect correlative rights should be changed to a policy of not requiring coal owners to be identified as conflicting claimants, subject to coal owner(s) offering evidence of a viable claim, after receiving notice.
5. **Legal Authority:** Va. Code Ann. §§ 45.1-361.13, 45.1-361.14.B, 45.1-361.15.A.3, B.2, B.10, B.12, 361.19.A., 45.1-361.21:1, 45.1-361.22.1, .5, 4VAC25-160-10, 80, *Swords Creek Land Partnership v. Belcher, et al.*, #131590, September 12, 2014.
6. **Exhibits:** The relevant exhibits are annexed to the Notice of Hearing and this Application.
7. **Applicant's standing:** Designated Operator.
8. **Attestation:** The foregoing application, to the best of my knowledge, information and belief, is true and correct.

CNX Gas Company LLC
BY ITS PROFESSIONAL MANAGER
CNX GAS COMPANY LLC, PETITIONER
Applicant

By: 
Anita Duty
Pooling Supervisor
2481 John Nash Blvd.
Bluefield, West Virginia 24701



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 Tickle - 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 0.08897% |] (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%

21 Tract 21 (total acreage)

0.80

3	21	Valmy Shannon\103 Blanton Drive, Seaford, VA 23696-2522	1/120	0.0067	50.00%	0.0033	0.0015%	\$7.20
4	21	Eleanor Sue Hagy\14475 Rainbow Road, Lot #31, Bristol VA 24202	1/90	0.0089	50.00%	0.0044	0.0021%	\$9.60

Wells contributing to the escrow account:

Exhibit E
Unit BUNE1
Docket #VGOB 91-1119-0161-06
List of Owners in escrow, not including persons dismissed on Exhibit B-2
(1483.67 Acre Unit)

	Net Acres in Unit	Interest in Unit
<u>Tract #5 - 3.30 Acres</u>		
<u>OIL & GAS OWNERSHIP</u>		
Lida Vandyke, et al. <i>(8.72 Acre Tract - Lida Vandyke - 4/5 & Walter Wade Heirs - 1/5)</i>	3.30 acres	0.2224%
(1) Lida G. Vandyke Heirs, Devisees, Successors or Assigns		
(a) Linda J. Holzgrefe 13765 Seabiscuit Drive Reno, NV 89521-8349	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%
(b) Eunice Wade Baldwin Heirs, Devisees, Successors or Assigns <i>Heirs pending</i>		
(b.1) Inez B. Kimbrell 225 Raven Circle Raven, VA 24639	0.009 acres 1/360 of 3.30 acres	0.0006%
(b.2) Alice Ruth Meadows 5931 State Route 314 Fredericktown, OH 43019-9225	0.009 acres 1/360 of 3.30 acres	0.0006%
(b.3) Wanda Griffith PO Box 116 Doran, VA 24612	0.009 acres 1/360 of 3.30 acres	0.0006%
(b.4) Ted Allen Baldwin Heirs, Devisees, Successors or Assigns		
(b.4.1) Pansy Baldwin 135 Indian Springs Drive Cedar Bluff, VA 24609-8837	0.009 acres 1/360 of 3.30 acres	0.0006%
(b.5) Sherman Baldwin 1210 Lake Whitten Road North Tazewell, VA 24630	0.009 acres 1/360 of 3.30 acres	0.0006%
(b.6) Marty Baldwin <i>Address Unknown</i>	0.009 acres 1/360 of 3.30 acres	0.0006%
(b.7) Ola Gay Baldwin Arnold Heirs, Devisees, Successors or Assigns		
(b.7.1) Wanda Gay Bohon <i>Address Pending</i>	0.009 acres 1/360 of 3.30 acres	0.0006%
(b.8) D.C. Baldwin Heirs, Devisees, Successors or Assigns		
(b.8.1) Nancy Baldwin Komp 2510 Arthur Road Springfield, OH 45502	0.005 acres 1/720 of 3.30 acres	0.0003%

Exhibit E
Unit BUNE1
Docket #VGOB 91-1119-0161-06
List of Owners in escrow, not including persons dismissed on Exhibit B-2
(1483.67 Acre Unit)

	Net Acres in Unit	Interest in Unit
(b.8.2) Sandy Baldwin Cramer 4460 Dayton Road, Lot 29 Springfield, OH 45502	0.005 acres 1/720 of 3.30 acres	0.0003%
(b.9) Shirley F. Baldwin Heirs, Devisees, Successors or Assigns		
(b.9.1) Donna Foote 9942 Oak Terrace Road Mardela Springs, MD 21837-2060	0.005 acres 1/720 of 3.30 acres	0.0003%
(b.9.2) Pamela Ginger Case 325 2nd Street North Little Rock, AK 72117	0.005 acres 1/720 of 3.30 acres	0.0003%
(b.10) Norman Baldwin Heirs, Devisees, Successors or Assigns		
(b.10.1) Rufus Baldwin 208 High Street Richlands, VA 24641	0.002 acres 1/1800 of 3.30 acres	0.0001%
(b.10.2) David Baldwin P.O. Box 803 Raven, VA 24639	0.002 acres 1/1800 of 3.30 acres	0.0001%
(b.10.3) Michael Baldwin P.O. Box 1044 Raven, VA 24639	0.002 acres 1/1800 of 3.30 acres	0.0001%
(b.10.4) Tammy Baldwin Muir 4480 Clarks Valley Road Swords Creek, VA 24649	0.002 acres 1/1800 of 3.30 acres	0.0001%
(b.10.5) Sharon K. Baldwin c/o SWVA Training Center 160 Training Center Road Hillsville, VA 24343	0.002 acres 1/1800 of 3.30 acres	0.0001%
(b.11) Bane Baldwin Heirs, Devisees, Successors or Assigns		
(b.11.1) Eddie Baldwin 1224 Sunset Drive, PO Box 372 Richlands, VA 24641	0.003 acres 1/1080 of 3.30 acres	0.0002%
(b.11.2) Kathy Whitt 8740 Swords Creek Road Swords Creek, VA 24649	0.003 acres 1/1080 of 3.30 acres	0.0002%
(b.11.3) Lisa Shaver 89 Sevier Street Lebanon, VA 24266-7142	0.003 acres 1/1080 of 3.30 acres	0.0002%
(b.12) Marty Arnold c/o Wanda Griffith P.O. Box 116 Doran, VA 24612	0.009 acres 1/360 of 3.30 acres	0.0006%
(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%

Exhibit E
Unit BUNE1
Docket #VGOB 91-1119-0161-06
List of Owners in escrow, not including persons dismissed on Exhibit B-2
(1483.67 Acre Unit)

	Net Acres in Unit	Interest in Unit
(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%
(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%
(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	0.028 acres 1/120 of 3.30 acres	0.0019%
(f.1.1) Timothy K. Martin 331 Sugar Run Road Cedar Bluff, VA 24609		
(f.1.2) Patricia Diane Taylor P.O. Box 2104 Honaker, VA 24260-2104		
(f.1.3) Louise R. Smith Heirs, Devisees, Successors or Assigns <i>Heirs Unknown</i>		
(f.2) Tom C. Smith Heirs Deceased, no children - no issue		
(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	0.028 acres 1/120 of 3.30 acres	0.0019%
(f.5.1) Geraldine Smith Heirs, Devisees, Successors or Assigns		
(f.5.1.1) Lisa Wallace	<i>Predeceased Luther & Geraldine Smith</i>	

Exhibit E
Unit BUNE1
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List of Owners in escrow, not including persons dismissed on Exhibit B-2
(1483.67 Acre Unit)

	Net Acres in Unit	Interest in Unit
(f.5.1.1.1) Anna Bond 1760 Knox Creek Road Hurley, VA 24620		
(f.5.1.1.2) Scotty Bond Box 82 Swords Creek, VA 24649		
(f.5.2.1) David Smith 84 Poison Ivy Drive Taylorsville, NC 28681		
(f.5.2.2) Donald Smith 84 Poison Ivy Drive Taylorsville, NC 28681		
(f.5.2.3) Judy Tiedemann 530 150th Street Amery, WI 54001-2805		
(f.5.2.4) Paul Smith P.O. Box 1143 Claremont, NC 28610		
(f.5.2.5) Peggy Smith 84 Poison Ivy Drive Taylorsville, NC 28681		
Total tract acres	3.21	
Total tract percent	0.2162%	

Tract #5A - 3.89 Acres

OIL & GAS OWNERSHIP

Yukon Pocahontas Coal Co., et al <i>(Yukon Pocahontas Coal Co., et al - 4/5 & Walter Wade Heirs - 1/5)</i>	3.89 acres	0.2622%
(1) Yukon Pocahontas Coal Company, et al		
(a) Yukon Pocahontas Coal Company P.O. Box 187 Tazewell, VA 24651	1.556 acres 2/5 of 3.112 acres	0.1049%
(b) Buchanan Coal Company P.O. Box 187 Tazewell, VA 24651	0.346 acres 4/45 of 3.112 acres	0.0233%
(c) Sayers-Pocahontas Coal Company P.O. Box 187 Tazewell, VA 24651	0.173 acres 2/45 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 4/15 of 3.112 acres	0.0699%
* <i>Note: Plum Creek Timberlands retained their CBM interest. Highland Resources, Inc. / North American Resources, Corp. is owner of the Oil & Gas Only</i>		
(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%

Exhibit E
Unit BUNE1
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List of Owners in escrow, not including persons dismissed on Exhibit B-2
(1483.67 Acre Unit)

	Net Acres in Unit	Interest in Unit
(b) Eunice Wade Baldwin Heirs, Devisees, Successors or Assigns <i>Heirs pending</i>		
(b.1) Inez B. Kimbrell 225 Raven Circle Raven, VA 24639	0.011 acres 1/360 of 3.89 acres	0.0007%
(b.2) Alice Ruth Meadows 5931 State Route 314 Fredericktown, OH 43019-9225	0.011 acres 1/360 of 3.89 acres	0.0007%
(b.3) Wanda Griffith PO Box 116 Doran, VA 24612	0.011 acres 1/360 of 3.89 acres	0.0007%
(b.4) Ted Allen Baldwin Heirs, Devisees, Successors or Assigns		
(b.4.1) Pansy Baldwin 135 Indian Springs Drive Cedar Bluff, VA 24609-8837	0.011 acres 1/360 of 3.89 acres	0.0007%
(b.5) Sherman Baldwin 1210 Lake Whitten Road North Tazewell, VA 24630	0.011 acres 1/360 of 3.89 acres	0.0007%
(b.6) Marty Baldwin <i>Address Unknown</i>	0.011 acres 1/360 of 3.89 acres	0.0007%
(b.7) Ola Gay Baldwin Arnold Heirs, Devisees, Successors or Assigns		
(b.7.1) Wanda Gay Bohon <i>Address Pending</i>	0.011 acres 1/360 of 3.89 acres	0.0007%
(b.8) D.C. Baldwin Heirs, Devisees, Successors or Assigns		
(b.8.1) Nancy Baldwin Komp 2510 Arthur Road Springfield, OH 45502	0.005 acres 1/720 of 3.89 acres	0.0004%
(b.8.2) Sandy Baldwin Cramer 4460 Dayton Road, Lot 29 Springfield, OH 45502	0.005 acres 1/720 of 3.89 acres	0.0004%
(b.9) Shirley F. Baldwin Heirs, Devisees, Successors or Assigns		
(b.9.1) Donna Foote 9942 Oak Terrace Road Mardela Springs, MD 21837-2060	0.005 acres 1/720 of 3.89 acres	0.0004%
(b.9.2) Pamela Ginger Case 325 2nd Street North Little Rock, AK 72117	0.005 acres 1/720 of 3.89 acres	0.0004%
(b.10) Norman Baldwin Heirs, Devisees, Successors or Assigns		
(b.10.1) Rufus Baldwin 208 High Street Richlands, VA 24641	0.002 acres 1/1800 of 3.89 acres	0.0001%

Exhibit E
Unit BUNE1
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List of Owners in escrow, not including persons dismissed on Exhibit B-2
(1483.67 Acre Unit)

	Net Acres in Unit	Interest in Unit
(b.10.2) David Baldwin P.O. Box 803 Raven, VA 24639	0.002 acres 1/1800 of 3.89 acres	0.0001%
(b.10.3) Michael Baldwin P.O. Box 1044 Raven, VA 24639	0.002 acres 1/1800 of 3.89 acres	0.0001%
(b.10.4) Tammy Baldwin Muir 4480 Clarks Valley Road Swords Creek, VA 24649	0.002 acres 1/1800 of 3.89 acres	0.0001%
(b.10.5) Sharon K. Baldwin c/o SWVA Training Center 160 Training Center Road Hillsville, VA 24343	0.002 acres 1/1800 of 3.89 acres	0.0001%
(b.11) Bane Baldwin Heirs, Devisees, Successors or Assigns		
(b.11.1) Eddie Baldwin 1224 Sunset Drive, PO Box 372 Richlands, VA 24641	0.004 acres 1/1080 of 3.89 acres	0.0002%
(b.11.2) Kathy Whitt 8740 Swords Creek Road Swords Creek, VA 24649	0.004 acres 1/1080 of 3.89 acres	0.0002%
(b.11.3) Lisa Shaver 89 Sevier Street Lebanon, VA 24266-7142	0.004 acres 1/1080 of 3.89 acres	0.0002%
(b.12) Marty Arnold c/o Wanda Griffith P.O. Box 116 Doran, VA 24612	0.011 acres 1/360 of 3.89 acres	0.0007%
(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%

Exhibit E
Unit BUNE1
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	Net Acres in Unit	Interest in Unit
(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	0.032 acres 1/120 of 3.89 acres	0.0022%
(f.1.1) Timothy K. Martin 331 Sugar Run Road Cedar Bluff, VA 24609		
(f.1.2) Patricia Diane Taylor P.O. Box 2104 Honaker, VA 24260-2104		
(f.1.3) Louise R. Smith Heirs, Devisees, Successors or Assigns <i>Heirs Unknown</i>		
(f.2) Tom C. Smith Heirs Deceased, no children - no issue		
(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	0.032 acres 1/120 of 3.89 acres	0.0022%
(f.5.1) Geraldine Smith Heirs, Devisees, Successors or Assigns		
(f.5.1.1) Lisa Wallace	Predeceased Luther & Geraldine Smith	
(f.5.1.1.1) Anna Bond 1760 Knox Creek Road Hurley, VA 24620		
(f.5.1.1.2) Scotty Bond Box 82 Swords Creek, VA 24649		
(f.5.2.1) David Smith 84 Poison Ivy Drive Taylorsville, NC 28681		
(f.5.2.2) Donald Smith 84 Poison Ivy Drive Taylorsville, NC 28681		
(f.5.2.3) Judy Tiedemann 530 150th Street Amery, WI 54001-2805		
(f.5.2.4) Paul Smith P.O. Box 1143 Claremont, NC 28610		

Exhibit E
Unit BUNE1
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(1483.67 Acre Unit)

	Net Acres in Unit	Interest in Unit
(f.5.2.5) Peggy Smith 84 Poison Ivy Drive Taylorsville, NC 28681		
Total tract acres	3.78	
Total tract percent		0.2549%

Tract #8B - 48.01 Acres

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

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

OIL & GAS OWNERSHIP

(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%

Total tract acres **83.27**
Total tract percent **5.6124%**

Tract #11B- 25.91 Acres

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%

Exhibit E
Unit BUNE1
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	Net Acres in Unit	Interest in Unit
<u>Tract #20 - 10.00 Acres</u>		
<u>OIL & GAS OWNERSHIP</u>		
Modern Homes Inc., et al. <i>(38 Acre Tract - Modern Homes Inc. - 4/5 & Walter Wade Heirs - 1/5)</i>	10.00 acres	0.6740%
(1) Modern Homes Inc. o/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, Devisees, Successors or Assigns		
(a.1) Emanuel Wade 226 Adam Street Blountville, TN 37617	0.17 acres 1/60 of 10.00 acres	0.0112%
(b) Eunice Wade Baldwin Heirs, Devisees, Successors or Assigns <i>Heirs pending</i>		
(b.1) Inez B. Kimbrell 225 Raven Circle Raven, VA 24639	0.03 acres 1/360 of 10.00 acres	0.0019%
(b.2) Alice Ruth Meadows 5931 State Route 314 Fredericktown, OH 43019-9225	0.03 acres 1/360 of 10.00 acres	0.0019%
(b.3) Wanda Griffith PO Box 116 Doran, VA 24612	0.03 acres 1/360 of 10.00 acres	0.0019%
(b.4) Ted Allen Baldwin Heirs, Devisees, Successors or Assigns		
(b.4.1) Pansy Baldwin 135 Indian Springs Drive Cedar Bluff, VA 24609-8837	0.03 acres 1/360 of 10.00 acres	0.0019%
(b.5) Sherman Baldwin 1210 Lake Whitten Road North Tazewell, VA 24630	0.03 acres 1/360 of 10.00 acres	0.0019%
(b.6) Marty Baldwin <i>Address Unknown</i>	0.03 acres 1/360 of 10.00 acres	0.0019%
(b.7) Ola Gay Baldwin Arnold Heirs, Devisees, Successors or Assigns		
(b.7.1) Wanda Gay Bohon <i>Address Pending</i>	0.03 acres 1/360 of 10.00 acres	0.0019%
(b.8) D.C. Baldwin Heirs, Devisees, Successors or Assigns		
(b.8.1) Nancy Baldwin Komp 2510 Arthur Road Springfield, OH 45502	0.01 acres 1/720 of 10.00 acres	0.0009%
(b.8.2) Sandy Baldwin Cramer 4460 Dayton Road, Lot 29 Springfield, OH 45502	0.01 acres 1/720 of 10.00 acres	0.0009%

Exhibit E
Unit BUNE1
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	Net Acres in Unit	Interest in Unit
(b.9) Shirley F. Baldwin Heirs, Devisees, Successors or Assigns		
(b.9.1) Donna Foote 9942 Oak Terrace Road Mardela Springs, MD 21837-2060	0.01 acres 1/720 of 10.00 acres	0.0009%
(b.9.2) Pamela Ginger Case 325 2nd Street North Little Rock, AK 72117	0.01 acres 1/720 of 10.00 acres	0.0009%
(b.10) Norman Baldwin Heirs, Devisees, Successors or Assigns		
(b.10.1) Rufus Baldwin 208 High Street Richlands, VA 24641	0.01 acres 1/1800 of 10.00 acres	0.0004%
(b.10.2) David Baldwin P.O. Box 803 Raven, VA 24639	0.01 acres 1/1800 of 10.00 acres	0.0004%
(b.10.3) Michael Baldwin P.O. Box 1044 Raven, VA 24639	0.01 acres 1/1800 of 10.00 acres	0.0004%
(b.10.4) Tammy Baldwin Muir 4480 Clarks Valley Road Swords Creek, VA 24649	0.01 acres 1/1800 of 10.00 acres	0.0004%
(b.10.5) Sharon K. Baldwin c/o SWVA Training Center 160 Training Center Road Hillsville, VA 24343	0.01 acres 1/1800 of 10.00 acres	0.0004%
(b.11) Bane Baldwin Heirs, Devisees, Successors or Assigns		
(b.11.1) Eddie Baldwin 1224 Sunset Drive, PO Box 372 Richlands, VA 24641	0.01 acres 1/1080 of 10.00 acres	0.0006%
(b.11.2) Kathy Whitt 8740 Swords Creek Road Swcrds Creek, VA 24649	0.01 acres 1/1080 of 10.00 acres	0.0006%
(b.11.3) Lisa Shaver 89 Sevier Street Lebanon, VA 24266-7142	0.01 acres 1/1080 of 10.00 acres	0.0006%
(b.12) Marty Arnold c/o Wanda Griffith P.O. Box 116 Doran, VA 24612	0.03 acres 1/360 of 10.00 acres	0.0019%
(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%

Exhibit E
Unit BUNE1
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	Net Acres in Unit	Interest in Unit
(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%
(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	0.08 acres 1/120 of 10.00 acres	0.0056%
(f.1.1) Timothy K. Martin 331 Sugar Run Road Cedar Bluff, VA 24609		
(f.1.2) Patricia Diane Taylor P.O. Box 2104 Honaker, VA 24260-2104		
(f.1.3) Louise R. Smith Heirs, Devisees, Successors or Assigns <i>Heirs Unknown</i>		
(f.2) Tom C. Smith Heirs Deceased, no children - no issue		
(f.3) Earl Dolphus Smith Heirs, Devisees, Successors or Assigns		
(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	0.08 acres 1/120 of 10.00 acres	0.0056%
(f.5.1) Geraldine Smith Heirs, Devisees, Successors or Assigns		
(f.5.1.1) Lisa Wallace	Predeceased Luther & Geraldine Smith	
(f.5.1.1.1) Anna Bond 1760 Knox Creek Road Hurley, VA 24620		

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Unit BUNE1
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	Net Acres in Unit	Interest in Unit
(f.5.1.1.2) Scotty Bond Box 82 Swords Creek, VA 24649		
(f.5.2.1) David Smith 84 Poison Ivy Drive Taylorsville, NC 28681		
(f.5.2.2) Donald Smith 84 Poison Ivy Drive Taylorsville, NC 28681		
(f.5.2.3) Judy Tiedemann 530 150th Street Amery, WI 54001-2805		
(f.5.2.4) Paul Smith P.O. Box 1143 Claremont, NC 28610		
(f.5.2.5) Peggy Smith 84 Poison Ivy Drive Taylorsville, NC 28681		
Total tract acres	9.72	
Total tract percent		0.6553%

Tract #21 - 0.80 Acres

OIL & GAS OWNERSHIP

Pepsico of Norton, Inc., et al. <i>(0.80 Acre Tract - Pepsico of Norton, Inc. - 4/5 & 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%
(b) Eunice Wade Baldwin Heirs, Devisees, Successors or Assigns <i>Heirs pending</i>		
(b.1) Inez B. Kimbrell 225 Raven Circle Raven, VA 24639	0.002 acres 1/360 of 0.80 acres	0.0001%
(b.2) Alice Ruth Meadows 5931 State Route 314 Fredericktown, OH 43019-9225	0.002 acres 1/360 of 0.80 acres	0.0001%
(b.3) Wanda Griffith PO Box 116 Doran, VA 24612	0.002 acres 1/360 of 0.80 acres	0.0001%
(b.4) Ted Allen Baldwin Heirs, Devisees, Successors or Assigns		
(b.4.1) Pansy Baldwin 135 Indian Springs Drive Cedar Bluff, VA 24609-8837	0.002 acres 1/360 of 0.80 acres	0.0001%

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	Net Acres in Unit	Interest in Unit
(b.5) Sherman Baldwin 1210 Lake Whitten Road North Tazewell, VA 24630	0.002 acres 1/360 of 0.80 acres	0.0001%
(b.6) Marty Baldwin <i>Address Unknown</i>	0.002 acres 1/360 of 0.80 acres	0.0001%
(b.7) Ola Gay Baldwin Arnold Heirs, Devisees, Successors or Assigns		
(b.7.1) Wanda Gay Bohon <i>Address Pending</i>	0.002 acres 1/360 of 0.80 acres	0.0001%
(b.8) D.C. Baldwin Heirs, Devisees, Successors or Assigns		
(b.8.1) Nancy Baldwin Komp 2510 Arthur Road Springfield, OH 45502	0.001 acres 1/720 of 0.80 acres	0.0001%
(b.8.2) Sandy Baldwin Cramer 4460 Dayton Road, Lot 29 Springfield, OH 45502	0.001 acres 1/720 of 0.80 acres	0.0001%
(b.9) Shirley F. Baldwin Heirs, Devisees, Successors or Assigns		
(b.9.1) Donna Foote 9942 Oak Terrace Road Mardeia Springs, MD 21837-2060	0.001 acres 1/720 of 0.80 acres	0.0001%
(b.9.2) Pamela Ginger Case 325 2nd Street North Little Rock, AK 72117	0.001 acres 1/720 of 0.80 acres	0.0001%
(b.10) Norman Baldwin Heirs, Devisees, Successors or Assigns		
(b.10.1) Rufus Baldwin 208 High Street Richlands, VA 24641	0.000 acres 1/1800 of 0.80 acres	0.0000%
(b.10.2) David Baldwin P.O. Box 803 Raven, VA 24639	0.000 acres 1/1800 of 0.80 acres	0.0000%
(b.10.3) Michael Baldwin P.O. Box 1044 Raven, VA 24639	0.000 acres 1/1800 of 0.80 acres	0.0000%
(b.10.4) Tammy Baldwin Muir 4480 Clarks Valley Road Swords Creek, VA 24649	0.000 acres 1/1800 of 0.80 acres	0.0000%
(b.10.5) Sharon K. Baldwin c/o SWVA Training Center 160 Training Center Road Hillsville, VA 24343	0.000 acres 1/1800 of 0.80 acres	0.0000%
(b.11) Bane Baldwin Heirs, Devisees, Successors or Assigns		
(b.11.1) Eddie Baldwin 1224 Sunset Drive, PO Box 372 Richlands, VA 24641	0.001 acres 1/1080 of 0.80 acres	0.0000%

Exhibit E
Unit BUNE1
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(1483.67 Acre Unit)

	Net Acres in Unit	Interest in Unit
(b.11.2) Kathy Whitt 8740 Swords Creek Road Swords Creek, VA 24649	0.001 acres 1/1080 of 0.80 acres	0.0000%
(b.11.3) Lisa Shaver 89 Sevier Street Lebanon, VA 24266-7142	0.001 acres 1/1080 of 0.80 acres	0.0000%
(b.12) Marty Arnold c/o Wanda Griffith P.O. Box 116 Doran, VA 24612	0.002 acres 1/360 of 0.80 acres	0.0001%
(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%
(e) Venia 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	0.007 acres 1/120 of 0.80 acres	0.0004%
(f.1.1) Timothy K. Martin 331 Sugar Run Road Cedar Bluff, VA 24609		
(f.1.2) Patricia Diane Taylor P.O. Box 2104 Honaker, VA 24260-2104		
(f.1.3) Louise R. Smith Heirs, Devisees, Successors or Assigns <i>Heirs Unknown</i>		
(f.2) Tom C. Smith Heirs Deceased, no children - no issue		
(f.3) Earl Dolphus Smith Heirs, Devisees, Successors or Assigns		

Exhibit E
Unit BUNE1
Docket #VGOB 91-1119-0161-06
List of Owners in escrow, not including persons dismissed on Exhibit B-2
(1483.67 Acre Unit)

	Net Acres in Unit	Interest in Unit
(f.3.1) Marie Carter Smith 905 Big Creek Rd. Richlands, VA 24641	0.007 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	0.007 acres 1/120 of 0.80 acres	0.0004%
(f.5.1) Geraldine Smith Heirs, Devisees, Successors or Assigns		
(f.5.1.1) Lisa Wallace	Predeceased Luther & Geraldine Smith	
(f.5.1.1.1) Anna Bond 1760 Knox Creek Road Hurley, VA 24620		
(f.5.1.1.2) Scotty Bond Box 82 Swords Creek, VA 24649		
(f.5.2.1) David Smith 84 Poison Ivy Drive Taylorsville, NC 28681		
(f.5.2.2) Donald Smith 84 Poison Ivy Drive Taylorsville, NC 28681		
(f.5.2.3) Judy Tiedemann 530 150th Street Amery, WI 54001-2805		
(f.5.2.4) Paul Smith P.O. Box 1143 Claremont, NC 28610		
(f.5.2.5) Peggy Smith 84 Poison Ivy Drive Taylorsville, NC 28681		
	Total tract acres	0.78
	Total tract percent	0.0524%

Tract #22 - 5.00 Acres

OIL & GAS OWNERSHIP

(1) Commonwealth of Virginia Department of Transportation 870 Bonham Road Bristol, VA 24201-2002	5.00 acres	0.3370%
	Total Acreage in Unit	214.9453
	Total Percentage in Unit	14.4874%

Exhibit EE
Unit BUNE1
Docket #VGOB 91-1119-0161-06
List of Respondents with Royalty Split Agreements and/or Court Orders
(1483.67 Acre Unit)

	Net Acres in Unit	Interest in Unit	Percent of Escrow
<u>Tract #3 - 526.17 Acres</u>			
<u>COAL OWNERSHIP</u>			
(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%	
<i>By Assignment and Bill of Sale, HMLT devised all of its right, title and interest (other than "Excluded Assets") to Torch Energy Advisors Inc. effective September 4, 1991 and recorded in Buchanan County under DB474 / PG386.</i>			
Torch Oil & Gas Company c/o Sue Ann Craddock 670 Dona Ana Road SW Deming, New Mexico 88030			n/a
<u>OIL & GAS OWNERSHIP</u>			
(1) Garden Realty Corporation 108 Bexley Road Mooreville, NC 28117	526.17 acres	35.4641%	n/a
<u>Tract #3A - 2.61 Acres</u>			
<u>COAL OWNERSHIP</u>			
(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%	
<i>By Assignment and Bill of Sale, HMLT devised all of its right, title and interest (other than "Excluded Assets") to Torch Energy Advisors Inc. effective September 4, 1991 and recorded in Buchanan County under DB474 / PG386.</i>			
Torch Oil & Gas Company c/o Sue Ann Craddock 670 Dona Ana Road SW Deming, New Mexico 88030			n/a
<u>OIL & GAS OWNERSHIP</u>			
(1) Garden Realty Corporation 108 Bexley Road Mooreville, NC 28117	2.61 acres	0.1759%	n/a
<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%	
<i>By Assignment and Bill of Sale, HMLT devised all of its right, title and interest (other than "Excluded Assets") to Torch Energy Advisors Inc. effective September 4, 1991 and recorded in Buchanan County under DB474 / PG386.</i>			
Torch Oil & Gas Company c/o Sue Ann Craddock 670 Dona Ana Road SW Deming, New Mexico 88030			0.0212%

Exhibit EE
Unit BUNE1
Docket #VGOB 91-1119-0161-06
List of Respondents with Royalty Split Agreements and/or Court Orders
(1483.67 Acre Unit)

	Net Acres in Unit	Interest in Unit	Percent of Escrow
<u>OIL & GAS OWNERSHIP</u>			
Lida Vandyke, et al. <i>(8.72 Acre Tract - Lida Vandyke - 4/5 & Walter Wade Heirs - 1/5)</i>	3.30 acres	0.2224%	
(2) Walter Wade Heirs			
(a) Carl Wade Heirs, Devisees, Successors or Assigns			
(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%	0.0064%
(a.2.2) Valmy Shannon 103 Blanton Drive Seaford, VA 23696-2522	0.028 acres 1/120 of 3.30 acres	0.0019%	0.0064%
(d) Glayds Ida Boyd Heirs, Devisees, Successors or Assigns			
(d.3) Eleanor Sue Hagy 14475 Rainbow Road, Lot #31 Bristol, VA 24202	0.037 acres 1/90 of 3.30 acres	0.0025%	0.0085%
Total tract acres		0.092	
Total tract percent			0.0062%

Tract #5A - 3.89 Acres

COAL OWNERSHIP

(1) Hugh Macrae Land Trust <i>Tr 25 (36.00 acre tract)</i> 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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By Assignment and Bill of Sale, HMLT devised all of its right, title and interest (other than "Excluded Assets") to Torch Energy Advisors Inc. effective September 4, 1991 and recorded in Buchanan County under DB474 / PG386.

Torch Oil & Gas Company c/o Sue Ann Craddock 670 Dona Ana Road SW Deming, New Mexico 88030			0.0250%
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OIL & GAS OWNERSHIP

Yukon Pocahontas Coal Co., et al <i>(Yukon Pocahontas Coal Co., et al - 4/5 & Walter Wade Heirs - 1/5)</i>	3.89 acres	0.2622%	
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(2) Walter Wade Heirs

Exhibit EE
Unit BUNE1
Docket #VGOB 91-1119-0161-06
List of Respondents with Royalty Split Agreements and/or Court Orders
(1483.67 Acre Unit)

	Net Acres in Unit	Interest in Unit	Percent of Escrow
(a) Carl Wade Heirs, Devises, Successors or Assigns			
(a.2) Gaylene Deskins Heirs, Devises, 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%	0.0075%
(a.2.2) Valmy Shannon 103 Blanton Drive Seaford, VA 23696-2522	0.032 acres 1/120 of 3.89 acres	0.0022%	0.0075%
(d) Glayds Ida Boyd Heirs, Devises, Successors cr Assigns			
(d.3) Eleanor Sue Hagy 14475 Rainbow Road, Lot #31 Bristol, VA 24202	0.043 acres 1/90 of 3.89 acres	0.0029%	0.0100%
	Total tract acres	0.108	
	Total tract percent	0.0073%	

Tract #8A - 65.64 Acres

COAL OWNERSHIP

(1) Hugh Macrae Land Trust
Tr 11 (856.25 acre tract)
c/o Alan Siegel, Esq.
Gump, Strauss, Akin LLP
1 Bryant Park
New York, NY 10036-6715

65.64 acres

4.4242%

By Assignment and Bill of Sale, HMLT devised all of its right, title and interest (other than "Excluded Assets") to Torch Energy Advisors Inc. effective September 4, 1991 and recorded in Buchanan County under DB474 / PG386.

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

n/a

OIL & GAS OWNERSHIP

(1) CNX Gas Company LLC
1000 Consol Energy Drive
Canonsburg, PA 15317

65.64 acres

4.4242%

n/a

Tract #10 - 103.33 Acres

COAL OWNERSHIP

(1) Hugh Macrae Land Trust
Tr 6 (226.00 acre tract)
c/o Alan Siegel, Esq.
Gump, Strauss, Akin LLP
1 Bryant Park
New York, NY 10036-6715

103.33 acres

6.9645%

Exhibit EE
Unit BUNE1
Docket #VGOB 91-1119-0161-06
List of Respondents with Royalty Split Agreements and/or Court Orders
(1483.67 Acre Unit)

	Net Acres in Unit	Interest in Unit	Percent of Escrow
<i>By Assignment and Bill of Sale, HMLT devised all of its right, title and interest (other than "Excluded Assets") to Torch Energy Advisors Inc. effective September 4, 1991 and recorded in Buchanan County under DB474 / PG386.</i>			
Torch Oil & Gas Company c/o Sue Ann Craddock 670 Dona Ana Road SW Deming, New Mexico 88030			n/a
<u>OIL & GAS OWNERSHIP</u>			
(1) CNX Gas Company LLC 1000 Consol Energy Drive Canonsburg, PA 15317	103.33 acres	6.9645%	n/a
<u>Tract #11 - 35.60 Acres</u>			
<u>COAL OWNERSHIP</u>			
(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%	
<i>By Assignment and Bill of Sale, HMLT devised all of its right, title and interest (other than "Excluded Assets") to Torch Energy Advisors Inc. effective September 4, 1991 and recorded in Buchanan County under DB474 / PG386.</i>			
Torch Oil & Gas Company c/o Sue Ann Craddock 670 Dona Ana Road SW Deming, New Mexico 88030			n/a
<u>OIL & GAS OWNERSHIP</u>			
(1) CNX Gas Company LLC 1000 Consol Energy Drive Canonsburg, PA 15317	35.60 acres	2.3995%	n/a
<u>Tract #11A- 16.60 Acres</u>			
<u>COAL OWNERSHIP</u>			
(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%	
<i>By Assignment and Bill of Sale, HMLT devised all of its right, title and interest (other than "Excluded Assets") to Torch Energy Advisors Inc. effective September 4, 1991 and recorded in Buchanan County under DB474 / PG386.</i>			
Torch Oil & Gas Company c/o Sue Ann Craddock 670 Dona Ana Road SW Deming, New Mexico 88030			n/a
<u>OIL & GAS OWNERSHIP</u>			
<i>William Tickle, Jr. & Ruth Stump conveyed to Consol Energy Inc. by Deed dated 4/2/01, recorded at DB 521/ PG 631</i>			

Exhibit EE
Unit BUNE1
Docket #VGOB 91-1119-0161-06
List of Respondents with Royalty Split Agreements and/or Court Orders
(1483.67 Acre Unit)

	Net Acres in Unit	Interest in Unit	Percent of Escrow
(1) CNX Gas Company LLC 1000 Consol Energy Drive Canonsburg, PA 15317	16.60 acres	1.1188%	n/a
<u>Tract #11B- 25.91 Acres</u>			
<u>COAL OWNERSHIP</u>			
(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	25.91 acres	1.7463%	
<i>By Assignment and Bill of Sale, HMLT devised all of its right, title and interest (other than "Excluded Assets") to Torch Energy Advisors Inc. effective September 4, 1991 and recorded in Buchanan County under DB474 / PG386.</i>			
Torch Oil & Gas Company c/o Sue Ann Craddock 670 Dona Ana Road SW Deming, New Mexico 88030			n/a
<u>OIL & GAS OWNERSHIP</u>			
(1) CNX Gas Company LLC, et al	25.91 acres	1.7463%	
(a) CNX Gas Company LLC 1000 Consol Energy Drive Canonsburg, PA 15317	12.96 acres 1/2 of 25.91 acres	0.8732%	n/a
<u>Tract #11C - 2.38 Acres</u>			
<u>COAL OWNERSHIP</u>			
(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	2.38 acres	0.1604%	
<i>By Assignment and Bill of Sale, HMLT devised all of its right, title and interest (other than "Excluded Assets") to Torch Energy Advisors Inc. effective September 4, 1991 and recorded in Buchanan County under DB474 / PG386.</i>			
Torch Oil & Gas Company c/o Sue Ann Craddock 670 Dona Ana Road SW Deming, New Mexico 88030			n/a
<u>OIL & GAS OWNERSHIP</u>			
(1) Garden Realty Corporation 108 Bexley Road Mooresville, NC 28117	2.38 acres	0.1604%	n/a

Exhibit EE
Unit BUNE1
Docket #VGOB 91-1119-0161-06
List of Respondents with Royalty Split Agreements and/or Court Orders
(1483.67 Acre Unit)

	Net Acres in Unit	Interest in Unit	Percent of Escrow
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Tract #12 - 20.44 Acres

COAL OWNERSHIP

<p>(1) Hugh Macrae Land Trust <i>Tr 10 (398.00 acre tract)</i> c/o Alan Siegel, Esq. Gump, Strauss, Akin LLP 1 Bryant Park New York, NY 10034-6715</p>	20.44 acres	1.3777%	
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By Assignment and Bill of Sale, HMLT devised all of its right, title and interest (other than "Excluded Assets") to Torch Energy Advisors Inc. effective September 4, 1991 and recorded in Buchanan County under DB474 / PG386.

<p>Torch Oil & Gas Company c/o Sue Ann Craddock 670 Dona Ana Road SW Deming, New Mexico 88030</p>			n/a
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OIL & GAS OWNERSHIP

(1) L. Mutter Heirs, Devisees,
Successors or Assigns

(a) Eric Mutter, Jr.

<p>(a.1) Ira C. Mutter, et ux. Box 326 Rich Creek, VA 24147</p>	20.44 acres	1.3777%	n/a
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*Torch Oil & Gas Company received a one-time payout from escrow of 25% and Ira Mutter 75%.
After escrow is disbursed, Ira Mutter will receive 100% direct payments.*

Tract #13A - 0.94 Acres

COAL OWNERSHIP

<p>(1) Hugh Macrae Land Trust <i>Tr 10 (398.00 acre tract)</i> c/o Alan Siegel, Esq. Gump, Strauss, Akin LLP 1 Bryant Park New York, NY 10034-6715</p>	0.94 acres	0.0634%	
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By Assignment and Bill of Sale, HMLT devised all of its right, title and interest (other than "Excluded Assets") to Torch Energy Advisors Inc. effective September 4, 1991 and recorded in Buchanan County under DB474 / PG386.

<p>Torch Oil & Gas Company c/o Sue Ann Craddock 670 Dona Ana Road SW Deming, New Mexico 88030</p>			n/a
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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 received 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

<p>(1) Fern Duecaster 518 Clinton Street Ravenna, OH 44266</p>	0.94 acres	0.0634%	n/a
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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 received 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.*

Exhibit EE
Unit BUNE1
Docket #VGOB 91-1119-0161-06
List of Respondents with Royalty Split Agreements and/or Court Orders
(1483.67 Acre Unit)

	Net Acres in Unit	Interest in Unit	Percent of Escrow
<u>Tract #13B - 0.34 Acres</u>			
<u>COAL OWNERSHIP</u>			
(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%	
<i>By Assignment and Bill of Sale, HMLT devised all of its right, title and interest (other than "Excluded Assets") to Torch Energy Advisors Inc. effective September 4, 1991 and recorded in Buchanan County under DB474 / PG386.</i>			
Torch Oil & Gas Company c/o Sue Ann Craddock 670 Dona Ana Road SW Deming, New Mexico 88030			0.0118%
<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.</i>			
<i>After the one-time payout from escrow, royalties will be paid 100% to the prevailing plaintiffs.</i>			
<u>OIL & GAS OWNERSHIP</u>			
(1) Kimberly R. Tucker (aka Kimberly R. Davis) 3930 McNaull Road Mansfield, OH 44903	0.34 acres	0.0229%	0.1457%
<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.</i>			
<i>After the one-time payout from escrow, royalties will be paid 100% to the prevailing plaintiffs.</i>			
<u>Tract #13C - 0.04 Acres</u>			
<u>COAL OWNERSHIP</u>			
(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%	
<i>By Assignment and Bill of Sale, HMLT devised all of its right, title and interest (other than "Excluded Assets") to Torch Energy Advisors Inc. effective September 4, 1991 and recorded in Buchanan County under DB474 / PG386.</i>			
Torch Oil & Gas Company c/o Sue Ann Craddock 670 Dona Ana Road SW Deming, New Mexico 88030			n/a

Exhibit EE
Unit BUNE1
Docket #VGOB 91-1119-0161-06
List of Respondents with Royalty Split Agreements and/or Court Orders
(1483.67 Acre Unit)

	Net Acres in Unit	Interest in Unit	Percent of Escrow
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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 received 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) Monta Mutter 16713 Recreation Drive Lake Milton, OH 44429	0.04 acres	0.0027%	n/a
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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 received 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 #14 - 201.08 Acres

COAL OWNERSHIP

(1) Hugh Macrae Land Trust <i>Tr 24 (252.00 acre tract)</i> c/o Alan Siegel, Esq. Gump, Strauss, Akin LLP 1 Bryant Park New York, NY 10036-6715	201.08 acres	13.5529%	
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By Assignment and Bill of Sale, HMLT devised all of its right, title and interest (other than "Excluded Assets") to Torch Energy Advisors Inc. effective September 4, 1991 and recorded in Buchanan County under DB474 / PG386.

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

(1) CNX Gas Company LLC 1000 Consol Energy Drive Canonsburg, PA 15317	201.08 acres	13.5529%	n/a
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Tract #15 - 9.35 Acres

COAL OWNERSHIP

(1) Hugh Macrae Land Trust <i>Tr 13 (254.50 acre tract)</i> c/o Alan Siegel, Esq. Gump, Strauss, Akin LLP 1 Bryant Park New York, NY 10036-6715	9.35 acres	0.6302%	
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By Assignment and Bill of Sale, HMLT devised all of its right, title and interest (other than "Excluded Assets") to Torch Energy Advisors Inc. effective September 4, 1991 and recorded in Buchanan County under DB474 / PG386.

Torch Oil & Gas Company c/o Sue Ann Craddock 670 Dona Ana Road SW Deming, New Mexico 88030			n/a
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Exhibit EE
Unit BUNE1
Docket #VGOB 91-1119-0161-06
List of Respondents with Royalty Split Agreements and/or Court Orders
(1483.67 Acre Unit)

	Net Acres in Unit	Interest in Unit	Percent of Escrow
<u>OIL & GAS OWNERSHIP</u>			
(1) CNX Gas Company LLC 1000 Consol Energy Drive Canonsburg, PA 15317	9.35 acres	0.6302%	n/a
<u>Tract #16 - 56.90 Acres</u>			
<u>COAL OWNERSHIP</u>			
(1) Hugh Macrae Land Trust <i>Tr 13 (254.50 acre tract)</i> c/o Alan Siegel, Esq. Gump, Strauss, Akin LLP 1 Bryant Park New York, NY 10036-6715	56.90 acres	3.8351%	
<i>By Assignment and Bill of Sale, HMLT devised all of its right, title and interest (other than "Excluded Assets") to Torch Energy Advisors Inc. effective September 4, 1991 and recorded in Buchanan County under DB474 / PG386.</i>			
Torch Oil & Gas Company c/o Sue Ann Craddock 670 Dona Ana Road SW Deming, New Mexico 88030			n/a
<u>OIL & GAS OWNERSHIP</u>			
(1) CNX Gas Company LLC 1000 Consol Energy Drive Canonsburg, PA 15317	56.90 acres	3.8351%	n/a
<u>Tract #17 - 23.22 Acres</u>			
<u>COAL OWNERSHIP</u>			
(1) Hugh Macrae Land Trust <i>Tr 13 (254.50 acre tract)</i> c/o Alan Siegel, Esq. Gump, Strauss, Akin LLP 1 Bryant Park New York, NY 10036-6715	23.22 acres	1.5650%	
<i>By Assignment and Bill of Sale, HMLT devised all of its right, title and interest (other than "Excluded Assets") to Torch Energy Advisors Inc. effective September 4, 1991 and recorded in Buchanan County under DB474 / PG386.</i>			
Torch Oil & Gas Company c/o Sue Ann Craddock 670 Dona Ana Road SW Deming, New Mexico 88030			n/a
<u>OIL & GAS OWNERSHIP</u>			
(1) CNX Gas Company LLC 1000 Consol Energy Drive Canonsburg, PA 15317	23.22 acres	1.5650%	n/a

Exhibit EE
Unit BUNE1
Docket #VGOB 91-1119-0161-06
List of Respondents with Royalty Split Agreements and/or Court Orders
(1483.67 Acre Unit)

	Net Acres in Unit	Interest in Unit	Percent of Escrow
<u>Tract #18 - 6.98 Acres</u>			
<u>COAL OWNERSHIP</u>			
(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%	
<i>By Assignment and Bill of Sale, HMLT devised all of its right, title and interest (other than "Excluded Assets") to Torch Energy Advisors Inc. effective September 4, 1991 and recorded in Buchanan County under DB474 / PG386.</i>			
Torch Oil & Gas Company c/o Sue Ann Craddock 670 Dona Ana Road SW Deming, New Mexico 88030			n/a
<u>OIL & GAS OWNERSHIP</u>			
(1) CNX Gas Company LLC 1000 Consol Energy Drive Canonsburg, PA 15317	6.98 acres	0.4705%	n/a
<u>Tract #20 - 10.00 Acres</u>			
<u>COAL OWNERSHIP</u>			
(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%	
<i>By Assignment and Bill of Sale, HMLT devised all of its right, title and interest (other than "Excluded Assets") to Torch Energy Advisors Inc. effective September 4, 1991 and recorded in Buchanan County under DB474 / PG386.</i>			
Torch Oil & Gas Company c/o Sue Ann Craddock 670 Dona Ana Road SW Deming, New Mexico 88030			0.0644%
<u>OIL & GAS OWNERSHIP</u>			
Modern Homes Inc., et al. (38 Acre Tract - Modern Homes Inc. - 4/5 & Walter Wade Heirs - 1/5)	10.00 acres	0.6740%	
(2) Walter Wade Heirs			
(a) Carl Wade Heirs, Deviseses, Successors or Assigns			
(a.2) Gaylene Deskins Heirs, Deviseses, Successors or Assigns			
(a.2.1) Nick Deskins 720 Skyview Drive Chilhowie, VA 24319-4527	0.083 acres 1/120 of 10.00 acres	0.0056%	0.0193%

Exhibit EE
Unit BUNE1
Docket #VGOB 91-1119-0161-06
List of Respondents with Royalty Split Agreements and/or Court Orders
(1483.67 Acre Unit)

	Net Acres in Unit	Interest in Unit	Percent of Escrow
(a.2.2) Valmy Shannon 103 Blanton Drive Seaford, VA 23696-2522	0.083 acres 1/120 of 10.00 acres	0.0056%	0.0193%
(d) Glayds Ida Boyd Heirs, Devisees, Successors or Assigns			
(d.3) Eleanor Sue Hagy 14475 Rainbow Road, Lot #31 Bristol, VA 24202	0.111 acres 1/90 of 10.00 acres	0.0075%	0.0257%
Total tract acres	0.278		
Total tract percent		0.0187%	

Tract #21 - 0.80 Acres

COAL OWNERSHIP

(1) Hugh Macrae Land Trust <i>Tr ?? (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	0.80 acres	0.0539%	
<i>By Assignment and Bill of Sale, HMLT devised all of its right, title and interest (other than "Excluded Assets") to Torch Energy Advisors Inc. effective September 4, 1991 and recorded in Buchanan County under DB474 / PG386.</i>			
Torch Oil & Gas Company c/o Sue Ann Craddock 670 Dona Ana Road SW Deming, New Mexico 88030			0.0051%

OIL & GAS OWNERSHIP

Pepsico of Norton, Inc., et al. <i>(0.80 Acre Tract - Pepsico of Norton, Inc. - 4/5 & Walter Wade Heirs - 1/5)</i>	0.80 acres	0.0539%	
(2) Walter Wade Heirs			
(a) Carl Wade Heirs, Devisees, Successors or Assigns			
(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%	0.0015%
(a.2.2) Valmy Shannon 103 Blanton Drive Seaford, VA 23696-2522	0.007 acres 1/120 of 0.80 acres	0.0004%	0.0015%
(d) Glayds Ida Boyd Heirs, Devisees, Successors or Assigns			
(d.3) Eleanor Sue Hagy 14475 Rainbow Road, Lot #31 Bristol, VA 24202	0.009 acres 1/90 of 0.80 acres	0.0006%	0.0021%
Total tract acres	0.022		
Total tract percent		0.0015%	

TOTALS:
Total Acreage Resolved 1069.2400
Total Percentage Resolved 72.0672%

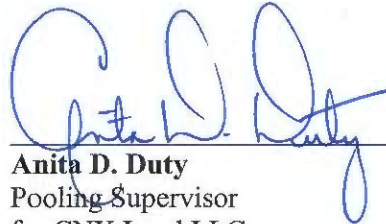
AFFIDAVIT OF MAILING

COMMONWEALTH OF VIRGINIA
COUNTY OF **BUCHANAN**

Applicant: CNX Gas Company LLC
Relief Sought: Disbursement Petition for BUNE1
VGOB: 91-1119-0161-06

I, Anita D. Duty, after being duly sworn upon oath, state as follows:

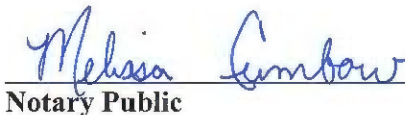
1. I am the Pooling Supervisor for CNX Land Resources, Inc. and am responsible for the notification process required by Va. Code Ann. §45.1-361.19 of the Code of Virginia and 4VAC25-160-40.
2. That on **February 13, 2015** a true and correct copy of the Notice of Hearing and Exhibits were mailed, via certified mail return receipt requested, based upon information and belief, the names and last-known addresses, where such addresses are known, of the parties owning an interest in this cause are set forth and attached hereto.
3. Notice of this cause has therefore been served by mail pursuant to the applicable statutes and rules of the Board.



Anita D. Duty
Pooling Supervisor
for CNX Land LLC

STATE OF WEST VIRGINIA
COUNTY OF MERCER, TO-WIT:

TAKEN, SUBSCRIBED AND SWORN to before me this 5th day of March,
2015.



Notary Public

My commission expires: Apr. 19, 2023



CERTIFICATION OF NOTICE
CNX Gas Company LLC

Unit BUNE1
VGOB 91-1119-0161-06
Misc. Petition for Disbursement

NAME		MAILED	RECEIPT #		RECEIVED
Deskins	Nick	2/13/15	7014287000015546	4273	02/19/15
Hagy	Eleanor Sue	2/13/15	7014287000015546	4280	in transit
Shannon	Valmy	2/13/15	7014287000015546	4297	02/18/15
Torch Oil and Gas Company		2/13/15	7014287000015546	4310	02/17/15
Tucker	Kimberly	2/13/15	7014287000015546	4303	02/18/15



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DATE & TIME	STATUS OF ITEM	LOCATION
February 15, 2015 , 3:06 pm	Departed USPS Facility	KNOXVILLE, TN 37950
Your item departed our USPS facility in KNOXVILLE, TN 37950 on February 15, 2015 at 3:06 pm. The item is currently in transit to the destination.		
February 14, 2015 , 11:17 pm	Arrived at USPS Facility	KNOXVILLE, TN 37950
February 14, 2015 , 2:50 am	Departed USPS Facility	CHARLESTON, WV 25350
February 13, 2015 , 10:49 pm	Arrived at USPS Facility	CHARLESTON, WV 25350

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

CNX Deposit Information		
Check Date	Check Number	Total
9/25/1998		\$354.52
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		\$8,604.94
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

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
											\$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	\$27,383.06
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	\$253.13				\$0.00					\$253.13	\$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
2/28/2002	\$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

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

CNX Deposit Information		
Check Date	Check Number	Total
10/25/2002	20446	\$1,631.18
11/25/2002	21118	\$1,503.74
12/24/2002	21589	\$1,359.27
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	33953	\$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

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	
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	
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	\$120,765.54	-\$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	\$138,402.58	\$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	\$153,618.88	-\$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	\$583.62				\$0.00					\$583.62	\$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	\$243,236.70	\$859.48	
											\$0.00		\$245,405.43	\$245,405.43	
10/31/2006	\$2,505.17	\$934.13				\$0.00					\$934.13	\$251,025.47	\$248,869.97	-\$2,155.50	

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

CNX Deposit Information		
Check Date	Check Number	Total
11/25/2006		\$2,228.83
12/25/2006		\$1,592.06
1/25/2007		\$3,578.59
2/25/2007		\$4,318.49
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		\$8,079.75
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		\$3,439.05
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	\$ Mrket Int	CDARS Int	Fees	Distributions	Corrections	Audit Costs	Gam/Loss	Royalty Bonus	Total Int. and Fees	Bank Balance	Running Balance	Difference
11/30/2006	\$2,200.20	\$967.98			-\$16.98	\$0.00					\$951.00	\$254,176.67	\$252,049.80	-\$2,126.87
12/31/2006	\$1,592.06	\$986.84			-\$135.36	\$0.00					\$851.48	\$256,620.21	\$254,493.34	-\$2,126.87
1/31/2007	\$3,520.16	\$938.02				\$0.00					\$938.02	\$261,078.39	\$259,009.95	-\$2,068.44
2/28/2007	\$0.00	\$914.59				\$0.00					\$914.59	\$261,992.98	\$264,243.03	\$2,250.05
3/31/2007	\$4,292.27	\$857.31				\$0.00					\$857.31	\$267,142.56	\$268,259.08	\$1,116.52
4/30/2007	\$7,399.59	\$995.13				\$0.00					\$995.13	\$275,537.28	\$269,299.65	-\$6,237.63
											\$0.00		\$273,540.50	\$273,540.50
5/31/2007	\$4,094.13	\$939.12				\$0.00					\$939.12	\$280,570.53	\$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	\$310,930.33	\$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	\$8,079.75	\$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
											\$0.00		\$369,920.26	\$369,920.26
12/31/2008	\$4,023.36	\$197.03				\$0.00					\$197.03	\$375,084.86	\$374,140.65	-\$944.21
1/1/2009	\$0.00	\$18.28				\$0.00					\$18.28	\$375,103.14	\$377,330.57	\$2,227.43
2/28/2009	\$6,402.24	-\$34.04				\$0.00					-\$34.04	\$381,471.34	\$380,527.13	-\$944.21
3/31/2009	\$2,799.68	\$93.74				\$0.00					\$93.74	\$384,364.76	\$383,420.55	-\$944.21
4/30/2009	\$1,923.08	-\$60.42				\$0.00					-\$60.42	\$386,227.42	\$385,283.21	-\$944.21
5/31/2009	\$1,818.66	-\$61.28				\$0.00					-\$61.28	\$387,984.80	\$387,040.59	-\$944.21
6/30/2009	\$1,755.20	-\$63.46				\$0.00					-\$63.46	\$389,676.54	\$388,732.33	-\$944.21
7/31/2009	\$79,643.94	-\$66.78				\$0.00					-\$66.78	\$469,253.71	\$468,309.49	-\$944.22
8/31/2009	\$1,827.88	-\$45.07				\$0.00					-\$45.07	\$471,036.52	\$470,092.30	-\$944.22
9/30/2009	\$2,079.48	-\$31.92				\$0.00					-\$31.92	\$473,084.08	\$472,139.86	-\$944.22
10/31/2009	\$1,667.28	-\$37.47				\$0.00					-\$37.47	\$474,713.89	\$473,769.67	-\$944.22
11/30/2009	\$1,273.42	-\$35.16				\$0.00					-\$35.16	\$475,952.15	\$475,007.93	-\$944.22
12/31/2009	\$2,090.94	-\$132.70				\$0.00					-\$132.70	\$477,910.39	\$476,966.17	-\$944.22
1/1/2010	\$2,194.89	\$88.89				\$0.00					\$88.89	\$480,051.02	\$479,249.95	-\$801.07
2/1/2010	\$1,412.74	\$92.23				-\$38.63					\$53.60	\$481,517.36	\$480,716.29	-\$801.07
3/1/2010	\$3,439.05	\$102.36				-\$40.13		\$0.00			\$62.23	\$485,018.64	\$484,217.57	-\$801.07
4/1/2010	\$3,024.87	\$106.47				-\$40.42					\$66.05	\$488,109.56	\$487,308.49	-\$801.07
5/1/2010	\$2,753.47	\$97.11				-\$40.68					\$56.43	\$490,919.46	\$490,118.39	-\$801.07
6/1/2010	\$1,667.55	\$100.86				-\$40.91					-\$371.11	\$492,215.90	\$491,414.83	-\$801.07
7/1/2010	\$2,195.77		\$101.62	\$14.05	-\$41.02	\$0.00					\$74.65	\$494,486.32	\$493,685.25	-\$801.07
8/1/2010	\$2,028.67		\$87.11	\$34.17	-\$41.21	\$0.00					\$80.07	\$496,595.06	\$495,793.99	-\$801.07
9/1/2010	\$2,353.41		\$81.32	\$48.28	-\$41.38	\$0.00					\$88.22	\$499,036.69	\$498,235.62	-\$801.07

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

CNX Deposit Information		
Check Date	Check Number	Total
9/18/2014		\$14,268.90

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
8/31/2014			\$0.24	\$115.29	(\$37.66)						\$77.87	\$452,002.17	\$451,845.34	-\$156.83
9/30/2014	\$14,268.90		\$0.85	\$109.01	(\$37.66)						\$72.20	\$466,343.27	\$466,186.44	-\$156.83
Total											\$37,435.58			

Total Deposited	\$537,791.03
02 Disbursement	-\$104,660.83
03 Disbursement	-\$118.30
04 Disbursement	-\$3,877.63
05 Disbursement (created to combine 02 & 03)	-\$383.41
Interest & Fees	\$37,435.58
Grand Total	\$466,186.44
First Bank and Trust b 9/30/2014	\$466,343.27
difference	\$156.83

Exhibit B-2
Unit BUNE1
Docket #VGOB 91-1119-0161-06
List of Respondents to be Added or Dismissed
(1483.67 Acre Unit)

	Net Acres in Unit	Interest in Unit	Reason for Dismissal
<u>Tract #5 - 3.30 Acres</u>			
	3.30 acres		
<u>COAL OWNERSHIP</u>			
(1) Hugh Macrae Land Trust <i>Tr 25 (36.00 acre tract)</i> c/o Alan Siegel, Esq. Gump, Strauss, Akin LLP 1 Bryant Park New York, NY 10034-6715	3.21 acres 35/36 of 3.30 acres		Coal Owner
<i>By Assignment and Bill of Sale, HMLT devised all of its right, title and interest (other than "Excluded Assets") to Torch Energy Advisors Inc. effective September 4, 1991 and recorded in Buchanan County under DB474 / PG386.</i>			
Torch Oil & Gas Company c/o Sue Ann Craddock 670 Dona Ana Road SW Deming, New Mexico 88030			
<u>Tract #5A - 3.89 Acres</u>			
	3.89 acres		
<u>COAL OWNERSHIP</u>			
(1) Hugh Macrae Land Trust <i>Tr 25 (36.00 acre tract)</i> c/o Alan Siegel, Esq. Gump, Strauss, Akin LLP 1 Bryant Park New York, NY 10034-6715	3.78 acres 35/36 of 3.89 acres		Coal Owner
<i>By Assignment and Bill of Sale, HMLT devised all of its right, title and interest (other than "Excluded Assets") to Torch Energy Advisors Inc. effective September 4, 1991 and recorded in Buchanan County under DB474 / PG386.</i>			
Torch Oil & Gas Company c/o Sue Ann Craddock 670 Dona Ana Road SW Deming, New Mexico 88030			
<u>Tract #8B - 48.01 Acres</u>			
<u>COAL OWNERSHIP</u>			
(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		Coal Owner
<i>By Assignment and Bill of Sale, HMLT devised all of its right, title and interest (other than "Excluded Assets") to Torch Energy Advisors Inc. effective September 4, 1991 and recorded in Buchanan County under DB474 / PG386.</i>			
Torch Oil & Gas Company c/o Sue Ann Craddock 670 Dona Ana Road SW Deming, New Mexico 88030			

Exhibit B-2
Unit BUNE1
Docket #VGOB 91-1119-0161-06
List of Respondents to be Added or Dismissed
(1483.67 Acre Unit)

	Net Acres in Unit	Interest in Unit	Reason for Dismissal
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Tract #8C - 48.22 Acres

COAL OWNERSHIP

<p>(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</p>	<p>48.22 acres</p>		<p>Coal Owner</p>
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By Assignment and Bill of Sale, HMLT devised all of its right, title and interest (other than "Excluded Assets") to Torch Energy Advisors Inc. effective September 4, 1991 and recorded in Buchanan County under DB474 / PG386.

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

Tract #9 - 83.27 Acres

COAL OWNERSHIP

<p>(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</p>	<p>83.27 acres</p>		<p>Coal Owner</p>
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By Assignment and Bill of Sale, HMLT devised all of its right, title and interest (other than "Excluded Assets") to Torch Energy Advisors Inc. effective September 4, 1991 and recorded in Buchanan County under DB474 / PG386.

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

Tract #11B- 25.91 Acres

25.91 acres

COAL OWNERSHIP

<p>(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</p>	<p>12.96 acres 1/2 of 25.91 acres</p>		<p>Coal Owner</p>
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By Assignment and Bill of Sale, HMLT devised all of its right, title and interest (other than "Excluded Assets") to Torch Energy Advisors Inc. effective September 4, 1991 and recorded in Buchanan County under DB474 / PG386.

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

Exhibit B-2
Unit BUNE1
Docket #VGOB 91-1119-0161-06
List of Respondents to be Added or Dismissed
(1483.67 Acre Unit)

	Net Acres in Unit	Interest in Unit	Reason for Dismissal
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Tract #20 - 10.00 Acres

10.00 acres

COAL OWNERSHIP

- | | | | |
|--|---|--|-------------------|
| <p>(1) Hugh Macrae Land Trust
 <i>Tr ?? (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</p> | <p>9.72 acres
 35/36 of 10.00 acres</p> | | <p>Coal Owner</p> |
|--|---|--|-------------------|

By Assignment and Bill of Sale, HMLT devised all of its right, title and interest (other than "Excluded Assets") to Torch Energy Advisors Inc. effective September 4, 1991 and recorded in Buchanan County under DB474 / PG386.

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

Tract #21 - 0.80 Acres

0.80 acres

COAL OWNERSHIP

- | | | | |
|--|--|--|-------------------|
| <p>(1) Hugh Macrae Land Trust
 <i>Tr ?? (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</p> | <p>0.78 acres
 35/36 of 0.80 acres</p> | | <p>Coal Owner</p> |
|--|--|--|-------------------|

By Assignment and Bill of Sale, HMLT devised all of its right, title and interest (other than "Excluded Assets") to Torch Energy Advisors Inc. effective September 4, 1991 and recorded in Buchanan County under DB474 / PG386.

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

Tract #22 - 5.00 Acres

COAL OWNERSHIP

- | | | | |
|--|-------------------|--|-------------------|
| <p>(1) Hugh Macrae Land Trust
 <i>Tr ?? (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</p> | <p>5.00 acres</p> | | <p>Coal Owner</p> |
|--|-------------------|--|-------------------|

By Assignment and Bill of Sale, HMLT devised all of its right, title and interest (other than "Excluded Assets") to Torch Energy Advisors Inc. effective September 4, 1991 and recorded in Buchanan County under DB474 / PG386.

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

VIRGINIA:

IN THE CIRCUIT COURT OF BUCHANAN COUNTY

IRA C. MUTTER

and

ERNEST L. MUTTER

and

ANDREW D. MUTTER

and

DANNY BLANKENSHIP

and

FERN DUECASTER, FERREL W. MUTTER,
WILLIAM S. MUTTER, LYDIA COLEMAN,
MONDA G. MUTTER, WANDA PADGETTE,
OLGA DAVIS, and DALLAS HESS, Equal share heirs of
Roy C. Mutter, deceased,

Plaintiffs

v.

HUGH McCRAE LAND TRUST,
TORCH ENERGY ADVISERS, INC.,
and
CNX GAS COMPANY, LLC,

Defendants

Case No. 07000420-00

FINAL ORDER

THIS DAY came the parties to this action, by counsel, upon Plaintiffs' Motion for Judgment pursuant to Declaratory Judgment Act, Virginia Code 8.01-184, whereby Plaintiffs moved the Court to declare their collective ownership of CBM gas (hereinafter, "CBM"), and represented to the Court the following findings:

(a) Plaintiffs, Ira C. Mutter *et al* (hereinafter, "Plaintiffs"), are each owners, either individually or in conjunction with each other, of all those certain tracts of land (hereinafter, "the Real Estate") described by vesting deeds submitted as Exhibits A through D to Plaintiffs' Motion for Declaratory Judgment in this matter and attached hereto, or as heirs, devisees, and successors or assigns thereof; and said Plaintiffs are also each the owners, either individually or in conjunction with each other, of all the surface, oil and gas, and other mineral rights incident thereto (hereinafter, "the Subject Rights"), with the exception of the severance of coal rights pursuant to a certain coal severance deed (hereinafter, "the Severance Deed"), also submitted as Exhibit E to Plaintiffs' said motion and attached hereto; and said lands are the Real Estate contained wholly or partially within Drilling Unit Y-26, the subject drilling unit herein, as indicated in the Virginia Gas and Oil Board Report, VGOB 01-918-0923, filed in the Buchanan County Circuit Court Clerk's Office at Deed Book 537, Page 654, and recorded in said office on January 11, 2002 (hereinafter, "the Subject Drilling Unit"); and as said owners of the Real Estate and Subject Rights, Plaintiffs claim ownership of the disputed CBM gas fee rights (hereinafter, "CBM Rights") and currently escrowed funds associated with said rights (hereinafter, "the Funds").

(b) William B. Cocks, Jr., Esq. and Alan Siegel, Esq., Trustees for Defendant Hugh McCrae Land Trust (hereinafter, "HMLT"), are the successors in title to the coal rights described in the Severance Deed, where the grantors therein conveyed to the grantees therein all the coal on and under the Real Estate, except for ten acres around the dwelling house, as described in the

Severance Deed, whereby HMLT owns the coal on and under the Real Estate together with the rights incident thereto.

(c) As coal owner, HMLT entered into a CBM lease for the production of CBM on acreage that includes the Real Estate. HMLT subsequently assigned its rights to receive payment for royalties on CBM production to Defendant, Torch Energy Advisers, Inc. (hereinafter, "TEA"), pursuant to Acquisition Agreement by and between HMLT and TEA dated December 29, 1997. A conflict exists as to the ownership of the CBM produced from the Real Estate and the royalties associated therewith.

(d) Defendant CNX Gas Company, LLC (hereinafter, "CNX") is the unit operator authorized to drill and operate the CBM well(s) on the Subject Drilling Unit and is the successor lessee of gas, including CBM and certain other extraction rights in said drilling unit, and has no claim of ownership to the Funds or future royalties produced from CBM gas sales attributed to the Real Estate.

(e) For a period of years, CBM has been commercially produced and attributed to the Real Estate at issue; and, pursuant to Virginia law, the royalties from the sale of such CBM have been escrowed under the direction of the Virginia Gas and Oil Board (hereinafter, "VGOB") pending a determination as to the ownership of the CBM in the Subject Drilling Unit.

(f) With regard to the Real Estate at issue, the ownership of CBM is simply a question of whether it is owned by Plaintiffs in this matter, who, along with their predecessors in title, have never separately severed the gas or mineral interests associated with the Real Estate except for the coal.

(g) In settlement of the dispute in this matter, Defendant TEA relinquishes its claim to the CBM Rights and the Funds, and Plaintiffs and Defendant TEA agree that 7.5% of the Funds, escrowed as of the date that such funds are distributed pursuant to this Order, shall be made payable

and distributed to TEA. Plaintiffs and Defendant TEA further agree that the remainder of the Funds, as well as all future royalty payments from the sale of CBM gas production attributed to the Real Estate, shall be paid to Plaintiffs in proportion to their individual ownership. TEA waives and releases any further claim to said royalties and funds.

(h) Defendants HMLT and CNX make no claim to the CBM Rights, the Funds currently escrowed, nor to any future royalties related to the sale of CBM attributed to the Real Estate.*

UPON CONSIDERATION of the aforementioned findings, it is hereby ADJUDGED, ORDERED, AND DECREED as follows:

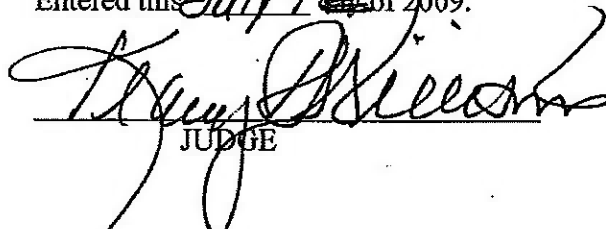
1. As between the parties hereto, and in the acreage amounts reflected in the attached deeds, Plaintiffs are the owners of CBM and natural gas on, under or produced from the Real Estate.

2. This Order is the final order adjudicating and declaring Plaintiffs' rights to the CBM associated with the Real Estate at issue. Upon application to VGOB and presentation of this Order to said Board, TEA shall be paid 7.5% of the Funds held in escrow at the time of such application and Plaintiffs shall be paid the remainder of such Funds and all future funds and royalties from the production of CBM attributable to the Real Estate according to each Plaintiff's individual interest as shown in any existing or revised Pooling Order by VGOB. Distribution of escrowed funds shall be made on or before the time period specified by Virginia law, and all future funds and royalties shall inure only to Plaintiffs according to each Plaintiff's aforementioned individual interest.

There being nothing further for consideration in this matter, the Court hereby FURTHER ORDERS the Clerk to provide attested copies of this Order to all counsel of record and this matter is stricken from the docket.

*except that CNX claims such rights as successor lessee of the CBM estate and as unit operator for the subject drilling unit as to which it is entitled and the royalty rights associated therewith.

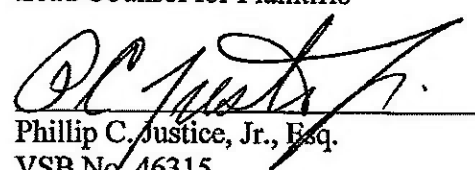
Entered this July 7 ~~day~~ of 2009.


JUDGE

WE ASK FOR THIS:

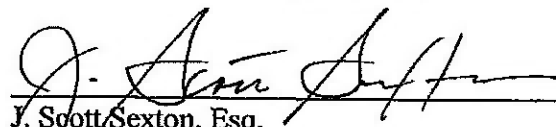

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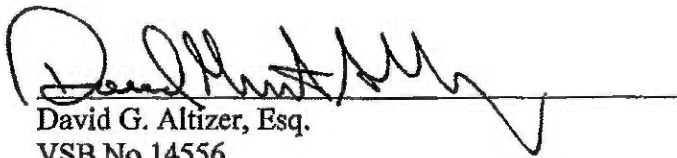

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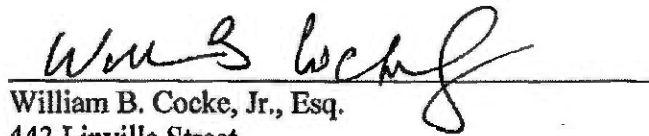
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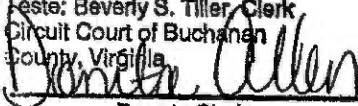
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Teste: Beverly S. Tiller, Clerk
Circuit Court of Buchanan
County, Virginia

Deputy Clerk