

**BEFORE THE VIRGINIA GAS AND OIL BOARD**

**PETITIONER:** CNX Gas Company LLC

**DIVISION OF GAS AND OIL**

**DOCKET NO:** VGOB 03-1021-1207-06

**RELIEF SOUGHT: (1) DISBURSEMENT FROM ESCROW REGARDING TRACT(S) A portion of 1B, A portion of 2E, 2K (2) AND AUTHORIZATION FOR DIRECT PAYMENT OF ROYALTIES (3) AND DISMISSAL OF COAL OWNERS PURSUANT TO CODE OF VIRGINIA SECTION 45.1-361.22:2.**

**HEARING DATE:** February 21, 2017

**TAX ID NUMBERS:** Tax Map Identification Numbers for all parcels affected by this petition are shown on:  
Tract Identification Sheet

**DRILLING UNIT:** FF38

**TAZEWELL COUNTY, VIRGINIA**

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

**1. Petitioner and its counsel**

Petitioner is CNX Gas Company LLC, PO Box 570, Pounding Mill, VA 24637, (276)596-5075. Petitioner's counsel is Mark A. Swartz, Hillard & Swartz, LLP, 122 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 a portion of Tracts 1B, 2E and 2K, as depicted upon the annexed table; and (2) authorization to begin paying royalties directly to Coal Mountain Mining Company, Wilma D. Johnson, Hermas Ball, Greg Bostic, Danny Osborne, Freddie E. Casey, Camille Lee, Victoria Quaid, George Larry Short, Dennis Simmons, Jack Simmons, Sandra Spruell, Renee Simmons and the Commonwealth of Virginia.

**3. Legal Authority**

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

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

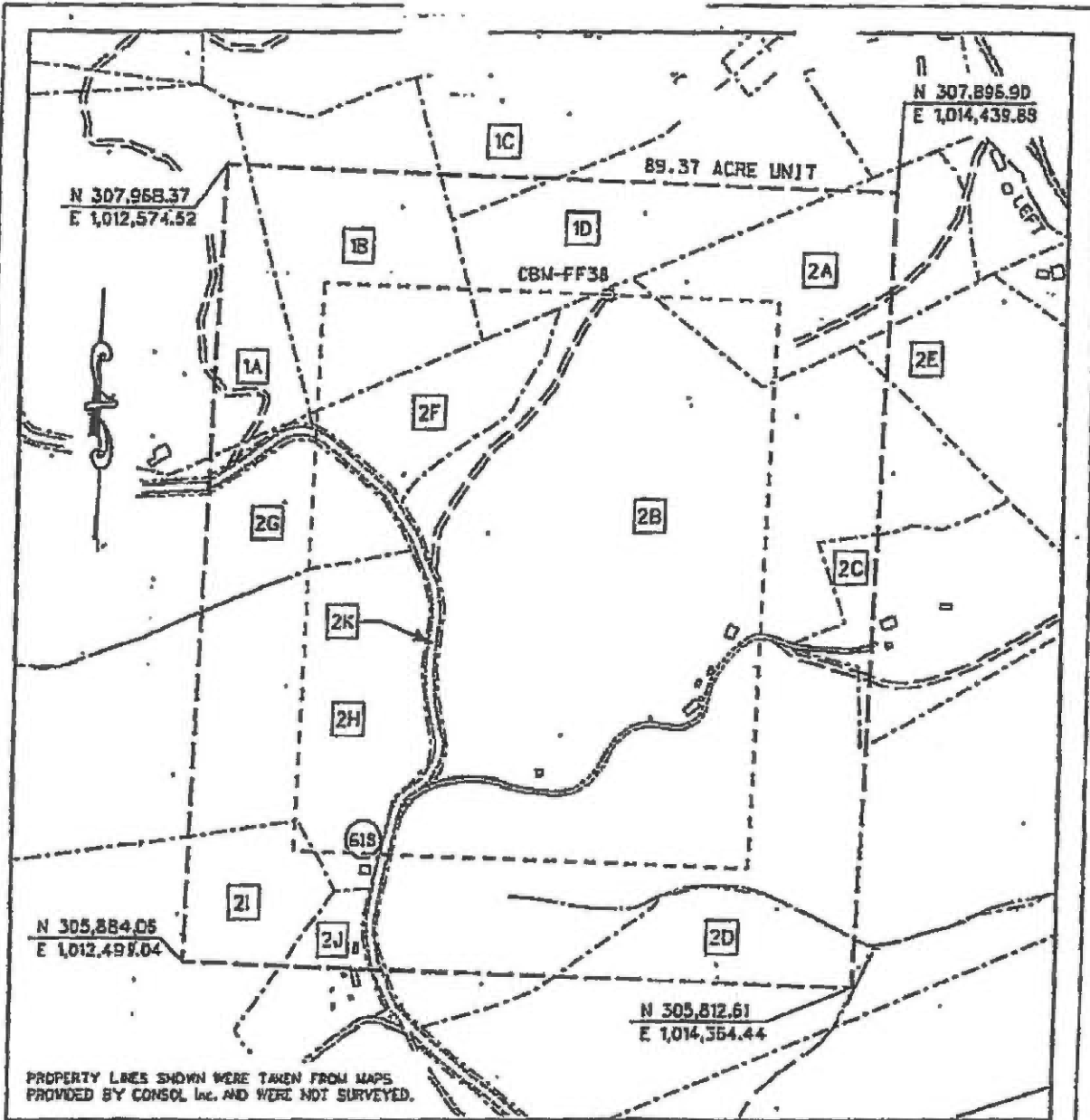
Coalbed Methane

**5. Factual basis for relief requested**

- a. Coal Mountain Mining Company, Danny Osborne & Freddie Eugene Casey have entered into royalty split agreement(s). Said royalty split agreement(s) allow the Applicant and Designated Operator to pay royalties directly to the persons identified in Exhibit EE.
- b. Wilma D. Johnson, Hermas Ball, Greg Bostic, Camille Lee, Victoria Quaid, George Larry Short, Dennis Simmons, Jack Simmons, Sandra Spruell, Renee Simmons, Commonwealth of VA are the gas claimants in Tract(s) 1B, 2E, 2K. As such, Wilma D. Johnson, Hermas Ball, Greg Bostic, Camille Lee, Victoria Quaid, George Larry Short, Dennis Simmons, Jack Simmons, Sandra Spruell, Renee Simmons, Commonwealth of VA are entitled to 100% of the CBM royalties attributable to their gas claims that are now in escrow and as may be hereafter payable. See Va. Code Ann. § 45.1-361.22:2.A.
- c. That CNX Gas Company LLC has previously given the notice(s) required by § 45.1-361.22:2.A to all conflicting coal claimants identified in the above referenced pooling Order and any supplemental Orders pertaining thereto.
- d. That when the Board granted Petitioner's Miscellaneous Petition in VGOB 08-0318-2163-01, it dismissed the coal claimant Coal Creek Coal Company as a Respondent to these proceedings. Accordingly Coal Creek Coal Company was not provided notice under § 45.1-361.22 of the hearing set on this Petition.
- e. That a detailed accounting in accordance with the applicable provisions of § 45.1-361.22 is submitted herewith and identified as Exhibit J.
- f. That an Exhibit identified as Table 1 is annexed hereto, and it specifies how the disbursement (s) is to be calculated and paid by the escrow agent.
- g. That Va. Code Ann. § 45.1-361.22:2.A. further provides that the Operator shall pay such royalties as may hereafter be payable directly to the gas claimant Wilma D. Johnson, Hermas Ball, Greg Bostic, Camille Lee, Victoria Quaid, George Larry Short, Dennis Simmons, Jack Simmons, Sandra Spruell, Renee Simmons, Commonwealth of VA and shall not escrow same. See Exhibit EE annexed hereto.

## **6. Attestation**

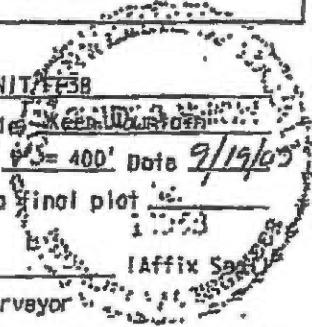
The foregoing Petition to the best of my knowledge, information, and belief is true and correct.



**EXHIBIT A  
OAKWOOD FIELD UNIT FF-38  
FORCE POOLING  
VGOB-03-1021-1207**

Company CNX Gas Company LLC Well Name and Number UNIT FF38  
 Tract No. \_\_\_\_\_ Elevation \_\_\_\_\_ Quadrangle Keen-100  
 County Tazewell District Malden Springs Scale: 1" = 400' Date 9/19/05  
 This plot is a new plot  ; an updated plot \_\_\_\_\_ ; or a final plot \_\_\_\_\_

Form DGO-60-7  
 Rev. 9/91  
 \_\_\_\_\_  
 Licensed Professional Engineer or Licensed Land Surveyor



**CNX GAS COMPANY LLC**

**UNIT FF-38**

**Tract Identifications**

**(89.37 Acre Unit)**

- 1A. Coal Mountain Mining Co. Limited Partnership, LLP, Tract 18 (Jerry Cordell Tract 185 Acres) – Coal Consolidation Coal Company – Below Drainage Coal Leased  
Knox Creek Coal Corporation – Above Drainage Coal Leased  
CNX Gas Company LLC – CBM Leased  
Jerry T. Absher, et ux – Surface and All Minerals except Coal  
CNX Gas Company LLC – Oil, Gas and CBM Leased  
(Tax Map 84 01, Parcel 5A)  
2.89 Acres                      3.2937%
- 1B. Coal Mountain Mining Co. Limited Partnership, LLP, Tract 18 (Jerry Cordell Tract 185 Acres) – Coal Consolidation Coal Company – Below Drainage Coal Leased  
Knox Creek Coal Corporation – Above Drainage Coal Leased  
CNX Gas Company LLC – CBM Leased  
Sterling Ball, et al – All Minerals except Coal  
CNX Gas Company LLC – Oil, Gas and CBM Leased (22.125%)  
David E. Short – Surface  
(Tax Map 84 01, Parcel 3)  
6.75 Acres                      7.5529%
- 1C. Coal Mountain Mining Co. Limited Partnership, LLP, Tract 18 (Jerry Cordell Tract 185 Acres) – Coal Consolidation Coal Company – Below Drainage Coal Leased  
Knox Creek Coal Corporation – Above Drainage Coal Leased  
CNX Gas Company LLC – CBM Leased  
Robert E. Cordill – Surface and All Minerals except Coal  
CNX Gas Company LLC – Oil, Gas and CBM Leased  
(Tax map 84 01, Parcel 2)  
0.44 Acres                      0.4923%
- 1D. Coal Mountain Mining Co. Limited Partnership, LLP, Tract 18 (Jerry Cordell Tract 185 Acres) – Coal Consolidation Coal Company – Below Drainage Coal Leased  
Knox Creek Coal Corporation – Above Drainage Coal Leased  
CNX Gas Company LLC – CBM Leased  
CNX Gas Company LLC – Surface and All Minerals except Coal  
(Tax Map 84 01, Parcel 1)  
5.11 Acres                      5.7178%
- 2A. Coal Mountain Mining Co. Limited Partnership, LLP, Tract 40 (John Short Tract 205 Acres) – Coal Consolidation Coal Company – Below Drainage Coal Leased  
Knox Creek Coal Corporation – Above Drainage Coal Leased  
CNX Gas Company LLC – CBM Leased  
Betty J. Short, et al – Surface and All Minerals except Coal  
CNX Gas Company LLC – Oil, Gas and CBM Leased  
(Tax Map 84A, Parcel 92A)  
5.17 Acres                      5.7849%

**CNX GAS COMPANY LLC**  
**UNIT FF-88**  
**Tract Identifications**  
**(89.87 Acre Unit)**

- 2B. Coal Mountain Mining Co. Limited Partnership, LLP, Tract 40 (John Short Tract 205 Acres) – Coal Consolidation Coal Company – Below Drainage Coal Leased  
Knox Creek Coal Corporation – Above Drainage Coal Leased  
James M. Short – CBM (72.5%)  
Coal Mountain Mining Co. Limited Partnership, LLP – CBM (27.5%)  
CNX Gas Company LLC – CBM Leased  
James M. Short – Surface and All Minerals except Coal  
CNX Gas Company, LLC – Oil and Gas Leased  
(Tax Map 84A, Parcel 92)  
41.85 Acres                    46.8278%
- 2C. Coal Mountain Mining Co. Limited Partnership, LLP, Tract 40 (John Short Tract 205 Acres) – Coal Consolidation Coal Company – Below Drainage Coal Leased  
Knox Creek Coal Corporation – Above Drainage Coal Leased  
CNX Gas Company LLC – CBM Leased  
Carl N. Ball, et ux. – Surface and All Minerals except Coal  
CNX Gas Company LLC – Oil, Gas and CBM Leased  
(Tax Map 84A, Parcel 93)  
1.10 Acres                    1.2308%
- 2D. Coal Mountain Mining Co. Limited Partnership, LLP, Tract 40 (John Short Tract 205 Acres) – Coal Consolidation Coal Company – Below Drainage Coal Leased  
Knox Creek Coal Corporation – Above Drainage Coal Leased  
CNX Gas Company LLC – CBM Leased  
Carl N. Ball, et ux. – Surface and All Minerals except Coal  
CNX Gas Company LLC – Oil, Gas and CBM Leased  
(Tax Map 84A, Parcel 91)  
3.31 Acres                    3.7037%
- 2E. Coal Mountain Mining Co. Limited Partnership, LLP, Tract 40 (John Short Tract 205 Acres) – Coal Consolidation Coal Company – Below Drainage Coal Leased  
Knox Creek Coal Corporation – Above Drainage Coal Leased  
CNX Gas Company LLC – CBM Leased  
Wanda Simmons, et al – All Minerals except Coal  
CNX Gas Company LLC – Oil, Gas and CBM Leased (80.3%)  
Knox Creek Carbon Company – Surface  
(Tax Map MM0253)  
0.14 Acres                    0.1567%
- 2F. Coal Mountain Mining Co. Limited Partnership, LLP, Tract 40 (John Short Tract 205 Acres) – Coal Consolidation Coal Company – Below Drainage Coal Leased  
Knox Creek Coal Corporation – Above Drainage Coal Leased  
CNX Gas Company LLC – CBM Leased  
David E. Short – Surface and All Minerals except Coal  
(Tax Map 84A, Parcel 99)  
3.17 Acres                    3.5471%

**CNX GAS COMPANY LLC**  
**UNIT FF-38**  
**Tract Identifications**  
**(89.37 Acre Unit)**

- 2G. Coal Mountain Mining Co. Limited Partnership, LLP, Tract 40 (John Short Tract 205 Acres) – Coal Consolidation Coal Company – Below Drainage Coal Leased  
Knox Creek Coal Corporation – Above Drainage Coal Leased  
CNX Gas Company LLC – CBM Leased  
Russell J. Short, et ux – Surface and All Minerals except Coal  
(Tax Map 84A, Parcel 7)  
3.76 Acres                      4.2072%
- 2H. Coal Mountain Mining Co. Limited Partnership, LLP, Tract 40 (John Short Tract 205 Acres) – Coal Consolidation Coal Company – Below Drainage Coal Leased  
Knox Creek Coal Corporation – Above Drainage Coal Leased  
CNX Gas Company LLC – CBM Leased  
Johnie H. Short – Surface and All Minerals except Coal  
(Tax Map 84A, Parcel 8)  
10.23 Acres                      11.4468%
- 2I. Coal Mountain Mining Co. Limited Partnership, LLP, Tract 40 (John Short Tract 205 Acres) – Coal Consolidation Coal Company – Below Drainage Coal Leased  
Knox Creek Coal Corporation – Above Drainage Coal Leased  
CNX Gas Company LLC – CBM Leased  
Buford Short – Surface and All Minerals except Coal  
(Tax Map 84A, Parcel 9)  
2.94 Acres                      3.2897%
- 2J. Coal Mountain Mining Co. Limited Partnership, LLP, Tract 40 (John Short Tract 205 Acres) – Coal Consolidation Coal Company – Below Drainage Coal Leased  
Knox Creek Coal Corporation – Above Drainage Coal Leased  
CNX Gas Company LLC – CBM Leased  
Buford Short, et ux – Surface and All Minerals except Coal  
(Tax Map 84A, Parcel 10)  
0.76 Acres                      0.8604%
- 2K. Coal Mountain Mining Co. Limited Partnership, LLP, Tract 40 (John Short Tract 205 Acres) – Coal Consolidation Coal Company – Below Drainage Coal Leased  
Knox Creek Coal Corporation – Above Drainage Coal Leased  
CNX Gas Company LLC – CBM Leased  
Commonwealth of Virginia – Surface and All Minerals except Coal  
(Tax Map 84A, Parcel 00)  
1.75 Acres                      1.9582%



Exhibit E  
Unit FF-38  
Docket #VGOB 03-1021-1207-06  
List of Respondents that require escrow  
(89.37 Acre Unit)

	Acres in Unit	Interest in Unit	
<b><u>Tract #1B, 6.75 acres</u></b>			
<b><u>COAL OWNERSHIP</u></b>			
(1) Coal Mountain Mining Company, Tr.18 Limited Partnership, L.L.P. P.O. Box 675 Tazewell, VA 24651	6.75 acres	7.5529%	<i>Dismissed with 05 Petition</i>
<b><u>OIL &amp; GAS OWNERSHIP</u></b>			
<i>The ownership listed below is currently being reviewed and documentation is being requested to verify title. In addition, there are respondents that did not respond timely to the W9 request and will continue to be escrowed.</i>			
Sterling Ball, et al. <i>(aka Charles &amp; Lula Ball Heirs)</i>	6.75 acres	7.5529%	
(3) Lenward Ball Heirs, Devisees, Successors or Assigns			<i>***See note below regarding interest</i>
(3.1) Margie Helen Ball Heirs, Devisees, Successors or Assigns			
(3.1.1) James Ronnie Ball 6106 Thompson Mill Road Graham, NC 27253			
(3.1.2) Donnie B. Ball 6956 Coltrane Mill Road Greensboro, NC 27406			
(3.1.3) Dean Allen Ball 1312 College Estate Road Cedar Bluff, VA 24609			
(3.1.4) Shirley Ball Smith 5041 Eddings Drive Glen Allen, VA 23060			
(3.1.5) Phyllis Ball Stilwell 6281 Baptist Valley Road N. Tazewell, VA 24630			
(3.1.6) Wanda Sue Newberry 242 Terry Drive Richlands, VA 24641			
(3.1.7) Judy Carol Bales 315 Barrett Street Richlands, VA 24641			
(3.1.8) Connie Lynn Whited 3707 Six and Twenty Road Pendleton, SC 29670			
(4) Exie Ball Johnson Heirs, Devisees, Successors or Assigns			
(b) Anna Mae Absher 757 Fork Ridge Rd. Raven, VA 24639	0.074 acres 1/91 of 6.75 acres	0.0830%	

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**(89.37 Acre Unit)**

	Acres in Unit	Interest in Unit
(c) Otis Johnson 6641 Banner Lake Circle, Apt. 9203 Orlando, FL 32821	0.074 acres 1/91 of 6.75 acres	0.0830%
(d) Bobby Johnson 105 Bentwood Road Raven, VA 24639	0.074 acres 1/91 of 6.75 acres	0.0830%
(f) Harold Cline Heirs, Devisees, Successors or Assigns <i>Documentation requested 6/10/15 and 2/2/2016</i>	0.074 acres 1/91 of 6.75 acres	0.0830%
(f.1) Alma Ward Cline P.O. Box 660 Raven, VA 24639		
(g) Peggy Johnson Ford 241 Birch St. Raven, VA 24639	0.074 acres 1/91 of 6.75 acres	0.0830%
(h) Betty Lawson Heirs, Devisees, Successors or Assigns		
(h.1) Donnie B. Lawson, Jr. <i>Address Unknown</i>	0.025 acres 1/273 of 6.75 acres	0.0277%
(h.2) James Lawson <i>Address Unknown</i>	0.025 acres 1/273 of 6.75 acres	0.0277%
(h.3) Ivy Houchins 1351A Villa Way Charlottesville, VA 22903	0.025 acres 1/273 of 6.75 acres	0.0277%
(i) Ruth Short PO Box 291 Doran, VA 24612	0.074 acres 1/91 of 6.75 acres	0.0830%
(j) Lucille Sisk PO Box 275 Pounding Mill, VA 24637	0.074 acres 1/91 of 6.75 acres	0.0830%
(k) Lois Mays 831 Clarks Valley Road Swords Creek, VA 24649	0.074 acres 1/91 of 6.75 acres	0.0830%
(l) Maxine Ward Box 26 Red Ash, VA 24640	0.074 acres 1/91 of 6.75 acres	0.0830%
(m) Roger Johnson Heirs, Devisees, Successors or Assigns		
(m.1) Nancy Johnson 964 Thru Drive Richlands, VA 24641	0.074 acres 1/91 of 6.75 acres	0.0830%
(5) Raleigh Ball Heirs, Devisees, Successors or Assigns		
(a) Ida Webb Ball Heirs, Devisees, Successors or Assigns		

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**(89.37 Acre Unit)**

	Acres in Unit	Interest in Unit
(c) Herby Ball 125 Albert Rd. Stokesdale, NC 27357	0.138 acres 1/49 of 6.75 acres	0.1541%
(6) Ida Ball Stilwell Heirs, Devisees, Successors or Assigns		
(a) Beulah V. Osborne Heirs, Devisees Successors or Assigns		
(a.2) Mae Miller 8010 Brown Mountain Road Raven, VA 24639	0.010 acres 1/672 of 6.75 acres	0.0112%
(a.8) Harold Eugene Osborne 214 Carson Avenue, Apt. 46 Richlands, VA 24341	0.010 acres 1/672 of 6.75 acres	0.0112%
(a.9) Jerry Osborne 2414 Harrys Branch Rd Whitewood, VA 24657	0.010 acres 1/672 of 6.75 acres	0.0112%
(b) Betty L. Smith Heirs, Devisees, Successors or Assigns		
(b.1) Gary Wayne Smith 231 Hagy St Pounding Mill, VA 24637	0.002 acres 1/4032 of 6.75 acres	0.0019%
(b.2) Randy Smith <i>Address Unknown</i>	0.002 acres 1/4032 of 6.75 acres	0.0019%
(b.3) David Smith <i>Address Unknown</i>	0.002 acres 1/4032 of 6.75 acres	0.0019%
(b.4) Jamie Lee Smith 161 Meadows St Pounding Mill, VA 24637	0.002 acres 1/4032 of 6.75 acres	0.0019%
(b.5) Colonel A. Smith, Jr. P.O. Box 842 Raven, VA 24639	0.002 acres 1/4032 of 6.75 acres	0.0019%
(b.6) Timmy James Smith <i>Address Unknown</i>	0.002 acres 1/4032 of 6.75 acres	0.0019%
(c) Exie Osborne Heirs, Devisees, Successors or Assigns		
(c.2.2) Anthony Boyd 14832 Slate Creek Road Grundy, VA 24614	0.012 acres 1/560 of 6.75 acres	0.0135%
(c.4) Judy Blankenship Box 221 Doran, VA 24612	0.024 acres 1/280 of 6.75 acres	0.0270%
(f) Sylvester Stilwell Heirs, Devisees, Successors or Assigns		

**Exhibit E**  
**Unit FF-38**  
**Docket #VGOB 03-1021-1207-06**  
**List of Respondents that require escrow**  
**(89.37 Acre Unit)**

	Acres in Unit	Interest in Unit
(f.1.2.1.3) Jay C. Stilwell, Jr. P.O. Box 103 Raven, VA 24639	0.002 acres 1/4032 of 6.75 acres	0.0019%
(g) Charles Stilwell Heirs, Devisees, Successors or Assigns		
(g.4) Quentin A. Stilwell P. O. Box 154 Rhame, ND 58651	0.002 acres 1/3024 of 6.75 acres	0.0025%
(g.5) Gladys E. Pollert 1211 29th Street North Fargo, ND 58102	0.002 acres 1/3024 of 6.75 acres	0.0025%
(7) John Ball Heirs, Devisees, Successors or Assigns		
(a) Lula Ella Simmons Ball Smith	<i>Life Estate</i>	
(b) Goldie Ball Compton Heirs, Devisees, Successors or Assi <i>***See note below regarding interest</i>		
(b.1) Ralph Wallace Compton Heirs, Devisees, Successors or Assigns		
(b.1.1) H.C. Lodge Compton Heirs, Devisees, Successors or Assigns		
(b.1.1.1) Jennifer S. Compton 4620 Millview Court Roanoke, VA 24018		
(b.1.1.2) Jane Compton Noel 51228 Millrun Drive Granger, IN 46530		
(b.1.1.3) Jonathan Lodge Compton PO Box 1291 Holland, MI 49422		
(b.1.1.4) RosaLee Nuckolls 204 Fincastle Lane Bluefield, VA 24605		
(b.1.2) W. Blake Compton RR5 Box 135A Grundy, VA 24614		
(b.1.3) Wendell Ray Compton Heirs, Devisees, Successors or Assigns		
(b.1.3.1) Margie Juanita Compton 1202 Virginia Ave NW Norton, VA 24273		
(c) Hazel Ball Compton Heirs, Devisees Successors or Assigns		
(c.1) Clayton Compton Heirs, Devisees, Successors or Assigns		<i>***See note below regarding interest</i>

**Exhibit E**  
**Unit FF-38**  
**Docket #VGOB 03-1021-1207-06**  
**List of Respondents that require escrow**  
**(89.37 Acre Unit)**

	Acres in Unit	Interest in Unit
(c.1.1) Judith C. Clayton 1401 Third St. SW, Apt. 12 Roanoke, VA 24016		
(8) Melvin A. Ball Heirs, Devisees, Successors or Assigns	<i>Deceased without issue - 1/8 int. to Lula Ball Instr. 15-0399</i>	
(9) <i>***Undetermined Interests</i>	0.107 acres 1/63 of 6.75 acres	0.1199%
<i>*** Ownership determined by Court Decree of March 15, 2000 in the Circuit Court of Tazewell County, Sterling G. Ball vs. i The ownership set forth by decree does not total to 100% and does not provide for the interests of Goldie Ball Comptor and Clayton Compton, who were not parties to the suit and whose individual interests must be determined by the Circu</i>		
	<b>Tract acres escrowed 1.1433</b>	
	<b>Tract percentage in escrow</b>	<b>1.2793%</b>

**Tract #2E, 0.14 acres**

**COAL OWNERSHIP**

*The ownership listed below is currently being reviewed and documentation is being requested to verify title. In addition, there are respondents that did not respond timely to the W9 request and will continue to be escrowed.*

(1) Coal Mountain Mining Company, Tr.40 Limited Partnership, L.L.P. P.O. Box 675 Tazewell, VA 24651	0.14 acres	0.1567%	<i>Dismissed with 05 Petition</i>
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**OIL & GAS OWNERSHIP**

(1) Wanda Simmons, et al. <i>(aka Mary Jane Short Heirs, Devisees, Successors or Assigns)</i>	0.14 acres	0.1567%
(a) Maude Murray Heirs, Devisees, Successors or Assigns		
(a.2) Gloria J. King 265 Conway Drive Rio Vista, CA 94571	0.005 acres 7/192 of 0.14 acres	0.0057%
(a.3) Patricia Barnett <i>(pre-deceased)</i>		
(a.3.1) Billy Barnett, Jr. Heirs, Devisees, Successors or Assigns <i>(mailed req. for doc. 5/10/2016)</i>	0.001 acres 7/1152 of 0.14 acres	0.0010%
(a.3.1.1) Harley Ray Barnett 524 S. East St Ft Gibson, OK 74464		
(a.3.1.2) Carl Gene Barnett 17720 S. Old Highway 62 Tahlequah, OK 74464		
(a.3.1.3) Billy Ray Barnett, III 17720 S. Old Highway 62 Tahlequah, OK 74464		
(a.3.3) Christina Barnett 120 S. Rounds Street Fort Gibson, OK 74434	0.001 acres 7/1152 of 0.14 acres	0.0010%

**Exhibit E**  
**Unit FF-38**  
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**(89.37 Acre Unit)**

	Acres in Unit	Interest in Unit
(a.4) Shirley Murray 808 N. Birch Ave Sand Springs, OK 74063	0.003 acres 7/384 of 0.14 acres	0.0029%
(b) Ruby Boice Heirs, Devisees, Successors or Assigns		
(b.1) Judy L. Collins 1409 Old Manor Road Chesapeake, VA 23323	0.005 acres 7/192 of 0.14 acres	0.0057%
(d) Carolyn Phelps Heirs, Devisees, Successors or Assigns		
(d.1) Robert L. Phelps, widower 3108 Sterling Way Portsmouth, VA 23703	0.010 acres 7/96 of 0.14 acres	0.0114%
(f) James H. Short Heirs, Devisees, Successors or Assigns		
(f.1) James H. Short Revocable Trust		
(f.1.1) James H. Short QTIP Marital Trust Aurelia G. Short - Trustee Chandler Harper Dr. Portsmouth, VA 23701	0.010 acres 7/96 of 0.14 acres	0.0114%
(h) Alfred V. Short Heirs, Devisees, Successors or Assigns		
(h.1) Alfred V. Short, Jr. 109 Wyoming Avenue Portsmouth, VA 23701	0.003 acres 7/288 of 0.14 acres	0.0038%
(h.2) Cheryl Wood 13 California Avenue Portsmouth, VA 23701	0.003 acres 7/288 of 0.14 acres	0.0038%
(h.3) Patricia Clark 6101 #B College Drive Suffolk, VA 23435	0.003 acres 7/288 of 0.14 acres	0.0038%
(i) Daniel A. Short Heirs, Devisees, Successors or Assigns		
(i.1) Delmar Short White (spouse) 4416 Clifford Street Portsmouth, VA 23707	0.010 acres 7/96 of 0.14 acres	0.0114%
(j) Max O. Short Heirs, Devisees, Successors or Assigns		
(j.1) Frances Marie Short Heirs, Devisees, Successors or Assigns		
(j.2) Mary Ann Rowe 4316 Arundel Lane Chesapeake, VA 23321	0.005 acres 7/192 of 0.14 acres	0.0057%
(k) John D. Short 6178 Knotts Creek Lane Suffolk, VA 23435	0.010 acres 7/96 of 0.14 acres	0.0114%

**Exhibit E**  
**Unit FF-38**  
**Docket #VGOB 03-1021-1207-06**  
**List of Respondents that require escrow**  
**(89.37 Acre Unit)**

	Acres in Unit	Interest in Unit
(I) Wanda Simmons Heirs, Devisees, Successors or Assigns		
(I.1) Michael Simmons 201 Lily Street Edisto Island, SC 29438	0.001 acres 7/768 of 0.14 acres	0.0014%
(I.2) Bernard Simmons Heirs, Devisees, Successors or Assigns		
(I.2.1) Bernard Rolf Simmons Marital Trust 16308 Old Jonesborough Rd. Bristol, VA 24202	0.001 acres 7/768 of 0.14 acres	0.0014%
(I.4) Norma Lee Heirs, Devisees, Successors or Assigns		
(I.4.1) Robert Lee c/o Dennis Lee POA & Susan Lee POA 102 Florence Circle Tazewell, VA 24651	0.001 acres 7/768 of 0.14 acres	0.0014%
<b>Tract acres escrowed</b>	<b>0.0744</b>	
<b>Tract percentage in escrow</b>		<b>0.0833%</b>
<b>Total Acres remaining in escrow</b>	<b>1.2177</b>	
<b>Total percentage remaining in escrow</b>		<b>1.3626%</b>

Exhibit EE  
Unit FF-38  
Docket #VGOB 03-1021-1207-06  
List of Respondents with Royalty Split Agreements/Court Orders/HB2058  
(89.37 Acre Unit)

	Acres in Unit	Interest in Unit	Percent of Escrow
<b><u>Tract #1A, 2.89 acres</u></b>			
<b><u>COAL OWNERSHIP</u></b>			
(1) Coal Mountain Mining Company, Tr.18 Limited Partnership, L.L.P. P.O. Box 675 Tazewell, VA 24651	2.89 acres	3.2337%	<i>n/a</i>
<b><u>OIL &amp; GAS OWNERSHIP</u></b>			
(1) Jerry T. Absher, et ux. 4276 Roadridge TPK Raven, VA 24639	2.89 acres	3.2337%	<i>n/a</i>
<i>Note: CBM ownership was adjudicated to the prevailing plaintiffs under Case no. CL 11-461 The Order was executed May 6, 2011 and plaintiffs were awarded 100% of the Coalbed Methane Gas underlying this tract.</i>			
<b><u>Tract #1B, 6.75 acres</u></b>			
<b><u>COAL OWNERSHIP</u></b>			
(1) Coal Mountain Mining Company, Tr.18 Limited Partnership, L.L.P. P.O. Box 675 Tazewell, VA 24651	6.75 acres	7.5529%	<b>0.3496%</b> -50% <b>(Royalty Split)</b>
<b><u>OIL &amp; GAS OWNERSHIP</u></b>			
Sterling Ball, et al.			
(1) Sterling G. & Claudia Ball 2580 West Mountain Street Kernersville, NC 27284	2.893 acres 3/7 of 6.75 acres	3.2369%	<i>n/a</i>
(2) Charlotte Ball Compton 1280 Timbercliff Dr. Mansfield, OH 44907	0.964 acres 1/7 of 6.75 acres	1.0790%	<i>n/a</i>
(4) Exie Ball Johnson Heirs, Devisees, Successors or Assigns			
(a) Marvin Cline 159 Dakota Drive Raven, VA 24639	0.074 acres 1/91 of 6.75 acres	0.0830%	<i>n/a</i>
(e) Johnny D. Johnson Heirs, Devisees, Successors or Assigns			
(e.1) Wilma D. Johnson 138 Almond Lane Raven, VA 24639	0.074 acres 1/91 of 6.75 acres	0.0830%	<b>2.2129%</b> <b>HB2058</b>
(5) Raleigh Ball Heirs, Devisees, Successors or Assigns			
(a) Ida Webb Ball Heirs, Devisees, Successors or Assigns			
(b) Ivory June Horn Heirs, Devisees, Successors or Assigns			

**Exhibit EE**  
**Unit FF-38**  
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**List of Respondents with Royalty Split Agreements/Court Orders/HB2058**  
**(89.37 Acre Unit)**

	Acres in Unit	Interest in Unit	Percent of Escrow
(a.1) Emory A. Horn c/o Rita Wimmer, POA 190 Emory Street Pounding Mill, VA 24637	0.138 acres 1/49 of 6.75 acres	0.1541%	<i>n/a</i>
(b) Ola Gay Vandyke 166 Summers Drive Cedar Bluff, VA 24609	0.138 acres 1/49 of 6.75 acres	0.1541%	<i>n/a</i>
(d) Hermas Ball 8609 McGuire Rd. (PO Box 841) Colfax, NC 27235	0.138 acres 1/49 of 6.75 acres	0.1541%	<b>4.1098%</b> <b>HB2058</b>
(e) Betty Hinkle 165 Gospel Street Cedar Bluff, VA 24609	0.138 acres 1/49 of 6.75 acres	0.1541%	<i>n/a</i>
(f) Raleigh Ball, Jr. 405 River Birch Drive Vass, NC 28394	0.138 acres 1/49 of 6.75 acres	0.1541%	<i>n/a</i>
(g) Ilene Bostic Heirs, Devisees, Successors or Assigns			
(g.1) John L. Bostic	<i>Life Estate</i>		
(g.2) Unknown Child (pre-deceased)			
(g.3) Greg Bostic 553 Cedar Creek Dr. Pounding Mill, VA 24631	0.138 acres 1/49 of 6.75 acres	0.1541%	<b>4.1098%</b> <b>HB2058</b>
(6) Ida Ball Stilwell Heirs, Devisees, Successors or Assigns			
(a) Beulah V. Osborne Heirs, Devisees Successors or Assigns			
(a.1) Sterling Osborne 3639 Clifton Fork Road Raven, VA 24639	0.010 acres 1/672 of 6.75 acres	0.0112%	<i>n/a</i>
(a.3) Sylvia Miller 3999 Osborne Mountain Road Raven, VA 24639	0.010 acres 1/672 of 6.75 acres	0.0112%	<i>n/a</i>
(a.4) Doris Mitchell 1045 Jewell Ridge Road Richlands, VA 24341	0.010 acres 1/672 of 6.75 acres	0.0112%	<i>n/a</i>
(a.5) Brenda Short P.O. Box 652 Keen Mountain, VA 24624	0.010 acres 1/672 of 6.75 acres	0.0112%	<i>n/a</i>
(a.6) Bobby Osborne 349 Bridgestone Drive Raven, VA 24639	0.010 acres 1/672 of 6.75 acres	0.0112%	<i>n/a</i>

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	Acres in Unit	Interest in Unit	Percent of Escrow	
(a.7) Danny Osborne P.O. Box 464 Keen Mountain, VA 24624	0.010 acres 1/672 of 6.75 acres	0.0112%	0.1498% (Royalty Split)	-50%
(a.10) Melvin Osborne P.O. Box 1239 Raven, VA 24639	0.010 acres 1/672 of 6.75 acres	0.0112%	n/a	
(a.11) Roger Osborne Heirs, Devisees Successors or Assigns				
(a.11.1) Michelle Tuggle 702 Lynwood Drive Bristol, VA 24201	0.005 acres 1/1344 of 6.75 acres	0.0056%	n/a	
(a.11.2) Susie Osborne 116 Troonsway Road Winston Salem, NC 27127	0.005 acres 1/1344 of 6.75 acres	0.0056%	n/a	
(c) Exie Osborne Heirs, Devisees, Successors or Assigns				
(c.1) John Lee Osborne 368 Gov. G.C. Perry Highway Raven, VA 24639	0.024 acres 1/280 of 6.75 acres	0.0270%	n/a	
(c.2) Maxie Jean Osborne Boyd Heirs, Devisees Successors or Assigns				
(c.2.1) Walter Boyd P.O. Box 146 Raven, VA 24639	0.012 acres 1/560 of 6.75 acres	0.0135%	n/a	
(c.3) Ruth Osborne Smith Box 672 Doran, VA 24612	0.024 acres 1/280 of 6.75 acres	0.0270%	n/a	
(c.5) Ida Proffitt 129 Major Rd Raven, VA 24639	0.024 acres 1/280 of 6.75 acres	0.0270%	n/a	
(d) Arthur M. Stilwell PO Box 314 Raven, VA 24639	0.121 acres 1/56 of 6.75 acres	0.1349%	n/a	
(e) Flossie Stilwell Osborne Heirs, Devisees, Successors or Assigns				
(e) Flossie Stilwell Osborne Heirs, Devisees, Successors or Assigns				
(e.1) Arlin W. Osborne Heirs, Devisees, Successors or Assigns				
(e.1.1) Mary Jane Osborne Heirs, Devisees, Successors or Assigns				
(e.1.1.1.) Freddie E. Casey c/o RNCC 329 Dell Brook Ln Independence, VA 24348	0.013 acres 1/504 of 6.75 acres	0.0150%	0.1998% (Royalty Split)	-50%

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**(89.37 Acre Unit)**

	Acres in Unit	Interest in Unit	Percent of Escrow
(e.2) Daniel J. Osborne 1068 Harvest Moon Rd. Raven, VA 24639	0.013 acres 1/504 of 6.75 acres	0.0150%	<i>n/a</i>
(e.3) Marvin J. Osborne P. O. Box 1607 Cedar Bluff, VA 24609	0.013 acres 1/504 of 6.75 acres	0.0150%	<i>n/a</i>
(e.4) Hubbard Osborne 3195 Osborne Mtn. Rd. Raven, VA 24639	0.013 acres 1/504 of 6.75 acres	0.0150%	<i>n/a</i>
(e.5) Jackie D. Osborne 1995 Altizer Rd. Raven, VA 24639	0.013 acres 1/504 of 6.75 acres	0.0150%	<i>n/a</i>
(e.6) Jerline Davis 923 Hubble Hill Road N. Tazewell, VA 24630	0.013 acres 1/504 of 6.75 acres	0.0150%	<i>n/a</i>
(e.7) Sylvia A. Shelton Byrd 549 Jacks Creek Road Raven, VA 24639	0.013 acres 1/504 of 6.75 acres	0.0150%	<i>n/a</i>
(e.8) Lois Casey 123 Robert St., Lot 1 Richlands, VA 24641	0.013 acres 1/504 of 6.75 acres	0.0150%	<i>n/a</i>
(e.9) Linda S. Shelton PO Box 521 Pounding Mill, VA 24637	0.013 acres 1/504 of 6.75 acres	0.0150%	<i>n/a</i>
(f) Sylvester Stilwell Heirs, Devisees, Successors or Assigns			
(f.1) Cora Stilwell Arnold Heirs, Devisees, Successors or Assigns			
(f.1.2) Jay C. Stilwell Heirs, Devisees, Successors or Assigns			
(f.1.2.1) Connie Stilwell Heirs, Devisees, Successors or Assigns			<i>Interest was placed on pay as 1/504 prior to Connie Stilwell's death</i>
(f.1.2.1.1) Kathy J. Stilwell P.O. Box 1196 Raven, VA 24639-1196	0.003 acres 1/2016 of 6.75 acres	0.0037%	<i>n/a</i>
(f.1.2.1.2) Veronica G. Helton 200 Bryant St. Cedar Bluff, VA 24609-9572	0.003 acres 1/2016 of 6.75 acres	0.0037%	<i>n/a</i>
(f.1.2.1.3) Jay C. Stilwell, Jr. P.O. Box 103 Raven, VA 24639	0.003 acres 1/2016 of 6.75 acres	0.0037%	<i>n/a</i>
(f.1.2.1.4) Beverly Cook Heirs, Devisees, Successors or Assigns			
(f.1.2.1.3.1) Casondra Keen 232 Bryant St. Cedar Bluff, VA 24609-9572	0.003 acres 1/2016 of 6.75 acres	0.0037%	<i>n/a</i>

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**(89.37 Acre Unit)**

	Acres in Unit	Interest in Unit	Percent of Escrow
<i>The fractional interests below represent additional interest due to the owners interest shown above as a result of ongoing Due Diligence efforts</i>			
(f.1.2.1.1) Kathy J. Stilwell P.O. Box 1196 Raven, VA 24639-1196	0.002 acres 1/4032 of 6.75 acres	0.0019%	<i>n/a</i>
(f.1.2.1.2) Veronica G. Helton 200 Bryant St. Cedar Bluff, VA 24609-9572	0.002 acres 1/4032 of 6.75 acres	0.0019%	<i>n/a</i>
(f.1.2.1.4) Beverly Cook Heirs, Devisees, Successors or Assigns			
(f.1.2.1.3.1) Casondra Keen 232 Bryant St. Cedar Bluff, VA 24609-9572	0.002 acres 1/4032 of 6.75 acres	0.0019%	<i>n/a</i>
(f.3) Curtis Stilwell P.O. Box 2216 Cedar Bluff, VA 24609	0.020 acres 1/336 of 6.75 acres	0.0225%	<i>n/a</i>
(f.4) Leonard C. Stilwell Heirs, Devisees, Successors or Assigns			
(f.4.1) Elsie E. Stilwell c/o Bessie Lowe 1082 Riverside Dr Raven, VA 24639	0.020 acres 1/336 of 6.75 acres	0.0225%	<i>n/a</i>
(f.5) Theodore Stilwell 1082 Riverside Dr. Raven, VA 24639	0.020 acres 1/336 of 6.75 acres	0.0225%	<i>n/a</i>
(f.6) Bessie Lowe 1082 Riverside Dr Raven, VA 24639	0.020 acres 1/336 of 6.75 acres	0.0225%	<i>n/a</i>
(f.7) Wanda Hagy 127 Largen St., #5 Richlands, VA 24641	0.020 acres 1/336 of 6.75 acres	0.0225%	<i>n/a</i>
(g) Charles Stilwell Heirs, Devisees, Successors or Assigns			
(g.2) David W. Stilwell 507 E. Minnesota #107 Rapid City, SD 57701	0.002 acres 1/3024 of 6.75 acres	0.0025%	<i>n/a</i>
(g.3) Thomas H. Stilwell 27 Horseshoe Bend Horace, ND 58047-5718	0.002 acres 1/3024 of 6.75 acres	0.0025%	<i>n/a</i>
(g.6) Daniel J. Stilwell 100 3rd Street SW #D77 Mandan, ND 58554	0.002 acres 1/3024 of 6.75 acres	0.0025%	<i>n/a</i>
(g.7) Bernice R. Lamb 2124 County Road 116 International Falls, MN 56649	0.002 acres 1/3024 of 6.75 acres	0.0025%	<i>n/a</i>

Exhibit EE  
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(89.37 Acre Unit)

	Acres in Unit	Interest in Unit	Percent of Escrow
(h) Paul Elmer Stilwell Heirs, Devisees, Successors or Assigns			
(h.1) Virginia N. Stilwell, widow 1106 Dial Rd. Raven, VA 24639	0.121 acres 1/56 of 6.75 acres	0.1349%	<i>n/a</i>
(i) Raleigh Stilwell Heirs, Devisees, Successors or Assigns			
(i.1) Martha Juanita Stilwell 2875 Page Street, # 2 Richlands, VA 24641	0.121 acres 1/56 of 6.75 acres	0.1349%	<i>n/a</i>
<b>Tract acres resolved</b>	<b>5.6067</b>		
<b>Tract percentage resolved</b>		<b>6.2736%</b>	

**Tract #1C, 0.44 acres**

**COAL OWNERSHIP**

(1) Coal Mountain Mining Company, Tr.18 Limited Partnership, L.L.P. P.O. Box 675 Tazewell, VA 24651	0.44 acres	0.4923%	<i>n/a</i>
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**OIL & GAS OWNERSHIP**

(1) Robert E. Cordill P.O. Box 87 Raven, VA 24639	0.44 acres	0.4923%	<i>n/a</i>
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*Note: CBM ownership was adjudicated to the prevailing plaintiffs under Case no. CL 11-510  
The Order was executed June 15, 2011 and plaintiffs were awarded 100% of the  
Coalbed Methane Gas underlying this tract.*

**Tract #1D, 5.11 acres**

**COAL OWNERSHIP**

(1) Coal Mountain Mining Company, Tr.18 Limited Partnership, L.L.P. P.O. Box 675 Tazewell, VA 24651	5.11 acres	5.7178%	<i>n/a</i>
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**OIL & GAS OWNERSHIP**

(1) CNX Gas Company LLC 1000 Consol Energy Drive Canonsburg, PA 15317 <i>Previously Earl J. Cordill, et ux</i>	5.11 acres	5.7178%	<i>n/a</i>
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**Tract #2A, 5.17 acres**

**COAL OWNERSHIP**

(1) Coal Mountain Mining Company, Tr.40 Limited Partnership, L.L.P. P.O. Box 675 Tazewell, VA 24651	5.17 acres	5.7849%	<i>n/a</i>
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Exhibit EE  
Unit FF-38  
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(89.37 Acre Unit)

	Acres in Unit	Interest in Unit	Percent of Escrow
<b><u>OIL &amp; GAS OWNERSHIP</u></b>			
(1) Betty J. Short <i>(Previously listed as Betty J. Short, et al)</i>			
(a) Betty J. Short 211 Hunter Ave. Pounding Mill, VA 24637	5.17 acres	5.7849%	
<i>Royalties should be paid as follows:</i>			
Betty J. Short 211 Hunter Ave. Pounding Mill, VA 24637	3.88 acres 3/4 of 5.17 acres	4.3387%	<i>n/a</i>
Russell Bryan Rakes 1716 Green Mountain Road Cedar Bluff, VA 24609	1.29 acres 1/4 of 5.17 acres	1.4462%	<i>n/a</i>
<i>By Deed of Gift dated 4/9/11, Russell Bryan Rakes conveyed his 25% ownership inherited from Charles G. Rakes to Betty J. Short. (DB1092/PG708). In exchange, Betty J. Short assigned Russell Bryan Rakes a 25% royalty interest, executed 5/5/11.</i>			
<i>Note: CBM ownership was adjudicated to the prevailing plaintiff under Case no. CL 11-206 The Order was executed March 11, 2011 and plaintiff was awarded 100% of the Coalbed Methane Gas underlying this tract.</i>			
<b><u>Tract #2B, 41.85 acres</u></b>			
<i>The effect of Deed of Confirmation dated 7/30/09, James Short 72.5% CBM rights / Coai Mountain 27.5% CBM rights.</i>			
<b><u>COAL OWNERSHIP</u></b>			
(1) Coal Mountain Mining Company, Tr.40 Limited Partnership, L.L.P. P.O. Box 675 Tazewell, VA 24651	41.85 acres	46.8278%	<i>n/a</i>
<b><u>OIL &amp; GAS OWNERSHIP</u></b>			
(1) James M. Short 181 Vickey Drive Richlands, VA 24641	41.85 acres	46.8278%	<i>n/a</i>
<b><u>Tract #2C, 1.10 acres</u></b>			
<b><u>COAL OWNERSHIP</u></b>			
(1) Coal Mountain Mining Company, Tr.40 Limited Partnership, L.L.P. P.O. Box 675 Tazewell, VA 24651	1.10 acres	1.2308%	<i>n/a</i>
<b><u>OIL &amp; GAS OWNERSHIP</u></b>			
(1) Carl N. Ball, et ux. Heirs, Devisees, Successors or Assigns			
(a) David D. Ball 384 Leonards Drive Raven, VA 24639	1.10 acres	1.2308%	<i>n/a</i>

Exhibit EE  
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(89.37 Acre Unit)

	Acres in Unit	Interest in Unit	Percent of Escrow
<b><u>Tract #2D, 3.31 acres</u></b>			
<b><u>COAL OWNERSHIP</u></b>			
(1) Coal Mountain Mining Company, Tr.40 Limited Partnership, L.L.P. P.O. Box 675 Tazewell, VA 24651	3.31 acres	3.7037%	<i>n/a</i>
<b><u>OIL &amp; GAS OWNERSHIP</u></b>			
(1) Carl N. Ball, et ux. Heirs, Devisees, Successors or Assigns			
(a) David D. Ball 384 Leonards Drive Raven, VA 24639	3.31 acres	3.7037%	<i>n/a</i>
<b><u>Tract #2E, 0.14 acres</u></b>			
<b><u>COAL OWNERSHIP</u></b>			
(1) Coal Mountain Mining Company, Tr.40 Limited Partnership, L.L.P. P.O. Box 675 Tazewell, VA 24651	0.14 acres	0.1567%	
<b><u>OIL &amp; GAS OWNERSHIP</u></b>			
(1) Wanda Simmons, et al. <i>(aka Mary Jane Short Heirs, Devisees, Successors or Assigns)</i>	0.14 acres	0.1567%	
(a) Maude Murray Heirs, Devisees, Successors or Assigns			
(a.1) Billie Yvonne Looney <i>(pre-deceased)</i>			
(a.1.1) Camille Lee 2101 S. Harvey Ave, Apt 316 Oklahoma City, OK 73109	0.005 acres 7/192 of 0.14 acres	0.0057%	<b>0.1523%</b> <b>HB2058</b>
(a.3) Patricia Barnett <i>(pre-deceased)</i>			
(a.3.2) Victoria Quaid 1614 N. Jupiter Rd #2021 Garland, TX 75042	0.001 acres 7/1152 of 0.14 acres	0.0010%	<b>0.0254%</b> <b>HB2058</b>
(b) Ruby Boice Heirs, Devisees, Successors or Assigns			
(b.2) Charlotte A. Morgan 2101 Arbutus Circle Chesapeake, VA 23323	0.005 acres 7/192 of 0.14 acres	0.0057%	<i>n/a</i>
(c) Millie Maxwell Campbell 216 Cassidy Avenue Virginia Beach, VA 23452	0.010 acres 7/96 of 0.14 acres	0.0114%	<i>n/a</i>
(e) George H. Short Heirs, Devisees, Successors or Assigns			
(e.1) George H. Short Trust			
(e.1.1) G.H.S. Credit Shelter Trust			<i>Upon death of Helen Mae Short (1/25/06) interest passed to children</i>

**Exhibit EE**  
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**(89.37 Acre Unit)**

	Acres in Unit	Interest in Unit	Percent of Escrow
(e.1.1.1) George Larry Short 8092 Westfield Circle Vero Beach, FL 32966	0.005 acres 7/192 of 0.14 acres	0.0057%	0.1523% HB2058
(e.1.1.2) Sheila Rae Wyatt 600 W. Franklin St. Wytheville, VA 24382	0.005 acres 7/192 of 0.14 acres	0.0057%	n/a
(g) Donald Blaine Short 4404 Point West Drive Portsmouth, VA 23703	0.010 acres 7/96 of 0.14 acres	0.0114%	n/a
(j) Max O. Short Heirs, Devisees, Successors or Assigns			
(j.1) Frances Marie Short Heirs, Devisees, Successors or Assigns			
(j.3) Carol J. Short 824 Aspin Ct. San Diego, CA 92109	0.005 acres 7/192 of 0.14 acres	0.0057%	n/a
(l) Wanda Simmons Heirs, Devisees, Successors or Assigns			
(l.3) Dennis Simmons 109 Eagle St. Richlands, VA 24641	0.001 acres 7/768 of 0.14 acres	0.0014%	0.0381% HB2058
(l.5) Billy R. Simmons P.O. Box 45 Doran, VA 24612	0.001 acres 7/768 of 0.14 acres	0.0014%	n/a
(l.6) Jack Simmons 433 Terry Drive Richlands, VA 24641	0.001 acres 7/768 of 0.14 acres	0.0014%	0.0381% HB2058
(l.7) Sandra Spruell 8088 Westfield Circle Vero Beach, FL 32966	0.001 acres 7/768 of 0.14 acres	0.0014%	0.0381% HB2058
(l.8) Renee Simmons 2016 Brandon Avenue SW, Apt. 4 Roanoke, VA 24015	0.001 acres 7/768 of 0.14 acres	0.0014%	0.0381% HB2058
(2) Knox Creek Coal Corporation P.O. Box 519 Raven, VA 24639	0.018 acres 1/8 of 0.14 acres	0.0196%	n/a
	<b>Tract acres resolved</b> 0.0707		
		<b>Tract percentage resolved</b> 0.0791%	

**Tract #2F, 3.17 acres**

**COAL OWNERSHIP**

(1) Coal Mountain Mining Company, Tr.40 Limited Partnership, L.L.P. P.O. Box 675 Tazewell, VA 24651	3.17 acres	3.5471%	n/a
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Exhibit EE  
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(89.37 Acre Unit)

	Acres in Unit	Interest in Unit	Percent of Escrow
<b><u>OIL &amp; GAS OWNERSHIP</u></b>			
(1) David Eugene Short 4150 Road Ridge Turnpike Raven, VA 24639	3.17 acres	3.5471%	<i>n/a</i>

*Note: CBM ownership was adjudicated to the prevailing plaintiffs under Case no. CL 10-1036 executed in the corrected order dated February 23, 2011 they were awarded 100% of the Coalbed Methane Gas underlying this tract. Royalties will be paid 100% to the prevailing plaintiffs.*

**Tract #2G, 3.76 acres**

**COAL OWNERSHIP**

(1) Coal Mountain Mining Company, Tr.40 Limited Partnership, L.L.P. P.O. Box 675 Tazewell, VA 24651	3.76 acres	4.2072%	<i>n/a</i>
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**OIL & GAS OWNERSHIP**

(1) Russel J. Short, et ux. P.O. Box 363 Swords Creek, VA 24649	3.76 acres	4.2072%	<i>n/a</i>
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*Note: CBM ownership was adjudicated to the prevailing plaintiffs under Case no. CL 10-1036 executed in the corrected order dated February 23, 2011 they were awarded 100% of the Coalbed Methane Gas underlying this tract. Royalties will be paid 100% to the prevailing plaintiffs.*

**Tract #2H, 10.23 acres**

**COAL OWNERSHIP**

(1) Coal Mountain Mining Company, Tr.40 Limited Partnership, L.L.P. P.O. Box 675 Tazewell, VA 24651	10.23 acres	11.4468%	<i>n/a</i>
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**OIL & GAS OWNERSHIP**

(1) Johnnie H. Short P.O. Box 227 Richlands, VA 24641	10.23 acres	11.4468%	<i>n/a</i>
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*Note: CBM ownership was adjudicated to the prevailing plaintiffs under Case no. CL 10-1036 executed in the corrected order dated February 23, 2011 they were awarded 100% of the Coalbed Methane Gas underlying this tract. Royalties will be paid 100% to the prevailing plaintiffs.*

**Tract #2I, 2.94 acres**

**COAL OWNERSHIP**

(1) Coal Mountain Mining Company, Tr.40 Limited Partnership, L.L.P. P.O. Box 675 Tazewell, VA 24651	2.94 acres	3.2897%	<i>n/a</i>
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	Acres in Unit	Interest in Unit	Percent of Escrow
<b><u>OIL &amp; GAS OWNERSHIP</u></b>			
(1) Buford E. Short 3929 Road Ridge Turnpike Raven, VA 24639	2.94 acres	3.2897%	<i>n/a</i>
<i>Note: CBM ownership was adjudicated to the prevailing plaintiffs under Case no. CL 10-1036 executed in the corrected order dated February 23, 2011 they were awarded 100% of the Coalbed Methane Gas underlying this tract. Royalties will be paid 100% to the prevailing plaintiffs.</i>			
<b><u>Tract #2J, 0.76 acres</u></b>			
<b><u>COAL OWNERSHIP</u></b>			
(1) Coal Mountain Mining Company, Tr.40 Limited Partnership, L.L.P. P.O. Box 675 Tazewell, VA 24651	0.76 acres	0.8504%	<i>n/a</i>
<b><u>OIL &amp; GAS OWNERSHIP</u></b>			
(1) Buford E. Short 3929 Road Ridge Turnpike Raven, VA 24639	0.76 acres	0.8504%	<i>n/a</i>
<i>Note: CBM ownership was adjudicated to the prevailing plaintiffs under Case no. CL 10-1036 executed in the corrected order dated February 23, 2011 they were awarded 100% of the Coalbed Methane Gas underlying this tract. Royalties will be paid 100% to the prevailing plaintiffs.</i>			
<b><u>Tract #2K, 1.75 acres</u></b>			
<b><u>COAL OWNERSHIP</u></b>			
(1) Coal Mountain Mining Company, Tr.40 Limited Partnership, L.L.P. P.O. Box 675 Tazewell, VA 24651	1.75 acres	1.9582%	<i>n/a</i>
<b><u>OIL &amp; GAS OWNERSHIP</u></b>			
(1) Commonwealth of Virginia Department of Transportation 870 Bonham Road Bristol, VA 24201-2002	1.75 acres	1.9582%	<b>52.2092%</b> <b>HB2058</b>
<b>Total acreage resolved in unit</b>		<b>88.1574</b>	
<b>Total percentage resolved in unit</b>			<b>98.6431%</b>

**Exhibit J**  
**Unit FF38 Escrow Account Reconciliation**  
**VGOB 03-1021-1207**

CNX Deposit Information		
Check Date	Check Number	Total
4/25/2005		\$39,153.07
5/25/2005		\$1,402.63
6/24/2005		\$846.62
7/25/2005		\$1,470.42
8/25/2005		\$1,351.72
9/23/2005		\$1,330.78
10/25/2005		\$1,377.89
11/25/2005		\$1,659.15
12/23/2005		\$2,026.62
1/25/2006		\$1,532.71
2/24/2006		\$1,738.50
3/24/2006		\$1,864.62
4/25/2006		\$1,348.20
5/25/2006		\$1,193.57
6/23/2006		\$1,673.03
7/25/2006		\$1,275.72
8/25/2006		\$1,462.29
9/25/2006		\$3,196.82
10/25/2006		\$5,054.35
11/25/2006		\$4,204.17
12/25/2006		\$2,883.19
1/25/2007		\$3,426.40
1/31/2007		\$2,003.42
2/25/2007		\$6,860.38
3/25/2007		\$4,623.90
4/25/2007		\$4,303.79
5/25/2007		\$5,704.98
6/25/2007		\$5,783.47
7/25/2007		\$5,378.26
8/25/2007		\$5,100.89
9/25/2007		\$4,707.71
10/25/2007		\$4,377.98
11/25/2007		\$4,546.25
12/25/2007		\$5,342.66
1/25/2008		\$5,402.63
2/25/2008		\$4,839.48
3/25/2008		\$5,068.91
4/25/2008		\$5,366.70
5/25/2008		\$7,435.44
6/25/2008		\$6,725.60
7/25/2008		\$8,639.79
8/25/2008		\$8,868.10
9/25/2008		\$10,852.34
10/25/2008		\$7,153.48
11/25/2008		\$6,260.36
12/25/2008		\$5,708.71
1/25/2009		\$4,852.13
2/25/2009		\$5,130.62
3/25/2009		\$4,287.63
4/25/2009		\$2,769.17
5/25/2009		\$2,596.97
6/25/2009		\$2,108.87
7/25/2009		\$1,914.22
8/25/2009		\$1,937.23
9/25/2009		\$2,305.53
10/25/2009		\$1,821.73

Escrow Bank Data														Running Balance	Difference
Date	Escrow Royalty Deposits	Income	\$ Mkt Int	CDARS Int	Fees	Distributions	Audit Costs	Corrections	Gain/Loss	Royalty Bombs	Total Int. and Fees	Bank Balance			
4/30/2005	\$39,153.07	\$58.72				\$0.00					\$58.72	\$39,211.79	\$39,211.79	\$0.00	
5/31/2005	\$1,402.63	\$62.77				\$0.00					\$62.77	\$40,677.19	\$40,677.19	\$0.00	
6/30/2005	\$846.62	\$70.20				\$0.00					\$70.20	\$41,594.01	\$41,594.01	\$0.00	
7/31/2005	\$1,470.42	\$74.20				\$0.00					\$74.20	\$43,138.63	\$43,138.63	\$0.00	
8/31/2005	\$1,381.10	\$86.23				\$0.00					\$86.23	\$44,605.96	\$44,576.58	-\$29.38	
9/30/2005	\$1,330.78	\$95.54				\$0.00					\$95.54	\$46,032.28	\$46,002.90	-\$29.38	
10/31/2005	\$1,377.89	\$101.45				\$0.00					\$101.45	\$47,511.62	\$47,482.24	-\$29.38	
11/30/2005	\$1,659.15	\$107.88				\$0.00					\$107.88	\$49,278.65	\$49,249.27	-\$29.38	
12/31/2005	\$2,026.62	\$116.64				\$0.00					\$116.64	\$51,421.91	\$51,392.53	-\$29.38	
1/31/2006	\$1,532.71	\$134.93				\$0.00					\$134.93	\$53,089.55	\$53,060.17	-\$29.38	
2/28/2006	\$1,738.50	\$142.44				\$0.00					\$142.44	\$54,970.49	\$54,941.11	-\$29.38	
3/31/2006	\$1,864.62	\$147.81				\$0.00					\$147.81	\$56,982.92	\$56,953.54	-\$29.38	
4/30/2006	\$1,348.20	\$180.76				\$0.00					\$180.76	\$58,511.88	\$58,482.50	-\$29.38	
5/31/2006	\$1,193.57	\$177.92				\$0.00					\$177.92	\$59,883.37	\$59,853.99	-\$29.38	
6/30/2006	\$1,673.03	\$191.31				\$0.00					\$191.31	\$61,747.71	\$61,718.33	-\$29.38	
7/31/2006	\$1,275.72	\$195.24				\$0.00					\$195.24	\$63,218.67	\$63,189.29	-\$29.38	
8/31/2006	\$0.00	\$212.66				\$0.00					\$212.66	\$63,431.33	\$64,864.24	\$1,432.91	
9/25/2006													\$68,061.06	\$68,061.06	\$0.00
10/31/2006	\$5,054.35	\$258.86				\$0.00					\$258.86	\$73,642.78	\$73,374.27	-\$268.51	
11/30/2006	\$4,204.17	\$283.81			(\$4.98)	\$0.00					\$278.83	\$78,125.78	\$77,857.27	-\$268.51	
12/31/2006	\$2,883.19	\$304.88			(\$41.82)	\$0.00					\$263.06	\$81,272.03	\$81,003.52	-\$268.51	
1/25/2007	\$3,426.40												\$84,429.92	\$84,429.92	\$0.00
1/31/2007	\$3,426.40	\$297.07				\$0.00					\$297.07	\$84,995.50	\$86,730.41	\$1,734.91	
2/28/2007	\$0.00	\$297.75				\$0.00					\$297.75	\$85,293.25	\$93,888.54	\$8,595.29	
3/31/2007	\$8,863.80	\$295.77				\$0.00					\$295.77	\$94,452.82	\$98,808.21	\$4,355.39	
4/30/2007	\$8,927.69	\$354.45				\$0.00					\$354.45	\$103,734.96	\$103,466.45	-\$268.51	
5/31/2007	\$5,704.98	\$354.90				\$0.00					\$354.90	\$109,794.84	\$109,526.33	-\$268.51	
6/30/2007	\$0.00	\$388.75				\$0.00					\$388.75	\$110,183.59	\$115,698.55	\$5,514.96	
7/31/2007	\$1,161.73	\$781.04				\$0.00					\$781.04	\$121,735.84	\$121,857.85	\$122.01	
8/31/2007	\$5,100.89	\$414.67				\$0.00					\$414.67	\$127,251.40	\$127,373.41	\$122.01	
9/30/2007	\$4,707.71	\$683.02				\$0.00					\$683.02	\$132,642.13	\$132,764.14	\$122.01	
10/31/2007	\$0.00	\$444.47				\$0.00					\$444.47	\$133,086.60	\$137,586.59	\$4,499.99	
11/30/2007	\$8,924.23	\$475.72				\$0.00					\$475.72	\$142,486.55	\$142,608.56	\$122.01	
12/31/2007	\$5,342.66	\$457.74				\$0.00					\$457.74	\$148,286.95	\$148,408.96	\$122.01	
1/31/2008	\$5,402.63	\$377.45				\$0.00					\$377.45	\$154,067.03	\$154,189.04	\$122.01	
2/29/2008	\$4,839.48	\$331.09				\$0.00					\$331.09	\$159,237.60	\$159,359.61	\$122.01	
3/31/2008	\$5,068.91	\$298.22				\$0.00					\$298.22	\$164,604.73	\$164,726.74	\$122.01	
4/30/2008	\$5,366.70	\$230.41				\$0.00					\$230.41	\$170,201.84	\$170,323.85	\$122.01	
5/31/2008	\$7,435.44	\$196.79				\$0.00					\$196.79	\$177,834.07	\$177,956.08	\$122.01	
6/30/2008	\$6,725.60	\$204.00				\$0.00					\$204.00	\$184,763.67	\$184,885.68	\$122.01	
7/31/2008	\$8,639.79	\$204.79				\$0.00					\$204.79	\$193,608.25	\$193,730.26	\$122.01	
8/31/2008	\$8,868.10	\$272.64				\$0.00					\$272.64	\$202,748.99	\$202,871.00	\$122.01	
9/30/2008	\$10,852.34	\$253.14				\$0.00					\$253.14	\$213,854.47	\$213,976.48	\$122.01	
10/31/2008	\$7,153.48	\$213.80				\$0.00					\$213.80	\$221,221.75	\$221,343.76	\$122.01	
11/25/2008	\$6,260.36	\$292.11				\$0.00					\$292.11	\$227,774.22	\$227,896.23	\$122.01	
12/25/2008	\$5,708.71	\$121.60				\$0.00					\$121.60	\$233,604.53	\$233,726.54	\$122.01	
1/25/2009	\$4,852.13	\$11.38				\$0.00					\$11.38	\$233,615.91	\$238,590.05	\$4,974.14	
2/25/2009	\$5,130.62	(\$21.47)				\$0.00					-\$21.47	\$243,577.19	\$243,699.20	\$122.01	
3/25/2009	\$4,287.63	\$59.99				\$0.00					\$59.99	\$247,924.81	\$248,046.82	\$122.01	
4/25/2009	\$2,769.17	(\$39.04)				\$0.00					-\$39.04	\$250,654.94	\$250,776.95	\$122.01	
5/25/2009	\$2,596.97	(\$39.81)				\$0.00					-\$39.81	\$253,212.10	\$253,334.11	\$122.01	
6/25/2009	\$2,108.87	(\$41.45)				\$0.00					-\$41.45	\$255,279.52	\$255,401.53	\$122.01	
7/25/2009	\$1,914.22	(\$42.40)				\$0.00					-\$42.40	\$257,151.34	\$257,273.35	\$122.01	
8/25/2009	\$1,937.23	(\$24.72)				\$0.00					-\$24.72	\$259,063.85	\$259,185.86	\$122.01	
9/25/2009	\$2,305.53	(\$17.58)				\$0.00					-\$17.58	\$261,351.80	\$261,473.81	\$122.01	
10/25/2009	\$1,821.73	(\$20.70)				\$0.00					-\$20.70	\$263,152.83	\$263,274.84	\$122.01	



