



170000423

**BEFORE THE VIRGINIA GAS AND OIL BOARD**

**RELIEF SOUGHT:** An Order for Disbursement of Escrowed Funds (and Authorization for Direct Payment of Royalties)

**JURISDICTION:** Code of Virginia § 45.1-351. (et seq) AND § 45.1-361.22 (et seq) AND § 45.1-361.22:2

**UNIT/WELL NAME:** U10

**TRACT(S):** A portion of 5

**LOCATION:** BUCHANAN County, Virginia

**DOCKET NUMBER:** VGOB-91-0618-0133-02

**APPLICANTS:** CNX Gas Company LLC on behalf of Betty Lufes Spencer, Brenda L Young, Carole Tomczak, Cynthia B Reuschel, David William Lutes, Donald Stassen Baldwin, Dorothy May Stacy, Effie Sue Baldwin Harding, Elizabeth Josephine Baldwin, Elizabeth June Pierce, Harold W Baldwin, James Michael Baldwin, Jane Mundie, Jim Shoemaker, John F Shoemaker, Kathy Shoemaker Alexander, Michela Baldwin, Paul Edwin Baldwin, Sarah Ann Baldwin Carsky, Shirley Ruth Day, Susan B Graham, Theresa Wright Brown, Thomas Francis Baldwin, Virginia H Looney, Virginia Pauline Baldwin-Fleming, William David Shoemaker

**HEARING DATE AND LOCATION:** On June 16, 2015, the Virginia Gas and Oil Board, on its own motion, granted the Director of the Division of Gas and Oil the authority to process coal owner dismissal disbursements that have no pending deficiencies or issues. Code of Virginia Section 45.1-361.22:2. Effective date: July 1, 2015.

**APPEARANCES:** Mark A. Swartz on behalf of CNX Gas Company LLC

**PRIOR PROCEEDINGS:**

- 1. Original Pooling Order Executed 07/19/1991, Recorded on 07/19/1991, Deed Book/Instrument No. 377, Page 415.
- 2. Supplemental Order Executed 08/23/1993, Recorded on 08/31/1993, Deed Book/Instrument No. 413, Page 207.

**NOTICE:**

- (1) Amend the Pooling Order to provide for the disbursement of funds on deposit in the Escrow Account attributable to Tract(s) A portion of 5 identified in the attached petition.
- (2) Delete the requirement that the Unit Operator place future royalties attributable to Tract(s) A portion of 5 relative to the interests of the Applicants identified in the attached petition.
- (3) Continue the escrow account under this docket number.

**FINDINGS:** Code of Virginia § 45.1-361.22 AND § 45.1-361.22:2

Applicant has certified and represented to the Board that:

- a. David William Lutes, Betty Lutes Spencer, Virginia H. Looney, Brenda L. Young, Susan B. Graham, Cynthia B. Reuschel, John Shoemaker, Kathy Alexander, Jim Shoemaker, William Shoemaker, Donald Stassen Baldwin, Paul Baldwin, Harold Baldwin, Virginia Fleming, Effie Sue Harding, Michaela Baldwin, Elizabeth J. Baldwin, James M. Baldwin, Carole Tomczak, Susan Carsky, Thomas F. Baldwin, Theresa Brown, Jane Mundie, Dorothy Stacy, Elizabeth Pierce, and Shirley Day are the gas claimant in Tract(s) portion of Tr. 5. As such David William Lutes, Betty Lutes Spencer, Virginia H. Looney, Brenda L. Young, Susan B. Graham, Cynthia B. Reuschel, John Shoemaker, Kathy Alexander, Jim Shoemaker, William Shoemaker, Donald Stassen Baldwin, Paul Baldwin, Harold Baldwin, Virginia Fleming, Effie Sue Harding, Michaela Baldwin, Elizabeth J. Baldwin, James M. Baldwin, Carole Tomczak, Susan Carsky, Thomas F. Baldwin, Theresa Brown, Jane Mundie, Dorothy Stacy, Elizabeth Pierce, and Shirley Day are entitled to 100% of the CBM royalties now in escrow and as may be hereafter payable. See Va. Code Ann. § 45.1-361.22:2.A.
- b. That CNX Gas Company LLC has given the notice(s) required by § 45.1-361.22:2.A to all conflicting claimants identified in the above referenced pooling Order and any supplemental Orders pertaining thereto.
- c. That none of the conflicting claimants noticed have provided, within 45 days of the notice(s) given as provided in b. above, the Board, its designated agent the Director of the Division of Gas and Oil, the Operator and/or the Applicant evidence of either an agreement regarding the escrowed funds/royalties or a proceeding regarding same.
- d. That a detailed accounting in accordance with the applicable provisions of § 45.1-361.22 is submitted herewith and identified as Exhibit J.
- e. 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.
- f. 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 David William Lutes, Betty Lutes Spencer, Virginia H. Looney, Brenda L. Young, Susan B. Graham, Cynthia B. Reuschel, John Shoemaker, Kathy Alexander, Jim Shoemaker, William Shoemaker, Donald Stassen Baldwin, Paul Baldwin, Harold Baldwin, Virginia Fleming, Effie Sue Harding, Michaela Baldwin, Elizabeth J. Baldwin, James M. Baldwin, Carole Tomczak, Susan Carsky, Thomas F. Baldwin, Theresa Brown, Jane Mundie, Dorothy Stacy, and Shirley Day and not escrow same. See Exhibit EE annexed hereto.



1.1600

5 Tract 5 (total acreage)

21	5	Michela Baldwin\PO Box 11 Deer Isle ME 04627	1/3360	0.0003	100.00%	0.0003	0.0342%
22	5	Elizabeth Josephine Baldwin\3336 7th St Sarasota FL 34237	1/3360	0.0003	100.00%	0.0003	0.0342%
23	5	James Michael Baldwin\8635 Honeycomb Dr Port Richey FL 34668	1/3360	0.0003	100.00%	0.0003	0.0342%
24	5	Sarah Ann Baldwin Carsky\5613 Sheffield Greene Cr Sarasota FL 34235	1/40	0.0290	100.00%	0.0290	2.8710%
25	5	Carole Tomczak\72 Tall Trees CT Sarasota FL 34232	1/120	0.0097	100.00%	0.0097	0.9570%
26	5	Thomas Francis Baldwin\1204 14th St W Bradenton FL 34205	1/120	0.0097	100.00%	0.0097	0.9570%
27	5	Theresa Wright Brown\2201 Brienz Valley Dr Franklin TN 37064	1/240	0.0048	100.00%	0.0048	0.4785%
28	5	Theresa Wright Brown\2201 Brienz Valley Dr Franklin TN 37064	1/1200	0.0010	100.00%	0.0010	0.0957%
29	5	Jane Mundie\8260 Burr Dr Mechanicsville VA 23111-1416	1/16	0.0725	100.00%	0.0725	7.1775%
30	5	Dorothy May Stacy\4509 Green Castle Rd Louisville TN 37777	1/64	0.0181	100.00%	0.0181	1.7944%
31	5	Elizabeth June Pierce\PO Box 345 Amelia VA 23002	1/64	0.0181	100.00%	0.0181	1.7944%
32	5	Shirley Ruth Day\c/o Sheila Day Trout 1971 Lowes Rd Cunningham KY 42035	1/64	0.0181	100.00%	0.0181	1.7944%
33	5	Susan B Graham\1229 Thompson Ave Bluefield WV 24701	1/16	0.0725	100.00%	0.0725	7.1775%
34	5	Cynthia B Reusche\13310 Maywood DR Ona WV 25545	1/16	0.0725	100.00%	0.0725	7.1775%

Adjustment Comments:

1. The Escrow Agent is ordered, to within ten (10) days of receipt of this executed order, disburse funds for the unit and applicants detailed in Table 1.
2. The Escrow Agent is ordered to continue the Escrow Account for the Subject Drilling unit based on the attached Revised Exhibit E which replaces all prior Exhibit E's recorded for the Subject Drilling Unit.

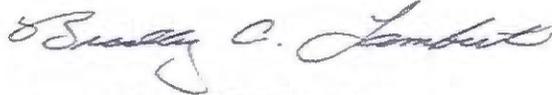
**CONCLUSION:**

Therefore, the requested relief and all terms and provisions set forth above be and hereby are granted and IT IS SO ORDERED.

**APPEALS:**

Appeals of this Order are governed by the provisions of the Code of Virginia § 45.1-361.9 which provides that any order or decision of the Board may be appealed to the appropriate circuit court and that whenever a coal owner, coal operator, gas owner, gas operator, or operator of a gas storage field certificated by the State Corporation Commission is a party in such action, the court shall hear such appeal de novo.

DONE AND EXECUTED this 8 day of February, 2017 by a majority of the Virginia Gas and Oil Board.



Chairman, Bradley C. Lambert

DONE AND PERFORMED this 8 day of February, 2017 by Order of the Virginia Gas and Oil Board.



Rick Cooper  
Principal Executive to the  
staff, Virginia Gas and Oil Board

COMMONWEALTH OF VIRGINIA  
COUNTY OF RUSSELL

Acknowledged on this 8<sup>th</sup> day of February, 2017, personally before me a notary public in and for the Commonwealth of Virginia, appeared Bradley C. Lambert, being duly sworn did depose and say that he is the Chairman of the Virginia Gas and Oil Board and appeared Rick Cooper, being duly sworn did depose and say that he is Principal Executive to the staff of the Virginia Gas and Oil Board, that they executed the same and was authorized to do so.



Charles Blair Linford, Notary Public  
7710935

My Commission expires: March 31, 2021



## BEFORE THE VIRGINIA GAS AND OIL BOARD

PETITIONER: CNX Gas Company LLC

DIVISION OF GAS AND OIL

DOCKET NO: VGOB 91-0618-0133-02

**RELIEF SOUGHT: (1) DISBURSEMENT FROM ESCROW REGARDING TRACT(S) A portion of 5 (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:** On June 16, 2015, the Virginia Gas and Oil Board, on its own motion, granted the Director of the Division of Gas and Oil the authority to process coal owner dismissal disbursements that have no pending deficiencies or issues. Code of Virginia Section 45.1-361.22:2. Effective date: July 1, 2015.

**DRILLING UNIT:** U10**BUCHANAN 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(s) attributable to of Tract(s) portion of Tr. 5 as depicted upon the annexed Table; and (2) Dismissal of Coal Owner(s): H-W Financial, LLC (Formerly Harrison-Wyatt, LLC).  
(Royalties currently being paid under VP8SGU3, Docket #VGOB 06-0321-1598)

**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. David William Lutes, Betty Lutes Spencer, Virginia H. Looney, Brenda L. Young, Susan B. Graham, Cynthia B. Reuschel, John Shoemaker, Kathy Alexander, Jim Shoemaker, William Shoemaker, Donald Stassen Baldwin, Paul Baldwin, Harold Baldwin, Virginia Fleming, Effie Sue Harding, Michaela Baldwin, Elizabeth J. Baldwin, James M. Baldwin, Carole Tomczak, Susan Carsky, Thomas F. Baldwin, Theresa Brown, Jane Mundie, Dorothy Stacy, Elizabeth Pierce, and Shirley Day are the gas claimant in Tract(s) portion of Tr. 5. As such David William Lutes, Betty Lutes Spencer, Virginia H. Looney, Brenda L. Young, Susan B. Graham, Cynthia B. Reuschel, John Shoemaker, Kathy Alexander, Jim Shoemaker, William Shoemaker, Donald Stassen Baldwin, Paul Baldwin, Harold Baldwin, Virginia Fleming, Effie Sue Harding, Michaela Baldwin, Elizabeth J. Baldwin, James M. Baldwin, Carole Tomczak, Susan Carsky, Thomas F. Baldwin, Theresa Brown, Jane Mundie, Dorothy Stacy, Elizabeth Pierce, and Shirley Day are entitled to 100% of the CBM royalties now in escrow and as may be hereafter payable. See Va. Code Ann. § 45.1-361.22:2.A.
- b. That CNX Gas Company LLC has given the notice(s) required by § 45.1-361.22:2.A to all conflicting claimants identified in the above referenced pooling Order and any supplemental Orders pertaining thereto.
- c. That none of the conflicting claimants noticed have provided, within 45 days of the notice(s) given as provided in b. above, the Board, its designated agent the Director of the Division of Gas and Oil, the Operator and/or the Applicant evidence of either an agreement regarding the escrowed funds/royalties or a proceeding regarding same.
- d. That a detailed accounting in accordance with the applicable provisions of § 45.1-361.22 is submitted herewith and identified as Exhibit J.
- e. 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.
- f. 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 David William Lutes, Betty Lutes Spencer, Virginia H. Looney, Brenda L. Young, Susan B. Graham, Cynthia B. Reuschel, John Shoemaker, Kathy Alexander, Jim Shoemaker, William Shoemaker, Donald Stassen Baldwin, Paul Baldwin, Harold Baldwin, Virginia Fleming, Effie Sue Harding, Michaela Baldwin, Elizabeth J. Baldwin, James M. Baldwin, Carole Tomczak, Susan Carsky, Thomas F. Baldwin, Theresa Brown, Jane Mundie, Dorothy Stacy, Elizabeth Pierce, and Shirley Day and 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.

6,790

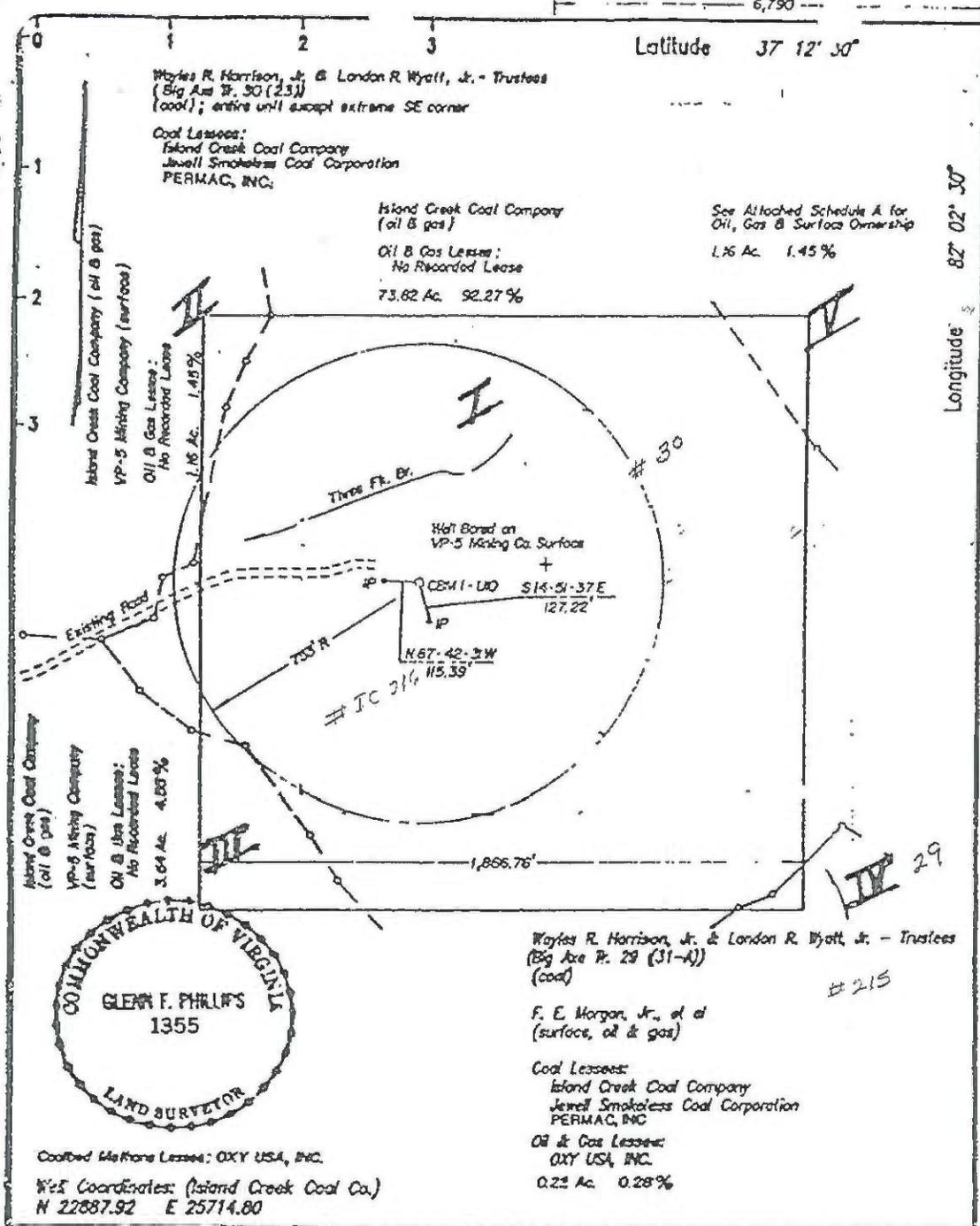
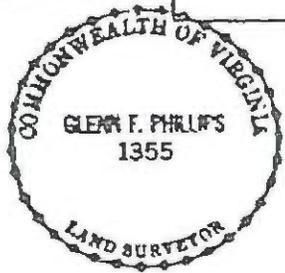


Exhibit "A"  
VBOP-93-04-20-035

Longitude 82° 02' 30"



Wayles R. Harrison, Jr. & London R. Wyatt, Jr. - Trustees  
(Big Axe Tr. 29 (31-A))  
(coal)

F. E. Morgan, Jr., et al  
(surface, oil & gas)

Coal Lessees:  
Island Creek Coal Company  
Jewell Smokeless Coal Corporation  
PERMAC, INC.

Oil & Gas Lessee:  
OXY USA, INC.

0.23 Ac. 0.28%

COMPANY OXY USA, INC.  
ADDRESS Drawer 9, Richlands, Virginia 24641  
WELL NAME CBM 1 - U10  
FAPR W. R. Harrison & L. R. Wyatt Jr. TRACT B.L.A. 30(21)  
LEASE NO. \_\_\_\_\_ ELEVATION 1791.55  
ACRES 171.25 QUADRANGLE Vansant  
COUNTY Buchanan DISTRICT Grundy  
REG. ENGINEER \_\_\_\_\_ REG. NO. \_\_\_\_\_  
CERT. LAND SURVEYOR X CERT. NO. 1355  
FILE NO. \_\_\_\_\_ DRAWING NO. \_\_\_\_\_  
DATE December 11, 1990 SCALE 1" = 400'

WELL LOCATION MAP  
Well No. CBM 1 - U10

+ Denotes Location of Well on United States Topographic Maps, Scale 1 to 24,000, Latitude and Longitude Lines Being Represented by Border Lines as Shown.

CERTIFICATION OF WELL PLAT

I, the undersigned hereby certify that this plat is correct to the best of my knowledge and belief, and shows all the information required by law and the regulations of the VA Well Review Board.

Glenn F. Phillips  
Registered Engineer or Certified Land Surveyor in Charge

This plat is X new \_\_\_\_\_ updated  
This plat X is \_\_\_\_\_ is not based on a mine coordinate system established for the areas of the well locations.

Exhibit E  
Unit U-10  
VGOB 91-0618-0133-02 & 93-0420-0353 (U10B)  
List of Owners/Claimants that Require Escrow

170000423

	Net Acres in Unit	Interest in Unit	Division of Interest in	
			1 Dev. West 25.44300%	2 Dev. West 2.79700%
<b><u>TRACT #5 - 1.16 ACRES</u></b>				
<b><u>COAL OWNERSHIP</u></b>				
(1) H-W Financial, LLC (Tr.30) P.O. Box 11000 Danville, VA 24543	1.16 acres	1.4500%	0.368924%	0.040557%
<b><u>OIL &amp; GAS OWNERSHIP</u></b>				
W.W. Baldwin Heirs, Devisees, Successors or Assigns, et al. (100 Acre Tract)	1.16 acres	1.4500%	0.36892%	0.04056%
(1) Sara Ida Baldwin Looney Heirs, Devisees, Successors or Assigns				
(b) William Robert Looney Heirs, Devisees, Successors or Assigns				
(b.1) James Earl Looney Heirs, Devisees, Successors or Assigns				
<i>Respondents listed below did not respond timely to W-9 request and will continue to be escrowed</i>				
(b.1.1) James E. Looney, Jr. 4709 New Ebenezer Rd Lapine, AL 36046	0.004 acres 1/320 of 1.16 acres	0.0045%	0.00115%	0.00013%
(b.1.2) Paul Brian Looney 3010 Brewton St. Montgomery, AL 36109	0.004 acres 1/320 of 1.16 acres	0.0045%	0.00115%	0.00013%
(b.2) Rebecca Looney Sloane Lewis 505 Birch St Millbrook, AL 36054	0.007 acres 1/160 of 1.16 acres	0.0091%	0.00231%	0.00025%
(c) Bascom Looney Heirs, Devisees, Successors or Assigns				
(c.1) Phyllis Vance Heirs, Devisees, Successors or Assigns				
(c.1.1) Harvey Edgar Vance, Sr. Heirs, Devisees, Successors or Assigns				
(c.1.1.1) Patricia W. Riddle Heirs, Devisees, Successors or Assigns				
<i>W-9/Affidavit Pending for Respondents listed below</i>				
(c.1.1.1.1) Rex J. Riddle 11707 Cincinnati Zanesville Rd. SW Stoutsville, OH 43154-9739	0.015 acres 1/80 of 1.16 acres	0.0181%	0.00461%	0.00051%
(c.1.1.2) Harvey E. Vance, Jr.	<i>Pre-Deceased his Father</i>			
(c.1.1.2.1) Garret M. Vance 722 Canyon Street Richland, WA 99352	0.007 acres 1/160 of 1.16 acres	0.0091%	0.00231%	0.00025%
(c.1.1.2.2) Jordan W. Vance 201 West 72nd Street, Apt. 18B New York, NY 10023	0.007 acres 1/160 of 1.16 acres	0.0091%	0.00231%	0.00025%
(d) Fullen Sherman Looney Heirs, Devisees, Successors or Assigns				
(d.1) Onle Dell Etheridge Looney (wife) Heirs, Devisees, Successors or Assigns				

Exhibit E  
Unit U-10  
VGOB 91-0618-0133-02 & 93-0420-0353 (U10B)  
List of Owners/Claimants that Require Escrow

	Net Acres in Unit	Interest in Unit	Division of Interest In	
			1 Dev. West 25.44300%	2 Dev. West 2.79700%
(d.1.1) Sherman Looney Heirs, Devisees, Successors or Assigns	<i>(Interest left to his two brothers, Scotty Looney &amp; William Samuel Looney)</i>			
<b>Respondents listed below did not respond timely to W-9 request and will continue to be escrowed</b>				
(d.1.2) Scotty Looney 16728 County Road 6 Ext., Unit 402 Gulf Shores, AL 36542	0.015 acres 1/80 of 1.16 acres	0.0181%	0.00461%	0.00051%
(d.1.3) William Samuel Looney 215 Norwick Forest Dr. Alabaster, AL 35007	0.015 acres 1/80 of 1.16 acres	0.0181%	0.00461%	0.00051%
(e) Harvey Hooker Looney Heirs, Devisees, Successors or Assigns				
<b>W-9/Affidavit Pending for Respondents listed below</b>				
(e.1) Terrell Eugene Looney, II 19341 County Road 10 Foley, AL 36535	0.029 acres 1/40 of 1.16 acres	0.0363%	0.00922%	0.00101%
(2) Otis M. Baldwin	<i>Pre-Deceased Child</i>			
(b) Ruth B. Mihall Heirs, Devisees, Successors or Assigns				
(b.1) John B. Mihall 1607 Cody Drive Silver Spring, MD 20902	0.012 acres 1/96 of 1.16 acres	0.0151%	0.00384%	0.00042%
(b.2) Jane A. Haugh 35755 Dunthorpe Lane Purcellville, VA 20132-5225	0.012 acres 1/96 of 1.16 acres	0.0151%	0.00384%	0.00042%
(b.3) Rita L. Sand 1688 Star Ridge Rd Bozeman, MT 59715-8097	0.012 acres 1/96 of 1.16 acres	0.0151%	0.00384%	0.00042%
(b.4) Sharon R. Blair 6716 Meadowlawn Circle New Market, MD 21774-6946	0.012 acres 1/96 of 1.16 acres	0.0151%	0.00384%	0.00042%
(3) J.W.W. Baldwin Heirs, Devisees, Successors or Assigns				
<b>W-9 Received - No Affidavit</b>				
(e) Douglas MacArthur Baldwin PO Box 1912 Grundy, VA 24614	0.021 acres 1/56 of 1.16 acres	0.0259%	0.00659%	0.00072%
(h) John Dennis Baldwin Heirs, Devisees Successors or Assigns				
<b>W-9/Affidavit Pending for Respondents listed below</b>				
(h.1) Andra Pauline Baldwin Wallace 741 Toms Bottom Haysi, VA 24256	0.005 acres 1/224 of 1.16 acres	0.0065%	0.00165%	0.00018%
(h.2) Teresa Baldwin Bailey 623 Toms Bottom Haysi, VA 24256	0.005 acres 1/224 of 1.16 acres	0.0065%	0.00165%	0.00018%
(h.3) Sherry L. Baldwin Deel 233 Buckingham Ct. NE, Unit 1 Abingdon, VA 24210	0.005 acres 1/224 of 1.16 acres	0.0065%	0.00165%	0.00018%
(h.4) Dana Baldwin Bowen 440 Newberry Ridge Clintwood, VA 24228	0.005 acres 1/224 of 1.16 acres	0.0065%	0.00165%	0.00018%

Exhibit E  
Unit U-10  
VGOB 91-0618-0133-02 & 93-0420-0353 (U10B)  
List of Owners/Claimants that Require Escrow

	Net Acres in Unit	Interest in Unit	Division of Interest in	
			1 Dev. West 25.44300%	2 Dev. West 2.79700%
(5) Hobert McKinley Baldwin Heirs, Devisees, Successors or Assigns				
(a) Hobert M. Baldwin, Jr. Heirs, Devisees, Successors or Assigns				
(a.1) Karen Baldwin 9851 Meadowglen Lane, Apt. 193 Houston, TX 77042	0.010 acres 1/120 of 1.16 acres	0.0121%	0.00307%	0.00034%
(a.2) Hobert M. Baldwin, III Heirs, Devisees, Successors or Assigns				
(a.2.1) Damon Sun Baldwin Heirs, Devisees, Successors or Assigns				
<i>Respondents listed below did not respond timely to W-9 request and will continue to be escrowed</i>				
(a.2.1.1) Damon Sun Baldwin Estate c/o Randolph & Brooks Federal Credit Un- PO Box 2097 Universal City, TX 78745	0.002 acres 1/480 of 1.16 acres	0.0030%	0.00077%	0.00008%
(a.4) Sarah Ann Baldwin 934 SW Rum Island Ter. Fort White, FL 32038	0.002 acres 1/480 of 1.16 acres	0.0030%	0.00077%	0.00008%
(a.5) Joseph S. Baldwin 2774 Martin Street Sarasota, FL 34237	0.002 acres 1/480 of 1.16 acres	0.0030%	0.00077%	0.00008%
(a.6) David Carr Baldwin 5192 Collins Road, Lot 142 Jacksonville, FL 32244	0.002 acres 1/480 of 1.16 acres	0.0030%	0.00077%	0.00008%
(a.9) Jeremiah James O'Neal Baldwin Heirs, Devisees, Successors or Assigns				
(a.9.1) Hobert M. Baldwin	<i>Pre-Deceased a.2</i>			
(a.9.1.1) Damon Sun Baldwin Heirs, Devisees, Successors or Assigns				
(a.9.1.1.1) Damon Sun Baldwin Estate c/o Randolph & Brooks Federal Credit Union PO Box 2097 Universal City, TX 78745	0.0003 acres 1/3360 of 1.16 acres	0.0004%	0.00011%	0.00001%
(a.9.3) Sarah Ann Baldwin 934 SW Rum Island Ter. Fort White, FL 32038	0.0003 acres 1/3360 of 1.16 acres	0.0004%	0.00011%	0.00001%
(a.9.4) Joseph S. Baldwin 2774 Martin Street Sarasota, FL 34237	0.0003 acres 1/3360 of 1.16 acres	0.0004%	0.00011%	0.00001%
(a.9.5) David Carr Baldwin 5192 Collins Road, Lot 142 Jacksonville, FL 32244	0.0003 acres 1/3360 of 1.16 acres	0.0004%	0.00011%	0.00001%
(c) Edward O. Baldwin Heirs, Devisees, Successors or Assigns				
(c.1.3) Matthew A. Baldwin	<i>Pre-Deceased Child</i>			
<i>W-9/Affidavit Pending for Respondents listed below</i>				
(c.1.3.1) Brian Stephen Baldwin 2706 Trinidad Street Sarasota, FL 34231	0.005 acres 1/240 of 1.16 acres	0.0060%	0.00154%	0.00017%

Exhibit E  
Unit U-10  
VGOB 91-0618-0133-02 & 93-0420-0353 (U10B)  
List of Owners/Claimants that Require Escrow

		Net Acres in Unit	Interest in Unit	Division of Interest In	
				1 Dev. West 25.44300%	2 Dev. West 2.79700%
(c.1.3.2)	Chelsea Ellen Baldwin 2133 Fiesta Drive Sarasota, FL 34231	0.005 acres 1/240 of 1.16 acres	0.0060%	0.00154%	0.00017%
<b>Documentation Pending</b>					
(d)	William J. Baldwin Heirs, Devisees, Successors or Assigns <i>Requested probated copy of Will 10/11/16</i>				
(d.1)	Richard W. Baldwin 4765 James Hill Road Kettering, OH 45429	0.029 acres 1/40 of 1.16 acres	0.0363%	0.00922%	0.00101%
(e)	Margaret O. Baldwin Wright Heirs, Devisees, Successors or Assigns				
<b>Respondents listed below did not respond timely to W-9 request and will continue to be escrowed</b>					
(e.2)	Virginia Wright Bryant 109 Saddlebrook Ct Columbia, TN 38401	0.005 acres 1/240 of 1.16 acres	0.0060%	0.00154%	0.00017%
(e.3)	Leonard A. Wright 909 Joel Creek Blvd. Franklin, TN 37064	0.005 acres 1/240 of 1.16 acres	0.0060%	0.00154%	0.00017%
(e.4)	Douglas L. Wright, Jr. 1310 Trotwood Ave Columbia, TN 38401	0.005 acres 1/240 of 1.16 acres	0.0060%	0.00154%	0.00017%
(e.6)	Darren Miller Wright Heirs, Devisees, Successors or Assigns				
(e.6.1)	Christopher E. Wright 1310 Trotwood Ave Columbia, TN 38401	0.001 acres 1/1200 of 1.16 acres	0.0012%	0.00031%	0.00003%
(e.6.2)	Virginia Wright Bryant 109 Saddlebrook Ct Columbia, TN 38401	0.001 acres 1/1200 of 1.16 acres	0.0012%	0.00031%	0.00003%
(e.6.3)	Leonard A. Wright 909 Joel Creek Blvd. Franklin, TN 37064	0.001 acres 1/1200 of 1.16 acres	0.0012%	0.00031%	0.00003%
(e.6.4)	Douglas L. Wright, Jr. 1310 Trotwood Ave Columbia, TN 38401	0.001 acres 1/1200 of 1.16 acres	0.0012%	0.00031%	0.00003%
(6)	Effie Baldwin Hagy Heirs, Devisees, Successors or Assigns				
(b)	Edith Ratliff Heirs, Devisees, Successors or Assigns				
(b.4)	Sue R. McClanahan 22836 Osprey Ridge Rd. Bristol, VA 24202	0.018 acres 1/64 of 1.16 acres	0.0227%	0.00576%	0.00063%
		<b>Total Acres</b>	0.2871		
		<b>Total Percentage</b>	0.3589%		

Exhibit EE  
Unit U-10

VGOB 91-0618-0133-02 &amp; 93-0420-0353 (U10B)

## List of Respondents with Royalty Split Agreements/Court Orders/HB2058

	Net Acres in Unit	Interest in Unit	Division of Interest in		Percent of Escrow
			1 Dev. West 25.44300%	2 Dev. West 2.79700%	
<b><u>TRACT #1 - 73.82 acres</u></b>					
<b><u>COAL OWNERSHIP</u></b>					
(1) H-W Financial LLC (Tr.30) P.O. Box 11000 Danville, VA 24543	73.82 acres	92.2750%	23.47753%	2.58093%	n/a
<b><u>OIL &amp; GAS OWNERSHIP</u></b>					
(1) CNX Gas Company LLC PO Box 643830 Pittsburgh, PA 15264-3830 <i>Previously Island Creek Coal Company</i>	73.82 acres	92.2750%	23.47753%	2.58093%	n/a
<b><u>TRACT #2 - 1.16 acres</u></b>					
<b><u>COAL OWNERSHIP</u></b>					
(1) H-W Financial LLC (Tr.30) P.O. Box 11000 Danville, VA 24543	1.16 acres	1.4500%	0.36892%	0.04056%	n/a
<b><u>OIL &amp; GAS OWNERSHIP</u></b>					
(1) CNX Gas Company LLC PO Box 643830 Pittsburgh, PA 15264-3830 <i>Previously Island Creek Coal Company</i>	1.16 acres	1.4500%	0.36892%	0.04056%	n/a
<b><u>TRACT #3 - 3.64 acres</u></b>					
<b><u>COAL OWNERSHIP</u></b>					
(1) H-W Financial LLC (Tr.30) P.O. Box 11000 Danville, VA 24543	3.64 acres	4.5500%	1.15766%	0.12726%	n/a
<b><u>OIL &amp; GAS OWNERSHIP</u></b>					
(1) CNX Gas Company LLC PO Box 643830 Pittsburgh, PA 15264-3830 <i>Previously Island Creek Coal Company</i>	3.64 acres	4.5500%	1.15766%	0.12726%	n/a
<b><u>TRACT #4 - 0.22 acres</u></b>					
<b><u>COAL OWNERSHIP</u></b>					
(1) H-W Financial LLC (Tr.29) P.O. Box 11000 Danville, VA 24543	0.22 acres	0.2750%	0.06997%	0.00769%	n/a
<b><u>OIL &amp; GAS OWNERSHIP</u></b>					
(1) Morgan Living Trust, et al. (N. Morgan, et al.) <i>(ICCC Tr. 215 - 450.00 Acre Tract)</i>	0.22 acres	0.2750%	0.06997%	0.00769%	

Exhibit EE  
Unit U-10

VGOB 91-0618-0133-02 &amp; 93-0420-0353 (U10B)

## List of Respondents with Royalty Split Agreements/Court Orders/HB2058

	Net Acres in Unit	Interest in Unit	Division of Interest in		Percent of Escrow
			1 Dev. West 25.44300%	2 Dev. West 2.79700%	
Heirship as it appears today, The original heirship deeded their interest to the two trusts below on February 18, 2009					
(a) Morgan Living Trust Ethel V. Morgan 1093 Poe Town St. Grundy, VA 24614-9613	0.1833 acres 5/6 of 0.22 acres	0.2292%	0.05831%	0.00641%	
(b) Naaman J. Morgan Trust Carl Puckett, Trustee 513 State Street Bristol, VA 24203-0129	0.0367 acres 1/6 of 0.22 acres	0.0458%	0.01166%	0.00128%	
Original Heirship when pooled					
(a) Norman & Ethel V. Morgan P.O. Box 784 Grundy, VA 24614	0.1613 acres 22/30 of 0.22 acres	0.2017%	0.05131%	0.00564%	n/a
(b) Frank E. Morgan, Jr., Heirs, Devisees, Successors or Assigns					
(b.1) Norman & Ethel V. Morgan P.O. Box 784 Grundy, VA 24614					
(c) Naaman J. Morgan Trust Carl Puckett, Trustee 513 State Street Bristol, VA 24203	0.0202 acres 11/120 of 0.22 acres	0.0252%	0.00641%	0.00071%	n/a
(d) Claude S. Arms, Jr. P.O. Box 812 Grundy, VA 24614	0.0055 acres 1/40 of 0.22 acres	0.0069%	0.00175%	0.00019%	n/a
(e) James C. Cooper, Jr. Heirs, Successors or Assigns					
(e.1) Hettie F. Cooper, widow 9583 Woodfield Circle North Pickerington, OH 43147					
(f) Hazel M. Wyatt P.O. Box 632 Grundy, VA 24614	0.0055 acres 1/40 of 0.22 acres	0.0069%	0.00175%	0.00019%	n/a
(g) Glee M. McClanahan, Heirs, Devisees, Successors or Assigns					
(g.1) Nancy McClanahan & Danny Shortridge P.O. Box 188 Mooresburg, TN 37811					
(h) Faye M. Harrison 104 Katie Lane Statesville, NC 28677	0.0055 acres 1/40 of 0.22 acres	0.0069%	0.00175%	0.00019%	n/a
(i) Lettie M. Cox P.O.Box 638 Grundy, VA 24614	0.0055 acres 1/40 of 0.22 acres	0.0069%	0.00175%	0.00019%	n/a
(j) Hugh M. Feather Heirs, Devisees, Successors or Assigns					
(j.1) Cordelia J. Feather 1817 Fortney Drive W Huntsville, AL 25816					

Exhibit EE  
Unit U-10  
VGOB 91-0618-0133-02 & 93-0420-0353 (U10B)  
List of Respondents with Royalty Split Agreements/Court Orders/HB2058

	Net Acres in Unit	Interest in Unit	Division of Interest in		Percent of Escrow
			1 Dev. West 25.44300%	2 Dev. West 2.79700%	
(j.2) Mary Feather Khan 2241 Colston Street Petersburg, VA 23805-2203	0.0028 acres 1/80 of 0.22 acres	0.0034%	0.00087%	0.00010%	n/a
<b><u>TRACT #5 - 1.16 acres</u></b>					
<b><u>COAL OWNERSHIP</u></b>					
(1) H-W Financial LLC (Tr.30) P.O. Box 11000 Danville, VA 24543	1.16 acres	1.4500%	0.36892%	0.04056%	n/a
<b><u>OIL &amp; GAS OWNERSHIP</u></b>					
W.W. Baldwin Heirs, Devisees, Successors or Assigns, et al. (100 Acre Tract)	1.16 acres	1.4500%	0.36892%	0.04056%	
(1) Sara Ida Baldwin Looney Heirs, Devisees, Successors or Assigns					
(a) Grace Looney Lutes Heirs, Devisees, Successors or Assigns					
(a.1) David William Lutes 870 Walnut Dr. Tuscaloosa, AL 35405	0.015 acres 1/80 of 1.16 acres	0.0181%	0.00461%	0.00051%	1.4355% HB2058
(a.2) Betty Lutes Spencer 8639 Inverness Lane Tuscaloosa, AL 35405	0.015 acres 1/80 of 1.16 acres	0.0181%	0.00461%	0.00051%	1.4355% HB2058
(b) William Robert Looney Heirs, Devisees, Successors or Assigns					
(b.3) William Robert Looney, Jr. Heirs, Devisees, Successors or Assigns					
(b.3.1) Virginia H. Looney 610 Boxwood Rd. Prattville, AL 36067	0.007 acres 1/160 of 1.16 acres	0.0091%	0.00231%	0.00025%	0.7178% HB2058
(b.4) Brenda L. Young 3208 Little John Dr. Montgomery, AL 36109-3544	0.007 acres 1/160 of 1.16 acres	0.0091%	0.00231%	0.00025%	0.7178% HB2058
(2) Otis M. Baldwin					<i>Pre-Deceased Child</i>
(a) William Otis Baldwin Heirs, Devisees, Successors or Assigns					
(a.1) Lenore Toler Baldwin Heirs, Devisees, Successors or Assigns					
(a.1.1) Susan B. Graham 1229 Thompson Ave. Bluefield, WV 24701	0.024 acres 1/48 of 1.16 acres	0.0302%	0.00769%	0.00084%	2.3925% HB2058
(a.1.2) Cynthia B. Reuschel 3310 Maywood Dr. Ona, WV 25545	0.024 acres 1/48 of 1.16 acres	0.0302%	0.00769%	0.00084%	2.3925% HB2058

	Net Acres in Unit	Interest in Unit	Division of Interest in		Percent of Escrow
			1 Dev. West 25.44300%	2 Dev. West 2.79700%	
(c) Mary E. Shoemaker Heirs, Devisees, Successors or Assigns					
(c.1) John F. Shoemaker 614 Wolf Den Rd Lake Texaway, NC 28747-5744	0.012 acres 1/96 of 1.16 acres	0.0151%	0.00384%	0.00042%	1.1963% HB2058
(c.2) Kathy Shoemaker Alexander 175 Camellia Lane Peil City, AL 35128	0.012 acres 1/96 of 1.16 acres	0.0151%	0.00384%	0.00042%	1.1963% HB2058
(c.3) Jim Shoemaker 2950 Mt. Wilkinson Parkway, Unit #815 Atlanta, GA 30339	0.012 acres 1/96 of 1.16 acres	0.0151%	0.00384%	0.00042%	1.1963% HB2058
(c.4) William David Shoemaker 185 Reflection Drive Dunlap, TN 37327	0.012 acres 1/96 of 1.16 acres	0.0151%	0.00384%	0.00042%	1.1963% HB2058
(3) J.W.W. Baldwin Heirs, Devisees, Successors or Assigns					
(a) Nancy Johnson Looney	<i>Life Estate Extinguished</i>				
(b) Paul Edwin Baldwin 1486 Little Prater Road Grundy, VA 24614	0.021 acres 1/56 of 1.16 acres	0.0259%	0.00659%	0.00072%	2.0507% HB2058
(c) Donald Stassen Baldwin 1476 Little Prater Road Grundy, VA 21614	0.021 acres 1/56 of 1.16 acres	0.0259%	0.00659%	0.00072%	2.0507% HB2058
(d) Harold W. Baldwin 10338 Ivy Ridge Rd. Bent Mountain, VA 24059	0.021 acres 1/56 of 1.16 acres	0.0259%	0.00659%	0.00072%	2.0507% HB2058
(f) Virginia Pauline Baldwin-Fleming 13224 Fountain St. Rd. Sherwood, OH 43556	0.021 acres 1/56 of 1.16 acres	0.0259%	0.00659%	0.00072%	2.0507% HB2058
(g) Effie Sue Baldwin Harding 7002 Hurricane Road Wise, VA 24293	0.021 acres 1/56 of 1.16 acres	0.0259%	0.00659%	0.00072%	2.0507% HB2058
(4) Virginia Helen Hahlbeck Inness <i>Conveyed 9/30/1971 to William Otis Baldwin DB 204/118</i>					
(a) William Otis Baldwin Heirs, Devisees, Successors or Assigns					
(a.1) Lenore Toler Baldwin Heirs, Devisees, Successors or Assigns					
(a.1.1) Susan B. Graham 1229 Thompson Ave. Bluefield, WV 24701	0.073 acres 1/16 of 1.16 acres	0.0906%	0.02306%	0.00253%	7.1775% HB2058
(a.1.2) Cynthia B. Reuschel 3310 Maywood Dr. Ona, WV 25545	0.073 acres 1/16 of 1.16 acres	0.0906%	0.02306%	0.00253%	7.1775% HB2058
(5) Hobert McKinley Baldwin Heirs, Devisees, Successors or Assigns					

List of Respondents with Royalty Split Agreements/Court Orders/HB2058

	Net Acres in Unit	Interest in Unit	Division of Interest in		Percent of Escrow
			1 Dev. West 25.44300%	2 Dev. West 2.79700%	
(a) Hobert M. Baldwin, Jr. Heirs, Devisees, Successors or Assigns					
(a.3) Michela Baldwin PO Box 11 Deer Isle, ME 04627	0.002 acres 1/480 of 1.16 acres	0.0030%	0.00077%	0.00008%	0.2393% HB2058
(a.7) Elizabeth Josephine Baldwin 3336 7th Street Sarasota, FL 34237	0.002 acres 1/480 of 1.16 acres	0.0030%	0.00077%	0.00008%	0.2393% HB2058
(a.8) James Michael Baldwin 8635 Honeycomb Drive Port Richey, FL 34668	0.002 acres 1/480 of 1.16 acres	0.0030%	0.00077%	0.00008%	0.2393% HB2058
(a.9) Jeremiah James O'Neal Baldwin Heirs, Devisees, Successors or Assigns					
(a.9.2) Michela Baldwin PO Box 11 Deer Isle, ME 04627	0.0003 acres 1/3360 of 1.16 acres	0.0004%	0.00011%	0.00001%	0.0342% HB2058
(a.9.6) Elizabeth Josephine Baldwin 3336 7th Street Sarasota, FL 34237	0.0003 acres 1/3360 of 1.16 acres	0.0004%	0.00011%	0.00001%	0.0342% HB2058
(a.9.7) James Michael Baldwin 8635 Honeycomb Drive Port Richey, FL 34668	0.0003 acres 1/3360 of 1.16 acres	0.0004%	0.00011%	0.00001%	0.0342% HB2058
(b) Sarah Ann Baldwin Carsky 5613 Sheffield Greene Cr Sarasota, FL 34235					
	0.029 acres 1/40 of 1.16 acres	0.0363%	0.00922%	0.00101%	2.8710% HB2058
(c) Edward O. Baldwin Heirs, Devisees, Successors or Assigns					
(c.1) Helen Ann Baldwin Heirs, Devisees, Successors or Assigns					
(c.1.1) Carole Tomczak 72 Tall Trees Court Sarasota, FL 34232	0.010 acres 1/120 of 1.16 acres	0.0121%	0.00307%	0.00034%	0.9570% HB2058
(c.1.2) Thomas Francis Baldwin 1204 14th Street W Bradenton, FL 34205	0.010 acres 1/120 of 1.16 acres	0.0121%	0.00307%	0.00034%	0.9570% HB2058
(e) Margaret O. Baldwin Wright Heirs, Devisees, Successors or Assigns					
(e.1) Christopher E. Wright 86 Atlantic Dr. Key Largo, FL 33037	0.0048 acres 1/240 of 1.16 acres	0.0060%	0.00154%	0.00017%	n/a
(e.5) Theresa Wright Brown 2201 Brienz Valley Drive Franklin, TN 37064	0.005 acres 1/240 of 1.16 acres	0.0060%	0.00154%	0.00017%	0.4785% HB2058
(e.6) Darren Miller Wright Heirs, Devisees, Successors or Assigns					

Exhibit EE  
Unit U-10

VGOB 91-0618-0133-02 &amp; 93-0420-0353 (U10B)

## List of Respondents with Royalty Split Agreements/Court Orders/HB2058

	Net Acres in Unit	Interest in Unit	Division of Interest in		Percent of Escrow
			1 Dev. West 25.44300%	2 Dev. West 2.79700%	
(e.6.5) Theresa Wright Brown 2201 Brienz Valley Drive Franklin, TN 37064	0.001 acres 1/1200 of 1.16 acres	0.0012%	0.00031%	0.00003%	0.0957% HB2058
(6) Effie Baldwin Hagy Heirs, Devisees, Successors or Assigns					
(a) Dorothy Riggs Atkins Heirs, Devisees, Successors or Assigns					
(a.1) Jane Mundie 8260 Burr Dr. Mechanicsville, VA 23111-1416	0.073 acres 1/16 of 1.16 acres	0.0906%	0.02306%	0.00253%	7.1775% HB2058
(b) Edith Ratliff Heirs, Devisees, Successors or Assigns					
(b.1) Dorothy May Stacy 4509 Green Castle Rd. Louisville, TN 37777	0.018 acres 1/64 of 1.16 acres	0.0227%	0.00576%	0.00063%	1.7944% HB2058
(b.2) Elizabeth June Pierce PO Box 345 Amelia, VA 23002	0.018 acres 1/64 of 1.16 acres	0.0227%	0.00576%	0.00063%	1.7944% HB2058
(b.3) Shirley Ruth Day c/o Sheila Day Trout 1971 Lowes Road Cunningham, KY 42035	0.018 acres 1/64 of 1.16 acres	0.0227%	0.00576%	0.00063%	1.7944% HB2058
(7) Susie Baldwin Looney Heirs, Devisees, Successors or Assigns					
(a) Clair Looney Shooter					<i>Conveyed to William Otis Baldwin 9/30/1971 by DB 204/118</i>
(a.1) William Otis Baldwin Heirs, Devisees, Successors or Assigns					
(a.1.1) Lenore Toler Baldwin Heirs, Devisees, Successors or Assigns					
(a.1.1.1) Susan B. Graham 1229 Thompson Avenue Bluefield, WV 24701	0.073 acres 1/16 of 1.16 acres	0.0906%	0.02306%	0.00253%	7.1775% HB2058
(a.1.1.2) Cynthia B. Reuschel 3310 Maywood Drive Ona, WV 25545-9733	0.073 acres 1/16 of 1.16 acres	0.0906%	0.02306%	0.00253%	7.1775% HB2058
(8) Flora Baldwin Beavers Huber Heirs, Devisees, Successors or Assigns					
(a) Lynn Patella Heirs, Devisees, Successors or Assigns					
(a.1) Nicholas P. Patella 2217 Lime Oak Court Sarasota, FL 34232-6813	0.0483 acres 1/24 of 1.16 acres	0.0604%	0.01537%	0.00169%	n/a
(a.2) Ronald C. Allen 31433 S. Grimm Road Molalla, OR 97038	0.0483 acres 1/24 of 1.16 acres	0.0604%	0.01537%	0.00169%	n/a

170000423

Exhibit EE  
Unit U-10

VGOB 91-0618-0133-02 & 93-0420-0353 (U10B)  
List of Respondents with Royalty Split Agreements/Court Orders/HB2058

	Net Acres in Unit	Interest in Unit	Division of Interest in		Percent of Escrow
			1 Dev. West 25.44300%	2 Dev. West 2.79700%	
(a.3) Melissa L. Knepp 210 Day Break Ct. Taylors, SC 29687	0.0483 acres 1/24 of 1.16 acres	0.0604%	0.01537%	0.00169%	n/a
	<b>Total Acres</b>	79.7129			
	<b>Total Percentage</b>	99.6411%			

INSTRUMENT #170000423  
RECORDED IN THE CLERK'S OFFICE OF  
BUCHANAN COUNTY ON  
FEBRUARY 28, 2017 AT 04:21PM

BEVERLY S. TILLER, CLERK  
RECORDED BY: GGB