



**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:** U27

**TRACT(S):** A portion of 2

**LOCATION:** BUCHANAN County, Virginia

**DOCKET NUMBER:** VGOB-97-0218-05663-05

**APPLICANTS:** CNX Gas Company LLC on behalf of Buchanan Coal Company LLP, David Smith, Donald Smith, Eleanor Hagy, Emanuel Wade, Jo-Ann Perkins Smith, Judy Tiedemann, Nick Deskins, Pauline Cole Casey, Peggy Smith, Plum Creek Timberlands, LP, Robert Brian Casey, Sayers-Pocahontas Coal Company LLP, Scotty Bond, Valmy Shannon, Yukon Pocahontas Coal Company LLP

**HEARING DATE AND LOCATION:** Russell County Government Center, Lebanon, Virginia  
April 19, 2016 and May 10, 2016

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

**PRIOR PROCEEDINGS:**

1. Original Pooling Order Executed 07/16/1997, Recorded on 07/24/1997, Deed Book/Instrument No. 464, Page 763.
2. Supplemental Order Executed 10/02/1997, Recorded on 10/21/1997, Deed Book/Instrument No. 469, Page 227.
3. Disbursement Order -03 Executed 04/17/2012, Recorded on 06/04/2012, Deed Book/Instrument No. 120001095.

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**NOTICE:**

The Unit Operator gave notice to the Applicants that the Board would consider its disbursement petition at the April 19, 2016 hearing and was continued to May 10, 2016 where the Board considered whether to:

- (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 2 identified in the attached petition.
- (2) Delete the requirement that the Unit Operator place future royalties attributable to Tract(s) A portion of 2 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. Yukon Pocahontas Coal Company, LLP, Buchanan Coal Company, LLP, Sayers-Pocahontas Coal Company, LLP, Plum Creek Timberlands, L.P., and Nick Deskins, Valmy Shannon and Eleanor Hagy 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. Scotty Bond, David Smith, Donald Smith, Judy Tiedemann, Paul Smith, Peggy Smith, Pauline Cole Casey, Robert Brian Casey; are the gas claimants in Tract 2. As such, is 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.
- c. 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.
- d. 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.
- 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 and not escrow same. See Exhibit EE annexed hereto.



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.

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DONE AND EXECUTED this 11 day of May, 2016 by a majority of the Virginia Gas and Oil Board.



Chairman, Bradley C. Lambert

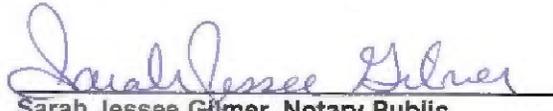
DONE AND PERFORMED this 11 day of May, 2016 by Order of the Virginia Gas and Oil Board.



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

COMMONWEALTH OF VIRGINIA  
COUNTY OF RUSSELL

Acknowledged on this 11<sup>th</sup> day of May, 2016, 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.



Sarah Jessee Gilmer, Notary Public  
262946

My Commission expires: July 31, 2017



## BEFORE THE VIRGINIA GAS AND OIL BOARD

PETITIONER: CNX Gas Company LLC

DIVISION OF GAS AND OIL

DOCKET NO: VGOB 97-0218-0563-05

**RELIEF SOUGHT: (1) DISBURSEMENT FROM ESCROW REGARDING TRACT(S) A portion of 2 (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: April 19, 2016

DRILLING UNIT: U27

BUCHANAN COUNTY, VIRGINIA

## PETITION FOR ORDER OF DISBURSEMENT OF ESCROW FUNDS

1. Petitioner and its counsel

Petitioner is CNX Gas Company LLC, P. O. 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 Tract 2, as depicted upon the annexed table; and (2) authorization to begin paying royalties directly to Yukon Pocahontas Coal Company, LLP, Buchanan Coal Company, LLP, Sayers-Pocahontas Coal Company, LLP, Plum Creek Timberlands, L.P., Emanuel Wade, Nick Deskins, Valmy Shannon, Eleanor Hagy, Scotty Bond, David Smith, Donald Smith, Judy Tiedemann, Paul Smith, Peggy Smith, Pauline Cole Casey, Robert Brian Casey; (3) Dismissal of Coal Owners: Yukon Pocahontas Coal Company, LLP, Buchanan Coal Company, LLP, Sayers-Pocahontas Coal Company, LLP, Plum Creek Timberlands, L.P.

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

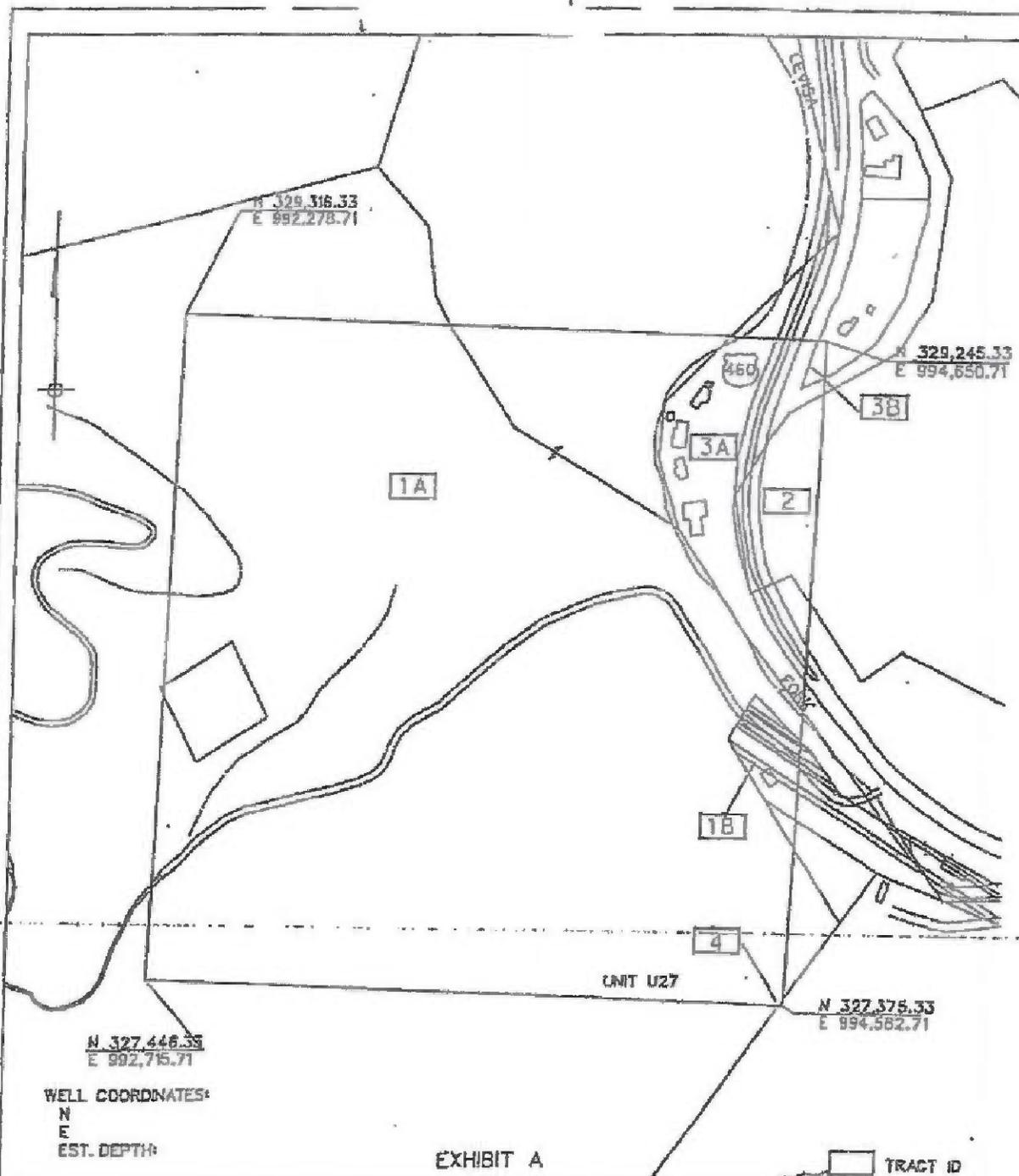
5. Factual basis for relief requested

- a. Yukon Pocahontas Coal Company, LLP, Buchanan Coal Company, LLP, Sayers-Pocahontas Coal Company, LLP, Plum Creek Timberlands, L.P., and Nick Deskins, Valmy Shannon and Eleanor Hagy 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. Scotty Bond, David Smith, Donald Smith, Judy Tiedemann, Paul Smith, Peggy Smith, Pauline Cole Casey, Robert Brian Casey; are the gas claimants in Tract 2 As such, is 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.
- c. 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.
- d. 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.
- 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 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.

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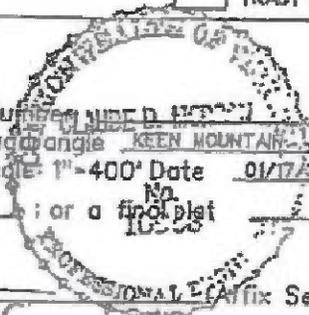
WELL COORDINATES:  
 N  
 E  
 EST. DEPTH:

EXHIBIT A

TRACT ID

VG08-97-0218-0563

Company CONSOL INC. Well Name and Number KEEN MOUNTAIN  
 Tract No. \_\_\_\_\_ Elevation \_\_\_\_\_ Quadrangle KEEN MOUNTAIN  
 County BUCHANAN District \_\_\_\_\_ Scale 1"=400' Date 01/17/1997  
 This plat is a new plat SEE; an updated plat \_\_\_\_\_; or a final plat \_\_\_\_\_



Form DGO-GO-7  
REV. 2/81

Claude O. Roy  
 Licensed Professional Engineer

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CONSOL Inc.  
CBM U-27  
Tract Identifications  
DGO-GO-7 Attachment

1. Hugh MacRae Land Trust - Tr. 6 - Coal  
Coal Lessees  
Island Creek Coal Company - Pocahontas No. 3 seam  
United Coal Company - Coal above drainage  
Consolidation Coal Company - Coal below drainage  
Buchanan Production Company - CBM Lessee  
Consolidation Coal Company - Oil & Gas  
Buchanan Production Company - CBM, Oil & Gas Lessee  
72.52 acres - 90.6500%
- 1A. Consolidation Coal Company - Surface
- 1B. Darrell Meadows - Surface
2. 4/5 Yukon Pocahontas Coal Company, et al - Tr. 110  
1/5 C. L. Ritter Lumber Company - Tr. 51  
Coal  
Island Creek Coal Company - Coal Below Tiller  
Permac Coal Company - Coal above drainage  
Buchanan Production Company - CBM Lessee  
C. L. Ritter Lumber Company, et al - Oil & Gas  
Yukon Pocahontas Coal Company, et al - Surface  
Buchanan Production Company - CBM, Oil & Gas Lessee  
2.14 acres - 2.6750%
3. Yukon Pocahontas Coal Company, et al - Tr. 99  
Coal Oil & Gas  
Island Creek Coal Company - Coal Below Tiller  
~~Permac Coal Company - Coal above drainage~~  
Buchanan Production Company - CBM Lessee  
Buchanan Production Company - CBM, Oil & Gas Lessee  
5.33 acres - 6.6625%
- 3A. T. R. Stump, et al - Surface
- 3B. Roscoe Deskins - Surface
4. Hugh MacRae Land Trust - Tr. 17 - Coal  
Coal Lessees  
Island Creek Coal Company - Pocahontas No. 3 seam  
United Coal Company - Coal above drainage  
Consolidation Coal Company - Coal below drainage  
Buchanan Production Company - CBM Lessee  
Roscoe Deskins - Surface Oil & Gas  
Buchanan Production Company - CBM, Oil & Gas Lessee  
0.010 acres - 0.0125%

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Exhibit E  
Unit U-27  
Docket #VGOB 97-0218-0563-05  
List of Respondents that require escrow

160000884

	Net Acres in Unit	Interest in Unit	Division of Interest in		
			2 Left 3.4086%	3 Left 9.5185%	4 Left 1.2413%
<b>Tract #2, 2.14 Acre Tract</b>					
<b>COAL OWNERSHIP</b>					
Yukon Pocahontas Coal Company, et al. Tr. 110	2.14 acres	2.6750%	0.0911%	0.2546%	0.0332%
(f) Yukon Pocahontas Coal Company, et al. (Only 3/5 Interest conflicting)	1.28 acres 3/5 of 2.14 acres	1.8050%	0.0547%	0.1528%	0.0199%
(a) Yukon Pocahontas Coal Company P.O. Box 187 Tazewell, VA 24651	0.64200 acres 1/2 of 2.14 acres	0.8025%	0.0273%	0.0764%	0.0100%
(b) Buchanan Coal Company P.O. Box 187 Tazewell, VA 24651	0.14267 acres 1/9 of 2.14 acres	0.1783%	0.0061%	0.0170%	0.0022%
(c) Sayers-Pocahontas Coal Company P.O. Box 187 Tazewell, VA 24651	0.07133 acres 1/18 of 2.14 acres	0.0892%	0.0030%	0.0085%	0.0011%
(d) Consolidation Coal Company * 10545 Riverside Dr. Oakwood, VA 24631	0.42800 acres 1/3 of 2.14 acres	0.5350%	0.0182%	0.0509%	0.0066%

*Note: Plum Creek Timberlands retained their CBM interest, there is no conflict. The royalty for (d) is to be paid to Plum Creek.*

**OIL & GAS OWNERSHIP**

Yukon Pocahontas Coal Co. Tr. 110, et al.	2.14 acres	2.6750%	0.0911%	0.2546%	0.0332%
(1) Yukon Pocahontas Coal Company, et al., Tr. 110					
(3) Walter Wade Heirs					
(b) Eunice Wade Baldwin Heirs, Devisees, Successors or Assigns <i>Documentation Pending</i>					
(b.1) Inez B. Kimbrell 225 Raven Circle Raven, VA 24639	0.00594 acres 1/360 of 2.14 acres	0.0074%	0.0003%	0.0007%	0.0001%
(b.2) Alice Ruth Meadows 5931 State Rt 314 Fredericktown, OH 43019-9225	0.00594 acres 1/360 of 2.14 acres	0.0074%	0.0003%	0.0007%	0.0001%
(b.3) Wanda Griffith PO Box 216 Doran, VA 24612	0.00594 acres 1/360 of 2.14 acres	0.0074%	0.0003%	0.0007%	0.0001%
(b.4) Sherman Baldwin 210 Lake Whitten Rd N. Tazewell, VA 24630-9155	0.00594 acres 1/360 of 2.14 acres	0.0074%	0.0003%	0.0007%	0.0001%
(b.5) Ted Allen Baldwin Heirs, Devisees Successors or Assigns					
(b.5.1) Pansy Deloris Baldwin 135 Indian Springs Drive Cedar Bluff, VA 24609-8837	0.00594 acres 1/360 of 2.14 acres	0.0074%	0.0003%	0.0007%	0.0001%
(b.6) Marty Baldwin <i>Address Unknown</i>	0.00594 acres 1/360 of 2.14 acres	0.0074%	0.0003%	0.0007%	0.0001%
(b.7) Ola Gay Baldwin Arnold Heirs, Devisees, Successors or Assigns	Pre-Deceased				

**Exhibit E**  
**Unit U-27**  
**Docket #VGOB 97-0218-0563-05**  
**List of Respondents that require escrow**

	Net Acres in Unit	Interest in Unit	Division of Interest in		
			2 Left 3.4066%	3 Left 9.5185%	4 Left 1.2413%
(b.7.1) Wanda Gay Bohon <i>Address Unknown</i>	0.00594 acres 1/360 of 2.14 acres	0.0074%	0.0003%	0.0007%	0.0001%
(b.8) D.C. Baldwin Heirs, Devisees, Successors or Assigns	Pre-Deceased				
(b.8.1) Nancy Baldwin Komp 2510 Arthur Road Springfield, OH 45502	0.00297 acres 1/720 of 2.14 acres	0.0037%	0.0001%	0.0004%	0.0000%
(b.8.2) Sandy Baldwin Cranmer 11651 SE 69th Terrace Lot #18 Belleview, FL 34420	0.00297 acres 1/720 of 2.14 acres	0.0037%	0.0001%	0.0004%	0.0000%
(b.9) Shirley F. Baldwin Heirs, Devisees, Successors or Assigns	Pre-Deceased				
(b.9.1) Donna Foote 9942 Oak Terrace Road Mardela Springs, MD 21837-2060	0.00297 acres 1/720 of 2.14 acres	0.0037%	0.0001%	0.0004%	0.0000%
(b.9.2) Pamela Ginger Case 32 Beakon Street North Little Rock, AR 72117	0.00297 acres 1/720 of 2.14 acres	0.0037%	0.0001%	0.0004%	0.0000%
(b.10) Norman Baldwin Heirs, Devisees, Successors or Assigns	Pre-Deceased				
(b.10.1) Rufus Baldwin 208 High Street Richlands, VA 24641	0.00119 acres 1/1800 of 2.14 acres	0.0015%	0.0001%	0.0001%	0.0000%
(b.10.2) David Baldwin PO Box 803 Raven, VA 24639	0.00119 acres 1/1800 of 2.14 acres	0.0015%	0.0001%	0.0001%	0.0000%
(b.10.3) Michael Baldwin PO Box 1044 Raven, VA 24639	0.00119 acres 1/1800 of 2.14 acres	0.0015%	0.0001%	0.0001%	0.0000%
(b.10.4) Sharon K. Baldwin c/o SW VA Training Center, 160 Training Hillsville, VA 24343	0.00119 acres 1/1800 of 2.14 acres	0.0015%	0.0001%	0.0001%	0.0000%
(b.11) Bane Baldwin Heirs, Devisees, Successors or Assigns	Pre-Deceased				
(b.11.1) Eddie Baldwin 1224 Sunset Drive, PO Box 372 Richlands, VA 24641	0.00198 acres 1/1080 of 2.14 acres	0.0025%	0.0001%	0.0002%	0.0000%
(b.11.2) Kathy Whit 8740 Swords Creek Road Swords Creek, VA 24649	0.00119 acres 1/1800 of 2.14 acres	0.0015%	0.0001%	0.0001%	0.0000%
(b.11.3) Lisa Shaver 89 Sevier Street Lebanon, VA 24266	0.00119 acres 1/1800 of 2.14 acres	0.0015%	0.0001%	0.0001%	0.0000%
(b.5.12) Marty Arnold c/o Wanda Griffith PO Box 118 Doran, VA 24612	0.00594 acres 1/360 of 2.14 acres	0.0074%	0.0003%	0.0007%	0.0001%
(c) Stella Wade Gillespie Heirs, Devisees, Successors or Assigns					

Exhibit E  
Unit U-27  
Docket #VGOB 97-0218-0563-05  
List of Respondents that require escrow

	Net Acres in Unit	Interest in Unit	Division of Interest in		
			2 Left 3.4066%	3 Left 9.5185%	4 Left 1.2413%
(c.1) Cecil Gillespie 439 Brown Avenue Richlands, VA 24641	0.01783 acres 1/120 of 2.14 acres	0.0223%	0.0008%	0.0021%	0.0003%
(c.2) Troy Gillespie 20307 Cleveland Road Abingdon, VA 24211	0.01783 acres 1/120 of 2.14 acres	0.0223%	0.0008%	0.0021%	0.0003%
(c.3) David Gillespie 3241 Clef Lane Lakeland, TN 36002	0.01783 acres 1/120 of 2.14 acres	0.0223%	0.0008%	0.0021%	0.0003%
(c.4) Darrell Gillespie Address Unknown	0.01783 acres 1/120 of 2.14 acres	0.0223%	0.0008%	0.0021%	0.0003%
(d) Glayds Wade Boyd Heirs, Devisees, Successors or Assigns					
(d.1) Patti Gilbert 3603 Kent Ridge Road Cedar Bluff, VA 24609	0.02378 acres 1/90 of 2.14 acres	0.0297%	0.0010%	0.0028%	0.0004%
(d.2) Michael T. Boyd 3849 Kent Ridge Road Cedar Bluff, VA 24609	0.02378 acres 1/90 of 2.14 acres	0.0297%	0.0010%	0.0028%	0.0004%
(e) Venia Wade Newberry 639 Daniel Drive Newport News, VA 23601	0.07133 acres 1/30 of 2.14 acres	0.0892%	0.0030%	0.0085%	0.0011%
(f) Sarah Eady "Edith" Wade Smith Heirs					
(f.1) Lula Smith Robins Heirs, Devisees, Successors or Assigns <i>Documentation Pending</i>	0.01783 acres 1/120 of 2.14 acres	0.0223%	0.0008%	0.0021%	0.0003%
(f.1.1) Timothy K. Martin 331 Sugar Run Road Cedar Bluff, VA 24609					
(f.1.2) Patricia Diane Taylor PO Box 2104 Honaker, VA 24260					
(f.1.3) Louise R. Smith Heirs, Devisees, Successors or Assigns <i>Heirs Unknown</i>					
(f.3) Earl Dolphus Smith Heirs, Devisees, Successors or Assigns <i>Documentation Pending</i>	0.01783 acres 1/120 of 2.14 acres	0.0223%	0.0008%	0.0021%	0.0003%
(f.3.1) Marie Carter Smith 905 Big Breek Road Richlands, V 24641					
(f.4) Raymond S. Smith Heirs, Devisees, Successors or Assigns					
(f.4.1) Virginia Edith Smith Box 335 Doran, VA 24612	0.01783 acres 1/120 of 2.14 acres	0.0223%	0.0008%	0.0021%	0.0003%
(f.5) Luther Smith Heirs, Devisees, Successors or Assigns					

Exhibit E  
Unit U-27  
Docket #VGOB 97-0218-0563-05  
List of Respondents that require escrow

160000884

	Net Acres in Unit	Interest in Unit	Division of Interest in		
			2 Left 3.4066%	3 Left 9.5185%	4 Left 1.2413%
(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 0.00149 acres 0.0019% 0.0001% 0.0002% 0.0000%					
1760 Knox Creek Road Hurley, VA 24620 1/1440 of 2.14 acres					
(4) Myrta N. Ratliff Heirs, Devisees, Successors or Assigns Address Unknown	0.42800 acres 1/5 of 2.14 acres	0.5350%	0.0182%	0.0509%	0.0066%
(5) Mona Webb Heirs, Devisees, Successors or Assigns					
(d) Virginia W. Cole Heirs Devisees, Successors or Assigns					
(d.3) Melissa M. Turner 0.00764 acres 0.0096% 0.0003% 0.0009% 0.0001%					
3480 Eaglebrook Rd. Christiansburg, VA 24073 1/280 of 2.14 acres					
(d.4) Maura Nichole Turner 0.00764 acres 0.0096% 0.0003% 0.0009% 0.0001%					
3480 Eaglebrook Rd. Christiansburg, VA 24073 1/280 of 2.14 acres					
(d.5) Garrett Reid Turner 0.00764 acres 0.0096% 0.0003% 0.0009% 0.0001%					
3480 Eaglebrook Rd. Christiansburg, VA 24073 1/280 of 2.14 acres					
(d.6) Jordyn Noelle Turner 0.00764 acres 0.0096% 0.0003% 0.0009% 0.0001%					
3480 Eaglebrook Rd. Christiansburg, VA 24073 1/280 of 2.14 acres					
(g) Robert W. Casey Heirs, Devisees, Successors or Assigns					
(g.2) Chadwick Michael Casey 0.02038 acres 0.0255% 0.0009% 0.0024% 0.0003%					
520 Watson Road Pounding Mill, VA 24637 1/105 of 2.14 acres					
Total tract acres		0.79			
Total tract percent		0.9909%			

Exhibit EE  
Unit U-27  
Docket #VGOB 97-0218-0563-05  
List of Respondents with Royalty Split Agreements/Court Orders/HB2058

	Net Acres in Unit	Interest in Unit	Division of Interest in			Percent of Escrow
			2 Left 3,4066%	3 Left 9,5185%	4 Left 1,2413%	
<b><u>Tract #1, 72.52 Acre Tract</u></b>						
<b><u>COAL OWNERSHIP</u></b>						
(1) Hugh MacRae Land Trust Tr. 6 c/o Alan Siegel Esq Gump, Strauss, Akin LLP 1 Bryant Park New York, NY 10036-6705	72.52 acres	90.6500%	3.0881%	8.6285%	1.12524%	n/a
<b><u>CBM Royalty Owner (from the Coal owner):</u></b>						
Torch Oil and Gas Company c/o Sue Ann Craddock 670 Dona Ana Road SW Deming, NM 88030						
<b><u>OIL &amp; GAS OWNERSHIP</u></b>						
(1) CNX Gas Company LLC (Consolidation Coal Company) 2481 John Nash Blvd. Bluefield, WV 24701	72.52 acres	90.6500%	3.0881%	8.6285%	1.12524%	n/a
<b><u>Tract #2, 2.14 Acre Tract</u></b>						
<b><u>COAL OWNERSHIP</u></b>						
Yukon Pocahontas Coal Company, et al. Tr. 110	2.14 acres	2.6750%	0.0911%	0.2546%	0.0332%	
(1) Yukon Pocahontas Coal Company, et al. <i>(Only 3/5 interest conflicting)</i>	1.28 acres 3/5 of 2.14 acres	1.6050%	0.0647%	0.1528%	0.0199%	
(a) Yukon Pocahontas Coal Company P.O. Box 187 Tazewell, VA 24661	0.64200 acres 1/2 of 2.14 acres	0.8025%	0.0273%	0.0764%	0.0100%	1.5681% (Royalty Split)
(b) Buchanan Coal Company P.O. Box 187 Tazewell, VA 24661	0.14267 acres 1/9 of 2.14 acres	0.1783%	0.0061%	0.0170%	0.0022%	0.3485% (Royalty Split)
(c) Sayers-Pocahontas Coal Company P.O. Box 187 Tazewell, VA 24651	0.07133 acres 1/18 of 2.14 acres	0.0892%	0.0030%	0.0085%	0.0011%	0.1742% (Royalty Split)
(d) Consolidation Coal Company* 10545 Riverside Dr. Oakwood, VA 24631	0.42800 acres 1/3 of 2.14 acres					
<b><u>Royalties Paid to:</u></b>						
Plum Creek Timberlands, L.P. Attn: Mineral Department Five Concourse Parkway, Suite 1650 Atlanta, GA 30328	0.42800 acres 1/3 of 2.14 acres	0.5350%	0.0182%	0.0509%	0.0066%	1.0454% (Royalty Split)
* Note: Plum Creek Timberlands retained their CBM interest, there is no conflict. The royalty for (d) is to be paid to Plum Creek.						
<b><u>OIL &amp; GAS OWNERSHIP</u></b>						
Yukon Pocahontas Coal Co. Tr. 110, et al.	2.14 acres	2.6750%	0.0911%	0.2546%	0.0332%	n/a
(1) Yukon Pocahontas Coal Company, et al., Tr. 110						
(a) Yukon Pocahontas Coal Company P.O. Box 187 Tazewell, VA 24651	0.21400 acres 1/10 of 2.14 acres	0.2675%	0.0091%	0.0255%	0.0033%	n/a
(b) Buchanan Coal Company P.O. Box 187 Tazewell, VA 24651	0.04756 acres 1/45 of 2.14 acres	0.0594%	0.0020%	0.0057%	0.0007%	n/a
(c) Sayers-Pocahontas Coal Company P.O. Box 187 Tazewell, VA 24651	0.02378 acres 1/90 of 2.14 acres	0.0297%	0.0010%	0.0028%	0.0004%	n/a

Exhibit EE  
Unit U-27  
Docket #VGOB 97-0218-0563-05  
List of Respondents with Royalty Split Agreements/Court Orders/HB2058

	Net Acres in Unit	Interest in Unit	Division of Interest in			Percent of Escrow
			2 Left 3.4066%	3 Left 9.5185%	4 Left 1.2413%	
(d) Highland Resources, Inc/ North American Resources One Concourse Parkway, NE, Suite 755 Atlanta, GA 30328	0.14267 acres 1/15 of 2.14 acres	0.1783%	0.0061%	0.0170%	0.0022%	n/a
<i>* Note: Plum Creek Timberlands retained their CBM interest, there is no conflict. The royalty for (d) is to be paid to Plum Creek. Highland Resources, Inc. / North American Resources, Corp. is owner of the Oil &amp; Gas Only.</i>						
(2) C. L. Ritter Lumber Co. Tr. 51 P. O. Box 700 Huntington, WV 25711	0.42800 acres 1/5 of 2.14 acres	0.5350%	0.0182%	0.0509%	0.0066%	n/a
(3) Walter Wade Heirs						
(a) Carl Wade Heirs, Devisees, Successors or Assigns						
(a.1) Emanuel Wade 226 Adam Street Blountville, TN 37617	0.03567 acres 1/60 of 2.14 acres	0.0446%	0.0015%	0.0042%	0.0006%	3.7635% HB2058
(a.2) Gaylens Deskins Heirs, Devisees, Successors or Assigns						
(a.2.1) Nick Deskins 720 Skyview Drive Chilhowie, VA 24319-4527	0.01783 acres 1/120 of 2.14 acres	0.0223%	0.0008%	0.0021%	0.0003%	0.9408% (Royalty Split)
(a.2.2) Valmy Shannon 103 Blanton Drive Seaford, VA 23696-2522	0.01783 acres 1/120 of 2.14 acres	0.0223%	0.0008%	0.0021%	0.0003%	0.9409% (Royalty Split)
(d) Glayds Wade Boyd Heirs, Devisees, Successors or Assigns						
(d.3) Eleanor Hegy 14475 Rainbow Road, Lot #31 Bristol, VA 24202	0.02378 acres 1/90 of 2.14 acres	0.0297%	0.0010%	0.0028%	0.0004%	1.2545% (Royalty Split)
(f) Sarah Eady "Edith" Wade Smith Heirs						
(f.5) Luther Smith Heirs, Devisees, Successors or Assigns						
(f.5.1) Geraldine Smith Heirs, Devisees, Successors or Assigns						
(f.5.1.1) Lisa Wallace	Predeceased Luther & Geraldine Smith					
(f.5.1.1.2) Scotty Bond Box 82 Swords Creek, VA 24649	0.00149 acres 1/1440 of 2.14 acres	0.0018%	0.0001%	0.0002%	0.0000%	0.1568% HB2058
(f.5.2.1) David Smith 84 Poison Ivy Drive Taylorsville, NC 28681	0.00297 acres 1/720 of 2.14 acres	0.0037%	0.0001%	0.0004%	0.0000%	0.3136% HB2058
(f.5.2.2) Donald Smith 84 Poison Ivy Drive Taylorsville, NC 28681	0.00297 acres 1/720 of 2.14 acres	0.0037%	0.0001%	0.0004%	0.0000%	0.3136% HB2058
(f.5.2.3) Judy Tiedemann 530 150th Street Amery, WI 54001-2805	0.00297 acres 1/720 of 2.14 acres	0.0037%	0.0001%	0.0004%	0.0000%	0.3136% HB2058
(f.5.2.4) Paul Thomas Smith, Sr. Heirs, Devisees Successors or Assigns						
(f.5.2.4.1) Jo-Ann Perkins Smith PO Box 1143 Claremont, NC 28610	0.00297 acres 1/720 of 2.14 acres	0.0037%	0.0001%	0.0004%	0.0000%	0.3136% HB2058
(f.5.2.5) Peggy Smith 84 Poison Ivy Drive Taylorsville, NC 28681	0.00297 acres 1/720 of 2.14 acres	0.0037%	0.0001%	0.0004%	0.0000%	0.3136% HB2058
(5) Mona Webb Heirs, Devisees, Successors or Assigns						

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160000884

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			2 Left 3.4066%	3 Left 9.5185%	4 Left 1.2413%	
(a) Harold Webb Heirs, devisees, Successors or Assigns						
(a.1) Mary Lou Webb 296 Morrell Town Road Bristol, TN 37620	0.06114 acres 1/35 of 2.14 acres	0.0764%	0.0026%	0.0073%	0.0009%	n/a
(b) Harman Webb Heirs, devisees, Successors or Assigns						
(b.1) Estate of Harman M. Webb PO Box 1029 Richlands, VA 24641	0.06114 acres 1/35 of 2.14 acres	0.0764%	0.0026%	0.0073%	0.0009%	n/a
(c) John Webb P. O.Box 577 Keen Mountain, VA 24624	0.06114 acres 1/35 of 2.14 acres	0.0764%	0.0026%	0.0073%	0.0009%	n/a
(d) Virginia W. Cole Heirs Devisees, Successors or Assigns						
(d.1) Carol Cole Ownbey 2908 Valley Farm Road Waxhaw, North Carolina 28173	0.01529 acres 1/140 of 2.14 acres	0.0191%	0.0007%	0.0018%	0.0002%	n/a
(d.2) Barbara Cole Maxwell 5780 Chicwood Drive Pulaski, VA 24301	0.01529 acres 1/140 of 2.14 acres	0.0191%	0.0007%	0.0018%	0.0002%	n/a
(e) Emma R. Hubert Heirs, devisees, Successors, or Assigns						
(e.1) Bill Chambers 8940 Mill Creek Road Millboro, VA 24460	0.02038 acres 1/105 of 2.14 acres	0.0255%	0.0009%	0.0024%	0.0003%	n/a
(e.2) Sheri Collins 10652 Stafford Road Chargin Falls, OH 44023	0.02038 acres 1/105 of 2.14 acres	0.0255%	0.0009%	0.0024%	0.0003%	n/a
(e.3) Wanda Waite 10652 Stafford Road Chargin Falls, OH 44023	0.02038 acres 1/105 of 2.14 acres	0.0255%	0.0009%	0.0024%	0.0003%	n/a
(f) Ruby W. Wells 5980 Pearl Road Parma Heights, OH 44130	0.06114 acres 1/35 of 2.14 acres	0.0764%	0.0026%	0.0073%	0.0009%	n/a
(g) Robert W. Casey Heirs, devisees, Successors or Assigns						
(g.1) Pauline Cole Casey 1279 Hilltop Road Jewell Ridge, VA 24622	0.02038 acres 1/105 of 2.14 acres	0.0255%	0.0009%	0.0024%	0.0003%	2.1506% HB2058
(g.3) Robert Brian Casey 798 Pond Street Pounding Mill, VA 24637	0.02038 acres 1/105 of 2.14 acres	0.0255%	0.0009%	0.0024%	0.0003%	2.1506% HB2058
	Total tract acres	1.34				
	Total tract percent	1.6806%				

Tract #4, 0.01 Acre Tract

COAL OWNERSHIP

(1) Hugh MacRae Land Trust Tr. 6 c/o Alan Siegel Esq Gump, Strauss, Akin LLP 1 Bryant Park New York, NY 10036-6705	0.01 acres	0.0125%	0.0004%	0.0012%	0.0002%	n/a
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<u>CBM Royalty Owner (from the Coal owner):</u>						
Torch Oil and Gas Company c/o Sue Ann Craddock 670 Dona Ana Road SW Deming, NM 88030						
<b><u>OIL &amp; GAS OWNERSHIP</u></b>						
(1) Roscoe Reuben Deskins Sr. Heirs, Devisees, Successors or Assigns	0.010 acres	0.0125%	0.0004%	0.0012%	0.0002%	
(a) Roscoe Deskins, Jr. 1728 Wardell Rd. Cedar Bluff, VA 24609	0.005 acres 1/2 of 0.010 acres	0.0063%	0.0002%	0.0006%	0.0001%	n/a
(b) Calvin Eddie Deskins 6972 Riverside Raven, VA 24639	0.005 acres 1/2 of 0.010 acres	0.0063%	0.0002%	0.0006%	0.0001%	n/a
			Acreage in Unit Percentage of Unit		73.87	92.9431%

INSTRUMENT #160000884  
 RECORDED IN THE CLERK'S OFFICE OF  
 BUCHANAN COUNTY ON  
 MAY 19, 2016 AT 04:18PM

BEVERLY S. TILLER, CLERK  
 RECORDED BY: SLP