

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: S35

TRACT(S): A portion of 2, A portion of 3

LOCATION: BUCHANAN County, Virginia

DOCKET NUMBER: VGOB-98-0915-0681-08

APPLICANTS: CNX Gas Company LLC on behalf of Barbara Joyce Harmon, Bessie Lowe, Brenda Sue Justice, Charles M Osborne, Curtis Lee Stilwell, Curtis McCoy Osborne, Darlene B Osborne, Hurt-McGuire Land Trust, James R Osborne, Joyce Lineberry Mays, Kenneth R Osborne, Margaret Dye, Marilyn Taylor, Martha Guilliams, Mary Jane Keen, Nellie Maynard, Patsy Moore, Paul Junior Osborne, Phyllis W Osborne, Richard Osborne, Shirley Keen, Sidney Smith, Tammy Boyd Street, Theodore Stilwell, Wanda Hagy

HEARING DATE AND LOCATION: Russell County Government Center, Lebanon, Virginia
March 21, 2017

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

PRIOR PROCEEDINGS:

1. Original Pooling Order Executed 11/24/1998, Recorded on 12/07/1998, Deed Book/Instrument No. 485, Page 278.
2. Supplemental Order Executed 05/06/1999, Recorded on 05/12/1999, Deed Book/Instrument No. 491, Page 700.
3. Modification Order -01 Executed 03/29/2004, Recorded on 04/02/2004, Deed Book/Instrument No. 589, Page 641.

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- 4. Disbursement Order -02 Executed 09/19/2006, Recorded on 09/26/2006, Deed Book/Instrument No. 060003146.
- 5. Supplemental Order -01 Executed 08/29/2006, Recorded on 09/26/2006, Deed Book/Instrument No. 060003156.
- 6. Disbursement Order -07 Executed 05/31/2012, Recorded on 06/25/2012, Deed Book/Instrument No. 120001252.

NOTICE:

The Unit Operator gave notice to the Applicants that the Board would consider its disbursement petition at the March 21, 2017 hearing and 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, A portion of 3 identified in the attached petition.
- (2) Delete the requirement that the Unit Operator place future royalties attributable to Tract(s) A portion of 2, A portion of 3 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:

Hurt McGuire Land Trust & Bessie Lowe, Wanda Hagy, Curtis Lee Stilwell, Theodore Stilwell, Patsy Moore, Brenda Justice, James R. Osborne, Phyllis W. Osborne, Charles M. Osborne, Richard M. Osborne, Joyce Lineberry Mae and Darlene Osborne have entered into royalty split agreement(s). The annexed table further specifies how said royalties are to be divided and paid.

Sidney Smith, Kenneth Osborne, Martha Guilliams, Mary Jane Keen, Shirley Keen, Margaret Dye, Nellie Maynard, Tammy Boyd Street, Paul Junior Osborne, Curtis McCoy Osborne, Barbara Joyce Harman & Marilyn Taylor are entitled to 100% of the CBM royalties awarded under Case No. 027CL0000819-00 (10), Opinion dated November 9, 2015. Said decision allows the Applicant and Designated Operator to pay royalties directly to the person(s) identified in Exhibit EE annexed hereto and the annexed table, further, specifies how said royalties are to be paid.

RELIEF GRANTED:

VGOB Disbursement
Unit S35

VGOB-98-0915-0681-08

Table 1

Tracts: A portion of 2, A portion of 3

Item	Tract	Disbursement Table	Fractional Ownership		Net Acreage		Royalty Split		Escrowed Acres		Percent of Escrowed Funds		Adjustment Amount	
			in Tract	in Tract	Ownership	in Tract	Agreement	Disbursed	Disbursed	Escrowed	Disbursed	Escrowed	Disbursed	Amount
		Total acreage in escrow before disbursement								0.76280				
2		Tract 2 (total acreage)	6.6700											
1	2	Hurt-McGuire Land Trust\PO Box 1067 Bluefield VA 24605	1/28	0.2382	50.00%	0.1191	50.00%	15.6145%						
2	2	Bessie Lowe\1082 Riverside Dr Raven VA 24639	1/112	0.0596	50.00%	0.0298	50.00%	3.9036%						
2		Tract 2 (total acreage)	6.6700											
1	2	Wanda Hagy\127 Largen St #5 Richlands VA 24641	1/112	0.0596	50.00%	0.0298	50.00%	3.9036%						
2	2	Curtis Lee Stillwell\PO Box 2216 Cedar Bluff VA 24609	1/112	0.0596	50.00%	0.0298	50.00%	3.9036%						
3	2	Theodore Stillwell\2212 Pea Patch Rd Jewell Ridge, VA 24622-8706	1/112	0.0596	50.00%	0.0298	50.00%	3.9036%						
3		Tract 3 (total acreage)	1.1500											
1	3	Hurt-McGuire Land Trust\PO Box 1067 Bluefield VA 24605	4/55	0.0836	50.00%	0.0418	50.00%	5.4822%						
2	3	Sidney Smith\1911 McVitty Rd Salem VA 24153	1/30	0.0383	100.00%	0.0383	100.00%	5.0253%						
3	3	Kenneth R Osborne\848 Peyton St Roanoke VA 24019	1/30	0.0383	100.00%	0.0383	100.00%	5.0253%						
4	3	Martha Guilliams\1911 McVitty Rd Salem VA 24153	1/30	0.0383	100.00%	0.0383	100.00%	5.0253%						
5	3	Mary Jane Keen\1077 Longwall Ln Raven VA 24639	1/110	0.0105	100.00%	0.0105	100.00%	1.3705%						
6	3	Shirley Keen\1685 Honaker Branch Rd Raven VA 24639	1/110	0.0105	100.00%	0.0105	100.00%	1.3705%						
7	3	Patsy Moore\6985 Horn Mtn Rd Raven VA 24639	1/110	0.0105	50.00%	0.0052	50.00%	0.6853%						
8	3	Brenda Sue Justice\1101 Longwall Ln Raven VA 24639	1/110	0.0105	50.00%	0.0052	50.00%	0.6853%						
9	3	James R Osborne\PO Box 484 Keen Mtn VA 24624	1/110	0.0105	50.00%	0.0052	50.00%	0.6853%						
10	3	Phyllis W Osborne\1109 Moore Rd Raven VA 24639	1/110	0.0105	50.00%	0.0052	50.00%	0.6853%						
11	3	Charles M Osborne\216 Plantation Dr Richlands VA 24641	1/110	0.0105	50.00%	0.0052	50.00%	0.6853%						
12	3	Richard Osborne\1062 Canterbury Rd Oakwood VA 24631	1/110	0.0105	50.00%	0.0052	50.00%	0.6853%						
13	3	Joyce Lineberry Mays\c/o Rose Mays PO Box 764 Cooleemee, NC 27014	1/110	0.0105	50.00%	0.0052	50.00%	0.6853%						

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1.1500

3 Tract 3 (total acreage)

14	3	Darlene B Osborne\1055 Mapleleaf Hollow Raven VA 24639	1/110	0.0105	50.00%	0.0052	0.6853%	
15	3	Margaret Dye\784 Big Creek Rd Richlands VA	2/277	0.0083	100.00%	0.0083	1.0885%	
16	3	Nellie Maynard\Box 296 Raven VA 24639	2/277	0.0083	100.00%	0.0083	1.0885%	
17	3	Tammy Boyd Street\195 Taylor Circle Raven VA 24639	2/277	0.0083	100.00%	0.0083	1.0885%	
18	3	Paul Junior Osborne\2869 Sharon Pl Grand Junction CO 81503	1/30	0.0383	100.00%	0.0383	5.0253%	
19	3	Curtis McCoy Osborne\PO Box 31 Raven VA 24639	1/30	0.0383	100.00%	0.0383	5.0253%	
20	3	Barbara Joyce Harmon\PO Box 174 N. Tazewell VA 24630	1/30	0.0383	100.00%	0.0383	5.0253%	
21	3	Marilyn Taylor\4336 Wardell Dr Pounding Mill VA 24637	1/10	0.1150	100.00%	0.1150	15.0760%	

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:

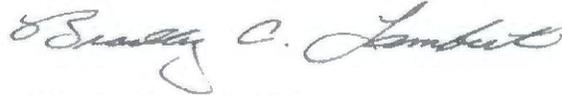
Therefore, the requested relief and all terms and provisions set forth above be and hereby are granted and IT IS SO ORDERED.

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.

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DONE AND EXECUTED this 22 day of March, 2017 by a majority of the Virginia Gas and Oil Board.



Chairman, Bradley C. Lambert

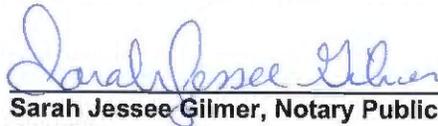
DONE AND PERFORMED this 22 day of March, 2017 by Order of the Virginia Gas and Oil Board.



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

COMMONWEALTH OF VIRGINIA
COUNTY OF RUSSELL

Acknowledged on this 22nd day of March, 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.



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 98-0915-0681-08

RELIEF SOUGHT: (1) DISBURSEMENT FROM ESCROW REGARDING TRACT(S) A portion of 2, A portion of 3 (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

DRILLING UNIT: S35

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, attributable to a portion of Tracts 2 & 3, as depicted upon the annexed table. (Royalties currently being paid under Buchanan No.1 SGU2, VGOB 08-1118-2367)

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

Hurt McGuire Land Trust & Bessie Lowe, Wanda Hagy, Curtis Lee Stilwell, Theodore Stilwell, Patsy Moore, Brenda Justice, James R. Osborne, Phyllis W. Osborne, Charles M. Osborne, Richard M. Osborne, Joyce Lineberry Mae and Darlene Osborne have entered into royalty split agreement(s). The annexed table further specifies how said royalties are to be divided and paid.

Sidney Smith, Kenneth Osborne, Martha Guilliams, Mary Jane Keen, Shirley Keen, Margaret Dye, Nellie Maynard, Tammy Boyd Street, Paul Junior Osborne, Curtis McCoy Osborne, Barbara Joyce Harman & Marilyn Taylor are entitled to 100% of the CBM royalties awarded under Case No. 027CL0000819-00 (10), Opinion dated November 9, 2015. Said decision allows the Applicant and Designated Operator to pay royalties directly to the person(s) identified in Exhibit EE annexed hereto and the annexed table, further, specifies how said royalties are to be paid.

6. Attestation

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

PROPERTY LINES SHOWN WERE TAKEN FROM MAPS PROVIDED BY CNX LAND RESOURCES, INC. AND WERE NOT SURVEYED.

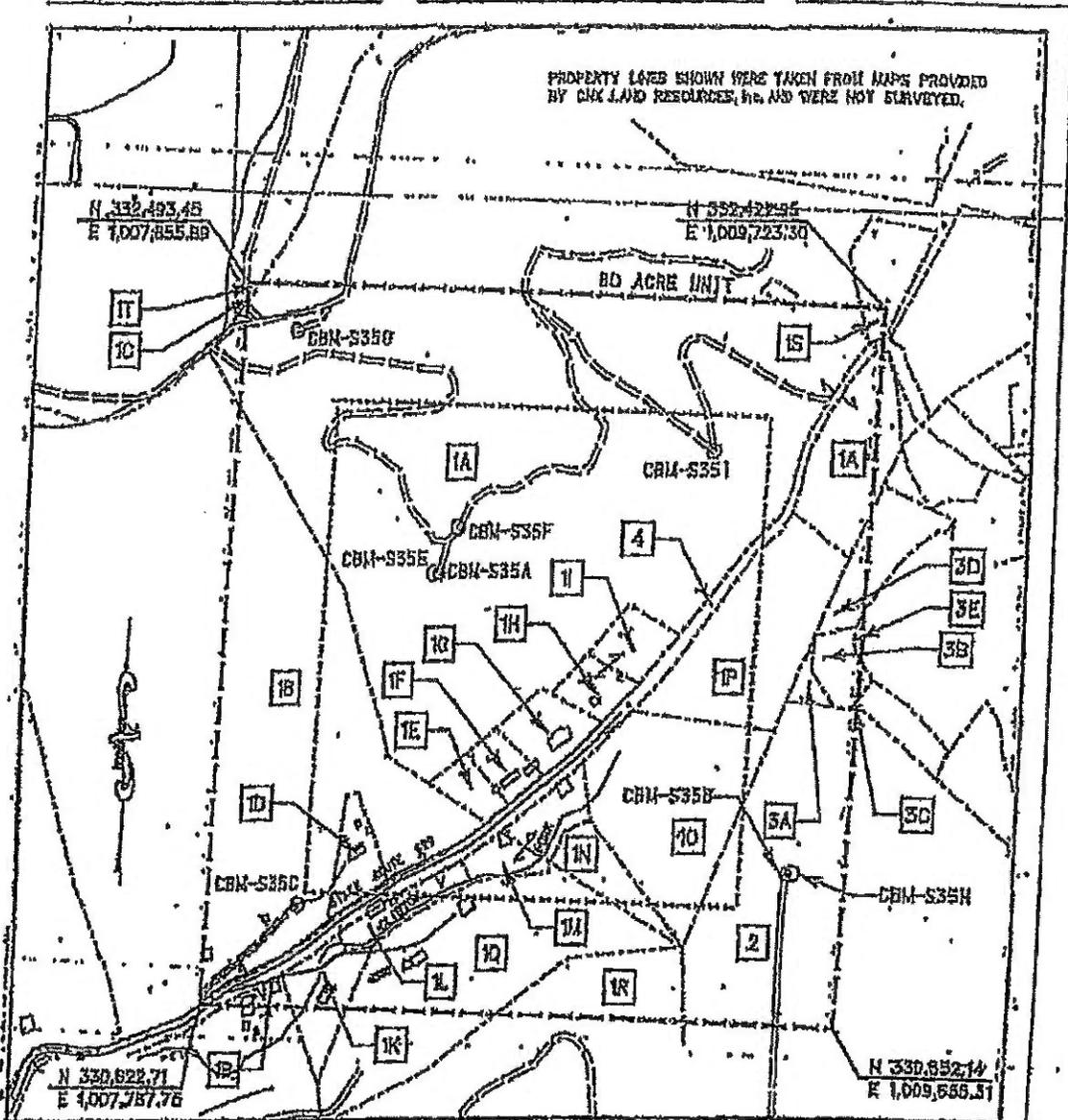
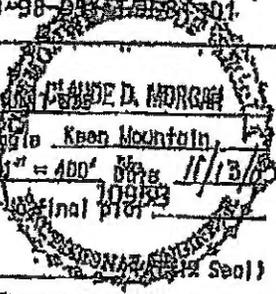


EXHIBIT A
 OAKWOOD FIELD
 UNIT S-35
 FORCE POOLING
 V008-98-01-0000-001

Company CNX Gas Company LLC Well Name and Number 100-1-0000
 Tract No. _____ Elevation _____ Quadrangle Keen Mountain
 County Buchanan District Corden Scale 1" = 400' Date 11/13/03
 This plot is a new plot X on updated plot _____ or original plot _____



Form D60-60-7 Claude D. Morgan
 Registered Professional Land Surveyor

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CNX Gas Company LLC
UNIT S-35
Tract Identification

1. H. S. T. Group L.C. (1168.71 Acre Tract) – All Minerals
Island Creek Coal Company/Consolidation Coal Company – Below Drainage Coal Leased
Jewell Smokeless Coal Corporation – Above Drainage Coal Leased
CNX Gas Company LLC - CBM Leased
71.02 acres 88.7760%
- 1A. Betty Ferrell - Surface
1B. Consolidation Coal Company
1C. Jerry W. Keene, et al- Surface
1D. Consolidation Coal Company – Surface
1E. Starling Osborne, et ux – Surface
1F. Barbara A. Osborne – Surface
1G. Ray Horn – Surface
1H. Troy Horn, et ux – Surface
1I. Troy Horn, et ux – Surface
1J. Commonwealth of Virginia – Surface
1K. Consolidation Coal Company – Surface
1L. Silva V. Clifton, et vir – Surface
1M. Consolidation Coal Company – Surface
1N. Timmy D. Compton – Surface
1O. Billy J. Hylton – Surface
1P. Bascom Clifton – Surface
1Q. Naomi Clifton, et al – Surface
1R. CNX Gas Company LLC – Surface
1S. Kenneth Byrd – Surface
1T. Ruth Culbertson, et al – Surface
2. Hurt McGuire Land Trust (William P. Stilwell 143.6 Acre Tract) - Coal
Consolidation Coal Company – Below Drainage Coal Leased
A.T. Massey – Above Drainage Coal Leased
CNX Gas Company LLC - CBM Leased
Thomas Stilwell Heirs – Surface and All Minerals except Coal
CNX Gas Company LLC – Oil, Gas and CBM Leased (71/72)
8.87 acres 8.3376%
3. Hurt McGuire Land Trust (William P. Stilwell 143.6 Acre Tract) - Coal
Consolidation Coal Company – Below Drainage Coal Leased
A.T. Massey – Above Drainage Coal Leased
CNX Gas Company LLC - CBM Leased
Linkous Horn Heirs – All Minerals except Coal
CNX Gas Company LLC – Oil, Gas and CBM Leased (10%)
1.16 acres 1.4376%
- 3A. Eddie Justice – Surface
3B. Noah Keen, et ux – Surface

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**CNX Gas Company LLC
UNIT S-35
Tract Identification**

- 3C. Robert Trent -- Surface
- 3D. Noah Kesh, et al -- Surface
- 3E. John David Osborne -- Surface

- 4. H. S. T. Group L.C. (1169.71 Acre Tract) -- All Minerals
Island Creek Coal Company/Consolidation Coal Company -- Below Drainage Coal Leased
Jewell Smokeless Coal Corporation -- Above Drainage Coal Leased
CNX Gas Company LLC - CBM Leased
Commonwealth of Virginia -- Surface
1.16 acres 1.4500%

Exhibit E
Unit S-35
Docket # VGOB 98-0915-0681-08
List of Conflicting Owners/Claimants that require escrow

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		Acres in Unit	Percent of Unit	Division of Interest in	
				5-Right 15.69343%	6-Right 10.34483%
<u>Tract #2, 6.67 acres</u>					
<u>COAL OWNERSHIP</u>					
(1)	Hurt McGuire Land Trust c/o Charles Green P.O. Box 1067 Bluefield, VA 24605	6.67 acres	8.3375%	1.30844%	0.86250%
<u>OIL & GAS OWNERSHIP</u>					
	Thomas Stilwell Heirs, Devisees, Successors or Assigns	6.67 acres	8.3375%	1.30844%	0.86250%
(5)	Sylvester Stilwell Heirs, Devisees, Successors or Assigns James H. Arnold				
					<i>Pre-deceased Cora Arnold - no issue</i>
(5.1)	Cora Arnold Heirs, Devisees, Successors or Assigns				
(5.1.5)	Jay C. Stilwell Sr. Heirs, Devisees, Successors or Assigns				
<i>Affidavit not received</i>					
(5.1.5.1)	Kathy Stilwell PO Box 1196 Raven, VA 24639	0.0199 acres 1/336 of 6.67 acres	0.0248%	0.00389%	0.00257%
<i>W9/Affidavit not received</i>					
(5.1.5.2)	Jay Clarence Stilwell, Jr. PO Box 1035 Raven, VA 24639	0.0199 acres 1/336 of 6.67 acres	0.0248%	0.00389%	0.00257%
	Total tract acres	0.0397			
	Total tract percent	0.0496%			
<u>Tract #3, 1.15 acres</u>					
<u>COAL OWNERSHIP</u>					
(1)	Hurt McGuire Land Trust c/o Charles Green P.O. Box 1067 Bluefield, VA 24605	1.15 acres	1.4375%	0.22559%	0.14871%
<u>OIL & GAS OWNERSHIP</u>					
	Linkous Horn Heirs, Devisees, Successors or Assigns	1.15 acres	1.4375%	0.22559%	0.14871%
(2)	Lydia Blankenship Heirs, Devisees, Successors or Assigns				
<i>Royalty Split Agreement remains in dispute</i>					
(2.7)	Ronnie Osborne Box 12 Oakwood, VA 24631	0.0105 acres 1/110 of 1.15 acres	0.0131%	0.00205%	0.00135%
	Total tract acres	0.0105			
	Total tract percent	0.0131%			
			Total Conflict		
			Acres	0.0502	
			Percent	0.0627%	

Exhibit EE
 Unit S-35
 Docket # VGOB 98-0915-0681-08
 List of Conflicting Owners/Claimants with Royalty Split Agreements/Court Orders/HB2058

		Acres in Unit	Percent of Unit	Division of interest in		Percent of Escrow
				5-Right 15.89343%	6-Right 10.34483%	
Tract #2, 6.67 acres						
COAL OWNERSHIP						
(1)	Hurt McGulre Land Trust c/o Charles Green P.O. Box 1067 Bluefield, VA 24605	6.67 acres	8.3375%	1.30844%	0.86250%	15.6145% (Royalty Split) - 50%
OIL & GAS OWNERSHIP						
	Thomas Stilwell Heirs, Devisees, Successors or Assigns	6.67 acres	8.3375%	1.30844%	0.86250%	
(1)	Beulah V. Osborne Heirs, Devisees, Successors or Assigns					
(1.1)	Sterling Osborne 3639 Clifton Fork road Raven, VA 24639	0.07 acres 1/96 of 6.67 acres	0.0868%	0.01363%	0.00898%	n/a
(1.2)	Mae Miller 8101 Brown Mountain Road Jewell Ridge, VA 24622-8706	0.07 acres 1/96 of 6.67 acres	0.0868%	0.01363%	0.00898%	n/a
(1.3)	Sylvia A. Miller 3999 Osborne Road Raven, VA 24639	0.07 acres 1/96 of 6.67 acres	0.0868%	0.01363%	0.00898%	n/a
(1.4)	Doris Mitchell 1045 Jewell Ridge Road Richlands, VA 24641	0.07 acres 1/96 of 6.67 acres	0.0868%	0.01363%	0.00898%	n/a
(1.5)	Brenda Shortt PO Box 652 Keen Mountain, VA 24624	0.07 acres 1/96 of 6.67 acres	0.0868%	0.01363%	0.00898%	n/a
(1.6)	Bobby Osborne 349 Bridgestone Drive, Box 12 Raven, VA 24639	0.07 acres 1/96 of 6.67 acres	0.0868%	0.01363%	0.00898%	n/a
(1.7)	Danny Osborne PO Box 464 Keen Mountain, VA 24624	0.07 acres 1/96 of 6.67 acres	0.0868%	0.01363%	0.00898%	n/a
(1.8)	Harold Eugene Osborne 214 Carson Avenue, Apt. 46 Richlands, VA 24641	0.07 acres 1/96 of 6.67 acres	0.0868%	0.01363%	0.00898%	n/a
(1.9)	Jerry Lane Osborne 2414 Harrys Branch Road Whitewood, VA 24657-9462	0.07 acres 1/96 of 6.67 acres	0.0868%	0.01363%	0.00898%	n/a
(1.10)	Melvin Junlor Osborne PO Box 1239 Raven, VA 24639	0.07 acres 1/96 of 6.67 acres	0.0868%	0.01363%	0.00898%	n/a
(1.11)	Roger Osborne Heirs, Devisees, Successors or Assigns					
(1.11.1)	Michelle Tuggle 702 Lynnwood Drive Bristol, VA 24201	0.03 acres 1/192 of 6.67 acres	0.0434%	0.00681%	0.00449%	n/a
(1.11.2)	Susie Osborne 116 Troonsway Road Winstom Salem, NC 27127	0.03 acres 1/192 of 6.67 acres	0.0434%	0.00681%	0.00449%	n/a
(1.12)	Betty L. Smith Heirs, Devisees, Successors or Assigns <i>Documentation on Heirs Pending</i>	0.07 acres 1/96 of 6.67 acres	0.0868%	0.01363%	0.00898%	n/a

List of Conflicting Owners/Claimants with Royalty Split Agreements/Court Orders/HB2058

	Acres in Unit	Percent of Unit	Division of Interest In		Percent of Escrow
			5-Right 15.69343%	6-Right 10.34483%	
(1.12.1) Gary Wayne Smith Address Pending					
(1.12.2) Randy Smith Address Pending					
(1.12.3) David Smith Address Pending					
(1.12.4) Jamie Lee Smith 161 Meadows Street Pounding Mill, VA 24637					
(1.12.5) Colonel Smith, Jr. PO Box 842 Raven, VA 24639					
(1.12.6) Timmy James Smith Address Pending					
(2) Exie Osborne Heirs, Devisees, Successors or Assigns					
(2.1) John Osborne 368 Gov. G.C. Peery Highway Raven, VA 24639	0.14 acres 1/48 of 6.67 acres	0.1737%	0.02726%	0.01797%	n/a
(2.2) Maxie Jean Osborne Boyd Heirs, Devisees, Successors or Assigns					
(2.2.1) Waller Boyd PO Box 146 Raven, VA 24639	0.07 acres 1/96 of 6.67 acres	0.0868%	0.01363%	0.00898%	n/a
(2.2.2) Anthony Boyd 14832 Slate Creek Road Grundy, VA 24614	0.07 acres 1/96 of 6.67 acres	0.0868%	0.01363%	0.00898%	n/a
(2.3) Ruth Smith PO Box 675 Doran, VA 24612	0.14 acres 1/48 of 6.67 acres	0.1737%	0.02726%	0.01797%	n/a
(2.4) Judy Blankenship Box 221 Doran, VA 24612	0.14 acres 1/48 of 6.67 acres	0.1737%	0.02726%	0.01797%	n/a
(2.5) Ida Proffitt 129 Major Road Raven, VA 24639	0.14 acres 1/48 of 6.67 acres	0.1737%	0.02726%	0.01797%	n/a
(2.6) Myrtle Smith Heirs, Devisees, Successors or Assigns					
(2.6.1) Nancy Jackson PO Box 448 Doran, VA 24612	0.07 acres 1/96 of 6.67 acres	0.0868%	0.01363%	0.00898%	n/a
(2.6.2) Darlene Ward 117 Franklin Avenue Richlands, VA 24641	0.07 acres 1/96 of 6.67 acres	0.0868%	0.01363%	0.00898%	n/a
(3) Arthur M. Stilwell P.O. Box 314 Raven, VA 24639	0.83 acres 1/8 of 6.67 acres	1.0422%	0.16355%	0.10781%	n/a
(4) Flossie Stilwell Osborne Heirs, Devisees, Successors or Assigns					
(4.1) Arlin W. Osborne Heirs, Devisees, Successors or Assigns					

Exhibit EE
Unit S-35
Docket # VGOB 98-0915-0681-08
List of Conflicting Owners/Claimants with Royalty Split Agreements/Court Orders/HB2058

	Acres in Unit	Percent of Unit	Division of Interest in		Percent of Escrow
			5-Right 15.69343%	6-Right 10.34483%	
(4.1.1) Mary Jane Osborne Heirs, Devisees, Successors or Assigns <i>Documentation Pending on Heirs</i>	0.09 acres 1/72 of 6.67 acres	0.1158%	0.01817%	0.01198%	<i>n/a</i>
(4.1.1.1) Freddie Eugene Casey c/o Red Onion State Prison P. O. Box 970 Pound, VA 24279					
(4.2) Daniel J. Osborne 1068 Harvest Moon Rd. Raven, VA 24639	0.09 acres 1/72 of 6.67 acres	0.1158%	0.01817%	0.01198%	<i>n/a</i>
(4.3) Marvin J. Osborne P. O. Box 1807 Cedar Bluff, VA 24609	0.09 acres 1/72 of 6.67 acres	0.1158%	0.01817%	0.01198%	<i>n/a</i>
(4.4) Hubbard Osborne 3195 Osborne Mountain Rd. Raven, VA 24639	0.09 acres 1/72 of 6.67 acres	0.1158%	0.01817%	0.01198%	<i>n/a</i>
(4.5) Jackie D. Osborne 1995 Allizer Road Raven, VA 24639-1995	0.09 acres 1/72 of 6.67 acres	0.1158%	0.01817%	0.01198%	<i>n/a</i>
(4.6) Jerline Davis 118 Coronado Road North Tazewell, VA 24630	0.09 acres 1/72 of 6.67 acres	0.1158%	0.01817%	0.01198%	<i>n/a</i>
(4.7) Sylvia A. Byrd 549 Jacks Creek Road Raven, VA 24639	0.09 acres 1/72 of 6.67 acres	0.1158%	0.01817%	0.01198%	<i>n/a</i>
(4.8) Lois Casey 759 Big Creek Road Richlands, VA 24641	0.09 acres 1/72 of 6.67 acres	0.1158%	0.01817%	0.01198%	<i>n/a</i>
(4.9) Linda S. Shelton P. O. Box 521 Pounding Mill, VA 24637	0.09 acres 1/72 of 6.67 acres	0.1158%	0.01817%	0.01198%	<i>n/a</i>
(5) Sylvester Stilwell Heirs, Devisees, Successors or Assigns					
(5.1) Cora Arnold Heirs, Devisees, Successors or Assigns					
(5.1.1) Bessie Lowe 1082 Riverside Drive Raven, VA 24639	0.06 acres 1/112 of 6.67 acres	0.0744%	0.01168%	0.00770%	3.9036% - 50% (Royalty Split)
(5.1.2) Wanda Hagy 127 Largen Street #5 Richlands, VA 24641	0.06 acres 1/112 of 6.67 acres	0.0744%	0.01168%	0.00770%	3.9036% - 50% (Royalty Split)
(5.1.3) Curtis Lee Stilwell PO Box 2216 Cedar Bluff, VA 24609	0.06 acres 1/112 of 6.67 acres	0.0744%	0.01168%	0.00770%	3.9036% - 50% (Royalty Split)
(5.1.4) Theodore Stilwell 2212 Pea Patch Road Jewell Ridge, VA 24622-8706	0.06 acres 1/112 of 6.67 acres	0.0744%	0.01168%	0.00770%	3.9036% - 50% (Royalty Split)
(5.1.5) Jay C. Stilwell Sr. Heirs, Devisees, Successors or Assigns					
(5.1.5.3) Veronica Gail Helton 200 Bryant Street Cedar Bluff, VA 24609	0.02 acres 1/336 of 6.67 acres	0.0248%	0.00389%	0.00257%	<i>n/a</i>

List of Conflicting Owners/Claimants with Royalty Split Agreements/Court Orders/HB2058

	Acres in Unit	Percent of Unit	Division of Interest In		Percent of Escrow
			5-Right 15.69343%	6-Right 10.34483%	
(5.1.6) Leonard Stilwell Heirs, Devisees, Successors or Assigns					
(5.1.6.1) Elsie Elizabeth Stilwell c/o Bessie Lowe 1082 Riverside Drive Raven, VA 24639	0.06 acres 1/112 of 6.67 acres	0.0744%	0.01168%	0.00770%	n/a
(5.2) Jay C. Stilwell Sr. Heirs, Devisees, Successors or Assigns					
(5.2.1) Connie Jean Stilwell Heirs, Devisees Successors or Assigns					
(5.2.1.1) Kathy Stilwell P. O. Box 1196 Raven, VA 24639	0.02 acres 1/336 of 6.67 acres	0.0248%	0.00389%	0.00257%	n/a
(5.2.1.2) Jay Clarence Stilwell, Jr. P. O. Box 1035 Raven, VA 24639	0.02 acres 1/336 of 6.67 acres	0.0248%	0.00389%	0.00257%	n/a
(5.2.1.3) Veronica Gail Helton 200 Bryant Street Cedar Bluff, VA 24609	0.02 acres 1/336 of 6.67 acres	0.0248%	0.00389%	0.00257%	n/a
(5.2.1.4) Beverly Chantel Stilwell Cook Heirs, Devisees, Successors or Assigns					
(5.2.1.4.1) Casandra Keen 232 Bryant Street Cedar Bluff, VA 24609	0.02 acres 1/336 of 6.67 acres	0.0248%	0.00389%	0.00257%	n/a
(5.3) Curtis Lee Stilwell P.O. Box 2216 Cedar Bluff, VA 24609-2216	0.08 acres 1/84 of 6.67 acres	0.0993%	0.01558%	0.01027%	n/a
(5.4) Leonard Stilwell Heirs, Devisees, Successors or Assigns					
(5.4.1) Elsie Elizabeth Stilwell c/o Bessie Lowe 1082 Riverside Drive Raven, VA 24639	0.08 acres 1/84 of 6.67 acres	0.0993%	0.01558%	0.01027%	n/a
(5.5) Theodore Stilwell 2122 Pea Patch Road Jewell Ridge, VA 24622-8706	0.08 acres 1/84 of 6.67 acres	0.0993%	0.01558%	0.01027%	n/a
(5.6) Bessie Lowe 1082 Riverside Drive Raven, VA 24639	0.08 acres 1/84 of 6.67 acres	0.0993%	0.01558%	0.01027%	n/a
(5.7) Wanda Hagy 127 Largen Street #5 Richlands, VA 24641	0.08 acres 1/84 of 6.67 acres	0.0993%	0.01558%	0.01027%	n/a
(5.8) Carnas James Carlos Stilwell Heirs, Devisee <i>Deeded to Cora Arnold Under Inst. # 13-0142</i> Successors or Assigns					
(5.8.1) Cora Arnold Heirs, Devisees, Successors or Assigns	See 5.1				
(6) Charles Stilwell Heirs, Devisees, Successors or Assigns					
(6.1) Bernadine R. Lisburg Heirs, Devisees, Successors or Assigns	Life Estate				

List of Conflicting Owners/Claimants with Royalty Split Agreements/Court Orders/HB2058

	Acres in Unit	Percent of Unit	Division of Interest in		Percent of Escrow
			5-Right 15.69343%	6-Right 10.34483%	
(6.2) David Wayne Stilwell 507 E. Minnesota #107 Rapid City, SD 57701	0.14 acres 1/48 of 6.67 acres	0.1737%	0.02726%	0.01797%	n/a
(6.3) Thomas H. Stilwell 27 Horseshoe Trailer Ct. Horace, ND 58047-5718	0.14 acres 1/48 of 6.67 acres	0.1737%	0.02726%	0.01797%	n/a
(6.4) Quentin A. Stilwell P. O. Box 154 Rhome, ND 58651	0.14 acres 1/48 of 6.67 acres	0.1737%	0.02726%	0.01797%	n/a
(6.2) Gladys E. Poliert 1121 29 Street NW Fargo, ND 58102	0.14 acres 1/48 of 6.67 acres	0.1737%	0.02726%	0.01797%	n/a
(6.3) Daniel J. Stilwell D77 El Rancho Trailer Ct. Mandan, ND 58554	0.14 acres 1/48 of 6.67 acres	0.1737%	0.02726%	0.01797%	n/a
(6.7) Bernice R. Lamb 2124 County Road 116 International Falls, MN 56649	0.14 acres 1/48 of 6.67 acres	0.1737%	0.02726%	0.01797%	n/a
(7) Paul Elmer Stilwell Heirs, Devisees, Successors or Assigns					
(7.1) Virginia N. Stilwell, widow P. O. Box 293 Raven, VA 24839	0.83 acres 1/8 of 6.67 acres	1.0422%	0.16355%	0.10781%	n/a
(8) Rolay (a.k.a. Raleigh) Edward Stilwell Heirs, Devisees, Successors or Assigns					
(8.1) Martha J. (a.k.a. Juanita) Stilwell 2875 Page Street, Box 2 Richlands, VA 24641	0.83 acres 1/8 of 6.67 acres	1.0422%	0.16355%	0.10781%	n/a
	Total tract acres	6.6303			
	Total tract percent	8.2879%			

Tract #3, 1.15 acres

COAL OWNERSHIP

(1) Hurt McGuire Land Trust c/o Charles Green P.O. Box 1067 Bluefield, VA 24605	1.15 acres	1.4375%	0.22559%	0.14871%	5.4822% (Royalty Split)	- 50%
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OIL & GAS OWNERSHIP

Linkous Horn Heirs, Devisees, Successors or Assigns	1.15 acres	1.4375%	0.22559%	0.14871%		
(1) Arizona Osborne Heirs, Devisees, Successors or Assigns						
(1.1) Sidney Smith 1911 McVitty Road Salem, VA 24153	0.0383 acres 1/30 of 1.15 acres	0.0479%	0.00752%	0.00496%	5.0253% Court Order	
<i>Prevailing plaintiff under Case No. 027CL0000819-00 (10). Awarded 100% of the CBM royalty.</i>						
(1.2) Kenneth R. Osborne 848 Peyton Street Roanoke, VA 24019	0.0383 acres 1/30 of 1.15 acres	0.0479%	0.00752%	0.00496%	5.0253% Court Order	
<i>Prevailing plaintiff under Case No. 027CL0000819-00 (10). Awarded 100% of the CBM royalty.</i>						

List of Conflicting Owners/Claimants with Royalty Split Agreements/Court Orders/HB2058

	Acres in Unit	Percent of Unit	Division of Interest in		Percent of Escrow
			5-Right 15.69343%	6-Right 10.34483%	
(1.3) Martha Williams 1911 McVitty Road Salem, VA 24153	0.0363 acres 1/30 of 1.15 acres	0.0479%	0.00752%	0.00496%	5.0253% Court Order
<i>Prevailing plaintiff under Case No. 027CL0000819-00 (10). Awarded 100% of the CBM royalty.</i>					
(2) Lydia Blankenship Heirs, Devisees, Successors or Assigns					
(2.1) Mary Jane Keen 1077 Longwall LN Raven, VA 24639	0.0105 acres 1/110 of 1.15 acres	0.0131%	0.00205%	0.00135%	1.3705% Court Order
<i>Prevailing plaintiff under Case No. 027CL0000819-00 (10). Awarded 100% of the CBM royalty.</i>					
(2.2) Shirley Keen 1685 Honaker Branch Road Raven, VA 24639	0.0105 acres 1/110 of 1.15 acres	0.0131%	0.00205%	0.00135%	1.3705% Court Order
<i>Prevailing plaintiff under Case No. 027CL0000819-00 (10). Awarded 100% of the CBM royalty.</i>					
(2.3) Patsy Moore 6985 Horn Mountain Road Raven, VA 24639	0.0105 acres 1/110 of 1.15 acres	0.0131%	0.00205%	0.00135%	0.6853% - 50% (Royalty Split)
(2.4) Brenda Sue Justice 1101 Long Wall Lane Raven, VA 24639	0.0105 acres 1/110 of 1.15 acres	0.0131%	0.00205%	0.00135%	0.6853% - 50% (Royalty Split)
(2.5) James R. Osborne P. O. Box 484 Keen Mountain, VA 24624	0.0105 acres 1/110 of 1.15 acres	0.0131%	0.00205%	0.00135%	0.6853% - 50% (Royalty Split)
(2.6) Clifford Osborne Heirs, Devisees, Successors or Assigns					
(2.6.1) Phyllis W. Osborne 1109 Moore Rd. Raven, VA 24639	0.0105 acres 1/110 of 1.15 acres	0.0131%	0.00205%	0.00135%	0.6853% - 50% (Royalty Split)
(2.8) Charles M. Osborne 216 Plantation Drive Richlands, VA 24641	0.0105 acres 1/110 of 1.15 acres	0.0131%	0.00205%	0.00135%	0.6853% - 50% (Royalty Split)
(2.9) Richard Osborne 1062 Canterbury Rd. Oakwood, VA 24631	0.0105 acres 1/110 of 1.15 acres	0.0131%	0.00205%	0.00135%	0.6853% - 50% (Royalty Split)
(2.10) William Osborne Heirs, Devisees, Successors or Assigns					
(2.10.1) Ruth Keen					<i>(Deed of Gift to Joyce Lineberry Mae 3/16/03)</i>
(2.10.1.1) Joyce Lineberry Mays c/o Rose Mays P.O. Box 764 Coolleemee, NC 27014	0.0105 acres 1/110 of 1.15 acres	0.0131%	0.00205%	0.00135%	0.6853% - 50% (Royalty Split)
(2.11) John David Osborne Heirs, Devisees, Successors or Assigns					
(2.11.1) Darlene B. Osborne 1055 Mapleleaf Hollow Raven, VA 24639	0.0105 acres 1/110 of 1.15 acres	0.0131%	0.00205%	0.00135%	0.6853% - 50% (Royalty Split)
(3) Henry Horn Heirs, Devisees, Successors or Assigns					

List of Conflicting Owners/Claimants with Royalty Split Agreements/Court Orders/HB2058

	Acres In Unit	Percent of Unit	Division of Interest In		Percent of Escrow
			5-Right 15.69343%	6-Right 10.34483%	
(3.1) Perry W. Horn Heirs, Devises, Successors or Assigns					
<i>Represented by WF Mason via Perry Horn</i>					
(3.1.1) Margaret Dye 784 Big Creek Rd Richlands, VA 24641	0.0083 acres 2/277 of 1.15 acres	0.0104%	0.00163%	0.00107%	1.0885% Court Order
<i>Represented by WF Mason via Perry Horn</i>					
(3.1.2) Nellie Maynard Box 296 Raven, VA 24639	0.0083 acres 2/277 of 1.15 acres	0.0104%	0.00163%	0.00107%	1.0885% Court Order
<i>Represented by WF Mason via Perry Horn</i>					
(3.1.3) Tammy Boyd Street 195 Taylor Cir Raven, VA 24639	0.0083 acres 2/277 of 1.15 acres	0.0104%	0.00001297	0.000000%	1.0885% Court Order
(3.2) Larry M. Horn Heirs, Devises, Successors or Assigns	<i>No issue - Interest goes to siblings</i>				
(3.3) Ivory Horn Heirs, Devises, Successors or Assigns					
(3.3.1) Margaret E. Dye 784 Big Creek Road Richlands, VA 24641	0.0217 acres 17/900 of 1.15 acres	0.0272%	0.00426%	0.00281%	n/a
(3.3.2) Nellie A. Maynard P.O. Box 296 Raven, VA 24639	0.0217 acres 17/900 of 1.15 acres	0.0272%	0.00426%	0.00281%	n/a
(3.3.3) Tammy D. Boyd Street 195 Taylor Circle Raven, VA 24639	0.0217 acres 17/900 of 1.15 acres	0.0272%	0.00426%	0.00281%	n/a
(3.3.4) Patricia D. Horton 200 Birch Street Raven, VA 24639	0.0064 acres 1/180 of 1.15 acres	0.0080%	0.00125%	0.00083%	n/a
(3.3.5) Danny W. Elder P.O. Box 748 Raven, VA 24639	0.0064 acres 1/180 of 1.15 acres	0.0080%	0.00125%	0.00083%	n/a
(3.3.6) Robert G. Elder 229 Horton Crest Drive #15 Richlands, VA 24641	0.0064 acres 1/180 of 1.15 acres	0.0080%	0.00125%	0.00083%	n/a
(4) Thelma H. Osborne Heirs, Devises, Successors or Assigns					
(4.1) Paul Junior Osborne 2869 Sharon Place Grand Junction, CO 81503	0.0383 acres 1/30 of 1.15 acres	0.0479%	0.00752%	0.00496%	5.0253% Court Order
<i>Prevailing plaintiff under Case No. 027CL0000819-00 (10). Awarded 100% of the CBM royalty.</i>					
(4.2) Curtis McCoy Osborne P.O. Box 31 Raven, VA 24639	0.0383 acres 1/30 of 1.15 acres	0.0479%	0.00752%	0.00496%	5.0253% Court Order
<i>Prevailing plaintiff under Case No. 027CL0000819-00 (10). Awarded 100% of the CBM royalty.</i>					
(4.3) Barbara Joyce Harmon P.O. Box 174 North Tazewell, VA 24630	0.0383 acres 1/30 of 1.15 acres	0.0479%	0.00752%	0.00496%	5.0253% Court Order

170000706

Exhibit EE
Unit S-35

Docket # VGOB 98-0915-0681-08

List of Conflicting Owners/Claimants with Royalty Split Agreements/Court Orders/HB2058

	Acres In Unit	Percent of Unit	Division of Interest in		Percent of Escrow
			5-Right 15.69343%	6-Right 10.34483%	
<i>Prevailing plaintiff under Case No. 027CL0000819-00 (10). Awarded 100% of the CBM royalty.</i>					
(5)	Joseph P. Horne 492 Gray Branch Road Cedar Bluff, VA 24609 0.1150 acres 1/10 of 1.15 acres	0.1438%	0.02256%	0.01487%	n/a
(6)	Nancy H. Stillwell 140 Rasnake Road North Tazewell, VA 24630 0.1150 acres 1/10 of 1.15 acres	0.1438%	0.02256%	0.01487%	n/a
(7)	Earnest Horn Heirs, Devisees, Successors or Assigns				
(7.1)	Dorothy Horn Heirs, Devisees, Successors or Assigns				
(7.1.1)	Wesley D. Perkins 305 Bane Bottom Avenue Cedar Bluff, VA 24609 0.0575 acres 1/20 of 1.15 acres	0.0719%	0.01128%	0.00744%	n/a
<i>Entitled to 1/2 of Royalties by Deed of Gift</i>					
(7.1.2)	Tania Yvonne Hess 195 Anglewood Lane Cedar Bluff, VA 24609 0.0575 acres 1/20 of 1.15 acres	0.0719%	0.01128%	0.00744%	n/a
(8)	Martha Smith P. O. Box 395 Max Meadows, VA 24360 0.1150 acres 1/10 of 1.15 acres	0.1438%	0.02256%	0.01487%	n/a
(9)	Sarah K. Day 905 Valleyview Drive Pearlsburg, VA 24134 0.1150 acres 1/10 of 1.15 acres	0.1438%	0.02256%	0.01487%	n/a
(10)	Carl Horn Heirs, Devisees, Successors or Assigns				
(10.1)	Marilyn Taylor 4336 Wandell Dr Pounding Mill, VA 24637 0.1150 acres 1/10 of 1.15 acres	0.1438%	0.02256%	0.01487%	15.0760% Court Order

*Prevailing plaintiff under Case No. 027CL0000819-00 (10).
Awarded 100% of the CBM royalty.*

Total tract acres 1.1338
Total tract percent 1.4172%

TOTAL CONFLICTS RESOLVED:

Acreeage in Unit 7.7641
Percentage of Unit 9.7051%

INSTRUMENT #170000706
RECORDED IN THE CLERK'S OFFICE OF
BUCHANAN COUNTY ON
APRIL 12, 2017 AT 09:34AM

BEVERLY S. TILLER, CLERK
RECORDED BY: GGB