

Instrument prepared by:

VIRGINIA GAS AND OIL BOARD

Order recorded under:

CODE OF VIRGINIA  
§ 45.1-361.26

**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:** J39

**TRACT(S):** 5

**LOCATION:** BUCHANAN County, Virginia

**DOCKET NUMBER:** VGOB-01-0515-0891-02

**APPLICANTS:** CNX Gas Company LLC on behalf of Pocahontas Land Corp

**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 10/02/2001, Recorded on 10/04/2001, Deed Book/Instrument No. 531, Page 486.
2. Supplemental Order Executed 02/21/2002, Recorded on 03/08/2002, Deed Book/Instrument No. 542, Page 292.
3. Disbursement Order -01, Recorded on 09/10/2009, Deed Book/Instrument No. 090002684.

**NOTICE:**

160001084

- (1) Amend the Pooling Order to provide for the disbursement of funds on deposit in the Escrow Account attributable to Tract(s) 5 identified in the attached petition.
- (2) Delete the requirement that the Unit Operator place future royalties attributable to Tract(s) 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. Norfolk Southern Railway Company (Pocahontas Land Company, Agent) is the gas claimant in Tracts 5. As such Norfolk Southern Railway Company (Pocahontas Land Company, Agent) 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 Norfolk Southern Railway Company (Pocahontas Land Company, Agent) 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.

160001084

160001084

DONE AND EXECUTED this 9 day of June, 2016 by a majority of the Virginia Gas and Oil Board.



Chairman, Bradley C. Lambert

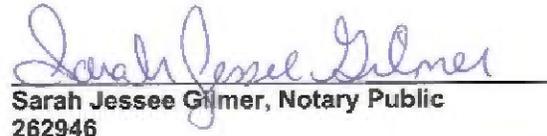
DONE AND PERFORMED this 9 day of June, 2016 by Order of the Virginia Gas and Oil Board.



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

COMMONWEALTH OF VIRGINIA  
COUNTY OF RUSSELL

Acknowledged on this 9<sup>th</sup> day of June, 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 01-0515-0891-02

**RELIEF SOUGHT: (1) DISBURSEMENT FROM ESCROW REGARDING TRACT(S) 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:** J39**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) 5 as depicted upon the annexed Table; and (2) authorization to begin paying royalties directly to Norfolk Southern Railway Company (Pocahontas Land Company, Agent); (3) Dismissal of Coal Owner(s): C.L. Ritter Lumber Company

**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. Norfolk Southern Railway Company (Pocahontas Land Company, Agent) is the gas claimant in Tracts 5. As such Norfolk Southern Railway Company (Pocahontas Land Company, Agent) 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 Norfolk Southern Railway Company (Pocahontas Land Company, Agent) 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.

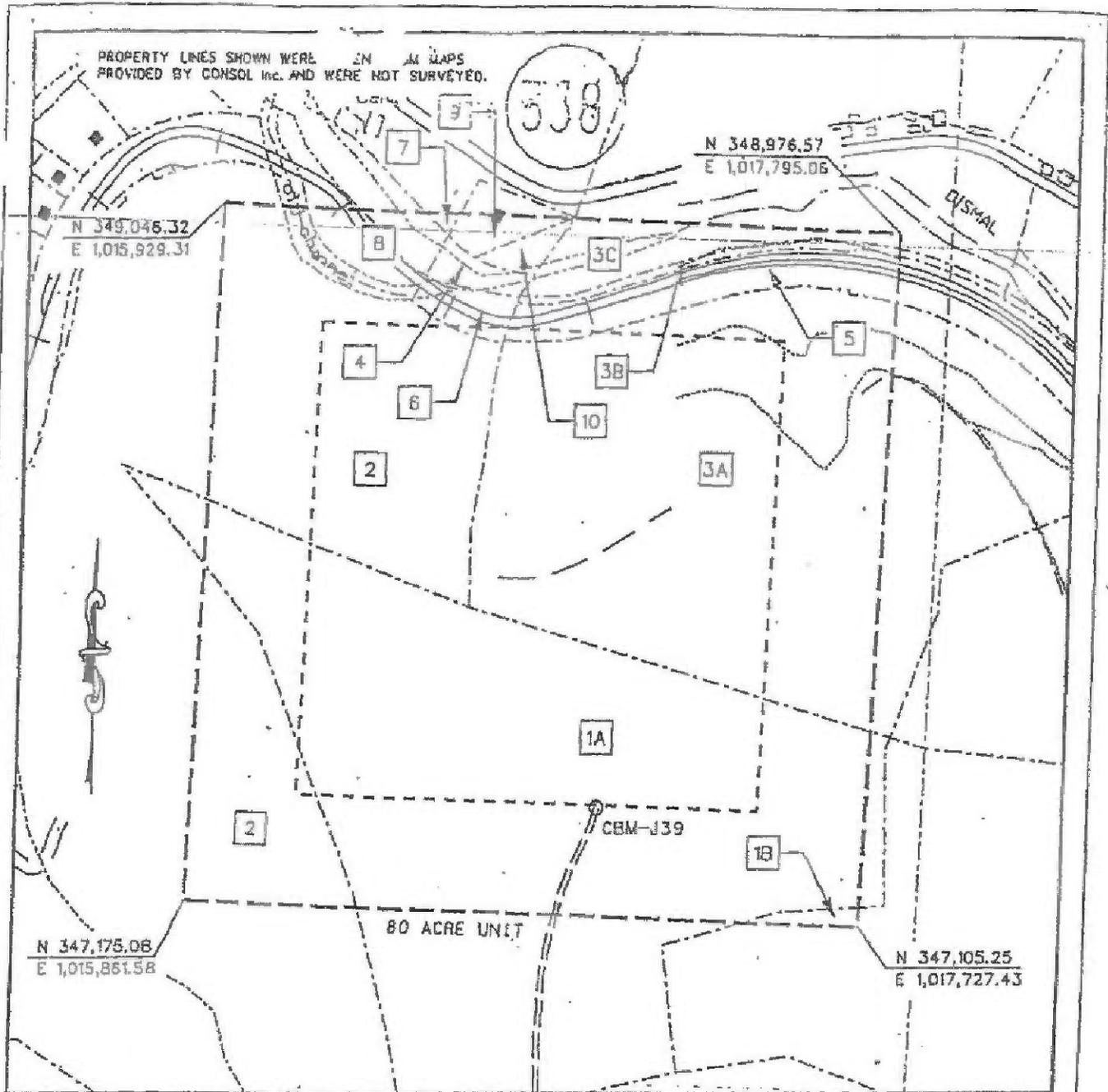


EXHIBIT A  
 DAKWOOD FIELD UNIT J-39  
 FORCE POOLING  
 VC08-01-0515-0891

Company CONSOL Energy Inc. Well Name and Number UNIT J-39  
 Tract No. \_\_\_\_\_ Elevation \_\_\_\_\_ Quadrangle Consolidation  
 County Buchanan District Garden Scale 1" = 400' Date 9/9/81  
 This plat is a new plat  ; an updated plat \_\_\_\_\_ ; or a final plat \_\_\_\_\_

Form DGD-60-7 Charles D. Moyer (Affix Seal)  
 Dev 9/91 Licensed Professional Engineer or Licensed Land Surveyor

**CONSOL ENERGY INC.**

**UNIT J - 39**

**Tract Identifications**

1. C. L. Ritter Lumber Company Tr 41 - Coal, Oil & Gas  
Reserve Coal Properties Company - Coal Below Tiller Seam Leased  
Buchanan Production Company - CBM Leased (Coal Seams Below Tiller Seam)  
27.67 acres 34.5875%
- 1A. Bucky McConnell, et al. - Surface  
1B. C. L. Ritter Lumber Company Tr 41 - Surface
2. Yukon Pocahontas Coal Company, et al. Tr 32 - Coal, Oil & Gas  
Reserve Coal Properties Company - Below Drainage Coal Leased  
Jewell Smokeless Coal Corp. - Above Drainage Coal Leased  
Buchanan Production Company - CBM Leased  
Milfred Maxwell, et al. - Surface  
19.14 acres 23.9250%
3. C. L. Ritter Lumber Company Tr 40 - Coal, Oil & Gas  
Reserve Coal Properties Company - Coal Below Tiller Seam Leased  
Buchanan Production Company - CBM Leased (Coal Seams Below Tiller Seam)  
27.08 acres 33.8500 %
- 3A. Bucky McConnell, et al. - Surface  
3B. Norfolk Southern Corp. - Surface  
3C. Unknown Surface Owner
4. Norfolk Southern Corp. - Fee  
Island Creek Coal Company - P-3 Seam Leased  
0.50 acres 0.6250 %
5. Norfolk Southern Corp. - Fee (Except Coal Below 800')  
C. L. Ritter Lumber Company Tr 40 - Coal Below 800'  
Reserve Coal Properties Company - Coal Below 800' Leased  
Pocahontas Gas Partnership - CBM Leased Below 800'  
2.52 acres 3.1500 %
6. Norfolk Southern Corp. - Fee (Except Coal Below 800')  
Claude V. Keen, et al. - Coal Below 800' (Except 1/9<sup>th</sup> Int in P-3 Seam)  
Island Creek Coal Company/Consolidation Coal Company - 1/9<sup>th</sup> Int in P-3 Seam  
Island Creek Coal Company/Consolidation Coal Company - Coal Below 800' Leased  
Virginia Gas Exploration Company - CBM Leased-Coal Below 800'  
(98.7654 % Except 1/9<sup>th</sup> of P-3 Seam)  
Buchanan Production Company - CBM Lease Assignee  
0.88 acres 0.8500 %

160001084

**CONSOL ENERGY INC.**

**UNIT J - 39**

**Tract Identifications**

7. Claude V. Keen, et al. - Coal (Except 1/9<sup>th</sup> Int in P-3 Seam and Jawbone Seam)  
Island Creek Coal Company/Consolidation Coal Company - 1/9<sup>th</sup> Int in P-3 Seam  
Jewell Smokeless Coal Corp. - Jawbone Seam  
Island Creek Coal Company/Consolidation Coal Company - Below Drainage Coal Leased  
Jewell Smokeless Coal Corp. - Above Drainage Coal Leased (Except Jawbone Seam)  
Virginia Gas Exploration Company - CBM Leased (98.7654 % Except 1/9<sup>th</sup> of P-3 Seam)  
Buchanan Production Company - CBM Lease Assignee  
Claude V. Keen, et al. - Oil & Gas  
Virginia Gas Exploration Company - Oil, Gas and CBM Leased (98.7654 %)  
Buchanan Production Company - CBM Lease Assignee  
Claude V. Keen, et al. - Surface  
0.07 acres                      0.0875 %
8. Norfolk Southern Corp. - Fee (Except Coal Below 800')  
Claude V. Keen, et al. - Coal Below 800' (Except 1/9<sup>th</sup> Int in P-3 Seam)  
Island Creek Coal Company/Consolidation Coal Company - 1/9<sup>th</sup> Int in P-3 Seam  
Island Creek Coal Company/Consolidation Coal Company - Coal Below 800' Leased  
Virginia Gas Exploration Company - CBM Leased-Coal Below 800'  
(98.7654 % Except 1/9<sup>th</sup> of P-3 Seam)  
Buchanan Production Company - CBM Lease Assignee  
1.48 acres                      1.8500 %
9. Bucky McConnell, et al. - Fee  
Island Creek Coal Company/Consolidation Coal Company - Tiller Seam and Below Leased  
Virginia Gas Exploration Company - CBM Leased  
Buchanan Production Company - CBM Lease Assignee  
0.48 acres                      0.8000 %
10. Bucky McConnell, et al. OR Norfolk Southern Corp. - OVERLAP - Fee  
Island Creek Coal Company/Consolidation Coal Company - Tiller Seam and Below Leased  
OR Island Creek Coal Company/Consolidation Coal Company - P-3 Seam Leased  
Virginia Gas Exploration Company - CBM Leased OR Virginia Gas Exploration Company -  
CBM Leased - Coal Below 800'  
Buchanan Production Company - CBM Lease Assignee  
0.38 acres                      0.4750 %

Exhibit E  
Unit J-39  
Docket # VGOB-01-0515-0891-02  
List of Respondents that require escrow

160001084

	Acres In Unit	Percent of Unit
<b><u>Tract #6, 0.68 Acres</u></b>		
<i>Tract will remain in escrow until all coal owners have received notice</i>		
<b><u>COAL OWNERSHIP</u></b>		
(2) Caroline Cole Heirs, Devisees, Successors or Assigns ( <i>exc. Jawbone and 1/9 P3 seam</i> )	0.68 acres	0.850%
(a) Gallie Cole Heirs, Devisees, Successors or Assigns		
(a.1) Harold G. Cole Heirs, Devisees, Successors or Assigns		
(a.1.1) Kimberly Willis 1011 Nature Wood Circle Kent, OH 44240	0.050 acres 2/27 of 0.68 acres	0.0630%
(a.2) Donald T. Cole Heirs, Devisees,* Successors or Assigns		
(a.2.1) Donald Stephen Cole * 7583 Lakewater Drive Cincinnati, OH 45242-3005	0.025 acres 1/27 of 0.68 acres	0.0315%
(a.2.2) Kenneth Edward Cole * 12043 Windermere Crossing Circle Winter Garden, FL 34787-5522	0.025 acres 1/27 of 0.68 acres	0.0315%
(a.3) Norma Cole Dotson * P.O. Box 226 Rosedale, VA 24280	0.050 acres 2/27 of 0.68 acres	0.0630%
(b) Leonard P. Cole Heirs, Devisees, Successors or Assigns		
(b.1) Lena McDonald Heirs, Devisees, Successors or Assigns *		
(b.1.1) Byrd W. McDonald* 10456 NW 2nd Ave Portland, OR 97231	0.015 acres 1/45 of 0.68 acres	0.0189%
(b.1.2) Tamala McDonald Pelphrey * 10809 Meeting St Prospect, KY 40059-7593	0.015 acres 1/45 of 0.68 acres	0.0189%
(b.1.3) Gregory B. McDonald * P.O. Box 727 Prestonsburg, KY 41653	0.015 acres 1/45 of 0.68 acres	0.0189%
(b.1.4) Greta McDonald Meek* 177 Colvin Branch Oil Springs, KY 41238	0.015 acres 1/45 of 0.68 acres	0.0189%
(b.1.5) Timothy J. McDonald * P.O. Box 609 Prestonsburg, KY 41653	0.015 acres 1/45 of 0.68 acres	0.0189%
(d) Nannie Gamett Cole Cooper Heirs, Devisees, Successors or Assigns		

Exhibit E  
Unit J-39  
Docket # VGOB-01-0515-0891-02  
List of Respondents that require escrow

160001084

	Acres in Unit	Percent of Unit
(d.1) Thurman Cooper Heirs, Devisees, Successors or Assigns		
(d.1.1) Bruce Michael Cooper Heirs, Devisees, Successors or Assigns		
(d.1.1.1) Teena Cooper PO Box 323 Doran, VA 24612	0.001 acres 1/486 of 0.68 acres	0.0017%
(d.1.2) Rita Gail Cooper 970 Hillman Highway NE, Lot 13 Abingdon, VA 24210-4132	0.001 acres 1/486 of 0.68 acres	0.0017%
(d.1.3) Thelma Cooper 149 Rosemont Ct, Lot 5 Richlands, VA 24641-3623	0.001 acres 1/486 of 0.68 acres	0.0017%
(d.1.4) Teresa Lynn Rogers 2410 Appleridge Dr. Columbus, OH 43223-3170	0.001 acres 1/486 of 0.68 acres	0.0017%
(d.1.5) Thurman G. Cooper, Jr. 1309 Farmer St. Richlands, VA 24641-2808	0.001 acres 1/486 of 0.68 acres	0.0017%
(d.1.6) Terry Allen Cooper PO Box 2581 Abingdon, VA 24212-2581	0.001 acres 1/486 of 0.68 acres	0.0017%
(d.2) Billy Cooper Heirs, Devisees, Successors or Assigns		
(d.2.1) Lucille Cooper Christian P.O. Box 51 Raysal, WV 24879	<i>Life Estate</i>	
(d.2.2) Karen C. & Brian Rowe P.O. Box 781 Hanover, WV 24839	0.004 acres 1/162 of 0.68 acres	0.0052%
(d.2.3) Sharon Cooper & William Daniels PO Box 1322 Shady Spring, WV 25918-1322	0.004 acres 1/162 of 0.68 acres	0.0052%
(d.3) Gary Cooper Heirs, Devisees, Successors or Assigns		
(d.3.1) Rebecca Cooper P.O. Box 314 Hurley, VA 24620	<i>Life Estate</i>	
(d.3.2) Melanie D. Cooper c/o Rebecca Cooper, Guardian P.O. Box 314 Hurley, VA 24620	0.003 acres 1/243 of 0.68 acres	0.0035%
(d.3.3) Corey S. Cooper 4455 Old Lesters Fork Rd Grundy, VA 24614-5520	0.003 acres 1/243 of 0.68 acres	0.0035%

Exhibit E  
Unit J-39  
Docket # VGOB-01-0515-0891-02  
List of Respondents that require escrow

	Acres In Unit	Percent of Unit
(d.3.4) Byron D. Cooper c/o Rebecca Cooper, Guardian PO Box 252 Vansant, VA 24656	0.003 acres 1/243 of 0.68 acres	0.0035%
(e) Carolyn Cole Jones Heirs, Devisees, Successors or Assigns		
(e.1) Caroline C. & Claude V. Keen * P.O. Box 233 Whitewood, VA 24657	0.252 acres 10/27 of 0.68 acres	0.3148%
(f) Sherman & Vergie M. Cole Heirs, Devisees, Successors or Assigns		
(f.1) Mary F. Harris 4823 Basswood Drive Columbus, GA 31904	0.013 acres 1/54 of 0.68 acres	0.0157%
(f.2) Larry Dean & Bridgett L. Cole 14573 Lee Highway Bristol, VA 24202-4253	0.013 acres 1/54 of 0.68 acres	0.0157%
(g) Kermit F. & Mona McNeil Cole Heirs, Devisees, Successors or Assigns		
(g.1) Nancy J. Cole * PO Box 2075 Beckley, WV 25802	0.076 acres 1/9 of 0.68 acres	0.0944%
(g.2) Shirley Fuqua <i>(Deceased - no heirs - interest went to Nancy Cole)</i>		
(h) Hassel Cole Heirs, Devisees, Successors or Assigns		
(h.1) Edith G. Street * PO Box 459 Abingdon, VA 24212	0.038 acres 1/18 of 0.68 acres	0.0472%
(h.2) Marion S. Combs Heirs, Devisees, Successors or Assigns		
(h.2.1) F.H. Combs Testamentary Trust II* c/o Amy and/or Eric Combs, Trustees P.O. Box 841 Tazewell, VA 24651	0.013 acres 1/54 of 0.68 acres	0.0157%
(h.2.2) Martha E. Combs Trust* PO Box 1404 Abingdon, VA 24212-1404	0.013 acres 1/54 of 0.68 acres	0.0157%
(h.2.3) CIPL LP * c/o John C. Irvin 4710 Hunterwood Circle Richmond, TX 77469	0.013 acres 1/54 of 0.68 acres	0.0157%
(3) Island Creek Coal Company (1/9 int. P3 seam) 10545 Riverside Dr. Oakwood, VA 24631	0.0756 acres 1/9 of 0.68 acres	0.094%

Exhibit E  
Unit J-39  
Docket # VGOB-01-0515-0891-02  
List of Respondents that require escrow

160001084

	Acres In Unit	Percent of Unit
<b><u>OIL &amp; GAS OWNERSHIP</u></b>		
(1) Norfolk Southern Railway Company	0.68 acres	0.850%
<i>Royalties paid to:</i>		
Pocahontas Land Corporation Agent for Norfolk Southern Railway Company P. O. Box 1517 Bluefield, WV 24701		
<b><u>Tract #8, 1.48 Acres</u></b>		
<i>Tract will remain in escrow until all coal owners have received notice</i>		
<b><u>COAL OWNERSHIP</u></b>		
(2) Claude V. Keen, et al. <i>(Coal below 800', exc. 1/9 int. P3)</i> (a.k.a. Caroline Cole Heirs, Deviseses, Successors or Assigns et al.) 38 Acre Tract	1.48 acres	1.850%
(a) Gallie Cole Heirs, Deviseses, Successors or Assigns		
(a.1) Harold G. Cole Heirs, Deviseses, Successors or Assigns		
(a.1.1) Kimberly Willis 1011 Nature Wood Circle Kent, OH 44240	0.110 acres 2/27 of 1.48 acres	0.1370%
(a.2) Donald T. Cole Heirs, Deviseses,* Successors or Assigns		
(a.2.1) Donald Stephen Cole * 7583 Lakewater Drive Cincinnati, OH 45242-3005	0.055 acres 1/27 of 1.48 acres	0.0685%
(a.2.2) Kenneth Edward Cole * 12043 Windermere Crossing Circle Winter Garden, FL 34787-5522	0.055 acres 1/27 of 1.48 acres	0.0685%
(a.3) Norma Cole Dotson * P.O. Box 226 Rosedale, VA 24280	0.110 acres 2/27 of 1.48 acres	0.1370%
(b) Leonard P. Cole Heirs, Deviseses, Successors or Assigns		
(b.1) Lena McDonald Heirs, Deviseses, Successors or Assigns *		
(b.1.1) Byrd W. McDonald* 10456 NW 2nd Ave Portland, OR 97231	0.033 acres 1/45 of 1.48 acres	0.0411%
(b.1.2) Tamala McDonald Pelphrey * 10809 Meeting St Prospect, KY 40059-7593	0.033 acres 1/45 of 1.48 acres	0.0411%
(b.1.3) Gregory B. McDonald * P.O. Box 727 Prestonsburg, KY 41653	0.033 acres 1/45 of 1.48 acres	0.0411%

Exhibit E  
Unit J-39  
Docket # VGOB-01-0515-0891-02  
List of Respondents that require escrow

160001084

	Acres in Unit	Percent of Unit
(b.1.4) Greta McDonald Meek* 177 Colvin Branch Oil Springs, KY 41238	0.033 acres 1/45 of 1.48 acres	0.0411%
(b.1.5) Timothy J. McDonald * P.O. Box 609 Prestonsburg, KY 41653	0.033 acres 1/45 of 1.48 acres	0.0411%
(d) Nannie Garnett Cole Cooper Heirs, Devisees, Successors or Assigns		
(d.1) Thurman Cooper Heirs, Devisees, Successors or Assigns		
(d.1.1) Bruce Michael Cooper Heirs, Devisees, Successors or Assigns		
(d.1.1.1) Teena Cooper PO Box 323 Doran, VA 24612	0.0030 acres 1/486 of 1.48 acres	0.0038%
(d.1.2) Rita Gail Cooper 970 Hillman Highway NE, Lot 13 Abingdon, VA 24210-4132	0.0030 acres 1/486 of 1.48 acres	0.0038%
(d.1.3) Thelma Cooper 149 Rosemont Ct, Lot 5 Richlands, VA 24641-3623	0.0030 acres 1/486 of 1.48 acres	0.0038%
(d.1.4) Teresa Lynn Rogers 2410 Appleidge Dr. Columbus, OH 43223-3170	0.0030 acres 1/486 of 1.48 acres	0.0038%
(d.1.5) Thurman G. Cooper, Jr. 1309 Farmer St. Richlands, VA 24641-2808	0.0030 acres 1/486 of 1.48 acres	0.0038%
(d.1.6) Terry Allen Cooper PO Box 2581 Abingdon, VA 24212-2581	0.0030 acres 1/486 of 1.48 acres	0.0038%
(d.2) Billy Cooper Heirs, Devisees, Successors or Assigns		
(d.2.1) Lucille Cooper Christian P.O. Box 51 Raysal, WV 24879		<i>Life Estate</i>
(d.2.2) Karan C. & Brian Rowe P.O. Box 781 Hanover, WV 24839	0.0091 acres 1/162 of 1.48 acres	0.0114%
(d.2.3) Sharon Cooper & William Daniels PO Box 1322 Shady Spring, WV 25918-1322	0.0091 acres 1/162 of 0.07 acres of 1.48 acres	0.0114%
(d.3) Gary Cooper Heirs, Devisees, Successors or Assigns		
(d.3.1) Rebecca Cooper P.O. Box 314 Hurley, VA 24620		<i>Life Estate</i>

Docket # VGOB-01-0515-0691-02  
List of Respondents that require escrow

	Acres in Unit	Percent of Unit
(d.3.2) Melanie D. Cooper c/o Rebecca Cooper, Guardian P.O. Box 314 Hurley, VA 24620	0.0061 acres 1/243 of 1.48 acres	0.0076%
(d.3.3) Corey S. Cooper 4455 Old Lesters Fork Rd Grundy, VA 24614-5520	0.0061 acres 1/243 of 1.48 acres	0.0076%
(d.3.4) Byron D. Cooper c/o Rebecca Cooper, Guardian PO Box 252 Vansant, VA 24656	0.0061 acres 1/243 of 1.48 acres	0.0076%
(e) Carolyn Cole Jones Heirs, Devisees, Successors or Assigns		
(e.1) Caroline C. & Claude V. Keen * P.O. Box 233 Whitewood, VA 24657	0.548 acres 10/27 of 1.48 acres	0.6852%
(f) Sherman & Vergie M. Cole Heirs, Devisees, Successors or Assigns		
(f.1) Mary F. Harris 4823 Basswood Drive Columbus, GA 31904	0.027 acres 1/54 of 1.48 acres	0.0343%
(f.2) Larry Dean & Bridgett L. Cole 14573 Lee Highway Bristol, VA 24202-4253	0.027 acres 1/54 of 1.48 acres	0.0343%
(g) Kermit F. & Mona McNeil Cole Heirs, Devisees, Successors or Assigns		
(g.1) Nancy J. Cole * PO Box 2075 Beckley, WV 25802	0.164 acres 1/9 of 1.48 acres	0.2056%
(g.2) Shirley Fuqua <i>(Deceased - no heirs - interest went to Nancy Cole)</i>		
(h) Hassel Cole Heirs, Devisees, Successors or Assigns		
(h.1) Edith G. Street * PO Box 459 Abingdon, VA 24212	0.082 acres 1/18 of 1.48 acres	0.1028%
(h.2) Marion S. Combs Heirs, Devisees, Successors or Assigns		
(h.2.1) F.H. Combs Testamentary Trust II* c/o Amy and/or Eric Combs, Trustees P.O. Box 841 Tazewell, VA 24651	0.027 acres 1/54 of 1.48 acres	0.0343%
(h.2.2) Martha E. Combs Trust* PO Box 1404 Abingdon, VA 24212-1404	0.027 acres 1/54 of 1.48 acres	0.0343%

**Exhibit E**  
**Unit J-39**  
**Docket # VGOB-01-0515-0891-02**  
**List of Respondents that require escrow**

160001084

	Acres in Unit	Percent of Unit
(h.2.3) CIPL LP * c/o John C. Irvin 4710 Hunterwood Circle Richmond, TX 77469	0.027 acres 1/54 of 1.48 acres	0.0343%
(3) Island Creek Coal Company (1/9 int. P3 seam) PO Drawer L Oakwood, VA 24631	0.1644 acres 1/9 of 1.48 acres	0.2056% <b>Deeded their P3 Royalty to Hassell Cole Heirs</b>

**OIL & GAS OWNERSHIP**

(1) Norfolk Southern Railway Company	1.48 acres	1.850%
<i>Royalties paid to:</i> Pocahontas Land Corporation Agent for Norfolk Southern Railway Company P. O. Box 1517 Bluefield, WV 24701		

**Tract #10 - 0.38 acres**

**Escrow due to Title Conflict**

**COAL OWNERSHIP**

(1) Buck Jewell Resources, Inc. * P.O. Box 743 Doran, VA 24612	0.38 acres	0.4750%
<b><i>(OR - Due to mapping overlap)</i></b>		
(1) Norfolk Southern Railway Company	0.38 acres	0.4750%
<i>Royalties paid to:</i> Pocahontas Land Corporation Agent for Norfolk Southern Railway Company P. O. Box 1517 Bluefield, WV 24701		

**OIL & GAS OWNERSHIP**

(1) Buck Jewell Resources, Inc. * P.O. Box 743 Doran, VA 24612	0.38 acres	0.4750%
<b><i>(OR - Due to mapping overlap)</i></b>		
(1) Norfolk Southern Railway Company	0.38 acres	0.4750%
<i>Royalties paid to:</i> Pocahontas Land Corporation Agent for Norfolk Southern Railway Company P. O. Box 1517 Bluefield, WV 24701		

<b>Total Acres remaining in escrow:</b>	<b>2.5400</b>	
<b>Total Percentage remaining in escrow:</b>		<b>3.1750%</b>

Exhibit EE  
Unit J-39  
Docket # VGOB-01-0515-0891-02  
List of Respondents with Royalty Splits/Court Orders/HB2058

160001084

	Acres In Unit	Percent of Unit	Percent of Escrow
<b><u>Tract #5, 2.52 Acres</u></b>			
<b><u>COAL OWNERSHIP</u></b>			
(2) C. L. Ritter Lumber Company, Tr.40 <i>(Coal bel. 800)</i> P.O. Box 700 Huntington, WV 25711	2.52 acres	3.150%	<i>n/a</i>
<b><u>OIL &amp; GAS OWNERSHIP</u></b>			
(1) Norfolk Southern Railway Company  <i>Royalties paid to:</i> Pocahontas Land Corporation Agent for Norfolk Southern Railway Company P. O. Box 1517 Bluefield, WV 24701	2.52 acres	3.150%	49.8024% HB2058
<b><u>Tract #7, 0.07 Acres</u></b>			
<b><u>COAL OWNERSHIP</u></b>			
(1) Claude V. Keen, et al. <i>(Coal below 800)</i> (a.k.a. Caroline Cole Heirs, Devisees, Successors or Assigns et al.) <i>36 Acre Tract</i>	0.07 acres	0.0875%	
(2) Island Creek Coal Company <i>(1/9 int. P3 seam)</i> PO Drawer L Oakwood, VA 24631 <i>Deeded P3 interest to Hassel Cole Heirs</i>	0.0078 acres 1/9 of 0.07 acres	0.0097%	<i>n/a</i>
<b><u>OIL &amp; GAS OWNERSHIP</u></b>			
Claude V. Keen, et al. (a.k.a. Caroline Cole Heirs, Devisees, Successors or Assigns et al.) <i>36 Acre Tract</i>	0.07 acres	0.088%	
(1) Caroline Cole Heirs, Devisees, Successors or Assigns			
(h) Hassel Cole Heirs, Devisees, Successors or Assigns			
(h.1) Edith G. Street * P.O. Box 792 Grundy, VA 24614	0.004 acres 1/18 of 0.07 acres	0.005%	<i>n/a</i>
(h.2) Marion S. Combs Heirs, Devisees, Successors or Assigns			
(h.2.1) F.H. Combs Testamentary Trust * c/o Kelly Combs Necessary P.O. Box 841 Tazewell, VA 24651	0.001 acres 1/54 of 0.07 acres	0.002%	<i>n/a</i>
(h.2.2) Martha E. Combs * c/o Benjamin F. Edwards & Co. 208 W. Main St., Ste 400 Tazewell, VA 24651-1072	0.001 acres 1/54 of 0.07 acres	0.002%	<i>n/a</i>

160001084

Exhibit EE  
Unit J-39  
Docket # VGOB-01-0515-0891-02  
List of Respondents with Royalty Splits/Court Orders/HB2058

	Acres in Unit	Percent of Unit	Percent of Escrow
(h.2.3) Carol Irvin * 4710 Hunterwood Circle Richmond, TX 77469	0.001 acres 1/54 of 0.07 acres	0.002%	n/a
<b>Total Acres Resolved:</b>	<b>2.5278</b>		
<b>Total Percentage Resolved:</b>		<b>3.1597%</b>	

INSTRUMENT #160001084  
RECORDED IN THE CLERK'S OFFICE OF  
BUCHANAN COUNTY ON  
JUNE 21, 2016 AT 01:47PM

BEVERLY S. TILLER, CLERK  
RECORDED BY: GGB