

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: AY119

TRACT(S): A portion of 2, 4E

LOCATION: RUSSELL County, Virginia

**DOCKET NUMBER:** VGOB-03-0513-1149-05

**APPLICANTS:**

CNX Gas Company LLC on behalf of Fay Ray, Kenton Jordon, Kristopher & Heather D. Johnson, Vicky Francis DeWitt

**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 07/19/2005, Recorded on 07/25/2005, Deed Book/Instrument No. 635, Page 538.
2. Supplemental Order, Recorded on 01/28/2008, Deed Book/Instrument No. 684, Page 746.
3. Disbursement Order -01, Recorded on 03/30/2011, Deed Book/Instrument No. 732, Page 279.
4. Disbursement Order -02, Recorded on 02/13/2012, Deed Book/Instrument No. 744, Page 0554.

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5. Disbursement Order -03 Executed 02/20/2013, Recorded on 03/18/2013, Deed Book/Instrument No. 759, Page 286.
6. Disbursement Order -04 Executed 12/04/2015, Recorded on 12/28/2015, Deed Book/Instrument No. 0797, Page 0023.

**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 2, 4E identified in the attached petition.
- (2) Delete the requirement that the Unit Operator place future royalties attributable to Tract(s) A portion of 2, 4E 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. Vicky Francis DeWitt, Fay Ray, Kenton Jordon, Kristopher & Heather D. Johnson is the gas claimant in Tracts portion of 2 & 4E. As such Vicky Francis DeWitt, Fay Ray, Kenton Jordon, Kristopher & Heather D. Johnson 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 Vicky Francis DeWitt, Fay Ray, Kenton Jordon, Kristopher & Heather D. Johnson 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.

DONE AND EXECUTED this 19 day of April, 2016 by a majority of the Virginia Gas and Oil Board.

*Bradley C. Lambert*

Chairman, Bradley C. Lambert

COMMONWEALTH OF VIRGINIA  
COUNTY OF RUSSELL

Acknowledged on this 19<sup>th</sup> day of April, 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, that he executed the same and was authorized to do so.

*Sarah Jessee Gilmer*  
Sarah Jessee Gilmer, Notary Public  
262946



My Commission expires: July 31, 2017

DONE AND PERFORMED this 20 day of April, 2016 by Order of the Virginia Gas and Oil Board.

*Rick Cooper*

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

COMMONWEALTH OF VIRGINIA  
COUNTY OF RUSSELL

Acknowledged on this 20<sup>th</sup> day of April, 2016, personally before me a notary public in and for the Commonwealth of Virginia, appeared Rick Cooper, being duly sworn did depose and say that he is the Principal Executive to the staff of the Virginia Gas and Oil Board, that he executed the same and was authorized to do so.

*Sarah Jessee Gilmer*  
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 03-0513-1149-05

**RELIEF SOUGHT: (1) DISBURSEMENT FROM ESCROW REGARDING TRACT(S) A portion of 2, 4E (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: AY119

RUSSELL COUNTY, VIRGINIA

## PETITION FOR ORDER OF DISBURSEMENT OF ESCROW FUNDS

1. Petitioner and its counsel

Petitioner is CNX Gas Company LLC, 627 Claypool Hill Mall Road, Cedar Bluff, VA 24609, (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, 4E, as depicted upon the annexed table; and (2) authorization to begin paying royalties directly to Vicky Francis DeWitt, Fay Ray, Kenton Jordon, Kristopher & Heather D. Johnson.

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)

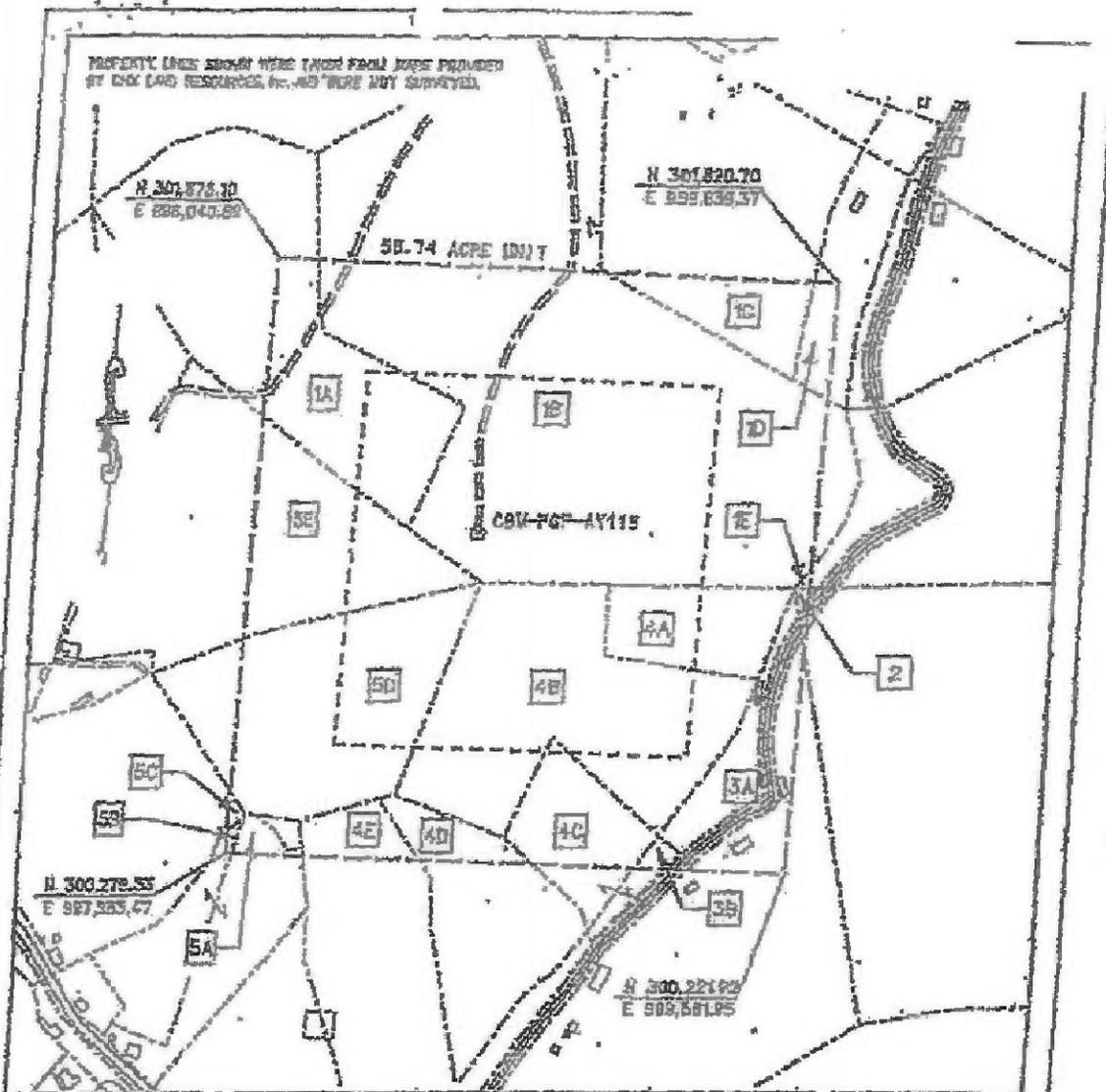
Coalbed Methane

5. Factual basis for relief requested

- a. Vicky Francis DeWitt, Fay Ray, Kenton Jordon, Kristopher & Heather D. Johnson is the gas claimant in Tracts portion of 2 & 4E. As such Vicky Francis DeWitt, Fay Ray, Kenton Jordon, Kristopher & Heather D. Johnson 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 Vicky Francis DeWitt, Fay Ray, Kenton Jordon, Kristopher & Heather D. Johnson 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.

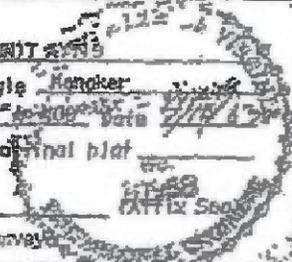


PROPERTY LINES SHOWN WERE TAKEN FROM MAPS PROVIDED BY DMC LAND RESOURCES, INC. AND WERE NOT SURVEYED.

EXHIBIT A  
 MIDDLE RIDGE & FIELD  
 UNIT AY-119  
 FORCE POOLING  
 VGOE-03-0513-1149

Company CBX Gas Company LLC Well Name and Number UNIT AY-119  
 Tract No. \_\_\_\_\_ Elevation \_\_\_\_\_ Quadrangle Handker  
 County Russell District New Garden Section 1 Date 7/18/2012  
 This plot is a new plot  : an updated plot \_\_\_\_\_ : or original plot \_\_\_\_\_

Form OSD-GD-1  
 Rev. 5/91  
Clayton A. May  
 Licensed Professional Engineer or Licensed Land Surveyor



## CNX GAS COMPANY LLC

Unit AY-119

Tract Identifications  
(69.74 Acres Unit)

1. Swords Creek Land Partnership Tr. 19 - All Minerals  
Reserve Coal Properties Company - Coal In and Below Tiller Seam Leased  
Knox Creek Coal Corporation - Coal Above Drainage Leased  
Reserve Coal Properties Company - Oil and Gas Leased  
CNX Gas Company LLC - CBM Leased  
27.66 acres 47.0883%
- 1A. Sylvia Price, et al - Surface  
1B. Sylvia Price, et al - Surface  
1C. Jeffrey S. Dye, et al - Surface  
1D. Jeffrey S. Dye, et al - Surface  
1E. Unknown Surface Owner
2. Swords Creek Land Partnership Tr. 20 - Coal  
Reserve Coal Properties Company - Coal Below Tiller Seam Leased  
Knox Creek Coal Corporation - Coal In Tiller Seam and Above Leased  
CNX Gas Company LLC - CBM Leased  
Kyle Brown, et al (AKA: Brown Heirs) - Surface and All Minerals except Coal Owner  
CNX Gas Company LLC - Oil, Gas and CBM Leased  
0.08 acres 0.1362%
- 3A. W. R. McClure, et al - All Minerals  
Reserve Coal Properties Company - Coal Below Tiller Seam Leased  
Knox Creek Coal Corp. - Coal in Tiller Seam and Above Leased  
Consol Energy, Inc. - CBM Leased (85.14%)  
Unknown Surface Owner  
3.28 acres 5.4955%
- 3B. W. R. McClure, et al - All Minerals  
Reserve Coal Properties Company - Coal Below Tiller Seam Leased  
Knox Creek Coal Corp. - Coal in Tiller Seam and Above Leased  
Consol Energy, Inc. - CBM Leased (85.14%)  
Gary Eimerly, et al - Surface  
0.14 acres 0.2382%
- 4A. Swords Creek Land Partnership Tr. 56 - Coal  
Reserve Coal Properties Company - Coal Below Tiller Seam Leased  
Knox Creek Coal Corporation - Coal in Tiller Seam and Above Leased  
CNX Gas Company LLC - CBM Leased  
Elli W. Vance, et al - Surface and All Minerals except Coal  
CNX Gas Company LLC - Oil, Gas and CBM Leased  
2.44 acres 4.1535%

**CNX GAS COMPANY LLC**  
**Unit AY-119**  
**Tract Identifications**  
**(68.74 Acre Units)**

- 39. Swords Creek Land Partnership Tr. 55 - Coal  
 Reserve Coal Properties Company - Coal Below Tiller Seam Leased  
 Knox Creek Coal Corporation - Coal in Tiller Seam and Above Leased  
 CNX Gas Company LLC - CBM Leased  
 Delcie Dye - Surface and All Minerals except Coal  
 CNX Gas Company LLC - Oil, Gas and CBM Leased  
 9.29 acres 15.6155%
- 40. Swords Creek Land Partnership Tr. 55 - Coal  
 Reserve Coal Properties Company - Coal Below Tiller Seam Leased  
 Knox Creek Coal Corporation - Coal in Tiller Seam and Above Leased  
 CNX Gas Company LLC - CBM Leased  
 Gary Shandy, et ux - Surface and All Minerals except Coal  
 2.00 acres 3.4035%
- 41. Swords Creek Land Partnership Tr. 55 - Gas  
 Reserve Coal Properties Company - Coal Below Tiller Seam Leased  
 Knox Creek Coal Corporation - Coal in Tiller Seam and Above Leased  
 CNX Gas Company LLC - Oil, Gas and CBM Leased  
 0.91 acres 1.5582%
- 42. Swords Creek Land Partnership Tr. 55 - Coal  
 Reserve Coal Properties Company - Coal Below Tiller Seam Leased  
 Knox Creek Coal Corporation - Coal in Tiller Seam and Above Leased  
 CNX Gas Company LLC - CBM Leased  
 Kyle Brown - Surface and All Minerals except Coal  
 CNX Gas Company LLC - Oil, Gas and CBM Leased  
 0.58 acres 1.0541%
- 4A. Swords Creek Land Partnership Tr. 55 - Coal  
 Consolidation Coal Company - Coal Below Tiller Seam Leased  
 Knox Creek Coal Corporation - Coal in Tiller Seam and Above Leased  
 CNX Gas Company LLC - CBM Leased  
 Randy L. Dye, et ux - Surface and All Minerals except Coal  
 0.45 acres 0.7831%
- 5B. Swords Creek Land Partnership Tr. 55 - Coal  
 Consolidation Coal Company - Coal Below Tiller Seam Leased  
 Knox Creek Coal Corporation - Coal in Tiller Seam and Above Leased  
 CNX Gas Company LLC - CBM Leased  
 Randy L. Dye, et ux - Surface and All Minerals except Coal  
 0.06 acres 0.1021%

**CNX GAS COMPANY LLC**

**Unit AY-118**

**Tract Identifications**

**(89.74 Acre Unit)**

- 53. **Swords Creek Land Partnership Tr. 55 - Coal**  
**Consolidation Coal Company - Coal Below Tiller Seam Leased**  
**Knox Creek Coal Corporation - Coal in Tiller Seam and Above Leased**  
**CNX Gas Company LLC - CBM Leased**  
**Adriano Brothers - Surface and All Minerals except Coal**  
**0.86 acres 0.1021%**
  
- 54. **Swords Creek Land Partnership Tr. 55 - Coal**  
**Consolidation Coal Company - Coal Below Tiller Seam Leased**  
**Knox Creek Coal Corporation - Coal in Tiller Seam and Above Leased**  
**CNX Gas Company LLC - CBM Leased**  
**Nalla Coors - Surface and All Minerals except Coal**  
**6.58 acres 11.7978%**
  
- 55. **Swords Creek Land Partnership Tr. 55 - Coal**  
**Consolidation Coal Company - Coal Below Tiller Seam Leased**  
**Knox Creek Coal Corporation - Coal in Tiller Seam and Above Leased**  
**CNX Gas Company LLC - CBM Leased**  
**Doris Gay Brown - Oil and Gas**  
**Stella Ince Price - Surface**  
**4.52 acres 7.8952%**

Exhibit E  
Unit AY-119  
Docket #VGOB 03-0513-1149-05  
List of Respondents that require escrow  
(58.74 Acre Unit)

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	Acres in Unit	Interest in Unit
<b><u>Tract #2, 0.08 acres</u></b>		
<b><u>COAL OWNERSHIP</u></b>		
(1) Swords Creek Land Partnership, Tr.23 P.O. Box 29 Tazewell, VA 24651	0.08 acres	0.1362%
<b><u>OIL &amp; GAS OWNERSHIP</u></b>		
<i>The respondents listed below did not respond timely to the W9 request and will continue to be escrowed.</i>		
(1) Kyle Brown, et al. (W.H. Brown Heirs) 25 Acre Tract	0.08 acres	0.1362%
(f) Maymie Ray Heirs, Deviseses, Successors or Assigns		
(f.1) Pauline Dustin Heirs, Deviseses, Successors or assigns		
(f.1.1) Clarence Richard (aka Rick) Duston 305 Howard St Mt Vernon, OH 43050	0.0005 acres 1/165 of 0.08 acres	0.0008%
(f.3) Connie Harding 13376 Old Mansfield Road Mount Vernon, OH 43050	0.0015 acres 1/55 of 0.08 acres	0.0025%
(f.4) Dr. Herbert Jordan Heirs, Deviseses, Successors or Assigns		
(f.4.2) Rebecca Lee Jordan 2207 Luzerne Ave Silver Springs, MD 20910	0.0004 acres 1/220 of 0.08 acres	0.0006%
(f.4.3) William H. Jordan 115 W. Front St Perrysburg, OH 43551	0.0004 acres 1/220 of 0.08 acres	0.0006%
(f.4.4) Carol Anne Griffith 23800 Davis Rd W. Mansfield, OH 43356	0.0004 acres 1/220 of 0.08 acres	0.0006%
(f.5) Christopher Ray 200 Illinois Ave Westerville, OH 43081	0.0015 acres 1/55 of 0.08 acres	0.0025%
	<b>Total tract acres</b>	<b>0.0045</b>
	<b>Total tract percent</b>	<b>0.0076%</b>

**Tract #5D, 6.93 acres**

**COAL OWNERSHIP**

(1) Swords Creek Land Partnership, Tr.55 P.O. Box 29 Tazewell, VA 24651	6.93 acres	11.7978%
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**Exhibit E**  
**Unit AY-119**  
**Docket #VGOB 03-0513-1149-05**  
**List of Respondents that require escrow**  
**(58.74 Acre Unit)**

	Acres In Unit	Interest in Unit
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**OIL & GAS OWNERSHIP**

**Note: Title Conflict, no recorded power of attorney by Nellie Corns naming Truel Corns as her attorney in fact**

<p>(1) Roy Corns, et al                  8.00 Acres T000214                  (Previously Nellie Corns)</p>	<p>6.93 acres</p>	<p>11.7978%</p>
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<p>(a) Nellie Corns Heirs, Devisees,                  Successors or Assigns</p>	<p><i>Conveyed 7/25/01 DB 551/3 to Roy Corns, et al as joint tenants with full rights of survivorship</i></p>
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(a.1) Roy Harlen Corns  
 7146 Township Rd 85  
 Mt Gilead, OH 43338

(a.2) Ellen Carello  
 1607 Reynolds Ln  
 Honaker, VA 24260

(a.3) Truel Corns  
 Deceased 12/24/14

(a.4) Martha Womack  
 PO Box 19  
 Pounding Mill, VA 24637

(a.5) Douglas Wayne Hale  
 Deceased 1/30/05

**Total tract acres      6.9300**  
**Total tract percent   11.7978%**

**TOTALS:**

<p><b>Total Acreage Remaining in Unit</b></p> <p><b>Total Percentage Remaining of Unit</b></p>	<p><b>6.9345</b></p> <p><b>11.8054%</b></p>
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Exhibit EE  
Unit AY-119  
Docket #VGOB 03-0513-1149-04  
List of Respondents with Royalty Split Agreements/Court Orders/HB2058  
(58.74 Acre Unit)

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	Acres in Unit	Interest in Unit	Percent of Escrow
<b><u>Tract #2, 0.08 acres</u></b>			
<b><u>COAL OWNERSHIP</u></b>			
(1) Swords Creek Land Partnership, Tr.23 P.O. Box 29 Tazewell, VA 24651	0.08 acres	0.1362%	<i>n/a</i>
<b><u>OIL &amp; GAS OWNERSHIP</u></b>			
(1) Kyle Brown, et al. (W.H. Brown Heirs) 25 Acre Tract	0.08 acres	0.1362%	
(a) Ada Reedy Heirs Devisees, Successors or Assigns			
(a.1) Ella Ruth Cook P.O. Box 71 Cyclone, WV 24827	0.0036 acres 1/22 of 0.08 acres	0.0062%	<i>n/a</i>
(a.2) Rev. Ralph D. Reedy P.O. Box 330 Davin, WV 25617-0330	0.0036 acres 1/22 of 0.08 acres	0.0062%	<i>n/a</i>
(b) Idinia Perkins Heirs, Devisees, Successors or Assigns			
(b.1) JoAnn Squires 652 So. Main St. Mansfield, OH 44907	0.0018 acres 1/44 of 0.08 acres	0.0031%	<i>n/a</i>
(b.2) Bonnie Ruth Hoskins 2206 N. Bowman St. Mansfield, OH 44903	0.0018 acres 1/44 of 0.08 acres	0.0031%	<i>n/a</i>
(b.3) Ronald Perkins 1003 N. Trimble Rd. Lexington, OH 44904	0.0018 acres 1/44 of 0.08 acres	0.0031%	<i>n/a</i>
(b.4) Donnie L. Perkins 1003 N. Trimble Rd. Mansfield, OH 44906	0.0018 acres 1/44 of 0.08 acres	0.0031%	<i>n/a</i>
(c) Kyle Brown Heirs, Devisees Successors or Assigns			
(c.1) Frances O. Brown 39 Jamison Drive Swords Creek, VA 24649-7552	0.0073 acres 1/11 of 0.08 acres	0.0124%	<i>n/a</i>
(d) Truel Brown Heirs, Devisees, Successors or Assigns			
(d.1) Stanley Brown P.O. Box 691 Honaker, VA 24260	0.0073 acres 1/11 of 0.08 acres	0.0124%	<i>n/a</i>
(e) Lydia Brown Heirs, Devisees, Successors or Assigns			
(e.1) Kenny Brown 222 Douglas Chapel Road Jonesborough, TN 37659	0.0073 acres 1/11 of 0.08 acres	0.0124%	<i>n/a</i>

Exhibit EE  
Unit AY-119

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Docket #VGOB 03-0513-1149-04

List of Respondents with Royalty Split Agreements/Court Orders/HB2058  
(58.74 Acre Unit)

	Acres in Unit	Interest in Unit	Percent of Escrow
(f) Maymie Ray Heirs, Devisees, Successors or Assigns			
(f.1) Pauline Dustin Heirs, Devisees, Successors or assigns			
(f.1.2) Vicky Francis DeWitt 147 Heatherwood Dr Howard, OH 43028	0.0005 acres 1/165 of 0.08 acres	0.0008%	0.0058% HB2058
(f.1.3) Evelyn Fay Duston 23 Northview Dr Mt Vernon, OH 43050	0.0005 acres 1/165 of 0.08 acres	0.0008%	n/a
(f.2) Fay Ray 13376 Old Mansfield Road Mount Vernon, OH 43050	0.0015 acres 1/55 of 0.08 acres	0.0025%	0.0174% HB2058
(f.4.1) Kenton Jordon 420 N 5th St Ironton, OH 45838	0.0004 acres 1/220 of 0.08 acres	0.0006%	0.0044% HB2058
(g) Coy Brown Heirs, Devisees, Successors or Assigns			
(g.1) Bernice Matney 4526 County Road 29 Galion, OH 44833	0.0036 acres 1/22 of 0.08 acres	0.0062%	n/a
(g.2) Geraldine Smith 110 Baurer Crt., Apt F5 Crestline, OH 44827	0.0036 acres 1/22 of 0.08 acres	0.0062%	n/a
(h) Cleo Brown Heirs, Devisees, Successors or Assigns			
(h.1) Beulah Brown 4723 Lynn Springs Road Swords Creek, VA 24649	0.0024 acres 1/33 of 0.08 acres	0.0041%	n/a
(h.2) Roger Brown 4719 Lynn Springs Road Swords Creek, VA 24649	0.0016 acres 2/99 of 0.08 acres	0.0028%	n/a
(h.3) Danny Brown P.O. Box 65 Swords Creek, VA 24649	0.0016 acres 2/99 of 0.08 acres	0.0028%	n/a
(h.4) Angela B. Bain 550 Chrisman Street Christiansburg, VA 24073	0.0016 acres 2/99 of 0.08 acres	0.0028%	n/a
(i) Rufe Brown Heirs, Devisees, Successors or Assigns			
(i.1) Lillian Murray Barr 223 Morris Drive Salisbury, MD 21804	0.0018 acres 1/44 of 0.08 acres	0.0031%	n/a
(i.2) Charlie W. Brown 3963 Lynn Springs Road Swords Creek, VA 24649-7796	0.0018 acres 1/44 of 0.08 acres	0.0031%	n/a

**Exhibit EE**  
**Unit AY-119**  
**Docket #VGOB 03-0513-1149-04**  
**List of Respondents with Royalty Split Agreements/Court Orders/HB2058**  
**(58.74 Acre Unit)**

	Acres in Unit	Interest in Unit	Percent of Escrow
(i.3) Shirley M. Brown P.O. Box 44 Swords Creek, VA 24649	0.0018 acres 1/44 of 0.08 acres	0.0031%	<i>n/a</i>
(i.4) Wilma J. Keen P.O. Box 13 Swords Creek, VA 24649	0.0018 acres 1/44 of 0.08 acres	0.0031%	<i>n/a</i>
(j) Mary V. Jones Heirs, Devisees, Successors or Assigns			
(j.1) Mary J. Bishop 1354 Rustic Ridge Road Riner, VA 24149	0.0024 acres 1/33 of 0.08 acres	0.0041%	<i>n/a</i>
(j.2) Connie M. Gillespie 9142 Abingdon Drive Myrtle Beach, SC 29579	0.0024 acres 1/33 of 0.08 acres	0.0041%	<i>n/a</i>
(j.3) Joyce J. Doss 348 Green Drive Blountville, TN 37617	0.0024 acres 1/33 of 0.08 acres	0.0041%	<i>n/a</i>
(k) Della Miller Heirs, Devisees, Successors or Assigns			
(k.1) R.C. Miller 16194 Richardson Avenue Abingdon, VA 24211	0.0012 acres 1/66 of 0.08 acres	0.0021%	<i>n/a</i>
(k.2) Sandra Gaile Miller Hess 423 Yates Estates Circle Cedar Bluff, VA 24609	0.0012 acres 1/66 of 0.08 acres	0.0021%	<i>n/a</i>
(k.3) Freda Mae Owens 3410 Kents Ridge Rd. Swords Creek, VA 24649	0.0012 acres 1/66 of 0.08 acres	0.0021%	<i>n/a</i>
(k.4) Judy Darlene Cordle P.O. Box 625 Raven, VA 24639	0.0012 acres 1/66 of 0.08 acres	0.0021%	<i>n/a</i>
(k.5) Alynda Ray 309 Hawthorne Street Bluefield, VA 24605	0.0012 acres 1/66 of 0.08 acres	0.0021%	<i>n/a</i>
(l) James Dallas Miller Heirs, Devisees, Successors or Assigns			
(l.1) Mary Miller 556 Clarks Valley Est. Swords Creek, VA 24649	0.0012 acres 1/66 of 0.08 acres	0.0021%	<i>n/a</i>
	<b>Total tract acres 0.0755</b>		
	<b>Total tract percent 0.1286%</b>		

**Tract #4A, 2.44 acres****COAL OWNERSHIP**

(1) Swords Creek Land Partnership, Tr.56 P.O. Box 29 Tazewell, VA 24651	2.44 acres	4.1539%	<i>n/a</i>
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**Exhibit EE**  
**Unit AY-119**  
**Docket #VGOB 03-0513-1149-04**  
**List of Respondents with Royalty Split Agreements/Court Orders/HB2058**  
**(58.74 Acre Unit)**

	Acres in Unit	Interest in Unit	Percent of Escrow
<b><u>OIL &amp; GAS OWNERSHIP</u></b>			
(1) Estli W. Vance, et ux. Rt.2 Box 108 Honaker, VA 24260	2.44 acres	4.1539%	<i>n/a</i>
<b><u>Tract #4B, 9.29 acres</u></b>			
<b><u>COAL OWNERSHIP</u></b>			
(1) Swords Creek Land Partnership, Tr.56 P.O. Box 29 Tazewell, VA 24651	9.29 acres	15.8155%	<i>n/a</i>
<b><u>OIL &amp; GAS OWNERSHIP</u></b>			
(1) Delcie Dye - <i>deceased</i> Truel Brown Road Swords Creek, VA 24649	9.29 acres	15.8155%	<i>n/a</i>
<b><u>Tract #4C, 2.00 acres</u></b>			
<b><u>COAL OWNERSHIP</u></b>			
(1) Swords Creek Land Partnership, Tr.56 P.O. Box 29 Tazewell, VA 24651	2.00 acres	3.4048%	<i>n/a</i>
<b><u>OIL &amp; GAS OWNERSHIP</u></b>			
(1) Gary Simerly, et ux. 1121 Broad St. Bristol, TN 37620-2115	2.00 acres	3.4048%	<i>n/a</i>
<b><u>Tract #4E, 0.86 acres</u></b>			
<b><u>COAL OWNERSHIP</u></b>			
(1) Swords Creek Land Partnership, Tr.56 P.O. Box 29 Tazewell, VA 24651	0.86 acres	1.4641%	<i>n/a</i>
<b><u>OIL &amp; GAS OWNERSHIP</u></b>			
(1) Kyle Brown Heirs, Devisees, Successors or Assigns			
(a.1) Frances O. Brown		<i>Conveyed by DB 624/572 1/28/2005</i>	
(a.1.1) Kristopher & Heather D. Johnson 279 Truel Brown Rd Swords Creek, VA 24649	0.86 acres	1.4641%	10.3024% HB2058
<b><u>Tract #5A, 0.46 acres</u></b>			
<b><u>COAL OWNERSHIP</u></b>			
(1) Swords Creek Land Partnership, Tr.55 P.O. Box 29 Tazewell, VA 24651	0.46 acres	0.7831%	<i>n/a</i>

Exhibit EE  
Unit AY-119  
Docket #VGOB 03-0513-1149-04  
List of Respondents with Royalty Split Agreements/Court Orders/HB2058  
(58.74 Acre Unit)

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	Acres in Unit	Interest in Unit	Percent of Escrow
<b><u>OIL &amp; GAS OWNERSHIP</u></b>			
(1) Mary Breedlove, et al 5.00 Acres (Previously Randy L. Dye, et ux)	0.46 acres	0.7831%	
(a) Mary M. Breedlove PO Box 271 Swords Creek, VA 24649	0.23 acres 1/2 of 0.46 acres	0.3916%	n/a
(b) Scottie L. Dye PO Box 271 Swords Creek, VA 24649	0.23 acres 1/2 of 0.46 acres	0.3916%	n/a
	<b>Total tract acres 0.4600</b>		
	<b>Total tract percent 0.7831%</b>		

**Tract #5B, 0.06 acres**

**COAL OWNERSHIP**

(1) Swords Creek Land Partnership, Tr.55 P.O. Box 29 Tazewell, VA 24651	0.06 acres	0.1021%	n/a
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**OIL & GAS OWNERSHIP**

(1) Mary Breedlove, et al 5.00 Acres (Previously Randy L. Dye, et ux)	0.06 acres	0.1021%	
(a) Mary M. Breedlove PO Box 271 Swords Creek, VA 24649	0.03 acres 1/2 of 0.06 acres	0.0511%	n/a
(b) Scottie L. Dye PO Box 271 Swords Creek, VA 24649	0.03 acres 1/2 of 0.06 acres	0.0511%	n/a
	<b>Total tract acres 0.0600</b>		
	<b>Total tract percent 0.1021%</b>		

**Tract #5C, 0.06 acres**

**COAL OWNERSHIP**

(1) Swords Creek Land Partnership, Tr.55 P.O. Box 29 Tazewell, VA 24651	0.06 acres	0.1021%	n/a
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**OIL & GAS OWNERSHIP**

(1) Adrian Breedlove			
(a) Sallie Irene Breedlove, widow P.O. Box 136 Swords Creek, VA 24649	0.06 acres	0.1021%	n/a

**Tract #5E, 4.62 acres**

**COAL OWNERSHIP**

(1) Swords Creek Land Partnership, Tr.55 P.O. Box 29 Tazewell, VA 24651	4.62 acres	7.8652%	n/a
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Exhibit EE  
 Unit AY-119  
 Docket #VGOB 03-0513-1149-04  
 List of Respondents with Royalty Split Agreements/Court Orders/HB2058  
 (58.74 Acre Unit)

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	Acres in Unit	Interest in Unit	Percent of Escrow
<b><u>OIL &amp; GAS OWNERSHIP</u></b>			
(1) Dorcie Cacy Brown Osborne P.O. Box 296 Cedar Bluff, VA 24609	4.62 acres	7.8652%	<i>n/a</i>
<b><u>TOTALS:</u></b>			
Total Acreage Resolved in Unit	19.8655		
Total Percentage Resolved of Unit		33.8194%	

1600931

VIRGINIA: IN THE OFFICE OF THE CLERK OF THE CIRCUIT OF RUSSELL COUNTY, 5-23 2016. This deed was this day presented in said office, and upon the certificate of acknowledgment thereto annexed, admitted to record at 1:52 o'clock P M, after payment of \$ \_\_\_\_\_ tax imposed by Sec. 58.1-802.

TESTE: ANN S. McREYNOLDS, CLERK

Original returned this date to: Sarah Hilmer

BY: Sheila Kitea D. CLERK