

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: EE13

TRACT(S): A portion of 4

LOCATION: BUCHANAN County, Virginia

**DOCKET NUMBER:** VGOB-04-0921-1333-04

**APPLICANTS:**

CNX Gas Company LLC on behalf of James Harold Smith, Kevin Timothy McGlothlin, Shauna McGlothlin, Wayne Tolbert Burton, SR

**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 01/13/2005, Recorded on 01/21/2005, Deed Book/Instrument No. 610, Page 624.
2. Modification Order -01 Executed 06/22/2006, Recorded on 07/06/2006, Deed Book/Instrument No. 60002242.
3. Supplemental Order, Recorded on 03/12/2010, Deed Book/Instrument No. 100000533.
4. Modification Order -02 Executed 12/19/2011, Recorded on 01/23/2012, Deed Book/Instrument No. 120000119.

**160001485**

5. Supplemental Order -02, Recorded on 08/07/2012, Deed Book/Instrument No. 120001601.
6. Disbursement Order -03 Executed 04/19/2016, Recorded on 05/03/2016, Deed Book/Instrument No. 160000770.

**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 4 identified in the attached petition.
- (2) Delete the requirement that the Unit Operator place future royalties attributable to Tract(s) A portion of 4 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. Shauna McGlothlin, James Harold Smith, Wayne Tolbert Burton, Sr., Kevin Timothy McGlothlin is the gas claimant in Tracts portion of Tr. 4. As such Shauna McGlothlin, James Harold Smith, Wayne Tolbert Burton, Sr., Kevin Timothy McGlothlin 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 Shauna McGlothlin, James Harold Smith, Wayne Tolbert Burton, Sr., Kevin Timothy McGlothlin and not escrow same. See Exhibit EE annexed hereto.

1600001485

VGOB-04-0921-1333-04

Table 1

**Tracts:** A portion of 4

[illegible]

## Adjustment Comments:

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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.

160001485

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



Chairman, Bradley C. Lambert

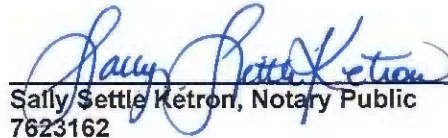
DONE AND PERFORMED this 11 day of August, 2016 by Order of the Virginia Gas and Oil Board.



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

COMMONWEALTH OF VIRGINIA  
COUNTY OF RUSSELL

Acknowledged on this 11 day of August, 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.

  
Sally Settle Ketron, Notary Public  
7623162

My Commission expires: January 31, 2019



## BEFORE THE VIRGINIA GAS AND OIL BOARD

PETITIONER: CNX Gas Company LLC

DIVISION OF GAS AND OIL

DOCKET NO: VGOB 04-0921-1333-04

**RELIEF SOUGHT: (1) DISBURSEMENT FROM ESCROW REGARDING TRACT(S) A portion of 4 (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: EE13

BUCHANAN COUNTY, VIRGINIA

## PETITION FOR ORDER OF DISBURSEMENT OF ESCROW FUNDS

1. Petitioner and its counsel

Petitioner is CNX Gas Company LLC, PO Box 570, Pounding Mill, VA 24637, (276)596-5075. Petitioner's counsel is Mark A. Swartz, Hillard & Swartz, LLP, 122 Capital Street, Suite 201, Charleston, WV 25301.

2. Relief Sought

(1) the disbursement of escrowed funds heretofore deposited with the Board's Escrow Agent(s) attributable to of Tract(s) portion of Tr. 3 as depicted upon the annexed Table; and (2) authorization to begin paying royalties directly to Shauna McGlothlin, James Harold Smith, Wayne Tolbert Burton, Sr., Kevin Timothy McGlothlin ; (3) Dismissal of Coal Owner(s): Island Creek Coal 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

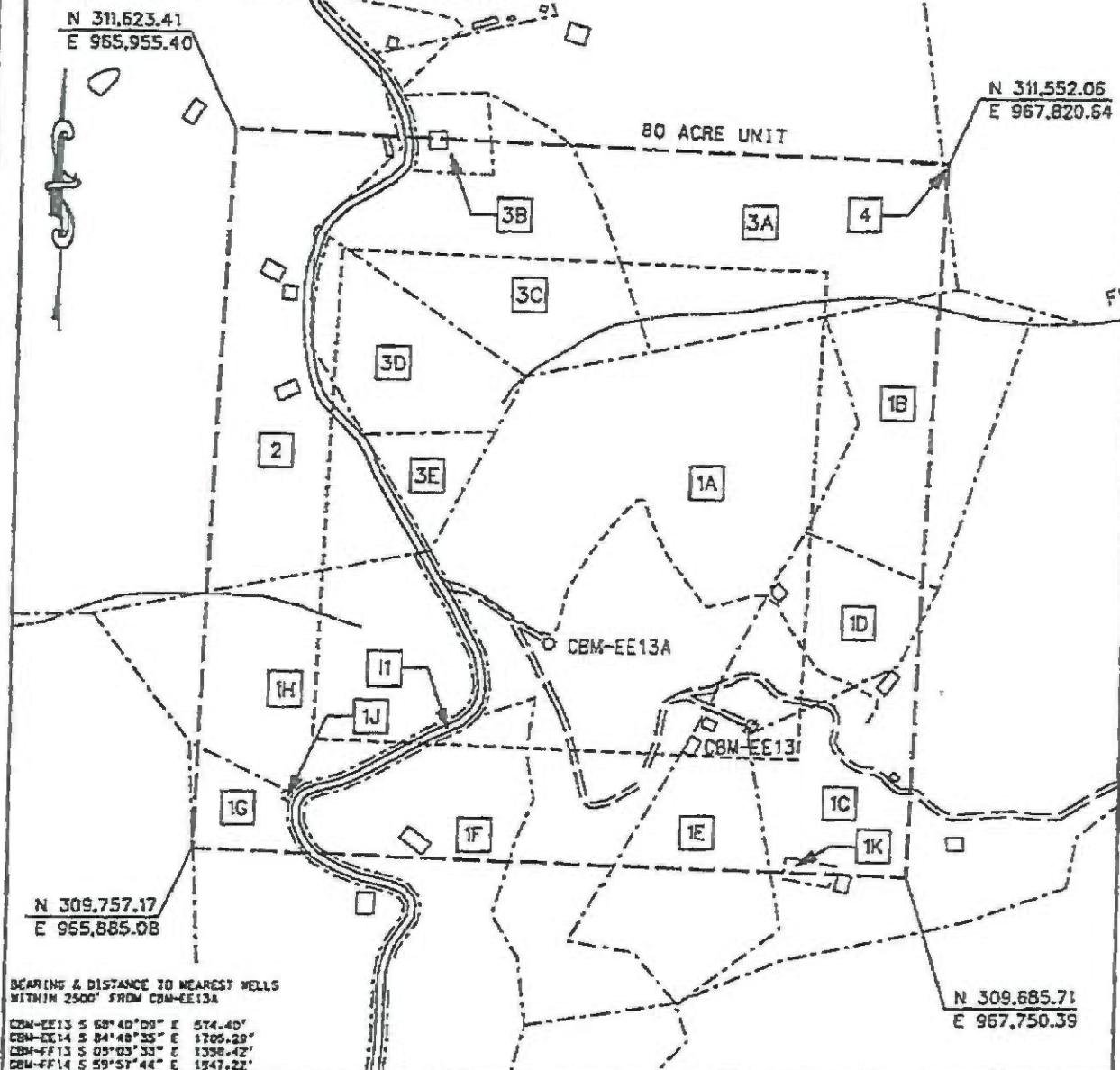
5. Factual basis for relief requested

- a. Shauna McGlothlin, James Harold Smith, Wayne Tolbert Burton, Sr., Kevin Timothy McGlothlin is the gas claimant in Tracts portion of Tr. 4. As such Shauna McGlothlin, James Harold Smith, Wayne Tolbert Burton, Sr., Kevin Timothy McGlothlin 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 Shauna McGlothlin, James Harold Smith, Wayne Tolbert Burton, Sr., Kevin Timothy McGlothlin 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 on this plat were provided by CNX Gas Company LLC and were taken from deed descriptions and chains of title of record. This does not represent a current boundary survey. This certification is as to the size, shape and location of the proposed well.



**CNX Gas Company LLC**  
**UNIT EE-13**  
**Tract Identifications**

1. Harrison-Wyatt, LLC, Big Axe Tr. 9 (400 Acre Tract) – All Minerals  
 Island Creek Coal Company/Consol Energy, Inc. – Coal Below Tiller Leased  
 Jewell Smokeless Coal Corporation – Coal in and Above Tiller Leased  
 CNX Gas Company LLC – Oil, Gas and CBM Leased  
 49.03 Acres                      61.2875%
- 1A. Clyde McGlothlin Heirs – Surface Owner
- 1B. Deladies A. Vandyke, et vir – Surface Owner
- 1C. Deladies A. Vandyke, et vir – Surface Owner
- 1D. Bobby Fletcher, et al – Surface Owner
- 1E. Deladies A. Vandyke, et vir – Surface Owner
- 1F. Lowell D. Ray, et al – Surface Owner
- 1G. Lowell D. Ray, et al – Surface Owner
- 1H. Clyde McGlothlin Heirs – Surface Owner
- 1I. Commonwealth of Virginia – Surface Owner
- 1J. Unknown Surface Owner
- 1K. Unknown Surface Owner (Cemetery)
  
2. ACIN, LLC (144.00 Acre Tract) – Coal  
 Range Resources – Pine Mountain, Inc. – Oil, Gas and CBM  
 CNX Gas Company LLC – Oil, Gas and CBM – Deemed Leased via JOA  
 David Ray, et al – Surface Owner  
 9.29 Acres                      11.6125%
  
3. Harrison-Wyatt, LLC, Big Axe Tr. 54 (24 Acre Tract) – All Minerals  
 Island Creek Coal Company/Consol Energy, Inc. – Coal Below Tiller Leased  
 Jewell Smokeless Coal Corporation – Coal in Tiller and Above Tiller Leased  
 CNX Gas Company LLC – Oil, Gas and CBM Leased  
 21.67 Acres                      27.0875%
- 3A. Debra Ann Elswick – Surface Owner
- 3B. Unknown Surface Owner
- 3C. Unknown Surface Owner
- 3D. Clyde McGlothlin Heirs – Surface Owner
- 3E. Clyde McGlothlin Heirs – Surface Owner
  
4. Oryn Treadway Sheffield, Jr. Trustee of John Tolman Sheffield Trust and John Tolman Sheffield,  
 Trustee of the Oryn Treadway Sheffield, Jr. Trust (50%) (22.20 Acre Tract) – Fee  
 B.F. McGlothlin Heirs, Successors or Assigns (50%) – Fee (except P-3 Coal Seam)  
 B.F. McGlothlin Heirs, Successors or Assigns (50%) – P-3 Coal Seam  
 Island Creek Coal Company/Consol Energy, Inc. (50%) – P-3 Coal Seam  
 Island Creek Coal Company/Consol Energy, Inc. – Coal in and Below Tiller Seam Leased  
 0.01 Acres                      0.0125%

*(This title block is for general informational purposes only and does not reflect an analysis of the severance deed and its effect upon coalbed methane ownership and should not be relied upon for such purpose.)*

Exhibit E  
Unit EE-13  
Docket #VGOB 04-0921-1333-04  
List of Respondents in escrow

160001485

|  | Acres in Unit | Percent<br>of Unit | Well<br>EE13<br>Escrow<br>19.3964% | Well<br>EE13A<br>Escrow<br>39.2070% |
|--|---------------|--------------------|------------------------------------|-------------------------------------|
|--|---------------|--------------------|------------------------------------|-------------------------------------|

Tract #4 - 0.01 acres

*Note: The only CBM ownership in conflict is the P3 Seam. The entire 1/2 interest will not be escrowed. Payment will be based on the percentage of the P3 Seam that is stimulated upon completion.  
Well EE13 - Escrow 19.3964% of interest in the unit  
Well EE13A - Escrow 39.2070% of interest in the unit*

COAL OWNERSHIP

|     |                                                                                       |                                  |         |
|-----|---------------------------------------------------------------------------------------|----------------------------------|---------|
| (4) | Island Creek Coal Company (P-3 Seam Only)<br>10545 Riverside Dr.<br>Oakwood, VA 24631 | 0.005 acres<br>1/2 of 0.01 acres | 0.0063% |
|-----|---------------------------------------------------------------------------------------|----------------------------------|---------|

OIL & GAS OWNERSHIP

*W-9/Affidavit Pending for owners below*

|  |                                                                   |            |         |
|--|-------------------------------------------------------------------|------------|---------|
|  | B.F. McGlothlin Heirs, Devisees,<br>Successors or Assigns, et al. | 0.01 acres | 0.0125% |
|--|-------------------------------------------------------------------|------------|---------|

|     |                                                                                       |
|-----|---------------------------------------------------------------------------------------|
| (3) | B.F. McGlothlin Heirs, Devisees,<br>Successors or Assigns (50% All Coal exc. P3 seam) |
|-----|---------------------------------------------------------------------------------------|

|     |                                                           |
|-----|-----------------------------------------------------------|
| (1) | E.P. McGlothlin Heirs, Devisees,<br>Successors or Assigns |
|-----|-----------------------------------------------------------|

|     |                                                                     |
|-----|---------------------------------------------------------------------|
| (a) | Benjamin Ralph McGlothlin Heirs, Devisees,<br>Successors or Assigns |
|-----|---------------------------------------------------------------------|

|       |                                                            |
|-------|------------------------------------------------------------|
| (a.1) | Benny McGlothlin Heirs, Devisees,<br>Successors or Assigns |
|-------|------------------------------------------------------------|

|         |                                                           |                                     |         |
|---------|-----------------------------------------------------------|-------------------------------------|---------|
| (a.1.2) | Jon McGlothlin<br>3220 Brownlow Rd<br>Kingsport, TN 37660 | 0.0001 acres<br>1/198 of 0.01 acres | 0.0001% |
|---------|-----------------------------------------------------------|-------------------------------------|---------|

|         |                                                               |                                     |         |
|---------|---------------------------------------------------------------|-------------------------------------|---------|
| (a.1.3) | Logan McGlothlin<br>424 Creekside Dr.<br>Mt. Carmel, TN 37645 | 0.0001 acres<br>1/198 of 0.01 acres | 0.0001% |
|---------|---------------------------------------------------------------|-------------------------------------|---------|

|       |                                                             |
|-------|-------------------------------------------------------------|
| (a.2) | Harold McGlothlin Heirs, Devisees,<br>Successors or Assigns |
|-------|-------------------------------------------------------------|

|         |                                                              |
|---------|--------------------------------------------------------------|
| (a.2.1) | Ruby B. McGlothlin Heirs, Devisees,<br>Successors or Assigns |
|---------|--------------------------------------------------------------|

*Documentation requested 12/11/15*

|           |               |                                                                |
|-----------|---------------|----------------------------------------------------------------|
| (a.2.1.1) | Anne M. Lilly | Conveyed interest by Quitclaim Deed 12-10-2012, Instr. 12-2639 |
|-----------|---------------|----------------------------------------------------------------|

|             |                                                               |                                    |         |
|-------------|---------------------------------------------------------------|------------------------------------|---------|
| (a.2.1.1.1) | Patricia McGlothlin<br>6293 Wilderness Rd<br>Dublin, VA 24084 | 0.0002 acres<br>1/44 of 0.01 acres | 0.0003% |
|-------------|---------------------------------------------------------------|------------------------------------|---------|

|     |                                                           |
|-----|-----------------------------------------------------------|
| (6) | J.S. McGlothlin Heirs, Devisees,<br>Successors or Assigns |
|-----|-----------------------------------------------------------|

|     |                                                                     |
|-----|---------------------------------------------------------------------|
| (a) | Donald A. McGlothlin, Sr. Heirs, Devisees,<br>Successors or Assigns |
|-----|---------------------------------------------------------------------|

|       |                                                           |
|-------|-----------------------------------------------------------|
| (a.1) | Mary McGlothlin Heirs, Devisees,<br>Successors or Assigns |
|-------|-----------------------------------------------------------|

|         |                                                              |                                      |         |
|---------|--------------------------------------------------------------|--------------------------------------|---------|
| (a.1.1) | Donald A. McGlothlin, Jr.<br>PO Box 580<br>Lebanon, VA 24266 | 0.00004 acres<br>1/264 of 0.01 acres | 0.0000% |
|---------|--------------------------------------------------------------|--------------------------------------|---------|

|         |                                                              |
|---------|--------------------------------------------------------------|
| (a.1.2) | Mary Louise Burton Heirs, Devisees,<br>Successors or Assigns |
|---------|--------------------------------------------------------------|

Exhibit E  
Unit EE-13  
Docket #VGOB 04-0921-1333-04  
List of Respondents in escrow

160001485

|                                                                                                                                                      | Acres in Unit                        | Percent of Unit | Well EE13<br>Escrow<br>19.3964% | Well EE13A<br>Escrow<br>39.2070% |
|------------------------------------------------------------------------------------------------------------------------------------------------------|--------------------------------------|-----------------|---------------------------------|----------------------------------|
| (a.1.2.2) Joseph John LaPerla<br>3123 Patrick Henry Dr., Apt<br>Falls Church, VA 22044                                                               | 0.00001 acres<br>1/792 of 0.01 acres | 0.0000%         |                                 |                                  |
| (a.1.2.3) Mary Louise LaPerla<br>P.O. Box 188<br>Davidsonville, MD 21035                                                                             | 0.00001 acres<br>1/792 of 0.01 acres | 0.0000%         |                                 |                                  |
| (a.1.3) Leah Ann McGlothlin<br>PO Box 909<br>Grundy, VA 24614                                                                                        | 0.00004 acres<br>1/264 of 0.01 acres | 0.0000%         |                                 |                                  |
| (8) Woodrow W. McGlothlin Living Trust<br>Trustee Woodrow McGlothlin Trust                                                                           |                                      |                 |                                 |                                  |
| (c) Michael G. McGlothlin<br>P.O. Drawer 810<br>Grundy, VA 24614                                                                                     | 0.0002 acres<br>1/66 of 0.01 acres   | 0.0002%         |                                 |                                  |
| (9) John W. McGlothlin Heirs, Devisees,<br>Successors or Assigns                                                                                     |                                      |                 |                                 |                                  |
| (b) Francis Ann Borkey Heirs, Devisees,<br>Successors or Assigns                                                                                     |                                      |                 |                                 |                                  |
| (b.1) Anne Borkey Fath<br>9608 Gaslight Place<br>Henrico, VA 23229                                                                                   | 0.00004 acres<br>1/264 of 0.01 acres | 0.0000%         |                                 |                                  |
| (b.2) Sharon Borkey Parsons<br>322 Wickham Glen Dr.<br>Richmond, VA 23238                                                                            | 0.00004 acres<br>1/264 of 0.01 acres | 0.0000%         |                                 |                                  |
| (e) Cecil Earl McGlothlin Heirs, Devisees,<br>Successors or Assigns                                                                                  |                                      |                 |                                 |                                  |
| (e.1) McGlothlin Living Trust<br>Joyce McGlothlin - Trustee<br><i>Documentation requested 12/8/2015</i><br><i>Joyce McGlothlin deceased 5/7/2015</i> | 0.0001 acres<br>1/132 of 0.01 acres  | 0.0001%         |                                 |                                  |
| (e.1.1) McGlothlin Living Trust<br>Shawn McGlothlin - Trustee<br>PO Box 2417<br>Cookeville, TN 38502                                                 |                                      |                 |                                 |                                  |
| (h) Harvey G. McGlothlin Heirs, Devisees,<br>Successors or Assigns                                                                                   |                                      |                 |                                 |                                  |
| (h.3) Gladys Jessee Heirs, Devisees,<br>Successors or Assigns<br><i>Documentation requested 12/10/2015</i>                                           | 0.0002 acres<br>1/66 of 0.01 acres   | 0.0002%         |                                 |                                  |
| (h.3.1) Patricia Wade<br>2670 Wardell Rd<br>Pounding Mill, VA 24639                                                                                  |                                      |                 |                                 |                                  |
| (h.3.2) Virginia Peterson<br>106 Chisolm Court<br>Cary, NC 27511                                                                                     |                                      |                 |                                 |                                  |
| (h.3.3) Paula J. Morrow<br>113 Wood Shires Drive<br>Bolling Springs, SC 29316                                                                        |                                      |                 |                                 |                                  |

Exhibit E  
Unit EE-13  
Docket #VGOB 04-0921-1333-04  
List of Respondents in escrow

160001485

|                                                                                              | Acres in Unit                      | Percent<br>of Unit | Well<br>EE13<br>Escrow<br>19.3964% | Well<br>EE13A<br>Escrow<br>39.2070% |
|----------------------------------------------------------------------------------------------|------------------------------------|--------------------|------------------------------------|-------------------------------------|
| (i) Frankie Mae Street Heirs, Devisees,<br>Successors or Assigns                             |                                    |                    |                                    |                                     |
| (i.1) W.A. Street Heirs Trust                                                                |                                    |                    |                                    |                                     |
| (i.1.2) W.A. Street Heirs Trust<br>c/o Nicholas D. Street<br>PO Box 1475<br>Grundy, VA 24614 | 0.0001 acres<br>1/88 of 0.01 acres | 0.0001%            |                                    |                                     |
| (i.1.3) W.A. Street Heirs Trust<br>c/o James H. Street<br>PO Box 1475<br>Grundy, VA 24614    | 0.0001 acres<br>1/88 of 0.01 acres | 0.0001%            |                                    |                                     |
| (i.1.4) W.A. Street Heirs Trust<br>c/o Daniel S. Street<br>PO Box 1475<br>Grundy, VA 24614   | 0.0001 acres<br>1/88 of 0.01 acres | 0.0001%            |                                    |                                     |
| <b>Total Acres Remaining In Escrow:</b>                                                      | <b>0.0012</b>                      |                    |                                    |                                     |
| <b>Total Percentage Remaining In Escrow:</b>                                                 |                                    | <b>0.0015%</b>     |                                    |                                     |

160001485

Exhibit EE  
Unit EE-13  
Docket #VGOB 04-0921-1333-04  
List of Respondents with Royalty Split Agreements/Court Orders/HB2058

|  | Acres in Unit | Percent<br>of Unit | Percent<br>of Escrow |
|--|---------------|--------------------|----------------------|
|--|---------------|--------------------|----------------------|

Tract #4 - 0.01 acres

*Note: The only CBM ownership in conflict is the P3 Seam. The entire 1/2 interest will not be escrowed.  
Payment will be based on the percentage of the P3 Seam that is stimulated upon completion.  
Well EE14 - Escrow 17.5000% of interest in the unit  
Well EE14A - Escrow 13.0400% of interest in the unit*

COAL OWNERSHIP

|     |                                                                                        |                                  |         |
|-----|----------------------------------------------------------------------------------------|----------------------------------|---------|
| (4) | Island Creek Coal Company (P-3 Seam Only)<br>3337 Contrary Creek Rd<br>Raven, VA 24639 | 0.005 acres<br>1/2 of 0.01 acres | 0.0063% |
|-----|----------------------------------------------------------------------------------------|----------------------------------|---------|

OIL & GAS OWNERSHIP

|     |                                                                                       |                                       |         |                   |
|-----|---------------------------------------------------------------------------------------|---------------------------------------|---------|-------------------|
|     | B.F. McGlothlin Heirs, Devisees,<br>Successors or Assigns, et al.                     | 0.01 acres                            | 0.0125% |                   |
| (3) | B.F. McGlothlin Heirs, Devisees,<br>Successors or Assigns (50% All Coal exc. P3 seam) |                                       |         |                   |
| (1) | E.P. McGlothlin Heirs, Devisees,<br>Successors or Assigns                             |                                       |         |                   |
| (a) | Benjamin Ralph McGlothlin Heirs, Devisees,<br>Successors or Assigns                   |                                       |         |                   |
|     | (a.1.1) Shauna McGlothlin<br>1041 Amersham Rd<br>Kingsport, TN 37660                  | 0.000051 acres<br>1/198 of 0.01 acres | 0.0001% | 3.2584%<br>HB2058 |
|     | (a.2) Bonnie McGlothlin<br>2267 Roberts Creek Rd.<br>Hilton, VA 24258                 | 0.000152 acres<br>1/66 of 0.01 acres  | 0.0002% | n/a               |
|     | (a.3) Ralph Edward McGlothlin, Jr.<br>282 Collins Crest<br>Cedar Bluff, VA 24609      | 0.000152 acres<br>1/66 of 0.01 acres  | 0.0002% | n/a               |
| (2) | Henry Lewis McGlothlin Heirs, Devisees,<br>Successors or Assigns                      |                                       |         |                   |
| (a) | Robert D. McGlothlin Heirs, Devisees,<br>Successors or Assigns                        |                                       |         |                   |
|     | (a.1) Patricia S. McGlothlin<br>6293 Wilderness Road<br>Dublin, VA 24084              | 0.000227 acres<br>1/44 of 0.01 acres  | 0.0003% | n/a               |
| (3) | Helen E. Counts Heirs, Devisees,<br>Successors or Assigns                             |                                       |         |                   |
| (a) | Bascom "Buddy" Matney<br>4841 N. 25th Road<br>Arlington, VA 22207                     | 0.000152 acres<br>1/66 of 0.01 acres  | 0.0002% | n/a               |
| (b) | Helen Carol Mamone<br>600 Alexander Circle<br>Bluefield, VA 24605-9241                | 0.000152 acres<br>1/66 of 0.01 acres  | 0.0002% | n/a               |
| (c) | Ann C. Rauhauser<br>28 Bog Meadow Rd<br>Sharon, CT 06069                              | 0.000152 acres<br>1/66 of 0.01 acres  | 0.0002% | n/a               |
| (4) | B.F. McGlothlin, Jr. Heirs, Devisees,<br>Successors or Assigns                        |                                       |         |                   |

Exhibit EE  
Unit EE-13

Docket #VGOB 04-0921-1333-04

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

|                                                                                       | Acres in Unit                         | Percent of Unit | Percent of Escrow  |
|---------------------------------------------------------------------------------------|---------------------------------------|-----------------|--------------------|
| (a) Joseph Blair McGlothlin<br>P. O. Box 71<br>Cedar Bluff, VA 24509                  | 0.000227 acres<br>1/44 of 0.01 acres  | 0.0003%         | n/a                |
| (b) Katherine M. Warren<br>2208 Wingfield Road<br>Charlottesville, VA 22901           | 0.000227 acres<br>1/44 of 0.01 acres  | 0.0003%         | n/a                |
| (5) Nannie P. Lockhart Heirs, Devisees,<br>Successors or Assigns                      |                                       |                 |                    |
| (a) Violet Doris Ann Smith Heirs, Devisees,<br>Successors or Assigns                  |                                       |                 |                    |
| (a.1) James Harold Smith<br>9625 Alfaree Rd<br>Richmond, VA 23237                     | 0.000227 acres<br>1/44 of 0.01 acres  | 0.0003%         | 14.6628%<br>HB2058 |
| (b) Fred Presley Heirs, Devisees,<br>Successors or Assigns                            |                                       |                 |                    |
| (b.1) Shirley Presley<br>6814 Pounding Mill Branch Rd.<br>Pounding Mill, VA 24637     | 0.000227 acres<br>1/44 of 0.01 acres  | 0.0003%         | n/a                |
| (6) J.S. McGlothlin Heirs, Devisees,<br>Successors or Assigns                         |                                       |                 |                    |
| (a) Donald A. McGlothlin, Sr. Heirs, Devisees,<br>Successors or Assigns               |                                       |                 |                    |
| (a.1.2) Mary Louise Burton Heirs, Devisees<br>Successors or Assigns                   |                                       |                 |                    |
| (a.1.2.1) Wayne Talbert Burton, Sr.<br>1010 N. Martintown Rd.<br>Mc Cormick, SC 29835 | 0.000013 acres<br>1/792 of 0.01 acres | 0.0000%         | 0.8146%<br>HB2058  |
| (a.1.4) Kevin Timothy McGlothlin<br>2285 Clifton Farm Rd<br>Honaker, VA 24260         | 0.000038 acres<br>1/264 of 0.01 acres | 0.0000%         | 2.4438%<br>HB2058  |
| (b) Billy Sue Dixon Heirs, Devisees,<br>Successors or Assigns                         |                                       |                 |                    |
| (b.1) Hobart Dixon Heirs, Devisees,<br>Successors or Assigns                          |                                       |                 |                    |
| (b.1.1) Kenna Dixon Moose<br>146 E. Vermont Ave<br>Sebring, OH 44672                  | 0.000076 acres<br>1/132 of 0.01 acres | 0.0001%         | n/a                |
| (b.1.2) Michael McKinley Dixon<br>21045 Campground Rd<br>Bristol, VA 24202            | 0.000076 acres<br>1/132 of 0.01 acres | 0.0001%         | n/a                |
| (c) Peggy Durham<br>2223 Island Road<br>Blountville, TN 37617                         | 0.000152 acres<br>1/66 of 0.01 acres  | 0.0002%         | n/a                |
| (7) Rose Myrtle Wampler Heirs, Devisees,<br>Successors or Assigns                     |                                       |                 |                    |
| (a) Shery W. Bennett<br>155 Mountain Ave<br>Rocky Mount, VA 24151                     | 0.000152 acres<br>1/66 of 0.01 acres  | 0.0002%         | n/a                |

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Exhibit EE  
Unit EE-13  
Docket #VGOB 04-0921-1333-04  
List of Respondents with Royalty Split Agreements/Court Orders/HB2058

|                                                                                                                     | Acres in Unit                         | Percent of Unit | Percent of Escrow |
|---------------------------------------------------------------------------------------------------------------------|---------------------------------------|-----------------|-------------------|
| (b) Pauline W. Shortridge<br>64 Kyle Circle<br>Millsboro, DE 19966                                                  | 0.000152 acres<br>1/66 of 0.01 acres  | 0.0002%         | n/a               |
| (c) Floyd Edmond Wampler<br>5124 Garden Place Court<br>Rock Hill, SC 29732                                          | 0.000152 acres<br>1/66 of 0.01 acres  | 0.0002%         | n/a               |
| (8) Woodrow W. McGlothlin Living Trust<br>Trustee Woodrow McGlothlin Trust<br>(correspondence to individuals below) |                                       |                 |                   |
| (a) Thomas D. McGlothlin<br>112 Phlox Creek<br>Bristol, TN 37620                                                    | 0.000152 acres<br>1/66 of 0.01 acres  | 0.0002%         | n/a               |
| (b) James W. McGlothlin<br>1005 Glenway Ave.<br>Bristol, VA 24201                                                   | 0.000152 acres<br>1/66 of 0.01 acres  | 0.0002%         | n/a               |
| (9) John W. McGlothlin Heirs, Devisees,<br>Successors or Assigns                                                    |                                       |                 |                   |
| (c) James Lloyd McGlothlin<br>998 Glenwood Street<br>Cedar Bluff, VA 24609                                          | 0.000076 acres<br>1/132 of 0.01 acres | 0.0001%         | n/a               |
| (d) Una Lee Mulligan Bailey<br>220 Maryland Ave<br>Richlands, VA 24641                                              | 0.000076 acres<br>1/132 of 0.01 acres | 0.0001%         | n/a               |
| (f) Norman McGlothlin<br>6239 Oakleaf Lane N.<br>Fayetteville, PA 17222                                             | 0.000076 acres<br>1/132 of 0.01 acres | 0.0001%         | n/a               |
| (g) Ernest McGlothlin Heirs, Devisees,<br>Successors or Assigns                                                     |                                       |                 |                   |
| (g.1) Doris Ann McGlothlin<br>104 Uphill Drive<br>Swords Creek, VA 24649-7938                                       | 0.000076 acres<br>1/132 of 0.01 acres | 0.0001%         | n/a               |
| (h) Harvey G. McGlothlin Heirs, Devisees,<br>Successors or Assigns                                                  |                                       |                 |                   |
| (h.1) Dorothy Mullins Heirs, Devisees,<br>Successors or Assigns                                                     |                                       |                 |                   |
| (h.1.1) Ann Mullins Washburn<br>3343 Nottingham Drive<br>Tallahassee, FL 32312                                      | 0.000076 acres<br>1/132 of 0.01 acres | 0.0001%         | n/a               |
| (h.1.2) Michael M. Mullins<br>1445 Westerly Terrace<br>Los Angeles, CA 90026                                        | 0.000076 acres<br>1/132 of 0.01 acres | 0.0001%         | n/a               |
| (h.2) Helen Dixon Heirs, Devisees,<br>Successors or Assigns                                                         |                                       |                 |                   |
| (h.2.1) Charles Robert Dixon Heirs, Devisees,<br>Successors or Assigns                                              |                                       |                 |                   |
| (h.2.1.1) Charlene Dixon Seale<br>2653 Suffolk St.<br>Kingsport, TN 37660                                           | 0.000152 acres<br>1/66 of 0.01 acres  | 0.0002%         | n/a               |

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Exhibit EE

Unit EE-13

Docket #VGOB 04-0921-1333-04

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

|                                                                                       | Acres in Unit                        | Percent<br>of Unit | Percent<br>of Escrow |
|---------------------------------------------------------------------------------------|--------------------------------------|--------------------|----------------------|
| (i) Frankie Mae Street Heirs, Devisees,<br>Successors or Assigns                      |                                      |                    |                      |
| (i.1) W.A. Street Heirs Trust                                                         |                                      |                    |                      |
| (i.1.1) W.A. Street Heirs Trust<br>c/o H.A. Street<br>PO Box 1475<br>Grundy, VA 24614 | 0.000114 acres<br>1/88 of 0.01 acres | 0.0001%            | n/a                  |
| <b>Total Acres Resolved:</b>                                                          | <b>0.0038</b>                        |                    |                      |
| <b>Total Percentage Resolved:</b>                                                     |                                      | <b>0.0047%</b>     |                      |

INSTRUMENT #160001485  
RECORDED IN THE CLERK'S OFFICE OF  
BUCHANAN COUNTY ON  
AUGUST 23, 2016 AT 03:55PM

BEVERLY S. TILLER, CLERK  
RECORDED BY: GGB