



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: FF14

TRACT(S): 2H, 2I, 2J, A portion of 2K, 2L

LOCATION: BUCHANAN County, Virginia

DOCKET NUMBER: VGOB-05-1018-1510-04

APPLICANTS: CNX Gas Company LLC on behalf of David & Judy Hess, David Hess, Gabriel Alexander Hess

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 02/02/2006, Recorded on 02/07/2006, Deed Book/Instrument No. 0000394.
2. Supplemental Order, Recorded on 08/16/2006, Deed Book/Instrument No. 60002676.
3. Disbursement Order -01 Executed 01/06/2014, Recorded on 02/10/2014, Deed Book/Instrument No. 140000207.
4. Disbursement Order -02 Executed 05/23/2016, Recorded on 06/06/2016, Deed Book/Instrument No. 160000992.

5. Disbursement Order -03 Executed 08/16/2016, Recorded on 08/30/2016, Deed Book/Instrument No. 160001563.

NOTICE:

- (1) Amend the Pooling Order to provide for the disbursement of funds on deposit in the Escrow Account attributable to Tract(s) 2H, 2I, 2J, A portion of 2K, 2L identified in the attached petition.
- (2) Delete the requirement that the Unit Operator place future royalties attributable to Tract(s) 2H, 2I, 2J, A portion of 2K, 2L 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. Gabriel Alexander Hess and David M & Judy Hess are the gas claimants in tracts 2H, 2I, portion of 2K and 2L. As such Gabriel Alexander Hess and David M & Judy Hess are entitled to 100% of the CBM royalties attributable to their gas claims that are 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 previously given the notice(s) required by § 45.1-361.22:2.A to all conflicting coal claimants identified in the above referenced pooling Order and any supplemental Orders pertaining thereto.
- c. That when the Board granted Petitioner's Miscellaneous Petition in VGOB 05-1018-1510-02, it dismissed the coal claimant(s) H-W Financial, LLC (previously Harrison-Wyatt, LLC) as a Respondent to these proceedings. Accordingly, Island Creek Coal Company was not provided further notice under § 45.1-361.19 and 22 of the hearing set on this Petition.
- 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 Gabriel Alexander Hess and David M & Judy Hess and shall 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.

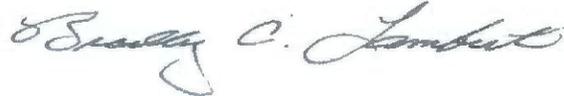
CONCLUSION:

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 30 day of November, 2016 by a majority of the Virginia Gas and Oil Board.



Chairman, Bradley C. Lambert

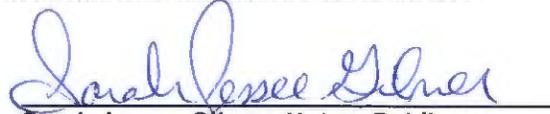
DONE AND PERFORMED this 30 day of November, 2016 by Order of the Virginia Gas and Oil Board.



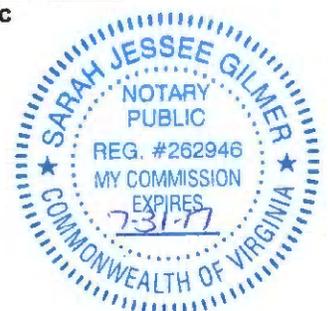
Rick Cooper
Principal Executive to the
staff, Virginia Gas and Oil Board

COMMONWEALTH OF VIRGINIA
COUNTY OF RUSSELL

Acknowledged on this 30th day of November, 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 05-1018-1510-04

RELIEF SOUGHT: (1) DISBURSEMENT FROM ESCROW REGARDING TRACT(S) 2H, 2I, 2J, A portion of 2K, 2L (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: FF14

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 Tract(s) 2H, 2I, portion of 2K and 2L as depicted upon the annexed Table; and (2) authorization to begin paying royalties directly to Gabriel Alexander Hess and David M & Judy Hess.

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. Gabriel Alexander Hess and David M & Judy Hess are the gas claimants in tracts 2H, 2I, portion of 2K and 2L. As such Gabriel Alexander Hess and David M & Judy Hess are entitled to 100% of the CBM royalties attributable to their gas claims that are 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 previously given the notice(s) required by § 45.1-361.22:2.A to all conflicting coal claimants identified in the above referenced pooling Order and any supplemental Orders pertaining thereto.
- c. That when the Board granted Petitioner's Miscellaneous Petition in VGOB 05-1018-1510-02, it dismissed the coal claimant(s) H-W Financial, LLC (previously Harrison-Wyatt, LLC) as a Respondent to these proceedings. Accordingly, Island Creek Coal Company was not provided further notice under § 45.1-361.19 and 22 of the hearing set on this Petition.
- 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 Gabriel Alexander Hess and David M & Judy Hess and shall 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 CNX LAND RESOURCES, INC. AND WERE NOT SURVEYED.

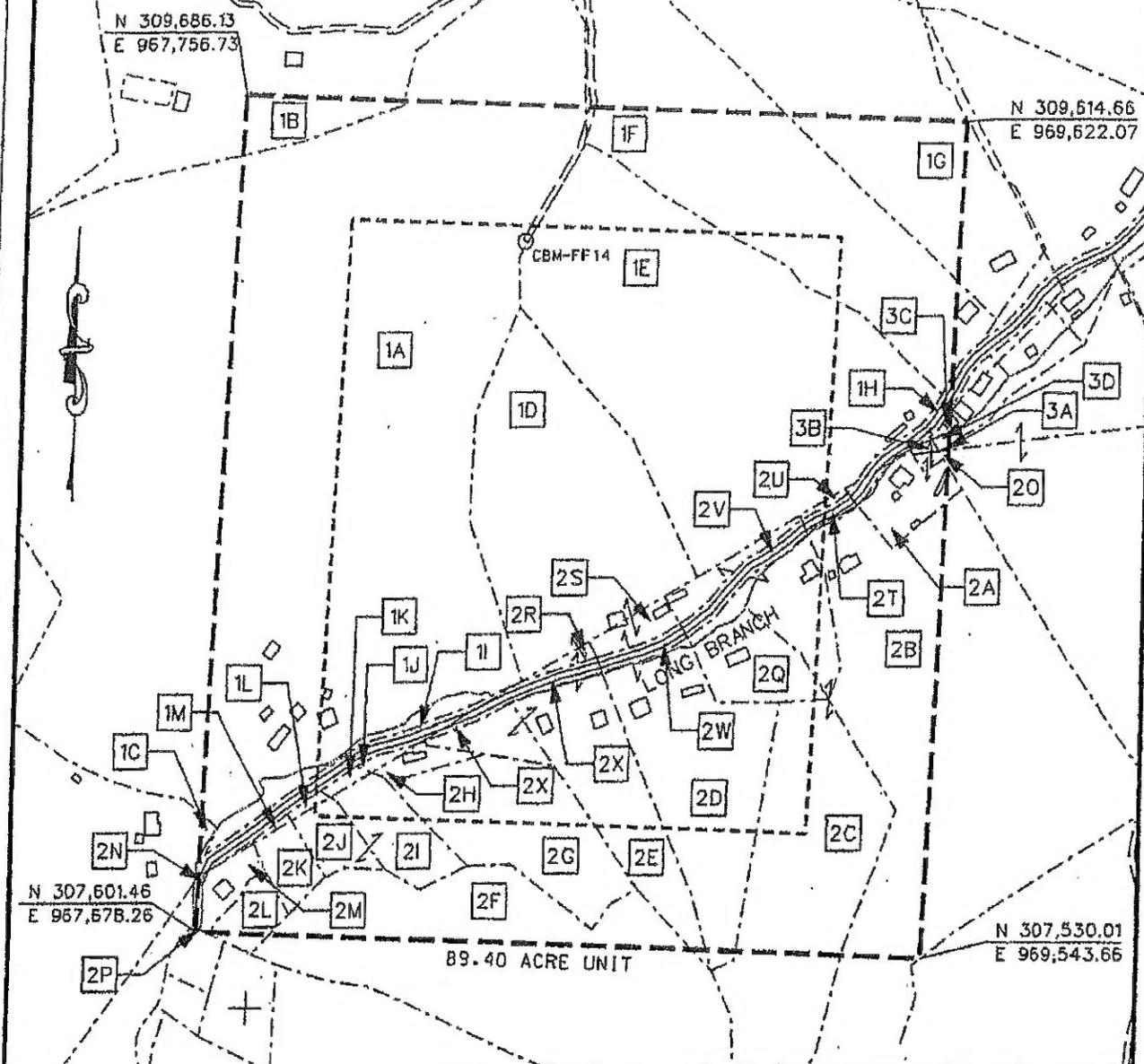


EXHIBIT A
 OAKWOOD FIELD
 UNIT FF-14
 FORCE POOLING
 VGOB-05-1018-1510

Company CNX Gas Company LLC Well Name and Number UNIT FF14

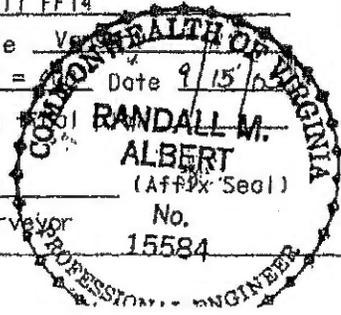
Tract No. _____ Elevation _____ Quadrangle Virginia

County Buchanan District Hurricane Scale: 1" = _____ Date 9/15/05

This plot is a new plot X ; an updated plot _____ ; or a _____

Form DGO-GD-7
 Rev. 9/91

Randall M. Albert
 Licensed Professional Engineer or Licensed Land Surveyor



CNX Gas Company LLC

UNIT FF-14

Tract Identifications

1. Harrison-Wyatt, LLC. Big Axe Tract 9 (400 Acre Tract) – All Minerals
 Island Creek Coal Company/Consol Energy, Inc. - Coal Below Drainage Leased
 Jewell Smokeless Coal Corporation - Coal Above Jawbone Seam Leased
 CNX Gas Company LLC – Oil, Gas and CBM Leased
 58.01 acres 64.8881%
- 1A. Robert Hale - Surface
 1B. Deladies VanDyke - Surface
 1C. Clayton Hale, et ux - Surface
 1D. Tolbert Hale, et ux - Surface
 1E. Oval H. Blankenship, et al - Surface
 1F. Macie E. Beck, et vir - Surface
 1G. Harlis W. Keen, et ux – Surface
 1H. Commonwealth of Virginia – Surface
 1I. Commonwealth of Virginia - Surface
 1J. Otis Furl Hess, et al - Surface
 1K. David M. Hess, et al - Surface
 1L. David M. Hess, et ux - Surface
 1M. James C. Hess Heirs - Surface
- 2A. Harrison-Wyatt, LLC. Big Axe Tr. 3 (318 Acre Tract) – Coal
 Island Creek Coal Company/Consol Energy, Inc. - Coal Below Drainage Leased
 Jewell Smokeless Coal Corporation - Coal Above Jawbone Seam Leased
 CNX Gas Company LLC – CBM Leased
 Luther Street, et ux – Surface and All Minerals except Coal
 0.79 acres 0.8837%
- 2B. Harrison-Wyatt, LLC. Big Axe Tr. 3 (318 Acre Tract) – Coal
 Island Creek Coal Company/Consol Energy, Inc. - Coal Below Drainage Leased
 Jewell Smokeless Coal Corporation - Coal Above Jawbone Seam Leased
 CNX Gas Company LLC – CBM Leased
 Herman L. Hess, et al – Surface and All Minerals except Coal
 CNX Gas Company LLC – Oil, Gas and CBM Leased
 5.15 acres 5.7606%
- 2C. Harrison-Wyatt, LLC. Big Axe Tr. 3 (318 Acre Tract) – Coal
 Island Creek Coal Company/Consol Energy, Inc. - Coal Below Drainage Leased
 Jewell Smokeless Coal Corporation - Coal Above Jawbone Seam Leased
 CNX Gas Company LLC – CBM Leased
 Darrell Hess, et al – Surface and All Minerals except Coal
 CNX Gas Company LLC – Oil, Gas and CBM Leased
 5.74 acres 6.4206%

CNX Gas Company LLC

UNIT FF-14

Tract Identifications

- 2D. Harrison-Wyatt, LLC. Big Axe Tr. 3 (318 Acre Tract) – Coal
 Island Creek Coal Company/Consol Energy, Inc. - Coal Below Drainage Leased
 Jewell Smokeless Coal Corporation - Coal Above Jawbone Seam Leased
 CNX Gas Company LLC – CBM Leased
 Harlis Hess, et ux – Surface and All Minerals except Coal
 CNX Gas Company LLC – Oil, Gas and CBM Leased
 4.13 acres 4.6197%
- 2E. Harrison-Wyatt, LLC. Big Axe Tr. 3 (318 Acre Tract) – Coal
 Island Creek Coal Company/Consol Energy, Inc. - Coal Below Drainage Leased
 Jewell Smokeless Coal Corporation - Coal Above Jawbone Seam Leased
 CNX Gas Company LLC – CBM Leased
 Raymond Hess, et ux – Surface and All Minerals except Coal
 CNX Gas Company LLC – Oil, Gas and CBM Leased
 3.13 acres 3.5011%
- 2F. Harrison-Wyatt, LLC. Big Axe Tr. 3 (318 Acre Tract) - Coal
 Island Creek Coal Company/Consol Energy, Inc. - Coal Below Drainage Leased
 Jewell Smokeless Coal Corporation - Coal Above Jawbone Seam Leased
 CNX Gas Company LLC - CBM Leased
 Beulah B. Hess, et al – Surface and All Minerals except Coal
 3.15 acres 3.5235%
- 2G. Harrison-Wyatt, LLC. Big Axe Tr. 3 (318 Acre Tract) – Coal
 Island Creek Coal Company/Consol Energy, Inc. - Coal Below Drainage Leased
 Jewell Smokeless Coal Corporation - Coal Above Jawbone Seam Leased
 CNX Gas Company LLC – CBM Leased
 Larry W. Woodward, et al – Surface and All Minerals except Coal
 3.08 acres 3.4452%
- 2H. Harrison-Wyatt, LLC. Big Axe Tr. 3 (318 Acre Tract) – Coal
 Island Creek Coal Company/Consol Energy, Inc. - Coal Below Drainage Leased
 Jewell Smokeless Coal Corporation - Coal Above Jawbone Seam Leased
 CNX Gas Company LLC – CBM Leased
 Otis Furl Hess, et al – Surface and All Minerals except Coal
 0.27 acres 0.3020%
- 2I. Harrison-Wyatt, LLC. Big Axe Tr. 3 (318 Acre Tract) – Coal
 Island Creek Coal Company/Consol Energy, Inc. - Coal Below Drainage Leased
 Jewell Smokeless Coal Corporation - Coal Above Jawbone Seam Leased
 CNX Gas Company LLC – CBM Leased
 David M. Hess, et al – Surface and All Minerals except Coal
 1.08 acres 1.2081%

CNX Gas Company LLC
UNIT FF-14
Tract Identifications

- 2J. Harrison-Wyatt, LLC. Big Axe Tr. 3 (318 Acre Tract) – Coal
 Island Creek Coal Company/Consol Energy, Inc. - Coal Below Drainage Leased
 Jewell Smokeless Coal Corporation - Coal Above Jawbone Seam Leased
 CNX Gas Company LLC – CBM Leased
 David M. Hess, et ux – Surface and All Minerals except Coal
 0.55 acres a1 0.6152%
- 2K. Harrison-Wyatt, LLC. Big Axe Tr. 3 (318 Acre Tract) – Coal
 Island Creek Coal Company/Consol Energy, Inc. - Coal Below Drainage Leased
 Jewell Smokeless Coal Corporation - Coal Above Jawbone Seam Leased
 CNX Gas Company LLC – CBM Leased
 James C. Hess Heirs – Surface and All Minerals except Coal
 0.52 acres 0.5817%
- 2L. Harrison-Wyatt, LLC. Big Axe Tr. 3 (318 Acre Tract) - Coal
 Island Creek Coal Company/Consol Energy, Inc. - Coal Below Drainage Leased
 Jewell Smokeless Coal Corporation - Coal Above Jawbone Seam Leased
 CNX Gas Company LLC - CBM Leased
 Otis Hess, et al – Surface and All Minerals except Coal
 0.41 acres 0.4586%
- 2M. Harrison-Wyatt, LLC. Big Axe Tr. 3 (318 Acre Tract) – Coal
 Island Creek Coal Company/Consol Energy, Inc. - Coal Below Drainage Leased
 Jewell Smokeless Coal Corporation - Coal Above Jawbone Seam Leased
 CNX Gas Company LLC – CBM Leased
 Eula F. Blankenship, et al – Surface and All Minerals except Coal
 0.44 acres 0.4922%
- 2N. Harrison-Wyatt, LLC. Big Axe Tr. 3 (318 Acre Tract) – Coal
 Island Creek Coal Company/Consol Energy, Inc. - Coal Below Drainage Leased
 Jewell Smokeless Coal Corporation - Coal Above Jawbone Seam Leased
 CNX Gas Company LLC – CBM Leased
 Unknown Oil and Gas Owner (Clayton Hale, et ux – Claimant)
 Clayton Hale, et ux - Surface
 0.01 acres 0.0112%
- 2O. Harrison-Wyatt, LLC. Big Axe Tr. 3 (318 Acre Tract) – Coal
 Island Creek Coal Company/Consol Energy, Inc. - Coal Below Drainage Leased
 Jewell Smokeless Coal Corporation - Coal Above Jawbone Seam Leased
 CNX Gas Company LLC – CBM Leased
 Robert Street, et ux – Surface and All Minerals except Coal
 CNX Gas Company LLC – Oil, Gas and CBM Leased
 0.01 acres 0.0112%

CNX Gas Company LLC
UNIT FF-14
Tract Identifications

- 2P. Harrison-Wyatt, LLC. Big Axe Tr. 3 (318 Acre Tract) – Coal
 Island Creek Coal Company/Consol Energy, Inc. - Coal Below Drainage Leased
 Jewell Smokeless Coal Corporation - Coal Above Jawbone Seam Leased
 CNX Gas Company LLC – CBM Leased
 Kevin L. Meadows, et ux – Surface and All Minerals except Coal
 0.01 acres 0.0112%
- 2Q. Harrison-Wyatt, LLC. Big Axe Tr. 3 (318 Acre Tract) – Coal
 Island Creek Coal Company/Consol Energy, Inc. - Coal Below Drainage Leased
 Jewell Smokeless Coal Corporation - Coal Above Jawbone Seam Leased
 CNX Gas Company LLC – CBM Leased
 Shirley Street – Surface and All Minerals except Coal
 1.18 acres 1.3199%
- 2R. Harrison-Wyatt, LLC. Big Axe Tr. 3 (318 Acre Tract) – Coal
 Island Creek Coal Company/Consol Energy, Inc. - Coal Below Drainage Leased
 Jewell Smokeless Coal Corporation - Coal Above Jawbone Seam Leased
 CNX Gas Company LLC – CBM Leased
 Raymond Hess, et ux OR Tolbert Hale, et ux – Surface and All Minerals except Coal
 CNX Gas Company LLC – Oil, Gas and CBM Leased (If owned by Raymond Hess, et ux)
 0.09 acres 0.1007%
- 2S. Harrison-Wyatt, LLC. Big Axe Tr. 3 (318 Acre Tract) – Coal
 Island Creek Coal Company/Consol Energy, Inc. - Coal Below Drainage Leased
 Jewell Smokeless Coal Corporation - Coal Above Jawbone Seam Leased
 CNX Gas Company LLC – CBM Leased
 Harlis Hess, et ux OR Tolbert Hale, et ux – Surface and All Minerals except Coal
 CNX Gas Company LLC – Oil, Gas and CBM Leased (If owned by Harlis Hess, et al)
 0.35 acres 0.3915%
- 2T. Harrison-Wyatt, LLC. Big Axe Tr. 3 (318 Acre Tract) – Coal
 Island Creek Coal Company/Consol Energy, Inc. - Coal Below Drainage Leased
 Jewell Smokeless Coal Corporation - Coal Above Jawbone Seam Leased
 CNX Gas Company LLC – CBM Leased
 Herman Hess, et al – All Minerals except Coal
 CNX Gas Company LLC – Oil, Gas and CBM Leased
 Commonwealth of Virginia - Surface
 0.22 acres 0.2461%
- 2U. Harrison-Wyatt, LLC. Big Axe Tr. 3 (318 Acre Tract) – Coal
 Island Creek Coal Company/Consol Energy, Inc. - Coal Below Drainage Leased
 Jewell Smokeless Coal Corporation - Coal Above Jawbone Seam Leased
 CNX Gas Company LLC – CBM Leased
 Luther Street, et ux – Surface and All Minerals except Coal
 0.04 acres 0.0447%

CNX Gas Company LLC
UNIT FF-14
Tract Identifications

- 2V. Harrison-Wyatt, LLC. Big Axe Tr. 3 (318 Acre Tract) – Coal
 Island Creek Coal Company/Consol Energy, Inc. - Coal Below Drainage Leased
 Jewell Smokeless Coal Corporation - Coal Above Jawbone Seam Leased
 CNX Gas Company LLC – CBM Leased
 Darrell Hess, et al – All Minerals except Coal
 CNX Gas Company LLC – Oil, Gas and CBM Leased
 Commonwealth of Virginia - Surface
 0.37 acres 0.4139%
- 2W. Harrison-Wyatt, LLC. Big Axe Tr. 3 (318 Acre Tract) – Coal
 Island Creek Coal Company/Consol Energy, Inc. - Coal Below Drainage Leased
 Jewell Smokeless Coal Corporation - Coal Above Jawbone Seam Leased
 CNX Gas Company LLC – CBM Leased
 Harlis Hess, et ux – All Minerals except Coal
 CNX Gas Company LLC – Oil, Gas and CBM Leased
 Commonwealth of Virginia - Surface
 0.21 acres 0.2349%
- 2X. Harrison-Wyatt, LLC. Big Axe Tr. 3 (318 Acre Tract) – Coal
 Island Creek Coal Company/Consol Energy, Inc. - Coal Below Drainage Leased
 Jewell Smokeless Coal Corporation - Coal Above Jawbone Seam Leased
 CNX Gas Company LLC – CBM Leased
 Raymond Hess, et ux – All Minerals except Coal
 CNX Gas Company LLC – Oil, Gas and CBM Leased
 Commonwealth of Virginia - Surface
 0.22 acres 0.2461%
- 2Y. Harrison-Wyatt, LLC. Big Axe Tr. 3 (318 Acre Tract) – Coal
 Island Creek Coal Company/Consol Energy, Inc. - Coal Below Drainage Leased
 Jewell Smokeless Coal Corporation - Coal Above Jawbone Seam Leased
 CNX Gas Company LLC – CBM Leased
 Raymond Hess, et ux – All Minerals except Coal
 CNX Gas Company LLC – Oil, Gas and CBM Leased
 Commonwealth of Virginia - Surface
 0.11 acres 0.1230%

160002401

CNX Gas Company LLC
UNIT FF-14
Tract Identifications

- 3. Buckhorn Coal Mining (H.C. Stuart 425 Acre Tract) – All Minerals
Reserve Coal Properties Company - Below Tiller Coal Leased
Knox Creek Coal Corporation – Above Drainage Coal Leased
CNX Gas Company LLC – Oil, Gas and CBM Leased
Unknown Surface Owner
0.13 acres 0.1454%
- 3A. Hobert Street, et ux - Surface
- 3B. Luther Street, et ux - Surface
- 3C. Hobert Street, et ux - Surface
- 3D. Unknown Surface Owner

Exhibit E
Unit FF-14
Docket #VGOB 05-1018-1510-04
List of Owners/Claimants that require escrow
(89.40 Acre Unit)

	Acres in Unit	Percent of Unit	
<u>Tract #2D - 4.13 acres</u>			
<u>COAL OWNERSHIP</u>			
(1) H-W Financial LLC Big Axe Tr. 3 (318 Acre Tract) P.O. Box 11000 Danville, VA 24543	4.13 acres	4.6197%	<i>Dismissed under -02 petition</i>
<u>OIL & GAS OWNERSHIP</u>			
(1) Harlis Hess, et ux.			<i>Conveyed by deed dated 3/20/07 under Instrument# 07-1327</i>
			<i>W-9/Affidavits Pending</i>
(a) Scotty Ray Coleman & Heather Dawn Blankenship 4.00 Acres T002137 PO Box 1915 Grundy, VA 24614	4.13 acres	4.6197%	
<u>Tract #2K - 0.52 acres</u>			
<u>COAL OWNERSHIP</u>			
(1) H-W Financial LLC Big Axe Tr. 3 (318 Acre Tract) P.O. Box 11000 Danville, VA 24543	0.52 acres	0.5817%	<i>Dismissed under -02 petition</i>
<u>OIL & GAS OWNERSHIP</u>			
(1) James C. Hess Heirs, Devisees, Successors or Assigns	0.52 acres	0.5817%	
(a) Mary L. Hess Heirs, Devisees, Successors or Assigns			
<i>The respondents listed below did not respond timely to the W9 request and will continue to be escrowed</i>			
(a.1) Ella Goetz Heirs, Devisees, Successors or Assigns			
(a.1.2) Robert Goetz 1206 West Lake Ave Baltimore, MD 21210	0.0217 acres 1/24 of 0.52 acres	0.0242%	
(a.7) Dorsie Hess Heirs, Devisees, Successors or Assigns			
(a.9) Carl Hess 77 Heritage Dr Honaker, VA 24260	0.0433 acres 1/12 of 0.52 acres	0.0485%	
	Acres	0.0650	
	Percent	0.0727%	

Exhibit E
Unit FF-14
Docket #VGOB 05-1018-1510-04
List of Owners/Claimants that require escrow
(89.40 Acre Unit)

160002401

	Acres In Unit	Percent of Unit	
<u>Tract #2N - 0.01 acres</u>			
<i>Escrow due to Unknown/Unlocatable / Title</i>			
<u>COAL OWNERSHIP</u>			
(1) H-W Financial LLC <i>Big Axe Tr. 3 (318 Acre Tract)</i> P.O. Box 11000 Danville, VA 24543	0.01 acres	0.0112%	<i>Dismissed under -02 petition</i>
<u>OIL & GAS OWNERSHIP</u>			
(1) Unknown Owner <i>Address Unknown</i>	0.01 acres	0.0112%	
Clayton Hale - Claimant 1958 Long Branch Rd Rowe, VA 24646			
<u>Tract #2P - 0.01 acres</u>			
<u>COAL OWNERSHIP</u>			
(1) H-W Financial LLC <i>Big Axe Tr. 3 (318 Acre Tract)</i> P.O. Box 11000 Danville, VA 24543	0.01 acres	0.0112%	<i>Dismissed under -02 petition</i>
<u>OIL & GAS OWNERSHIP</u>			
<i>W9 / Affidavit not received</i>			
(1) Kevin L. & Sarah Meadows, TE <i>1.69 Acres T000896</i> P.O. Box 81 Rowe, VA 24646	0.01 acres	0.0112%	
<u>Tract #2R - 0.09 acres</u>			
<u>COAL OWNERSHIP</u>			
(1) H-W Financial LLC <i>Big Axe Tr. 3 (318 Acre Tract)</i> P.O. Box 11000 Danville, VA 24543	0.09 acres	0.1007%	<i>Dismissed under -02 petition</i>
<u>OIL & GAS OWNERSHIP</u>			
<i>Unresolved Heirship</i>			
(1) Tolbert and Letha Hale Heirs, Devisees, Successors or Assigns <i>Heirs Unknown</i>	0.09 acres	0.1007%	
<u>Tract #2S - 0.35 acres</u>			
<u>COAL OWNERSHIP</u>			
(1) H-W Financial LLC <i>Big Axe Tr. 3 (318 Acre Tract)</i> P.O. Box 11000 Danville, VA 24543	0.35 acres	0.3915%	<i>Dismissed under -02 petition</i>

Exhibit E
Unit FF-14
Docket #VGOB 05-1018-1510-04
List of Owners/Claimants that require escrow
(89.40 Acre Unit)

160002401

	Acres in Unit	Percent of Unit
<u>OIL & GAS OWNERSHIP</u>		
<i>Unresolved Heirship</i>		
(1) Tolbert and Letha Hale Heirs, Deviseses, Successors or Assigns <i>Heirs Unknown</i>	0.35 acres	0.3915%
<u>Tract #2W - 0.21 acres</u>		
<u>COAL OWNERSHIP</u>		
(1) H-W Financial LLC <i>Big Axe Tr. 3 (318 Acre Tract)</i> P.O. Box 11000 Danville, VA 24543	0.21 acres	0.2349% <i>Dismissed under -02 petition</i>
<u>OIL & GAS OWNERSHIP</u>		
<i>W-9/Affidavits Pending</i>		
(1) Harlis Hess, et ux.	<i>Conveyed by deed dated 3/20/07 under Instrument# 07-1327</i>	
Scotty Ray Coleman & Heather Dawn Blankenship <i>4.00 Acres T002137</i> PO Box 1915 Grundy, VA 24614	0.21 acres	0.2349%
<u>TOTAL ACRES REMAINING IN ESCROW:</u>		
Acreage in Unit	4.8650	
Percentage of Unit		5.4418%

Exhibit EE
Unit FF-14
Docket #VGOB 05-1018-1510-04
List of Conflicting Owners/Claimants with Royalty Split Agreements/HB 2058
(89.40 Acre Unit)

	Acres in Unit	Percent of Unit	Percent of Escrow
<u>Tract #2A - 0.79 acres</u>			
<u>COAL OWNERSHIP</u>			
(1) H-W Financial LLC <i>Big Axe Tr. 3 (318 Acre Tract)</i> P.O. Box 11000 Danville, VA 24543	0.79 acres	0.8837%	<i>n/a</i>
<u>OIL & GAS OWNERSHIP</u>			
(1) Luther Street, et ux. 1007 Tomahawk Rd. Rowe, VA 24646	0.79 acres	0.8837%	<i>n/a</i>
<u>Tract #2B - 5.15 acres</u>			
<u>COAL OWNERSHIP</u>			
(1) H-W Financial LLC <i>Big Axe Tr. 3 (318 Acre Tract)</i> P.O. Box 11000 Danville, VA 24543	5.15 acres	5.7606%	<i>n/a</i>
<u>OIL & GAS OWNERSHIP</u>			
(1) Herman L. Hess, et al. <i>(12 Acre Tract)</i>			
(a) Herman L. & Eva Christine Hess 1066 Tomahawk Rd. Rowe, VA 24646-9722	5.15 acres	5.7606%	<i>n/a</i>
(b) Olbert Hess 1066 Tomahawk Rd. Rowe, VA 24646-9722	<i>Life Estate</i>		
<u>Tract #2C - 5.74 acres</u>			
<u>COAL OWNERSHIP</u>			
(1) H-W Financial LLC <i>Big Axe Tr. 3 (318 Acre Tract)</i> P.O. Box 11000 Danville, VA 24543	5.74 acres	6.4206%	<i>n/a</i>
<u>OIL & GAS OWNERSHIP</u>			
(1) Darrell Hess, et al. <i>(12 Acre Tract)</i>			
(a) Olbert Hess Heirs, Devisees, Successors or Assigns			
(a.1) Darrell & Loretta Hess P.O. Box 324 Raven, VA 24639	5.74 acres	6.4206%	<i>n/a</i>

Exhibit EE
 Unit FF-14
 Docket #VGOB 05-1018-1510-04
 List of Conflicting Owners/Claimants with Royalty Split Agreements/HB 2058
 (89.40 Acre Unit)

	Acres in Unit	Percent of Unit	Percent of Escrow
<u>Tract #2E - 3.13 acres</u>			
<u>COAL OWNERSHIP</u>			
(1) H-W Financial LLC <i>Big Axe Tr. 3 (318 Acre Tract)</i> P.O. Box 11000 Danville, VA 24543	3.13 acres	3.5011%	n/a
<u>OIL & GAS OWNERSHIP</u>			
(1) Raymond Hess, et ux. 1878 Long Branch Rd. Rowe, VA 24646	3.13 acres	3.5011%	n/a
<u>Tract #2F - 3.15 acres</u>			
<u>COAL OWNERSHIP</u>			
(1) H-W Financial LLC <i>Big Axe Tr. 3 (318 Acre Tract)</i> P.O. Box 11000 Danville, VA 24543	3.15 acres	3.5235%	n/a
<u>OIL & GAS OWNERSHIP</u>			
(1) Beulah B. Hess, et al <i>(13.4 Acre Tract)</i>	3.15 acres	3.5235%	n/a
(a) James Coy Hess	<i>Conveyed by DB 276/144 to Dorsie Hess 10/15/1980</i>		
(a.1) Dorsie Hess Heirs, Devisees, Successors or Assigns			
(a.1.1) Beulah Boyd Hess	<i>Life Estate</i>		
(a.1.1.1) James C. Hess PO Box 119 Rowe, VA 24646	0.63 acres 1/5 of 3.15 acres	0.7047%	n/a
(a.1.1.2) Gregory Allen Hess 47 Wysor Valley Rd Honaker, VA 24260	0.63 acres 1/5 of 3.15 acres	0.7047%	n/a
(a.1.1.3) Mary Regina Reynolds 2208 Fletchers Ridge Rd Rowe, VA 24646	0.63 acres 1/5 of 3.15 acres	0.7047%	n/a
(a.1.1.4) Brenda Burke Box 33 Rowe, VA 24646	0.63 acres 1/5 of 3.15 acres	0.7047%	n/a
(a.1.1.5) Timothy Hess 1742 Frank Hollow Rd Grundy, VA 24614	0.63 acres 1/5 of 3.15 acres	0.7047%	n/a
	Acres	3.15	
	Percent	3.5235%	

Exhibit EE
Unit FF-14
Docket #VGOB 05-1018-1510-04
List of Conflicting Owners/Claimants with Royalty Split Agreements/HB 2058
(89.40 Acre Unit)

	Acres in Unit	Percent of Unit	Percent of Escrow
<u>Tract #2G - 3.08 acres</u>			
<u>COAL OWNERSHIP</u>			
(1) H-W Financial LLC <i>Big Axe Tr. 3 (318 Acre Tract)</i> P.O. Box 11000 Danville, VA 24543	3.08 acres	3.4452%	<i>n/a</i>
<u>OIL & GAS OWNERSHIP</u>			
(1) Larry W. Woodward, et al. <i>(3.05 Acre Tract)</i>			
(a) James Coy & Mary Hess	<i>Conveyed by DB 278/130</i>		
(a.1) Larry W. & Linda K. Woodward PO Box 145 Damascus, VA 24236	3.08 acres	3.4452%	<i>n/a</i>
<u>Tract #2H - 0.27 acres</u>			
<u>COAL OWNERSHIP</u>			
(1) H-W Financial LLC <i>Big Axe Tr. 3 (318 Acre Tract)</i> P.O. Box 11000 Danville, VA 24543	0.27 acres	0.3020%	<i>n/a</i>
<u>OIL & GAS OWNERSHIP</u>			
(1) Otis Furl Hess, et al. <i>(0.39 Acre Tract)</i>	0.27 acres	0.3020%	<i>n/a</i>
(a) Carol Ann Hess	<i>Conveyed by Deed of Gift on 11/6/2000 under DB 515/613</i>		
(a.1) Otis Furl Hess	<i>Conveyed by same deed to a.1.1 & a.1.2</i>		
(a.1.1) Jeffery Dale Street 2109 Rosen Camp Branch Rd Rowe, VA 24646	0.14 acres 1/2 of 0.27 acres	0.1510%	<i>n/a</i>
(a.1.2) Gabriel Alexander Hess c/o Daniel Hess 1223 Corn Valley Rd Honaker, VA 24260	0.14 acres 1/2 of 0.27 acres	0.1510%	1.9627% HB2058
	Acres	0.27	
	Percent	0.3020%	
<u>Tract #2I - 1.08 acres</u>			
<u>COAL OWNERSHIP</u>			
(1) H-W Financial LLC <i>Big Axe Tr. 3 (318 Acre Tract)</i> P.O. Box 11000 Danville, VA 24543	1.08 acres	1.2081%	<i>n/a</i>

Exhibit EE
Unit FF-14
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List of Conflicting Owners/Claimants with Royalty Split Agreements/HB 2058
(89.40 Acre Unit)

	Acres In Unit	Percent of Unit	Percent of Escrow
<u>OIL & GAS OWNERSHIP</u>			
(1) David M. Hess, et al. (1.19 Acre Tract)			
(a) Glenn E & Eula Faye Blankenship			Conveyed a Life Estate by DB 346/214 to James & Mary Hess on 1/6/1989, with remainder to David & Judy Hess (t/e)
(a.1) James & Mary Hess			
(a.1.1) David M. & Judy Hess 210 Redbud Highway Rosedale, VA 24280	1.08 acres	1.2081%	15.7016% HB2058
<u>Tract #2J - 0.55 acres</u>			
<u>COAL OWNERSHIP</u>			
(1) H-W Financial LLC Big Axe Tr. 3 (318 Acre Tract) P.O. Box 11000 Danville, VA 24543	0.55 acres	0.6152%	n/a
<u>OIL & GAS OWNERSHIP</u>			
(1) David M. Hess, et al. (0.63 Acre Tract)			
(a) James & Mary Hess			Conveyed by DB 278/40 on 1/26/1981
(a.1) David M. & Judy Hess 210 Redbud Highway Rosedale, VA 24280	0.55 acres	0.6152%	7.9962% HB2058
<u>Tract #2K - 0.52 acres</u>			
<u>COAL OWNERSHIP</u>			
(1) H-W Financial LLC Big Axe Tr. 3 (318 Acre Tract) P.O. Box 11000 Danville, VA 24543	0.52 acres	0.5817%	n/a
<u>OIL & GAS OWNERSHIP</u>			
(1) James C. Hess Heirs, Deviseses, Successors or Assigns	0.52 acres	0.5817%	n/a
(a) Mary L. Hess Heirs, Deviseses, Successors or Assigns			
(a.1) Ella Goetz Heirs, Deviseses, Successors or Assigns			
(a.1.1) Judy Patti 12201 Oyen Ct Winter Garden, FL 34787	0.02 acres 1/24 of 0.52 acres	0.0242%	n/a
(a.2) Della Parkhurst 2369 St Johns Church Rd, NE Conover, NC 28613	0.04 acres 1/12 of 0.52 acres	0.0485%	n/a

Exhibit EE
Unit FF-14

Docket #VGOB 05-1018-1510-04

List of Conflicting Owners/Claimants with Royalty Split Agreements/HB 2058
(89.40 Acre Unit)

	Acres in Unit	Percent of Unit	Percent of Escrow
(a.3) Eula Fay Blankenship 3614 Vilas Dr. Claremont, NC 28610	0.04 acres 1/12 of 0.52 acres	0.0485%	n/a
(a.4) Linda Woodward 21222 JEB Stuart Highway PO Box 145 Damascus, VA 24236	0.04 acres 1/12 of 0.52 acres	0.0485%	n/a
(a.5) Anna R. Moats Burkhart 1329 Ambleside Dr. Clarksville, TN 37040	0.04 acres 1/12 of 0.52 acres	0.0485%	n/a
(a.6) Raymond Hess 1787 Long Branch Rd. Rowe, VA 24646	0.04 acres 1/12 of 0.52 acres	0.0485%	n/a
(a.7) Dorsie Hess Heirs, Devisees, Successors or Assigns			
(a.7.1) James C (aka Jimmy) Hess PO Box 119 Rowe, VA 24646	0.01 acres 1/60 of 0.52 acres	0.0097%	n/a
(a.7.2) Gregory Allen Hess 47 Wysor Valley Rd Honaker, VA 24260	0.01 acres 1/60 of 0.52 acres	0.0097%	n/a
(a.7.3) Timmy (aka Buddy) Hess 1742 Frank Hollow Rd Grundy, VA 24614	0.01 acres 1/60 of 0.52 acres	0.0097%	n/a
(a.7.4) Mary Regina Reynolds 2208 Fletchers Ridge Rd Rowe, VA 24646	0.01 acres 1/60 of 0.52 acres	0.0097%	n/a
(a.7.5) Brenda Burke PO Box 33 Rowe, VA 24646	0.01 acres 1/60 of 0.52 acres	0.0097%	n/a
(a.8) Harvey Hess 961 Drill Rd Honaker, VA 24260	0.04 acres 1/12 of 0.52 acres	0.0485%	n/a
(a.10) Carless Nelson Hess 4387 Dry Pond Ln Conover, NC 28613	0.04 acres 1/12 of 0.52 acres	0.0485%	n/a
(a.11) Odice Furi Hess 199 Kire Lane PO Box 199 Ripplemead, VA 24150	0.04 acres 1/12 of 0.52 acres	0.0485%	n/a
(a.12) David M. Hess 210 Redbud Highway Rosedale, VA 24280	0.04 acres 1/12 of 0.52 acres	0.0485%	0.6300% HB2058
	Acres	0.46	
	Percent	0.5089%	

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(89.40 Acre Unit)

	Acres In Unit	Percent of Unit	Percent of Escrow
<u>Tract #2L - 0.41 acres</u>			
<u>COAL OWNERSHIP</u>			
(1) H-W Financial LLC <i>Big Axe Tr. 3 (318 Acre Tract)</i> P.O. Box 11000 Danville, VA 24543	0.41 acres	0.4586%	<i>n/a</i>
<u>OIL & GAS OWNERSHIP</u>			
(1) Otis Furl Hess, et al. <i>(0.39 Acre Tract)</i>	0.41 acres	0.4586%	<i>n/a</i>
(a) Carol Ann Hess	<i>Conveyed by Deed of Gift DB 515/613 on 11/6/00</i>		
(a.1) Otis Furl Hess	<i>Conveyed by same deed to a.1.1 & a.1.2</i>		
(a.1.1) Jeffery Dale Street 2109 Rosen Camp Branch Rd Rowe, VA 24646	0.205 acres 1/2 of 0.41 acres	0.2293%	<i>n/a</i>
(a.1.2) Gabriel Alexander Hess c/o Daniel Hess 1223 Corn Valley Rd Honaker, VA 24260	0.205 acres 1/2 of 0.41 acres	0.2293%	2.9804% HB2058
	Acres	0.41	
	Percent	0.4586%	
<u>Tract #2M - 0.44 acres</u>			
<u>COAL OWNERSHIP</u>			
(1) H-W Financial LLC <i>Big Axe Tr. 3 (318 Acre Tract)</i> P.O. Box 11000 Danville, VA 24543	0.44 acres	0.4922%	<i>n/a</i>
<u>OIL & GAS OWNERSHIP</u>			
(1) Eula F. Blankenship, et al <i>(0.55 Acre Tract)</i>			
(a) James & Mary Hess	<i>Conveyed by DB 278/82 to Anna Rae Hess, now Anna Moats Burkha</i>		
(a.1) Anna Moats Burkhart	<i>Conveyed by Deed of Gift. DB 555/408 retaining remainder</i>		
(a.1.1) Glenn & Eula F. Blankenship 3614 Vilas Dr Claremont, NC 28610	0.44 acres	0.4922%	<i>n/a</i>
<u>Tract #2O - 0.01 acres</u>			
<u>COAL OWNERSHIP</u>			
(1) H-W Financial LLC <i>Big Axe Tr. 3 (318 Acre Tract)</i> P.O. Box 11000 Danville, VA 24543	0.01 acres	0.0112%	<i>n/a</i>

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Unit FF-14
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(89.40 Acre Unit)

	Acres in Unit	Percent of Unit	Percent of Escrow
<u>OIL & GAS OWNERSHIP</u>			
(1) Mabel Jean Street 1405 Long Branch Rd Rowe, VA 24646	0.01 acres	0.0112%	<i>n/a</i>
<u>Tract #2Q - 1.18 acres</u>			
<u>COAL OWNERSHIP</u>			
(1) H-W Financial LLC <i>Big Axe Tr. 3 (318 Acre Tract)</i> P.O. Box 11000 Danville, VA 24543	1.18 acres	1.3199%	<i>n/a</i>
<u>OIL & GAS OWNERSHIP</u>			
(1) Shirley Street 1041 Lifted Rd Rowe, VA 24646	1.18 acres	1.3199%	<i>n/a</i>
<u>Tract #2T - 0.22 acres</u>			
<u>COAL OWNERSHIP</u>			
(1) H-W Financial LLC <i>Big Axe Tr. 3 (318 Acre Tract)</i> P.O. Box 11000 Danville, VA 24543	0.22 acres	0.2461%	<i>n/a</i>
<u>OIL & GAS OWNERSHIP</u>			
(1) Herman L. Hess, et al. <i>(12 Acre Tract)</i>			
(a) Herman L. & Eva Christine Hess 1066 Tomahawk Rd. Rowe, VA 24646-9722	0.22 acres	0.2461%	<i>n/a</i>
(b) Olbert Hess 1066 Tomahawk Rd. Rowe, VA 24646-9722	<i>Life Estate</i>		
<u>Tract #2U - 0.04 acres</u>			
<u>COAL OWNERSHIP</u>			
(1) H-W Financial LLC <i>Big Axe Tr. 3 (318 Acre Tract)</i> P.O. Box 11000 Danville, VA 24543	0.04 acres	0.0447%	<i>n/a</i>
<u>OIL & GAS OWNERSHIP</u>			
(1) Luther Street, et ux. 1007 Tomahawk Rd. Rowe, VA 24646	0.04 acres	0.0447%	<i>n/a</i>

Exhibit EE
Unit FF-14

Docket #VGOB 05-1018-1510-04

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(89.40 Acre Unit)

	Acres in Unit	Percent of Unit	Percent of Escrow
<u>Tract #2V - 0.37 acres</u>			
<u>COAL OWNERSHIP</u>			
(1) H-W Financial LLC Big Axe Tr. 3 (318 Acre Tract) P.O. Box 11000 Danville, VA 24543	0.37 acres	0.4139%	n/a
<u>OIL & GAS OWNERSHIP</u>			
(1) Darrell Hess, et al. (12 Acre Tract)			
(a) Olbert Hess Heirs, Devisees, Successors or Assigns			
(a.1) Darrell & Loretta Hess P.O. Box 324 Raven, VA 24639	0.37 acres	0.4139%	n/a
<u>Tract #2X - 0.22 acres</u>			
<u>COAL OWNERSHIP</u>			
(1) H-W Financial LLC Big Axe Tr. 3 (318 Acre Tract) P.O. Box 11000 Danville, VA 24543	0.22 acres	0.2461%	n/a
<u>OIL & GAS OWNERSHIP</u>			
(1) Raymond Hess, et ux. 1878 Long Branch Rd. Rowe, VA 24646	0.22 acres	0.2461%	n/a
<u>Tract #2Y - 0.11 acres</u>			
<u>COAL OWNERSHIP</u>			
(1) H-W Financial LLC Big Axe Tr. 3 (318 Acre Tract) P.O. Box 11000 Danville, VA 24543	0.11 acres	0.1230%	n/a
<u>OIL & GAS OWNERSHIP</u>			
(1) Raymond Hess, et ux. 1878 Long Branch Rd. Rowe, VA 24646	0.11 acres	0.1230%	n/a

TOTAL CONFLICTS RESOLVED:

Acreege in Unit	26.3950	
Percentage of Unit		29.5246%

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✓
160002401

160002401

INSTRUMENT #160002401
RECORDED IN THE CLERK'S OFFICE OF
BUCHANAN COUNTY ON
DECEMBER 20, 2016 AT 02:12PM

BEVERLY S. TILLER, CLERK
RECORDED BY: VAH