

1573



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: AV130

TRACT(S): A portion of 2C

LOCATION: TAZEWELL County, Virginia

TAX ID NUMBERS: Tax Map Identification Numbers for all parcels affected by this order are shown on: Tract Identification Sheet

DOCKET NUMBER: VGOB-06-01117-1558-04

APPLICANTS: CNX Gas Company LLC on behalf of Bobby Johnson, Danny Osborne, David E. Smith, Mae Miller, Margie Juanita Compton, Raleigh Ball Jr., Rosa Lee Nuckolls, Wilma Johnson

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 03/08/2006, Recorded on 03/13/2006, Deed Book/Instrument No. 1059.
2. Supplemental Order, Recorded on 04/02/2008, Deed Book/Instrument No. 1025, Page 490.
3. Disbursement Order -01 Executed 05/11/2016, Recorded on 05/24/2016, Deed Book/Instrument No. 2016, Page 0799.

- 4. Disbursement Order -02 Executed 10/27/2016, Recorded on 11/09/2016, Deed Book/Instrument No. 2016, Page 1753.
- 5. Disbursement Order -03 Executed 02/08/2017, Recorded on 03/02/2017, Deed Book/Instrument No. 2017, Page 0284.

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 2C identified in the attached petition.
- (2) Delete the requirement that the Unit Operator place future royalties attributable to Tract(s) A portion of 2C 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. Raleigh Ball, Jr., Margie Juanita Compton, Wilma Darlene Johnson, Mae B. Miller, Danny Osborne, and David E. Smith are the gas claimants in a portion of Tr. 2C. As such Raleigh Ball, Jr., Margie Juanita Compton, Wilma Darlene Johnson, Mae B. Miller, Danny Osborne, Bobby Johnson, Rosa Lee Nuckolls, and David E. Smith 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 06-0117-1558-01, it dismissed the coal claimant(s) Coal Mountain Mining Co as a Respondent to these proceedings. Accordingly, Coal Mountain Mining Co 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 Raleigh Ball, Jr., Margie Juanita Compton, Wilma Darlene Johnson, Mae B. Miller, Danny Osborne, Bobby Johnson, Rosa Lee Nuckolls, and David E. Smith 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 15 day of May, 2017 by a majority of the Virginia Gas and Oil Board. **2017-008041**

Bradley C. Lambert

Chairman, Bradley C. Lambert

COMMONWEALTH OF VIRGINIA
COUNTY OF RUSSELL

Acknowledged on this 15th day of May, 2017, personally before me a notary public in and for the Commonwealth of Virginia, appeared Bradley C. Lambert, being duly sworn did depose and say that he is the Chairman of the Virginia Gas and Oil Board, 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, 2021

DONE AND PERFORMED this 16 day of May, 2017 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 16th day of May, 2017, 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, 2021

BEFORE THE VIRGINIA GAS AND OIL BOARD

PETITIONER: CNX Gas Company LLC

DIVISION OF GAS AND OIL

DOCKET NO: VGOB 06-0117-1558-04

RELIEF SOUGHT: (1) DISBURSEMENT FROM ESCROW REGARDING TRACT(S) A portion of 2C (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: AV130

TAZEWELL 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 a portion of Tract 2C, as depicted upon the annexed Table; and (2) authorization to begin paying royalties directly to Raleigh Ball, Jr., Margie Juanita Compton, Wilma Darlene Johnson, Mae B. Miller, Danny Osborne, Bobby Johnson, Rosa Lee Nuckolls, and David E. Smith.

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. Raleigh Ball, Jr., Margie Juanita Compton, Wilma Darlene Johnson, Mae B. Miller, Danny Osborne, and David E. Smith are the gas claimants in a portion of Tr. 2C. As such Raleigh Ball, Jr., Margie Juanita Compton, Wilma Darlene Johnson, Mae B. Miller, Danny Osborne, Bobby Johnson, Rosa Lee Nuckolls, and David E. Smith 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 06-0117-1558-01, it dismissed the coal claimant(s) Coal Mountain Mining Co as a Respondent to these proceedings. Accordingly, Coal Mountain Mining Co 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 Raleigh Ball, Jr., Margie Juanita Compton, Wilma Darlene Johnson, Mae B. Miller, Danny Osborne, Bobby Johnson, Rosa Lee Nuckolls, and David E. Smith 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.

BK 2017 PRO8066

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

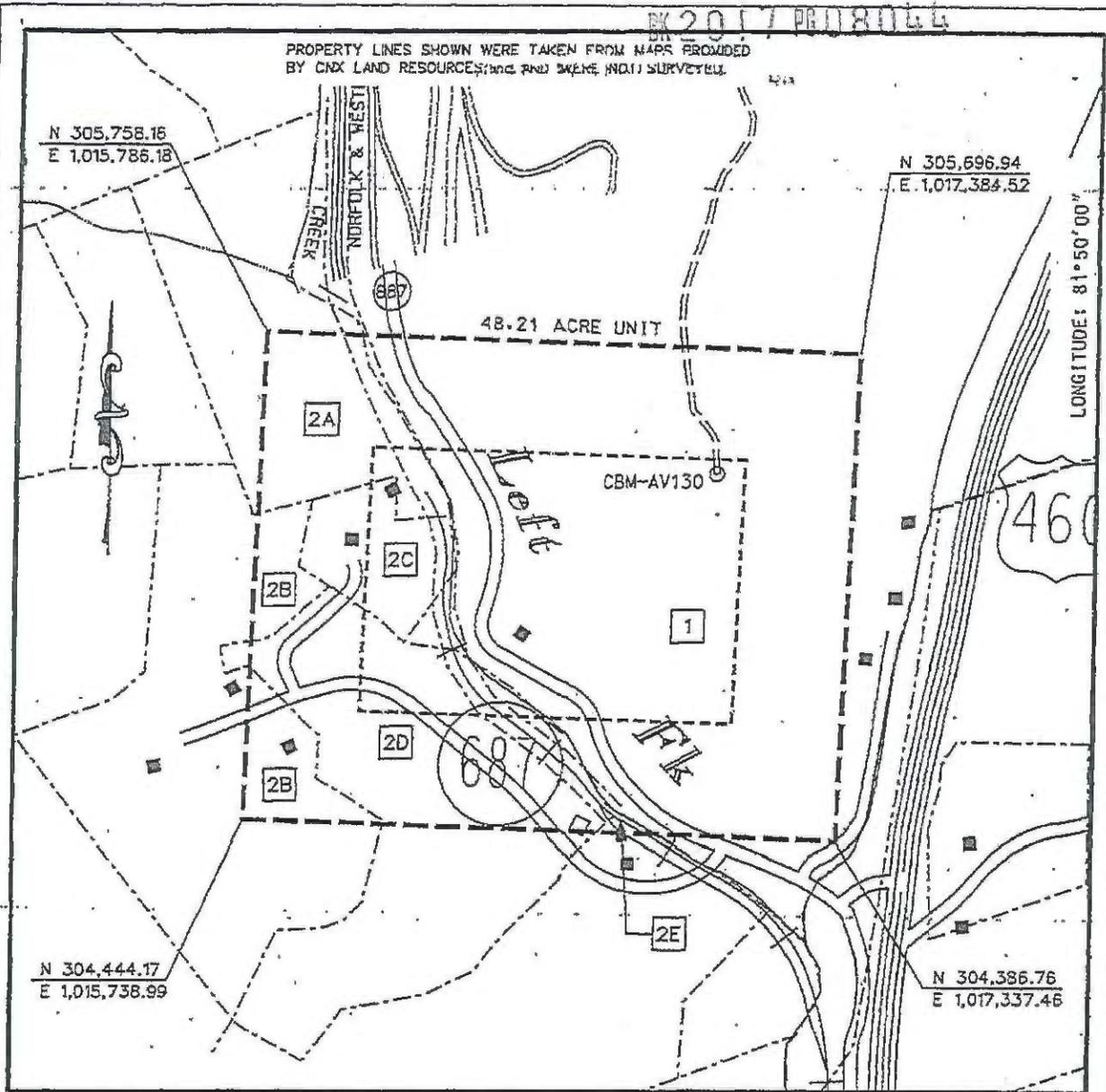
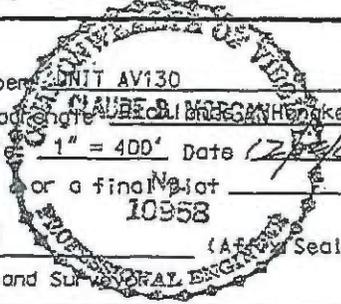


EXHIBIT A
 MIDDLE RIDGE 1 FIELD
 UNIT AV-130
 FORCE POOLING
 VGOB-06-01-17-1558

Company CNX Gas Company LLC Well Name and Number UNIT AV130
 Tract No. _____ Elevation _____ Quadrangle CLAUDE & MORGAN HENNER
 County Tazewell District Maiden Springs Scale 1" = 400' Date 12/29/05
 This plat is a new plat ; an updated plat _____ ; or a final plat _____



Form DGO-GO-7
 Rev. 9/91

Claude & Morgan Henner
 Licensed Professional Engineer or Licensed Land Surveyor (Affix Seal)

CNX GAS COMPANY LLC**UNIT AV130**

**Tract Identifications
(48.21 Acre Tract)**

1. **Commonwealth Coal Company Tr. 9 (1497.62 Acre Tract) - Fee
Reserve Coal Properties Company - Below Tiller Coal Leased
Knox Creek Coal Corporation - Tiller and Above Coal Leased
Reserve Coal Properties Company - Oil and Gas Leased
CNX Gas Company LLC - CBM Leased
30.65 acres 63.5760%
Tax Map # 840122A**
- 2A. **Coal Mountain Mining Co. Limited Partnership, LLP Tr. 20 (205 Acre Tract) - Coal
Reserve Coal Properties Company - Below Drainage Coal Leased
Knox Creek Coal Corporation - Above Drainage Coal Leased
CNX Gas Company LLC - CBM Leased
Knox Creek Coal Corporation, et al - Surface and All Minerals except Coal
3.91 acres 8.1104%
Tax Map #84A79**
- 2B. **Coal Mountain Mining Co. Limited Partnership, LLP Tr. 20 (205 Acre Tract) - Coal
Reserve Coal Properties Company - Below Drainage Coal Leased
Knox Creek Coal Corporation - Above Drainage Coal Leased
CNX Gas Company LLC - CBM Leased
Knox Creek Coal Corporation - Surface and All Minerals except Coal
2.79 acres 5.7872%
Tax Map #84A80**
- 2C. **Coal Mountain Mining Co. Limited Partnership, LLP Tr. 20 (205 Acre Tract) - Coal
Reserve Coal Properties Company - Below Drainage Coal Leased
Knox Creek Coal Corporation - Above Drainage Coal Leased
CNX Gas Company LLC - CBM Leased
Charley Ball Heirs - All Minerals except Coal
Knox Creek Coal Corporation, et al - Surface
2.60 acres 5.3931%
Tax Map #84A81**
- 2D. **Coal Mountain Mining Co. Limited Partnership, LLP Tr. 20 (205 Acre Tract) - Coal
Reserve Coal Properties Company - Below Drainage Coal Leased
Knox Creek Coal Corporation - Above Drainage Coal Leased
CNX Gas Company LLC - CBM Leased
Knox Creek Coal Corporation, et al - Surface and All Minerals except Coal
8.16 acres 16.9259%
Tax Map #84A82**

CNX GAS COMPANY LLC

UNIT AV130

**Tract Identifications
(48.21 Acre Tract)**

- 2E. **Coal Mountain Mining Co. Limited Partnership, LLP Tr. 20 (205 Acre Tract) - Coal
Reserve Coal Properties Company - Below Drainage Coal Leased
Knox Creek Coal Corporation - Above Drainage Coal Leased
CNX Gas Company LLC - CBM Leased
Commonwealth Coal Corporation - Surface and All Minerals except Coal
0.10 acres 0.2074%
Tax Map #84A83**

Exhibit E
Unit AV-130
Docket #VGOB 06-0117-1558-04
List of Conflicting Owners/Claimants that require escrow
(48.21 Acre Unit)

	Acres in Unit	Interest in Unit
<u>Tract #2C, 2.60 acres</u>		
<u>COAL OWNERSHIP</u>		
(1) Coal Mountain Mining Company, Tr.20 P.O. Box 675 Tazewell, VA 24651	2.60 acres	5.3931% <i>Dismissed under 01 petition</i>
<u>OIL & GAS OWNERSHIP</u>		
Charles and Lula Ball Heirs, Devisees, Successors or Assigns (3 Acre Tract)	2.60 acres	5.3931%
<i>Outstanding W9/Affidavits</i>		
(1) Charles W. Ball Heirs, Devisees, Successors or Assigns		
(1.1) Lula Ball Elswick Heirs, Devisees, Successors or Assigns		
(1.1.4) Exie Ball Johnson Heirs, Devisees, Successors or Assigns		
(b) Anne Mae Absher 757 Fork Ridge Road, Box 33 Raven, VA 24639	0.0050 acres 1/520 of 2.60 acres	0.0104%
(f) Harold Cline Heirs, Devisees, Successors or Assigns		
(f.1) Alma Ward Cline P.O. Box 660 Raven, VA 24639	0.0050 acres 1/520 of 2.60 acres	0.0104%
(g) Peggy Johnson Ford 241 Birch Street Raven, VA 24639	0.0050 acres 1/520 of 2.60 acres	0.0104%
(h) Betty Lawson Heirs, Devisees, Successors or Assigns		
(h.1) Donnie B. Lawson, Jr. 12043 Gardengate Rd Midlothian, VA 23112	0.0017 acres 1/1560 of 2.60 acres	0.0035%
(h.2) James Lawson 140 Thoreau Dr Inwood, WV 25428	0.0017 acres 1/1560 of 2.60 acres	0.0035%
(h.3) Ivy Houchens 1351A Villa Way Charlottesville, VA 22903	0.0017 acres 1/1560 of 2.60 acres	0.0035%
(i) Ruth Short P.O. Box 291 Doran, VA 24612	0.0050 acres 1/520 of 2.60 acres	0.0104%
(j) Lucille Sisk P.O. Box 275 Pounding Mill, VA 24637	0.0050 acres 1/520 of 2.60 acres	0.0104%
(k) Lois Mays 831 Clarks Valley Rd. Swords Creek, VA 24649	0.0050 acres 1/520 of 2.60 acres	0.0104%

Exhibit E
Unit AV-130
Docket #VGOB 06-0117-1558-04
List of Conflicting Owners/Claimants that require escrow
(48.21 Acre Unit)

	Acres in Unit	Interest in Unit
(l) Maxine Ward Box 26 Red Ash, VA 24640	0.0050 acres 1/520 of 2.60 acres	0.0104%
(m) Roger Johnson Heirs, Devisees, Successors or Assigns		
(m.1) Nancy Johnson 964 Thru Dr. Pounding Mill, VA 24637	0.0050 acres 1/520 of 2.60 acres	0.0104%
(1.1.5) Raleigh Ball Heirs, Devisees, Successors or Assigns		
(a.3) Herby Ball 125 Albert Rd. Stokesdale, NC 27357	0.0093 acres 1/280 of 2.60 acres	0.0193%
(1.4) Lenwood (Lenward) Ball Heirs, Devisees, Successors or Assigns		
(1.5) Exie Ball Johnson Heirs, Devisees, Successors or Assigns		
(b) Anne Mae Absher 757 Fork Ridge Road, Box 33 Raven, VA 24639	0.0250 acres 1/104 of 2.60 acres	0.0519%
(f) Harold Cline Heirs, Devisees, Successors or Assigns		
(f.1) Alma Ward Cline P.O. Box 660 Raven, VA 24639	0.0250 acres 1/104 of 2.60 acres	0.0519%
(g) Peggy Johnson Ford 241 Birch Street Raven, VA 24639	0.0250 acres 1/104 of 2.60 acres	0.0519%
(h) Betty Lawson Heirs, Devisees, Successors or Assigns		
(h.1) Donnie B. Lawson, Jr. 12043 Gardengate Rd Midlothian, VA 23112	0.0083 acres 1/312 of 2.60 acres	0.0173%
(h.2) James Lawson 140 Thoreau Dr Inwood, WV 25428	0.0083 acres 1/312 of 2.60 acres	0.0173%
(h.3) Ivy Houchens 1351A Villa Way Charlottesville, VA 22903	0.0083 acres 1/312 of 2.60 acres	0.0173%
(i) Ruth Short P.O. Box 291 Doran, VA 24612	0.0250 acres 1/104 of 2.60 acres	0.0519%
(j) Lucille Sisk P.O. Box 275 Pounding Mill, VA 24637	0.0250 acres 1/104 of 2.60 acres	0.0519%
(k) Lois Mays 831 Clarks Valley Rd. Swords Creek, VA 24649	0.0250 acres 1/104 of 2.60 acres	0.0519%

Exhibit E
Unit AV-130
Docket #VGOB 06-0117-1558-04
List of Conflicting Owners/Claimants that require escrow
(48.21 Acre Unit)

	Acres in Unit	Interest in Unit
(l) Maxine Ward Box 26 Red Ash, VA 24640	0.0250 acres 1/104 of 2.60 acres	0.0519%
(m) Roger Johnson Heirs, Devisees, Successors or Assigns		
(m.1) Nancy Johnson 964 Thru Dr. Pounding Mill, VA 24637	0.0250 acres 1/104 of 2.60 acres	0.0519%
(1.6) Raleigh Ball Heirs, Devisees, Successors or Assigns		
(a.3) Herby Ball 125 Albert Rd. Stokesdale, NC 27357	0.0464 acres 1/56 of 2.60 acres	0.0963%
(1.7) Ida Ball Stilwell Heirs, Devisees, Successors or Assigns		
(a) Beulah V. Osborne Heirs, Devisees, Successors or Assigns		
(a.8) Eugene Harold Osborne 214 Carson Ave, Apt 46 Richlands, VA 24641	0.0034 acres 1/768 of 2.60 acres	0.0070%
(a.9) Jerry Osborne 2414 Harrys Branch Rd Whitewood, VA 24657	0.0034 acres 1/768 of 2.60 acres	0.0070%
(a.12) Betty L. Smith Heirs, Devisees, Successors or Assigns		
(a.12.1) Gary Wayne Smith 231 Hagy St Pounding Mill, VA 24637	0.0006 acres 1/4608 of 2.60 acres	0.0012%
(a.12.2) Randy Smith <i>Address Unknown</i>	0.0006 acres 1/4608 of 2.60 acres	0.0012%
(a.12.4) Jamie Lee Smith 161 Meadows St Pounding Mill, VA 24637	0.0006 acres 1/4608 of 2.60 acres	0.0012%
(a.12.5) Colonel A. Smith, Jr PO Box 842 Raven, VA 24639	0.0006 acres 1/4608 of 2.60 acres	0.0012%
(a.12.6) Timothy James Smith PO Box 671 Pounding Mill, VA 24637	0.0006 acres 1/4608 of 2.60 acres	0.0012%
(b) Exie Osborne Heirs, Devisees, Successors or Assigns		
(b.2.2) Anthony Boyd 14832 Slate Creek Rd Grundy, VA 24614	0.0034 acres 1/768 of 2.60 acres	0.0070%
(b.4) Judy Blankenship PO Box 221 Doran, VA 24612	0.0068 acres 1/384 of 2.60 acres	0.0140%
(f) Charles Stilwell Heirs, Devisees, Successors or Assigns		
(f.4) Quentin A. Stilwell P. O. Box 154 Rhame, ND 58651	0.0068 acres 1/384 of 2.60 acres	0.0140%

Exhibit E
 Unit AV-130
 Docket #VGOB 06-0117-1558-04
 List of Conflicting Owners/Claimants that require escrow
 (48.21 Acre Unit)

	Acres in Unit	Interest in Unit
(f.5) Gladys E. Pollart 1211 29th Street North Fargo, ND 58102	0.0068 acres 1/384 of 2.60 acres	0.0140%
(1.8) John Ball Heirs, Devisees, Successors or Assigns		
(a) Goldie Ball Compton Heirs, Devisees, Successors or Assigns		
(a.1) Ralph Wallace Compton Heirs, Devisees, Successors or Assigns		
(a.1.2) W. Blake Compton RR 5 Box 135A Grundy, VA 24614	0.0542 acres 1/48 of 2.60 acres	0.1124%
Tract Acres in Escrow:	0.4132	
Total Percentage in Escrow:		0.8570%

Exhibit EE
 Unit AV-130
 Docket #VGOB 06-0117-1558-04
 List of Respondents with Royalty Split Agreements/Court Orders/HB2058
 (48.21 Acre Unit)

	Acres in Unit	Interest in Unit	Percent of Escrow
<u>Tract #2A, 3.91 acres</u>			
COAL OWNERSHIP			
(1) Coal Mountain Mining Company, Tr.20 Limited Partnership, L.L.P. P.O. Box 675 Tazewell, VA 24651	3.91 acres	8.1104%	n/a
OIL & GAS OWNERSHIP			
(1) Knox Creek Coal Corporation, et al.			
(a) Knox Creek Carbon Company			<i>Cancellation of certificate of partnership DB 648/123 on 5/22/1985 in Buch. Co.</i>
(a.1) Knox Creek Coal Corporation Attn: David Kramer, President PO Box 519 Raven, VA 24639	3.91 acres	8.1104%	n/a
	Acreage in Tract	3.9100	
	Percentage of Tract	8.1104%	
<u>Tract #2B, 2.79 acres</u>			
COAL OWNERSHIP			
(1) Coal Mountain Mining Company, Tr.20 Limited Partnership, L.L.P. P.O. Box 675 Tazewell, VA 24651	2.79 acres	5.7872%	n/a
OIL & GAS OWNERSHIP			
(1) Knox Creek Coal Corporation P.O. Box 519 Raven, VA 24639	2.79 acres	5.7872%	n/a
	Acreage in Tract	2.7900	
	Percentage of Tract	5.7872%	
<u>Tract #2C, 2.60 acres</u>			
COAL OWNERSHIP			
(1) Coal Mountain Mining Company, Tr.20 Limited Partnership, L.L.P. P.O. Box 675 Tazewell, VA 24651	2.60 acres	5.3931%	n/a
OIL & GAS OWNERSHIP			
Charles and Lula Ball Heirs, Devisees, Successors or Assigns <i>(3 Acre Tract)</i>	2.60 acres	5.3931%	
(1) Charles W. Ball Heirs, Devisees, Successors or Assigns			
(1.1.1) Sterling Ball 2580 West Mountain Street Kernersville, NC 27284	0.0650 acres 1/40 of 2.60 acres	0.1348%	n/a
(1.1.2) Charlotte Ball Compton 1280 Timbercliff Mansfield, OH 44907	0.0650 acres 1/40 of 2.60 acres	0.1348%	n/a
(1.1.3) Lenwood (Lenward) Ball Heirs, Devisees, Successors or Assigns			

Exhibit EE
Unit AV-130
Docket #VGOB 06-0117-1558-04
List of Respondents with Royalty Split Agreements/Court Orders/HB2058
(48.21 Acre Unit)

	Acres in Unit	Interest in Unit	Percent of Escrow
(a) James Ronnie Ball 6101 Thompson Mill Rd Graham, NC 27253	0.0081 acres 1/320 of 2.60 acres	0.0169%	<i>n/a</i>
(b) Donnie Blaine Ball 6956 Coltrane Mill Rd Greensboro, NC 27406	0.0081 acres 1/320 of 2.60 acres	0.0169%	<i>n/a</i>
(c) Dean Allen Ball 2642 Clarks Valley Rd Swords Creek, VA 24649	0.0081 acres 1/320 of 2.60 acres	0.0169%	<i>n/a</i>
(d) Shirley Smith 7600 E Paraham Rd, Apt 316 Henrico, VA 23294	0.0081 acres 1/320 of 2.60 acres	0.0169%	<i>n/a</i>
(e) Phyllis Ball Stilwell 6281 Baptist Valley Rd N. Tazewell, VA 24630	0.0081 acres 1/320 of 2.60 acres	0.0169%	<i>n/a</i>
(f) Wanda Sue Newberry 242 Terry Dr Richlands, VA 24641	0.0081 acres 1/320 of 2.60 acres	0.0169%	<i>n/a</i>
(g) Judy Carol Bales 315 Barrett St Richlands, VA 24641	0.0081 acres 1/320 of 2.60 acres	0.0169%	<i>n/a</i>
(h) Connie Lynn Whited Houchins 3707 Six and Twenty Rd Pendleton, SC 29670	0.0081 acres 1/320 of 2.60 acres	0.0169%	<i>n/a</i>
(1.1.4) Exie Ball Johnson Heirs, Devisees, Successors or Assigns			
(a) Marvin Cline 159 Dakota Drive Raven, VA 24639	0.0050 acres 1/520 of 2.60 acres	0.0104%	<i>n/a</i>
(c) Otis Darrell Johnson PO Box 1413 Cedar Bluff, VA 24609	0.0050 acres 1/520 of 2.60 acres	0.0104%	<i>n/a</i>
(d) Bobby Johnson 105 Bentwood Road Raven, VA 24639	0.0050 acres 1/520 of 2.60 acres	0.0104%	0.3280% HB2058
(e) Johnny Johnson Heirs, Devisees, Successors or Assigns			
(e.1) Wilma Johnson 138 Almond Lane Raven, VA 24639	0.0050 acres 1/520 of 2.60 acres	0.0104%	0.3280% HB2058
(1.1.5) Raleigh Ball Heirs, Devisees, Successors or Assigns			
(a.1) Ivory June Horn Heirs, Devisees, Successors or Assigns			
(a.1.1) Emory A. Horn 190 Emory St Pounding Mill, VA 24637	0.0093 acres 1/280 of 2.60 acres	0.0193%	<i>n/a</i>
(a.2) Ola Gay Vandyke 166 Summers Dr Cedar Bluff, VA 24609	0.0093 acres 1/280 of 2.60 acres	0.0193%	<i>n/a</i>

Exhibit EE
Unit AV-130
Docket #VGOB 06-0117-1558-04
List of Respondents with Royalty Split Agreements/Court Orders/HB2058
(48.21 Acre Unit)

	Acres in Unit	Interest in Unit	Percent of Escrow
(a.4) Hermas Ball 8609 McGuire Rd. PO Box 41 Colfax, NC 27235	0.0093 acres 1/280 of 2.60 acres	0.0193%	<i>n/a</i>
(a.5) Betty Hinkle 165 Gospel St Cedar Bluff, VA 24609	0.0093 acres 1/280 of 2.60 acres	0.0193%	<i>n/a</i>
(a.6) Raleigh Ball, Jr. 405 River Birch Drive Vass, NC 28394	0.0093 acres 1/280 of 2.60 acres	0.0193%	1.5376% HB2058
(a.7) Ilean Bostic Heirs, Devises, Successors or Assigns			
(a.7.1) John Gregory Bostic 193 Chest Lane Cedar Bluff, VA 24609	0.0093 acres 1/280 of 2.60 acres	0.0193%	<i>n/a</i>
(1.2) Sterling Ball 2580 West Mountain Street Kernersville, NC 27284	0.3250 acres 1/8 of 2.60 acres	0.6741%	<i>n/a</i>
(1.3) Charlotte Ball Compton 1280 Timbercliff Mansfield, OH 44907	0.3250 acres 1/8 of 2.60 acres	0.6741%	<i>n/a</i>
(1.4) Lenwood (Lenward) Ball Heirs, Devises, Successors or Assigns			
(a) James Ronnie Ball 6101 Thompson Mill Rd Graham, NC 27253	0.0406 acres 1/64 of 2.60 acres	0.0843%	<i>n/a</i>
(b) Donnie Blaine Ball 6956 Coltrane Mill Rd Greensboro, NC 27406	0.0406 acres 1/64 of 2.60 acres	0.0843%	<i>n/a</i>
(c) Dean Allen Ball 2642 Clarks Valley Rd Swords Creek, VA 24649	0.0406 acres 1/64 of 2.60 acres	0.0843%	<i>n/a</i>
(d) Shirley Smith 7600 E Paraham Rd, Apt 316 Henrico, VA 23294	0.0406 acres 1/64 of 2.60 acres	0.0843%	<i>n/a</i>
(e) Phyllis Ball Stilwell 6281 Baptist Valley Rd N. Tazewell, VA 24630	0.0406 acres 1/64 of 2.60 acres	0.0843%	<i>n/a</i>
(f) Wanda Sue Newberry 242 Terry Dr Richlands, VA 24641	0.0406 acres 1/64 of 2.60 acres	0.0843%	<i>n/a</i>
(g) Judy Carol Bales 315 Barrett St Richlands, VA 24641	0.0406 acres 1/64 of 2.60 acres	0.0843%	<i>n/a</i>
(h) Connie Lynn Whited Houchins 3707 Six and Twenty Rd Pendleton, SC 29670	0.0406 acres 1/64 of 2.60 acres	0.0843%	<i>n/a</i>
(1.5) Exie Ball Johnson Heirs, Devises, Successors or Assigns			
(a) Marvin Cline 159 Dakota Drive Raven, VA 24639	0.0250 acres 1/104 of 2.60 acres	0.0519%	<i>n/a</i>

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Unit AV-130
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(48.21 Acre Unit)

	Acres in Unit	Interest in Unit	Percent of Escrow
(c) Otis Darrell Johnson PO Box 1413 Cedar Bluff, VA 24609	0.0250 acres 1/104 of 2.60 acres	0.0519%	<i>n/a</i>
(d) Bobby Johnson 105 Bentwood Road Raven, VA 24639	0.0250 acres 1/104 of 2.60 acres	0.0519%	4.1398% HB2058
(e) Johnny Johnson Heirs, Devisees, Successors or Assigns			
(e.1) Wilma Johnson 138 Almond Lane Raven, VA 24639	0.0250 acres 1/104 of 2.60 acres	0.0519%	4.1398% HB2058
(1.6) Raleigh Ball Heirs, Devisees, Successors or Assigns			
(a.1) Ivory June Horn Heirs, Devisees, Successors or Assigns			
(a.1.1) Emory A. Horn 190 Emory St Pounding Mill, VA 24637	0.0464 acres 1/56 of 2.60 acres	0.0963%	<i>n/a</i>
(a.2) Ola Gay Vandyke 166 Summers Dr Cedar Bluff, VA 24609	0.0464 acres 1/56 of 2.60 acres	0.0963%	<i>n/a</i>
(a.4) Hermas Ball 8609 McGuire Rd. PO Box 41 Colfax, NC 27235	0.0464 acres 1/56 of 2.60 acres	0.0963%	<i>n/a</i>
(a.5) Betty Hinkle 165 Gospel St Cedar Bluff, VA 24609	0.0464 acres 1/56 of 2.60 acres	0.0963%	<i>n/a</i>
(a.6) Raleigh Ball, Jr. 405 River Birch Drive Vass, NC 28394	0.0464 acres 1/56 of 2.60 acres	0.0963%	7.6881% HB2058
(a.7) Ilean Bostic Heirs, Devisees, Successors or Assigns			
(a.7.1.1) John Gregory Bostic 193 Chest Lane Cedar Bluff, VA 24609	0.0464 acres 1/56 of 2.60 acres	0.0963%	<i>n/a</i>
(1.7) Ida Ball Stilwell Heirs, Devisees, Successors or Assigns			
(a) Beulah V. Osborne Heirs, Devisees, Successors or Assigns			
(a.1) Sterling Osborne 3639 Clifton Fork Rd Raven, VA 24639	0.0034 acres 1/768 of 2.60 acres	0.0070%	<i>n/a</i>
(a.2) Mae Miller 8101 Brown Mtn Rd Jewell Ridge, VA 24622-8819	0.0034 acres 1/768 of 2.60 acres	0.0070%	0.5606% HB2058
(a.3) Sylvia Miller 3999 Osborne Rd Raven, VA 24639	0.0034 acres 1/768 of 2.60 acres	0.0070%	<i>n/a</i>
(a.4) Doris Mitchell 1045 Jewell Ridge Rd Richlands, VA 24341	0.0034 acres 1/768 of 2.60 acres	0.0070%	<i>n/a</i>

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(a.5) Brenda Shortt PO Box 652 Keen Mtn, VA 24624	0.0034 acres 1/768 of 2.60 acres	0.0070%	<i>n/a</i>
(a.6) Bobby Osborne 349 Bridgestone Dr, Box 12 Raven, VA 24639	0.0034 acres 1/768 of 2.60 acres	0.0070%	<i>n/a</i>
(a.7) Danny Osborne PO Box 464 Keen Mountain, VA 24624	0.0034 acres 1/768 of 2.60 acres	0.0070%	0.5606% HB2058
(a.10) Melvin Osborne PO Box 1239 Raven, VA 24639	0.0034 acres 1/768 of 2.60 acres	0.0070%	<i>n/a</i>
(a.11) Roger Osborne Heirs, Devisees, Successors or Assigns			
(a.11.1) Michelle Tuggle 702 Lynnwood Dr Bristol, VA 24201	0.0017 acres 1/1536 of 2.60 acres	0.0035%	<i>n/a</i>
(a.11.2) Susie Osborne 116 Toonsway Rd Winston-Salem, NC 27127	0.0017 acres 1/1536 of 2.60 acres	0.0035%	<i>n/a</i>
(a.12) Betty L. Smith Heirs, Devisees, Successors or Assigns			
(a.12.3) David E. Smith PO Box 603 Hurley, VA 24620	0.0006 acres 1/4608 of 2.60 acres	0.0012%	0.0934% HB2058
(b) Exie Osborne Heirs, Devisees, Successors or Assigns			
(b.1) John Lee Osborne 368 Gov GC Peery Hwy Raven, VA 24639	0.0068 acres 1/384 of 2.60 acres	0.0140%	<i>n/a</i>
(b.2) Maxie Jean Boyd Heirs, Devisees, Successors or Assigns			
(b.2.1) Walter Boyd PO Box 146 Raven, VA 24639	0.0034 acres 1/768 of 2.60 acres	0.0070%	<i>n/a</i>
(b.3) Ruth Osborne Smith P.O. Box 672 Doran, VA 24612	0.0068 acres 1/384 of 2.60 acres	0.0140%	<i>n/a</i>
(b.5) Ida Proffitt 129 Major Rd Raven, VA 24639	0.0068 acres 1/384 of 2.60 acres	0.0140%	<i>n/a</i>
(b.6) Myrtle Smith Heirs, Devisees, Successors or Assigns			
(b.6.1) Nancy Jackson PO Box 448 Doran, VA 24612	0.0034 acres 1/768 of 2.60 acres	0.0070%	<i>n/a</i>
(b.6.2) Darlene Ward 117 Franklin Ave Richlands, VA 24641	0.0034 acres 1/768 of 2.60 acres	0.0070%	<i>n/a</i>
(c) Arthur M. Stilwell P.O. Box 314 Raven, VA 24639	0.0406 acres 1/64 of 2.60 acres	0.0843%	<i>n/a</i>

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	Acres in Unit	Interest in Unit	Percent of Escrow
(d) Flossie Stilwell Osborne Heirs, Devisees, Successors or Assigns			
(d.1) Arlin W. Osborne Heirs, Devisees, Successors or Assigns			
(d.1.1) Mary Jane Osborne Heirs, Devisees, Successors or Assigns			
(d.1.1.1) Freddie Eugene Casey RNCC, 329 Dell Brook Lane Independence, VA 24348	0.0045 acres 1/576 of 2.60 acres	0.0094%	n/a
(d.2) Daniel J. Osborne 1068 Harvest Moon Rd Raven, VA 24639	0.0045 acres 1/576 of 2.60 acres	0.0094%	n/a
(d.3) Marvin J. Osborne P. O. Box 1607 Cedar Bluff, VA 24609	0.0045 acres 1/576 of 2.60 acres	0.0094%	n/a
(d.4) Hubbard Osborne 3195 Osborne Mtn Rd Raven, VA 24639	0.0045 acres 1/576 of 2.60 acres	0.0094%	n/a
(d.5) Jackie D. Osborne 1995 Altizer Rd Raven, VA 24639	0.0045 acres 1/576 of 2.60 acres	0.0094%	n/a
(d.6) Jerline Davis 923 Hubble Hill Rd North Tazewell, VA 24630	0.0045 acres 1/576 of 2.60 acres	0.0094%	n/a
(d.7) Sylvia A. Shelton Byrd 719 Holly St Richlands, VA 24641-3087	0.0045 acres 1/576 of 2.60 acres	0.0094%	n/a
(d.8) Lois Casey 123 Roberts St, Lot 1 Richlands, VA 24641-2794	0.0045 acres 1/576 of 2.60 acres	0.0094%	n/a
(d.9) Linda S. Shelton P. O. Box 521 Pounding Mill, VA 24637	0.0045 acres 1/576 of 2.60 acres	0.0094%	n/a
(e) Sylvester Stilwell Heirs, Devisees, Successors or Assigns			
(e.1) Jay C. Stilwell Heirs, Devisees, Successors or Assigns			
<i>The fractional interests below have been adjusted to reflect current ownership as a result of ongoing due diligence efforts and receipt of documentation from heirs</i>			
(e.1.2) Connie Stilwell Heirs, Devisees, Successors or Assigns			
(e.1.2.1) Kathy Stilwell PO Box 1196 Raven, VA 24639	0.0017 acres 1/1536 of 2.60 acres	0.0035%	n/a
(e.1.2.2) Jay C. Stilwell, Jr PO Box 103 Raven, VA 24639	0.0017 acres 1/1536 of 2.60 acres	0.0035%	n/a
(e.1.2.3) Veronica Gail Stilwell 200 Bryant St Cedar Bluff, VA 24637	0.0017 acres 1/1536 of 2.60 acres	0.0035%	n/a

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(e.1.2.4) Beverly Chantel Stilwell Cook Heirs, Devisees, Successors or Assigns			
(e.1.2.4.1) Casondra Keen 232 Bryant St Cedar Bluff, VA 24609	0.0017 acres 1/1536 of 2.60 acres	0.0035%	n/a
(e.2) Curtis Stilwell P.O. Box 2216 Cedar Bluff, VA 24609	0.0068 acres 1/384 of 2.60 acres	0.0140%	n/a
(e.3) Leonard C. Stilwell Heirs, Devisees, Successors or Assigns			
(e.3.1) Elsie Elizabeth Stilwell c/o Bessie Lowe 1082 Riverside Dr Raven, VA 24639	0.0068 acres 1/384 of 2.60 acres	0.0140%	n/a
(e.4) Theodore Stilwell 2212 Pea Patch Rd Jewell Ridge, VA 24622-8706	0.0068 acres 1/384 of 2.60 acres	0.0140%	n/a
(e.5) Bessie Lowe 1082 Riverside Dr Raven, VA 24639	0.0068 acres 1/384 of 2.60 acres	0.0140%	n/a
(e.6) Wanda Hagy 127 Largen St, #5 Richlands, VA 24641	0.0068 acres 1/384 of 2.60 acres	0.0140%	n/a
(f) Charles Stilwell Heirs, Devisees, Successors or Assigns			
(f.1) Bernadine R. Lisburg	<i>Life Estate</i>		
(f.2) David W. Stilwell 507 E. Minnesota #107 Rapid City, SD 57701	0.0068 acres 1/384 of 2.60 acres	0.0140%	n/a
(f.3) Thomas H. Stilwell 27 Horseshoe Trailer Ct Horace, ND 58047-5718	0.0068 acres 1/384 of 2.60 acres	0.0140%	n/a
(f.6) Daniel J. Stilwell 100 3rd St SW #077 Mandan, ND 58554	0.0068 acres 1/384 of 2.60 acres	0.0140%	n/a
(f.7) Bernice R. Lamb 2124 County Road 116 International Falls, MN 56649	0.0068 acres 1/384 of 2.60 acres	0.0140%	n/a
(g) Paul Elmer Stilwell Heirs, Devisees, Successors or Assigns			
(g.1) Virginia N. Stilwell, widow 1106 Dial Rd Raven, VA 24639	0.0406 acres 1/64 of 2.60 acres	0.0843%	n/a
(h) Raleigh Stilwell Heirs, Devisees, Successors or Assigns			
(h.1) Martha J. (aka Juanita) Stilwell 2875 Page St, Box 2 Richlands, VA 24641	0.0406 acres 1/64 of 2.60 acres	0.0843%	n/a
(1.8) John Ball Heirs, Devisees, Successors or Assigns			
(a) Goldie Ball Compton Heirs, Devisees, Successors or Assigns			

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	Acres in Unit	Interest in Unit	Percent of Escrow
(a.1) Ralph Wallace Compton Heirs, Devisees, Successors or Assigns			
(a.1.1) HC Lodge Compton Heirs, Devisees, Successors or Assigns			
(a.1.1.1) Jennifer Shawn Compton 4620 Millview Ct Roanoke, VA 24018	0.0135 acres 1/192 of 2.60 acres	0.0281%	n/a
(a.1.1.2) Jane Branham Compton Noel 7197 Tadpole Ct Summerfield, NC 27358	0.0135 acres 1/192 of 2.60 acres	0.0281%	n/a
(a.1.1.3) Jonathan Lodge Compton PO Box 1291 Holland, MI 49422	0.0135 acres 1/192 of 2.60 acres	0.0281%	n/a
(a.1.1.4) Rosa Lee Nuckolls 1811A High St Myrtle Beach, SC 29577	0.0135 acres 1/192 of 2.60 acres	0.0281%	2.2424% HB2058
(a.1.3) Wendell Ray Compton Heirs, Devisees, Successors or Assigns			
(a.1.3.1) Margie Juanita Compton 1202 Virginia Ave NW Norton, VA 24273	0.0542 acres 1/48 of 2.60 acres	0.1124%	8.9695% HB2058
(b) Hazel Ball Compton Heirs, Devisees, Successors or Assigns			
(b.1) Charles Clayton Compton Heirs, Devisees, Successors or Assigns			
(b.1.1) Judith C. Clayton 1401 Third St, SW Apt 12 Roanoke, VA 24016	0.1625 acres 1/16 of 2.60 acres	0.3371%	n/a
	Acreage in Tract	2.1868	
	Percentage of Tract	4.5360%	

Tract #2D, 8.16 acres

COAL OWNERSHIP

(1) Coal Mountain Mining Company, Tr.20 Limited Partnership, L.L.P., P.O. Box 675 Tazewell, VA 24651	8.16 acres	16.9259%	n/a
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OIL & GAS OWNERSHIP

(1) Knox Creek Coal Corporation, et al.			
(a) Knox Creek Carbon Company			
			<i>Cancellation of certificate of partnership DB 648/123 on 5/22/1985 in Buch. Co.</i>
(a.1) Knox Creek Coal Corporation Attn: David Kramer, President PO Box 519 Raven, VA 24639	8.16 acres	16.9259%	n/a

Acreage in Tract 8.1600
Percentage of Tract 16.9259%

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	Acres in Unit	Interest in Unit	Percent of Escrow
<u>Tract #2E, 0.10 acres</u>			
<u>COAL OWNERSHIP</u>			
(1) Coal Mountain Mining Company, Tr.20 Limited Partnership, L.L.P. P.O. Box 675 Tazewell, VA 24651	0.10 acres	0.2074%	n/a
<u>OIL & GAS OWNERSHIP</u>			
(1) Commonwealth Coal Company P.O. Box 1269 Bristol, VA 24203	0.10 acres	0.2074%	n/a
	Acreage in Tract	0.1000	
	Percentage of Tract	0.2074%	
	<u>TOTALS:</u>		
	Total Acreage in Unit	17.1468	
	Total Percentage of Unit	35.5670%	

INSTRUMENT 170001573
 RECORDED IN THE CLERK'S OFFICE OF
 TAZEWELL COUNTY ON
 May 31, 2017 AT 01:23 PM
 TAMMY B. ALLISON, CLERK
 RECORDED BY: ERD

