*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: W4

TRACT(S): A portion of 2

LOCATION: BUCHANAN County, Virginia

**DOCKET NUMBER:** VGOB-06-0418-1616-01

**APPLICANTS:** CNX Gas Company LLC on behalf of Alice Catherine Christian, Allison F Isaacson, April Reed, B. Fawn Weed, Betty G Burke, Beverly Hagy, Billy Owens, Bonnie Kevern, Brenda Atwood, Bryan Anthony Looney, Buford Childress, Carolyn Scott, Charles Ronnie Maynard, Connie Miller, Cory Maynard, D. Ralph Thacker, David S. Looney, Dennis Hagy, Diana Thacker, Dolly Owens, Donald J. Church, Dorothy F. Church, Dottie M Ratliff, Edith Owens, Edward Childress, Evelyn Carol James, Frank Hagy, George W. Owens, Geraldine M Collins, Harold B Owens, Henry W. Looney, Ida Gaye Smith, Jill Cranmer, JoAnn Maynard, Johnny Owens, Joyce A Morris, Juanita Scott Thompson, Judy Blackburn, Karla Larkins, Kimberly Coleman, Loretta Collins, Marion Maynard, Martha G Keen, Mary Fuller, Mary Looney, Monnie Wilson, Patty Hart, Ralph Childress, Robert C Keen, Robert Meade, Roger Douglas Maynard, Sharon Sowards, Shirley Meadows, Shirley Vandyke Owens, Stacy Fuller Breeden, Sylvia Short, Vickie Guffey, Wedith Shammami

**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:**

170000415

1. Original Pooling Order Executed 06/22/2006, Recorded on 07/06/2006, Deed Book/Instrument No. 60002243.

2. Supplemental Order, Recorded on 09/30/2011, Deed Book/Instrument No. 110002425.

**NOTICE:**

(1) Amend the Pooling Order to provide for the disbursement of funds on deposit in the Escrow Account attributable to Tract(s) A portion of 2 identified in the attached petition.

(2) Delete the requirement that the Unit Operator place future royalties attributable to Tract(s) A portion of 2 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:

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a. Mary Looney, Henry W. Looney, B. Fawn Weed, Evelyn Carol James, George Owens, Connie Miller, Patty Hart, Charlie Maynard, Kimberly Coleman, Sharon Sowards, Ida Gaye Smith, Judy Blackburn, Dottie M. Ratliff, Robert Meade, Loretta Collins, Cory Maynard, April Reed, JoAnn Maynard, Marion Maynard, Geraldine Collins, Diana Thacker, Roger D. Maynard, Jill Cranmer, Beverly Hagy, Dennis Hagy, Frank Hagy, Joyce Morris, Martha G. Keen, Dorothy F. Church, Donald J. Church, Vickey Guffey, Ralph Childress, Edward Childress, Buford Childress, Sylvia Short, Shirley Meadows, Betty G. Burke, Robert C. Keen, Monnie Wilson, Karla Larkins, David S. Looney, Alice Christian, Bryan A. Looney, Juanita S. Thompson, Carolyn Scott, Brenda Atwood, Stacy Fuller-Breeden, Allison F. Isaacson, Wedith Shammami, Bonnie Kevern, Johnny Owens, Harold B. Owens, Billy Owens, Edith Owens, Mary Fuller, Dolly Owens, Shirley Owens, and Dewey Ralph Thacker is the gas claimant in Tracts portion of 2. As such Mary Looney, Henry W. Looney, B. Fawn Weed, Evelyn Carol James, George Owens, Connie Miller, Patty Hart, Charlie Maynard, Kimberly Coleman, Sharon Sowards, Ida Gaye Smith, Judy Blackburn, Dottie M. Ratliff, Robert Meade, Loretta Collins, Cory Maynard, April Reed, JoAnn Maynard, Marion Maynard, Geraldine Collins, Diana Thacker, Roger D. Maynard, Jill Cranmer, Beverly Hagy, Dennis Hagy, Frank Hagy, Joyce Morris, Martha G. Keen, Dorothy F. Church, Donald J. Church, Vickey Guffey, Ralph Childress, Edward Childress, Buford Childress, Sylvia Short, Shirley Meadows, Betty G. Burke, Robert C. Keen, Monnie Wilson, Karla Larkins, David S. Looney, Alice Christian, Bryan A. Looney, Juanita S. Thompson, Carolyn Scott, Brenda Atwood, Stacy Fuller-Breeden, Allison F. Isaacson, Wedith Shammami, Bonnie Kevern, Johnny Owens, Harold B. Owens, Billy Owens, Edith Owens, Mary Fuller, Dolly Owens, Shirley Owens, and Dewey Ralph Thacker 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 Mary Looney, Henry W. Looney, B. Fawn Weed, Evelyn Carol James, George Owens, Connie Miller, Patty Hart, Charlie Maynard, Kimberly Coleman, Sharon Sowards, Ida Gaye Smith, Judy Blackburn, Dottie M. Ratliff, Robert Meade, Loretta Collins, Cory Maynard, April Reed, JoAnn Maynard, Marion Maynard, Geraldine Collins, Diana Thacker, Roger D. Maynard, Jill Cranmer, Beverly Hagy, Dennis Hagy, Frank Hagy, Joyce Morris, Martha G. Keen, Dorothy F. Church, Donald J. Church, Vickey Guffey, Ralph Childress, Edward Childress, Buford Childress, Sylvia Short, Shirley Meadows, Betty G. Burke, Robert C. Keen, Monnie Wilson, Karla Larkins, David S. Looney, Alice Christian, Bryan A. Looney, Juanita S. Thompson, Carolyn Scott, Brenda Atwood, Stacy Fuller-Breeden, Allison F. Isaacson, Wedith Shammami, Bonnie Kevern, Johnny Owens, Harold B. Owens, Billy Owens, Edith Owens, Mary Fuller, Dolly Owens, Shirley Owens, and Dewey Ralph Thacker and not escrow same. See Exhibit EE annexed hereto.

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**RELIEF GRANTED:**

VGOB Disbursement
Unit W4

VGOB-06-0418-1616-01

Table 1
Tracts: A portion of 2

| Item | Tract | Disbursement Table | Fractional Ownership in Tract | Net Acreage Ownership inTract | Royalty Split Agreement | Escrowed Acres Disbursed | Percent of Escrowed Funds Disbursed | Adjustment Amount |
|---|---|---|---|---|---|---|---|---|
| | | Total acreage in escrow before disbursement | | | | 5.11540 | | |
| | 2 | Tract 2 (total acreage) | 9.0600 | | | | | |
| 1 | 2 | Mary Looney\1235 N. Brookland Road Genesee PA 16923 | 3/140 | 0.1941 | 100.00% | 0.1941 | 3.7953% | |
| 2 | 2 | Henry W. Looney\322 24th Street W. Huntington WV 25704 | 3/140 | 0.1941 | 100.00% | 0.1941 | 3.7953% | |
| 3 | 2 | B. Fawn Weed\24313 Hanson Road Gaithersburg MD 20882 | 3/140 | 0.1941 | 100.00% | 0.1941 | 3.7953% | |
| 4 | 2 | Evelyn Carol James\PO Box 368 Hurley MO 65675 | 3/140 | 0.1941 | 100.00% | 0.1941 | 3.7953% | |
| 5 | 2 | George W. Owens\7270 Smalley Road Windham OH 44288 | 1/24 | 0.3775 | 100.00% | 0.3775 | 7.3797% | |
| 6 | 2 | Connie Miller\509 Maple Gap Road Swords Creek VA 24649 | 1/120 | 0.0755 | 100.00% | 0.0755 | 1.4759% | |
| 7 | 2 | Patty Hart\PO Box 729 Honaker VA 24293 | 1/120 | 0.0755 | 100.00% | 0.0755 | 1.4759% | |
| 8 | 2 | Charles Ronnie Maynard\PO Box 57 Raccoon KY 41557 | 1/64 | 0.1416 | 100.00% | 0.1416 | 2.7674% | |
| 9 | 2 | Kimberly Coleman\67 Fords Branch Lane North Fords Branch KY 41526 | 1/128 | 0.0708 | 100.00% | 0.0708 | 1.3837% | |
| 10 | 2 | Sharon Sowards\96 Point of View Drive Pikeville KY 41501 | 1/128 | 0.0708 | 100.00% | 0.0708 | 1.3837% | |
| 11 | 2 | Ida Gaye Smith\192 Fifty Eight Branch Raccoon KY 41557 | 1/64 | 0.1416 | 100.00% | 0.1416 | 2.7674% | |
| 12 | 2 | Judy Blackburn\7136 State Highway 194 W Pikeville KY 41501 | 1/320 | 0.0283 | 100.00% | 0.0283 | 0.5535% | |
| 13 | 2 | Dottie M Ratliff\3441 State Highway 194 W Pikeville KY 41501 | 1/320 | 0.0283 | 100.00% | 0.0283 | 0.5535% | |
| 14 | 2 | Robert Meade\3441 State Highway 194 W Pikeville KY 41501 | 1/320 | 0.0283 | 100.00% | 0.0283 | 0.5535% | |
| 15 | 2 | Loretta Collins\1130 Upper Chloe Creek Pikeville KY 41501 | 1/320 | 0.0283 | 100.00% | 0.0283 | 0.5535% | |
| 16 | 2 | Cory Maynard\285 King Drive Raccoon KY 41557 | 1/640 | 0.0142 | 100.00% | 0.0142 | 0.2767% | |
| 17 | 2 | April Reed\160 Middle Fork Belfry KY 41514 | 1/640 | 0.0142 | 100.00% | 0.0142 | 0.2767% | |
| 18 | 2 | JoAnn Maynard\PO Box 57 Raccoon KY 41557 | 1/64 | 0.1416 | 100.00% | 0.1416 | 2.7674% | |
| 19 | 2 | Marion Maynard\PO Box 267 Lewisburg OH 45338 | 1/64 | 0.1416 | 100.00% | 0.1416 | 2.7674% | |
| 20 | 2 | Geraldine M Collins\PO Box 155 New Madison OH 45346 | 1/64 | 0.1416 | 100.00% | 0.1416 | 2.7674% | |
| 21 | 2 | Diana Thacker\215 Angela Street Pikeville KY 41501 | 1/192 | 0.0472 | 100.00% | 0.0472 | 0.9225% | |

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| | | | | | | | | |
|---|---|---|---|---|---|---|---|---|
| | 2 | Tract 2 (total acreage) | 9.0600 | | | | | |
| 22 | 2 | Roger Douglas Maynard\1003 Palmetto Drive Richmond KY 40475 | 1/192 | 0.0472 | 100.00% | 0.0472 | 0.9225% | |
| 23 | 2 | Jill Cranmer\206 Bentcreek Drive Elizabethtown KY 42701 | 1/192 | 0.0472 | 100.00% | 0.0472 | 0.9225% | |
| 24 | 2 | Beverly Hagy\PO Box 448 Greenwood, FL 32443 | 1/144 | 0.0629 | 100.00% | 0.0629 | 1.2299% | |
| 25 | 2 | Dennis Hagy\36 Buck Oak Lane White Haven PA 18661 | 1/144 | 0.0629 | 100.00% | 0.0629 | 1.2299% | |
| 26 | 2 | Frank Hagy\118 Max Lane Galax VA 24333 | 1/144 | 0.0629 | 100.00% | 0.0629 | 1.2299% | |
| 27 | 2 | Joyce A Morris\PO Box 464 Loyall KY 40854 | 1/144 | 0.0629 | 100.00% | 0.0629 | 1.2299% | |
| 28 | 2 | Beverly Hagy\PO Box 448 Greenwood, FL 32443 | 1/84 | 0.1079 | 100.00% | 0.1079 | 2.1085% | |
| 29 | 2 | Dennis Hagy\36 Buck Oak Lane White Haven PA 18661 | 1/84 | 0.1079 | 100.00% | 0.1079 | 2.1085% | |
| 30 | 2 | Frank Hagy\118 Max Lane Galax VA 24333 | 1/84 | 0.1079 | 100.00% | 0.1079 | 2.1085% | |
| 31 | 2 | Joyce A Morris\PO Box 464 Loyall KY 40854 | 1/84 | 0.1079 | 100.00% | 0.1079 | 2.1085% | |
| 32 | 2 | Martha G Keen\2120 Contrary Creek Road Raven VA 24639 | 1/504 | 0.0180 | 100.00% | 0.0180 | 0.3514% | |
| 33 | 2 | Dorothy F. Church\109 Immerson Lane Rustburg VA 24588 | 1/504 | 0.0180 | 100.00% | 0.0180 | 0.3514% | |
| 34 | 2 | Donald J. Church\2289 Preston Mill Road Huddleston VA 24104 | 1/504 | 0.0180 | 100.00% | 0.0180 | 0.3514% | |
| 35 | 2 | Vickie Guffey\2289 Preston Mill Road Huddleston VA 24104 | 1/504 | 0.0180 | 100.00% | 0.0180 | 0.3514% | |
| 36 | 2 | Ralph Childress\4729 Seagrove Plank Road Asheboro NC 27205 | 1/6480 | 0.0014 | 100.00% | 0.0014 | 0.0273% | |
| 37 | 2 | Edward Childress\PO Box 1204 Honaker VA 24260 | 1/6480 | 0.0014 | 100.00% | 0.0014 | 0.0273% | |
| 38 | 2 | Buford Childress\520 NE 130th Seattle WA 98125 | 1/6480 | 0.0014 | 100.00% | 0.0014 | 0.0273% | |
| 39 | 2 | Sylvia Short\7721 Schelhorn Road Alexandria VA 22306 | 5/20736 | 0.0022 | 100.00% | 0.0022 | 0.0427% | |
| 40 | 2 | Shirley Meadows\1100 Pioneer Road Lebanon VA 24646 | 1/1296 | 0.0070 | 100.00% | 0.0070 | 0.1367% | |
| 41 | 2 | Betty G Burke\14531 Old Jonesboro Road Bristol VA 24202 | 1/2700 | 0.0034 | 100.00% | 0.0034 | 0.0656% | |
| 42 | 2 | Robert C Keen\520 Westland Circle Salem VA 24153 | 1/2700 | 0.0034 | 100.00% | 0.0034 | 0.0656% | |
| 43 | 2 | Monnie Wilson\1904 Ireland Drive Leander TX 78641 | 1/540 | 0.0168 | 100.00% | 0.0168 | 0.3280% | |
| 44 | 2 | Karla Larkins\9899 SW 170 Street Miami FL 33157-4332 | 1/540 | 0.0168 | 100.00% | 0.0168 | 0.3280% | |
| 45 | 2 | David S. Looney\817 Taft Street Sidney OH 45365 | 1/540 | 0.0168 | 100.00% | 0.0168 | 0.3280% | |
| 46 | 2 | Alice Catherine Christian\6344 Slate Creek Road Grundy VA 24614 | 1/2160 | 0.0042 | 100.00% | 0.0042 | 0.0820% | |
| 47 | 2 | Bryan Anthony Looney\1827A Airport Road Vansant VA 24656 | 1/2160 | 0.0042 | 100.00% | 0.0042 | 0.0820% | |
| 48 | 2 | Juanita Scott Thompson\1209 Burning Fork Road Pikeville KY 41501 | 1/144 | 0.0629 | 100.00% | 0.0629 | 1.2299% | |
| 49 | 2 | Juanita Scott Thompson\1209 Burning Fork Road Pikeville KY 41501 | 1/432 | 0.0210 | 100.00% | 0.0210 | 0.4100% | |
| 50 | 2 | Carolyn Scott\108 Windswept Circle Tazewell VA 24651 | 1/2592 | 0.0035 | 100.00% | 0.0035 | 0.0683% | |
| 51 | 2 | Brenda Atwood\100 Dexter Avenue Beckley WV 25801 | 1/2592 | 0.0035 | 100.00% | 0.0035 | 0.0683% | |
| 52 | 2 | Stacy Fuller Breeden\118 Bovona Place Palatka FL 32177 | 1/1944 | 0.0047 | 100.00% | 0.0047 | 0.0911% | |
| 53 | 2 | Allison F Isaacson\1860 Long Iron Drive #1027 Viera FL 32955 | 1/972 | 0.0093 | 100.00% | 0.0093 | 0.1822% | |
| 54 | 2 | Wedith Shammami\4546 Fairway Ridge West Bloomfield MI 48323 | 1/648 | 0.0140 | 100.00% | 0.0140 | 0.2733% | |
| 55 | 2 | Bonnie Kevern\1731 NE 143th Lane Trenton FL 32693 | 1/7776 | 0.0012 | 100.00% | 0.0012 | 0.0228% | |

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| | | | | | | | | | |
|---|---|---|---|---|---|---|---|---|---|
| | 2 | Tract 2 (total acreage) | 9.0600 | | | | | | |
| 56 | 2 | Johnny Owens\13427 Beall Avenue Jacksonville FL 32218 | 1/2916 | 0.0031 | 100.00% | 0.0031 | 0.0607% | | |
| 57 | 2 | Harold B Owens\4946 Highway 17 South Green Cove Springs FL 32043 | 1/2916 | 0.0031 | 100.00% | 0.0031 | 0.0607% | | |
| 58 | 2 | Billy Owens\Rt 1 Box 72 Vansant VA 24656 | 1/648 | 0.0140 | 100.00% | 0.0140 | 0.2733% | | |
| 59 | 2 | Edith Owens\5557 Deskins Road Vansant VA 24656 | 1/648 | 0.0140 | 100.00% | 0.0140 | 0.2733% | | |
| 60 | 2 | Mary Fuller\1506 Belchers Fork Road Grundy VA 24614 | 1/648 | 0.0140 | 100.00% | 0.0140 | 0.2733% | | |
| 61 | 2 | Dolly Owens\PO Box 45 Oakwood VA 24631 | 1/648 | 0.0140 | 100.00% | 0.0140 | 0.2733% | | |
| 62 | 2 | Shirley Vandyke Owens\PO Box 684 Oakwood VA 24631 | 1/1296 | 0.0070 | 100.00% | 0.0070 | 0.1367% | | |
| 63 | 2 | D. Ralph Thacker\20021 Thacker Drive Boonsboro MD 21713 | 1/72 | 0.1258 | 100.00% | 0.1258 | 2.4599% | | |

**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.

170000415

**DONE AND EXECUTED this 8 day of February, 2017 by a majority of the Virginia Gas and Oil Board.**

**Chairman, Bradley C. Lambert**

**DONE AND PERFORMED this 8 day of February, 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 8th day of February, 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 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.**

**Charles Blair Linford, Notary Public**
**7710935**

**My Commission expires: March 31, 2021**

CHARLES BLAIR LINFORD
NOTARY PUBLIC
REG. #7710935
MY COMMISSION EXPIRES 3/31/2021
COMMONWEALTH OF VIRGINIA

**BEFORE THE VIRGINIA GAS AND OIL BOARD**

**PETITIONER:** CNX Gas Company LLC

**DIVISION OF GAS AND OIL**

**DOCKET NO: VGOB** 06-0418-1616-01

**RELIEF SOUGHT: (1) DISBURSEMENT FROM ESCROW REGARDING TRACT(S) A portion of 2 (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:** W4

**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 2 as depicted upon the annexed Table; and (2) authorization to begin paying royalties directly to Mary Looney, Henry W. Looney, B. Fawn Weed, Evelyn Carol James, George Owens, Connie Miller, Patty Hart, Charlie Maynard, Kimberly Coleman, Sharon Sowards, Ida Gaye Smith, Judy Blackburn, Dottie M. Ratliff, Robert Meade, Loretta Collins, Cory Maynard, April Reed, JoAnn Maynard, Marion Maynard, Geraldine Collins, Diana Thacker, Roger D. Maynard, Jill Cranmer, Beverly Hagy, Dennis Hagy, Frank Hagy, Joyce Morris, Martha G. Keen, Dorothy F. Church, Donald J. Church, Vickey Guffey, Ralph Childress, Edward Childress, Buford Childress, Sylvia Short, Shirley Meadows, Betty G. Burke, Robert C. Keen, Monnie Wilson, Karla Larkins, David S. Looney, Alice Christian, Bryan A. Looney, Juanita S. Thompson, Carolyn Scott, Brenda Atwood, Stacy Fuller-Breeden, Allison F. Isaacson, Wedith Shammami, Bonnie Kevern, Johnny Owens, Harold B. Owens, Billy Owens, Edith Owens, Mary Fuller, Dolly Owens, Shirley Owens, and Dewey Ralph Thacker; (3) Dismissal of Coal Owner(s): Levisa 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. Mary Looney, Henry W. Looney, B. Fawn Weed, Evelyn Carol James, George Owens, Connie Miller, Patty Hart, Charlie Maynard, Kimberly Coleman, Sharon Sowards, Ida Gaye Smith, Judy Blackburn, Dottie M. Ratliff, Robert Meade, Loretta Collins, Cory Maynard, April Reed, JoAnn Maynard, Marion Maynard, Geraldine Collins, Diana Thacker, Roger D. Maynard, Jill Cranmer, Beverly Hagy, Dennis Hagy, Frank Hagy, Joyce Morris, Martha G. Keen, Dorothy F. Church, Donald J. Church, Vickey Guffey, Ralph Childress, Edward Childress, Buford Childress, Sylvia Short, Shirley Meadows, Betty G. Burke, Robert C. Keen, Monnie Wilson, Karla Larkins, David S. Looney, Alice Christian, Bryan A. Looney, Juanita S. Thompson, Carolyn Scott, Brenda Atwood, Stacy Fuller-Breeden, Allison F. Isaacson, Wedith Shammami, Bonnie Kevern, Johnny Owens, Harold B. Owens, Billy Owens, Edith Owens, Mary Fuller, Dolly Owens, Shirley Owens, and Dewey Ralph Thacker is the gas claimant in Tracts portion of 2. As such Mary Looney, Henry W. Looney, B. Fawn Weed, Evelyn Carol James, George Owens, Connie Miller, Patty Hart, Charlie Maynard, Kimberly Coleman, Sharon Sowards, Ida Gaye Smith, Judy Blackburn, Dottie M. Ratliff, Robert Meade, Loretta Collins, Cory Maynard, April Reed, JoAnn Maynard, Marion Maynard, Geraldine Collins, Diana Thacker, Roger D. Maynard, Jill Cranmer, Beverly Hagy, Dennis Hagy, Frank Hagy, Joyce Morris, Martha G. Keen, Dorothy F. Church, Donald J. Church, Vickey Guffey, Ralph Childress, Edward Childress, Buford Childress, Sylvia Short, Shirley Meadows, Betty G. Burke, Robert C. Keen, Monnie Wilson, Karla Larkins, David S. Looney, Alice Christian, Bryan A. Looney, Juanita S. Thompson, Carolyn Scott, Brenda Atwood, Stacy Fuller-Breeden, Allison F. Isaacson, Wedith Shammami, Bonnie Kevern, Johnny Owens, Harold B. Owens, Billy Owens, Edith Owens, Mary Fuller, Dolly Owens, Shirley Owens, and Dewey Ralph Thacker 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 Mary Looney, Henry W. Looney, B. Fawn Weed, Evelyn Carol James, George Owens, Connie Miller, Patty Hart, Charlie Maynard, Kimberly Coleman, Sharon Sowards, Ida Gaye Smith, Judy Blackburn, Dottie M. Ratliff, Robert Meade, Loretta Collins, Cory Maynard, April Reed, JoAnn Maynard, Marion Maynard, Geraldine Collins, Diana Thacker, Roger D. Maynard, Jill Cranmer, Beverly Hagy, Dennis Hagy, Frank Hagy, Joyce Morris, Martha G. Keen, Dorothy F. Church, Donald J. Church, Vickey Guffey, Ralph Childress, Edward Childress, Buford Childress, Sylvia Short, Shirley Meadows, Betty G. Burke, Robert C. Keen, Monnie Wilson, Karla Larkins, David S. Looney, Alice Christian, Bryan A. Looney, Juanita S. Thompson, Carolyn Scott, Brenda Atwood, Stacy Fuller-Breeden, Allison F. Isaacson, Wedith Shammami, Bonnie Kevern, Johnny Owens, Harold B. Owens, Billy Owens, Edith Owens, Mary Fuller, Dolly Owens, Shirley Owens, and Dewey Ralph Thacker and not escrow same. See Exhibit EE annexed hereto.

**6. Attestation**

The foregoing Petition to the best of my knowledge, information, and belief is true and correct.

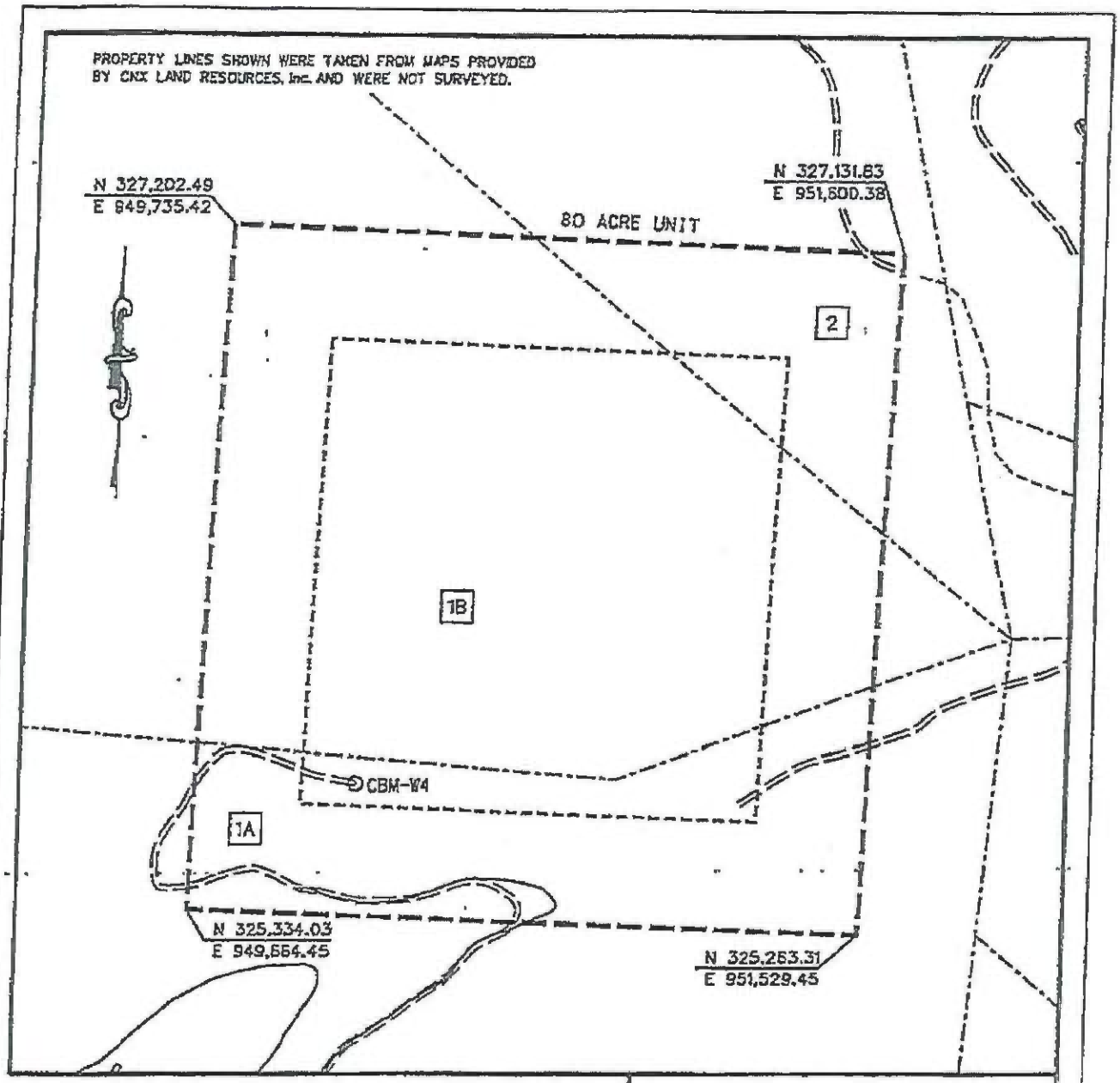


EXHIBIT A
OAKWOOD FIELD
UNIT W-4
FORCE POOLING
VGDB-06-0418-1616

Company CNX Gas Company LLC Well Name and Number UNIT W4

Tract No. _____ Elevation _____ Quadrangle Oakwood

County Buchanan District Prater Scale: 1" = 400' Date: 9/13/06

This plat is a new plat X ; an updated plat _____ ; or a final plat _____

Form DGO-GO-7
Rev. 9/91

Licensed Professional Engineer or Licensed Land Surveyor (Affix Seal)

# CNX Gas Company LLC
## Unit W4
### Tract Identifications

1. F.M.F. Boyd, Heirs, et al (119 acre tract) – Coal (Except % of Widow Kennedy and Above Seams)
   Rual Fuller/National Energy Corp. – (%) of Widow Kennedy and Above Seams
   F.M.F. Boyd Heirs, et al – All Minerals except Coal (96.94%)
   CNX Gas Company LLC – All Minerals except Coal (3.06)
   Island Creek Coal Company/Consol Energy, Inc. – Coal Below Tiller Seam Leased
   CNX Gas Company LLC – Oil, Gas and CBM Leased(%)
   70.94 acres 88.6750%

1A. Ocie S. Jackson - Surface
1B. Dewitt Boyd, et al (Lillie Boyd Heirs) - Surface

2. Levisa Coal Company Tr. 36 (51 Acre Tract of 75.75 acre Tract) – Coal
   Island Creek Coal Company/Consol Energy, Inc. – Coal Below Tiller Seam Leased
   Jewell Smokeless Coal Corporation – Coal in Tiller and Above Leased
   John W. Pobst, Jr., et al. - Oil and Gas
   CNX Gas Company LLC – CBM Leased
   Unknown Surface Owner
   9.06 acres 11.3250%

**Exhibit E**
**Unit W-4**
**Docket #VGOB 06-0418-1616-01**
**List of all Respondents in Escrow**

| | Acres in Unit | Percent of Unit |
|---|---|---|
| ***Tract #1 - 70.94 acres*** | | |
| ***Unlocatable / W9 not received*** | | |
| **COAL OWNERSHIP** | | |
| F.M.F. Boyd Heirs, etal. *(131.25 Acre Tract)* | 70.94 acres | 88.6750% |
| **(A)** F.M.F. Boyd Heirs, Devisees, Successors or Assigns | | |
| Marion Rendue Boyd Heirs, Devisees, Successors or Assigns (1/6) | | |
| **(10)** Mary Boyd Cook Heirs, Devisees, Successors or Assigns (1/72) | | |
| (c) Ercil Cook Heirs, Devisees, Successors or Assigns (1/288) | | |
| (c.3) Ursula Cook<br>PO Box 11483<br>Yigo, GU 96929 | 0.0821 acres<br>1/864 of 70.94 acres | 0.1026% |
| **OIL & GAS OWNERSHIP** | | |
| F.M.F. Boyd Heirs, etal. *(131.25 Acre Tract)* | 70.94 acres | 88.6750% |
| **(A)** F.M.F. Boyd Heirs, Devisees, Successors or Assigns | | |
| Marion Rendue Boyd Heirs, Devisees, Successors or Assigns (1/6) | | |
| **(10)** Mary Boyd Cook Heirs, Devisees, Successors or Assigns (1/72) | | |
| (c) Ercil Cook Heirs, Devisees, Successors or Assigns (1/288) | | |
| (c.3) Ursula Cook<br>PO Box 11483<br>Yigo, GU 96929 | 0.0821 acres<br>1/864 of 70.94 acres | 0.1026% |
| ***Tract #2 - 9.06 acres*** | | |
| **COAL OWNERSHIP** | | |
| **(1)** Levisa Coal Company<br>*Tract 30 (51 Acre outsale of the 75.75 Acre Tract)*<br>c/o John C. Irvin, Managing Partner<br>4710 Hunterwood Circle<br>Richmond, TX 77406 | 9.06 acres | 11.3250% |
| **OIL & GAS OWNERSHIP** | | |
| Gallie Looney, et al. *(51.00 acre tract)* | 9.06 acres | 11.3250% |
| **(2)** Henry J. Looney Heirs, Devisees, Successors or Assigns (5/9) | | |
| (a) Gallie Looney Heirs, Devisees, Successors or Assigns (1/8) | | |

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| | Acres in Unit | Percent of Unit |
|---|---|---|
| (a.3) Loretta Trittipee Murphy Heirs, Devisees, Successors or Assigns | | |
| ***W9/Affidavits not received for respondents listed below*** | | |
| (a.3.1) Mike Murphy<br>9 High Street<br>Brookeville, MD 20833 | 0.0647 acres<br>1/140 of 9.60 acres | 0.0809% |
| (a.3.2) Robin McCue<br>18300 Darnell Drive<br>Olney, MD 20832 | 0.0431 acres<br>1/210 of 9.60 acres | 0.0539% |
| (a.3.3) Holley Trittipee<br>7694 Dorchester Blvd, Apt 412<br>Hanover, MD 21076 | 0.0431 acres<br>1/210 of 9.60 acres | 0.0539% |
| (a.3.4) Tiffney Brienza<br>9 High Street<br>Brookeville, MD 20833 | 0.0431 acres<br>1/210 of 9.60 acres | 0.0539% |
| (a.4) Bobby Gene Looney Heirs, Devisees, Successors or Assigns (1/56) | | |
| * *Died without issue, interest reverted to surviving sibilings.*<br>*Note: Larry Looney predeceased Bobby Looney and does not acquire any additional interest.* | | |
| (a.7) Larry Looney Heirs, Devisees, Successors or Assigns (1/56) - *Documentation Pending* | | |
| (a.7.1) Mary Sue Dyer<br>4558 W. Pioneer Lane<br>Greeley, CO 80634 | 0.1618 acres<br>1/56 of 9.60 acres | 0.2022% |
| (b) Rosa Jane Looney Owens Heirs, Devisees, Successors or Assigns (1/8) | | |
| (b.1) Tolby Hays Owens Heirs, Devisees. Successors or Assigns | | |
| (b.1.1) Betty J. Owens Heirs, Devisees, Successors or Assigns | | |
| (b.1.1.1) Steven Turner<br>22845 County Road 28<br>Goshen, IN 46526 | 0.1888 acres<br>1/48 of 9.60 acres | 0.2359% |
| (b.1.1.2) David Turner<br>22845 County Road 28<br>Goshen, IN 46526 | 0.1888 acres<br>1/48 of 9.60 acres | 0.2359% |
| (b.3) Claude Owens Heirs, Devisees, Successors or Assigns | | |
| (b.3.1) Wanda Louise Owens Heirs, Devisees, Successors or Assigns | | |
| (b.3.1) Delphine Bostic<br>104 Stafford Drive, Apt. E4<br>Bristol, TN 37620 | 0.0755 acres<br>1/120 of 9.60 acres | 0.0944% |

| | Acres in Unit | Percent of Unit |
|---|---|---|
| (b.3.4) Audrey Rash<br>PO Box 16324<br>Bristol, VA 24293 | 0.0755 acres<br>1/120 of 9.60 acres | 0.0944% |
| (b.3.5) Rocky Owens Heirs, Devisees, Successors or Assigns | | |
| (b.3.5.1) Tabitha Owens<br>117 Staples Ct.<br>Richlands, VA 24641 | 0.0755 acres<br>1/120 of 9.60 acres | 0.0944% |
| (d) Victoria Looney Hagy Heirs, Devisees, Successors or Assigns | | |
| (d.1) Don Hagy Heirs, Devisees, Successors or Assigns (1/8) | | |
| (d.1.2) William R. Hagy<br>20963 Chatham Court<br>Abingdon, VA 24210-1682 | 0.0629 acres<br>1/144 of 9.60 acres | 0.0786% |
| (d.1.6) Betty Hagy Alcartan<br>6431 Hill Creek Drive<br>San Antonio, TX 78256 | 0.0629 acres<br>1/144 of 9.60 acres | 0.0786% |
| (d.3) William R. Hagy<br>20963 Chatham Court<br>Abingdon, VA 24210-1682 | 0.1079 acres<br>1/84 of 9.60 acres | 0.1348% |
| (d.7) Betty Hagy Alcartan<br>6431 Hill Creek Drive<br>San Antonio, TX 78256 | 0.1079 acres<br>1/84 of 9.60 acres | 0.1348% |
| (d.8) Vernon Church Heirs, Devisees, Successors or Assigns | | |
| (d.8.1) Della Church Heirs, Devisees, Successors or Assigns | | |
| (d.8.1.1) Danny R. Church<br>1396 Laymantown Road<br>Troutville, VA 24175 | 0.0180 acres<br>1/504 of 9.60 acres | 0.0225% |
| (d.8.1.2) Deborah K. Ashby Heirs, Devisees, Successors or Assigns | | |
| (d.8.1.2.1) Joshua P. Ashby (minor)<br>c/o Vickie Guffey<br>2289 Preston Mill Road<br>Heddleston, VA 24104 | 0.0180 acres<br>1/504 of 9.60 acres | 0.0225% |
| (e) Joseph Robert Looney Heirs, Devisees, Successors or Assigns | | |
| (e.1) Cora S. Looney Heirs, Devisees, Successors or Assigns | | |
| (e.1.1) Dora Childress Heirs, Devisees Successor or Assigns | | |

**Exhibit E**
**Unit W-4**
**Docket #VGOB 06-0418-1616-01**
**List of all Respondents in Escrow**

| | Acres in Unit | Percent of Unit |
|---|---|---|
| (e.1.1.1) Linda Fern Stern<br>2715 Albany Court<br>Murfreesboro, TN 37129 | 0.0014 acres<br>1/6480 of 9.60 acres | 0.0017% |
| (e.1.1.3) Firl Childress<br>P.O. Box 971<br>Raven, VA 24639 | 0.0014 acres<br>1/6480 of 9.60 acres | 0.0017% |
| (e.1.2) Terry Short Heirs, Devisees, Successors or Assigns | | |
| (e.1.2.1) James B. Short<br>308 W. Bridgers Ave<br>Auburndale, FL 33823 | 0.0011 acres<br>5/41472 of 9.60 acres | 0.0014% |
| (e.1.2.2) Joyce J. Cooper<br>59 Greenwood Lane<br>Washington, VA 22747 | 0.0022 acres<br>5/20736 of 9.60 acres | 0.0027% |
| (e.1.2.4) John Terry Short<br>12635 Cumberland Drive<br>Largo, FL 33773 | 0.0011 acres<br>5/41472 of 9.60 acres | 0.0014% |
| (e.1.2.5) Christopher T. Short<br>3418 Long Meadow Road<br>Middletown, VA 22645 | 0.0002 acres<br>1/41472 of 9.60 acres | 0.0003% |
| (e.1.2.6) Edward S. Short<br>3 Crossbill Drive<br>Simpsonville, SC 29680 | 0.0002 acres<br>1/41472 of 9.60 acres | 0.0003% |
| (e.1.3) Ellis Short Heirs, Devisees, Successors or Assigns | | |
| (e.1.3.1) Madge P. Short<br>638 Stephens Loop<br>Ruckersville, VA 22968 | 0.0070 acres<br>1/1296 of 9.60 acres | 0.0087% |
| (e.1.4) Cecil Short Heirs, Devisees, Successors or Assigns | | |
| (e.1.4.1) Susan Ann Short<br>1315 Murrell Road<br>Morristown, TN 37814 | 0.0070 acres<br>1/1296 of 9.60 acres | 0.0087% |
| (e.1.5) Effie Houchins<br>136 Rector Road<br>Marion, VA 24354 | 0.0070 acres<br>1/1296 of 9.60 acres | 0.0087% |
| (e.2) Rachel Sweeten Heirs, Devisees, Successors or Assigns | | |
| (e.2.2) Jack R. Keen<br>279 Townview Road<br>Lebanon, VA 24266 | 0.0034 acres<br>1/2700 of 9.60 acres | 0.0042% |
| (e.2.3) Benny R. Keen Heirs, Devisees, Successors or Assigns | | |
| (e.2.3.1) Tina Renee Harr<br>5609 Blackfoot Drive<br>Kingsport, TN 37664 | 0.0011 acres<br>1/8100 of 9.60 acres | 0.0014% |

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| | Acres in Unit | Percent of Unit |
|---|---|---|
| (e.2.3.2) Melissa Dawn Cohen<br>110 Deer Run Court<br>Goose Creek, SC 29445 | 0.0011 acres<br>1/8100 of 9.60 acres | 0.0014% |
| (e.2.3.3) Stephen R. Keen<br>305 Redwood Road<br>Bristol, TN 37620 | 0.0011 acres<br>1/8100 of 9.60 acres | 0.0014% |
| (e.2.5) Sylvia K. Ratliff<br>PO Box 330<br>Cedar Bluff, VA 24609 | 0.0034 acres<br>1/2700 of 9.60 acres | 0.0042% |
| (e.6) Bradley Miles Looney Heirs, Devisees, Successors or Assigns | *Predeceased J. R. Looney* | |
| (e.6.1) Brady M. Looney, II<br>1039 Gem Stone<br>Grundy, VA 24614 | 0.0042 acres<br>1/2160 of 9.60 acres | 0.0052% |
| (e.6.3) Karen Joyce Looney<br>313 Tall Pines Road<br>Fountain Inn, SC 29644 | 0.0042 acres<br>1/2160 of 9.60 acres | 0.0052% |
| (f) Ida Looney Scott Heirs, Devisees, Successors or Assigns | | |
| (f.1) Will Scott | *Life Estate is extinguished (died prior to 1963)* | |
| (f.1.2) Marion Hassel Scott Heirs, Devisees, Successors or Assigns | | |
| (f.1.2.1.2) Florence Stanley Heirs, Devisees, Successors or Assigns | | |
| (f.1.2.1.2.1) John B. Stanley Heirs, Devisees Successors or Assigns | | |
| (f.1.2.1.2.1.1) Ralph Stanley Heirs, Devisees Successors or Assigns | | |
| (f.1.2.1.2.1.1.1) Colleen Stanley<br>495 St Hwy 319<br>Belfry, KY 41514 | 0.0070 acres<br>1/1296 of 9.60 acres | 0.0087% |
| (f.1.2.1.2.1.2) Delores Hatfield Heirs, Devisees, Successors or Assigns | | |
| (f.1.2.1.2.1.2.1) Don Hatfield<br>3776 St. Hwy 319<br>Hardy, KY 41531 | 0.0035 acres<br>1/2592 of 9.60 acres | 0.0044% |
| (f.1.2.1.2.1.2.2) Timothy Hatfield<br>1237 Turkey Creek Rd<br>Belfry, KY 41514 | 0.0035 acres<br>1/2592 of 9.60 acres | 0.0044% |
| (f.1.2.1.2.1.3) Thomas G. Scott Heirs, Devisees, Successors or Assigns | | |
| (f.1.2.1.2.1.3.1) Thomas & Norma Scott Living Trust<br>26101 Newcombe Circle<br>Leesburg, FL 34748 | 0.0070 acres<br>1/1296 of 9.60 acres | 0.0087% |

**Exhibit E**
**Unit W-4**
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| | Acres in Unit | Percent of Unit |
|---|---|---|
| (f.1.2.1.3) Lando Scott Heirs, Devisees, Successors or Assigns | | |
| (f.1.2.1.3.1) Thomas G. Scott Heirs, Devisees, Successors or Assigns | | |
| (f.1.2.1.3.1.1) Thomas & Norma Scott Living Trust<br>26101 Newcombe Circle<br>Leesburg, FL 34748 | 0.0035 acres<br>1/2592 of 9.60 acres | 0.0044% |
| (f.1.2.1.3.3) Gary Scott Heirs, Devisees, Successors or Assigns | | |
| (f.1.2.1.3.3.1) Gary Scott<br>11084 McGaheysville Rd<br>McGaheysville, VA 22840 | 0.0035 acres<br>1/2592 of 9.60 acres | 0.0044% |
| (f.1.2.1.3.4) John B. Scott<br>12 Terrace Drive<br>Poquoson, VA 23662 | 0.0035 acres<br>1/2592 of 9.60 acres | 0.0044% |
| (f.1.2.1.3.5) Sharon Scalf Heirs, Devisees, Successors or Assigns | | |
| (f.1.2.1.3.5.1) Jerry S. Scalf Heirs, Devisees Successors or Assigns | | |
| (f.1.2.1.3.5.1.1) Jason S. Scalf<br>5098 Christy Ave<br>Dayton, OH 45431 | 0.0035 acres<br>1/2592 of 9.60 acres | 0.0044% |
| (g) Sarah Amanda Looney Owens Heirs, Devisees, Successors or Assigns | | |
| (g.1) Geneva Owens Kersey<br>1022 Kersey Road<br>Green Cove Springs, FL 32043 | 0.0140 acres<br>1/648 of 9.60 acres | 0.0175% |
| (g.4) Clarence Owens Heirs, Devisees, Successors or Assigns (1/648) | | |
| (g.4.1) Florence Owens Heirs, Devisees, Successors or Assigns | | |
| (g.4.1.1) Connie Maynard Hammond Heirs, Devisee Successors or Assigns<br>*Documentation Pending* | 0.0012 acres<br>1/7776 of 9.60 acres | 0.0015% |
| (g.4.1.1.1) Terry Hammond<br>324 Cottonwood Lane<br>Orange Park, FL 32073 | | |
| (g.4.1.1.2) Robin Smith<br>1904B Shady Wood Ct<br>Bedford, TX 76021 | | |
| (g.4.1.1.3) Crystal Floyd<br>324 Cottonwood Lane<br>Orange Park, FL 32073 | | |

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**Unit W-4**
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| | Acres in Unit | Percent of Unit |
|---|---|---|
| (g.4.1.1.4) Anna Marie Bogle<br>1961 Valley Drive<br>Crowley, TX 76036 | | |
| (g.4.1.2) Gloria Kennedy<br>844 Warner Road<br>Green Cove Springs, FL 32043 | 0.0012 acres<br>1/7776 of 9.60 acres | 0.0015% |
| (g.4.1.4) Glenna Wilson<br>3204 Nantucket Ct<br>Middleburg, FL 32068 | 0.0012 acres<br>1/7776 of 9.60 acres | 0.0015% |
| (g.4.2) Barbara A. Spencer Heirs, Devisees, Successors or Assigns | | |
| (g.4.2.1) Samuel Spencer<br>1285B Lovett Road<br>Orange Park, FL 32065 | 0.0031 acres<br>1/2916 of 9.60 acres | 0.0039% |
| (g.9) Virgil Owens Heirs, Devisees, Successors or Assigns | | |
| (g.9.1) Lucinda Owens Heirs, Devisees, Successors or Assigns | | |
| (g.9.1.1) Wesley Owens<br>P.O. Box 684<br>Oakwood, VA 24631 | 0.0070 acres<br>1/1296 of 9.60 acres | 0.0087% |
| ***Total Acres Escrowed*** | 1.5291 | |
| ***Total Percentage Escrowed*** | 1.9114% | |

Exhibit EE
Unit W-4
Docket #VGOB 06-0418-1616-01
List of Respondents with Royalty Split Agreements/Court Orders/HB2058

| | Acres in Unit | Percent of Unit | Percent of Escrow |
|---|---|---|---|
| ***Tract #2 - 9.06 acres*** | | | |
| **COAL OWNERSHIP** | | | |
| (1) Levisa Coal Company * <br> *Tract 30 (51 Acre outsale of the 75.75 Acre Tract)* <br> c/o John C. Irvin, Managing Partner <br> 4710 Hunterwood Circle <br> Richmond, TX 77406 | 9.06 acres | 11.3250% | |
| **OIL & GAS OWNERSHIP** | | | |
| Gallie Looney, et al. *(51.00 acre tract)* | 9.06 acres | 11.3250% | |
| (1) John W. Pobst, Jr., et al. (4/9) | | | |
| (a) Fairview Limited Partnership <br> c/o John C. Irvin, Managing Partner <br> 4710 Hunterwood Circle <br> Richmond, TX 77406 | 1.0067 acres <br> 1/9 of 9.06 acres | 1.2583% | *n/a* |
| (b) CIPL, LP <br> 4710 Hunterwood Circle <br> Richmond, TX 77406 | 0.4194 acres <br> 5/108 of 9.06 acres | 0.5243% | *n/a* |
| (c) F.H. Combs Testamentary Trust <br> c/o Trustees <br> P. O. Box 841 <br> Tazewell, VA 24651 | 0.2936 acres <br> 7/216 of 9.06 acres | 0.3670% | *n/a* |
| (d) Martha E. Combs Trust <br> PO Box 1404 <br> Abingdon, VA 24212-1404 | 0.2936 acres <br> 7/216 of 9.06 acres | 0.3670% | *n/a* |
| (e) John W. Pobst, Jr. <br> Box 86 <br> Revere, PA 18953 | 0.3356 acres <br> 1/27 of 9.06 acres | 0.4194% | *n/a* |
| (f) Virginia Lee Linwick <br> 4324 South Ball Road <br> Veradale, WA 99037 | 0.3356 acres <br> 1/27 of 9.06 acres | 0.4194% | *n/a* |
| (g) Richard K. Pobst <br> 1024 Oxford Drive <br> St. Augustine, FL 32084 | 0.3356 acres <br> 1/27 of 9.06 acres | 0.4194% | *n/a* |
| (h) Catherine Pobst <br> c/o Lynn R. Quick <br> 111 Postelle Street <br> Cartersville, GA 30120 | 0.3356 acres <br> 1/27 of 9.06 acres | 0.4194% | *n/a* |
| (i) Meredith E. Jennings <br> 542 Butler Mill Road <br> Maryville, TN 37803 | 0.6711 acres <br> 2/27 of 9.06 acres | 0.8389% | *n/a* |
| (2) Henry J. Looney Heirs, Devisees, Successors or Assigns (5/9) | | | |
| (a) Gallie Looney Heirs, Devisees, Successors or Assigns (1/8) | | | |
| (a.1) Marvin H. Looney Heirs, Devisees, Successors or Assigns | | | |

Exhibit EE
Unit W-4
Docket #VGOB 06-0418-1616-01
List of Respondents with Royalty Split Agreements/Court Orders/HB2058

| | Acres in Unit | Percent of Unit | Percent of Escrow |
|---|---|---|---|
| (a.1.1) Mary Looney<br>1235 N. Brookland Rd.<br>Genesee, PA 16923 | 0.1941 acres<br>3/140 of 9.06 acres | 0.2427% | 3.7953%<br>HB2058 |
| (a.2) Henry W. Looney<br>322 24th Street W.<br>Huntington, WV 25704 | 0.1941 acres<br>3/140 of 9.06 acres | 0.2427% | 3.7953%<br>HB2058 |
| (a.5) B. Fawn Weed<br>24313 Hanson Road<br>Gaithersburg, MD 20882 | 0.1941 acres<br>3/140 of 9.06 acres | 0.2427% | 3.7953%<br>HB2058 |
| (a.6) (Evelyn) Carol James<br>PO Box 368<br>Hurley, MO 65675 | 0.1941 acres<br>3/140 of 9.06 acres | 0.2427% | 3.7953%<br>HB2058 |
| (b) Rosa Jane Looney Owens Heirs, Devisees, Successors or Assigns (1/8) | | | |
| (b.2) Holly Owens Heirs, Devisees, Successors or Assigns | | | |
| (b.2.1) George W. Owens<br>7270 Smalley Rd<br>Windham, OH 44288 | 0.3775 acres<br>1/24 of 9.06 acres | 0.4719% | 7.3797%<br>HB2058 |
| (b.3) Claude Owens Heirs, Devisees, Successors or Assigns | | | |
| (b.3.1) Wanda Louise Owens Heirs, Devisees, Successors or Assigns | | | |
| (b.3.2) Connie Miller<br>509 Maple Gap Rd<br>Swords Creek, VA 24649 | 0.0755 acres<br>1/120 of 9.06 acres | 0.0944% | 1.4759%<br>HB2058 |
| (b.3.3) Patty Hart<br>PO Box 729<br>Honaker, VA 24293 | 0.0755 acres<br>1/120 of 9.06 acres | 0.0944% | 1.4759%<br>HB2058 |
| (c) Heda (Hettie) Looney Maynard Heirs, Devisees, Successors or Assigns | | | |
| (c.1) Charles Ronnie Maynard<br>P.O. Box 57<br>Raccoon, KY 41557 | 0.1416 acres<br>1/64 of 9.06 acres | 0.1770% | 2.7674%<br>HB2058 |
| (c.2) Nancy Jane Smith Heirs, Devisees, Successors or Assigns | | | |
| (c.2.1) Kimberly Coleman<br>67 Fords Branch Lane N<br>Fords Branch, KY 41526 | 0.0708 acres<br>1/128 of 9.06 acres | 0.0885% | 1.3837%<br>HB2058 |
| (c.2.2) Sharon Sowards<br>96 Point of View Drive<br>Pikeville, KY 41501 | 0.0708 acres<br>1/128 of 9.06 acres | 0.0885% | 1.3837%<br>HB2058 |
| (c.3) Ida Gaye Smith<br>192 Fifty-Eight Branch<br>Raccoon, KY 41557 | 0.1416 acres<br>1/64 of 9.06 acres | 0.1770% | 2.7674%<br>HB2058 |

Exhibit EE
Unit W-4
Docket #VGOB 06-0418-1616-01
List of Respondents with Royalty Split Agreements/Court Orders/HB2058

| | Acres in Unit | Percent of Unit | Percent of Escrow |
|---|---|---|---|
| (c.4) Clara Hope Meade Heirs, Devisees, Successors or Assigns | | | |
| (c.4.1) Judy Blackburn<br>7136 State Highway 194 W<br>Pikeville, KY 41501 | 0.0283 acres<br>1/320 of 9.06 acres | 0.0354% | 0.5535%<br>HB2058 |
| (c.4.2) Dottie Meade Ratliff<br>3441 State Highway 194 W<br>Pikeville, KY 41501 | 0.0283 acres<br>1/320 of 9.06 acres | 0.0354% | 0.5535%<br>HB2058 |
| (c.4.3) Robert Meade<br>3441 State Highway 194W<br>Pikeville, KY 41501 | 0.0283 acres<br>1/320 of 9.06 acres | 0.0354% | 0.5535%<br>HB2058 |
| (c.4.4) Loretta Collins<br>1130 Upper Chloe Creek<br>Pikeville, KY 41501 | 0.0283 acres<br>1/320 of 9.06 acres | 0.0354% | 0.5535%<br>HB2058 |
| (c.4.5) Telia Layman Heirs, Devisees, Successors or Assigns | | | |
| (c.4.5.1) Cory Maynard<br>285 King Drive<br>Raccoon, KY 41557 | 0.0142 acres<br>1/640 of 9.06 acres | 0.0177% | 0.2767%<br>HB2058 |
| (c.4.5.2) April Reed<br>160 Middle Fork<br>Belfry, KY 41514 | 0.0142 acres<br>1/640 of 9.06 acres | 0.0177% | 0.2767%<br>HB2058 |
| (c.5) Billy Maynard Heirs, Devisees, Successors or Assigns | | | |
| (c.5.1) JoAnn Maynard<br>c/o Charles Ronnie Maynard<br>PO Box 57<br>Raccoon, KY 41557 | 0.1416 acres<br>1/64 of 9.06 acres | 0.1770% | 2.7674%<br>HB2058 |
| (c.6) Marion Maynard<br>1130 North Main Street<br>PO Box 267<br>Lewisburg, OH 45338 | 0.1416 acres<br>1/64 of 9.06 acres | 0.1770% | 2.7674%<br>HB2058 |
| (c.7) Geraldine Maynard Collins<br>P.O. Box 155<br>New Madison, OH 45346 | 0.1416 acres<br>1/64 of 9.06 acres | 0.1770% | 2.7674%<br>HB2058 |
| (c.8) Henry Jefferson Todge Maynard Heirs, Devisees, Successors or Assigns | | | |
| (c.8.1) Diana Thacker<br>215 Angela Street<br>Pikeville, KY 41501 | 0.0472 acres<br>1/192 of 9.06 acres | 0.0590% | 0.9225%<br>HB2058 |
| (c.8.2) Roger Douglas Maynard<br>1003 Palmetto Drive<br>Richmond, KY 40475 | 0.0472 acres<br>1/192 of 9.06 acres | 0.0590% | 0.9225%<br>HB2058 |
| (c.8.3) John P. Maynard Heirs, Devisees, Successors or Assigns | | | |

Exhibit EE
Unit W-4
Docket #VGOB 06-0418-1616-01
List of Respondents with Royalty Split Agreements/Court Orders/HB2058

| | Acres in Unit | Percent of Unit | Percent of Escrow |
|---|---|---|---|
| (c.8.3.1) Jill Cranmer<br>206 Bentcreek Drive<br>Elizabethtown, KY 42701 | 0.0472 acres<br>1/192 of 9.06 acres | 0.0590% | 0.9225%<br>HB2058 |
| (d) Victoria Looney Hagy Heirs, Devisees, Successors or Assigns | | | |
| (d.1) Don Hagy Heirs, Devisees, Successors or Assigns | | | |
| (d.1.1) Henry W. Hagy Heirs, Devisees, Successors or Assigns | | | |
| (d.1.1) Beverly Hagy<br>PO Box 448<br>Greenwood, FL 32443 | 0.0629 acres<br>1/144 of 9.06 acres | 0.0786% | 1.2299%<br>HB2058 |
| (d.1.3) Dennis Hagy<br>36 Buck Oak Lane<br>White Haven, PA 18661 | 0.0629 acres<br>1/144 of 9.06 acres | 0.0786% | 1.2299%<br>HB2058 |
| (d.1.4) Frank Hagy<br>118 Max Lane<br>Galax, VA 24333 | 0.0629 acres<br>1/144 of 9.06 acres | 0.0786% | 1.2299%<br>HB2058 |
| (d.1.5) Joyce A. Morris<br>Box 464<br>Loyall, KY 40854 | 0.0629 acres<br>1/144 of 9.06 acres | 0.0786% | 1.2299%<br>HB2058 |
| (d.2) Henry W. Hagy Heirs, Devisees, Successors or Assigns | | | |
| (d.2.1) Beverly Hagy<br>PO Box 448<br>Greenwood, FL 32443 | 0.1079 acres<br>1/84 of 9.06 acres | 0.1348% | 2.1085%<br>HB2058 |
| (d.4) Dennis Hagy<br>36 Buck Oak Lane<br>White Haven, PA 18661 | 0.1079 acres<br>1/84 of 9.06 acres | 0.1348% | 2.1085%<br>HB2058 |
| (d.5) Frank Hagy<br>118 Max Lane<br>Galax, VA 24333 | 0.1079 acres<br>1/84 of 9.06 acres | 0.1348% | 2.1085%<br>HB2058 |
| (d.6) Joyce A. Morris<br>Box 464<br>Loyall, KY 40854 | 0.1079 acres<br>1/84 of 9.06 acres | 0.1348% | 2.1085%<br>HB2058 |
| (d.8) Vernon Church Heirs, Devisees, Successors or Assigns | | | |
| (d.8.1) Della Church Heirs, Devisees, Successors or Assigns | | | |
| (d.8.1.3) Martha G. Keen<br>2120 Contrary Creek Road<br>Raven, VA 24639 | 0.0180 acres<br>1/504 of 9.06 acres | 0.0225% | 0.3514%<br>HB2058 |
| (d.8.1.4) Dorothy F. Church<br>109 Immerson Lane<br>Rustburg, VA 24588 | 0.0180 acres<br>1/504 of 9.06 acres | 0.0225% | 0.3514%<br>HB2058 |

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| | Acres in Unit | Percent of Unit | Percent of Escrow |
|---|---|---|---|
| (d.8.1.5) Donald J. Church<br>2289 Preston Mill Road<br>Huddleston, VA 24104 | 0.0180 acres<br>1/504 of 9.06 acres | 0.0225% | 0.3514%<br>HB2058 |
| (d.8.1.6) Vickie Guffey<br>2289 Preston Mill Road<br>Huddleston, VA 24104 | 0.0180 acres<br>1/504 of 9.06 acres | 0.0225% | 0.3514%<br>HB2058 |
| (e) Joseph Robert Looney Heirs, Devisees, Successors or Assigns | | | |
| (e.1) Cora S. Looney Heirs, Devisees, Successors or Assigns | | | |
| (e.1.1) Dora Childress Heirs, Devisees Successor or Assigns | | | |
| (e.1.1.2) Ralph Childress<br>4729 Seagrove Plank Rd<br>Asheboro, NC 27205 | 0.0014 acres<br>1/6480 of 9.06 acres | 0.0017% | 0.0273%<br>HB2058 |
| (e.1.1.4) Edward Childress<br>P.O. Box 1204<br>Honaker, VA 24260 | 0.0014 acres<br>1/6480 of 9.06 acres | 0.0017% | 0.0273%<br>HB2058 |
| (e.1.1.5) Buford Childress<br>520 NE 130th<br>Seattle, WA 98125 | 0.0014 acres<br>1/6480 of 9.06 acres | 0.0017% | 0.0273%<br>HB2058 |
| (e.1.2) Terry Short Heirs, Devisees, Successors or Assigns | | | |
| (e.1.2.3) Harold Short Heirs, Devisees, Successors or Assigns | | | |
| (a.1.2.3.1) Sylvia Short<br>7721 Schelhorn Road<br>Alexandria, VA 22306 | 0.0022 acres<br>5/20736 of 9.06 acres | 0.0027% | 0.0427%<br>HB2058 |
| (e.1.6) Shirley Meadows<br>1100 Pioneer Road<br>Rowe, VA 24646 | 0.0070 acres<br>1/1296 of 9.06 acres | 0.0087% | 0.1367%<br>HB2058 |
| (e.2) Rachel Sweeten Heirs, Devisees, Successors or Assigns | | | |
| (e.2.1) Betty G. Burke<br>14531 Old Jonesboro Road<br>Bristol, VA 24202 | 0.0034 acres<br>1/2700 of 9.06 acres | 0.0042% | 0.0656%<br>HB2058 |
| (e.2.4) Robert C. Keen<br>520 Westland Circle<br>Salem, VA 24153 | 0.0034 acres<br>1/2700 of 9.06 acres | 0.0042% | 0.0656%<br>HB2058 |
| (e.3) Monnie Wilson<br>1904 Ireland Drive<br>Leander, TX 78641-2836 | 0.0168 acres<br>1/540 of 9.06 acres | 0.0210% | 0.3280%<br>HB2058 |
| (e.4) Ollie Fay Looney Aldhizer Heirs, Devisees, Successors or Assigns | | | |

**Exhibit EE**
**Unit W-4**
**Docket #VGOB 06-0418-1616-01**
**List of Respondents with Royalty Split Agreements/Court Orders/HB2058**

| | Acres in Unit | Percent of Unit | Percent of Escrow |
|---|---|---|---|
| (e.4.1) Karla Lankins<br>9899 SW 170 Street<br>Miami, FL 33157-4332 | 0.0168 acres<br>1/540 of 9.06 acres | 0.0210% | 0.3280%<br>HB2058 |
| (e.5) Theodore I. Looney Heirs, Devisees, Successors or Assigns | | | |
| (e.5.1) David Scott Looney<br>817 Taft Street<br>Sidney, OH 45365-2543 | 0.0168 acres<br>1/540 of 9.06 acres | 0.0210% | 0.3280%<br>HB2058 |
| (e.6) Bradley Miles Looney Heirs, Devisees, Successors or Assigns | *Predeceased J. R. Looney* | | |
| (e.6.2) Alice Catherine Christian<br>6344 Slate Creek Road<br>Grundy, VA 24614 | 0.0042 acres<br>1/2160 of 9.06 acres | 0.0052% | 0.0820%<br>HB2058 |
| (e.6.4) Bryan Anthony Looney<br>1827A Airport Road<br>Vansant, VA 24656 | 0.0042 acres<br>1/2160 of 9.06 acres | 0.0052% | 0.0820%<br>HB2058 |
| (f) Ida Looney Scott Heirs, Devisees, Successors or Assigns | | | |
| (f.1) Will Scott | *Life Estate is extinguished (died prior to 1963)* | | |
| (f.1.1) Juanita Scott Thompson<br>1209 Burning Fork Road<br>Pikeville, KY 41501 | 0.0629 acres<br>1/144 of 9.06 acres | 0.0786% | 1.2299%<br>HB2058 |
| (f.1.2) Marion Hassel Scott Heirs, Devisees, Successors or Assigns | | | |
| (f.1.2.1) William G. Scott Heirs, Devisees, Successors or Assigns | | | |
| (f.1.2.1.1) Juanita Scott Thompson<br>1209 Burning Fork Road<br>Pikeville, KY 41501 | 0.0210 acres<br>1/432 of 9.06 acres | 0.0262% | 0.4100%<br>HB2058 |
| (f.1.2.1.3) Lando Scott Heirs, Devisees, Successors or Assigns | | | |
| (f.1.2.1.3.2) Denver Scott Heirs, Devisees, Successors or Assigns | | | |
| (f.1.2.1.3.2.1) Carolyn Scott<br>108 Windswept Circle<br>Tazewell, VA 24651 | 0.0035 acres<br>1/2592 of 9.06 acres | 0.0044% | 0.0683%<br>HB2058 |
| (f.1.2.1.3.6) Brenda Atwood<br>100 Dexter Ave<br>Beckley, WV 25801 | 0.0035 acres<br>1/2592 of 9.06 acres | 0.0044% | 0.0683%<br>HB2058 |
| (g) Sarah Amanda Looney Owens Heirs, Devisees, Successors or Assigns | | | |
| (g.2) Maxie Fuller Heirs, Devisees, Successors or Assigns | | | |

Exhibit EE
Unit W-4
Docket #VGOB 06-0418-1616-01
List of Respondents with Royalty Split Agreements/Court Orders/HB2058

| | Acres in Unit | Percent of Unit | Percent of Escrow |
|---|---|---|---|
| (g.2.1) Danny Fuller Heirs, Devisees, Successors or Assigns | | | |
| (g.2.1.a) Stacy Fuller-Breeden<br>118 Bovona Place<br>Palatka, FL 32177 | 0.0047 acres<br>1/1944 of 9.06 acres | 0.0058% | 0.0911%<br>HB2058 |
| (g.2.2) Allison Fuller Isaacson<br>1860 Long Iron Drive #1027<br>Viera, FL 32955 | 0.0093 acres<br>1/972 of 9.06 acres | 0.0117% | 0.1822%<br>HB2058 |
| (g.3) Wedith Shammami<br>4546 Fairway Ridge<br>West Bloomfield, MI 48323 | 0.0140 acres<br>1/648 of 9.06 acres | 0.0175% | 0.2733%<br>HB2058 |
| (g.4) Clarence Owens Heirs, Devisees, Successors or Assigns (1/648) | | | |
| (g.4.1) Florence Owens Heirs, Devisees, Successors or Assigns | | | |
| (g.4.1.3) Bonnie Kevern<br>1731 NE 134th Lane<br>Trenton, FL 32693 | 0.0012 acres<br>1/7776 of 9.06 acres | 0.0015% | 0.0228%<br>HB2058 |
| (g.4.3) Johnny Owens<br>13427 Beall Avenue<br>Jacksonville, FL 32218 | 0.0031 acres<br>1/2916 of 9.06 acres | 0.0039% | 0.0607%<br>HB2058 |
| (g.4.4) Harold B. Owens<br>4946 Highway 17 South<br>Green Cove Springs, FL 32043 | 0.0031 acres<br>1/2916 of 9.06 acres | 0.0039% | 0.0607%<br>HB2058 |
| (g.5) Billy Owens<br>Rt.1 Box 72<br>Vansant, VA 24656 | 0.0140 acres<br>1/648 of 9.06 acres | 0.0175% | 0.2733%<br>HB2058 |
| (g.6) James Ersel Owens Heirs, Devisees, Successors or Assigns | | | |
| (g.6.1) Edith Owens<br>5557 Deskins Road<br>Vansant, VA 24656 | 0.0140 acres<br>1/648 of 9.06 acres | 0.0175% | 0.2733%<br>HB2058 |
| (g.7) Mary Fuller<br>1506 Belcher Fork Rd<br>Grundy, VA 24614 | 0.0140 acres<br>1/648 of 9.06 acres | 0.0175% | 0.2733%<br>HB2058 |
| (g.8) Dolly Owens<br>P.O. Box 45<br>Oakwood, VA 24631 | 0.0140 acres<br>1/648 of 9.06 acres | 0.0175% | 0.2733%<br>HB2058 |
| (g.9) Virgil Owens Heirs, Devisees, Successors or Assigns | | | |
| (g.9.1) Lucinda Owens Heirs, Devisees, Successors or Assigns | | | |
| (g.9.1.2) Shirley Vandyke Owens<br>P.O. Box 684<br>Oakwood, VA 24631 | 0.0070 acres<br>1/1296 of 9.06 acres | 0.0087% | 0.1367%<br>HB2058 |

Exhibit EE
Unit W-4
Docket #VGOB 06-0418-1616-01
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| | Acres in Unit | Percent of Unit | Percent of Escrow |
|---|---|---|---|
| (h) D. Ralph Thacker<br>20021 Thacker Drive<br>Boonsboro, MD 21713 | 0.1258 acres<br>1/72 of 9.06 acres | 0.1573% | 2.4599%<br>HB2058 |

*Total Conflicts Resolved*

| | |
|---|---|
| Total Acres | 7.6130 |
| Total Percentage | 9.5163% |

INSTRUMENT #170000415
RECORDED IN THE CLERK'S OFFICE OF
BUCHANAN COUNTY ON
FEBRUARY 28, 2017 AT 04:05PM

BEVERLY S. TILLER, CLERK
RECORDED BY: GGB