

230001413

Instrument prepared by:
VIRGINIA GAS AND OIL BOARD

Order recorded under:
CODE OF VIRGINIA
§ 45.2-1628

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 § 45.2-1600 (et seq)

UNIT/WELL NAME: BG98
TRACT(S): A portion of 1D
LOCATION: BUCHANAN County, Virginia

DOCKET NUMBER: VGOB-06-0919-1714-04

APPLICANTS: Pocahontas Gas LLC on behalf of Harrison-Wyatt LLC, Tenita Mitchell

HEARING DATE AND LOCATION: Virginia Department of Energy, 3405 Mountain Empire Road, Big Stone Gap, Virginia
September 19, 2023

APPEARANCES: Mark A. Swartz on behalf of Pocahontas Gas LLC

PRIOR PROCEEDINGS:

1. Original Pooling Order Executed 06/19/2007, Recorded on 06/21/2007, Deed Book/Instrument No. 70002329, County BUCHANAN.
2. Supplemental Order Executed 03/29/2013, Recorded on 04/23/2013, Deed Book/Instrument No. 130000674, County BUCHANAN.
3. Disbursement Order -01 Executed 09/18/2015, Recorded on 09/28/2015, Deed Book/Instrument No. 150001575, County BUCHANAN.
4. Modification Order -02 Executed 06/18/2020, Recorded on 07/13/2020, Deed Book/Instrument No. 200000667, County BUCHANAN.

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5. Supplemental Order -02 Executed 09/17/2020, Recorded on 10/06/2020, Deed Book/Instrument No. 200001108, County BUCHANAN.
6. Disbursement Order -03 Executed 02/18/2022, Recorded on 03/18/2022, Deed Book/Instrument No. 220000263, County BUCHANAN.

NOTICE:

The Unit Operator gave notice to the Applicants that the Board would consider its disbursement petition at the September 19, 2023 hearing and considered whether to:

- (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 1D identified in the attached petition.
- (2) Delete the requirement that the Unit Operator place future royalties attributable to Tract(s) A portion of 1D 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 § 45.2-1622 AND § 45.2-1624.

Applicant has certified and represented to the Board that:

Harrison-Wyatt, LLC & The Heirs of Ruby Mitchell, including: Tenita Mitchell have entered into royalty split agreement (s). Said royalty split agreement(s) allow the Applicant and Designated Operator to pay royalties directly to the persons identified in Exhibit EE annexed hereto and the annexed Table; further, specifies how said royalties are to be divided and paid.

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RELIEF GRANTED:

VGOB Disbursement
Unit BG98

VGOB-06-0919-1714-04

Table 1

Tracts: A portion of 1D

| Item | Tract | Disbursement Table | Fractional Ownership | Net Acreage Ownership | Royalty Split Agreement | Escrowed Acres | Percent of Escrowed Funds | Adjustment Amount |
|-----------------------------|-------|---|----------------------|-----------------------|-------------------------|----------------|---------------------------|-------------------|
| | | Total acreage in escrow before disbursement | | | | 0.17400 | | |
| 1D Tract 1D (total acreage) | | | 0.8700 | | | | | |
| 1 | 1D | Tenita Mitchell\100 Laura Lane Garner NC 27529 | 1/10 | 0.0870 | 50.00% | 0.0435 | 25.0000% | |
| 2 | 1D | Harrison-Wyatt LLC\PO Box 11000 Danville VA 24543 | 1/10 | 0.0870 | 50.00% | 0.0435 | 25.0000% | |

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 § 45.2-1609 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.

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DONE AND EXECUTED this 2 day of October, 2023 by a majority of the Virginia Gas and Oil Board.

Chairman, Donald L. Ratliff

DONE AND PERFORMED this 2 day of October, 2023 by Order of the Virginia Gas and Oil Board.

James P. Skorupa
Principal Executive to the staff,
Virginia Gas and Oil Board

COMMONWEALTH OF VIRGINIA
COUNTY OF RUSSELL

Acknowledged on this 2nd day of October, 2023, personally before me a notary public in and for the Commonwealth of Virginia, appeared Donald L. Ratliff, being duly sworn did depose and say that he is the Interim Chairman of the Virginia Gas and Oil Board and appeared James P. Skorupa, 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, 2025



BEFORE THE VIRGINIA GAS AND OIL BOARD**PETITIONER:** Pocahontas Gas LLC**GAS AND OIL PROGRAM****DOCKET NO:** VGOB 06-0919-1714-04**RELIEF SOUGHT: (1) DISBURSEMENT FROM ESCROW REGARDING TRACT(S) A portion of 1D (2) AND AUTHORIZATION FOR DIRECT PAYMENT OF ROYALTIES (3) AND DISMISSAL OF COAL OWNERS PURSUANT TO CODE OF VIRGINIA SECTION 45.2-1624.****HEARING DATE:** September 19, 2023**DRILLING UNIT:** BG98**BUCHANAN COUNTY, VIRGINIA****PETITION FOR ORDER OF DISBURSEMENT OF ESCROW FUNDS****1. Petitioner and its counsel**

Petitioner is Pocahontas Gas 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, attributable to a portion of Tract 1D, as depicted upon the annexed table; and (2) authorization to begin paying royalties directly to the parties to the royalty split between Harrison-Wyatt, LLC & The Heirs of Ruby Mitchell, including Tenita Mitchell.

3. Legal Authority

Va. Code Ann. § 45.2-1600 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

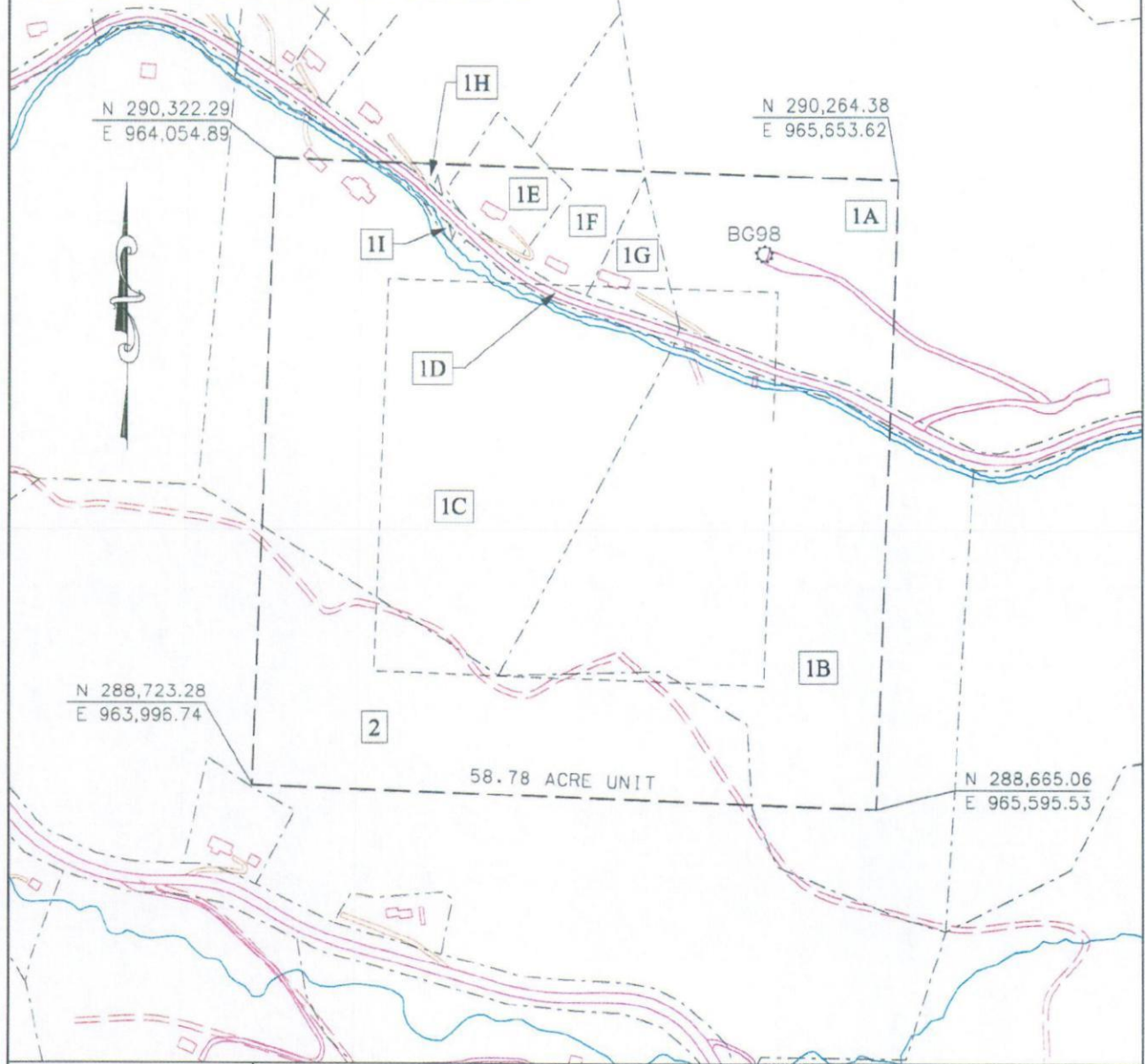
5. Factual basis for relief requested

Harrison-Wyatt, LLC & The Heirs of Ruby Mitchell, including; Tenita Mitchell have entered into royalty split agreement(s). Said royalty split agreement(s) allow the Applicant and Designated Operator to pay royalties directly to the persons identified in Exhibit EE annexed hereto and the annexed Table, further, specifies how said royalties are to be divided and paid.

6. Attestation

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

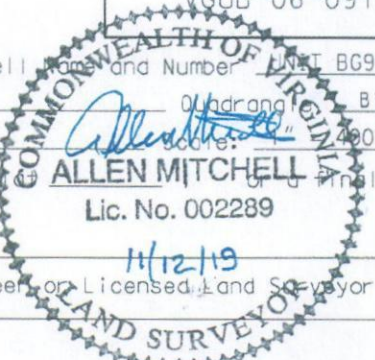
PROPERTY LINES SHOWN ON THIS PLAT WERE PROVIDED BY POCAHONTAS GAS LLC AND WERE TAKEN FROM DEED DESCRIPTIONS AND CHAIN OF TITLE OF RECORD IT DOES NOT REPRESENT A CURRENT BOUNDARY SURVEY. THE CERTIFICATION HEREON CERTIFIES THE LOCATION OF THE PROPOSED WELL ONLY.



CBM WELL
 PROPOSED CBM WELL

EXHIBIT A
 NORA FIELD
 UNIT BC98
 FORCE POOLING
 VGOB-06-0919-1714-02

Company POCAHONTAS GAS LLC Well Name and Number UNIT BC98
 Tract No. _____ Elevation _____ Ordinance Big A Mountain
 County Buchanan District Hurricane Date _____
 This plat is a new plat ; an updated plat or a final plat _____



Form DGO-GO-7 _____ (Affix Seal)
 Rev. 9/91 Licensed Professional Engineer or Licensed Land Surveyor

**Pocahontas Gas LLC
UNIT BG98
Tract Identifications**

- 1A. H-W Financial LLC (Oxy Tr1-3, ICCO Tr823, 416.00-acre Tract) – Coal
Revelation Energy, LLC – Above Drainage Coal Leased
CNX Gas Company LLC – Surface, Oil, and Gas
Harrison-Wyatt LLC (50%) and CNX Gas Company LLC (50%) – CBM
CNX Gas Company LLC – CBM Leased
6.56 Acres 11.1603%
- 1B. H-W Financial LLC (Oxy Tr1-3, ICCO Tr823, 416.00-acre Tract) – Coal
Revelation Energy, LLC – Above Drainage Coal Leased
Mary Leftwich Heirs – Oil and Gas
Carson Austin – Surface
16.34 Acres 27.7986%
- 1C. H-W Financial LLC (Oxy Tr1-3, ICCO Tr823, 416.00-acre Tract) – Coal
Revelation Energy, LLC – Above Drainage Coal Leased
Joyce B. Mitchell – Surface, Oil, and Gas
CNX Gas Company LLC – Oil and Gas Leased
Harrison-Wyatt LLC (50%) and Joyce B. Mitchell (50%) – CBM
CNX Gas Company LLC – CBM Leased
19.46 Acres 33.1065%
- 1D. H-W Financial LLC (Oxy Tr1-3, ICCO Tr823, 416.00-acre Tract) – Coal
Revelation Energy, LLC – Above Drainage Coal Leased
Ruby Mitchell Heirs – Oil and Gas
CNX Gas Company LLC – Oil and Gas Leased
Harrison-Wyatt LLC (50%) and Ruby Mitchell Heirs (50%) – CBM
CNX Gas Company LLC – CBM Leased
Commonwealth of Virginia - Surface
0.87 Acres 1.4801%
- 1E. H-W Financial LLC (Oxy Tr1-3, ICCO Tr823, 416.00-acre Tract) – Coal
Revelation Energy, LLC – Above Drainage Coal Leased
Avery Barton, et ux – Surface, Oil, and Gas
CNX Gas Company LLC – Oil and Gas Leased
Harrison-Wyatt LLC (50%) and Avery Barton, et ux (50%) – CBM
CNX Gas Company LLC – CBM Leased
1.11 Acres 1.8884%

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

Pocahontas Gas LLC
UNIT BG98
Tract Identifications

- 1F. H-W Financial LLC (Oxy Tr1-3, ICCC Tr823, 416.00-acre Tract) – Coal
 Revelation Energy, LLC – Above Drainage Coal Leased
 Avery DeShannon Barton – Surface, Oil, and Gas
 CNX Gas Company LLC – Oil and Gas Leased
 Harrison-Wyatt LLC (50%) and Avery DeShannon Barton (50%) – CBM
 CNX Gas Company LLC – CBM Leased
 1.33 Acres 2.2627%
- 1G. H-W Financial LLC (Oxy Tr1-3, ICCC Tr823, 416.00-acre Tract) – Coal
 Revelation Energy, LLC – Above Drainage Coal Leased
 Joyce Mitchell – Surface, Oil, and Gas
 CNX Gas Company LLC – Oil and Gas Leased
 Harrison-Wyatt LLC (50%) and Harold Mitchell, et ux (50%) – CBM
 CNX Gas Company LLC – CBM Leased
 0.98 Acres 1.6672%
- 1H. H-W Financial LLC (Oxy Tr1-3, ICCC Tr823, 416.00-acre Tract) – Coal
 Revelation Energy, LLC – Above Drainage Coal Leased
 Avery Barton, et ux – Surface, Oil and Gas
 CNX Gas Company LLC – Oil and Gas Leased
 Harrison-Wyatt LLC (50%) and Avery Barton, et ux (50%) – CBM
 CNX Gas Company LLC – CBM Leased
 0.15 Acres 0.2552%
- 1I. H-W Financial LLC (Oxy Tr1-3, ICCC Tr823, 416.00-acre Tract) – Coal
 Revelation Energy, LLC – Above Drainage Coal Leased
 Ruby Mitchell Heirs – Surface, Oil and Gas
 CNX Gas Company LLC – Oil and Gas Leased
 Harrison-Wyatt LLC (50%) and Ruby Mitchell Heirs (50%) – CBM
 CNX Gas Company LLC – CBM Leased
 0.07 Acres 0.1191%
- 1J. H-W Financial LLC (Oxy Tr1-3, ICCC Tr823, 416.00-acre Tract) – Coal
 Revelation Energy, LLC – Above Drainage Coal Leased
 CNX Gas Company LLC – Oil and Gas
 Harrison-Wyatt LLC (50%) and CNX Gas Company LLC (50%) – CBM
 CNX Gas Company LLC – CBM Leased
 Commonwealth of Virginia - Surface
 0.58 Acres 0.9867%
2. H-W Financial LLC (Oxy Tr 7, ICCC Tr 826 951.00-acre Tract) – Coal
 Revelation Energy, LLC – Above Drainage Coal Leased
 Mary Elizabeth Wingold – Surface, Oil, and Gas
 11.33 Acres 19.2753%

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

Exhibit E
 Unit BG-98
 Docket #VGOB 06-0919-1714-04
 List of Respondents that require escrow

| | Acres in Unit | Percent of Unit |
|---|-----------------------------------|-----------------|
| <u>Tract #1D - 0.87 acres</u> | | |
| <u>COAL OWNERSHIP</u> | | |
| (1) Harrison-Wyatt LLC P.O. Box 11000 Danville, VA 24543 <i>(416 Acre Tract)</i> | 0.87 acres | 1.4801% |
| <u>OIL & GAS OWNERSHIP</u> | | |
| <i>Outstanding W-9</i> | | |
| (1) Ruby Mitchell Heirs, Devisees, Successors, or Assigns | 0.87 acres | 1.4801% |
| <i>** NOTE: In order to resolve the CBM conflict, by Deed dated 1/25/05, Ruby Mae Mitchell conveys an undivided one-half (1/2) interest in the CBM Estate to Harrison-Wyatt, LLC. (DB 613-76)</i> | | |
| (a) Harold Mitchell | <i>Pre-Deceased</i> | |
| (a.2) Tracy Mitchell Rowland 6130 Hall Park Road Fayetteville, NC 28306 | 0.087 acres 1/10 of 0.87 acres | 0.1480% |
| Total Tract Acres | 0.0870 | |
| Total Tract Percentage | 0.1480% | |
| Escrow Totals | | |
| Acres 0.0870 | | |
| Percentage 0.1480% | | |

Exhibit EE
Unit BG-98
Docket #VGOB 06-0919-1714-04

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

| | Acres in Unit | Percent of Unit | Percent of Escrow |
|--|------------------------------------|-----------------|-------------------|
| <u>Tract #1A - 6.56 acres</u> | | | |
| <u>COAL OWNERSHIP</u> | | | |
| (1) Harrison-Wyatt LLC P.O. Box 11000 Danville, VA 24543 <i>(416 Acre Tract)</i> | 6.56 acres | 11.1603% | <i>n/a</i> |
| <u>OIL & GAS OWNERSHIP</u> | | | |
| (1) Pocahontas Gas LLC 1000 Horizon Vue Dr Ste 400 Canonsburg, PA 15317-6506 | 6.56 acres | 11.1603% | <i>n/a</i> |
| <u>Tract #1B - 16.34 acres</u> | | | |
| <u>COAL OWNERSHIP</u> | | | |
| (1) Harrison-Wyatt LLC P.O. Box 11000 Danville, VA 24543 <i>(416 Acre Tract)</i> | 16.34 acres | 27.7986% | <i>n/a</i> |
| <u>OIL & GAS OWNERSHIP</u> | | | |
| (1) Mary Alice Hurt Leftwich Heirs, Devisees, Successors or Assigns | 16.34 acres | 27.7986% | |
| <i>Mary A. Leftwich Heirs are Prevailing Defendants under Case No 16-254 Awarded ownership of Gas Estate</i> | | | |
| (a) W.O. Leftwich Heirs, Devisees, Successors or Assigns | | | |
| (a.1) Margaret Leftwich Hallat Heirs, Devisees, Successors, or Assigns | | | |
| (a.1.1) Richard Lyle Leftwich | <i>Pre-Deceased (a.1)</i> | | |
| (a.1.1.1) Richard Leftwich 22834 Goldsborough Terrace Ashburn, VA 20148 | 0.454 acres 1/36 of 16.34 acres | 0.7722% | <i>n/a</i> |
| (a.1.1.2) Robert Leftwich 1 Ivanhoe Avenue Asheville, NC 28806 | 0.454 acres 1/36 of 16.34 acres | 0.7722% | <i>n/a</i> |
| (a.1.1.3) Elizabeth Leftwich 2910 Seminary Avenue Richmond, VA 23220 | 0.454 acres 1/36 of 16.34 acres | 0.7722% | <i>n/a</i> |
| (a.1.2) Marie Leftwich Hnarakis Heirs, Devisees, Successors, or Assigns | | | |
| (a.1.2.1) Alexander B. Hnarakis Heirs, Devisees, Successors, or Assigns | | | |
| (a.1.2.1.1) Hnarakis Family 2004 Revocable Trust c/o Joette Hnarakis, Trustee PO Box 165 Moorpark, CA 93020 | 0.681 acres 1/24 of 16.34 acres | 1.1583% | <i>n/a</i> |
| <i>Represented by Jennifer S. Friedel</i> | | | |
| (a.1.2.2) Dennis Hnarakis 13129 Pennerview Lane Fairfax, VA 22033 | 0.681 acres 1/24 of 16.34 acres | 1.1583% | <i>n/a</i> |
| <i>Represented by Jennifer S. Friedel</i> | | | |

Exhibit EE
Unit BG-98

Docket #VGOB 06-0919-1714-04

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

| | Acres in Unit | Percent of Unit | Percent of Escrow |
|---|---|-----------------|-------------------|
| (a.1.3) William O. Leftwich | <i>Pre-Deceased (a.1)</i> | | |
| (a.1.3.1) Bettina Crosby 7625 Sun Island Drive S #107 South Pasadena, FL 33707 <i>Represented by Jennifer S. Friedel</i> | 0.454 acres 1/36 of 16.34 acres | 0.7722% | <i>n/a</i> |
| (a.1.3.2) Robert Blake Leftwich 11013 Pondwoods Drive Alexandria, KY 41001 <i>Represented by Jennifer S. Friedel</i> | 0.454 acres 1/36 of 16.34 acres | 0.7722% | <i>n/a</i> |
| (a.1.3.3) Melvin E. Leftwich 4318 Great Lakes Drive N Clearwater, FL 33762 <i>Represented by Jennifer S. Friedel</i> | 0.454 acres 1/36 of 16.34 acres | 0.7722% | <i>n/a</i> |
| (a.1.4) Shirley Acey McDonald | <i>Conveyed interest by Instrument # 18-1959, dated November 29, 2018</i> | | |
| (a.1.4.1) McDonald Asset Trust dated July 25, 2018 c/o Shirley Acey McDonald, Trustee 404 Henry Clay Road Ashland, VA 23005 <i>Represented by Jennifer S. Friedel</i> | 1.362 acres 1/12 of 16.34 acres | 2.3165% | <i>n/a</i> |
| (b) Clifford C. Leftwich Heirs, Devisees, Successors, and Assigns | | | |
| (b.1) W.O. Leftwich | <i>Pre-Deceased (b)</i> | | |
| (b.1.1) Margaret Leftwich Hallat Heirs, Devisees, Successors, or Assigns | | | |
| (b.1.1.1) Richard Lyle Leftwich | <i>Pre-Deceased (b.1.1)</i> | | |
| (b.1.1.1.1) Richard Leftwich 22834 Goldsborough Terrace Ashburn, VA 20148 | 0.045 acres 1/360 of 16.34 acres | 0.0772% | <i>n/a</i> |
| (b.1.1.1.2) Robert Leftwich 1 Ivanhoe Avenue Asheville, NC 28806 | 0.045 acres 1/360 of 16.34 acres | 0.0772% | <i>n/a</i> |
| (b.1.1.1.3) Elizabeth Leftwich 2910 Seminary Avenue Richmond, VA 23220 | 0.045 acres 1/360 of 16.34 acres | 0.0772% | <i>n/a</i> |
| (b.1.1.2) Marie Leftwich Hnarakis Heirs, Devisees, Successors, or Assigns | | | |
| (b.1.1.2.1) Alexander B. Hnarakis Heirs, Devisees, Successors, or Assigns | | | |
| (b.1.1.2.1.1) Hnarakis Family 2004 Revocable Tru c/o Joette Hnarakis, Trustee PO Box 165 Moorpark, CA 93020 <i>Represented by Jennifer S. Friedel</i> | 0.068 acres 1/240 of 16.34 acres | 0.1158% | <i>n/a</i> |
| (b.1.1.2.2) Dennis Hnarakis 13129 Pennerview Lane Fairfax, VA 22033 <i>Represented by Jennifer S. Friedel</i> | 0.068 acres 1/240 of 16.34 acres | 0.1158% | <i>n/a</i> |
| (b.1.1.3) William O. Leftwich | <i>Pre-Deceased (b.1.1)</i> | | |

Exhibit EE
Unit BG-98
Docket #VGOB 06-0919-1714-04

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

| | Acres in Unit | Percent of Unit | Percent of Escrow |
|---|---|-----------------|-------------------|
| (b.1.1.3.1) Bettina Crosby 7625 Sun Island Drive S #107 South Pasadena, FL 33707 <i>Represented by Jennifer S. Friedel</i> | 0.045 acres 1/360 of 16.34 acres | 0.0772% | n/a |
| (b.1.1.3.2) Robert Blake Leftwich 11013 Pondwoods Drive Alexandria, KY 41001 <i>Represented by Jennifer S. Friedel</i> | 0.045 acres 1/360 of 16.34 acres | 0.0772% | n/a |
| (b.1.1.3.3) Melvin E. Leftwich 4318 Great Lakes Drive N Clearwater, FL 33762 <i>Represented by Jennifer S. Friedel</i> | 0.045 acres 1/360 of 16.34 acres | 0.0772% | n/a |
| (b.1.1.4) Shirley Acey McDonald | <i>Conveyed interest by Instrument # 18-1959, dated November 29, 2018</i> | | |
| (b.1.1.4.1) McDonald Asset Trust dated July 25, 21 c/o Shirley Acey McDonald, Trustee 404 Henry Clay Road Ashland, VA 23005 <i>Represented by Jennifer S. Friedel</i> | 0.136 acres 1/120 of 16.34 acres | 0.2317% | n/a |
| (b.1.2) Richard Lyle Leftwich Heirs, Devisees, Successors, or Assigns | | | |
| (b.1.2.1) Martha Summerford 11903 Sawhill Blvd Spotsylvania, VA 22553 <i>Represented by Jennifer S. Friedel</i> | 0.545 acres 1/30 of 16.34 acres | 0.9266% | n/a |
| (b.1.3) Marie Leftwich Hnarakis Heirs, Devisees, Successors, or Assigns | | | |
| (b.1.3.1) Alexander B. Hnarakis Heirs, Devisees, Successors, or Assigns | | | |
| (b.1.3.1.1) Hnarakis Family 2004 Revocable Trust c/o Joette Hnarakis, Trustee PO Box 165 Moorpark, CA 93020 <i>Represented by Jennifer S. Friedel</i> | 0.272 acres 1/60 of 16.34 acres | 0.4633% | n/a |
| (b.1.3.2) Dennis Hnarakis 13129 Pennerview Lane Fairfax, VA 22033 <i>Represented by Jennifer S. Friedel</i> | 0.272 acres 1/60 of 16.34 acres | 0.4633% | n/a |
| (b.1.4) William O. Leftwich Heirs, Devisees, Successors, or Assigns | | | |
| (b.1.4.1) Juanita Leftwich Heirs, Devisees, Successors, or Assigns | | | |
| (b.1.4.1.1) Bettina Crosby 7625 Sun Island Drive S #107 South Pasadena, FL 33707 <i>Represented by Jennifer S. Friedel</i> | 0.109 acres 1/150 of 16.34 acres | 0.1853% | n/a |
| (b.1.4.1.2) Robert Blake Leftwich 11013 Pondwoods Drive Alexandria, KY 41001 <i>Represented by Jennifer S. Friedel</i> | 0.109 acres 1/150 of 16.34 acres | 0.1853% | n/a |
| (b.1.4.1.3) Melvin E. Leftwich 4318 Great Lakes Drive N Clearwater, FL 33762 <i>Represented by Jennifer S. Friedel</i> | 0.109 acres 1/150 of 16.34 acres | 0.1853% | n/a |

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

| | Acres in Unit | Percent of Unit | Percent of Escrow |
|--|-------------------------------------|-----------------|-------------------|
| (b.1.4.1.4) Aubry Hall 415 Denice Drive Seminole, FL 33772 <i>Represented by Jennifer S. Friedel</i> | 0.109 acres 1/150 of 16.34 acres | 0.1853% | <i>n/a</i> |
| (b.1.4.1.5) Karen McManus Heirs, Devisees, Successors, or Assigns <i>Pre-Deceased (b.1.4.1)</i> | | | |
| (b.1.4.1.5.1) Michael McManus 4535 Beth Ann Drive Indianapolis, IN 46221 | 0.109 acres 1/150 of 16.34 acres | 0.1853% | <i>n/a</i> |
| (b.1.5) Shirley Acey McDonald <i>Conveyed interest by Instrument # 18-1959, dated November 29, 2018</i> | | | |
| (b.1.5.1) McDonald Asset Trust dated July 25, 2018 c/o Shirley Acey McDonald, Trustee 404 Henry Clay Road Ashland, VA 23005 <i>Represented by Jennifer S. Friedel</i> | 0.545 acres 1/30 of 16.34 acres | 0.9266% | <i>n/a</i> |
| (b.2) Minnie Leftwich Heirs, Devisees, Successors, or Assigns | | | |
| (b.2.1) Jacob (J.B.) Harris Heirs, Devisees, Successors, or Assigns | | | |
| (b.2.1.1) Barbara Compton 19337 Stone Mountain Road Abingdon, VA 24210 <i>Represented by Jennifer S. Friedel</i> | 0.182 acres 1/90 of 16.34 acres | 0.3089% | <i>n/a</i> |
| (b.2.1.2) George B. Harris 1017 Hobbs Road Virginia Beach, VA 23464 | 0.182 acres 1/90 of 16.34 acres | 0.3089% | <i>n/a</i> |
| (b.2.1.3) James B. Harris Heirs <i>Pre-deceased (b.2.1)</i> | | | |
| (b.2.1.3.1) Carolyn S. Harris Briggs 68 Claret Drive Rancho Mirage, CA 92270 | 0.091 acres 1/180 of 16.34 acres | 0.1544% | <i>n/a</i> |
| (b.2.1.3.2) James Rodney Harris 27601 Buckpasser Dr. Tehachapi, CA 93561 | 0.091 acres 1/180 of 16.34 acres | 0.1544% | <i>n/a</i> |
| (b.2.2) Willie C. Harris Heirs, Devisees, Successors or Assigns | | | |
| (b.2.2.1) Rusha Harris Heirs, Devisees, Successors, or Assigns | | | |
| (b.2.2.1.1) Billy K. Harris Heirs, Devisees, Successors, or Assigns | | | |
| (b.2.2.1.1.1) Dorothy Harris 4048 Helen Henderson Highway Davenport, VA 24239 c/o Victor Breeding, co-conservator 1042 Howard Flat Rd Davenport, VA 24239 <i>Conservator represented by Russell Vern Presley, II</i> | 0.545 acres 1/30 of 16.34 acres | 0.9266% | <i>n/a</i> |
| (b.2.3) Mary Lena Garrison Heirs, Devisees, Successors or Assigns | | | |

Exhibit EE
Unit BG-98

Docket #VGOB 06-0919-1714-04

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

| | Acres in Unit | Percent of Unit | Percent of Escrow |
|---|-------------------------------------|-----------------|-------------------|
| (b.2.3.1) James Herron 12651 Tunstall St. Garden Grove, CA 92845 | 0.545 acres 1/30 of 16.34 acres | 0.9266% | n/a |
| (b.2.4) Eula H. Fulcher Heirs, Devisees, Successors or Assigns | | | |
| (b.2.4.1) Billie Eldridge | <i>Pre-Deceased (b.2.4)</i> | | |
| (b.2.4.1.1) Sandra Christine Murdock 142 Azalea Ave. Brevard, NC 28712 | 0.272 acres 1/60 of 16.34 acres | 0.4633% | n/a |
| (b.2.4.2) Gail Patricia Dunn Heirs, Devisees, Successors, or Assigns | | | |
| (b.2.4.2.1) Sandra Christine Murdock 142 Azalea Ave. Brevard, NC 28712 | 0.272 acres 1/60 of 16.34 acres | 0.4633% | n/a |
| (b.2.5) Clarence Harris | <i>Pre-Deceased (b.2)</i> | | |
| (b.2.5.1) Jackie Harris 1943 Jewell Ridge Rd Richlands, VA 24641-9606 | 0.272 acres 1/60 of 16.34 acres | 0.4633% | n/a |
| (b.2.5.2) Don Harris Heirs, Devisees, Successors or Assigns | | | |
| (b.2.5.2.1) Ricky Harris 4120 Maynors MHP Lot 4 Hudson, NC 28638 | 0.136 acres 1/120 of 16.34 acres | 0.2317% | n/a |
| (b.2.5.2.2) Donna Rash 2698 Collettsville Road Lenoir, NC 28645 | 0.136 acres 1/120 of 16.34 acres | 0.2317% | n/a |
| (c) Minnie Leftwich Heirs, Devisees, Successors, or Assigns | | | |
| (c.1) Jacob (J.B.) Harris Heirs, Devisees, Successors, or Assigns | | | |
| (c.1.1) Barbara Compton 19337 Stone Mountain Road Abingdon, VA 24210 <i>Represented by Jennifer S. Friedel</i> | 0.363 acres 1/45 of 16.34 acres | 0.6177% | n/a |
| (c.1.2) George B. Harris 1017 Hobbs Road Virginia Beach, VA 23464 | 0.363 acres 1/45 of 16.34 acres | 0.6177% | n/a |
| (c.1.3) James B. Harris Heirs | <i>Pre-deceased (c.1)</i> | | |
| (c.1.3.1) Carolyn S. Harris Briggs 68 Claret Drive Rancho Mirage, CA 92270 | 0.182 acres 1/90 of 16.34 acres | 0.3089% | n/a |
| (c.1.3.2) James Rodney Harris 27601 Buckpasser Dr. Tehachapi, CA 93561 | 0.182 acres 1/90 of 16.34 acres | 0.3089% | n/a |
| (c.2) Willie C. Harris Heirs, Devisees, Successors or Assigns | | | |
| (c.2.1) Rasha Harris Heirs, Devisees, Successors, or Assigns | | | |
| (c.2.1.1) Billy K. Harris Heirs, Devisees, Successors, or Assigns | | | |

Exhibit EE
Unit BG-98

230001413

Docket #VGOB 06-0919-1714-04

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

| | Acres in Unit | Percent of Unit | Percent of Escrow |
|--|------------------------------------|-----------------|-------------------|
| (c.2.1.1.1) Dorothy Harris 4048 Helen Henderson Highway Davenport, VA 24239 c/o Victor Breeding, co-conservator 1042 Howard Flat Rd Davenport, VA 24239 | 1.089 acres 1/15 of 16.34 acres | 1.8532% | n/a |
| Conservator represented by Russell Vern Presley, II | | | |
| (c.3) Mary Lena Garrison Heirs, Devisees, Successors or Assigns | | | |
| (c.3.1) James Herron 12651 Tunstall St. Garden Grove, CA 92845 | 1.089 acres 1/15 of 16.34 acres | 1.8532% | n/a |
| (c.4) Eula H. Fulcher Heirs, Devisees, Successors or Assigns | | | |
| (c.4.1) Billie Eldridge | <i>Pre-Deceased (c.4)</i> | | |
| (c.4.1.1) Sandra Christine Murdock 142 Azalea Ave. Brevard, NC 28712 | 0.545 acres 1/30 of 16.34 acres | 0.9266% | n/a |
| (c.4.2) Gail Patricia Dunn Heirs, Devisees, Successors, or Assigns | | | |
| (c.4.2.1) Sandra Christine Murdock 142 Azalea Ave. Brevard, NC 28712 | 0.545 acres 1/30 of 16.34 acres | 0.9266% | n/a |
| (c.5) Clarence Harris | <i>Pre-Deceased (c)</i> | | |
| (c.5.1) Jackie Harris 1943 Jewell Ridge Rd Richlands, VA 24641-9606 | 0.545 acres 1/30 of 16.34 acres | 0.9266% | n/a |
| (c.5.2) Don Harris Heirs, Devisees, Successors or Assigns | | | |
| (c.5.2.1) Ricky Harris 4120 Maynors MHP Lot 4 Hudson, NC 28638 | 0.272 acres 1/60 of 16.34 acres | 0.4633% | n/a |
| (c.5.2.2) Donna Rash 2698 Collettsville Road Lenoir, NC 28645 | 0.272 acres 1/60 of 16.34 acres | 0.4633% | n/a |
| | Total Tract Acres | 16.34 | |
| | Total Tract Percentage | 27.7986% | |

Tract #1C - 19.46 acres

COAL OWNERSHIP

| | | | |
|---|-------------|----------|-----|
| (1) Harrison-Wyatt LLC P.O. Box 11000 Danville, VA 24543 <i>(416 Acre Tract)</i> | 19.46 acres | 33.1065% | n/a |
|---|-------------|----------|-----|

OIL & GAS OWNERSHIP

| | | | |
|---|-------------|----------|-----|
| (1) Harold B. and Joyce Mitchell, TE Harold B. Mitchell DOD 10/12/2006 | 19.46 acres | 33.1065% | n/a |
|---|-------------|----------|-----|

Exhibit EE
Unit BG-98

Docket #VGOB 06-0919-1714-04

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

| | Acres in Unit | Percent of Unit | Percent of Escrow |
|--|-----------------------------------|-----------------|---|
| (a) Joyce Mitchell 1708 Old Grissom Creek Road Honaker, VA 24260 | 19.46 acres | 33.1065% | n/a |
| ** NOTE: In order to resolve the CBM conflict, by Deed dated 1/25/05, Harold B. and Joyce Mitchell conveys an undivided one-half (1/2) interest in the CBM Estate to Harrison-Wyatt, LLC. (DB 613-81) | | | |
| <u>Tract #1D - 0.87 acres</u> | | | |
| <u>COAL OWNERSHIP</u> | | | |
| (1) Harrison-Wyatt LLC P.O. Box 11000 Danville, VA 24543 (416 Acre Tract) | 0.87 acres | 1.4801% | 25.0000% Royalty Division Agreement |
| <u>OIL & GAS OWNERSHIP</u> | | | |
| (1) Ruby Mitchell Heirs, Devisees, Successors, or Assigns | 0.87 acres | 1.4801% | |
| ** NOTE: In order to resolve the CBM conflict, by Deed dated 1/25/05, Ruby Mae Mitchell conveys an undivided one-half (1/2) interest in the CBM Estate to Harrison-Wyatt, LLC. (DB 613-76) | | | |
| (a) Harold Mitchell | <i>Pre-Deceased</i> | | |
| (a.1) Tenita Mitchell 100 Laura Lane Garner, NC 27529 | 0.087 acres 1/10 of 0.87 acres | 0.1480% | 25.0000% Royalty Division Agreement |
| (b) Dawyer Mitchell Heirs, Devisees, Successors, or Assigns | | | |
| (b.1) Pamela B. Mitchell 52 Don Stevens Drive Honaker, VA 24260 | 0.174 acres 1/5 of 0.87 acres | 0.2960% | n/a |
| (c) Phillis Wilson 1660 Old Grissom Creek Road Honaker, VA 24260 | 0.174 acres 1/5 of 0.87 acres | 0.2960% | n/a |
| (d) Mildred Baldwin 1703 Old Grissom Creek Road Honaker, VA 24260 | 0.174 acres 1/5 of 0.87 acres | 0.2960% | n/a |
| (e) Deborah Barton 1809 Old Grissom Creek Road Honaker, VA 24260 | 0.174 acres 1/5 of 0.87 acres | 0.2960% | n/a |
| | Total Tract Acres | 0.7830 | |
| | Total Tract Percentage | 1.3321% | |

Tract #1E - 1.11 acres**COAL OWNERSHIP**

| | | | |
|--|------------|---------|-----|
| (1) Harrison-Wyatt LLC P.O. Box 11000 Danville, VA 24543 (416 Acre Tract) | 1.11 acres | 1.8884% | n/a |
|--|------------|---------|-----|

Exhibit EE
Unit BG-98

Docket #VGOB 06-0919-1714-04

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

| | Acres in Unit | Percent of Unit | Percent of Escrow |
|---|---------------|-----------------|-------------------|
| <u>OIL & GAS OWNERSHIP</u> | | | |
| (1) Avery Barton and Deborah Barton, TE 1809 Old Grissom Creek Road Honaker, VA 24260 | 1.11 acres | 1.8884% | n/a |
| ** NOTE: In order to resolve the CBM conflict, by Deed dated 1/13/05, Avery and Deborah Barton convey an undivided one-half (1/2) interest in the CBM Estate to Harrison-Wyatt, LLC. (DB 613-97) | | | |
| ** NOTE: In order to resolve the CBM conflict, by Deed dated 1/25/05, Ruby Mae Mitchell conveys an undivided one-half (1/2) interest in the CBM Estate to Harrison-Wyatt, LLC. (DB 613-76) | | | |
| (This tract derived from 2 separate tracts, one owned by Ruby Mae Mitchell, one owned by Avery and Deborah Barton) | | | |
| <u>Tract #1F - 1.33 acres</u> | | | |
| <u>COAL OWNERSHIP</u> | | | |
| (1) Harrison-Wyatt LLC P.O. Box 11000 Danville, VA 24543 (416 Acre Tract) | 1.33 acres | 2.2627% | n/a |
| <u>OIL & GAS OWNERSHIP</u> | | | |
| (1) Avery Deshannon Barton 1859 Old Grissom Creek Rd. Honaker, VA 24649 | 1.33 acres | 2.2627% | n/a |
| ** NOTE: In order to resolve the CBM conflict, by Deed dated 1/13/05, Avery and Deborah Barton convey an undivided one-half (1/2) interest in the CBM Estate to Harrison-Wyatt, LLC. (DB 613-97) | | | |
| <u>Tract #1G - 0.98 acres</u> | | | |
| <u>COAL OWNERSHIP</u> | | | |
| (1) Harrison-Wyatt, LLC P.O. Box 11000 Danville, VA 24543 (416 Acre Tract) | 0.98 acres | 1.6672% | n/a |
| <u>OIL & GAS OWNERSHIP</u> | | | |
| (1) Harold B. and Joyce Mitchell, TE Harold B. Mitchell DOD 10/12/2006 | 0.98 acres | 1.6672% | n/a |
| (a) Joyce Mitchell 1708 Old Grissom Creek Road Honaker, VA 24260 | 0.98 acres | 1.6672% | n/a |
| ** NOTE: In order to resolve the CBM conflict, by Deed dated 1/25/05, Harold B. and Joyce Mitchell conveys an undivided one-half (1/2) interest in the CBM Estate to Harrison-Wyatt, LLC. (DB 613-81) | | | |
| <u>Tract #1H- 0.15 acres</u> | | | |
| <u>COAL OWNERSHIP</u> | | | |
| (1) Harrison-Wyatt LLC P.O. Box 11000 Danville, VA 24543 (416 Acre Tract) | 0.15 acres | 0.2552% | n/a |

Exhibit EE
 Unit BG-98
 Docket #VGOB 06-0919-1714-04
 List of Respondents with Royalty Split Agreements/Court Orders/HB2058

| | Acreage in Unit | Percent of Unit | Percent of Escrow |
|---|-----------------|-----------------|-------------------|
| <u>OIL & GAS OWNERSHIP</u> | | | |
| (1) Avery Barton and Deborah Barton, TE 1809 Old Grissom Creek Road Honaker, VA 24260 | 0.15 acres | 0.2552% | n/a |

** NOTE: In order to resolve the CBM conflict, by Deed dated 1/25/05, Ruby Mae Mitchell conveys an undivided one-half (1/2) interest in the CBM Estate to Harrison-Wyatt, LLC. (DB 613-76)

Tract #1J- 0.58 acres

COAL OWNERSHIP

| | | | |
|---|------------|---------|-----|
| (1) Harrison-Wyatt LLC P.O. Box 11000 Danville, VA 24543 <i>(416 Acre Tract)</i> | 0.58 acres | 0.9867% | n/a |
|---|------------|---------|-----|

OIL & GAS OWNERSHIP

| | | | |
|---|------------|---------|-----|
| (1) Pocahontas Gas LLC 1000 Consol Energy Drive Canonsburg, PA 15317-6506 | 0.58 acres | 0.9867% | n/a |
|---|------------|---------|-----|

** NOTE: In order to resolve the CBM conflict, by Deed dated 5/18/12, CNX Gas Company LLC conveys an undivided one-half (1/2) interest in the CBM Estate to Harrison-Wyatt, LLC. (Instr# 120001064)

Tract #2 - 11.33 acres

COAL OWNERSHIP

| | | | |
|---|-------------|----------|-----|
| (1) Harrison-Wyatt LLC P.O. Box 11000 Danville, VA 24543 <i>(951 Acre Tract)</i> | 11.33 acres | 19.2753% | n/a |
|---|-------------|----------|-----|

OIL & GAS OWNERSHIP

| | | | |
|---|-------------|----------|-----|
| (1) Logan Hurley Hale (DOD 1/31/2019) <i>Prevailing plaintiff under Case No. 397-15</i> | | | |
| <i>By Instrument# 180000087, dated January 10, 2018, Logan Hale granted to Mary Elizabeth Wingold property containing 45.58 acres, being a portion of the lands owned by Logan Hale and identified as Lot A on plat entitled "A Family Division Survey For: Logan Hale, etc., dated 12/20/2017"</i> | | | |
| (1) Mary Elizabeth Wingold 202 S. Autumn Crest Place Taylors, SC 29687 <i>Represented by T. Shea Cook</i> | 11.33 acres | 19.2753% | n/a |

Final Order under Case No. 19-585, entered September 19, 2019, declared Logan Hale to have been sole owner of the subject tract in fee simple, eliminating a prior cloud on title regarding the heirs of Ira and Electa Hale. Mary Wingold became sole owner of the property contained in unit BG-98 in 2018 by the instrument referenced above.

Total Acreage Resolved 58.6230
 Total Percentage Resolved 99.7329%

INSTRUMENT 230001413
 RECORDED IN THE CLERK'S OFFICE OF
 BUCHANAN COUNTY CIRCUIT COURT ON
 NOVEMBER 1, 2023 AT 03:31 PM
 BEVERLY S. TILLER, CLERK
 RECORDED BY: GGB