



BK 2017 PG 05813

1105

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: AY134

TRACT(S): 1C, 1D

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-08-0115-2121-04

APPLICANTS: CNX Gas Company LLC on behalf of Betty J. Ray, Brenda L. Keene, Emma K. Horne, Roger W. Horne, Wanda Thompson

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 03/20/2008, Recorded on 04/02/2008, Deed Book/Instrument No. 1025, Page 450.
- 2. Supplemental Order, Recorded on 07/29/2011, Deed Book/Instrument No. 1098, Page 431.
- 3. Disbursement Order -01 Executed 02/11/2016, Recorded on 03/04/2016, Deed Book/Instrument No. 2016, Page 2834.

4. Disbursement Order -03 Executed 08/24/2016, Recorded on 08/31/2016, Deed Book/Instrument No. 2016, Page 1369.

NOTICE:

- (1) Amend the Pooling Order to provide for the disbursement of funds on deposit in the Escrow Account attributable to Tract(s) 1C, 1D identified in the attached petition.
- (2) Delete the requirement that the Unit Operator place future royalties attributable to Tract(s) 1C, 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 § 45.1-361.22 AND § 45.1-361.22:2

Applicant has certified and represented to the Board that:

- a. Emma K. Horne, Roger W. Horne, Betty Ray, Brenda Keene, and Wanda Thompson are the gas claimants in a 1C and 1D. As such Emma K. Horne, Roger W. Horne, Betty Ray, Brenda Keene, and Wanda Thompson 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 08-0115-2121-03, it dismissed the coal claimant(s) Coal Creek Coal Company as a Respondent to these proceedings. Accordingly, Coal Creek Coal Company was not provided further notice under § 45.1-361.19 and 22 of the hearing set on this Petition.
- d. That a detailed accounting in accordance with the applicable provisions of § 45.1-361.22 is submitted herewith and identified as Exhibit J.
- e. That an Exhibit identified as Table 1 is annexed hereto, and it specifies how the disbursement(s) is to be calculated and paid by the escrow agent.
- f. That Va. Code Ann. § 45.1-361.22:2.A. further provides that the Operator shall pay such royalties as may hereafter be payable directly to the gas claimant Emma K. Horne, Roger W. Horne, Betty Ray, Brenda Keene, and Wanda Thompson and shall not escrow same. See Exhibit EE annexed hereto

DK 2017 PG 05814

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 29 day of March, 2017 by a majority of the Virginia Gas and Oil Board.



Chairman, Bradley C. Lambert

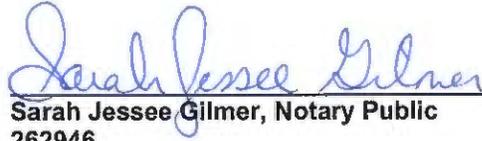
DONE AND PERFORMED this 29 day of March, 2017 by Order of the Virginia Gas and Oil Board.



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

COMMONWEALTH OF VIRGINIA
COUNTY OF RUSSELL

Acknowledged on this 29th day of March, 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.



Sarah Jessee Gilmer, Notary Public
262946

My Commission expires: July 31, 2017



BEFORE THE VIRGINIA GAS AND OIL BOARD

PETITIONER: CNX Gas Company LLC

DIVISION OF GAS AND OIL

DOCKET NO: VGOB 08-0115-2121-04

RELIEF SOUGHT: (1) DISBURSEMENT FROM ESCROW REGARDING TRACT(S) 1C, 1D (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: AY134

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 of Tract(s) 1C and 1D as depicted upon the annexed Table; and (2) authorization to begin paying royalties directly to Emma K. Horne, Roger W. Horne, Betty Ray, Brenda Keene, and Wanda Thompson.

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

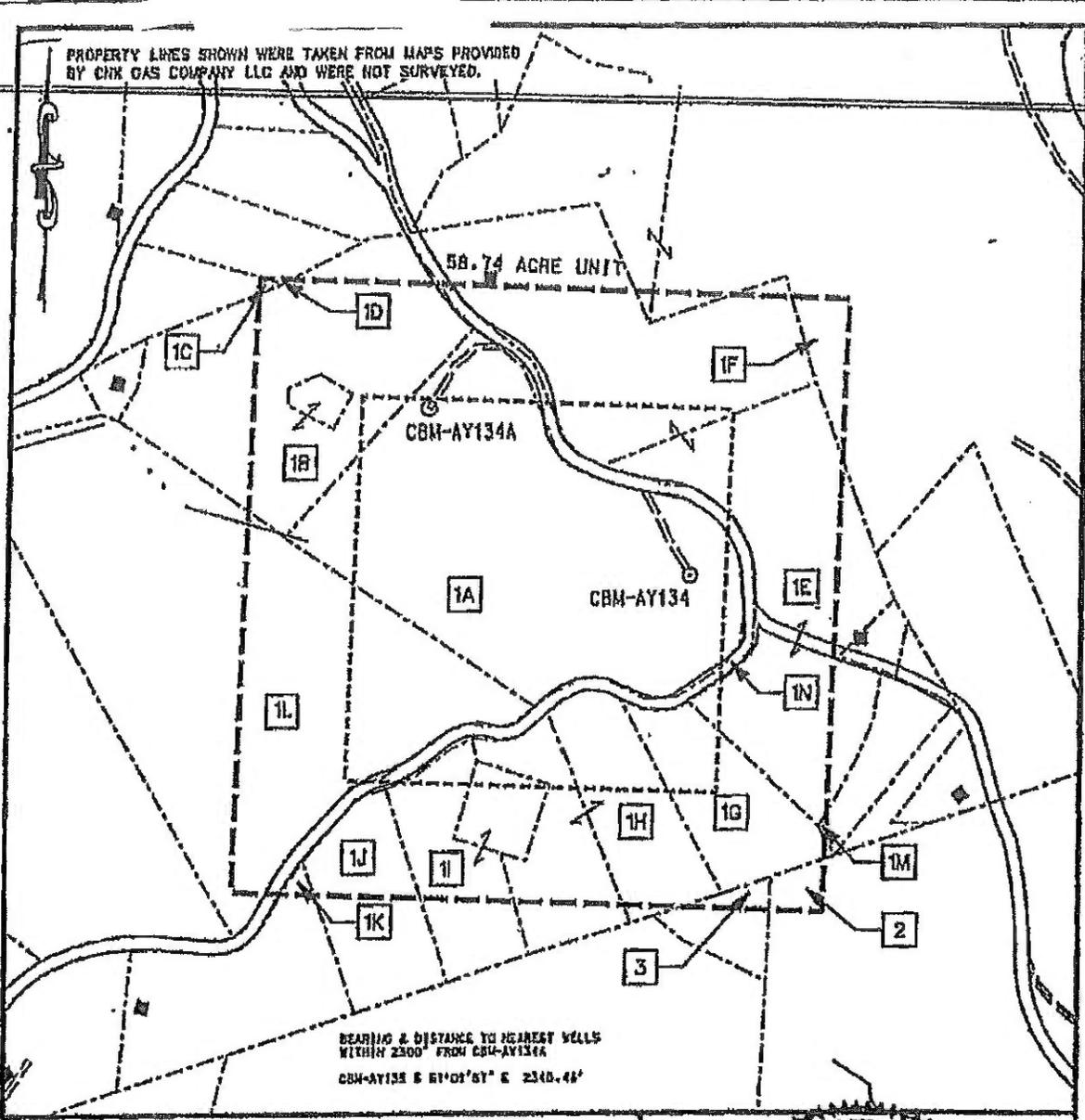
5. Factual basis for relief requested

- a. Emma K. Horne, Roger W. Horne, Betty Ray, Brenda Keene, and Wanda Thompson are the gas claimants in a 1C and 1D. As such Emma K. Horne, Roger W. Horne, Betty Ray, Brenda Keene, and Wanda Thompson 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 08-0115-2121-03, it dismissed the coal claimant(s) Coal Creek Coal Company as a Respondent to these proceedings. Accordingly, Coal Creek Coal Company was not provided further notice under § 45.1-361.19 and 22 of the hearing set on this Petition.
- d. That a detailed accounting in accordance with the applicable provisions of § 45.1-361.22 is submitted herewith and identified as Exhibit J.
- e. That an Exhibit identified as Table 1 is annexed hereto, and it specifies how the disbursement (s) is to be calculated and paid by the escrow agent.
- f. That Va. Code Ann. § 45.1-361.22:2.A. further provides that the Operator shall pay such royalties as may hereafter be payable directly to the gas claimant Emma K. Horne, Roger W. Horne, Betty Ray, Brenda Keene, and Wanda Thompson and shall not escrow same. See Exhibit EE annexed hereto

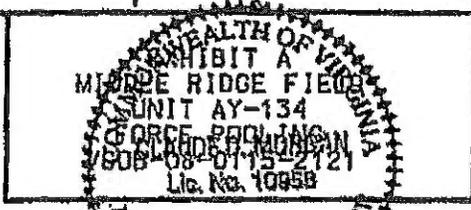
6. Attestation

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

PROPERTY LINES SHOWN WERE TAKEN FROM MAPS PROVIDED BY CNX GAS COMPANY LLC AND WERE NOT SURVEYED.



BEARING & DISTANCE TO NEAREST WELLS WITHIN 2300' FROM CBM-AY134A
CBM-AY134 S 81°01'51" E 2340.46'



Company: CNX Gas Company LLC Well Name and Number: UNIT AY134
 Tract No. _____ Elevation _____ Quadrangle _____
 County Tazewell District Maiden Springs Scale: 1" = 400' Date 1/22/08
 This plot is a new plot X ; an updated plot _____ ; or a final plot _____

Form DGD-60-7 _____ (Affix Seal)
 Rev. 8/91 Claudio P. [Signature]
 Licensed Professional Engineer or Licensed Land Surveyor

CNX Gas Company LLC

UNIT # 134
 Tract Identifications

58.74 Acre Tract

- 1A. Coal Creek Coal Company Tr. 3 (Robert D. Smith 620 Acre Tract) - Coal Reserve Coal Properties Company - All Coal Leased
 Knox Creek Coal Corporation - Tiller Seam Sub lessee
 Robln Hodges - Surface, Oil and Gas
 CNX Gas Company LLC - Oil, Gas and CBM Leased
 (Tax Map 85A Parcel 49)
 15.07 acres 25.6554%
- 1B. Coal Creek Coal Company Tr. 3 (Robert D. Smith 620 Acre Tract) - Coal Reserve Coal Properties Company - All Coal Leased
 Knox Creek Coal Corporation - Tiller Seam Sub lessee
 Robln Hodges - Oil and Gas
 CNX Gas Company LLC - Oil, Gas and CBM Leased
 Unknown Surface Owner
 (Tax Map 85A Parcel 48)
 5.71 acres 9.7208%
- 1C. Coal Creek Coal Company Tr. 3 (Robert D. Smith 620 Acre Tract) - Coal Reserve Coal Properties Company - All Coal Leased
 Knox Creek Coal Corporation - Tiller Seam Sub lessee
 Emma K. Home - Oil and Gas
 CNX Gas Company LLC - Oil, Gas and CBM Leased
 Unknown Surface Owner
 (Tax Map 85A - 4 Parcel 12)
 0.05 acres 0.0511%
- 1D. Coal Creek Coal Company Tr. 3 (Robert D. Smith 620 Acre Tract) - Coal Reserve Coal Properties Company - All Coal Leased
 Knox Creek Coal Corporation - Tiller Seam Sub lessee
 Emma K. Home - Oil and Gas
 CNX Gas Company LLC - Oil, Gas and CBM Leased
 (Tax Map 85A - 4 Parcel 11)
 0.01 acres 0.0170%
- 1E. Coal Creek Coal Company Tr. 3 (Robert D. Smith 620 Acre Tract) - Coal Reserve Coal Properties Company - All Coal Leased
 Knox Creek Coal Corporation - Tiller Seam Sub lessee
 Clement Smith - Surface, Oil and Gas
 CNX Gas Company LLC - Oil, Gas and CBM Leased
 (Tax Map 85A Parcel 44)
 13.36 acres 22.7443%

CNX Gas Company LLC

Unit AY 194

Tract Identifications

58.74 Acre Tract

- 1F. Coal Creek Coal Company Tr. 3 (Robert D. Smith 620 Acre Tract) - Coal Reserve Coal Properties Company - All Coal Leased
Knox Creek Coal Corporation - Tiller Seam Sub lessee
CNX Gas Company LLC - CBM Leased (Coal Owner's Claim)
Kenneth Anders - Surface, Oil and Gas
(Tax Map 85A Parcel 18)
1.06 acres 1.8046%
- 1G. Coal Creek Coal Company Tr. 3 (Robert D. Smith 620 Acre Tract) - Coal Reserve Coal Properties Company - All Coal Leased
Knox Creek Coal Corporation - Tiller Seam Sub lessee
CNX Gas Company LLC - CBM Leased (Coal Owner's Claim)
Donna S. Prullt - Surface, Oil and Gas
(Tax Map 1004A Parcel 000A)
2.95 acres 5.0221%
- 1H. Coal Creek Coal Company Tr. 3 (Robert D. Smith 620 Acre Tract) - Coal Reserve Coal Properties Company - All Coal Leased
Knox Creek Coal Corporation - Tiller Seam Sub lessee
CNX Gas Company LLC - CBM Leased (Coal Owner's Claim)
Lairy L. Smith - Surface, Oil and Gas
(Tax Map 104A Parcels 000B & 000C)
4.95 acres 8.4270%
- 1I. Coal Creek Coal Company Tr. 3 (Robert D. Smith 620 Acre Tract) - Coal Reserve Coal Properties Company - All Coal Leased
Knox Creek Coal Corporation - Tiller Seam Sub lessee
CNX Gas Company LLC - CBM Leased (Coal Owner's Claim)
Gary M. Smith, et al - Surface, Oil and Gas
(Tax Map 104A Parcels 0000D & 0039)
2.77 acres 4.7157%
- 1J. Coal Creek Coal Company Tr. 3 (Robert D. Smith 620 Acre Tract) - Coal Reserve Coal Properties Company - All Coal Leased
Knox Creek Coal Corporation - Tiller Seam Sub lessee
CNX Gas Company LLC - CBM Leased (Coal Owner's Claim)
Deborah S. Arms - Surface, Oil and Gas
(Tax Map 104A Parcel 000E)
1.32 acres 2.2472%
- 1K. Coal Creek Coal Company Tr. 3 (Robert D. Smith 620 Acre Tract) - Coal Reserve Coal Properties Company - All Coal Leased
Knox Creek Coal Corporation - Tiller Seam Sub lessee
CNX Gas Company LLC - CBM Leased (Coal Owner's Claim)
Ellery K. Smith - Surface, Oil and Gas
(Tax Map 0.09 Parcel 000F)
0.09 acres 0.1532%

CNX Gas Company LLC

Unit AX124

Tract Identifications

58.74 Acre Tract

- 1L. Coal Creek Coal Company Tr. 3 (Robert D. Smith 620 Acre Tract) - Coal
Reserve Coal Properties Company - All Coal Leased
Knox Creek Coal Corporation - Tiller Seam Sub lessee
CNX Gas Company LLC - CBM Leased (Coal Owner's Claim)
N.R.L.L. East, LLC - Surface, Oil and Gas
(Tax Map 85A Parcel 50)
8.57 acres 14.5897%
- 1M. Coal Creek Coal Company Tr. 3 (Robert D. Smith 620 Acre Tract) - Coal
Reserve Coal Properties Company - All Coal Leased
Knox Creek Coal Corporation - Tiller Seam Sub lessee
CNX Gas Company LLC - CBM Leased (Coal Owner's Claim)
Sue E. Blankenship - Surface, Oil and Gas
(Tax Map 104A Parcel 40)
0.02 acres 0.0340%
- 1N. Coal Creek Coal Company Tr. 3 (Robert D. Smith 620 Acre Tract) - Coal
Reserve Coal Properties Company - All Coal Leased
Knox Creek Coal Corporation - Tiller Seam Sub lessee
CNX Gas Company LLC - CBM Leased (Coal Owner's Claim)
Commonwealth of VA - Surface, Oil and Gas
(Not Assessed)
2.24 acres 3.8134%
2. Coal Creek Coal Company Tr. 6 (May-Painter 206 Acre Tract) - Fee
Reserve Coal Properties Company - All Coal Leased
Knox Creek Coal Corporation - Tiller Seam Sub lessee
CNX Gas Company LLC - Oil, Gas, and CBM Leased
Unknown Surface Owner
(Tax Map 104A Parcel 12)
0.36 acres 0.6129%
3. Coal Creek Coal Company Tr. 6 (Geo. W. Lockhart 278 Acre Tract) - All Minerals
Reserve Coal Properties Company - All Coal Leased
Knox Creek Coal Company - Tiller Seam Subleased
CNX Gas Company LLC - Oil, Gas and CBM Leased
Lee Keen, et ux - Surface
(Tax Map 104A Parcel 38)
0.23 acres 0.3916%

Exhibit E
 Unit AY-134
 Docket #VGOB 08-0115-2121-04
 List of Owners/Claimants that require escrow
 (58.74 Acre Unit)

	Acres in Unit	Interest in Unit
<u>Tract #1K, 0.09 acres</u>		
<u>COAL OWNERSHIP</u>		
(1) Coal Creek Coal Company, Tr.3 P.O. Box 323 Tazewell, VA 24651	0.09 acres	0.1532% <i>Dismissed under -03 petition</i>
<u>OIL & GAS OWNERSHIP</u>		
<i>Outstanding W9 for Prior Owner</i>		
(1) Ellery K. Smith	<i>By deed dated 7/27/2012 Ellery K. Smith conveyed property to Billy Joe Smith DB 1118 PG 315</i>	
(1) Billy Joe Smith PO Box 203 Raven, VA 24639	0.09 acres	0.1632%
<u>Tract #1L, 8.57 acres</u>		
<u>COAL OWNERSHIP</u>		
(1) Coal Creek Coal Company, Tr.3 P.O. Box 323 Tazewell, VA 24651	8.57 acres	14.5897% <i>Dismissed under -03 petition</i>
<u>OIL & GAS OWNERSHIP</u>		
<i>Outstanding W9/Affidavit</i>		
(1) N.R.L.L. East, LLC 1 Mauchly Irvine, CA 92618	8.57 acres	14.5897%
<u>Tract #1M, 0.02 acres</u>		
<u>COAL OWNERSHIP</u>		
(1) Coal Creek Coal Company, Tr.3 P.O. Box 323 Tazewell, VA 24651	0.02 acres	0.0340% <i>Dismissed under -03 petition</i>
<u>OIL & GAS OWNERSHIP</u>		
<i>Outstanding W9/Affidavit</i>		
(1) Sue E. Blankenship	<i>By deed dated 4/8/2008 Sue E. Blankenship conveyed property to Ronald E. Blankenship DB 1026 PG 144</i>	
Ronald Eugene Blankenship P.O. Box 221 Doran, VA 24612	0.02 acres	0.0340%
<u>Tract #1N, 2.24 acres</u>		
<i>Escrow Due to Title Conflict</i>		
<u>COAL OWNERSHIP</u>		
(1) Coal Creek Coal Company, Tr.3 P.O. Box 323 Tazewell, VA 24651	2.24 acres	3.8134% <i>Dismissed under -03 petition</i>
<u>OIL & GAS OWNERSHIP</u>		
(1) Commonwealth of Virginia Department of Transportation 870 Bonham Road Bristol, VA 24201-2002	2.24 acres	3.8134%
OR		
(1) WD Smith Heirs, Devisees, Successors or Assigns		

Exhibit E
Unit AY-134
Docket #VGOB 08-0115-2121-04
List of Owners/Claimants that require escrow
(58.74 Acre Unit)

	Acres in Unit	Interest in Unit
(a) Gary M. Smith 2086 Red Root Ridge Rd. Raven, VA 24639	2.24 acres	3.8134%
<u>TOTALS:</u>		
Total Acreage in Unit	10.92	
Total Percentage of Unit		18.5904%

Exhibit EE
Unit AY-134
Docket #VGOB 08-0115-2121-04
List of Respondents with Royalty Split Agreements/Court Orders/HB2058
(58.74 Acre Unit)

	Acres in Unit	Interest in Unit	Percent of Escrow
<u>Tract #1A, 15.07 acres</u>			
<u>COAL OWNERSHIP</u>			
(1) Coal Creek Coal Company, Tr.3 P.O. Box 323 Tazewell, VA 24651	15.07 acres	25.6554%	<i>n/a</i>
<u>OIL & GAS OWNERSHIP</u>			
(1) Robin Hodges PO Box 1480 Bassett, VA 24055-4999 <i>The Royalty Division Order is 7/8 - R. Hodges and 1/8 Coal Creek</i>	15.07 acres	25.6554%	<i>n/a</i>
<u>Tract #1B, 5.71 acres</u>			
<u>COAL OWNERSHIP</u>			
(1) Coal Creek Coal Company, Tr.3 P.O. Box 323 Tazewell, VA 24651	5.71 acres	9.7208%	<i>n/a</i>
<u>OIL & GAS OWNERSHIP</u>			
(1) Robin Hodges PO Box 1480 Bassett, VA 24055-4999 <i>The Royalty Division Order is 7/8 - R. Hodges and 1/8 Coal Creek</i>	5.71 acres	9.7208%	<i>n/a</i>
<u>Tract #1C, 0.03 acres</u>			
<u>COAL OWNERSHIP</u>			
(1) Coal Creek Coal Company, Tr.3 P.O. Box 323 Tazewell, VA 24651	0.03 acres	0.0511%	<i>n/a</i>
<u>OIL & GAS OWNERSHIP</u>			
(1) Emma Kate Horne, et al	0.03 acres	0.0511%	
(a) Emma Kate Horne 400 Stone Pass Drive Fuquay Fuquay Varina, NC 27826	0.015 acres 1/2 of 0.03 acres	0.0255%	0.1369% HB2058
(b) Beverly J. Horne Heirs, Devisees, Successors or Assigns (DOD 1/6/1991)			
(b.1) Emma Kate Horne 400 Stone Pass Drive Fuquay Fuquay Varina, NC 27826	<i>Testamentary Life Estate</i>		
(b.1.1) Wanda Thompson 803 Greenfield Dr Dunn, NC 28334	0.0038 acres 1/8 of 0.03 acres	0.0064%	0.0342% HB2058
(b.1.2) Betty Jean Ray 4813 Ashley Terrace Middletown, OH 45042	0.0038 acres 1/8 of 0.03 acres	0.0064%	0.0342% HB2058

**Exhibit EE
Unit AY-134
Docket #VGOB 08-0115-2121-04
List of Respondents with Royalty Split Agreements/Court Orders/HB2058
(58.74 Acre Unit)**

	Acres in Unit	Interest In Unit	Percent of Escrow
(b.1.3) Roger Wallace Horne PO Box 706 Youngsville, NC 27596	0.0038 acres 1/8 of 0.03 acres	0.0064%	0.0342% HB2058
(b.1.4) Brenda L. Keene 176 Sunny Hills Dr Cedar Bluff, VA 24609	0.0038 acres 1/8 of 0.03 acres	0.0064%	0.0342% HB2058

Tract #1D, 0.01 acres

COAL OWNERSHIP

(1) Coal Creek Coal Company, Tr.3 P.O. Box 323 Tazewell, VA 24651	0.01 acres	0.0170%	n/a
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OIL & GAS OWNERSHIP

(1) Emma Kate Horne, et al	0.01 acres	0.0170%	
(a) Emma Kate Horne 400 Stone Pass Drive Fuquay Fuquay Varina, NC 27826	0.0050 acres 1/2 of 0.01 acres	0.0085%	0.0456% HB2058
(b) Beverly J. Horne Heirs, Devisees, Successors or Assigns (DOD 1/6/1991)			
(b.1) Emma Kate Horne 400 Stone Pass Drive Fuquay Fuquay Varina, NC 27826	<i>Testamentary Life Estate</i>		
(b.1.1) Wanda Thompson 803 Greenfield Dr Dunn, NC 28334	0.0013 acres 1/8 of 0.01 acres	0.0021%	0.0114% HB2058
(b.1.2) Betty Jean Ray 4813 Ashley Terrace Middletown, OH 45042	0.0013 acres 1/8 of 0.01 acres	0.0021%	0.0114% HB2058
(b.1.3) Roger Wallace Horne PO Box 706 Youngsville, NC 27596	0.0013 acres 1/8 of 0.01 acres	0.0021%	0.0114% HB2058
(b.1.4) Brenda L. Keene 176 Sunny Hills Dr Cedar Bluff, VA 24609	0.0013 acres 1/8 of 0.01 acres	0.0021%	0.0114% HB2058

Tract #1E, 13.36 acres

COAL OWNERSHIP

(1) Coal Creek Coal Company, Tr.3 P.O. Box 323 Tazewell, VA 24651	13.36 acres	22.7443%	n/a
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OIL & GAS OWNERSHIP

(1) Clement Smith * R.D. Smith Estate c/o Robin Hodges P.O. Box 1480 Bassett, VA 24055-4999	13.36 acres	22.7443%	n/a
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Exhibit EE
Unit AY-134
Docket #VGOB 08-0115-2121-04
List of Respondents with Royalty Split Agreements/Court Orders/HB2058
(58.74 Acre Unit)

BK 2017 PG 05828

	Acres in Unit	Interest in Unit	Percent of Escrow
<i>Requests royalties to be paid to his daughter:</i>			
Carolyne F. Horton 2872 Horton Ridge Road Swords Creek, VA 24649			
<i>The Royalty Division Order is 7/8 - C. Smith and 1/8 Coal Creek Robin Hodges (prev. Triple R) receives 10% of the royalty due to the owner.</i>			
<u>Tract #1F, 1.06 acres</u>			
<u>COAL OWNERSHIP</u>			
(1) Coal Creek Coal Company, Tr.3 P.O. Box 323 Tazewell, VA 24651	1.06 acres	1.8046%	<i>n/a</i>
<u>OIL & GAS OWNERSHIP</u>			
(1) Kenneth Anders P.O. Box 558 Doran, VA 24612	1.06 acres	1.8046%	<i>n/a</i>
<u>Tract #1G, 2.95 acres</u>			
<u>COAL OWNERSHIP</u>			
(1) Coal Creek Coal Company, Tr.3 P.O. Box 323 Tazewell, VA 24651	2.95 acres	5.0221%	<i>n/a</i>
<u>OIL & GAS OWNERSHIP</u>			
(1) Donna M. Pruitt 51481 Jennifer Ln, Apt 29 St. Clairsville, OH 43950	2.95 acres	5.0221%	<i>n/a</i>
<u>Tract #1H, 4.95 acres</u>			
<u>COAL OWNERSHIP</u>			
(1) Coal Creek Coal Company, Tr.3 P.O. Box 323 Tazewell, VA 24651	4.95 acres	8.4270%	<i>n/a</i>
<u>OIL & GAS OWNERSHIP</u>			
(1) Larry Lovell Smith 21258 Capri Avenue Abingdon, VA 24211	4.95 acres	8.4270%	<i>n/a</i>
<u>Tract #1I, 2.77 acres</u>			
<u>COAL OWNERSHIP</u>			
(1) Coal Creek Coal Company, Tr.3 P.O. Box 323 Tazewell, VA 24651	2.77 acres	4.7157%	<i>n/a</i>
<u>OIL & GAS OWNERSHIP</u>			
(1) Gary M. Smith, et al (3.80 Acre Tract)			

Exhibit EE
Unit AY-134
 Docket #VGOB 08-0115-2121-04
List of Respondents with Royalty Split Agreements/Court Orders/HB2058
(58.74 Acre Unit)

	Acres In Unit	Interest In Unit	Percent of Escrow
(a) WD Smith & Doras Mason Smith Heirs, Devisees, Successors or Assigns <i>By decree entered 10/4/1990 DB 614 PG 288 WD Smith assigned 3.80 acre tract to Gary M. Smith</i>			
(a.1) Gary M. Smith 2086 Red Root Ridge Rd. Raven, VA 24639	2.77 acres	4.7157%	n/a
<u>Tract #1J, 1.32 acres</u>			
<u>COAL OWNERSHIP</u>			
(1) Coal Creek Coal Company, Tr.3 P.O. Box 323 Tazewell, VA 24651	1.32 acres	2.2472%	n/a
<u>OIL & GAS OWNERSHIP</u>			
(1) Deborah L. Smith Armes PO Box 144 Richlands, VA 24641	1.32 acres	2.2472%	n/a
<u>TOTALS:</u>			
	Total Acreage in Unit	47.23	
	Total Percentage of Unit	80.4052%	

INSTRUMENT #170001165
 RECORDED IN THE CLERK'S OFFICE OF
 TAZEWELL COUNTY ON
 APRIL 25, 2017 AT 11:02AM

 TAMMY B. ALLISON, CLERK
 RECORDED BY: MLT