



BK 2016 PG 20336

3725

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

UNITWELL NAME: AW133

TRACT(S): 1J, 1N

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-08-0318-2163-03

APPLICANTS: CNX Gas Company LLC on behalf of Roy D & Frances Keen

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 11/04/2009, Recorded on 12/18/2009, Deed Book/Instrument No. 1067, Page 749.
- 2. Supplemental Order, Recorded on 05/20/2011, Deed Book/Instrument No. 1094, Page 739.
- 3. Disbursement Order -01 Executed 04/11/2016, Recorded on 04/20/2016, Deed Book/Instrument No. 2016, Page 5796.

NOTICE:

- (1) Amend the Pooling Order to provide for the disbursement of funds on deposit in the Escrow Account attributable to Tract(s) 1J, 1N identified in the attached petition.
- (2) Delete the requirement that the Unit Operator place future royalties attributable to Tract(s) 1J, 1N 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. Roy D. & Frances Keen are the gas claimants in tract(s) 1J & 1N. As such Roy D. & Frances Keen 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 08-0318-2163-02, it dismissed the coal claimant(s) Coal Creek Coal Company as a Respondent to these proceedings. Accordingly, Island Creek Coal Company was not provided further notice under § 45.1-361.19 and 22 of the hearing set on this Petition.
- d. That a detailed accounting in accordance with the applicable provisions of § 45.1-361.22 is submitted herewith and identified as Exhibit J.
- e. That an Exhibit identified as Table 1 is annexed hereto, and it specifies how the disbursement(s) is to be calculated and paid by the escrow agent.
- f. That Va. Code Ann. § 45.1-361.22:2.A. further provides that the Operator shall pay such royalties as may hereafter be payable directly to the gas claimant Roy D. & Frances Keen and shall not escrow same. See Exhibit EE annexed hereto.

1. The Escrow Agent is ordered, to within ten (10) days of receipt of this executed order, disburse funds for the unit and applicants detailed in Table 1.
2. The Escrow Agent is ordered to continue the Escrow Account for the Subject Drilling unit based on the attached Revised Exhibit E which replaces all prior Exhibit E's recorded for the Subject Drilling Unit.

CONCLUSION:

Therefore, the requested relief and all terms and provisions set forth above be and hereby are granted and IT IS SO ORDERED.

APPEALS:

Appeals of this Order are governed by the provisions of the Code of Virginia § 45.1-361.9 which provides that any order or decision of the Board may be appealed to the appropriate circuit court and that whenever a coal owner, coal operator, gas owner, gas operator, or operator of a gas storage field certificated by the State Corporation Commission is a party in such action, the court shall hear such appeal de novo.

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



Chairman, Bradley C. Lambert

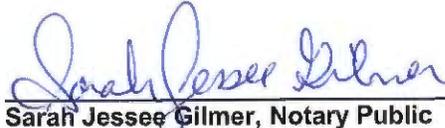
DONE AND PERFORMED this 30 day of November, 2016 by Order of the Virginia Gas and Oil Board.



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

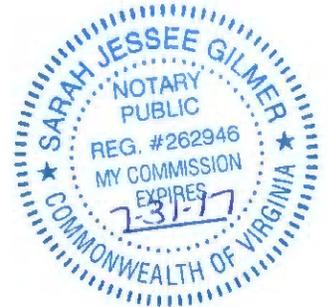
COMMONWEALTH OF VIRGINIA
COUNTY OF RUSSELL

Acknowledged on this 30th day of November, 2016, personally before me a notary public in and for the Commonwealth of Virginia, appeared Bradley C. Lambert, being duly sworn did depose and say that he is the Chairman of the Virginia Gas and Oil Board and appeared Rick Cooper, being duly sworn did depose and say that he is Principal Executive to the staff of the Virginia Gas and Oil Board, that they executed the same and was authorized to do so.



Sarah Jessee Gilmer, Notary Public
262946

My Commission expires: July 31, 2017



BEFORE THE VIRGINIA GAS AND OIL BOARD

PETITIONER: CNX Gas Company LLC

DIVISION OF GAS AND OIL

DOCKET NO: VGOB 08-0318-2163-03

RELIEF SOUGHT: (1) DISBURSEMENT FROM ESCROW REGARDING TRACT(S) 1J, 1N (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: AW133

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 Tract(s) 1J & 1N as depicted upon the annexed Table; and (2) authorization to begin paying royalties directly to Roy D. & Frances Keen.

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

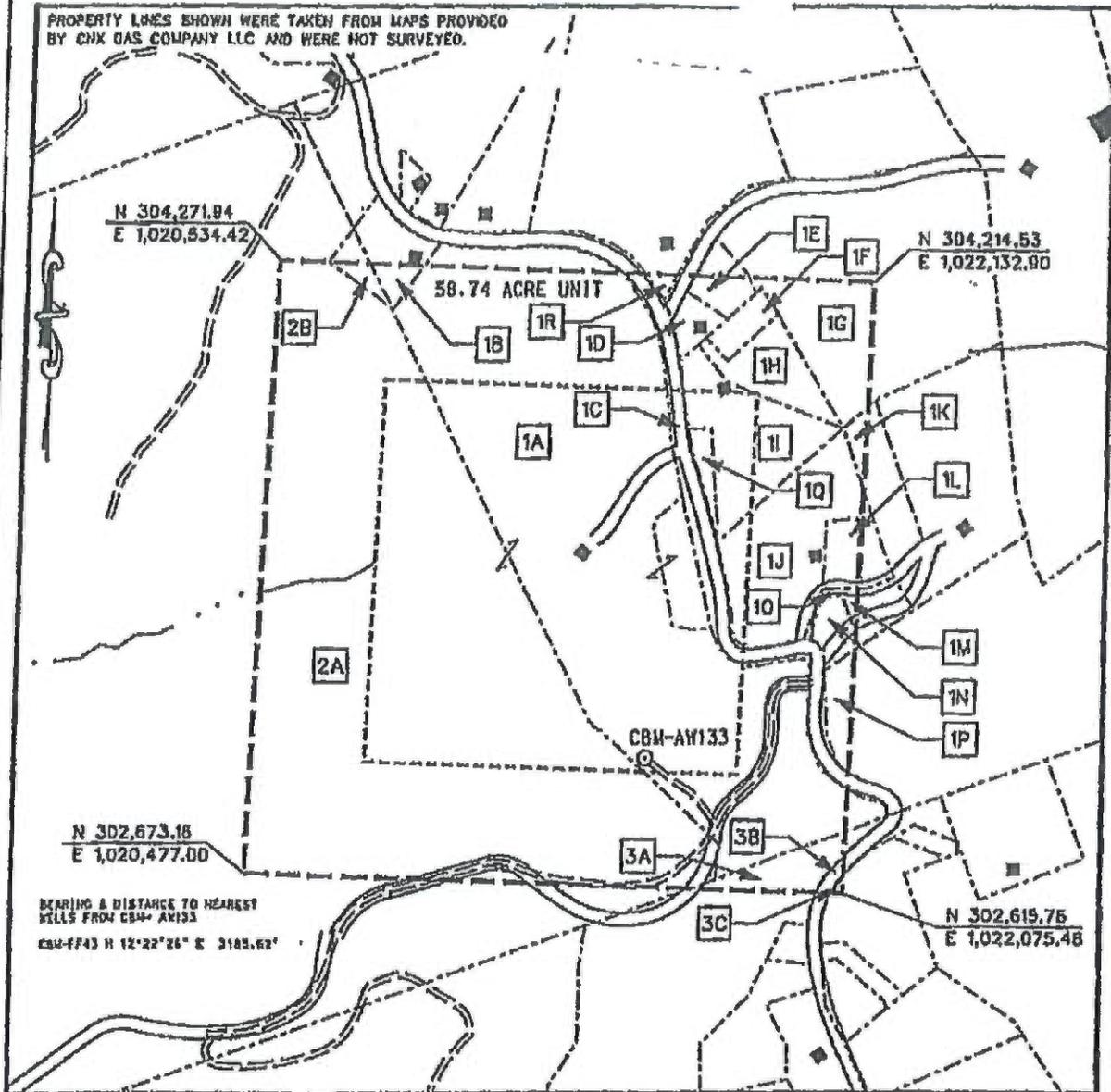
5. Factual basis for relief requested

- a. Roy D. & Frances Keen are the gas claimants in tract(s) 1J & 1N. As such Roy D. & Frances Keen 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 08-0318-2163-02, it dismissed the coal claimant(s) Coal Creek Coal Company as a Respondent to these proceedings. Accordingly, Island Creek Coal Company was not provided further notice under § 45.1-361.19 and 22 of the hearing set on this Petition.
- d. That a detailed accounting in accordance with the applicable provisions of § 45.1-361.22 is submitted herewith and identified as Exhibit J.
- e. That an Exhibit identified as Table 1 is annexed hereto, and it specifies how the disbursement (s) is to be calculated and paid by the escrow agent.
- f. That Va. Code Ann. § 45.1-361.22:2.A. further provides that the Operator shall pay such royalties as may hereafter be payable directly to the gas claimant Roy D. & Frances Keen 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 FROM CBM-AW133
CBM-FF43 N 12°22'26" E 3183.62'

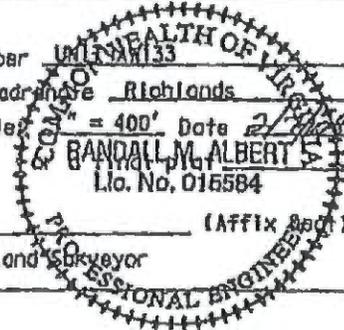
EXHIBIT A
MIDDLE RIDGE FIELD
UNIT AW-133
FORCE POOLING
VGOB-08-0318-2163

Company CNX Gas Company LLC Well Name and Number UNIT AW133
 Tract No. _____ Elevation _____ Quadrangle Richlands
 County Tazewell District Maiden Springs Scale 1" = 400' Date 2/2/2016
 This plot is a new plot X; an updated plot _____

Form D80-00-7
Rev. 9/91

Randall M. Albert

Licensed Professional Engineer or Licensed Land Surveyor



CNX Gas Company LLC

Unit AW 133

Tract Identifications

- 1A. Coal Creek Coal Company Tr. 1 (Alex P. McGlothlin 180 Acre Tract) -- Coal Reserve Coal Properties Company -- All Coal Leased
Knox Creek Coal Company -- Coal In Tiller Seam Subleased
CNX Gas Company LLC -- CBM Leased
Robin L. Hodges - Surface and All Minerals except Coal
CNX Gas Company LLC -- Oil, Gas and CBM Leased
Tax Map 85A Parcel 7
19.10 Acres 32.5162%
- 1B. Coal Creek Coal Company Tr. 1 (Alex P. McGlothlin 180 Acre Tract) -- Coal Reserve Coal Properties Company -- All Coal Leased
Knox Creek Coal Company -- Coal In Tiller Seam Subleased
CNX Gas Company LLC -- CBM Leased
Ronnie Compton, et ux - Surface and All Minerals except Coal
CNX Gas Company LLC -- Oil, Gas and CBM Leased
Tax Map 85A Parcel 4
0.20 Acres 0.3405%
- 1C. Coal Creek Coal Company Tr. 1 (Alex P. McGlothlin 180 Acre Tract) -- Coal Reserve Coal Properties Company -- All Coal Leased
Knox Creek Coal Company -- Coal In Tiller Seam Subleased
CNX Gas Company LLC -- CBM Leased
Commonwealth of Virginia - Surface and All Minerals except Coal
Tax Map 85A Parcel 0000
1.95 Acres 3.3197%
- 1D. Coal Creek Coal Company Tr. 1 (Alex P. McGlothlin 180 Acre Tract) -- Coal Reserve Coal Properties Company -- All Coal Leased
Knox Creek Coal Company -- Coal In Tiller Seam Subleased
CNX Gas Company LLC -- CBM Leased
Garland Davis, et ux - Surface and All Minerals except Coal
Tax Map 85A Parcel 31
0.31 Acres 0.5277%
- 1E. Coal Creek Coal Company Tr. 1 (Alex P. McGlothlin 180 Acre Tract) -- Coal Reserve Coal Properties Company -- All Coal Leased
Knox Creek Coal Company -- Coal In Tiller Seam Subleased
CNX Gas Company LLC -- CBM Leased
Darius M. Smith, et ux - Surface and All Minerals except Coal
Tax Map 85A Parcel 30
0.31 Acres 0.6277%
- 1F. Coal Creek Coal Company Tr. 1 (Alex P. McGlothlin 180 Acre Tract) -- Coal Reserve Coal Properties Company -- All Coal Leased
Knox Creek Coal Company -- Coal In Tiller Seam Subleased
CNX Gas Company LLC -- CBM Leased
Pamela Short, et vir - Surface and All Minerals except Coal
Tax Map 85A Parcel 29
0.37 Acres 0.6289%

CNX Gas Company LLC**Unit AW 133****Tract Identifications**

- 1G. Coal Creek Coal Company Tr. 1 (Alex P. McGlothlin 180 Acre Tract) -- Coal Reserve Coal Properties Company -- All Coal Leased
Knox Creek Coal Company -- Coal In Tiller Seam Subleased
CNX Gas Company LLC -- CBM Leased
David Smith, et ux - Surface and All Minerals except Coal
Tax Map 85A Parcel 22
1.77 Acres 3.0133%
- 1H. Coal Creek Coal Company Tr. 1 (Alex P. McGlothlin 180 Acre Tract) -- Coal Reserve Coal Properties Company -- All Coal Leased
Knox Creek Coal Company -- Coal In Tiller Seam Subleased
CNX Gas Company LLC -- CBM Leased
Dallas J. Short, Jr., et ux - Surface and All Minerals except Coal
CNX Gas Company LLC -- Oil, Gas and CBM Leased
Tax Map 85A Parcel 28
0.99 Acres 1.6854%
- 1I. Coal Creek Coal Company Tr. 1 (Alex P. McGlothlin 180 Acre Tract) -- Coal Reserve Coal Properties Company -- All Coal Leased
Knox Creek Coal Company -- Coal In Tiller Seam Subleased
CNX Gas Company LLC -- CBM Leased
Justine S. Short - Surface and All Minerals except Coal
CNX Gas Company LLC -- Oil, Gas and CBM Leased
Tax Map 85A Parcel 27
2.14 Acres 3.8432%
- 1J. Coal Creek Coal Company Tr. 1 (Alex P. McGlothlin 180 Acre Tract) -- Coal Reserve Coal Properties Company -- All Coal Leased
Knox Creek Coal Company -- Coal In Tiller Seam Subleased
CNX Gas Company LLC -- CBM Leased
Roy D. Keen, et ux - Surface and All Minerals except Coal
Tax Map 85A Parcel 25
2.81 Acres 4.7838%
- 1K. Coal Creek Coal Company Tr. 1 (Alex P. McGlothlin 180 Acre Tract) -- Coal Reserve Coal Properties Company -- All Coal Leased
Knox Creek Coal Company -- Coal In Tiller Seam Subleased
CNX Gas Company LLC -- CBM Leased
James Arnold - Surface and All Minerals except Coal
Tax Map 85A Parcel 23
0.16 Acres 0.2724%
- 1L. Coal Creek Coal Company Tr. 1 (Alex P. McGlothlin 180 Acre Tract) -- Coal Reserve Coal Properties Company -- All Coal Leased
Knox Creek Coal Company -- Coal In Tiller Seam Subleased
CNX Gas Company LLC -- CBM Leased
Scott A. Stump, et ux - Surface and All Minerals except Coal
Tax Map 85A Parcel 24
0.38 Acres 0.6639%

CNX Gas Company LLC
Unit AW 133
Tract Identifications

- 1M. Coal Creek Coal Company Tr. 1 (Alex P. McGlothlin 180 Acre Tract) -- Coal Reserve Coal Properties Company -- All Coal Leased
 Knox Creek Coal Company -- Coal In Tiller Seam Subleased
 CNX Gas Company LLC -- CBM Leased
 Carol Smith - Surface and All Minerals except Coal
 Tax Map 85A Parcel 23B
 0.05 Acres 0.0851%
- 1N. Coal Creek Coal Company Tr. 1 (Alex P. McGlothlin 180 Acre Tract) -- Coal Reserve Coal Properties Company -- All Coal Leased
 Knox Creek Coal Company -- Coal In Tiller Seam Subleased
 CNX Gas Company LLC -- CBM Leased
 Roy D Keen, et ux - Surface and All Minerals except Coal
 Tax Map 85A Parcel 23A
 0.34 Acres 0.6788%
- 1O. Coal Creek Coal Company Tr. 1 (Alex P. McGlothlin 180 Acre Tract) -- Coal Reserve Coal Properties Company -- All Coal Leased
 Knox Creek Coal Company -- Coal In Tiller Seam Subleased
 CNX Gas Company LLC -- CBM Leased
 James Arnold - Surface and All Minerals except Coal
 Tax Map 85A Parcel 0000
 0.08 Acres 0.1362%
- 1P. Coal Creek Coal Company Tr. 1 (Alex P. McGlothlin 180 Acre Tract) -- Coal Reserve Coal Properties Company -- All Coal Leased
 Knox Creek Coal Company -- Coal In Tiller Seam Subleased
 CNX Gas Company LLC -- CBM Leased
 W.H. Copley Heirs or Goldie M Miller, et al - All Minerals except Coal
 Goldie M Miller, et al - Surface
 Tax Map 85A Parcel 19
 0.41 Acres 0.6980%
- 1Q. Coal Creek Coal Company Tr. 1 (Alex P. McGlothlin 180 Acre Tract) -- Coal Reserve Coal Properties Company -- All Coal Leased
 Knox Creek Coal Company -- Coal In Tiller Seam Subleased
 CNX Gas Company LLC -- CBM Leased
 Patricia Lynn Short Hylton - Surface and All Minerals except Coal
 CNX Gas Company LLC -- Oil, Gas and CBM Leased
 Tax Map 85A Parcel 26
 0.21 Acres 0.3575%
- 1R. Coal Creek Coal Company Tr. 1 (Alex P. McGlothlin 180 Acre Tract) -- Coal Reserve Coal Properties Company -- All Coal Leased
 Knox Creek Coal Company -- Coal In Tiller Seam Subleased
 CNX Gas Company LLC -- CBM Leased
 Louis G. VanDyke - Surface and All Minerals except Coal
 CNX Gas Company LLC -- Oil, Gas and CBM Leased
 Tax Map 85A Parcel 35
 0.07 Acres 0.1192%

CNX Gas Company LLC
Unit AW 133
Tract Identifications

- 2A. Coal Creek Coal Company Tr. 2 (237 Acre Tract) - Coal Reserve Coal Properties Company - All Coal Leased Knox Creek Coal Company - Tiller Seam Subleased Robln L. Hodges - Surface and All Minerals except Coal CNX Gas Company LLC - Oil, Gas and CBM Leased Tax Map 85A Parcel 6
 26.18 Acres 44.5693%
- 2B. Coal Creek Coal Company Tr. 2 (237 Acre Tract) - Coal Reserve Coal Properties Company - All Coal Leased Knox Creek Coal Company - Tiller Seam Subleased Ronnie Compton, et ux - Surface and All Minerals except Coal CNX Gas Company LLC - Oil, Gas and CBM Leased Tax Map 85A Parcel 4
 0.14 Acres 0.2363%
- 3A. 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 Elmer W. Matney, et ux - Surface and All Minerals except Coal Tax Map 85A Parcel 8A
 0.68 Acres 1.1676%
- 3B. 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 Commonwealth of Virginia - Surface and All Minerals except Coal Tax Map 85A Parcel 0000
 0.07 Acres 0.1192%
- 3C. 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 Billy E. Shelton, II, et ux - Surface and All Minerals except Coal Tax Map 85-03 Parcel 1
 0.01 Acres 0.0170%

Exhibit E
 Unit AW-133
 Docket #VGOB 08-0318-2163-03
 List of Owners/Claimants in escrow
 (58.74 Acre Unit)

	Acres in Unit	Interest in Unit
<u>Tract #1C1, 1.00 acres</u>		
<i>Escrow Due to Title Conflict</i>		
<u>COAL OWNERSHIP</u>		
(1) Coal Creek Coal Company, Tr.1 P.O. Box 323 Tazewell, VA 24651	1.00 acres	1.7024% <i>Dismissed under -02 petition</i>
<u>OIL & GAS OWNERSHIP</u>		
(1) Commonwealth of Virginia Department of Transportation 870 Bonham Road Bristol, VA 24201-2002	1.00 acres	1.7024%
OR		
(1) Robin Hodges PO Box 1480 Bassett, VA 24055-4999	1.00 acres	1.7024%
<u>Tract #1C2, 0.14 acres</u>		
<i>Escrow Due to Title Conflict</i>		
<u>COAL OWNERSHIP</u>		
(1) Coal Creek Coal Company, Tr.1 P.O. Box 323 Tazewell, VA 24651	0.14 acres	0.2383% <i>Dismissed under -02 petition</i>
<u>OIL & GAS OWNERSHIP</u>		
(1) Commonwealth of Virginia Department of Transportation 870 Bonham Road Bristol, VA 24201-2002	0.14 acres	0.2383%
OR		
(1) Mary Simmons Heirs <i>Heirs Unknown</i>	0.14 acres	0.2383%
<u>Tract #1C3, 0.10 acres</u>		
<i>Escrow Due to Title Conflict</i>		
<u>COAL OWNERSHIP</u>		
(1) Coal Creek Coal Company, Tr.1 P.O. Box 323 Tazewell, VA 24651	0.10 acres	0.1702% <i>Dismissed under -02 petition</i>
<u>OIL & GAS OWNERSHIP</u>		
(1) Commonwealth of Virginia Department of Transportation 870 Bonham Road Bristol, VA 24201-2002	0.10 acres	0.1702%

Exhibit E
 Unit AW-133
 Docket #VGOB 08-0318-2163-03
 List of Owners/Claimants in escrow
 (58.74 Acre Unit)

	Acres in Unit	Interest in Unit
<i>OR</i>		
(1) Justine S. Short P.O. Box 962 Raven, VA 24639	0.10 acres	0.1702%
<u>Tract #1C4, 0.71 acres</u>		
<i>Escrow Due to Title Conflict</i>		
<u>COAL OWNERSHIP</u>		
(1) Coal Creek Coal Company, Tr.1 P.O. Box 323 Tazewell, VA 24651	0.71 acres	1.2087% <i>Dismissed under -02 petition</i>
<u>OIL & GAS OWNERSHIP</u>		
(1) Commonwealth of Virginia Department of Transportation 870 Bonham Road Bristol, VA 24201-2002	0.71 acres	1.2087%
<i>OR</i>		
(1) Mary Simmons Helrs <i>Helrs Unknown</i>	0.71 acres	1.2087%
<u>Tract #1D, 0.31 acres</u>		
<u>COAL OWNERSHIP</u>		
(1) Coal Creek Coal Company, Tr.1 P.O. Box 323 Tazewell, VA 24651	0.31 acres	0.5277% <i>Dismissed under -02 petition</i>
<u>OIL & GAS OWNERSHIP</u>		
<i>W9 / Affidavit not received</i>		
(1) Garland & Louvonne Davis, TE P.O. Box 957 Raven, VA 24639	0.31 acres	0.5277%
<u>Tract #1E, 0.31 acres</u>		
<u>COAL OWNERSHIP</u>		
(1) Coal Creek Coal Company, Tr.1 P.O. Box 323 Tazewell, VA 24651	0.31 acres	0.5277% <i>Dismissed under -02 petition</i>
<u>OIL & GAS OWNERSHIP</u>		
<i>Unresolved Heirship</i>		
(1) Dairus M. & Josey Smith Heirs, Devisees, Successors or Assigns <i>Helrs Unknown</i>	0.31 acres	0.5277%

Exhibit E
Unit AW-133
Docket #VGOB 08-0318-2163-03
List of Owners/Claimants in escrow
(58.74 Acre Unit)

	Acres in Unit	Interest in Unit
<u>Tract #1F, 0.37 acres</u>		
<u>COAL OWNERSHIP</u>		
(1) Coal Creek Coal Company, Tr.1 P.O. Box 323 Tazewell, VA 24651	0.37 acres	0.6299% <i>Dismissed under -02 petition</i>
<u>OIL & GAS OWNERSHIP</u>		
<i>W9 / Affidavit not received</i>		
(1) Pamela & Dallas Short, Jr., TE P.O. Box 924 Raven, VA 24639	0.37 acres	0.6299%
<u>Tract #1H, 0.99 acres</u>		
<u>COAL OWNERSHIP</u>		
(1) Coal Creek Coal Company, Tr.1 P.O. Box 323 Tazewell, VA 24651	0.99 acres	1.6854% <i>Dismissed under -02 petition</i>
<u>OIL & GAS OWNERSHIP</u>		
<i>W9 / Affidavit not received</i>		
(1) Dallas J. & Pamela Short, Jr., TE P.O. Box 924 Raven, VA 24639	0.99 acres	1.6854%
<u>Tract #1K, 0.16 acres</u>		
<u>COAL OWNERSHIP</u>		
(1) Coal Creek Coal Company, Tr.1 P.O. Box 323 Tazewell, VA 24651	0.16 acres	0.2724% <i>Dismissed under -02 petition</i>
<u>OIL & GAS OWNERSHIP</u>		
<i>W9 / Affidavit not received</i>		
(1) Nancy Hamblin PO Box 90 Doran, VA 24612	0.16 acres	0.2724%
<u>Tract #1L, 0.39 acres</u>		
<u>COAL OWNERSHIP</u>		
(1) Coal Creek Coal Company, Tr.1 P.O. Box 323 Tazewell, VA 24651	0.39 acres	0.6639% <i>Dismissed under -02 petition</i>

Exhibit E
Unit AW-133
Docket #VGOB 08-0318-2163-03
List of Owners/Claimants in escrow
(58.74 Acre Unit)

	Acres in Unit	Interest in Unit
<u>OIL & GAS OWNERSHIP</u>		
<i>W9 / Affidavit not received</i>		
(1) Scott A. & Lisa Stump, TE PO Box 1211 Raven, VA 24639	0.39 acres	0.6639%
<u>Tract #1M, 0.05 acres</u>		
<u>COAL OWNERSHIP</u>		
(1) Coal Creek Coal Company, Tr.1 P.O. Box 323 Tazewell, VA 24651	0.05 acres	0.0851% <i>Dismissed under -02 petition</i>
<u>OIL & GAS OWNERSHIP</u>		
<i>W9 / Affidavit not received</i>		
(1) Carol Smith P.O. Box 90 Raven, VA 24639	0.05 acres	0.0851%
<u>Tract #1O, 0.08 acres</u>		
<u>COAL OWNERSHIP</u>		
(1) Coal Creek Coal Company, Tr.1 P.O. Box 323 Tazewell, VA 24651	0.08 acres	0.1362% <i>Dismissed under -02 petition</i>
<u>OIL & GAS OWNERSHIP</u>		
<i>W9 / Affidavit not received</i>		
(1) James Arnold c/o Carol J. Smith P.O. Box 90 Doran, VA 24612	0.08 acres	0.1362%
<u>Tract #3A, 0.68 acres</u>		
<u>COAL OWNERSHIP</u>		
(1) Coal Creek Coal Company, Tr.3 P.O. Box 323 Tazewell, VA 24651	0.68 acres	1.1576% <i>Dismissed under -02 petition</i>
<u>OIL & GAS OWNERSHIP</u>		
<i>W9 / Affidavit not received</i>		
(1) Elmer W. & Ethel Matney, TE c/o Virginia M. Woofler 18 Primrose Drive Spartanburg, SC 29301	0.68 acres	1.1576%

Exhibit E
 Unit AW-133
 Docket #VGOB 08-0318-2163-03
 List of Owners/Claimants in escrow
 (58.74 Acre Unit)

	Acres in Unit	Interest in Unit
<u>Tract #3B1, 0.039 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	0.039 acres	0.0664% <i>Dismissed under -02 petition</i>
<u>OIL & GAS OWNERSHIP</u>		
(1) Commonwealth of Virginia Department of Transportation 870 Bonham Road Bristol, VA 24201-2002	0.039 acres	0.0664%
OR		
(1) Elmer W. Matney c/o Virginia M. Woofter 18 Primrose Drive Spartansburg, SC 29301	0.039 acres	0.0664%
<u>Tract #3B2, 0.036 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	0.036 acres	0.0613% <i>Dismissed under -02 petition</i>
<u>OIL & GAS OWNERSHIP</u>		
(1) Commonwealth of Virginia Department of Transportation 870 Bonham Road Bristol, VA 24201-2002	0.036 acres	0.0613%
OR		
(1) Billy E. Shelton, II 2816 Red Root Ridge Rd. Raven, VA 24639	0.036 acres	0.0613%
Total Acres Escrow		5.3650
Total Percentage in Escrow		9.1335%

Exhibit EE
 Unit AW-133
 Docket #VGOB 08-0318-2163-03
 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, 19.10 acres</u>			
<u>COAL OWNERSHIP</u>			
(1) Coal Creek Coal Company, Tr.1 P.O. Box 323 Tazewell, VA 24651 <i>(Alex P. McGlothlin 180 Acre Tract)</i>	19.10 acres	32.5162%	<i>n/a</i>
<u>OIL & GAS OWNERSHIP</u>			
(1) Robin Hodges * PO Box 1480 Bassett, VA 24055-4999 <i>* The Royalty Division Agreement varies per tract. The Division Order contains the details of each.</i>	19.10 acres	32.5162%	<i>n/a</i>
<u>Tract #1B, 0.20 acres</u>			
<u>COAL OWNERSHIP</u>			
(1) Coal Creek Coal Company, Tr.1 P.O. Box 323 Tazewell, VA 24651	0.20 acres	0.3405%	<i>n/a</i>
<u>OIL & GAS OWNERSHIP</u>			
Ronnie & Betty Annette Compton, TE	<i>Conveyed to Michael and Jeffrey Mathis 12/21/2007 DB1044/PG916</i>		
(1) Michael Mathis 1034 Firestone Road Honaker, VA 24260	0.10 acres 1/2 of 0.20 acres	0.1702%	<i>n/a</i>
(2) Jeffrey A. Mathis 1183 Copperhead Road Council, VA 24260	0.10 acres 1/2 of 0.20 acres	0.1702%	<i>n/a</i>
<u>Tract #1G, 1.77 acres</u>			
<u>COAL OWNERSHIP</u>			
(1) Coal Creek Coal Company, Tr.1 P.O. Box 323 Tazewell, VA 24651	1.77 acres	3.0133%	<i>n/a</i>
<u>OIL & GAS OWNERSHIP</u>			
(1) David & Linda Smith, TE 150 Clines Lane Raven, VA 24639	1.77 acres	3.0133%	<i>n/a</i>
<u>Tract #1I, 2.14 acres</u>			
<u>COAL OWNERSHIP</u>			
(1) Coal Creek Coal Company, Tr.1 P.O. Box 323 Tazewell, VA 24651	2.14 acres	3.6432%	<i>n/a</i>

Exhibit EE
 Unit AW-133
 Docket #VGOB 08-0318-2163-03
 List of Respondents with Royalty Split Agreements/Court Orders/HB2058
 (58.74 Acre Unit)

	Acres In Unit	Interest in Unit	Percent of Escrow
<u>OIL & GAS OWNERSHIP</u>			
(1) Justine S. Short P.O. Box 962 Raven, VA 24639	2.14 acres	3.6432%	n/a
<u>Tract #1J, 2.81 acres</u>			
<u>COAL OWNERSHIP</u>			
(1) Coal Creek Coal Company, Tr.1 P.O. Box 323 Tazewell, VA 24651	2.81 acres	4.7838%	n/a
<u>OIL & GAS OWNERSHIP</u>			
(1) Roy D. & Frances Keen, TE P.O. Box 863 Raven, VA 24639	2.81 acres	4.7838%	33.0006% HB2058
<u>Tract #1N, 0.34 acres</u>			
<u>COAL OWNERSHIP</u>			
(1) Coal Creek Coal Company, Tr.1 P.O. Box 323 Tazewell, VA 24651	0.34 acres	0.5788%	n/a
<u>OIL & GAS OWNERSHIP</u>			
(1) Roy D. & Frances Keen, TE P.O. Box 863 Raven, VA 24639	0.34 acres	0.5788%	3.9930% HB2058
<u>Tract #1P, 0.41 acres</u>			
<u>COAL OWNERSHIP</u>			
(1) Coal Creek Coal Company, Tr.1 P.O. Box 323 Tazewell, VA 24651	0.41 acres	0.6980%	n/a
<u>OIL & GAS OWNERSHIP</u>			
(1) Morris Smith, et al (27.50 Acre Tract)	0.41 acres	0.6980%	
(a) Morris Don Smith PO Box 386 Richlands, VA 24641	0.308 acres 3/4 of 0.41 acres	0.5235%	n/a
(b) CNX Gas Company, LLC PO Box 643830 Pittsburgh, PA 15264-3830	0.103 acres 1/4 of 0.41 acres	0.1745%	n/a

Exhibit EE
Unit AW-133

Docket #VGOB 08-0318-2163-03

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 #1Q, 0.21 acres</u>			
<u>COAL OWNERSHIP</u>			
(1) Coal Creek Coal Company, Tr.1 P.O. Box 323 Tazewell, VA 24651	0.21 acres	0.3575%	n/a
<u>OIL & GAS OWNERSHIP</u>			
(1) Patricia Lynn Short Hylton P.O. Box 626 Raven, VA 24639	0.21 acres	0.3575%	n/a
<u>Tract #1R, 0.07 acres</u>			
<u>COAL OWNERSHIP</u>			
(1) Coal Creek Coal Company, Tr.1 P.O. Box 323 Tazewell, VA 24651 <i>(Alex P. McGlothlin 180 Acre Tract)</i>	0.07 acres	0.1192%	n/a
<u>OIL & GAS OWNERSHIP</u>			
(1) Louis G. Vandyke * 109 Grants Rd. Raven, VA 24639	0.07 acres	0.1192%	n/a
<i>* The Royalty Division Agreement varies per tract. The Division Order contains the details of each.</i>			
<u>Tract #2A, 26.18 acres</u>			
<u>COAL OWNERSHIP</u>			
(1) Coal Creek Coal Company, Tr.2 P.O. Box 323 Tazewell, VA 24651 <i>(237 Acre Tract)</i>	26.18 acres	44.5693%	n/a
<u>OIL & GAS OWNERSHIP</u>			
(1) Robin Hodges * PO Box 1480 Bassett, VA 24055-4999	26.18 acres	44.5693%	n/a
<i>* The Royalty Division Agreement varies per tract. The Division Order contains the details of each.</i>			
<u>Tract #2B, 0.14 acres</u>			
<u>COAL OWNERSHIP</u>			
(1) Coal Creek Coal Company, Tr.2 P.O. Box 323 Tazewell, VA 24651	0.14 acres	0.2383%	n/a
<u>OIL & GAS OWNERSHIP</u>			
Ronnie & Betty Annette Compton, TE	<i>Conveyed to Michael and Jeffrey Mathis 12/21/2007 DB1044/PG916</i>		

BK 2016 PG 20356

Exhibit EE
Unit AW-133

Docket #VGOB 08-0318-2163-03

List of Respondents with Royalty Split Agreements/Court Orders/HB2058
(58.74 Acre Unit)

	Acres In Unit	Interest In Unit	Percent of Escrow
(1) Michael Mathis 1034 Firestone Road Honaker, VA 24260	0.07 acres 1/2 of 0.20 acres	0.1192%	n/a
(2) Jeffrey A. Mathis 1183 Copperhead Road Council, VA 24260	0.07 acres 1/2 of 0.20 acres	0.1192%	n/a

Tract #3C, 0.01 acres

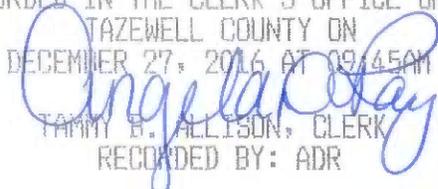
COAL OWNERSHIP

(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) Billy E. & Amy Shelton, II, TE 2816 Red Root Ridge Rd. Raven, VA 24639	0.01 acres	0.0170%	n/a
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Total Acres Resolved in Unit 53.3800
Total Percentage Resolved in Unit 90.8750%

INSTRUMENT #160003725
RECORDED IN THE CLERK'S OFFICE OF
TAZEWELL COUNTY ON
DECEMBER 27, 2016 AT 09:45AM

TAMMY B. ALLISON, CLERK
RECORDED BY: ADR