

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: BUCH1SGU3

TRACT(S): 16A

LOCATION: BUCHANAN County, Virginia

**DOCKET NUMBER:** VGOB-11-0215-2911-03

**APPLICANTS:**

CNX Gas Company LLC on behalf of Byrd McDonald, CNX Gas Company LLC, Timothy  
McDonald

**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. Supplemental Order Executed 03/25/2013.
2. Disbursement Order -01 Executed 06/24/2016, Recorded on 07/07/2016, Deed Book/Instrument  
No. 160001189.
3. Disbursement Order -02 Executed 01/18/2017, Recorded on 01/31/2017, Deed Book/Instrument  
No. 1700000176.
4. Original Pooling Order Executed 04/14/2011, Recorded on 05/20/2020, Deed Book/Instrument No.  
110001207.

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**NOTICE:**

- (1) Amend the Pooling Order to provide for the disbursement of funds on deposit in the Escrow Account attributable to Tract(s) 16A identified in the attached petition.
- (2) Delete the requirement that the Unit Operator place future royalties attributable to Tract(s) 16A relative to the interests of the Applicants identified in the attached petition.
- (3) Close 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. Byrd McDonald, Timothy McDonald, and CNX Gas Company LLC are the gas claimants in a portion of 16A. As such Byrd McDonald, Timothy McDonald, and CNX Gas Company LLC 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 11-0215-2911-01, it dismissed the coal claimant(s) James McGuire Land Trust as a Respondent to these proceedings. Accordingly, James McGuire Land Trust 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 Byrd McDonald, Timothy McDonald, and CNX Gas Company LLC and shall not escrow same. See Exhibit EE annexed hereto



VGOB Disbursement  
Unit BUCH1SGU3

VGOB-11-0215-2911-03

Table 2 (pay percentage on balance after deducting the above balance)  
Tracts: 16A

Item	Tract	Disbursement Table	Fractional Ownership		Net Acreage		Royalty Split		Escrowed		Percent of Escrowed Funds Disbursed	Adjustment Amount
			in Tract	in Tract	Ownership	in Tract	Agreement	Disbursed	Acres	Disbursed		
		Total acreage in escrow before disbursement							2.36110			
		16A Tract 16A (total acreage)		21.2500								
1	16A	CNX Gas Company LLC\PO Box 643830 Pittsburgh PA 15264-3830	1/18		1.1806		100.00%	1.1806		50.0002%		\$59.01
2	16A	CNX Gas Company LLC\PO Box 643830 Pittsburgh PA 15264-3830	1/18		1.1806		100.00%	1.1806		50.0002%		\$59.01

Adjustment Comments: Escrow Agent will deduct amount paid to prior owner above from current balance due to arrive at amount due to current owner.

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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 and 2.
2. The Escrow Agent is ordered to close 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:**

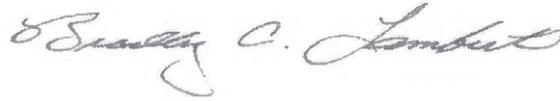
Therefore, the requested relief and all terms and provisions set forth above be and hereby are granted and IT IS SO ORDERED.

**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.

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DONE AND EXECUTED this 7 day of November, 2017 by a majority of the Virginia Gas and Oil Board.



Chairman, Bradley C. Lambert

DONE AND PERFORMED this 7 day of November, 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 7<sup>th</sup> day of November, 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, 2021



## BEFORE THE VIRGINIA GAS AND OIL BOARD

PETITIONER: CNX Gas Company LLC

DIVISION OF GAS AND OIL

DOCKET NO: VGOB 11-0215-2911-03

**RELIEF SOUGHT: (1) DISBURSEMENT FROM ESCROW REGARDING TRACT(S) 16A (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:** BUCH1SGU3

**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, attributable to a portion of Tract 16A, as depicted upon the annexed table; and (2) authorization to begin paying royalties directly to Byrd McDonald, Timothy McDonald and CNX Gas Company LLC.

**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)**

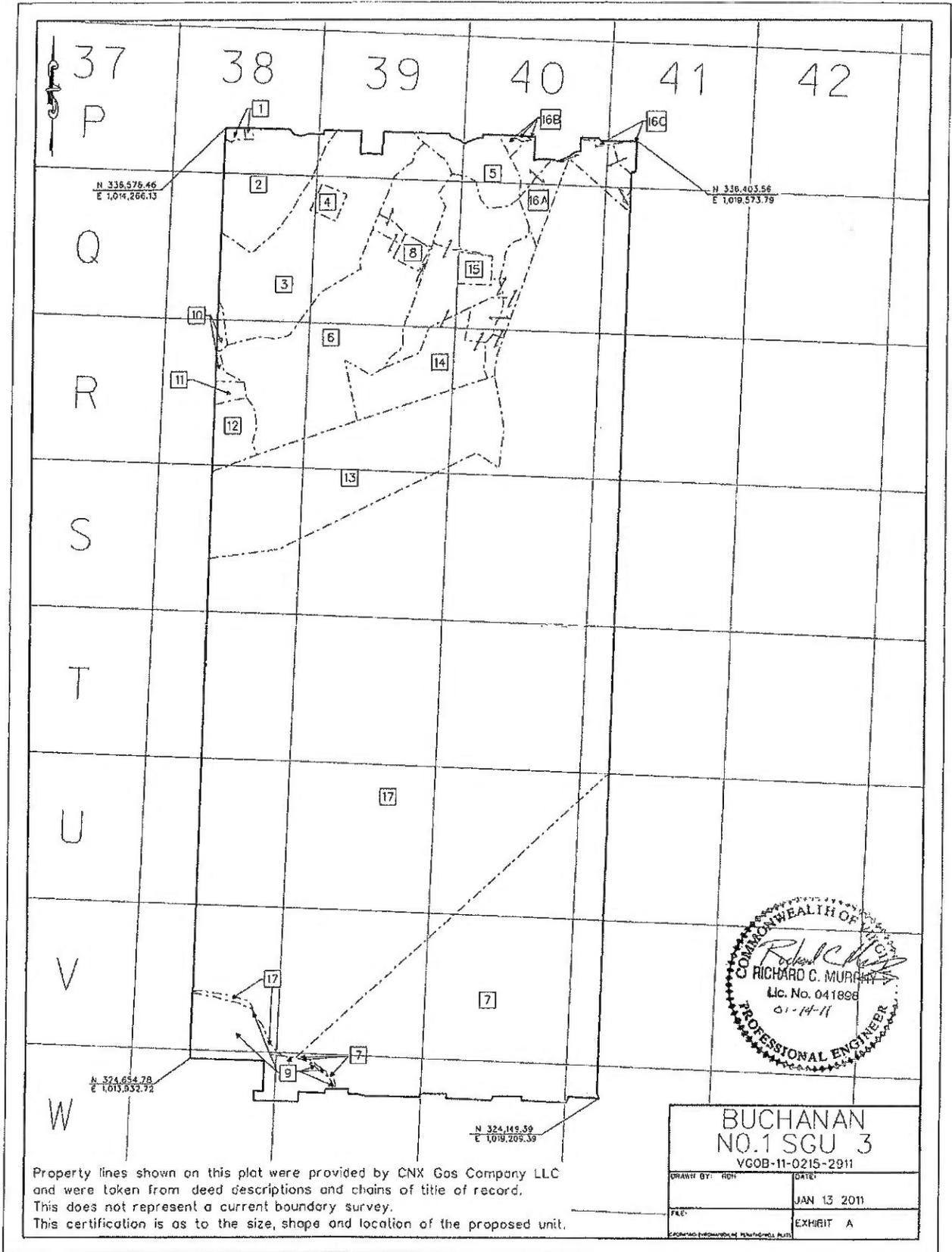
Sealed Gob Unit

**5. Factual basis for relief requested**

- a. Byrd McDonald, Timothy McDonald, and CNX Gas Company LLC are the gas claimants in a portion of 16A. As such Byrd McDonald, Timothy McDonald, and CNX Gas Company LLC 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 11-0215-2911-01, it dismissed the coal claimant(s) James McGuire Land Trust as a Respondent to these proceedings. Accordingly, James McGuire Land Trust 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 Byrd McDonald, Timothy McDonald, and CNX Gas Company LLC 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 on this plat were provided by CNX Gas Company LLC and were taken from deed descriptions and chains of title of record. This does not represent a current boundary survey. This certification is as to the size, shape and location of the proposed unit.

<b>BUCHANAN</b> <b>NO.1 SGU 3</b> VGOB-11-0215-2911	
DRAWN BY: RCH	DATE:
	JAN 13 2011
FILE:	EXHIBIT A

**CNX Gas Company LLC**  
**BUCHANAN #1 SGU-3**  
**Tract Identifications**  
**(1474.57 Acre Unit)**

1. Consolidation Coal Company (81.60 Acre Tract) – Coal in Jawbone Seam and Below (1/2)  
 Ronald A. Clyborne – Coal Above Jawbone Seam and Oil and Gas (1/2)  
 Consolidation Coal Company – Coal Below Jawbone Leased (1/2)  
 J.C. Franks, et al – All Minerals (1/2)  
 CNX Gas Company LLC – Oil, Gas and CBM Leased  
 1.26 Acres 0.0854%
2. Robert J. Dennis, et al (114 Acre Tract) – Fee  
 Island Creek Coal Co./Consol Energy, Inc. – All Coal Below Tyler except P-3 Seam Leased  
 Consolidation Coal Company – Coal In P-3 Seam Leased  
 CNX Gas Company LLC – Oil, Gas and CBM Leased  
 33.66 Acres 2.2827%
3. Consolidation Coal Company (111 Acre Tract) – Coal In and Below the Jawbone Seam (1/2)  
 Ronald A. Clyborne – Coal Above Jawbone Seam and Oil and Gas (1/2)  
 Consolidation Coal Company – Coal Above the Jawbone Seam Leased  
 J.C. Franks, et al – All Minerals (1/2)  
 CNX Gas Company LLC – Oil, Gas and CBM Leased  
 71.77 Acres 4.8672%
4. J.C. Franks, et al (3 Acre Tract) – Fee  
 Consolidation Coal Company – Coal Below Jawbone Seam Leased  
 CNX Gas Company LLC – Oil, Gas and CBM Leased  
 2.96 Acres 0.2007%
5. Consolidation Coal Company (76.40 Acre Tract) – Coal In and Below Jawbone Seam (1/2)  
 Ronald A. Clyborne – Coal Above Jawbone Seam and Oil and Gas (1/2)  
 Consolidation Coal Company – Coal Below Jawbone Leased (1/2)  
 J.C. Franks, et al – All Minerals (1/2)  
 CNX Gas Company LLC – Oil, Gas and CBM Leased  
 15.55 Acres 1.0545%
6. Consolidation Coal Company (91 Acre Tract) – Coal In and Below Jawbone Seam (1/2)  
 Ronald A. Clyborne – Coal Above Jawbone Seam and Oil and Gas (1/2)  
 Consolidation Coal Company – Coal Above Jawbone Seam Leased  
 J.C. Franks, et al – All Minerals (1/2)  
 CNX Gas Company LLC – Oil, Gas and CBM Leased  
 95.81 Acres 6.4975%
7. Coal Mountain Mining Company L.L.P., Tr. 27 (1140 Acre Tract) – Fee  
 Consolidation Coal Company – Coal Below Drainage Leased  
 Knox Creek Coal Corporation – Coal Above Drainage Leased  
 CNX Gas Company LLC – Oil, Gas and CBM Leased  
 204.68 Acres 13.8307%

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

**CNX Gas Company LLC**  
**BUCHANAN #1 SGU 3**  
**Tract Identifications**  
**(1474.57 Acre Unit)**

8. Consolidation Coal Company (3 Acre Tract) - Coal  
 CNX Gas Company LLC - Oil, Gas and CBM  
 2.74 Acres 0.1858%
9. Commonwealth Coal Corporation, Tract 2 (965.00 Acres) - All Minerals  
 Consolidation Coal Company - Below Drainage Coal Leased  
 Knox Creek Coal Company - Above Drainage Coal Leased  
 CNX Gas Company LLC - Oil, Gas and CBM Leased  
 25.20 Acres 1.7090%
10. Consolidation Coal Company (18 Acre Tract) - Coal In and Below the Jawbone Seam (1/2)  
 Ronald A. Clyborne - Coal Above Jawbone Seam and Oil and Gas (1/2)  
 Consolidation Coal Company - Coal Above Jawbone Seam Leased  
 J.C. Franks, et al - All Minerals (1/2)  
 CNX Gas Company LLC - Oil, Gas and CBM Leased  
 2.35 Acres 0.1594%
11. R. O. VanDyke Heirs, et al (154 Acre Tract) - All Minerals  
 Consolidation Coal Company - Coal Below Drainage Leased  
 Jewell Smokeless Coal Corporation - Coal In Jawbone Seam Leased  
 CNX Gas Company LLC - Oil, Gas and CBM Leased  
 2.24 Acres 0.1519%
12. Dennis G. Dobrenz (38 Acre Tract) - All Minerals  
 Consolidation Coal Company - Coal Below Tiller Seam Leased  
 CNX Gas Company LLC - Oil, Gas and CBM Leased  
 9.72 Acres 0.6592%
13. R.O. Vandyke Heirs, et al (126.20 Acre Tract) - All Minerals  
 Consolidation Coal Company - Coal Below Drainage Leased  
 Jewell Smokeless Coal Corporation - Jawbone Seam Leased  
 CNX Gas Company LLC - Oil, Gas and CBM Leased  
 96.39 Acres 6.5368%
14. Dennis G. Dobrenz (87.00 Acre Tract) - All Minerals  
 Consolidation Coal Company - Coal Below Tiller Seam Leased  
 CNX Gas Company LLC - Oil, Gas and CBM Leased  
 78.43 Acres 5.3188%
15. Consolidation Coal Company - All Coal  
 CNX Gas Company LLC - Oil and Gas  
 3.83 Acres 0.2598%

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**CNX Gas Company LLC**  
**BUCHANAN #1 SGU 3**  
**Tract Identifications**  
**(1474.57 Acre Unit)**

- 16A. James M. McGuire Trust (460.57 Acre Tract) – Coal  
 Consolidation Coal Company – Below Drainage Coal Leased  
 Jewell Smokeless Coal Corp. – Raven Seam of Coal Leased  
 CNX Gas Company LLC – CBM Leased  
 Consolidation Coal Company – Oil and Gas  
 21.25 Acres 1.4411%
- 16B. James M. McGuire Trust (460.57 Acre Tract) – Coal  
 Consolidation Coal Company – Below Drainage Coal Leased  
 Jewell Smokeless Coal Corp. – Raven Seam of Coal Leased  
 CNX Gas Company LLC – CBM Leased  
 CNX Gas Company LLC – Oil and Gas  
 1.27 Acres 0.0829%
- 16C. James M. McGuire Trust (460.57 Acre Tract) – Coal  
 Consolidation Coal Company – Below Drainage Coal Leased  
 Jewell Smokeless Coal Corp. – Raven Seam of Coal Leased  
 CNX Gas Company LLC – CBM Leased  
 Norfolk Southern Railway Company – Oil and Gas  
 CNX Gas Company LLC – CBM Leased  
 0.58 Acres 0.0393%
17. Coal Mountain Mining Company L.L.P. Tr. 26 (1355 Acre Tract) – Fee  
 Consolidation Coal Company – Coal Below Drainage Leased  
 Knox Creek Coal Corporation – Coal Above Drainage Leased  
 CNX Gas Company LLC – Oil, Gas and CBM Leased  
 804.78 Acres 54.5773%

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

Exhibit E  
Buchanan No.1 SGU #3  
Docket #VGOB 11-0215-2911-03  
List of Conflicting Owners/Claimants that require escrow  
(1,474.57 Acre Unit)

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Acres in Unit	Interest in Unit
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*Escrowing no longer required*

Exhibit EE  
 Buchanan No.1 SGU #3  
 Docket #VGOB 11-0215-2911-03  
 List of Respondents with Royalty Split Agreements/Court Orders/HB2058  
 (1,474.57 Acre Unit)

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	Acres in Unit	Interest in Unit	Percent of Escrow
<b><u>Tract #1, 1.26 acres</u></b>			
<b><u>COAL OWNERSHIP</u></b>			
(1) J. H. Franks Heirs, Devisees, Successors or Assigns, et al. <i>(81.60 Acre Tract)</i>	1.26 acres	0.0854%	
(b) Buchanan Mining Co LLC <i>(1/2 of Coal In &amp; Below Jawbone Seam)</i> 3337 Contrary Creek Road Raven, VA 24639	0.63 acres 1/2 of 1.26 acres	0.0427%	<i>n/a</i>
<b><u>OIL &amp; GAS OWNERSHIP</u></b>			
(1) J. H. Franks Heirs, Devisees, Successors or Assigns, et al. <i>(81.60 Acre Tract)</i>	1.26 acres	0.0854%	
(b) Ronald Clyborne 9325 Olympic View Drive Edmonds, WA 98020-2397	0.63 acres 1/2 of 1.26 acres	0.0427%	<i>n/a</i>
<b><u>Tract #3, 71.77 acres</u></b>			
<b><u>COAL OWNERSHIP</u></b>			
(1) J. H. Franks Heirs, Devisees, Successors or Assigns, et al. <i>(111 Acre Tract)</i>	71.77 acres	4.8672%	
(b) Buchanan Mining Co LLC <i>(1/2 of Coal In &amp; Below Jawbone Seam)</i> 3337 Contrary Creek Road Raven, VA 24639	35.885 acres 1/2 of 71.77 acres	2.4336%	<i>n/a</i>
<b><u>OIL &amp; GAS OWNERSHIP</u></b>			
(1) J. H. Franks Heirs, Devisees, Successors or Assigns, et al. <i>(111 Acre Tract)</i>	71.77 acres	4.8672%	
(b) Ronald Clyborne 9325 Olympic View Drive Edmonds, WA 98020-2397	35.885 acres 1/2 of 71.77 acres	2.4336%	<i>n/a</i>
<b><u>Tract #5, 15.55 acres</u></b>			
<b><u>COAL OWNERSHIP</u></b>			
(1) J. H. Franks Heirs, Devisees, Successors or Assigns, et al. <i>(76.40 Acre Tract)</i>	15.55 acres	1.0545%	
(b) Buchanan Mining Co LLC <i>(1/2 of Coal In &amp; Below Jawbone Seam)</i> 3337 Contrary Creek Road Raven, VA 24639	7.775 acres 1/2 of 15.55 acres	0.5273%	<i>n/a</i>
<b><u>OIL &amp; GAS OWNERSHIP</u></b>			
(1) J. H. Franks Heirs, Devisees, Successors or Assigns, et al. <i>(76.40 Acre Tract)</i>	15.55 acres	1.0545%	
(b) Ronald Clyborne 9325 Olympic View Drive Edmonds, WA 98020-2397	7.775 acres 1/2 of 15.55 acres	0.5273%	<i>n/a</i>
<b><u>Tract #6, 95.81 acres</u></b>			
<b><u>COAL OWNERSHIP</u></b>			
(1) J. H. Franks Heirs, Devisees, Successors or Assigns, et al. <i>(91.00 Acre Tract)</i>	95.81 acres	6.4975%	

Exhibit EE  
 Buchanan No.1 SGU #3  
 Docket #VGOB 11-0215-2911-03  
 List of Respondents with Royalty Split Agreements/Court Orders/HB2058  
 (1,474.57 Acre Unit)

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	Acres in Unit	Interest in Unit	Percent of Escrow
(b) Buchanan Mining Co LLC <i>(1/2 of Coal In &amp; Below Jawbone Seam)</i> 3337 Contrary Creek Road Raven, VA 24639	47.905 acres 1/2 of 95.81 acres	3.2487%	<i>n/a</i>
<b><u>OIL &amp; GAS OWNERSHIP</u></b>			
(1) J. H. Franks Heirs, Devisees, Successors or Assigns, et al. <i>(91.00 Acre Tract)</i>	95.81 acres	6.4975%	
(b) Ronald Clyborne 9325 Olympic View Drive Edmonds, WA 98020-2397	47.905 acres 1/2 of 95.81 acres	3.2487%	<i>n/a</i>
<b><u>Tract #10, 2.35 acres</u></b>			
<b><u>COAL OWNERSHIP</u></b>			
(1) J. H. Franks Heirs, Devisees, Successors or Assigns, et al. <i>(18 Acre Tract)</i>	2.35 acres	0.1594%	
(b) Buchanan Mining Co LLC <i>(1/2 of Coal In &amp; Below Jawbone Seam)</i> 3337 Contrary Creek Road Raven, VA 24639	1.175 acres 1/2 of 2.35 acres	0.0797%	<i>n/a</i>
<b><u>OIL &amp; GAS OWNERSHIP</u></b>			
(1) J. H. Franks Heirs, Devisees, Successors or Assigns, et al. <i>(18 Acre Tract)</i>	2.35 acres	0.1594%	
(b) Ronald Clyborne 9325 Olympic View Drive Edmonds, WA 98020-2397	1.175 acres 1/2 of 2.35 acres	0.0797%	<i>n/a</i>
<b><u>Tract #16A, 21.25 acres</u></b>			
<b><u>COAL OWNERSHIP</u></b>			
(1) James M. McGuire Trust <i>(460.57 acre tract)</i> P.O. Box 1067 Bluefield, VA 24605	21.25 acres	1.4411%	<i>n/a</i>
<b><u>OIL &amp; GAS OWNERSHIP</u></b>			
(1) Consolidation Coal Company, et al <i>Previously W. B. McDonald, et ux. Heirs, Devisees, Successors or Assigns</i>	21.25 acres	1.4411%	
(a) Consolidation Coal Company/ CNX Gas Company, LLC 1000 Consol Energy Drive Canonsburg, PA 15317 <i>Previously Meladge Estridge, conveyed 1/2 interest (Instrument 11-2623) , 10/21/2011</i>	10.63 acres 1/2 of 21.25 acres	0.7205%	<i>n/a</i>
(b) Consolidation Coal Company/ CNX Gas Company, LLC 1000 Consol Energy Drive Canonsburg, PA 15317 <i>Previously B. W. McDonald Testamentary Trust, Greta Meek</i>	1.18 acres 1/18 of 21.25 acres	0.0801%	<i>n/a</i>
(c) Consolidation Coal Company/ CNX Gas Company, LLC 1000 Consol Energy Drive Canonsburg, PA 15317 <i>Previously B. W. McDonald Testamentary Trust, Sherry R. McDonald</i>	1.18 acres 1/18 of 21.25 acres	0.0801%	<i>n/a</i>

Exhibit EE  
 Buchanan No.1 SGU #3  
 Docket #VGOB 11-0215-2911-03  
 List of Respondents with Royalty Split Agreements/Court Orders/HB2058  
 (1,474.57 Acre Unit)

170002568

	Acres in Unit	Interest in Unit	Percent of Escrow
(d) Consolidation Coal Company/ CNX Gas Company, LLC 1000 Consol Energy Drive Canonsburg, PA 15317 <i>Previously B. W. McDonald Testamentary Trust, Aristotle McDonald</i>	1.18 acres 1/18 of 21.25 acres	0.0801%	<i>n/a</i>
(e) Consolidation Coal Company/ CNX Gas Company, LLC 1000 Consol Energy Drive Canonsburg, PA 15317 <i>Previously B. W. McDonald Testamentary Trust, Abraham McDonald</i>	1.18 acres 1/18 of 21.25 acres	0.0801%	<i>n/a</i>
(f) Consolidation Coal Company/ CNX Gas Company, LLC 1000 Consol Energy Drive Canonsburg, PA 15317 <i>Previously B. W. McDonald Testamentary Trust, Tamala M. Pelphrey</i>	1.18 acres 1/18 of 21.25 acres	0.0801%	<i>n/a</i>
(g) Consolidation Coal Company/ CNX Gas Company, LLC 1000 Consol Energy Drive Canonsburg, PA 15317 <i>Previously B. W. McDonald Testamentary Trust, Greg B. McDonald</i>	1.18 acres 1/18 of 21.25 acres	0.0801%	<i>n/a</i>
(h) Consolidation Coal Company/ CNX Gas Company, LLC 1000 Consol Energy Drive Canonsburg, PA 15317 <i>Previously B. W. McDonald Testamentary Trust, Byrd McDonald</i>	1.18 acres 1/18 of 21.25 acres	0.0801%	50.0000% HB2058
<b>Note:</b> Royalties will be paid to the prior owner up to the date the property was sold			
(i) Consolidation Coal Company/ CNX Gas Company, LLC 1000 Consol Energy Drive Canonsburg, PA 15317 <i>Previously B. W. McDonald Testamentary Trust, By'Shey McDonald</i>	1.18 acres 1/18 of 21.25 acres	0.0801%	<i>n/a</i>
(j) Consolidation Coal Company/ CNX Gas Company, LLC 1000 Consol Energy Drive Canonsburg, PA 15317 <i>Previously B. W. McDonald Testamentary Trust, Timothy McDonald</i>	1.18 acres 1/18 of 21.25 acres	0.0801%	50.0000% HB2058
<b>Note:</b> Royalties will be paid to the prior owner up to the date the property was sold			
Greg McDonald conveyed Interest as Co-Executor and Co-Trustee (Instrument No.11-2743)			
Sherry R. McDonald conveyed Interest as Co-Executor and Co-Trustee (Instrument N of 1.86 acres			
Timothy J. McDonald conveyed interest as Co-Executor and Co-Trustee (Instrument No.11-2708)			
Tamela M. Pelphrey		conveyed interest (Instrument 11-2744), 11/4/2011	
Greta M. Meek		conveyed interest (Instrument 11-2745), 11/4/2011	
Greg McDonald		conveyed interest (Instrument 11-2743), 11/4/2011	

**Tract #16B, 1.37 acres**

**COAL OWNERSHIP**

(1) James M. McGuire Trust <i>(460.57 acre tract)</i> P.O. Box 1067 Bluefield, VA 24605	1.37 acres	0.0929%	<i>n/a</i>
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**OIL & GAS OWNERSHIP**

(1) CNX Gas Company LLC 1000 Consol Energy Drive Canonsburg, PA 15317	1.37 acres	0.0929%	<i>n/a</i>
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**Tract #16C, 0.58 acres**

**COAL OWNERSHIP**

Exhibit EE  
 Buchanan No.1 SGU #3  
 Docket #VGOB 11-0215-2911-03  
 List of Respondents with Royalty Split Agreements/Court Orders/HB2058  
 (1,474.57 Acre Unit)

	Acres in Unit	Interest in Unit	Percent of Escrow
(1) James M. McGuire Trust <i>(460.57 acre tract)</i> P.O. Box 1067 Bluefield, VA 24605	0.58 acres	0.0393%	<i>n/a</i>
<b><u>OIL &amp; GAS OWNERSHIP</u></b>			
(1) Norfolk Southern Railway Company	0.58 acres	0.0393%	<i>n/a</i>
<i>If no conflict royalties paid to:</i>			
Pocahontas Land Corporation Treasurer, Pocahontas Land Corporation P. O. Box 1517 Bluefield, WV 24701			
<b>Total Acreage Resolved in Unit</b>		<b>116.5700</b>	
<b>Total Percentage Resolved in Unit</b>		<b>7.9054%</b>	

INSTRUMENT 170002568  
 RECORDED IN THE CLERK'S OFFICE OF  
 BUCHANAN COUNTY CIRCUIT COURT ON  
 December 11, 2017 AT 09:22 AM  
 BEVERLY S. TILLER, CLERK  
 RECORDED BY: CXE