



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: A33

TRACT(S): A portion of 4

LOCATION: BUCHANAN County, Virginia

DOCKET NUMBER: VGOB-13-0618-4014-02

APPLICANTS: CNX Gas Company LLC on behalf of Carolyn Gaik, Cary Bowles, James Ellenburg, Lawrence Snyder

HEARING DATE AND LOCATION: Russell County Government Center, Lebanon, Virginia
October 17, 2017

APPEARANCES: Mark A. Swartz on behalf of CNX Gas Company LLC

PRIOR PROCEEDINGS:

1. Original Pooling Order, Recorded on 10/11/2013, Deed Book/Instrument No. 130001985.
2. Supplemental Order Executed 02/20/2014, Recorded on 03/17/2014, Deed Book/Instrument No. 140000398.
3. Disbursement Order -01 Executed 10/21/2015, Recorded on 10/27/2015, Deed Book/Instrument No. 150001769.

NOTICE:

The Unit Operator gave notice to the Applicants that the Board would consider its disbursement petition at the October 17, 2017 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 4 identified in the attached petition.
- (2) Delete the requirement that the Unit Operator place future royalties attributable to Tract(s) A portion of 4 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:

Royalties attributable to James Ellenburg, Cary Bowles, Carolyn Gaik, and Lawrence Snyder's interest can be released due to the fact they have been recently located at the addresses shown on the attached Exhibit EE. The Applicant and Designated Operator are also requesting that they be allowed to pay royalties directly to James Ellenburg, Cary Bowles, Carolyn Gaik, and Lawrence Snyder. The annexed Exhibit A-1, further specifies how said royalties are to be paid.

RELIEF GRANTED:

VGOB Disbursement
Unit A33

VGOB-13-0618-4014-02

Table 1

Tracts: A portion of 4

Item	Tract	Disbursement Table	Fractional Ownership		Net Acreage Ownership		Royalty Split		Escrowed Acres		Percent of Escrowed Funds		Adjustment Amount	
			in Tract		in Tract		Agreement	Disbursed	Disbursed		Disbursed			
		Total acreage in escrow before disbursement							1.54030					
4		Tract 4 (total acreage)			16.4200									
1	4	James Ellenburg\11599 Keran Street South Salem OH 45681	1/52		0.3158		100.00%		0.3158		20.5005%			
2	4	Cary Bowles\804 Margaret Drive Kerrville TX 78028	1/78		0.2105		100.00%		0.2105		13.6670%			
3	4	Carolyn Gaik\775 Yates Circle Clarksville GA 30523	1/78		0.2105		100.00%		0.2105		13.6670%			
4	4	Lawrence Snyder\5719 Roscoe Road PO Box 579 Lewisburg OH 45338	1/78		0.2105		100.00%		0.2105		13.6670%			

Adjustment Comments:

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:

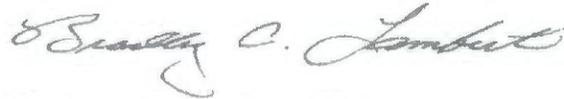
Therefore, the requested relief and all terms and provisions set forth above be and hereby are granted and IT IS SO ORDERED.

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.

170002293

DONE AND EXECUTED this 18 day of October, 2017 by a majority of the Virginia Gas and Oil Board.



Chairman, Bradley C. Lambert

DONE AND PERFORMED this 18 day of October, 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 18th day of October, 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 13-0618-4014-02

RELIEF SOUGHT: (1) DISBURSEMENT FROM ESCROW REGARDING TRACT(S) A portion of 4 (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: October 17, 2017

DRILLING UNIT: A33

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 4, as depicted upon the annexed Exhibit A-1; and (2) authorization to begin paying royalties directly to the party/parties previously listed as unlocatable: James Ellenburg, Cary Bowles, Carolyn Gaik and Lawrence Snyder.

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

Royalties attributable to James Ellenburg, Cary Bowles, Carolyn Gaik, and Lawrence Snyder's interest can be released due to the fact they have been recently located at the addresses shown on the attached Exhibit EE. The Applicant and Designated Operator are also requesting that they be allowed to pay royalties directly to James Ellenburg, Cary Bowles, Carolyn Gaik, and Lawrence Snyder. The annexed Exhibit A-1, further specifies how said royalties are to be paid.

6. Attestation

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

**CNX Gas Company LLC
UNIT A33
Tract Identifications**

1. LBR Holdings, LLC (36.90 Acre Tract) – All Coal
Island Creek Coal Company/Consol Energy, Inc. – Coal Below Jawbone Seam Leased
Reserve Coal Properties Company – P-3 Seam Subleased
Jewell Smokeless Coal Corporation – Coal In Jawbone Seam and Above Leased
LBR Holdings, LLC, et al – Oil and Gas
EQT Production Company – Oil, Gas and CBM Leased (75%)
Unknown Surface Owner
16.96 acres 21.2000%

2. LBR Holdings, LLC (66.60 Acre Tract) – All Coal
Island Creek Coal Company/Consol Energy, Inc. – Coal Below Jawbone Seam Leased
Reserve Coal Properties Company – P-3 Seam Subleased
Jewell Smokeless Coal Corporation – Coal In Jawbone Seam and Above Leased
LBR Holdings, LLC, et al – Oil and Gas
EQT Production Company – Oil, Gas and CBM Leased (75%)
J.G. Belcher, Jr., et al – Surface
9.42 acres 11.7750%

3. Cliff Investment Group, LLC, et al (74.10 Acre Tract) – All Minerals
Island Creek Coal Company/Consol Energy, Inc. – Coal Below Tiller Seam Leased (50%)
Jewell Smokeless Coal Corporation – Tiller and Above Coal Leased
CNG Gas Company LLC – Oil, Gas and CBM Leased
Kim Smith, et al – Surface
11.38 acres 14.2260%

4. Muriel R. Short, et al (30 Acre Tract) – All Minerals
Island Creek Coal Company/Consol Energy, Inc. – Coal Below Tiller Seam Leased
Jewell Smokeless Coal Corporation – Tiller and Above Coal Leased
CNG Gas Company LLC – Oil, Gas and CBM Leased (77.40%)
Unknown Surface Owner
16.42 acres 29.5260%

5. LBR Holdings, LLC (211.80 Acre Tract) – All Coal
Island Creek Coal Company/Consol Energy, Inc. – Coal Below Jawbone Seam Leased
Reserve Coal Properties Company – P-3 Seam Subleased
Jewell Smokeless Coal Corporation – Coal In Jawbone Seam and Above Leased
LBR Holdings, LLC, et al – Oil and Gas
EQT Production Company – Oil, Gas and CBM Leased (75%)
Kim Smith, et al – Surface
0.13 acres 0.1625%

6. LBR Holdings, LLC (44.40 Acre Tract) – All Coal
Island Creek Coal Company/Consol Energy, Inc. – Coal Below Jawbone Seam Leased
Reserve Coal Properties Company – P-3 Seam Subleased
Jewell Smokeless Coal Corporation – Coal In Jawbone Seam and Above Leased
LBR Holdings, LLC, et al – Oil and Gas
EQT Production Company – Oil, Gas and CBM Leased (75%)
Unknown Surface Owner
4.80 acres 0.1250%

"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."

**CNX Gas Company LLC
UNIT A33
Tract Identifications**

7. LBR Holdings, LLC (61.80 Acre Tract)- All Coal
 Island Creek Coal Company/Consol Energy, Inc. - Coal Below Jawbone Seam Leased
 Reserve Coal Properties Company - P-3 Seam Subleased
 Jewell Smokeless Coal Corporation - Coal In Jawbone Seam and Above Leased
 LBR Holdings, LLC, et al - Oil and Gas
 EQT Production Company - Oil, Gas and CBM Leased (76%)
 Unknown Surface Owner
 20.78 acres 29.9875%

"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 A-33
Docket # VGOB 13-0618-4014-02
List of Respondents that require escrow

	Acres in Unit	Percent of Unit
<u>Tract #4, 16.42 Acres</u>		
(1) Muriel R. Short, et al <i>(30 Acre Tract)</i>	16.42 acres	20.5250%
(b) George Tolliver Heirs, Devisees, Successors or Assigns		
(b.1) Lou Tolliver Heirs, Devisees, Successors or Assigns		
(b.1.6) Edna T. Hollandsworth Heirs, Devisees, Successors or Assigns		
(b.1.6.2) Vernon Hays Heirs, Devisees, Successors or Assigns		
(b.1.6.2.3) Cynthia Rhodes 146 Oak St Fairborn, OH 45324	0.0789 acres 1/208 of 16.42 acres	0.0987%
(b.1.6.2.4) Verna Napier 4303 Dayton Road Springfield, OH 45502	0.0789 acres 1/208 of 16.42 acres	0.0987%
(b.1.8) Versa T. Smith Heirs, Devisees, Successors or Assigns		
(b.1.8.1) Phyllis Graves Heirs, Devisees, Successors or Assigns <i>Documentation requested 5/9/16</i>	0.0632 acres 1/260 of 16.42 acres	0.0789%
(b.1.8.1.1) Robert L. Graves Heirs, Devisees, Successors or Assigns		
(b.1.8.1.1.1) Robert Graves, Jr 8619 Camp Creek Rd Lucasville, OH 45648		
(b.1.8.1.1.2) James Graves 1662 Lapperell rd Peebles, OH 45660		
(b.1.8.1.1.3) Tammy Green <i>Address Unknown</i>		
(b.1.8.1.1.4) Charles Robinson Heirs, Devisees, Successors or Ass	0.0211 acres 1/780 of 16.42 acres	0.0263%
(b.1.8.1.1.4.1) Pamela Jo Robinson 1029 Greenlee Rd Seaman, OH 45679		
(b.1.8.2) Lloyd Smith Heirs, Devisees, Successors or Assigns		
(b.1.8.2.1.3) Jody J. Smith 2731 Rainbow Trail Waverly, OH 45690	0.0351 acres 1/468 of 16.42 acres	0.0439%
(b.1.8.6) Roger Smith Heirs, Devisees, Successors or Assigns		
(b.1.8.6.1) Troy Smith <i>Address Unknown</i>	0.0263 acres 1/624 of 16.42 acres	0.0329%
(b.1.8.6.2) Terry Smith <i>Address Unknown</i>	0.0263 acres 1/624 of 16.42 acres	0.0329%
(b.1.8.6.3) Chrystal Smith <i>Address Unknown</i>	0.0263 acres 1/624 of 16.42 acres	0.0329%

Exhibit E
Unit A-33
Docket # VGOB 13-0618-4014-02
List of Respondents that require escrow

	Acres in Unit	Percent of Unit
(b.1.8.6.4) Todd Smith <i>Address Unknown</i>	0.0263 acres 1/624 of 16.42 acres	0.0329%
(b.1.13) Bertha T. Snyder Heirs, Devisees, Successors or Assigns		
(b.1.13.3) Rodney B Snyder Terez Krt. 39 3/3 H067 Budapest, Hungary	0.2105 acres 1/78 of 16.42 acres	0.2631%
<u>OIL & GAS OWNERSHIP</u>		
<i>Escrow due to Unknown/Unlocatable</i>		
(1) Muriel R. Short, et al <i>(30 Acre Tract)</i>	16.42 acres	20.5250%
(b) George Tolliver Heirs, Devisees, Successors or Assigns		
(b.1) Lou Tolliver Heirs, Devisees, Successors or Assigns		
(b.1.6) Edna T. Hollandsworth Heirs, Devisees, Successors or Assigns		
(b.1.6.2) Vernon Hays Heirs, Devisees, Successors or Assigns		
(b.1.6.2.3) Cynthia Rhodes 146 Oak St Fairborn, OH 45324	0.0789 acres 1/208 of 16.42 acres	0.0987%
(b.1.6.2.4) Verna Napier 4303 Dayton Road Springfield, OH 45502	0.0789 acres 1/208 of 16.42 acres	0.0987%
(b.1.8) Versa T. Smith Heirs, Devisees, Successors or Assigns		
(b.1.8.1) Phyllis Graves Heirs, Devisees, Successors or Assigns <i>Documentation requested 5/9/16</i>	0.0632 acres 1/260 of 16.42 acres	0.0789%
(b.1.8.1.1) Robert L. Graves Heirs, Devisees, Successors or Assigns		
(b.1.8.1.1.1) Robert Graves, Jr 8619 Camp Creek Rd Lucasville, OH 45648		
(b.1.8.1.1.2) James Graves 1662 Lapperell rd Peebles, OH 45660		
(b.1.8.1.1.3) Tammy Green <i>Address Unknown</i>		
(b.1.8.1.1.4) Charles Robinson Heirs, Devisees, Successors or Ass	0.0211 acres 1/780 of 16.42 acres	0.0263%
(b.1.8.1.1.4.1) Pamela Jo Robinson 1029 Greenlee Rd Seaman, OH 45679		
(b.1.8.2) Lloyd Smith Heirs, Devisees, Successors or Assigns		
(b.1.8.2.1.3) Jody J. Smith 2731 Rainbow Trail Waverly, OH 45690	0.0351 acres 1/468 of 16.42 acres	0.0439%

Exhibit E
Unit A-33
Docket # VGOB 13-0618-4014-02
List of Respondents that require escrow

	Acres in Unit	Percent of Unit
(b.1.8.6) Roger Smith Heirs, Devisees, Successors or Assigns		
(b.1.8.6.1) Troy Smith <i>Address Unknown</i>	0.0263 acres 1/624 of 16.42 acres	0.0329%
(b.1.8.6.2) Terry Smith <i>Address Unknown</i>	0.0263 acres 1/624 of 16.42 acres	0.0329%
(b.1.8.6.3) Chrystal Smith <i>Address Unknown</i>	0.0263 acres 1/624 of 16.42 acres	0.0329%
(b.1.8.6.4) Todd Smith <i>Address Unknown</i>	0.0263 acres 1/624 of 16.42 acres	0.0329%
(b.1.13) Bertha T. Snyder Heirs, Devisees, Successors or Assigns		
(b.1.13.3) Rodney B Snyder Terez Krt. 39 3/3 H067 Budapest, Hungary	0.2105 acres 1/78 of 16.42 acres	0.2631%
	<u>TOTAL</u>	
	Acreage in Unit	0.5929
	Percentage of Unit	0.7412%

Exhibit EE
Unit A-33
Docket # VGOB 13-0618-4014-02
List of Respondents with Royalty Split Agreements/Court Orders/HB2058

	Acres in Unit	Percent of Unit	Percent of Escrow
<u>Tract #1, 16.96 Acres</u>			
<u>COAL OWNERSHIP</u>			
(1) LBR Holdings, LLC P.O. Box 22427 Lexington, KY 40522-2427 <i>(36.90 Acre Tract)</i>	16.96 acres	21.2000%	
	4.24 acres 1/4 of 16.96 acres	5.3000%	<i>n/a</i>
<u>OIL & GAS OWNERSHIP</u>			
(1) LBR Holdings, LLC, et al. <i>(36.90 Acre Tract)</i>	16.96 acres	21.2000%	
(b) T.G. Rogers, III 3014 Shalford Lane Matthews, NC 28104	0.53 acres 1/32 of 16.96 acres	0.6625%	<i>n/a</i>
(c) Derek Browning Rogers 2300 Carmel Road Charlotte, NC 28226	0.53 acres 1/32 of 16.96 acres	0.6625%	<i>n/a</i>
(d) Kevin Rogers 139 Wickham Rd. Garden City, NY 11530	0.53 acres 1/32 of 16.96 acres	0.6625%	<i>n/a</i>
(e) Shaun Rogers 121 NE 100th St. Miami Shores, FL 32907-2423	0.53 acres 1/32 of 16.96 acres	0.6625%	<i>n/a</i>
(f) Gregory Poulos 1894 Glenwood St., SE Palm Bay, FL 32907-2423	0.71 acres 1/24 of 16.96 acres	0.8833%	<i>n/a</i>
(g) Jason Poulos 10870 SW 95 St. Miami, FL 33176	0.71 acres 1/24 of 16.96 acres	0.8833%	<i>n/a</i>
(h) Pamela Poulos 5000 SW 83rd St. Miami, FL 33143-8510	0.71 acres 1/24 of 16.96 acres	0.8833%	<i>n/a</i>
<i>*Prevailing plaintiff under Case No. 550-13 Awarded 100% of the CBM royalty.</i>			
<u>Tract #2, 9.42 Acres</u>			
<u>COAL OWNERSHIP</u>			
(1) LBR Holdings, LLC P.O. Box 22427 Lexington, KY 40522-2427 <i>(85.50 Acre Tract)</i>	9.42 acres	11.7750%	
	2.36 acres 1/4 of 9.42 acres	2.9438%	<i>n/a</i>
<u>OIL & GAS OWNERSHIP</u>			
(1) LBR Holdings, LLC, et al. <i>(85.50 Acre Tract)</i>	9.42 acres	11.7750%	
(b) T.G. Rogers, III 3014 Shalford Lane Matthews, NC 28104	0.29 acres 1/32 of 9.42 acres	0.3680%	<i>n/a</i>
(c) Derek Browning Rogers 2300 Carmel Road Charlotte, NC 28226	0.29 acres 1/32 of 9.42 acres	0.3680%	<i>n/a</i>
(d) Kevin Rogers 139 Wickham Rd. Garden City, NY 11530	0.29 acres 1/32 of 9.42 acres	0.3680%	<i>n/a</i>

Exhibit EE
Unit A-33
Docket # VGOB 13-0618-4014-02
List of Respondents with Royalty Split Agreements/Court Orders/HB2058

	Acres in Unit	Percent of Unit	Percent of Escrow
(e) Shaun Rogers 121 NE 100th St. Miami Shores, FL 32907-2423	0.29 acres 1/32 of 9.42 acres	0.3680%	<i>n/a</i>
(f) Gregory Poulos 1894 Glenwood St., SE Palm Bay, FL 32907-2423	0.39 acres 1/24 of 9.42 acres	0.4906%	<i>n/a</i>
(g) Jason Poulos 10870 SW 95 St. Miami, FL 33176	0.39 acres 1/24 of 9.42 acres	0.4906%	<i>n/a</i>
(h) Pamela Poulos 5000 SW 83rd St. Miami, FL 33143-8510	0.39 acres 1/24 of 9.42 acres	0.4906%	<i>n/a</i>

**Prevailing plaintiff under Case No. 550-13
Awarded 100% of the CBM royalty.*

Tract #4, 16.42 Acres

(1) Muriel R. Short, et al <i>(30 Acre Tract)</i>	16.42 acres	20.5250%	
(b) George Tolliver Heirs, Devisees, Successors or Assigns			
(b.1) Lou Tolliver Heirs, Devisees, Successors or Assigns			
(b.1.2) Roy Tolliver	<i>Conveyed interest (DB 263-401)</i>		
(b.1.2.2) James Ellenburg 11599 Keran St S. Salem, OH 45681	0.3158 acres 1/52 of 16.42 acres	0.3947%	<i>n/a</i>
(b.1.11) Opal T. Bowles (aka Opal Ruble) Heirs, Devisees, Successors or Assigns			
(b.1.11.2) Cary Bowles 804 Margaret Dr Kerrville, TX 78028	0.2105 acres 1/78 of 16.42 acres	0.2631%	<i>n/a</i>
(b.1.13) Bertha T. Snyder Heirs, Devisees, Successors or Assigns			
(b.1.13.1) Carolyn S. Gaik 775 Yates Circle Clarksville, GA 30523	0.2105 acres 1/78 of 16.42 acres	0.2631%	<i>n/a</i>
(b.1.13.2) Lawrence B Snyder 5719 Roscoe Rd Lewisburg, OH 45338	0.2105 acres 1/78 of 16.42 acres	0.2631%	<i>n/a</i>

OIL & GAS OWNERSHIP

(1) Muriel R. Short, et al <i>(30 Acre Tract)</i>	16.42 acres	20.5250%	
(b) George Tolliver Heirs, Devisees, Successors or Assigns			
(b.1) Lou Tolliver Heirs, Devisees, Successors or Assigns			
(b.1.2) Roy Tolliver	<i>Conveyed interest (DB 263-401)</i>		
(b.1.2.2) James Ellenburg 11599 Keran St S. Salem, OH 45681	0.3158 acres 1/52 of 16.42 acres	0.3947%	20.5045%

Exhibit EE
Unit A-33
Docket # VGOB 13-0618-4014-02
List of Respondents with Royalty Split Agreements/Court Orders/HB2058

	Acres in Unit	Percent of Unit	Percent of Escrow
(b.1.11) Opal T. Bowles (aka Opal Ruble) Heirs, Devisees, Successors or Asslgn			
(b.1.11.2) Cary Bowles 804 Margaret Dr Kerrville, TX 78028	0.2105 acres 1/78 of 16.42 acres	0.2631%	13.6697%
(b.1.13) Bertha T. Snyder Heirs, Devisees, Successors or Asslgn			
(b.1.13.1) Carolyn S. Gaik 775 Yates Circle Clarksville, GA 30523	0.2105 acres 1/78 of 16.42 acres	0.2631%	13.6697%
(b.1.13.2) Lawrence B Snyder 5719 Roscoe Rd Lewisburg, OH 45338	0.2105 acres 1/78 of 16.42 acres	0.2631%	13.6697%

Tract #5, 0.13 Acres**COAL OWNERSHIP**

(f) LBR Holdings, LLC P.O. Box 22427 Lexington, KY 40522-2427 (211.80 Acre Tract)	0.13 acres 0.033 acres 1/4 of 0.13 acres	0.1625% 0.0406%	 <i>n/a</i>
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OIL & GAS OWNERSHIP

(f) LBR Holdings, LLC, et al. (211.80 Acre Tract)	0.13 acres	0.1625%	
(b) T.G. Rogers, III 3014 Shalford Lane Matthews, NC 28104	0.004 acres 1/32 of 0.13 acres	0.0051%	<i>n/a</i>
(c) Derek Browning Rogers 2300 Carmel Road Charlotte, NC 28226	0.004 acres 1/32 of 0.13 acres	0.0051%	<i>n/a</i>
(d) Kevin Rogers 139 Wickham Rd. Garden City, NY 11530	0.004 acres 1/32 of 0.13 acres	0.0051%	<i>n/a</i>
(e) Shaun Rogers 121 NE 100th St. Miami Shores, FL 32907-2423	0.004 acres 1/32 of 0.13 acres	0.0051%	<i>n/a</i>
(f) Gregory Poulos 1894 Glenwood St., SE Palm Bay, FL 32907-2423	0.005 acres 1/24 of 0.13 acres	0.0068%	<i>n/a</i>
(g) Jason Poulos 10870 SW 95 St. Miami, FL 33176	0.005 acres 1/24 of 0.13 acres	0.0068%	<i>n/a</i>
(h) Pamela Poulos 5000 SW 83rd St. Miami, FL 33143-8510	0.005 acres 1/24 of 0.13 acres	0.0068%	<i>n/a</i>

**Prevailing plaintiff under Case No. 550-13
Awarded 100% of the CBM royalty.*

Tract #6, 4.90 Acres**COAL OWNERSHIP**

(f) LBR Holdings, LLC P.O. Box 22427 Lexington, KY 40522-2427 (44.40 Acre Tract)	4.90 acres 1.23 acres 1/4 of 4.90 acres	6.1250% 1.5313%	 <i>n/a</i>
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Exhibit EE
Unit A-33
Docket # VGOB 13-0618-4014-02
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) LBR Holdings, LLC, et al. (44.40 Acre Tract)	4.90 acres	6.1250%	
(b) T.G. Rogers, III 3014 Shalford Lane Matthews, NC 28104	0.15 acres 1/32 of 4.90 acres	0.1914%	n/a
(c) Derek Browning Rogers 2300 Carmel Road Charlotte, NC 28226	0.15 acres 1/32 of 4.90 acres	0.1914%	n/a
(d) Kevin Rogers 139 Wickham Rd. Garden City, NY 11530	0.15 acres 1/32 of 4.90 acres	0.1914%	n/a
(e) Shaun Rogers 121 NE 100th St. Miami Shores, FL 32907-2423	0.15 acres 1/32 of 4.90 acres	0.1914%	n/a
(f) Gregory Poulos 1894 Glenwood St., SE Palm Bay, FL 32907-2423	0.20 acres 1/24 of 4.90 acres	0.2552%	n/a
(g) Jason Poulos 10870 SW 95 St. Miami, FL 33176	0.20 acres 1/24 of 4.90 acres	0.2552%	n/a
(h) Pamela Poulos 5000 SW 83rd St. Miami, FL 33143-8510	0.20 acres 1/24 of 4.90 acres	0.2552%	n/a

**Prevailing plaintiff under Case No. 550-13
Awarded 100% of the CBM royalty.*

Tract #7, 20.79 Acres

<u>COAL OWNERSHIP</u>			
(1) LBR Holdings, LLC P.O. Box 22427 Lexington, KY 40522-2427 (81.80 Acre Tract)	20.79 acres	25.9875%	
	5.20 acres 1/4 of 20.79 acres	6.4969%	n/a
<u>OIL & GAS OWNERSHIP</u>			
(1) LBR Holdings, LLC, et al. (81.80 Acre Tract)	20.79 acres	25.9875%	
(b) T.G. Rogers, III 3014 Shalford Lane Matthews, NC 28104	0.65 acres 1/32 of 20.79 acres	0.8121%	n/a
(c) Derek Browning Rogers 2300 Carmel Road Charlotte, NC 28226	0.65 acres 1/32 of 20.79 acres	0.8121%	n/a
(d) Kevin Rogers 139 Wickham Rd. Garden City, NY 11530	0.65 acres 1/32 of 20.79 acres	0.8121%	n/a
(e) Shaun Rogers 121 NE 100th St. Miami Shores, FL 32907-2423	0.65 acres 1/32 of 20.79 acres	0.8121%	n/a
(f) Gregory Poulos 1894 Glenwood St., SE Palm Bay, FL 32907-2423	0.87 acres 1/24 of 20.79 acres	1.0828%	n/a

170002293

Exhibit EE
Unit A-33
Docket # VGOB 13-0618-4014-02
List of Respondents with Royalty Split Agreements/Court Orders/HB2058

	Acres in Unit	Percent of Unit	Percent of Escrow
(g) Jason Poulos 10870 SW 95 St. Miami, FL 33176	0.87 acres 1/24 of 20.79 acres	1.0828%	n/a
(h) Pamela Poulos 5000 SW 83rd St. Miami, FL 33143-8510	0.87 acres 1/24 of 20.79 acres	1.0828%	n/a
<i>*Prevailing plaintiff under Case No. 550-13 Awarded 100% of the CBM royalty.</i>			
<u>TOTAL</u>			
	Acreage in Unit	14.00	
	Percentage of Unit	17.4966%	

INSTRUMENT 170002293
RECORDED IN THE CLERK'S OFFICE OF
BUCHANAN COUNTY CIRCUIT COURT ON
October 31, 2017 AT 10:25 AM
BEVERLY S. TILLER, CLERK
RECORDED BY: CXE