

BEFORE THE VIRGINIA GAS AND OIL BOARD

PETITIONER: CNX Gas Company LLC

DIVISION OF GAS AND OIL

DOCKET NO: VGOB 01-0116-0856-02

RELIEF SOUGHT: (1) DISBURSEMENT FROM ESCROW REGARDING TRACT(S) 1 (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 18, 2016

DRILLING UNIT: AW112

BUCHANAN, RUSSELL 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 Tract 1, as depicted upon the annexed table; and (2) authorization to begin paying royalties directly to H.C. Bostic Coal Company, Inc.; (3) Dismissal of coal owner: Buckhorn Coal Company

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. H.C. Bostic Coal Company, Inc is entitled to 100% of the CBM royalties awarded under Case No. 16-316, Opinion dated May 4, 2016, Said decision allows the Applicant and Designated Operator to pay royalties directly to the person(s) identified in Exhibit EE annexed hereto and the annexed Table, further, specifies how said royalties are to be paid.
- b. H.C. Bostic Coal Company, Inc. is the gas claimants in Tract 1. As such, is entitled to 100% of the CBM royalties now in escrow and as may be hereafter payable. See Va. Code Ann. § 45.1-361.22:2.A.
- c. That CNX Gas Company LLC has given the notice(s) required by § 45.1-361.22:2.A to all conflicting claimants identified in the above referenced pooling Order and any supplemental Orders pertaining thereto.
- d. That none of the conflicting claimants noticed have provided, within 45 days of the notice(s) given as provided in b. above, the Board, its designated agent the Director of the Division of Gas and Oil, the Operator and/or the Applicant evidence of either an agreement regarding the escrowed funds/royalties or a proceeding regarding same.
- e. That a detailed accounting in accordance with the applicable provisions of § 45.1-361.22 is submitted herewith and identified as Exhibit J.
- f. 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.
- g. 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 H.C. Bostic Coal Company, Inc and 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 CONSOL INC. AND WERE NOT SURVEYED.

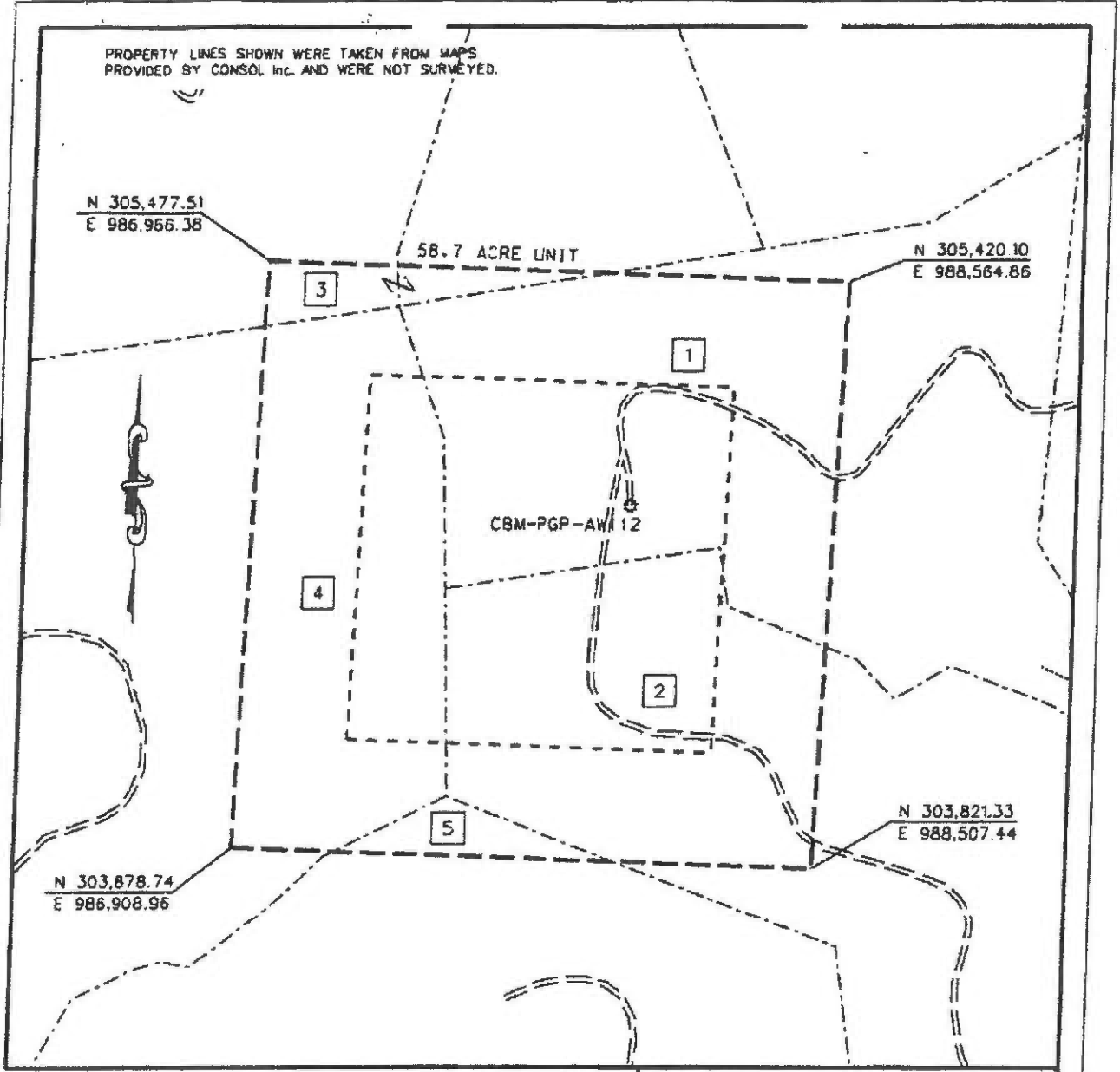
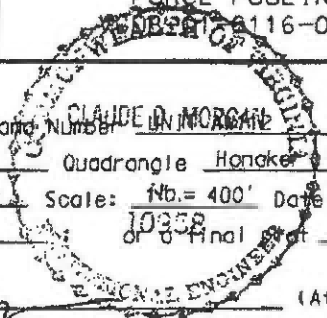


EXHIBIT A
 MIDDLE RIDGE 1 FIELD
 UNIT AW-112
 FORCE POOLING
 0116-0856

Company Pocahontas Gas Partnership Well Name and Number IN MORGAN
 Tract No. _____ Elevation _____ Quadrangle Honker
 County Buchanan/Russell District Hurricane/New Garden Scale: Nb. = 400' Date 6/24/01
 This plat is a new plat X ; an updated plat _____ of a final plat _____



Form D60-GD-7 Rev. 9/91 Claude D. Morgan (Affix Seal)
 Licensed Professional Engineer or Licensed Land Surveyor

CNX GAS COMPANY LLC

Unit AW112

Tract Identifications

(58.7 Acre Unit)

1. Buckhorn Coal Company, Tract 8 (Corn & Fletcher 89.50 Acre Tract) – Coal
Knox Creek Coal Company – Coal in Tiller Seam and Above Leased
CNX Gas Company LLC – CBM Leased
H.C. Bostic Coal Co., Inc. AND/OR Heirs of B.W. Stras, et al – Oil and Gas
CNX Gas Company LLC – Oil, Gas and CBM Leased (H.C. Bostic Coal Co., Inc.)
H.C. Bostic Coal Co., Inc. – Surface
21.20 acres 36.1158 %

2. Buckhorn Coal Company, Tract 8 (Corn & Fletcher 89.50 Acre Tract) – Coal
Knox Creek Coal Company – Coal in Tiller Seam and Above Leased
CNX Gas Company LLC – CBM Leased
Heirs, Devisees, Successors or Assigns of B.W. Stras, et al – Oil and Gas
OR
Heirs, Devisees, Successors or Assigns of S.J. Corn and Susan E. Corn – Oil and Gas
OR
Heirs, Devisees Successors or Assigns of David Keene – Oil and Gas
OR
Swain Perkins, et al – Oil and Gas (12.50%)
CNX Gas Company LLC – Oil and Gas (87.50%)
CNX Gas Company LLC – Oil, Gas and CBM Leased (10%)
OR
CNX Gas Company LLC (50%)/Dorothy Perkins (50%) - Oil and Gas
Dottie Gay Robinette Miller – Surface
17.03 acres 29.0119 %

3. Hugh MacRae Land Trust, Tract 9 (Sparrell Hale 412 Acre Tract) – Coal
Consolidation Coal Company – Below Drainage Coal Leased
CNX Gas Company LLC – CBM Leased
CNX Gas Company LLC – Surface, Oil and Gas
1.92 acres 3.2709 %

4. Buckhorn Coal Company (Jacob Fuller 453 Acre Tract) – Coal
Knox Creek Coal Corporation – Above Drainage Coal Leased
CNX Gas Company LLC – CBM Leased
Heirs, Devisees, Successors or Assigns of Dr. L. M. Harrison OR Gent Enterprises, LLC -
Oil and Gas (1/8)
Gent Enterprises, LLC – Oil and Gas (7/8)
CNX Gas Company LLC – Oil, Gas and CBM Leased (7/8)
Michael Whited OR Gent Enterprises, LLC – Surface
17.18 acres 29.2675 %

5. Buckhorn Coal Company (Jacob Fuller 453 Acre Tract) - Coal
Knox Creek Coal Corporation - Above Drainage Coal Leased
CNX Gas Company LLC - CBM Leased
CNX Gas Company LLC – Oil and Gas
Consolidation Coal Company - Surface
1.37 acres 2.3339 %

"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."

VGOB Disbursement

Unit AW112

VGOB-01-0116-0856-02

Table 1

Tracts: 1

Fractional	Net Acreage	Royalty	Escrowed	Percent of	Disbursement
Ownership	Ownership	Split	Acres	Escrowed	
in Tract	inTract	Agreement	Disbursed	Disbursed	
			40.38000		

Item	Tract	Disbursement Table						
		Total acreage in escrow before disbursement				40.38000		
	1	Tract 1 (total acreage)		21.2000				
1	1	H.C. Bostic Coal Company, Inc.\PO Box 220 Swords Creek VA 24649		21.2000	100.00%	21.2000	52.5012%	\$82,956.94

Wells contributing to the escrow account: PGP AW112 W/PL, CBM AW112A W/PL

Exhibit E
Unit AW112
Docket #VGOB 01-0116-0856-02
List of Owners/Claimants that require escrow

	Acres in Unit	Interest in Unit
<u>Tract #2, 17.03 acres</u>		
<i>Escrow due to title conflict</i>		
<u>COAL OWNERSHIP</u>		
(1) Buckhorn Coal Company, Tr. 8 <i>(Corn & Fletcher 89.50 Acre Tract)</i> P. O. Box 187 Tazewell, VA 24651	17.03 acres	29.0119%
<u>OIL & GAS OWNERSHIP</u>		
(1) B.W. Stras, Heirs, Devisees Successors or Assigns, et al. <i>Heirs/Addresses Unknown</i>	17.03 acres	29.0119%
(OR)		
(2) S. J. and Susan E. Corn, Heirs, Devisees Successors or Assigns, et al. <i>Heirs/Addresses Unknown</i>	17.03 acres	29.0119%
(OR)		
(3) David Keene, Heirs, Devisees Successors or Assigns, et al. <i>Heirs/Addresses Unknown</i>	17.03 acres	29.0119%
(OR)		
(4) Swain Perkins, et al	17.03 acres	29.0119%
(a) CNX Gas Company, LLC 2481 John Nash Blvd. Bluefield, WV 24701	14.90 acres 7/8 of 17.03 acres	25.3854%
(b) Swain Perkins 801 Long Branch Swords Creek, VA 24649	1.70 acres 1/10 of 17.03 acres	2.9012%
(c) Ricky Allen Perkins <i>Address Unknown</i>	0.21 acres 1/80 of 17.03 acres	0.3626%
(d) Terry Perkins 30 Boyd Dr. Swords Creek, VA 24649	0.21 acres 1/80 of 17.03 acres	0.3626%
(OR)		
(5) CNX Gas Company, et al	17.03 acres	29.0119%
(a) CNX Gas Company, LLC 2481 John Nash Blvd. Bluefield, WV 24701	8.52 acres 1/2 of 17.03 acres	14.5060%
(b) Dorothy Perkins 1595 Drybread Road Salyersville, KY 41465	8.52 acres 1/2 of 17.03 acres	14.5060%

Tract #4, 17.18 acres

Escrow due to title conflict

COAL OWNERSHIP

(1) Buckhorn Coal Company <i>(Jacob Fuller 453 Acre Tract)</i> P. O. Box 187	17.18 acres	29.2675%
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Exhibit E
Unit AW112
Docket #VGOB 01-0116-0856-02
List of Owners/Claimants that require escrow

	Acres in Unit	Interest in Unit
Tazewell, VA 24651		
<u>OIL & GAS OWNERSHIP</u>		
(1) Gent Enterprises, et al <i>(54 Acre Tract)</i> <i>(Previously listed as a title conflict between Michael Whited, et al, Dr L.M. Harrison Heirs, or Gent</i>	17.18 acres	29.2675%
(a) Dr. L.M. Harrison, Heirs, Devisees, Successors or Assigns <i>Heirs / Addresses Unknown</i>	2.15 acres 1/8 of 17.18 acres	3.6584%
-OR-		
(a) Gent Enterprises, LLC. P.O. Box 330 Honaker, VA 24260	2.15 acres 1/8 of 17.18 acres	3.6584%
	Total Acreage in Conflict	19.1775
	Total Percentage in Conflict	32.6704%

Exhibit EE
Unit AW112
Docket #VGOB 01-0116-0856-02
List of Respondents with Royalty Split Agreements/Court Orders/HB2058

	Acres in Unit	Interest in Unit	Percent of Escrow
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Tract #1, 21.20 acres

COAL OWNERSHIP

(1) Buckhorn Coal Company, Tr. 8 <i>(Corn & Fletcher 89.50 Acre Tract)</i> P. O. Box 187 Tazewell, VA 24651	21.20 acres	36.1158%	<i>n/a</i>
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OIL & GAS OWNERSHIP

(1) H.C. Bostic Coal Co., Inc. P.O. Box 220 Swords Creek, VA 24649	21.20 acres	36.1158%	52.5012% Court Order
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*Prevailing plaintiff under Case No. CL16-316
Determined to be fee owner, 100% of CBM
Royalty due to owner.*

Tract #3, 1.92 acres

COAL OWNERSHIP

(1) Hugh MacRae Land Trust Tr 9 c/o Gump, Strauss, Akin LLP 1 Bryant Park, Floor 41 New York, NY 10036-6715	1.92 acres	3.2709%	<i>n/a</i>
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By Assignment and Bill of Sale (Gas lease royalty), HMLT devised all of its right, title and interest (other than "Excluded Assets") to Torch Energy Advisors Inc. effective September 4, 1991 and recorded in Buchanan County under DB474 / PG384.

Torch Oil & Gas Company
c/o Sue Ann Craddock
670 Dona Ana Road SW
Deming, New Mexico 88030

Effective 2/1/11, Torch Oil & Gas Company assigned a 2% ORRI to SAC Investments, L.P.

Effective 3/31/14, Torch Oil & Gas Company, et al. assigned and conveyed 10% of its right, title and interest to Rockport Oil & Gas, L.L.C. In addition, Torch Oil & Gas Company, et al. assigned and conveyed the remaining 90% of its right, title and interest to Chisos, Ltd.

Rockport Oil & Gas L.L.C. PO Box 847 Houston, TX 77001	0.19 acres 1/10 of 1.92 acres	0.3271%	<i>n/a</i>
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Chisos, LTD 670 Dona Ana Road SW Deming, New Mexico 88030	1.73 acres 9/10 of 1.92 acres	2.9438%	<i>n/a</i>
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OIL & GAS OWNERSHIP

(1) CNX Gas Company, LLC PO Box 643830 Pittsburgh, PA 15264-3830 <i>(Previously Pocahontas Gas Partnership)</i>	1.92 acres	3.2709%	<i>n/a</i>
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Tract #4, 17.18 acres

COAL OWNERSHIP

(1) Buckhorn Coal Company <i>(Jacob Fuller 453 Acre Tract)</i> P. O. Box 187 Tazewell, VA 24651	17.18 acres	29.2675%	<i>n/a</i>
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OIL & GAS OWNERSHIP

(1) Gent Enterprises, et al <i>(54 Acre Tract)</i> <i>(Previously listed as a title conflict between Michael Whited, et al, Dr L.M. Harrison Heirs, or Gent Enterprises, LLC)</i>	17.18 acres	29.2675%	
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(2) Gent Enterprises, LLC. P.O. Box 330	15.03 acres 7/8 of 17.18 acres	25.6090%	<i>n/a</i>
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Exhibit EE
Unit AW112
Docket #VGOB 01-0116-0856-02
List of Respondents with Royalty Split Agreements/Court Orders/HB2058

	Acres in Unit	Interest in Unit	Percent of Escrow
Honaker, VA 24260			
<i>Under Case #CL10000662-00, executed May 12, 2011, the Court of Russell County clarified the conveyances from the Rasnakes to the Gents in DB 223/ PG 53, dated 10/26/70 included all right, title in and to the oil, gas, (including coalbed methane gas and deep gas), minerals (other than coal), etc.</i>			
<i>Royalties can be paid based on the royalty agreement between Buckhorn / Gent Enterprises</i>			
<u>Tract #5, 1.37 acres</u>			
<u>COAL OWNERSHIP</u>			
(1) Buckhorn Coal Company <i>(Jacob Fuller 453 Acre Tract)</i> P. O. Box 187 Tazewell, VA 24651	1.37 acres	2.3339%	<i>n/a</i>
<u>OIL & GAS OWNERSHIP</u>			
(1) CNX Gas Company, LLC PO Box 643830 Pittsburgh, PA 15264-3830 <i>(previously Dr. LM Harrison Heirs or Ellen Brown Heirs)</i>	1.37 acres	2.3339%	<i>n/a</i>
<i>By decree entered in Russell Co. Chancery File #CH02-88 conveyed oil & gas interest to CNX Gas in its entirety. Deed entered Sept. 18, 2003 and recorded in Russell County under DB 595/PG 103</i>			
	Total Acreage Resolved	39.5225	
	Total Percentage Resolved		67.3296%

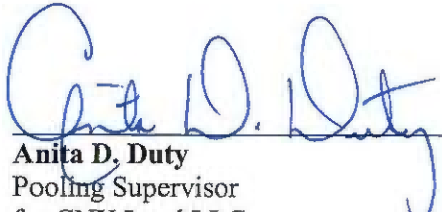
AFFIDAVIT OF MAILING

COMMONWEALTH OF VIRGINIA
COUNTY OF **BUCHANAN**

Applicant: CNX Gas Company LLC
Relief Sought: Disbursement Petition for AW112
VGOB: 01-0116-0856-02

I, Anita D. Duty, after being duly sworn upon oath, state as follows:

1. I am the Pooling Supervisor for CNX Land Resources, Inc. and am responsible for the notification process required by Va. Code Ann. §45.1-361.19 of the Code of Virginia and 4VAC25-160-40.
2. That on **September 20, 2016** a true and correct copy of the Notice of Hearing and Exhibits were mailed, via certified mail return receipt requested, based upon information and belief, the names and last-known addresses, where such addresses are known, of the parties owning an interest in this cause are set forth and attached hereto.
3. Notice of this cause has therefore been served by mail pursuant to the applicable statutes and rules of the Board.



Anita D. Duty
Pooling Supervisor
for CNX Land LLC

STATE OF VIRGINIA

COUNTY OF TAZEWELL, TO-WIT:

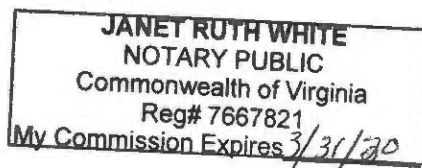
TAKEN, SUBSCRIBED AND SWORN to before me this 30 day of Sept.,
2016.



Notary Public

My commission expires: 3/31/20

1



CERTIFICATION OF NOTICE
CNX GAS COMPANY LLC

Unit AV112, AV113, AW112, AW113, AY115

VGOB 01-0116-0853-02/ 01-0116-0854-02/01-0116-0856-02/ 01-0116-0857-01/ 01-0821-0917-01

Disbursement

Buch

Last Name	First Name	MAILED	RECEIPT #		RECEIVED
H.C.Bostic Coal Company Inc.		9/20/2016	7016034000008988	0079	9/23/2016
Cook	Shea	9/20/2016	7016034000008988	0086	9/26/2016

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

H. C. Bostic Coal Co. Inc
 P.O. Box 220
 Swords Creek, VA 24646



9590 9402 1705 6053 9611 24

2. Article Number (Transfer from service label)

7016 0340 0000 8988 0079

PS Form 3811, July 2015 PSN 7530-02-000-9053

COMPLETE THIS SECTION ON DELIVERY

A. Signature

[Handwritten Signature]

- Agent
- Addressee

B. Received by (Printed Name)

[Handwritten Name]

C. Date of Delivery

9/23/16

D. Is delivery address different from item 1? Yes No
If YES, enter delivery address below:

3. Service Type

- Adult Signature
- Adult Signature Restricted Delivery
- Certified Mail®
- Certified Mail Restricted Delivery
- Collect on Delivery
- Collect on Delivery Restricted Delivery
- all Restricted Delivery

- Priority Mail Express®
- Registered Mail™
- Registered Mail Restricted Delivery
- Return Receipt for Merchandise
- Signature Confirmation™
- Signature Confirmation Restricted Delivery

PS Form 3811, July 2015 PSN 7530-02-000-9053

AV 112/113 AW 112/113 AY 115 Domestic Return Receipt

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

T. Shea Cook
 2411 Second St.
 P.O. Box 507
 Richlands, VA 24641



9590 9402 1705 6053 9611 17

2. Article Number (Transfer from service label)

7016 0340 0000 8988 0086

PS Form 3811, July 2015 PSN 7530-02-000-9053

COMPLETE THIS SECTION ON DELIVERY

A. Signature

[Handwritten Signature]

- Agent
- Addressee

B. Received by (Printed Name)

[Handwritten Name]

C. Date of Delivery

9-26-16

D. Is delivery address different from item 1? Yes No
If YES, enter delivery address below:

3. Service Type

- Adult Signature
- Adult Signature Restricted Delivery
- Certified Mail®
- Certified Mail Restricted Delivery
- Collect on Delivery
- Collect on Delivery Restricted Delivery
- all Restricted Delivery

- Priority Mail Express®
- Registered Mail™
- Registered Mail Restricted Delivery
- Return Receipt for Merchandise
- Signature Confirmation™
- Signature Confirmation Restricted Delivery

PS Form 3811, July 2015 PSN 7530-02-000-9053

AV 112/113 AW 112/113 AY 115 Domestic Return Receipt

Exhibit J
Unit AW112 Escrow Account Reconciliation
VGOB 01-0116-0856

CNX Deposit Information		
Check Date	Check Number	Total
3/25/2001		\$259.62
4/25/2001		\$2,050.89
5/25/2001		\$2,470.48
6/25/2001		\$2,544.06
7/25/2001		\$2,204.14
8/25/2001		\$1,455.34
9/25/2001		\$902.96
10/25/2001		\$1,223.28
11/25/2001		\$647.24
12/25/2001		\$552.26
1/25/2002		\$575.52
2/25/2002		\$787.30
3/25/2002		\$802.73
4/25/2002		\$657.61
5/24/2002		\$946.14
6/25/2002		\$754.14
7/25/2002		\$1,121.36
8/23/2002		\$1,093.87
9/25/2002		\$1,198.95
10/25/2002		\$1,214.20
11/25/2002		\$1,117.79
12/24/2002		\$795.76
1/24/2003		\$1,389.00
2/25/2003		\$1,592.46
3/25/2003		\$1,641.18
4/25/2003		\$1,459.28
5/23/2003		\$1,579.63
6/25/2003		\$1,462.02
7/25/2003		\$1,594.85
8/25/2003		\$1,581.15
9/25/2003		\$1,484.98
10/24/2003		\$1,460.72
11/25/2003		\$1,340.88
12/24/2003		\$1,283.05
1/23/2004		\$1,244.83
2/25/2004		\$1,403.26
3/25/2004		\$1,719.98
4/23/2004		\$1,351.95
5/25/2004		\$1,597.17
6/25/2004		\$1,797.90
7/23/2004		\$3,092.04
8/25/2004		\$3,998.79
9/24/2004		\$504.78
10/25/2004		\$285.14
11/24/2004		\$1,196.79
12/24/2004		\$1,710.07
1/25/2005		\$1,730.31
2/25/2005		\$1,846.73
3/24/2005		\$1,258.89
4/25/2005		\$1,265.07
5/25/2005		\$1,066.79
6/24/2005		\$679.12

Escrow Bank Data													Running Balance	Difference
Date	Escrow Royalty Deposits	Income	\$ Mkt Int	CDARS Int	Fees	Distributions	Audit Costs	Corrections	Gain/Loss	Royalty Bonus	Total Int. and Fees	Bank Balance		
													\$259.62	\$259.62
													\$2,310.51	\$2,310.51
													\$4,780.99	\$4,780.99
													\$7,325.05	\$7,325.05
													\$9,529.19	\$9,529.19
8/31/2001	\$0.00	\$0.00				\$0.00					\$0.00	\$0.00	\$10,984.53	\$10,984.53
9/30/2001	\$41.16	\$0.07				\$0.00					\$0.07	\$41.23	\$11,887.56	\$11,846.33
10/31/2001	\$13,110.77	\$0.06				\$0.00					\$0.06	\$13,152.06	\$13,110.90	-\$41.16
11/30/2001	\$0.00	\$0.00				\$0.00					\$0.00	\$13,799.26	\$13,758.14	-\$41.12
12/31/2001	\$567.88	\$17.36				\$0.00					\$17.36	\$14,384.50	\$14,327.76	-\$56.74
1/31/2002	\$561.62	\$10.30				\$0.00					\$10.30	\$14,956.42	\$14,913.58	-\$42.84
2/28/2002	\$801.20	\$7.92				\$0.00					\$7.92	\$15,765.54	\$15,708.80	-\$56.74
3/31/2002	\$802.73	\$9.69				\$0.00					\$9.69	\$16,577.96	\$16,521.22	-\$56.74
4/30/2002	\$657.61	\$0.00				\$0.00					\$0.00	\$17,235.57	\$17,178.83	-\$56.74
5/31/2002	\$946.14	\$11.82				\$0.00					\$11.82	\$18,193.53	\$18,136.79	-\$56.74
6/30/2002	\$754.14	\$9.95				\$0.00					\$9.95	\$18,957.62	\$18,900.88	-\$56.74
7/31/2002	\$1,121.36	\$10.37				\$0.00					\$10.37	\$20,089.35	\$20,032.61	-\$56.74
8/31/2002	\$1,093.87	\$11.50				\$0.00					\$11.50	\$21,194.72	\$21,137.98	-\$56.74
9/30/2002	\$1,198.95	\$11.75				\$0.00					\$11.75	\$22,405.42	\$22,348.68	-\$56.74
10/31/2002	\$1,214.20	\$10.48				\$0.00					\$10.48	\$23,630.10	\$23,573.36	-\$56.74
11/30/2002	\$1,117.79	\$11.60				\$0.00					\$11.60	\$24,759.49	\$24,702.75	-\$56.74
12/31/2002	\$795.76	\$11.82				\$0.00					\$11.82	\$25,567.07	\$25,510.33	-\$56.74
1/31/2003	\$1,389.00	\$6.11				\$0.00					\$6.11	\$26,962.18	\$26,905.44	-\$56.74
2/28/2003	\$1,592.46	\$5.60				\$0.00					\$5.60	\$28,560.24	\$28,503.50	-\$56.74
3/31/2003	\$1,641.18	\$3.14				\$0.00					\$3.14	\$30,204.56	\$30,147.82	-\$56.74
4/30/2003	\$1,459.28	\$5.38				\$0.00					\$5.38	\$31,669.22	\$31,612.48	-\$56.74
5/31/2003	\$1,579.63	\$3.73				\$0.00					\$3.73	\$33,252.58	\$33,195.84	-\$56.74
6/30/2003	\$1,462.02	\$5.62				\$0.00					\$5.62	\$34,720.22	\$34,663.48	-\$56.74
7/31/2003	\$1,594.85	\$3.43				\$0.00					\$3.43	\$36,318.50	\$36,261.76	-\$56.74
8/31/2003	\$1,581.15	\$1.55				\$0.00					\$1.55	\$37,901.20	\$37,844.46	-\$56.74
9/30/2003	\$1,484.98	\$1.41				\$0.00					\$1.41	\$39,387.59	\$39,330.85	-\$56.74
10/31/2003	\$1,460.72	\$2.24				\$0.00					\$2.24	\$40,850.55	\$40,793.81	-\$56.74
11/30/2003	\$1,340.88	\$3.58				\$0.00					\$3.58	\$42,195.01	\$42,138.27	-\$56.74
12/31/2003	\$1,283.05	\$2.39				\$0.00					\$2.39	\$43,480.45	\$43,423.71	-\$56.74
1/31/2004	\$1,244.83	\$4.47				\$0.00					\$4.47	\$44,729.75	\$44,673.01	-\$56.74
2/28/2004	\$1,403.26	\$3.41				\$0.00					\$3.41	\$46,136.42	\$46,079.68	-\$56.74
3/31/2004	\$1,719.98	\$2.07				\$0.00					\$2.07	\$47,858.47	\$47,801.73	-\$56.74
4/30/2004	\$1,351.95	\$5.74				\$0.00					\$5.74	\$49,216.16	\$49,159.42	-\$56.74
5/31/2004	\$1,597.17	\$5.80				\$0.00					\$5.80	\$50,819.13	\$50,762.39	-\$56.74
6/30/2004	\$1,797.90	\$8.13				\$0.00					\$8.13	\$52,625.16	\$52,568.42	-\$56.74
7/31/2004	\$3,092.04	\$11.53				\$0.00					\$11.53	\$55,728.73	\$55,671.99	-\$56.74
8/31/2004	\$3,998.79	\$25.38				\$0.00					\$25.38	\$59,752.90	\$59,696.16	-\$56.74
9/30/2004	\$504.78	\$30.17				\$0.00					\$30.17	\$60,287.85	\$60,231.11	-\$56.74
10/31/2004	\$285.14	\$36.16				\$0.00					\$36.16	\$60,609.15	\$60,552.41	-\$56.74
11/30/2004	\$1,196.79	\$47.27				\$0.00					\$47.27	\$61,853.21	\$61,796.47	-\$56.74
12/31/2004	\$1,710.07	\$47.75				\$0.00					\$47.75	\$63,611.03	\$63,554.29	-\$56.74
1/31/2005	\$1,730.31	\$67.49				\$0.00					\$67.49	\$65,408.83	\$65,352.09	-\$56.74
2/28/2005	\$1,846.73	\$78.89				\$0.00					\$78.89	\$67,334.45	\$67,277.71	-\$56.74
3/31/2005	\$1,258.89	\$78.26				\$0.00					\$78.26	\$68,671.60	\$68,614.86	-\$56.74
4/30/2005	\$1,265.07	\$104.90				\$0.00					\$104.90	\$70,041.57	\$69,984.83	-\$56.74
5/31/2005	\$1,066.79	\$112.13				\$0.00					\$112.13	\$71,220.49	\$71,163.75	-\$56.74
6/30/2005	\$679.12	\$122.92				\$0.00					\$122.92	\$72,022.53	\$71,965.79	-\$56.74

7/25/2005	\$1,177.93
8/25/2005	\$1,454.32
9/23/2005	\$1,548.67
10/25/2005	\$1,633.41
11/25/2005	\$1,732.74
12/23/2005	\$1,777.20
1/25/2006	\$1,232.37
2/24/2006	\$1,517.94
3/24/2006	\$1,250.30
4/25/2006	\$1,333.50
5/25/2006	\$1,512.36
6/23/2006	\$1,689.28
7/25/2006	\$1,636.13
8/25/2006	\$1,337.63
9/25/2006	\$1,312.34
10/25/2006	\$1,470.13
11/25/2006	\$1,219.97
12/25/2006	\$888.19
1/25/2007	\$1,098.84
1/31/2007	\$614.73
2/25/2007	\$2,030.65
3/25/2007	\$1,402.47
4/25/2007	\$1,529.91
5/25/2007	\$1,846.90
6/25/2007	\$1,747.90
7/25/2007	\$1,785.42
8/25/2007	\$1,644.40
9/25/2007	\$1,331.17
10/25/2007	\$972.42
11/25/2007	\$729.33
12/25/2007	\$911.81
1/25/2008	\$676.48
2/25/2008	\$1,149.93
3/25/2008	\$1,052.62
4/25/2008	\$835.20
5/25/2008	\$1,824.38
6/25/2008	\$2,201.44
7/25/2008	\$2,787.22
8/25/2008	\$2,810.45
9/25/2008	\$3,086.47
10/25/2008	\$2,103.68
11/25/2008	\$1,774.83
12/25/2008	\$1,721.01
1/25/2009	\$1,464.13
2/25/2009	\$1,588.60
3/25/2009	\$1,358.44
4/25/2009	\$840.15
5/25/2009	\$819.54
6/25/2009	\$631.30
7/25/2009	\$624.76
8/25/2009	\$584.82
9/25/2009	\$704.68
10/25/2009	\$518.52
11/19/2009	\$405.44
12/18/2009	\$598.72
1/18/2010	\$784.34
2/22/2010	\$798.15
3/22/2010	\$1,209.81
4/20/2010	\$736.85
5/19/2010	\$801.78

7/31/2005	\$1,177.93	\$126.12			\$0.00			\$126.12	\$73,326.58	\$73,269.84	-\$56.74
8/31/2005	\$1,454.32	\$144.85			\$0.00			\$144.85	\$74,925.75	\$74,869.01	-\$56.74
9/30/2005	\$1,548.67	\$159.06			\$0.00			\$159.06	\$76,633.48	\$76,576.74	-\$56.74
10/31/2005	\$1,633.41	\$167.49			\$0.00			\$167.49	\$78,434.38	\$78,377.64	-\$56.74
11/30/2005	\$1,732.74	\$175.88			\$0.00			\$175.88	\$80,343.00	\$80,286.26	-\$56.74
12/31/2005	\$1,777.20	\$190.17			\$0.00			\$190.17	\$82,310.37	\$82,253.63	-\$56.74
1/31/2006	\$1,232.37	\$215.98			\$0.00			\$215.98	\$83,758.72	\$83,701.98	-\$56.74
2/28/2006	\$1,517.94	\$221.54			\$0.00			\$221.54	\$85,498.20	\$85,441.46	-\$56.74
3/31/2006	\$1,250.30	\$229.90			\$0.00			\$229.90	\$86,978.40	\$86,921.66	-\$56.74
4/30/2006	\$1,333.50	\$273.67			\$0.00			\$273.67	\$88,585.57	\$88,528.83	-\$56.74
5/31/2006	\$1,512.36	\$268.49			\$0.00			\$268.49	\$90,366.42	\$90,309.68	-\$56.74
6/30/2006	\$1,689.28	\$286.10			\$0.00			\$286.10	\$92,341.80	\$92,285.06	-\$56.74
7/31/2006	\$1,636.13	\$291.14			\$0.00			\$291.14	\$94,269.07	\$94,212.33	-\$56.74
8/31/2006	\$0.00	\$317.12			\$0.00			\$317.12	\$94,586.19	\$95,867.08	\$1,280.89
9/30/2006		\$285.56						\$285.56		\$97,464.98	\$97,464.98
10/31/2006	\$1,470.13	\$368.27			\$0.00			\$368.27	\$99,416.05	\$99,303.38	-\$112.67
11/30/2006	\$1,219.97	\$383.45		(\$6.73)	\$0.00			\$376.72	\$101,012.74	\$100,900.07	-\$112.67
										\$101,788.26	\$101,788.26
1/31/2007	\$1,098.84	\$373.71			\$0.00			\$373.71	\$103,712.07	\$103,260.81	-\$451.26
2/28/2007	\$0.00	\$363.32			\$0.00			\$363.32	\$104,075.39	\$104,238.86	\$163.47
3/31/2007	\$2,645.38	\$342.02			\$0.00			\$342.02	\$107,062.79	\$106,611.53	-\$451.26
										\$108,014.00	\$108,014.00
4/30/2007	\$2,932.38	\$398.92			\$0.00			\$398.92	\$110,394.09	\$109,942.83	-\$451.26
5/31/2007	\$1,846.90	\$376.29			\$0.00			\$376.29	\$112,617.28	\$112,166.02	-\$451.26
6/30/2007	\$0.00	\$398.74			\$0.00			\$398.74	\$113,016.02	\$114,312.66	\$1,296.64
7/31/2007	\$3,533.32	\$787.32			\$0.00			\$787.32	\$116,943.00	\$116,885.40	-\$57.60
8/31/2007	\$1,644.40	\$396.57			\$0.00			\$396.57	\$118,983.97	\$118,926.37	-\$57.60
9/30/2007	\$1,331.17	\$637.00			\$0.00			\$637.00	\$120,952.14	\$120,894.54	-\$57.60
10/31/2007	\$0.00	\$405.30			\$0.00			\$405.30	\$121,357.44	\$122,272.26	\$914.82
11/30/2007	\$1,701.75	\$422.20			\$0.00			\$422.20	\$123,481.39	\$123,423.79	-\$57.60
12/31/2007	\$911.81	\$392.50			\$0.00			\$392.50	\$124,785.70	\$124,728.10	-\$57.60
1/31/2008	\$676.48	\$315.42			\$0.00			\$315.42	\$125,777.60	\$125,720.00	-\$57.60
2/29/2008	\$1,149.93	\$269.68			\$0.00			\$269.68	\$127,197.21	\$127,139.61	-\$57.60
3/31/2008	\$1,052.62	\$238.21			\$0.00			\$238.21	\$128,488.04	\$128,430.44	-\$57.60
4/30/2008	\$835.20	\$179.85			\$0.00			\$179.85	\$129,503.09	\$129,445.49	-\$57.60
5/31/2008	\$1,824.38	\$149.02			\$0.00			\$149.02	\$131,476.49	\$131,418.89	-\$57.60
6/30/2008	\$2,201.44	\$150.40			\$0.00			\$150.40	\$133,828.33	\$133,770.73	-\$57.60
7/31/2008	\$2,787.22	\$147.47			\$0.00			\$147.47	\$136,763.02	\$136,705.42	-\$57.60
8/31/2008	\$2,810.45	\$191.50			\$0.00			\$191.50	\$139,764.97	\$139,707.37	-\$57.60
9/30/2008	\$3,086.47	\$174.13			\$0.00			\$174.13	\$143,025.57	\$142,967.97	-\$57.60
10/31/2008	\$2,103.68	\$142.82			\$0.00			\$142.82	\$145,272.07	\$145,214.47	-\$57.60
11/30/2008	\$1,774.83	\$191.21			\$0.00			\$191.21	\$147,238.11	\$147,180.51	-\$57.60
12/31/2008	\$1,721.01	\$78.27			\$0.00			\$78.27	\$149,037.39	\$148,979.79	-\$57.60
1/1/2009	\$0.00	\$7.26			\$0.00			\$7.26	\$149,044.65	\$150,451.18	\$1,406.53
2/28/2009	\$3,052.73	(\$13.55)			\$0.00			-\$13.55	\$152,083.83	\$152,026.23	-\$57.60
3/31/2009	\$1,358.44	\$37.39			\$0.00			\$37.39	\$153,479.66	\$153,422.06	-\$57.60
4/30/2009	\$840.15	(\$24.13)			\$0.00			-\$24.13	\$154,295.68	\$154,238.08	-\$57.60
5/31/2009	\$819.54	(\$24.48)			\$0.00			-\$24.48	\$155,090.74	\$155,033.14	-\$57.60
6/30/2009	\$631.30	(\$25.37)			\$0.00			-\$25.37	\$155,696.67	\$155,639.07	-\$57.60
7/31/2009	\$624.76	(\$25.85)			\$0.00			-\$25.85	\$156,295.58	\$156,237.98	-\$57.60
8/31/2009	\$584.82	(\$15.01)			\$0.00			-\$15.01	\$156,865.39	\$156,807.79	-\$57.60
9/30/2009	\$704.68	(\$10.63)			\$0.00			-\$10.63	\$157,559.44	\$157,501.84	-\$57.60
10/31/2009	\$518.52	(\$12.48)			\$0.00			-\$12.48	\$158,065.48	\$158,007.88	-\$57.60
11/30/2009	\$405.44	(\$11.71)			\$0.00			-\$11.71	\$158,459.21	\$158,401.61	-\$57.60
12/31/2009	\$598.72	(\$44.18)			\$0.00			-\$44.18	\$159,013.75	\$158,956.15	-\$57.60
1/18/2010	\$784.34	\$29.58		\$0.00	\$0.00			\$29.58	\$159,780.04	\$159,770.07	-\$9.97
2/1/2010	\$798.15	\$30.71		(\$12.86)	\$0.00			\$17.85	\$160,596.04	\$160,586.07	-\$9.97
3/1/2010	\$1,209.81	\$34.14		(\$13.38)	\$0.00		\$0.00	\$20.76	\$161,826.61	\$161,816.64	-\$9.97
4/1/2010	\$736.85	\$35.51		(\$13.49)	\$0.00			\$22.02	\$162,585.48	\$162,575.51	-\$9.97
5/1/2010	\$801.78	\$32.34		(\$13.55)	\$0.00			\$18.79	\$163,406.05	\$163,396.08	-\$9.97

6/23/2015		\$95.09
7/20/2015		\$309.30
8/24/2015		\$368.56
9/22/2015		\$396.44
10/22/2015		\$387.28
11/24/2015		\$318.00
12/21/2015		\$291.97
1/21/2016		\$195.48
2/22/2016		\$247.72
3/22/2016		\$313.95
4/20/2016		\$243.92
5/23/2016		\$138.25
6/22/2016		\$109.26
7/21/2016		\$171.15

5/31/2015			\$18.59	\$7.44	(\$12.83)						\$13.20	\$154,224.51	\$154,204.10	-\$20.41
6/30/2015	\$95.09		\$18.12	\$7.26	(\$12.85)						\$12.53	\$154,332.13	\$154,311.72	-\$20.41
7/31/2015	\$309.30		\$19.34	\$6.60	(\$12.86)						\$13.08	\$154,654.51	\$154,634.10	-\$20.41
8/31/2015	\$368.56		\$20.46	\$2.85	(\$12.89)	\$0.00	\$0.00	\$0.00			\$10.42	\$155,033.49	\$155,013.08	-\$20.41
9/30/2015	\$396.44		\$20.89	\$11.38	(\$12.92)	\$0.00	\$0.00	\$0.00			\$19.35	\$155,449.28	\$155,428.87	-\$20.41
10/31/2015	\$387.28		\$23.69	\$0.33	(\$12.95)	\$0.00	\$0.00	\$0.00			\$11.07	\$155,847.63	\$155,827.22	-\$20.41
11/30/2015	\$318.00		\$24.46	\$0.34	(\$12.99)	\$0.00	\$0.00	\$0.00			\$11.81	\$156,177.44	\$156,157.03	-\$20.41
12/31/2015	\$291.97		\$25.28	\$11.79	(\$13.01)	\$0.00	\$0.00	\$0.00			\$24.06	\$156,493.47	\$156,473.06	-\$20.41
1/31/2016	\$195.48		\$2.42	\$0.00	(\$13.04)	\$0.00	\$0.00	\$0.00			-\$10.62	\$156,678.33	\$156,657.92	-\$20.41
2/28/2016	\$247.72		\$26.12	\$0.00	(\$13.06)	\$0.00	\$0.00	\$0.00			\$13.06	\$156,939.11	\$156,918.70	-\$20.41
3/31/2016	\$313.95		\$27.57	\$0.00	(\$13.08)	\$0.00	\$0.00	\$8.71			\$23.20	\$157,276.26	\$157,255.85	-\$20.41
4/30/2016	\$243.92		\$26.63	\$0.00	(\$13.11)	\$0.00	\$0.00	\$0.00			\$13.52	\$157,533.70	\$157,513.29	-\$20.41
5/31/2016	\$138.25		\$27.88	\$0.00	(\$13.13)	\$0.00	\$0.00	\$0.00			\$14.75	\$157,686.70	\$157,666.29	-\$20.41
6/30/2016	\$109.26		\$23.97	\$15.32	(\$13.14)	\$0.00	\$0.00	\$0.00			\$26.15	\$157,822.11	\$157,801.70	-\$20.41
7/31/2016	\$171.15		\$24.66	\$4.72	(\$13.15)	\$0.00	\$0.00	\$0.00			\$16.23	\$158,009.49	\$157,989.08	-\$20.41
											Total	\$13,799.30		

Total Deposited	\$203,528.40
01 Disbursement	-\$59,338.62
Interest and Fees	\$13,799.30
Total	\$157,989.08
July 2016 First Bank and Trust balance	
	\$158,009.49
Difference	-\$20.41

SUPPLEMENTAL AFFIDAVIT OF MAILING—COAL OWNER

**COMMONWEALTH OF VIRGINIA
COUNTY OF RUSSELL**

**Applicant: CNX Gas Company LLC
Relief Sought: Disbursement/Dismissal for Unit AW112
VGOB: 01-0116-0856-02**

I, Anita D. Duty, being first duly sworn on oath, depose and say:

1. I am the Pooling Supervisor for CNX Land LLC, and I am authorized to submit this Affidavit on behalf of the Applicant CNX Gas Company LLC.
2. I affirm that the coal owner(s) in this Unit was properly noticed under Va. Code Ann. 45.1-361-22:2 on **March 9, 2016**. See annexed Certificate of Notice and coal owner notice form letter example.
3. **Buckhorn Coal Company** should be dismissed as Respondent/coal claimant for failure to timely provide evidence of a relevant proceeding or agreement.



Anita D. Duty
Pooling Supervisor
for CNX Land LLC

**STATE OF VIRGINIA
COUNTY OF TAZEWELL, TO-WIT:**

TAKEN, SUBSCRIBED AND SWORN to before me this 15 day of Sept., 2016.



Janet Ruth White
Notary Public

My commission expires: 3/31/20

JANET RUTH WHITE
NOTARY PUBLIC
Commonwealth of Virginia
Reg# 7667821
My Commission Expires 3/31/20

CERTIFICATION OF NOTICE
CNX Gas Company LLC

Unit AW112
VGOB 01-0116-0856-01
Coal Owner Notice

Last Name	First Name	MAILED	RECEIPT #	RECEIVED
Buckhorn Coal Company(Coal Owner - Title Conflict)		3/9/2016	7015152000012434	5978 3/16/2016

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Buckhorn Coal Company
 P.O. Box 189
 Tazewell, VA 24651



9500 9403 0023 5223 3868 97

2. Article Number (Marked item service only)

7015 1520 0001 2434 5978

COMPLETE THIS SECTION ON DELIVERY

A. Signature

Lou [Signature] **Signature** **Address**

B. Received by (Printed Name)

Date of Delivery

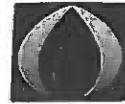
D. Is delivery address different from form 11? YES NO

If YES, enter delivery address group: AW12, AW13, AW14, AW15, AW16, AX103, AX11, AX12, AY110, AY111 - Disc

3. Service Type

- Adult Signature
- Adult Signature Restricted Delivery
- Certified Mail
- Certified Mail Restricted Delivery
- Collect on Delivery
- Collect on Delivery Restricted Delivery
- Insured Mail
- Insured Mail Restricted Delivery
- Priority Mail Express®
- Registered Mail™
- Registered Mail Restricted Delivery
- Return Receipt for Merchandise
- Signature Confirmation™
- Signature Confirmation Restricted Delivery

Domestic Return Receipt



CNX GAS

CNX Gas Company LLC

PO Box 570

Pounding Mill, VA 24637

Phone: (724) 485-3600

Date _____

«FNAME» «LNAME»
«Attention_Line»
«Street_Address»
«City» «State» «Zip»
COAL OWNERS

RE: Unit _____
Miscellaneous Petition for Disbursement from Escrow

Dear Property Owner,

House Bill 2058 was signed by the Governor and became law effective July 1, 2015. This new law requires the Virginia Gas and Oil Board to disburse monies placed in escrow because of conflicting claims (between coal owners and oil and gas owners) to coalbed methane gas royalties to the oil and gas owners of the tracts in this Unit.

In general, under this new law escrowed funds are to be paid to oil and gas owners unless the coal owner(s) provides the operator CNX and the Division of Gas and Oil "with evidence of a proceeding" [as in a court case] "or an agreement." The new law gives coal owners/coal claimants 45 days from the date you get this letter to provide that evidence.

Enclosed herewith please find a copy of the 45 day Notice of Filing. Please read the Notice carefully to be sure you understand that you have 45 days to provide evidence to the operator CNX Gas Company LLC at the address above *and* the Division of Gas and Oil at PO Draw 159, Lebanon, VA 24266

In order to help us keep our records current and to make sure you receive all correspondence and notices promptly, please notify us of any address change at the address above.

Sincerely,

Anita Duty
Pooling Supervisor

Enclosure(s)

T. SHEA COOK, P. C.

ATTORNEY AT LAW
2411 Second Street
Post Office Box 507
Richlands, Virginia 24641
Phone (276)963-4332~Facsimile (276) 963-6271
tsheacook@yahoo.com

June 6, 2016

David Altizer
209 E. Main Str.
Tazewell, Va. 24651

RE: H.C. Bostic Coal Company, Inc. v. Unknown Heirs of Joseph L. Strouth
Russell County Case No.: 16-324

H.C. Bostic Coal Company, Inc. v. Unknown Heirs of B.W. Stras, et al.
Russell County Case No.: 16-316

Dear David:

Please find enclosed the final orders entered by Judge Moore in the above matters. These orders establish that H.C. Bostic Coal Company, Inc., is the owner of the gas estate within the relevant tracts. As you know, H.C. Bostic Coal has previously entered into a lease with CNX and is entitled to collect the accrued royalties being held by the VGOB, or CNX. The land which was the subject of these cases is identified as follows:

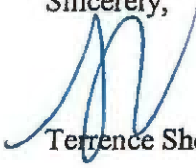
Tract 1 of Unit AW-112 (VGOB Docket No. 01-0116-0856)
Tract 1 of Unit AW-113 (VGOB Docket No. 01-0116-0857)
Tract 2 of Unit AV-112 (VGOB Docket No. 01-0116-0853)
Tract 3 of Unit AV-113 (VGOB Docket No. 01-0116-0854)
Tract 4 of Unit AY-115 (VGOB Docket No. 01-0821-0917)
Tract 4 of Unit AZ-114 (VGOB Docket No. 03-0819-1167)
Tract 4 of Unit AZ-115 (VGOB Docket No. 02-0521-1028)

I have also enclosed the required affidavit signed by Wayne Bostic, President of H.C. Bostic Coal Company, Inc. CNX should already have the corporate W-9 as they are already making distribution from other units.

David Altizer
June 6, 2016
Page 2

Please forward this material on to Anita Duty so that she may begin the process of distribution of these funds.

Sincerely,

A handwritten signature in blue ink, appearing to be 'TSC', written over the printed name.

Terrence Shea Cook

TSC/sls

cc: Wayne Bostic (w/o encl.)

VIRGINIA: IN THE CIRCUIT COURT OF RUSSELL COUNTY

H.C. BOSTIC COAL COMPANY, INC.,

Plaintiff,

v.

Case No.: CL 16-316

THE UNKNOWN HEIRS, SUCCESSORS OR ASSIGNS OF B.W. STRAS,

THE UNKNOWN HEIRS, SUCCESSORS OR ASSIGNS OF AUGUST WHITE,

THE UNKNOWN HEIRS, SUCCESSORS OR ASSIGNS OF JOSPEH STRAS,

THE UNKNOWN HEIRS, SUCCESSORS OR ASSIGNS OF JAMES FLETCHER,

Defendants.

FINAL ORDER

Came on this 4th day of May, 2016, the Plaintiff, by counsel, upon a Motion for Judgment, pursuant to Virginia Code Section 8.01-184, upon the appointment and appearance of Katie Crabtree, Esquire, as Guardian ad Litem for the unknown heirs, assigns, and successors of B.W. Stras, August White, Joseph Stras, and James Fletcher; upon the entry of a Certificate of Compliance by the Lebanon News with an Order of Publication previously entered herein, the same was argued.

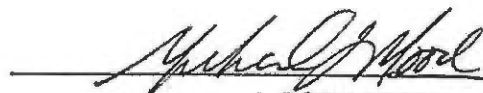
It appearing from the evidence and argument that Plaintiff, H.C. Bostic Coal Company, Inc., is the owner of real property in Russell County by instrument dated October 25, 1974, and of record in the Russell County Circuit Court Clerk's Office in Deed Book 250, Page 660; that Plaintiff owns the property referenced in fee, with the exception of coal

previously conveyed to Buckhorn Coal Company by deed of conveyance dated July 16, 1890, and of record in the Russell County Circuit Clerk's Office at Deed Book 463, Page 843; that a portion of Plaintiff's boundary described above was pooled as Tract 2 of Unit AV-112 (VGOB Docket No. 01-0116-0853), Tract 3 of Unit AV-113 (VGOB Docket No. 01-0116-0854), and Tract 1 of Unit AW-112 (VGOB Docket No. 01-0116-0856), Tract 1 of Unit AW-113 (VGOB Docket No. 01-0116-0857); that no reservation of the gas estate is contained within the chain of title culminating in Plaintiff's vesting deed dated October 25, 1974, and of record in the Russell County Circuit Court Clerk's Office in Deed Book 250, Page 660.

Upon consideration thereof, it is ADJUDGED, ORDERED, and DECREED that Plaintiff, H.C. Bostic Coal Company, Inc., being the owner of the subject property in fee, with the exception of the coal having been previously conveyed as setout above, is the owner of the gas estate relative to said tract, including, but not limited to, those portions of said parcel identified as Tract 2 of Unit AV-112 (VGOB Docket No. 01-0116-0853), Tract 3 of Unit AV-113 (VGOB Docket No. 01-0116-0854), and Tract 1 of Unit AW-112 (VGOB Docket No. 01-0116-0856), Tract 1 of Unit AW-113 (VGOB Docket No. 01-0116-0857).

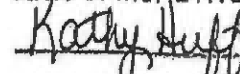
There appearing nothing further to be done in this matter, the Guardian ad Litem shall be awarded a fee of 300.⁰⁰, and the Clerk is directed to strike this matter from the active docket of the Court, forwarding a certified copy of this order to counsel of record.

Given under my hand this 4th day of May, 2016.



A COPY TESTE

ANN S. McREYNOLDS, CLERK

 D. CLERK

Name of Conflicting Claimant:

Unit: (Tract): AV-112 (Tract 2); AV-113 (Tract 3); AW-112 (Tract 1); AW-113 (Tract 1)
AY-115 (Tract 4); AZ-114 (Tract 4); AZ-115 (TRACT 4)

AFFIDAVIT PURSUANT TO VA. CODE § 45.1-361.22

1. My name is Wayne Bostic, President of NC Bostic Coal Company, Inc
2. I am over the age of eighteen and able to make the statements in this affidavit.
3. I am attaching a W-9 to this affidavit with my correct social security number and current address.
4. As of the date set forth below, I am a lawful owner of the coalbed methane interests in the above referenced unit and tracts, and described or referenced in the attached Order or Agreement and affirm the Order or Agreement and the contents therein.
5. I swear and/or affirm that the information set forth above and in the attached W-9 is true and accurate.
6. Terrence Shea Cook is my authorized attorney in fact to receive for distribution on my behalf all funds held in escrow by the VGOB.

Dated this 3rd day of this month June
and year 2016

Wayne Bostic Pres

Name:
Address:

PO Box 220
Swords CREEK VA
24649

COMMONWEALTH OF VIRGINIA)

CITY/COUNTY OF Tazewell) to-wit:
)

On this 3rd day of June 2016 appeared before me Wayne Bostic, who being first duly sworn, stated that the foregoing is true and correct to the best of his knowledge, information and belief.

Carolyn Horton

Notary Public

My Commission Expires: 6-30-16

