

**BEFORE THE VIRGINIA GAS AND OIL BOARD**

**PETITIONER:** CNX Gas Company LLC

**DIVISION OF GAS AND OIL**

**DOCKET NO:** VGOB 03-0218-1116-02

**RELIEF SOUGHT: (1) DISBURSEMENT FROM ESCROW REGARDING TRACT(S) 1 , A portion of 3D (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:** January 17, 2017

**DRILLING UNIT:** BC121

**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 Tracts 1 & 3D, as depicted upon the annexed table; and (2) authorization to begin paying royalties directly to Swords Creek Land Partnership, Daniel Lee Keen, Virginia Resources, LLC, Raymond P. Slate, Daniel & Rebecca Tucker, Loretta Jones, Vivian Dawson; (3) Dismissal of Coal Owner: Swords Creek Land Partnership

**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. Swords Creek Land Partnership and Daniel Lee Keen, Virginia Resources, LLC, Daniel & Rebecca Tucker, Raymond P. Slate have entered into royalty split agreement(s). Said royalty split agreement(s) allow the Applicant and Designated Operator to pay royalties directly to the persons identified in Exhibit EE.
- b. Loretta Jones & Vivian Dawson are the gas claimants in Tract 3D 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 Swords Creek Land Partnership, Daniel Lee Keen, Virginia Resources, LLC, Raymond P. Slate, Daniel & Rebecca Tucker, Loretta Jones, Vivian Dawson 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 CNX LAND RESOURCES, Inc. AND WERE NOT SURVEYED.

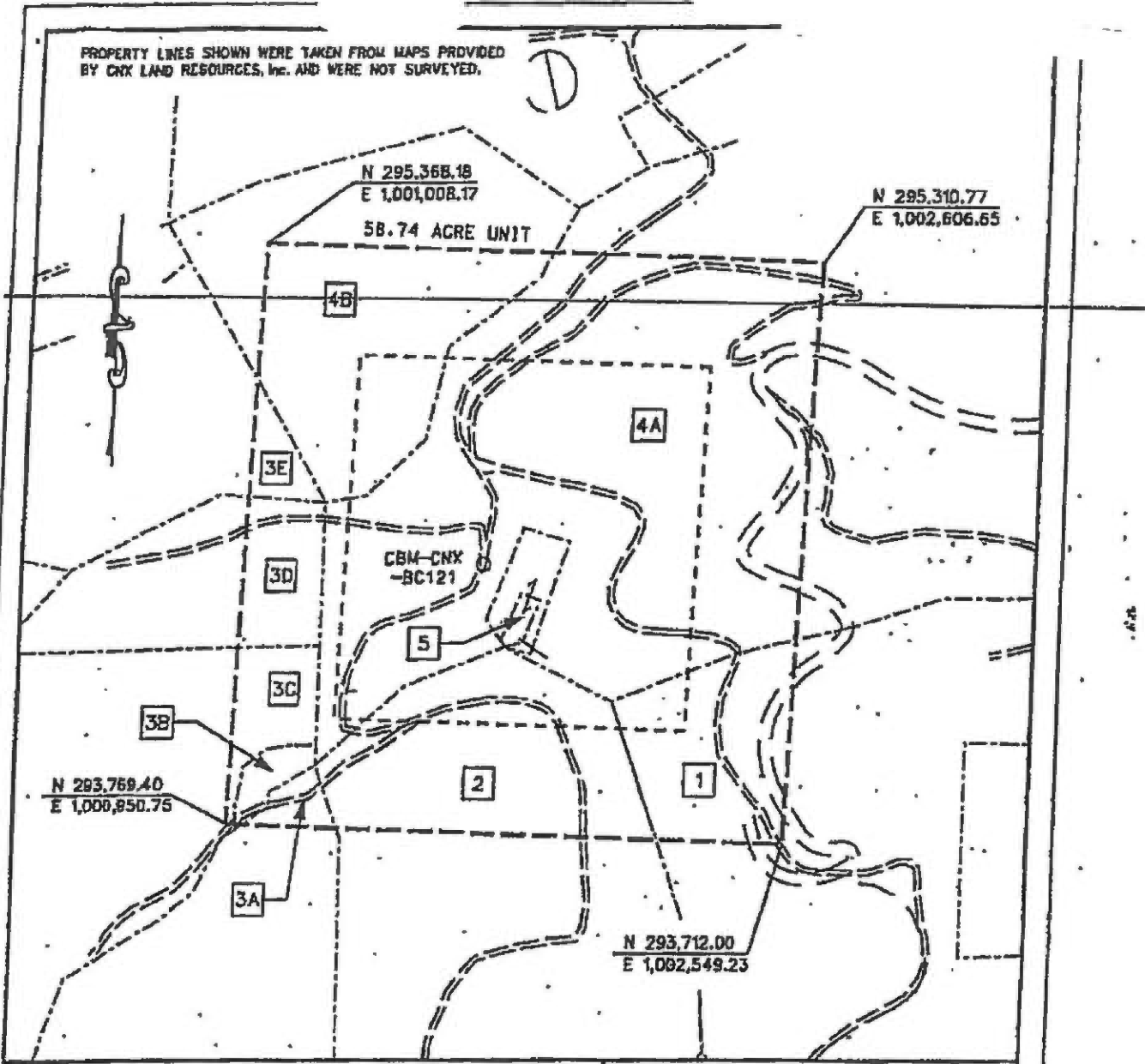


EXHIBIT A  
MIDDLE RIDGE 1 FIELD  
UNIT BC-121  
FORCE POOLING  
VGOB-03-0218-1116

Company CONSOL Energy Inc. Well Name and Number UNIT BC-121  
Tract No. \_\_\_\_\_ Elevation \_\_\_\_\_ Quadrangle CLAUDE D. MOYER  
County Russell District New Garden Scale: 1" = 400' Date 1/14/23  
This plat is a new plat X ; an updated plat \_\_\_\_\_ ; or a final plat \_\_\_\_\_

Form DGD-GD-7 Rev. 9/91  
Claude D. Moyer  
Licensed Professional Engineer or Licensed Land Surveyor  
(Stamp: CLAUDE D. MOYER, PROFESSIONAL ENGINEER, CIVIL ENGINEER, No. 123)

**CONSOL Energy, Inc.**  
**Unit BC-121**  
**Tract Identifications**  
**(58.74 Acre Unit)**

1. ~~Swords Creek Land Partnership Tr. 27 - Coal~~  
Reserve Coal Properties Company - Coal Below Tiller Seam Leased  
Knox Creek Coal Corporation - Tiller and Above Coal Leased  
Reserve Coal Properties Company - CBM Leased  
Ruth Byrd, et al. - Surface and All Minerals except Coal  
CNX Gas Company, LLC - Oil, Gas & CBM Leased  
4.97 acres    8.4610 %
  
2. Swords Creek Land Partnership Tr. 26 - Fee  
Reserve Coal Properties Company - Coal Below Tiller Seam Leased  
Knox Creek Coal Corporation - Tiller and Above Coal Leased  
Reserve Coal Properties Company - CBM Leased  
8.21 acres    13.9768 %
  
- 3A. Swords Creek Land Partnership Tr. 13 - Fee  
Reserve Coal Properties Company - Coal Below Tiller Seam Leased  
Knox Creek Coal Corporation - Tiller and Above Coal Leased  
Reserve Coal Properties Company - Oil, Gas & CBM Leased  
0.64 acres    1.0896 %
  
- 3B. Swords Creek Land Partnership Tr. 13 - Coal  
Reserve Coal Properties Company - Coal Below Tiller Seam Leased  
Knox Creek Coal Corporation - Tiller and Above Coal Leased  
Reserve Coal Properties Company - CBM Leased  
George T. Staudohar - Surface and All Minerals except Coal  
0.58 acres    1.0044 %
  
- 3C. Swords Creek Land Partnership Tr. 13 - Coal  
Reserve Coal Properties Company - Coal Below Tiller Seam Leased  
Knox Creek Coal Corporation - Tiller and Above Coal Leased  
Reserve Coal Properties Company - CBM Leased  
Julius Steele, et ux. - Surface and All Minerals except Coal  
CNX Gas Company, LLC - Oil, Gas & CBM Leased  
1.77 acres    3.0133 %
  
- 3D. Swords Creek Land Partnership Tr. 13 - Coal  
Reserve Coal Properties Company - Coal Below Tiller Seam Leased  
Knox Creek Coal Corporation - Tiller and Above Coal Leased  
Reserve Coal Properties Company - CBM Leased  
Melba S. Stephens, et al. - Surface and All Minerals except Coal  
CNX Gas Company, LLC - Oil, Gas & CBM Leased  
2.20 acres    3.7453 %

**CONSOL Energy, Inc.**  
**Unit BC-121**  
**Tract identifications**  
**(58.74 Acre Unit)**

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- 3E. Swords Creek Land Partnership Tr. 13 - Coal  
Reserve Coal Properties Company - Coal Below Tiller Seam Leased  
Knox Creek Coal Corporation - Tiller and Above Coal Leased  
Reserve Coal Properties Company - CBM Leased  
E. P. Whitel Heirs, Devisees, Successors or Assigns or Wayne Bostic -  
Surface and All Minerals except Coal  
CNX Gas Company, LLC (E. P. Whitel Interest) - Oil, Gas & CBM Leased (98.99%)  
CNX Gas Company, LLC (Wayne Bostic Interest) - Oil, Gas & CBM Leased  
0.85 acres 1.4471 %
4. Swords Creek Land Partnership Tr. 25 - Coal, Oil & Gas  
Reserve Coal Properties Company - Coal Below Tiller Seam Leased  
Knox Creek Coal Corporation - Tiller and Above Coal Leased  
Reserve Coal Properties Company - CBM Leased  
Reserve Coal Properties Company - Oil, Gas & CBM Leased  
38.51 acres 65.5601 %
- 4A. Ralph Steele, et ux. - Surface  
4B. E. P. Whitel Heirs, Devisees, Successors or Assigns or Wayne Bostic - Surface
5. Ralph Steele, et ux. - Fee (Cemetery)  
CNX Gas Company, LLC - Oil, Gas & CBM Leased  
1.00 acres 1.7024 %



VGOB Disbursement  
Unit BC121

VGOB-03-0218-1116-02

Table 2 (pay percentage on balance after deducting the above balance)  
1, A portion of 3D

			Fractional Ownership	Net Acreage Ownership	Royalty Split	Escrowed Acres	Percent of Escrowed Funds	Adjustment Amount	Disbursement
Item	Tract	Disbursement Table			Agreement	Disbursed	Disbursed		
		Total acreage in escrow before disbursement				5.32650			
	1	Tract 1 (total acreage)		4.9700					
1	1	Daniel Ray & Rebecca Tucker\1029 Pine Creek Rd Swords Creek VA 24649	1/5	0.9940	50.00%	0.4970	9.3307%		\$1,877.49
2	1	Virginia Resources LLC\PO Box 1320 Honaker VA 24260	1/5	0.9940	50.00%	0.4970	9.3307%	795.65	\$1,081.84
	1	Tract 1 (total acreage)		4.9700					
1	1	Raymond P Slate\1829 Lynn Springs Rd Swords Creek VA 24649	1/20	0.2485	50.00%	0.1243	2.3327%		\$469.37
	1	Tract 1 (total acreage)		4.9700					
1	1	Swords Creek Land Partnership\PO Box 29 Tazewell VA 24651		2.2365	50.00%	1.1183	20.9941%	795.65	\$3,428.70
	3D	Tract 3D (total acreage)		2.2000					
1	3D	Loretta Jones\8546 Swords Creek Rd Swords Creek Va 24649	1/4	0.5500	100.00%	0.5500	10.3257%		\$2,077.70
2	3D	Vivian Dawson\3168 Chestnut Rd Seven Hills, OH 44131	1/4	0.5500	100.00%	0.5500	10.3257%		\$2,077.70

**Adjustment Comments: Minus payment for prior owner**

**Wells contributing to the escrow account: CBM CNX BC121 W/PL**

**Exhibit E**  
**Unit BC-121**  
**Docket #VGOB 03-0218-1116-02**  
**List of Respondents require escrow**  
**(58.74 Acre Unit)**

	Acres in Unit	Interest in Unit
<b><u>Tract #3B, 0.59 acres</u></b>		
<b><u>COAL OWNERSHIP</u></b>		
(1) Swords Creek Land Partnership, Tr.13 P.O. Box 29 Tazewell, VA 24651	0.59 acres	1.0044%
<b><u>OIL &amp; GAS OWNERSHIP</u></b>		
<i>W9/Affidavit not received</i>		
(1) George T. Staudahar E1-Chanarel 3910 Medoza, Argentina 5600	0.59 acres	1.0044%
	<b>Acres Percent</b>	<b>0.59 1.0044%</b>
<b><u>Tract #3D, 2.20 acres</u></b>		
<b><u>COAL OWNERSHIP</u></b>		
(1) Swords Creek Land Partnership, Tr.13 P.O. Box 29 Tazewell, VA 24651	2.20 acres	3.7453%
<b><u>OIL &amp; GAS OWNERSHIP</u></b>		
(1) Melba Stephens, et al.	2.20 acres	3.7453%
(a) Melba S. Stephens Heirs, Devisees, Successors or Assigns		
<i>W9/Affidavit not received</i>		
(a.1) Kenneth Joe Stephens 1038 Lumber Rd Grundy, VA 24614	0.275 acres 1/8 of 2.20 acres	0.4682%
<i>W9/Affidavit not received</i>		
(a.2) Denese Atkinson 135 Smith HL Pikeville, KY 41501	0.275 acres 1/8 of 2.20 acres	0.4682%
	<b>Acres Percent</b>	<b>0.5500 0.9363%</b>
<b><u>Tract #3E, 0.85 acres</u></b>		
<i>Escrow due to Title Conflict</i>		
<b><u>COAL OWNERSHIP</u></b>		
(1) Swords Creek Land Partnership, Tr.13 P.O. Box 29 Tazewell, VA 24651	0.85 acres	1.4471%
<b><u>OIL &amp; GAS OWNERSHIP</u></b>		
(1) E. P. Whited Heirs, Devisees, Successors or Assigns	0.85 acres	1.4471%

**Exhibit E**  
**Unit BC-121**  
**Docket #VGOB 03-0218-1116-02**  
**List of Respondents require escrow**  
**(58.74 Acre Unit)**

	Acres in Unit	Interest in Unit
(a) Esta Madeline Whited Heirs, Devisess, Successors or Assigns		
(a.1) Sheila D. Whited 1563 Massillon Road Akron, OH 44312	0.084 acres 25/252 of 0.85 acres	0.1436%
(a.1) Linda Whited Burnett 14506 CR112 Centerville, TX 75833	0.084 acres 25/252 of 0.85 acres	0.1436%
(b) Easterly Elkins Heirs, Devisess, Successors or Assigns		
(b.1) Arch J. Elkins - Conveyed interest to Corine W. Dye (DB 420, PG 277)		
(b.2) Corine W. Dye 343 Swords Creek Rd. Honaker, VA 24260	0.162 acres 4/21 of 0.85 acres	0.2756%
(c) Leah McNulty Heirs, Devisess, Successors or Assigns		
(c.1) Brenda Joyce Strouth 175 Shaker Road Enfield, CT 06082	0.056 acres 25/378 of 0.85 acres	0.0957%
(c.2) Jana Carolyn McCann 979 Warrenville Road Mansfield, CT 06250	0.056 acres 25/378 of 0.85 acres	0.0957%
(c.3) Stevie Frederick McNulty Rt. 2 Box 229 Honaker, VA 24260	0.056 acres 25/378 of 0.85 acres	0.0957%
(d) Mary Steele Heirs, Devisess, Successors or Assigns		
(d.1) Melba S. Stephens Box 49 Vansant, VA 24656	0.042 acres 25/504 of 0.85 acres	0.0718%
(d.2) Vivian Dawson 3168 Chestnut Rd. Seven Hills, OH 44134	0.042 acres 25/504 of 0.85 acres	0.0718%
(d.3) Loretta Jones 8546 Swords Creek Rd. Swords Creek, VA 24649	0.042 acres 25/504 of 0.85 acres	0.0718%
(e) Julius Steele Heirs, Devisess, Successors or Assigns		
(e.1) Lolita Lockhart 2459 Lynn Springs Road Swords Creek, VA 24649	0.014 acres 25/1512 of 0.85 acres	0.0239%
(e.2) Rita Powell 2671 Lynn Springs Road Swords Creek, VA 24649	0.014 acres 25/1512 of 0.85 acres	0.0239%
(e.3) Angela Roberts 361 Pond Street Pounding Mill, VA 24637	0.014 acres 25/1512 of 0.85 acres	0.0239%

**Exhibit E**  
**Unit BC-121**  
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**List of Respondents require escrow**  
**(58.74 Acre Unit)**

	Acres in Unit	Interest in Unit
(f) James C. Whited and Pearl H. Whited Heirs, Devisess, Successors or Assigns		
(f.1) Pearl H. Whited Heirs, Devisess, Successors or Assigns		
(f.1.1) Dorothy J. Keene 2774 Wardell Road Pounding Mill, VA 24637	0.019 acres 25/1134 of 0.85 acres	0.0319%
(f.2) Margaret Jean Whittaker Heirs, Devisess, Successors or Assigns		
(f.2.1) Linda Lowman PO Box 211 Tazewell, VA 24651	0.009 acres 25/2268 of 0.85 acres	0.0160%
(f.2.2) David Whittaker 1100 Flat Lick Road London, KY 40744	0.009 acres 25/2268 of 0.85 acres	0.0160%
(f.3) Shirley (Last name unknown) Heirs, Devisess, Successors or Assigns		
(f.3.1) Joetta Wahlen 402 Point Drive Pounding Mill, VA 24637	0.009 acres 25/2268 of 0.85 acres	0.0160%
(f.3.2) Charlene Altizer 901 Emanon Street North Myrtle Beach, SC 29591	0.009 acres 25/2268 of 0.85 acres	0.0160%
6/24/12 Bad address per returned mail		
(f.4) Betty Cole 1100 N. Ironwood Place Broken Arrow, OK 74012	0.014 acres 25/1512 of 0.85 acres	0.0239%
(f.5) Anita Ray 1903 Lynn Springs Road Swords Creek, VA 24649	0.014 acres 25/1512 of 0.85 acres	0.0239%
(f.6) James Whited 2830 Sprague Street Winston-Salem, NC 27107	0.014 acres 25/1512 of 0.85 acres	0.0239%
(f.7) Judy Miller 1254 Lynn Springs Road Swords Creek, VA 24649	0.014 acres 25/1512 of 0.85 acres	0.0239%
(f.8) L. Karen Webb 825 Big Creek Road Richlands, VA 24641	0.014 acres 25/1512 of 0.85 acres	0.0239%
(f.9) Donna S. Plaster 105 Shannon Heights Richlands, VA 24641	0.014 acres 25/1512 of 0.85 acres	0.0239%
(f.10) David A. Whited Box 215 Richlands, VA 24641	0.014 acres 25/1512 of 0.85 acres	0.0239%
(f.11) Randall G. Whited Heirs, Devisess, Successors or Assigns		

**Exhibit E**  
**Unit BC-121**  
**Docket #VGOB 03-0218-1116-02**  
**List of Respondents require escrow**  
**(58.74 Acre Unit)**

	Acres in Unit	Interest in Unit
(f.11.1) Lilly Keen Whited 513 E. 15th St. Lumberton, NC 28358	0.014 acres 25/1512 of 0.85 acres	0.0239%
(g) JB. Whited Heirs, Devisess, Successors or Assigns 2942 Silver Lake Villiage Stow, OH 44224	0.007 acres 1/126 of 0.85 acres	0.0115%
(h) Margaret Sigmon Heirs, Devisess, Successors or Assigns		
(h.1) Janis K. Ray 1097 River Drive Mansfield, OH 44906	0.001 acres 1/1008 of 0.85 acres	0.0014%
(h.2) Leslie G. Sigmon 121 Hazel Street, NE Hartville Hartville, OH 44632-8781	0.001 acres 1/1008 of 0.85 acres	0.0014%
(h.3) Larry G. Sigmon 1329 Pipers Pointe Lane B-103 Myrtle Beach, SC 29577	0.001 acres 1/1008 of 0.85 acres	0.0014%
(h.4) Rebecca L. Wilson 3757 Sweitzer St. NW Uniontown, OH 44685	0.001 acres 1/1008 of 0.85 acres	0.0014%
(h.5) Lora L. Messer 1227 Cairn Rd. Mansfield, OH 44903	0.001 acres 1/1008 of 0.85 acres	0.0014%
(h.6) Carol A. Musick-Dye 1750 Lynn Springs Road Swords Creek, VA 24649	0.001 acres 1/1008 of 0.85 acres	0.0014%
(h.7) Sharon L. Hubbard PO Box 164 Swords Creek, VA 24649	0.001 acres 1/1008 of 0.85 acres	0.0014%
(h.8) Ricky D. Sigmon 809 Fayette Street Princeton, WV 24740	0.001 acres 1/1008 of 0.85 acres	0.0014%
<b>(OR)</b>		
(1) Wayne Bostic P.O. Box 1 Swords Creek, VA 24649	0.85 acres	1.4471%
	<b>Acres Percent</b>	<b>0.85 1.4471%</b>
	<b>Total Acres in Escrow</b>	<b>1.9908</b>
	<b>Total Percentage in Escrow</b>	<b>3.3878%</b>

**Exhibit EE**  
**Unit BC-121**  
**Docket #VGOB 03-0218-1116-02**  
**List of Respondents with Royalty Split Agreements/Court Orders/HB2058**  
**(58.74 Acre Unit)**

	Acres in Unit	Percent of Unit	Percent of Escrow
<b><u>Tract #1, 4.97 acres</u></b>			
<b><u>COAL OWNERSHIP</u></b>			
(1) Swords Creek Land Partnership, Tr.27 P.O. Box 29 Tazewell, VA 24651	4.97 acres	8.4610%	20.9941% - 50% (Royalty Split)
<b><u>OIL &amp; GAS OWNERSHIP</u></b>			
(1) Ruth Byrd, et al. (62.30 acre tract)	4.97 acres	8.4610%	
(a) (Ada) Ruth Byrd	<i>Conveyed 12/26/03 DB 701/672</i>		
(a.1) Daniel Ray Tucker 1029 Pine Creek Rd Swords Creek, VA 24649	0.994 acres 1/5 of 4.97 acres	1.6922%	<i>n/a</i>
(b) Virginia Spiva	<i>Conveyed 12/28/11 DB 743/560</i>		
(b.1) Virginia Resources, LLC PO Box 1320 Honaker, VA 24260	0.994 acres 1/5 of 4.97 acres	1.6922%	<i>n/a</i>
(c) Alice Albert	<i>Conveyed 12/21/98 DB 485/728</i>		
(c.1) Daniel Ray & Rebecca Tucker 1029 Pine Creek Rd Swords Creek, VA 24649	0.994 acres 1/5 of 4.97 acres	1.6922%	9.3307% - 50% (Royalty Split)
(d) Daniel L. Keen	<i>Conveyed 12/28/11 DB 743/560</i>		
(d.1) Virginia Resources, LLC PO Box 1320 Honaker, VA 24260	0.994 acres 1/5 of 4.97 acres	1.6922%	9.3307% - 50% (Royalty Split)
(e) Victoria Slate Heirs, Devisees, Successors or Assigns			
(e.1) Raymond P. Slate 1829 Lynn Springs Rd. Swords Creek, VA 24649	0.249 acres 1/20 of 4.97 acres	0.4231%	2.3327% - 50% (Royalty Split)
(e.2) Jeffery W. Slate PO Box 33 Swords Creek, VA 24649-0033	0.249 acres 1/20 of 4.97 acres	0.4231%	<i>n/a</i>
(e.3) Jackie Dale Slate Keen Mountain Correctional Center PO Box 860/B-138 Oakwood, VA 24631	0.249 acres 1/20 of 4.97 acres	0.4231%	<i>n/a</i>
(e.4) Sheila Slate Lofton HC 69, Box 1828 White Sulphur Springs, WV 24984	0.249 acres 1/20 of 4.97 acres	0.4231%	<i>n/a</i>
	<b>Acres</b>	<b>4.970</b>	
	<b>Percent</b>	<b>8.4610%</b>	

Exhibit EE  
Unit BC-121  
Docket #VGOB 03-0218-1116-02  
List of Respondents with Royalty Split Agreements/Court Orders/HB2058  
(58.74 Acre Unit)

	Acres in Unit	Percent of Unit	Percent of Escrow
<b><u>Tract #3C, 1.77 acres</u></b>			
<b><u>COAL OWNERSHIP</u></b>			
(1) Swords Creek Land Partnership, Tr.13 P.O. Box 29 Tazewell, VA 24651	1.77 acres	3.0133%	<i>n/a</i>
<b><u>OIL &amp; GAS OWNERSHIP</u></b>			
(1) Julius Steele Heirs, Devisees, Successors, or Assigns	1.77 acres	3.0133%	
(a) Lolita Lockhart * 2459 Lynn Springs Road Swords Creek, VA 24649	0.59 acres 1/3 of 2.20 acres	1.0044%	<i>n/a</i>
(b) Rita Powell * 2671 Lynn Springs Road Swords Creek, VA 24649	0.59 acres 1/3 of 2.20 acres	1.0044%	<i>n/a</i>
(c) Angela Roberts * 361 Pond Street Pounding Mill, VA 24637	0.59 acres 1/3 of 2.20 acres	1.0044%	<i>n/a</i>
* 1/2 of all royalties was reserved by Virginia Steele attributable to this tract Virginia Steele 1251 Lynn Springs Road Swords Creek, VA 24649			<i>n/a</i>
	<b>Acres</b> <b>Percent</b>	<b>1.770</b> <b>3.0133%</b>	

**Tract #3D, 2.20 acres**

**COAL OWNERSHIP**

(1) Swords Creek Land Partnership, Tr.13 P.O. Box 29 Tazewell, VA 24651	2.20 acres	3.7453%	<i>n/a</i>
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**OIL & GAS OWNERSHIP**

(1) Melba Stephens, et al.	2.20 acres	3.7453%	
(a) Julius Steele Heirs, Devisees, Successors or Assigns			
(a.1) Lolita Lockhart 2459 Lynn Springs Road Swords Creek, VA 24649	0.183 acres 1/12 of 2.20 acres	0.3121%	<i>n/a</i>
(a.2) Rita Powell 2671 Lynn Springs Road Swords Creek, VA 24649	0.183 acres 1/12 of 2.20 acres	0.3121%	<i>n/a</i>
(a.3) Angela Roberts 361 Pond Street Pounding Mill, VA 24637	0.183 acres 1/12 of 2.20 acres	0.3121%	<i>n/a</i>

**Exhibit EE**  
**Unit BC-121**  
**Docket #VGOB 03-0218-1116-02**  
**List of Respondents with Royalty Split Agreements/Court Orders/HB2058**  
**(58.74 Acre Unit)**

	Acres in Unit	Percent of Unit	Percent of Escrow
(b) Loretta Jones 8546 Swords Creek Rd. Swords Creek, VA 24649	0.550 acres 1/4 of 2.20 acres	0.9363%	10.3257% HB2058
(d) Vivian Dawson 3168 Chestnut Rd. Seven Hills, OH 44134	0.550 acres 1/4 of 2.20 acres	0.9363%	10.3257% HB2058
	<b>Acres</b>	<b>1.650</b>	
	<b>Percent</b>	<b>2.8090%</b>	
	<b><u>TOTAL CONFLICTS RESOLVED</u></b>		
	<b>Acres</b>	<b>8.3900</b>	
	<b>Percent</b>	<b>14.2833%</b>	

**Exhibit J**  
**Unit BC121 Escrow Account Reconciliation**  
**VGOB 03-0218-1116**

CNX Deposit Information		
Check Date	Check Number	Total
12/24/2004	45618	\$554.47
1/25/2005	46551	\$166.43
2/25/2005	47822	\$190.24
3/24/2005	49022	\$164.09
4/25/2005	50347	\$143.58
5/25/2005	51581	\$169.39
6/24/2005	52655	\$103.93
7/25/2005	53812	\$152.82
8/25/2005	55169	\$161.94
9/23/2005	56495	\$168.33
10/25/2005	57781	\$190.58
11/25/2005	59067	\$236.08
12/23/2005	60972	\$283.04
1/25/2006	62099	\$233.06
2/24/2006	63622	\$297.41
3/24/2006	64984	\$334.50
4/25/2006	66298	\$249.75
5/25/2006	67646	\$235.61
6/23/2006	68999	\$235.57
<b>Should be for WI</b>		<b>\$2,405.00</b>
7/25/2006	71207	\$229.12
8/25/2006	123	\$189.66
9/25/2006	1284	\$194.44
10/25/2006	2689	\$235.12
11/25/2006	4118	\$198.16
12/25/2006	5690	\$135.31
1/31/2007	6942; 8218	\$254.81
2/25/2007	9346	\$321.06
3/25/2007	10881	\$222.89
4/25/2007	12330	\$271.82
5/25/2007	13764; 14950	\$328.62
6/25/2007	15951	\$307.61
7/25/2007	17413	\$314.85
8/25/2007	18902	\$297.10
9/25/2007	20496	\$247.41
10/25/2007	22074	\$203.33
11/25/2007	24250	\$165.51
12/25/2007	25487	\$205.47
1/25/2008	27088	\$235.58
2/25/2008	28734	\$282.55
3/25/2008	30171	\$510.72
4/25/2008	31813	\$486.82
5/25/2008	33401	\$594.03
6/25/2008	35108	\$566.03
7/25/2008	36887	\$748.33
8/25/2008	38671	\$765.51
9/25/2008	40484	\$856.80
10/25/2008	42607	\$573.26
11/25/2008	45152	\$501.28
12/25/2008	47693	\$443.32
1/25/2009	49167	\$368.90
2/25/2009	52555	\$396.01
3/25/2009	54387	\$346.90
4/25/2009	55921	\$220.53
5/25/2009	57512	\$297.63
6/25/2009	58855	\$65.42

Escrow Bank Data															
Date	Escrow Royalty Deposits	Income	\$ Mktet Int	CDARS Int	Fees	Distributions	Audit Costs	Corrections	Gain/Loss	Royalty Bonus	Total Int. and Fees	Bank Balance	Runniug Balance	Difference	
12/31/2004	\$555.06	\$0.00				\$0.00					\$0.00	\$555.06	\$554.47	-\$0.59	
1/31/2005	\$166.43	\$0.74				\$0.00					\$0.74	\$722.23	\$721.64	-\$0.59	
2/28/2005	\$190.24	\$1.07				\$0.00					\$1.07	\$913.54	\$912.95	-\$0.59	
3/31/2005	\$164.09	\$1.22				\$0.00					\$1.22	\$1,078.85	\$1,078.26	-\$0.59	
4/30/2005	\$143.58	\$1.83				\$0.00					\$1.83	\$1,224.26	\$1,223.67	-\$0.59	
5/31/2005	\$169.39	\$1.96				\$0.00					\$1.96	\$1,395.61	\$1,395.02	-\$0.59	
6/30/2005	\$103.93	\$2.40				\$0.00					\$2.40	\$1,501.94	\$1,501.35	-\$0.59	
7/31/2005	\$152.82	\$2.85				\$0.00					\$2.85	\$1,657.61	\$1,657.02	-\$0.59	
8/31/2005	\$161.94	\$3.52				\$0.00					\$3.52	\$1,823.07	\$1,822.48	-\$0.59	
9/30/2005	\$168.33	\$4.14				\$0.00					\$4.14	\$1,995.54	\$1,994.95	-\$0.59	
10/31/2005	\$190.58	\$4.67				\$0.00					\$4.67	\$2,190.79	\$2,190.20	-\$0.59	
11/30/2005	\$236.08	\$5.32				\$0.00					\$5.32	\$2,432.19	\$2,431.60	-\$0.59	
12/31/2005	\$283.04	\$5.75				\$0.00					\$5.75	\$2,720.98	\$2,720.39	-\$0.59	
1/31/2006	\$233.06	\$7.13				\$0.00					\$7.13	\$2,961.17	\$2,960.58	-\$0.59	
2/28/2006	\$297.41	\$8.46				\$0.00					\$8.46	\$3,267.04	\$3,266.45	-\$0.59	
3/31/2006	\$334.50	\$8.78				\$0.00					\$8.78	\$3,610.32	\$3,609.73	-\$0.59	
4/30/2006	\$249.75	\$11.96				\$0.00					\$11.96	\$3,872.03	\$3,871.44	-\$0.59	
5/31/2006	\$235.61	\$12.24				\$0.00					\$12.24	\$4,119.88	\$4,119.29	-\$0.59	
6/30/2006	\$2,640.57	\$21.01				\$0.00					\$21.01	\$6,781.46	\$6,780.87	-\$0.59	
7/31/2006	\$229.12	\$21.71				\$0.00					\$21.71	\$7,032.29	\$7,031.70	-\$0.59	
8/31/2006	\$0.00	\$23.65				\$0.00					\$23.65	\$7,055.94	\$7,245.01	\$189.07	
9/30/2006											\$0.00		\$7,439.45	\$7,439.45	
10/31/2006	\$235.12	\$28.21				\$0.00					\$28.21	\$7,729.49	\$7,702.78	-\$26.71	
11/30/2006	\$198.16	\$29.79			(\$0.52)	\$0.00					\$29.27	\$7,956.92	\$7,930.21	-\$26.71	
12/31/2006	\$135.31	\$30.95			(\$4.25)	\$0.00					\$26.70	\$8,118.93	\$8,092.22	-\$26.71	
1/31/2007	\$160.74	\$29.68				\$0.00					\$29.68	\$8,309.35	\$8,376.71	\$67.36	
2/28/2007	\$0.00	\$29.11				\$0.00					\$29.11	\$8,338.46	\$8,726.88	\$388.42	
3/31/2007	\$415.13	\$27.87				\$0.00					\$27.87	\$8,781.46	\$8,977.64	\$196.18	
4/30/2007	\$494.71	\$32.80				\$0.00					\$32.80	\$9,308.97	\$9,282.26	-\$26.71	
5/31/2007	\$328.62	\$31.79				\$0.00					\$31.79	\$9,669.38	\$9,642.67	-\$26.71	
6/30/2007	\$0.00	\$34.24				\$0.00					\$34.24	\$9,703.62	\$9,984.52	\$280.90	
7/31/2007	\$622.46	\$68.12				\$0.00					\$68.12	\$10,360.14	\$10,367.49	\$7.35	
8/31/2007	\$297.10	\$35.22				\$0.00					\$35.22	\$10,692.46	\$10,699.81	\$7.35	
9/30/2007	\$247.41	\$57.31				\$0.00					\$57.31	\$10,997.18	\$11,004.53	\$7.35	
10/31/2007	\$0.00	\$36.85				\$0.00					\$36.85	\$11,034.03	\$11,244.71	\$210.68	
11/30/2007	\$368.84	\$38.82				\$0.00					\$38.82	\$11,441.69	\$11,449.04	\$7.35	
12/31/2007	\$205.47	\$36.50				\$0.00					\$36.50	\$11,683.66	\$11,691.01	\$7.35	
1/31/2008	\$235.58	\$29.63				\$0.00					\$29.63	\$11,948.87	\$11,956.22	\$7.35	
2/29/2008	\$282.55	\$25.66				\$0.00					\$25.66	\$12,257.08	\$12,264.43	\$7.35	
3/31/2008	\$510.72	\$22.95				\$0.00					\$22.95	\$12,790.75	\$12,798.10	\$7.35	
4/30/2008	\$486.82	\$17.90				\$0.00					\$17.90	\$13,295.47	\$13,302.82	\$7.35	
5/31/2008	\$594.03	\$15.37				\$0.00					\$15.37	\$13,904.87	\$13,912.22	\$7.35	
6/30/2008	\$566.03	\$15.96				\$0.00					\$15.96	\$14,486.86	\$14,494.21	\$7.35	
7/31/2008	\$748.33	\$16.07				\$0.00					\$16.07	\$15,251.26	\$15,258.61	\$7.35	
8/31/2008	\$765.51	\$21.50				\$0.00					\$21.50	\$16,038.27	\$16,045.62	\$7.35	
9/30/2008	\$856.80	\$20.02				\$0.00					\$20.02	\$16,915.09	\$16,922.44	\$7.35	
10/31/2008	\$573.26	\$16.91				\$0.00					\$16.91	\$17,505.26	\$17,512.61	\$7.35	
11/30/2008	\$501.28	\$23.12				\$0.00					\$23.12	\$18,029.66	\$18,037.01	\$7.35	
12/31/2008	\$443.32	\$9.62				\$0.00					\$9.62	\$18,482.60	\$18,489.95	\$7.35	
1/1/2009	\$0.00	\$0.90				\$0.00					\$0.90	\$18,483.50	\$18,859.75	\$376.25	
2/28/2009	\$764.91	(\$1.70)				\$0.00					-\$1.70	\$19,246.71	\$19,254.06	\$7.35	
3/31/2009	\$346.90	\$4.74				\$0.00					\$4.74	\$19,598.35	\$19,605.70	\$7.35	
4/30/2009	\$220.53	(\$3.09)				\$0.00					-\$3.09	\$19,815.79	\$19,823.14	\$7.35	
5/31/2009	\$297.63	(\$3.15)				\$0.00					-\$3.15	\$20,110.27	\$20,117.62	\$7.35	
6/30/2009	\$65.42	(\$3.29)				\$0.00					-\$3.29	\$20,172.40	\$20,179.75	\$7.35	

**Exhibit J**  
**Unit BC121 Escrow Account Reconciliation**  
**VGOB 03-0218-1116**

CNX Deposit Information		
Check Date	Check Number	Total
7/25/2009	60304	\$148.59
8/25/2009	61846	\$153.69
9/25/2009	63227	\$180.06
10/25/2009	64829	\$141.06
11/19/2009	66935	\$101.11
12/18/2009	68919	\$156.46
1/18/2010	70197	\$184.80
2/22/2010	71908	\$197.24
3/22/2010	73516	\$298.38
4/20/2010	75303	\$232.63
5/19/2010	77036	\$199.83
6/21/2010	78555	\$131.00
7/20/2010	80265	\$185.32
8/20/2010	81856	\$180.66
9/22/2010	83365	\$211.23
10/19/2010	85909	\$206.15
11/19/2010	88792	\$136.25
12/20/2010	90859	\$145.21
1/20/2011	92141	\$121.11
2/24/2011	93784	\$187.50
3/21/2011	95328	\$185.81
4/20/2011	97113	\$168.68
5/19/2011	98723	\$153.93
6/21/2011	100354	\$164.18
7/19/2011	936	\$170.92
8/19/2011	2669	\$165.38
9/19/2011	4174	\$169.20
10/13/2011	6741	\$166.15
11/14/2011	8955	\$135.52
12/15/2011	10394	\$130.57
4/20/2012	16950	\$271.48
5/21/2012	18488	\$43.28
6/20/2012	19702	\$29.95
7/25/2012	24003	\$28.47
8/23/2012	214000059	\$38.32
9/24/2012	214002077	\$50.93
10/22/2012	214005333	\$57.28
11/20/2012	214010961	\$43.96
12/19/2012	214016231	\$57.58
1/22/2013	214021421	\$72.14
2/20/2013	E000003798	\$77.14
3/20/2013	E000004916	\$63.97
4/22/2013	E000006000	\$55.14
5/21/2013	E000007173	\$67.02
6/20/2013	E000008487	\$75.74
7/22/2013	E000009874	\$78.94
8/20/2013	E000011226	\$72.77
9/20/2013	E000012533	\$61.99
10/21/2013	E000015764	\$54.63
11/19/2013	E000016839	\$50.34
12/18/2013	E000018212	\$54.71
1/21/2014	E000019548	\$56.72
2/24/2014	E000021043	\$65.96

Escrow Bank Data														
Date	Royalty Deposits	Income	\$ Mkt Int	CDARS Int	Fees	Distributions	Audit Costs	Corrections	Gain/Loss	Royalty Bonus	Total Int. and Fees	Bank Balance	Runniug Balance	Difference
7/31/2009	\$148.59	(\$3.35)				\$0.00					-\$3.35	\$20,317.64	\$20,324.99	\$7.35
8/31/2009	\$153.69	(\$1.95)				\$0.00					-\$1.95	\$20,469.38	\$20,476.73	\$7.35
9/30/2009	\$180.06	(\$1.39)				\$0.00					-\$1.39	\$20,648.05	\$20,655.40	\$7.35
10/31/2009	\$141.06	(\$1.64)				\$0.00					-\$1.64	\$20,787.47	\$20,794.82	\$7.35
11/30/2009	\$101.11	(\$1.54)				\$0.00					-\$1.54	\$20,887.04	\$20,894.39	\$7.35
12/31/2009	\$156.46	(\$5.83)				\$0.00					-\$5.83	\$21,037.67	\$21,045.02	\$7.35
1/1/2010	\$184.80	\$3.92			\$0.00	\$0.00					\$3.92	\$21,220.09	\$21,233.74	\$13.65
2/1/2010	\$197.24	\$4.08			(\$1.71)	\$0.00					\$2.37	\$21,419.70	\$21,433.35	\$13.65
3/1/2010	\$298.38	\$4.56			(\$1.78)	\$0.00		\$0.00			\$2.78	\$21,720.86	\$21,734.51	\$13.65
4/1/2010	\$232.63	\$4.77			(\$1.81)	\$0.00					\$2.96	\$21,956.45	\$21,970.10	\$13.65
5/1/2010	\$199.83	\$4.37			(\$1.83)	\$0.00					\$2.54	\$22,158.82	\$22,172.47	\$13.65
6/1/2010	\$131.00	\$4.55			(\$1.85)	\$0.00	(\$19.54)				-\$16.84	\$22,272.98	\$22,286.63	\$13.65
7/1/2010	\$185.32		\$4.60	\$0.64	(\$1.86)	\$0.00					\$3.38	\$22,461.68	\$22,475.33	\$13.65
8/1/2010	\$180.66		\$3.96	\$1.55	(\$1.87)	\$0.00					\$3.64	\$22,645.98	\$22,659.63	\$13.65
9/1/2010	\$211.23		\$3.71	\$2.19	(\$1.89)	\$0.00					\$4.01	\$22,861.22	\$22,874.87	\$13.65
10/1/2010	\$206.15		\$3.49	\$3.17	(\$1.91)	\$0.00	(\$24.90)				-\$20.15	\$23,047.22	\$23,060.87	\$13.65
11/1/2010	\$136.25		\$3.02	\$3.95	(\$1.92)	\$0.00					\$5.05	\$23,188.52	\$23,202.17	\$13.65
12/1/2010	\$145.21		\$2.38	\$5.88	(\$1.93)	\$0.00	(\$20.00)				-\$13.67	\$23,320.06	\$23,333.71	\$13.65
1/31/2011	\$121.11		\$2.47	\$7.77	(\$2.16)	\$0.00					\$6.38	\$23,447.55	\$23,461.20	\$13.65
2/28/2011	\$187.50		\$1.67	\$7.92	(\$1.95)	\$0.00	(\$6.21)				\$1.43	\$23,636.48	\$23,650.13	\$13.65
3/31/2011	\$185.81		\$1.45	\$9.47	(\$1.97)	\$0.00	(\$8.27)				\$0.68	\$23,822.97	\$23,836.62	\$13.65
4/30/2011	\$168.68		\$1.13	\$9.61	(\$1.99)	\$0.00	(\$6.82)				\$1.93	\$23,993.58	\$24,007.23	\$13.65
5/31/2011	\$153.93		\$1.14	\$10.10	(\$2.00)	\$0.00	(\$4.73)				\$4.51	\$24,152.02	\$24,165.67	\$13.65
6/30/2011	\$164.18		\$1.08	\$9.84	(\$2.01)	\$0.00	(\$5.74)	\$0.02			\$3.19	\$24,319.39	\$24,333.04	\$13.65
7/31/2011	\$170.92		\$1.15	\$10.19	(\$2.03)	\$0.00	(\$3.59)				\$5.72	\$24,496.03	\$24,509.68	\$13.65
8/30/2011	\$165.38		\$0.86	\$10.48	(\$2.04)	\$0.00	(\$8.57)				\$0.73	\$24,662.14	\$24,675.79	\$13.65
9/30/2011	\$169.20		\$0.98	\$10.23	(\$2.06)	\$0.00	(\$4.88)				\$4.27	\$24,835.61	\$24,849.26	\$13.65
10/31/2011	\$166.15		\$0.85	\$10.83	(\$2.07)	\$0.00	(\$7.60)				\$2.01	\$25,003.77	\$25,017.42	\$13.65
11/30/2011	\$135.52		\$0.84	\$10.62	(\$2.08)	\$0.00	(\$6.41)				\$2.97	\$25,142.26	\$25,155.91	\$13.65
12/31/2011	\$130.57		\$0.91	\$11.23	(\$2.10)	\$0.00	(\$4.55)				\$5.49	\$25,278.32	\$25,291.97	\$13.65
1/31/2012	\$0.00		\$1.22	\$6.67	(\$2.11)	(\$8,223.59)	(\$7.46)				-\$1.68	\$17,053.05	\$17,066.70	\$13.65
2/28/2012			\$1.16	\$6.19	(\$1.42)		(\$2.95)				\$2.98	\$17,056.03	\$17,069.68	\$13.65
3/31/2012			\$1.23	\$6.61	(\$1.42)		(\$2.39)				\$4.03	\$17,060.06	\$17,073.71	\$13.65
4/30/2012	\$271.48		\$0.44	\$7.24	(\$1.42)		(\$3.03)				\$3.23	\$17,334.77	\$17,348.42	\$13.65
5/31/2012	\$43.28		\$0.30	\$7.51	(\$1.44)		(\$1.24)				\$5.13	\$17,383.18	\$17,396.83	\$13.65
6/30/2012	\$29.95		\$0.27	\$7.47	(\$1.45)		(\$2.09)				\$4.20	\$17,417.33	\$17,430.98	\$13.65
7/31/2012			\$0.31	\$7.21	(\$1.45)		(\$1.28)				\$4.79	\$17,422.12	\$17,464.24	\$42.12
8/31/2012	\$66.79		\$0.34	\$6.32	(\$1.45)		(\$6.51)				-\$1.30	\$17,487.61	\$17,501.26	\$13.65
9/30/2012			\$0.33	\$5.84	(\$1.46)		(\$1.73)				\$2.98	\$17,490.59	\$17,555.17	\$64.58
10/31/2012	\$108.21		\$0.35	\$5.81	(\$1.46)		(\$2.16)				\$2.54	\$17,601.34	\$17,614.99	\$13.65
11/30/2012	\$43.96		\$0.38	\$5.21	(\$1.47)		(\$1.74)				\$2.38	\$17,647.68	\$17,661.33	\$13.65
12/31/2012	\$57.58		\$0.37	\$4.60	(\$1.47)		(\$2.07)				\$1.43	\$17,706.69	\$17,720.34	\$13.65
1/31/2013	\$72.14		\$0.38	\$4.07	(\$1.48)		(\$1.58)				\$1.39	\$17,780.22	\$17,793.87	\$13.65
2/28/2013	\$77.14		\$0.35	\$3.68	(\$1.48)		(\$2.77)				-\$0.22	\$17,857.14	\$17,870.79	\$13.65
3/31/2013	\$63.97		\$0.40	\$3.92	(\$1.49)		(\$1.77)				\$1.06	\$17,922.17	\$17,935.82	\$13.65
4/30/2013	\$55.14		\$0.40	\$3.65	(\$1.49)						\$2.56	\$17,979.87	\$17,993.52	\$13.65
5/31/2013	\$67.02		\$0.42	\$3.77	(\$1.50)						\$2.69	\$18,049.58	\$18,063.23	\$13.65
6/30/2013	\$75.74		\$0.42	\$3.65	(\$1.50)		(\$1.79)				\$0.78	\$18,126.10	\$18,139.75	\$13.65
7/31/2013	\$78.94		\$0.45	\$3.79	(\$1.51)						\$2.73	\$18,207.77	\$18,221.42	\$13.65
8/31/2013	\$72.77		\$0.49	\$3.80	(\$1.52)						\$2.77	\$18,283.31	\$18,296.96	\$13.65
9/30/2013	\$61.99		\$0.45	\$3.68	(\$1.52)						\$2.61	\$18,347.91	\$18,361.56	\$13.65
10/31/2013	\$54.63		\$0.47	\$3.80	(\$1.53)						\$2.74	\$18,405.28	\$18,418.93	\$13.65
11/30/2013	\$50.34		\$0.47	\$3.58	(\$1.53)						\$2.52	\$18,458.14	\$18,471.79	\$13.65
12/31/2013	\$54.71		\$0.50	\$3.64	(\$1.54)						\$2.60	\$18,515.45	\$18,529.10	\$13.65
1/31/2014	\$56.72		\$0.54	\$3.73	(\$1.54)						\$2.73	\$18,574.90	\$18,588.55	\$13.65
2/28/2014	\$65.96		\$0.46	\$3.42	(\$1.55)						\$2.33	\$18,643.19	\$18,656.84	\$13.65

**Exhibit J**  
**Unit BC121 Escrow Account Reconciliation**  
**VGOB 03-0218-1116**

CNX Deposit Information		
Check Date	Check Number	Total
3/20/2014	E000022403	\$100.07
4/22/2014	E000024387	\$107.71
5/19/2014	E000026110	\$84.69
6/20/2014	E000027733	\$68.21
7/18/2014	E000029634	\$81.65
8/21/2014	E000031385	\$77.36
9/18/2014	E000033252	\$73.62
10/20/2014	E000037105	\$53.56
11/19/2014	E000038637	\$55.72
12/22/2014	E000040433	\$62.73
1/20/2015	E000042252	\$59.57
2/19/2015	E000044267	\$70.26
3/19/2015	E000046067	\$46.67
4/21/2015	E000047987	\$42.52
5/20/2015	E000050779	\$40.53
6/23/2015	E000052766	\$27.54
7/20/2015	E000054725	\$30.56
8/24/2015	E000056713	\$36.76
9/22/2015	E000058644	\$39.28
10/22/2015	E000062989	\$39.59
11/24/2015	E000064578	\$32.78
12/21/2015	E000066492	\$29.63
1/21/2016	E000068267	\$19.81
2/22/2016	E000070183	\$26.87
3/21/2016	E000072172	33.83
4/19/2016	E000074117	11.67

Escrow Bank Data														
Date	Escrow Royalty Deposits	Income	\$ Mkt Int	CDARS Int	Fees	Distributions	Audit Costs	Corrections	Gain/Loss	Royalty Bonus	Total Int. and Fees	Bank Balance	Runniug Balance	Difference
3/31/2014	\$100.07		\$0.51	\$3.82	(\$1.55)						\$2.78	\$18,746.04	\$18,759.69	\$13.65
4/30/2014	\$107.71		\$0.53	\$3.71	(\$1.56)						\$2.68	\$18,856.43	\$18,870.08	\$13.65
5/31/2014	\$84.69		\$0.56	\$3.93	(\$1.57)						\$2.92	\$18,944.04	\$18,957.69	\$13.65
6/30/2014	\$68.21		\$0.56	\$3.81	(\$1.58)						\$2.79	\$19,015.04	\$19,028.69	\$13.65
7/31/2014	\$81.65		\$0.59	\$3.94	(\$1.58)						\$2.95	\$19,099.64	\$19,113.29	\$13.65
8/31/2014	\$77.36		\$0.61	\$3.95	(\$1.59)						\$2.97	\$19,179.97	\$19,193.62	\$13.65
9/30/2014	\$73.62		\$0.60	\$3.74	(\$1.59)						\$2.75	\$19,256.34	\$19,269.99	\$13.65
10/31/2014	\$53.56		\$0.63	\$3.82	(\$1.60)						\$2.85	\$19,312.75	\$19,326.40	\$13.65
11/30/2014	\$55.72		\$0.67	\$3.64	(\$1.61)						\$2.70	\$19,371.17	\$19,384.82	\$13.65
12/31/2014	\$62.73		\$1.25	\$3.11	(\$1.61)						\$2.75	\$19,436.65	\$19,450.30	\$13.65
1/31/2015	\$59.57		\$1.65	\$2.36	(\$1.62)						\$2.39	\$19,498.61	\$19,512.26	\$13.65
2/28/2015	\$70.26		\$1.71	\$1.63	(\$1.62)						\$1.72	\$19,500.33	\$19,584.24	\$83.91
3/31/2015	\$46.67		\$2.09	\$1.69	(\$1.62)						\$2.16	\$19,619.42	\$19,633.07	\$13.65
4/30/2015	\$42.52		\$2.23	\$1.04	(\$1.63)						\$1.64	\$19,663.58	\$19,677.23	\$13.65
5/31/2015	\$40.53		\$2.54	\$0.77	(\$1.64)						\$1.67	\$19,705.78	\$19,719.43	\$13.65
6/30/2015	\$27.54		\$2.48	\$0.75	(\$1.64)						\$1.59	\$19,734.91	\$19,748.56	\$13.65
7/31/2015	\$30.56		\$2.63	\$0.68	(\$1.64)						\$1.67	\$19,767.14	\$19,780.79	\$13.65
8/31/2015	\$36.76		\$2.72	\$0.29	(\$1.65)	\$0.00	\$0.00	\$0.00			\$1.36	\$19,805.26	\$19,818.91	\$13.65
9/30/2015	\$39.28		\$2.73	\$1.14	(\$1.65)	\$0.00	\$0.00	\$0.00			\$2.22	\$19,846.76	\$19,860.41	\$13.65
10/31/2015	\$39.59		\$3.05	\$0.03	(\$1.65)	\$0.00	\$0.00	\$0.00			\$1.43	\$19,887.78	\$19,901.43	\$13.65
11/30/2015	\$32.78		\$3.15	\$0.03	(\$1.66)	\$0.00	\$0.00	\$0.00			\$1.52	\$19,922.08	\$19,935.73	\$13.65
12/31/2015	\$29.63		\$3.25	\$1.18	(\$1.66)						\$2.77	\$19,954.48	\$19,968.13	\$13.65
1/31/2016	\$19.81		\$0.95	\$0.00	(\$1.66)						-\$0.71	\$19,973.58	\$19,987.23	\$13.65
2/29/2016	\$26.87		\$3.29	\$0.00	(\$1.66)						\$1.63	\$20,002.08	\$20,015.73	\$13.65
3/31/2016	\$33.83		\$3.47		(\$1.67)						\$1.80	\$20,037.71	\$20,051.36	\$13.65
4/30/2016	\$27.16		\$3.36		(\$1.67)						\$1.69	\$20,066.56	\$20,064.72	-\$1.84
5/31/2016	\$15.79		\$3.51		(\$1.67)						\$1.84	\$20,084.19	\$20,066.56	-\$17.63
6/30/2016	\$13.47		\$3.07	\$1.54	(\$1.67)						\$2.94	\$20,100.60	\$20,069.50	-\$31.10
7/31/2016	\$19.03		\$3.18	\$0.47	(\$1.68)						\$1.97	\$20,121.60	\$20,071.47	-\$50.13
<b>Total</b>											<b>\$1,047.06</b>			

<b>Total Deposited</b>	<b>\$27,248.00</b>
<b>01 Disbursement</b>	<b>-\$8,223.59</b>
<b>Interest and Fees</b>	<b>\$1,047.06</b>
<b>Total</b>	<b>\$20,071.47</b>
<b>July 2016 First Bank and Trust balance</b>	<b>\$20,121.60</b>
<b>Difference</b>	<b>-\$50.13</b>

**SUPPLEMENTAL AFFIDAVIT OF MAILING—COAL OWNER**

COMMONWEALTH OF VIRGINIA  
COUNTY OF **RUSSELL**

**Applicant: CNX Gas Company LLC**  
**Relief Sought: Disbursement/Dismissal for Unit BC121**  
**VGOB: 03-0218-1116-02**

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. See annexed letter(s) dated **August 21, 2015**. See annexed Certificate of Notice and coal owner notice form letter example.

3. The coal owner(s) **Swords Creek Land Partnership** provided evidence of a split agreement pertaining to a portion of this Unit, and consequently, to the extent the split agreement applies, said owner(s) is not dismissed as a Respondent by reason of being a gas claimant under the split agreement.


However, **Swords Creek Land Partnership** should be dismissed as Respondent/coal claimant for failure to timely provide evidence of a relevant proceeding or agreement with regard to its other coal owner claims.

  
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 16<sup>th</sup> day of September, 2016.

BEVERLY A. WEBB  
NOTARY PUBLIC  
Commonwealth of Virginia  
Reg. #7502381  
My Commission Expires June 30, 2019

  
Notary Public

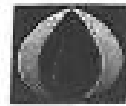
My commission expires: 6/30/2019

CERTIFICATION OF NOTICE  
CNX Gas Company LLC

Unit BC120 & BC121  
VGOB 03-0218-1115-02  
Coal dismissal letter

Last Name	First Name	BC120	BC121	MAILED	RECEIPT #		RECEIVED
Swords Creek Land Partnership	(Coal Owner)	X	X	8/21/2015	7014349000018926	1102	8/24/2015

SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY
<ul style="list-style-type: none"> <li>■ Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.</li> <li>■ Print your name and address on the reverse so that we can return the card to you.</li> <li>■ Attach this card to the back of the mailpiece, or on the front if space permits.</li> </ul>	<p>A. Signature <input type="checkbox"/> Agent <input checked="" type="checkbox"/> Addressee</p> <p>X <i>Sharon Berry</i></p>
<p>1. Article Addressed to:</p> <p>Swords Creek Land Partnership, P</p> <p>PO Box 29</p> <p>Tazewell, VA 24651</p>	<p>B. Received by (Printed Name) C. Date of Delivery</p> <p><i>Sharon Berry</i></p> <p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes <input type="checkbox"/> No</p> <p>If YES, enter delivery address below</p> 
<p>7014 3490 0001 8926 1102</p>	<p>3. Service Type</p> <p><input checked="" type="checkbox"/> Certified Mail® <input type="checkbox"/> Priority Mail Express™</p> <p><input type="checkbox"/> Registered <input checked="" type="checkbox"/> Return Receipt for Merchandise</p> <p><input type="checkbox"/> Insured Mail <input type="checkbox"/> Collect on Delivery</p> <p>4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes</p> <p><i>BC120 1121 HB</i></p>
<p>PS Form 3811, July 2013 Domestic Return Receipt</p>	



**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)