

**BEFORE THE VIRGINIA GAS AND OIL BOARD**

**PETITIONER:** CNX Gas Company LLC

**DIVISION OF GAS AND OIL**

**DOCKET NO:** VGOB 11-0419-2930-02

**RELIEF SOUGHT: (1) DISBURSEMENT FROM ESCROW REGARDING TRACT(S) A portion of 1F (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:** July 19, 2016

**DRILLING UNIT:** AZ117

**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 a portion of Tract 1F, as depicted upon the annexed table; and (2) authorization to begin paying royalties directly to Swords Creek Land Partnership, Roger Lee Hubbard, Danny Hubbard, Michael Dye; (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. Jack (aka Jackie) Ward, Ralph B. Ward; Barry M. Cole, Dreama Justus, Beverly Shelton, Alice Faye Shelton, Alfred E. Wicks, Dallas Eugene Miller, Peggy Crockett, Doris Trent, Loretta Hagy, Tim Alley, David Reed, Billy Reed, Sharon McCracken, Barbara Jean Justice, Victoria Warren is the gas claimant in Tracts portion of 1C & 1K. As such Jack (aka Jackie) Ward, Ralph B. Ward; Barry M. Cole, Dreama Justus, Beverly Shelton, Alice Faye Shelton, Alfred E. Wicks, Dallas Eugene Miller, Peggy Crockett, Doris Trent, Loretta Hagy, Tim Alley, David Reed, Billy Reed, Sharon McCracken, Barbara Jean Justice, Victoria Warren are 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.
- b. 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.
- c. 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.
- d. That a detailed accounting in accordance with the applicable provisions of § 45.1-361.22 is submitted herewith and identified as Exhibit J.
- e. That an Exhibit identified as Table 1 is annexed hereto, and it specifies how the disbursement (s) is to be calculated and paid by the escrow agent.
- f. That Va. Code Ann. § 45.1-361.22:2.A. further provides that the Operator shall pay such royalties as may hereafter be payable directly to the gas claimant Jack (aka Jackie) Ward, Ralph B. Ward; Barry M. Cole, Dreama Justus, Beverly Shelton, Alice Faye Shelton, Alfred E. Wicks, Dallas Eugene Miller, Peggy Crockett, Doris Trent, Loretta Hagy, Tim Alley, David Reed, Billy Reed, Sharon McCracken, Barbara Jean Justice, Victoria Warren 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 ON THIS  
 PLAT WERE PROVIDED BY CNX GAS LLC  
 AND WERE TAKEN  
 FROM DEED DESCRIPTIONS AND OWN OF  
 TITLE OF RECORD.  
 IT DOES NOT REPRESENT A CURRENT  
 BOUNDARY SURVEY.  
 THE CERTIFICATION HEREON CERTIFIES  
 THE SIZE, SHAPE AND LOCATION OF THE  
 PROPOSED UNIT ONLY.

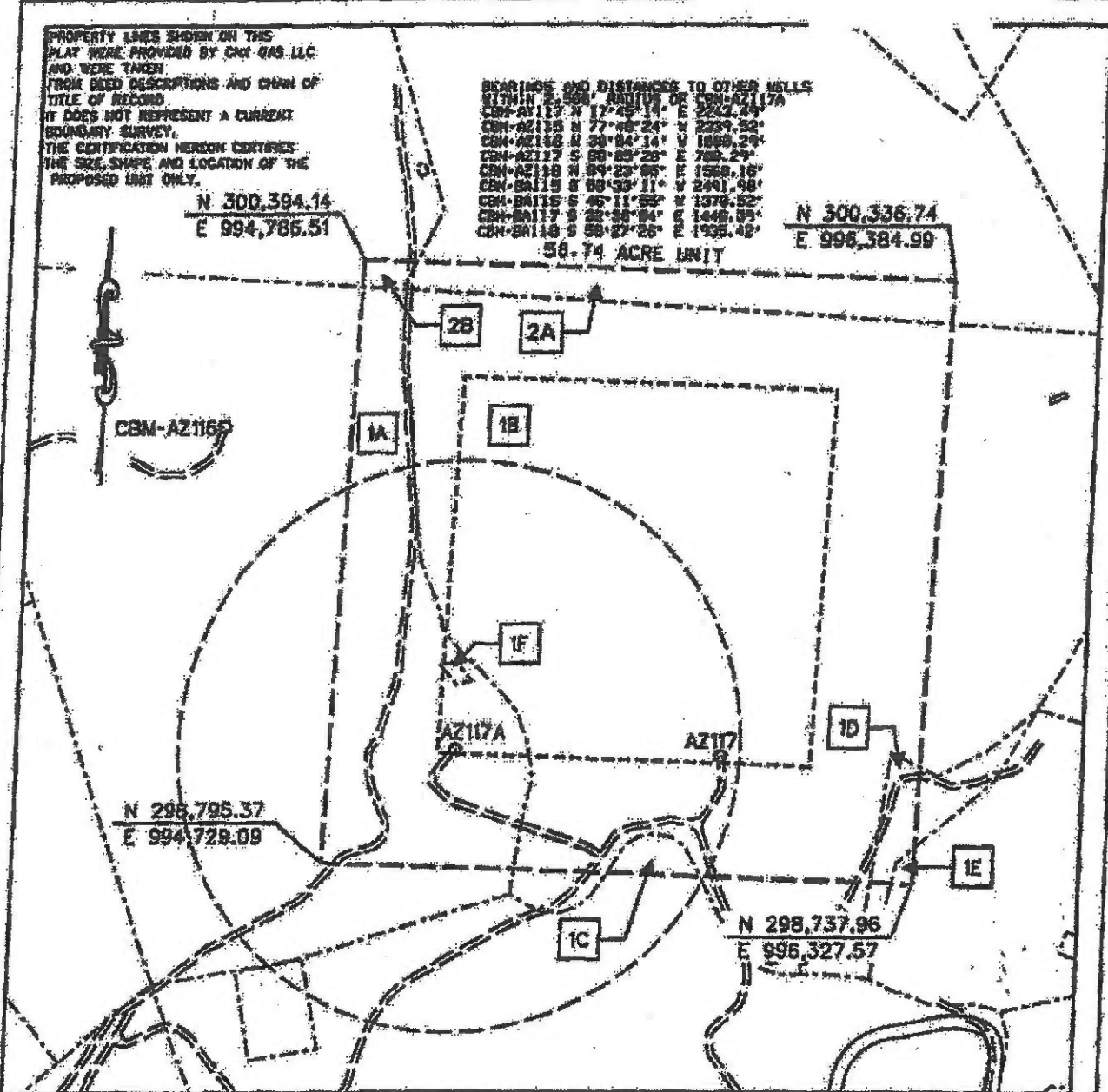
BEARINGS AND DISTANCES TO OTHER WELLS  
 WITHIN 2,000' RADIUS OF CBM-AZ117A

CBM-AZ113	N 17° 45' 14"	E 2222.74'
CBM-AZ118	N 77° 48' 24"	N 2227.32'
CBM-AZ116	N 38° 04' 14"	N 1888.29'
CBM-AZ117	S 88° 03' 28"	E 788.29'
CBM-AZ118	N 89° 23' 06"	E 1568.16'
CBM-B4115	S 88° 33' 11"	N 2491.48'
CBM-B4116	S 46° 11' 53"	N 1378.52'
CBM-B4117	S 28° 38' 04"	E 1448.93'
CBM-B4118	S 58° 27' 26"	E 1938.48'

N 300,394.14  
 E 994,785.51

N 300,336.74  
 E 996,384.99

58.74 ACRE UNIT



- CBM WELL
- ⊙ PROPOSED NON-CBM WELL
- ⊕ PROPOSED CBM WELL

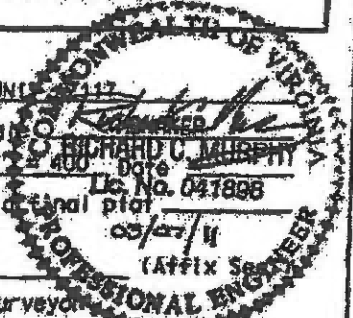
**EXHIBIT A**  
**MIDDLE RIDGE FIELD**  
**UNIT AZ117**  
**FORCE POOLING**  
**VG0B-11-0419-2930**

Company CNX GAS COMPANY LLC Well Name and Number UNIT AZ117  
 Tract No. \_\_\_\_\_ Elevation \_\_\_\_\_ Quadrangle \_\_\_\_\_  
 County RUSSELL District NEW GARDEN Scale: 1" = 400' Date \_\_\_\_\_  
 This plat is a new plat  : on updated plat \_\_\_\_\_ f or actual plat \_\_\_\_\_

Form D60-60-7  
 Rev. 9/91

*Richard C. Murphy*

Licensed Professional Engineer or Licensed Land Surveyor



**CNX Gas Company LLC**  
**UNIT AZ117**  
**Tract Identifications**  
**(88.74 Acre Unit)**

- 1A. Swords Creek Land Partnership Tr. 15 (J. M. Hubbard 283.01 Acre Tract) – Coal Reserve Coal Properties Company – Below Tiller Coal Leased  
Knox Creek Coal Company – Tiller and Above Coal Leased  
CNX Gas Company LLC – CBM Leased  
H. C. Bostic Coal Company, Inc. – Surface, Oil and Gas  
CNX Gas Company LLC – Oil, Gas and CBM Leased  
10.77 acres 18.3350%
- 1B. Swords Creek Land Partnership Tr. 15 (J. M. Hubbard 283.01 Acre Tract) – Coal Reserve Coal Properties Company – Below Tiller Coal Leased  
Knox Creek Coal Company – Tiller and Above Coal Leased  
CNX Gas Company LLC – CBM Leased  
Cleo Hubbard Heirs – Surface, Oil and Gas  
CNX Gas Company LLC – Oil, Gas and CBM Leased  
43.32 acres 73.7487%
- 1C. Swords Creek Land Partnership Tr. 15 (J. M. Hubbard 283.01 Acre Tract) – Coal Reserve Coal Properties Company – Below Tiller Coal Leased  
Knox Creek Coal Company – Tiller and Above Coal Leased  
CNX Gas Company LLC – CBM Leased  
Dallas J. Whitel – Surface, Oil and Gas  
CNX Gas Company LLC – Oil, Gas and CBM Leased  
0.43 acres 0.7321%
- 1D. Swords Creek Land Partnership Tr. 15 (J. M. Hubbard 283.01 Acre Tract) – Coal Reserve Coal Properties Company – Below Tiller Coal Leased  
Knox Creek Coal Company – Tiller and Above Coal Leased  
CNX Gas Company LLC – CBM Leased  
Leslie Peck, et ux – Surface, Oil and Gas  
CNX Gas Company LLC – Oil, Gas and CBM Leased  
0.69 acres 1.1236%
- 1E. Swords Creek Land Partnership Tr. 15 (J. M. Hubbard 283.01 Acre Tract) – Coal Reserve Coal Properties Company – Below Tiller Coal Leased  
Knox Creek Coal Company – Tiller and Above Coal Leased  
CNX Gas Company LLC – CBM Leased  
Leslie Peck, et ux – Surface, Oil and Gas  
CNX Gas Company LLC – Oil, Gas and CBM Leased  
0.09 acres 0.1532%
- 1F. Swords Creek Land Partnership Tr. 15 (J. M. Hubbard 283.01 Acre Tract) – Coal Reserve Coal Properties Company – Below Tiller Coal Leased  
Knox Creek Coal Company – Tiller and Above Coal Leased  
CNX Gas Company LLC – CBM Leased  
J. Patton Dye Heirs – Surface, Oil and Gas  
CNX Gas Company LLC – Oil, Gas and CBM Leased (19.4444%)  
0.06 acres 0.1022%

"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 AZ117  
Tract Identifications  
(88.74 Acre Unit)**

- 2. Buckhorn Coal Company Tr. 7 (M. W. Lydon 1000.00 Acre Tract) -- All Minerals  
Knox Creek Coal Company -- Above Drainage Coal Leased  
Reserve Coal Properties Company -- Below Drainage Coal Leased  
CNX Gas Company LLC -- Oil, Gas and CBM Leased  
3.41 acres 5.8052%**
- 2A. Buckhorn Coal Company -- Surface**  
**2B. H. C. Boetic Coal Company, Inc. -- Surface**

**"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."**

**Page 2 of 2**

**February 7, 2011**



Exhibit E  
Unit AZ-117  
Docket #VGOB 11-0419-2930-02  
List of Respondents in escrow  
(58.74 Acre Unit)

	Acres in Unit	Interest in Unit
<b><u>Tract #1F, 0.06 acres</u></b>		
<b><u>COAL OWNERSHIP</u></b>		
(1) Swords Creek Land Partnership, Tr.15 <i>(J.M. Hubbard 283.01 Acre Tract)</i> P.O. Box 29 Tazewell, VA 24651	0.06 acres	0.1022%
<b><u>OIL &amp; GAS OWNERSHIP</u></b>		
(1) J. Patton Dye Heirs, Devisees, Successors or Assigns (Cemetary)	0.06 acres	0.1022%
<b><i>The respondents listed below did not respond timely to the W9 request and will continue to be escrowed</i></b>		
(a) Frank Dye 76 Wysor Valley Rd. Honaker, VA 24260	0.005 acres 1/12 of 0.06 acres	0.0085%
(b) Louise Dye Heirs, Devisees, Successors or Assigns		
(b.5) Brenda Mae Richardson PO Box 1185 Raven, VA 24639	0.001 acres 1/96 of 0.06 acres	0.0011%
(b.6) Sandra Kay Hubbard 1071 Lick Branch Rd. Cedar Bluff, VA 24609	0.001 acres 1/96 of 0.06 acres	0.0011%
(b.7) Barbara Ann Blankenship PO Box 494 Raven, VA 24639	0.001 acres 1/96 of 0.06 acres	0.0011%
(b.8) Linda Faye Wilson PO Box 142 Swords Creek, VA 24649	0.001 acres 1/96 of 0.06 acres	0.0011%
(c) Kenneth Dye Heirs, Devisees, Successors or Assigns <i>(List of heirs requested 4/21/16)</i>	0.005 acres 1/12 of 0.06 acres	0.0085%
(c.3) Rundle Lee Dye Heirs, Devisees, Successors or Assigns		
(c.3.1.1) Mitchell Lee Dye 3 Laurel Ln Stafford, VA 22556		
(c.3.1.2) Manuel Rene Dye 3 Laurel Ln Stafford, VA 22556		
(c.4) Norma Jean Thomas 236 Hunter Hills Circle Apt 1 Bristol, TN 37620		
(c.5) Janice K. Street Heirs, Devisees, Successors or Assigns		

**Exhibit E**  
**Unit AZ-117**  
**Docket #VGOB 11-0419-2930-02**  
**List of Respondents in escrow**  
**(58.74 Acre Unit)**

	Acres in Unit	Interest in Unit
(c.5.1) Regina Street Cook PO Box 1534 Honaker, VA 24260		
(c.5.2) Teddy Street <i>Address unknown</i> Honaker, VA 24260		
(c.5.3) Carolyn Street <i>Address unknown</i> Honaker, VA 24260		
(c.6) Larry David Sisk Heirs, Devisees, Successors or Assigns		
(c.6.1) Lecia Sisk 73 Souls Harbor Ln Cedar Bluff, VA 24609		
(c.6.1.1) Brandon Sisk 73 Souls Harbor Ln Cedar Bluff, VA 24609		
(c.7) Alden Sisk, Jr. 9505 Garden Creek Rd Oakwood, VA 24631		
(c.8) William Roger Sisk PO Box 9 Davenport, VA 24239		
(c.9) Ronald Sisk PO Box 32 Pounding Mill, VA 24637		
(c.10) Jerry Sisk Heirs, Devisees, Successors or Assigns		
(c.10.1) Jowanna Sisk McDaniels 121 Sharon Cir Apt 121 W. Columbia, SC 29169		
(c.11) Keith Sisk 300 S. Windhaven Dr Kingston, IL 60145		
(d) Bert Dye Heirs, Devisees, Successors or Assigns		
(d.1) Rafty Dye 4555 Lynn Springs Rd. Swords Creek, VA 24649	0.005 acres 1/12 of 0.06 acres	0.0085%
(e) Vida Harris Heirs, Devisees, Successors or Assigns		
(e.1) Delores Ann Davis Honaker PO Box 1225 Raven, VA 24639	0.005 acres 1/12 of 0.06 acres	0.0085%
(f) Marie Batton Heirs, Devisees, Successors or Assigns		

**Exhibit E**  
**Unit AZ-117**  
**Docket #VGOB 11-0419-2930-02**  
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**(58.74 Acre Unit)**

	Acres in Unit	Interest in Unit
(f.1) Lowell Batton PO Box 61 Swords Creek, VA 24649	0.005 acres 1/12 of 0.06 acres	0.0085%
(g) Beulah Hubbard Heirs, Devisees, Successors or Assigns		
(g.1) Luther Hubbard Heirs, Devisees, Successors or Assigns		
(g.1.1) Shirley Hubbard 606 Lynn Springs Rd. Swords Creek, VA 24649	0.001 acres 1/108 of 0.06 acres	0.0009%
(h) Ruel Dye Heirs, Devisees, Successors or Assigns		
(h.1) Della Dye Heirs, Devisees, Successors or Assigns		
(h.1.1) Randall Dye 4668 Lynn Springs Rd. Swords Creek, VA 24649	0.001 acres 1/72 of 0.06 acres	0.0014%
(h.1.2) Randy Clyde Dye 171 Deertrack Ln Honaker, VA 24260	0.001 acres 1/72 of 0.06 acres	0.0014%
(h.1.3) Keith Dye PO Box 285 Rosedale, VA 24280	0.001 acres 1/72 of 0.06 acres	0.0014%
(h.1.4) Diane Mann Rt 1 Box 245 Swords Creek, VA 24649	0.001 acres 1/72 of 0.06 acres	0.0014%
(h.1.5) Donna Lester 1030 J Frank Taylor Rd Cedar Bluff, VA 24609	0.001 acres 1/72 of 0.06 acres	0.0014%
(h.1.6) Loretta Lynn Rasnake Big A Mtn Davenport, VA 24239	0.001 acres 1/72 of 0.06 acres	0.0014%
(i) Geneva Hess Heirs, Devisees, Successors or Assigns		
(i.1) Lisa Ann Hess PO Box 577 Raven, VA 24639	0.005 acres 1/12 of 0.06 acres	0.0085%
(j) Oria William Dye Heirs, Devisees, Successors or Assigns		
(j.1) Edgar Estel Dye 744 Maples Gap Rd. Swords Creek, VA 24649	<i>Life Estate 1/3 of 1/12</i>	
(j.2) Gary William Dye 405 Winding Way Rd. Bristol, VA 24201	0.001 acres 1/60 of 0.06 acres	0.0017%

**Exhibit E**  
**Unit AZ-117**  
**Docket #VGOB 11-0419-2930-02**  
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**(58.74 Acre Unit)**

	Acres in Unit	Interest in Unit
(j.3) Terry Ralph Dye 7426 New Garden Rd. Honaker, VA 24260	0.001 acres 1/60 of 0.06 acres	0.0017%
(j.5) Joyce Dye Price 104 Thacker Branch Rd. Honaker, VA 24260	0.001 acres 1/60 of 0.06 acres	0.0017%
(j.6) Kathy Day Ray 56 Hill Crest Ct. Lebanon, VA 24266	0.001 acres 1/60 of 0.06 acres	0.0017%
(k) Ebbie Hess 739 Strouth Creek Swords Creek, VA 24649	0.005 acres 1/12 of 0.06 acres	0.0085%
(l) Perry Dye 648 Strouth Creek Swords Creek, VA 24649	0.005 acres 1/12 of 0.06 acres	0.0085%
	<b>Total tract acres</b>	<b>0.0521</b>
	<b>Total tract percent</b>	<b>0.0886%</b>

Exhibit EE  
Unit AZ-117  
Docket #VGOB 11-0419-2930-02  
List of Respondents with Royalty Split Agreements/Court Orders/HB2058  
(58.74 Acre Unit)

	Acres in Unit	Interest in Unit	Percent of Escrow
<b><u>Tract #1A, 10.77 acres</u></b>			
<b><u>COAL OWNERSHIP</u></b>			
(1) Swords Creek Land Partnership, Tr.15 <i>(J.M. Hubbard 283.01 Acre Tract)</i> P.O. Box 29 Tazewell, VA 24651	10.77 acres	18.3350%	<i>n/a</i>
<b><u>OIL &amp; GAS OWNERSHIP</u></b>			
(1) H.C. Bostic Coal Co., Inc. P.O. Box 220 Swords Creek, VA 24649	10.77 acres	18.3350%	<i>n/a</i>
<b><u>Tract #1B, 43.32 acres</u></b>			
<b><u>COAL OWNERSHIP</u></b>			
(1) Swords Creek Land Partnership, Tr.15 <i>(J.M. Hubbard 283.01 Acre Tract)</i> P.O. Box 29 Tazewell, VA 24651	43.32 acres	73.7487%	<i>n/a</i>
<b><u>OIL &amp; GAS OWNERSHIP</u></b>			
(1) Cleo Hubbard Heirs, Devisees, Successors or Assigns	43.32 acres	73.7487%	
(a) Valery Breedlove 144 Plasters Rd. Swords Creek, VA 24649	4.81 acres 1/9 of 43.32 acres	8.1943%	<i>n/a</i>
(b) Judy Bostic 32 Punkin Center Rd. Swords Creek, VA 24649	4.81 acres 1/9 of 43.32 acres	8.1943%	<i>n/a</i>
(c) Clarisa Young 265 Lee St. Mt. Gilead, OH 43338	4.81 acres 1/9 of 43.32 acres	8.1943%	<i>n/a</i>
(d) Madeline Young 320 E. High St. Fulton, OH 43321	4.81 acres 1/9 of 43.32 acres	8.1943%	<i>n/a</i>
(e) Sylvia Hubbard 1300 Harding Way E., Apt. C3 Galion, OH 44833-3067	4.81 acres 1/9 of 43.32 acres	8.1943%	<i>n/a</i>
(f) Peggy Young 720 N. Main St., Lot #60 Mt. Gilead, OH 43338	4.81 acres 1/9 of 43.32 acres	8.1943%	<i>n/a</i>
(g) Delores Harris 3097 County Road 24 Cardington, OH 43316-9321	4.81 acres 1/9 of 43.32 acres	8.1943%	<i>n/a</i>
(h) Allen Darnell Hubbard 4229 Lynn Springs Rd. Swords Creek, VA 24649	4.81 acres 1/9 of 43.32 acres	8.1943%	<i>n/a</i>

Exhibit EE  
Unit AZ-117  
Docket #VGOB 11-0419-2930-02  
List of Respondents with Royalty Split Agreements/Court Orders/HB2058  
(58.74 Acre Unit)

	Acres in Unit	Interest in Unit	Percent of Escrow
(i) Lillian Pollard c/o Valery Breedlove, Trustee 144 Plaster Rd. Swords Creek, VA 24649 <i>1997-93 Deceased Document</i>	4.81 acres 1/9 of 43.32 acres	8.1943%	<i>n/a</i>
	<b>Total tract acres</b>	<b>43.3200</b>	
	<b>Total tract percent</b>	<b>73.7487%</b>	
<b><u>Tract #1C, 0.43 acres</u></b>			
<b><u>COAL OWNERSHIP</u></b>			
(1) Swords Creek Land Partnership, Tr.15 <i>(J.M. Hubbard 283.01 Acre Tract)</i> P.O. Box 29 Tazewell, VA 24651	0.43 acres	0.7321%	<i>n/a</i>
<b><u>OIL &amp; GAS OWNERSHIP</u></b>			
(1) Dallas James Whited 1422 Long Branch Rd. Swords Creek, VA 24649	0.43 acres	0.7321%	<i>n/a</i>
<b><u>Tract #1D, 0.66 acres</u></b>			
<b><u>COAL OWNERSHIP</u></b>			
(1) Swords Creek Land Partnership, Tr.15 <i>(J.M. Hubbard 283.01 Acre Tract)</i> P.O. Box 29 Tazewell, VA 24651	0.66 acres	1.1236%	<i>n/a</i>
<b><u>OIL &amp; GAS OWNERSHIP</u></b>			
(1) Leslie W. Peck, et ux. 3971 Lynn Springs Rd. Swords Creek, VA 24649	0.66 acres	1.1236%	<i>n/a</i>
<b><u>Tract #1E, 0.09 acres</u></b>			
<b><u>COAL OWNERSHIP</u></b>			
(1) Swords Creek Land Partnership, Tr.15 <i>(J.M. Hubbard 283.01 Acre Tract)</i> P.O. Box 29 Tazewell, VA 24651	0.09 acres	0.1532%	<i>n/a</i>
<b><u>OIL &amp; GAS OWNERSHIP</u></b>			
(1) Leslie W. Peck, et ux. 3971 Lynn Springs Rd. Swords Creek, VA 24649	0.09 acres	0.1532%	<i>n/a</i>
<b><u>Tract #1F, 0.06 acres</u></b>			
<b><u>COAL OWNERSHIP</u></b>			
(1) Swords Creek Land Partnership, Tr.15 <i>(J.M. Hubbard 283.01 Acre Tract)</i> P.O. Box 29 Tazewell, VA 24651	0.06 acres	0.1022%	<b>1.1292% - 50%</b> <b>(Royalty Split)</b>

Exhibit EE  
Unit AZ-117  
Docket #VGOB 11-0419-2930-02  
List of Respondents with Royalty Split Agreements/Court Orders/HB2058  
(58.74 Acre Unit)

	Acres in Unit	Interest in Unit	Percent of Escrow
<b>OIL &amp; GAS OWNERSHIP</b>			
(1) J. Patton Dye Heirs, Devisees, Successors or Assigns	0.06 acres	0.1022%	
(b) Jay Dye Heirs, Devisees, Successors or Assigns			
(b.1) Louise Dye Heirs, Devisees, Successors or Assigns			
(b.1.1) Jeff Dye PO Box 1026 Raven, VA 24639 <i>(b.1.1.1) address per reference map</i>	0.001 acres 1/96 of 0.06 acres	0.0011%	n/a
(b.1.2) Stevie Dye PO Box 10 Swords Creek, VA 24649	0.001 acres 1/96 of 0.06 acres	0.0011%	n/a
(b.1.3) Larry Wayne Dye 2632 Miller Creek Rd. Swords Creek, VA 24649	0.001 acres 1/96 of 0.06 acres	0.0011%	n/a
(b.1.4) Harold Lee Dye Heirs, Devisees, Successors or Assigns			
(b.1.4.1) Linda Jean Dye, widow 694 Jackie Dye Rd. Swords Creek, VA 24649	0.001 acres 1/96 of 0.06 acres	0.0011%	n/a
(c) Kenneth Dye Heirs, Devisees, Successors or Assigns			
(c.1) Harley Dye PO Box 973 Honaker, VA 24260	0.002 acres 1/36 of 0.06 acres	0.0028%	n/a
(c.2) Thomas Eugene Dye Rt. 3 Box 145 C Tazewell, VA 24651	0.002 acres 1/36 of 0.06 acres	0.0028%	n/a
(c.3) Rundle Lee Dye Heirs, Devisees, Successors or Assigns			
(c.3.1) Shirley M. Dye PO Box 1200 Honaker, VA 24260	0.002 acres 1/36 of 0.06 acres	0.0028%	n/a
(g) Beulah Hubbard Heirs, Devisees, Successors or Assigns			
(g.1) Luther Hubbard Heirs, Devisees, Successors or Assigns			
(g.1.2) Roger Lee Hubbard 1031 Long Branch Rd. Swords Creek, VA 24649	0.001 acres 1/108 of 0.06 acres	0.0009%	0.5646% - 50% (Royalty Split)
(g.1.3) Danny Hubbard 902 Lynn Springs Rd. Swords Creek, VA 24649	0.001 acres 1/108 of 0.06 acres	0.0009%	0.5646% - 50% (Royalty Split)

**Exhibit EE**  
**Unit AZ-117**  
**Docket #VGOB 11-0419-2930-02**  
**List of Respondents with Royalty Split Agreements/Court Orders/HB2058**  
**(58.74 Acre Unit)**

	Acres in Unit	Interest in Unit	Percent of Escrow
(g.2) Roger Lee Hubbard 1031 Long Branch Rd. Swords Creek, VA 24649	0.002 acres 1/36 of 0.06 acres	0.0028%	<i>n/a</i>
(g.3) Danny Hubbard 902 Lynn Springs Rd. Swords Creek, VA 24649	0.002 acres 1/36 of 0.06 acres	0.0028%	<i>n/a</i>
(j) Oria William Dye Heirs, Devisees, Successors or Assigns			
(j.4) Michael Dye 10300 New Garden Rd. Honaker, VA 24260	0.001 acres 1/60 of 0.06 acres	0.0017%	<b>2.0325%</b> <b>HB2058</b>
	<b>Total tract acres</b>	<b>0.0129</b>	
	<b>Total tract percent</b>	<b>0.0220%</b>	
	<b>Total Acreage in Unit</b>	<b>55.2829</b>	
	<b>Total Percentage of Unit</b>	<b>94.1147%</b>	

**Exhibit J**  
**Unit AZ117 Escrow Account Reconciliation**  
**VGOB 11-0419-2930**

CNX Deposit Information		
Check Date	Check Number	Total
7/22/2013	E000010158	\$2,795.14
8/20/2013	E000011500	\$307.15
9/12/2013	26707	\$41,746.11
9/20/2013	E000012806	\$269.76
10/21/2013	E000015999	\$229.79
11/19/2013	E000017107	\$227.79
12/18/2013	E000018467	\$228.02
1/21/2014	E000019827	\$242.03
2/24/2014	E000021304	\$278.08
3/20/2014	E000022701	\$419.81
4/22/2014	E000024696	\$455.48
5/19/2014	E000026404	\$398.49
6/20/2014	E000028023	\$328.68
7/18/2014	E000030008	\$353.89
8/21/2014	E000031772	\$324.39
9/18/2014	E000033650	\$313.11
10/20/2014	E000037485	\$248.28
11/19/2014	E000039028	\$249.07
12/22/2014	E000040819	\$261.40
1/20/2015	E000042636	\$243.29
2/19/2015	E000044660	\$293.63
3/19/2015	E000046464	\$196.16
4/21/2015	E000048384	\$172.86
5/20/2015	E000051189	\$162.93
6/23/2015	E000053182	\$107.50
7/20/2015	E000055129	\$119.01
8/24/2015	E000057120	\$140.08
9/22/2015	E000059022	\$145.58
10/22/2015	E000063356	\$140.17
11/24/2015	E000064940	\$116.51
12/21/2015	E000066820	\$104.49
1/21/2016	E000068570	\$69.57

Escrow Bank Data														
Date	Escrow Royalty Deposits	Income	\$ Mrket Int	CDARS Int	Fees	Distributions	Audit Costs	Corrections	Gain/Loss	Royalty Bonus	Total Int. and Fees	Bank Balance	Running Balance	Difference
7/31/2013	\$2,795.14		\$0.12	\$0.00	\$0.00						\$0.12	\$2,795.26	\$2,795.26	\$0.00
8/31/2013	\$307.15		\$0.51	\$0.00	(\$0.23)						\$0.28	\$3,102.69	\$3,102.69	\$0.00
9/30/2013	\$42,015.87		\$0.71	\$0.00	(\$0.26)						\$0.45	\$45,119.01	\$45,119.01	\$0.00
10/31/2013	\$229.79		\$6.92	\$1.14	(\$3.76)						\$4.30	\$45,353.10	\$45,353.10	\$0.00
11/30/2013	\$227.79		\$5.65	\$2.40	(\$3.78)						\$4.27	\$45,585.16	\$45,585.16	\$0.00
12/31/2013	\$228.02		\$3.49	\$9.20	(\$3.80)						\$8.89	\$45,822.07	\$45,822.07	\$0.00
1/31/2014	\$242.03		\$1.17	\$9.44	(\$3.82)						\$6.79	\$46,070.89	\$46,070.89	\$0.00
2/28/2014	\$278.08		\$1.03	\$8.64	(\$3.84)						\$5.83	\$46,354.80	\$46,354.80	\$0.00
3/31/2014	\$419.81		\$1.17	\$9.68	(\$3.86)						\$6.99	\$46,781.60	\$46,781.60	\$0.00
4/30/2014	\$455.48		\$0.78	\$10.13	(\$3.90)						\$7.01	\$47,244.09	\$47,244.09	\$0.00
5/31/2014	\$398.49		\$0.83	\$10.75	(\$3.94)						\$7.64	\$47,650.22	\$47,650.22	\$0.00
6/30/2014	\$328.68		\$0.88	\$10.41	(\$3.97)						\$7.32	\$47,986.22	\$47,986.22	\$0.00
7/31/2014	\$353.89		\$0.97	\$10.77	(\$4.00)						\$7.74	\$48,347.85	\$48,347.85	\$0.00
8/31/2014	\$324.39		\$1.02	\$10.80	(\$4.03)						\$7.79	\$48,680.03	\$48,680.03	\$0.00
9/30/2014	\$313.11		\$1.04	\$10.21	(\$4.03)						\$7.22	\$49,000.36	\$49,000.36	\$0.00
10/31/2014	\$248.28		\$1.12	\$10.45	(\$4.08)						\$7.49	\$49,256.13	\$49,256.13	\$0.00
11/30/2014	\$249.07		\$1.21	\$9.95	(\$4.10)						\$7.06	\$49,512.26	\$49,512.26	\$0.00
12/31/2014	\$261.40		\$2.35	\$8.50	(\$4.11)						\$6.74	\$49,780.40	\$49,780.40	\$0.00
1/31/2015	\$243.29		\$3.08	\$7.59	(\$4.15)						\$6.52	\$50,030.21	\$50,030.21	\$0.00
2/28/2015	\$293.63		\$3.53	\$5.22	(\$4.17)						\$4.58	\$50,034.79	\$50,328.42	\$293.63
3/31/2015	\$196.16		\$4.65	\$5.43	(\$4.17)						\$5.91	\$50,530.49	\$50,530.49	\$0.00
4/30/2015	\$172.86		\$5.15	\$3.34	(\$4.19)						\$4.30	\$50,707.65	\$50,707.65	\$0.00
5/31/2015	\$162.93		\$6.10	\$2.47	(\$4.23)						\$4.34	\$50,874.92	\$50,874.92	\$0.00
6/30/2015	\$107.50		\$5.96	\$2.40	(\$4.24)						\$4.12	\$50,986.54	\$50,986.54	\$0.00
7/31/2015	\$119.01		\$6.39	\$2.19	(\$4.25)						\$4.33	\$51,109.88	\$51,109.88	\$0.00
8/31/2015	\$140.08		\$6.76	\$0.94	(\$4.26)	\$0.00	\$0.00	\$0.00			\$3.44	\$51,253.40	\$51,253.40	\$0.00
9/30/2015	\$145.58		\$6.92	\$3.67	(\$4.27)	\$0.00	\$0.00	\$0.00			\$6.32	\$51,405.30	\$51,405.30	\$0.00
10/31/2015	\$140.17		\$7.85	\$0.11	(\$4.28)	\$0.00	\$0.00	\$0.00			\$3.68	\$51,549.15	\$51,549.15	\$0.00
11/30/2015	\$116.51		\$8.10	\$0.11	(\$4.30)	\$0.00	\$0.00	\$0.00			\$3.91	\$51,669.57	\$51,669.57	\$0.00
12/31/2015	\$104.49		\$8.37	\$3.80	(\$4.31)						\$7.86	\$51,781.92	\$51,781.92	\$0.00
1/31/2016	\$69.57		\$1.00		(\$4.32)						-\$3.32	\$51,848.17	\$51,848.17	\$0.00
2/29/2016	\$92.90		\$8.64		(\$4.32)						\$4.32	\$51,945.39	\$51,852.49	-\$92.90
3/31/2016			\$9.11		(\$4.33)						\$4.78	\$51,950.17	\$51,857.27	-\$92.90
4/30/2016			\$8.80		(\$4.33)						\$4.47	\$51,954.64	\$51,861.74	-\$92.90
											<b>Total</b>	\$173.49		

<b>Total Deposited</b>	<b>\$51,688.25</b>
<b>Interest and Fees</b>	<b>\$173.49</b>
<b>Total</b>	<b>\$51,861.74</b>
<b>April 2016 First Bank and Trust balance</b>	<b>\$51,954.64</b>
<b>Difference</b>	<b>-\$92.90</b>

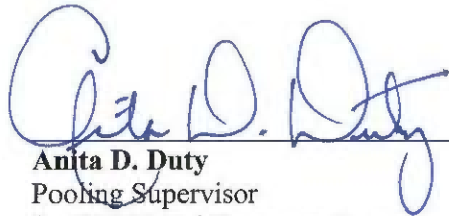
# AFFIDAVIT OF MAILING – COAL OWNER

COMMONWEALTH OF VIRGINIA  
COUNTY OF **RUSSELL**

**Applicant:** CNX Gas Company LLC  
**Relief Sought:** Disbursement Petition for AZ117  
VGOB: 11-0419-2930

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 **June 24, 2015** a true and correct copy of the coal owner dismissal and prior order 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 Resources Inc.

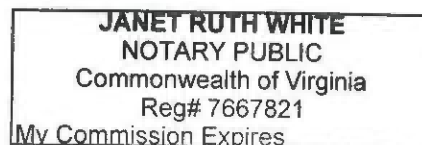
STATE OF VIRGINIA

COUNTY OF TAZEWELL, TO-WIT:

TAKEN, SUBSCRIBED AND SWORN to before me this 2 day of March,  
2016.

  
\_\_\_\_\_  
Notary Public

My commission expires: 3/31/2020



CERTIFICATION OF NOTICE  
CNX Gas Company LLC

Unit AZ117  
VGOB 11-0419-2930  
**Coal dismissal letter**

Last Name	First Name	MAILED	RECEIPT #	RECEIVED
Swords Creek Land Partnership	(Coal Owner)	6/24/15	7014349000018926 5285	6/29/2015

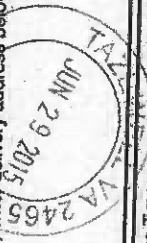
- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:  
 Swords Crk Land  
 Partnership  
 PO Box 29  
 Taz VA 24651-0029

A. Signature  
*X Sham (Ben)*  Agent  Addressee

B. Received by (Printed Name)  
*Sharon Brooks*  Date of Delivery

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



3. Service Type  
 Certified Mail®  Priority Mail Express™  
 Registered  Return Receipt for Merchandise  
 Insured Mail  Collect on Delivery *AZ118*

4. Restricted Delivery? (Extra Fee)  Yes  No  
*AZ119*  
*AX11L*

2. Article Number (Transfer from service label) 7014 3490 0001 8926 5285  
 Domestic Return Receipt A4118 A4119 A4120  
 PS Form 3811, July 2013