

**BEFORE THE VIRGINIA GAS AND OIL BOARD**

**PETITIONER:** CNX Gas Company LLC

**DIVISION OF GAS AND OIL**

**DOCKET NO:** VGOB 04-1214-1366-02

**RELIEF SOUGHT: (1) DISBURSEMENT FROM ESCROW REGARDING TRACT(S) A portion of 1Q (2) AND AUTHORIZATION FOR DIRECT PAYMENT OF ROYALTIES (3) AND DISMISSAL OF COAL OWNERS PURSUANT TO CODE OF VIRGINIA SECTION 45.1-361.22:2.**

**HEARING DATE:** October 17, 2017

**DRILLING UNIT:** BD122

**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 1Q, as depicted upon the annexed table; and (2) authorization to begin paying royalties directly to Swords Creek Land Partnership, Linda Vance Wilson, Brenda Vance Hess, Carl Howard Vance, Roscoe Wayne Vance, Nell Ree Vance and Norma J. McKinney.

**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 Linda Vance Wilson, Brenda Vance Hess, Carl Howard Vance & Roscoe Wayne Vance 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. Nell Ree Vance & Norma J McKinney are the gas claimants in Tract(s) portion of 1Q. 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 Nell Ree Vance and Norma J McKinney are the gas claimants in Tract(s) portion of 1Q 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.

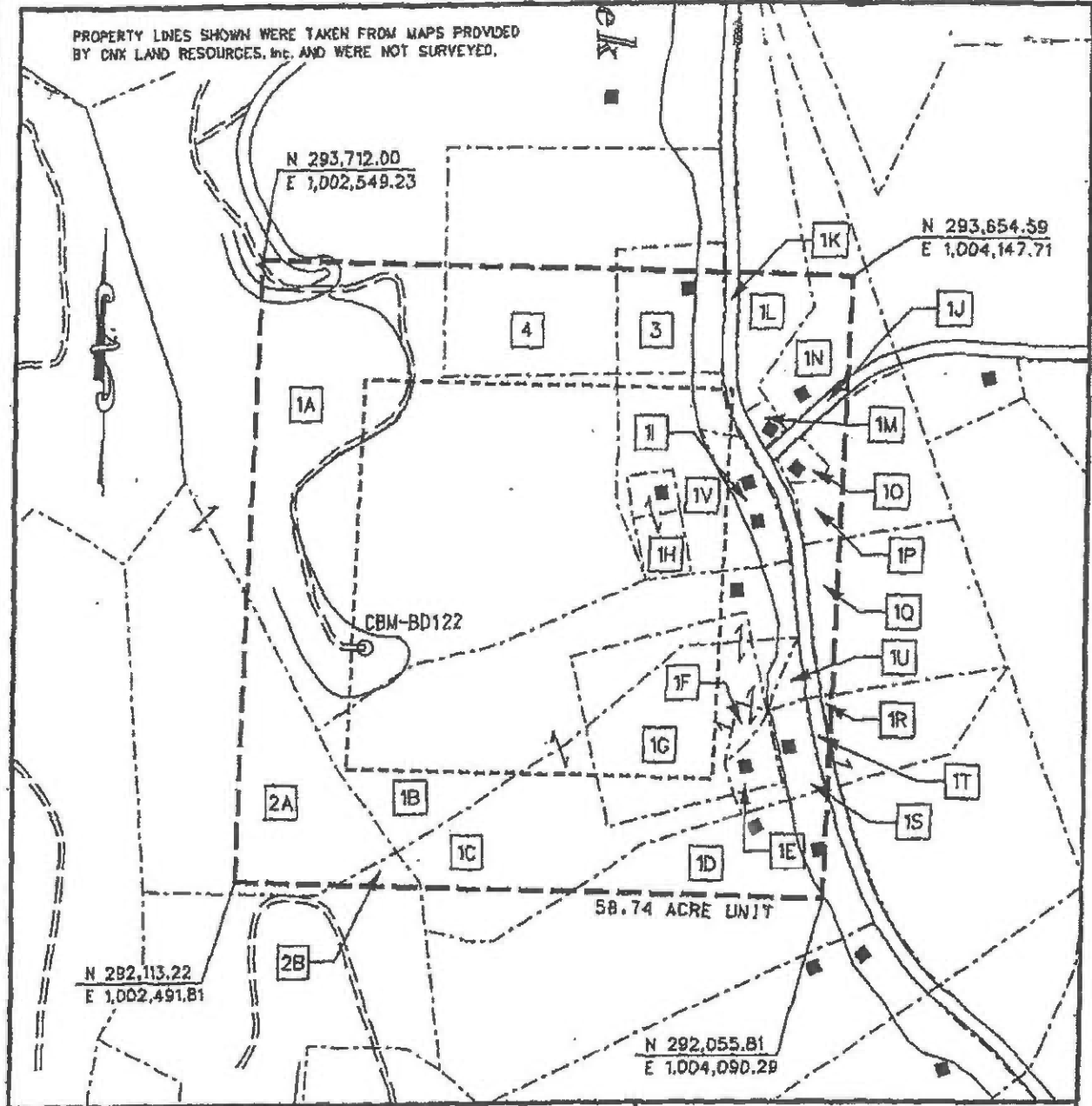


EXHIBIT A  
MIDDLE RIDGE 1 FIELD  
UNIT BD-122  
FORCE PODLING  
VGDS-04-1214-1366

Company CNX Gas Company LLC Well Name and Number UNIT BD-122  
 Tract No. \_\_\_\_\_ Elevation \_\_\_\_\_ Quadrangle Schonaker  
 County Russell District New Garden Scale: 1" = 400' Date 11/16/09  
 This plot is a new plot  ; an updated plot \_\_\_\_\_ ; or final plot \_\_\_\_\_  
 Form DGD-GD-7 \_\_\_\_\_  
 Rev. 9/91 \_\_\_\_\_  
 Licensed Professional Engineer or Licensed Land Surveyor  
 No. 10958  
 State of West Virginia  
 PROFESSIONAL ENGINEER

**CNX Gas Company LLC  
Unit BD-122  
Tract Identifications  
(58.74 Acre Unit)**

- 1A. 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 and CBM Leased  
20.25 acres                      34.4740%
- 1B. 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  
John B. Farmer, et ux - Surface and All Minerals except Coal  
CNX Gas Company LLC - Oil, Gas and CBM Leased  
7.74 acres                      13.1767%
- 1C. 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  
John B. Farmer, et ux - Surface and All Minerals except Coal  
CNX Gas Company LLC - Oil, Gas and CBM Leased  
3.79 acres                      6.4522%
- 1D. 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  
Timothy Chafins, et ux - Surface and All Minerals except Coal  
2.52 acres                      4.2901%
- 1E. 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  
Amos Farmer, et ux - Surface and All Minerals except Coal  
0.59 acres                      1.0044%
- 1F. John B. Farmer, et ux - Fee  
CNX Gas Company LLC - Oil, Gas and CBM Leased  
0.18 acres                      0.3064%

**CNX Gas Company LLC  
Unit BD-122  
Tract Identifications  
(68.74 Acre Unit)**

- 1G. John B. Farmer, et ux - Fee  
CNX Gas Company LLC - Oil, Gas and CBM Leased  
4.38 acres 7.4666
- 1H. 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  
Daniel Tucker - Surface and All Minerals except Coal  
CNX Gas Company, LLC - Oil, Gas and CBM Leased  
0.81 acres 1.3790%
- 1I. 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  
Delora Elkins, et.al - Surface and All Minerals except Coal  
0.75 acres 1.2768%
- 1J. 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  
Rosa Plaster, et al - Surface and All Minerals except Coal  
0.24 acres 0.4086%
- 1K. 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  
Lucinda Plaster OR Commonwealth of Virginia - All Minerals except Coal  
Commonwealth of Virginia - Surface  
1.05 acres 1.7875%
- 1L. 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  
Larry Wayne Plaster - Surface and All Minerals except Coal  
1.05 acres 1.7875%

**CNX Gas Company LLC  
Unit BD-122  
Tract Identifications  
(58.74 Acre Unit)**

- 1M. 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  
Frances Plaster - Surface and All Minerals except Coal  
0.16 acres                      0.2724%
- 1N. 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  
Paul Newberry, et ux - Surface and All Minerals except Coal  
1.21 acres                      2.0599%
- 1O. 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  
Rosa Plaster, et al - Surface and All Minerals except Coal  
0.24 acres                      0.4086%
- 1P. 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  
Gerald T. Francis, et ux - Surface and All Minerals except Coal  
0.73 acres                      1.2428%
- 1Q. 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  
Carvel J. Vance, et al - Surface and All Minerals except Coal  
0.54 acres                      0.9193%
- 1R. 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  
John B. Farmer, et ux - Surface and All Minerals except Coal  
CNX Gas Company LLC - Oil, Gas and CBM Leased  
0.03 acres                      0.0511%

**CNX Gas Company LLC  
Unit BD-122  
Tract Identifications  
(58.74 Acre Unit)**

- 1S. **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  
Home Securities Corporation OR Glenn Allen Hess, et ux  
OR Riley G. Farmer Heirs - Surface and All Minerals except Coal  
CNX Gas Company LLC - Oil, Gas and CBM Leased (If owned by Glenn Allen Hess, et ux)  
0.51 acres                      0.8682%
- 1T. **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  
Ruben Sparks OR Commonwealth of Virginia - All Minerals except Coal  
Commonwealth of Virginia - Surface  
0.17 acres                      0.2894%
- 1U. **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  
Madeline Mae Richardson - Surface and All Minerals except Coal  
0.20 acres                      0.3405%
- 1V. **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 and CBM Leased  
2.74 acres                      4.6646%
- 2A. **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  
Ruth Byrd, et al. - Surface and All Minerals except Coal  
CNX Gas Company, LLC - Oil, Gas and CBM Leased  
3.86 acres                      6.5713%

**CNX Gas Company LLC<sup>1</sup>**  
**Unit BD-122**  
**Tract Identifications**  
**(58.74 Acre Unit)**

- 2B. **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**  
**Ruby G. Barton - Surface and All Minerals except Coal**  
0.24 acres                      0.4086%
3. **Ruth Byrd - Fee**  
**CNX Gas Company LLC - Oil, Gas and CBM Leased**  
1.76 acres                      2.9792%
4. **Ruth Byrd, et al - Fee**  
**CNX Gas Company LLC - Oil, Gas and CBM Leased**  
3.01 acres                      5.1243%



Exhibit E  
Unit BD-122  
Docket #VGOB 04-1214-1366-02  
List of Respondents that require escrow  
(58.74 Acre Unit)

	Acres in Unit	Interest in Unit
<b><u>Tract #1E, 0.59 acres</u></b>		
<b><u>COAL OWNERSHIP</u></b>		
(1) Swords Creek Land Partnership, Tr.27 P.O. Box 187 Tazewell, VA 24651	0.59 acres	1.0044%
<b><u>OIL &amp; GAS OWNERSHIP</u></b>		
(1) Amos Farmer, et ux.	0.59 acres	1.0044%
<b><i>W9/Affidavit not received</i></b>		
(a) Amos Farmer 949 Pine Creek Road Swords Creek, VA 24649	0.2950 acres 1/2 of 0.59 acres	0.5022%
(b) Jannette Farmer 949 Pine Creek Road Swords Creek, VA 24649	0.2950 acres 1/2 of 0.59 acres	0.5022%
	<b>Acres</b>	<b>0.5900</b>
	<b>Percent</b>	<b>1.0044%</b>

**Tract #1I-1, 0.44 acres**

**COAL OWNERSHIP**

(1) Swords Creek Land Partnership, Tr.27 P.O. Box 187 Tazewell, VA 24651	0.44 acres	0.7491%
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**OIL & GAS OWNERSHIP**

(1) Delora Elkins, et al.	0.44 acres	0.7491%
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***Outstanding W9/Affidavit***

(a) Delora Elkins Heirs, Devisees, Successors or Assigns

(a.1) Tammy Lynn Shephard *Conveyed 1/3 interest to Nancy Faye Elkins 11/11/1996 recorded in DB 456/194*

(a.1.1) Nancy Faye Elkins *Conveyed 0.54 acres to Nancy Faye Elkins 2/4/2002 recorded in DB 546/416*

(a.2) Nancy Faye Elkins *Conveyed 0.54 acres to Nancy Faye Elkins 2/4/2002 recorded in DB 546/416*

(a.3) Steve and Alice Jo Elkins *Conveyed 0.54 acres to Nancy Faye Elkins 2/4/2002 recorded in DB 546/416*

Nancy Faye Elkins 1007 Pine Creek Rd Swords Creek, VA 24649	0.22 acres 1/2 of 0.44 acres	0.3745%
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(b) Iles Elkins Heirs, Devisees, Successors or Assigns

(b.1) Tammy Lynn Shephard *Conveyed 1/3 interest to Nancy Faye Elkins 11/11/1996 recorded in DB 456/194*

(b.1.1) Nancy Faye Elkins *Conveyed 0.54 acres to Nancy Faye Elkins 2/4/2002 recorded in DB 546/416*

(a.2) Nancy Faye Elkins *Conveyed 0.54 acres to Nancy Faye Elkins 2/4/2002 recorded in DB 546/416*

(a.3) Steve and Alice Jo Elkins *Conveyed 0.54 acres to Nancy Faye Elkins 2/4/2002 recorded in DB 546/416*

Nancy Faye Elkins 1007 Pine Creek Rd Swords Creek, VA 24649	0.22 acres 1/2 of 0.44 acres	0.3745%
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<b>Acres</b>	<b>0.4400</b>
<b>Percent</b>	<b>0.7491%</b>

Exhibit E  
Unit BD-122  
Docket #VGOB 04-1214-1366-02  
List of Respondents that require escrow  
(58.74 Acre Unit)

	Acres in Unit	Interest in Unit
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**Tract #1I-1, 0.31 acres**

**COAL OWNERSHIP**

(1) Swords Creek Land Partnership, Tr.27 P.O. Box 187 Tazewell, VA 24651	0.31 acres	0.5277%
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**OIL & GAS OWNERSHIP**

(1) Delora Elkins, et al.	0.31 acres	0.5277%
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**Outstanding W9/Affidavit**

(a) Delora Elkins Heirs, Devisees, Successors or Assigns

(a.1) Tammy Lynn Shephard	<i>Conveyed 1/3 interest to Nancy Faye Elkins 11/11/1996 recorded in DB 456/194</i>	
(a.1.1) Nancy Faye Elkins	<i>Conveyed 0.256 acres to Steve &amp; Alice Jo Elkins, TE, 2/4/2002 recorded in DB 5-</i>	
(a.2) Nancy Faye Elkins	<i>Conveyed 0.256 acres to Steve &amp; Alice Jo Elkins, TE, 2/4/2002 recorded in DB 5-</i>	
(a.3) Steve and Alice Jo Elkins	<i>Conveyed 0.256 acres to Steve &amp; Alice Jo Elkins, TE, 2/4/2002 recorded in DB 5-</i>	
Steve & Alice Jo Elkins 1007 Pine Creek Rd Swords Creek, VA 24649	0.16 acres 1/2 of 0.31 acres	0.2639%

(b) Iles Elkins Heirs, Devisees, Successors or Assigns

(b.1) Tammy Lynn Shephard	<i>Conveyed 1/3 interest to Nancy Faye Elkins 11/11/1996 recorded in DB 456/194</i>	
(b.1.1) Nancy Faye Elkins	<i>Conveyed 0.256 acres to Steve &amp; Alice Jo Elkins, TE, 2/4/2002 recorded in DB 5-</i>	
(a.2) Nancy Faye Elkins	<i>Conveyed 0.256 acres to Steve &amp; Alice Jo Elkins, TE, 2/4/2002 recorded in DB 5-</i>	
(a.3) Steve and Alice Jo Elkins	<i>Conveyed 0.256 acres to Steve &amp; Alice Jo Elkins, TE, 2/4/2002 recorded in DB 5-</i>	
Steve & Alice Jo Elkins 1007 Pine Creek Rd Swords Creek, VA 24649	0.16 acres 1/2 of 0.31 acres	0.2639%

*Tract previously shown as 1I containing 0.75 acres has been deeded into 2 tracts with separate ownership as shown above*

<b>Acres</b>	<b>0.3100</b>
<b>Percent</b>	<b>0.5277%</b>

**Tracts #1J and 1K, 1.29 acres**

**COAL OWNERSHIP**

(1) Swords Creek Land Partnership, Tr.27 P.O. Box 187 Tazewell, VA 24651	1.29 acres	2.1961%
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**OIL & GAS OWNERSHIP**

**Escrow due to title conflict**

(1) Lucinda Plaster <i>Address Unknown</i>	1.29 acres	2.1961%
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- OR -

(1) Commonwealth of Virginia Department of Transportation P.O. Box 1768 Bristol, VA 24203	1.29 acres	2.1961%
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*Tract previously shown as 1J containing 0.24 acres in error has been placed back in escrow, ownership is listed above*

Exhibit E  
Unit BD-122  
Docket #VGOB 04-1214-1366-02  
List of Respondents that require escrow  
(58.74 Acre Unit)

	Acres in Unit	Interest in Unit
<b><u>Tract #10, 0.24 acres</u></b>		
<b><u>COAL OWNERSHIP</u></b>		
(1) Swords Creek Land Partnership, Tr.27 P.O. Box 187 Tazewell, VA 24651	0.24 acres	0.4086%
<b><u>OIL &amp; GAS OWNERSHIP</u></b>		
<b><i>Unresolved Heirship</i></b>		
(1) Rosa Plaster, et al.	0.24 acres	0.4086%
(a) Rosa Plaster Heirs, Devisees, Successors or Assigns	<i>Conveyed by Deed of Gift DB358/475. Life Estate extinguished</i>	
(b) Dorothy Thelma Dye Heirs, Devisees, Successors or Assigns		
(b.2) Rita Gail Pruitt Heirs, Devisees, Successors or Assigns	0.04 acres 1/6 of 0.24 acres	0.0681%
(b.2.1) Darrell Pruitt 133 Hasty Hill Road Thomasville, NC 27360		
	<b>Acres Percent</b>	<b>0.0400 0.0681%</b>

<b><u>Tract #1Q, 0.54 acres</u></b>		
<b><u>COAL FEE OWNERSHIP</u></b>		
(1) Swords Creek Land Partnership, Tr.27 P.O. Box 187 Tazewell, VA 24651	0.54 acres	0.9193%
<b><u>OIL &amp; GAS OWNERSHIP</u></b>		
<b><i>Outstanding W9/Affidavits</i></b>		
Carvel J. Vance, et al.	0.54 acres	0.9193%
(1) Carvel J. Vance Heirs, Devisees, Successors or Assigns		
(a) Lorraine Vance Heirs, Devisees, Successors or Assigns		
(e) Danny A. Vance 459 1/2 Winfield Road Saint Albans, WV 25177	0.0300 acres 1/18 of 0.54 acres	0.0511%
(g) Jacqueline Hill PO Box 407 Laurens, SC 29360	0.0300 acres 1/18 of 0.54 acres	0.0511%
(2) Neely Vance Heirs, Devisees, Successors or Assigns		
(2) Dorothy Vance Childress Heirs, Devisees, Successors or Assign		
(b) Thomas Edsel Childress Heirs, Devisees, Successors or Assigns		
(b.1) Judy R. Childress 3 Zimmie Street Lyman, SC 29365	0.0050 acres 1/108 of 0.54 acres	0.0085%
(d) Dorothy Earlene Barton PO Box 1888 Honaker, VA 24260	0.0050 acres 1/108 of 0.54 acres	0.0085%

**Exhibit E**  
**Unit BD-122**  
**Docket #VGOB 04-1214-1366-02**  
**List of Respondents that require escrow**  
**(58.74 Acre Unit)**

	Acres in Unit	Interest in Unit
(e) Geraldine Hubbard 305 Pine Creek Road Swords Creek, VA 24649	0.0050 acres 1/108 of 0.54 acres	0.0085%
(f) Earnest Robert Childress Heirs, Devisees, Successors <i>pre-deceased son</i> or Assigns		
(f.1) Donna K. White 125 Latham Street Easley, SC 29640	0.0017 acres 1/324 of 0.54 acres	0.0028%
(f.2) Jeffery L. Childress 6658 Miller Creek Road Swords Creek, VA 24649	0.0017 acres 1/324 of 0.54 acres	0.0028%
(f.3) Earnest R. Childress, Jr. 271 Pine Creek Road Swords Creek, VA 24649	0.0017 acres 1/324 of 0.54 acres	0.0028%
(3) Queen Victoria Jackson Heirs, Devisees, Successors or Assigns		
(c) Linda S. Jackson PO Box 58 Jewell Ridge, VA 24622	0.0060 acres 1/90 of 0.54 acres	0.0102%
(5) Carvel J. Vance Heirs, Devisees, Successors, or Assigns		
(e) Danny A. Vance 459 1/2 Winfield Road Saint Albans, WV 25177	0.0033 acres 1/162 of 0.54 acres	0.0057%
(g) Jacqueline Hill PO Box 407 Laurens, SC 29360	0.0033 acres 1/162 of 0.54 acres	0.0057%
(6) Truedale Ringstaff 230 Bland Street North Tazewell, VA 24630	0.0300 acres 1/18 of 0.54 acres	0.0511%
(7) Ershell Vance Sr. Heirs, Devisees, Successors or Assigns		
(a) Dorothy Vance P.O. Box 86 Jewell Ridge, VA 24622	0.0100 acres 1/54 of 0.54 acres	0.0170%
(9) Elizabeth Christian Heirs, Devisees, Successors or Assigns		
(a) Henry Christian Heirs, Devisees, Successors or Assigns		
(a.1) James Michael Christian 1403 Beverly Hills Drive North Tazewell, VA 24630	0.0075 acres 1/72 of 0.54 acres	0.0128%
(a.4) Sue Tibbs 534 Carter Hill Road North Tazewell, VA 24630	0.0075 acres 1/72 of 0.54 acres	0.0128%
	<b>Acres</b> <b>Percent</b>	<b>0.1477</b> <b>0.2514%</b>

**Tract #1S, 0.51 acres**

**COAL OWNERSHIP**

(1) Swords Creek Land Partnership, Tr.27 P.O. Box 187 Tazewell, VA 24651	0.51 acres	0.8682%
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**Exhibit E**  
**Unit BD-122**  
**Docket #VGOB 04-1214-1366-02**  
**List of Respondents that require escrow**  
**(58.74 Acre Unit)**

	Acres in Unit	Interest in Unit
<b><u>OIL &amp; GAS OWNERSHIP</u></b>		
<i>Escrow due to title conflict</i>		
(1) Home Securities Corporation <i>Address Unknown</i>	0.51 acres	0.8682%
- OR -		
(1) Glenn Allen & Brenda Hess, TE c/o Amos Riley P.O. Box 432 Swords Creek, VA 24649	0.51 acres	0.8682%
- OR -		
(1) Riley G. Farmer Heirs, Devisees, Successors or Assigns <i>Address Unknown</i>	0.51 acres	0.8682%
<b><u>Tract #1T, 0.17 acres</u></b>		
<b><u>COAL OWNERSHIP</u></b>		
(1) Swords Creek Land Partnership, Tr.27 P.O. Box 187 Tazewell, VA 24651	0.17 acres	0.2894%
<b><u>OIL &amp; GAS OWNERSHIP</u></b>		
<i>Escrow due to title conflict</i>		
(1) Ruben Sparks <i>Address Unknown</i>	0.17 acres	0.2894%
- OR -		
(1) Commonwealth of Virginia Department of Transportation P.O. Box 1768 Bristol, VA 24203	0.17 acres	0.2894%
<b>Total Acres</b>		<b>3.4977</b>
<b>Total Percentage</b>		<b>5.9545%</b>

Exhibit EE  
Unit BD-122  
Docket #VGOB 04-1214-1366-02  
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, 20.25 acres</u></b>			
<b><u>COAL OWNERSHIP</u></b>			
(1) Swords Creek Land Partnership, Tr.27 P.O. Box 187 Tazewell, VA 24651	20.25 acres	34.4740%	<i>n/a</i>
<b><u>OIL &amp; GAS OWNERSHIP</u></b>			
(1) Ruth Byrd, et al.	20.25 acres	34.4740%	
(a) (Ada) Ruth Byrd	<i>Conveyed 12/26/03 DB 701/672</i>		
(a.1) Daniel Ray Tucker 1029 Pine Creek Road Swords Creek, VA 24649	4.050 acres 1/5 of 20.25 acres	6.8948%	<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	4.050 acres 1/5 of 20.25 acres	6.8948%	<i>n/a</i>
(c) Alice Albert	<i>Conveyed 12/21/98 DB 485/728</i>		
(c.1) Daniel Ray & Rebecca Tucker, t/e 1029 Pine Creek Road Swords Creek, VA 24649	4.050 acres 1/5 of 20.25 acres	6.8948%	<i>n/a</i>
(d) Daniel L. Keen	<i>Conveyed 12/28/11 DB 743/560</i>		
(d.1) Virginia Resources, LLC PO Box 1320 Honaker, VA 24260	4.050 acres 1/5 of 20.25 acres	6.8948%	<i>n/a</i>
(e) Victoria Slate Heirs, Devisees, Successors or Assigns			
(e.1) Raymond P. Slate 1829 Lynn Springs Rd. Swords Creek, VA 24649	1.013 acres 1/20 of 20.25 acres	1.7237%	<i>n/a</i>
(e.2) Jeffery W. Slate PO Box 33 Swords Creek, VA 24649-0033 <i>(interest previously shown as 1/10 in error)</i>	1.013 acres 1/20 of 20.25 acres	1.7237%	<i>n/a</i>
(e.3) Jackie Dale Slate Augusta Correction Center 1821 Estaline Valley Road Craigs ville, VA 24430	1.013 acres 1/20 of 20.25 acres	1.7237%	<i>n/a</i>
(e.4) Sheila Slate Lofton HC 69, Box 1828 White Sulphur Springs, WV 24984	1.013 acres 1/20 of 20.25 acres	1.7237%	<i>n/a</i>
<b>Total Tract Acres</b>		20.2500	
<b>Total Tract Percent</b>		34.4740%	

**Tract #1B, 7.74 acres**

**COAL OWNERSHIP**

(1) Swords Creek Land Partnership, Tr.27 P.O. Box 187 Tazewell, VA 24651	7.74 acres	13.1767%	<i>n/a</i>
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Exhibit EE  
Unit BD-122  
Docket #VGOB 04-1214-1366-02  
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>OIL &amp; GAS OWNERSHIP</u></b>			
(1) John B. & Teresa Farmer, t/e 949 Pine Creek Rd Swords Creek, VA 24649	7.74 acres	13.1767%	<i>n/a</i>
<b><u>Tract #1C, 3.79 acres</u></b>			
<b><u>COAL OWNERSHIP</u></b>			
(1) Swords Creek Land Partnership, Tr.27 P.O. Box 187 Tazewell, VA 24651	3.79 acres	6.4522%	<i>n/a</i>
<b><u>OIL &amp; GAS OWNERSHIP</u></b>			
(1) John B. & Teresa Farmer, t/e 949 Pine Creek Rd Swords Creek, VA 24649	3.79 acres	6.4522%	<i>n/a</i>
<b><u>Tract #1D, 2.52 acres</u></b>			
<b><u>COAL OWNERSHIP</u></b>			
(1) Swords Creek Land Partnership, Tr.27 P.O. Box 187 Tazewell, VA 24651	2.52 acres	4.2901%	<i>n/a</i>
<b><u>OIL &amp; GAS OWNERSHIP</u></b>			
(1) Timothy & Kathy Chafins, t/e 753 Pine Creek Rd Swords Creek, VA 24649	2.52 acres	4.2901%	<i>n/a</i>
<b><u>Tract #1H, 0.81 acres</u></b>			
<b><u>COAL OWNERSHIP</u></b>			
(1) Swords Creek Land Partnership, Tr.27 P.O. Box 187 Tazewell, VA 24651	0.81 acres	1.3790%	<i>n/a</i>
<b><u>OIL &amp; GAS OWNERSHIP</u></b>			
(1) Daniel & Rebecca Tucker, t/e 1029 Pine Creek Road Swords Creek, VA 24649	0.81 acres	1.3790%	<i>n/a</i>
<b><u>Tract #1J, 0.24 acres</u></b>			
<i>Tract #1J was previously shown in error. Wilma Keen was never placed on direct pay. See Exhibit E for current ownership.</i>			
<b><u>Tract #1L, 1.05 acres</u></b>			
<b><u>COAL OWNERSHIP</u></b>			
(1) Swords Creek Land Partnership, Tr.27 P.O. Box 187 Tazewell, VA 24651	1.05 acres	1.7875%	<i>n/a</i>
<b><u>OIL &amp; GAS OWNERSHIP</u></b>			
(1) Larry Wayne Plaster 21550 Moon Light Bay Road Abingdon, VA 24211	1.05 acres	1.7875%	<i>n/a</i>

Exhibit EE  
Unit BD-122  
Docket #VGOB 04-1214-1366-02  
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 #1M, 0.16 acres</u></b>			
<b><u>COAL OWNERSHIP</u></b>			
(1) Swords Creek Land Partnership, Tr.27 P.O. Box 187 Tazewell, VA 24651	0.16 acres	0.2724%	<i>n/a</i>
<b><u>OIL &amp; GAS OWNERSHIP</u></b>			
(1) Frances Plaster 401 Hyatt Street Richlands, VA 24641	0.16 acres	0.2724%	<i>n/a</i>
<b><u>Tract #1N, 1.21 acres</u></b>			
<b><u>COAL OWNERSHIP</u></b>			
(1) Swords Creek Land Partnership, Tr.27 P.O. Box 187 Tazewell, VA 24651	1.21 acres	2.0599%	<i>n/a</i>
<b><u>OIL &amp; GAS OWNERSHIP</u></b>			
(1) Paul Newberry, et ux. <i>T001122 3.20 Acres</i>			<i>Deceased to wife Dorothy Dorothy conveyed to son Gerald Newberry 11/2001 DB 539 PG 829</i>
(a) Gerald R. Newberry 1026 Pine Creek Road Swords Creek, VA 24649	1.21 acres	2.0599%	<i>n/a</i>
<b><u>Tract #1O, 0.24 acres</u></b>			
<b><u>COAL OWNERSHIP</u></b>			
(1) Swords Creek Land Partnership, Tr.27 P.O. Box 187 Tazewell, VA 24651	0.24 acres	0.4086%	<i>n/a</i>
<b><u>OIL &amp; GAS OWNERSHIP</u></b>			
(1) Rosa Plaster, et al.  Rosa Plaster Heirs, Devisees, Successors or Assigns	0.24 acres	0.4086%	<i>Conveyed by Deed of Gift DB358/475. Life Estate extinguished</i>
(b) Dorothy Thelma Dye Heirs, Devisees, Successors or Assigns			
(b.1) Connie Richardson 1202 Limestone Rd Pounding Mill, VA 24637	0.04 acres 1/6 of 0.24 acres	0.0681%	<i>n/a</i>
(b.2) Gerald Newberry 1026 Pine Creek Rd Swords Creek, VA 24649	0.04 acres 1/6 of 0.24 acres	0.0681%	<i>n/a</i>
(c) Wilma Jean Keen P.O. Box 13 Swords Creek, VA 24649	0.12 acres 1/2 of 0.24 acres	0.2043%	<i>n/a</i>

*Wilma Keen was never placed on direct pay and is therefore due a one time payment for funds that continued to accumulate in escrow*

**Total Tract Acres** 0.2000  
**Total Tract Percent** 0.3405%

Exhibit EE  
Unit BD-122  
Docket #VGOB 04-1214-1366-02  
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 #1P, 0.73 acres</u></b>			
<b><u>COAL OWNERSHIP</u></b>			
(1) Swords Creek Land Partnership, Tr.27 P.O. Box 187 Tazewell, VA 24651	0.73 acres	1.2428%	<i>n/a</i>
<b><u>OIL &amp; GAS OWNERSHIP</u></b>			
(1) Gerald T. Francis c/o Verlin Dye, Conservator 1154 Pioneer Road Rowe, VA 24646	0.73 acres	1.2428%	<i>n/a</i>
<b><u>Tract #1Q, 0.54 acres</u></b>			
<b><u>COAL OWNERSHIP</u></b>			
(1) Swords Creek Land Partnership, Tr.27 P.O. Box 187 Tazewell, VA 24651	0.54 acres	0.9193%	0.2814% - 50% Royalty Division Agreement
<b><u>OIL &amp; GAS OWNERSHIP</u></b>			
Carvel J. Vance, et al.	0.54 acres	0.9193%	
(1) Carvel J. Vance Heirs, Devisees, Successors or Assigns			
(a) Lorraine Vance Heirs, Devisees, Successors or Assigns			
(a.1) Kenneth Vance 116 Janette Drive Poca, WV 25159	0.0900 acres 1/6 of 0.54 acres	0.1532%	<i>n/a</i>
(b) Harvey Vance 1177 Jesse Run Road Spencer, WV 25276	0.0300 acres 1/18 of 0.54 acres	0.0511%	<i>n/a</i>
(d) Kenneth Vance 116 Janette Drive Poca, WV 25159	0.0300 acres 1/18 of 0.54 acres	0.0511%	<i>n/a</i>
(f) Leslie Vance PO Box 72 Falling Rock, WV 25079	0.0300 acres 1/18 of 0.54 acres	0.0511%	<i>n/a</i>
(h) Linda Guill 3339 Campbell Ave. Lynchburg, VA 24501	0.0300 acres 1/18 of 0.54 acres	0.0511%	<i>n/a</i>
(2) Neely Vance Heirs, Devisees, Successors or Assigns			
(1) Bascom Keen Heirs, Devisees, Successors or Assigns			
(d) Daniel L. Keen 48 Daisy Lane Swords Creek, VA 24649	0.0060 acres 1/90 of 0.54 acres	0.0102%	<i>n/a</i>
(e) Victoria Slate Heirs, Devisees, Successors or Assigns			
(e.1) Raymond P. Slate, Jr. 1829 Lynn Springs Road Swords Creek, VA 24649	0.0015 acres 1/360 of 0.54 acres	0.0026%	<i>n/a</i>

**Exhibit EE**  
**Unit BD-122**  
**Docket #VGOB 04-1214-1366-02**  
**List of Respondents with Royalty Split Agreements/Court Orders/HB2058**  
**(58.74 Acre Unit)**

	Acres in Unit	Interest in Unit	Percent of Escrow
(2) Dorothy Vance Childress Heirs, Devisees, Successors or Assign			
(a) Estil Delmar Childress Heirs, Devisees, Successors or Assigns			
(a.1) Emma Jane Childress 3158 Gove Drive Tecumseh, MI 49286	0.0050 acres 1/108 of 0.54 acres	0.0085%	<i>n/a</i>
(c) Shelvie Jean Barton 362 Bailey Circle Townville, SC 29689	0.0050 acres 1/108 of 0.54 acres	0.0085%	<i>n/a</i>
(3) Queen Victoria Jackson Heirs, Devisees, Successors or Assigns			
(a) Norma J. McKinney 19477 Johnson Drive Abingdon, VA 24211	0.0060 acres 1/90 of 0.54 acres	0.0102%	<b>0.1688%</b> <b>HB2058</b>
(b) Rita Carol Jackson PO Box 1247 Cedar Bluff, VA 24609	0.0060 acres 1/90 of 0.54 acres	0.0102%	<i>n/a</i>
(d) Grover Jackson PO Box 542 Pounding Mill, VA 24637	0.0060 acres 1/90 of 0.54 acres	0.0102%	<i>n/a</i>
(e) Victoria L. Hyatt 1400 Riverview Blvd. Lexington, NC 27292	0.0060 acres 1/90 of 0.54 acres	0.0102%	<i>n/a</i>
(4) Trevert Vance Heirs, Devisees, Successors, or Assigns			
(a) Ollie May Vance Heirs, Devisees, Successors or Assigns			
(a.1) Linda Vance Wilson 226 Fairview Lane Lebanon, VA 24266	0.0050 acres 1/108 of 0.54 acres	0.0085%	<b>0.0703%</b> - 50% Royalty Division Agreement
(a.2) Brenda Vance Hess 137 Halland Subdivision Road Cedar Bluff, VA 24609	0.0050 acres 1/108 of 0.54 acres	0.0085%	<b>0.0703%</b> - 50% Royalty Division Agreement
(a.3) Ellen Kay Vance 295 Ridgecrest Road Jonesborough, TN 37659	0.0050 acres 1/108 of 0.54 acres	0.0085%	<i>n/a</i>
(a.4) Barbara A. Vance Lester PO Box 60 Raven, VA 24639	0.0050 acres 1/108 of 0.54 acres	0.0085%	<i>n/a</i>
(a.5) Carl Howard Vance PO Box 326 Doran, VA 24612	0.0050 acres 1/108 of 0.54 acres	0.0085%	<b>0.0703%</b> - 50% Royalty Division Agreement
(a.6) Roscoe Wayne Vance 12049 Creekbend Drive Reston, VA 20194	0.0050 acres 1/108 of 0.54 acres	0.0085%	<b>0.0703%</b> - 50% Royalty Division Agreement
(5) Carvel J. Vance Heirs, Devisees, Successors, or Assigns			
(a) Lorraine Vance Heirs, Devisees, Successors or Assigns			
(a.1) Kenneth Vance 116 Janette Drive Poca, WV 25159	0.0100 acres 1/54 of 0.54 acres	0.0170%	<i>n/a</i>

Exhibit EE  
Unit BD-122  
Docket #VGOB 04-1214-1366-02  
List of Respondents with Royalty Split Agreements/Court Orders/HB2058  
(58.74 Acre Unit)

	Acres in Unit	Interest in Unit	Percent of Escrow
(b) Harvey Vance 1177 Jesse Run Road Spencer, WV 25276	0.0033 acres 1/162 of 0.54 acres	0.0057%	<i>n/a</i>
(d) Kenneth Vance 116 Janette Drive Poca, WV 25159	0.0033 acres 1/162 of 0.54 acres	0.0057%	<i>n/a</i>
(f) Leslie Vance PO Box 72 Falling Rock, WV 25079	0.0033 acres 1/162 of 0.54 acres	0.0057%	<i>n/a</i>
(h) Linda Guill 3339 Campbell Ave. Lynchburg, VA 24501	0.0033 acres 1/162 of 0.54 acres	0.0057%	<i>n/a</i>
(7) Ershell Vance Sr. Heirs, Devisees, Successors or Assigns			
(b) Scott Edo Vance Heirs, Devisees, Successors or Assigns			
(b.1) Carolyn Vance Flinchum PO Box 513 Rosedale, VA 24280	0.0100 acres 1/54 of 0.54 acres	0.0170%	<i>n/a</i>
(c) Ershell Vance, Jr. 256 Bland Farm Road Bland, VA 24315	0.0100 acres 1/54 of 0.54 acres	0.0170%	<i>n/a</i>
(8) Clell Vance Heirs, Devisees, Successors or Assigns			
(a) Nella Ree Vance PO Box 181 Jersey, VA 22481	0.0300 acres 1/18 of 0.54 acres	0.0511%	0.8442% HB2058
(9) Elizabeth Christian Heirs, Devisees, Successors or Assigns			
(a) Henry Christian Heirs, Devisees, Successors or Assigns			
(a.2) Nealy William Christian 5293 Wittens Mill Road North Tazewell, VA 24630	0.0075 acres 1/72 of 0.54 acres	0.0128%	<i>n/a</i>
(a.3) Henrietta Joyce Jarrett 613 Vernon Street Bristol, VA 24201	0.0075 acres 1/72 of 0.54 acres	0.0128%	<i>n/a</i>
	<b>Total Tract Acres</b> 0.3698		
	<b>Total Tract Percent</b> 0.6296%		

**Tract #1R, 0.03 acres**

**COAL OWNERSHIP**

(1) Swords Creek Land Partnership, Tr.27 P.O. Box 187 Tazewell, VA 24651	0.03 acres	0.0511%	<i>n/a</i>
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**OIL & GAS OWNERSHIP**

(1) John B. & Teresa Farmer, t/e 949 Pine Creek Rd Swords Creek, VA 24649	0.03 acres	0.0511%	<i>n/a</i>
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Exhibit EE  
Unit BD-122  
Docket #VGOB 04-1214-1366-02  
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 #1U, 0.20 acres</u></b>			
<b><u>COAL OWNERSHIP</u></b>			
(1) Swords Creek Land Partnership, Tr.27 P.O. Box 187 Tazewell, VA 24651	0.20 acres	0.3405%	<i>n/a</i>
<b><u>OIL &amp; GAS OWNERSHIP</u></b>			
(1) Madeline Mae Richardson 213 Bevins Branch Pikesville, KY 41501	0.20 acres	0.3405%	<i>n/a</i>
<b><u>Tract #1V, 2.74 acres</u></b>			
<b><u>COAL OWNERSHIP</u></b>			
(1) Swords Creek Land Partnership, Tr.27 P.O. Box 187 Tazewell, VA 24651	2.74 acres	4.6646%	<i>n/a</i>
<b><u>OIL &amp; GAS OWNERSHIP</u></b>			
(1) Ruth Byrd, et al.	2.74 acres	4.6646%	
(a) (Ada) Ruth Byrd	<i>Conveyed 12/26/03 DB 701/672</i>		
(a.1) Daniel Ray Tucker Rt 1 Box 314 Swords Creek, VA 24649	0.548 acres 1/5 of 20.25 acres	0.9329%	<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	0.548 acres 1/5 of 20.25 acres	0.9329%	<i>n/a</i>
(c) Alice Albert	<i>Conveyed 12/21/98 DB 485/728</i>		
(c.1) Daniel Ray & Rebecca Tucker, t/e 1029 Pine Creek Road Swords Creek, VA 24649	0.548 acres 1/5 of 2.74 acres	0.9329%	<i>n/a</i>
(d) Daniel L. Keen	<i>Conveyed 12/28/11 DB 743/560</i>		
(d.1) Virginia Resources, LLC PO Box 1320 Honaker, VA 24260	0.548 acres 1/5 of 2.74 acres	0.9329%	<i>n/a</i>
(e) Victoria Slate Heirs, Devisees, Successors or Assigns			
(e.1) Raymond P. Slate 1829 Lynn Springs Rd. Swords Creek, VA 24649	0.137 acres 1/20 of 2.74 acres	0.2332%	<i>n/a</i>
(e.2) Jeffery W. Slate PO Box 33 Swords Creek, VA 24649-0033 <i>(interest previously shown as 1/10 in error)</i>	0.137 acres 1/20 of 20.25 acres	0.2332%	<i>n/a</i>
(e.3) Jackie Dale Slate Augusta Correction Center 1821 Estaline Valley Road Craigs ville, VA 24430	0.137 acres 1/20 of 2.74 acres	0.2332%	<i>n/a</i>

Exhibit EE  
Unit BD-122  
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List of Respondents with Royalty Split Agreements/Court Orders/HB2058  
(58.74 Acre Unit)

	Acres in Unit	Interest in Unit	Percent of Escrow
(e.4) Sheila Slate Lofton HC 69, Box 1828 White Sulphur Springs, WV 24984	0.137 acres 1/20 of 2.74 acres	0.2332%	<i>n/a</i>
<b>Total Tract Acres</b>		2.7400	
<b>Total Tract Percent</b>		4.6646%	

**Tract #2A, 3.86 acres**

**COAL OWNERSHIP**

(1) Swords Creek Land Partnership, Tr.13 P.O. Box 187 Tazewell, VA 24651	3.86 acres	6.5713%	<i>n/a</i>
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**OIL & GAS OWNERSHIP**

(1) Ruth Byrd, et al.	3.86 acres	6.5713%	
(a) (Ada) Ruth Byrd	<i>Conveyed 12/26/03 DB 701/672</i>		
(a.1) Daniel Ray Tucker Rt 1 Box 314 Swords Creek, VA 24649	0.772 acres 1/5 of 20.25 acres	1.3143%	<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	0.772 acres 1/5 of 20.25 acres	1.3143%	<i>n/a</i>
(c) Alice Albert	<i>Conveyed 12/21/98 DB 485/728</i>		
(c.1) Daniel Ray & Rebecca Tucker, t/e 1029 Pine Creek Road Swords Creek, VA 24649	0.772 acres 1/5 of 3.86 acres	1.3143%	<i>n/a</i>
(d) Daniel L. Keen	<i>Conveyed 12/28/11 DB 743/560</i>		
(d.1) Virginia Resources, LLC PO Box 1320 Honaker, VA 24260	0.772 acres 1/5 of 3.86 acres	1.3143%	<i>n/a</i>
(e) Victoria Slate Heirs, Devisees, Successors or Assigns			
(e.1) Raymond P. Slate 1829 Lynn Springs Rd. Swords Creek, VA 24649	0.193 acres 1/20 of 3.86 acres	0.3286%	<i>n/a</i>
(e.2) Jeffery W. Slate PO Box 33 Swords Creek, VA 24649-0033 <i>(interest previously shown as 1/10 in error)</i>	0.193 acres 1/20 of 20.25 acres	0.3286%	<i>n/a</i>
(e.3) Jackie Dale Slate Augusta Correction Center 1821 Estaline Valley Road Craigsville, VA 24430	0.193 acres 1/20 of 3.86 acres	0.3286%	<i>n/a</i>
(e.4) Sheila Slate Lofton HC 69, Box 1828 White Sulphur Springs, WV 24984	0.193 acres 1/20 of 3.86 acres	0.3286%	<i>n/a</i>
<b>Total Tract Acres</b>		3.860	
<b>Total Tract Percent</b>		6.5713%	

Exhibit EE  
Unit BD-122  
Docket #VGOB 04-1214-1366-02  
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 #2B, 0.24 acres</u></b>			
<b><u>COAL OWNERSHIP</u></b>			
(1) Swords Creek Land Partnership, Tr.13 P.O. Box 187 Tazewell, VA 24651	0.24 acres	0.4086%	<i>n/a</i>
<b><u>OIL &amp; GAS OWNERSHIP</u></b>			
(1) Ruby G. Barton		<i>Conveyed by deed 4/13/2005 DB 629 PG 493</i>	
(a) Terry & Kathy Casey, TE 1746 Lynn Springs Rd Swords Creek, VA 24649	0.24 acres	0.4086%	<i>n/a</i>
<b>Total Conflicts Resolved</b>		45.8998	
<b>Total Percentage</b>		78.1407%	

**Exhibit J**  
**Unit BD122 Escrow Account Reconciliation**  
**VGOB 04-1214-1366**

CNX Deposit Information		
Check Date	Check Number	Total
4/5/2007	11996	\$1,717.85
4/25/2007	12331	\$172.33
5/25/2007	13766	\$174.22
6/25/2007	15953	\$179.02
7/25/2007	17416	\$195.14
8/25/2007	18904	\$215.29
9/25/2007	20499	\$233.31
10/25/2007	22077	\$218.90
11/25/2007	24252	\$168.18
12/25/2007	25489	\$220.89
1/25/2008	27091	\$250.96
2/25/2008	28736	\$263.48
3/25/2008	30175	\$292.39
4/25/2008	31816	\$272.85
5/25/2008	33405	\$332.78
6/25/2008	35111	\$309.28
7/25/2008	36891	\$400.76
8/25/2008	38675	\$426.68
9/25/2008	40488	\$496.29
10/25/2008	42611	\$321.58
11/25/2008	44881	\$287.79
12/25/2008	46995	\$244.96
1/25/2009	48656	\$202.29
2/25/2009	51884	\$227.76
3/25/2009	53822	\$218.83
4/25/2009	55437	\$144.53
5/25/2009	56877	\$178.75
6/25/2009	58390	\$36.54
7/25/2009	59753	\$87.07
8/25/2009	61349	\$97.18
9/25/2009	62679	\$111.56
10/25/2009	64341	\$95.78
11/19/2009	65903	\$64.34
12/18/2009	68464	\$101.57
1/18/2010	69663	\$107.80
2/22/2010	71354	\$144.20
3/22/2010	72898	\$211.35
4/20/2010	74687	\$156.89
5/19/2010	76457	\$148.74
6/21/2010	78035	\$98.62
7/20/2010	79641	\$111.80
8/20/2010	81328	\$120.80
9/22/2010	82774	\$128.89
10/19/2010	84853	\$125.31
11/19/2010	87759	\$83.22
12/20/2010	90411	\$89.09
1/20/2011	91609	\$74.79
2/24/2011	93223	\$124.90
3/21/2011	94770	\$120.19
4/20/2011	96562	\$105.05
5/19/2011	98088	\$95.47
6/21/2011	99822	\$102.60
7/19/2011	338	\$107.00
8/19/2011	2091	\$105.90
9/19/2011	3656	\$110.60

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
													\$1,717.85	-\$1,717.85
											\$0.00		\$1,890.18	-\$1,890.18
5/31/2007	\$2,064.40	\$4.62				\$0.00					\$4.62	\$2,069.02	\$2,069.02	\$0.00
6/30/2007	\$0.00	\$7.32				\$0.00					\$7.32	\$2,076.34	\$2,255.36	-\$179.02
7/31/2007	\$374.16	\$14.96				\$0.00					\$14.96	\$2,457.98	\$2,465.46	-\$7.48
8/31/2007	\$215.29	\$8.43				\$0.00					\$8.43	\$2,681.70	\$2,689.18	-\$7.48
9/30/2007	\$233.31	\$14.47				\$0.00					\$14.47	\$2,929.48	\$2,936.96	-\$7.48
10/31/2007	\$0.00	\$9.82				\$0.00					\$9.82	\$2,999.30	\$3,165.68	-\$226.38
11/30/2007	\$387.08	\$10.95				\$0.00					\$10.95	\$3,337.33	\$3,344.81	-\$7.48
12/31/2007	\$220.89	\$10.83				\$0.00					\$10.83	\$3,569.05	\$3,576.53	-\$7.48
1/31/2008	\$250.96	\$9.15				\$0.00					\$9.15	\$3,829.16	\$3,836.64	-\$7.48
2/29/2008	\$263.48	\$8.26				\$0.00					\$8.26	\$4,100.90	\$4,108.38	-\$7.48
3/31/2008	\$292.39	\$7.68				\$0.00					\$7.68	\$4,400.97	\$4,408.45	-\$7.48
4/30/2008	\$279.94	\$6.16				\$0.00					\$6.16	\$4,687.07	\$4,687.46	-\$0.39
5/31/2008	\$332.78	\$5.44				\$0.00					\$5.44	\$5,025.29	\$5,025.68	-\$0.39
6/30/2008	\$309.28	\$5.78				\$0.00					\$5.78	\$5,340.35	\$5,340.74	-\$0.39
7/31/2008	\$400.76	\$5.96				\$0.00					\$5.96	\$5,747.07	\$5,747.46	-\$0.39
8/31/2008	\$426.68	\$8.14				\$0.00					\$8.14	\$6,181.89	\$6,182.28	-\$0.39
9/30/2008	\$496.29	\$7.73				\$0.00					\$7.73	\$6,685.91	\$6,686.30	-\$0.39
10/31/2008	\$321.58	\$6.69				\$0.00					\$6.69	\$7,014.18	\$7,014.57	-\$0.39
11/30/2008	\$287.79	\$9.29				\$0.00					\$9.29	\$7,311.26	\$7,311.65	-\$0.39
12/31/2008	\$244.96	\$3.91				\$0.00					\$3.91	\$7,560.13	\$7,560.52	-\$0.39
1/1/2009	\$0.00	\$0.37				\$0.00					\$0.37	\$7,560.50	\$7,763.18	-\$202.68
2/28/2009	\$430.05	(\$0.70)				\$0.00					-\$0.70	\$7,989.85	\$7,990.24	-\$0.39
3/31/2009	\$218.83	\$1.97				\$0.00					\$1.97	\$8,210.65	\$8,211.04	-\$0.39
4/30/2009	\$144.53	(\$1.30)				\$0.00					-\$1.30	\$8,353.88	\$8,354.27	-\$0.39
5/31/2009	\$178.75	(\$1.33)				\$0.00					-\$1.33	\$8,531.30	\$8,531.69	-\$0.39
6/30/2009	\$36.54	(\$1.40)				\$0.00					-\$1.40	\$8,566.44	\$8,566.83	-\$0.39
7/31/2009	\$87.07	(\$1.42)				\$0.00					-\$1.42	\$8,652.09	\$8,652.48	-\$0.39
8/31/2009	\$97.18	(\$0.83)				\$0.00					-\$0.83	\$8,748.44	\$8,748.83	-\$0.39
9/30/2009	\$111.56	(\$0.59)				\$0.00					-\$0.59	\$8,859.41	\$8,859.80	-\$0.39
10/31/2009	\$95.78	(\$0.70)				\$0.00					-\$0.70	\$8,954.49	\$8,954.88	-\$0.39
11/30/2009	\$64.34	(\$0.66)				\$0.00					-\$0.66	\$9,018.17	\$9,018.56	-\$0.39
12/31/2009	\$101.57	(\$2.52)				\$0.00					-\$2.52	\$9,117.22	\$9,117.61	-\$0.39
1/1/2010	\$107.80	\$1.70			\$0.00	\$0.00					\$1.70	\$9,223.99	\$9,227.11	-\$3.12
2/1/2010	\$144.20	\$1.78			(\$0.74)	\$0.00					\$1.04	\$9,369.23	\$9,372.35	-\$3.12
3/1/2010	\$211.35	\$2.00			(\$0.78)	\$0.00			\$0.00		\$1.22	\$9,581.80	\$9,584.92	-\$3.12
4/1/2010	\$156.89	\$2.11			(\$0.80)	\$0.00					\$1.31	\$9,740.00	\$9,743.12	-\$3.12
5/1/2010	\$148.74	\$1.94			(\$0.81)	\$0.00					\$1.13	\$9,889.87	\$9,892.99	-\$3.12
6/1/2010	\$98.62	\$2.03			(\$0.82)	\$0.00	(\$8.77)				-\$7.56	\$9,980.93	\$9,984.05	-\$3.12
7/1/2010	\$111.80		\$2.06	\$0.28	(\$0.83)	\$0.00					\$1.51	\$10,094.24	\$10,097.36	-\$3.12
8/1/2010	\$120.80		\$1.78	\$0.70	(\$0.84)	\$0.00					\$1.64	\$10,216.68	\$10,219.80	-\$3.12
9/1/2010	\$128.89		\$1.68	\$0.99	(\$0.85)	\$0.00					\$1.82	\$10,347.39	\$10,350.51	-\$3.12
10/1/2010	\$125.31		\$1.58	\$1.43	(\$0.86)	\$0.00	(\$11.30)				-\$9.15	\$10,463.55	\$10,466.67	-\$3.12
11/1/2010	\$83.22		\$1.38	\$1.78	(\$0.87)	\$0.00					\$2.29	\$10,549.06	\$10,552.18	-\$3.12
12/1/2010	\$89.09		\$1.09	\$2.66	(\$0.88)	\$0.00	(\$9.11)				-\$6.24	\$10,631.91	\$10,635.03	-\$3.12
1/31/2011	\$74.79		\$1.14	\$3.53	(\$0.98)	\$0.00	(\$0.78)				\$2.91	\$10,709.61	\$10,712.73	-\$3.12
2/28/2011	\$124.90		\$0.78	\$3.60	(\$0.89)	\$0.00	(\$2.83)				\$0.66	\$10,835.17	\$10,838.29	-\$3.12
3/31/2011	\$120.19		\$0.69	\$4.32	(\$0.90)	\$0.00	(\$3.80)				\$0.31	\$10,955.67	\$10,958.79	-\$3.12
4/30/2011	\$105.05		\$0.54	\$4.38	(\$0.91)	\$0.00	(\$3.17)				\$0.84	\$11,061.56	\$11,064.68	-\$3.12
5/31/2011	\$95.47		\$0.56	\$4.61	(\$0.92)	\$0.00	(\$2.17)				\$2.08	\$11,159.11	\$11,162.23	-\$3.12
6/30/2011	\$102.60		\$0.54	\$4.49	(\$0.93)	\$0.00	(\$2.70)	\$0.01			\$1.41	\$11,263.12	\$11,266.24	-\$3.12
7/31/2011	\$107.00		\$0.58	\$4.65	(\$0.94)	\$0.00	(\$1.66)				\$2.63	\$11,372.75	\$11,375.87	-\$3.12
8/30/2011	\$105.90		\$0.42	\$4.87	(\$0.95)	\$0.00	(\$4.04)				\$0.30	\$11,478.95	\$11,482.07	-\$3.12
9/30/2011	\$110.60		\$0.46	\$4.75	(\$0.96)	\$0.00	(\$2.27)				\$1.98	\$11,591.53	\$11,594.65	-\$3.12

**Exhibit J**  
**Unit BD122 Escrow Account Reconciliation**  
**VGOB 04-1214-1366**

CNX Deposit Information		
Check Date	Check Number	Total
10/13/2011	5633	\$111.45
11/14/2011	8466	\$91.69
12/15/2011	9803	\$88.99
1/18/2012	11494	\$82.01
2/20/2012	13118	\$80.18
3/20/2012	14809	\$70.22
4/20/2012	16414	\$51.18
5/21/2012	17992	\$45.17
6/20/2012	19239	\$31.86
7/25/2012	23656	\$30.06
8/23/2012		\$40.84
9/24/2012		\$58.22
10/22/2012		\$63.29
11/20/2012		\$49.78
12/19/2012		\$65.66
1/22/2013		\$83.56
2/20/2013		\$91.00
3/20/2013		\$78.01
4/22/2013		\$67.76
5/21/2013		\$84.72
6/20/2013		\$95.83
7/22/2013		\$101.06
8/20/2013		\$97.09
9/20/2013		\$85.91
10/21/2013		\$77.62
11/19/2013		\$80.27
12/18/2013		\$79.72
1/21/2014		\$80.01
2/24/2014		\$92.16
3/20/2014		\$143.49
4/22/2014		\$154.72
5/19/2014		\$131.42
6/20/2014		\$109.35
7/18/2014		\$119.11
8/21/2014		\$114.68
9/18/2014		\$109.74
10/20/2014		\$89.25
11/19/2014		\$90.26
12/22/2014		\$91.83
1/20/2015		\$85.26
2/19/2015		\$99.88
3/19/2015		\$66.50
4/21/2015		\$60.84
5/20/2015		\$57.32
6/23/2015		\$37.51
7/20/2015		\$41.55
8/24/2015		\$50.37
9/22/2015		\$53.83
10/22/2015		\$54.06
11/24/2015		\$44.38
12/21/2015		\$40.27
1/20/2016		\$27.35
2/19/2016		\$37.14
3/21/2016	E000072175	\$45.55
4/19/2016	E000074148	\$45.21

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
10/31/2011	\$111.45		\$0.51	\$4.87	(\$0.97)	\$0.00	(\$3.55)				\$0.86	\$11,703.84	\$11,706.96	-\$3.12
11/30/2011	\$91.69		\$0.53	\$4.77	(\$0.98)	\$0.00	(\$3.00)				\$1.32	\$11,796.85	\$11,799.97	-\$3.12
12/31/2011	\$88.99		\$0.58	\$5.05	(\$0.98)	\$0.00	(\$2.14)				\$2.51	\$11,888.35	\$11,891.47	-\$3.12
1/31/2012	\$82.01		\$0.67	\$4.98	(\$0.99)	\$0.00	(\$4.01)				\$0.65	\$11,971.01	\$11,974.13	-\$3.12
2/28/2012	\$80.18		\$0.62	\$4.62	(\$1.00)		(\$2.08)				\$2.16	\$12,053.35	\$12,056.47	-\$3.12
3/31/2012	\$70.22		\$0.68	\$4.94	(\$1.00)		(\$1.69)				\$2.93	\$12,126.50	\$12,129.62	-\$3.12
4/30/2012	\$51.18		\$0.28	\$5.15	(\$1.01)		(\$2.14)				\$2.28	\$12,179.96	\$12,183.08	-\$3.12
5/31/2012	\$45.17		\$0.19	\$5.34	(\$1.02)		(\$0.87)				\$3.64	\$12,228.77	\$12,231.89	-\$3.12
6/30/2012	\$31.86		\$0.17	\$5.15	(\$1.02)		(\$1.41)				\$2.89	\$12,263.52	\$12,266.64	-\$3.12
7/31/2012			\$0.26	\$4.97	(\$1.02)		(\$0.90)				\$3.31	\$12,266.83	\$12,300.01	-\$33.18
8/31/2012	\$70.90		\$0.28	\$4.36	(\$1.02)		(\$4.58)				-\$0.96	\$12,336.77	\$12,339.89	-\$3.12
9/30/2012			\$0.27	\$4.03	(\$1.03)		(\$1.22)				\$2.05	\$12,338.82	\$12,400.16	-\$61.34
10/31/2012	\$121.51		\$0.29	\$4.01	(\$1.03)		(\$1.53)				\$1.74	\$12,462.07	\$12,465.19	-\$3.12
11/30/2012	\$49.78		\$0.32	\$3.59	(\$1.04)		(\$1.23)				\$1.64	\$12,513.49	\$12,516.61	-\$3.12
12/31/2012	\$65.66		\$0.31	\$3.18	(\$1.04)		(\$1.47)				\$0.98	\$12,580.13	\$12,583.25	-\$3.12
1/31/2013	\$83.56		\$0.32	\$2.81	(\$1.05)		(\$1.13)				\$0.95	\$12,664.64	\$12,667.76	-\$3.12
2/28/2013	\$91.00		\$0.31	\$2.54	(\$1.06)		(\$1.98)				-\$0.19	\$12,755.45	\$12,758.57	-\$3.12
3/31/2013	\$78.01		\$0.35	\$2.70	(\$1.06)		(\$1.27)				\$0.72	\$12,834.18	\$12,837.30	-\$3.12
4/30/2013	\$67.76		\$0.35	\$2.52	(\$1.07)						\$1.80	\$12,903.74	\$12,906.86	-\$3.12
5/31/2013	\$84.72		\$0.38	\$2.60	(\$1.08)						\$1.90	\$12,990.36	\$12,993.48	-\$3.12
6/30/2013	\$95.83		\$0.38	\$2.52	(\$1.08)		(\$1.29)				\$0.53	\$13,086.72	\$13,089.84	-\$3.12
7/31/2013	\$101.06		\$0.41	\$2.61	(\$1.09)						\$1.93	\$13,189.71	\$13,192.83	-\$3.12
8/31/2013	\$97.09		\$0.45	\$2.62	(\$1.10)						\$1.97	\$13,288.77	\$13,291.89	-\$3.12
9/30/2013	\$85.91		\$0.42	\$2.54	(\$1.11)						\$1.85	\$13,376.53	\$13,379.65	-\$3.12
10/31/2013	\$77.62		\$0.44	\$2.62	(\$1.11)						\$1.95	\$13,456.10	\$13,459.22	-\$3.12
11/30/2013	\$80.27		\$0.45	\$2.47	(\$1.12)						\$1.80	\$13,538.17	\$13,541.29	-\$3.12
12/31/2013	\$79.72		\$0.48	\$2.51	(\$1.13)						\$1.86	\$13,619.75	\$13,622.87	-\$3.12
1/31/2014	\$80.01		\$0.52	\$2.57	(\$1.14)						\$1.95	\$13,701.71	\$13,704.83	-\$3.12
2/28/2014	\$92.16		\$0.45	\$2.36	(\$1.14)						\$1.67	\$13,795.54	\$13,798.66	-\$3.12
3/31/2014	\$143.49		\$0.51	\$2.64	(\$1.15)						\$2.00	\$13,941.03	\$13,944.15	-\$3.12
4/30/2014	\$154.72		\$0.53	\$2.56	(\$1.16)						\$1.93	\$14,097.68	\$14,100.80	-\$3.12
5/31/2014	\$131.42		\$0.57	\$2.71	(\$1.17)						\$2.11	\$14,231.21	\$14,234.33	-\$3.12
6/30/2014	\$109.35		\$0.57	\$2.63	(\$1.19)						\$2.01	\$14,342.57	\$14,345.69	-\$3.12
7/31/2014	\$119.11		\$0.61	\$2.72	(\$1.20)						\$2.13	\$14,463.81	\$14,466.93	-\$3.12
8/31/2014	\$114.68		\$0.64	\$2.73	(\$1.21)						\$2.16	\$14,580.65	\$14,583.77	-\$3.12
9/30/2014	\$109.74		\$0.63	\$2.58	(\$1.21)						\$2.00	\$14,692.39	\$14,695.51	-\$3.12
10/31/2014	\$89.25		\$0.67	\$2.64	(\$1.22)						\$2.09	\$14,783.73	\$14,786.85	-\$3.12
11/30/2014	\$90.26		\$0.71	\$2.51	(\$1.23)						\$1.99	\$14,875.98	\$14,879.10	-\$3.12
12/31/2014	\$91.83		\$1.35	\$2.14	(\$1.23)						\$2.26	\$14,970.07	\$14,973.19	-\$3.12
1/31/2015	\$85.26		\$1.53	\$1.63	(\$1.25)						\$1.91	\$15,057.24	\$15,060.36	-\$3.12
2/28/2015	\$99.88		\$1.42	\$1.12	(\$1.25)						\$1.29	\$15,058.53	\$15,161.53	-\$103.00
3/31/2015	\$66.50		\$1.71	\$1.16	(\$1.25)						\$1.62	\$15,226.53	\$15,229.65	-\$3.12
4/30/2015	\$60.84		\$1.81	\$0.72	(\$1.26)						\$1.27	\$15,288.64	\$15,291.76	-\$3.12
5/31/2015	\$57.32		\$2.05	\$0.53	(\$1.27)						\$1.31	\$15,347.27	\$15,350.39	-\$3.12
6/30/2015	\$37.51		\$1.99	\$0.51	(\$1.28)						\$1.22	\$15,386.00	\$15,389.12	-\$3.12
7/31/2015	\$41.55		\$2.11	\$0.47	(\$1.28)						\$1.30	\$15,428.85	\$15,431.97	-\$3.12
8/31/2015	\$50.37		\$2.15	\$0.20	(\$1.29)	\$0.00	\$0.00	\$0.00			\$1.06	\$15,480.28	\$15,483.40	-\$3.12
9/30/2015	\$53.83		\$2.13	\$1.13	(\$1.29)	\$0.00	\$0.00	\$0.00			\$1.97	\$15,536.08	\$15,539.20	-\$3.12
10/31/2015	\$54.06		\$2.37	\$0.03	(\$1.29)	\$0.00	\$0.00	\$0.00			\$1.11	\$15,591.25	\$15,594.37	-\$3.12
11/30/2015	\$44.38		\$2.45	\$0.03	(\$1.30)	\$0.00	\$0.00	\$0.00			\$1.18	\$15,636.81	\$15,639.93	-\$3.12
12/31/2015	\$40.27		\$2.54	\$1.17	(\$1.30)	\$0.00	\$0.00	\$0.00			\$2.41	\$15,679.49	\$15,682.61	-\$3.12
1/31/2016	\$27.35		\$0.27	\$0.00	(\$1.31)	\$0.00	\$0.00	\$0.00			-\$1.04	\$15,705.80	\$15,708.92	-\$3.12
2/28/2016	\$37.14		\$2.62	\$0.00	(\$1.31)	\$0.00	\$0.00	\$0.00			\$1.31	\$15,744.25	\$15,747.37	-\$3.12
3/31/2016	\$45.55		\$2.76	\$0.00	(\$1.31)	\$0.00	\$0.00	\$0.00			\$1.45	\$15,791.25	\$15,794.37	-\$3.12
4/30/2016	\$45.21		\$2.68	\$0.00	(\$1.32)	\$0.00	\$0.00	\$0.00			\$1.36	\$15,837.82	\$15,840.94	-\$3.12

**Exhibit J**  
**Unit BD122 Escrow Account Reconciliation**  
**VGOB 04-1214-1366**

CNX Deposit Information		
Check Date	Check Number	Total
5/20/2016	E000075835	\$23.46
6/21/2016	E000077661	\$20.35
7/20/2016	E000079393	\$29.25
8/22/2016	E000081196	\$28.47
9/21/2016	E000083125	\$64.94
10/20/2016	E000085007	\$53.20
11/17/2016	E000089174	\$61.06
12/20/2016	E000090878	\$66.80
1/31/2017	E000092692	\$4,986.16
2/28/2017	E000094624	\$102.91

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	Running Balance	Difference
5/31/2016	\$23.46		\$2.80	\$0.00	(\$1.32)	\$0.00	\$0.00	\$0.00			\$1.48	\$15,862.76	\$15,865.88	-\$3.12
6/30/2016	\$20.35		\$2.41	\$1.52	(\$1.32)	\$0.00	\$0.00	\$0.00			\$2.61	\$15,885.72	\$15,888.84	-\$3.12
7/31/2016	\$29.25		\$2.49	\$0.47	(\$1.32)	\$0.00	\$0.00	\$0.00			\$1.64	\$15,916.61	\$15,919.73	-\$3.12
8/31/2016	\$28.47		\$2.53	\$0.48	(\$1.33)	\$0.00	\$0.00	\$0.00			\$1.68	\$15,946.76	\$15,949.88	-\$3.12
9/30/2016	\$64.94		\$2.47	\$0.96	(\$1.33)	\$0.00	\$0.00	\$0.00			\$2.10	\$16,013.80	\$16,016.92	-\$3.12
10/31/2016	\$53.20		\$2.45	\$0.49	(\$1.33)	\$0.00	\$0.00	\$0.00			\$1.61	\$16,068.61	\$16,071.73	-\$3.12
11/30/2016	\$61.06		\$2.44	\$0.50	(\$1.34)	\$0.00	\$0.00	\$0.00			\$1.60	\$16,131.27	\$16,134.39	-\$3.12
12/31/2016	\$66.80		\$2.60	\$2.02	(\$1.34)	\$0.00		\$0.00			\$3.28	\$16,201.35	\$16,204.47	-\$3.12
1/31/2017	\$4,986.16		\$2.56	\$0.37	(\$1.35)						\$1.58	\$21,189.09	\$21,192.21	-\$3.12
2/28/2017	\$102.91		\$3.00	\$0.34	(\$1.77)						\$1.57	\$21,293.57	\$21,296.69	-\$3.12
3/31/2017			\$3.36	\$0.95	(\$1.77)						\$2.54	\$21,296.11	\$21,299.23	-\$3.12
4/30/2017			\$3.27	\$0.38	(\$1.77)						\$1.88	\$21,297.99	\$21,301.11	-\$3.12
5/31/2017			\$3.41	\$0.40	(\$1.77)						\$2.04	\$21,300.03	\$21,303.15	-\$3.12
6/30/2017			\$1.12	\$0.08	(\$1.78)	(\$19,271.68)					-\$0.58	\$2,027.77	\$2,030.89	-\$3.12
											<b>Total</b>	<b>\$275.44</b>		

<b>Total Deposited</b>	<b>\$21,027.13</b>
<b>Disb 01</b>	<b>-\$19,271.68</b>
<b>Interest and Fees</b>	<b>\$275.44</b>
<b>Total</b>	<b>\$2,030.89</b>
<b>June 2017 First Bank and Trust balance</b>	
	<b>\$2,027.77</b>
<b>FB&amp;T Difference</b>	<b>-\$3.12</b>

**SUPPLEMENTAL AFFIDAVIT OF MAILING—COAL OWNER**

COMMONWEALTH OF VIRGINIA  
COUNTY OF **RUSSELL**

**Applicant: CNX Gas Company LLC**  
**Relief Sought: Disbursement/Dismissal for Unit **BD122****  
**VGOB: 04-1214-1366-01**

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 **October 13, 2015**. See annexed Certificate of Notice and coal owner notice form letter example.

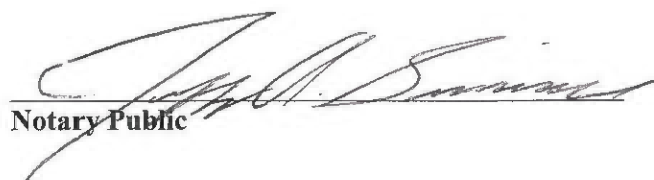
3. The coal owner(s) **Swords Creek Land Partnership** provided evidence of a split agreement pertaining to a portion of this Unit, and consequently, to the extent the split agreement applies, said owner(s) is not dismissed as a Respondent by reason of being a gas claimant under the split agreement.

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 9<sup>th</sup> day of February, 2017.

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

My commission expires: 8/31/2020

Commonwealth of Virginia  
Jeffrey A. Simmons - Notary Public  
Commission ID: 7215200  
My Commission Expires 08/31/2020

CERTIFICATION OF NOTICE  
CNX Gas Company LLC

Unit BD122  
VGOB 04-1214-1366  
**Coal owner dismissal**

Last Name	First Name	MAILED	RECEIPT #	RECEIVED
Swords Creek Land Partnership(Coal Owner)		10/13/2015	7015152000035290	10/20/2015

English

Customer Service

USPS Mobile



Quick Tools

Mail & Ship

Track & Manage

Postal Store

# USPS Tracking®



Tracking Number: 70151520000353335290



D

## Product & Tracking Information

Avi

Postal Product:

Features:  
Certified Mail™

DATE & TIME	STATUS OF ITEM	LOCATION
October 20, 2015 , 1:13 pm	Delivered	TAZEWELL, VA 24651

Your item was delivered at 1:13 pm on October 20, 2015 in TAZEWELL, VA 24651.

October 16, 2015 , 8:18 am	Available for Pickup	TAZEWELL, VA 24651
October 15, 2015 , 7:27 pm	Departed USPS Facility	CHARLESTON, WV 25350
October 14, 2015 , 9:27 pm	Arrived at USPS Facility	CHARLESTON, WV 25350

Mana

Sign up



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)