

BEFORE THE VIRGINIA GAS AND OIL BOARD

PETITIONER: CNX Gas Company LLC

DIVISION OF GAS AND OIL

DOCKET NO: VGOB 97-0218-0564-06

RELIEF SOUGHT: (1) DISBURSEMENT FROM ESCROW REGARDING TRACT(S) A portion of 1, 12 (2) AND DISMISSAL OF COAL OWNERS PURSUANT TO CODE OF VIRGINIA SECTION 45.1-361.22:2.

HEARING DATE: November 21, 2017

DRILLING UNIT: U28

BUCHANAN COUNTY, VIRGINIA

PETITION FOR ORDER OF DISBURSEMENT OF ESCROW FUNDS

1. Petitioner and its counsel

Petitioner is CNX Gas Company LLC, PO Box 570, Pounding Mill, VA 24637, (276)596-5075. Petitioner's counsel is Mark A. Swartz, Hillard & Swartz, LLP, 122 Capital Street, Suite 201, Charleston, WV 25301.

2. Relief Sought

(1) the disbursement of escrowed funds heretofore deposited with the Board's Escrow Agent, attributable to a portion of Tracts 1 and 12, as depicted upon the annexed table; and (2) authorization to begin paying royalties directly to: Valmy Shannon, Allene Smith, Marty Baldwin, Timothy Martin, Lillie Marie Smith, Anna Brown, David Smith, Donald Smith, Peggy Smith and the Estate of Walter Keen.

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)

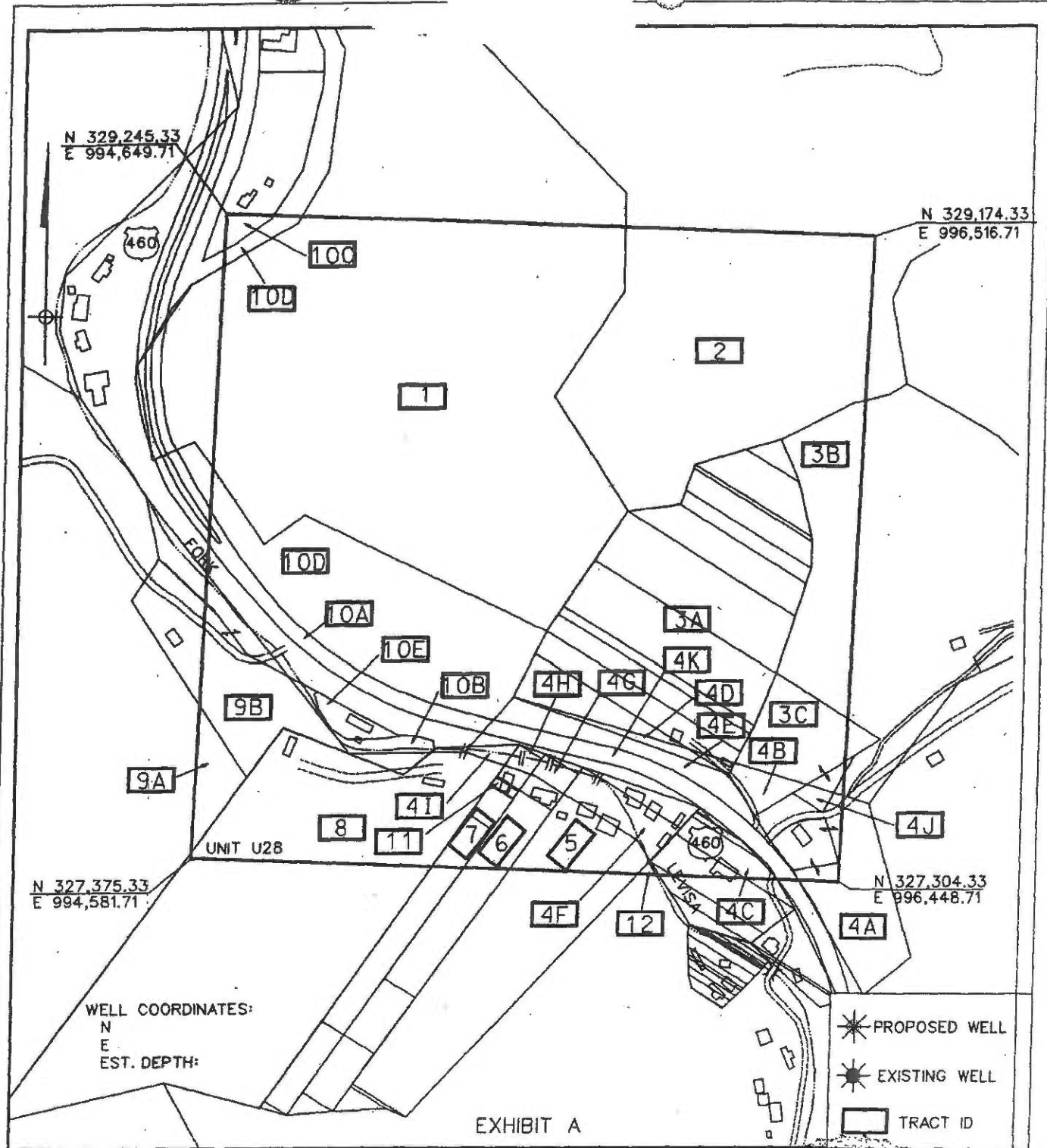
Coalbed Methane

5. Factual basis for relief requested

- a. The Estate of Walter Keen is entitled to 100% of the CBM royalties awarded under Case No. 12-292, Opinion dated January 22, 2015, Said decision allows the Applicant and Designated Operator to pay royalties directly to the person(s) identified in Exhibit EE annexed hereto and the annexed Table, further, specifies how said royalties are to be paid.
- b. Valmy Shannon, Allene Smith, Marty Baldwin, Timothy Martin, Lillie Marie Smith, Anna Brown, David Smith, Donald Smith, and Peggy Smith are the gas claimants in Tract(s) a portion of 1. As such, is entitled to 100% of the CBM royalties now in escrow and as may be hereafter payable. See Va. Code Ann. § 45.1-361.22:2.A.
- c. That CNX Gas Company LLC has given the notice(s) required by § 45.1-361.22:2.A to all conflicting claimants identified in the above referenced pooling Order and any supplemental Orders pertaining thereto.
- d. That when the Board granted Petitioner's Miscellaneous Petition in VGOB 97-0218-0564-05, it dismissed the coal claimant(s) Hugh McRae Land Trust, Torch Oil & Gas, Rockport Oil & Gas, Chisos LTD, Yukon-Pocahontas/Buchanan/Sayers Coal Co, and Consolidation Coal Company (now Buchanan Mining Co LLC) as a Respondent to these proceedings. Accordingly, Hugh McRae Land Trust, Torch Oil & Gas, Rockport Oil & Gas, Chisos LTD, Yukon-Pocahontas/Buchanan/Sayers Coal Co, and Consolidation Coal Company (now Buchanan Mining Co LLC) was not provided further notice under § 45.1-361.19 and 22 of the hearing set on this Petition..
- 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 Valmy Shannon, Allene Smith, Marty Baldwin, Timothy Martin, Lillie Marie Smith, Anna Brown, David Smith, Donald Smith, and Peggy Smith and not escrow same. See Exhibit EE annexed hereto.

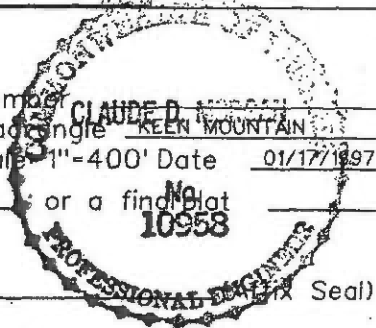
6. Attestation

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



VGOB-97-0218-0564

Company CONSOL INC. Well Name and Number CLAUDE D. MORSE
 Tract No. _____ Elevation _____ Quadrangle KEEN MOUNTAIN
 County BUCHANAN District _____ Scale 1"=400' Date 01/17/1997
 This plat is a new plat xxx ; an updated plat _____ or a final plat No. 10958



Form DGO-GO-7
Rev. 9/91

Claude D. Morse
Licensed Professional Engineer (Seal)

CONSOL Inc.
CBM U-28
Tract Identifications

1. 4/5 Yukon Pocahontas Coal Company, et al - Tr. 110
1/5 C. L. Ritter Lumber Co. Tr. 51
Coal Oil and Gas
Island Creek Coal Company - Coal Below Tiller
Permac Coal Company - Coal above drainage
Buchanan Production Company - CBM, Oil & Gas Lessee
Yukon Pocahontas Coal Company, et al - Surface
24.64 acres - 30.8000‡
2. Yukon Pocahontas Coal Company, et al - Tr. 40
Coal Oil and Gas
Island Creek Coal Company - Coal Below Tiller
Permac Coal Company - Coal above drainage
Buchanan Production Company - CBM, Oil & Gas Lessee
Andrew Deskins - Surface
11.91 acres - 14.8875‡
3. Yukon Pocahontas Coal Company, et al - Tr. 40
Coal Oil and Gas
Island Creek Coal Company - Coal Below Tiller
Permac Coal Company - Coal above drainage
Buchanan Production Company - CBM, Oil & Gas Lessee
16.00 acres - 20.0000‡
- 3A. B. J. Horton - Surface
- 3B. Ronald Matney - Surface
- 3C. Cody Harman - Surface
4. Yukon Pocahontas Coal Company, et al - Tr. 11-3
Coal Oil and Gas
Island Creek Coal Company - Coal Below Tiller
Permac Coal Company - Coal above drainage
Buchanan Production Company - CBM Lessee
Buchanan Production Company - CBM, Oil & Gas Lessee
6.63 acres - 8.2875‡
- 4A. Thelma Addison - Surface
- 4B. Cody Harman - Surface
- 4C. Glenn Matney - Surface
- 4D. B. J. Horton - Surface
- 4E. Yukon Pocahontas Coal Company et al. - Surface

- 4F. Gussie Johnson - Surface
- 4G. Kathy Looney - Surface
- 4H. Larry Stacy - Surface
- 4I. Roscoe Deskins - Surface
- 4J. Cody Harman - Surface
- 4K. Virginia Department of Transportation - Surface
5. Hugh MacRae Land Trust - Tr. 17 - Coal- Coal
Coal Lessees
Island Creek Coal Company - Pocahontas No. 3 seam
United Coal Company - Coal above drainage
Consolidation Coal Company - Coal below drainage
Buchanan Production Company - CBM, Oil & Gas Lessee
Gussie Johnson - Surface, Oil & Gas
1.23 acres - 1.5375%
6. Hugh MacRae Land Trust - Tr. 17 - Coal
Coal Lessees
Island Creek Coal Company - Pocahontas No. 3 seam
United Coal Company - Coal above drainage
Consolidation Coal Company - Coal below drainage
Buchanan Production Company - CBM, Oil & Gas Lessee
Kathy Looney - Surface, Oil & Gas
0.75 acres - 0.9375%
7. Hugh MacRae Land Trust - Tr. 17 - Coal
Coal Lessees
Island Creek Coal Company - Pocahontas No. 3 seam
United Coal Company - Coal above drainage
Consolidation Coal Company - Coal below drainage
Buchanan Production Company - CBM, Oil & Gas Lessee
Selma J. Mullins - Surface, Oil & Gas
0.49 acres - 0.6125%
8. Hugh MacRae Land Trust - Tr. 17 - Coal
Coal Lessees
Island Creek Coal Company - Pocahontas No. 3 seam
United Coal Company - Coal above drainage
Consolidation Coal Company - Coal below drainage
Buchanan Production Company - CBM Lessee
Roscoe Deskins - Oil & Gas
5.18 acres - 6.4750%

9. Hugh MacRae Land Trust - Tr. 6 - Coal
 Coal Lessees
 Island Creek Coal Company - Pocahontas No. 3 seam
 United Coal Company - Coal above drainage
 Consolidation Coal Company - Coal below drainage
 Buchanan Production Company - CBM Lessee
 Consolidation Coal Company - Oil & Gas
 3.18 acres - 3.9750%
- 9A. Consolidation Coal Company - Surface
- 9B. Darrell Meadows - Surface
10. Yukon Pocahontas Coal Company, et al - Tr. 99
 Coal, Oil & Gas
 Coal Lessees
 Island Creek Coal Company - Coal Below Tiller
 Jewell Smokeless Coal Corp.
 Permac, Inc.
 Buchanan Production Company - CBM Lessee
 9.84 acres - 12.3000%
- 10A. Virginia Department of Transportation - Surface
- 10B. Darrell Meadows - Surface
- 10C. Roscoe Deskins - Surface
- 10D. Yukon Pocahontas Coal Company et al. - Surface
- 10E. Gus Vandyke - Surface
11. Hugh MacRae Land Trust - Tr. 17 - Coal
 Coal Lessees
 Island Creek Coal Company - Pocahontas No. 3 seam
 United Coal Company - Coal above drainage
 Consolidation Coal Company - Coal below drainage
 Buchanan Production Company - CBM Lessee
 Larry Stacy - Surface, Oil & Gas
 0.12 acres - 0.1500%
12. Hugh MacRae Land Trust - Tr. 17 - Coal
 Coal Lessees
 Island Creek Coal Company - Pocahontas No. 3 seam
 United Coal Company - Coal above drainage
 Consolidation Coal Company - Coal below drainage
 Buchanan Production Company - CBM Lessee
 A. J. Harman Heirs - Surface, Oil & Gas
 0.03 acres - 0.0375%

Exhibit E
Unit U-28
Docket # VGOB-97-0218-0564-06
List of Respondents that require escrow

	Net Acres in Unit	Interest in Unit	Division of Interest in			
			2 Left 12.3699%	3 Left 27.5653%	4 Left 3.2092%	
<u>Tract #1, 24.64 Acre Tract</u>						
<u>COAL OWNERSHIP</u>						
<u>Tract #1, 24.64 Acre Tract</u>						
Yukon Pocahontas Coal Company, et al. Tr. 110	24.64 acres	30.8000%	3.8099%	8.4901%	0.9884%	
(1) Yukon Pocahontas Coal Company, et al. <i>(Only 3/5 interest conflicting)</i>	14.78 acres 3/5 of 24.64 acres	18.4800%	2.2860%	5.0941%	0.5931%	
(a) Yukon Pocahontas Coal Company P.O. Box 187 Tazewell, VA 24651	12.32000 acres 1/2 of 24.64 acres	15.4000%	1.9050%	4.2451%	0.4942%	<i>Dismissed under 05 petition</i>
(b) Buchanan Coal Company P.O. Box 187 Tazewell, VA 24651	2.73778 acres 1/9 of 24.64 acres	3.4222%	0.4233%	0.9433%	0.1098%	<i>Dismissed under 05 petition</i>
(c) Sayers-Pocahontas Coal Company P.O. Box 187 Tazewell, VA 24651	1.36889 acres 1/18 of 24.64 acres	1.7111%	0.2117%	0.4717%	0.0549%	<i>Dismissed under 05 petition</i>
(d) Buchanan Mining Company LLC * 3337 Contrary Creek Road Raven, VA 24639	8.21333 acres 1/3 of 24.64 acres	10.2667%	1.2700%	2.8300%	0.3295%	<i>Dismissed under 05 petition</i>
* Note: Plum Creek Timberlands retained their CBM interest.						
<u>OIL & GAS OWNERSHIP</u>						
Yukon Pocahontas Coal Co. Tr. 110, et al.	24.64 acres	30.8000%	3.8099%	8.4901%	0.9884%	
<i>W9's / Affidavits not received - Unresolved Heirship</i>						
(3) Walter Wade Heirs (1/5)						
(a) Carl Wade Heirs, Devisees, Successors or Assigns						
(a.2) Gaylene Deskins Heirs, Devisees, Successors or Assigns						
(a.2.1) Nick Deskins 720 Skyview Drive Chilhowie, VA 24319-4527	0.20533 acres 1/120 of 24.64 acres	0.2567%	0.0317%	0.0708%	0.0082%	
(b) Eunice Wade Baldwin Heirs, Devisees, Successors or Assigns						
(b.2) Alice Ruth Meadows 5931 State Route 314 Fredericktown, OH 43019-9225	0.06844 acres 1/360 of 24.64 acres	0.0856%	0.0106%	0.0236%	0.0027%	
(b.7) Ola G. Baldwin Arnold Heirs, Devisees, Successors or Assigns		<i>Pre-Deceased</i>				
(b.7.1) Wanda Gay Bohon <i>Address Unknown</i>	0.06844 acres 1/360 of 24.64 acres	0.0856%	0.0106%	0.0236%	0.0027%	
(b.10) Norman Baldwin Heirs, Devisees, Successors or Assigns		<i>Pre-Deceased</i>				
(b.10.3) Michael Baldwin PO Box 1044 Raven, VA 24639	0.01369 acres 1/1800 of 24.64 acres	0.0171%	0.0021%	0.0047%	0.0005%	
(b.12) Marty Arnold (adopted grandson) c/o Wanda Griffith PO Box 116 Doran, VA 24612	0.06844 acres 1/360 of 24.64 acres	0.0856%	0.0106%	0.0236%	0.0027%	
(c) Stella Wade Gillespie Heirs, Devisees, Successors or Assigns						

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(c.1) Cecil Gillespie 439 Brown Avenue Richlands, VA 24641	0.20533 acres 1/120 of 24.64 acres	0.2567%	0.0317%	0.0708%	0.0082%
(c.2) Troy Gillespie 20307 Cleveland Road Abingdon, VA 24211	0.20533 acres 1/120 of 24.64 acres	0.2567%	0.0317%	0.0708%	0.0082%
(c.3) David Gillespie 3241 Clef Lane Lakeland, TN 38002-9718	0.20533 acres 1/120 of 24.64 acres	0.2567%	0.0317%	0.0708%	0.0082%
(c.4) Darrell Gillespie <i>Address Unknown</i>	0.20533 acres 1/120 of 24.64 acres	0.2567%	0.0317%	0.0708%	0.0082%
(f) Eady Wade Smith Heirs, Devisees, Successors or Assigns					
(f.1) Lula Smith Robins Heirs, Devisees, Successors or Assigns					
(f.1.2) Patricia Diane Taylor PO Box 2104 Honaker, VA 24260-2104	0.06844 acres 1/360 of 24.64 acres	0.0856%	0.0106%	0.0236%	0.0027%
(f.1.3) Louise R. Smith Heirs, Devisees, Successors or Assigns <i>Heirs Unknown</i>	0.06844 acres 1/360 of 24.64 acres	0.0856%	0.0106%	0.0236%	0.0027%
(4) Myrta N. Ratliff Heirs, Devisees, Successors or Assigns <i>Heirs Unknown</i>	4.92800 acres 1/5 of 24.64 acres	6.1600%	0.7620%	1.6980%	0.1977%
(5) Mona Webb Heirs, Devisees, Successors or Assigns (1/5)					
(d) Virginia W. Cole Heirs Devisees, Successors or Assigns					
(d.3) Melissa M. Turner 3480 Eaglebrook Rd. Christiansburg, VA 24073	0.08800 acres 1/280 of 24.64 acres	0.1100%	0.0136%	0.0303%	0.0035%
(d.4) Maura Nichole Turner (minor) 3480 Eaglebrook Rd. Christiansburg, VA 24073	0.08800 acres 1/280 of 24.64 acres	0.1100%	0.0136%	0.0303%	0.0035%
(d.5) Garrett Reid Turner (minor) 3480 Eaglebrook Rd. Christiansburg, VA 24073	0.08800 acres 1/280 of 24.64 acres	0.1100%	0.0136%	0.0303%	0.0035%
(d.6) Jordyn Noeile Turner (minor) 3480 Eaglebrook Rd. Christiansburg, VA 24073	0.08800 acres 1/280 of 24.64 acres	0.1100%	0.0136%	0.0303%	0.0035%
	Total tract acres	6.6626			
	Total tract percent	8.3282%			

Tract #11, 0.12 Acre Tract

COAL OWNERSHIP

- (1) Hugh Macrae Land Trust Tr 17
c/o Alan Siegel Esq
Gump, Strauss, Akin LLP
1 Bryant Park, Floor 41
New York, NY 10036-6715
- Dismissed under
05 petition**

By Assignment and Bill of Sale (Gas lease royalty), HMLT devised all of its right, title and interest (other than "Excluded Assets") to Torch Energy Advisors Inc. effective September 4, 1991 and recorded in Buchanan County under DB474 / PG384.

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

**Dismissed under
05 petition**

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

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

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			2 Left 12.3699%	3 Left 27.5653%	4 Left 3.2092%	
Rockport Oil & Gas L.L.C. PO Box 847 Houston, TX 77001	0.01 acres 1/10 of 0.12 acres	0.0150%	0.0019%	0.0041%	0.0005%	<i>Dismissed under 05 petition</i>
Chisos, LTD 670 Dona Ana Road SW Deming, New Mexico 88030	0.11 acres 9/10 of 0.12 acres	0.1350%	0.0167%	0.0372%	0.0043%	<i>Dismissed under 05 petition</i>
OIL & GAS OWNERSHIP						
(1) Larry S. & Sheila Stacy, TE	0.1200 acres	0.1500%	0.0186%	0.0413%	0.0048%	
<i>W9's / Affidavits not received</i>						
<i>Conveyed to Tony M. & Angela Deskins, TE by deed dated July 2, 1999, of record in DB 494/844</i>						
(a) Tony M. Deskins 6507 Riverside Drive Raven, VA 24639	0.06 acres 1/2 of 0.12 acres	0.0750%	0.0093%	0.0207%	0.0024%	
(b) Angela Y. Deskins 9847 Riverside Drive Oakwood, VA 24631	0.06 acres 1/2 of 0.12 acres	0.0750%	0.0093%	0.0207%	0.0024%	
			Acreage in Unit	6.78258		
			Percentage of Unit		8.4782%	

Exhibit EE
Unit U-28
Docket #VGOB 97-0218-0564-06
List of Respondents with Royalty Split Agreements/Court Orders/HB2058

	Net Acres in Unit	Interest in Unit	Division of Interest in			Percent of Escrow
			2 Left 12.3699%	3 Left 27.5653%	4 Left 3.2092%	
<u>Tract #1, 24.64 Acre Tract</u>						
<u>COAL OWNERSHIP</u>						
(1) Yukon Pocahontas Coal Company et al., Tr.110 <i>(Only 3/5 interest conflicting)</i>	24.64 acres	30.8000%	3.8099%	8.4901%	0.9884%	
(1) Yukon Pocahontas Coal Company, et al. <i>(Only 3/5 interest conflicting)</i>	14.78 acres 3/5 of 24.64 acres	18.4800%	2.2860%	5.0941%	0.5931%	
(a) Yukon Pocahontas Coal Company P.O. Box 187 Tazewell, VA 24651	7.39200 acres 1/2 of 24.64 acres	9.2400%	1.1430%	2.5470%	0.2965%	<i>n/a</i>
(b) Buchanan Coal Company P.O. Box 187 Tazewell, VA 24651	1.64267 acres 1/9 of 24.64 acres	2.0533%	0.2540%	0.5660%	0.0659%	<i>n/a</i>
(c) Sayers-Pocahontas Coal Company P.O. Box 187 Tazewell, VA 24651	0.82133 acres 1/18 of 24.64 acres	1.0267%	0.1270%	0.2830%	0.0329%	<i>n/a</i>
(d) Buchanan Mining Company LLC * 3337 Contrary Creek Road Raven, VA 24639	4.92800 acres 1/3 of 24.64 acres					
<u>Royalties Paid to:</u>						
Plum Creek Timberlands, L.P. Attn: Mineral Department Five Concourse Parkway, Suite 1650 Atlanta, GA 30328	4.92800 acres 1/3 of 24.64 acres	6.1600%	0.7620%	1.6980%	0.1977%	<i>n/a</i>
* Note: Plum Creek Timberlands retained their CBM interest, there is no conflict. The royalty for (d) is to be paid to Plum Creek.						
<u>OIL & GAS OWNERSHIP</u>						
Yukon Pocahontas Coal Co. Tr. 110, et al.	24.64 acres	30.8000%	3.8099%	8.4901%	0.9884%	
(3) Walter Wade Heirs (1/5)						
(a) Carl Wade Heirs, Devisees, Successors or Assigns						
(a.2) Gaylene Deskins Heirs, Devisees, Successors or Assigns						
(a.2.2) Valmy Shannon 103 Blanton Drive Seaford, VA 23696-2522	0.20533 acres 1/120 of 24.64 acres	0.2567%	0.0317%	0.0708%	0.0082%	2.7273% HB2058
(a.1) Emanuel Wade 226 Adam Street Blountville, TN 37617	0.41067 acres 1/60 of 24.64 acres	0.5133%	0.0635%	0.1415%	0.0165%	<i>n/a</i>
(b) Eunice Wade Baldwin Heirs, Devisees, Successors or Assigns						
(b.1) Inez B. Kimbrell 225 Raven Circle Raven, VA 24639	0.06844 acres 1/360 of 24.64 acres	0.0856%	0.0106%	0.0236%	0.0027%	<i>n/a</i>
(b.3) Wanda Griffith PO Box 116 Doran, VA 24612	0.06844 acres 1/360 of 24.64 acres	0.0856%	0.0106%	0.0236%	0.0027%	<i>n/a</i>
(b.4) Ted Allen Baldwin Heirs, Devisees, Successors or Assigns						
(b.4.1) Pansy Deloris Baldwin Heirs, Devisees Successors or Assigns						

Exhibit EE
Unit U-28
Docket #VGOB 97-0218-0564-06
List of Respondents with Royalty Split Agreements/Court Orders/HB2058

	Net Acres in Unit	Interest in Unit	Division of Interest in			Percent of Escrow
			2 Left 12.3699%	3 Left 27.5653%	4 Left 3.2092%	
(b.4.1.1) Allene Smith 5028 Wardell Road Pounding Mill, VA 24637	0.06844 acres 1/360 of 24.64 acres	0.0856%	0.0106%	0.0236%	0.0027%	0.9091% HB2058
(b.5) Sherman Baldwin 1210 Lake Witten Road North Tazewell, VA 24630	0.06844 acres 1/360 of 24.64 acres	0.0856%	0.0106%	0.0236%	0.0027%	n/a
(b.6) Marty Baldwin 354 Atlantic Avenue Knoxville, TN 37917	0.06844 acres 1/360 of 24.64 acres	0.0856%	0.0106%	0.0236%	0.0027%	0.9091% HB2058
(b.8) D.C. Baldwin Heirs, Devises, Successors or Assigns	<i>Pre-Deceased</i>					
(b.8.1) Nancy Baldwin Komp 2510 Arhtur Road Springfield, OH 45502	0.03422 acres 1/720 of 24.64 acres	0.0428%	0.0053%	0.0118%	0.0014%	n/a
(b.8.2) Sandy Baldwin Cranmer 6504 SE 109th St Bellevue, FL 34420	0.03422 acres 1/720 of 24.64 acres	0.0428%	0.0053%	0.0118%	0.0014%	n/a
(b.9) Shirley F. Baldwin Heirs, Devises, Successors or Assigns	<i>Pre-Deceased</i>					
(b.9.1) Donna Foote 32632 Downing Rd Delmar, MD 21875	0.03422 acres 1/720 of 24.64 acres	0.0428%	0.0053%	0.0118%	0.0014%	n/a
(b.9.2) Pamela Ginger Case 325 Second Street Little Rock, AR 72117	0.03422 acres 1/720 of 24.64 acres	0.0428%	0.0053%	0.0118%	0.0014%	n/a
(b.10) Norman Baldwin Heirs, Devises, Successors or Assigns	<i>Pre-Deceased</i>					
(b.10.1) Rufus Baldwin 208 High Street Richlands, VA 24641	0.01369 acres 1/1800 of 24.64 acres	0.0171%	0.0021%	0.0047%	0.0005%	n/a
(b.10.2) David Baldwin PO Box 803 Raven, VA 24639	0.01369 acres 1/1800 of 24.64 acres	0.0171%	0.0021%	0.0047%	0.0005%	n/a
(b.10.4) Tammy Baldwin Muir 4480 Clarks Valley Road Swords Creek, VA 24649	0.01369 acres 1/1800 of 24.64 acres	0.0171%	0.0021%	0.0047%	0.0005%	n/a
(b.10.5) Sharon G. Baldwin c/o Chelsi Stoneman DTGC Guardianship Program PO Box 1328 Hillsville, VA 24343	0.01369 acres 1/1800 of 24.64 acres	0.0171%	0.0021%	0.0047%	0.0005%	n/a
(b.11) Bane Baldwin Heirs, Devises, Successors or Assigns	<i>Pre-Deceased</i>					
(b.11.1) Eddie Baldwin 1210 Sunset Drive Richlands, VA 24641	0.02281 acres 1/1080 of 24.64 acres	0.0285%	0.0035%	0.0079%	0.0009%	n/a
(b.11.2) Kathy Whitt 8740 Swords Creek Road Swords Creek, VA 24649	0.02281 acres 1/1080 of 24.64 acres	0.0285%	0.0035%	0.0079%	0.0009%	n/a
(b.11.3) Lisa Shaver 89 Sevier Street Lebanon, VA 24266-7142	0.02281 acres 1/1080 of 24.64 acres	0.0285%	0.0035%	0.0079%	0.0009%	n/a
(d) Glayds Ida Boyd Heirs, Devises, Successors or Assigns						

Exhibit EE
Unit U-28
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List of Respondents with Royalty Split Agreements/Court Orders/HB2058

	Net Acres in Unit	Interest in Unit	Divison of Interest in			Percent of Escrow
			2 Left 12.3699%	3 Left 27.5653%	4 Left 3.2092%	
(d.1) Patti Gilbert 3603 Kents Ridge Road Richlands, VA 24641	0.27378 acres 1/90 of 24.64 acres	0.3422%	0.0423%	0.0943%	0.0110%	n/a
(d.2) Michael T. Boyd 3849 Kents Ridge Road Richlands, VA 24641	0.27378 acres 1/90 of 24.64 acres	0.3422%	0.0423%	0.0943%	0.0110%	n/a
(d.3) Eleanor Hagy 14475 Rainbow Road, Lot #31 Bristol, VA 24202	0.27378 acres 1/90 of 24.64 acres	0.3422%	0.0423%	0.0943%	0.0110%	n/a
(e) Venia Wade Newberry 639 Daniel Drive Newport News, VA 23601-1701	0.82133 acres 1/30 of 24.64 acres	1.0267%	0.1270%	0.2830%	0.0329%	n/a
(f) Eady Wade Smith Heirs, Devisees, Successors or Assigns						
(f.1) Lula Smith Robins Heirs, Devisees, Successors or Assigns						
(f.1.1) Timothy K. Martin 331 Sugar Run Road Cedar Bluff, VA 24609	0.06844 acres 1/360 of 24.64 acres	0.0856%	0.0106%	0.0236%	0.0027%	0.9091% HB2058
(f.2) Earl Dolphus Smith Heirs, Devisees, Successors or Assigns						
(f.2.1) Lillie Marie Smith 905 Big Creek Road Richlands, VA 24641	0.20533 acres 1/120 of 24.64 acres	0.2567%	0.0317%	0.0708%	0.0082%	2.7273% HB2058
(f.3) Raymond S. Smith Heirs, Devisees, Successors or Assigns						
(f.3.1) Virginia Edith Smith PO Box 335 Doran, VA 24612	0.20533 acres 1/120 of 24.64 acres	0.2567%	0.0317%	0.0708%	0.0082%	n/a
(f.4) Luther Smith Heirs, Devisees, Successors or Assigns						
(f.4.1) Geraldine Smith Heirs, Devisees, Successors or Assigns						
(f.4.1.1) Lisa Wallace Heirs, Devisees, <i>Predeceased Luther & Geraldine Smith</i>						
(f.4.1.1.1) Anna Bond Brown 79 Samuel Ratcliff Drive Cedar Bluff, VA 24609	0.01711 acres 1/1440 of 24.64 acres	0.0214%	0.0026%	0.0059%	0.0007%	0.2273% HB2058
(f.4.1.1.2) Scotty Bond PO Box 82 Swords Creek, VA 24649	0.01711 acres 1/1440 of 24.64 acres	0.0214%	0.0026%	0.0059%	0.0007%	n/a
(f.4.2.1) David Smith 84 Poison Ivy Drive Taylorsville, NC 28681	0.03422 acres 1/720 of 24.64 acres	0.0428%	0.0053%	0.0118%	0.0014%	0.4545% HB2058
(f.4.2.2) Donald Smith 84 Poison Ivy Drive Taylorsville, NC 28681	0.03422 acres 1/720 of 24.64 acres	0.0428%	0.0053%	0.0118%	0.0014%	0.4545% HB2058
(f.4.2.3) Judy Tiedemann 530 150th Street Amery, WI 54001-2805	0.03422 acres 1/720 of 24.64 acres	0.0428%	0.0053%	0.0118%	0.0014%	n/a
(f.4.2.4) Paul Smith, Sr. Heirs, Devisees, Successors or Assigns						
(f.4.2.4.1) Jo-Ann Perkins Smith PO Box 1143 Claremont, NC 28610	0.03422 acres 1/720 of 24.64 acres	0.0428%	0.0053%	0.0118%	0.0014%	n/a

Exhibit EE
Unit U-28
Docket #VGOB 97-0218-0564-06
List of Respondents with Royalty Split Agreements/Court Orders/HB2058

	Net Acres in Unit	Interest in Unit	Division of Interest in			Percent of Escrow
			2 Left 12.3699%	3 Left 27.5653%	4 Left 3.2092%	
(f.4.2.5) Peggy Smith 84 Poison Ivy Drive Taylorsville, NC 28681	0.03422 acres 1/720 of 24.64 acres	0.0428%	0.0053%	0.0118%	0.0014%	0.4545% HB2058
(5) Mona Webb Heirs, Devisees, Successors or Assigns						
(a) Harold Webb Heirs, Devisees, Successors or Assigns <i>Documentation Pending</i>	0.70400 acres 1/35 of 24.64 acres	0.8800%	0.1089%	0.2426%	0.0282%	n/a
(b) Harman Webb 106 3rd Avenue Richlands, VA 24641	0.70400 acres 1/35 of 24.64 acres	0.8800%	0.1089%	0.2426%	0.0282%	n/a
(c) John Webb P. O.Box 577 Keen Mountain, VA 24624	0.70400 acres 1/35 of 24.64 acres	0.8800%	0.1089%	0.2426%	0.0282%	n/a
(d) Virginia W. Cole Heirs Devisees, Successors or Assigns						
(d.1) Carol Cole Ownbey 2908 Valley Farm Road Waxhaw, North Carolina 28173	0.17600 acres 1/140 of 24.64 acres	0.2200%	0.0272%	0.0606%	0.0071%	n/a
(d.2) Barbara Cole Maxwell 5780 Chicwood Drive Pulaski, VA 24301	0.17600 acres 1/140 of 24.64 acres	0.2200%	0.0272%	0.0606%	0.0071%	n/a
(e) Emma R. Hurbert Heirs, Devisees, Successors, or Assigns						
(e.1) Bill Chambers 8940 Mill Creek Road Millboro, VA 24460	0.70400 acres 1/35 of 2.14 acres	0.8800%	0.1089%	0.2426%	0.0282%	n/a
(f) Ruby W. Wells 5980 Pearl Road Parma Heights, OH 44130	0.70400 acres 1/35 of 24.64 acres	0.8800%	0.1089%	0.2426%	0.0282%	n/a
(g) Robert W. Casey Heirs, Devisees, Successors or Assigns						
(g.1) Pauline Cole Casey (2nd wife) 1279 Hilltop Road Jewell Ridge, VA 24622	0.23467 acres 1/105 of 24.64 acres	0.2933%	0.0363%	0.0809%	0.0094%	n/a
(g.2) Chadwick Michael Casey 520 Watson Road Pounding Mill, VA 24637	0.23467 acres 1/105 of 24.64 acres	0.2933%	0.0363%	0.0809%	0.0094%	n/a
(g.3) Brian Casey 798 Pond Street Pounding Mill, VA 24637	0.23467 acres 1/105 of 24.64 acres	0.2933%	0.0363%	0.0809%	0.0094%	n/a
Total tract acres		8.1214				
Total tract percent		10.1518%				

Tract #5, 1.23 Acre Tract

COALOWNERSHIP

(1) Hugh Macrae Land Trust Tr 17 c/o Alan Siegel Esq Gump, Strauss, Akin LLP 1 Bryant Park, Floor 41 New York, NY 10036-6715	1.230 acres	1.5375%	0.1902%	0.4238%	0.0493%	
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By Assignment and Bill of Sale (Gas lease royalty), HMLT devised all of its right, title and interest (other than "Excluded Assets") to Torch Energy Advisors Inc. effective September 4, 1991 and recorded in Buchanan County under DB474 / PG384.

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

Exhibit EE
Unit U-28
Docket #VGOB 97-0218-0564-06
List of Respondents with Royalty Split Agreements/Court Orders/HB2058

	Net Acres in Unit	Interest in Unit	Division of Interest in			Percent of Escrow
			2 Left 12.3699%	3 Left 27.5653%	4 Left 3.2092%	

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

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

Rockport Oil & Gas L.L.C. PO Box 847 Houston, TX 77001	0.12 acres 1/10 of 1.23 acres	0.1538%	0.0190%	0.0424%	0.0049%
Chisos, LTD 670 Dona Ana Road SW Deming, New Mexico 88030	1.11 acres 9/10 of 1.23 acres	1.3838%	0.1712%	0.3814%	0.0444%

OIL & GAS OWNERSHIP

(1) Gussie Johnson Heirs, Devisees, Successors or Assigns	1.23 acres	1.5375%	0.1902%	0.4238%	0.0493%
(a) Daniel Johnson 5312 Old Kentucky Turnpike Raven, VA 24639	0.41 acres 1/3 of 1.23 acres	0.5125%	0.0634%	0.1413%	n/a
(b) Russell Johnson PO Box 4538 North Myrtle Beach, SC 29597	0.41 acres 1/3 of 1.23 acres	0.5125%	0.0634%	0.1413%	n/a
(c) Phyllis Boyd 5500 Qualla Road Chesterfield, VA 23832	0.41 acres 1/3 of 1.23 acres	0.5125%	0.0634%	0.1413%	n/a

Tract #6, 0.75 Acre Tract

COAL OWNERSHIP

(1) Hugh Macrae Land Trust Tr 17 c/o Alan Siegel Esq Gump, Strauss, Akin LLP 1 Bryant Park, Floor 41 New York, NY 10036-6715	0.750 acres	0.9375%	0.1160%	0.2584%	0.0301%
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By Assignment and Bill of Sale (Gas lease royalty), HMLT devised all of its right, title and interest (other than "Excluded Assets") to Torch Energy Advisors Inc. effective September 4, 1991 and recorded in Buchanan County under DB474 / PG384.

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

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

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

Rockport Oil & Gas L.L.C. PO Box 847 Houston, TX 77001	0.08 acres 1/10 of 0.75 acres	0.0938%	0.0116%	0.0258%	0.0030%
Chisos, LTD 670 Dona Ana Road SW Deming, New Mexico 88030	0.68 acres 9/10 of 0.75 acres	0.8438%	0.1044%	0.2326%	0.0271%

OIL & GAS OWNERSHIP

(1) Kathy & Dickey Looney, TE PO Box 276 Oakwood, VA 24631	0.75 acres	0.9375%	0.1160%	0.2584%	0.0301%
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Tract #7, 0.49 Acre Tract

COAL OWNERSHIP

(1) Hugh Macrae Land Trust Tr 17 c/o Alan Siegel Esq Gump, Strauss, Akin LLP 1 Bryant Park, Floor 41 New York, NY 10036-6715	0.490 acres	0.6125%	0.0758%	0.1688%	0.0197%
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Exhibit EE
Unit U-28
Docket #VGOB 97-0218-0564-06
List of Respondents with Royalty Split Agreements/Court Orders/HB2058

	Net Acres in Unit	Interest in Unit	Division of Interest in			Percent of Escrow
			2 Left 12.3699%	3 Left 27.5653%	4 Left 3.2092%	

By Assignment and Bill of Sale (Gas lease royalty), HMLT devised all of its right, title and interest (other than "Excluded Assets") to Torch Energy Advisors Inc. effective September 4, 1991 and recorded in Buchanan County under DB474 / PG384.

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

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

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

Rockport Oil & Gas L.L.C. PO Box 847 Houston, TX 77001	0.05 acres 1/10 of 0.49 acres	0.0613%	0.0076%	0.0169%	0.0020%	
Chisos, LTD 670 Dona Ana Road SW Deming, New Mexico 88030	0.44 acres 9/10 of 0.49 acres	0.5513%	0.0682%	0.1520%	0.0177%	

OIL & GAS OWNERSHIP

(1) Selma June Mullins Heirs, Devisees, Successors or Assigns	0.49 acres	0.6125%	0.0758%	0.1688%	0.0197%	
(a) Jack Kirby Mullins, Jr. PO Box 492 Keen Mountain, VA 24624	0.245 acres 1/2 of 0.49 acres	0.3063%	0.0379%	0.0844%	0.0098%	n/a
(b) Rita Jill Baker PO Box 94 Rosedale, VA 24280	0.245 acres 1/2 of 0.49 acres	0.3063%	0.0379%	0.0844%	0.0098%	n/a

Tract #8, 5.18 Acre Tract

COAL OWNERSHIP

(1) Hugh Macrae Land Trust Tr 17 c/o Alan Siegel Esq Gump, Strauss, Akin LLP 1 Bryant Park, Floor 41 New York, NY 10036-6715	5.180 acres	6.4750%	0.8010%	1.7849%	0.2078%	n/a
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By Assignment and Bill of Sale (Gas lease royalty), HMLT devised all of its right, title and interest (other than "Excluded Assets") to Torch Energy Advisors Inc. effective September 4, 1991 and recorded in Buchanan County under DB474 / PG384.

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

708252

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

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

Rockport Oil & Gas L.L.C. PO Box 847 Houston, TX 77001	0.52 acres 1/10 of 5.18 acres	0.6475%	0.0801%	0.1785%	0.0208%	n/a
Chisos, LTD 670 Dona Ana Road SW Deming, New Mexico 88030	4.66 acres 9/10 of 5.18 acres	5.8275%	0.7209%	1.6064%	0.1870%	n/a

OIL & GAS OWNERSHIP

(1) Roscoe Reuben Deskins Sr. Heirs, Devisees, Successors or Assigns	5.18 acres	6.4750%	0.8010%	1.7849%	0.2078%	
(a) Roscoe Deskins, Jr. 1728 Wardell Rd. Cedar Bluff, VA 24609	2.59 acres 1/2 of 5.18 acres	3.2375%	0.4005%	0.8924%	0.1039%	n/a
(b) Calvin Eddie Deskins 6972 Riverside Raven, VA 24639	2.59 acres 1/2 of 5.18 acres	3.2375%	0.4005%	0.8924%	0.1039%	n/a

Exhibit EE
Unit U-28
Docket #VGOB 97-0218-0564-06
List of Respondents with Royalty Split Agreements/Court Orders/HB2058

		Net Acres in Unit	Interest in Unit	Division of Interest in			Percent of Escrow
				2 Left 12.3699%	3 Left 27.5653%	4 Left 3.2092%	
<u>Tract #9, 3.18 Acre Tract</u>							
<u>COAL OWNERSHIP</u>							
(1)	Hugh Macrae Land Trust Tr 6 c/o Alan Siegel Esq Gump, Strauss, Akin LLP 1 Bryant Park, Floor 41 New York, NY 10036-6715	3.180 acres	3.9750%	0.4917%	1.0957%	0.1276%	n/a
<i>By Assignment and Bill of Sale (Gas lease royalty), HMLT devised all of its right, title and interest (other than "Excluded Assets") to Torch Energy Advisors Inc. effective September 4, 1991 and recorded in Buchanan County under DB474 / PG384.</i>							
	Torch Oil & Gas Company c/o Sue Ann Craddock 670 Dona Ana Road SW Deming, New Mexico 88030					708252	
<i>Effective 2/1/11, Torch Oil & Gas Company assigned a 2% ORRI to SAC Investments, L.P.</i>							
<i>Effective 3/31/14, Torch Oil & Gas Company, et al. assigned and conveyed 10% of its right, title and interest to Rockport Oil & Gas, L.L.C. In addition, Torch Oil & Gas Company, et al. assigned and conveyed the remaining 90% of its right, title and interest to Chisos, Ltd.</i>							
	Rockport Oil & Gas L.L.C. PO Box 847 Houston, TX 77001	0.32 acres 1/10 of 3.18 acres	0.3975%	0.0492%	0.1096%	0.0128%	n/a
	Chisos, LTD 670 Dona Ana Road SW Deming, New Mexico 88030	2.86 acres 9/10 of 3.18 acres	3.5775%	0.4425%	0.9861%	0.1148%	n/a
<u>OIL & GAS OWNERSHIP</u>							
(1)	CNX Gas Company LLC PO Box 643830 Pittsburgh, PA 15264-3830	3.18 acres	3.9750%	0.4917%	1.0957%	0.1276%	n/a
<u>Tract #12, 0.03 Acre Tract</u>							
<u>COAL OWNERSHIP</u>							
(1)	Hugh Macrae Land Trust Tr 17 c/o Alan Siegel Esq Gump, Strauss, Akin LLP 1 Bryant Park, Floor 41 New York, NY 10036-6715	0.030 acres	0.0375%	0.0046%	0.0103%	0.0012%	
<i>By Assignment and Bill of Sale (Gas lease royalty), HMLT devised all of its right, title and interest (other than "Excluded Assets") to Torch Energy Advisors Inc. effective September 4, 1991 and recorded in Buchanan County under DB474 / PG384.</i>							
	Torch Oil & Gas Company c/o Sue Ann Craddock 670 Dona Ana Road SW Deming, New Mexico 88030						
<i>Effective 2/1/11, Torch Oil & Gas Company assigned a 2% ORRI to SAC Investments, L.P.</i>							
<i>Effective 3/31/14, Torch Oil & Gas Company, et al. assigned and conveyed 10% of its right, title and interest to Rockport Oil & Gas, L.L.C. In addition, Torch Oil & Gas Company, et al. assigned and conveyed the remaining 90% of its right, title and interest to Chisos, Ltd.</i>							
	Rockport Oil & Gas L.L.C. PO Box 847 Houston, TX 77001	0.003 acres 1/10 of 0.03 acres	0.0038%	0.0005%	0.0010%	0.0001%	
	Chisos, LTD 670 Dona Ana Road SW Deming, New Mexico 88030	0.027 acres 9/10 of 0.03 acres	0.0338%	0.0042%	0.0093%	0.0011%	
<u>OIL & GAS OWNERSHIP</u>							
	A.J. Harman heirs, et al (25.83 acres)	0.03 acres	0.0375%	0.0046%	0.0103%	0.0012%	
(1)	A.J. Harman Heirs, Devisees, Successors or Assigns						
(a)	Luther Harman Heirs, Devisees, Successors or Assigns						

Exhibit EE
Unit U-28
Docket #VGOB 97-0218-0564-06
List of Respondents with Royalty Split Agreements/Court Orders/HB2058

	Net Acres in Unit	Interest in Unit	Divison of Interest in			Percent of Escrow
			2 Left 12.3699%	3 Left 27.5653%	4 Left 3.2092%	
(a.1) S.W. Harman	Conveyed interest July 15, 1967 to Kendris Harman by DB 214/154					
(a.1.1) Kendris Harman PO Box 144 Tazewell, VA 24651	0.0030 acres 12/121 of 0.03 acres	0.0037%	0.0005%	0.0010%	0.0001%	n/a
<i>Prevailing plaintiff under Case No. CL 12-292 Awarded 100% of the CBM royalty.</i>						
(a.2) Virgie H. Keen	Conveyed interest July 1, 1963 to Walter Lee Keen & Henry Harman by DB 157/360					
(a.3) Ollie H. Shortridge	Conveyed interest July 1, 1963 to Walter Lee Keen & Henry Harman by DB 157/360					
(a.4) Eva H. Ratliff	Conveyed interest July 1, 1963 to Walter Lee Keen & Henry Harman by DB 157/360					
(a.5) Evelyn H. Ford	Conveyed interest July 1, 1963 to Walter Lee Keen & Henry Harman by DB 157/360					
(a.6) Mazy H. Grizzle	Conveyed interest July 1, 1963 to Walter Lee Keen & Henry Harman by DB 157/360					
(a.7) Ruth H. Baldwin	Conveyed interest June 27, 1962 to Walter Lee Keen & Sarah Jane Keen by DB 157/358					
(a.8) Glen Harman	Conveyed interest June 27, 1962 to Walter Lee Keen & Sarah Jane Keen by DB 157/358					
(a.9) Sarah Jane Keen 1817 Fifth Street Richlands, VA 24641	0.0060 acres 24/121 of 0.03 acres	0.0074%	0.0009%	0.0021%	0.0002%	n/a
<i>Sarah Jane Keen not included in Case No. CL 12-292</i>						
(a.10) Henry F. Harman 21363 Sim Road Abingdon, VA 24211-6286	0.0105 acres 85/242 of 0.03 acres	0.0132%	0.0016%	0.0036%	0.0004%	n/a
<i>Prevailing plaintiff under Case No. CL 12-292 Awarded 100% of the CBM royalty.</i>						
(a.11) Walter L. Keen Heirs, Devises, Successors or Assigns						
(a.11.1) Estate of Walter Lee Keen c/o Angela Bailey, Executrix PO Box 525 Doran, VA 24612	0.0105 acres 85/242 of 0.03 acres	0.0132%	0.0016%	0.0036%	0.0004%	0.1400% Court Order
<i>Prior to his death, Walter L. Keen was Prevailing plaintiff under Case No. CL 12-292 Awarded 100% of the CBM royalty.</i>						
			Acreage in Unit	18.9814		
			Percentage of Unit			23.7268%

Exhibit J
Unit U28 Escrow Account Reconciliation
VGOB 97-0218-0564

CNX Deposit Information		
Check Date	Check Number	Total
10/24/1998	4432	\$5,897.59
11/25/1998	4564	\$424.33
12/24/1998	4865	\$1,395.94
1/25/1999	5051	\$1,458.47
2/25/1999	5240	\$1,814.52
3/25/1999	5430	\$1,469.64
4/24/1999	5589	\$1,666.80
5/25/1999	5740	\$1,572.92
6/25/1999	5915	\$3,268.91
7/24/1999	6096	\$1,906.59
8/25/1999	6332	\$857.27
9/25/1999	6555	\$763.30
10/25/1999	6771	\$1,098.26
11/25/1999	7016	\$819.59
12/22/1999	7351	\$541.94
1/25/2000	7561	\$674.69
2/25/2000	7792	\$322.89
3/24/2000	8029	\$280.53
4/25/2000	8281	\$413.72
5/25/2000	8542	\$384.78
6/23/2000	8783	\$521.34
7/25/2000	9032	\$499.83
8/25/2000	9324	\$559.43
9/25/2000	9628	\$890.02
10/25/2000	9938	\$662.15
11/24/2000	10177	\$733.78
12/22/2000	10542	\$620.84
1/25/2001	10841	\$825.42
2/23/2001	11178	\$1,366.82
3/23/2001	11544	\$1,621.19
4/25/2001	11857	\$896.78
5/25/2001	12227	\$849.82
6/25/2001	12553	\$795.59
7/25/2001	12956	\$689.31
8/24/2001	13362	\$578.92
9/25/2001	13696	\$301.09
10/25/2001	14019	\$353.21
11/23/2001	14362	\$173.30
12/24/2001	14824	\$147.87
1/25/2002	15350	\$140.91

Escrow Bank Data														Running Balance	Difference
Date	Escrow Royalty Deposits	Income	\$ Mrket Int	CDARS Int	Fees	Distributions	Corrections	Audit Costs	Gain/Loss	Royalty Bonus	Total Int. and Fees	Bank Balance			
10/31/1998	\$0.00										\$0.00	\$0.00	\$5,897.59	-\$5,897.59	
11/30/1998	\$0.00										\$0.00	\$0.00	\$6,321.92	-\$6,321.92	
12/31/1998	\$0.00										\$0.00	\$0.00	\$7,717.86	-\$7,717.86	
1/31/1999	\$0.00										\$0.00	\$0.00	\$9,176.33	-\$9,176.33	
2/28/1999	\$0.00										\$0.00	\$0.00	\$10,990.85	-\$10,990.85	
3/31/1999	\$10,990.85	\$23.81			-\$9.34				\$1.12		\$15.59	\$11,106.44	\$12,476.08	-\$1,369.64	
4/30/1999	\$1,469.64	\$64.55			-\$20.54				-\$4.43		\$39.58	\$1,215.66	\$14,182.46	-\$12,966.80	
5/31/1999	\$1,666.80	\$54.82			-\$22.47				-\$14.20		\$18.15	\$14,200.61	\$15,773.53	-\$1,572.92	
6/30/1999	\$1,572.92	\$68.06			-\$22.93				-\$6.97		\$38.16	\$15,811.69	\$19,080.60	-\$3,268.91	
7/31/1999	\$3,268.91	\$85.66			-\$23.94				-\$6.11		\$55.61	\$19,136.21	\$21,042.80	-\$1,906.59	
8/31/1999	\$1,906.59	\$54.88			-\$26.01				-\$6.09		\$22.78	\$21,065.58	\$21,922.85	-\$857.27	
9/30/1999	\$857.27	\$116.18			-\$28.50				\$4.55		\$92.23	\$22,015.08	\$22,778.38	-\$763.30	
10/31/1999	\$763.30	\$89.54			-\$28.34				\$0.89		\$62.09	\$22,840.47	\$23,938.73	-\$1,098.26	
11/30/1999	\$1,098.26	\$69.58			-\$29.06				-\$25.55		\$14.97	\$23,953.70	\$24,773.29	-\$819.59	
12/31/1999	\$1,361.53	\$278.78			-\$29.99				-\$40.87		\$207.92	\$25,523.15	\$25,523.15	\$0.00	
1/31/2000	\$674.69	\$72.68									\$72.68	\$26,270.52	\$26,270.52	\$0.00	
2/29/2000	\$322.89	\$82.16									\$82.16	\$26,675.57	\$26,675.57	\$0.00	
3/31/2000	\$280.53	\$93.82									\$93.82	\$27,049.92	\$27,049.92	\$0.00	
4/30/2000	\$413.72	\$88.96									\$88.96	\$27,552.60	\$27,552.60	\$0.00	
5/31/2000	\$384.78	\$121.87									\$121.87	\$28,059.25	\$28,059.25	\$0.00	
6/30/2000	\$521.34	\$115.85									\$115.85	\$28,696.44	\$28,696.44	\$0.00	
7/31/2000	\$499.83	\$123.57									\$123.57	\$29,319.84	\$29,319.84	\$0.00	
8/31/2000	\$559.43	\$125.99									\$125.99	\$30,005.26	\$30,005.26	\$0.00	
9/30/2000	\$890.02	\$121.74				\$0.00					\$121.74	\$31,017.02	\$31,017.02	\$0.00	
10/31/2000	\$0.00	\$0.00									\$0.00	\$31,823.03	\$31,679.17	\$143.86	
11/30/2000	\$733.78	\$135.80									\$135.80	\$32,692.61	\$32,548.75	\$143.86	
12/31/2000	\$620.84	\$135.20				\$0.00					\$135.20	\$33,448.65	\$33,304.79	\$143.86	
1/31/2001	\$825.42	\$145.03				\$0.00					\$145.03	\$34,419.10	\$34,275.24	\$143.86	
2/28/2001	\$2,192.24	\$251.01				\$0.00					\$251.01	\$35,891.90	\$35,893.07	-\$1.17	
3/31/2001	\$1,621.19	\$119.07				\$0.00					\$119.07	\$37,632.16	\$37,633.33	-\$1.17	
4/30/2001	\$896.78	\$116.90									\$116.90	\$38,645.64	\$38,647.01	-\$1.37	
5/31/2001	\$849.82	\$100.21				\$0.00					\$100.21	\$39,595.87	\$39,597.04	-\$1.17	
6/30/2001	\$795.59	\$86.07				\$0.00					\$86.07	\$40,477.53	\$40,478.70	-\$1.17	
7/31/2001	\$689.31	\$91.73				\$0.00					\$91.73	\$41,258.57	\$41,259.74	-\$1.17	
8/31/2001	\$578.92	\$89.23				\$0.00					\$89.23	\$41,926.72	\$41,927.89	-\$1.17	
9/30/2001	\$301.09	\$67.90				\$0.00					\$67.90	\$42,295.71	\$42,296.88	-\$1.17	
10/31/2001	\$353.21	\$61.51				\$0.00					\$61.51	\$42,710.43	\$42,711.60	-\$1.17	
11/30/2001	\$173.30	\$48.48				\$0.00					\$48.48	\$42,932.21	\$42,933.38	-\$1.17	
12/31/2001	\$147.87	\$52.05				\$0.00					\$52.05	\$43,132.13	\$43,133.30	-\$1.17	
1/31/2002	\$140.91	\$30.99				\$0.00					\$30.99	\$43,304.03	\$43,305.20	-\$1.17	
2/28/2002	\$0.00	\$22.92				\$0.00					\$22.92	\$43,326.95	\$43,328.12	-\$1.17	
3/31/2002	\$0.00	\$25.35				\$0.00					\$25.35	\$43,352.30	\$43,353.47	-\$1.17	
4/30/2002	\$0.00	\$0.00				\$0.00					\$0.00	\$43,352.30	\$43,353.47	-\$1.17	
5/31/2002	\$0.00	\$28.20				\$0.00					\$28.20	\$43,380.50	\$43,381.67	-\$1.17	
6/30/2002	\$0.00	\$23.72				\$0.00					\$23.72	\$43,404.22	\$43,405.39	-\$1.17	
7/31/2002	\$0.00	\$22.42				\$0.00					\$22.42	\$43,426.64	\$43,427.81	-\$1.17	
8/31/2002	\$0.00	\$23.57				\$0.00					\$23.57	\$43,450.21	\$43,451.38	-\$1.17	
9/30/2002	\$0.00	\$22.80				\$0.00					\$22.80	\$43,473.01	\$43,474.18	-\$1.17	
10/31/2002	\$0.00	\$19.29				\$0.00					\$19.29	\$43,492.30	\$43,493.47	-\$1.17	
11/30/2002	\$0.00	\$21.35				\$0.00					\$21.35	\$43,513.65	\$43,514.82	-\$1.17	
12/31/2002	\$0.00	\$20.12				\$0.00					\$20.12	\$43,533.77	\$43,534.94	-\$1.17	

2015 JAN 28 PM 3 16

VIRGINIA:

IN THE CIRCUIT COURT FOR BUCHANAN COUNTY

KENDRIS HARMAN, HENRY HARMAN)
)
 AND)
)
 WALTER KEEN,)
)
 Plaintiffs,)
)
 v.)
)
 CNX GAS COMPANY, LLC,)
)
 HUGH MACRAE LAND TRUST,)
)
 AND TORCH OIL & GAS COMPANY,)
)
 Defendants.)

Case No. CL 12-292

CONSENT ORDER

Upon the representation of Defendant Torch Oil & Gas Company ("Torch"), by counsel, that:

a) it has no claim to coalbed methane on certain tracts of land in Buchanan County where gas operators and the Virginia Gas and Oil Board ("VGOB") have listed Torch and the Plaintiffs, Kendris Harman, Henry Harman and Walter Keen (as heirs to A.J. Harman), as conflicting claimants to coalbed methane, due to the recent decision of the Supreme Court of Virginia, *Swords Creek Land Partnership v. Belcher*, Case No. 131590 (Sep. 12, 2014); and

b) Torch has no knowledge of, and makes no representation as to, the plaintiff's chain of title or claim of ownership of the gas interest other than as admitted or denied in response to Plaintiff's complaints.

And upon evidence presented by Plaintiffs as to their ownership of the gas interests on the properties described in the complaints; and with the consent of Defendant Hugh MacRae Land Trust; and for good cause shown, it is therefore ADJUDGED and ORDERED:

a) Torch is not in conflict with the plaintiffs as to ownership of coalbed methane on those properties on which they had previously been listed as conflicting claimants in pooling orders issued by VGOB; and

b) that Plaintiffs, claiming as heirs of A.J. Harman, are therefore entitled to any royalties relating to the extraction of coalbed methane gas on those properties in which VGOB pooling orders have listed them as conflicting claimants with Torch to coalbed methane ("the Conflict Properties"), in proportion to their ownership interests in the gas estate on those real property tracts; and

c) upon petition to VGOB, any funds held in escrow attributable to the plaintiffs' ownership interests of coalbed methane in the Conflict Properties, on account of perceived conflict with Torch, shall be released to the plaintiffs; and

d) any future royalty amounts to which they may be entitled, based on this Order, shall be paid directly to them by any gas operator responsible for making such payments.

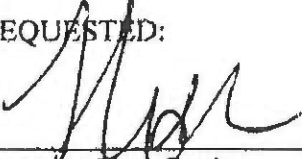
All other claims asserted by any party against the other(s) are denied, and this action is dismissed with prejudice to the plaintiffs and defendants as to any such other claims and made part of this Order, with each party to pay his/her/its own costs.

The Clerk is directed to forward a certified copy of the foregoing to all counsel of record, to remove this matter from the active docket of this Court and to place the same among the ended actions before this Court.

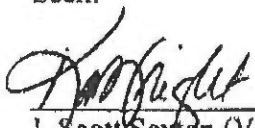
Entered this 22nd, day of JANUARY, 2015.


JUDGE, CIRCUIT COURT OF
BUCHANAN COUNTY, VIRGINIA

REQUESTED:


Terrence Shea Cook
T. Shea Cook, P.C.
P.O. Box 507
Richlands, Virginia 24641
Counsel for Plaintiffs

Seen:


J. Scott Sexton (VSB No. 29284)
Kathleen L. Wright (VSB No. 48945)
GENTRY LOCKE RAKES & MOORE, LLP
10 Franklin Road, SE, Suite 800
P.O. Box 40013
Roanoke, VA 24022-0013
Phone: (540) 983-9300
Fax: (540) 983-9400
sexton@gentrylocke.com
wright@gentrylocke.com
Counsel for Defendant Torch Oil & Gas Company

~~David Grant Altizer, Esq.
M. Shaun Lundy, Esq.
Altizer, Walk and White PLLC
209 East Main Street
P.O. Box 30
Tazewell, VA 24651~~ NON-SUITED

~~James R. Creekmore, Esq.
Blair N.C. Wood, Esq.
The Creekmore Law Firm
318 N. Main Street
Blacksburg, VA 24060
Counsel for CNX Gas Company, LLC~~



Hugh MacRae Land Trust, by
William B. Coker, Jr., Esq.
Trustee, Hugh MacRae Land Trust
P.O. Box 606
Newland, NC 28647

T. SHEA COOK, P.C.

ATTORNEY AT LAW

2411 Second Street

Post Office Box 507

Richlands, Virginia 24641

Phone (276)963-4332~Facsimile (276) 963-6271

tsheacook@yahoo.com

May 29, 2015

Mark Swartz
601 6th Ave #200
Saint Albans, WV 25177

David Altizer
PO Box 30
Tazewell, VA 24651

Anita D. Duty
Pooling Supervisor
2481 John Nash Blvd.
Bluefield, VA 24701

RE: Heirs of A.J. Harman v. Torch Oil and Gas (Henry Harman, Sarah Jane Keen, Walter Keen and Kendris Harman)

Dear Folks:

Please find enclosed a Consent Order signed by Torch waiving their interest in coal bed methane in the wells referenced in the attached bill of complaint; the consent order entered relative to the same; affidavits of ownership by each of the four individuals, comprising total ownership of the tracts in question; as well as W9 forms for each.

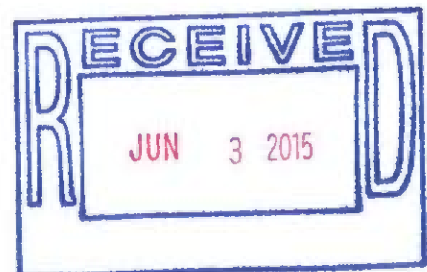
I respectfully request that you initiate the process of petitioning the Virginia Gas & Oil Board for distribution of coal bed methane escrowed royalties as soon as possible. I look forward to hearing from you. If you have any questions, do not hesitate to contact me.

Most Sincerely,


Terrence Shea Cook

TSC/crh

cc: Henry Harman (w/o encl.)
Sarah Jane Keen (w/o encl.)
Walter Keen (w/o encl.)
Kendris Harman (w/o encl.)



SUPPLEMENTAL AFFIDAVIT OF MAILING—COAL OWNER

COMMONWEALTH OF VIRGINIA
COUNTY OF **BUCHANAN**

Applicant: CNX Gas Company LLC
Relief Sought: Disbursement/Dismissal for Unit U28
VGOB: 97-0218-0564-05

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

1. I am the Pooling Supervisor for CNX Land LLC, and I am authorized to submit this Affidavit on behalf of the Applicant CNX Gas Company LLC.

2. I affirm that the coal owner(s) in this Unit was properly noticed under Va. Code Ann. 45.1-361-22:2 on October 2, 2015 & May 10, 2016. See annexed Certificate of Notice and coal owner notice form letter example.

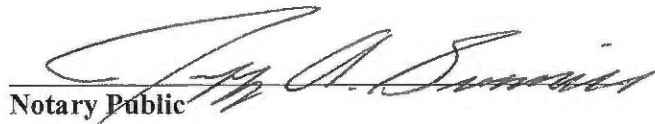
3. **Hugh MacRae (Torch Oil), Chisos LTD, Gentry Locke, Rockport Oil & Gas, Yukon/Pocahontas/Sayers-Buchanan Coal Company, Consolidation Coal Company (Now Buchanan Mining Company LLC)** should be dismissed as Respondent/coal claimant for failure to timely provide evidence of a relevant proceeding or agreement.



Anita D. Duty
Pooling Supervisor
for CNX Land LLC

STATE OF VIRGINIA
COUNTY OF TAZEWELL, TO-WIT:

TAKEN, SUBSCRIBED AND SWORN to before me this 12th day of October, 2016.



Notary Public

My commission expires: August 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 U27 & U28 part of VP2SGU1
VGOB 97-0218-0563-04 & 97-0218-0564-03
Coal owner dismissal

Last Name	First Name	U27	U28	MAILED	RECEIPT #	RECEIVED
Chisos, LTD (coal owner)			x	10/2/15	7015152000035333 4521	10/5/2015
Gentry Locke (coal owner)			x	10/2/15	7015152000035333 4538	10/6/2015
Hugh MacRae Land Trust (coal owner)			x	10/2/15	7015152000035333 4507	10/5/2015
Yukon Pocahontas/Buchanan/Sayers (coal owner)		x	x	10/2/15	7014349000018926 2727	10/5/2015
Rockport Oil & Gas			X	5/10/16	7009168000010891 0567	5/18/2016
Consolidation Coal Co (coal owner)		x	x	**hand delivered**		

COMPLETE THIS SECTION ON DELIVERY

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.

Article Addressed to:
Nissos, LTD
Sue Creadock
70 Dana Ana Rd SW
oring, NM 88030

Art (Tr) 7015 1520 0003 5333 4521 Domestic Return Receipt
PS Form 3811, July 2013

COMPLETE THIS SECTION ON DELIVERY

A. Signature
X [Signature]
B. Received by (Printed Name)
C. Date of Delivery
D. Is delivery address different from item 1? Yes No
If YES, enter delivery address below:

3. Service Type
 Certified Mail® Priority Mail Express™
 Registered Return Receipt for Merchandise
 Insured Mail Collect on Delivery
4. Restricted Delivery? (Extra Fee) Yes No

Art (Tr) 7015 1520 0003 5333 4521 Domestic Return Receipt
PS Form 3811, July 2013

COMPLETE THIS SECTION ON DELIVERY

A. Signature
X [Signature]
B. Received by (Printed Name)
C. Date of Delivery
D. Is delivery address different from item 1? Yes No
If YES, enter delivery address below:

1. Article Addressed to:
Kathryn L. Wright Granty Locke
- Scott Sexton
PO Box 40013
RANOKE, VA 24022

2. Article Number 7015 1520 0003 5333 4538 Domestic Return Receipt
PS Form 3811, July 2013

COMPLETE THIS SECTION ON DELIVERY

A. Signature
X [Signature]
B. Received by (Printed Name)
C. Date of Delivery
D. Is delivery address different from item 1? Yes No
If YES, enter delivery address below:

3. Service Type
 Certified Mail® Priority Mail Express™
 Registered Return Receipt for Merchandise
 Insured Mail Collect on Delivery
4. Restricted Delivery? (Extra Fee) Yes No

Art (Tr) 7015 1520 0003 5333 4538 Domestic Return Receipt
PS Form 3811, July 2013

COMPLETE THIS SECTION ON DELIVERY

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.

Article Addressed to:
Ash McKee Land Trust
Charlie Hart
PO Box 834
Tazewell, VA 24651

Art (Tr) 7015 1520 0003 5333 4507 Domestic Return Receipt
PS Form 3811, July 2013

COMPLETE THIS SECTION ON DELIVERY

A. Signature
X [Signature]
B. Received by (Printed Name)
C. Date of Delivery
D. Is delivery address different from item 1? Yes No
If YES, enter delivery address below:

3. Service Type
 Certified Mail® Priority Mail Express™
 Registered Return Receipt for Merchandise
 Insured Mail Collect on Delivery
4. Restricted Delivery? (Extra Fee) Yes No

Art (Tr) 7015 1520 0003 5333 4507 Domestic Return Receipt
PS Form 3811, July 2013

COMPLETE THIS SECTION ON DELIVERY

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:
Yukon Poca Poca Isayers Cook
40 Charles Hart
PO Box 187
Tazewell, VA 24651

2. Article (Tr) 7015 1520 0003 5333 4507 Domestic Return Receipt
PS Form 3811, July 2013

COMPLETE THIS SECTION ON DELIVERY

A. Signature
[Signature]
B. Received by (Printed Name)
C. Date of Delivery
D. Is delivery address different from item 1? Yes No
If YES, enter delivery address below:

3. Service Type
 Certified Mail® Priority Mail Express™
 Registered Return Receipt for Merchandise
 Insured Mail Collect on Delivery
4. Restricted Delivery? (Extra Fee) Yes No

Art (Tr) 7015 1520 0003 5333 4507 Domestic Return Receipt
PS Form 3811, July 2013

SENDER: COMPLETE THIS SECTION

- 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:

Rockport Oil & Gas LLC
 PO BOX 847
 Houston, TX 77001

COMPLETE THIS SECTION ON DELIVERY

A. Signature

X *[Signature]* Agent
 Addressee

B. Received by (Printed Name)

Michelle Tu

C. Date of Delivery

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



3. Service Type

Certified Mail Express Mail
 Registered Return Receipt for Merchandise
 Insured Mail G.O.D.

4. Restricted Delivery? (Extra Fee) Yes

7009 1680 0001 0891 0567

*Coal Dismissal
 (Poling)*



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)