

BEFORE THE VIRGINIA GAS AND OIL BOARD

PETITIONER: Pocahontas Gas LLC

DIVISION OF GAS AND OIL

DOCKET NO: VGOB 97-0121-0562-03

RELIEF SOUGHT: (1) DISBURSEMENT FROM ESCROW REGARDING TRACT(S) 5A (2) AND DISMISSAL OF COAL OWNERS PURSUANT TO CODE OF VIRGINIA SECTION 45.1-361.22:2.

HEARING DATE: April 16, 2019

DRILLING UNIT: W9

BUCHANAN COUNTY, VIRGINIA

PETITION FOR ORDER OF DISBURSEMENT OF ESCROW FUNDS

1. Petitioner and its counsel

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

2. Relief Sought

(1) the disbursement of escrowed funds heretofore deposited with the Board's Escrow Agent, attributable to Tract 5A, as depicted upon the annexed table to Theresa Brents. (Inactive Unit, currently paying under VP8SGU3 VGOB 06-0321-1598).

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)

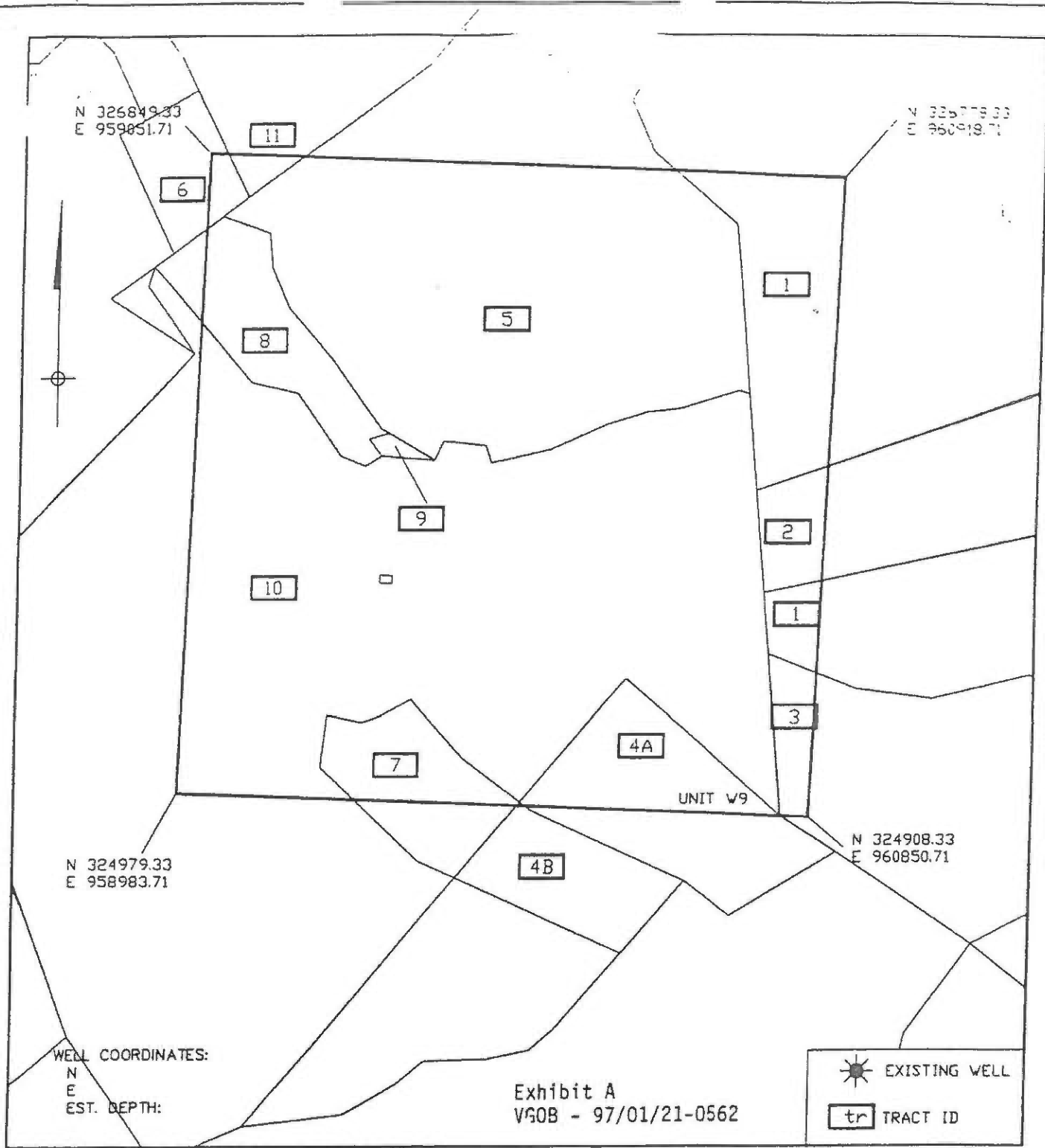
Coalbed Methane

5. Factual basis for relief requested

- a. Theresa Brents is entitled to 100% of the CBM royalties awarded under Case No. 396-15, Opinion dated February 13, 2019, 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. That a detailed accounting in accordance with the applicable provisions of § 45.1-361.22 is submitted herewith and identified as Exhibit J.
- c. 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.
- d. 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 Theresa Brents 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.

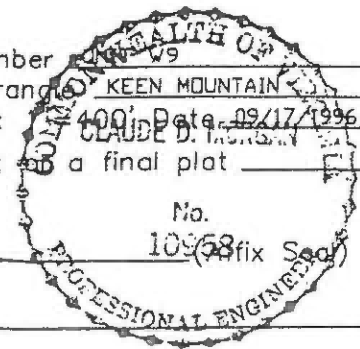


TRACT IDENTIFICATION MAP

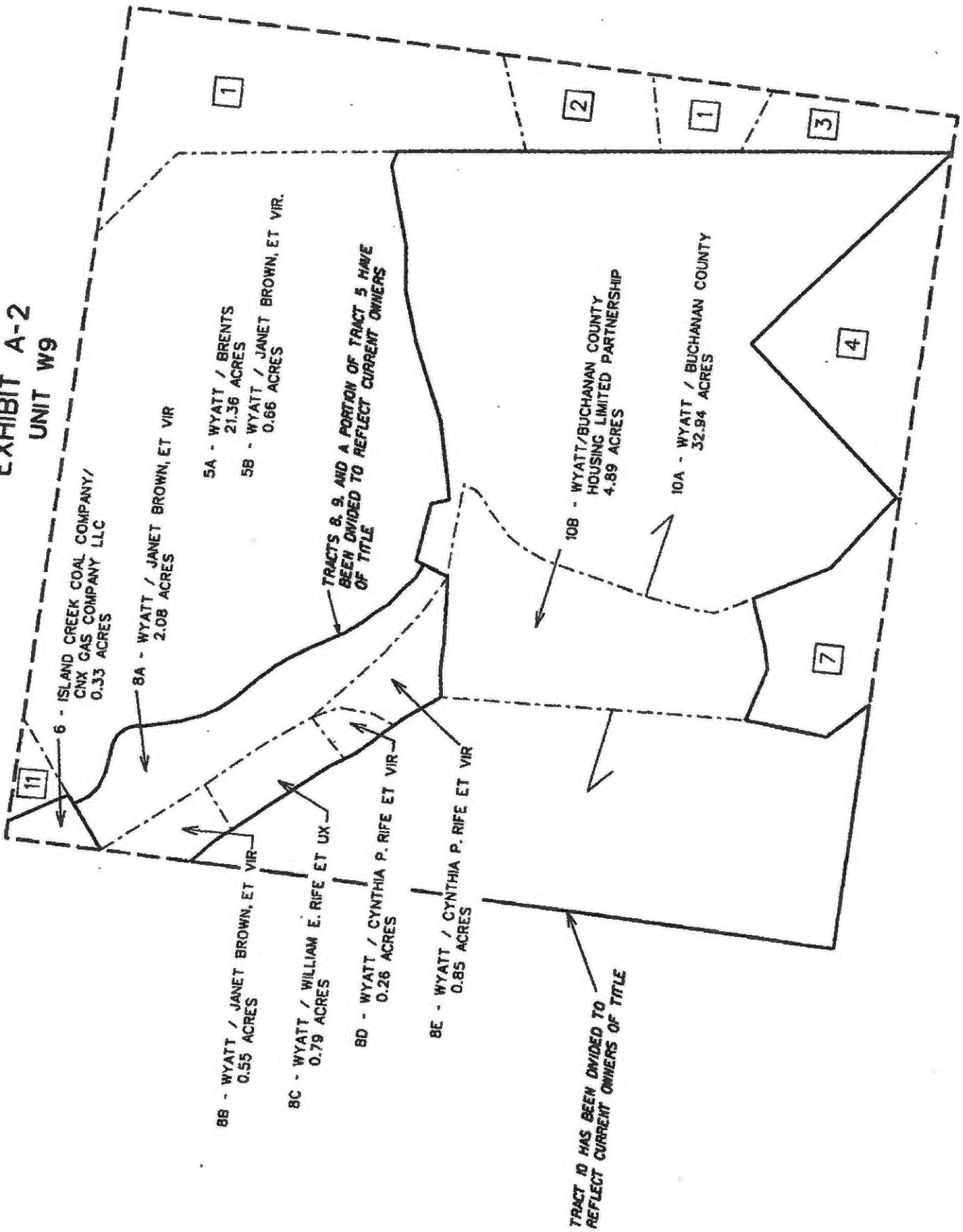
Company BUCHANAN PRODUCTION CO. Well Name and Number W9
 Tract No. _____ Elevation _____ Quadrangle KEEN MOUNTAIN
 County BUCHANAN District _____ Scale: 1" = 400' Date: 09/17/1996
 This plat is a new plat xxx; an updated plat _____; and a final plat _____

Form DGO-GO-7
Rev. 9/91

Claude D. Maye
Licensed Professional Engineer



**EXHIBIT A-2
UNIT W9**



BUCHANAN PRODUCTION COMPANY

Tract Identification

Unit W-9

1. Harrison-Wyatt LLC (Big Axe) - Tr. 29 - Coal
Coal Lessees
Jewell Smokeless Coal Co. - Tiller and above
Island Creek Coal - Coal below Tiller
Buchanan Production Co. - CBM Lessee
Norman E. Morgan, et al - Surface, Oil & Gas
Buchanan Production Co. - CBM Lessee
Buchanan Production Co. - Oil & Gas Lessee
6.00 acres - 7.5000%

2. Norman E. Morgan, et al - Surface, Coal, Oil & Gas
Coal Lessees
Jewell Smokeless Coal Co. - Tiller and above
Island Creek Coal - Coal below Tiller
Buchanan Production Co. - CBM Lessee
Buchanan Production Co. - Oil & Gas Lessee
1.29 acres - 1.6125%

3. Harrison-Wyatt LLC (Big Axe) - Tr. 29 - Coal
Coal Lessees
Jewell Smokeless Coal Co. - Tiller and above
Island Creek Coal - Coal below Tiller
Buchanan Production Company (*prev. George Jackson*) - Surface, Oil & Gas
Buchanan Production Co. - CBM Lessee
1.22 acres - 1.5250%

4. Harrison-Wyatt LLC (Big Axe) - Tr. 12 - Coal, Oil & Gas
Coal Lessees
Jewell Smokeless Coal Co. - Tiller and above
Island Creek Coal - Coal below Tiller
Buchanan Production Co. - CBM Lessee
Buchanan Production Co. - Oil & Gas Lessee
4.32 acres - 5.4000%

- 4A. Buchanan County - Surface
- 4B. Virginia Department of Highways - Surface

- 5A. Harrison-Wyatt LLC (Big Axe) - Tr. 13 - Coal
Coal Lessees
Jewell Smokeless Coal Co. - Tiller and above
Island Creek Coal - Coal below Tiller
Buchanan Production Co. - CBM Lessee
Theresa H. Brents - Surface, Oil & Gas
21.36 acres - 26.7000%

**** UPDATED FOR DISBURSEMENT PURPOSES ONLY ****

- 5B. Harrison-Wyatt LLC (Big Axe) - Tr. 13 - Coal
Coal Lessees
Jewell Smokeless Coal Co. - Tiller and above
Island Creek Coal - Coal below Tiller
Buchanan Production Co. - CBM Lessee
Janet Brown, et vir. - Surface, Oil & Gas
0.66 acres – 0.8250%

- 6. Harrison-Wyatt LLC (Big Axe) - Tr. 30 - Coal
Coal Lessees
Jewell Smokeless Coal Co. - Tiller and above
Island Creek Coal - Coal below Tiller
Buchanan Production Co. - CBM Lessee
Island Creek Coal Company - Surface, Oil & Gas
0.33 acres - 0.4125%

- 7. Harrison-Wyatt LLC (Big Axe) - Tr. 13 - Coal
Coal Lessees
Jewell Smokeless Coal Co. - Tiller and above
Island Creek Coal - Coal below Tiller
Buchanan Production Co. - CBM Lessee
Virginia Department of Transportation - Surface, Oil & Gas
2.16 acres - 2.7000%

Combination of Tracts 8 & 9 – Total of 4.53 acres (Previously identified as Gladys Price & Cynthia Deel)

- 8A. Harrison-Wyatt LLC (Big Axe) - Tr. 13 - Coal
Coal Lessees
Jewell Smokeless Coal Co. - Tiller and above
Island Creek Coal - Coal below Tiller
Buchanan Production Co. - CBM Lessee
Janet Brown, et vir. - Surface, Oil & Gas
2.08 acres – 2.6000%

- 8B. Harrison-Wyatt LLC (Big Axe) - Tr. 13 - Coal
Coal Lessees
Jewell Smokeless Coal Co. - Tiller and above
Island Creek Coal - Coal below Tiller
Buchanan Production Co. - CBM Lessee
Janet Brown, et vir. - Surface, Oil & Gas
0.55 acres - 0.6875%

- 8C. Harrison-Wyatt LLC (Big Axe) - Tr. 13 - Coal
Coal Lessees
Jewell Smokeless Coal Co. - Tiller and above
Island Creek Coal - Coal below Tiller
Buchanan Production Co. - CBM Lessee
William E. Rife, et ux - Surface, Oil & Gas
0.79 acres – 0.9875%

**** UPDATED FOR DISBURSEMENT PURPOSES ONLY ****

- 8D. Harrison-Wyatt LLC (Big Axe) - Tr. 13 - Coal
Coal Lessees
Jewell Smokeless Coal Co. - Tiller and above
Island Creek Coal - Coal below Tiller
Buchanan Production Co. - CBM Lessee
Cynthia P. Rife, et vir - Surface, Oil & Gas
0.26 acres - 0.3250%
- 8E. Harrison-Wyatt LLC (Big Axe) - Tr. 13 - Coal
Coal Lessees
Jewell Smokeless Coal Co. - Tiller and above
Island Creek Coal - Coal below Tiller
Buchanan Production Co. - CBM Lessee
Cynthia P. Rife, et vir - Surface, Oil & Gas
0.85 acres - 1.0625%
- 10A. Harrison-Wyatt LLC (Big Axe) - Tr. 13 - Coal
Coal Lessees
Jewell Smokeless Coal Co. - Tiller and above
Island Creek Coal - Coal below Tiller
Buchanan Production Co. - CBM Lessee
Buchanan County - Surface, Oil & Gas
32.94 acres - 41.1750%
- 10B. Harrison-Wyatt LLC (Big Axe) - Tr. 13 - Coal
Coal Lessees
Jewell Smokeless Coal Co. - Tiller and above
Island Creek Coal - Coal below Tiller
Buchanan Production Co. - CBM Lessee
Buchanan County Housing Limited Partnership - Surface, Oil & Gas
4.89 acres - 6.1125%
11. Harrison-Wyatt LLC (Big Axe) - Tr. 13 - Coal
Coal Lessees
Jewell Smokeless Coal Co. - Tiller and above
Island Creek Coal - Coal below Tiller
Buchanan Production Co. - CBM Lessee
Island Creek Coal Co. - Surface, Oil & Gas
0.30 acres - 0.3750%

**** UPDATED FOR DISBURSEMENT PURPOSES ONLY ****

Exhibit E
Unit W-9
Docket #VGOB 97-0121-0562-03
List of Respondents that require escrow

	Net Acres in Unit	Interest in Unit	Division of 3-West 8.4816%	Division of 4-West 24.4511%
<u>Tract #1 - 6.00 acres</u>				
<u>COAL OWNERSHIP</u>				
(1) H-W Financial, LLC <i>Big Axe Tr 29 (450.00 acre tract)</i> P.O. Box 11000 Danville, VA 24543	6.00 acres	7.5000%	0.6361%	1.8338%
<u>OIL & GAS OWNERSHIP</u>				
<i>Unresolved Heirship & Outstanding W9/Affidavits</i>				
Morgan Living Trust, et al. (N. Morgan, et al.)	6.00 acres	7.5000%	0.6361%	1.8338%
(1) Frank E. Morgan, Sr. Heirs, Devisees, Successors or Assigns (1/4)				
(a) Inez Morgan Feather Heirs, Devisees, Successors or Assigns (1/40)				
(a.1) Hugh M. Feather Heirs, Devisees, Successors or Assigns (1/80)				
(a.1.1) Cordelia J. Feather 1817 Forney Drive Huntsville, AL 35816	0.075 acres 1/80 of 6.00 acres	0.0938%	0.0080%	0.0229%
(a.2) Mary Feather Khan 2241 Colston Street Petersburg, VA 23805-2203	0.075 acres 1/80 of 6.00 acres	0.0938%	0.0080%	0.0229%
(b) Masil M. Arms Heirs, Devisees, Successors or Assigns (1/40)				
(b.1) Claude S. Arms, Sr. Heirs, Devisees, Successors or Assigns				
(b.1.1) Claude S. Arms, Jr. Heirs, Devisees, Successors or Assigns				
(b.1.1.1) Claude S. Arms, Jr. Estate c/o Herbert N. Fields Administrator P.O. Box 222 Grundy, VA 24614	0.150 acres 1/40 of 6.00 acres	0.1875%	0.0159%	0.0458%
<i>** NOTE: In order to resolve the CBM conflict, by Deed dated 1/15/00, Claude S. Arms, Jr. conveys an undivided one-half (1/2) interest in the CBM Estate to Harrison-Wyatt, LLC. (DB 510-557)</i>				
(d) Hazel M. Wyatt Heirs, Devisees, Successors or Assigns (1/40)				
<i>** NOTE: In order to resolve the CBM conflict, by Deed dated 1/15/00, Hazel M. Wyatt conveys an undivided one-half (1/2) interest in the CBM Estate to Harrison-Wyatt, LLC. (DB 510-557)</i>				
(d.2) Martha W. Fields Heirs, Devisees, Successors, or Assigns				
(d.2.1) Herbert N. Fields Heirs, Devisees, Successors, or Assigns				
(d.2.1.1) Brian Lee William Fields PO Box 632 Grundy, VA 24164	0.075 acres 1/80 of 6.00 acres	0.0938%	0.0080%	0.0229%
(f) Faye M. Harrison Heirs, Devisees, Successors or Assigns (1/40)				

***** NOTE: In order to resolve the CBM conflict, by Deed dated 1/15/00, Faye M. Harrison conveys an undivided one-half (1/2) interest in the CBM Estate to Harrison-Wyatt, LLC. (DB 510-557)***

**Exhibit E
Unit W-9
Docket #VGOB 97-0121-0562-03
List of Respondents that require escrow**

	Net Acres in Unit	Interest in Unit	Division of 3-West 8.4816%	Division of 4-West 24.4511%
(f.1) Harold Douglas Harrison 615 Cricklewood Drive Lexington, KY 40505	0.030 acres 1/200 of 6.00 acres	0.0375%	0.0032%	0.0092%
(f.2) John Phillip Harrison 175 Walker Road Landenberg, PA 19350-1266	0.030 acres 1/200 of 6.00 acres	0.0375%	0.0032%	0.0092%
(f.3) Michael Lee Harrison 104 Katie Lane Statesville, NC 28625	0.030 acres 1/200 of 6.00 acres	0.0375%	0.0032%	0.0092%
(f.4) Norman Ray Harrison 4139 Snowbird Circle Roanoke, VA 24018	0.030 acres 1/200 of 6.00 acres	0.0375%	0.0032%	0.0092%
(f.5) Katherine H. Wells 4904 Brittany Court Rocklin, CA 95677	0.030 acres 1/200 of 6.00 acres	0.0375%	0.0032%	0.0092%

Tract #3 - 1.22 acres

COAL OWNERSHIP

(1) H-W Financial, LLC <i>Big Axe Tr 29 (450.00 acre tract)</i> P.O. Box 11000 Danville, VA 24543	1.22 acres	1.5250%	0.1293%	0.3729%
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OIL & GAS OWNERSHIP

Heirship Pending

- (1) Heirs of George Jackson *Conveyed by deed on May 23, 2001 and recorded at Deed Book 525, Page 356*
William and Nancy Jackson, Genoa Compton, Dollie Smith, Betty Lou Boyd, Emma Gay Street, Myrl Jackson,
and Grover Jackson

Buchanan Production Company

(a) CNX Gas Company LLC PO Box 643830 Pittsburgh, PA 15264-3830	1.220 acres	1.5250%	0.1293%	0.3729%
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**Heirs of George Jackson due a one time payment from escrow for funds accumulated up to the date of the deed*

TOTAL ACRES IN ESCROW:

Acreage in Unit	1.74500 **
Percentage of Unit	2.1813%

*** Acres remaining in escrow was calculated incorrectly on prior order
Tract 3 was not included in the total
Acres remaining in escrow should have been 23.1050*

Exhibit EE
Unit W-9
Docket #VGOB 97-0121-0562-03
List of Respondents with Royalty Split Agreements/Court Orders/HB2058

	Net Acres in Unit	Interest in Unit	Division of 3-West 8.4816%	Division of 4-West 24.4511%	Percent of Escrow
<u>Tract #1 - 6.00 acres</u>					
<u>COAL OWNERSHIP</u>					
(1) H-W Financial, LLC <i>Big Axe Tr 29 (450.00 acre tract)</i> P.O. Box 11000 Danville, VA 24543	6.00 acres	7.5000%	0.6361%	1.8338%	<i>n/a</i>
<u>OIL & GAS OWNERSHIP</u>					
Morgan Living Trust, et al. (N. Morgan, et al.)	6.00 acres	7.5000%	0.6361%	1.8338%	
(1) Frank E. Morgan, Sr. Heirs, Devisees, Successors or Assigns (1/4)					
(c) Zelma Cooper Heirs, Devisees, Successors or Assigns (1/40)					
(c.1) James C. Cooper, Sr.		<i>Deceased - Life Estate Extinguished</i>			
(c.2) James C. Cooper, Jr. Heirs, Devisees, Successors or Assigns					
(c.2.1) Hettie F. Cooper 885 Melrose Blvd. Pickerington, OH 43147	0.150 acres 1/40 of 6.00 acres	0.1875%	0.0159%	0.0458%	<i>n/a</i>
<i>** NOTE: In order to resolve the CBM conflict, by Deed dated 2/06/00, Hettie S. Cooper conveys an undivided one-half (1/2) interest in the CBM Estate to Harrison-Wyatt, LLC. (DB 510-542)</i>					
(d) Hazel M. Wyatt Heirs, Devisees, Successors or Assigns (1/40)					
<i>** NOTE: In order to resolve the CBM conflict, by Deed dated 1/15/00, Hazel M. Wyatt conveys an undivided one-half (1/2) interest in the CBM Estate to Harrison-Wyatt, LLC. (DB 510-557)</i>					
(d.1) Robert Fred Wyatt, Jr. Heirs, Devisees, Successors, or Assigns					
(d.1.1) Angeline Wyatt P.O. Box 650 Vansant, VA 24656	0.075 acres 1/80 of 6.00 acres	0.0938%	0.0080%	0.0229%	<i>n/a</i>
(e) Glee M. McClanahan Heirs, Devisees, Devisees, Successors or Assigns					
(e.1) Nancy McClanahan Shortridge P.O. Box 188 274 McNeil Circle Mooresburg, TN 37811	0.150 acres 1/40 of 6.00 acres	0.1875%	0.0159%	0.0458%	<i>n/a</i>
<i>** NOTE: In order to resolve the CBM conflict, by Deed dated 1/15/00, Nancy McClanahan Shortridge conveys an undivided one-half (1/2) interest in the CBM Estate to Harrison-Wyatt, LLC. (DB 510-557)</i>					
(g) Lettie M. Cox P.O. Box 638 Grundy, VA 24614	0.150 acres 1/40 of 6.00 acres	0.1875%	0.0159%	0.0458%	<i>n/a</i>
<i>** NOTE: In order to resolve the CBM conflict, by Deed dated 1/15/00, Lettie Cox conveys an undivided one-half (1/2) interest in the CBM Estate to Harrison-Wyatt, LLC. (DB 510-557)</i>					
(h) Naaman J. Morgan		<i>Inherited a 1/40th interest, see (2) below</i>			
(i) F. E. Morgan, Jr.		<i>Inherited a 1/40th interest, see (3) below</i>			
(j) Norman E. Morgan		<i>Inherited a 1/40th interest, see (4) below</i>			

Exhibit EE
Unit W-9
Docket #VGOB 97-0121-0562-03
List of Respondents with Royalty Split Agreements/Court Orders/HB2058

	Net Acres in Unit	Interest in Unit	Division of 3-West 8.4816%	Division of 4-West 24.4511%	Percent of Escrow
(2) Naaman J. Morgan Heirs, Devisees, Successors or Assigns (1/4 + 1/40 = 11/40)	<i>Includes interest from (1.h)</i>				
(a) Naaman J. Morgan Trust Frank E. Morgan, Jr. & Norman E. Morgan, Trustees					
(a.1) Naaman J. Morgan Trust Claude S. Arms, Jr., Trustee					
(a.1.1) Naaman J. Morgan Trust Carl Puckett, Trustee 513 State Street, Box 129 Bristol, VA 24203	0.550 acres 11/120 of 6.00 acres	0.6875%	0.0583%	0.1681%	<i>n/a</i>
** NOTE: In order to resolve the CBM conflict, by Deed dated 12/15/99, Carl Puckett, Trustee conveys an undivided one-half (1/2) interest in the CBM Estate to Harrison-Wyatt, LLC. (DB 500-682)					
(b) F. E. Morgan, Jr.	<i>Devised a 11/120th interest, see (3) below</i>				
(c) Norman E. Morgan	<i>Devised a 11/120th interest, see (4) below</i>				
(3) Frank E. Morgan, Jr. Heirs, Devisees, Successors or Assigns (1/4 + 1/40 + 11/120 = 11/30)	<i>Includes interest from (1.i) & (2.b)</i>				
(a) Ethel V. Morgan	<i>Devised a 11/60th interest, see (5) below</i>				
(b) Norman E. Morgan	<i>Devised a 11/60th interest, see (4) below</i>				
(4) Norman E. Morgan Heirs, Devisees, Successors or Assigns (1/4 + 1/40 + 11/120 + 11/60 = 11/20)	<i>Includes interest from (1.j) & (2.c) & (3.b)</i>				
** NOTE: In order to resolve the CBM conflict, by Deed dated 12/15/99, Norman E. Morgan conveys an undivided one-half (1/2) interest in the CBM Estate to Harrison-Wyatt, LLC. (DB 500-682)					
(a) Ethel V. Morgan	<i>Devised a 11/20th interest, see (5) below</i>				
(5) Ethel V. Morgan (11/60 + 11/20 = 11/15)	<i>Includes interest from (3.a) & (4.a)</i> <i>Conveyed her interest by deed dated 2/18/09 (Instrument 09-1664)</i>				
** NOTE: In order to resolve the CBM conflict, by Deed dated 12/15/99, Ethel V. Morgan conveys an undivided one-half (1/2) interest in the CBM Estate to Harrison-Wyatt, LLC. (DB 500-682)					
(a) Morgan Living Trust c/o Ethel V. Morgan 1093 Poe Town Street Grundy, VA 24614	4.400 acres 11/15 of 6.00 acres	5.5000%	0.4665%	1.3448%	<i>n/a</i>
Total Tract Acres		5.4750			
Total Tract Percentage		6.8438%			

Tract #5A - 21.36 acres

COAL OWNERSHIP

(1) H-W Financial, LLC <i>Big Axe Tr 13 (200.00 acre tract)</i> P.O. Box 11000 Danville, VA 24543	21.36 acres	26.7000%	2.2646%	6.5284%	<i>n/a</i>
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OIL & GAS OWNERSHIP

(1) Theresa H. Brents 713 Churchman's Mill Road Stuarts Draft, VA 24477	21.360 acres	26.7000%	2.2646%	6.5284%	92.4475% Court Order
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Prevailing plaintiff under Case No. 396-15
Awarded 100% of the CBM royalty.
Represented by T. Shea Cook

Exhibit EE
Unit W-9
Docket #VGOB 97-0121-0562-03
List of Respondents with Royalty Split Agreements/Court Orders/HB2058

	Net Acres in Unit	Interest in Unit	Division of 3-West 8.4816%	Division of 4-West 24.4511%	Percent of Escrow
<u>Tract #5B - 0.66 acres</u>					
<u>COAL OWNERSHIP</u>					
(1) H-W Financial, LLC <i>Big Axe Tr 13 (200.00 acre tract)</i> P.O. Box 11000 Danville, VA 24543	0.66 acres	0.8250%	0.0700%	0.2017%	<i>n/a</i>
<u>OIL & GAS OWNERSHIP</u>					
(1) Janet Brown, et vir 1132 Valance Dr. Vansant, VA 24656	0.66 acres	0.8250%	0.0700%	0.2017%	<i>n/a</i>
** NOTE: In order to resolve the CBM conflict, by Deed dated 3/3/09, Janet Price Brown and Lonnie Lee Brown conveys an undivided one-half (1/2) interest in the CBM Estate to Harrison-Wyatt, LLC. (Instr# 090003861)					
<u>Tract #6 - 0.33 acres</u>					
<u>COAL OWNERSHIP</u>					
(1) H-W Financial, LLC <i>Big Axe Tr 30 (900.00 acre tract)</i> P.O. Box 11000 Danville, VA 24543	0.33 acres	0.4125%	0.0350%	0.1009%	<i>n/a</i>
<u>OIL & GAS OWNERSHIP</u>					
(1) CNX Gas Company LLC PO Box 643830 Pittsburgh, PA 15264-3830 <i>(Incorrectly identified as Janet Brown, et vir. - should be ICCC, royalties paid to CNX.)</i>	0.33 acres	0.4125%	0.0350%	0.1009%	<i>n/a</i>
<u>Tract #7 - 2.16 acres</u>					
<u>COAL OWNERSHIP</u>					
(1) H-W Financial, LLC <i>Big Axe Tr 13 (200.00 acre tract)</i> P.O. Box 11000 Danville, VA 24543	2.16 acres	2.7000%	0.2290%	0.6602%	<i>n/a</i>
<u>OIL & GAS OWNERSHIP</u>					
(1) Commonwealth of Virginia Department of Transportation 870 Bonham Road Bristol, VA 24201-2002	2.16 acres	2.7000%	0.2290%	0.6602%	<i>n/a</i>
<u>Tract #8A - 2.08 acres</u>					
<u>COAL OWNERSHIP</u>					
(1) H-W Financial, LLC <i>Big Axe Tr 13 (200.00 acre tract)</i> P.O. Box 11000 Danville, VA 24543	2.08 acres	2.6000%	0.2205%	0.6357%	<i>n/a</i>
<u>OIL & GAS OWNERSHIP</u>					
(1) Janet Brown, et vir 1132 Valance Dr. Vansant, VA 24656	2.08 acres	2.6000%	0.2205%	0.6357%	<i>n/a</i>
** NOTE: In order to resolve the CBM conflict, by Deed dated 3/3/09, Janet Price Brown and Lonnie Lee Brown conveys an undivided one-half (1/2) interest in the CBM Estate to Harrison-Wyatt, LLC. (Instr# 090003861)					

Exhibit EE
Unit W-9
Docket #VGOB 97-0121-0562-03
List of Respondents with Royalty Split Agreements/Court Orders/HB2058

	Net Acres in Unit	Interest in Unit	Division of 3-West 8.4816%	Division of 4-West 24.4511%	Percent of Escrow
<u>Tract #8B - 0.55 acres</u>					
<u>COAL OWNERSHIP</u>					
(1) H-W Financial, LLC <i>Big Axe Tr 13 (200.00 acre tract)</i> P.O. Box 11000 Danville, VA 24543	0.55 acres	0.6875%	0.0583%	0.1681%	<i>n/a</i>
<u>OIL & GAS OWNERSHIP</u>					
(1) Janet Brown, et vir 1132 Valance Dr. Vansant, VA 24656	0.55 acres	0.6875%	0.0583%	0.1681%	<i>n/a</i>
** NOTE: In order to resolve the CBM conflict, by Deed dated 3/3/09, Janet Price Brown and Lonnie Lee Brown conveys an undivided one-half (1/2) interest in the CBM Estate to Harrison-Wyatt, LLC. (Instr# 090003861)					
<u>Tract #8C - 0.79 acres</u>					
<u>COAL OWNERSHIP</u>					
(1) H-W Financial, LLC <i>Big Axe Tr 13 (200.00 acre tract)</i> P.O. Box 11000 Danville, VA 24543	0.79 acres	0.9875%	0.0838%	0.2415%	<i>n/a</i>
<u>OIL & GAS OWNERSHIP</u>					
(1) William E. Rife, et ux 3451 Deskins Road Vansant, VA 24656	0.79 acres	0.9875%	0.0838%	0.2415%	<i>n/a</i>
** NOTE: In order to resolve the CBM conflict, by Deed dated 12/5/05, William E. Rife and Doris P. Rife conveys an undivided one-half (1/2) interest in the CBM Estate to Harrison-Wyatt, LLC. (Instr# 060000129)					
<u>Tract #8D - 0.26 acres</u>					
<u>COAL OWNERSHIP</u>					
(1) H-W Financial, LLC <i>Big Axe Tr 13 (200.00 acre tract)</i> P.O. Box 11000 Danville, VA 24543	0.26 acres	0.3250%	0.0276%	0.0795%	<i>n/a</i>
<u>OIL & GAS OWNERSHIP</u>					
(1) Cynthia P. Rife, et vir P.O. Box 880 Vansant, VA 24656	0.26 acres	0.3250%	0.0276%	0.0795%	<i>n/a</i>
** NOTE: In order to resolve the CBM conflict, by Deed dated 1/5/10, Cynthia Rife and Roy Lee Rife conveys an undivided one-half (1/2) interest in the CBM Estate to Harrison-Wyatt, LLC. (Instr# 100000038)					
<u>Tract #8E - 0.85 acres</u>					
<u>COAL OWNERSHIP</u>					
(1) H-W Financial, LLC <i>Big Axe Tr 13 (200.00 acre tract)</i> P.O. Box 11000 Danville, VA 24543	0.85 acres	1.0625%	0.0901%	0.2598%	<i>n/a</i>

Exhibit EE
Unit W-9
Docket #VGOB 97-0121-0562-03
List of Respondents with Royalty Split Agreements/Court Orders/HB2058

	Net Acres in Unit	Interest in Unit	Division of 3-West 8.4816%	Division of 4-West 24.4511%	Percent of Escrow
<u>OIL & GAS OWNERSHIP</u>					
(1) Cynthia P. Rife, et vir P.O. Box 880 Vansant, VA 24656	0.85 acres	1.0625%	0.0901%	0.2598%	n/a
** NOTE: In order to resolve the CBM conflict, by Deed dated 1/5/10, Cynthia Rife and Roy Lee Rife conveys an undivided one-half (1/2) interest in the CBM Estate to Harrison-Wyatt, LLC. (Instr# 100000038)					
<u>Tract #10A - 32.94 acres</u>					
<u>COAL OWNERSHIP</u>					
(1) H-W Financial, LLC <i>Big Axe Tr 13 (200.00 acre tract)</i> P.O. Box 11000 Danville, VA 24543	32.94 acres	41.1750%	3.4923%	10.0677%	n/a
<u>OIL & GAS OWNERSHIP</u>					
(1) Buchanan County P.O. Box 950 Grundy, VA 24614 <i>(Previously Virginia Department of Corrections / Buchanan County)</i>	32.94 acres	41.1750%	3.4923%	10.0677%	n/a
<u>Tract #10B - 4.89 acres</u>					
<u>COAL OWNERSHIP</u>					
(1) H-W Financial, LLC <i>Big Axe Tr 13 (200.00 acre tract)</i> P.O. Box 11000 Danville, VA 24543	4.89 acres	6.1125%	0.5184%	1.4946%	n/a
<u>OIL & GAS OWNERSHIP</u>					
(1) Buchanan County Housing Limited Partnership 1173 W. Main Street Abingdon, VA 24210 <i>(Previously Virginia Department of Corrections / Buchanan Co.)</i>	4.89 acres	6.1125%	0.5184%	1.4946%	n/a
<u>Tract #11 - 0.30 acres</u>					
<u>COAL OWNERSHIP</u>					
(1) H-W Financial, LLC <i>Big Axe Tr 13 (900.00 acre tract)</i> P.O. Box 11000 Danville, VA 24543	0.30 acres	0.3750%	0.0318%	0.0917%	n/a
<u>OIL & GAS OWNERSHIP</u>					
(1) CNX Gas Company LLC PO Box 643830 Pittsburgh, PA 15264-3830 <i>(Previously ICC)</i>	0.30 acres	0.3750%	0.0318%	0.0917%	n/a
TOTAL RESOLVED					
Acres		72.65			
Percentage		90.8063%			

Exhibit J
Unit W9 Escrow Account Reconciliation
VGOB 97-0121-0562

CNX Deposit Information		
Check Date	Check Number	Total
4/24/1999	5602	\$363.31
5/25/1999	5750	\$15,321.66
6/25/1999	5928	\$1,009.96
7/24/1999	6108	\$787.77
8/25/1999	6342	\$691.97
9/25/1999	6567	\$665.42
10/25/1999	6785	\$1,035.78
11/25/1999	7032	\$3,942.23
12/22/1999	7371	\$684.29
1/25/2000	7574	\$898.43
2/25/2000	7805	\$424.78
3/24/2000	8043	\$331.08
4/25/2000	8296	\$126.25
5/25/2000	8558	\$1,942.49
6/23/2000	8796	\$5,273.77
7/25/2000	9045	\$6,083.75
8/25/2000	9340	\$7,068.47
9/25/2000	9641	\$4,902.16
10/25/2000	9951	\$7,032.46
11/24/2000	10191	\$8,161.35
12/22/2000	10564	\$8,397.39
1/25/2001	10856	\$12,874.16
2/23/2001	11192	\$15,380.06
3/23/2001	11561	\$8,425.15
4/25/2001	11871	\$3,837.33
5/25/2001	12240	\$3,146.74
6/25/2001	12566	\$2,141.15
7/25/2001	12971	\$324.99
8/24/2001	13374	\$553.10
9/25/2001	13708	\$787.29
10/25/2001	14033	\$736.02
11/23/2001	14374	\$370.13
12/24/2001	14845	\$29.07
1/25/2002	15357	\$33.50
3/25/2002	15959	\$57.77
5/24/2002	17103	\$35.89
12/24/2002	21988	\$1.72

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
4/30/1999											\$0.00		\$0.00	\$0.00
5/31/1999	\$363.31	\$0.90			-\$0.21				-\$0.23		\$0.46	\$363.77	\$15,685.43	-\$363.31
6/30/1999	\$15,321.66	\$63.70			-\$22.10				-\$6.52		\$35.08	\$15,720.51	\$16,730.47	-\$1,009.96
7/31/1999	\$1,009.96	\$81.84			-\$23.32				-\$5.84		\$52.68	\$16,783.15	\$17,570.92	-\$787.77
8/31/1999	\$787.77	\$47.81			-\$23.95				-\$5.30		\$18.56	\$17,589.48	\$18,281.45	-\$691.97
9/30/1999	\$691.97	\$96.97			-\$25.44				\$3.79		\$75.32	\$18,356.77	\$19,022.19	-\$665.42
10/31/1999	\$665.42	\$74.66			-\$25.29				\$0.75		\$50.12	\$19,072.31	\$20,108.09	-\$1,035.78
11/30/1999	\$1,076.26	\$58.11			-\$25.92				-\$21.39		\$10.80	\$20,159.42	\$24,061.12	-\$3,901.70
12/31/1999	\$4,626.52	\$235.93			-\$26.91				-\$34.59		\$174.43	\$24,960.37	\$24,919.84	\$40.53
1/31/2000		\$71.74									\$71.74	\$25,930.54	\$25,890.01	\$40.53
2/29/2000	\$424.78	\$81.42									\$81.42	\$26,436.74	\$26,396.21	\$40.53
3/31/2000	\$331.08	\$93.35									\$93.35	\$26,861.17	\$26,820.64	\$40.53
4/30/2000	\$126.25	\$87.60									\$87.60	\$27,075.02	\$27,034.49	\$40.53
5/31/2000	\$1,942.49	\$126.59									\$126.59	\$29,144.10	\$29,103.57	\$40.53
6/30/2000	\$5,273.77	\$139.51									\$139.51	\$34,557.38	\$34,516.85	\$40.53
7/31/2000	\$6,083.75	\$172.01									\$172.01	\$40,813.14	\$40,772.61	\$40.53
8/31/2000	\$7,068.47	\$201.90									\$201.90	\$48,083.51	\$48,042.98	\$40.53
9/30/2000	\$4,902.16	\$208.79				\$0.00					\$208.79	\$53,194.46	\$53,153.93	\$40.53
10/31/2000	\$7,032.46	\$273.49									\$273.49	\$60,500.41	\$60,459.88	\$40.53
11/30/2000	\$8,161.35	\$286.40									\$286.40	\$68,948.15	\$68,907.63	\$40.52
12/31/2000	\$8,397.39	\$313.89				\$0.00					\$313.89	\$77,659.44	\$77,618.91	\$40.53
1/31/2001	\$12,874.16	\$383.10				\$0.00					\$383.10	\$90,916.70	\$90,876.17	\$40.53
2/28/2001	\$28,254.22	\$697.89				\$0.00					\$697.89	\$106,611.55	\$106,954.12	-\$342.57
3/31/2001	\$8,425.15	\$365.15				\$2.00					\$365.15	\$115,401.85	\$115,746.42	-\$344.57
4/30/2001											\$0.00		\$119,583.75	-\$119,583.75
5/31/2001	\$3,146.74	\$311.43				\$0.00					\$311.43	\$123,055.84	\$123,041.92	\$13.92
6/30/2001	\$2,141.15	\$266.77				\$0.00					\$266.77	\$125,463.76	\$125,449.84	\$13.92
7/31/2001	\$324.99	\$280.28				\$0.00					\$280.28	\$126,069.03	\$126,055.11	\$13.92
8/31/2001	\$553.10	\$272.65				\$0.00					\$272.65	\$126,894.78	\$126,880.86	\$13.92
9/30/2001	\$787.29	\$205.31				\$0.00					\$205.31	\$127,887.38	\$127,873.46	\$13.92
10/31/2001	\$736.02	\$185.52				\$0.00					\$185.52	\$128,808.92	\$128,795.00	\$13.92
11/30/2001	\$0.00	\$0.00				\$0.00					\$0.00	\$129,325.08	\$129,165.13	\$159.95
12/31/2001	\$29.07	\$156.28				\$0.00					\$156.28	\$129,510.43	\$129,350.48	\$159.95
1/31/2002	\$33.50	\$92.78				\$0.00					\$92.78	\$129,636.71	\$129,476.76	\$159.95
2/28/2002	\$0.00	\$68.63				\$0.00					\$68.63	\$129,705.34	\$129,545.39	\$159.95
3/31/2002	\$57.77	\$75.92				\$0.00					\$75.92	\$129,839.03	\$129,679.08	\$159.95
4/30/2002	\$0.00	\$0.00				\$0.00					\$0.00	\$129,839.03	\$129,679.08	\$159.95
5/31/2002	\$35.89	\$84.47				\$0.00					\$84.47	\$129,959.39	\$129,799.44	\$159.95
6/30/2002	\$0.00	\$71.05				\$0.00					\$71.05	\$130,030.44	\$129,870.49	\$159.95
7/31/2002	\$0.00	\$67.16				\$0.00					\$67.16	\$130,097.60	\$129,937.65	\$159.95
8/31/2002	\$0.00	\$70.60				\$0.00					\$70.60	\$130,168.20	\$130,008.25	\$159.95
9/30/2002	\$0.00	\$68.30				\$0.00					\$68.30	\$130,236.50	\$130,076.55	\$159.95
10/31/2002	\$0.00	\$57.80				\$0.00					\$57.80	\$130,294.30	\$130,134.35	\$159.95
11/30/2002	\$0.00	\$63.95				\$0.00					\$63.95	\$130,358.25	\$130,198.30	\$159.95
12/31/2002	\$1.72	\$60.27				\$0.00					\$60.27	\$130,420.24	\$130,260.29	\$159.95
1/31/2003	\$0.00	\$29.60				\$0.00					\$29.60	\$130,449.84	\$130,289.89	\$159.95
2/28/2003	\$0.00	\$27.13				\$0.00					\$27.13	\$130,476.97	\$130,317.02	\$159.95
3/31/2003	\$0.00	\$13.56				\$0.00					\$13.56	\$130,490.53	\$130,330.58	\$159.95
4/30/2003	\$0.00	\$22.18				\$0.00					\$22.18	\$130,512.71	\$130,352.76	\$159.95
5/31/2003	\$0.00	\$15.40				\$0.00					\$15.40	\$130,528.11	\$130,368.16	\$159.95
6/30/2003	\$0.00	\$21.14				\$0.00					\$21.14	\$130,549.25	\$130,389.30	\$159.95
7/31/2003	\$0.00	\$12.92				\$0.00					\$12.92	\$130,562.17	\$130,402.22	\$159.95
8/31/2003	\$0.00	\$5.35				\$0.00					\$5.35	\$130,567.52	\$130,407.57	\$159.95
9/30/2003	\$0.00	\$4.70				\$0.00					\$4.70	\$130,572.22	\$130,412.27	\$159.95
10/31/2003	\$0.00	\$7.18				\$0.00					\$7.18	\$130,579.40	\$130,419.45	\$159.95

VIRGINIA: IN THE CIRCUIT COURT OF BUCHANAN COUNTY

THERESA BRENTS,)	
)	
)	
Plaintiff)	
)	
vs.)	Case No. 396-15
)	
)	
HARRISON-WYATT, LLC,)	
)	
)	
Defendant)	
)	

ORDER ENTERING JUDGMENT

Upon the joint motion of Plaintiff, Theresa Brents and Defendant, Harrison-Wyatt, LLC, for entry of judgment, it is; **Adjudged, Ordered and Decreed** that the Defendant, Harrison-Wyatt, LLC, is not the owner of the coal-bed methane gas within the following tracts within the below named and described units permitted pursuant to the Virginia Gas and Oil Act, Va. Code Ann. § 45.1-361.1 et seq.:

- a. From Unit W-9, Forced Pooling Supplemental Order, Entered March 2, 1999, Regarding Docket No. VGOB-97-0121-0562, Tract 5 of Exhibit E (Deed Book 489, Page 43) to the order, 22.02 acres.

- b. From Unit V-9, Forced Pooling Supplemental Order, Entered March 2, 1999, Regarding Docket No. VGOB-97-0121-0561, Tract 3 of Exhibit E (Deed Book 489, Page 52) to the order, 11.48 acres.

The above described tract within the named unit is referred to in this Order as the ("Subject Properties").

It is further; **Adjudged, Ordered and Decreed** that the Defendant, Harrison-Wyatt, LLC is not entitled to any royalties relating to the extraction of coal-bed methane gas by CNX Gas, LLC from the Subject Properties, and that it is not a conflicting claimant to the ownership of the CBM or the production royalties as identified in submissions made to, and orders entered by, the Virginia Gas and Oil Board with respect to the Subject Properties.

All other claims asserted by either party against the other are denied, and Defendant Harrison-Wyatt, LLC is dismissed from this action.

This matter is continued.

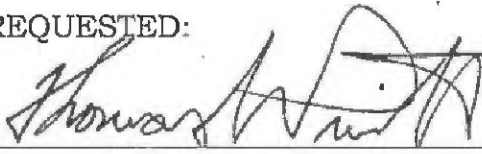
The Clerk is directed to mail copies of this Order to counsel of record for Harrison Wyatt and Plaintiff.

ENTER: This, the 13th day February, 2019.




MICHAEL L. MOORE, JUDGE

REQUESTED:



Counsel for Defendant, HARRISON-WYATT, LLC

SEEN AND AGREED:



Counsel for Plaintiff, T. SHEA COOK, ESQ.