

BEFORE THE VIRGINIA GAS AND OIL BOARD

PETITIONER: Pocahontas Gas LLC

DIVISION OF GAS AND OIL

DOCKET NO: VGOB 01-0320-0875-03

RELIEF SOUGHT: (1) DISBURSEMENT FROM ESCROW REGARDING TRACT(S) 8 (2) AND AUTHORIZATION FOR DIRECT PAYMENT OF ROYALTIES (3) AND DISMISSAL OF COAL OWNERS PURSUANT TO CODE OF VIRGINIA SECTION 45.1-361.22:2.

HEARING DATE: July 20, 2021

DRILLING UNIT: AY110

RUSSELL 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 8, as depicted upon the annexed table; and (2) authorization to begin paying royalties directly to the parties to the prevailing plaintiffs: Fayne E. Stacy, Jr., Gerald K. Stacy, Karen Cole, and Alan Stacy; authorization to begin paying royalties directly to the parties to the royalty split between Buckhorn Coal Co & Karen Cole (executed by Janice Shortridge).

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

Fayne E. Stacy, Jr., Gerald K. Stacy, Karen Cole, and Alan Stacy are entitled to 100% of the CBM royalties awarded under Case No. CL20-1116, Opinion dated May 27, 2021. Said decision allows the Applicant and Designated Operator to pay royalties directly to the persons identified in Exhibit EE annexed hereto and the annexed Table, further, specifies how said royalties are to be paid.

Buckhorn Coal Co & Karen Cole (interest inherited from Janice Shortridge) have entered into royalty split agreement(s). Said royalty split agreement allows the Applicant and Designated Operator to pay royalties directly to the persons identified in Exhibit EE annexed hereto and the annexed Table, further, specifies how said royalties are to be divided and paid.

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 CONSOL Inc. AND WERE NOT SURVEYED.

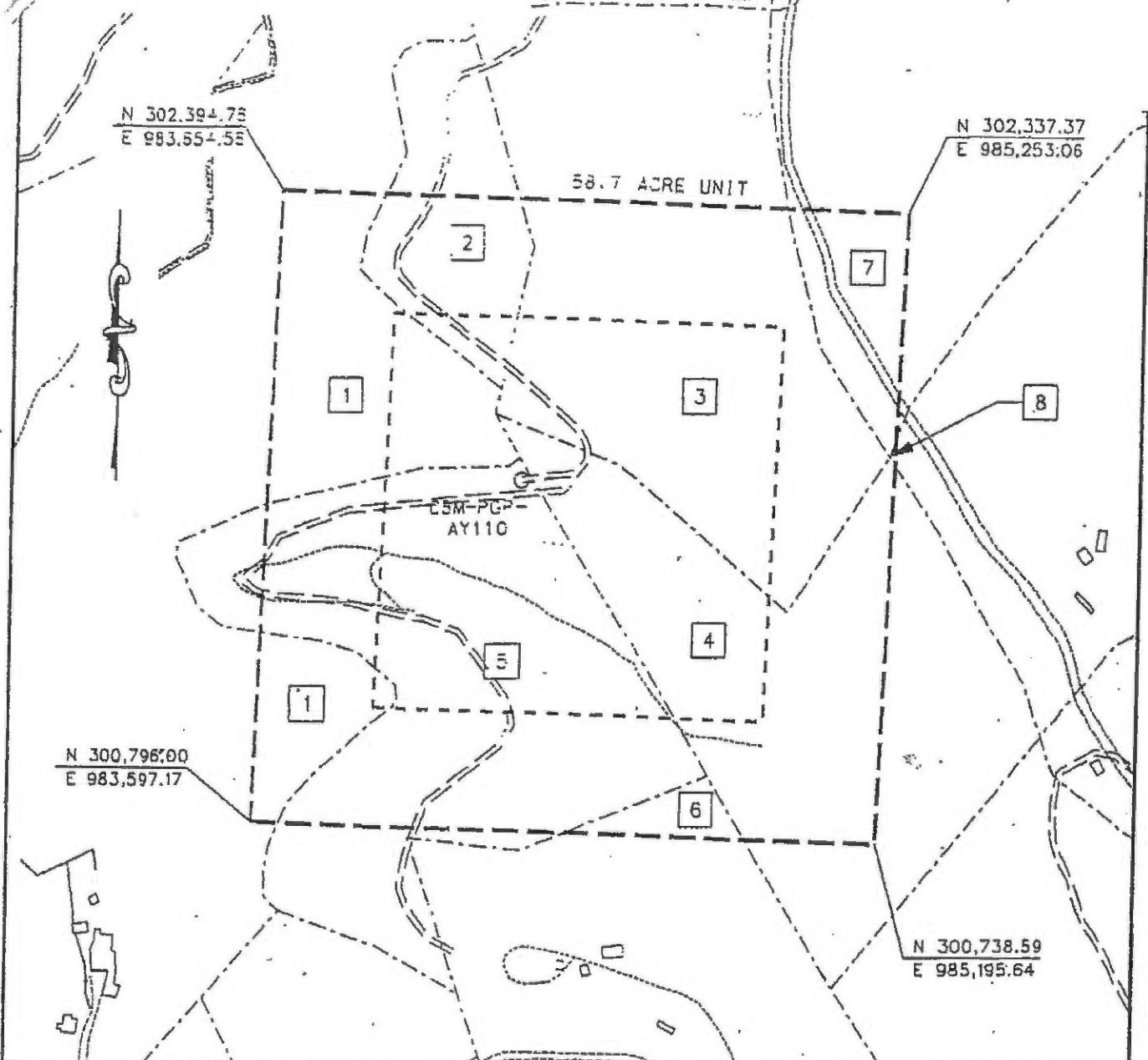


EXHIBIT A
MIDDLE RIDGE 1 FIELD
UNIT AY-110
FORCE POOLING
VGOB-01-0320-0875

Company Pocahontas Gas Partnership Well Name and Number UNIT AY110
Tract No. _____ Elevation _____ Quadrangle Honaker
County Russell District New Garden Scale: 1" = 400' Date 4/3/01
This plat is a new plat X ; an updated plat _____ ; or a final plat _____

Form BGO-GD-7 Rev. 9/91
Charles G. Meyer
Licensed Professional Engineer or Licensed Land Surveyor
10000 (Affix Seal)

CNX Gas Company LLC
UNIT AY110
Tract Identifications
(58.70 Acre Unit)

1. Buckhorn Coal Company (H. C. Stuart 405.06 Acre Tract) – Coal
Reserve Coal Properties Company - Below Drainage Coal Leased
Knox Creek Coal Company – Above Drainage Coal Leased
CNX Gas Company LLC – CBM Leased
Peggy Rasnake, et al – Surface, Oil and Gas
CNX Gas Company LLC – Oil, Gas and CBM Leased
9.41 acres 16.0306%

2. Buckhorn Coal Company (H. C. Stuart 405.06 Acre Tract) – Coal
Reserve Coal Properties Company - Below Drainage Coal Leased
Knox Creek Coal Company – Above Drainage Coal Leased
CNX Gas Company LLC – CBM Leased
Michael Whited, et al – Oil and Gas
CNX Gas Company LLC – Oil, Gas and CBM Leased
Michael Whited – Surface
3.28 acres 5.5877%

3. Buckhorn Coal Company (H. C. Stuart 405.06 Acre Tract) – Coal
Reserve Coal Properties Company - Below Drainage Coal Leased
Knox Creek Coal Company – Above Drainage Coal Leased
CNX Gas Company LLC – CBM Leased
Gent Enterprises, LLC –Oil and Gas
CNX Gas Company LLC - Oil, Gas and CBM Leased
Michael Whited OR Gent Enterprises, LLC – Surface
14.56 acres 24.8041%

4. Buckhorn Coal Company (H. C. Stuart 405.06 Acre Tract) – Coal
Reserve Coal Properties Company - Below Drainage Coal Leased
Knox Creek Coal Company – Above Drainage Coal Leased
CNX Gas Company LLC – CBM Leased
Michael Whited, et al – Oil and Gas
CNX Gas Company LLC – Oil, Gas and CBM Leased
Michael Whited – Surface
11.37 acres 19.3697%

5. Buckhorn Coal Company (H. C. Stuart 405.06 Acre Tract) – Coal
Reserve Coal Properties Company - Below Drainage Coal Leased
Knox Creek Coal Company – Above Drainage Coal Leased
CNX Gas Company LLC – CBM Leased
Michael Whited, et al – Oil and Gas
CNX Gas Company LLC – Oil, Gas and CBM Leased
Michael Whited – Surface
16.51 acres 28.1261%

"This title block is for general informational purposes only and does not reflect an analysis of the severance deed and its effect upon coal bed methane ownership and should not be relied upon for such purpose."

CNX Gas Company LLC
UNIT AY110
Tract Identifications
(58.70 Acre Unit)

6. Buckhorn Coal Company (H. C. Stuart 405.06 Acre Tract) – Coal
Reserve Coal Properties Company - Below Drainage Coal Leased
Knox Creek Coal Company – Above Drainage Coal Leased
CNX Gas Company LLC – CBM Leased
Goldie Hess – Surface, Oil and Gas
CNX Gas Company LLC – Oil, Gas and CBM Leased
0.83 acres 1.4140%

7. Buckhorn Coal Company (Jacob Fuller 453 Acre Tract) - Coal
Knox Creek Coal Corporation - Above Drainage Coal Leased
CNX Gas Company LLC - CBM Leased
Gent Enterprises, LLC –Oil and Gas
CNX Gas Company LLC - Oil, Gas and CBM Leased
Michael Whited OR Gent Enterprises, LLC – Surface
2.73 acres 4.6508%

8. Buckhorn Coal Company (Jacob Fuller 453 Acre Tract) - Coal
Knox Creek Coal Corporation - Above Drainage Coal Leased
CNX Gas Company LLC - CBM Leased
Michael Whited, et al OR Elijah Stacy Heirs –Oil and Gas
CNX Gas Company LLC - Oil, Gas and CBM Leased
Michael Whited OR Elijah Stacy Heirs –Surface
0.01 acres 0.0170%

"This title block is for general informational purposes only and does not reflect an analysis of the severance deed and its effect upon coal bed methane ownership and should not be relied upon for such purpose."

Exhibit E
Unit AY110
Docket #VGOB-01-0320-0875-03
List of Owners/Claimants that require escrow

Acres in Unit	Interest in Unit
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Escrowing no longer required

Exhibit EE
Unit AY110
Docket #VGOB-01-0320-0875-03
List of Owners/Claimants with Royalty Split Agreements/Court Orders/HB2058

	Acres in Unit	Interest in Unit	Percent of Escrow
<u>Tract #1, 9.41 acres</u>			
<u>COAL OWNERSHIP</u>			
(1) Buckhorn Coal Company <i>(H.C. Stuart 405 Acre Tract)</i> P. O. Box 187 Tazewell, VA 24651	9.41 acres	16.0306%	<i>n/a</i>
<u>OIL & GAS OWNERSHIP</u>			
(1) Peggy Rasnake, et al <i>122 Acre Tract - Michael O. Rasnake Heirs</i>	9.41 acres	16.0307%	
(a) Mike O. Rasnake Heirs, Devisees, Successors or Assigns			
(a.1) Peggy Rasnake (a.2) Bobby Lee Rasnake (a.3) Donna Jean Whitt			<i>By Deed of Gift dated October 26, 2012 and Corrective Deed of Gift dated February 11, 2013, Peggy Rasnake, Bobby Rasnake & Donna Whitt assign all their royalty and minerals to Peggy Rasnake for her lifetime. They further convey the remainder to Bobby Rasnake, Donna Whitt, Harold Dye and Deborah Carlock; DB 758/305 (RC).</i>
Peggy Rasnake * 73 Miller Creek Road Honaker, VA 24260	9.41 acres	16.0307%	<i>n/a</i>
<i>* Entitled to a 100% of all royalties and minerals for her lifetime, paid under the terms of the Royalty Agreement</i>			
(b.1) Bobby Lee Rasnake 1233 Miller Creek Rd. Honaker, VA 24260			<i>1/4 Interest subject to the Life Estate of Peggy Rasnake</i>
(b.2) Donna Jean Whitt 6980 Drill Rd. Honaker, VA 24260			<i>1/4 Interest subject to the Life Estate of Peggy Rasnake</i>
(b.3) Harold David Dye 1162 Fescue Road Rowe, VA 24646			<i>1/4 Interest subject to the Life Estate of Peggy Rasnake</i>
(b.4) Deborah Cook Carlock 1394 Elk Garden Road Lebanon, VA 24266			<i>1/4 Interest subject to the Life Estate of Peggy Rasnake</i>
<u>Tract #2, 3.28 acres</u>			
<u>COAL OWNERSHIP</u>			
(1) Buckhorn Coal Company <i>(H.C. Stuart 405 Acre Tract)</i> P. O. Box 187 Tazewell, VA 24651	3.28 acres	5.5877%	<i>n/a</i>
<u>OIL & GAS OWNERSHIP</u>			
(1) Michael Whited, et al <i>(Previously Columbus Earl Whited)</i>	3.28 acres	5.5877%	
(a) Michael Whited PO Box 297 Swords Creek, VA 24696	0.328 acres 1/10 of 3.28 acres	0.5588%	<i>n/a</i>
(b) Ferrell Whited Heirs, Devisees, Successors, or Assigns			
(b.1) Tyler Blake Whited 106 Winegar St Church Hill, TN 37642-8136	0.590 acres 9/50 of 3.28 acres	1.0058%	<i>n/a</i>

Exhibit EE
Unit AY110
Docket #VGOB-01-0320-0875-03
List of Owners/Claimants with Royalty Split Agreements/Court Orders/HB2058

	Acres in Unit	Interest in Unit	Percent of Escrow
(c) Herald Whited PO Box 518 Honaker, VA 24260	0.590 acres 9/50 of 3.28 acres	1.0058%	<i>n/a</i>
(d) Marty Whited PO Box 881 Lebanon, VA 24266-0881	0.590 acres 9/50 of 3.28 acres	1.0058%	<i>n/a</i>
(e) Cathy Darlene Ward 16136 Moccasin Circle Abingdon, VA 24210-4344	0.590 acres 9/50 of 3.28 acres	1.0058%	<i>n/a</i>
(f) Melissa Skeens PO Box 518 Honaker, VA 24260	0.590 acres 9/50 of 3.28 acres	1.0058%	<i>n/a</i>

Tract #3, 14.56 acres

COAL OWNERSHIP

(1) Buckhorn Coal Company <i>(H.C. Stuart 405 Acre Tract)</i> P. O. Box 187 Tazewell, VA 24651	14.56 acres	24.8041%	<i>n/a</i>
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OIL & GAS OWNERSHIP

(1) Gent Enterprises, LLC <i>(50 Acre Tract)</i> P.O. Box 330 Honaker, VA 24260 <i>(Previously listed as a title conflict between Michael Whited, or Gent Enterprises, LLC)</i>	14.56 acres	24.8041%	<i>n/a</i>
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Under Case #CL10000662-00, executed May 12, 2011, the Court of Russell County clarified the conveyances from the Rasnakes to the Gents in DB 223/ PG 53, dated 10/26/70 included all right, title in and to the oil, gas, (including coalbed methane gas and deep gas), minerals (other than coal), etc.

Royalties can be paid based on the royalty agreement between Buckhorn / Gent Enterprises

Tract #4, 11.37 acres

COAL OWNERSHIP

(1) Buckhorn Coal Company <i>(H.C. Stuart 405 Acre Tract)</i> P. O. Box 187 Tazewell, VA 24651	11.37 acres	19.3697%	<i>n/a</i>
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OIL & GAS OWNERSHIP

(1) Michael Whited, et al <i>(Previously Columbus Earl Whited)</i>	11.37 acres	19.3697%	
(a) Michael Whited PO Box 297 Swords Creek, VA 24696	1.137 acres 1/10 of 11.37 acres	1.9370%	<i>n/a</i>
(b) Ferrell Whited Heirs, Devisees, Successors, or Assigns			
(b.1) Tyler Blake Whited 106 Winegar St Church Hill, TN 37642-8136	2.047 acres 9/50 of 11.37 acres	3.4865%	<i>n/a</i>
(c) Herald Whited PO Box 518 Honaker, VA 24260	2.047 acres 9/50 of 11.37 acres	3.4865%	<i>n/a</i>

Exhibit EE
Unit AY110
Docket #VGOB-01-0320-0875-03
List of Owners/Claimants with Royalty Split Agreements/Court Orders/HB2058

	Acres in Unit	Interest in Unit	Percent of Escrow
(d) Marty Whited PO Box 881 Lebanon, VA 24266-0881	2.047 acres 9/50 of 11.37 acres	3.4865%	n/a
(e) Cathy Darlene Ward 16136 Moccasin Circle Abingdon, VA 24210-4344	2.047 acres 9/50 of 11.37 acres	3.4865%	n/a
(f) Melissa Skeens PO Box 518 Honaker, VA 24260	2.047 acres 9/50 of 11.37 acres	3.4865%	n/a

Tract #5, 16.51 acres

COAL OWNERSHIP

(1) Buckhorn Coal Company <i>(H.C. Stuart 405 Acre Tract)</i> P. O. Box 187 Tazewell, VA 24651	16.51 acres	28.1261%	n/a
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OIL & GAS OWNERSHIP

(1) Michael Whited, et al <i>(Previously Columbus Earl Whited)</i>	16.51 acres	28.1261%	
(a) Michael Whited PO Box 297 Swords Creek, VA 24696	1.651 acres 1/10 of 16.51 acres	2.8126%	n/a
(b) Ferrell Whited Heirs, Devisees, Successors, or Assigns	2.972 acres 9/50 of 16.51 acres	5.0627%	n/a
(b.1) Tyler Blake Whited 106 Winegar St Church Hill, TN 37642-8136			
(c) Herald Whited PO Box 518 Honaker, VA 24260	2.972 acres 9/50 of 16.51 acres	5.0627%	n/a
(d) Marty Whited PO Box 881 Lebanon, VA 24266-0881	2.972 acres 9/50 of 16.51 acres	5.0627%	n/a
(e) Cathy Darlene Ward 16136 Moccasin Circle Abingdon, VA 24210-4344	2.972 acres 9/50 of 16.51 acres	5.0627%	n/a
(f) Melissa Skeens PO Box 518 Honaker, VA 24260	2.972 acres 9/50 of 16.51 acres	5.0627%	n/a

Tract #6, 0.83 acres

COAL OWNERSHIP

(1) Buckhorn Coal Company <i>(H.C. Stuart 405 Acre Tract)</i> P. O. Box 187 Tazewell, VA 24651	0.83 acres	1.4140%	n/a
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OIL & GAS OWNERSHIP

(1) Goldie Hess 1557 Miller Creek Road Rowe, VA 24646	0.83 acres	1.4140%	n/a
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Exhibit EE
Unit AY110
Docket #VGOB-01-0320-0875-03
List of Owners/Claimants with Royalty Split Agreements/Court Orders/HB2058

	Acres in Unit	Interest in Unit	Percent of Escrow
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Tract #7, 2.73 acres

COAL OWNERSHIP

(1) Buckhorn Coal Company <i>(Jacob Fuller 453 Acre Tract)</i> P. O. Box 187 Tazewell, VA 24651	2.73 acres	4.6508%	<i>n/a</i>
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OIL & GAS OWNERSHIP

(1) Gent Enterprises, LLC <i>(50 Acre Tract)</i> P.O. Box 330 Honaker, VA 24260 <i>(Previously listed as a title conflict between Michael Whited, or Gent Enterprises, LLC)</i>	2.73 acres	4.6508%	<i>n/a</i>
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Under Case #CL10000662-00, executed May 12, 2011, the Court of Russell County clarified the conveyances from the Rasnakes to the Gents in DB 223/ PG 53, dated 10/26/70 included all right, title in and to the oil, gas, (including coalbed methane gas and deep gas), minerals (other than coal), etc.

Royalties can be paid based on the royalty agreement between Buckhorn / Gent Enterprises

Tract #8, 0.01 acres

COAL OWNERSHIP

(1) Buckhorn Coal Company <i>(Jacob Fuller 453 Acre Tract)</i> P. O. Box 187 Tazewell, VA 24651	0.01 acres	0.0170%	16.6667% Royalty Division Agreement
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OIL & GAS OWNERSHIP

Final Order entered in Case No. CL20-1116 entered May 27, 2021, adjudged, ordered, and decreed that the Plaintiffs listed below are the owners of the mineral estate, including the gas estate, relative to the subject tract. Plaintiff's are due 100% of escrowed funds, subject to Royalty Division Agreements previously signed. Plaintiff's listed below are represented by T. Shea Cook

(1) Elijah & Zella Stacy Heirs, Devisees, Successors or Assigns <i>(Previously listed as a title conflict between Michael Whited, or Elijah Stacy Heirs)</i>	0.01 acres	0.0170%	
(a) Fayne E. Stacy Heirs, Devisees, Successors, or Assigns			
(a.1) Gladys Madeline Crouse Stacy Heirs, Devisees, Successors, or Assigns			
(a.1.1) Fayne E. Stacy, Jr. 1 Clarks Court Johnson City, TN 37604	0.0017 acres 1/6 of 0.01 acres	0.0028%	16.6667% Court Order
(a.1.2) Gerald K. Stacy 3540 Pauls Path Road LaGrange, NC 28551	0.00 acres 1/6 of 0.01 acres	0.0028%	16.6667% Court Order
(b) Neednam Edis Stacy <i>Pre-Deceased (DOD 3/15/1975)</i>			
(b.1) Janice Shortridge Heirs, Devisees, Successors, or Assigns			
(b.1.1) Karen Cole 8404 Gatwick Terrace Glen Allen, VA 22030	0.00 acres 1/12 of 0.01 acres	0.0014%	4.1667% Court Order/ Royalty Division Agreement
(b.1.2) Deborah L. Shortridge Heirs, Devisees, Successors, or Assigns			

Exhibit EE
Unit AY110
Docket #VGOB-01-0320-0875-03
List of Owners/Claimants with Royalty Split Agreements/Court Orders/HB2058

	Acres in Unit	Interest in Unit	Percent of Escrow
(b.1.2.1) Karen Cole 8404 Gatwick Terrace Glen Allen, VA 22030	0.00 acres 1/12 of 0.01 acres	0.0014%	4.1667% Court Order/ Royalty Division Agreement
(b.2) Nancy C. Stacy Heirs, Devisees, Successors, or Assigns			
(b.2.1) Janice Shortridge Heirs, Devisees, Successors, or Assigns			
(b.2.1.1) Karen Cole 8404 Gatwick Terrace Glen Allen, VA 22030	0.00 acres 1/12 of 0.01 acres	0.0014%	4.1667% Court Order/ Royalty Division Agreement
(b.2.1.2) Deborah L. Shortridge Heirs, Devisees, Successors, or Assigns			
(b.2.1.2.1) Karen Cole 8404 Gatwick Terrace Glen Allen, VA 22030	0.00 acres 1/12 of 0.01 acres	0.0014%	4.1667% Court Order/ Royalty Division Agreement
(c) Pearl Whitt Stacy <i>Pre-Deceased (DOD 9/20/1976)</i>			
(c.1) Alan Stacy 818 Lamp Post Circle S.E. Albuquerque, NM 87123	0.00 acres 1/3 of 0.01 acres	0.0057%	33.3333% Court Order
Total Tract Acres	0.01		
Total Tract Percentage	0.0170%		
Total Acreage Resolved		58.70	
Total Percentage Resolved			100.0000%

Exhibit J
Unit AY110 Escrow Account Reconciliation
VGOB 01-0320-0875

CNX Deposit Information		
Check Date	Check Number	Total
9/25/2001		\$496.78
10/25/2001		\$1,194.58
11/25/2001		\$610.00
12/25/2001		\$546.06
1/25/2002		\$563.06
2/25/2002		\$685.62
3/25/2002		\$664.05
4/25/2002	16498	\$560.24
5/24/2002	17362	\$691.43
6/25/2002	18011	\$704.54
7/25/2002	18587	\$586.21
8/23/2002	19198	\$546.55
9/25/2002	19532	\$563.58
10/25/2002	20427	\$550.67
11/25/2002	21100	\$491.92
12/24/2002	21562	\$498.17
1/24/2003	23056	\$597.17
2/25/2003	23748	\$697.93
3/25/2003	24556	\$678.13
4/25/2003	25408	\$631.62
5/23/2003	26306	\$678.06
6/25/2003	26780	\$608.35
7/25/2003	27871	\$655.31
8/25/2003	28710	\$633.58
9/25/2003	29553	\$580.96
10/24/2003	30385	\$565.89
11/25/2003	31328	\$499.25
12/24/2003	32849	\$2,422.92
1/23/2004	33564	\$510.15
2/25/2004	34556	\$902.52
3/25/2004	35449	\$1,020.27
4/23/2004	36468	\$858.08
5/25/2004	37536	\$943.71
6/25/2004	38503	\$885.97
7/23/2004	39529	\$893.54
8/25/2004	40645	\$919.47
9/24/2004	41751	\$876.75
10/25/2004	42922	\$838.42
11/24/2004	43967	\$695.56
12/24/2004	45605	\$763.71
1/25/2005	46537	\$787.80
2/25/2005	47808	\$979.77
3/24/2005	49008	\$852.69
4/25/2005	50322	\$746.92
5/25/2005	51559	\$847.31
6/24/2005	52629	\$540.62

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			
8/31/2001	\$0.00	\$0.00				\$0.00					\$0.00	\$0.00	\$496.78	-\$496.78	
9/30/2001	\$19.47	\$0.03				\$0.00					\$0.03	\$19.50	\$1,691.39	-\$1,671.89	
10/31/2001	\$1,667.18	\$0.03				\$0.00					\$0.03	\$1,686.71	\$2,301.42	-\$614.71	
11/30/2001	\$0.00	\$0.00				\$0.00					\$0.00	\$2,323.13	\$2,847.48	-\$524.35	
12/31/2001	\$538.24	\$3.46				\$0.00					\$3.46	\$2,864.83	\$3,414.00	-\$549.17	
1/31/2002	\$554.98	\$2.05				\$0.00					\$2.05	\$3,421.86	\$4,101.67	-\$679.81	
2/28/2002	\$701.90	\$1.81				\$0.00					\$1.81	\$4,125.57	\$4,103.48	\$22.09	
3/31/2002	\$664.05	\$2.80				\$0.00					\$2.80	\$4,792.42	\$4,770.33	\$22.09	
4/30/2002	\$560.24	\$0.00				\$0.00					\$0.00	\$5,352.66	\$5,330.57	\$22.09	
5/31/2002	\$691.43	\$3.93				\$0.00					\$3.93	\$6,048.02	\$6,025.93	\$22.09	
6/30/2002	\$704.54	\$3.31				\$0.00					\$3.31	\$6,755.87	\$6,733.78	\$22.09	
7/31/2002	\$586.21	\$3.79				\$0.00					\$3.79	\$7,345.87	\$7,323.78	\$22.09	
8/31/2002	\$546.55	\$4.28				\$0.00					\$4.28	\$7,896.70	\$7,874.61	\$22.09	
9/30/2002	\$563.58	\$4.44				\$0.00					\$4.44	\$8,464.72	\$8,442.63	\$22.09	
10/31/2002	\$550.67	\$4.00				\$0.00					\$4.00	\$9,019.39	\$8,997.30	\$22.09	
11/30/2002	\$491.92	\$4.43				\$0.00					\$4.43	\$9,515.74	\$9,493.65	\$22.09	
12/31/2002	\$498.17	\$4.63				\$0.00					\$4.63	\$10,018.54	\$9,996.45	\$22.09	
1/31/2003	\$597.17	\$2.40				\$0.00					\$2.40	\$10,618.11	\$10,596.02	\$22.09	
2/28/2003	\$697.93	\$2.20				\$0.00					\$2.20	\$11,318.24	\$11,296.15	\$22.09	
3/31/2003	\$678.13	\$1.24				\$0.00					\$1.24	\$11,997.61	\$11,975.52	\$22.09	
4/30/2003	\$631.62	\$2.14				\$0.00					\$2.14	\$12,631.37	\$12,609.28	\$22.09	
5/31/2003	\$678.06	\$1.49				\$0.00					\$1.49	\$13,310.92	\$13,288.83	\$22.09	
6/30/2003	\$608.35	\$2.25				\$0.00					\$2.25	\$13,921.52	\$13,899.43	\$22.09	
7/31/2003	\$655.31	\$1.37				\$0.00					\$1.37	\$14,578.20	\$14,556.11	\$22.09	
8/31/2003	\$633.58	\$0.62				\$0.00					\$0.62	\$15,212.40	\$15,190.31	\$22.09	
9/30/2003	\$580.96	\$0.56				\$0.00					\$0.56	\$15,793.92	\$15,771.83	\$22.09	
10/31/2003	\$565.89	\$0.89				\$0.00					\$0.89	\$16,360.70	\$16,338.61	\$22.09	
11/30/2003	\$499.25	\$1.43				\$0.00					\$1.43	\$16,861.38	\$16,839.29	\$22.09	
12/31/2003	\$2,422.92	\$1.06				\$0.00					\$1.06	\$19,285.36	\$19,263.27	\$22.09	
1/31/2004	\$510.15	\$1.98				\$0.00					\$1.98	\$19,797.49	\$19,775.40	\$22.09	
2/28/2004	\$902.52	\$1.53				\$0.00					\$1.53	\$20,701.54	\$20,679.45	\$22.09	
3/31/2004	\$1,020.27	\$0.93				\$0.00					\$0.93	\$21,722.74	\$21,700.65	\$22.09	
4/30/2004	\$858.08	\$2.60				\$0.00					\$2.60	\$22,583.42	\$22,561.33	\$22.09	
5/31/2004	\$943.71	\$2.66				\$0.00					\$2.66	\$23,529.79	\$23,507.70	\$22.09	
6/30/2004	\$885.97	\$3.76				\$0.00					\$3.76	\$24,419.52	\$24,397.43	\$22.09	
7/31/2004	\$893.54	\$5.23				\$0.00					\$5.23	\$25,318.29	\$25,296.20	\$22.09	
8/31/2004	\$919.47	\$11.15				\$0.00					\$11.15	\$26,248.91	\$26,226.82	\$22.09	
9/30/2004	\$876.75	\$13.25				\$0.00					\$13.25	\$27,138.91	\$27,116.82	\$22.09	
10/31/2004	\$838.42	\$16.70				\$0.00					\$16.70	\$27,994.03	\$27,971.94	\$22.09	
11/30/2004	\$695.56	\$21.83				\$0.00					\$21.83	\$28,711.42	\$28,689.33	\$22.09	
12/31/2004	\$763.71	\$22.16				\$0.00					\$22.16	\$29,497.29	\$29,475.20	\$22.09	
1/31/2005	\$787.80	\$31.28				\$0.00					\$31.28	\$30,316.37	\$30,294.28	\$22.09	
2/28/2005	\$979.77	\$36.71				\$0.00					\$36.71	\$31,332.85	\$31,310.76	\$22.09	
3/31/2005	\$852.69	\$36.72				\$0.00					\$36.72	\$32,222.26	\$32,200.17	\$22.09	
4/30/2005	\$746.92	\$49.45				\$0.00					\$49.45	\$33,018.63	\$32,996.54	\$22.09	
5/31/2005	\$847.31	\$52.86				\$0.00					\$52.86	\$33,918.80	\$33,896.71	\$22.09	
6/30/2005	\$540.62	\$58.54				\$0.00					\$58.54	\$34,517.96	\$34,495.87	\$22.09	

3/22/2010		\$1,250.80
4/20/2010		\$195.06
5/19/2010		\$208.69
6/21/2010		\$118.07
7/20/2010		\$128.50
8/20/2010		\$97.67
9/22/2010		\$100.27
10/19/2010		\$93.92
11/19/2010		\$87.92
12/20/2010		\$106.33
1/20/2011		\$56.77
2/24/2011		\$102.09
3/21/2011		\$95.78
4/20/2011		\$76.33
5/19/2011		\$79.89
6/21/2011		\$161.63
7/19/2011		\$186.13
8/19/2011		\$164.35
9/19/2011		\$123.89
10/13/2011		\$114.84
11/14/2011		\$93.15
12/15/2011		\$89.52
1/18/2012		\$79.70
2/20/2012		\$76.54
3/20/2012		\$65.73
4/20/2012		\$64.15
5/21/2012		\$55.37
6/20/2012		\$37.44
7/25/2012		\$35.32
8/23/2012	0214000621	\$48.29
9/24/2012	0214001632	\$33.08
10/22/2012	0214006158	\$70.82
11/20/2012	0214011745	\$55.89
12/19/2012	0214016995	\$73.32
1/22/2013	0214022333	\$90.06
2/20/2013	E000004016	\$95.72
3/20/2013	E000005132	\$102.64
4/22/2013	E000006215	\$186.42
5/21/2013	E000007412	\$299.29
6/20/2013	E000008724	\$439.09
7/22/2013	E000010130	\$462.34
8/20/2013	E000011470	\$438.70
9/20/2013	E000012777	\$364.87
10/21/2013	E000015972	\$317.09
11/19/2013	E000017079	\$329.56
12/18/2013	E000018439	\$312.95
1/21/2014	E000019795	\$312.87
2/24/2014	E000021271	\$356.29
3/20/2014	E000022665	\$552.95
4/22/2014	E000024659	\$555.31
5/19/2014	E000026368	\$455.40

12/31/2009	\$0.00	(\$8.05)				\$0.00				(\$8.05)	\$28,891.66	\$28,721.77	\$169.89
1/1/2010	\$0.00	\$5.36				\$0.00	\$0.00			\$5.36	\$28,888.37	\$28,727.13	\$161.24
2/1/2010	\$0.00	\$5.55				(\$2.32)	\$0.00			\$3.23	\$28,891.60	\$28,730.36	\$161.24
3/1/2010	\$1,250.80	\$6.18				(\$2.41)	\$0.00	\$0.00		\$3.77	\$30,146.17	\$29,984.93	\$161.24
4/1/2010	\$195.06	\$6.62				(\$2.51)	\$0.00			\$4.11	\$30,345.34	\$30,184.10	\$161.24
5/1/2010	\$208.69	\$6.04				(\$2.53)	\$0.00			\$3.51	\$30,557.54	\$30,396.30	\$161.24
6/1/2010	\$118.07	\$6.28				(\$2.55)	\$0.00	(\$27.01)		(\$23.28)	\$30,652.33	\$30,491.09	\$161.24
7/1/2010	\$128.50		\$6.33	\$0.88	(\$2.55)	\$0.00				\$4.66	\$30,785.49	\$30,624.25	\$161.24
8/1/2010	\$97.67		\$5.42	\$2.13	(\$2.57)	\$0.00				\$4.98	\$30,888.14	\$30,726.90	\$161.24
9/1/2010	\$100.27		\$5.06	\$3.00	(\$2.57)	\$0.00				\$5.49	\$30,993.90	\$30,832.66	\$161.24
10/1/2010	\$93.92		\$4.70	\$4.33	(\$2.58)	\$0.00		(\$33.56)		(\$27.11)	\$31,060.71	\$30,899.47	\$161.24
11/1/2010	\$87.92		\$4.04	\$5.39	(\$2.59)	\$0.00				\$6.84	\$31,155.47	\$30,994.23	\$161.24
12/1/2010	\$106.33		\$3.16	\$7.97	(\$2.60)	\$0.00		(\$26.88)		(\$18.35)	\$31,243.45	\$31,082.21	\$161.24
1/31/2011	\$56.77		\$3.24	\$10.50	(\$2.89)	\$0.00		(\$2.24)		\$8.61	\$31,308.83	\$31,147.59	\$161.24
2/28/2011	\$102.09		\$2.15	\$10.69	(\$2.61)	\$0.00		(\$8.28)		\$1.95	\$31,412.87	\$31,251.63	\$161.24
3/31/2011	\$95.78		\$1.81	\$12.71	(\$2.62)	\$0.00		(\$10.98)		\$0.92	\$31,509.57	\$31,348.33	\$161.24
4/30/2011	\$76.33		\$1.36	\$12.88	(\$2.63)	\$0.00		(\$8.82)		\$2.79	\$31,588.69	\$31,427.45	\$161.24
5/31/2011	\$79.89		\$1.33	\$13.54	(\$2.63)	\$0.00		(\$6.23)		\$6.01	\$30,993.90	\$30,832.66	\$161.24
6/30/2011	\$161.63		\$1.22	\$13.18	(\$2.64)	\$0.00	\$0.04	(\$7.32)		\$4.48	\$31,840.70	\$31,679.46	\$161.24
7/31/2011	\$186.13		\$1.29	\$13.64	(\$2.65)	\$0.00		(\$4.70)		\$7.58	\$32,034.41	\$31,873.17	\$161.24
8/30/2011	\$164.35		\$1.04	\$13.71	(\$2.67)	\$0.00		(\$10.97)		\$1.11	\$32,199.87	\$32,038.63	\$161.24
9/30/2011	\$123.89		\$1.25	\$13.37	(\$2.68)	\$0.00		(\$6.38)		\$5.56	\$32,329.32	\$32,168.08	\$161.24
10/31/2011	\$114.84		\$1.06	\$14.14	(\$2.69)	\$0.00		(\$9.89)		\$2.62	\$32,446.78	\$32,285.54	\$161.24
11/30/2011	\$93.15		\$1.02	\$13.88	(\$2.70)	\$0.00		(\$8.32)		\$3.88	\$32,543.81	\$32,382.57	\$161.24
12/31/2011	\$89.52		\$1.09	\$14.67	(\$2.71)	\$0.00		(\$5.88)		\$7.17	\$32,640.50	\$32,479.26	\$161.24
1/31/2012	\$79.70		\$1.22	\$14.48	(\$2.72)	\$0.00		(\$10.99)		\$1.99	\$32,722.19	\$32,560.95	\$161.24
2/28/2012	\$76.54		\$1.11	\$13.43	(\$2.73)			(\$5.66)		\$6.15	\$32,804.88	\$32,643.64	\$161.24
3/31/2012	\$65.73		\$1.20	\$14.35	(\$2.73)			(\$4.59)		\$8.23	\$32,878.84	\$32,717.60	\$161.24
4/30/2012	\$64.15		\$0.73	\$13.96	(\$2.74)			(\$5.79)		\$6.16	\$32,949.15	\$32,787.91	\$161.24
5/31/2012	\$55.37		\$0.50	\$14.47	(\$2.75)			(\$2.35)		\$9.87	\$33,014.39	\$32,853.15	\$161.24
6/30/2012	\$37.44		\$0.44	\$14.39	(\$2.75)			(\$3.78)		\$8.30	\$33,060.13	\$32,898.89	\$161.24
7/31/2012			\$0.51	\$13.88	(\$2.76)			(\$2.43)		\$9.20	\$33,069.33	\$32,943.41	\$125.92
8/31/2012	\$83.61		\$0.56	\$12.18	(\$2.76)			(\$12.35)		(\$2.37)	\$33,150.57	\$32,989.33	\$161.24
9/30/2012			\$0.55	\$11.27	(\$2.76)			(\$3.28)		\$5.78	\$33,156.35	\$33,028.19	\$128.16
10/31/2012	\$103.90		\$0.55	\$11.26	(\$2.76)			(\$4.10)		\$4.95	\$33,265.20	\$33,103.96	\$161.24
11/30/2012	\$55.89		\$0.58	\$10.08	(\$2.77)			(\$3.29)		\$4.60	\$33,325.69	\$33,164.45	\$161.24
12/31/2012	\$73.32		\$0.57	\$8.92	(\$2.78)			(\$3.91)		\$2.80	\$33,401.81	\$33,240.57	\$161.24
1/31/2013	\$90.06		\$0.58	\$7.88	(\$2.78)			(\$2.99)		\$2.69	\$33,494.56	\$33,333.32	\$161.24
2/28/2013	\$95.72		\$0.54	\$7.14	(\$2.79)			(\$5.22)		(\$0.33)	\$33,589.95	\$33,428.71	\$161.24
3/31/2013	\$102.64		\$0.60	\$7.59	(\$2.80)			(\$3.33)		\$2.06	\$33,694.65	\$33,533.41	\$161.24
4/30/2013	\$186.42		\$0.61	\$7.08	(\$2.81)					\$4.88	\$33,885.95	\$33,724.71	\$161.24
5/31/2013	\$299.29		\$0.67	\$7.30	(\$2.82)					\$5.15	\$34,190.39	\$34,029.15	\$161.24
6/30/2013	\$439.09		\$0.71	\$7.06	(\$2.85)			(\$3.40)		\$1.52	\$34,631.00	\$34,469.76	\$161.24
7/31/2013	\$462.34		\$0.81	\$7.34	(\$2.89)					\$5.26	\$35,098.60	\$34,937.36	\$161.24
8/31/2013	\$635.49		\$0.94	\$7.37	(\$2.93)					\$5.38	\$35,739.47	\$35,381.44	\$358.03
9/30/2013	\$364.87		\$0.92	\$7.13	(\$2.98)					\$5.07	\$36,109.41	\$35,751.38	\$358.03
10/31/2013	\$317.09		\$1.02	\$7.36	(\$3.01)					\$5.37	\$36,431.87	\$36,073.84	\$358.03
11/30/2013	\$329.56		\$1.05	\$6.94	(\$3.04)					\$4.95	\$36,766.38	\$36,408.35	\$358.03
12/31/2013	\$312.95		\$1.15	\$7.05	(\$3.06)					\$5.14	\$37,084.47	\$36,726.44	\$358.03
1/31/2014	\$312.87		\$1.24	\$7.22	(\$3.09)					\$5.37	\$37,402.71	\$37,044.68	\$358.03
2/28/2014	\$356.29		\$1.08	\$6.62	(\$3.12)			(\$196.79)		\$4.58	\$37,566.79	\$37,405.55	\$161.24
3/31/2014	\$552.95		\$1.24	\$7.41	(\$3.13)					\$5.52	\$38,125.26	\$37,964.02	\$161.24
4/30/2014	\$555.31		\$0.83	\$7.98	(\$3.18)					\$5.63	\$38,686.20	\$38,524.96	\$161.24
5/31/2014	\$455.40		\$0.90	\$8.47	(\$3.22)					\$6.15	\$39,147.75	\$38,986.51	\$161.24

Names of Conflicting Claimants: Heirs of Elijah Stacy (Fayne Ellis Stacy, Jr., Gearld Keith Stacy, Alan Fearl Stacy, Karen Leigh Cole)

Unit: (Tract):

- Tract 3 of Unit AX 111 (VGOB-01-0320-873)
- Tract 1(C) of Unit AX-112 (VGOB-03-1118-1220)
- Tract 8 of Unit AY-110 (VGOB-01-0320-0875)
- Tract 1 of Unit AY-111 (VGOB-01-0320-0876)

AFFIDAVIT PURSUANT TO VA. CODE § 45.1-361.22

1. We are Fayne Ellis Stacy, Jr., Gearld Keith Stacy, Alan Fearl Stacy and Karen Leigh Cole, the legal heirs of Elijah Stacy.
2. We are over the age of eighteen and able to make the statements in this affidavit.
3. We are attaching a W-9 to this affidavit, and current address.
4. As of the date set forth below, we are the lawful owners of the gas interest estate in the above referenced unit and tracts, as affirmed and decreed by the ordered entered by the Russell County Circuit Court dated May 27, 2021, a copy of which is attached as Exhibit 1.
5. We swear and/or affirm that the information set forth above and in the attached W-9 is true and accurate.
6. Terrence Shea Cook is the authorized attorney-in-fact for me, and all funds held in escrow by the VGOB, shall be forwarded to him.



Name: ALAN PEARL STACY
 Address: 818 LAMP POST CIR, S.E.
 ALBUQUERQUE,
 NEW MEXICO
 87123

STATE OF New Mexico)
) to-wit:
 CITY/COUNTY OF Bernalillo)

VIRGINIA: IN THE CIRCUIT COURT OF RUSSELL COUNTY

FAYNE STACY, ET AL.,

Plaintiffs,

v.

Case No.: CL20-1116

MICHAEL WHITED, ET AL.,

Defendants.

FINAL ORDER

Came on the 25th of May, 2021, the Plaintiffs, in person and by counsel, in support of their Complaint pursuant to Virginia Code Section 8.01-184, all Defendants having been properly served by posting and mail, or order of publication, no Defendant having filed a timely response, and only one Defendant appearing, namely Candi Long, the same being argued:

Wherefore, it appearing that Plaintiffs are the heirs at law of Elijah Stacy, who was conveyed a tract of land by Jacob Fuller on July 17, 1933, located in the head of the Miller Creek section of Russell County, and of record in the Clerk's Office of this Court in Deed Book 52, Page 313; that the Defendant constitute all the heirs of Walter White; that Elijah Stacy subsequently sold the surface only of said tract to Defendants' predecessor in title, Walter White, by deed dated May 21, 1955, and of record in said Clerks office in Deed Book 154, Page 23; and that as a consequence of the previously referenced deed, Elijah Stacy retained ownership of all minerals, including the gas estate; that the subject tract was subsequently pooled as Tract 3 of Unit AX-111; Tract 1(C) of Unit AX-112; Tract 8 of Unit AY-10; and Tract 1 of Unit AY-111; and that the Plaintiffs are the owners of said mineral estate, including the gas estate, by virtue of the retention of said estate by their predecessor in title, Elijah Stacy.

Therefore, it is ADJUDGED, ORDERED and DECREED as follows:

1. Plaintiffs are the owners of the mineral estate, including gas estate relative to the subject tract; and
2. That Plaintiffs are entitled to all royalties, and accrued escrow funds, relative to Tract 3 of Unit AX 111 (VGOB-01-0320-873); Tract l(C) of Unit AX-112 (VGOB-03-1118-1220); Tract 8 of Unit AY-110 (VGOB-01-0320-0875); and Tract 1 of Unit AY-111 (VGOB-01-0320-0876).

The Clerk is directed to forward a certified copy of this order to the know Defendant Candi Long, 1989 Morning Star Circle, Lebanon, Va. 24266, and T. Shea Cook, P.O. Box 507. Richlands, Va. 24641.

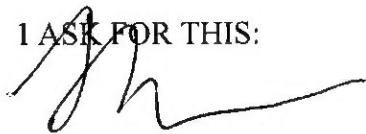
Signature of the Defendants is dispensed with pursuant to VSR 1:13.

There appearing nothing further to be done in this matter, the same is to be stricken from the active docket of this Court.

Given under my hand this 27th day of May, 2021.


JUDGE

I ASK FOR THIS:



Terrence Shea Cook
Counsel for the Plaintiffs

CERTIFIED COPIES TO
5-28-2021
Candi Long
T. Shea Cook



Names of Conflicting Claimants: Heirs of Elijah Stacy (Fayne Ellis Stacy, Jr., Gearld Keith Stacy, Alan Fearl Stacy, Karen Leigh Cole)

Unit: (Tract):

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- Tract 1 of Unit AY-111 (VGOB-01-0320-0876)

AFFIDAVIT PURSUANT TO VA. CODE § 45.1-361.22

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2. We are over the age of eighteen and able to make the statements in this affidavit.
3. We are attaching a W-9 to this affidavit, and current address.
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6. Terrence Shea Cook is the authorized attorney-in-fact for me, and all funds held in escrow by the VGOB, shall be forwarded to him.

Fayne Ellis Stacy Jr
Name: FAYNE ELLIS STACY, JR
Address: 1 CLARKS COURT
JOHNSON CITY, TN 37604

STATE OF Tennessee)
CITY/COUNTY OF Washington) to-wit:

On this 17th day of June 2021, appeared before me Floyd Ellis Steyer, Jr.
who being first duly sworn, stated that the foregoing is true and correct to the best of his
knowledge, information and belief.

My Commission Expires: 7-2-2024

[Signature]
Notary



Name:

Address:

STATE OF _____)

) to-wit:

CITY/COUNTY OF _____)

On this _____ day of _____ 2021, appeared before me _____,
who being first duly sworn, stated that the foregoing is true and correct to the best of his
knowledge, information and belief.

My Commission Expires: _____

Notary

Name:

Address:

STATE OF _____)

) to-wit:

CITY/COUNTY OF _____)

On this _____ day of _____ 2021, appeared before me _____,
who being first duly sworn, stated that the foregoing is true and correct to the best of his
knowledge, information and belief.

My Commission Expires: _____

Notary

Names of Conflicting Claimants: Heirs of Elijah Stacy (Fayne Ellis Stacy, Jr., Gearld Keith Stacy, Alan Fearl Stacy, Karen Leigh Cole)

Unit: (Tract):

Tract 3 of Unit AX 111 (VGOB-01-0320-873)

Tract 1(C) of Unit AX-112 (VGOB-03-1118-1220)

Tract 8 of Unit AY-110 (VGOB-01-0320-0875)

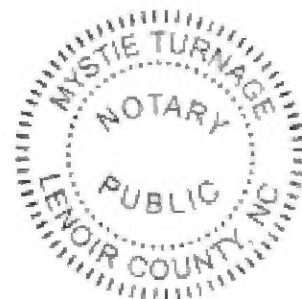
Tract 1 of Unit AY-111 (VGOB-01-0320-0876)

AFFIDAVIT PURSUANT TO VA. CODE § 45.1-361.22

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Gerald Keith Stacy
 Name: GERALD KEITH STACY
 Address: 3540 Pauls Path Road
La Grange NC 28551

STATE OF NC)
) to-wit:
 CITY/COUNTY OF LENOIR)



On this 11th day of June 2021, appeared before me Gerald Keith Stacy who being first duly sworn, stated that the foregoing is true and correct to the best of his knowledge, information and belief.

My Commission Expires: 3-18-25

Mystie Turnage
Notary



Name:
Address:

STATE OF _____)
) to-wit:
CITY/COUNTY OF _____)

On this _____ day of _____ 2021, appeared before me _____, who being first duly sworn, stated that the foregoing is true and correct to the best of his knowledge, information and belief.

My Commission Expires: _____

Notary

Name:
Address:

STATE OF _____)
) to-wit:
CITY/COUNTY OF _____)

On this _____ day of _____ 2021, appeared before me _____, who being first duly sworn, stated that the foregoing is true and correct to the best of his knowledge, information and belief.

My Commission Expires: _____

Notary

Names of Conflicting Claimants: Heirs of Elijah Stacy (Fayne Ellis Stacy, Jr., Gearld Keith Stacy, Alan Fearl Stacy, Karen Leigh Cole)

Unit: (Tract):

Tract 3 of Unit AX 111 (VGOB-01-0320-873)

Tract I(C) of Unit AX-112 (VGOB-03-1118-1220)

Tract 8 of Unit AY-110 (VGOB-01-0320-0875)

Tract 1 of Unit AY-111 (VGOB-01-0320-0876)

AFFIDAVIT PURSUANT TO VA. CODE § 45.1-361.22

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Karen L. Cole

Karen L. Cole

Name:

Address:

8404 Gatwick TERRACE

GLEN ALLEN VA 23060

STATE OF

Virginia

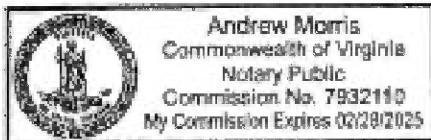
CITY/COUNTY OF

Henrico

) to-wit:

On this 18th day of June, 2021, appeared before me Karen L Cole who being first duly sworn, stated that the foregoing is true and correct to the best of his knowledge, information and belief.

My Commission Expires: 02/28/2025 Notary Andrew Morris



Name: _____
Address: _____

STATE OF _____)

) to-wit:

CITY/COUNTY OF _____)

On this _____ day of _____, 2021, appeared before me _____ who being first duly sworn, stated that the foregoing is true and correct to the best of his knowledge, information and belief.

My Commission Expires: _____ Notary _____

Name: _____
Address: _____

STATE OF _____)

) to-wit:

CITY/COUNTY OF _____)

On this _____ day of _____, 2021, appeared before me _____ who being first duly sworn, stated that the foregoing is true and correct to the best of his knowledge, information and belief.

My Commission Expires: _____ Notary _____

Elijah : Zella Stacy Heir
182399

1195

BOOK - 733 PAGE 0239

THIS AGREEMENT, with an effective date of April 14 2011, is
between Janice Shortridge
9966 Longford Ct.
Veina, VA 22181

hereinafter called party of the first part, whether one or more, and BUCKHORN COAL COMPANY, a Virginia limited partnership, hereinafter called party of the second part.

WHEREAS, the party of the first part owns oil and gas reserves in certain areas of Russell & Buchanan Counties, Virginia; and

WHEREAS, the party of the second part owns coal reserves in certain areas of Russell & Buchanan Counties, Virginia; and

WHEREAS, the parties hereto recognize that, in those property areas where coalbed methane/coalseam gas will be developed and produced and in which areas the party of the first part owns the oil and gas estate and the party of the second part owns the coal estate, the parties may be conflicting claimants to the coalbed methane/coalseam gas; and

WHEREAS, in those situations where conflicting claimants exist, monies otherwise payable by would be escrowed; and

WHEREAS, to avoid the possibility of escrow of royalties from those areas where the party of the first part owns the oil and gas estate and the party of the second part owns the coal estate, the parties hereto have reached an agreement as to the payment of royalties and desire by this instrument to set forth that agreement.

NOW THEREFORE, in consideration of the premises which are incorporated herein as part of this agreement and not as mere recitals, and other good and valuable

Document prepared by: CNX Gas Company LLC

consideration, the sufficiency and receipt of which are hereby acknowledged, the parties intending to be legally bound, hereby agree as follows:

1. THE PARTIES AGREE TO ACCEPT 50% OF ANY ROYALTIES THAT WOULD OTHERWISE BE DUE THEM.

2. The terms of this agreement shall supersede the terms on any forced pooling entered prior to, contemporaneous with, or subsequent to the date of this agreement.

3. This agreement shall remain in full force and effect until the exhaustion of all coalbed methane/coarseam gas underlying the properties where the party of the first does not own the coal estate and the party of the second part does not own the oil and gas estate.

4. This agreement states the entire contract between the parties and no representation or promise, oral or written, on behalf on any party shall be binding unless contained herein.

5. This agreement shall be binding upon the successors and assigns of the parties.

6. The parties hereto agree that if an escrow account is existing at the time of this agreement, the same shall be divided by the parties in the same ratio as royalties paid from this time forward. The parties further agree that the correct amount of interest in said account shall be as determined by the Escrow Agent for the Virginia Gas and Oil Board.

WITNESS the following signatures and seals of the party of the first part and in witness whereof, the party of the second part has caused its name to be hereunto placed by its duly authorized agent.

Janice Shortridge
Janice Shortridge

BUCKHORN COAL COMPANY,
a Virginia LIMITED partnership

By: Chuck Ho

Its: Managing Partner

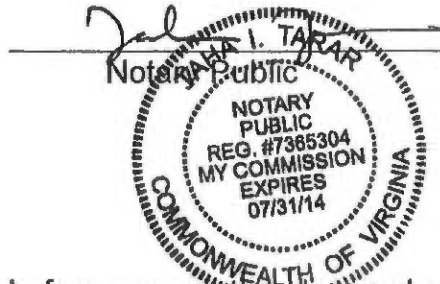
STATE OF VIRGINIA

COUNTY/CITY OF ARLINGTON, to-wit:

The foregoing document was acknowledged before me on the day and year written next below by Janice Shortridge.

Given under my hand and notarial seal this 14 day of APRIL, 2011.

My Commission expires 07/31/14
Notary Reg. No.: 7365304



COMMONWEALTH OF VIRGINIA, AT LARGE,

COUNTY OF Lynchburg, to-wit:

The foregoing document was acknowledged before me on the day and year written next below by Charles Short, Managing Partner of Buckhorn Coal Company, a Virginia limited partnership.

Given under my hand and notarial seal this 26th day of April, 2011.

My Commission expires January 31, 2014
Notary Reg. No.: 7020291

Lois Angles
Notary Public

LOIS ANGLLES
NOTARY PUBLIC
Commonwealth of Virginia
Reg. #7020291
My Commission Expires Jan. 31, 2014

VIRGINIA: IN THE OFFICE OF THE CLERK OF THE CIRCUIT COURT OF RUSSELL COUNTY, 5-3, 2011. This deed was this day presented in said office, and upon the certificate of acknowledgment thereto annexed, admitted to record at 9:53 o'clock A.M., after payment of \$ tax imposed by Sec. 58.1-802.

TESTE: ANN S. McREYNOLDS, CLERK
BY: Sheila Ketter D. CLERK

Original returned this date to: Altizer Walk & White



OFFICIAL RECEIPT
BUCHANAN COUNTY CIRCUIT COURT
DEED RECEIPT

DATE: 05/03/11 TIME: 10:55:55 ACCOUNT: 027CLR110001079 RECEIPT: 11000002581
CASHIER: GGB REG: BN18 TYPE: AG PAYMENT: FULL PAYMENT
INSTRUMENT : 110001079 BOOK: PAGE: RECORDED: 05/03/11 AT 10:55
GRANTOR: SHORTRIDGE, JANICE EX: N LOC: CO
GRANTEE: BUCKHORN COAL COMPANY EX: N PCT: 100%

AND ADDRESS :

RECEIVED OF : A W & W

DATE OF DEED: 04/14/11

CHECK: \$21.00 1292

DESCRIPTION 1:

PAGES: 3 O/P 0

2:

NAMES: 0

CONSIDERATION:

.00 A/VAL:

.00 MAP:

PIN:

301 DEEDS

14.50 145 VSLF

1.50

106 TECHNOLOGY TRST FND

5.00

TENDERED : 21.00

AMOUNT PAID: 21.00

CHANGE AMT : .00

CLERK OF COURT: BEVERLY S. TILLER

FILE COPY
RECEIPT COPY 3 OF 3