

BEFORE THE VIRGINIA GAS AND OIL BOARD

PETITIONER: Pocahontas Gas LLC

DIVISION OF GAS AND OIL

DOCKET NO: VGOB 03-1118-1220-03

RELIEF SOUGHT: (1) DISBURSEMENT FROM ESCROW REGARDING TRACT(S) 1C (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: AX112

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 1C, 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 DATA PROVIDED BY CNX LAND RESOURCES, INC. AND WERE NOT SURVEYED.

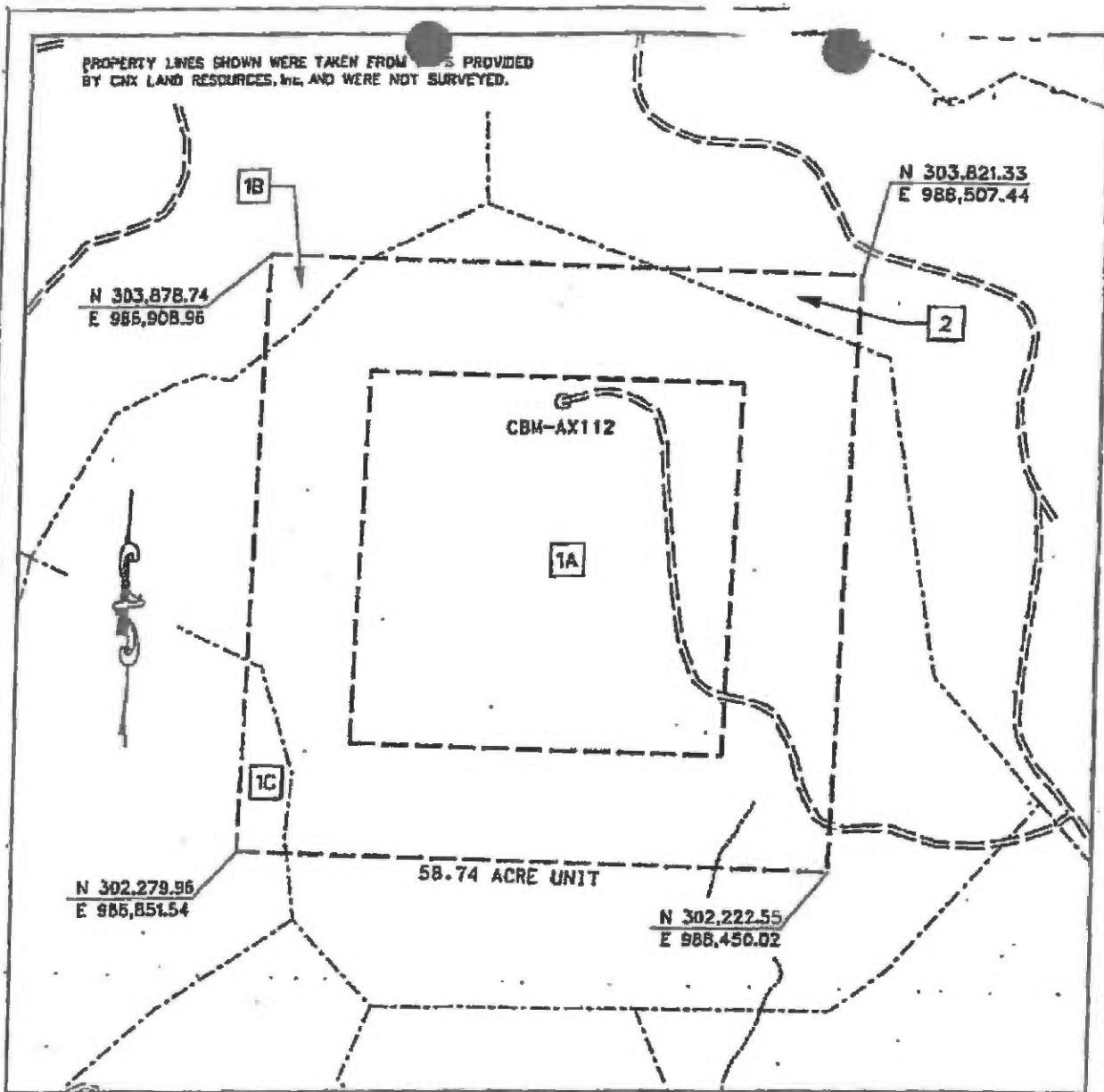
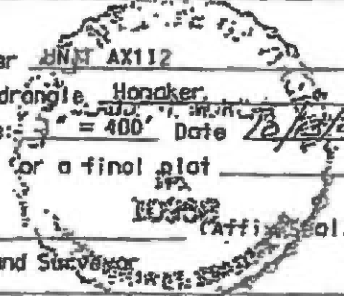


EXHIBIT A
MIDDLE RIDGE 1 FIELD
UNIT AX-112
FORCE POOLING
VGOB-03-1118-1220

Company CNX Gas Company LLC Well Name and Number BNM AX112
Tract No. _____ Elevation _____ Quadrangle Honaker
County Russell District New Garden Scale: 1" = 400' Date 7/2/05
This plot is a new plot X ; an updated plot _____ ; or a final plot _____

Form DGO-60-7
Rev. 9/91

Claude A. May
Licensed Professional Engineer or Licensed Land Surveyor



CNX GAS COMPANY LLC
Unit AX-112
Tract Identifications
(58.74 Acre Unit)

- 1A. Buckhorn Coal Company (Jacob Fuller 453 Acre Tract) - Coal
Knox Creek Coal Corporation - Above Drainage Coal Leased
CNX Gas Company LLC - CBM Leased
CNX Gas Company LLC - Surface and All Minerals except Coal
55.33 acres 94.2869%
- 1B. Buckhorn Coal Company (Jacob Fuller 453 Acre Tract) - Coal
Knox Creek Coal Corporation - Above Drainage Coal Leased
CNX Gas Company LLC - CBM Leased
Earl Whitel OR Heirs, devisees, Successors or Assigns of Dr. L. M. Harrison -
Surface and All Minerals except Coal (1/8)
Earl Whitel OR Gent Enterprises, LLP. - Surface and All Minerals except Coal (7/8)
CNX Gas Company LLC - Oil, Gas and CBM Leased
0.84 acres 1.4300%
- 1C. Buckhorn Coal Company (Jacob Fuller 453 Acre Tract) - Coal
Knox Creek Coal Corporation - Above Drainage Coal Leased
CNX Gas Company LLC - CBM Leased
Earl Whitel OR Elijah Stacy Heirs - Surface and All Minerals except Coal
CNX Gas Company LLC - Oil, Gas and CBM Leased
1.27 acres 2.1621%
2. Buckhorn Coal Company (Corns & Fletcher Tract) - Coal
Knox Creek Coal Corporation - Above Drainage Coal Leased
CNX Gas Company LLC - CBM Leased
Heirs, devisees, Successors or Assigns of B. W. Stras, et al. OR Heirs, devisees,
Successors or Assigns of S. J. Corn and Susan E. Corn OR Heirs, devisees
Successors or Assigns of David Keene OR CNX Gas Company LLC,
Swain Perkins, OR Lincous Perkins and Dorothy Perkins - All Minerals except
Coal
CNX Gas Company LLC - Oil, Gas and CBM Leased (Swain Perkins Interest Only)
Dottie Gay Robinette Miller - Surface
1.24 acres 2.1110%

Exhibit E
Unit AX-112
Docket #VGOB 03-1118-1220-03
List of Conflicting Owners/Claimants that require escrow
(58.74 Acre Unit)

	Acres in Unit	Interest in Unit
<u>Tract #1B, 0.84 acres</u>		
<i>Escrow due to title conflict</i>		
<u>COAL OWNERSHIP</u>		
(1) Buckhorn Coal Company <i>(Jacob Fuller 453 Acre Tract)</i> P. O. Box 187 Tazewell, VA 24651	0.84 acres	1.4300%
<u>OIL & GAS OWNERSHIP</u>		
(1) Gent Enterprises, et al <i>(Previously listed as a title conflict between Michael Whited, et al, Dr L.M. Harrison Heirs, or Gent Enterprises, LLC)</i>	0.84 acres	1.4300%
(a) Dr. L.M. Harrison, Heirs, Devisees, Successors or Assigns <i>Heirs / Addresses Unknown</i>	0.11 acres 1/8 of 0.84 acres	0.1788%
-OR-		
(a) Gent Enterprises, LLC. P.O. Box 330 Honaker, VA 24260	0.11 acres 1/8 of 0.84 acres	0.1788%
Total Acres in Escrow	0.11	
Total Percentage in Escrow	0.1788%	

Exhibit EE
Unit AX112
Docket #VGOB 03-1118-1220-03
List of Owners/Claimants with Royalty Split Agreements/Court Order/HB2058
(58.74 Acre Unit)

	Acres in Unit	Interest in Unit	Percent of Escrow
<u>Tract #1A, 55.39 acres</u>			
<u>COAL OWNERSHIP</u>			
(1) Buckhorn Coal Company <i>(Jacob Fuller 453 Acre Tract)</i> P. O. Box 187 Tazewell, VA 24651	55.39 acres	94.2969%	<i>n/a</i>
<u>OIL & GAS OWNERSHIP</u>			
(1) Pocahontas Gas LLC 1000 Consol Energy Drive Canonsburg, PA 15317	55.39 acres	94.2969%	<i>n/a</i>
<u>Tract #1B, 0.84 acres</u>			
<u>COAL OWNERSHIP</u>			
(1) Buckhorn Coal Company <i>(Jacob Fuller 453 Acre Tract)</i> P. O. Box 187 Tazewell, VA 24651	0.84 acres	1.4300%	<i>n/a</i>
<u>OIL & GAS OWNERSHIP</u>			
(1) Gent Enterprises, et al <i>(Previously listed as a title conflict between Michael Whited, et al, Dr L.M. Harrison Heirs, or Gent Enterprises, LLC)</i>	0.84 acres	1.4300%	
(2) Gent Enterprises, LLC. P.O. Box 330 Honaker, VA 24260	0.74 acres 7/8 of 0.84 acres	1.2513%	<i>n/a</i>
<i>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.</i>			
<i>Royalties can be paid based on the royalty agreement between Buckhorn / Gent Enterprises</i>			
<u>Tract #1C, 1.27 acres</u>			
<u>COAL OWNERSHIP</u>			
(1) Buckhorn Coal Company <i>(Jacob Fuller 453 Acre Tract)</i> P. O. Box 187 Tazewell, VA 24651	1.27 acres	2.1621%	15.3939% Royalty Division Agreement
<u>OIL & GAS OWNERSHIP</u>			
<i>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</i>			
(1) Elijah & Zella Stacy Heirs, Deviseses, Successors or Assigns <i>(Previously listed as a title conflict between Michael Whited, or Elijah Stacy Heirs)</i>	1.27 acres	2.1621%	
(a) Fayne E. Stacy Heirs, Deviseses, Successors, or Assigns			
(a.1) Gladys Madeline Crouse Stacy Heirs, Deviseses, Successors, or Assigns			
(a.1.1) Fayne E. Stacy, Jr. 1 Clarks Court Johnson City, TN 37604	0.21 acres 1/6 of 1.27 acres	0.3603%	15.3939% Court Order

Exhibit EE
Unit AX112
Docket #VGOB 03-1118-1220-03
List of Owners/Claimants with Royalty Split Agreements/Court Order/HB2058
(58.74 Acre Unit)

	Acres in Unit	Interest in Unit	Percent of Escrow
(a.1.2) Gerald K. Stacy 3540 Pauls Path Road LaGrange, NC 28551	0.21 acres 1/6 of 1.27 acres	0.3603%	15.3939% 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	0.11 acres 1/12 of 1.27 acres	0.1802%	3.8485% Court Order/ Royalty Division Agreement
(b.1.2) Deborah L. Shortridge Heirs, Devisees, Successors, or Assigns			
(b.1.2.1) Karen Cole 8404 Gatwick Terrace Glen Allen, VA 22030	0.11 acres 1/12 of 1.27 acres	0.1802%	3.8485% 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	0.11 acres 1/12 of 1.27 acres	0.1802%	3.8485% 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	0.11 acres 1/12 of 1.27 acres	0.1802%	3.8485% Court Order/ Royalty Division Agreement
(c) Fearl Whitt Stacy	<i>Pre-Deceased (DOD 9/20/1976)</i>		
(c.1) Alan Stacy 818 Lamp Post Circle S.E. Albuquerque, NM 87123	0.42 acres 1/3 of 1.27 acres	0.7207%	30.7879% Court Order
	Total Tract Acres	1.27	
	Total Tract Percentage	2.1621%	

Tract #2, 1.24 acres

COAL OWNERSHIP

(1) Buckhorn Coal Company, Tr. 8 <i>(Corn & Fletcher 89.50 Acre Tract)</i> P. O. Box 187 Tazewell, VA 24651	1.24 acres	2.1110%	n/a
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OIL & GAS OWNERSHIP

(1) Pocahontas Gas LLC 1000 Consol Energy Drive Canonsburg, PA 15317	1.24 acres	2.1110%	n/a
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Pursuant to Case 16-1165, Order entered July 3, 2019, a settlement has been reached amongst parties with potential ownership and CNX Gas Company LLC. All amounts in escrow are to be delivered to David Grant Altizer for delivery to the attorneys and parties, as set forth in the Order. In exchange, the plaintiffs will execute deeds for all potential interests to CNX Gas Company LLC, with the result being that CNX Gas Company LLC owns 100% of the gas and oil under the 55.5 acre tract.

Total Acres Resolved 58.64
Total Percentage Resolved 99.8212%

Exhibit J
Unit AX112 Escrow Account Reconciliation
VGOB 03-1118-1220

CNX Deposit Information		
Check Date	Check Number	Total
12/25/2008	47366	\$89.20
1/25/2009	48982	\$105.60
2/25/2009	52379	\$115.65
3/25/2009	54198	\$100.39
4/25/2009	55744	\$55.07
5/25/2009	57303	\$50.93
6/25/2009	58757	\$41.92
7/25/2009	60121	\$38.70
8/25/2009	61657	\$40.49
9/25/2009	63081	\$48.88
10/25/2009	64599	\$38.44
11/19/2009	66771	\$26.87
12/18/2009	68758	\$43.27
1/18/2010	70009	\$42.80
2/22/2010	71720	\$57.15
3/22/2010	73287	\$83.09
4/20/2010	75058	\$62,761.29
5/19/2010	76848	\$2,524.99
6/21/2010	78378	\$1,826.59
7/20/2010	79988	\$2,234.58
8/20/2010	81679	\$2,213.54
9/22/2010	83265	\$2,623.66
10/19/2010	85570	\$2,640.88
11/19/2010	88385	\$1,652.87
12/20/2010	90671	\$1,693.04
1/20/2011	91920	\$1,413.66
2/24/2011	93523	\$2,080.60
3/21/2011	95127	\$2,113.99
4/20/2011	96918	\$2,073.67
5/19/2011	98490	\$1,882.87
6/21/2011	100184	\$2,016.14
7/19/2011	753	\$2,147.60
8/19/2011	2486	\$2,095.69
9/19/2011	3980	\$2,174.66
10/13/2011	6455	\$2,137.74
11/14/2011	8762	\$1,715.33
12/15/2011	10210	\$1,625.54

Escrow Bank Data														
Date	Royalty Deposits	Income	\$ Mkt Int	CDARS Int	Fees	Distributions	Audit Costs	Corrections	Gain/Loss	Royalty Bonus	Total Int. and Fees	Bank Balance	Running Balance	Difference
12/31/2008	\$89.20	\$2.75				\$0.00					\$2.75	\$5,246.47	\$5,239.34	\$7.13
1/1/2009	\$0.00	\$0.26				\$0.00					\$0.26	\$5,246.73	\$5,345.20	-\$98.47
2/28/2009	\$221.25	(\$0.48)				\$0.00					-\$0.48	\$5,467.50	\$5,460.37	\$7.13
3/31/2009	\$100.39	\$1.35				\$0.00					\$1.35	\$5,569.24	\$5,562.11	\$7.13
4/30/2009	\$55.07	(\$0.88)				\$0.00					-\$0.88	\$5,623.43	\$5,616.30	\$7.13
5/31/2009	\$50.93	(\$0.89)				\$0.00					-\$0.89	\$5,673.47	\$5,666.34	\$7.13
6/30/2009	\$41.92	(\$0.93)				\$0.00					-\$0.93	\$5,714.46	\$5,707.33	\$7.13
7/31/2009	\$38.70	(\$0.95)				\$0.00					-\$0.95	\$5,752.21	\$5,745.08	\$7.13
8/31/2009	\$40.49	(\$0.55)				\$0.00					-\$0.55	\$5,792.15	\$5,785.02	\$7.13
9/30/2009	\$48.88	(\$0.39)				\$0.00					-\$0.39	\$5,840.64	\$5,833.51	\$7.13
10/31/2009	\$38.44	(\$0.46)				\$0.00					-\$0.46	\$5,878.62	\$5,871.49	\$7.13
11/30/2009	\$26.87	(\$0.44)				\$0.00					-\$0.44	\$5,905.05	\$5,897.92	\$7.13
12/31/2009	\$43.27	(\$1.65)				\$0.00					-\$1.65	\$5,946.67	\$5,939.54	\$7.13
1/1/2010	\$42.80	\$1.11			\$0.00	\$0.00					\$1.11	\$5,988.80	\$5,983.45	\$5.35
2/1/2010	\$57.15	\$1.15			(\$0.48)	\$0.00					\$0.67	\$6,046.62	\$6,041.27	\$5.35
3/1/2010	\$83.09	\$1.29			(\$0.50)	\$0.00		\$0.00			\$0.79	\$6,130.50	\$6,125.15	\$5.35
4/1/2010	\$62,761.29	\$3.18			(\$0.51)	\$0.00					\$2.67	\$68,894.46	\$68,889.11	\$5.35
5/1/2010	\$2,524.99	\$13.82			(\$5.74)	\$0.00					\$8.08	\$71,427.53	\$71,422.18	\$5.35
6/1/2010	\$1,826.59	\$14.74			(\$5.95)	\$0.00	(\$78.75)				-\$69.96	\$73,184.16	\$73,178.81	\$5.35
7/1/2010	\$2,234.58		\$15.19	\$2.09	(\$6.10)	\$0.00					\$11.18	\$75,429.92	\$75,424.57	\$5.35
8/1/2010	\$2,213.54		\$13.39	\$5.15	(\$6.29)	\$0.00					\$12.25	\$77,655.71	\$77,650.36	\$5.35
9/1/2010	\$2,623.66		\$12.84	\$7.36	(\$6.47)	\$0.00					\$13.73	\$80,293.10	\$80,287.75	\$5.35
10/1/2010	\$2,640.88		\$12.50	\$10.75	(\$6.69)	\$0.00	(\$89.52)				-\$72.96	\$82,861.02	\$82,855.67	\$5.35
11/1/2010	\$1,652.87		\$11.20	\$13.59	(\$6.91)	\$0.00					\$17.88	\$84,531.77	\$84,526.42	\$5.35
12/1/2010	\$1,693.04		\$9.08	\$20.78	(\$7.04)	\$0.00	(\$73.06)				-\$50.24	\$86,174.57	\$86,169.22	\$5.35
1/31/2011	\$1,413.66		\$9.84	\$27.87	(\$7.98)	\$0.00	(\$6.75)				\$22.98	\$87,611.21	\$87,605.86	\$5.35
2/28/2011	\$2,080.60		\$7.00	\$28.52	(\$7.30)	\$0.00	(\$23.18)				\$5.04	\$89,696.85	\$89,691.50	\$5.35
3/31/2011	\$2,113.99		\$6.55	\$34.80	(\$7.47)	\$0.00	(\$31.61)				\$2.27	\$91,813.11	\$91,807.76	\$5.35
4/30/2011	\$2,073.67		\$5.58	\$35.36	(\$7.65)	\$0.00	(\$28.21)				\$5.08	\$93,891.86	\$93,886.51	\$5.35
5/31/2011	\$1,882.87		\$6.14	\$37.21	(\$7.82)	\$0.00	(\$18.51)				\$17.02	\$95,791.75	\$95,786.40	\$5.35
6/30/2011	\$2,016.14		\$6.26	\$36.38	(\$7.98)	\$0.00	(\$24.77)	\$0.10			\$9.99	\$97,817.88	\$97,812.53	\$5.35
7/31/2011	\$2,147.60		\$7.00	\$37.68	(\$8.15)	\$0.00	(\$14.43)				\$22.10	\$99,987.58	\$99,982.23	\$5.35
8/30/2011	\$2,095.69		\$4.66	\$42.79	(\$8.33)	\$0.00	(\$38.02)				\$1.10	\$102,084.37	\$102,079.02	\$5.35
9/30/2011	\$2,174.66		\$4.54	\$41.74	(\$8.51)	\$0.00	(\$20.21)				\$17.56	\$104,276.59	\$104,271.24	\$5.35
10/31/2011	\$2,137.74		\$4.35	\$44.53	(\$8.69)	\$0.00	(\$32.00)				\$8.19	\$106,422.52	\$106,417.17	\$5.35
11/30/2011	\$1,715.33		\$4.64	\$43.69	(\$8.87)	\$0.00	(\$27.40)				\$12.06	\$108,149.91	\$108,144.56	\$5.35
12/31/2011	\$1,625.54		\$5.44	\$46.18	(\$9.01)	\$0.00	(\$19.56)				\$23.05	\$109,798.50	\$109,793.15	\$5.35
1/31/2012	\$0.00		\$6.27	\$47.05	(\$9.15)	\$0.00	(\$36.94)				\$7.23	\$109,805.73	\$109,800.38	\$5.35
2/28/2012			\$4.73	\$43.65	(\$9.15)		(\$18.98)				\$20.25	\$109,825.98	\$109,820.63	\$5.35
3/31/2012			\$5.02	\$46.62	(\$9.15)		(\$15.37)				\$27.12	\$109,853.10	\$109,847.75	\$5.35
4/30/2012			\$2.39	\$46.64	(\$9.15)		(\$19.33)				\$20.55	\$109,873.65	\$109,868.30	\$5.35
5/31/2012			\$1.64	\$48.35	(\$9.16)		(\$7.84)				\$32.99	\$109,906.64	\$109,901.29	\$5.35
6/30/2012			\$1.02	\$0.00	(\$9.16)	(\$104,942.82)	(\$2.56)				-\$10.70	\$4,953.12	\$4,947.77	\$5.35
7/31/2012			\$0.92	\$0.00	(\$0.41)		(\$0.36)				\$0.15	\$4,953.27	\$4,947.92	\$5.35
8/31/2012			\$0.84	\$0.00	(\$0.41)		(\$1.85)				-\$1.42	\$4,951.85	\$4,946.50	\$5.35
9/30/2012			\$0.81	\$0.00	(\$0.41)		(\$0.49)				-\$0.09	\$4,951.76	\$4,946.41	\$5.35
10/31/2012			\$0.83	\$0.00	(\$0.41)		(\$0.61)				-\$0.19	\$4,951.57	\$4,946.22	\$5.35
11/30/2012			\$0.86	\$0.00	(\$0.41)		(\$0.49)				-\$0.04	\$4,951.53	\$4,946.18	\$5.35
12/31/2012			\$0.83	\$0.00	(\$0.41)		(\$0.58)				-\$0.16	\$4,951.37	\$4,946.02	\$5.35
1/31/2013			\$0.83	\$0.00	(\$0.41)		(\$0.44)				-\$0.02	\$4,951.35	\$4,946.00	\$5.35
2/28/2013			\$0.75	\$0.00	(\$0.41)		(\$0.77)				-\$0.43	\$4,950.92	\$4,945.57	\$5.35
3/31/2013			\$0.81	\$0.00	(\$0.41)		(\$0.49)				-\$0.09	\$4,950.83	\$4,945.48	\$5.35
4/30/2013			\$0.79	\$0.00	(\$0.41)						\$0.38	\$4,951.21	\$4,945.86	\$5.35
5/31/2013			\$0.82	\$0.00	(\$0.41)						\$0.41	\$4,951.62	\$4,946.27	\$5.35
6/30/2013			\$0.80	\$0.00	(\$0.41)		(\$0.49)				-\$0.10	\$4,951.52	\$4,946.17	\$5.35
7/31/2013			\$0.82	\$0.00	(\$0.41)						\$0.41	\$4,951.93	\$4,946.58	\$5.35

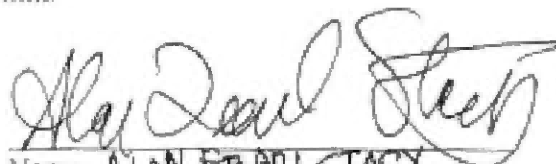
Names of Conflicting Claimants: Heirs of Elijah Stacy (Fayne Ellis Stacy, Jr., Gearld Keith Stacy, Alan Fearl Stacy, Karen Leigh Cole)

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)
CITY/COUNTY OF Bernalillo)

) to-wit:

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.

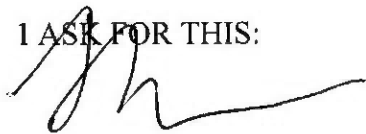
Signature of the Defendants is dispensed with pursuant to VSR 1:13.

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):

- 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

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.
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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)

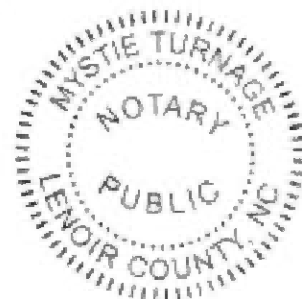
Tract 1 of Unit AY-111 (VGOB-01-0320-0876)

AFFIDAVIT PURSUANT TO VA. CODE § 45.1-361.22

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.
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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.

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

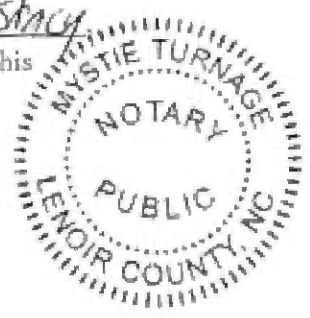
STATE OF NC)
) to-wit:
 CITY/COUNTY OF LENOIR)



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)

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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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Karen L. Cole

Karen L. Cole

Name:

Address:

8404 Gatwick TERRACE

GLEN ALLEN VA 23060

STATE OF

Virginia

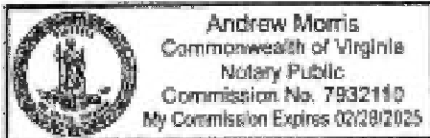
CITY/COUNTY OF

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 Andrew Morris 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 _____

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: Chank Ho

Its: Managing Partner

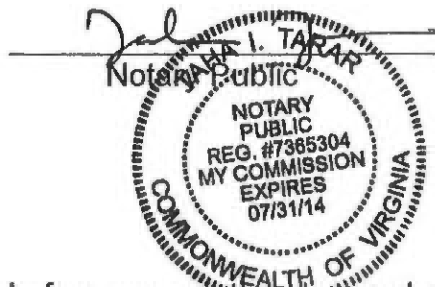
STATE OF VIRGINIA

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 ANGLES
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