

BEFORE THE VIRGINIA GAS AND OIL BOARD

PETITIONER: Pocahontas Gas LLC

GAS AND OIL PROGRAM

DOCKET NO: VGOB

06-0919-1714-03

RELIEF SOUGHT: (1) DISBURSEMENT FROM ESCROW REGARDING TRACT(S) 1B, A portion of 1D, 1J, 2 (2) AND AUTHORIZATION FOR DIRECT PAYMENT OF ROYALTIES (3) AND DISMISSAL OF COAL OWNERS PURSUANT TO CODE OF VIRGINIA SECTION 45.2-1624.

HEARING DATE: January 18, 2022

DRILLING UNIT: BG98

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 Tracts 1B, a portion of 1D, 1J & 2 as depicted upon the annexed table; and (2) authorization to begin paying royalties directly to the parties to the prevailing plaintiffs: The Heirs of Mary A. Leftwich, including: Richard Leftwich, Robert Leftwich, Elizabeth Leftwich, Hnarakis Family 2004 Revocable Trust, Dennis Hnarakis, Bettina Crosby, Robert Blake Leftwich, Melvin E. Leftwich, McDonald Asset Trust, Martha Summerford, Aubry Hall, Michael McManus, Barbara Compton, George B. Harris, Carolyn Harris Briggs, James Rodney Harris, Dorothy Harris, James Herron, Sandra Christine Murdock, Jackie Harris, Ricky Harris, and Donna Rash; and Mary Elizabeth Wingold (judgment in favor of Logan Hurley Hale); authorization to begin paying royalties directly to the parties to the royalty split between Harrison-Wyatt, LLC & The Heirs of Ruby Mitchell, including: Dawyer Mitchell, Philis Wilson, Mildred Baldwin, and Deborah Barton; authorization to begin paying royalties directly to the parties to the royalty split between Harrison-Wyatt, LLC and Pocahontas Gas LLC

3. Legal Authority

Va. Code Ann. § 45.2-1600 et seq., 4 VAC 25-160-140., and relevant Virginia Gas and Oil Board Orders ("Board") heretofore promulgated pursuant to law.

4. Type of Well(s)

Coalbed Methane

5. Factual basis for relief requested

(a) The Heirs of Mary A. Leftwich, including; Richard Leftwich, Robert Leftwich, Elizabeth Leftwich, Hnarakis Family 2004 Revocable Trust, Dennis Hnarakis, Bettina Crosby, Robert Blake Leftwich, Melvin E. Leftwich, McDonald Asset Trust, Martha Summerford, Aubry Hall, Michael McManus, Barbara Compton, George B. Harris, Carolyn Harris Briggs, James Rodney Harris, Dorothy Harris, James Herron, Sandra Christine Murdock, Jackie Harris, Ricky Harris, and Donna Rash are entitled to 100% of the CBM royalties awarded under Case No. CL16-254, Opinion dated July 25, 2018. 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.

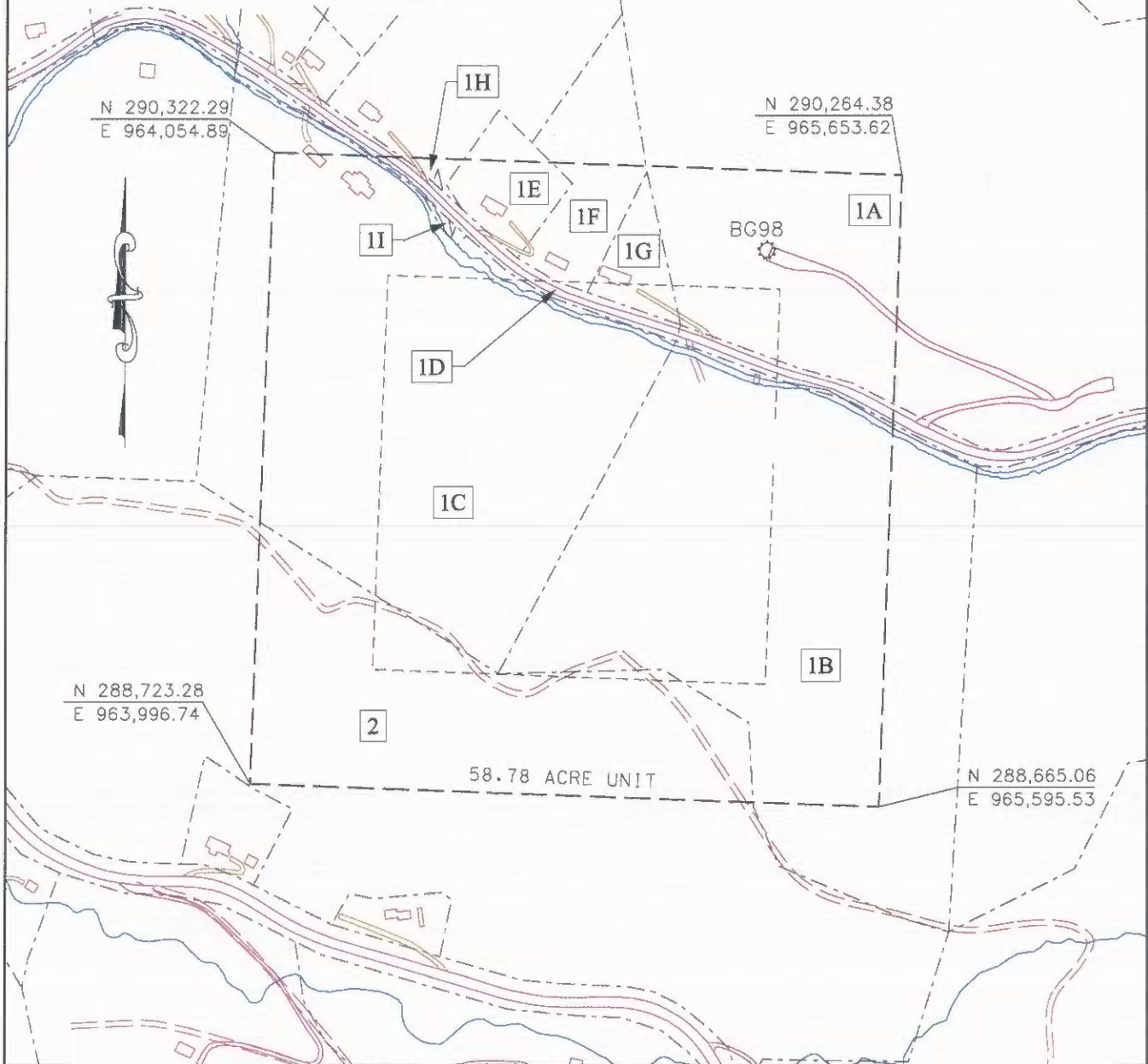
(b) Mary Elizabeth Wingold (judgement in favor of Logan Hurley Hale who deeded property to Mary Elizabeth Wingold January 10, 2018) is entitled to 100% of the CBM royalties awarded under Case No. CL 15-397, Opinion dated July 20, 2015. Said decision allows the Applicant and Designated Operator to pay royalties directly to the persons identified in Exhibit EE annexed hereto and the annexed Table, further, specifies how said royalties are to be paid.

(c) Harrison-Wyatt, LLC & The Heirs of Ruby Mitchell, including; Dawyer Mitchell, Philis Wilson, Mildred Baldwin, and Deborah Barton; and Pocahontas Gas LLC have entered into royalty split agreement(s). Said royalty split agreement(s) allow the Applicant and Designated Operator to pay royalties directly to the persons identified in Exhibit EE 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 ON THIS PLAT WERE PROVIDED BY POCAHONTAS GAS LLC AND WERE TAKEN FROM DEED DESCRIPTIONS AND CHAIN OF TITLE OF RECORD IT DOES NOT REPRESENT A CURRENT BOUNDARY SURVEY. THE CERTIFICATION HEREON CERTIFIES THE LOCATION OF THE PROPOSED WELL ONLY.



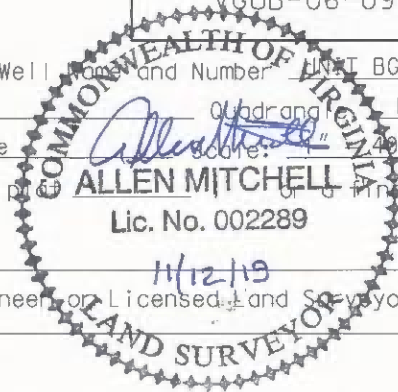
- ⊙ CBM WELL
- ⊙ PROPOSED CBM WELL

EXHIBIT A
NORA FIELD
UNIT BG98
FORCE POOLING
VGOB-06-0919-1714-02

Company POCAHONTAS GAS LLC Well Name and Number UNIT BG98
Tract No. _____ Elevation _____ Quadrant Big A Mountain
County Buchanan District _____ Hurricane _____ Scale: 1"=400' Date _____
This plat is a new plat X ; an updated plat _____ or a final plat _____

Form DGO-GO-7
Rev. 9/91

Licensed Professional Engineer or Licensed Land Surveyor



(Affix Seal)

Pocahontas Gas LLC
UNIT BG98
Tract Identifications

- 1A. H-W Financial LLC (Oxy Tr1-3, ICCC Tr823, 416.00-acre Tract) – Coal
Revelation Energy, LLC – Above Drainage Coal Leased
CNX Gas Company LLC – Surface, Oil, and Gas
Harrison-Wyatt LLC (50%) and CNX Gas Company LLC (50%) – CBM
CNX Gas Company LLC – CBM Leased
6.56 Acres 11.1603%
- 1B. H-W Financial LLC (Oxy Tr1-3, ICCC Tr823, 416.00-acre Tract) – Coal
Revelation Energy, LLC – Above Drainage Coal Leased
Mary Leftwich Heirs – Oil and Gas
Carson Austin – Surface
16.34 Acres 27.7986%
- 1C. H-W Financial LLC (Oxy Tr1-3, ICCC Tr823, 416.00-acre Tract) – Coal
Revelation Energy, LLC – Above Drainage Coal Leased
Joyce B. Mitchell – Surface, Oil, and Gas
CNX Gas Company LLC – Oil and Gas Leased
Harrison-Wyatt LLC (50%) and Joyce B. Mitchell (50%) – CBM
CNX Gas Company LLC – CBM Leased
19.46 Acres 33.1065%
- 1D. H-W Financial LLC (Oxy Tr1-3, ICCC Tr823, 416.00-acre Tract) – Coal
Revelation Energy, LLC – Above Drainage Coal Leased
Ruby Mitchell Heirs – Oil and Gas
CNX Gas Company LLC – Oil and Gas Leased
Harrison-Wyatt LLC (50%) and Ruby Mitchell Heirs (50%) – CBM
CNX Gas Company LLC – CBM Leased
Commonwealth of Virginia - Surface
0.87 Acres 1.4801%
- 1E. H-W Financial LLC (Oxy Tr1-3, ICCC Tr823, 416.00-acre Tract) – Coal
Revelation Energy, LLC – Above Drainage Coal Leased
Avery Barton, et ux – Surface, Oil, and Gas
CNX Gas Company LLC – Oil and Gas Leased
Harrison-Wyatt LLC (50%) and Avery Barton, et ux (50%) – CBM
CNX Gas Company LLC – CBM Leased
1.11 Acres 1.8884%

"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."

Pocahontas Gas LLC
UNIT BG98
Tract Identifications

- 1F. H-W Financial LLC (Oxy Tr1-3, ICCC Tr823, 416.00-acre Tract) – Coal
Revelation Energy, LLC – Above Drainage Coal Leased
Avery DeShannon Barton – Surface, Oil, and Gas
CNX Gas Company LLC – Oil and Gas Leased
Harrison-Wyatt LLC (50%) and Avery DeShannon Barton (50%) – CBM
CNX Gas Company LLC – CBM Leased
1.33 Acres 2.2627%
- 1G. H-W Financial LLC (Oxy Tr1-3, ICCC Tr823, 416.00-acre Tract) – Coal
Revelation Energy, LLC – Above Drainage Coal Leased
Joyce Mitchell – Surface, Oil, and Gas
CNX Gas Company LLC – Oil and Gas Leased
Harrison-Wyatt LLC (50%) and Harold Mitchell, et ux (50%) – CBM
CNX Gas Company LLC – CBM Leased
0.98 Acres 1.6672%
- 1H. H-W Financial LLC (Oxy Tr1-3, ICCC Tr823, 416.00-acre Tract) – Coal
Revelation Energy, LLC – Above Drainage Coal Leased
Avery Barton, et ux – Surface, Oil and Gas
CNX Gas Company LLC – Oil and Gas Leased
Harrison-Wyatt LLC (50%) and Avery Barton, et ux (50%) – CBM
CNX Gas Company LLC – CBM Leased
0.15 Acres 0.2552%
- 1I. H-W Financial LLC (Oxy Tr1-3, ICCC Tr823, 416.00-acre Tract) – Coal
Revelation Energy, LLC – Above Drainage Coal Leased
Ruby Mitchell Heirs – Surface, Oil and Gas
CNX Gas Company LLC – Oil and Gas Leased
Harrison-Wyatt LLC (50%) and Ruby Mitchell Heirs (50%) – CBM
CNX Gas Company LLC – CBM Leased
0.07 Acres 0.1191%
- 1J. H-W Financial LLC (Oxy Tr1-3, ICCC Tr823, 416.00-acre Tract) – Coal
Revelation Energy, LLC – Above Drainage Coal Leased
CNX Gas Company LLC – Oil and Gas
Harrison-Wyatt LLC (50%) and CNX Gas Company LLC (50%) – CBM
CNX Gas Company LLC – CBM Leased
Commonwealth of Virginia - Surface
0.58 Acres 0.9867%
2. H-W Financial LLC (Oxy Tr 7, ICCC Tr 826 951.00-acre Tract) – Coal
Revelation Energy, LLC – Above Drainage Coal Leased
Mary Elizabeth Wingold – Surface, Oil, and Gas
11.33 Acres 19.2753%

"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."

VGOB Disbursement

Unit BG98

VGOB-06-0919-1714-03

Table 1 (pay exact dollar amount based on account balance of 1/31/2018)

1B, A portion of 1D, 1J, 2

			Fractional	Net Acreage	Royalty	Escrowed	Percent of	Disbursement
			Interest	Interest	Split	Acres	Escrowed Funds	
			in Tract	inTract	Agreement	Disbursed	Disbursed	
Item	Tract	Disbursement Table						
		Total acreage in escrow before disbursement				29.12000		
2 Tract 2 (total acreage)			11.3300					
1	2	Estate of Logan Hale, Mary Wingold, Administrator\202 S Autumn Crest Place Taylors SC 29687		11.3300	100.00%	11.3300	38.9080%	\$18,923.84

VGOB Disbursement

Unit BG98

VGOB-06-0919-1714-03

Table 2 (pay percentage on balance after deducting the above balance)

1B, A portion of 1D, 1J, 2

			Fractional	Net Acreage	Royalty	Escrowed	Percent of	Adjusted	Disbursement
			Interest	Interest	Split	Acres	Escrowed Funds	Amount	
			in Tract	inTract	Agreement	Disbursed	Disbursed		
Item	Tract	Disbursement Table							
		Total acreage in escrow before disbursement				29.12000			
1B Tract 1B (total acreage)			16.3400						
1	1B	Richard Leftwich\22834 Goldsborough Terrace Ashburn VA 20148	1/36	0.4539	100.00%	0.4539	1.5587%		\$927.66
2	1B	Robert Leftwich\1 Ivanhoe Avenue Asheville NC 28806	1/36	0.4539	100.00%	0.4539	1.5587%		\$927.66
3	1B	Elizabeth Leftwich\2910 Seminary Avenue Richmond VA 23220	1/36	0.4539	100.00%	0.4539	1.5587%		\$927.66
4	1B	Hnarakis Family 2004 Revocable Trust\c/o Joette Hnarakis PO Box 165 Moorpark CA 93020	1/24	0.6808	100.00%	0.6808	2.3380%		\$1,391.49
5	1B	Dennis Hnarakis\13129 Pennerview Lane Fairfax VA 22033	1/24	0.6808	100.00%	0.6808	2.3380%		\$1,391.49
6	1B	Bettina Crosby\7625 Sun Island Drive S #107 South Pasadena FL 33707	1/36	0.4539	100.00%	0.4539	1.5587%		\$927.66
7	1B	Robert Blake Leftwich\11013 Pondwoods Drive Alexandria KY 41001	1/36	0.4539	100.00%	0.4539	1.5587%		\$927.66
8	1B	Melvin Leftwich\4318 Great Lakes Drive N Clearwater FL 33762	1/36	0.4539	100.00%	0.4539	1.5587%		\$927.66
9	1B	McDonald Asset Trust\c/o Shirley Acey McDonald 404 Henry Clay Rd Ashland VA 23005	1/12	1.3617	100.00%	1.3617	4.6761%		\$2,782.98
10	1B	Richard Leftwich\22834 Goldsborough Terrace Ashburn VA 20148	1/360	0.0454	100.00%	0.0454	0.1559%		\$92.77
11	1B	Robert Leftwich\1 Ivanhoe Avenue Asheville NC 28806	1/360	0.0454	100.00%	0.0454	0.1559%		\$92.77
12	1B	Elizabeth Leftwich\2910 Seminary Avenue Richmond VA 23220	1/360	0.0454	100.00%	0.0454	0.1559%		\$92.77
13	1B	Hnarakis Family 2004 Revocable Trust\c/o Joette Hnarakis PO Box 165 Moorpark CA 93020	1/240	0.0681	100.00%	0.0681	0.2338%		\$139.15
14	1B	Dennis Hnarakis\13129 Pennerview Lane Fairfax VA 22033	1/240	0.0681	100.00%	0.0681	0.2338%		\$139.15
15	1B	Bettina Crosby\7625 Sun Island Drive S #107 South Pasadena FL 33707	1/360	0.0454	100.00%	0.0454	0.1559%		\$92.77
16	1B	Robert Blake Leftwich\11013 Pondwoods Drive Alexandria KY 41001	1/360	0.0454	100.00%	0.0454	0.1559%		\$92.77
17	1B	Melvin Leftwich\4318 Great Lakes Drive N Clearwater FL 33762	1/360	0.0454	100.00%	0.0454	0.1559%		\$92.77

1B Tract 1B (total acreage)

16.3400

18	1B	McDonald Asset Trust\c/o Shirley Acey McDonald 404 Henry Clay Rd Ashland VA 23005	1/120	0.1362	100.00%	0.1362	0.4676%		\$278.30
19	1B	Martha Summerford\11903 Sawhill Blvd Spotsylvania VA 22553	1/30	0.5447	100.00%	0.5447	1.8704%		\$1,113.19
20	1B	Hnarakis Family 2004 Revocable Trust\c/o Joette Hnarakis PO Box 165 Moorpark CA 93020	1/60	0.2723	100.00%	0.2723	0.9352%		\$556.60
21	1B	Dennis Hnarakis\13129 Pennerview Lane Fairfax VA 22033	1/60	0.2723	100.00%	0.2723	0.9352%		\$556.60
22	1B	Bettina Crosby\7625 Sun Island Drive S #107 South Pasadena FL 33707	1/150	0.1089	100.00%	0.1089	0.3741%		\$222.64
23	1B	Robert Blake Leftwich\11013 Pondwoods Drive Alexandria KY 41001	1/150	0.1089	100.00%	0.1089	0.3741%		\$222.64
24	1B	Melvin Leftwich\4318 Great Lakes Drive N Clearwater FL 33762	1/150	0.1089	100.00%	0.1089	0.3741%		\$222.64
25	1B	Aubry Hall\415 Denice Drive Seminole FL 33772	1/150	0.1089	100.00%	0.1089	0.3741%		\$222.64
26	1B	Michael McManus\4535 Beth Ann Drive Indianapolis IN 46221	1/150	0.1089	100.00%	0.1089	0.3741%		\$222.64
27	1B	McDonald Asset Trust\c/o Shirley Acey McDonald 404 Henry Clay Rd Ashland VA 23005	1/30	0.5447	100.00%	0.5447	1.8704%		\$1,113.19
28	1B	Barbara Compton\19337 Stone Mountain Road Abingdon VA 24210	1/90	0.1816	100.00%	0.1816	0.6235%		\$371.06
29	1B	George B. Harris\1017 Hobbs Road Virginia Beach VA 23464	1/90	0.1816	100.00%	0.1816	0.6235%		\$371.06
30	1B	Carolyn Harris Briggs\68 Claret Drive Rancho Mirage CA 92270	1/180	0.0908	100.00%	0.0908	0.3117%		\$185.53
31	1B	James Rodney Harris\27601 Buckpasser Drive Tehachapi CA 93561	1/180	0.0908	100.00%	0.0908	0.3117%		\$185.53
32	1B	Dorothy Harris\c/o Victor Breeding 1042 Howard Flat Rd Davenport VA 24239	1/30	0.5447	100.00%	0.5447	1.8704%		\$1,113.19
33	1B	James Herron\12651 Tunstall St Garden Grove CA 92845	1/30	0.5447	100.00%	0.5447	1.8704%		\$1,113.19
34	1B	Sandra Murdock\142 Azalea Avenue Brevard NC 28712	1/60	0.2723	100.00%	0.2723	0.9352%		\$556.60
35	1B	Sandra Murdock\142 Azalea Avenue Brevard NC 28712	1/60	0.2723	100.00%	0.2723	0.9352%		\$556.60
36	1B	Jackie Harris\1943 Jewell Ridge Road Richlands VA 24641-9606	1/60	0.2723	100.00%	0.2723	0.9352%		\$556.60
37	1B	Ricky Harris\4120 Maynors MHP Lot 4 Hudson NC 28638	1/120	0.1362	100.00%	0.1362	0.4676%		\$278.30
38	1B	Donna Rash\2698 Collettsville Road Lenoir NC 28645	1/120	0.1362	100.00%	0.1362	0.4676%		\$278.30
39	1B	Barbara Compton\19337 Stone Mountain Road Abingdon VA 24210	1/45	0.3631	100.00%	0.3631	1.2469%		\$742.13
40	1B	George B. Harris\1017 Hobbs Road Virginia Beach VA 23464	1/45	0.3631	100.00%	0.3631	1.2469%		\$742.13
41	1B	Carolyn Harris Briggs\68 Claret Drive Rancho Mirage CA 92270	1/90	0.1816	100.00%	0.1816	0.6235%		\$371.06
42	1B	James Rodney Harris\27601 Buckpasser Drive Tehachapi CA 93561	1/90	0.1816	100.00%	0.1816	0.6235%		\$371.06
43	1B	Dorothy Harris\c/o Victor Breeding 1042 Howard Flat Rd Davenport VA 24239	1/15	1.0893	100.00%	1.0893	3.7408%		\$2,226.38
44	1B	James Herron\12651 Tunstall St Garden Grove CA 92845	1/15	1.0893	100.00%	1.0893	3.7408%		\$2,226.38

1B Tract 1B (total acreage)

16.3400

45	1B	Sandra Murdock\142 Azalea Avenue Brevard NC 28712	1/30	0.5447	100.00%	0.5447	1.8704%		\$1,113.19
46	1B	Sandra Murdock\142 Azalea Avenue Brevard NC 28712	1/30	0.5447	100.00%	0.5447	1.8704%		\$1,113.19
47	1B	Jackie Harris\1943 Jewell Ridge Road Richlands VA 24641-9606	1/30	0.5447	100.00%	0.5447	1.8704%		\$1,113.19
48	1B	Ricky Harris\4120 Maynors MHP Lot 4 Hudson NC 28638	1/60	0.2723	100.00%	0.2723	0.9352%		\$556.60
49	1B	Donna Rash\2698 Collettsville Road Lenoir NC 28645	1/60	0.2723	100.00%	0.2723	0.9352%		\$556.60

1D Tract 1D (total acreage)

0.8700

1	1D	Dawyer Mitchell\52 Don Stevens Drive Honaker VA 24260	1/5	0.1740	50.00%	0.0870	0.2988%		\$177.81
2	1D	Harrison-Wyatt LLC\PO Box 11000 Danville VA 24543	1/5	0.1740	50.00%	0.0870	0.2988%		\$177.81
3	1D	Philis Wilson\1660 Old Grissom Creek Road Honaker VA 24260	1/5	0.1740	50.00%	0.0870	0.2988%		\$177.81
4	1D	Harrison-Wyatt LLC\PO Box 11000 Danville VA 24543	1/5	0.1740	50.00%	0.0870	0.2988%		\$177.81
5	1D	Mildred Baldwin\1703 Old Grissom Creek Road Honaker VA 24260	1/5	0.1740	50.00%	0.0870	0.2988%		\$177.81
6	1D	Harrison-Wyatt LLC\PO Box 11000 Danville VA 24543	1/5	0.1740	50.00%	0.0870	0.2988%		\$177.81
7	1D	Deborah Barton\1809 Old Grissom Creek Road Honaker VA 24260	1/5	0.1740	50.00%	0.0870	0.2988%		\$177.81
8	1D	Harrison-Wyatt LLC\PO Box 11000 Danville VA 24543	1/5	0.1740	50.00%	0.0870	0.2988%		\$177.81

1J Tract 1J (total acreage)

0.5800

1	1J	Pocahontas Gas LLC\PO Box 643830 Pittsburgh PA 15264		0.5800	50.00%	0.2900	0.9959%		\$592.70
2	1J	Harrison-Wyatt LLC\PO Box 11000 Danville VA 24543		0.5800	50.00%	0.2900	0.9959%		\$592.70

2 Tract 2 (total acreage)

11.3300

1	2	Mary Elizabeth Wingold\202 S Autumn Crest Place Taylors SC 29687		11.3300	100.00%	11.3300	38.9080%	18923.84	\$4,232.42
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Adjustment Comments: Escrow agent will deduct amount paid above to Logan Hale Estate from current balance due for Tract 2 to arrive at the correct amount due to Mary Elizabeth Wingold

Wells contributing to the escrow account: CBM BG98 W/PL

Exhibit E
Unit BG-98
Docket #VGOB 06-0919-1714-03
List of Respondents that require escrow

	Acres in Unit	Percent of Unit
<u>Tract #1D - 0.87 acres</u>		
<i>Tract previously escrowed as a title conflict, there is no title conflict</i>		
<u>COAL OWNERSHIP</u>		
(1) Harrison-Wyatt, LLC P.O. Box 11000 Danville, VA 24543 <i>(416 Acre Tract)</i>	0.87 acres	1.4801%
<u>OIL & GAS OWNERSHIP</u>		
<i>Outstanding W-9's</i>		
(1) Ruby Mitchell Heirs, Devisees, Successors, or Assigns	0.87 acres	1.4801%
** NOTE: <i>In order to resolve the CBM conflict, by Deed dated 1/25/05, Ruby Mae Mitchell conveys an undivided one-half (1/2) interest in the CBM Estate to Harrison-Wyatt, LLC. (DB 613-76)</i>		
(a) Harold Mitchell	<i>Pre-Deceased</i>	
(a.1) Tenita Mitchell 100 Laura Lane Garner, NC 27529	0.087 acres 1/10 of 0.87 acres	0.1480%
(a.2) Tracy Puckett 2320 Solomons Pass Hope Mills, NC 28348	0.087 acres 1/10 of 0.87 acres	0.1480%
Total Tract Acres	0.17	
Total Tract Percentage	0.2960%	
<u>Escrow Totals</u>		
Acres 0.17		
Percentage 0.2960%		

Exhibit EE
Unit BG-98
Docket #VGOB 06-0919-1714-03
List of Respondents with Royalty Split Agreements/Court Orders/HB2058

	Acres in Unit	Percent of Unit	Percent of Escrow
<u>Tract #1A - 6.56 acres</u>			
<u>COAL OWNERSHIP</u>			
(1) Harrison-Wyatt, LLC P.O. Box 11000 Danville, VA 24543 <i>(416 Acre Tract)</i>	6.56 acres	11.1603%	<i>n/a</i>
<u>OIL & GAS OWNERSHIP</u>			
(1) Pocahontas Gas LLC 1000 Consol Energy Drive Canonsburg, PA 15317-6506	6.56 acres	11.1603%	<i>n/a</i>
<u>Tract #1B - 16.34 acres</u>			
<u>COAL OWNERSHIP</u>			
(1) Harrison-Wyatt, LLC P.O. Box 11000 Danville, VA 24543 <i>(416 Acre Tract)</i>	16.34 acres	27.7986%	<i>n/a</i>
<u>OIL & GAS OWNERSHIP</u>			
(1) Mary Alice Hurt Leftwich Heirs, Devisees, Successors or Assigns <i>(Escrow has been corrected with 10/2021 accounting and correct owners may be paid)</i>	16.34 acres	27.7986%	
<i>Mary A. Leftwich Heirs are Prevailing Defendants under Case No 16-254 Awarded ownership of Gas Estate</i>			
(a) W.O. Leftwich Heirs, Devisees, Successors or Assigns			
(a.1) Margaret Leftwich Hallat Heirs, Devisees, Successors, or Assigns			
(a.1.1) Richard Lyle Leftwich	<i>Pre-Deceased (a.1)</i>		
(a.1.1.1) Richard Leftwich 22834 Goldsborough Terrace Ashburn, VA 20148	0.454 acres 1/36 of 16.34 acres	0.7722%	1.5587% Court Order
(a.1.1.2) Robert Leftwich 1 Ivanhoe Avenue Asheville, NC 28806	0.454 acres 1/36 of 16.34 acres	0.7722%	1.5587% Court Order
(a.1.1.3) Elizabeth Leftwich 2910 Seminary Avenue Richmond, VA 23220	0.454 acres 1/36 of 16.34 acres	0.7722%	1.5587% Court Order
(a.1.2) Marie Leftwich Hnarakis Heirs, Devisees, Successors, or Assigns			
(a.1.2.1) Alexander B. Hnarakis Heirs, Devisees, Successors, or Assigns			
(a.1.2.1.1) Hnarakis Family 2004 Revocable c/o Joette Hnarakis, Trustee PO Box 165 Moorpark, CA 93020	0.681 acres 1/24 of 16.34 acres	1.1583%	2.3380% Court Order
<i>Represented by Jennifer S. Friedel</i>			
(a.1.2.2) Dennis Hnarakis 13129 Pennerview Lane Fairfax, VA 22033	0.681 acres 1/24 of 16.34 acres	1.1583%	2.3380% Court Order
<i>Represented by Jennifer S. Friedel</i>			
(a.1.3) William O. Leftwich	<i>Pre-Deceased (a.1)</i>		

Exhibit EE
Unit BG-98
Docket #VGOB 06-0919-1714-03
List of Respondents with Royalty Split Agreements/Court Orders/HB2058

	Acres in Unit	Percent of Unit	Percent of Escrow
(a.1.3.1) Bettina Crosby 7625 Sun Island Drive S #107 South Pasadena, FL 33707 <i>Represented by Jennifer S. Friedel</i>	0.454 acres 1/36 of 16.34 acres	0.7722%	1.5587% Court Order
(a.1.3.2) Robert Blake Leftwich 11013 Pondwoods Drive Alexandria, KY 41001 <i>Represented by Jennifer S. Friedel</i>	0.454 acres 1/36 of 16.34 acres	0.7722%	1.5587% Court Order
(a.1.3.3) Melvin E. Leftwich 4318 Great Lakes Drive N Clearwater, FL 33762 <i>Represented by Jennifer S. Friedel</i>	0.454 acres 1/36 of 16.34 acres	0.7722%	1.5587% Court Order
(a.1.4) Shirley Acey McDonald	<i>Conveyed interest by Instrument # 18-1959, dated November 29, 2018</i>		
(a.1.4.1) McDonald Asset Trust dated July 25, c/o Shirley Acey McDonald, Trustee 404 Henry Clay Road Ashland, VA 23005 <i>Represented by Jennifer S. Friedel</i>	1.362 acres 1/12 of 16.34 acres	2.3165%	4.6761% Court Order
(b) Clifford C. Leftwich Heirs, Devisees, Successors, and Assigns			
(b.1) W.O. Leftwich	<i>Pre-Deceased (b)</i>		
(b.1.1) Margaret Leftwich Hallat Heirs, Devisees, Successors, or Assigns			
(b.1.1.1) Richard Lyle Leftwich	<i>Pre-Deceased (b.1.1)</i>		
(b.1.1.1.1) Richard Leftwich 22834 Goldsborough Terrace Ashburn, VA 20148	0.045 acres 1/360 of 16.34 acres	0.0772%	0.1559% Court Order
(b.1.1.1.2) Robert Leftwich 1 Ivanhoe Avenue Asheville, NC 28806	0.045 acres 1/360 of 16.34 acres	0.0772%	0.1559% Court Order
(b.1.1.1.3) Elizabeth Leftwich 2910 Seminary Avenue Richmond, VA 23220	0.045 acres 1/360 of 16.34 acres	0.0772%	0.1559% Court Order
(b.1.1.2) Marie Leftwich Hnarakis Heirs, Devisees, Successors, or Assigns			
(b.1.1.2.1) Alexander B. Hnarakis Heirs, Devisees, Successors, or Assigns			
(b.1.1.2.1.1) Hnarakis Family 2004 Revoc: c/o Joette Hnarakis, Trustee PO Box 165 Moorpark, CA 93020 <i>Represented by Jennifer S. Friedel</i>	0.068 acres 1/240 of 16.34 acres	0.1158%	0.2338% Court Order
(b.1.1.2.2) Dennis Hnarakis 13129 Pennerview Lane Fairfax, VA 22033 <i>Represented by Jennifer S. Friedel</i>	0.068 acres 1/240 of 16.34 acres	0.1158%	0.2338% Court Order
(b.1.1.3) William O. Leftwich	<i>Pre-Deceased (b.1.1)</i>		
(b.1.1.3.1) Bettina Crosby 7625 Sun Island Drive S #107 South Pasadena, FL 33707 <i>Represented by Jennifer S. Friedel</i>	0.045 acres 1/360 of 16.34 acres	0.0772%	0.1559% Court Order

Exhibit EE
Unit BG-98
Docket #VGOB 06-0919-1714-03
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	Acres in Unit	Percent of Unit	Percent of Escrow
(b.1.1.3.2) Robert Blake Leftwich 11013 Pondwoods Drive Alexandria, KY 41001 <i>Represented by Jennifer S. Friedel</i>	0.045 acres 1/360 of 16.34 acres	0.0772%	0.1559% Court Order
(b.1.1.3.3) Melvin E. Leftwich 4318 Great Lakes Drive N Clearwater, FL 33762 <i>Represented by Jennifer S. Friedel</i>	0.045 acres 1/360 of 16.34 acres	0.0772%	0.1559% Court Order
(b.1.1.4) Shirley Acey McDonald	<i>Conveyed interest by Instrument # 18-1959, dated November 29, 2018</i>		
(b.1.1.4.1) McDonald Asset Trust dated July c/o Shirley Acey McDonald, Trus 404 Henry Clay Road Ashland, VA 23005 <i>Represented by Jennifer S. Friedel</i>	0.136 acres 1/120 of 16.34 acres	0.2317%	0.4676% Court Order
(b.1.2) Richard Lyle Leftwich Heirs, Devisees, Successors, or Assigns			
(b.1.2.1) Martha Summerford 11903 Sawhill Blvd Spotsylvania, VA 22553 <i>Represented by Jennifer S. Friedel</i>	0.545 acres 1/30 of 16.34 acres	0.9266%	1.8704% Court Order
(b.1.3) Marie Leftwich Hnarakis Heirs, Devisees, Successors, or Assigns			
(b.1.3.1) Alexander B. Hnarakis Heirs, Devisees, Successors, or Assigns			
(b.1.3.1.1) Hnarakis Family 2004 Revocable c/o Joette Hnarakis, Trustee PO Box 165 Moorpark, CA 93020 <i>Represented by Jennifer S. Friedel</i>	0.272 acres 1/60 of 16.34 acres	0.4633%	0.9352% Court Order
(b.1.3.2) Dennis Hnarakis 13129 Pennerview Lane Fairfax, VA 22033 <i>Represented by Jennifer S. Friedel</i>	0.272 acres 1/60 of 16.34 acres	0.4633%	0.9352% Court Order
(b.1.4) William O. Leftwich Heirs, Devisees, Successors, or Assigns			
(b.1.4.1) Juanita Leftwich Heirs, Devisees, Successors, or Assigns			
(b.1.4.1.1) Bettina Crosby 7625 Sun Island Drive S #107 South Pasadena, FL 33707 <i>Represented by Jennifer S. Friedel</i>	0.109 acres 1/150 of 16.34 acres	0.1853%	0.3741% Court Order
(b.1.4.1.2) Robert Blake Leftwich 11013 Pondwoods Drive Alexandria, KY 41001 <i>Represented by Jennifer S. Friedel</i>	0.109 acres 1/150 of 16.34 acres	0.1853%	0.3741% Court Order
(b.1.4.1.3) Melvin E. Leftwich 4318 Great Lakes Drive N Clearwater, FL 33762 <i>Represented by Jennifer S. Friedel</i>	0.109 acres 1/150 of 16.34 acres	0.1853%	0.3741% Court Order
(b.1.4.1.4) Aubry Hall 415 Denice Drive Seminole, FL 33772 <i>Represented by Jennifer S. Friedel</i>	0.109 acres 1/150 of 16.34 acres	0.1853%	0.3741% Court Order
(b.1.4.1.5) Karen McManus Heirs, Devisees <i>Pre-Deceased (b.1.4.1)</i> Successors, or Assigns			

Exhibit EE
Unit BG-98
Docket #VGOB 06-0919-1714-03
List of Respondents with Royalty Split Agreements/Court Orders/HB2058

	Acres in Unit	Percent of Unit	Percent of Escrow
(b.1.4.1.5.1) Michael McManus 4535 Beth Ann Drive Indianapolis, IN 46221	0.109 acres 1/150 of 16.34 acres	0.1853%	0.3741% Court Order
(b.1.5) Shirley Acey McDonald	<i>Conveyed interest by Instrument # 18-1959, dated November 29, 2018</i>		
(b.1.5.1) McDonald Asset Trust dated July 25, c/o Shirley Acey McDonald, Trustee 404 Henry Clay Road Ashland, VA 23005 <i>Represented by Jennifer S. Friedel</i>	0.545 acres 1/30 of 16.34 acres	0.9266%	1.8704% Court Order
(b.2) Minnie Leftwich Heirs, Devisees, Successors, or Assigns			
(b.2.1) Jacob (J.B.) Harris Heirs, Devisees, Successors, or Assigns			
(b.2.1.1) Barbara Compton 19337 Stone Mountain Road Abingdon, VA 24210 <i>Represented by Jennifer S. Friedel</i>	0.182 acres 1/90 of 16.34 acres	0.3089%	0.6235% Court Order
(b.2.1.2) George B. Harris 1017 Hobbs Road Virginia Beach, VA 23464	0.182 acres 1/90 of 16.34 acres	0.3089%	0.6235% Court Order
(b.2.1.3) James B. Harris Heirs	<i>Pre-deceased (b.2.1)</i>		
(b.2.1.3.1) Carolyn S. Harris Briggs 68 Claret Drive Rancho Mirage, CA 92270	0.091 acres 1/180 of 16.34 acres	0.1544%	0.3117% Court Order
(b.2.1.3.2) James Rodney Harris 27601 Buckpasser Dr. Tehachapi, CA 93561	0.091 acres 1/180 of 16.34 acres	0.1544%	0.3117% Court Order
(b.2.2) Willie C. Harris Heirs, Devisees, Successors or Assigns			
(b.2.2.1) Rusha Harris Heirs, Devisees, Successors, or Assigns			
(b.2.2.1.1) Billy K. Harris Heirs, Devisees, Successors, or Assigns			
(b.2.2.1.1.1) Dorothy Harris 4048 Helen Henderson High Davenport, VA 24239 c/o Victor Breeding, co-conservator 1042 Howard Flat Rd Davenport, VA 24239 <i>Conservator represented by Russell Vern Presley, II</i>	0.545 acres 1/30 of 16.34 acres	0.9266%	1.8704% Court Order
(b.2.3) Mary Lena Garrison Heirs, Devisees, Successors or Assigns			
(b.2.3.1) James Herron 12651 Tunstall St. Garden Grove, CA 92845	0.545 acres 1/30 of 16.34 acres	0.9266%	1.8704% Court Order
(b.2.4) Eula H. Fulcher Heirs, Devisees, Successors or Assigns			
(b.2.4.1) Billie Eldridge	<i>Pre-Deceased (b.2.4)</i>		

Exhibit EE
Unit BG-98
Docket #VGOB 06-0919-1714-03
List of Respondents with Royalty Split Agreements/Court Orders/HB2058

	Acres in Unit	Percent of Unit	Percent of Escrow
(b.2.4.1.1) Sandra Christine Murdock 142 Azalea Ave. Brevard, NC 28712	0.272 acres 1/60 of 16.34 acres	0.4633%	0.9352% Court Order
(b.2.4.2) Gail Patricia Dunn Heirs, Devisees, Successors, or Assigns			
(b.2.4.2.1) Sandra Christine Murdock 142 Azalea Ave. Brevard, NC 28712	0.272 acres 1/60 of 16.34 acres	0.4633%	0.9352% Court Order
(b.2.5) Clarence Harris	<i>Pre-Deceased (b.2)</i>		
(b.2.5.1) Jackie Harris 1943 Jewell Ridge Rd Richlands, VA 24641-9606	0.272 acres 1/60 of 16.34 acres	0.4633%	0.9352% Court Order
(b.2.5.2) Don Harris Heirs, Devisees, Successors or Assigns			
(b.2.5.2.1) Ricky Harris 4120 Maynors MHP Lot 4 Hudson, NC 28638	0.136 acres 1/120 of 16.34 acres	0.2317%	0.4676% Court Order
(b.2.5.2.2) Donna Rash 2698 Collettsville Road Lenoir, NC 28645	0.136 acres 1/120 of 16.34 acres	0.2317%	0.4676% Court Order
(c) Minnie Leftwich Heirs, Devisees, Successors, or Assigns			
(c.1) Jacob (J.B.) Harris Heirs, Devisees, Successors, or Assigns			
(c.1.1) Barbara Compton 19337 Stone Mountain Road Abingdon, VA 24210	0.363 acres 1/45 of 16.34 acres	0.6177%	1.2469% Court Order
<i>Represented by Jennifer S. Friedel</i>			
(c.1.2) George B. Harris 1017 Hobbs Road Virginia Beach, VA 23464	0.363 acres 1/45 of 16.34 acres	0.6177%	1.2469% Court Order
(c.1.3) James B. Harris Heirs	<i>Pre-deceased (c.1)</i>		
(c.1.3.1) Carolyn S. Harris Briggs 68 Claret Drive Rancho Mirage, CA 92270	0.182 acres 1/90 of 16.34 acres	0.3089%	0.6235% Court Order
(c.1.3.2) James Rodney Harris 27601 Buckpasser Dr. Tehachapi, CA 93561	0.182 acres 1/90 of 16.34 acres	0.3089%	0.6235% Court Order
(c.2) Willie C. Harris Heirs, Devisees, Successors or Assigns			
(c.2.1) Rusha Harris Heirs, Devisees, Successors, or Assigns			
(c.2.1.1) Billy K. Harris Heirs, Devisees, Successors, or Assigns			
(c.2.1.1.1) Dorothy Harris 4048 Helen Henderson Highway Davenport, VA 24239	1.089 acres 1/15 of 16.34 acres	1.8532%	3.7408% Court Order
c/o Victor Breeding, co-conservator 1042 Howard Flat Rd Davenport, VA 24239			

Conservator represented by Russell Vern Presley, II

Exhibit EE
Unit BG-98
Docket #VGOB 06-0919-1714-03
List of Respondents with Royalty Split Agreements/Court Orders/HB2058

	Acres in Unit	Percent of Unit	Percent of Escrow
(c.3) Mary Lena Garrison Heirs, Devisees, Successors or Assigns			
(c.3.1) James Herron 12651 Tunstall St. Garden Grove, CA 92845	1.089 acres 1/15 of 16.34 acres	1.8532%	3.7408% Court Order
(c.4) Eula H. Fulcher Heirs, Devisees, Successors or Assigns			
(c.4.1) Billie Eldridge	<i>Pre-Deceased (c.4)</i>		
(c.4.1.1) Sandra Christine Murdock 142 Azalea Ave. Brevard, NC 28712	0.545 acres 1/30 of 16.34 acres	0.9266%	1.8704% Court Order
(c.4.2) Gail Patricia Dunn Heirs, Devisees, Successors, or Assigns			
(c.4.2.1) Sandra Christine Murdock 142 Azalea Ave. Brevard, NC 28712	0.545 acres 1/30 of 16.34 acres	0.9266%	1.8704% Court Order
(c.5) Clarence Harris	<i>Pre-Deceased (c)</i>		
(c.5.1) Jackie Harris 1943 Jewell Ridge Rd Richlands, VA 24641-9606	0.545 acres 1/30 of 16.34 acres	0.9266%	1.8704% Court Order
(c.5.2) Don Harris Heirs, Devisees, Successors or Assigns			
(c.5.2.1) Ricky Harris 4120 Maynors MHP Lot 4 Hudson, NC 28638	0.272 acres 1/60 of 16.34 acres	0.4633%	0.9352% Court Order
(c.5.2.2) Donna Rash 2698 Collettsville Road Lenoir, NC 28645	0.272 acres 1/60 of 16.34 acres	0.4633%	0.9352% Court Order
Total Tract Acres	16.34		
Total Tract Percentage	27.7986%		

Tract #1C - 19.46 acres

COAL OWNERSHIP

(1) Harrison-Wyatt, LLC P.O. Box 11000 Danville, VA 24543 <i>(416 Acre Tract)</i>	19.46 acres	33.1065%	n/a
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OIL & GAS OWNERSHIP

(1) Harold B. and Joyce Mitchell, TE Harold B. Mitchell DOD 10/12/2006	19.46 acres	33.1065%	n/a
(a) Joyce Mitchell 1708 Old Grissom Creek Road Honaker, VA 24260	19.46 acres	33.1065%	n/a

**** NOTE:** In order to resolve the CBM conflict, by Deed dated 1/25/05, Harold B. and Joyce Mitchell conveys an undivided one-half (1/2) interest in the CBM Estate to Harrison-Wyatt, LLC. (DB 613-81)

Exhibit EE
Unit BG-98
Docket #VGOB 06-0919-1714-03
List of Respondents with Royalty Split Agreements/Court Orders/HB2058

	Acres in Unit	Percent of Unit	Percent of Escrow
<u>Tract #1D - 0.87 acres</u>			
<i>Tract previously escrowed as a title conflict, there is no title conflict</i>			
<u>COAL OWNERSHIP</u>			
(1) Harrison-Wyatt, LLC P.O. Box 11000 Danville, VA 24543 <i>(416 Acre Tract)</i>	0.87 acres	1.4801%	1.1951% Royalty Division Agreement
<u>OIL & GAS OWNERSHIP</u>			
(1) Ruby Mitchell Heirs, Devisees, Successors, or Assigns	0.87 acres	1.4801%	
<i>** NOTE: In order to resolve the CBM conflict, by Deed dated 1/25/05, Ruby Mae Mitchell conveys an undivided one-half (1/2) interest in the CBM Estate to Harrison-Wyatt, LLC. (DB 613-76)</i>			
(b) Dawyer Mitchell 52 Don Stevens Drive Honaker, VA 24260	0.174 acres 1/5 of 0.87 acres	0.2960%	0.2988% Royalty Division Agreement
(c) Phillis Wilson 1660 Old Grissom Creek Road Honaker, VA 24260	0.174 acres 1/5 of 0.87 acres	0.2960%	0.2988% Royalty Division Agreement
(d) Mildred Baldwin 1703 Old Grissom Creek Road Honaker, VA 24260	0.174 acres 1/5 of 0.87 acres	0.2960%	0.2988% Royalty Division Agreement
(e) Deborah Barton 1809 Old Grissom Creek Road Honaker, VA 24260	0.174 acres 1/5 of 0.87 acres	0.2960%	0.2988% Royalty Division Agreement
Total Tract Acres	0.70		
Total Tract Percentage	1.1841%		

Tract #1E - 1.11 acres

COAL OWNERSHIP

(1) Harrison-Wyatt, LLC P.O. Box 11000 Danville, VA 24543 <i>(416 Acre Tract)</i>	1.11 acres	1.8884%	n/a
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OIL & GAS OWNERSHIP

(1) Avery Barton and Deborah Barton, TE 1809 Old Grissom Creek Road Honaker, VA 24260	1.11 acres	1.8884%	n/a
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*** NOTE: In order to resolve the CBM conflict, by Deed dated 1/13/05, Avery and Deborah Barton convey an undivided one-half (1/2) interest in the CBM Estate to Harrison-Wyatt, LLC. (DB 613-97)*

*** NOTE: In order to resolve the CBM conflict, by Deed dated 1/25/05, Ruby Mae Mitchell conveys an undivided one-half (1/2) interest in the CBM Estate to Harrison-Wyatt, LLC. (DB 613-76)*

(This tract derived from 2 separate tracts, one owned by Ruby Mae Mitchell, one owned by Avery and Deborah Barton)

Tract #1F - 1.33 acres

COAL OWNERSHIP

(1) Harrison-Wyatt, LLC P.O. Box 11000 Danville, VA 24543 <i>(416 Acre Tract)</i>	1.33 acres	2.2627%	n/a
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Exhibit EE
Unit BG-98
Docket #VGOB 06-0919-1714-03
List of Respondents with Royalty Split Agreements/Court Orders/HB2058

	Acres in Unit	Percent of Unit	Percent of Escrow
<u>OIL & GAS OWNERSHIP</u>			
(1) Avery Deshannon Barton 1859 Old Grissom Creek Rd. Honaker, VA 24649	1.33 acres	2.2627%	n/a
** NOTE: In order to resolve the CBM conflict, by Deed dated 1/13/05, Avery and Deborah Barton convey an undivided one-half (1/2) interest in the CBM Estate to Harrison-Wyatt, LLC. (DB 613-97)			
<u>Tract #1G - 0.98 acres</u>			
<u>COAL OWNERSHIP</u>			
(1) Harrison-Wyatt, LLC P.O. Box 11000 Danville, VA 24543 (416 Acre Tract)	0.98 acres	1.6672%	n/a
<u>OIL & GAS OWNERSHIP</u>			
(1) Harold B. and Joyce Mitchell, TE Harold B. Mitchell DOD 10/12/2006	0.98 acres	1.6672%	n/a
(a) Joyce Mitchell 1708 Old Grissom Creek Road Honaker, VA 24260	0.98 acres	1.6672%	n/a
** NOTE: In order to resolve the CBM conflict, by Deed dated 1/25/05, Harold B. and Joyce Mitchell conveys an undivided one-half (1/2) interest in the CBM Estate to Harrison-Wyatt, LLC. (DB 613-81)			
<u>Tract #1H- 0.15 acres</u>			
<u>COAL OWNERSHIP</u>			
(1) Harrison-Wyatt, LLC P.O. Box 11000 Danville, VA 24543 (416 Acre Tract)	0.15 acres	0.2552%	n/a
<u>OIL & GAS OWNERSHIP</u>			
(1) Avery Barton and Deborah Barton, TE 1809 Old Grissom Creek Road Honaker, VA 24260	0.15 acres	0.2552%	n/a
** NOTE: In order to resolve the CBM conflict, by Deed dated 1/25/05, Ruby Mae Mitchell conveys an undivided one-half (1/2) interest in the CBM Estate to Harrison-Wyatt, LLC. (DB 613-76)			
<u>Tract #1J- 0.58 acres</u>			
Tract previously escrowed as a title conflict, there is no title conflict			
<u>COAL OWNERSHIP</u>			
(1) Harrison-Wyatt, LLC P.O. Box 11000 Danville, VA 24543 (416 Acre Tract)	0.58 acres	0.9867%	0.9959% Royalty Division Agreement
<u>OIL & GAS OWNERSHIP</u>			
(1) Pocahontas Gas LLC 1000 Consol Energy Drive Canonsburg, PA 15317-6506	0.58 acres	0.9867%	0.9959% Royalty Division Agreement
** NOTE: In order to resolve the CBM conflict, by Deed dated 5/18/12, CNX Gas Company LLC conveys an undivided one-half (1/2) interest in the CBM Estate to Harrison-Wyatt, LLC. (Instr# 120001064)			

Exhibit EE
Unit BG-98
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List of Respondents with Royalty Split Agreements/Court Orders/HB2058

	Acres in Unit	Percent of Unit	Percent of Escrow
<u>Tract #2 - 11.33 acres</u>			
<u>COAL OWNERSHIP</u>			
(1) Harrison-Wyatt, LLC P.O. Box 11000 Danville, VA 24543 <i>(951 Acre Tract)</i>	11.33 acres	19.2753%	<i>n/a</i>
<u>OIL & GAS OWNERSHIP</u>			
(1) Logan Hurley Hale (DOD 1/31/2019) <i>Prevailing plaintiff under Case No. 397-15</i> <i>By Instrument# 180000087, dated January 10, 2018, Logan Hale granted to Mary Elizabeth Wingold property containing 45.58 acres, being a portion of the lands owned by Logan Hale and identified as Lot A on plat entitled "A Family Division Survey For: Logan Hale, etc., dated 12/20/2017"</i>			
(1) Mary Elizabeth Wingold 202 S. Autumn Crest Place Taylors, SC 29687 <i>Represented by T. Shea Cook</i> <i>Final Order under Case No. 19-585, entered September 19, 2019, declared Logan Hale to have been sole owner of the subject tract in fee simple, eliminating a prior cloud on title regarding the heirs of Ira and Electa Hale. Mary Wingold became sole owner of the property contained in unit BG-98 in 2018 by the Instrument referenced above. All funds held in escrow prior to the conveyance to Mary Wingold are due to the Estate of Logan Hale.</i>	11.33 acres	19.2753%	38.9080% Court Order
Total Acreage Resolved		58.5360	
Total Percentage Resolved		99.5849%	

Exhibit J
Unit BG98 Escrow Account Reconciliation Summary
VGOB 06-0919-1714

CNX Deposit Information		
Check Date	Check Number	Total
12/10/2014	E000040316	\$37,645.46
12/22/2014	E000040678	\$494.90
1/20/2015	E000042496	\$456.80
2/19/2015	E000044523	\$441.11
3/19/2015	E000046325	\$359.19
4/21/2015	E000048241	\$333.39
5/20/2015	E000051037	\$314.04
6/23/2015	E000053029	\$210.67
7/20/2015	E000054982	\$231.03
8/24/2015	E000056971	\$273.65
9/22/2015	E000058889	\$292.52
11/24/2015	E000064809	\$230.52
12/21/2015	E000066698	\$94.87
1/21/2016	E000068463	\$61.30
2/22/2016	E000070373	\$82.28
3/22/2016	E000072357	\$102.21
4/20/2016	E000074315	\$81.42
5/23/2016	E000075971	\$47.46
6/22/2016	E000077793	\$40.13
7/21/2016	E000079516	\$56.89
8/23/2016	E000081322	\$54.11
9/22/2016	E000083262	\$120.39
10/24/2016	E000085130	\$101.50
11/21/2016	E000089299	\$108.98
12/21/2016	E000091007	\$117.65
1/24/2017	E000092823	\$115.96
2/22/2017	E000094750	\$167.66
3/22/2017	E000096366	\$225.82
4/24/2017	E000098038	\$154.54
5/23/2017	E000099669	\$134.98
6/21/2017	E000101314	\$126.28
7/21/2017	E000102961	\$130.58
8/24/2017	E000104654	\$127.35
9/20/2017	E000106265	\$122.45
10/23/2017	E000110654	\$115.91
11/21/2017	E000112089	\$111.94
12/21/2017	E000113610	\$112.55
1/23/2018	E000115277	\$128.09
2/21/2018	E000117153	\$168.07
3/21/2018	E000118997	\$198.04
4/20/2018	E000120893	\$187.01
5/21/2018	E000123815	\$217.86
6/21/2018	E000127820	\$19.40
7/20/2018	E000129092	\$124.72
8/23/2018	E000130400	\$126.64
9/21/2018	E000131751	\$137.91
10/23/2018	E000133840	\$129.30
11/21/2018	E000135141	\$126.25

Escrow Bank Data														
Date	Escrow Royalty Deposits	Income	\$ Mkt Int	CDARS Int	Fees	Distributions	Audit Costs	Corrections	Gain/Loss	Royalty Bonus	Total Int. and Fees	Bank Balance	Running Balance	Difference
													\$37,645.46	-\$37,645.46
12/31/2014	\$38,140.36		\$6.58								\$6.58	\$38,146.94	\$38,146.94	\$0.00
1/31/2015	\$456.80		\$9.35		(\$3.18)						\$6.17	\$38,609.91	\$38,609.91	\$0.00
2/28/2015	\$441.11		\$5.95		(\$3.22)						\$2.73	\$39,053.75	\$39,053.75	\$0.00
3/31/2015	\$359.19		\$6.50		(\$3.25)						\$3.25	\$39,416.19	\$39,416.19	\$0.00
4/30/2015	\$333.39		\$6.41		(\$3.28)						\$3.13	\$39,752.71	\$39,752.71	\$0.00
5/31/2015	\$314.04		\$6.64		(\$3.31)						\$3.33	\$40,070.08	\$40,070.08	\$0.00
6/30/2015	\$210.67		\$6.51		(\$3.34)						\$3.17	\$40,283.92	\$40,283.92	\$0.00
7/31/2015	\$231.03		\$6.76	\$0.00	(\$3.36)						\$3.40	\$40,518.35	\$40,518.35	\$0.00
8/31/2015	\$273.65		\$6.42		(\$3.38)	\$0.00	\$0.00	\$0.00			\$3.04	\$40,795.04	\$40,795.04	\$0.00
9/30/2015	\$292.52		\$9.57	\$1.99	(\$3.40)	\$0.00	\$0.00	\$0.00			\$8.16	\$41,095.72	\$41,095.72	\$0.00
10/31/2015	\$0.00		\$3.69	\$0.00	(\$3.42)	(\$23,059.88)	\$0.00	\$0.00			\$0.27	\$18,036.11	\$18,036.11	\$0.00
11/30/2015	\$230.52		\$2.96	\$0.00	(\$1.50)	\$0.00	\$0.00	\$0.00			\$1.46	\$18,268.09	\$18,268.09	\$0.00
12/31/2015	\$94.87		\$3.05	\$0.00	(\$1.52)	\$0.00	\$0.00	\$0.00			\$1.53	\$18,364.49	\$18,364.49	\$0.00
1/31/2016	\$61.30		\$3.05	\$0.00	(\$1.53)	\$0.00	\$0.00	\$0.00			\$1.52	\$18,427.31	\$18,427.31	\$0.00
2/28/2016	\$82.28		\$2.90	\$0.00	(\$1.54)	\$0.00	\$0.00	\$0.00			\$1.36	\$18,510.95	\$18,510.95	\$0.00
3/31/2016	\$102.21		\$3.06	\$0.00	(\$1.54)	\$0.00	\$0.00	\$0.00			\$1.52	\$18,614.68	\$18,614.68	\$0.00
4/30/2016	\$81.42		\$2.98	\$0.00	(\$1.55)	\$0.00	\$0.00	\$0.00			\$1.43	\$18,697.53	\$18,697.53	\$0.00
5/31/2016	\$47.46		\$3.12	\$0.00	(\$1.56)	\$0.00	\$0.00	\$0.00			\$1.56	\$18,746.55	\$18,746.55	\$0.00
6/30/2016	\$40.13		\$2.97	\$0.00	(\$1.56)	\$0.00	\$0.00	\$0.00			\$1.41	\$18,788.09	\$18,788.09	\$0.00
7/31/2016	\$56.89		\$3.10	\$0.00	(\$1.57)	\$0.00	\$0.00	\$0.00			\$1.53	\$18,846.51	\$18,846.51	\$0.00
8/31/2016	\$54.11		\$3.14	\$0.00	(\$1.57)	\$0.00	\$0.00	\$0.00			\$1.57	\$18,902.19	\$18,902.19	\$0.00
9/30/2016	\$120.39		\$3.08	\$0.00	(\$1.58)	\$0.00	\$0.00	\$0.00			\$1.50	\$19,024.08	\$19,024.08	\$0.00
10/31/2016	\$101.50		\$3.07	\$0.00	(\$1.59)	\$0.00	\$0.00	\$0.00			\$1.48	\$19,127.06	\$19,127.06	\$0.00
11/30/2016	\$108.98		\$3.07	\$0.00	(\$1.59)	\$0.00	\$0.00	\$0.00			\$1.48	\$19,237.52	\$19,237.52	\$0.00
12/31/2016	\$117.65		\$3.23	\$0.00	(\$1.60)	\$0.00		\$0.00			\$1.63	\$19,356.80	\$19,356.80	\$0.00
1/31/2017	\$115.96		\$3.12	\$0.00	(\$1.61)	\$0.00	\$0.00	\$0.00			\$1.51	\$19,474.27	\$19,474.27	\$0.00
2/28/2017	\$167.66		\$2.83	\$0.00	(\$1.62)	\$0.00	\$0.00	\$0.00			\$1.21	\$19,643.14	\$19,643.14	\$0.00
3/31/2017	\$225.82		\$3.20	\$0.00	(\$1.64)	\$0.00	\$0.00	\$0.00			\$1.56	\$19,870.52	\$19,870.52	\$0.00
4/30/2017	\$154.54		\$3.14	\$0.00	(\$1.66)	\$0.00	\$0.00	\$0.00			\$1.48	\$20,026.54	\$20,026.54	\$0.00
5/31/2017	\$134.98		\$3.31	\$0.00	(\$1.67)	\$0.00	\$0.00	\$0.00			\$1.64	\$20,163.16	\$20,163.16	\$0.00
6/30/2017	\$126.28		\$3.29	\$0.00	(\$1.68)	\$0.00	\$0.00	\$0.00			\$1.61	\$20,291.05	\$20,291.05	\$0.00
7/31/2017	\$130.58		\$3.35	\$0.00	(\$1.69)	\$0.00	\$0.00	\$0.00			\$1.66	\$20,423.29	\$20,423.29	\$0.00
8/31/2017	\$127.35		\$3.38	\$0.00	(\$1.70)	\$0.00	\$0.00	\$0.00			\$1.68	\$20,552.32	\$20,552.32	\$0.00
9/30/2017	\$122.45		\$3.30	\$0.00	(\$1.71)	\$0.00	\$0.00	\$0.00			\$1.59	\$20,676.36	\$20,676.36	\$0.00
10/31/2017	\$115.91		\$3.29	\$0.00	(\$1.72)	\$0.00	\$0.00	\$0.00			\$1.57	\$20,793.84	\$20,793.84	\$0.00
11/30/2017	\$111.94		\$3.29	\$0.00	(\$1.73)	\$0.00	\$0.00	\$0.00			\$1.56	\$20,907.34	\$20,907.34	\$0.00
12/31/2017	\$112.55		\$13.11	\$0.00	(\$1.74)	\$0.00	\$0.00	\$0.00			\$11.37	\$21,031.26	\$21,031.26	\$0.00
1/31/2018	\$128.09		\$21.86	\$0.00	(\$1.75)	\$0.00	\$0.00	\$0.00			\$20.11	\$21,179.46	\$21,179.46	\$0.00
2/28/2018	\$168.07		\$21.90	\$0.00	(\$1.76)	\$0.00	\$0.00	\$0.00			\$20.14	\$21,367.67	\$21,367.67	\$0.00
3/31/2018	\$198.04		\$27.53	\$0.00	(\$1.78)	\$0.00	\$0.00	\$0.00			\$25.75	\$21,591.46	\$21,591.46	\$0.00
4/30/2018	\$187.01		\$27.64	\$0.00	(\$1.80)	\$0.00	\$0.00	\$0.00			\$25.84	\$21,804.31	\$21,804.31	\$0.00
5/31/2018	\$217.86		\$31.57	\$0.00	(\$1.82)	\$0.00	\$0.00	\$0.00			\$29.75	\$22,051.92	\$22,051.92	\$0.00
6/30/2018	\$19.40		\$30.98	\$0.00	(\$1.84)	\$0.00	\$0.00	\$0.00			\$29.14	\$22,100.46	\$22,100.46	\$0.00
7/31/2018	\$124.72		\$34.10	\$0.00	(\$1.84)	\$0.00	\$0.00	\$0.00			\$32.26	\$22,257.44	\$22,257.44	\$0.00
8/31/2018	\$126.64		\$36.15	\$0.00	(\$1.85)	\$0.00	\$0.00	\$0.00			\$34.30	\$22,418.38	\$22,418.38	\$0.00
9/30/2018	\$137.91		\$36.34	\$0.00	(\$1.87)	\$0.00	\$0.00	\$0.00			\$34.47	\$22,590.76	\$22,590.76	\$0.00
10/31/2018	\$129.30		\$39.46	\$0.00	(\$1.88)	\$0.00	\$0.00	\$0.00			\$37.58	\$22,757.64	\$22,757.64	\$0.00
11/30/2018	\$126.25		\$41.27	\$0.00	(\$1.90)	\$0.00	\$0.00	\$0.00			\$39.37	\$22,923.26	\$22,923.26	\$0.00

Exhibit J
Unit BG98 Escrow Account Reconciliation Summary
VGOB 06-0919-1714

CNX Deposit Information		
Check Date	Check Number	Total
12/19/2018	E000136487	\$136.40
1/24/2019	E000137850	\$151.40
2/22/2019	E000139346	\$241.78
3/21/2019	E000140816	\$185.26
4/24/2019	E000142248	\$118.78
5/22/2019	E000143638	\$121.38
6/21/2019	E000145079	\$100.75
7/22/2019	E000146481	\$99.58
8/22/2019	E000148006	\$98.14
9/23/2019	E000149427	\$82.56
10/21/2019	E000150888	\$72.85
11/21/2019	E000152753	\$78.60
12/17/2019	E000154133	\$85.25
1/24/2020	3180000249	\$103.11
2/25/2020	318001368	\$96.07
3/25/2020	318002627	\$70.22
4/24/2020	318003956	\$58.16
5/22/2020	318005525	\$52.73
6/25/2020	318006723	\$24.27
7/24/2020	318007528	\$33.44
8/25/2020	318008589	\$28.78
9/25/2020	318009402	\$22.12
10/23/2020	318010254	\$44.40
11/25/2020	318014996	\$70.76
12/23/2020	318015917	\$50.88
1/25/2021	318017037	\$97.77
2/25/2021	318018343	\$109.50
3/25/2021	318019833	\$104.45
4/23/2021	318021194	\$111.40
5/25/2021	318022577	\$99.53
6/25/2021	318024170	\$83.05
7/23/2021	318025350	\$109.82
8/25/2021	318026952	\$112.93
9/24/2021	318028171	\$156.76
10/25/2021	318029861	\$33,113.56

Escrow Bank Data														
Date	Escrow Royalty Deposits	Income	\$ Mkt Int	CDARS Int	Fees	Distributions	Audit Costs	Corrections	Gain/Loss	Royalty Bonus	Total Int. and Fees	Bank Balance	Running Balance	Difference
12/31/2018	\$136.40		\$43.81	\$0.00	(\$1.91)	\$0.00	\$0.00	\$0.00			\$41.90	\$23,101.56	\$23,101.56	\$0.00
1/31/2019	\$151.40		\$45.49	\$0.00	(\$1.93)	\$0.00	\$0.00	\$0.00			\$43.56	\$23,296.52	\$23,296.52	\$0.00
2/28/2019	\$241.78		\$57.13	\$0.00	(\$1.94)	\$0.00	\$0.00	\$0.00			\$55.19	\$23,593.49	\$23,593.49	\$0.00
3/31/2019	\$185.26		\$46.53	\$0.00	(\$1.97)	\$0.00	\$0.00	\$0.00			\$44.56	\$23,823.31	\$23,823.31	\$0.00
4/30/2019	\$118.78		\$12.48	\$0.00	(\$1.99)	\$0.00	\$0.00	\$0.00			\$10.49	\$23,952.58	\$23,952.58	\$0.00
5/31/2019	\$121.38		\$12.05	\$0.00	(\$2.00)	\$0.00	\$0.00	\$0.00			\$10.05	\$24,084.01	\$24,084.01	\$0.00
6/30/2019	\$100.75		\$11.87	\$0.00	(\$2.00)	\$0.00	\$0.00	\$0.00			\$9.87	\$24,194.63	\$24,194.63	\$0.00
7/31/2019	\$99.58		\$11.30	\$0.00	(\$2.02)	\$0.00	\$0.00	\$0.00			\$9.28	\$24,303.49	\$24,303.49	\$0.00
8/31/2019	\$98.14		\$10.06	\$0.00	(\$2.03)	\$0.00	\$0.00	\$0.00			\$8.03	\$24,409.66	\$24,409.66	\$0.00
9/30/2019	\$82.56		\$9.02	\$0.00	(\$2.03)	\$0.00	\$0.00	\$0.00			\$6.99	\$24,499.21	\$24,499.21	\$0.00
10/31/2019	\$72.85		\$9.59	\$0.00	(\$2.04)	\$0.00	\$0.00	\$0.00			\$7.55	\$24,579.61	\$24,579.61	\$0.00
11/30/2019	\$78.60		\$8.19	\$0.00	(\$2.05)	\$0.00	\$0.00	\$0.00			\$6.14	\$24,664.35	\$24,664.35	\$0.00
12/31/2019	\$85.25		\$9.29	\$0.00	(\$2.06)	\$0.00	\$0.00	\$0.00			\$7.23	\$24,756.83	\$24,756.83	\$0.00
1/31/2020	\$103.11		\$9.49	\$0.00	(\$2.06)	\$0.00	\$0.00	\$0.00			\$7.43	\$24,867.37	\$24,867.37	\$0.00
2/28/2020	\$96.07		\$8.77	\$0.00	(\$8.29)	\$0.00	\$0.00	\$0.00			\$0.48	\$24,963.92	\$24,963.92	\$0.00
3/31/2020	\$70.22		\$6.35	\$0.00	(\$8.32)	\$0.00	\$0.00	\$0.00			(\$1.97)	\$25,032.17	\$25,032.17	\$0.00
4/30/2020	\$58.16		\$4.11	\$0.00	(\$8.34)	\$0.00	\$0.00	\$0.00			(\$4.23)	\$25,086.10	\$25,086.10	\$0.00
5/31/2020	\$52.73		\$3.18	\$0.60	(\$8.36)	\$0.00	\$0.00	\$0.00			(\$4.58)	\$25,134.25	\$25,134.25	\$0.00
6/30/2020	\$24.27		\$3.29	\$1.22	(\$8.36)	\$0.00	\$0.00	\$0.00			(\$3.85)	\$25,154.67	\$25,154.67	\$0.00
7/31/2020	\$33.44		\$3.49	\$0.66	(\$3.92)	\$0.00	\$0.00	\$0.00			\$0.23	\$25,188.34	\$25,188.34	\$0.00
8/31/2020	\$28.78		\$3.50	\$2.49	(\$3.44)	\$0.00	\$0.00	\$0.00			\$2.55	\$25,219.67	\$25,219.67	\$0.00
9/30/2020	\$22.12		\$3.52	\$0.73	(\$3.99)	\$0.00	\$0.00	\$0.00			\$0.26	\$25,242.05	\$25,242.05	\$0.00
10/31/2020	\$44.40		\$3.60	\$0.71	(\$4.20)	\$0.00	\$0.00	\$0.00			\$0.11	\$25,286.56	\$25,286.56	\$0.00
11/30/2020	\$70.76		\$3.50	\$3.13	(\$6.32)	\$0.00	\$0.00	\$0.00			\$0.31	\$25,357.63	\$25,357.63	\$0.00
12/31/2020	\$50.88		\$3.66	\$0.71	(\$4.22)	\$0.00	\$0.00	\$0.00			\$0.15	\$25,408.66	\$25,408.66	\$0.00
1/31/2021	\$97.77		\$3.67	\$0.74	(\$4.40)	\$0.00	\$0.00	\$0.00			\$0.01	\$25,506.44	\$25,506.44	\$0.00
2/28/2021	\$109.50		\$3.52	\$0.34	(\$3.40)	\$0.00	\$0.00	\$0.00			\$0.46	\$25,616.40	\$25,616.40	\$0.00
3/31/2021	\$104.45		\$3.86	\$1.19	(\$3.84)	\$0.00	\$0.00	\$0.00			\$1.21	\$25,722.06	\$25,722.06	\$0.00
4/30/2021	\$111.40		\$3.64	\$0.81	(\$4.46)	\$0.00	\$0.00	\$0.00			(\$0.01)	\$25,833.45	\$25,833.45	\$0.00
5/31/2021	\$99.53		\$3.89	\$0.74	(\$4.56)	\$0.00	\$0.00	\$0.00			\$0.07	\$25,933.05	\$25,933.05	\$0.00
6/30/2021	\$83.05		\$4.08	\$1.64	(\$5.53)	\$0.00	\$0.00	\$0.00			\$0.19	\$26,016.29	\$26,016.29	\$0.00
7/31/2021	\$109.82		\$4.14	\$0.00	(\$4.16)	\$0.00	\$0.00	\$0.00			(\$0.02)	\$26,126.09	\$26,126.09	\$0.00
8/31/2021	\$112.93		\$4.22	\$0.00	(\$4.18)	\$0.00	\$0.00	\$0.00			\$0.04	\$26,239.06	\$26,239.06	\$0.00
9/30/2021	\$156.76		\$4.12	\$0.00	(\$4.03)	\$0.00	\$0.00	\$0.00			\$0.09	\$26,395.91	\$26,395.91	\$0.00
10/31/2021	\$33,113.56		\$9.82	\$0.00	(\$3.81)	\$0.00	\$0.00	\$0.00			\$6.01	\$59,515.48	\$59,515.48	\$0.00
Total											\$687.14			

Total Deposited	\$81,888.22
Interest and Fees	\$687.14
01 Disbursement	-\$23,059.88
Total	\$59,515.48
October 2021 First Bank and Trust balance	
	\$59,515.48
FB&T Difference	\$0.00

VIRGINIA: IN THE CIRCUIT COURT OF BUCHANAN COUNTY

CARSON AUSTIN

Plaintiff,

v.

MARTHA SUMMERFORD, *et al.*

Defendants.

Case No. 16-254

ORDER

This matter having come before the Court on a Motion for Summary Judgment by Martha Summerford, Barbara Compton, Alexander B. Hnarakis, Dennis Hnarakis, Aubry Hall, Bettina Crosby, Robert Leftwich, Melvin Leftwich, Shirley McDonald, by and through counsel, and joined by the conservators for Dorothy Harris, by and through counsel, (collectively, the “Leftwich Heirs”) and the Court having reviewed the written submissions of the parties and heard oral arguments of counsel, and for good cause shown, hereby **GRANTS** the Leftwich Heirs’ Motion for Summary Judgment and **ORDERS**:

1. Plaintiff Carson Austin (“Mr. Austin”) filed an Amended Complaint on January 30, 2017, seeking a declaratory judgment that he is the owner of certain gas rights on the property at issue and is the owner of all associated royalties held in escrow with the Virginia Gas and Oil Board (“VGOB”).
2. The Leftwich Heirs filed counterclaims seeking a declaratory judgment that they are the true and rightful owners of the gas estate at issue and all associated royalties whether held in the VGOB escrow account or held internally by gas operators. The Leftwich Heirs also

seek a final legal determination of ownership in accordance with § 45.1-361.22(5)(i) of the Code of Virginia.

3. The Leftwich Heirs filed a Motion for Summary Judgment seeking judgment in favor of their counterclaims and against Mr. Austin's claims.
4. Venue and jurisdiction are both proper in this Court.
5. The following facts are undisputed among the parties:

- a. The gas interests at issue were derived from William O. Leftwich.
- b. The Leftwich Heirs are the successors-in-interest to Mary A. Leftwich.
- c. Mr. Austin is the successor-in-interest to Mona Leftwich.
- d. The ownership dispute between Mr. Austin and the Leftwich Heirs is derived from a deed dated December 24, 1937 by and between Roland E. Chase as Special Commissioner and Mona Leftwich, recorded in the Clerk's Office of Buchanan County, Virginia in Deed Book 81, Page 582 (the "Deed").

6. The Deed conveyed property of Mary A. Leftwich to Mona Leftwich so described as:

FIRST: A tract of 200 acres of surface on the head waters of Russell Fork river, which was conveyed by William O. Leftwich, to said defendant, Mary A. Leftwich, by deed dated the 16th day of August, 1890...

SECOND: Three tracts of surface, containing 55 acres, 28 acres, 2 and 21 acres respectively, which is the same land assigned and allotted to said Mary A. Leftwich in the chancery cause of Jacob B. Hurt... the interest of said Mary A. Leftwich in and to the said two lots, tracts or parcels of land herein before described, being conveyed by this deed.

7. Mr. Austin alleges that the Deed contains a latent ambiguity, and/or that a mistake was made in the description of the property belonging to Mary A. Leftwich and that the parties to the Deed intended to convey all the property belonging to Mary A. Leftwich to Mona Leftwich, including the gas estate.

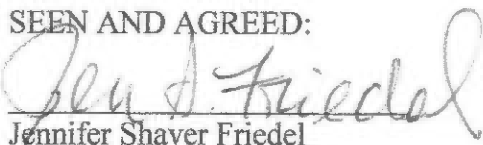
8. The Leftwich Heirs allege that the Deed is unambiguous and conveyed the surface only to Mona Leftwich.
9. There are no genuine issues of material fact between the parties' competing claims for ownership of the gas estate at issue.
10. The Court concludes that the arguments and authorities presented by the Leftwich Heirs are well founded and correct. The term "surface" can only be viewed as conveying the surface portion of the land. Accordingly, the Court finds that no ambiguity exists in the Deed and the Court must apply the plain language of the instrument.
11. The Leftwich Heirs further argue that if a mistake was made in the description of the property belonging to Mary A. Leftwich, such mistake was unilateral in nature and it is therefore improper for the Court to re-write the instrument.
12. The Court agrees and concludes that it is improper to re-write the Deed due to an alleged unilateral mistake.
13. The Deed is clear and unambiguous and it is therefore improper for the Court to look beyond the four corners of the Deed.
14. The Court holds that the Deed conveyed only the surface to Mona Leftwich and the Leftwich Heirs are the true and rightful owners of the gas interests issue.
15. The Leftwich Heirs are entitled to judgment in their favor as a matter of law.
16. The Court grants the Leftwich Heirs' Motion for Summary Judgment in full. This Order constitutes a judicial determination of ownership as between the parties pursuant to Virginia Code § 45.1-361.22(5)(i) and resolves in the Leftwich Heirs' favor all conflicting claims of ownership of the gas estate, including coalbed methane gas, between the parties.

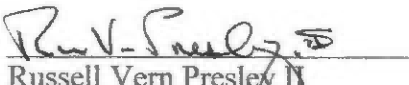
17. The Leftwich Heirs are entitled to receive all gas royalties held in the VGOB's escrow account or otherwise being withheld due to conflicting claims of ownership between the parties. The Leftwich Heirs are further entitled to receive all future gas royalties or other proceeds attributable to their gas interests in the property at issue.
18. There being nothing further at issue in this matter, the Court DISMISSES the above-captioned case, and it shall be stricken from the docket.
19. The Clerk is directed to forward a copy of this Order to all counsel of record.

SO ORDERED, this the 25th day of July, 2018.

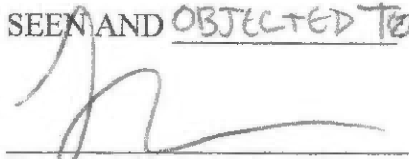

Honorable Patrick R. Johnson

SEEN AND AGREED:


Jennifer Shaver Friedel
Shaver Law Officer, PLLC
P.O. Box 11732
Blacksburg, Virginia 24062

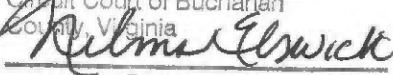

Russell Vern Presley II
Street Law Firm, LLP
P.O. Box 2100
Grundy, Virginia 24614

SEEN AND OBJECTED TO.


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

Trial Court ended as follows:

1. A question of fact remains as to the intent of the deed found at DB81, P582 based upon the surrounding circumstances
2. A latent ambiguity as to what was intended to be conveyed in DB81, P58 (surface or fee, less coal)

A Copy
Teste Beverly S. Tiller, Clerk
Circuit Court of Buchanan
County, Virginia

Deputy Clerk

VIRGINIA: IN THE CIRCUIT COURT OF BUCHANAN COUNTY

THE ESTATE OF LOGAN HALE,
BY JOHN HALE AND MARY WINGOLD, CO-ADMR.,

MARY WINGOLD,

JOHN HALE,

AND

JAMES HALE,

Plaintiffs,

v.

Civil Law No.: 19-585

BARRY KENT HALE,
Defendants.

FINAL ORDER

CAME ON THIS DATE, the Plaintiffs, by counsel, upon the Complaint previously filed herein requesting reformation, specific performance, and to quiet title; upon unsuccessful service of the Defendant at his last known address, subsequent duly advertised Order of Publication, the Defendant not appearing as noticed in the aforementioned advertised order of publication rendering him in default.

It appearing that the Plaintiffs, by counsel, filed with this court, on June 18, 2019 a Complaint requesting reformation of a deed dated October 15, 1975, and recorded at Deed Book 231, Page 289, and attached to the Complaint as Exhibit 3; that the heirs of Logan Hale and Electa Hale should have also joined in the aforementioned deed; that on November 26, 1975, each of the heirs, including the Defendant, with the exception of

Logan Hale was given a check in the amount of \$1,111.11 for their interest in the previously referenced land, a copy of each transacted check being attached to the complaint as Exhibit 4; that by deed recorded in the Buchanan County Circuit Court clerk's office as the instrument number 180000088, Logan Hale conveyed a portion of the subject property to John Hale; by deed recorded in the Buchanan County Circuit Court Clerk's office as instrument number 180000087 a portion to Mary Wingold and a portion by deed recorded in the Buchanan County Circuit Court Clerk's office as instrument number 180000094 to James Hale, a copy of each having been attached to the Complaint as Exhibit 5; despite receiving payment for their "share in land" the heirs of Logan and Electa Hale, including the Defendant, were not requested to endorse the October 15, 1975, conveyance to Plaintiff's predecessor in title, Logan Hale; that when Plaintiffs brought this issue to the attention of the children, and/or heirs at law, of Ira and Electa Hale in 2018, all of them, except for Defendant, signed a quit claim deed conveying any and all interest they may have in the property to Plaintiffs, a copy of each quit claim deed having been attached to the Complaint as Exhibit 6; that the refusal of Defendant to execute a like quit claim deed has created a cloud on the title to the subject land conveyed to the Plaintiffs as previously referenced; that based upon consideration of the circumstances described in the Complaint, taken as true by virtue of the Defendant being in default, the deed of conveyance dated October 15, 1975, and attached to the Complaint as Exhibit 3, should be reformed to reflect defendants, predecessor entitled to have signed said agreement in order to have given clear title to the same to Plaintiffs, predecessor and title, Logan Hale; that the omission of the Defendant from signing the previously referenced October 15, 1975, deed was a mutual mistake; that the Defendant, on October

15, 1975, entered into an agreement whereby Defendant was to convey his interest in the property to the Plaintiff's predecessor and title, Logan Hale, in exchange for the previously referenced cash payment; that Defendant failed to comply with their obligations under the agreement in that there was a failure to convey their interest in the property to Plaintiff's predecessor and title, Logan Hale; that because Defendant's performance involves the conveyance of real estate, Plaintiffs have no adequate remedy at law; and Plaintiff's predecessor and title have fully complied with their obligations under the agreement, and thus, all prerequisites for Defendant's performance under the agreement have been satisfied; that each Plaintiff is the owner in fee, including the gas estate, of each tract conveyed to them in those previously referenced deeds recorded in the Buchanan County Circuit Court; that Plaintiff Wingold's predecessor and title, Logan Hale, had previously been adjudged to be the owner of the gas estate, as well as an accumulated production royalties presently escrowed by the Virginia Oil and Gas Board, and on deposit with the board's escrow agent, by Order entered by this Court in Hale v. Harrison-Wyatt, LLC, civil case number 397-15 said Order being entered July 20, 2015; that the portion of land conveyed to Plaintiff Wingold by the previously referenced deed of conveyance recorded as instrument number 180000087 is that portion of land referenced in the previously referenced Order.

WHEREFORE, it appearing proper so to do, it is ADJUDGED, ORDERED and DECREED as follows:

1. The Defendant, Barry Kent Hale, is in default, resulting all factual allegations contained in the Complaint being taken as true.

2. The deed dated October 15, 1975, and recorded in the Buchanan County Circuit Court Clerk's office at Deed Book 231, page 289, and attached as Exhibit 3 to the Complaint, is to be taken as reformed so as to include Defendant as a grantor resulting in Logan Hale having been the sole owner of the subject tract and fee sample, and who's heirs and assigns are, thus, entitled to the quiet and peaceful possession of the same.

3. The Plaintiffs are granted specific performance of the previously referenced reformed deed of conveyance based upon Defendant's failure to comply with the terms of the agreement relative to the previously referenced deed.

4. Plaintiffs are the sole owners of the property referenced and conveyed in the instrument numbers 18000088, 18000087 and 18000094, in fee simple, and are thus entitled to the quiet and peaceful possession of the same.

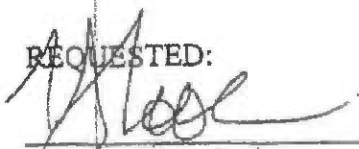
5. Plaintiff Wingold' tract is contained and located within Unit BG-98, and is the same tract of land referenced in the final order entered by this Court on July 20, 2015, in *Logan Hale v. Harrison-Wyatt, LLC*, Civil Case No.397-15.

It appearing nothing else to be done in this matter, the clerk is directed to strike the same from the active docket of the court.

Given under my hand this 18th day of September, 2019.


JUDGE

REQUESTED:


Terrence Shea Cook
Counsel for Plaintiffs

CERTIFICATION OF OFFICIAL RECORD

VA. CODE §§ 8.01-389, 8.01-391;
U.S. Const. art. IV, Sec. 1;
28 U.S.C. § 1738

Court File No. **CL19000585-00****BUCHANAN COUNTY**

Virginia, Circuit Court

Clerk's Attestation

I, the Clerk of this Court, attest that the annexed

**COPY OF AN ORDER ENTERED IN THE CASE OF: ESTATE OF LOGAN HALE BY JOHN HALE AND
MARY WINGOLD, CO-ADMIR., ET ALS VS BARRY KENT HALE DATED SEPTEMBER 18, 2019.**

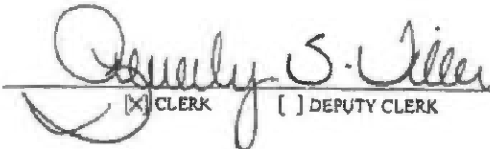
DESCRIPTION OF ORIGINAL RECORD OR COPY

☐ is an official record of this Court in my custody.☒ is a true, correct and complete copy of an official record of this Court in my custody and I am the custodian of that record.

Given under my hand the seal of this Court on

SEPTEMBER 19, 2019

DATE

By: ☒ CLERK☐ DEPUTY CLERK

(Seal)

BEVERLY S. TILLER

TYPED NAME OF CLERK

Judge's Certification

I, (a) (the) Judge of this Court, certify that the above attestation of the duly qualified Clerk of this Court, is in proper form, and that the signature thereto is genuine.

DATE

_____, Judge

TYPED NAME OF JUDGE

Clerks of Virginia Courts: When an original record or copy of a record is transmitted to another Va. Court, only the clerk's attestation is required. When either an original record or copy is transmitted to a court outside Virginia, both the clerk's attestation and the judge's certification are required.

Clerks of Other Courts: The above attestation, the affixing of the Court's seal, and the certificate meet the requirements of 28 U.S.C. § 1738, entitling the record so attested and certified to full faith and credit.

VIRGINIA: IN THE CIRCUIT COURT OF BUCHANAN COUNTY

LOGAN HALE,

Plaintiff

vs.

HARRISON-WYATT, LLC,

Defendant

Case No. 397-15

ORDER ENTERING JUDGMENT

Upon the joint motion of Plaintiff, Logan Hale 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 BG-98, Forced Pooling Supplemental Order, Entered March 29, 2013, Regarding Docket No. VGOB-06-0919-1714, Tract 2 of Exhibit A (pg. 6) to the order, 11.33 acres.

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

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 Property, 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 Property.

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, LLC and Plaintiff.

ENTER: This, the 20th day JULY, 2015.



MICHAEL L. MOORE, JUDGE

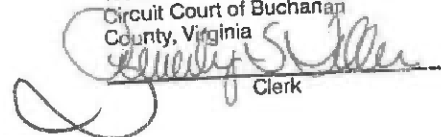
REQUESTED:


Counsel for Defendant, HARRISON-WYATT, LLC

SEEN AND AGREED:


Counsel for Plaintiffs, T. SHEA COOK, ESQ.

A Copy
Teste: Beverly S. Tiller, Clerk
Circuit Court of Buchanan
County, Virginia


Clerk

Name of Conflicting Claimant: Logan Hale

Unit: (Tract): BG-98 (Tract 2)

AFFIDAVIT PURSUANT TO VA. CODE § 45.1-361.22

1. Our names are Mary Wingold and John Hale, Co-Administrator of the Estate of Logan Hale, a copy of the Certificate of Qualification is attached.
2. We are over the age of eighteen and able to make the statements in this affidavit.
3. I am attaching a W-9 to this affidavit with my correct tax I.D. and address.
4. As of the date set forth below, the Estate of Logan Hale is the lawful owner of all the accumulated royalties relating to BG98 (Tract 2) thereto, regardless of held "in-house" or by the VGOB escrow agent, relative to the above referenced unit and tracts, and affirmed in the Order entered by the Buchanan County Circuit Court on July 20, 2015, and September 8, 2019, through to the date the tract was conveyed to Mary Wingold on January 10, 2018. A copies of which are attached.
5. Logan Hale passed away on January 31, 2019.
6. I swear and/or affirm that the information set forth above and in the attached W-9 is true and accurate.
7. Terrence Shea Cook is my authorized attorney in fact to receive for distribution on my behalf all funds held in escrow by the VGOB.

DATED this 15th day of October, 2019

Dated this 14th day of this month October
and year 2019

Mary Wingold
MARY WINGOLD

John Hale
Name:

Address: 9984 Helen Henderson Hwy
Honaker, Va. 24260

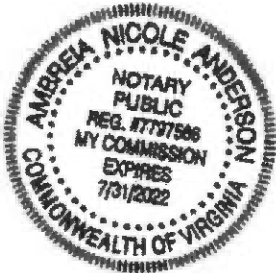
COMMONWEALTH OF VIRGINIA)
) to-wit:
CITY/COUNTY OF Burke)

On this 14th day of October 2019, appeared before me John Hale, who
being first duly sworn, stated that the foregoing is true and correct to the best of his knowledge,
information and belief.

Ambreia Anderson

Notary Public

My Commission Expires: July 31, 2022



Name: Mary Wingold
Address: 202 S. Autumn Crest Pl.
Taylors, SC 29687

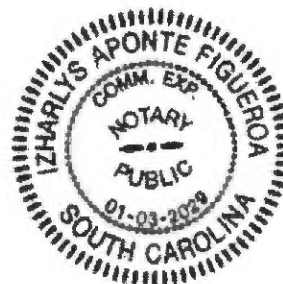
South
STATE OF ~~NORTH~~ CAROLINA)
) to-wit:
CITY/COUNTY OF Greenville)

On this 15th day of October 2019, appeared before me Mary E. Wingold, who
being first duly sworn, stated that the foregoing is true and correct to the best of his knowledge,
information and belief.

Charly Aponte Figueroa

Notary Public

My Commission Expires: 01-03-2029



Name of Conflicting Claimant: Mary Elizabeth Wingold

Unit: (Tract): BG98 (Tract 2)

AFFIDAVIT PURSUANT TO VA. CODE § 45.1-361.22

1. My name is Mary Elizabeth Wingold.
2. I am over the age of eighteen and able to make the statements in this affidavit.
3. I am attaching a W-9 to this affidavit with my correct social security number and current address.
4. As of the date set forth below, I am a lawful owner of the coalbed methane interests in the above referenced unit and tracts, and described or referenced in the attached Orders dated September 18, 2019, July 20, 2015, and the deed of conveyance dated January 10, 2018. A copy of each being attached
5. I 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 my authorized attorney in fact to receive for distribution on my behalf all funds held in escrow by the VGOB.

Dated this 15th day of this month October, 2019.

Mary E. Wingold
Name: Mary E. Wingold
Address: 2025 Autumn Crest Pl.
Taylors, SC 29687

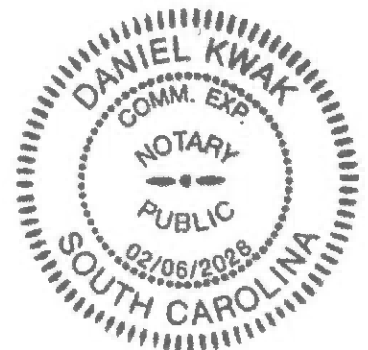
South Carolina
STATE OF ~~NORTH CAROLINA~~)
) to-wit:
CITY/COUNTY OF Greenville)

On this 15th day of October 2019, appeared before me Mary Elizabeth Wingold, who being first duly sworn, stated that the foregoing is true and correct to the best of his knowledge, information and belief.

[Signature]

Notary Public

My Commission Expires: 02/06/2028



T. SHEA COOK, P.C.

ATTORNEY AT LAW

2411 Second Street

Post Office Box 507

Richlands, Virginia 24641

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

tsheacook@yahoo.com

October 28, 2019

David Altizer
PO Box 30
Tazewell, VA 24651

Re: Logan Hale (BG-98, Tract 2)

Dear David:

I had previously requested CNX to petition for disbursement relative to the above referenced Unit/Tract. You provided a portion of a mineral abstract (Part VIII- Clouds on Title and Recommendations) identifying a cloud on title which I have endeavored to resolve.

1. On August 24, 1937, Electa Hale conveyed the subject property to "Ira Hale and the heirs of Ira and Electa". A copy of the deed is attached as Exhibit 1.
2. In October 15, 1975, Ira and his new wife Edna, conveyed the subject property to Logan Hale, and his wife Elizabeth. A copy of the deed is attached as Exhibit 2.
3. Elizabeth predeceased Logan, a copy of her death certificate is attached as Exhibit 3.
4. Ira and Electa had five (5) children. Lowell, Illene, Geneva, Carol, Curtis and Logan. Carol Hale passed away, leaving one heir (Katherine Overholt); Curtis passed away, his wife predeceasing him, and leaving three (3) heirs, namely Jackie Sue Hale, Barry Kent Hale and Patty Hale.
5. Each of the previously reference heirs, or their heirs, have signed over their interest in the subject property to Logan Hale, prior to his death, such that he was the sole owner of the land. The Quit-claim also waived any interest in any accumulated royalties. A copy of each deed is attached as Collective Exhibit 4.
6. Prior to his death, Logan Hale conveyed portions, constituting the entirety of the tract, to his three (3) children in the instrument numbers 180000088, 180000087 and 180000094. A copy of each deed is attached as Collective Exhibit 5.
7. Logan Hale passed away on January 31, 2019. A copy of the death certificate is attached as Exhibit 6. Elizabeth Wingold and John Hale qualified as Executor of his estate. A copy of the Certificate of Qualification is attached as Exhibit 7.

David Altizer
October 28, 2019
Page 2

8. A final order was entered by the Buchanan County Circuit Court on September 18, 2019. A copy is attached as Exhibit 8, declaring, *inter alia*, the following:

a. Logan Hale was the sole owner of the land referenced in Buchanan County Circuit Court, at Deed Book 231, Page 289;

b. Plaintiffs are the sole owners of the property referenced and conveyed on January 10, 2018 in the instrument numbers 180000088, 180000087 and 180000094.

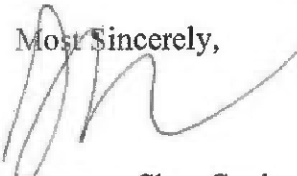
c. Plaintiff Wingold' tract (180000087) is contained and located within Unit BG-98, and is the same tract of land referenced in the final order entered by this Court on July 20, 2015, in *Logan Hale v. Harrison-Wyatt, LLC*, Civil Case No. 397-15. A copy of which is attached as Exhibit 9.

As a consequence of the entry of the order entered on September 18, 2019, and the various quit-claim deed, all of which are attached, it is requested that CNX file a petition for disbursement relative to Unit BG, Tract 12. All escrowed royalties which were accumulated prior to January 10, 2018, should be paid into his estate for distribution between his three (3) heirs, and all subsequent royalties, presently escrowed, as well as future royalties, be paid to Mary Wingold.

An Affidavit of Ownership have been executed on behalf of the Estate, as well as by Mary Wingold, individually. Copies of which have been attached as Exhibit 10.

Please contact me if you need any additional information.

Most Sincerely,



Terrence Shea Cook

TSC/crh

Encl.

Cc: Mary Wingold (w/encl.)
John Hale (w/encl.)

76/98

Electa Hale to Ira Hale
Locality: Big A Mountain
No. A. 50:68
Date: August 24, 1937
Recorded: August 31, 1937
Compared: Sept. 20, 1937

THIS DEED Made the 24 day of August, in the year 1937,

between ELECTA HALE, of the first part, and IRA HALE and their heirs, of the other part.

WITNESSETH: That in the consideration of the sum of Fifty Dollars, cash in hand paid, the receipt of which is hereby acknowledged, the said Electa Hale, party of the first part, doth grant, bargain and sell unto the said Ira Hale and their heirs, all that certain piece or parcel of land, tract No. one lying and being in Buchanan County, Virginia, in Hurricane District, on head waters

of Russell Fork of Big Sandy River, and on the North Side of Big A Mountain and bounded as follows, to wit:

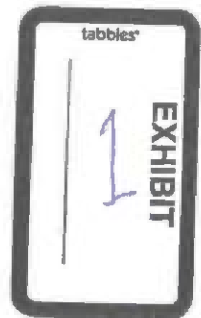
BEGINING at a chestnut oak on a hill side, S 17-1/2 W 7 poles to a chestnut oak on top of said spur, thence up the spur, S 32 E 56 poles to a stake in Clinchfield Coal Corporation line, thence with their line S 61 E 24 poles to a chestnut and white oak on a spur, S 2 E 23 poles to a chestnut and white oak gone near the top of the mountain S 53-1/2 E 26 poles to a double poplar and chestnut gone to Thompsons Hairs line, and with their line along the top of the mountain, N 41 E 14 poles to a white oak, N 20-1/2 E 30 poles to a poplar stump and water oak in the gap of the mountain, N 87 E 23 poles to a white oak, N 64-1/2 E 38 poles to a chestnut and water oak, thence leaving the top of the mountain N 47-1/2 W 74 poles to a stake near a chestnut near a laural bed, S 86 W 106 poles to the BEGINING corner, containing 50 fifty acres, be the same more or less.

Then tract No. two bounded and discribed as follows:

BEGINING at a corner made in the Saddle Cap Ridge, in the original survey, a corner to Logan Compton, with his lines S 12 W 21 poles to a beach stump at a branch, N 88 W 23 poles to a stone planted on north bank of state road, S 30-1/4 W 31-1/2 poles to a stone planted on west bank of state road, thence S 23-1/2 E 17-1/4 poles to a poplar on west bank of Bearwallow Branch, S 27-1/2 W 51-1/4 poles to a stake in the R. J. Compton line, and with his line up a spur, S 87 W 9-1/4 poles to a chestnut oak on top of spur; thence up said spur, S 22-1/2 W 63 poles to Cleve Smith's line, corner on top of a spur and with his line, N 69 W 9 poles to a chestnut on said spur, N 46 poles to a double chestnut oak, N 10 W 20 poles to a chestnut oak on a clift, N 15 W 18 poles to 3 chestnut pointers, N 59 W 23 poles to a white oak, N 47 W 23 poles to a chestnut down, N 8-1/2 W 24 poles to a black oak; N 17-1/2 E 18 poles to a bunch of chestnut sprouts, on west bank of state road, thence with said road, N 40-1/4 W 19-1/4 poles to a station in said road, N 62 W 38-1/4 poles to a corner to Johnson Hurt and Boss Harris line, and with Harris line leaving said road, N 47 E 58 poles to a bunch of chestnut sprouts on top of Saddle Cap Ridge, then up said ridge, S 88 E 30 poles to a chestnut oak and sourwood, a corner to Johnson Hurt, and with his line S 60 E 50 poles to a chestnut oak and four chestnuts, N 65 E 28 poles to a chestnut and sourwood, S 59 E 16 poles to a chestnut, S 12 W 14 poles to a black oak, S 28 E 10 poles to two black oaks, S 77 E 22 poles to the BEGINING corner, containing 68 sixty eight acres, be the same, more or less.

And Electa Hale, party of first part also agrees for Ira Hale and their heirs to have all her entire intrest in all undevided heirship land.

And Electa Hale do covenant that she will warrant generally the property hereby conveyed; that she has the right to convey the said land to the said Ira Hale and their heirs; that the said Ira Hale and their heirs shall have quiet possession of said land free from all encoubrances; that they will execute all such other assurances as may be requisite, and that they have done no act to encumber the same.



Witness the following signature and seal:

Electa Hale

(SEAL)

VIRGINIA, BUCHANAN COUNTY, TO-WIT:

I, Ira J. Owens, a Justice of the Peace in and for the County aforesaid, in the State of Virginia, do certify that Electa Hale, whose name is signed to the foregoing Deed, bearing date on the 24 day of August, 1937, has acknowledged the same before me in my county aforesaid.

Given under my hand, this 24 day of August, 1937.

Ira J. Owens,
Justice of the Peace.

VIRGINIA, BUCHANAN COUNTY, to-wit:

In the Clerk's Office of the County and State aforesaid, the 31st day of August, 1937, at 8:15 O'Clock A. M., the foregoing writing was presented and admitted to record, together with the annexed certificate of acknowledgment recorded in Deed Book No. 78, page 98.

TESTE: A. H. COFF, CLERK

BY Elmer L. Sawyer DEPUTY CLERK.

W. M. Ratliff
Location Levisa River
No. Acres 80.1 Cont. 1.10
Date Feb. 18 1937
Recorded Sept. 1 1937
Compared Sept. 20 1937

THIS INDENTURE made this 18 day of Feb., 1937, by and between F. M. RATLIFF (SINGLE) and W. A. STREET and FRANKIE MAE STREET, his wife, of the County of Buchanan, in the State of Virginia, parties of the first part, and APPALACHIAN ELECTRIC POWER CO., a corporation organized and existing under the laws of the State of Virginia, party of the second part.

WITNESSETH: That for and in consideration of the sum of One and No/100 Dollars, and other valuable consideration in hand paid to the parties of the first part by the party of the second part, the receipt of which is hereby acknowledged, said parties of the first part hereby grant, bargain, sell, convey, and warrant, to the party of the second part, its successors and assigns, a right of way and easement with the right, privilege and authority to said party of the second part, its successors, assigns, lessees and tenants to construct, erect, operate and maintain a line or lines for the purpose of transmitting electric or other power and a telegraph or telephone line or lines, in, on, along, over, through, or across the following described lands situated in Garden District in the County of Buchanan, in the State of Virginia, and on or near the waters of Levisa River, to-wit:

BEGINNING at a point in the center line of Levisa River, a line of the boundary of lands of Yukon Pocahontas Coal Company, et als; under lease to Oakwood Smokeless Coal Corporation; thence in a northeasterly direction 89.1 feet to a point on the northerly side of a street; thence in three directions as follows: the first, in a northwesterly direction along said street 210.8 feet to a point; the second, in a northeasterly direction 135.7 feet, crossing to a point on the northerly side of

EXHIBIT

2

the second part that they will warrant generally the title to the property hereby conveyed; that they have the right to convey same; that they have done no act to encumber said property; that parties of the second part shall have quiet and peaceable possession of said property, free from encumbrances; and that they will execute with other and further assurances of title as may be requisite.

WITNESS the following signatures and seals.

Johnny Lewis Stout (SEAL)

Barbara Stout (SEAL)

STATE OF VIRGINIA,

COUNTY OF SUTHERLAND, to-wit:

The foregoing instrument was acknowledged before me this 8 day of October, 1975, by Johnny Lewis Stout and Barbara Stout, his wife.

(GLENN B. COLE)
(NOTARY PUBLIC)
(SUTHERLAND CO., VA.)

Glenn B. Cole
NOTARY PUBLIC

My commission expires: 4-18-78.

VIRGINIA: In the Clerk's office of the Circuit Court of Buchanan County, October 18, 1975. This instrument was this day received in said office, and upon the certificate of acknowledgment thereto annexed, admitted to record at 10:30 o'clock A.M., after payment of \$1.00 State tax imposed by Sec. 58-54.1(b) and recorded in Deed Book No. 231, page 288.

TESTE: JENNIFER L. LOCKY, CLERK

JENNIFER L. LOCKY, DEPUTY CLERK

THIS DEED, made this the 18th day of October, 1975, by and between IRA HALE and EDNA B. HALE, his wife, parties of the first part, and LOUIS HALE and ELIZABETH HALE, husband and wife, parties of the second part.

WITNESSETH: THAT for and in consideration of TEN DOLLARS (\$10.00), cash in hand paid, and other good and valuable consideration, the receipt of all of which is hereby acknowledged, by the parties of the first part, the said parties of the first part hereby grant, bargain, sell and convey, with General Warranty, and English Covenants of Title, unto the parties of the second part all of their right, title and interest in and to those two (2) tracts or parcels of land lying and being in the Harrisonburg Magisterial District, of Buchanan County, Virginia, on the north side of Big B Mountain and being the same and identical tracts of land, described in the Deed to the said Ira Hale by Edna Hale, who was his spouse on the date of the said Deed, which Deed was dated on the 24th day of August, 1937, and which Deed is of

RECEIVED AND FILED
18th day of June 20 19
11:30 o'clock AM
Beverly S. Tiller Clerk
Circuit Court of Buchanan
County, Virginia
Beverly S. Tiller

in Deed Book 76, page 96, to which reference is hereby made.

The tracts of land conveyed herein are described as follows:

TRACT NO. 1: as bounded as follows, to-wit: Beginning at a chestnut oak on a hill side S 17 1/2 W 7 poles to a chestnut oak on top of said spur, thence up the spur S 33 E 56 poles to a stake in Clinchfield Coal Corporation line, thence with their line S 61 E 24 poles to a chestnut and white oak on a spur, E 2 E 23 poles to a chestnut and white oak gone near the top of the mountain S 53 1/2 E 26 poles to a double poplar and chestnut gone to Thompsons Heirs line, and with their line along the top of the mountain W 41 E 14 poles to a white oak, W 20 1/2 E 30 poles to a poplar stump and water oak in the Gap of the mountain, N 87 E 23 poles to a white oak, N 64 1/2 E 28 poles to a chestnut and water oak, thence leaving the top of the mountain N 49 1/2 W 74 poles to a stake near a chestnut near a Laurel bed, E 36 W 106 poles to the beginning corner, containing 50 (fifty) acres be the same more or less.

TRACT NO. 2: as bounded as follows, to - wit: Beginning at a corner made in the Saddle Gap Ridge, in the original survey a corner to Logan Compton, with his lines S 12 W 28 poles to a bench stump at a branch, N 88 W 23 poles to a stone planted on north bank of state road S 30 1/2 W 31 1/2 poles to a stone planted on west bank of state road, thence S 23 1/2 E 17 1/2 poles to a poplar on west bank of Bearwallow Branch, S 27 1/2 W 51 1/2 poles to a stake in the A. J. Compton line, and with his line up a spur S 87 W 8 1/2 poles to a chestnut oak on top of spur, thence up said spur S 22 1/2 W 53 poles to Cleve Smiths line, corner on top of a spur and with his line N 69 W 9 poles to a chestnut on said spur E 46 poles to a double chestnut oak N 16 W 30 poles to a chestnut oak on a cliff, W 15 W 18 poles to 3 chestnut pointers N 55 W 23 poles to a white oak, N 47 W 23 poles to a chestnut down, W 5 1/2 W 24 poles to a black oak, N 17 1/2 E 18 poles to a bunch of chestnut sprouts, on west bank of state road, thence with said road N 40 1/2 W 19 1/2 poles to a station in said road, E 62 W 38 1/2 poles to a corner to Johnson Hurt and Boss Harris line, and with Harris line leaving said road N 47 E 58 poles to a bunch of chestnuts sprouts on top of Saddle Gap ridge, then up said ridge S 88 E 30 poles to a chestnut oak and sourwood a corner to Johnson Hurt, and with his line S 60 E 50 poles to a chestnut oak and four chestnuts, N 95 E 28 poles to a chestnut and sourwood S 59 E 16 poles to a chestnut S 12 W 14 poles to a black oak S 28 E 10 poles to two black oaks, E 77 E 22 poles to the beginning corner, containing 68 (sixty eight) acres be the same more or less.

WITNESS the following signatures and seals.

Ira Hale (SEAL)

Edna S. Hale (SEAL)

STATE OF VIRGINIA.

COUNTY OF BUCHANAN, to-wit:

The foregoing Deed, made this the 15th day of October, 1975, acknowledged before me on this the 15th day of October, 1975, by Ira Hale and Edna S. Hale, his

My commission expires on June 21, 1978.

Edward W. Baker
NOTARY PUBLIC

WITNESSETH: In the Clerk's office of the Circuit Court of Buchanan County, October 15, 1975. This instrument was this day received in said office, and upon the certificate of acknowledgment thereto annexed, admitted to record at 11:30 o'clock A.M. after payment of \$0.50 State tax imposed by Sec. 58-54.1(b) and recorded in Deed Book No. 121, page 289.

TESTE: JENNINGS L. LUCKEY, CLERK

BY *Paul L. Skyles*, DEPUTY CLERK

THIS DEED, made and entered into on the 15th day of October, 1975, by and between ELLIS SNOWBRIDGE and ALMA DEE SNOWBRIDGE, his wife, parties of the first part, and WILLIAM L. ENCARDIO and HANNA LORE IDA ENCARDIO, husband and wife, as tenants by the entireties with right of survivorship as at common law, parties of the second part:

WITNESSETH: THAT for and in consideration of the sum of \$8,500.00, cash in hand paid, the receipt of which is hereby acknowledged, the parties of the first part hereby bargain, sell, grant and convey unto the said William L. Encardio and Hannalore Ida Encardio, husband and wife, parties of the second part, as tenants by the entireties with right of survivorship as at common law, that certain tract or parcel of land, situate on Kennel Branch, a tributary of the Levine River, in Buchanan County, Virginia, in Garden Magisterial District, said land being more particularly described as follows: BEGINNING at a stake in the upper line of Kennel Street opposite the corner between Lots 57 and 58, as shown and designated on Map Property of A.M. Hale, Oakwood, Virginia, 11-18-1917, Scale 1" = 100', which map or plat is recorded in the Clerk's office for the Circuit Court of Buchanan County, Virginia, in Plat Book No. 2, page 51, a corner to said street and to the hillside with their line to a red oak on top of the hill, then down the hill to the main ridge with the center of ridge to a rock on a spur of the hill, then to Ivory Mill; thence down the hillside with the line to the upper line of Kennel Street to the BEGINNING: containing 15 acres, more or less, however, it is expressly noted that this above description includes the full acre tract conveyed by deed dated May 14, 1974, from the parties of the first part to the parties of the second part and recorded May 23, 1974, in the Clerk's office of the Circuit Court of Buchanan County, Virginia, in Deed Book No. 121, page 281, it being the wish of both parties that the parties of the second part now have and will

CERTIFICATION OF VITAL RECORD

EXHIBIT

3

COMMONWEALTH OF VIRGINIA

DEPARTMENT OF HEALTH - DIVISION OF VITAL RECORDS
COMMONWEALTH OF VIRGINIA - CERTIFICATE OF DEATH
DEPARTMENT OF HEALTH - DIVISION OF VITAL RECORDS - RICHMOND

DIVISION OF RECORDS		REGISTRATION AREA NUMBER 195	CERTIFICATE NUMBER 263	STATE FILE NUMBER 90-033602
1. FULL NAME OF DECEASED (first) (middle) (last) ELIZABETH NMN HALE		2. SEX male ☐ female ☒		
3. DATE OF DEATH (mo.) (day) (year) September 19, 1990		4. AGE 65 years		5. DATE OF BIRTH (mo.) (day) (year) February 21, 1925
6. NAME OF HOSPITAL OR INSTITUTION OF DEATH (if none, so state) Johnston Memorial Hospital		7. DOA ☐ Out Pat Emer ☐ Inpatient ☒		8. COUNTY OF DEATH (if independent city, leave blank) Washington
9. CITY OR TOWN OF DEATH Abingdon		10. STREET ADDRESS OR RT. NO. OF PLACE OF DEATH 351 North Court Street		
11. STATE (OR FOREIGN COUNTRY) OF DECEASED'S RESIDENCE Virginia		12. COUNTY OF DECEASED'S RESIDENCE (if independent city, leave blank) Buchanan		
13. CITY OR TOWN OF RESIDENCE Council		14. STREET ADDRESS OR RT. NO. OF RESIDENCE State Route 80		ZIP CODE 24260
15. NAME OF DECEASED'S FATHER Elkanah Compton		16. MAIDEN NAME OF DECEASED'S MOTHER Cora Taylor		
17. RACE OF DECEASED White		18. OF HISPANIC ORIGIN? (If yes, specify Cuban, Mexican, Puerto Rican, etc.) ☒ no ☐ yes		19. EDUCATION (Specify only highest grade completed) Elementary/Secondary (1-12) 12 College (1-4 or 5+) 4
20. CITIZEN OF WHAT COUNTRY USA		21. BIRTHPLACE (state or country) West Virginia		22. NEVER MARRIED ☐ DIVORCED ☐ MARRIED ☒ WIDOWED ☐
23. SOCIAL SECURITY NUMBER 227-40-8490		24. USUAL OR LAST OCCUPATION School Teacher		25. KIND OF BUSINESS OR INDUSTRY Council Elementary School
26. PART I. Enter the diseases, injuries, or complications that caused the death. Do not enter the mode of death: sudden asphyxia or respiratory arrest, shock, or heart failure. List only one cause on each line. IMMEDIATE CAUSE (Final disease or condition resulting in death) → (A) Myocardial Rupture Sequentially list conditions, if any, leading to immediate cause. Enter UNDERLYING CAUSE (Disease or injury that initiated events resulting in death) LAST (B) Acute Myocardial Infarction (C) Atherosclerotic Heart Disease PART II. Other significant conditions contributing to death but not resulting in the underlying cause given in Part I. Hypertension		27. IF MARRIED OR WIDOWED: NAME OF SPOUSE (if divorced, leave blank) Logan H. Hale		28. INTERVAL BETWEEN ONSET AND DEATH Acute 20 hours 710 years
29. IF FEMALE, WAS THERE A PREGNANCY IN PAST 3 MONTHS? yes ☐ no ☒ unknown ☐		30. IF EXTERNAL CAUSE, IT WAS PRIMARY ☐ CONTRIBUTING ☐ TO CAUSE OF DEATH		31. DESCRIBE HOW INJURY RELATING TO DEATH OCCURRED
32. TIME OF INJURY (mo.) (day) (year) A.M. P.M.		33. INJURY OCCURRED while ☐ at work ☐		34. PLACE OF INJURY (home, farm, factory, street, office bldg., etc.) 28b. (city or town) (county) (state)
28c. To the best of my knowledge, death occurred at 3:10 (p.m.) on the date and place and from the cause(s) stated.				
ACTUAL SIGNATURE Adam Sternberg		DATE SIGNED 9/19/90		
NAME OF ATTENDING PHYSICIAN (Type or Print) Adam Sternberg		ADDRESS OF ATTENDING PHYSICIAN Abingdon, Va		
35. BURIAL REMOVAL CREMATION ☒ ☐ ☐		36. PLACE OF BURIAL REMOVAL, ETC. (name of cemetery or crematory) (city or county) (state) Ira Hale Cemetery-Council, Virginia		
37. Signature of funeral director or person legally filing this certificate Robert R. Bennett		NAME OF FUNERAL HOME AND ADDRESS Honaker Funeral Home P.O. Box 1620 Honaker, Virginia 24260		
38. Signature of registrar Kathy Rhody		DATE RECORD FILED 9-24-90		
RESERVED FOR REGISTRAR'S USE This is to certify that this is a true and correct reproduction or abstract of the official record filed with the Virginia Department of Health, Richmond, Virginia.				

DATE ISSUED

NOV 17 1999

Deborah Little-Bowser
Deborah Little-Bowser, State Registrar

Do not accept unless on security paper with seal of Vital Statistics clearly embossed, Section 32.1-272, Code of Virginia, as amended.

VS 15B

1800019



This Deed was prepared by:
T. Shea Cook, P.C.
Attorney At Law
2411 Second Street
Richlands, Virginia 24641
VSB#34832

Tax Map Number: Z HH129001

THIS DEED OF GIFT, exempt from recordation taxes pursuant to the provisions of Va. Code Ann.58.1-811(D), as amended, made and entered into this the 11 day of October, 2018, by and between Jackie Sue Moon, party of the first part, and LOGAN HALE, party of the second part.

WITNESSETH:

THAT, for and in consideration of the love and affection of the party of the first part for the party of the second part, with no money having exchanged hands, the party of the first part do hereby grant, give and convey, ALL interest they have in those two (2) tracts of real property lying and being in the Hurricane District of Buchanan County, Virginia, as well as any royalties, rents and profits which have been previously generated by the two (2) tracts and any estate of the same, conveyed to the party of the second part by deed of conveyance dated October 15, 1975, from Ira Hale and Edna B. Hale, and recorded at Deed Book 231, Page 289, in the Buchanan County Circuit Court Clerk's Office, reference to such deed is hereby made for a more particular description of the real estate hereby conveyed.

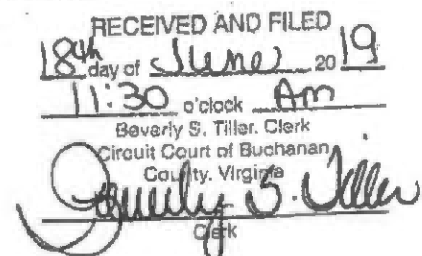
This conveyance is expressly subject to and beneficiary of any and all easements, restrictions and reservations of record in the aforesaid Clerk's Office to the extent the same may lawfully apply to the property hereby conveyed.

Witnesses the following signature and seal:

Jackie Sue Moon

THIS DEED WAS PREPARED WITHOUT A SURVEY OR A TITLE EXAMINATION

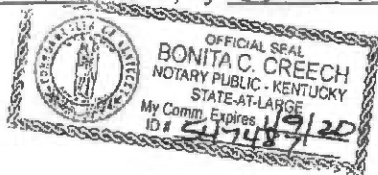
Page 1 of 2



180001946

STATE OF Ky,
COUNTY OF Jessamine, to-wit:

The foregoing instrument was acknowledged before me this 11th day of
Oct., 2018, by Jackie S Moon.



Bonita C Creech
NOTARY PUBLIC

My commission expires: 1/9/20

INSTRUMENT 180001946
RECORDED IN THE CLERK'S OFFICE OF
BUCHANAN COUNTY CIRCUIT COURT ON
DECEMBER 11, 2018 AT 10:40 AM
BEVERLY S. TILLER, CLERK
RECORDED BY: CXE

THIS DEED WAS PREPARED WITHOUT A SURVEY OR A TITLE EXAMINATION

Page 2 of 2

190000034

This Deed was prepared by:
T. Shea Cook, P.C.
Attorney At Law
2411 Second Street
Richlands, Virginia 24641
VSB#34832

Tax Map Number: 2 HH 12.9001

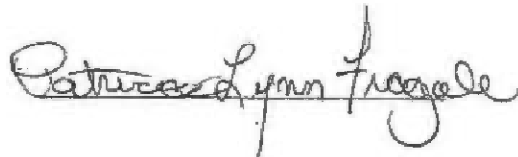
THIS DEED OF GIFT, exempt from recordation taxes pursuant to the provisions of Va. Code Ann. 58.1-811(D), as amended, made and entered into this the 2nd day of January, 2019, by and between Patricia Lynn Fragale, party of the first part, and LOGAN HALE, party of the second part.

WITNESSETH:

THAT, for and in consideration of the love and affection of the party of the first part for the party of the second part, with no money having exchanged hands, the party of the first part do hereby grant, give and convey, ALL interest they have in those two (2) tracts of real property lying and being in the Hurricane District of Buchanan County, Virginia, as well as any royalties, rents and profits which have been previously generated by the two (2) tracts and any estate of the same, conveyed to the party of the second part by deed of conveyance dated October 15, 1975, from Ira Hale and Edna B. Hale, and recorded at Deed Book 231, Page 289, in the Buchanan County Circuit Court Clerk's Office, reference to such deed is hereby made for a more particular description of the real estate hereby conveyed.

This conveyance is expressly subject to and beneficiary of any and all easements, restrictions and reservations of record in the aforesaid Clerk's Office to the extent the same may lawfully apply to the property hereby conveyed.

Witnesses the following signature and seal:



THIS DEED WAS PREPARED WITHOUT A SURVEY OR A TITLE EXAMINATION

Page 1 of 2

190000034

STATE OF West Virginia,
COUNTY OF Kanawha, to-wit:

The foregoing instrument was acknowledged before me this 2nd day of
January, 2019, by Paula G. Coleman


Official Seal
Notary Public, State of West Virginia
Paula G. Coleman
72 Waterview Lane
Elkhorn, WV 26031
My Commission Expires October 18, 2023
My commission expires: 10-18-2023

Paula G. Coleman
NOTARY PUBLIC

INSTRUMENT 190000034
RECORDED IN THE CLERK'S OFFICE OF
BUCHANAN COUNTY CIRCUIT COURT ON
JANUARY 10, 2019 AT 08:53 AM
BEVERLY S. TILLER, CLERK
RECORDED BY: CXE

THIS DEED WAS PREPARED WITHOUT A SURVEY OR A TITLE EXAMINATION

Page 2 of 2

180001945

This Deed was prepared by:
T. Shea Cook, P.C.
Attorney At Law
2411 Second Street
Richlands, Virginia 24641
VSB#34832

Tax Map Number: 2 44 12 9001

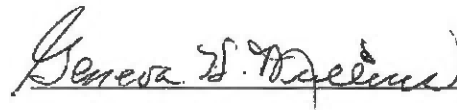
THIS DEED OF GIFT, exempt from recordation taxes pursuant to the provisions of Va. Code Ann.58.1-811(D), as amended, made and entered into this the 28th day of July, 2018, by and between Geneva Hale Mullins, party of the first part, and LOGAN HALE, party of the second part.

WITNESSETH:

THAT, for and in consideration of the love and affection of the party of the first part for the party of the second part, with no money having exchanged hands, the party of the first part do hereby grant, give and convey, ALL interest they have in those two (2) tracts of real property lying and being in the Hurricane District of Buchanan County, Virginia, as well as any royalties, rents and profits which have been previously generated by the two (2) tracts and any estate of the same, conveyed to the party of the second part by deed of conveyance dated October 15, 1975, from Ira Hale and Edna B. Hale, and recorded at Deed Book 231, Page 289, in the Buchanan County Circuit Court Clerk's Office, reference to such deed is hereby made for a more particular description of the real estate hereby conveyed.

This conveyance is expressly subject to and beneficiary of any and all easements, restrictions and reservations of record in the aforesaid Clerk's Office to the extent the same may lawfully apply to the property hereby conveyed.

Witnesses the following signature and seal:



THIS DEED WAS PREPARED WITHOUT A SURVEY OR A TITLE EXAMINATION

Page 1 of 2

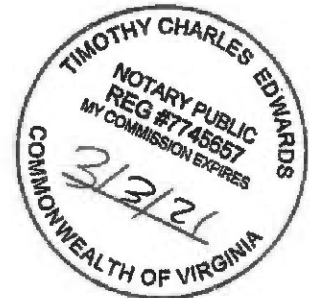
180001945

STATE OF Virginia,
COUNTY OF BUCHANAN, to-wit:

The foregoing instrument was acknowledged before me this 21 day of
July, 2018, by GENEVA HALE MULLINS


NOTARY PUBLIC

My commission expires: 3/31/21



INSTRUMENT 180001945
RECORDED IN THE CLERK'S OFFICE OF
BUCHANAN COUNTY CIRCUIT COURT ON
DECEMBER 11, 2018 AT 10:38 AM
BEVERLY S. TILLER, CLERK

THIS DEED WAS PREPARED WITHOUT A SURVEY OR A TITLE EXAMINATION
RECORDED BY: CXE

180001944

This Deed was prepared by:
T. Shea Cook, P.C.
Attorney At Law
2411 Second Street
Richlands, Virginia 24641
VSB#34832

Tax Map Number: 244129001

THIS DEED OF GIFT, exempt from recordation taxes pursuant to the provisions of Va. Code Ann.58.1-811(D), as amended, made and entered into this the 19 day of OCTOBER, 2018, by and between Katherine Overholt, party of the first part, and LOGAN HALE, party of the second part.

WITNESSETH:

THAT, for and in consideration of the love and affection of the party of the first part for the party of the second part, with no money having exchanged hands, the party of the first part do hereby grant, give and convey, ALL interest they have in those two (2) tracts of real property lying and being in the Hurricane District of Buchanan County, Virginia, as well as any royalties, rents and profits which have been previously generated by the two (2) tracts and any estate of the same, conveyed to the party of the second part by deed of conveyance dated October 15, 1975, from Ira Hale and Edna B. Hale, and recorded at Deed Book 231, Page 289, in the Buchanan County Circuit Court Clerk's Office, reference to such deed is hereby made for a more particular description of the real estate hereby conveyed.

This conveyance is expressly subject to and beneficiary of any and all easements, restrictions and reservations of record in the aforesaid Clerk's Office to the extent the same may lawfully apply to the property hereby conveyed.

Witnesses the following signature and seal:



THIS DEED WAS PREPARED WITHOUT A SURVEY OR A TITLE EXAMINATION

Page 1 of 2

180001944

STATE OF Ohio,
COUNTY OF Summit, to-wit:

The foregoing instrument was acknowledged before me this 19 day of
October, 2018, by KATHERINE OVERBOTT.

Phillip T. Gibson
NOTARY PUBLIC

My commission expires: April 5, 2021



PHILLIP T. GIBSON
Notary Public, State of Ohio
My Comm. Expires April 5, 2021
Recorded in Summit County

INSTRUMENT 180001944
RECORDED IN THE CLERK'S OFFICE OF
BUCHANAN COUNTY CIRCUIT COURT ON
DECEMBER 11, 2018 AT 10:38 AM
BEVERLY S. TILLER, CLERK
RECORDED BY: CXE

THIS DEED WAS PREPARED WITHOUT A SURVEY OR A TITLE EXAMINATION

Page 2 of 2

190000069

This Deed was prepared by:
T. Shea Cook, P.C.
Attorney At Law
2411 Second Street
Richlands, Virginia 24641
VSB#34832

Tax Map Number: 2HH129001

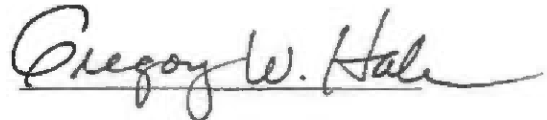
THIS DEED OF GIFT, exempt from recordation taxes pursuant to the provisions of Va. Code Ann.58.1-811(D), as amended, made and entered into this the 16th day of January, 2018, by and between Greg Hale, party of the first part, and **LOGAN HALE**, party of the second part.

WITNESSETH:

THAT, for and in consideration of the love and affection of the party of the first part for the party of the second part, with no money having exchanged hands, the party of the first part do hereby grant, give and convey, ALL interest they have in those two (2) tracts of real property lying and being in the Hurricane District of Buchanan County, Virginia, as well as any royalties, rents and profits which have been previously generated by the two (2) tracts and any estate of the same, conveyed to the party of the second part by deed of conveyance dated October 15, 1975, from Ira Hale and Edna B. Hale, and recorded at Deed Book 231, Page 289, in the Buchanan County Circuit Court Clerk's Office, reference to such deed is hereby made for a more particular description of the real estate hereby conveyed.

This conveyance is expressly subject to and beneficiary of any and all easements, restrictions and reservations of record in the aforesaid Clerk's Office to the extent the same may lawfully apply to the property hereby conveyed.

Witnesses the following signature and seal:



THIS DEED WAS PREPARED WITHOUT A SURVEY OR A TITLE EXAMINATION

Page 1 of 2

190000069

STATE OF MAINE,
COUNTY OF CUMBERLAND, to-wit:

The foregoing instrument was acknowledged before me this 16 day of
JANUARY, 2018, by GREGORY W. HALE.

T.H.P.
NOTARY PUBLIC

My commission expires: 2/17/19

TIMBERLY HARRINGTON
Notary Public, Maine
My Commission Expires February 17, 2019



INSTRUMENT 190000069
RECORDED IN THE CLERK'S OFFICE OF
BUCHANAN COUNTY CIRCUIT COURT ON
JANUARY 22, 2019 AT 04:42 PM
BEVERLY S. TILLER, CLERK
RECORDED BY: CXE

THIS DEED WAS PREPARED WITHOUT A SURVEY OR A TITLE EXAMINATION

180001947

This Deed was prepared by:
T. Shea Cook, P.C.
Attorney At Law
2411 Second Street
Richlands, Virginia 24641
VSB#34832

Tax Map Number: 2HH129001

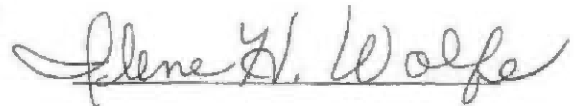
THIS DEED OF GIFT, exempt from recordation taxes pursuant to the provisions of Va. Code Ann.58.1-811(D), as amended, made and entered into this the 28th day of July, 2018, by and between Bessie Ilene HALE Compton Wolfe, party of the first part, and LOGAN HALE, party of the second part.

WITNESSETH:

THAT, for and in consideration of the love and affection of the party of the first part for the party of the second part, with no money having exchanged hands, the party of the first part do hereby grant, give and convey, ALL interest they have in those two (2) tracts of real property lying and being in the Hurricane District of Buchanan County, Virginia, as well as any royalties, rents and profits which have been previously generated by the two (2) tracts and any estate of the same, conveyed to the party of the second part by deed of conveyance dated October 15, 1975, from Ira Hale and Edna B. Hale, and recorded at Deed Book 231, Page 289, in the Buchanan County Circuit Court Clerk's Office, reference to such deed is hereby made for a more particular description of the real estate hereby conveyed.

This conveyance is expressly subject to and beneficiary of any and all easements, restrictions and reservations of record in the aforesaid Clerk's Office to the extent the same may lawfully apply to the property hereby conveyed.

Witnesses the following signature and seal:



THIS DEED WAS PREPARED WITHOUT A SURVEY OR A TITLE EXAMINATION

Page 1 of 2

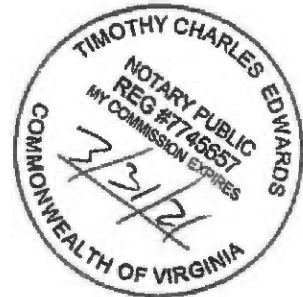
180001947

STATE OF Virginia,
COUNTY OF Buchanan, to-wit:

The foregoing instrument was acknowledged before me this 21 day of
July, 2018, by Bessie Irene Hale Compton Wolfe.


NOTARY PUBLIC

My commission expires: 3/31/21



INSTRUMENT 180001947
RECORDED IN THE CLERK'S OFFICE OF
BUCHANAN COUNTY CIRCUIT COURT ON
DECEMBER 11, 2018 AT 10:40 AM
BEVERLY S. TILLER, CLERK
RECORDED BY: CXE

THIS DEED WAS PREPARED WITHOUT A SURVEY OR A TITLE EXAMINATION

Page 2 of 2

190001455

This Deed was prepared by:
T. Shea Cook, P.C.
Attorney At Law
2411 Second Street
Richlands, Virginia 24641
VSB#34832

Tax Map Number: 2HH129001

THIS DEED OF CONVEYANCE, made and entered into this 3rd day of October, 2019, by and between **BARRY KENT HALE**, party of the first part, and **MARY WINGOLD, JOHN HALE** and **JAMES HALE**, parties of the second part, whose address is listed as 202 South Autumn Crest Pl, Taylors, SC 29687.

W I T N E S S E T H:

THAT, for and in consideration of one dollar, cash paid in hand, and other good and valuable consideration, the party of the first part does hereby grant, give and convey ALL interest they have in those two (2) tracts of real property lying and being in the Hurricane District of Buchanan County, Virginia, with an approximate value of \$29, 500 (twenty nine thousand and five hundred dollars) as well as any royalties, rents and profits which have been previously generated by the two (2) tracts and any estate of the same, conveyed to the party of the second part by deed of conveyance dated October 15, 1975, from Ira Hale and Edna B. Hale, and recorded in Deed Book 231, Page 289, in the Buchanan County Circuit Court Clerk's Office, reference to such deed is hereby made for a more particular description of the real estate hereby conveyed.

This conveyance is expressly subject to and beneficiary of any and all easements, restrictions and reservations of record in the aforesaid Clerk's Office to the extent the same may lawfully apply to the property hereby conveyed.

Witnesses the following signature and seals:

190001455

Barry Kent Hale
BARRY KENT HALE

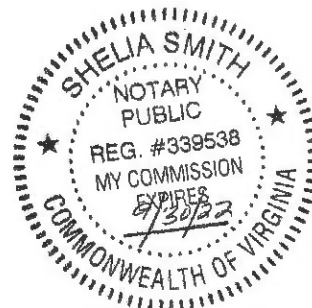
COMMONWEALTH OF VIRGINIA;

COUNTY OF TAZEWELL to-wit:

The foregoing instrument was acknowledged before me this 3rd day of October, 2019 by
BARRY KENT HALE.

Shelia Smith
NOTARY PUBLIC

My commission expires: 9/30/22



180000087

Prepared by:
 Kevin Tiller
 State Bar No. 38768
 Tiller & Tiller, P.C.
 P.O. Box 486
 Lebanon, VA 24266
 Tax Map No.: Portion of 2HH129078 and 2HH129001

THIS DEED OF GIFT, (exempt from recordation taxation pursuant to Section 58.1-811, Code of Virginia (1960), made and entered into this the 10th day of January, 2018, by and between LOGAN HALE, party of the first part, "GRANTOR", and MARY ELIZABETH WINGOLD, party of the second part, "GRANTEE", whose address is 2025. Autumn Crest Pl. Taylor, S.C. 29687

WITNESSETH:

THAT FOR AND In consideration of the desire to make this conveyance, the party of the first part has this day given, granted and conveyed, and by these presents does hereby give, grant and convey unto the party of the second part, with English Covenants and General Warranty of Title, all that certain parcel of land, with all improvements thereon and all appurtenances thereunto belonging, containing 45.58 acres, situate, lying and being in the Hurricane Magisterial District of Buchanan County, Virginia, identified as Lot A on plat entitled "A FAMILY DIVISION SURVEY FOR: LOGAN HALE, eto.", dated December 20, 2017, prepared by Jack Keen, Land Surveyor, a copy of which is of record as Instrument No. _____.

And being a portion of the property conveyed to Logan Hale and Elizabeth Hale, husband and wife, by deed dated October 15, 1975, of record in the Buchanan County

LAW OFFICES
 TILLER AND TILLER, P.C.
 P.O. Box 486
 Lebanon, Virginia 24266

RECEIVED AND FILED

18th day of June 20 1911:30 o'clock Am

Beverly S. Tiller, Clerk
 Circuit Court of Buchanan
 County, Virginia

Dorinda Allen
 Deputy Clerk

180000087

Circuit Court Clerk's Office in Deed Book 231, at Page 289.

Reference is further made to a deed dated October 8, 1987, of record in Deed Book 335, at page 720, in which two lots previously conveyed away were re-conveyed to Logan Hale and Elizabeth Hale and combined with the original tract.

Elizabeth Hale departed this life, intestate, on September 19, 1990, leaving Logan Hale as her sole heir at law.

This conveyance is subject to the conditions, restrictions, easements, and covenants pertaining to said conveyed premises or binding on the Grantor, if any, as contained in all deeds and instruments properly of record.

This deed was prepared without the benefit of a title examination.

WITNESS the following signature and seal, the day, month and year as first above written.

Logan Hale
LOGAN HALE

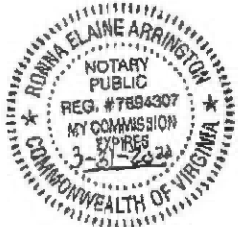
SEAL

STATE OF VirginiaCITY/COUNTY OF Russell TO-WIT:

The foregoing Deed was signed and acknowledged before me by Logan Hale this
the 10th day of January, 2018.

My Commission expires: March 31, 2020

Ronna Arrington
NOTARY PUBLIC



LAW OFFICES
TILLER AND TILLER, P. C.
P.O. Box 466
Lebanon, Virginia 24266

180000088

Prepared by:
Kevin Tiller
State Bar No. 38708
Tiller & Tiller, P.C.
P.O. Box 468
Lebanon, VA 24268
Tax Map No.: Portion of 2HH129001 and 2HH129078

THIS DEED OF GIFT, (exempt from recordation taxation pursuant to Section 58.1-811, Code of Virginia (1950), made and entered into this the 10th day of January, 2018, by and between LOGAN HALE, party of the first part, "GRANTOR", and JOHN DAVID HALE, party of the second part, "GRANTEE", whose address is 9984 Helen Henderson Hwy, Hawker, VA 24260

WITNESSETH:

THAT FOR AND in consideration of the desire to make this conveyance, the party of the first part has this day given, granted and conveyed, and by these presents does hereby give, grant and convey unto the party of the second part, with English Covenants and General Warranty of Title, all that certain parcel of land, with all improvements thereon and all appurtenances thereunto belonging, containing 36.31 acres, situate, lying and being in the Hurricane Magisterial District of Buchanan County, Virginia, identified as Lot C on plat entitled "A FAMILY DIVISION SURVEY FOR: LOGAN HALE, etc." dated December 20, 2017 prepared by Jack Keen, Land Surveyor, a copy of which is of record as Instrument No. _____.

And being a portion of the property conveyed to Logan Hale and Elizabeth Hale, husband and wife, by deed dated October 15, 1975, of record in the Buchanan County

LAW OFFICES
TILLER AND TILLER, P.C.
P.O. Box 468
Lebanon, Virginia 24268

180000088

Circuit Court Clerk's Office in Deed Book 231, at Page 289.

Reference is further made to a deed dated October 8, 1987, of record in Deed Book 335, at page 720, in which two lots previously conveyed away were re-conveyed to Logan Hale and Elizabeth Hale and combined with the original tract.

Elizabeth Hale departed this life, intestate, on September 19, 1990, leaving Logan Hale as her sole heir at law.

This conveyance is subject to the conditions, restrictions, easements, and covenants pertaining to said conveyed premises or binding on the Grantor, if any, as contained in all deeds and instruments properly of record.

This deed was prepared without the benefit of a title examination.

WITNESS the following signature and seal, the day, month and year as first above written.

Logan Hale SEAL
LOGAN HALE

STATE OF Virginia
CITY/COUNTY OF Russell, TO-WIT:

The foregoing Deed was signed and acknowledged before me by Logan Hale this the 10th day of January, 2018.

My Commission expires: March 31, 2022

Ronna Arrington
NOTARY PUBLIC

LAW OFFICES
TILLER AND TILLER, P.C.
P.O. Box 466
Lobasco, Virginia 24256



180000088

INSTRUMENT 180000088
RECORDED IN THE CLERK'S OFFICE OF
BUCHANAN COUNTY CIRCUIT COURT ON
January 11, 2018 AT 09:11 AM
BEVERLY B. TILLER, CLERK
RECORDED BY: NKE

180000094

Prepared by:
Kevin Tiller
State Bar No. 38768
Tiller & Tiller, P.C.
P.O. Box 466
Lebanon, VA 24266

Tax Map No.: Portion of 2HH128001 and 2HH128078

THIS DEED OF GIFT, (exempt from recordation taxation pursuant to Section 58.1-811, Code of Virginia (1950), made and entered into this the 10th day of January, 2018, by and between LOGAN HALE, party of the first part, "GRANTOR", and JAMES MICHAEL HALE and GLORIA HALE, husband and wife, as tenants by the entirety with the right of survivorship as at common law, parties of the second part, "GRANTEES", whose address is 1205 Belt Shiloh Dr

Monaker, Va 24260

WITNESSETH:

THAT FOR AND in consideration of the desire to make this conveyance, the party of the first part has this day given, granted and conveyed, and by these presents does hereby give, grant and convey unto the parties of the second part, as tenants by the entirety with the right of survivorship as at common law, with English Covenants and General Warranty of Title, all that certain parcel of land, with all improvements thereon and all appurtenances thereunto belonging, containing 15.63 acres, situate, lying and being in the Hurricane Magisterial District of Buchanan County, Virginia, identified as Lot B on plat entitled "A FAMILY DIVISION SURVEY FOR: LOGAN HALE, etc.", dated December 20, 2017, prepared by Jack Keen, Land Surveyor, a copy of which is of record as instrument No. _____.

LAW OFFICES
TILLER AND TILLER, P.C.
P.O. Box 466
Lebanon, Virginia 24266

180000094

And being a portion of the property conveyed to Logan Hale and Elizabeth Hale, husband and wife, by deed dated October 15, 1975, of record in the Buchanan County Circuit Court Clerk's Office in Deed Book 231, at Page 289.

Reference is further made to a deed dated October 8, 1887, of record in Deed Book 336, at page 720, in which two lots previously conveyed away were re-conveyed to Logan Hale and Elizabeth Hale and combined with the original tract.

Elizabeth Hale departed this life, intestate, on September 19, 1990, leaving Logan Hale as her sole heir at law.

This conveyance is subject to the conditions, restrictions, easements, and covenants pertaining to said conveyed premises or binding on the Grantor, if any, as contained in all deeds and instruments properly of record.

This deed was prepared without the benefit of a title examination.

WITNESS the following signature and seal, the day, month and year as first above written.

Logan Hale SEAL
LOGAN HALE

STATE OF Virginia
CITY/COUNTY OF Russell TO-WIT:

The foregoing Deed was signed and acknowledged before me by Logan Hale this the 10th day of January, 2018.

My Commission expires: March 31, 2022



Ronna Arrington
NOTARY PUBLIC

LAW OFFICES
TELLER AND TELLER, P.C.
P.O. Box 466
Lebanon, Virginia 24266

1882323 COMMONWEALTH OF VIRGINIA
DEPARTMENT OF HEALTH - DIVISION OF VITAL RECORDS

1. FULL NAME (LAST, FIRST, MIDDLE) LOGAN		3. DATE OF BIRTH JANUARY 31, 2019		4. DATE OF DEATH MARCH 3, 2027		5. AGE 91		6. UNDER 1 YEAR NO		7. UNDER 1 DAY NO	
8. WAS INCIDENT EVER IN U.S. ARMED FORCES? NO		9. US PLACE OF BIRTH (STATE OR TERRITORY) VIRGINIA		10. SOCIAL SECURITY NUMBER 230 - 28 - 9524		11. MOTHER, CHECK APPROPRIATE BOX NO		12. UNKNOWN			
13. STREET ADDRESS (BUTLER HOUSE ADDRESS APPL. 4.0 & 4.0.1) 9080 HELEN HENDERSON HIGHWAY				14. CITY OR TOWN OF RESIDENCE COUNCIL				15. ZIP CODE 24260			
16. COUNTY OF DECEASED'S RESIDENCE (if independent co., leave blank) BUCHANAN COUNTY				17. U.S. STATE (OR FOREIGN COUNTRY) OF DECEASED'S RESIDENCE VIRGINIA				18. ZIP CODE 24260			
19. RACE OF DECEASED (CHECK ONE) (IF MORE THAN ONE, CHECK ALL THAT APPLY) ☐ WHITE ☐ BLACK OR AFRICAN AMERICAN ☐ HISPANIC ☐ ASIAN ☐ NATIVE AMERICAN ☐ OTHER (SPECIFY) _____											
20. ETHNICITY (CHECK ONE) (IF MORE THAN ONE, CHECK ALL THAT APPLY) ☐ AMERICAN INDIAN OR ALASKA NATIVE (SPECIFY) _____ ☐ PACIFIC ISLANDER (SPECIFY) _____ ☐ OTHER (SPECIFY) _____											
21. EDUCATION (CHECK ONE) (IF MORE THAN ONE, CHECK ALL THAT APPLY) ☐ HIGH SCHOOL GRADUATE ☐ COLLEGE GRADUATE ☐ POSTGRADUATE DEGREE ☐ OTHER (SPECIFY) _____											
22. CITIZENSHIP (CHECK ONE) (IF MORE THAN ONE, CHECK ALL THAT APPLY) ☐ UNITED STATES OF AMERICA ☐ OTHER (SPECIFY) _____											
23. MARITAL STATUS (CHECK ONE) (IF MORE THAN ONE, CHECK ALL THAT APPLY) ☐ NEVER MARRIED ☐ MARRIED ☐ WIDOWED ☐ DIVORCED ☐ SEPARATED ☐ UNKNOWN											
24. FULL NAME OF DECEASED'S FATHER OR PARENT (if not available, list as close as possible) JAMES IRA HALE											
25. FULL NAME OF DECEASED'S MOTHER OR PARENT (if not available, list as close as possible) ELECTA ARLA COMPTON											
26. DECEASED'S NEXT OF KIN (NAME AND ADDRESS) MARY ELIZABETH WINGOLD											
27. NAME OF HOSPITAL OR INSTITUTION OF DEATH (if none, state none) NONE											
28. TYPE OF FACILITY (CHECK ONE) (IF MORE THAN ONE, CHECK ALL THAT APPLY) ☐ HOSPITAL ☐ NURSING HOME ☐ OTHER (SPECIFY) _____											
29. CITY OR TOWN OF DEATH COUNCIL											
30. STREET ADDRESS (OR LOCATION OF PLACE OF DEATH) 9080 HELEN HENDERSON HIGHWAY											
31. ZIP CODE 24260											
32. COUNTY OF DEATH (if independent co., leave blank) BUCHANAN COUNTY											
33. METHOD OF DISPOSITION (CHECK ONE) (IF MORE THAN ONE, CHECK ALL THAT APPLY) ☐ BURIAL ☐ CREMATION ☐ OTHER (SPECIFY) _____											
34. PLACE OF DISPOSITION (NAME OF CEMETERY OR CREMATORIUM) HALE FAMILY CEMETERY											
35. SIGNATURE OF FUNERAL DIRECTOR (WIDOW, NEARBY NEXT OF KIN, OR ACTUAL SIGNATURE) S/ KIMBERLY DENISE HARRIS											
36. SIGNATURE OF FUNERAL HOME (WIDOW, NEARBY NEXT OF KIN, OR ACTUAL SIGNATURE) HONAKER FUNERAL HOME, INC.											
37. STREET ADDRESS OF FUNERAL HOME (IF FACILITY, CITY OR TOWN OF DEATH) P.O. BOX 1620 HONAKER VIRGINIA 24260											
38. TIME OF DEATH (To nearest 15 minutes, if not known, state nearest 15 minutes) 10:05											
39. CAUSE OF DEATH (To nearest 15 minutes, if not known, state nearest 15 minutes) HYPOXIC RESPIRATORY FAILURE											
40. ACUTE OR CHRONIC SYSTOLIC CONGESTIVE HEART FAILURE ACUTE											
41. OTHER (If other, specify condition contributing to death, but not resulting in the underlying cause, in 40.1) CARDIOMYOPATHY, STAGE III CHRONIC KIDNEY DISEASE, HTN, DYSLIPIDEMIA.											
42. NAME OF MEDICAL EXAMINER (OR PATHOLOGIST) S/ KRISTEN DENISE THOMPSON-WHITT											
43. NAME OF PERSON PROVIDING THE MEDICAL CERTIFICATION OF DEATH KRISTEN DENISE THOMPSON-WHITT											
44. TITLE OF PERSON PROVIDING THE MEDICAL CERTIFICATION OF DEATH PHYSICIAN ASSISTANT											
45. ADDRESS OF PERSON PROVIDING THE MEDICAL CERTIFICATION OF DEATH 1963 SECOND STREET RICHLANDS VIRGINIA 24641											
46. DATE OF BIRTH 1936											
47. TIME OF BIRTH 10:05											
48. PLACE OF BIRTH (State, city, county, street, office, etc.) RICHLANDS VIRGINIA											
49. DATE OF DEATH FEBRUARY 2, 2019											
50. NAME OF DECEASED KRISTEN DENISE THOMPSON-WHITT											
51. ADDRESS OF DECEASED 1963 SECOND STREET RICHLANDS VIRGINIA 24641											



Do not accept unless on security paper with the seal of Virginia Department of Health, Vital Statistics in the lower left hand corner.
Section 32.1-272, Code of Virginia, as amended. VS 155

VS 15C

CERTIFICATE/LETTER OF QUALIFICATION

COMMONWEALTH OF VIRGINIA

VA. CODE §§ 6.2-893, 6.2-1171, 6.2-1365, 6.2-1367, 6.2-2011, 6.2-506, 6.2-607

Court File No. CWS-00000225

Buchanan County Circuit Court

I, the duly qualified clerk/deputy clerk of this Court, **CERTIFY** that on **June 14, 2019**

DATE

Marv Elizabeth Wingold, **John David Hale**,
NAME(S) OF PERSON(S) QUALIFYING

duly qualified in this court, under applicable provisions of law, as **Executor** under Va. Code § 8.01-50 of the estate of:

Logan Hurley Hale

☒ DECEASED ☐ MINOR ☐ INCAPACITATED

The powers of the fiduciary(ies) named above continue in full force and effect.

\$100.00 bond has been posted.

Given under my hand and the seal of this Court on

June 14, 2019

DATE

Beverly S. Tiller, Clerk

by *Helma Elswick*, Deputy Clerk

RECEIVED AND FILED
18th day of June 2019
11:30 o'clock AM

Beverly S. Tiller, Clerk
Circuit Court of Buchanan
County, Virginia

Dorinda Allen
Deputy Clerk

VIRGINIA: IN THE CIRCUIT COURT OF BUCHANAN COUNTY

THE ESTATE OF LOGAN HALE,
BY JOHN HALE AND MARY WINGOLD, CO-ADMR.,

MARY WINGOLD,

JOHN HALE,

AND

JAMES HALE,

Plaintiffs,

v.

Civil Law No.: 19-585

BARRY KENT HALE,
Defendants.

FINAL ORDER

CAME ON THIS DATE, the Plaintiffs, by counsel, upon the Complaint previously filed herein requesting reformation, specific performance, and to quiet title; upon unsuccessful service of the Defendant at his last known address, subsequent duly advertised Order of Publication, the Defendant not appearing as noticed in the aforementioned advertised order of publication rendering him in default.

It appearing that the Plaintiffs, by counsel, filed with this court, on June 18, 2019 a Complaint requesting reformation of a deed dated October 15, 1975, and recorded at Deed Book 231, Page 289, and attached to the Complaint as Exhibit 3; that the heirs of Logan Hale and Electa Hale should have also joined in the aforementioned deed; that on November 26, 1975, each of the heirs, including the Defendant, with the exception of

Logan Hale was given a check in the amount of \$1,111.11 for their interest in the previously referenced land, a copy of each transacted check being attached to the complaint as Exhibit 4; that by deed recorded in the Buchanan County Circuit Court clerk's office as the instrument number 180000088, Logan Hale conveyed a portion of the subject property to John Hale; by deed recorded in the Buchanan County Circuit Court Clerk's office as instrument number 180000087 a portion to Mary Wingold and a portion by deed recorded in the Buchanan County Circuit Court Clerk's office as instrument number 180000094 to James Hale, a copy of each having been attached to the Complaint as Exhibit 5; despite receiving payment for their "share in land" the heirs of Logan and Electa Hale, including the Defendant, were not requested to endorse the October 15, 1975, conveyance to Plaintiff's predecessor in title, Logan Hale; that when Plaintiffs brought this issue to the attention of the children, and/or heirs at law, of Ira and Electa Hale in 2018, all of them, except for Defendant, signed a quit claim deed conveying any and all interest they may have in the property to Plaintiffs, a copy of each quit claim deed having been attached to the Complaint as Exhibit 6; that the refusal of Defendant to execute a like quit claim deed has created a cloud on the title to the subject land conveyed to the Plaintiffs as previously referenced; that based upon consideration of the circumstances described in the Complaint, taken as true by virtue of the Defendant being in default, the deed of conveyance dated October 15, 1975, and attached to the Complaint as Exhibit 3, should be reformed to reflect defendants, predecessor entitled to have signed said agreement in order to have given clear title to the same to Plaintiffs, predecessor and title, Logan Hale; that the omission of the Defendant from signing the previously referenced October 15, 1975, deed was a mutual mistake; that the Defendant, on October

15, 1975, entered into an agreement whereby Defendant was to convey his interest in the property to the Plaintiff's predecessor and title, Logan Hale, in exchange for the previously referenced cash payment; that Defendant failed to comply with their obligations under the agreement in that there was a failure to convey their interest in the property to Plaintiffs predecessor and title, Logan Hale; that because Defendant's performance involves the conveyance of real estate, Plaintiffs have no adequate remedy at law; and Plaintiff's predecessor and title have fully complied with their obligations under the agreement, and thus, all prerequisites for Defendant's performance under the agreement have been satisfied; that each Plaintiff is the owner in fee, including the gas estate, of each tract conveyed to them in those previously referenced deeds recorded in the Buchanan County Circuit Court; that Plaintiff Wingold's predecessor and title, Logan Hale, had previously been adjudged to be the owner of the gas estate, as well as an accumulated production royalties presently escrowed by the Virginia Oil and Gas Board, and on deposit with the boards escrow agent, by Order entered by this Court in Hale v. Harrison-Wyatt, LLC, civil case number 397-15 said Order being entered July 20, 2015; that the portion of land conveyed to Plaintiff Wingold by the previously referenced deed of conveyance recorded as instrument number 180000087 is that portion of land referenced in the previously referenced Order.

WHEREFORE, it appearing proper so to do, it is ADJUDGED, ORDERED and DECREED as follows:

1. The Defendant, Barry Kent Hale, is in default, resulting all factual allegations contained in the Complaint being taken as true.

2. The deed dated October 15, 1975, and recorded in the Buchanan County Circuit Court Clerk's office at Deed Book 231, page 289, and attached as Exhibit 3 to the Complaint, is to be taken as reformed so as to include Defendant as a grantor resulting in Logan Hale having been the sole owner of the subject tract and fee simple, and who's heirs and assigns are, thus, entitled to the quiet and peaceful possession of the same.

3. The Plaintiffs are granted specific performance of the previously referenced reformed deed of conveyance based upon Defendant's failure to comply with the terms of the agreement relative to the previously referenced deed.

4. Plaintiffs are the sole owners of the property referenced and conveyed in the instrument numbers 18000088, 18000087 and 18000094, in fee simple, and are thus entitled to the quiet and peaceful possession of the same.

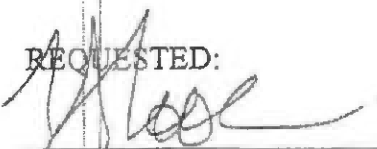
5. Plaintiff Wingold's tract is contained and located within Unit BG-98, and is the same tract of land referenced in the final order entered by this Court on July 20, 2015, in *Logan Hale v. Harrison-Wyatt, LLC*, Civil Case No.397-15.

It appearing nothing else to be done in this matter, the clerk is directed to strike the same from the active docket of the court.

Given under my hand this 18th day of September, 2019.


JUDGE

REQUESTED:


Terrence Shea Cook
Counsel for Plaintiffs

CERTIFICATION OF OFFICIAL RECORD

VA. CODE §§ 8.01-389, 8.01-391;
U.S. Const. art. IV, Sec. 1;
28 U.S.C. § 1738

Court File No. CL19000585-00

BUCHANAN COUNTY

Virginia, Circuit Court

Clerk's Attestation

I, the Clerk of this Court, attest that the annexed

COPY OF AN ORDER ENTERED IN THE CASE OF: ESTATE OF LOGAN HALE BY JOHN HALE AND MARY WINGOLD, CO-ADMIR., ET ALS VS BARRY KENT HALE DATED SEPTEMBER 18, 2019.

DESCRIPTION OF ORIGINAL RECORD OR COPY

☐ is an official record of this Court in my custody.

☒ is a true, correct and complete copy of an official record of this Court in my custody and I am the custodian of that record.

Given under my hand the seal of this Court on

SEPTEMBER 19, 2019

DATE

By: Beverly S. Tiller

☒ CLERK

☐ DEPUTY CLERK

(Seal)

BEVERLY S. TILLER

TYPED NAME OF CLERK

Judge's Certification

I, (a) (the) Judge of this Court, certify that the above attestation of the duly qualified Clerk of this Court, is in proper form, and that the signature thereto is genuine.

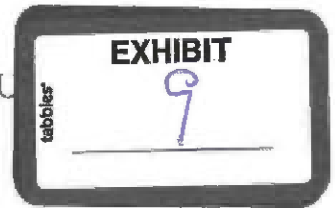
DATE

_____, Judge

TYPED NAME OF JUDGE

Clerks of Virginia Courts: When an original record or copy of a record is transmitted to another Va. Court, only the clerk's attestation is required. When either an original record or copy is transmitted to a court outside Virginia, both the clerk's attestation and the judge's certification are required.

Clerks of Other Courts: The above attestation, the affixing of the Court's seal, and the certificate meet the requirements of 28 U.S.C. § 1738, entitling the record so attested and certified to full faith and credit.



LOGAN HALE,

Plaintiff

vs.

Case No. 397-15

HARRISON-WYATT, LLC,

Defendant

ORDER ENTERING JUDGMENT

Upon the joint motion of Plaintiff, Logan Hale 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 BG-98, Forced Pooling Supplemental Order, Entered March 29, 2013, Regarding Docket No. VGOB-06-0919-1714, Tract 2 of Exhibit A (pg. 6) to the order, 11.33 acres.

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

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 Property, 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 Property.

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, LLC and Plaintiff.

ENTER: This, the 20th day JULY, 2015.



MICHAEL L. MOORE, JUDGE

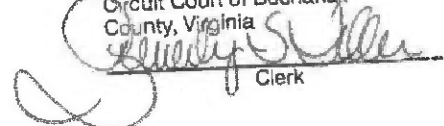
REQUESTED:


Counsel for Defendant, HARRISON-WYATT, LLC

SEEN AND AGREED:


Counsel for Plaintiffs, T. SHEA COOK, ESQ.

A Copy
Teste: Beverly S. Tiller, Clerk
Circuit Court of Buchanan
County, Virginia


Clerk



Name of Conflicting Claimant: Mary Elizabeth Wingold

Unit: (Tract): BG98 (Tract 2)

AFFIDAVIT PURSUANT TO VA. CODE § 45.1-361.22

1. My name is Mary Elizabeth Wingold.
2. I am over the age of eighteen and able to make the statements in this affidavit.
3. I am attaching a W-9 to this affidavit with my correct social security number and current address.
4. As of the date set forth below, I am a lawful owner of the coalbed methane interests in the above referenced unit and tracts, and described or referenced in the attached Orders dated September 18, 2019, July 20, 2015, and the deed of conveyance dated January 10, 2018. A copy of each being attached
5. I 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 my authorized attorney in fact to receive for distribution on my behalf all funds held in escrow by the VGOB.

Dated this 15th day of this month October, 2019.

Mary E. Wingold
Name: Mary E. Wingold
Address: 2025 Autumn Crest Pl.
Taylors, SC 29687

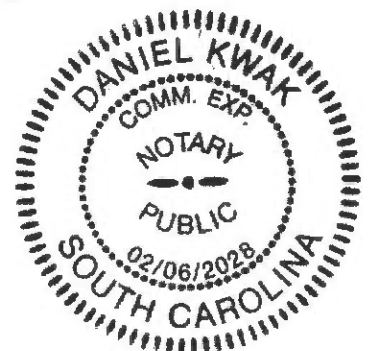
South Carolina
STATE OF ~~NORTH CAROLINA~~)
) to-wit:
CITY/COUNTY OF Greenville)

On this 15th day of October 2019, appeared before me Mary Elizabeth Wingold, who being first duly sworn, stated that the foregoing is true and correct to the best of his knowledge, information and belief.

[Signature]

Notary Public

My Commission Expires: 02/06/2028



Name of Conflicting Claimant: Logan Hale

Unit: (Tract): BG-98 (Tract 2)

AFFIDAVIT PURSUANT TO VA. CODE § 45.1-361.22

1. Our names are Mary Wingold and John Hale, Co-Administrator of the Estate of Logan Hale, a copy of the Certificate of Qualification is attached.
2. We are over the age of eighteen and able to make the statements in this affidavit.
3. I am attaching a W-9 to this affidavit with my correct tax I.D. and address.
4. As of the date set forth below, the Estate of Logan Hale is the lawful owner of all the accumulated royalties relating to BG98 (Tract 2) thereto, regardless of held "in-house" or by the VGOB escrow agent, relative to the above referenced unit and tracts, and affirmed in the Order entered by the Buchanan County Circuit Court on July 20, 2015, and September 8, 2019, through to the date the tract was conveyed to Mary Wingold on January 10, 2018. A copies of which are attached.
5. Logan Hale passed away on January 31, 2019.
6. I swear and/or affirm that the information set forth above and in the attached W-9 is true and accurate.
7. Terrence Shea Cook is my authorized attorney in fact to receive for distribution on my behalf all funds held in escrow by the VGOB.

DATED this 15th day of October, 2019

Dated this 14th day of this month October and year 2019

Mary Wingold
MARY WINGOLD

John Hale
Name:

Address: 9984 Helen Henderson Hwy.
Honaker, Va. 24260

COMMONWEALTH OF VIRGINIA)
) to-wit:
CITY/COUNTY OF Buchanan)

On this 14th day of October 2019, appeared before me John Hale, who
being first duly sworn, stated that the foregoing is true and correct to the best of his knowledge,
information and belief.

Ambreia Anderson

Notary Public

My Commission Expires: July 31, 2022



Name: Mary Wingold
Address: 202 S. Autumn Crest Pl.
Taylors, SC 29687

South
STATE OF ~~NORTH~~ CAROLINA)
) to-wit:
CITY/COUNTY OF Greenville)

On this 15th day of October 2019, appeared before me Mary E. Wingold, who
being first duly sworn, stated that the foregoing is true and correct to the best of his knowledge,
information and belief.

Charly Aponte Figueroa

Notary Public

My Commission Expires: 01-03-2029

