

COMMONWEALTH OF VIRGINIA
VIRGINIA GAS AND OIL BOARD HEARING
MINUTES DECEMBER 16, 2014

Pursuant to Sections 45.1-361.9B and 45.1361.22.B of the Code of Virginia, the Virginia Gas and Oil Board held its scheduled monthly hearing commencing at 9 a.m. on Tuesday, December 16, 2014 at the Russell County Government Conference Center, 139 Highland Drive, Lebanon, Virginia.

Board members present were Bradley C. Lambert (Chairman), Bill Harris (Public Representative), Donald Lewis Ratliff (Coal Industry Representative), Donnie W. Rife (Public Representative), Mary Addington Quillen (Public Representative) and Rita Surratt (Public Representative).

Also present were Paul Kugelman, Jr. (Senior Assistant Attorney General), Rick Cooper (Principal Executive to the Board), Sally Ketron (Division of Gas and Oil) and Sarah Gilmer (Division of Gas and Oil).

1. The Board will receive public comments.

There were no public comments.

2. A petition from CNX Gas Company, LLC, for (1) the disbursement of escrowed funds heretofore deposited with the Board's Escrow Agent attributable to Tract 3A as depicted upon the annexed Table 1; and (2) authorization to begin paying royalties directly to the parties to the prevailing plaintiff; Dollie S. Absher. Docket Number VGOB 02-0820-1055-01.

The docket item was approved. Account continues. Authorization for direct payment of royalties. T. Shea Cook provided a Power of Attorney document on behalf of Dollie Belcher Absher. The check for this disbursement is to be mailed to T. Shea Cook.

3. A petition from CNX Gas Company, LLC, for (1) the disbursement of escrowed funds heretofore deposited with the Board's Escrow Agent attributable to Tracts 3A, 3B & 3C as depicted upon the annexed Table 1; and (2) authorization to begin paying royalties directly to the parties to the royalty split between Tazewell Coal and Gas Company, LLC. & Frances Ann McGlothlin, Euva Dane Lyons, Bobby Curtis McGlothlin, Glenna Ruth Couch, and Sandra Street. Docket Number VGOB 05-0215-1400-01.

The docket item was continued to February, 2015. The docket item was approved at the December 2014 hearing. [CNX discovered that heirship testimony was incorrect. Item later continued to February 2015 to revise exhibits and testimony.]

4. A petition from CNX Gas Company, LLC, for (1) the disbursement of escrowed funds heretofore deposited with the Board's Escrow Agent attributable to Tracts 1A & 1B as depicted upon the annexed Table; and (2) authorization to begin paying royalties directly to the parties to the royalty split between Tazewell Coal and Gas Company, LLC. & Frances Ann McGlothlin, Euva Dane Lyons, Bobby Curtis McGlothlin, Glenna Ruth Couch, and Sandra Street. Docket Number VGOB 05-1018-1507-01.

The docket item was continued to February, 2015. The docket item was approved at the December 2014 hearing. [CNX discovered that heirship testimony was incorrect. Item later continued to February 2015 to revise exhibits and testimony.]

5. A petition from CNX Gas Company, LLC, for (1) the disbursement of escrowed funds heretofore deposited with the Board's Escrow Agent attributable to Tracts 1A, 1B, 1D, 1E, 1F, 1G, 1H, & 2, as depicted upon the annexed Table; and (2) authorization to begin paying royalties directly to the parties to the royalty split between Tazewell Coal and Gas Company, LLC. & Frances Ann McGlothlin, Euva Dane Lyons, Bobby Curtis McGlothlin, Glenna Ruth Couch, and Sandra Street; Tazewell Coal and Gas Company, LLC. & Gent Enterprises. Docket Number VGOB 05-1018-1508-01.

The docket item was continued to February, 2015. The docket item was approved at the December 2014 hearing. [CNX discovered that heirship testimony was incorrect. Item later continued to February 2015 to revise exhibits and testimony.]

6. A petition from CNX Gas Company, LLC, for (1) the disbursement of escrowed funds heretofore deposited with the Board's Escrow Agent attributable to Tracts 1A & 1B as depicted upon the annexed Table 1; and (2) authorization to begin paying royalties directly to the parties to the prevailing plaintiff; ELE, LLC. Docket Number VGOB 06-0620-1647-01.

The docket item was approved. Account continues. Authorization for direct payment of royalties. T. Shea Cook provided a Power of Attorney document on behalf of David Delaney, Managing Member of E. L. E. The checks for this disbursement are to be mailed to T. Shea Cook.

7. A petition from CNX Gas Company, LLC, for (1) the disbursement of escrowed funds heretofore deposited with the Board's Escrow Agent attributable to a portion of Tract 3 as depicted upon the annexed Table; and (2) authorization to begin paying royalties directly to the parties to the CBM deed between Harrison-Wyatt, LLC and Willie Ronald Newberry, Roger L. Miller, Teresa McGlothlin, Sherrie Boyd Street, Barbara G. Price. Docket Number VGOB 90-0905-0012-02.

The docket item was approved. Account continues. Authorization for direct payment of royalties.

8. A petition from CNX Gas Company, LLC, for (1) the disbursement of escrowed funds heretofore deposited with the Board's Escrow Agent attributable to Tract 5 as depicted upon the annexed Table 1; and (2) authorization to begin paying royalties directly to the parties to the prevailing plaintiff; ELE, LLC. Docket Number VGOB 06-0815-1693-01.

The docket item was approved. Account will close. Authorization for direct payment of royalties. T. Shea Cook provided a Power of Attorney document on behalf of David Delaney, Managing Member of E. L. E. The check for this disbursement is to be mailed to T. Shea Cook.

9. A petition from CNX Gas Company, LLC, for (1) Reimbursement of funds incorrectly deposited for the production period of 11/2007 to 5/2008 with the Board's Escrow Agent attributable to Unit W8 to CNX Gas Company, LLC. (2) the disbursement of escrowed funds heretofore deposited with the Board's Escrow Agent attributable to Tracts 1C, 3B, 3E, & 3F as depicted upon the annexed Table; Royalties currently paid under VP8SGU5, VGOB 07-1113-2083. Docket Number VGOB 05-0816-1490-01.

The docket item was approved. Account continues. Authorization for direct payment of royalties.

10. A petition from Range Resources-Pine Mountain, pooling of Well No. V-530340, Sandlick District, Dickenson County, Virginia. Docket Number VGOB 14-1216-4058.

The docket item was approved. No escrowing required.

11. The Board will receive an update of Board and Division activities from the staff.

Mr. Cooper updated the Board that the Division of Gas & Oil is in the process of obtaining a new sound system to assist the hearing impaired. Research is being obtained to choose the best system.

Mr. Cooper also notified the Board that the Division of Gas & Oil will be providing the Board Members direction on how to upload the Board documents into iBooks on their iPads to assist when there are internet outages during the Board hearings.

12. The Board will review the November 2014 minutes for approval.

The docket item was continued to January, 2015.

The hearing adjourned at 10:24 a.m.