

Instrument prepared by:

VIRGINIA GAS AND OIL BOARD

Order recorded under:

**CODE OF VIRGINIA
§ 45.1-361.26**

BEFORE THE VIRGINIA GAS AND OIL BOARD

**RELIEF
SOUGHT:**

An Order for Disbursement of Escrowed Funds
(and Authorization for Direct Payment of Royalties)

JURISDICTION:

Code of Virginia § 45.1-351. (et seq) AND § 45.1-361.22 (et seq) AND § 45.1-361.22:2

UNIT/WELL NAME: AA10

TRACT(S): A portion of 3

LOCATION: BUCHANAN County, Virginia

DOCKET NUMBER: VGOB-90-0905-0012-03

APPLICANTS:

CNX Gas Company LLC on behalf of Charles Rexford Musick, Edna Gail Musick, Juanita Elizabeth Price, Tena Dingus

HEARING DATE AND LOCATION:

On June 16, 2015, the Virginia Gas and Oil Board, on its own motion, granted the Director of the Division of Gas and Oil the authority to process coal owner dismissal disbursements that have no pending deficiencies or issues. Code of Virginia Section 45.1-361.22:2. Effective date: July 1, 2015.

APPEARANCES: Mark A. Swartz on behalf of CNX Gas Company LLC

PRIOR PROCEEDINGS:

1. Original Pooling Order Executed 10/17/1990, Recorded on 10/26/1991, Deed Book/Instrument No. 366, Page 409.
2. Supplemental Order Executed 08/23/1993, Recorded on 07/30/2013, Deed Book/Instrument No. 130001415.
3. Modification Order -01 Executed 06/12/2013, Recorded on 07/30/2013, Deed Book/Instrument No. 130001415.

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4. Supplemental Order Executed 08/23/1993, Recorded on 07/30/2013, Deed Book/Instrument No. 130001415.
5. Disbursement Order -02 Executed 12/18/2014, Recorded on 01/06/2014, Deed Book/Instrument No. 150000014.
6. Supplemental Order -01 Executed 02/27/2014, Recorded on 06/13/2014, Deed Book/Instrument No. 140000995.

NOTICE:

- (1) Amend the Pooling Order to provide for the disbursement of funds on deposit in the Escrow Account attributable to Tract(s) A portion of 3 identified in the attached petition.
- (2) Delete the requirement that the Unit Operator place future royalties attributable to Tract(s) A portion of 3 relative to the interests of the Applicants identified in the attached petition.
- (3) Continue the escrow account under this docket number.

FINDINGS:

Code of Virginia § 45.1-361.22 AND § 45.1-361.22.2

Applicant has certified and represented to the Board that:

Edna Gail Musick, Tena Dingus, & Charles Rexford Musick Juanita Elizabeth Price is entitled to 100% of the CBM royalties per House Bill 2058. Said bill 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.

RELIEF GRANTED:

1500001571

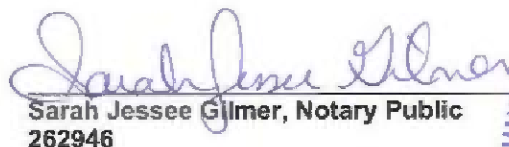
DONE AND EXECUTED this 8 day of September, 2015 by a majority of the Virginia Gas and Oil Board.



Chairman, Bradley C. Lambert

COMMONWEALTH OF VIRGINIA
COUNTY OF RUSSELL

Acknowledged on this 8th day of September, 2015, personally before me a notary public in and for the Commonwealth of Virginia, appeared Bradley C. Lambert, being duly sworn did depose and say that he is the Chairman of the Virginia Gas and Oil Board, that he executed the same and was authorized to do so.



Sarah Jessee Gilmer, Notary Public
262946



My Commission expires: July 31, 2017

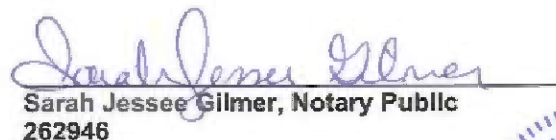
DONE AND PERFORMED this 9 day of September, 2015 by Order of the Virginia Gas and Oil Board.



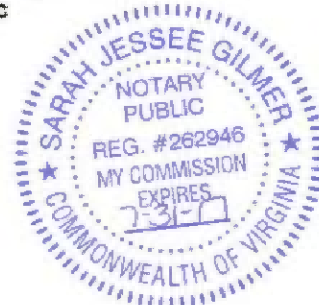
Rick Cooper
Principal Executive to the
staff, Virginia Gas and Oil Board

COMMONWEALTH OF VIRGINIA
COUNTY OF RUSSELL

Acknowledged on this 9th day of September, 2015, personally before me a notary public in and for the Commonwealth of Virginia, appeared Rick Cooper, being duly sworn did depose and say that he is the Principal Executive to the staff of the Virginia Gas and Oil Board, that he executed the same and was authorized to do so.



Sarah Jessee Gilmer, Notary Public
262946



My Commission expires: July 31, 2017

BEFORE THE VIRGINIA GAS AND OIL BOARD

PETITIONER: CNX Gas Company LLC

DIVISION OF GAS AND OIL

DOCKET NO: VGOB 90-0905-0012-03

RELIEF SOUGHT: (1) DISBURSEMENT FROM ESCROW REGARDING TRACT(S) A portion of 3 (2) AND AUTHORIZATION FOR DIRECT PAYMENT OF ROYALTIES

HEARING DATE: On June 16, 2015, the Virginia Gas and Oil Board, on its own motion, granted the Director of the Division of Gas and Oil the authority to process coal owner dismissal disbursements that have no pending deficiencies or issues. Code of Virginia Section 45.1-361.22:2. Effective date: July 1, 2015.

DRILLING UNIT: AA10

BUCHANAN COUNTY, VIRGINIA

PETITION FOR ORDER OF DISBURSEMENT OF ESCROW FUNDS

1. Petitioner and its counsel

Petitioner is CNX Gas Company LLC, 627 Claypool Hill Mall Road, Cedar Bluff, VA 24609, (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(s) attributable to of Tract(s) 3 as depicted upon the annexed Table; and (2) authorization to begin paying royalties directly to the parties per House Bill 2058; Edna Gail Musick, Tena Dingus, & Charles Rexford Musick, Juanita Elizabeth Price

3. Legal Authority

Va. Code Ann. § 45.1-361.1 et seq., 4 VAC 25-160-140., and relevant Virginia Gas and Oil Board Orders ("Board") heretofore promulgated pursuant to law.

4. Type of Well(s)

Coalbed Methane

5. Factual basis for relief requested

Edna Gail Musick, Tena Dingus, & Charles Rexford Musick Juanita Elizabeth Price is entitled to 100% of the CBM royalties per House Bill 2058, Said bill 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.

6. Attestation

The foregoing Petition to the best of my knowledge, information, and belief is true and correct.

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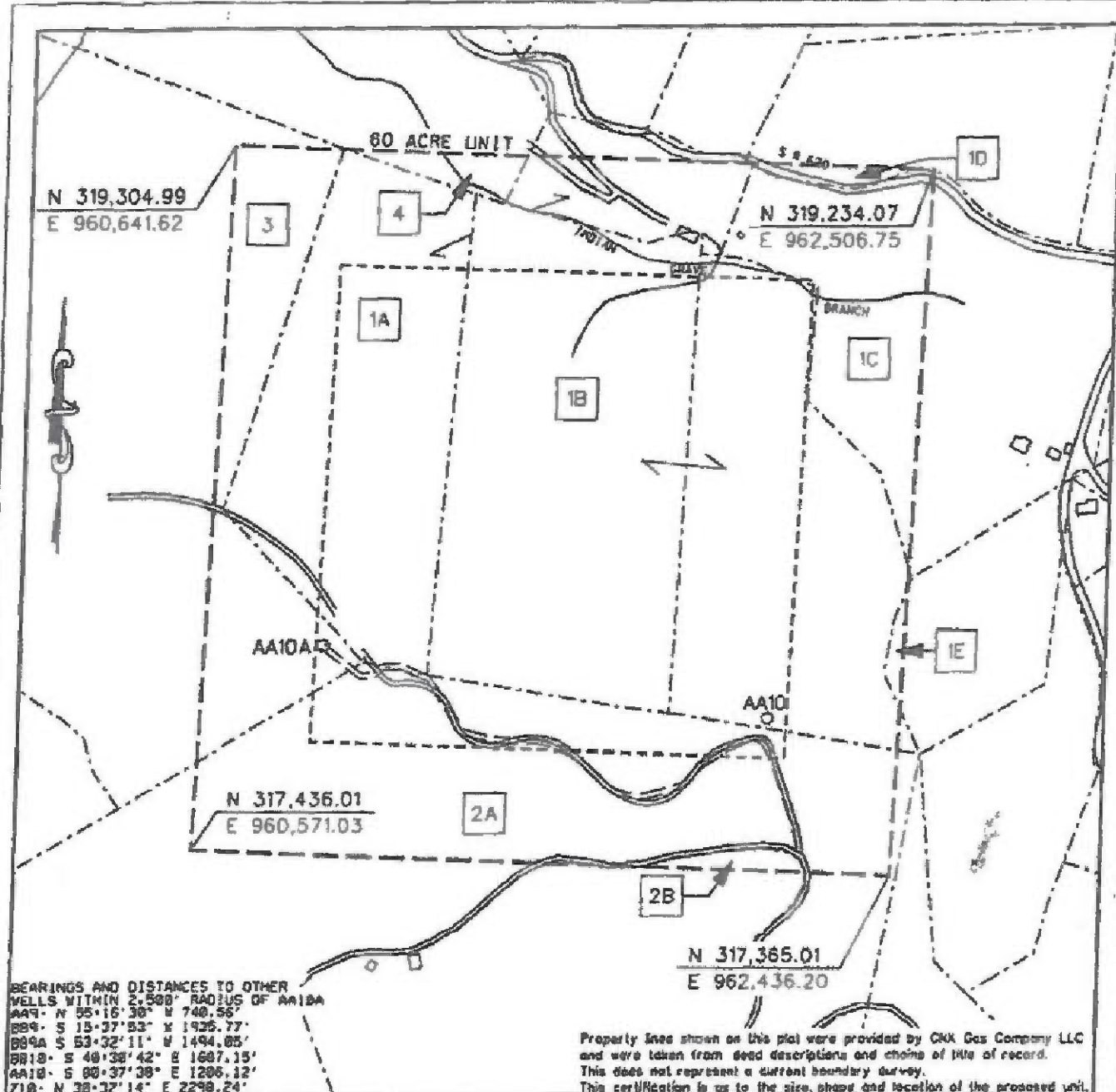


EXHIBIT A
OAKWOOD FIELD
UNIT AA10
FORCE POOLING
VGOB-90-0905-0012-01

Company CNX Gas Company LLC Well Name and Number UNIT AA10

Tract No. _____ Elevation _____ Quadrangle SANT

County BUCHANAN District PRATER/HURRICANE Scale: 1"=100'

This plat is a new plat X : an updated plat _____ : or a final plat _____

Form DCO-GO-7
Rev. 9/91

Richard C. Murphy
Licensed Professional Engineer or Licensed Land Surveyor

COMMONWEALTH OF VIRGINIA
RICHARD C. MURPHY
Lic. No. 041808
06/19/10
Professional Engineer Seal

CNX Gas Company LLC
Unit AA 10
 Tract Identifications

1. Harrison-Wyatt, LLC Big Axe Tr. 35 (188.00 Acre Tract) – All Minerals
 Island Creek Coal Company/Consol Energy, Inc. – Coal Below Tiller Seam Leased
 Jewell Smokeless Coal Corporation – Tiller and Above Coal Leased
 CNX Gas Company LLC – Oil, Gas and CBM Leased
 64.78 Acres 68.4750%
- 1A. Patsy Hess, et al – Surface Owner
- 1B. Beacher A. Hess – Surface Owner
- 1C. Unknown Surface Owner
- 1D. Unknown Surface Owner
- 1E. Unknown Surface Owner
2. Harrison-Wyatt, LLC Big Axe Tr. 15 (1056.00 Acre Tract) – All Minerals
 Island Creek Coal Company/Consol Energy, Inc. – Coal Below Tiller Seam Leased
 Jewell Smokeless Coal Corporation – Tiller and Above Coal Leased
 CNX Gas Company LLC – Oil, Gas and CBM Leased
 17.60 Acres 22.00%
- 2A. Roger W. Street – Surface Owner
- 2B. Unknown Surface Owner
3. Harrison-Wyatt, LLC Big Axe Tr. 39 (435 Acre Tract) – Coal
 Island Creek Coal Company/Consol Energy, Inc. – Coal Below Tiller Seam Leased
 Jewell Smokeless Coal Corporation – Tiller and Above Coal Leased
 D.W. Price Heirs – Surface, Oil and Gas
 CNX Gas Company LLC – Oil and Gas Leased (75.00%)
 Harrison-Wyatt, LLC, et al – CBM (50%)
 CNX Gas Company LLC – CBM Leased
 6.92 Acres 8.6500%
4. Harrison-Wyatt, LLC Big Axe Tr. 51 (120.00 Acre Tract) – All Minerals
 Island Creek Coal Company/Consol Energy, Inc. – Coal Below Tiller Seam Leased
 Jewell Smokeless Coal Corporation – Tiller and Above Coal Leased
 CNX Gas Company LLC – Oil, Gas and CBM Leased
 Unknown Surface Owner
 0.70 Acres 0.8750%

Exhibit E
Unit AA-10
Docket # VGOB 90-0905-0012-03
List of all Respondents Requiring Escrow
(80.00 Acre Unit)

	Acres in Unit	Percent of Unit
<u>Tract #3 - 6.92 acres</u>		
<u>COAL OWNERSHIP</u>		
(1) Harrison-Wyatt, LLC Big Ax Tr. 39 (435.00 acres) P.O. Box 11000 Danville, VA 24543	6.92 acres	8.6500%
<u>OIL & GAS OWNERSHIP</u>		
(1) D.W. Price Heirs, Devisees, Successors or Assigns (40 Acre Tract)	6.92 acres	8.6500%
<i>The respondents listed below did not respond timely to the W9 request and will continue to be es:</i>		
(b) Carl V. Price Heirs, Devisees, Successors or Assigns		
(b.2) David Price PO Box 871 Honaker, VA 24260	0.58 acres 1/12 of 6.92 acres	0.7208%
(b.3) Michael W. Price, Sr. 12240 Brent Town Road Midland, VA 22728	0.58 acres 1/12 of 6.92 acres	0.7208%
(b.4) Junior Vidis Price Heirs, Devisees, Successors or Assigns		
(b.4.2) Kermit Price 306 Burr Dr. Ruther Glen, VA 22546	0.06 acres 1/108 of 6.92 acres	0.0801%
(b.4.3) Kelvin Price 1088 Glade Hill Dr. Lebanon, VA 24266-6766	0.06 acres 1/108 of 6.92 acres	0.0801%
(b.4.4) Kyle Price PO Box 1052 Honaker, VA 24260	0.06 acres 1/108 of 6.92 acres	0.0801%
(b.4.5) Diane Taylor PO Box 1616 Honaker, VA 24260	0.06 acres 1/108 of 6.92 acres	0.0801%
(b.4.6) Teresa Stevens PO Box 76 Rosedale, VA 24280	0.06 acres 1/108 of 6.92 acres	0.0801%
(b.5) Russell E. Price 13 Crater Lane Stafford, VA 22556	0.58 acres 1/12 of 6.92 acres	0.7208%
(b.6) Mary Elizabeth Shortt (aka Marie E) P.O. Box 793 Honaker, VA 24260	0.58 acres 1/12 of 6.92 acres	0.7208%
<u>TOTAL:</u>		
Acres in Unit	2.63	
Percentage of Unit		3.2838%

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	Acres in Unit	Percent of Unit	Percent of Escrow
<u>Tract #3 - 6.92 acres</u>			
<u>COAL OWNERSHIP</u>			
(1) Harrison-Wyatt, LLC Big Ax Tr. 39 (435.00 acres) P.O. Box 11000 Danville, VA 24543	6.92 acres	8.6500%	n/a
<u>OIL & GAS OWNERSHIP</u>			
(1) D.W. Price Heirs, Devisees, Successors or Assigns (40 Acre Tract)	6.92 acres	8.6500%	
(a) Elizabeth Newberry Heirs, Devisees, Successors or Assigns			
(a.1) Willie Ronald Newberry PO Box 100 Doran, VA 24612	1.15 acres 1/6 of 6.92 acres	1.4417%	n/a
(a.2) Mildred Miller Heirs, Devisees Successors or Assigns			
(a.2.1) Roger L. Miller 3258 Mill Creek Rd. Raven, VA 24639	1.15 acres 1/6 of 6.92 acres	1.4417%	n/a
(a.3) Shirley Blair Heirs, Devisees Successors or Assigns			
(a.3.1) Teresa McGlothlin 757 Barnette St. Richlands, VA 24641	0.58 acres 1/12 of 6.92 acres	0.7208%	n/a
(a.3.2) Sherrie Boyd Street 216 Brown Bottom Lane Cedar Bluff, VA 24609	0.58 acres 1/12 of 6.92 acres	0.7208%	n/a
(b) Carl V. Price Heirs, Devisees, Successors or Assigns			
(b.4) Junior Vidis Price Heirs, Devisees, Successors or Assigns			
(b.4.1) Barbara G. Price PO Box 304 Honaker, VA 24260	0.19 acres 1/36 of 6.92 acres	0.2403%	n/a
(b.4.7) Juanita Elizabeth Price PO Box 304 Swords Creek, VA 24649	0.06 acres 1/108 of 6.92 acres	0.0801%	1.9608% HB2058
(b.7) Dorothy Musick Heirs, Devisees, Successors or Assigns			
(b.7.1) Edna Gail Musick 13264 Ritchie Rd. Meadowview, VA 24361	0.19 acres 1/36 of 6.92 acres	0.2403%	5.8823% HB2058
(b.7.2) Tena Dingus 388 Clairmont Circle Castlewood, VA 24224	0.19 acres 1/36 of 6.92 acres	0.2403%	5.8823% HB2058
(b.7.3) Charles Rexford Musick 3329 Carney Farm Lane Portsmouth, VA 23701	0.19 acres 1/36 of 6.92 acres	0.2403%	5.8823% HB2058
<u>TOTAL CONFLICTS RESOLVED:</u>			
Acres in Unit	4.29		
Percentage of Unit		5.3662%	

2/9
Change updated
on Tax 3 on
conflicting know-
per order 03

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INSTRUMENT #150001571
RECORDED IN THE CLERK'S OFFICE OF
BUCHANAN COUNTY ON
SEPTEMBER 28, 2015 AT 03:35PM

BEVERLY S. TILLER, CLERK
RECORDED BY: GGB