

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: BB50

TRACT(S): 2

LOCATION: TAZEWELL County, Virginia

TAX ID NUMBERS:

Tax Map Identification Numbers for all parcels affected by this order are shown on: Tract
Identification Sheet

DOCKET NUMBER: VGOB-98-1215-0706-01

APPLICANTS:

CNX Gas Company LLC on behalf of CNX Gas Co LLC

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 05/03/1999, Recorded on 05/12/1999, Deed Book/Instrument No.
2450.
2. Supplemental Order Executed 07/19/1999, Recorded on 07/21/1999, Deed Book/Instrument No.
778, Page 450.

NOTICE:

2016 005919

1059

(1) Amend the Pooling Order to provide for the disbursement of funds on deposit in the Escrow Account attributable to Tract(s) 2 identified in the attached petition.

(2) Delete the requirement that the Unit Operator place future royalties attributable to Tract(s) 2 relative to the interests of the Applicants identified in the attached petition.

(3) Close the escrow account under this docket number.

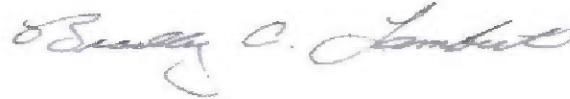
FINDINGS: Code of Virginia § 45.1-361.22 AND § 45.1-361.22:2

Applicant has certified and represented to the Board that:

- a. CNX Gas Company LLC is the gas claimant in Tracts 2. As such CNX Gas Company LLC are entitled to 100% of the CBM royalties now in escrow and as may be hereafter payable. See Va. Code Ann. § 45.1-361.22:2.A.
- b. That CNX Gas Company LLC has given the notice(s) required by § 45.1-361.22:2.A to all conflicting claimants identified in the above referenced pooling Order and any supplemental Orders pertaining thereto.
- c. That none of the conflicting claimants noticed have provided, within 45 days of the notice(s) given as provided in b. above, the Board, its designated agent the Director of the Division of Gas and Oil, the Operator and/or the Applicant evidence of either an agreement regarding the escrowed funds/royalties or a proceeding regarding same.
- d. That a detailed accounting in accordance with the applicable provisions of § 45.1-361.22 is submitted herewith and identified as Exhibit J.
- e. That an Exhibit identified as Table 1 is annexed hereto, and it specifies how the disbursement(s) is to be calculated and paid by the escrow agent.
- f. That Va. Code Ann. § 45.1-361.22:2.A. further provides that the Operator shall pay such royalties as may hereafter be payable directly to the gas claimant CNX Gas Company LLC and not escrow same. See Exhibit EE annexed hereto.

RELIEF GRANTED:

DONE AND EXECUTED this 31 day of March, 2016 by a majority of the Virginia Gas and Oil Board.



Chairman, Bradley C. Lambert

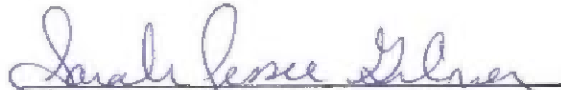
DONE AND PERFORMED this 31 day of March, 2016 by Order of the Virginia Gas and Oil Board.



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

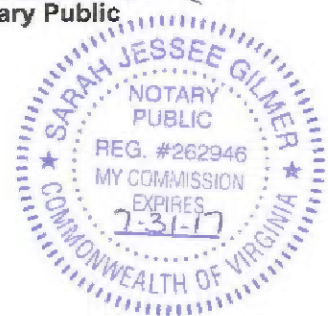
COMMONWEALTH OF VIRGINIA
COUNTY OF RUSSELL

Acknowledged on this 31st day of March, 2016, 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 and appeared Rick Cooper, being duly sworn did depose and say that he is Principal Executive to the staff of the Virginia Gas and Oil Board, that they 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 98-1215-0706-01

RELIEF SOUGHT: (1) DISBURSEMENT FROM ESCROW REGARDING TRACT(S) 2 (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: BB50

TAZEWELL 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) 2 as depicted upon the annexed Table; and (2) authorization to begin paying royalties directly to CNX Gas Company LLC.

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

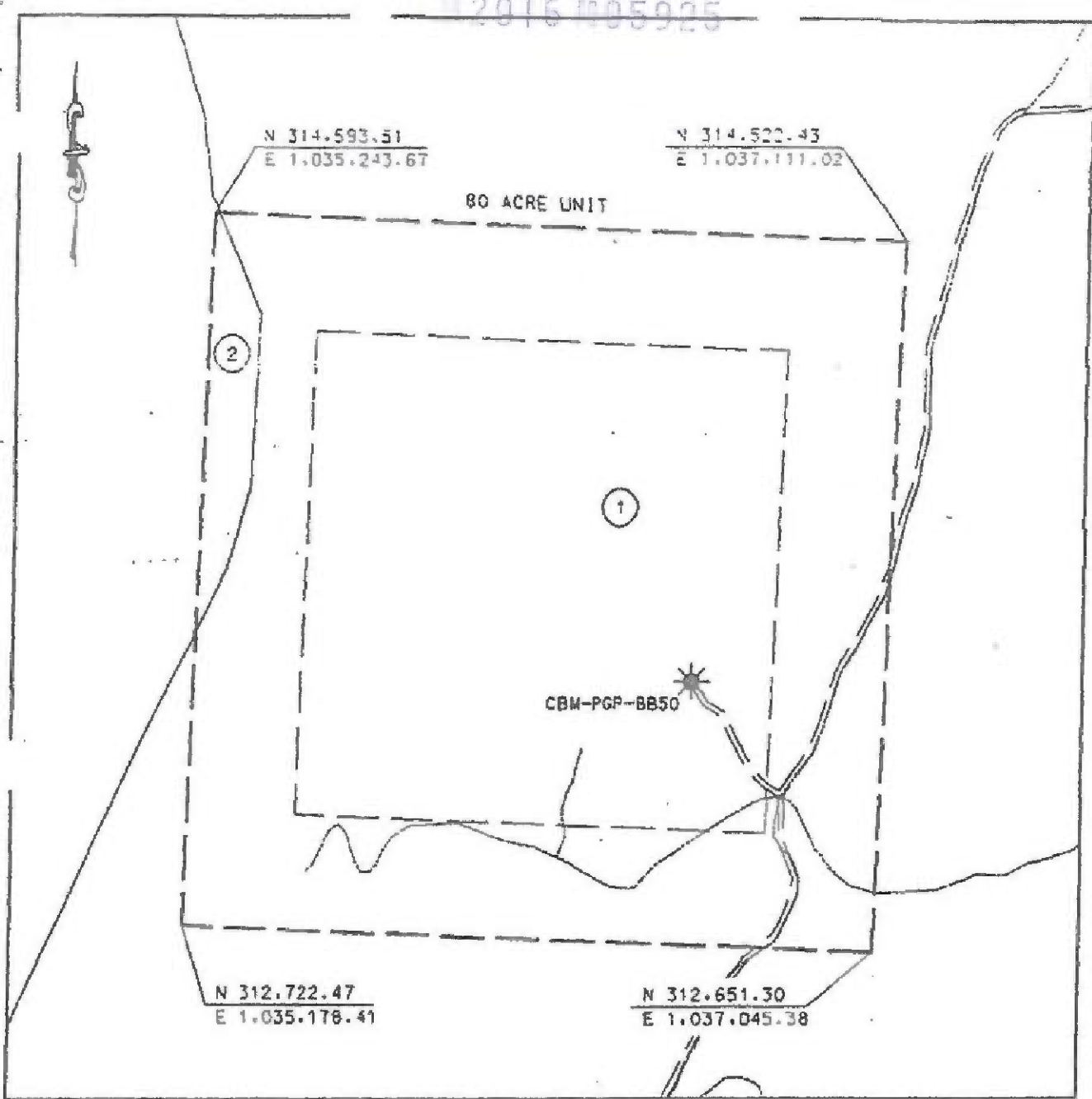
5. Factual basis for relief requested

- a. CNX Gas Company LLC is the gas claimant in Tracts 2. As such CNX Gas Company LLC are entitled to 100% of the CBM royalties now in escrow and as may be hereafter payable. See Va. Code Ann. § 45.1-361.22:2.A.
- b. That CNX Gas Company LLC has given the notice(s) required by § 45.1-361.22:2.A to all conflicting claimants identified in the above referenced pooling Order and any supplemental Orders pertaining thereto.
- c. That none of the conflicting claimants noticed have provided, within 45 days of the notice(s) given as provided in b. above, the Board, its designated agent the Director of the Division of Gas and Oil, the Operator and/or the Applicant evidence of either an agreement regarding the escrowed funds/royalties or a proceeding regarding same.
- d. That a detailed accounting in accordance with the applicable provisions of § 45.1-361.22 is submitted herewith and identified as Exhibit J.
- e. That an Exhibit identified as Table 1 is annexed hereto, and it specifies how the disbursement (s) is to be calculated and paid by the escrow agent.
- f. That Va. Code Ann. § 45.1-361.22:2.A. further provides that the Operator shall pay such royalties as may hereafter be payable directly to the gas claimant CNX Gas Company LLC and not escrow same. See Exhibit EE annexed hereto.

6. Attestation

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

2016 005925



LEGEND

- TRACT LAND HOOK
- TRACT LAND ID'S

EXHIBIT A
OAKWOOD FIELD UNIT BB-50
FORCE POOLING
VGOB-98-1215-0706

Company Pocahontas Gas Partnership Well Name and Number UNIT BB50
Tract No. _____ Elevation _____ Quadrangle Jewell Ridge
County Tazewell District Maiden Springs Scale: 1" = 400' Date 11/11/98
This plat is a new plat X : an updated plat _____ : or a final plat _____

Form DGO-GO-7
Rev. 9/91
Charles D. Mays
Licensed Professional Engineer or Licensed Land Surveyor (Affix Seal)

POCAHONTAS GAS PARTNERSHIP

UNIT BB-50

Tract Identifications

1. Southern Region Industrial Realty Corp. Et al. Tr. 1 - Coal, Oil & Gas (except P-3 seam)
 Reserve Coal Properties - (Owner P-3 Seam)
 Coal Lessees
 Anker Virginia Mining Company Inc. - All seams except P-3, Raven, Tiller and Lower Seaboard
 Jewett Ridge Coal Corporation - Raven, Tiller and Lower Seaboard
 Pocahontas Gas Partnership - Oil & Gas Lessee
 Pocahontas Gas Partnership - CBM Lessee
 77.60 acres 97.0000%
2. James W. Harman Jr. et al - P-3 seam Coal
 M-M-M Inc. - Remainder of Coal, Oil & Gas
 Reserve Coal Properties Co. - Coal Lessee
 2.40 acres 3.0000%

2016 005927

Exhibit E
Unit BB-50
VGOB# 98-1215-0706-01
List of Respondents to be escrowed

Net Acres
in Unit

Interest In
Unit

Percent of
Escrow

Escrowing no longer required

2016 1005928

Exhibit EE
Unit BB-50
VGOB# 98-1215-0706-01
List of Respondents with Royalty Split Agreements/Court Orders/HB2058

	Net Acres In Unit	Interest in Unit	Percent of Escrow
<u>Tract #2 - 2.40 acres</u>			
<u>COAL OWNERSHIP</u>			
(1) James W. Harman, Jr., et al. (Pocahontas No.3 Seam only - 1097.14 acre tract)	2.40 acres	3.0000%	
(a) James W. Harman Jr. c/o Diana Coulthard, Trust Officer First Community Bank P.O. Box 950 Bluefield, WV 24701	0.34 acres 1/7 of 2.40 acres	0.4286%	
(b) S. Laird Harman 233 Grace Lane NE Riner, VA 24149	0.34 acres 1/7 of 2.40 acres	0.4286%	
(c) Bettie H. St Clair 104 Dial Rock Road North Tazewell, VA 24630	0.34 acres 1/7 of 2.40 acres	0.4286%	
(d) The Estate of Minnie E. Harman, Inc. P.O. Box 323 Tazewell, VA 24661	0.34 acres 1/7 of 2.40 acres	0.4286%	
(e) Evelyn H. Harman 1924 Glenwood Park Road Princeton, WV 24740	0.34 acres 1/7 of 2.40 acres	0.4286%	
(f) James W. Harman, III 1208 Modley Valley Rd. Tazewell, VA 24661	0.34 acres 1/7 of 2.40 acres	0.4286%	
(g) Jonathan H. Harman 2727 Mountain View Avenue Bluefield, WV 24701	0.34 acres 1/7 of 2.40 acres	0.4286%	
(2) CNX Gas Company LLC (all other seams) PO Box 643830 Pittsburgh, PA 15264-3830	2.40 acres	3.0000%	

OIL & GAS OWNERSHIP

M-M-M New Life Energy, Inc - devoted to RCPC 1/8/2001

(1) CNX Gas Company LLC PO Box 643830 Pittsburgh, PA 15264-3830	2.40 acres	3.0000%	100.00%
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Total Conflicts Resolved

Total Acres	2.4
Total Percentage	100.00%

INSTRUMENT #160001059
RECORDED IN THE CLERK'S OFFICE OF
TAZEWELL COUNTY ON
APRIL 20, 2016 AT 11:30AM
TAMMY B. ALLISON, CLERK
RECORDED BY: MLT