

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: AX107

TRACT(S): 1A, 1B

LOCATION: RUSSELL County, Virginia

DOCKET NUMBER: VGOB-01-0821-0910-01

APPLICANTS: CNX Gas Company LLC on behalf of CNX Gas Company LLC

HEARING DATE AND LOCATION: Russell County Government Center, Lebanon, Virginia
January 19, 2016 and February 16, 2016

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

PRIOR PROCEEDINGS:

1. Original Pooling Order Executed 12/18/2001, Recorded on 01/10/2002, Deed Book/Instrument No. 544, Page 553.
2. Supplemental Order Executed 02/18/2003, Recorded on 02/25/2003, Deed Book/Instrument No. 575, Page 915.
3. Supplemental Order, Recorded on 05/27/2014, Deed Book/Instrument No. 0776, Page 0078.

NOTICE:

The Unit Operator gave notice to the Applicants that the Board would consider its disbursement petition at the January 19, 2016 hearing and was continued to February 16, 2016 where the Board considered whether to:

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

(2) Delete the requirement that the Unit Operator place future royalties attributable to Tract(s) 1A, 1B 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:

Settlement Agreement dated April 17, 2012 states that CNX Gas Company LLC will receive a one-time payment of funds in escrow; therefore 100% of the royalty will be paid to CNX Gas Company LLC. The 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:

Unit AX107
VGOB Disbursement

VGOB-01-0821-0910-01

Table 1

Tracts: 1A, 1B

VGOB Disbursement Unit AX107							
VGOB-01-0821-0910-01							
Table 1							
Tracts: 1A, 1B							
Item	Tract	Disbursement Table	Fractional Ownership	Net Acreage Ownership	Royalty Split	Escrowed Acres	Percent of Escrowed Funds Disbursed
			in Tract	in Tract	Agreement	Disbursed	Disbursed
		Total acreage in escrow before disbursement				0.38570	
	1A	Tract 1A (total acreage)	0.3300				
1	1A	CNX Gas Company LLC IPO Box 570, Pounding Mill, VA 24637		0.3345	100.00%	0.3345	86.7254%
	1B	Tract 1B (total acreage)	0.0500				
1	1B	CNX Gas Company LLC IPO Box 570, Pounding Mill, VA 24637		0.0512	100.00%	0.0512	13.2746%

1. The Escrow Agent is ordered, to within ten (10) days of receipt of this executed order, disburse funds for the unit and applicants detailed in Table 1.

2. The Escrow Agent is ordered to close the Escrow Account for the Subject Drilling unit based on the attached Revised Exhibit E which replaces all prior Exhibit E's recorded for the Subject Drilling Unit.

CONCLUSION:

Therefore, the requested relief and all terms and provisions set forth above be and hereby are granted and IT IS SO ORDERED.

APPEALS:

Appeals of this Order are governed by the provisions of the Code of Virginia § 45.1-361.9 which provides that any order or decision of the Board may be appealed to the appropriate circuit court and that whenever a coal owner, coal operator, gas owner, gas operator, or operator of a gas storage field certificated by the State Corporation Commission is a party in such action, the court shall hear such appeal de novo.

DONE AND EXECUTED this 20 day of February, 2016 by a majority of the Virginia Gas and Oil Board.

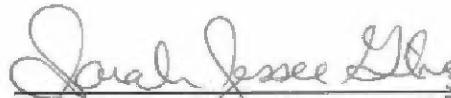
BOOK 0799 PAGE 018



Chairman, Bradley C. Lambert

COMMONWEALTH OF VIRGINIA
COUNTY OF RUSSELL

Acknowledged on this 20th day of February, 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, that he executed the same and was authorized to do so.


Sarah Jessee Gilmer, Notary Public
262946

My Commission expires: July 31, 2017

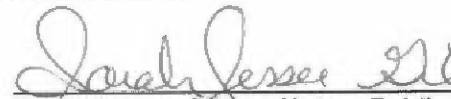
DONE AND PERFORMED this 21 day of February, 2016 by Order of the Virginia Gas and Oil Board.



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

COMMONWEALTH OF VIRGINIA
COUNTY OF RUSSELL

Acknowledged on this 21st day of February, 2016, 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 01-0821-0910-01

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

HEARING DATE: January 19, 2016

DRILLING UNIT: AX107

RUSSELL 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, attributable to Tracts 1A & 1B, as depicted upon the annexed table; and (2) authorization to begin paying royalties directly to the following parties: 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

Settlement Agreement dated April 17, 2012 states that CNX Gas Company LLC will receive a one-time payment of funds in escrow; therefore 100% of the royalty will be paid to CNX Gas Company LLC. The 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.

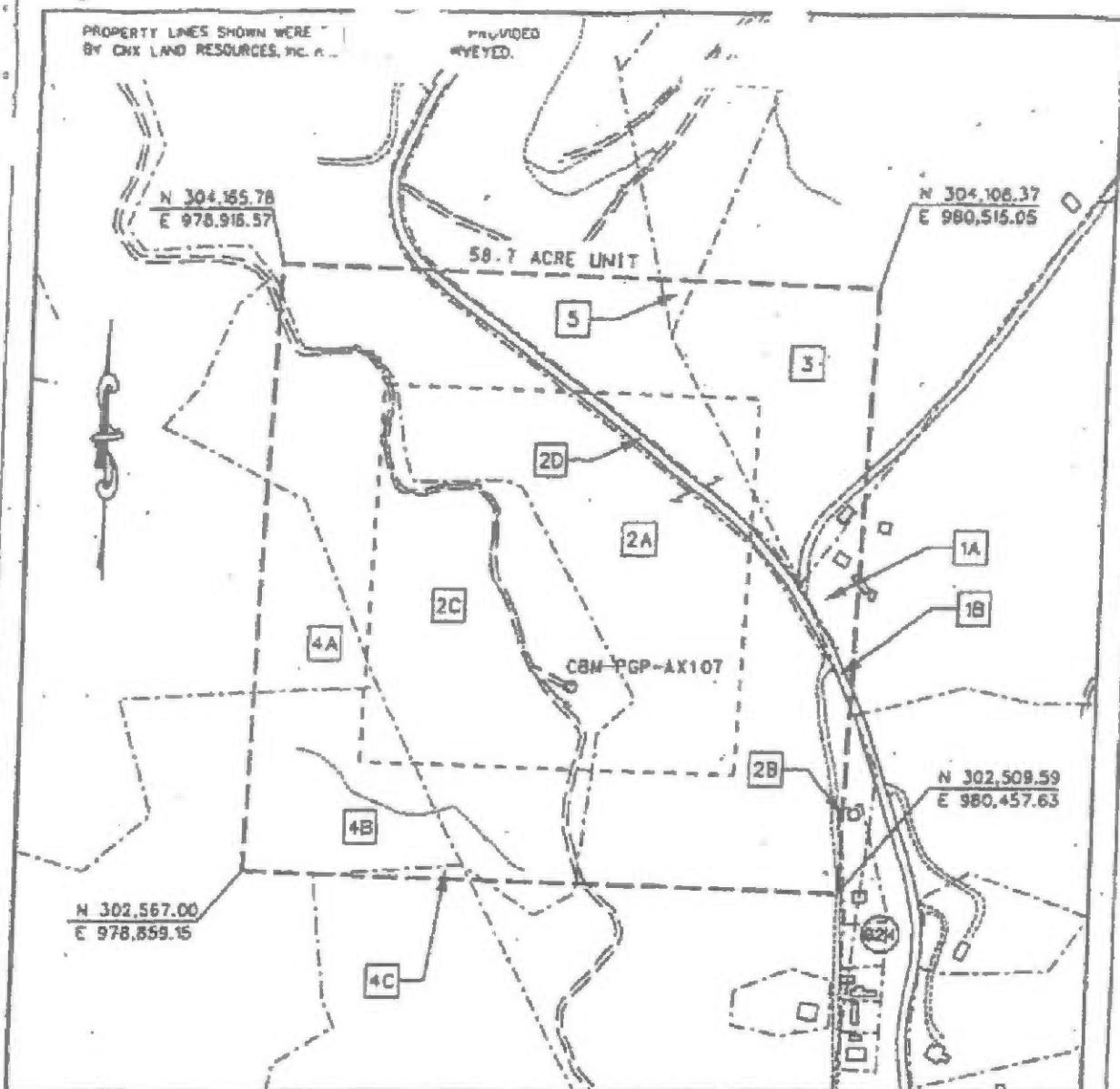


EXHIBIT A
MIDDLE RIDGE 1 FIELD
UNIT AX-107
FORCE POOLING
VGDB-01-0821-0910

Company Pocahontas Gas Partnership Well Name and Number UNIT AX-107
 Tract No. _____ Elevation _____ Quadrangle Hobbs/Big A Mountain
 County Russell District New Garden/Hurricane Scale: 1" = 400' Date 7/10/01
 This plat is a new plat X : on an updated plat _____ : or a final plat _____

Form GGD-GD-7
Rev. 9/91

Charles D. Noy
Licensed Professional Engineer or Licensed Land Surveyor

Affix Seal

CNX GAS COMPANY LLC

Unit AX-107

Tract Identification

(58.70 Acre Unit)

- 1A. Buckhorn Coal Company, Tract 5 (Jacob Fuller 439.04 Acre Tract) – Coal
Knox Creek Coal Corporation – Above Drainage Coal Leased
CNX Gas Company LLC – CBM Leased
James Rasnake, et al (68.00 Acre Tract) – Oil and Gas
CNX Gas Company LLC – Oil, Gas and CBM Leased (1/24)
Buckhorn Coal Company (50%)/James Rasnake, et al (50%) – CBM
Buckhorn Coal Company – Surface
0.85 acres 1.4480%
- 1B. Buckhorn Coal Company, Tract 5 (Jacob Fuller 439.04 Acre Tract) – Coal
Knox Creek Coal Corporation – Above Drainage Coal Leased
CNX Gas Company LLC – CBM Leased
James Rasnake, et al (68.00 Acre Tract) – Oil and Gas
CNX Gas Company LLC – Oil, Gas and CBM Leased (1/24)
Buckhorn Coal Company (50%)/James Rasnake, et al (50%) – CBM
Commonwealth of Virginia – Surface
0.13 acres 0.2215%
- 2A. Buckhorn Coal Company, Tract 43 (J. C. Hurt 182.00 Acre Tract) – Fee
Knox Creek Coal Corporation – Above Drainage Coal Leased
CNX Gas Company LLC – Oil, Gas and CBM Leased
25.61 acres 43.6286%
- 2B. Buckhorn Coal Company, Tract 43 (J. C. Hurt 182.00 Acre Tract) – Coal
CNX Gas Company LLC – CBM Leased
Verdie Martin – Surface, Oil and Gas
CNX Gas Company LLC – Oil, Gas and CBM Leased
0.01 acres 0.0170%
- 2C. Buckhorn Coal Company, Tract 43 (J. C. Hurt 182.00 Acre Tract) – All Minerals
CNX Gas Company LLC – Oil, Gas and CBM Leased
Michael Martin – Surface
16.15 acres 27.5128%
- 2D. Buckhorn Coal Company, Tract 43 (J. C. Hurt 182.00 Acre Tract) – All Minerals
CNX Gas Company LLC – Oil, Gas and CBM Leased
Commonwealth of Virginia – Surface
1.33 acres 2.2658%
3. Buckhorn Coal Company (M.O. Burke 62.85 Acre Tract) – Fee
Knox Creek Coal Corporation – Above Drainage Coal Leased
CNX Gas Company LLC – Oil, Gas and CBM Leased
6.50 acres 11.0733%
- 4A. Buckhorn Coal Company, Tract 19 (J. Craig Harris 325.40 Acre Tract) – Coal
CNX Gas Company LLC – CBM Leased
Michael Martin OR Buckhorn Coal Company – Oil and Gas
CNX Gas Company LLC – Oil, Gas and CBM Leased
2.62 acres 4.4634%
- 4B. Buckhorn Coal Company, Tract 19 (J. Craig Harris 325.40 Acre Tract) – All Minerals
CNX Gas Company LLC – Oil, Gas and CBM Leased
Michael Martin – Surface
5.17 acres 8.8075%

(This title block is for general informational purposes only and does not reflect an analysis of the severance deed and its effect upon coalbed methane ownership and should not be relied upon for such purpose.)

CNX GAS COMPANY LLC

Unit AX-107

**Tract Identification
(58.70 Acre Unit)**

- 4C. Buckhorn Coal Company, Tract 19 (J. Craig Harris 325.40 Acre Tract) – Fee
CNX Gas Company LLC – Oil, Gas and CBM Leased
0.17 acres 0.2896%
- 5. Buckhorn Coal Company, Tract 4 (H.C. Stuart 260 Acre Tract) – All Minerals
Reserve Coal Properties Company – Below Tiller Coal Leased
Knox Creek Coal Corporation – Tiller and Above Coal Leased
CNX Gas Company LLC – Oil, Gas and CBM Leased
Unknown Surface Owner
0.16 acres 0.2726%

(This title block is for general informational purposes only and does not reflect an analysis of the severance deed and its effect upon coalbed methane ownership and should not be relied upon for such purpose.)

Exhibit E
Unit AX-107
Docket #VGOB 01-0821-0910-01
List of Respondents that require escrow

Acres in Unit	Interest in Unit
Escrowing not required	

	Acres in Unit	Interest in Unit	Percent of Escrow
<u>Tract #1A, 0.85 acres</u>			
<u>COAL OWNERSHIP</u>			
(1) Buckhorn Coal Company, Tract 5 (Jacob Fuller 439.04 acre tract) P. O. Box 187 Tazewell, VA 24651	0.85 acres	1.4480%	n/a
<u>OIL & GAS OWNERSHIP</u>			
(1) James Rasnake, et al. (a.k.a. - Jacob Fuller Heirs, Devisees, Successors or Assigns - 68 Acre Tract)	0.85 acres	1.4480%	
(a) James D. Rasnake P.O. Box 1914 Honaker, VA 24260	0.407 acres 23/46 of 0.85 acres	0.6939%	n/a
(b) Mike O. Rasnake Heirs, Devisees, Successors or Assigns			
(b.1) Peggy Rasnake	By Deed of Gift dated April 25, 2012, Peggy Rasnake conveyed her interest to Bobby Rasnake, Donna Whitl, Harold Dye & Deborah Carlock; DB 747/285 (RC) & Inst.# 120000804 (BC) Bobby Rasnake and Donna Whitl also joined in the deed to convey the same equally.		
(b.1) Bobby Lee Rasnake 1233 Miller Creek Rd. Honaker, VA 24260	0.102 acres 23/192 of 0.85 acres	0.1735%	n/a
(b.2) Donna Jean Whitl 6980 Drill Rd. Honaker, VA 24260	0.102 acres 23/192 of 0.85 acres	0.1735%	n/a
(b.3) Harold David Dye 1162 Fescue Road Rowe, VA 24646	0.102 acres 23/192 of 0.85 acres	0.1735%	n/a
(b.4) Deborah Cook Carlock 1394 Elk Garden Road Lebanon, VA 24266	0.102 acres 23/192 of 0.85 acres	0.1735%	n/a
(c) Lucy Blankenship P.O. Box 1914 Honaker, VA 24260	0.035 acres 1/24 of 0.85 acres	0.0603%	n/a
<u>CBM OWNERSHIP (68 Acre Tract):</u>			
By Deed of Indenture each dated 09/17/10, James Rasnake (DB 725/632), Mike Rasnake, Dec. (DB 725/638) and Lucy Blankenship (DB 725/625) conveyed an undivided one-half (1/2) interest in their claim to the CBM Estate to Buckhorn Coal Company. In turn, Buckhorn Coal Company conveyed the same.			
(1) James Rasnake, et al. (a.k.a. - Jacob Fuller Heirs, Devisees, Successors or Assigns - 68 Acre Tract)	0.85 acres	1.4480%	
(a) James D. Rasnake P.O. Box 1914 Honaker, VA 24260	0.204 acres 23/96 of 0.85 acres	0.3469%	n/a
(b.1) Peggy Rasnake	By Deed of Gift dated April 25, 2012, Peggy Rasnake conveyed her interest to Bobby Rasnake, Donna Whitl, Harold Dye & Deborah Carlock; DB 747/285 (RC) & Inst.# 120000804 (BC) Bobby Rasnake and Donna Whitl also joined in the deed to convey the same equally.		
(b.1) Bobby Lee Rasnake 1233 Miller Creek Rd. Honaker, VA 24260	0.051 acres 23/384 of 0.85 acres	0.0867%	n/a
(b.2) Donna Jean Whitl 6980 Drill Rd. Honaker, VA 24260	0.051 acres 23/384 of 0.85 acres	0.0867%	n/a
(b.3) Harold David Dye 1162 Fescue Road Rowe, VA 24646	0.051 acres 23/384 of 0.85 acres	0.0867%	n/a
(b.4) Deborah Cook Carlock 1394 Elk Garden Road Lebanon, VA 24266	0.051 acres 23/384 of 0.85 acres	0.0867%	n/a
(c) Lucy Blankenship P.O. Box 1914 Honaker, VA 24260	0.018 acres 1/48 of 0.85 acres	0.0302%	n/a

List of Respondents with Royalty Split Agreements/Court Orders/Deeds

	Acres in Unit	Interest in Unit	Percent of Escrow
(2) Buckhorn Coal Company, Tr. 5 (Jacob Fuller 439.04 Acre Tract) P. O. Box 187 Tazewell, VA 24651	0.425 acres 1/2 of 0.85 acres	0.7240%	n/a
Due to the Settlement Agreement and Release dated April 17, 2012, CNX will receive a one time payment of funds in escrow			
CNX Gas Company LLC P.O. Box 643830 Canonsburg, PA 15264-3830			96.7254%

Tract #1B, 0.13 acres

COAL OWNERSHIP

(1) Buckhorn Coal Company, Tract 5 (Jacob Fuller 439.04 acre tract) P. O. Box 187 Tazewell, VA 24651	0.13 acres	0.2215%	n/a
---	------------	---------	-----

OIL & GAS OWNERSHIP

(1) James Rasnake, et al. (a.k.a. - Jacob Fuller Heirs, Devisees, Successors or Assigns - 68 Acre Tract)	0.13 acres	0.2215%	
(a) James D. Rasnake P.O. Box 1914 Honaker, VA 24260	0.062 acres 23/46 of 0.13 acres	0.1061%	n/a
(b) Mike O. Rasnake Heirs, Devisees, Successors or Assigns			
(b.1) Peggy Rasnake	By Deed of Gift dated April 25, 2012, Peggy Rasnake conveyed her interest to Bobby Rasnake, Donna Whitt, Harold Dye & Deborah Carlock; DB 747/285 (RC) & Inst.# 120000864 (8C) Bobby Rasnake and Donna Whitt also joined in the deed to convey the same equally.		
(b.1) Bobby Lee Rasnake 1233 Miller Creek Rd. Honaker, VA 24260	0.016 acres 23/192 of 0.13 acres	0.0285%	n/a
(b.2) Donna Jean Whitt 6980 Drill Rd. Honaker, VA 24260	0.016 acres 23/192 of 0.13 acres	0.0285%	n/a
(b.3) Harold David Dye 1162 Fescue Road Rowe, VA 24648	0.016 acres 23/192 of 0.13 acres	0.0285%	n/a
(b.4) Deborah Cook Carlock 1394 Elk Garden Road Lebanon, VA 24266	0.016 acres 23/192 of 0.13 acres	0.0285%	n/a
(c) Lucy Blankenship P.O. Box 1914 Honaker, VA 24260	0.005 acres 1/24 of 0.13 acres	0.0092%	n/a

CBM OWNERSHIP (68 Acre Tract):

By Deed of Indenture each dated 09/17/10, James Rasnake (DB 725/532), Mike Rasnake, Dec. (DB 725/538) and Lucy Blankenship (DB 725/625) conveyed an undivided one-half (1/2) interest in their claim to the CBM Estate to Buckhorn Coal Company. In turn, Buckhorn Coal Company conveyed the same.

(1) James Rasnake, et al. (a.k.a. - Jacob Fuller Heirs, Devisees, Successors or Assigns - 68 Acre Tract)	0.13 acres	0.2215%	
(a) James D. Rasnake P.O. Box 1914 Honaker, VA 24260	0.031 acres 23/96 of 0.13 acres	0.0531%	n/a
(b.1) Peggy Rasnake	By Deed of Gift dated April 25, 2012, Peggy Rasnake conveyed her interest to Bobby Rasnake, Donna Whitt, Harold Dye & Deborah Carlock; DB 747/285 (RC) & Inst.# 120000864 (8C) Bobby Rasnake and Donna Whitt also joined in the deed to convey the same equally.		
(b.1) Bobby Lee Rasnake 1233 Miller Creek Rd. Honaker, VA 24260	0.008 acres 23/384 of 0.13 acres	0.0133%	n/a
(b.2) Donna Jean Whitt 6980 Drill Rd. Honaker, VA 24260	0.008 acres 23/384 of 0.13 acres	0.0133%	n/a

	Acres in Unit	Interest in Unit	Percent of Escrow
(b.3) Harold David Dye 1162 Fescue Road Rowe, VA 24646	0.008 acres 23/384 of 0.13 acres	0.0133%	n/a
(b.4) Deborah Cook Carlock 1394 Elk Garden Road Lebanon, VA 24266	0.008 acres 23/384 of 0.13 acres	0.0133%	n/a
(c) Lucy Blenkinship P.O. Box 1914 Honaker, VA 24260	0.008 acres 1/48 of 0.13 acres	0.0046%	n/a
(2) Buckhorn Coal Company, Tr. 5 (Jacob Fuller 439.04 Acre Tract) P. O. Box 187 Tazewell, VA 24651	0.065 acres 1/2 of 0.13 acres	0.1107%	n/a
Due to the Settlement Agreement and Release dated April 17, 2012, CNX will receive a one time payment of funds in escrow			
CNX Gas Company LLC P.O. Box 643830 Canonsburg, PA 15264-3830			13.2746%

Tract #2B, 0.01 acres

COAL OWNERSHIP

(1) Buckhorn Coal Company, Tract 43 (J.C. Hurt 182 acre tract) P. O. Box 187 Tazewell, VA 24651	0.01 acres	0.0170%	n/a
--	------------	---------	-----

OIL & GAS OWNERSHIP

(1) Verdie Martin 66 Kents Road Honaker, VA 24260	0.01 acres	0.0170%	n/a
---	------------	---------	-----

Tract #4A, 2.62 acres

COAL OWNERSHIP

(1) Buckhorn Coal Company, Tract 19 (J. Craig Harris 325.40 acre tract) P. O. Box 187 Tazewell, VA 24651	1.31 acres 1/2 of 2.62 acres	2.2317%	n/a
---	---------------------------------	---------	-----

OIL & GAS OWNERSHIP

(1) Michael Martin 66 Kents Ridge Road Honaker, VA 24260	1.31 acres 1/2 of 2.62 acres	2.2317%	n/a
(OR)			
(1) Buckhorn Coal Company P. O. Box 187 Tazewell, VA 24651	1.31 acres 1/2 of 2.62 acres	2.2317%	n/a

(Pay 76% to Buckhorn / 25% Michael Martin)

1600346

VIRGINIA: IN THE OFFICE OF THE CLERK OF THE CIRCUIT OF RUSSELL COUNTY, 2-29 2016. This deed was this day presented in said office, and upon the certificate of acknowledgment thereto annexed, admitted to record at _____ o'clock P M, after payment of \$ _____ tax imposed by Sec. 58.1-802.

Original returned this date to:

Sarah Gilmer

BY: HESTER ANN S. McREYNOLDS, CLERK
Nickel Colley D. CLERK