

**VIRGINIA LAND RECORD COVER SHEET
FORM A - COVER SHEET CONTENT**

BOOK 0819 PAGE 0349

Instrument Date: 4/20/2017
Instrument Type: ODU
Number of Parcels: 0 Number of Pages: 13
 City County

RUSSELL

TAX EXEMPT? VIRGINIA/FEDERAL LAW
 Grantor: VIRGINIA GAS & OIL BOARD
 Grantee: CNX GAS COMPANY, LLC
Consideration: \$0.00
Existing Debt: \$0.00
Actual Value/Assumed: \$0.00

PRIOR INSTRUMENT UNDER § 58.1-803(D):

Original Principal: \$0.00
Fair Market Value Increase: \$0.00

(Area Above Reserved For Deed Stamp Only)

Original Book Number: 794 Original Page Number: 891 Original Instrument Number:

Prior Recording At: City County

Percentage In This Jurisdiction:

BUSINESS / NAME

1 Grantor: VIRGINIA GAS & OIL BOARD
 Grantor:
1 Grantee: CNX GAS COMPANY, LLC
2 Grantee: DYE, ALLEN

GRANTEE ADDRESS

Name: CNX GAS COMPANY, LLC
Address: 1000 CONSOL ENERGY DRIVE
City: CANNONBURG State: PA Zip Code: 15317-6506

Book Number: Page Number: Instrument Number:

Parcel Identification Number (PIN): Tax Map Number:

Short Property Description:

Current Property Address:

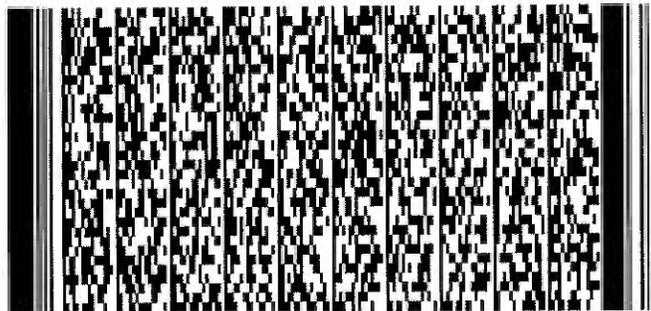
City: State: Zip Code:

Instrument Prepared By: VIRGINIA GAS & OIL BOARD Recording Paid By: DMME

Recording Returned To: DMME - DIVISION OF GAS AND OIL

Address: P. O. DRAWER 159

City: LEBANON State: VA Zip Code: 24266



**VIRGINIA LAND RECORD COVER SHEET
FORM B – ADDITIONAL GRANTORS/GRANTEES**

BOOK 0819 PAGE 0350

Instrument Date: 4/20/2017

Instrument Type: ODU

Number of Parcels: 0 Number of Pages: 13

City County
RUSSELL



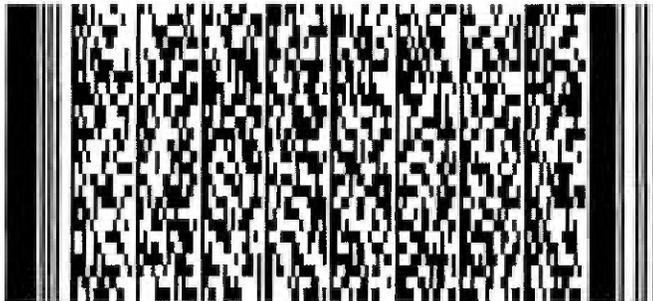
GRANTOR BUSINESS / NAME

(Area Above Reserved For Deed Stamp Only)

- Grantor: _____

GRANTEE BUSINESS / NAME

- 3 Grantee: COMPANY, BUCKHORN COAL
- 4 Grantee: COMPANY, BUCKHORN COAL
- 5 Grantee: DYE, MARY
- 6 Grantee: DYE, HOWARD
- 7 Grantee: DYE, MACK
- 8 Grantee: DYE, LINDA
- Grantee: _____
- Grantee: _____





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: BA111

TRACT(S): A portion of 4

LOCATION: RUSSELL County, Virginia

DOCKET NUMBER: VGOB-02-0416-1024-03

APPLICANTS: CNX Gas Company LLC on behalf of Allen Dye, Buckhorn Coal Company

HEARING DATE AND LOCATION: Russell County Government Center, Lebanon, Virginia
April 18, 2017

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

PRIOR PROCEEDINGS:

1. Original Pooling Order Executed 07/08/2002, Recorded on 07/15/2002, Deed Book/Instrument No. 558, Page 766.
2. Supplemental Order Executed 02/18/2003, Recorded on 02/25/2003, Deed Book/Instrument No. 575, Page 975.
3. Supplemental Order, Recorded on 04/02/2015, Deed Book/Instrument No. 0787, Page 0798.
4. Disbursement Order -01 Executed 05/11/2015, Recorded on 05/22/2015, Deed Book/Instrument No. 0789, Page 0630.
5. Disbursement Order -02 Executed 10/05/2015, Recorded on 10/26/2015, Deed Book/Instrument No. 0794, Page 0891.

NOTICE:

The Unit Operator gave notice to the Applicants that the Board would consider its disbursement petition at the April 18, 2017 hearing and 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) A portion of 4 identified in the attached petition.
- (2) Delete the requirement that the Unit Operator place future royalties attributable to Tract(s) A portion of 4 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:

- a. Buckhorn Coal Company and Allen E. Dye have entered into royalty split agreement(s). Said royalty split agreement allows the Applicant and Designated Operator to pay royalties directly to the persons identified in Exhibit EE annexed hereto and the annexed Exhibit A-1, further, specifies how said royalties are to be divided and paid.

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 continue 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.

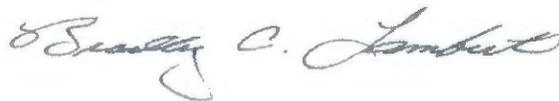
CONCLUSION:

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 18 day of April, 2017 by a majority of the Virginia Gas and Oil Board.



Chairman, Bradley C. Lambert

DONE AND PERFORMED this 18 day of April, 2017 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 18th day of Apr'il, 2017, 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 02-0416-1024-03

RELIEF SOUGHT: (1) DISBURSEMENT FROM ESCROW REGARDING TRACT(S) A portion of 4 (2) AND AUTHORIZATION FOR DIRECT PAYMENT OF ROYALTIES (3) AND DISMISSAL OF COAL OWNERS PURSUANT TO CODE OF VIRGINIA SECTION 45.1-361.22:2.

HEARING DATE: April 18, 2017

DRILLING UNIT: BA111

RUSSELL COUNTY, VIRGINIA

PETITION FOR ORDER OF DISBURSEMENT OF ESCROW FUNDS

1. Petitioner and its counsel

Petitioner is CNX Gas Company 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(s) attributable to Tract(s) portion of 4 as depicted upon the annexed Exhibit A-1; and (2) authorization to begin paying royalties directly to the parties to the royalty split between Buckhorn Coal Company and Allen E. Dye

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. Buckhorn Coal Company and Allen E. Dye have entered into royalty split agreement(s). Said royalty split agreement allows the Applicant and Designated Operator to pay royalties directly to the persons identified in Exhibit EE annexed hereto and the annexed Exhibit A-1, 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.

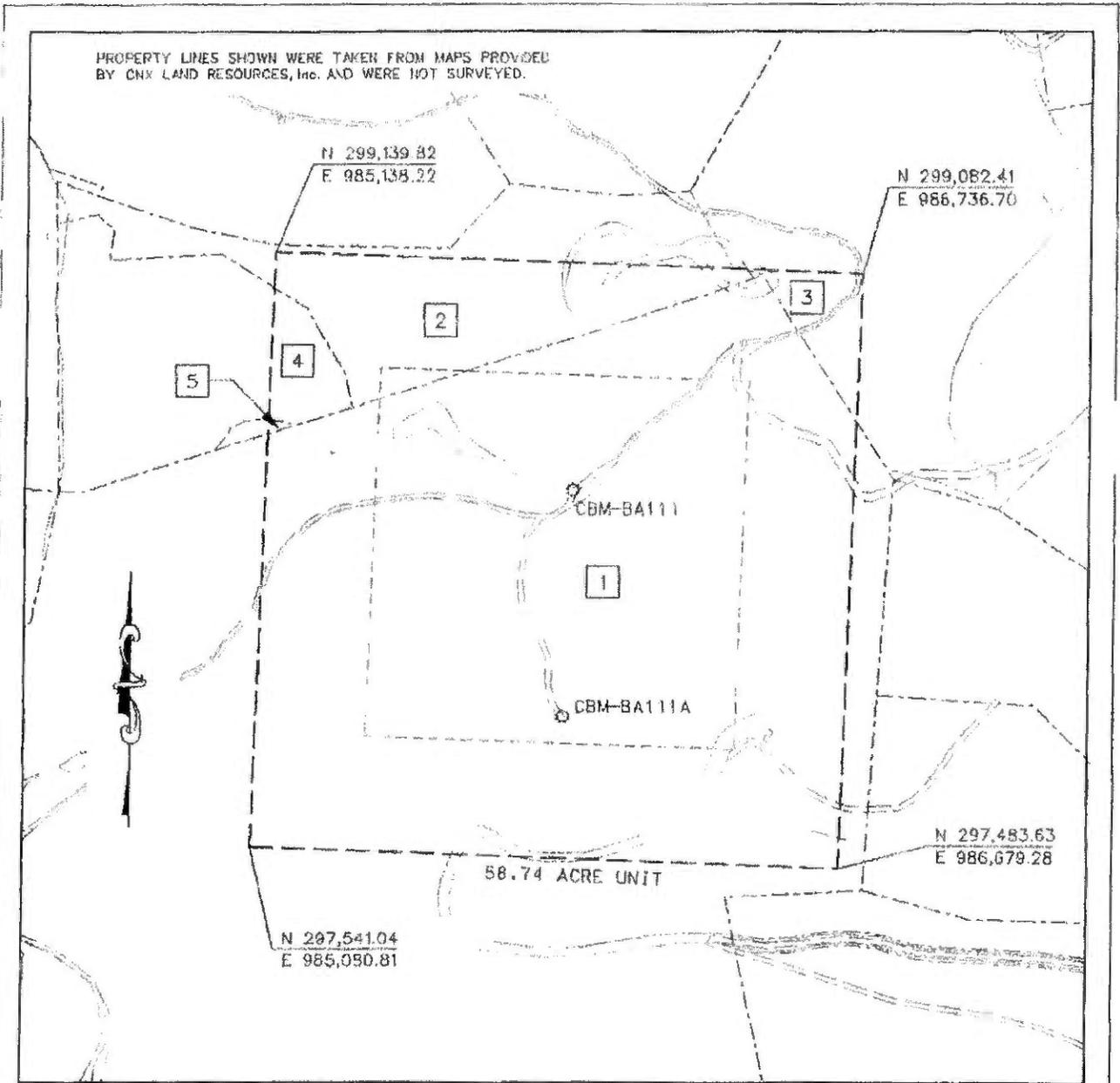


EXHIBIT A
MIDDLE RIDGE 1 FIELD
UNIT BA-111
FORCE POOLING
VG0B-02-0416-1024-01

Company CNX GAS COMPANY, LLC Well Name and Number UNIT BA111

Tract No. _____ Elevation _____

County Russell District New Garden

This plat is a new plat X : an updated p

Form DGO-GO-7
Rev. 9/91

Licensed Professional Engine



Digitally signed by James R Dills, Jr.
DN: cn=US, o=Golden Trust ACES Business
Representative, ou=D. R. PRICE
or ENGINEERING AND LAND SURVEYING
INC PC, cn=James R Dills Jr,
092342192003001001.1=AO10969
0000012E01701153000027EA
Date: 2015.05.07 14:14:45 -04'00'

CNX Gas Company LLC**Unit BA-111****Tract Identifications****(58.74 Acre Unit)**

1. Buckhorn Coal Company, Tract 10 (J. T. Stinson 170 Acre Tract) – Fee
Reserve Coal Properties Company – Below Drainage Coal Leased
Knox Creek Coal Company – Above Drainage Coal Leased
CNX Gas Company LLC – Oil, Gas and CBM Leased
49.74 acres 84.6782%
2. Buckhorn Coal Company, Tract 9 (H.C. Stuart 405.06 Acre Tract) – Coal
Reserve Coal Properties Company – Below Drainage Coal Leased
Knox Creek Coal Company – Above Drainage Coal Leased
CNX Gas Company LLC – CBM Leased
Lowie Perkins, et al. – Surface, Oil and Gas
CNX Gas Company LLC – Oil, Gas and CBM Leased
6.38 acres 10.8614%
3. Buckhorn Coal Company Tr. 9 (H.C. Stuart 405.06 Acre Tract) - Coal
Reserve Coal Properties Company - Below Drainage Coal Leased
Knox Creek Coal Corporation - Above Drainage Coal Leased
CNX Gas Company LLC – CBM Leased
James Rasnake, et al (51.25 Acre Tract) – Oil and Gas (50%)
Catherine Caldwell (51.25 Acre Tract) – Oil and Gas (50%)
Buckhorn Coal Company (50%) / James Rasnake, et al (50%) – CBM (50%)
CNX Gas Company LLC – Oil, Gas and CBM Leased (25/48)
Wanda L. Ray, et al – Surface
1.31 acres 2.2302%
4. Buckhorn Coal Company, Tract 9 (H.C. Stuart 405.06 Acre Tract) – Coal
Reserve Coal Properties Company – Below Drainage Coal Leased
Knox Creek Coal Company – Above Drainage Coal Leased
CNX Gas Company LLC – CBM Leased
Mary Dye, et al – Surface, Oil and Gas
CNX Gas Company LLC – Oil, Gas and CBM Leased (8/9)
1.27 acres 2.1621%
5. Buckhorn Coal Company, Tract 9 (H.C. Stuart 405.06 Acre Tract) – Coal
Reserve Coal Properties Company – Below Drainage Coal Leased
Knox Creek Coal Company – Above Drainage Coal Leased
CNX Gas Company LLC – CBM Leased
Donald Whited – Surface, Oil and Gas
CNX Gas Company LLC – Oil, Gas and CBM Leased
0.04 acres 0.0681%

(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 BA111
 Docket #VGOB 02-0416-1024-03
 List of Respondents that require escrow
 (58.74 Acre Unit)

| | Acres in Unit | Interest in Unit |
|---|----------------------------------|------------------|
| <u>Tract #4, 1.27 acres</u> | | |
| COAL OWNERSHIP | | |
| (1) Buckhorn Coal Company, Tr.9 (H.C. Stuart 405.06 acre tract) P. O. Box 187 Tazewell, VA 24651 | 1.27 acres | 2.1621% |
| OIL & GAS OWNERSHIP | | |
| Outstanding W9's | | |
| (1) Mary Dye, et al. | 1.27 acres | 2.1621% |
| (b) Howard Dye 26 N. Main Street Canton, NC 28716 | 0.141 acres 1/9 of 1.27 acres | 0.2402% |
| (f) Mack Dye Heirs, Devisees, Successors, or Assigns | | |
| (f.1) Linda Dye 2956 East 65th Street Cleveland, OH 11427 | 0.141 acres 1/9 of 1.27 acres | 0.2402% |

Exhibit EE
Unit-BA111
Docket #VGOB 02-0416-1024-03
List of Respondents with Royalty Split Agreements/Court Orders/HB2058
(58.74 Acre Unit)

| | Acres In Unit | Interest in Unit | Percent of Escrow |
|--|-----------------------------------|--|-------------------|
| <u>Tract #2, 6.38 acres</u> | | | |
| <u>COAL OWNERSHIP</u> | | | |
| (1) Buckhorn Coal Company, Tr.9 <i>(H.C. Stuart 405.06 acre tract)</i> P. O. Box 187 Tazewell, VA 24651 | 6.38 acres | 10.8614% | <i>n/a</i> |
| <u>OIL & GAS OWNERSHIP</u> | | | |
| (1) Lowie Perkins, et al. <i>(11.00 acre tract)</i> | 6.38 acres | 10.8614% | |
| (a) Lowie Perkins 1452 Drill Road Honaker, VA 24260 | 5.92 acres 13/14 of 6.38 acres | 10.0856% | <i>n/a</i> |
| (b) Wayne Perkins Heirs, Devisees, Successors or Assigns | | | |
| (b.1) Debbie P. & Keith Boyd | | <i>Conveyed by DB 711/280 to Lowie Perkins 6/17/2009</i> | |
| (b.1.1) Lowie Perkins 1452 Drill Road Honaker, VA 24260 | 0.23 acres 1/28 of 6.38 acres | 0.3879% | <i>n/a</i> |
| (b.2) Deirdra P & Johnny F. Rickman | | <i>Conveyed by DB 705/283 to Earnest & Nancy L. Perkins 5/8/2009</i> | |
| (b.2.1) Earnest L. & Nancy L. Perkins 1450 Drill Road Honaker, VA 24260 | 0.23 acres 1/28 of 6.38 acres | 0.3879% | <i>n/a</i> |
| | Total tract acres | 6.380 | |
| | Total tract percent | 10.8614% | |

Tract #3, 1.31 acres

COAL OWNERSHIP

| | | | |
|--|------------|---------|------------|
| (1) Buckhorn Coal Company, Tr.9 <i>(H.C. Stuart 405.06 acre tract)</i> P. O. Box 187 Tazewell, VA 24651 | 1.31 acres | 2.2302% | <i>n/a</i> |
|--|------------|---------|------------|

OIL & GAS OWNERSHIP

| | | | |
|--|------------|---------|--|
| James Rasnake, et al. <i>(aka Mike Rasnake)</i> <i>(aka Jacob Fuller Heirs, Devisees, Successors or Assigns - 51.25 acre tract)</i> | 1.31 acres | 2.2302% | |
|--|------------|---------|--|

- (1) James Rasnake, et al.
- 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.*
- (a) Mike O. Rasnake (23/96)
- By Deed of Indenture dated 09/17/10 (DB 725/638), Mike Rasnake conveyed an undivided one-half (1/2) interest in his claim to the CBM Estate to Buckhorn Coal Company. In turn, Buckhorn Coal Company conveyed the same.*

Exhibit EE
Unit-BA111
Docket #VGOB 02-0416-1024-03
List of Respondents with Royalty Split Agreements/Court Orders/HB2058
(58.74 Acre Unit)

| | Acres In Unit | Interest In Unit | Percent of Escrow |
|---|---|------------------|-------------------|
| (a.1) Buckhorn Coal Company *** P. O. Box 187 Tazewell, VA 24651 <i>*** NOTE: This ownership is for the CBM Estate Only.</i> | 0.1569 acres CBM 23/192 of 1.31 acres of CBM | 0.2672% | <i>n/a</i> |
| (a.2) Mike O. Rasnake Heirs, Devisees, Successors or Assigns (23/96 th in Oil & Gas and 23/192 nd in CBM) | | | |
| Peggy Rasnake Bobby Lee Rasnake Donna Jean Whitt | <i>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.# 120000804 (BC)</i> | | |
| (a.2.1) Bobby Lee Rasnake 1233 Miller Creek Road Honaker, VA 24260 | 0.0392 acres CBM 23/768 of 1.31 acres of CBM 23/384 of 1.31 acres of O&G | 0.0668% | <i>n/a</i> |
| (a.2.2) Donna Jean Whitt 6980 Drill Road Honaker, VA 24260 | 0.0392 acres CBM 23/768 of 1.31 acres of CBM 23/384 of 1.31 acres of O&G | 0.0668% | <i>n/a</i> |
| (a.2.3) Harold David Dye 1162 Fescue Road Rowe, VA 24646 | 0.0392 acres CBM 23/768 of 1.31 acres of CBM 23/384 of 1.31 acres of O&G | 0.0668% | <i>n/a</i> |
| (a.2.4.4) Deborah Cook Carlock 1394 Elk Garden Road Lebanon, VA 24266 | 0.0392 acres CBM 23/768 of 1.31 acres of CBM 23/384 of 1.31 acres of O&G | 0.0668% | <i>n/a</i> |
| (b) James D. Rasnake (23/96) | <i>By Deed of Indenture dated 09/17/10 (DB 725/632), James D. Rasnake conveyed an undivided one-half (1/2) interest in his claim to the CBM Estate to Buckhorn Coal Company. In turn, Buckhorn Coal Company conveyed the same.</i> | | |
| (b.1) James D. Rasnake PO Box 1914 Honaker, VA 24260 | 0.1569 acres CBM 23/192 of 1.31 acres of CBM 23/96 of 1.31 acres of O&G | 0.2672% | <i>n/a</i> |
| (b.2) Buckhorn Coal Company *** P. O. Box 187 Tazewell, VA 24651 <i>*** NOTE: This ownership is for the CBM Estate Only.</i> | 0.1569 acres CBM 23/192 of 1.31 acres of CBM | 0.2672% | <i>n/a</i> |
| (c) Lucy Blankenship (1/48) | <i>By Deed of Indenture dated 09/17/10 (DB 725/625), Lucy (Hess) Blankenship conveyed an undivided one-half (1/2) interest in her claim to the CBM Estate to Buckhorn Coal Company. In turn, Buckhorn Coal Company conveyed the same.</i> | | |
| (c.1) Lucy Blankenship 182 Romia Road Rowe, VA 24646 | 0.0136 acres CBM 1/96 of 1.31 acres of CBM 1/48 of 1.31 acres of O&G | 0.0232% | <i>n/a</i> |
| (c.2) Buckhorn Coal Company *** P. O. Box 187 Tazewell, VA 24651 <i>*** NOTE: This ownership is for the CBM Estate Only.</i> | 0.0136 acres CBM 1/96 of 1.31 acres of CBM | 0.0232% | <i>n/a</i> |
| (2) Marvin Fuller Heirs, Devisees, Successors or Assigns (1/2) | | | |
| (a) Catherine Caldwell 915 Switchback Road Christiansburg, VA 24703 | 0.6550 acres 1/2 of 1.31 acres | 1.1151% | <i>n/a</i> |

Exhibit EE
 Unit-BA111
 Docket #VGOB 02-0416-1024-03
 List of Respondents with Royalty Split Agreements/Court Orders/HB2058
 (58.74 Acre Unit)

| | Acres in Unit | Interest in Unit | Percent of Escrow |
|--|-----------------------------------|------------------|--|
| Total tract acres | 1.310 | | |
| Total tract percent | 2.2302% | | |
| <u>Tract #4, 1.27 acres</u> | | | |
| <u>COAL OWNERSHIP</u> | | | |
| (1) Buckhorn Coal Company, Tr.9 <i>(H.C. Stuart 405.06 acre tract)</i> P. O. Box 187 Tazewell, VA 24651 | 1.27 acres | 2.1621% | 16.6798% - 50% Royalty Division Agreement |
| <u>OIL & GAS OWNERSHIP</u> | | | |
| (1) Mary Dye, et al. | 1.27 acres | 2.1621% | |
| (a) Mary A. Dye Heirs, Devisees, Successors or Assigns | | | |
| (a.1) Dena Foster P.O. Box 391 Damascus, VA 24236 | 0.106 acres 1/12 of 1.27 acres | 0.1802% | n/a |
| (a.2) Patricia Pridemore PO Box 205 Damascus, VA 24236 | 0.106 acres 1/12 of 1.27 acres | 0.1802% | n/a |
| (a.3) Leva Seftoon 366 Webb Smith Drive Colfax, LA 71417 | 0.106 acres 1/12 of 1.27 acres | 0.1802% | n/a |
| (a.4) Howard Russell Dye 26 N. Main St Canton, NC 28716 | 0.106 acres 1/12 of 1.27 acres | 0.1802% | n/a |
| (c) Nancy Gioitta 1976 Yorkshire Dr Brunswick, OH 44212 | 0.141 acres 1/9 of 1.27 acres | 0.2402% | n/a |
| (d) Allen Dye 19433 Avon-Belden Road Grafton, OH 44044 | 0.141 acres 1/9 of 1.27 acres | 0.2402% | 16.6798% - 50% Royalty Division Agreement |
| (e) Janice Workman 7762 State Road Parma, OH 44134 | 0.141 acres 1/9 of 1.27 acres | 0.2402% | n/a |
| (g) Russell H. Dye, Jr. 1114 Marie Ave Cuyahoga Falls, OH 44221 | 0.141 acres 1/9 of 1.27 acres | 0.2402% | n/a |
| Total tract acres | 0.988 | | |
| Total tract percent | 1.6816% | | |
| <u>Tract #5, 0.04 acres</u> | | | |
| <u>COAL OWNERSHIP</u> | | | |
| (1) Buckhorn Coal Company, Tr.9 <i>(H.C. Stuart 405.06 acre tract)</i> P. O. Box 187 Tazewell, VA 24651 | 0.04 acres | 0.0681% | n/a |

Exhibit EE
 Unit-BA111
 Docket #VGOB 02-0416-1024-03
 List of Respondents with Royalty Split Agreements/Court Orders/HB2058
 (58.74 Acre Unit)

| | Acres in Unit | Interest in Unit | Percent of Escrow |
|---|----------------------------------|------------------|-------------------|
| <u>OIL & GAS OWNERSHIP</u> | | | |
| (1) Donald Whited P.O. Box 417 Swords Creek, VA 24649 | 0.04 acres | 0.0681% | n/a |
| | Total Acreage Resolved | 8.7178 | |
| | Total Percentage Resolved | | 14.8413% |

1700903

VIRGINIA: IN THE OFFICE OF THE CLERK OF THE CIRCUIT OF RUSSELL COUNTY, 5-2, 2017. This deed was this day presented in said office, and upon the certificate of acknowledgment thereto annexed, admitted to record at 2:33 o'clock P. M, after payment of \$ — tax imposed by Sec. 58.1-802.

TESTE: ANN S. McREYNOLDS, CLERK

Original returned this date to: S. Gilmer

BY: Ann S. McReynolds CLERK