

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

Instrument Date: 7/7/2017
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

Original Book Number: 0819 Original Page Number: 333 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: COX, KIMBERLY

GRANTEE ADDRESS

Name: CNX GAS COMPANY, LLC
Address: 1000 CONSOL ENERGY DRIVE
City: CANNONSBURG

Book Number: Page Number:

Parcel Identification Number (PIN):

Short Property Description:

State: PA Zip Code: 15317-6506

Instrument Number:

Tax Map Number:

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

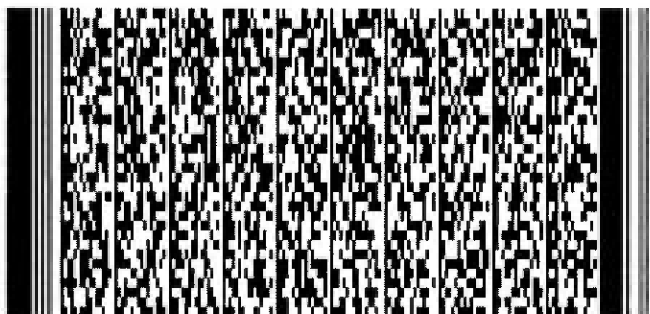
Address: P. O. DRAWER 159

City: LEBANON

State: VA Zip Code: 24266

BOOK 0823 PAGE 0552

(Area Above Reserved For Deed Stamp Only)



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

Instrument Date: 7/7/2017

Instrument Type: ODU

Number of Parcels: 0 Number of Pages: 13

City County

RUSSELL

BOOK 0823 PAGE 0554

GRANTOR BUSINESS / NAME

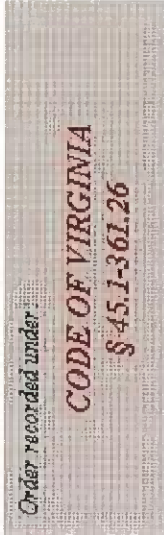
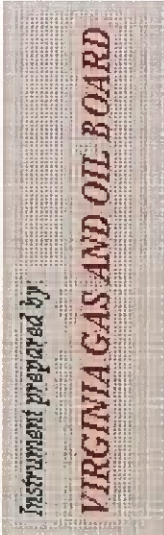
- Grantor:
- Grantor:
- Grantor:
- Grantor:
- Grantor:
- Grantor:
- Grantor:
- Grantor:

(Area Above Reserved For Deed Stamp Only)

GRANTEE BUSINESS / NAME

- 11 Grantee: STAPLETON, PAMELA
- Grantee:
- Grantee:
- Grantee:
- Grantee:
- Grantee:
- 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: BB121

TRACT(S): A portion of 1D

LOCATION: RUSSELL County, Virginia

DOCKET NUMBER: VGOB-04-0518-1288-05

APPLICANTS: CNX Gas Company LLC on behalf of Pamela Stapleton

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 12/10/2004, Recorded on 12/15/2004, Deed Book/Instrument No. 622, Page 289.
2. Supplemental Order, Recorded on 12/13/2007, Deed Book/Instrument No. 682, Page 872.
3. Disbursement Order -01 Executed 03/03/2016, Recorded on 03/21/2016, Deed Book/Instrument No. 799, Page 850.
4. Disbursement Order -02 Executed 05/06/2016, Recorded on 05/23/2016, Deed Book/Instrument No. 0802, Page 0888.

- 5. Disbursement Order -03 Executed 02/08/2017, Recorded on 03/02/2017, Deed Book/Instrument No. 0816, Page 0001.
- 6. Disbursement Order -04 Executed 04/17/2017, Recorded on 05/02/2017, Deed Book/Instrument No. 0819, Page 0333.

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 1D identified in the attached petition.
- (2) Delete the requirement that the Unit Operator place future royalties attributable to Tract(s) A portion of 1D 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. Pamela Stapleton is the gas claimants in a portion of Tr. 1D. As such Pamela Stapleton is entitled to 100% of the CBM royalties attributable to their gas claims that are 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 previously given the notice(s) required by § 45.1-361.22:2.A to all conflicting coal claimants identified in the above referenced pooling Order and any supplemental Orders pertaining thereto.
- c. That when the Board granted Petitioner's Miscellaneous Petition in VGOB 04-0518-1288-02, it dismissed the coal claimant Swords Creek Land Partnership as a Respondent to these proceedings. Accordingly, Island Creek Coal Company was not provided further notice under § 45.1-361.19 and 22 of the hearing set on this Petition.
- 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 Pamela Stapleton and shall not escrow same. See Exhibit EE annexed hereto.

RELIEF GRANTED:

VGOB Disbursement
Unit BB121

VGOB-04-0518-1288-05

Table 1

Tracts: A portion of 1D

Item	Tract	Disbursement Table	Fractional Ownership	Net Acreage Ownership	Royalty Split Agreement	Escrowed Acres Disbursed	Percent of Escrowed Funds Disbursed	Adjustment Amount
			in Tract	in Tract				
		Total acreage in escrow before disbursement			0.02770			
1D Tract 1D (total acreage)			0.5100					
1	1D	Pamela Stapleton\249 Old 52 Rd Austinville VA 24312	4/221	0.0092	100.00%	0.0092	33.3241%	

Adjustment Comments:

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.

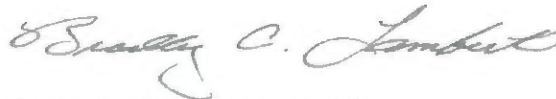
CONCLUSION:

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 7 day of July, 2017 by a majority of the Virginia Gas and Oil Board.



Chairman, Bradley C. Lambert


DONE AND PERFORMED this 7 day of July, 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 7th day of July, 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, 2021



BEFORE THE VIRGINIA GAS AND OIL BOARD

PETITIONER: CNX Gas Company LLC

DIVISION OF GAS AND OIL

DOCKET NO: VGOB 04-0518-1288-05

RELIEF SOUGHT: (1) DISBURSEMENT FROM ESCROW REGARDING TRACT(S) A portion of 1D (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: 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: BB121

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, attributable to a portion of Tract 1D, as depicted upon the annexed table; and (2) authorization to begin paying royalties directly to Pamela Stapleton.

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. Pamela Stapleton is the gas claimants in a portion of Tr. 1D. As such Pamela Stapleton is entitled to 100% of the CBM royalties attributable to their gas claims that are 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 previously given the notice(s) required by § 45.1-361.22:2.A to all conflicting coal claimants identified in the above referenced pooling Order and any supplemental Orders pertaining thereto.
- c. That when the Board granted Petitioner's Miscellaneous Petition in VGOB 04-0518-1288-02, it dismissed the coal claimant Swords Creek Land Partnership as a Respondent to these proceedings. Accordingly, Island Creek Coal Company was not provided further notice under § 45.1-361.19 and 22 of the hearing set on this Petition.
- 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 Pamela Stapleton and shall 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.

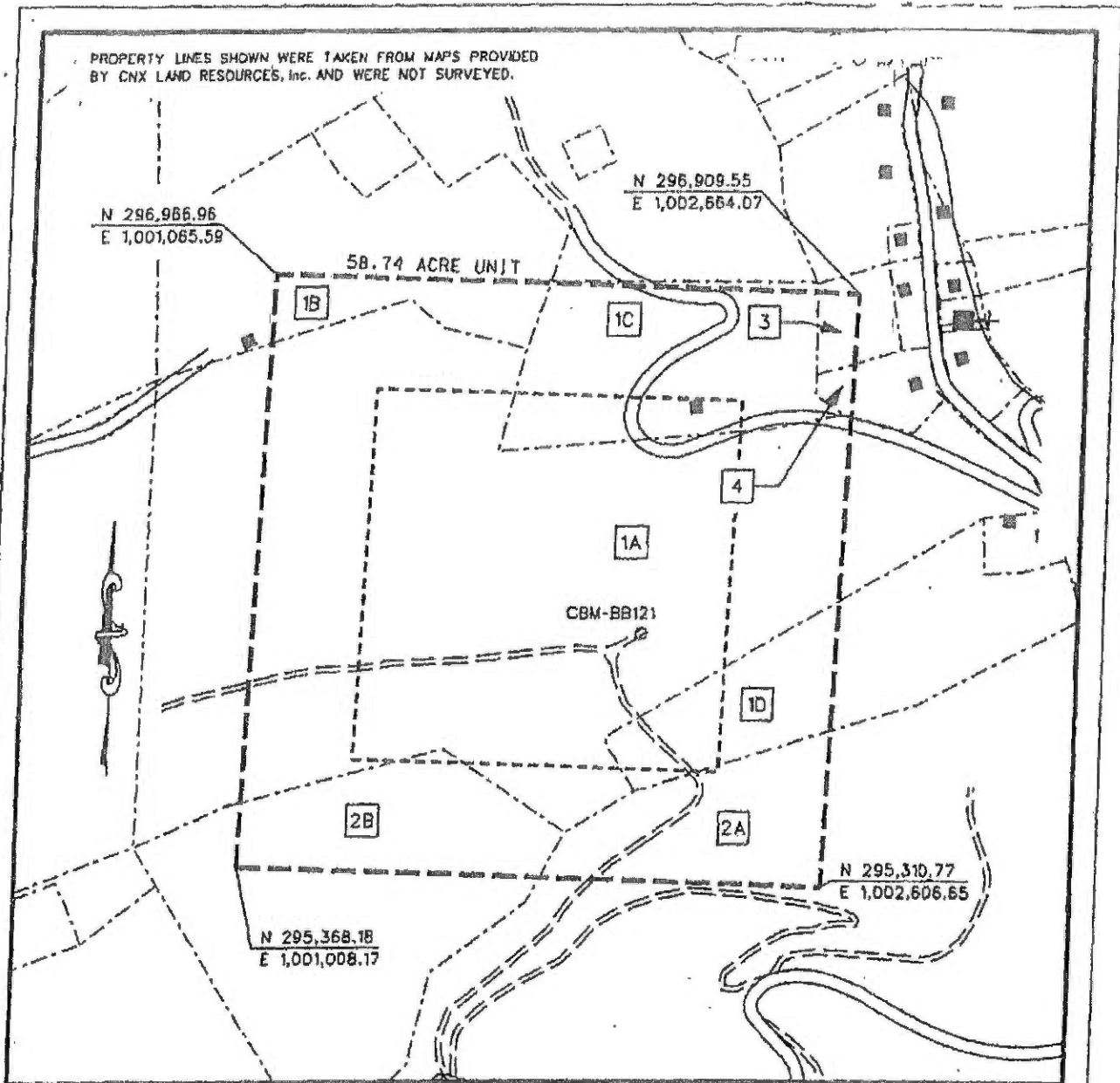
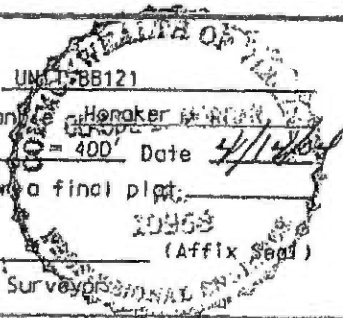


EXHIBIT A
 MIDDLE RIDGE 1 FIELD
 UNIT BB-121
 FORCE POOLING
 VGDB-04-051B-1288

Company CNX Gas Company LLC Well Name and Number UNIT BB121
 Tract No. _____ Elevation _____ Quadrangle Henaker
 County Russell District New Garden Scale: 1" = 400' Date 4/1/04
 This plot is a new plot X ; an updated plot _____ ; or a final plot _____

Form DGD-CO-7
 Rev. 9/91

Claude O. Meyer
 Licensed Professional Engineer or Licensed Land Surveyor



CNX Gas Company LLC
Unit BB 121
Tract Identifications
(58.74 Acre Unit)

- 1A. Swords Creek Land Partnership Tr. 24 – Fee
 Consolidation Coal Company – Coal Below Tiller Seam Leased
 Knox Creek Coal Corporation – Coal in Tiller and Above Leased
 CNX Gas Company LLC – CBM Leased
 35.04 acres 69.6527%

- 1B. Swords Creek Land Partnership Tr. 24 – Coal
 Reserve Coal Properties Company – Coal Below Tiller Seam Leased
 Knox Creek Coal Corporation – Tiller and Above Coal Seams Leased
 CNX Gas Company LLC – CBM Leased
 Louisa Dye – Surface and All Minerals except Coal
 CNX Gas Company LLC – Oil, Gas and CBM Leased
 2.17 acres 3.6942%

- 1C. Swords Creek Land Partnership Tr. 24 – All Minerals
 Reserve Coal Properties Company – Coal Below Tiller Seam Leased
 Knox Creek Coal Corporation – Tiller and Above Coal Seams Leased
 CNX Gas Company LLC – CBM Leased
 Unknown Surface Owner
 7.63 acres 12.8182%

- 1D. Swords Creek Land Partnership Tr. 24 – Coal
 Reserve Coal Properties Company – Coal Below Tiller Seam Leased
 Knox Creek Coal Corporation – Tiller and Above Coal Seams Leased
 CNX Gas Company LLC – CBM Leased
 Madeline Richardson, et al – All Minerals except Coal
 Russell Reynolds - Surface
 0.51 acres 0.8683%

- 2A. Swords Creek Land Partnership Tr. 25 – All Minerals
 Reserve Coal Properties Company – Coal Below Tiller Seam Leased
 Knox Creek Coal Corporation – Tiller and Above Coal Seams Leased
 CNX Gas Company LLC – CBM Leased
 Ralph Steele, et ux – Surface
 0.24 acres 0.4088%

- 2B. Swords Creek Land Partnership Tr. 25 – All Minerals
 Reserve Coal Properties Company – Coal Below Tiller Seam Leased
 Knox Creek Coal Corporation – Tiller and Above Coal Seams Leased
 CNX Gas Company LLC – CBM Leased
 E. P. White Hairs or Wayne Bostic – Surface
 3.49 acres 5.9414%

CNX Gas Company LLC
Unit BB 121
Tract Identifications
(68.74 Acre Unit)

3. **Jimmy Richardson – All Minerals (97.77%)**
Swords Creek Land Partnership Tr. 24 – All Minerals (2.23%)
Reserve Coal Properties – Coal Below Tiller Seam Leased
Knox Creek Coal Corporation – Tiller and Above Coal Seams Leased
CNX Gas Company LLC – CBM Leased (2.23%)
Jimmy Richardson - Surface
4.82 acres 8.2057%

4. **Edward Richardson – All Minerals (97.77%)**
Swords Creek Land Partnership Tr. 24 – All Minerals (2.23%)
Reserve Coal Properties – Coal Below Tiller Seam Leased
Knox Creek Coal Corporation – Tiller and Above Coal Seams Leased
CNX Gas Company LLC – CBM Leased (2.23%)
Edward Richardson - Surface
4.84 acres 8.4099%

Exhibit E
Unit BB-121
Docket #VGOB 04-0518-1288-05
List of Respondents that require escrow
(58.74 Acre Unit)

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	Acres in Unit	Interest in Unit
<u>Tract #1D, 0.51 acres</u>		
<u>COAL OWNERSHIP</u>		
(1) Swords Creek Land Partnership, Tr.24 P.O. Box 29 Tazewell, VA 24651	0.51 acres	0.8682%
<u>OIL & GAS OWNERSHIP</u>		
<i>W9/Affidavits not received</i>		
Arnold Victor Richardson Heirs, et al. 7.50 Acres - T001991	0.51 acres	0.8682%
(2) George Peery Richardson Heirs, Devisees, Successors or Assigns		
(h) Karen Reynolds 19478 Midwest Circle Abingdon, VA 24211	0.0185 acres 43/1188 of 0.51 acres	0.0314%
<u>TOTALS:</u>		
Total Acreage in Unit	0.0185	
Total Percentage of Unit		0.0314%

Exhibit EE
Unit BB-121
Docket #VGOB 04-0518-1288-05
List of Respondents with Royalty Split Agreements/Court Orders/HB2058
(58.74 Acre Unit)

BOOK 0823 PAGE 0566

	Acres in Unit	Interest in Unit	Percent of Escrow
<u>Tract #1B, 2.17 acres</u>			
<u>COAL OWNERSHIP</u>			
(1) Swords Creek Land Partnership, Tr.24 P.O. Box 187 Tazewell, VA 24651	2.17 acres	3.6942%	<i>n/a</i>
<u>OIL & GAS OWNERSHIP</u>			
(1) Louise Dye P.O. Box 47 Swords Creek, VA 24649	2.17 acres	3.6942%	<i>n/a</i>
<u>Tract #1D, 0.51 acres</u>			
<u>COAL OWNERSHIP</u>			
(1) Swords Creek Land Partnership, Tr.24 P.O. Box 29 Tazewell, VA 24651	0.51 acres	0.8682%	<i>n/a</i>
<u>OIL & GAS OWNERSHIP</u>			
Arnold Victor Richardson Heirs, et al. 7.50 Acres - T001991	0.51 acres	0.8682%	
(1) Arnold Richardson Heirs, Devisees, Successors or Asslgn			
(a) Madellne Richardson 213 Bevins Branch Pikeville, KY 41501	0.166 acres 43/132 of 0.51 acres	0.2828%	<i>n/a</i>
(2) George Peery Richardson Heirs, Devisees, Successors or Asslgn			
(a) Larry Richardson 36405 Providence Church Rd Delmar, DE 19940	0.018 acres 43/1188 of 0.51 acres	0.0314%	<i>n/a</i>
(b) Harry Richardson PO Box 162 Richlands, VA 24641	0.018 acres 43/1188 of 0.51 acres	0.0314%	<i>n/a</i>
(c) Jannie Richardson 34815 Gov GC Perry Hwy N. Tazewell, VA 24630	0.018 acres 43/1188 of 0.51 acres	0.0314%	<i>n/a</i>
(d) Connie Honaker 2270 Tunnel Rd Honaker, vA 24260	0.018 acres 43/1188 of 0.51 acres	0.0314%	<i>n/a</i>
(e) Carol French 124 Patton Rd N. Tazewell, VA 24630	0.018 acres 43/1188 of 0.51 acres	0.0314%	<i>n/a</i>
(f) Patsy Richardson 862 SW Goodrich St Port St. Lucie, FL 34983	0.018 acres 43/1188 of 0.51 acres	0.0314%	<i>n/a</i>
(g) Banna Brown 222 Douglas Chapel Rd Jonesborough, TN 37659	0.018 acres 43/1188 of 0.51 acres	0.0314%	<i>n/a</i>

**Exhibit EE
Unit BB-121
Docket #VGOB 04-0518-1288-05
List of Respondents with Royalty Split Agreements/Court Orders/HB2058
(58.74 Acre Unit)**

	Acres in Unit	Interest in Unit	Percent of Escrow
(i) Bennie Douglas Richardson Heirs, Devisees, Successors or Assigns			
(i.1) Pamela Stapleton 249 Old 52 Rd Austinville, VA 24312	0.009 acres 4/221 of 0.51 acres	0.0157%	33.3361% HB2058
(i.2) Kimberly Cox 1836 Baptist Valley Rd Cedar Bluff, VA 24609	0.009 acres 4/221 of 0.51 acres	0.0157%	n/a
(3) Herbert Paul Richardson Heirs, Devisees, Successors or Assigns			
(a) Blanche Richardson Heirs, Devisees, Successors or Assigns			
(a.1) Rebecca Jean Sigmon 11027 Sparrow Rd Abingdon, VA 24210	0.055 acres 43/396 of 0.51 acres	0.0943%	n/a
(a.2) Sherry Asbury 149 Sumpter Rd Cedar Bluff, VA 24609	0.055 acres 43/396 of 0.51 acres	0.0943%	n/a
(a.3) Curtis Lee Richardson 3301 Long Rifle Dr Wimauma, FL 33598	0.055 acres 43/396 of 0.51 acres	0.0943%	n/a
(4) Clarence Howard Whited Heirs, Devisees, Successors or Assigns			
(a) Alice Faye Ball 16299 Worthing Way Abingdon, VA 24211	0.012 acres 1/44 of 0.51 acres	0.0197%	n/a
	Total tract acres	0.4915	
	Total tract percent	0.8368%	
	TOTALS:		
	Total Acreage in Unit	2.6615	
	Total Percentage of Unit	4.5311%	

1701561

VIRGINIA: IN THE OFFICE OF THE CLERK OF THE CIRCUIT OF RUSSELL COUNTY, Aug. 1 2017. This deed was this day presented in said office, and upon the certificate of acknowledgment thereto annexed, admitted to record at 11:46 o'clock a M, after payment of \$ _____ tax imposed by Sec. 58.1-802.

Original returned this date to: DMME

TESTE: ANN S. McREYNOLDS, CLERK
BY: Courtney Mullins D. CLERK