

VIRGINIA:

BEFORE THE VIRGINIA GAS AND OIL BOARD

IN RE:

SUPPLEMENTAL ORDER REGARDING DOCKET NUMBER
VGOB 06-0815-1692

ELECTIONS: UNIT N-74
(herein Subject Drilling Unit)

REPORT OF BOARD

FINDINGS AND ORDER

This Supplemental Order is entered by the Board *sua sponte* in the form authorized by the Board at hearings held on February 15, 1994 and June 16, 1992; and this Supplemental Order is being recorded for the purpose of supplementing the Order previously in the captioned matter on June 19, 2007 which was recorded at Document 070002327 in the Office of the Clerk of the Circuit Court of Buchanan County, Virginia, on June, 21, 2007, (herein "Board Order") and completing the record regarding elections.

Findings: The Board finds that:

The Board Order directed CNX GAS COMPANY LLC (herein "Designated Operator") to mail copies of the Board Order to all Respondents whose interests, if any, were pooled by the said Board Order;

The Designated Operator filed its affidavit of elections disclosing that it had mailed a true and correct copy of the Board's Order to all Respondents whose interests, if any, were pooled by said Board Order;

The Board Order required each Respondent whose interests, if any, were pooled by the terms of said Board Order to make an election within thirty (30) days after the date of mailing or recording, as applicable, of said Order; the affidavit of elections filed herein and annexed hereto as Exhibit A states: (i) whether each Respondent has made or failed to make a timely election; (ii) the nature of any election(s) made; and (iii) whether, by reason of a failure to elect or to timely elect one or more Respondents are deemed, under the terms of the Board's Order, to have leased all their rights, title, interests, estates and claims in Subject Drilling Unit to the Applicant;

That the affidavit of elections annexed hereto with the Exhibits submitted therewith identifies the Respondent(s) making a timely election, if any; identifies the Respondent(s), if any, who are deemed to have leased; identifies the conflicting interests and claims which require escrow; identifies the interests and claims, if any, requiring escrow under Virginia Code section 45.1-361.21.D.; and identifies the Respondents, if any, who may be dismissed by reason of having leased or entered into a voluntary agreement with the Applicant.

The affidavit of elections indicates whether or not the escrow of funds is required with regard to Unit N-74;

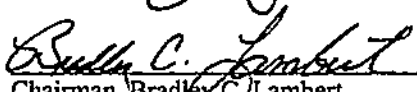
Order: By this Order, the Board orders the Designated Operator to tender, consistent with and in accordance with the findings set forth at paragraph 2. above and the annexed affidavit of elections with Exhibits thereto, any funds subject to escrow and instructs the Escrow Agent, First Bank & Trust Company 38 E. Valley Drive, Bristol, VA 24201. Attn: Debbie Davis or any successor named by the Board to establish interest bearing escrow account(s), IRS Tax Identification Number 54-1629506, in accordance with the information set forth in the affidavit of elections with Exhibits thereto, to receive funds and account to the Board therefore.

Mailing of Order and Filing of Affidavit: The Designated Operator under the captioned Order or shall file an affidavit with the Secretary of the Board within ten (10) days after the date of receipt of this Order stating that a true and correct copy of this Order was mailed to each Respondent whose interests or claims are subject to escrow and whose address is known within seven (7) days from the date of receipt of this Order.

Conclusion: Therefore, the findings and all terms and provisions set forth above be and hereby are granted and IT IS SO ORDERED.

Effective Date: This Order shall be effective on the date of its execution.

DONE AND EXECUTED this 5 day of July, 2012, by a majority of the Virginia Gas and Oil Board.


Chairman, Bradley C. Lambert

DONE AND PERFORMED THIS 5th day of July, 2012, by Order of the Board.

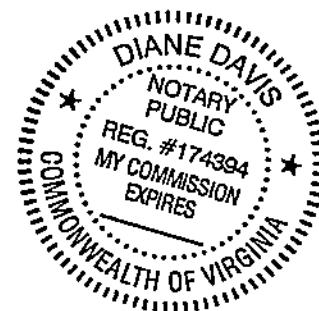

Rick Cooper
Principal Executive to the Staff of the Board

STATE OF VIRGINIA
COUNTY OF RUSSELL

5th
Acknowledged on this _____ day of July, 2012, 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 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 were authorized to do so.


Diane J. Davis, Notary
174394

My commission expires: September 30, 2013



VIRGINIA:

Exhibit A

BEFORE THE VIRGINIA GAS AND OIL BOARD

IN RE:

Application of CNX Gas Company LLC for Forced Pooling of Interests in CBM Unit N-74
VGOB 06-0815-1692 in the Rocklick District of Buchanan County, Virginia

AFFIDAVIT OF CNX GAS COMPANY LLC (herein "Designated Operator") REGARDING
ELECTIONS, ESCROW AND SUPPLEMENTAL ORDER

Anita D. Duty, being first duly sworn on oath, deposes and says:

That your affiant is employed by CNX Land Resources, Inc., as a Pooling Supervisor and is duly authorized to make this affidavit on behalf of CNX GAS COMPANY LLC, the designated operator,

That the Order entered on June 19, 2007, by the Virginia Gas and Oil Board (hereinafter "Board") regarding the captioned CBM Unit required the Applicant to mail a true and correct copy of said Order to each person pooled by the Order;

That within seven (7) days of receipt of an executed copy of the Order referred to at paragraph 2. above, your affiant caused a true and correct copy of said Order to be mailed via the United States Postal Service to each Respondent named in the captioned Application, whose address was known, and to all persons, if any, who were added as Respondents at the hearing held in the captioned matter; that proof of such mailing has previously been tendered to the Division of Gas and Oil, the Office of the Gas and Oil Inspector, at Lebanon, Virginia;

That the Order of the Board in the captioned matter required all persons pooled thereby to tender their written elections to the Unit Operator within thirty (30) days of the date the Order was recorded in the counties identified above; that said Order was recorded on June, 21, 2007;

That the designated operator CNX GAS COMPANY LLC has established procedures to review all mail received and all written documents received other than by mail to ascertain whether parties whose interests have been pooled have made a written election, in a timely fashion, as required by the captioned Order; that said procedures were followed to identify the elections, if any, made with regard to the Subject Unit; that the following persons delivered, by mail or otherwise, written elections the Unit Operator, within the thirty day elections period:

None

That respondents identified in Exhibit B-3 hereto are, having failed to make any election, deemed to have leased their coalbed methane rights, interests and claims to Applicant, all as provided in the Board's Order of June 19, 2007;

See attached Exhibit B-3

That the rights, interests and claims of the following persons are subject to escrow under the Board's Order pooling the captioned Unit, Board Regulations and the Code of Virginia:

See attached Exhibit E

That after the pooling hearing held in the captioned matter, the following persons have leased or entered into a voluntary agreement with the Designated Operator:

See attached Exhibit B-2

That to the extent any of said persons listed in Exhibit B-2 have rights, interests and claims which are subject to escrow, they should be dismissed as respondents; the Operator requests that the following persons be dismissed as Respondents:

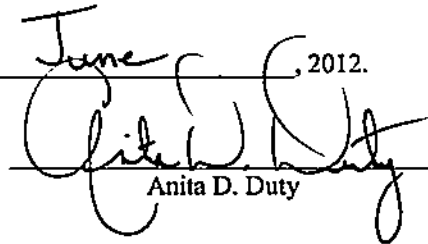
Russell Stiltner, Jr., Peggy C. Matney

That the persons identified in Exhibit EE attached hereto have entered into royalty split agreements that allow the Applicant/Designated Operator to pay them directly without the need to escrow funds which would otherwise be in conflict.

None

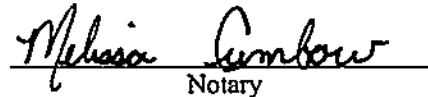
That pursuant to the provisions of VAC 25-160-70.A.10. and C. and VAC 25-160-80 the annexed supplemental order sets forth the interests and claims that require escrow of funds pursuant to Virginia Code sections 45.1-361.21.D. and 45.1-361.22.A.3. and 4.

Dated at Bluefield, West Virginia, this 27th day of June, 2012.

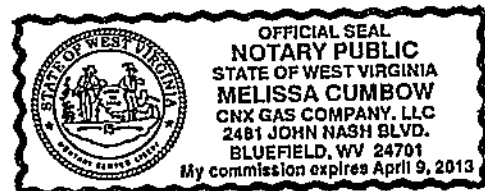

Anita D. Duty

STATE OF WEST VIRGINIA
COUNTY OF MERCER

Taken, subscribed and sworn to before me by Anita D. Duty as a Pooling Supervisor for CNX Land Resources, Inc., on behalf of the corporate Designated Operator, this 27th day of June, 2012.


Notary

My commission expires: Apr. 9, 2013



PROPERTY LINES SHOWN WERE TAKEN FROM MAPS PROVIDED
BY CNX LAND RESOURCES, Inc. AND WERE NOT SURVEYED.

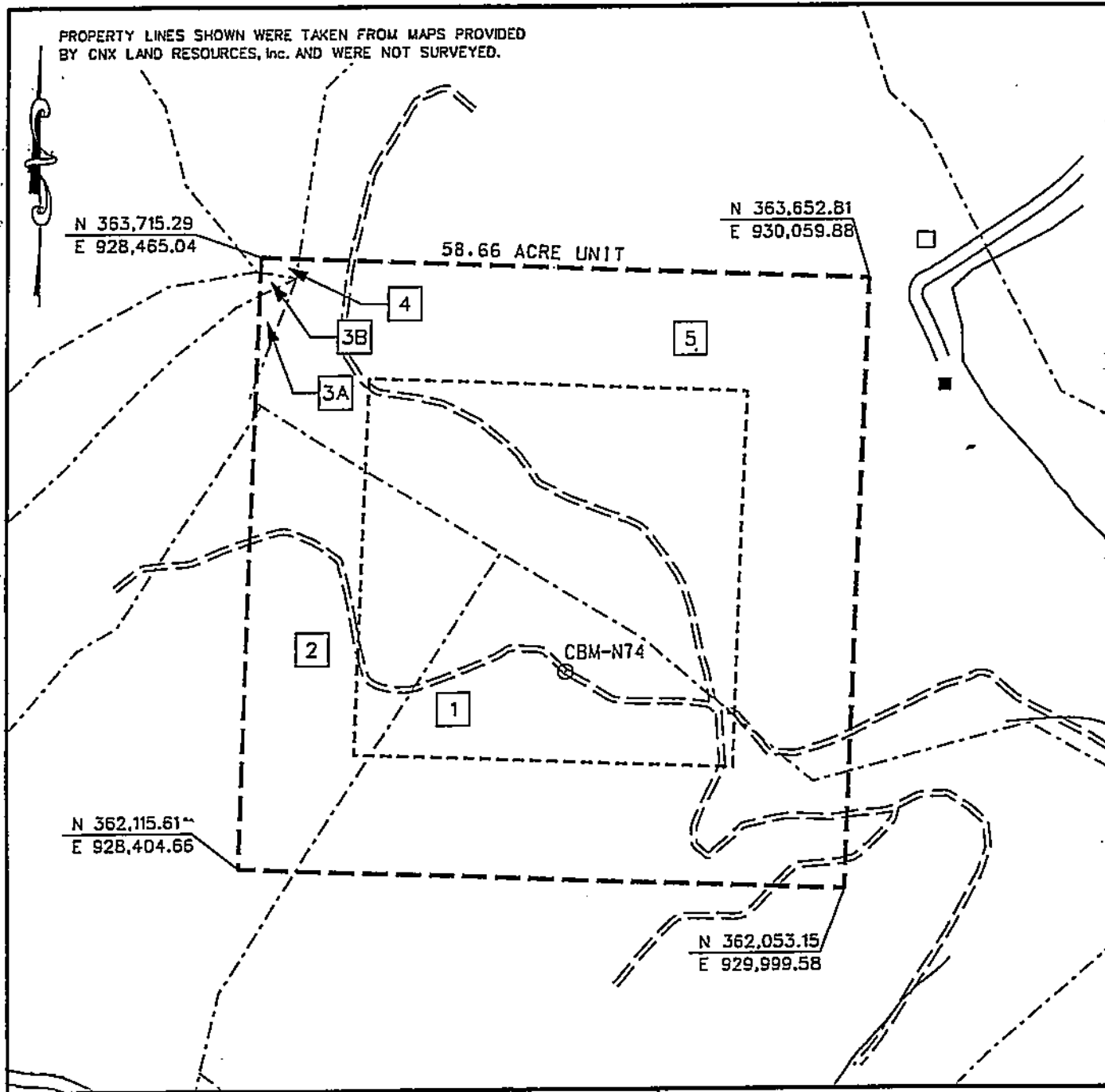


EXHIBIT A
NORA FIELD
UNIT N-74
FORCE POOLING
VGOB-06-0815-1692

Company CNX Gas Company LLC Well Name and Number UNIT N-74
Tract No. _____ Elevation _____ Quadrangle Shannon
County Buchanan District Rock Lick Scale: 1" = 400' Date 7/11/06
This plat is a new plat X ; an updated plat _____ ; or a final plat _____

Form DGO-GO-7
Rev. 9/91

Charles O. Meyer
Licensed Professional Engineer or Licensed Land Surveyor

10050
(Affix Seal)

CNX GAS COMPANY LLC

Unit N 74

Tract Identifications

(58.66 Acre Unit)

1. Bull Creek Coal Company, Tract 32 (Mary J. Belcher 161.07 acres) - All Minerals
Island Creek Coal Company/Consol Energy, Inc. - Coal In and Below the Pocahontas
Number 6 Seam Leased
Rapoca Energy Corporation- Hagy Seam Leased
Range Resources-Appalachia, LLC - Oil and Gas Leased
CNX Gas Company LLC - CBM Leased
ELE, LLC- Surface
16.87 Acres 28.7589%
2. Bull Creek Coal Company, Tract 31 (Levi Clevinger 68.79 acres) -Coal
Rapoca Energy Corporation- Coal in Splash Dam Seam Leased (Subleased from Penn
Virginia)
Rapoca Energy Corporation - Hagy Seam Leased
Bobby Blankenship, et al – Surface, Oil and Gas
CNX Gas Company LLC – CBM Leased
10.88 Acres 18.5476 %
- 3A. Bull Creek Coal Company, Tract 29 (Josh Clevinger 114.85 acres) – Coal
Rapoca Energy Corporation- Coal in Splash Dam Seam Leased (Subleased from Penn
Virginia)
Rapoca Energy Corporation - Hagy Seam Leased
CNX Gas Company LLC-Surface, Oil and Gas
0.26 Acres 0.4432 %
- 3B. Bull Creek Coal Company, Tract 29 (Josh Clevinger 114.85 acres) – Coal
Rapoca Energy Corporation- Coal in Splash Dam Seam Leased (Subleased from Penn
Virginia)
Rapoca Energy Corporation - Hagy Seam Leased
Burton McClanahan, et ux – Surface, Oil and Gas
0.07 Acres 0.1193 %
4. Melba Sexton, et al (71.00 acres)-All Minerals
Southern Kentucky Energy Corporation-Clintwood and Splash Dam Seam of Coal
Leased
Range Resources-Appalachia, LLC – Oil and Gas Leased
CNX Gas Company LLC – CBM Leased
Surface Owner –Unknown
0.10 Acres 0.1705 %
5. Bull Creek Coal Company, Tract 12 (H.W. Pobst 177.00 acres) - All Minerals
Rapoca Energy Corporation-Coal in Splash Dam Seam Leased (Subleased to
Penn Virginia)
Rapoca Energy Corporation-Hagy Seam Leased
Range Resources-Appalachia, LLC – Oil and Gas Leased
CNX Gas Company LLC- CBM Leased
Virgil L. Webb – Surface
30.48Acres 51.9605 %

(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 B-2
Unit N-74
Docket #VGOB 06-0815-1692
List of Respondents to be Dismissed
(58.66 Acre Tract)

	Acres in Unit	Percent of Unit	Reason for Dismissal
II. <u>OIL & GAS OWNERSHIP</u>			
<u>Tract #2, 10.88 acres</u>			
(1) Bobby R. Blankenship, et al.	10.88 acres	18.5476%	
(f) Russell Stiltner Heirs, Devisees, Successors or Assigns			
(f.3) Russell Stiltner, Jr. 1201 Cowpasture River Rd. S Head Waters, VA 24442	0.030 acres 1/360 of 10.88 acres	0.0515%	Leased
<u>Tract #3A, 0.26 acres</u>			
(1) Peggy C. Matney Box 873 Grundy, VA 24614	0.26 acres	0.4432%	CNX Purchased

Exhibit B-3
Unit N-74
Docket #VGOB 06-0815-1892
List of all Unleased Owners/Claimants
(58.66 Acre Tract)

	Acres In Unit	Percent of Unit
II. <u>OIL & GAS OWNERSHIP</u>		
<u>Tract #3B, 0.07 acres</u>		
(1) Burton McClanahan, et ux. Rt.2 Box 392A Grundy, VA 24614	0.07 acres	0.1193%

Exhibit E
Unit N-74
Docket #VGOB 06-0815-1692
List of Conflicting Owners/Claimants that require escrow
(58.66 Acre Tract)

	Acres in Unit	Percent of Unit
<u>Tract #2, 10.88 acres</u>		
<u>COAL OWNERSHIP</u>		
(1) Bull Creek Coal Company P.O. Box 187 Tazewell, VA 24651	10.88 acres	18.5476%
<u>OIL & GAS OWNERSHIP</u>		
(1) Bobby R. Blankenship, et al.	10.88 acres	18.5476%
(a) Bobby R. & Peggy Blankenship 182 Romia Rd. Rowe, VA 24628	7.253 acres 2/3 of 10.88 acres	12.3650%
(b) Audrey Jean Dye P.O. Box 51 Maxie, VA 24628	0.725 acres 1/15 of 10.88 acres	1.2365%
(c) Mary S. Sanders P.O. Box 55 Maxie, VA 24628	0.725 acres 1/15 of 10.88 acres	1.2365%
(d) Virginia F. Stiltner P.O. Box 51 Maxie, VA 24628	0.725 acres 1/15 of 10.88 acres	1.2365%
(e) Louise Coleman Heirs, Devisees, Successors or Assigns		
(e.1) Barbara McClanahan P.O. Box 407 Grundy, VA 24641	0.363 acres 1/30 of 10.88 acres	0.6183%
(e.2) Jeffrey Coleman 2800 Conaway Rd. Big Rock, VA 24603	0.363 acres 1/30 of 10.88 acres	0.6183%
(f) Russell Stiltner Heirs, Devisees, Successors or Assigns		
(f.1) Betty L. Stiltner P.O. Box 30 Maxie, VA 24628	0.604 acres 1/18 of 10.88 acres	1.0304%
(f.2) Patricia Johnson 108 Deaton Ave. Lincolnton, NC 28092	0.030 acres 1/360 of 10.88 acres	0.0515%
(f.3) Russell Stiltner, Jr. 1201 Cowpasture River Rd. S Head Waters, VA 24442	0.030 acres 1/360 of 10.88 acres	0.0515%
(f.4) Tonya Stiltner 6365 Wildwood Trail Denver, NC 28037 9/7/11 Bad address per returned green card	0.030 acres 1/360 of 10.88 acres	0.0515%
(f.5) Tammy Stiltner 6132 Sherwood Lane Denver, NC 28037	0.030 acres 1/360 of 10.88 acres	0.0515%

Tract #3A, 0.26 acres

COAL OWNERSHIP

(1) Bull Creek Coal Company P.O. Box 187 Tazewell, VA 24651	0.26 acres	0.4432%
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Exhibit E
Unit N-74
Docket #VGOB 06-0815-1692
List of Conflicting Owners/Claimants that require escrow
(58.66 Acre Tract)

	Acres in Unit	Percent of Unit
<u>OIL & GAS OWNERSHIP</u>		
(1) CNX Gas Company LLC 2481 John Nash Blvd. Bluefield, WV 24701 <i>(purchased from Peggy C. Matney)</i>	0.26 acres	0.4432%
<u>Tract #3B, 0.07 acres</u>		
<u>COAL OWNERSHIP</u>		
(1) Bull Creek Coal Company P.O. Box 187 Tazewell, VA 24651	0.07 acres	0.1193%
<u>OIL & GAS OWNERSHIP</u>		
(1) Burton McClanahan, et ux. Rt.2 Box 392A Grundy, VA 24614	0.07 acres	0.1193%

INSTRUMENT #120002296
RECORDED IN THE CLERK'S OFFICE OF
BUCHANAN COUNTY ON
OCTOBER 3, 2012 AT 02:17PM
BEVERLY S. TILLER, CLERK
RECORDED BY: GGB