

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: AV102

TRACT(S): 002C

LOCATION: BUCHANAN County, Virginia

DOCKET NUMBER: VGOB-06-1219-1828-02

APPLICANTS:

CNX Gas Company LLC on behalf of Harlon D. Blankenship, Ruth E. Blankenship

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 01/31/2008, Recorded on 02/07/2008, Deed Book/Instrument No. 080000453.
2. Supplemental Order Executed 02/09/2010, Recorded on 03/12/2010, Deed Book/Instrument No. 100000525.
3. Disbursement Order -01 Executed 05/04/2015, Recorded on 05/18/2015, Deed Book/Instrument No. 150000802.

NOTICE:

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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.

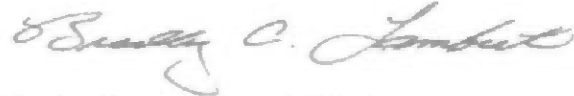
APPEALS:

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.

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DONE AND EXECUTED this 16 day of October, 2015 by a majority of the Virginia Gas and Oil Board.



Chairman, Bradley C. Lambert

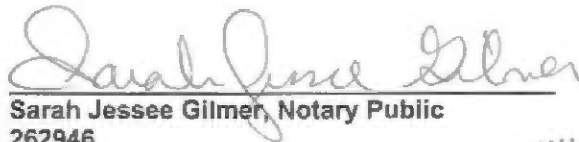
DONE AND PERFORMED this 16 day of October, 2015 by Order of the Virginia Gas and Oil Board.



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

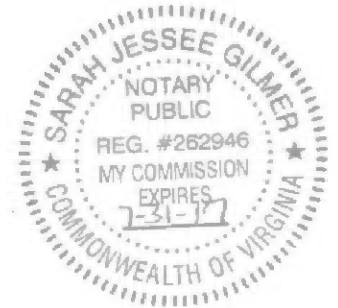
COMMONWEALTH OF VIRGINIA
COUNTY OF RUSSELL

Acknowledged on this 16th day of October, 2015 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 06-1219-1828-02

RELIEF SOUGHT: (1) DISBURSEMENT FROM ESCROW REGARDING TRACT(S) 002C (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: AV102**BUCHANAN 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

Harlon D. Blankenship & Ruth E. Blankenship is entitled to 100% of the CBM royalties per House Bill 2058, said bill allows the Applicant and 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.

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

Harlon D. Blankenship & Ruth E. Blankenship is entitled to 100% of the CBM royalties per House Bill 2058, Said bill allows the Applicant and 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.

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

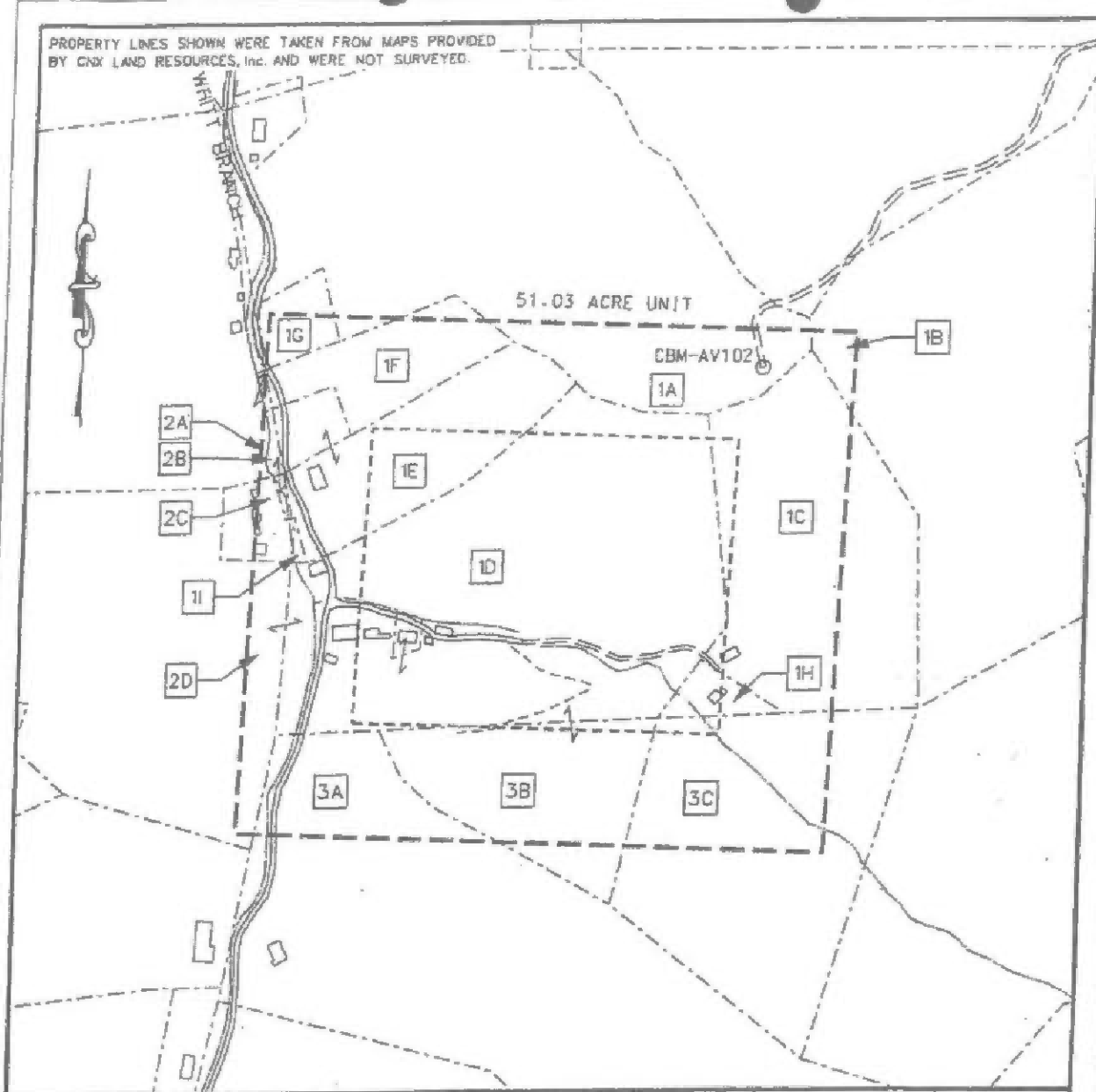


EXHIBIT A
NORA FIELD
UNIT AV-102
FORCE POOLING
VGOB-06-1219-1828

Company CNX Gas Company LLC Well Name and Number UNIT AV102
Tract No. _____ Elevation _____ Quadrangle Big Star Mountain
County Buchanan District Hurricane Scale: 1" = 400' Date 11/13/06
This plot is a new plot X : an updated plot _____ : or a final plot _____

Form D60-GD-7
Rev. 9/91

Charles O. Meyer
Licensed Professional Engineer or Licensed Land Surveyor

(Affix Seal)

CNX Gas Company LLC

UNIT AV-102

Tract Identifications
(51.03 Acre Unit)

1. Buckhorn Coal Company (H. C. Stuart 125 Acre Tract) – All Minerals
Knox Creek Coal Corporation – Coal Above Drainage Seams Leased
CNX Gas Company LLC – Oil, Gas and CBM Leased
37.71 acres 73.8977%
- 1A. Jerry I. Smith, et ux – Surface
- 1B. James R. Lewis – Surface
- 1C. Lawrence R. Cook – Surface
- 1D. Lloyd Blankenship, et ux – Surface
- 1E. Ilean Sanders – Surface
- 1F. Kellis E. Street, Jr. – Surface
- 1G. Unknown Surface Owner
- 1H. Jackie Compton – Surface
- 2A. Harrison-Wyatt, LLC Big Axe Tr. 3 (318 Acre Tract) – Coal
Island Creek Coal Company/Consol Energy, Inc. - Coal Below Drainage Leased
Jewell Smokeless Coal Corporation - Coal Above Jawbone Seam Leased
CNX Gas Company LLC – CBM Leased
Kenneth W. Street, et ux – Surface and All Minerals except Coal
0.12 acres 0.2352%
- 2B. Harrison-Wyatt, LLC Big Axe Tr. 3 (318 Acre Tract) – Coal
Island Creek Coal Company/Consol Energy, Inc. - Coal Below Drainage Leased
Jewell Smokeless Coal Corporation - Coal Above Jawbone Seam Leased
CNX Gas Company LLC – CBM Leased
Ilean Sanders – Surface and All Minerals except Coal
0.18 acres 0.3527%
- 2C. Harrison-Wyatt, LLC Big Axe Tr. 3 (318 Acre Tract) – Coal
Island Creek Coal Company/Consol Energy, Inc. - Coal Below Drainage Leased
Jewell Smokeless Coal Corporation - Coal Above Jawbone Seam Leased
CNX Gas Company LLC – CBM Leased
Harlon Blankenship, et ux – Surface and All Minerals except Coal
0.42 acres 0.8230%
- 2D. Harrison-Wyatt, LLC Big Axe Tr. 3 (318 Acre Tract) – Coal
Island Creek Coal Company/Consol Energy, Inc. - Coal Below Drainage Leased
Jewell Smokeless Coal Corporation - Coal Above Jawbone Seam Leased
CNX Gas Company LLC – CBM Leased
Lloyd D. Blankenship, et ux – Surface and All Minerals except Coal
1.49 acres 2.9199%

CNX Gas Company LLC**UNIT AV-102**

Tract Identifications

(51.03 Acre Unit)

- 3. Buckhorn Coal Company (H. C. Stuart 222 Acre Tract) - All Minerals
Knox Creek Coal Company - Above Drainage Seams Leased
CNX Gas Company LLC - Oil, Gas and CBM Leased
11.11 acres 21.7715%
- 3A. Mavis Wilson, et al - Surface
- 3B. Lloyd D. Blankenship, et ux - Surface
- 3C. James Lewis - Surface

Exhibit E
Unit AV-102
Docket #VGOB 06-1219-1828-02
List of Owners in escrow
(51.03 Acre Unit)

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	Acres in Unit	Percent of Unit
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The respondents listed below did not respond timely to the W9 request and will continue to be escrowed.

Tract #2B - 0.18 acres

COAL OWNERSHIP

(1) Harrison-Wyatt, LLC, Tr.3 P.O. Box 11000 Danville, VA 24543	0.18 acres	0.3527%
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OIL & GAS OWNERSHIP

(1) Ilean Sanders	Conveyed by Deed dated 11/25/2009 under Doc #100000290	
(a) Tammy Arwood 1656 Whitt Branch Rd. Rowe, VA 24646	0.18 acres	0.3527%

Tract #2D - 1.49 acres

COAL OWNERSHIP

(1) Harrison-Wyatt, LLC, Tr.3 P.O. Box 11000 Danville, VA 24543	1.49 acres	2.9199%
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OIL & GAS OWNERSHIP

(1) Lloyd D. and Marie Blankenship, t/e 1635 Whitt Branch Rd. Rowe, VA 24646	1.49 acres	2.9199%
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Total Acreage in Unit	1.490	
Total Percentage in Unit		2.9199%

Exhibit EE
Unit AV-102
Docket #VGOB 08-1219-1828-02
List of Conflicting Owners/Claimants with Royalty Split Agreements / HB2058
(51.03 Acre Unit)

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	Acres in Unit	Percent of Unit	Percent of Escrow
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Tract #2A - 0.12 acres

COAL OWNERSHIP

(1) Harrison-Wyatt, LLC, Tr.3 P.O. Box 11000 Danville, VA 24543	0.12 acres	0.2352%	n/a
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OIL & GAS OWNERSHIP

(1) Kenneth W. & Kathy Mae Street t/e 1426 Whitt Branch Rd. Rowe, VA 24848	0.12 acres	0.2352%	n/a
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*Prevailing plaintiff under Case No. CL 347-11
Awarded 100% of the CBM royalty.*

Tract #2C - 0.42 acres

COAL OWNERSHIP

(1) Harrison-Wyatt, LLC, Tr.3 P.O. Box 11000 Danville, VA 24543	0.42 acres	0.8230%	
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OIL & GAS OWNERSHIP

(1) Harlon D. & Ruth E. Blankenship t/e	0.42 acres	0.8230%	
(a) Harlon D. Blankenship 4848 Quarterwood Road Thaxton, VA 24174	0.21 acres 1/2 of 0.42 acres	0.4115%	10.0478% HB2058
(b) Ruth E. Blankenship 1608 Whitt Branch Rd. Rowe, VA 24846	0.21 acres 1/2 of 0.42 acres	0.4115%	10.0478% HB2058

INSTRUMENT #150001736
RECORDED IN THE CLERK'S OFFICE OF
BUCHANAN COUNTY ON
OCTOBER 27, 2015 AT 01:16PM
BEVERLY S. TILLER, CLERK
RECORDED BY: GGB