

Instrument prepared by

VIRGINIA GAS AND OIL BOARD

Order recorded under:

CODE OF VIRGINIA
§ 45.1-361.26

2015 06 18 11 17

3551

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: FF42

TRACT(S): 002D, 002H, 002J, 002K

LOCATION: TAZEWELL County, Virginia

TAX ID NUMBERS:

Tax Map Identification Numbers for all parcels affected by this order are shown on: Tract
Identification Sheet

DOCKET NUMBER:

VGOB-07-1113-2082-01

APPLICANTS:

CNX Gas Company LLC on behalf of Commonwealth of Virginia, Dept. of Transportation,
Robin Hodges

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 02/08/2008, Deed Book/Instrument No.
1021, Page 455.
2. Supplemental Order, Recorded on 03/17/2010, Deed Book/Instrument No. 1071, Page 0793.

NOTICE:

(1) Amend the Pooling Order to provide for the disbursement of funds on deposit in the Escrow Account attributable to Tract(s) 002D, 002H, 002J, 002K identified in the attached petition.

(2) Delete the requirement that the Unit Operator place future royalties attributable to Tract(s) 002D, 002H, 002J, 002K 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

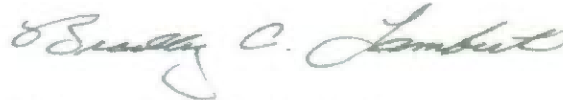
Applicant has certified and represented to the Board that:

- a. Robin Hodges & Commonwealth of Virginia, Department of Transportation are the gas claimant in Tracts 2D, 2H, 2J, & 2K. As such Robin Hodges & Commonwealth of Virginia, Department of Transportation is entitled to 100% of the CBM royalties 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 given the notice(s) required by § 45.1-361.22:2.A to all conflicting claimants identified in the above referenced pooling Order and any supplemental Orders pertaining thereto.
- c. That none of the conflicting claimants noticed have provided, within 45 days of the notice(s) given as provided in b. above, the Board, its designated agent the Director of the Division of Gas and Oil, the Operator and/or the Applicant evidence of either an agreement regarding the escrowed funds/royalties or a proceeding regarding same.
- 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 Robin Hodges & Commonwealth of Virginia, Department of Transportation and not escrow same. See Exhibit EE annexed hereto.

RELIEF GRANTED:

2015 11 18 120

DONE AND EXECUTED this 13 day of November, 2015 by a majority of the Virginia Gas and Oil Board.



Chairman, Bradley C. Lambert

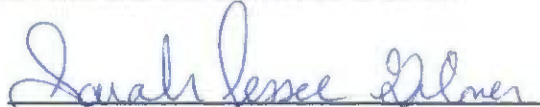
DONE AND PERFORMED this 13 day of November, 2015 by Order of the Virginia Gas and Oil Board.



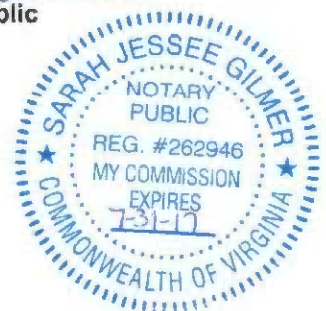
Rick Cooper
Principal Executive to the
staff, Virginia Gas and Oil Board

COMMONWEALTH OF VIRGINIA
COUNTY OF RUSSELL

Acknowledged on this 13th day of November, 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



2015018121

BEFORE THE VIRGINIA GAS AND OIL BOARD

PETITIONER: CNX Gas Company LLC

DIVISION OF GAS AND OIL

DOCKET NO: VGOB 07-1113-2082-01

**RELIEF SOUGHT: (1) DISBURSEMENT FROM ESCROW REGARDING TRACT(S) 002D, 002H, 002J, 002K
(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: FF42

TAZEWELL 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(s) attributable to of Tract(s) 2D, 2H, 2J, & 2K as depicted upon the annexed Table; and (2) authorization to begin paying royalties directly to Robin Hodges & Commonwealth of Virginia, Department of Transportation

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. Robin Hodges & Commonwealth of Virginia, Department of Transportation are the gas claimant in Tracts 2D, 2H, 2J, & 2K. As such Robin Hodges & Commonwealth of Virginia, Department of Transportation is entitled to 100% of the CBM royalties 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 given the notice(s) required by § 45.1-361.22:2.A to all conflicting claimants identified in the above referenced pooling Order and any supplemental Orders pertaining thereto.
- c. That none of the conflicting claimants noticed have provided, within 45 days of the notice(s) given as provided in b. above, the Board, its designated agent the Director of the Division of Gas and Oil, the Operator and/or the Applicant evidence of either an agreement regarding the escrowed funds/royalties or a proceeding regarding same.
- 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 Robin Hodges & Commonwealth of Virginia, Department of Transportation and 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.

2015018123

Lines shown were taken from maps provided
GAS COMPANY LLC AND WERE NOT SURVEYED.

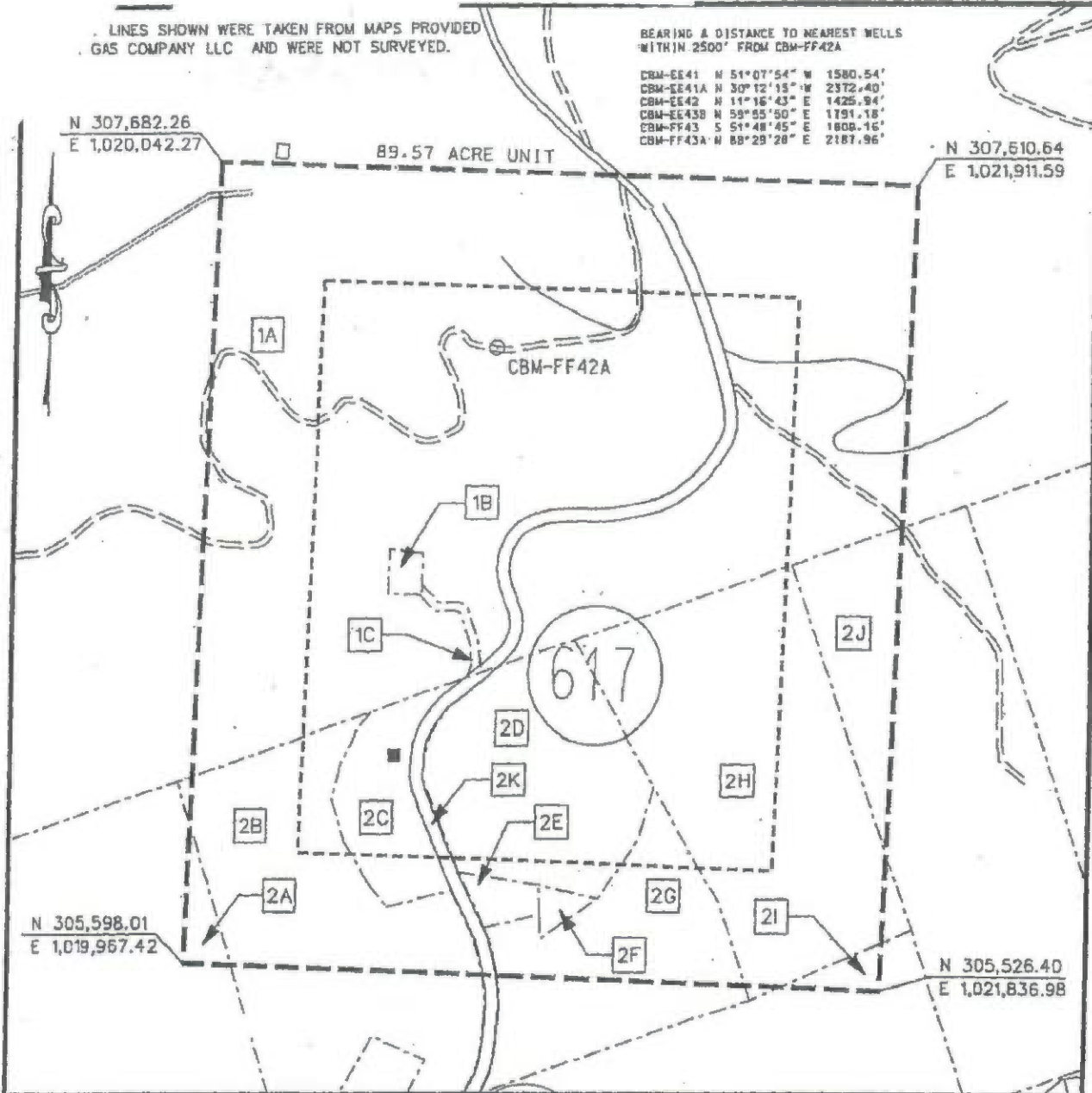
BEARING & DISTANCE TO NEAREST WELLS
WITHIN 2500' FROM CBM-FF42A

CBM-EE41	N 51°07'54" W	1580.54'
CBM-EE41A	N 30°12'15" W	2372.40'
CBM-EE42	N 11°16'43" E	1425.94'
CBM-EE43B	N 59°55'50" E	1791.18'
CBM-FF43	S 51°48'45" E	1808.16'
CBM-FF43A	N 88°29'28" E	2187.96'

N 307,682.26
E 1,020,042.27

89.57 ACRE UNIT

N 307,510.64
E 1,021,911.59



N 305,598.01
E 1,019,957.42

N 305,526.40
E 1,021,836.98

EXHIBIT A
OAKWOOD FIELD
UNIT FF-42
FORCE POOLING
VGDB-07-1113-2082

Company CNX Gas Company LLC Well Name and Number UNIT FF42

Tract No. Elevation Quadrangle Jewell Ridge

County Tazewell District Maiden Springs Scale CLAUDE S. MORGAN 11/22/07

This plat is a new plat X ; an updated plat ; or LIE No. 10058

Form DGO-GD-7
Rev. 9/91

Charles O. Morgan
Licensed Professional Engineer or Licensed Land Surveyor

(Affix Seal)

2015 01 18 124

CNX Gas Company LLC

UNIT FF-42

Tract Identifications
(89.57 Acre Tract)

- 1A. Commonwealth Coal Corporation Tr. 9 (1497.62 Acre Tract) – Fee
Reserve Coal Properties Company - Below Drainage Coal Leased
Knox Creek Coal Corporation – Coal in Tiller and Above Leased
CNX Gas Company LLC – Oil, Gas and CBM Leased
Tax Map: 84A Parcel: 122A
52.91 acres 59.0711%
- 1B. Commonwealth Coal Corporation Tr. 9 (1497.62 Acre Tract) – Fee
Reserve Coal Properties Company - Below Drainage Coal Leased
Knox Creek Coal Corporation – Coal in Tiller and Above Leased
CNX Gas Company LLC – Oil, Gas and CBM Leased
Tax Map: 84A Parcel: 122A
0.23 acres 0.2568%
- 1C. Commonwealth Coal Corporation Tr. 9 (1497.62 Acre Tract) – All Minerals
Reserve Coal Properties Company - Below Drainage Coal Leased
Knox Creek Coal Corporation – Coal in Tiller and Above Leased
CNX Gas Company LLC – Oil, Gas and CBM Leased
Tazewell County Public Service Authority - Surface
Tax Map: 85A Parcel: 40C
0.16 acres 0.1786%
- 2A. Commonwealth Coal Corporation Tr. 10 (200 Acre Tract) – Fee
Reserve Coal Properties Company - Below Drainage Coal Leased
Knox Creek Coal Corporation – Coal in Tiller and Above Leased
CNX Gas Company LLC – CBM Leased
Tax Map: 84A Parcel: 122A
0.54 acres 0.6029%
- 2B. Commonwealth Coal Corporation Tr. 10 (200 Acre Tract) – Coal
Reserve Coal Properties Company - Below Drainage Coal Leased
Knox Creek Coal Corporation – Coal in Tiller and Above Leased
CNX Gas Company LLC – CBM Leased
Burkie Tedrow Barnett – Surface and All Minerals except Coal
Tax Map: 85-01 Parcel: 0001
6.61 acres 7.3797%
- 2C. Commonwealth Coal Corporation Tr. 10 (200 Acre Tract) – Coal
Reserve Coal Properties Company - Below Drainage Coal Leased
Knox Creek Coal Corporation – Coal in Tiller and Above Leased
CNX Gas Company LLC – CBM Leased
Stanley Boyd Helms, et al – Surface and All Minerals except Coal
Tax Map: 48A Parcel: 0002
2.47 acres 2.7576%
- 2D. Commonwealth Coal Corporation Tr. 10 (200 Acre Tract) – Coal
Reserve Coal Properties Company - Below Drainage Coal Leased
Knox Creek Coal Corporation – Coal in Tiller and Above Leased
CNX Gas Company LLC – CBM Leased
Triple R Development, LLC – All Minerals except Coal
CNX Gas Company LLC – Oil, Gas and CBM Leased
Corbet Dennis Johnson, et ux - Surface
Tax Map: 85A Parcel: 0002
6.50 acres 7.2569%

- Commonwealth Coal Corporation Tr. 10 (200 Acre Tract) – Coal
Reserve Coal Properties Company - Below Drainage Coal Leased
Knox Creek Coal Corporation – Coal In Tiller and Above Leased
CNX Gas Company LLC – CBM Leased
Daniel L. Smith, et ux – Surface and All Minerals except Coal
Tax Map: 85-01 Parcels: 0001B
0.46 acres 0.5136%
- 2F. Commonwealth Coal Corporation Tr. 10 (200 Acre Tract) – Coal
Reserve Coal Properties Company - Below Drainage Coal Leased
Knox Creek Coal Corporation – Coal In Tiller and Above Leased
CNX Gas Company LLC – CBM Leased
Paul Smith, et ux – Surface and All Minerals except Coal
Tax Map: 85-01 Parcels: 0001A
0.25 acres 0.2791%
- 2G. Commonwealth Coal Corporation Tr. 10 (200 Acre Tract) – Coal
Reserve Coal Properties Company - Below Drainage Coal Leased
Knox Creek Coal Corporation – Coal In Tiller and Above Leased
CNX Gas Company LLC – CBM Leased
Winfred Smith, et ux – Surface and All Minerals except Coal
Tax Map: 85-01 Parcel: 0001F
3.67 acres 4.0974%
- 2H. Commonwealth Coal Corporation Tr. 10 (200 Acre Tract) – Coal
Reserve Coal Properties Company - Below Drainage Coal Leased
Knox Creek Coal Corporation – Coal In Tiller and Above Leased
CNX Gas Company LLC – CBM Leased
Triple R Development, LLC - All Minerals except Coal
CNX Gas Company LLC – Oil, Gas and CBM Leased
Corbet Dennis Johnson, et ux - Surface
Tax Map: 85A Parcel: 0001
11.87 acres 13.2522%
- 2I. Commonwealth Coal Corporation Tr. 10 (200 Acre Tract) – Coal
Reserve Coal Properties Company - Below Drainage Coal Leased
Knox Creek Coal Corporation – Coal In Tiller and Above Leased
CNX Gas Company LLC – CBM Leased
Arnolene Snapp, et al – Surface and All Minerals except Coal
Tax Map: 85-01 Parcel: 0004
0.37 acres 0.4131%
- 2J. Commonwealth Coal Corporation Tr. 10 (200 Acre Tract) – Coal
Reserve Coal Properties Company - Below Drainage Coal Leased
Knox Creek Coal Corporation – Coal In Tiller and Above Leased
CNX Gas Company LLC – CBM Leased
Robin L. Hodges – Surface and All Minerals except Coal
CNX Gas Company LLC – Oil, Gas and CBM Leased
Tax Map: 85-01 Parcel: 0003
2.77 acres 3.0926%
- 2K. Commonwealth Coal Corporation Tr. 10 (200 Acre Tract) - Coal
Reserve Coal Properties Company - Below Drainage Coal Leased
Knox Creek Coal Corporation – Coal In Tiller and Above Leased
CNX Gas Company LLC – CBM Leased
Commonwealth of Virginia – Surface and All Minerals except Coal
Tax Map: 84A Parcel: 0000
0.76 acres 0.8485%

2015 018126

Exhibit E
Unit FF-42
Docket #VGOB 07-1113-2082-01
List of Respondents that require escrow
(89.57 Acre Unit)

	Acres in Unit	Interest in Unit
--	---------------	------------------

The respondents listed below did not respond timely to the W9 request and will continue to be escrowed.

Tract #2B, 6.61 acres

COAL OWNERSHIP

(1) Commonwealth Coal Corporation, Tr.10 P.O. Box 1269 Bristol, VA 24203	6.61 acres	7.3797%
--	------------	---------

OIL & GAS OWNERSHIP

(1) Burkie T. Barnett c/o Anne Blankenship 22646 Green Spring Road Abingdon, VA 24211	6.61 acres	7.3797%
--	------------	---------

Tract #2C, 2.47 acres

COAL OWNERSHIP

(1) Commonwealth Coal Corporation, Tr.10 P.O. Box 1269 Bristol, VA 24203	2.47 acres	2.7576%
--	------------	---------

OIL & GAS OWNERSHIP

(1) Stanley Boyd Heirs, et al Successors or Assigns	2.47 acres	2.7576%
(a) Stanley Boyd Estate c/o Novella Boyd Route 1 Box 218 Raven, VA 24639-9713	1.24 acres 1/2 of 2.47 acres	1.3788%
(b) Novella Boyd Route 1 Box 218 Raven, VA 24639-9713	1.24 acres 1/2 of 2.47 acres	1.3788%

Tract #2E, 0.46 acres

COAL OWNERSHIP

(1) Commonwealth Coal Corporation, Tr.10 P.O. Box 1269 Bristol, VA 24203	0.46 acres	0.5136%
--	------------	---------

OIL & GAS OWNERSHIP

(1) Daniel L. & Teresa Jane Smith, t/e 107 Christian St. Raven, VA 24639	0.46 acres	0.5136%
--	------------	---------

Tract #2F, 0.25 acres

COAL OWNERSHIP

(1) Commonwealth Coal Corporation, Tr.10 P.O. Box 1269 Bristol, VA 24203	0.25 acres	0.2791%
--	------------	---------

2015 018127

Exhibit E

Unit FF-42

Docket #VGOB 07-1113-2082-01

List of Respondents that require escrow

(89.57 Acre Unit)

	Acres in Unit	Interest in Unit
<u>OIL & GAS OWNERSHIP</u>		
(1) Paul & Carolyn Smith, t/e PO Box 685 Reedsville, WV 26547	0.25 acres	0.2791%
<u>Tract #2G, 3.67 acres</u>		
<u>COAL OWNERSHIP</u>		
(1) Commonwealth Coal Corporation, Tr.10 P.O. Box 1269 Bristol, VA 24203	3.67 acres	4.0974%
<u>OIL & GAS OWNERSHIP</u>		
(1) Winfred & Thelma Smith, t/e PO Box 651 Raven, VA 24639	3.67 acres	4.0974%
<u>Tract #2I, 0.37 acres</u>		
<u>COAL OWNERSHIP</u>		
(1) Commonwealth Coal Corporation, Tr.10 P.O. Box 1269 Bristol, VA 24203	0.37 acres	0.4131%
<u>OIL & GAS OWNERSHIP</u>		
(1) Amolene Snapp, et al	0.37 acres	0.4131%
(a) Amolene Snapp #55 Sedgewood Townhouse Bluefield, VA 24605	0.19 acres 1/2 of 0.37 acres	0.2065%
(b) Daniel Cadle 3776 West River Road Newton Falls, OH 44444	0.19 acres 1/2 of 0.37 acres	0.2065%
Total Acreage in Unit		13.8300
Total Percentage of Unit		15.4404%

2015 11 18 128
Exhibit EE
Unit FF-42

Docket #VGOB 07-1113-2082-01
List of Respondents with Royalty Split Agreements/Court Orders/HB2058
(89.57 Acre Unit)

	Acres in Unit	Interest in Unit	Percent of Escrow
Tract #2D, 6.50 acres			
COAL OWNERSHIP			
(1) Commonwealth Coal Corporation, Tr.10 P.O. Box 1269 Bristol, VA 24203	6.50 acres	7.2569%	n/a
OIL & GAS OWNERSHIP			
(1) Triple R Development, LLC	Conveyed by deed dated August 25, 2008 and recorded in Tazewell County in Deed Book 1038, Page 892		
(a) Robin Hodges PO Box 1480 Bassett, VA 24055-4999	6.50 acres	7.2569%	18.1920% HB2058
Tract #2H, 11.87 acres			
COAL OWNERSHIP			
(1) Commonwealth Coal Corporation, Tr.10 P.O. Box 1269 Bristol, VA 24203	11.87 acres	13.2522%	33.2214% HB2058
OIL & GAS OWNERSHIP			
(1) Triple R Development, LLC	Conveyed by deed dated August 25, 2008 and recorded in Tazewell County in Deed Book 1038, Page 892		
(a) Robin Hodges PO Box 1480 Bassett, VA 24055-4999	11.87 acres	13.2522%	33.2214% HB2058
Tract #2J, 2.77 acres			
COAL OWNERSHIP			
(1) Commonwealth Coal Corporation, Tr.10 P.O. Box 1269 Bristol, VA 24203	2.77 acres	3.0926%	n/a
OIL & GAS OWNERSHIP			
(1) Robin L. Hodges PO Box 1480 Bassett, VA 24055-4999	2.77 acres	3.0926%	7.7526% HB2058
Tract #2K, 0.76 acres			
COAL OWNERSHIP			
(1) Commonwealth Coal Corporation, Tr.10 P.O. Box 1269 Bristol, VA 24203	0.76 acres	0.8485%	n/a
OIL & GAS OWNERSHIP			
(1) Commonwealth of Virginia Dept. of Transportation 870 Bonham Road Bristol, VA 24201-2002	0.76 acres	0.8485%	2.1271% HB2058
Total Acreage in Unit		21.9000	
Total Percentage of Unit			24.4502%

INSTRUMENT #150003551
RECORDED IN THE CLERK'S OFFICE OF
TAZEWELL COUNTY ON
NOVEMBER 24, 2015 AT 02:56PM
TAMMY B. ALLISON, CLERK
RECORDED BY: MLT