

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: AW131

TRACT(S): 1A, 1D, 1E, 1F, 2A, 2B

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-07-1218-2097-01

APPLICANTS:

CNX Gas Company LLC on behalf of Commonwealth Coal Corp, Commonwealth of Virginia,
Knox Creek Coal Corp

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 404.
2. Supplemental Order, Recorded on 04/09/2010, Deed Book/Instrument No. 1075, Page 20.

NOTICE:

EX 2016 003784

747

(1) Amend the Pooling Order to provide for the disbursement of funds on deposit in the Escrow Account attributable to Tract(s) 1A, 1D, 1E, 1F, 2A, 2B identified in the attached petition.

(2) Delete the requirement that the Unit Operator place future royalties attributable to Tract(s) 1A, 1D, 1E, 1F, 2A, 2B 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. Commonwealth Coal Corporation, Commonwealth of Virginia, Knox Creek Coal Corp is the gas claimant in Tracts 1A, 1D, 1E, 1F, 2A, 2B. As such Commonwealth Coal Corporation, Commonwealth of Virginia, Knox Creek Coal Corp are 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 Commonwealth Coal Corporation, Commonwealth of Virginia, Knox Creek Coal Corp and not escrow same. See Exhibit EE annexed hereto.

RELIEF GRANTED:

EX 2016 PG 03785

Tracts: 1A, 1D, 1E, 1F, 2A, 2B

UK 2016 PG 03786

- 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.

K2016 003788

DONE AND EXECUTED this 3 day of March, 2016 by a majority of the Virginia Gas and Oil Board.



Chairman, Bradley C. Lambert

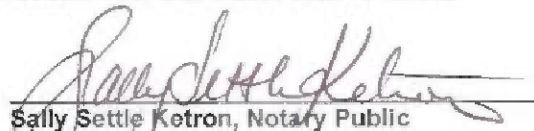
DONE AND PERFORMED this 3 day of March, 2016 by Order of the Virginia Gas and Oil Board.



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

COMMONWEALTH OF VIRGINIA
COUNTY OF RUSSELL

Acknowledged on this 3 day of March, 2016, 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.


Sally Settle Ketron, Notary Public
7623162

My Commission expires: January 31, 2019



BEFORE THE VIRGINIA GAS AND OIL BOARD

PETITIONER: CNX Gas Company LLC

DIVISION OF GAS AND OIL

DOCKET NO: VGOB 07-1218-2097-01

RELIEF SOUGHT: (1) DISBURSEMENT FROM ESCROW REGARDING TRACT(S) 1A, 1D, 1E, 1F, 2A, 2B (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: AW131

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) 1A, 1D, 1E, 1F, 2A, 2B as depicted upon the annexed Table; and (2) authorization to begin paying royalties directly to Commonwealth Coal Corporation, Commonwealth of Virginia, Knox Creek Coal Corp

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. Commonwealth Coal Corporation, Commonwealth of Virginia, Knox Creek Coal Corp is the gas claimant in Tracts 1A, 1D, 1E, 1F, 2A, 2B. As such Commonwealth Coal Corporation, Commonwealth of Virginia, Knox Creek Coal Corp are 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 Commonwealth Coal Corporation, Commonwealth of Virginia, Knox Creek Coal Corp 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.

PROPERTY LINES SHOWN WERE TAKEN FROM MAPS PROVIDED BY CNX GAS COMPANY LLC AND WERE NOT SURVEYED.

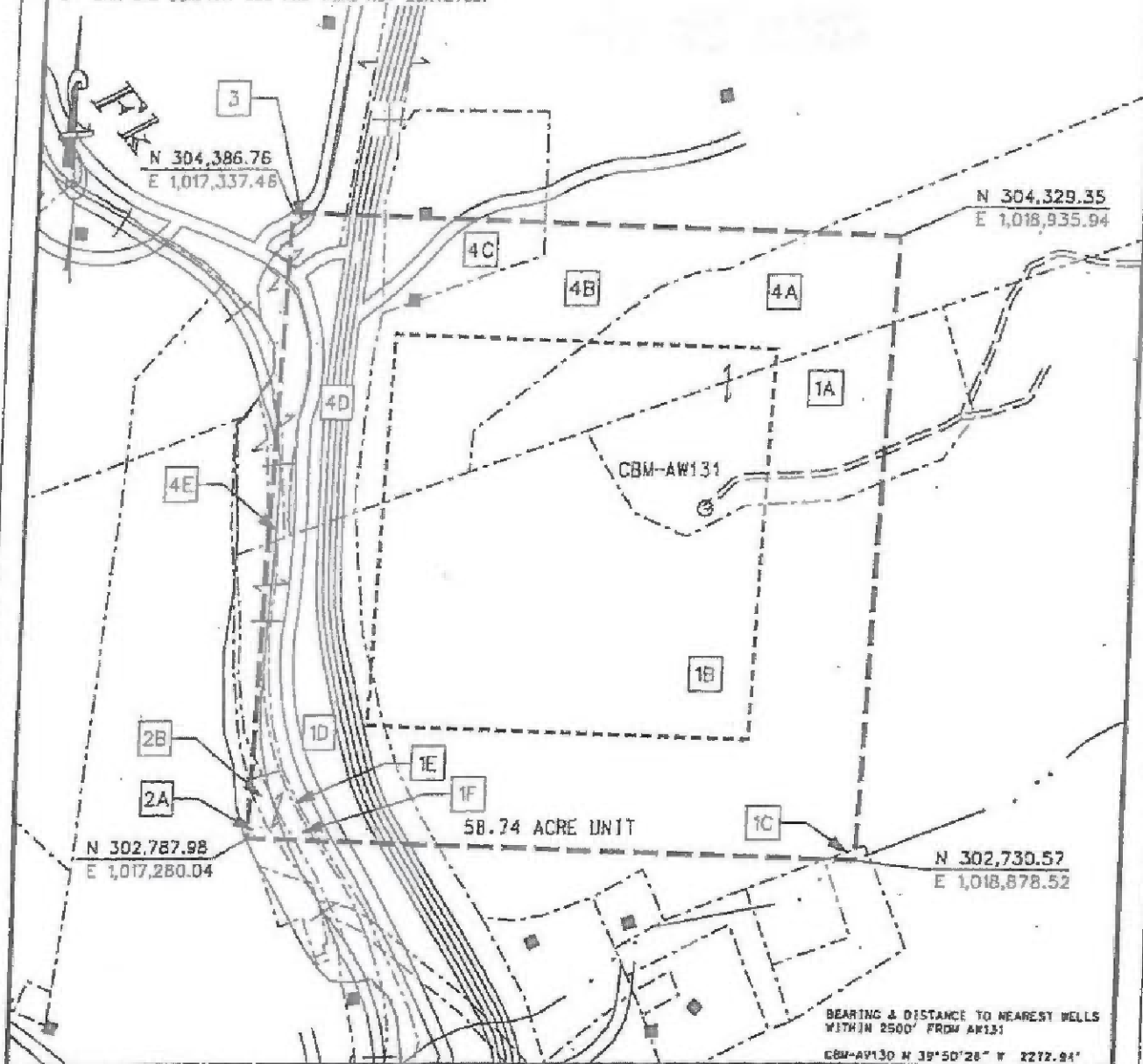


EXHIBIT A
MIDDLE RIDGE FIELD
UNIT AW-131
FORCE POOLING
VGDB-07-1218-2097

Company CNX Gas Company LLC Well Name and Number UNIT AW131
Tract No. _____ Elevation _____ Quadrangle Richlands
County Tazewell District Maiden Springs Scale: 1\"/>

CNX Gas Company LLC

Unit AW 131

Tract Identifications
(58.74 Acre Unit)

- 1A. Coal Creek Coal Company Tr. 2 (237 Acre Tract) – Coal
Reserve Coal Properties Company – All Coal Leased
Knox Creek Coal Company – Coal In Tiller Seam Sublessee
Commonwealth Coal Corporation – All Minerals except Coal
CNX Gas Company LLC – Oil, Gas and CBM Leased
Robin Hodges – Surface
(Tax Map 85 Parcel 6)
5.79 acres 9.8570%

- 1B. Coal Creek Coal Company Tr. 2 (237 Acre Tract) – Coal
Reserve Coal Properties Company – All Coal Leased
Knox Creek Coal Company – Coal In Tiller Seam Sublessee
CNX Gas Company LLC – CBM Leased
Robin Hodges – Surface and All Minerals except Coal
CNX Gas Company LLC – Oil, Gas and CBM Leased
(Tax Map 85 Parcel 6)
27.24 acres 46.3739%

- 1C. Coal Creek Coal Company Tr. 2 (237 Acre Tract) – Coal
Reserve Coal Properties Company – All Coal Leased
Knox Creek Coal Company – Coal In Tiller Seam Sublessee
CNX Gas Company LLC – CBM Leased
Billy Jackson, et al – Surface and All Minerals except Coal
(Tax Map 84A Parcel 125)
0.03 acres 0.0511%

- 1D. Coal Creek Coal Company Tr. 2 (237 Acre Tract) – Coal
Reserve Coal Properties Company – All Coal Leased
Knox Creek Coal Company – Coal In Tiller Seam Sublessee
CNX Gas Company LLC – CBM Leased
Commonwealth of Virginia – Surface and All Minerals except Coal
(Tax Map 84)
5.05 acres 8.5972%

- 1E. Coal Creek Coal Company Tr. 2 (237 Acre Tract) – Coal
Reserve Coal Properties Company – All Coal Leased
Knox Creek Coal Company – Coal In Tiller Seam Sublessee
CNX Gas Company LLC – CBM Leased
Knox Creek Coal Corporation – Surface and All Minerals except Coal
(Tax Map 84 Parcel 128)
0.19 acres 0.3235%

CNX Gas Company LLC

Unit AW 131

Tract Identifications

(58.74 Acre Unit)

- 1F. Coal Creek Coal Company Tr. 2 (237 Acre Tract) – Coal
Reserve Coal Properties Company – All Coal Leased
Knox Creek Coal Company – Coal In Tiller Seam Sublessee
CNX Gas Company LLC – CBM Leased
Commonwealth of Virginia – Surface and All Minerals except Coal
(Tax Map 84)
0.53 acres 0.9023%
- 2A. Coal Mountain Mining Company Limited Partnership, LLP Tr. 43 (377 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
Knox Creek Coal Corporation – Surface and All Minerals except Coal
(Tax Map 84A Parcel 94)
0.10 acres 0.1702%
- 2B. Coal Mountain Mining Company Limited Partnership, LLP Tr. 43 (377 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
Commonwealth of Virginia – Surface and All Minerals except Coal
(Tax Map 84A)
0.19 acres 0.3235%
3. Commonwealth Coal Corporation Tr. 9 ((1497.92 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 85 Parcel 122A)
0.05 acres 0.0851%
- 4A. Commonwealth Coal Corporation Tr. 10 (200 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
Robin Hodges – Surface
(Tax Map 84A Parcel 122A)
6.30 acres 10.7252%
- 4B. 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 – Oil, Gas and CBM Leased
(Tax Map 84A Parcel 122A)
8.16 acres 13.8917%

CNX Gas Company LLC
Unit AW 131

Tract Identifications
(58.74 Acre Unit)

- 4C. Commonwealth Coal Corporation Tr. 10 (200 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
 Unknown Surface Owner
 (Tax Map 84A Parcel 122A)
 1.60 acres 2.7239%
- 4D. 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)
 3.33 acres 5.6691%
- 4E. 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
 Norfolk and Southern Railway Company – Surface and All Minerals except Coal
 (Tax Map 84A)
 0.18 acres 0.3064%

Exhibit E
Unit AW-131
Docket #VGOB 07-1216-2097-01
List of Owners requiring Escrow
(58.74 Acre Unit)

EX2016 003795

	Acre In Unit	Interest in Unit
<u>Tract #1C, 0.03 acres</u>		

COAL OWNERSHIP

(1) Coal Creek Coal Company, Tr.2 P.O. Box 323 Tazewell, VA 24651	0.03 acres	0.0511%
---	------------	---------

OIL & GAS OWNERSHIP

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

(1) Billy E. Jackson, et al.		
(a) Billy E. Jackson 116 Franklin Ave. Richlands, VA 24641	0.03 acres	0.0511%

*Property deeded with rights of survivorship to Billy E. & Bessie (Elizabeth) Jackson.
Bessie (Elizabeth) Jackson died 2/24/99*

Tract #4D, 3.33 acres

COAL OWNERSHIP

(1) Commonwealth Coal Corporation Tr.10 PO Box 1269 Bristol, VA 24203	3.33 acres	5.6691%
---	------------	---------

OIL & GAS OWNERSHIP

Escrow due to Title Conflict

(1) Commonwealth Coal Corporation Tr.10 PO Box 1269 Bristol, VA 24203	3.33 acres	5.6691%
---	------------	---------

- OR -

(1) Virginia Department of Transportation 870 Bonham Road Bristol, VA 24201	3.33 acres	5.6691%
---	------------	---------

Tract #4E, 0.18 acres

COAL OWNERSHIP

(1) Commonwealth Coal Corporation Tr.10 PO Box 1269 Bristol, VA 24203	0.18 acres	0.3064%
---	------------	---------

OIL & GAS OWNERSHIP

Affidavit not received

(1) Norfolk Southern Railway Company	0.18 acres	0.3064%
--------------------------------------	------------	---------

If no conflict, Royalties paid to:

Pocahontas Land Corporation
Treasurer, Pocahontas Land Corporation
P. O. Box 1617
Bluefield, WV 24701

Exhibit EE
Unit AW-131
Docket #VGOB 07-1218-2097
List of Respondents with Royalty Split Agreements/Court Orders/HB2058
(58.74 Acre Unit)

2016 003796

	Acres in Unit	Interest in Unit	Percent of Escrow
<u>Tract #1A, 5.79 acres</u>			
<u>COAL OWNERSHIP</u>			
(1) Coal Creek Coal Company, Tr.2 P.O. Box 323 Tazewell, VA 24651	5.79 acres	9.8570%	
<u>OIL & GAS OWNERSHIP</u>			
(1) Commonwealth Coal Corporation Tr.10 PO Box 1269 Bristol, VA 24203	5.79 acres	9.8570%	37.6218% HB2058
<u>Tract #1B, 27.24 acres</u>			
<u>COAL OWNERSHIP</u>			
(1) Coal Creek Coal Company, Tr.2 * P.O. Box 323 Tazewell, VA 24651	27.24 acres	46.3739%	
<u>OIL & GAS OWNERSHIP</u>			
(1) Robin Hodges * PO Box 1480 Bassett, VA 24055-4999	27.24 acres	46.3739%	n/a
* The Royalty Division Agreement varies per tract. See Division Order for details of each.			
<u>Tract #1D, 5.05 acres</u>			
<u>COAL OWNERSHIP</u>			
(1) Coal Creek Coal Company, Tr.2 P.O. Box 323 Tazewell, VA 24651	5.05 acres	8.5972%	
<u>OIL & GAS OWNERSHIP</u>			
(1) Virginia Department of Transportation 870 Bonham Road Bristol, VA 24201	5.05 acres	8.5972%	32.8135% HB2058
<u>Tract #1E, 0.19 acres</u>			
<u>COAL OWNERSHIP</u>			
(1) Coal Creek Coal Company, Tr.2 P.O. Box 323 Tazewell, VA 24651	0.19 acres	0.3235%	
<u>OIL & GAS OWNERSHIP</u>			
(1) Knox Creek Coal Corporation Attn: Paul Mullins PO Box 16429 Bristol, VA 24209	0.19 acres	0.3235%	1.2346% HB2058

Exhibit EE
Unit AW-131
Docket #VGOB 07-1218-2097
List of Respondents with Royalty Split Agreements/Court Orders/HB2058
(58.74 Acre Unit)

2016 003797

	Acres in Unit	Interest in Unit	Percent of Escrow
<u>Tract #1F, 0.53 acres</u>			
<u>COAL OWNERSHIP</u>			
(1) Coal Creek Coal Company, Tr.2 P.O. Box 323 Tazewell, VA 24651	0.53 acres	0.9023%	
<u>OIL & GAS OWNERSHIP</u>			
(1) Virginia Department of Transportation 870 Bonham Road Bristol, VA 24201	0.53 acres	0.9023%	3.4438% HB2058
<u>Tract #2A, 0.10 acres</u>			
<u>COAL OWNERSHIP</u>			
(1) Coal Mountain Mining Company Limited Partnership, L.L.P. P.O. Box 675 Tazewell, VA 24651	0.10 acres	0.1702%	
<u>OIL & GAS OWNERSHIP</u>			
(1) Knox Creek Coal Corporation Attn: Paul Mullins PO Box 16429 Bristol, VA 24209	0.10 acres	0.1702%	0.6498% HB2058
<u>Tract #2B, 0.19 acres</u>			
<u>COAL OWNERSHIP</u>			
(1) Coal Mountain Mining Company Limited Partnership, L.L.P. P.O. Box 675 Tazewell, VA 24651	0.19 acres	0.3235%	
<u>OIL & GAS OWNERSHIP</u>			
(1) Virginia Department of Transportation 870 Bonham Road Bristol, VA 24201	0.19 acres	0.3235%	1.2346% HB2058

INSTRUMENT #160000747
RECORDED IN THE CLERK'S OFFICE OF
TAEWELL COUNTY ON
MARCH 24, 2016 AT 02:37PM
TAMMY B. ALLISON, CLERK
RECORDED BY: ADR