

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: WWW20

TRACT(S): A portion of 5

LOCATION: BUCHANAN County, Virginia

DOCKET NUMBER: VGOB-08-0715-2265-01

APPLICANTS:

CNX Gas Company LLC on behalf of Donna P. Andrews, Mary McClanahan, Robert L. McClanahan

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. Supplemental Order, Recorded on 04/04/2011, Deed Book/Instrument No. 110000823.

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 5 identified in the attached petition.

160000153

(2) Delete the requirement that the Unit Operator place future royalties attributable to Tract(s) A portion of 5 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. Mary McClanahan, Robert L. McClanahan, Donna Andrews is the gas claimant in Tracts 5 As such Mary McClanahan, Robert L. McClanahan, Donna Andrews 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 Mary McClanahan, Robert L. McClanahan, Donna Andrews and not escrow same. See Exhibit EE annexed hereto.

RELIEF GRANTED:

160000153

DONE AND EXECUTED this 12 day of January, 2016 by a majority of the Virginia Gas and Oil Board.



Chairman, Bradley C. Lambert

DONE AND PERFORMED this 12 day of January, 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 12th day of January, 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.



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 08-0715-2265-01**RELIEF SOUGHT: (1) DISBURSEMENT FROM ESCROW REGARDING TRACT(S) A portion of 5 (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:** WWW20**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

(1) the disbursement of escrowed funds heretofore deposited with the Board's Escrow Agent, attributable to of Tract 5, as depicted upon the annexed table; and (2) authorization to begin paying royalties directly to Mary McClanahan, Robert L. McClanahan, Donna Andrews.

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. Mary McClanahan, Robert L. McClanahan, Donna Andrews is the gas claimant in Tracts 5 As such Mary McClanahan, Robert L. McClanahan, Donna Andrews 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 Mary McClanahan, Robert L. McClanahan, Donna Andrews 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.

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PROPERTY LINES SHOWN ON THIS PLAT WERE TAKEN
FROM MAPPING PROVIDED BY CNX GAS COMPANY LLC
AND DOES NOT REPRESENT A CURRENT FIELD SURVEY.

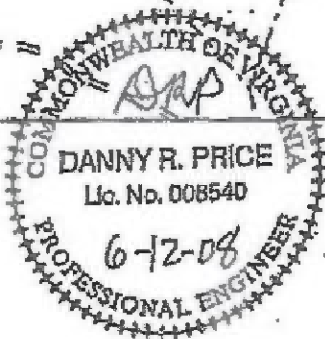
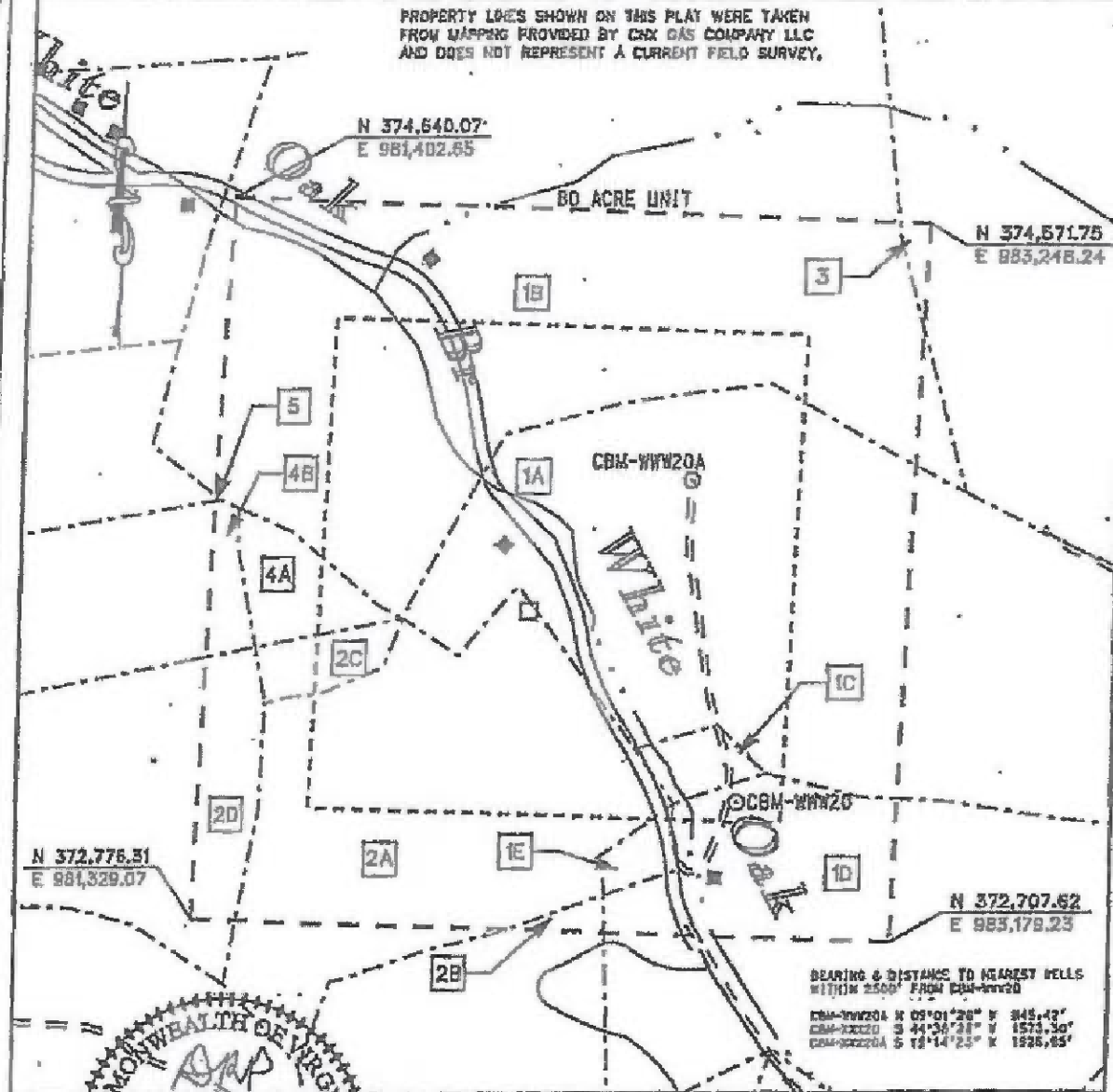


EXHIBIT A
OAKWOOD FIELD
UNIT WW-20
FORCE POOLING
VGDB-08-0715-2265

Company CNX Gas Company LLC Well Name and Number UNIT WW20
Tract No. _____ Elevation _____ Quadrangle Patterson/Grundy
County Buchanan District North Grundy Scale: 1" = 400' Date 6-12-08
This plat is a new plat X ; on updated plat _____ ; or a final plat _____

Form D00-00-7
Rev. 9/91

Danny R. Price
Licensed Professional Engineer or Licensed Land Surveyor

(Affix Seal)

CNX Gas Company LLC

Unit WWW 20

Tract Identifications

1. C.L. Ritter Lumber Company Tr. B (135.10 Acre Tract) - All Minerals
Island Creek Coal Company/Consol Energy, Inc. - Coal Below Tiller Seam Leased
Jewell Smokeless Coal Corporation - Coal In Tiller and Above Leased
Hard Rock Exploration and Carter Oil & Gas, Inc. - Oil and Gas Leased
CNX Gas Company LLC - CBM Leased
57.54 Acres 71.9250%
- 1A. Wellmore Coal Company, LLC - Surface
- 1B. Wellmore Coal Company, LLC - Surface
- 1C. Wellmore Coal Company, LLC - Surface
- 1D. Wellmore Coal Company, LLC - Surface
- 1E. Wellmore Coal Company, LLC - Surface
2. Katherine J. Fields, et al (632.40 Acre Tract) - All Minerals
Island Creek Coal Company/Consol Energy, Inc. - Coal Below Tiller Seam Leased
Wellmore Coal Corporation - Coal Outcropped Above Slate Creek Leased (68.67%)
Chesapeake Appalachia LLC - Oil and Gas Leased (33.33%)
CNX Gas Company LLC - Oil and Gas Leased (59.25%)
CNX Gas Company LLC - CBM Leased (65.67%)
19.51 Acres 24.3875%
- 2A. Wellmore Coal Company, LLC - Surface
- 2B. Wellmore Coal Company, LLC - Surface
- 2C. Wellmore Coal Company, LLC - Surface
- 2D. Unknown Surface Owner
3. Admiral Land Company Inc., et al. (88 Acre Tract) - All Minerals
Island Creek Coal Company/Consol Energy, Inc. - Coal Below Tiller Seam Leased
CNX Gas Company LLC - Oil, Gas and CBM Leased
Admiral Land Company, Inc., et al - Surface
0.28 Acres 0.3500%
4. Katherine J. Fields, et al (50.00 Acre Tract) - All Minerals
Island Creek Coal Company/Consol Energy Inc. - Coal Below Tiller Seam Leased
Wellmore Coal Corporation - Coal Outcropped Above Slate Creek Leased
CNX Gas Company LLC - Oil, Gas and CBM Leased
2.86 Acres 3.3250%
- 4A. Wellmore Coal Company, LLC - Surface
- 4B. Unknown Surface Owner
5. Admiral Land Company, Inc. - Coal
Island Creek Coal Company/Consol Energy Inc. - Coal Below Tiller Seam Leased
CNX Gas Company LLC - CBM Leased
Robert L. McGlashan, et al - Oil and Gas
Unknown Surface Owner
0.01 Acres 0.0125%

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Exhibit E
Unit WWW-20
Docket #VGOB 08-0715-2265-01
List of Conflicting Owners/Claimants that require escrow
(80 Acre Unit)

	Acres in Unit	Percent of Unit
<u>Tract #5, 0.01 Acres</u>		
<u>COAL OWNERSHIP</u>		
(1) Admiral Land Company, Inc. c/o Dewey A. Wilt 17641 Alma Court Abingdon, VA 24210	0.01 acres	0.0125%
<u>OIL & GAS OWNERSHIP</u>		
(1) Dr. Robert L. McClanahan, et al.	0.01 acres	0.0125%
<i>Affidavit not received</i>		
(b) Lee Etta Sturgill 650 Coalfield Rd, apt 113 Midlothian, VA 23114	0.0025 acres 1/4 of 0.01 acres	0.0031%

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Exhibit EE
Unit WWW-20
Docket #VGOB 08-0715-2265-01
List of Respondents with Royalty Split Agreements/Court Orders/HB2058
(80 Acre Unit)

	Acres in Unit	Percent of Unit	Percent of Escrow
<u>Tract #5, 0.01 Acres</u>			
<u>COAL OWNERSHIP</u>			
(1) Admiral Land Company, Inc. c/o Dewey A. Witt 17641 Alma Court Abingdon, VA 24210	0.01 acres	0.0125%	
<u>OIL & GAS OWNERSHIP</u>			
(1) Dr. Robert L. McClanahan, et al.	0.01 acres	0.0125%	
(a) Dr. Robert L. McClanahan 647 Fernwood Drive Salem, VA 24153	0.0025 acres 1/4 of 0.01 acres	0.0031%	25.00% HB2058
(c) Donna Belle Peery Andrews 1714 Lee Dr Farmville, VA 23901	0.0025 acres 1/4 of 0.01 acres	0.0031%	25.00% HB2058
(d) Charles Edwin McClanahan Heirs, Devisees, Successors or Assigns			
(d.1) Mary K. McClanahan 2900 Antero Drive Loveland, CO 80538	0.0025 acres 1/4 of 0.01 acres	0.0031%	25.00% HB2058

Total Conflicts Resolved

Total Acres	0.0075
Total Percentage	0.0094%

INSTRUMENT #160000153
RECORDED IN THE CLERK'S OFFICE OF
BUCHANAN COUNTY ON
FEBRUARY 2, 2016 AT 03:09PM

BEVERLY S. TILLER, CLERK
RECORDED BY: SLP