

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: DD18

TRACT(S): 4D

LOCATION: BUCHANAN County, Virginia

DOCKET NUMBER: VGOB-09-0915-2597-02

APPLICANTS:

CNX Gas Company LLC on behalf of Jeffrey Dale Street

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 11/04/2009, Recorded on 12/04/2009, Deed Book/Instrument No. 090003760.
2. Supplemental Order, Recorded on 08/11/2010, Deed Book/Instrument No. 100002213.
3. Disbursement Order -01 Executed 01/12/2016, Recorded on 02/02/2016, Deed Book/Instrument No. 160000149.

NOTICE:

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- (1) Amend the Pooling Order to provide for the disbursement of funds on deposit in the Escrow Account attributable to Tract(s) 4D identified in the attached petition.
- (2) Delete the requirement that the Unit Operator place future royalties attributable to Tract(s) 4D 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. Jeffery Dale Street is the gas claimant in Tract 4D. As such Jeffery Dale Street 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 Jeffery Dale Street and not escrow same. See Exhibit EE annexed hereto.

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.

160001088

160001088

DONE AND EXECUTED this 9 day of June, 2016 by a majority of the Virginia Gas and Oil Board.



Chairman, Bradley C. Lambert

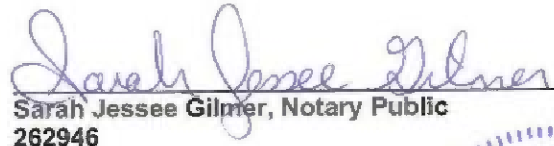
DONE AND PERFORMED this 9 day of June, 2016 by Order of the Virginia Gas and Oil Board.



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

COMMONWEALTH OF VIRGINIA
COUNTY OF RUSSELL

Acknowledged on this 9th day of June, 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 09-0915-2597-02

RELIEF SOUGHT: (1) DISBURSEMENT FROM ESCROW REGARDING TRACT(S) 4D (2) AND AUTHORIZATION FOR DIRECT PAYMENT OF ROYALTIES (3) AND DISMISSAL OF COAL OWNERS PURSUANT TO CODE OF VIRGINIA SECTION 45.1-361.22:2.

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: DD18

BUCHANAN COUNTY, VIRGINIA

PETITION FOR ORDER OF DISBURSEMENT OF ESCROW FUNDS

1. Petitioner and its counsel

Petitioner is CNX Gas Company LLC, PO Box 570, Pounding Mill, VA 24637, (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 4D as depicted upon the annexed Table; and (2) authorization to begin paying royalties directly to Jeffery Dale Street; (3) Dismissal of Coal Owner(s): Yukon Pocahontas Coal Company, Buchanan Coal Company, Sayers-Pocahontas Coal Company and CONSOL Buchanan Mining Company

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. Jeffery Dale Street is the gas claimant in Tract 4D. As such Jeffery Dale Street 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 Jeffery Dale Street 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.

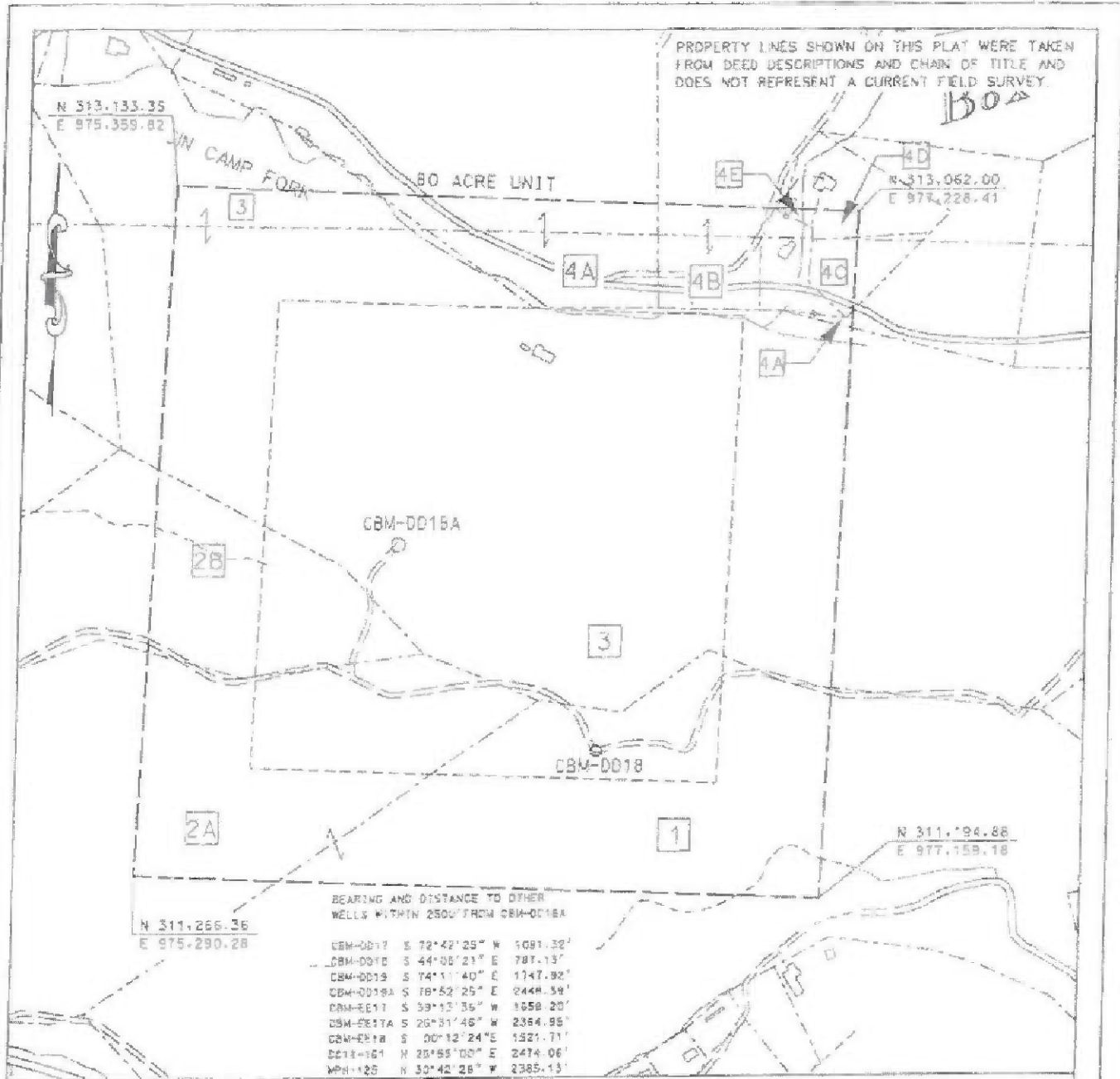
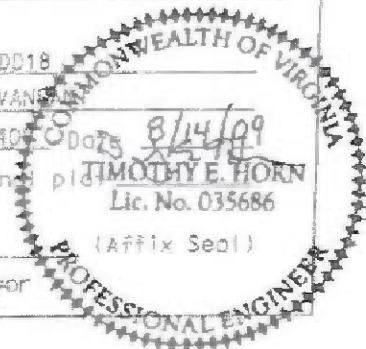


EXHIBIT A
OAKWOOD FIELD
UNIT DD18
FORCE POOLING
VCDB 09-0915-2597

Company CNX Gas Company LLC Well Name and Number UNIT DD18
 Tract No. _____ Elevation _____ Quadrangle VAN
 County BUCHANAN District HURRICANE Scale: 1" = 40'
 This plat is a new plat X on updated plat _____ or a final plat _____

Form DGO-GD-7
Rev. 9/31

[Signature]
Licensed Professional Engineer or Licensed Land Surveyor



CNX Gas Company LLC
UNIT DD 18
Tract Identifications

1. Buckhorn Coal Company, Tract 5 (H. C. Stuart 172 Acre Tract) – All Minerals
 Consolidation Coal Company – Below Tiller Coal Leased
 CNX Gas Company LLC – Oil, Gas and CBM Leased
 CNX Gas Company LLC – Surface
 14.27 acres 17.8375%

2. Buckhorn Coal Company, Tract 6 (H.C. Stuart 425 Acre Tract) – All Minerals
 Reserve Coal Properties Company – Below Tiller Coal Leased
 Knox Creek Coal Corporation – Coal in Tiller Seam and Above Leased
 CNX Gas Company LLC – Oil, Gas and CBM Leased
 15.81 acres 19.7625%

- 2A. CNX Gas Company LLC – Surface
 2B. Clarence Street, Jr., et ux – Surface

3. Buckhorn Coal Company, Tract 4 (H.C. Stuart 260 Acre Tract) – All Minerals
 Consolidation Coal Company – Below Tiller Coal Leased
 Knox Creek Coal Corporation – Coal in Tiller Seam and Above Leased
 CNX Gas Company LLC – Oil, Gas and CBM Leased
 A. Y Street Hairs, et al – Surface
 42.63 acres 53.2875%

- 4A. Consolidation Coal Company, et al, Big Vein Tr. 77 (p/o 871 Acre Tract) – All Minerals except Oil,
 Gas and CBM
 Island Creek Coal Company/Consol Energy, Inc. – Coal Below Tiller Seam Leased
 Jewell Smokeless Coal Corporation – Coal Above Tiller Seam Leased
 Highland Resources Corporation, Inc./North American Resources Corporation, et al – All Minerals
 except Coal and CBM
 CNX Gas Company LLC – Oil and Gas Leased (1/3)
 Plum Creek Timberlands, L.P., et al – CBM
 CNX Gas Company LLC – CBM Leased
 Consolidation Coal Company – Surface
 3.74 acres 4.6750%

- 4B. Consolidation Coal Company, et al, Big Vein Tr. 77 (p/o 871 Acre Tract) – All Minerals except Oil,
 Gas and CBM
 Island Creek Coal Company/Consol Energy, Inc. – Coal Below Tiller Seam Leased
 Jewell Smokeless Coal Corporation – Coal Above Tiller Seam Leased
 CNX Gas Company LLC – CBM Leased
 William Meadows, et ux – Surface and All Minerals except Coal
 2.76 acres 3.4500%

- 4C. Consolidation Coal Company, et al, Big Vein Tr. 77 (p/o 871 Acre Tract) – All Minerals except Oil,
 Gas and CBM
 Island Creek Coal Company/Consol Energy, Inc. – Coal Below Tiller Seam Leased
 Jewell Smokeless Coal Corporation – Coal Above Tiller Seam Leased
 CNX Gas Company LLC – CBM Leased
 Lloyd R. Street, et ux – Surface and all Minerals except Coal
 0.49 acres 0.6125%

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CNX Gas Company LLC
UNIT DD 18
Tract Identifications

- 4D. Consolidation Coal Company, et al, Big Vein Tr. 77 (p/o 871 Acre Tract) - All Minerals except Oil,
Gas and CBM
Island Creek Coal Company/Consol Energy, Inc. - Coal Below Tiller Seam Leased
Jewell Smokeless Coal Corporation - Coal Above Tiller Seam Leased
CNX Gas Company LLC - CBM Leased
Jeffrey Dale Street - Surface and all Minerals except Coal
0.22 acres 0.2750%
- 4E. Consolidation Coal Company, et al, Big Vein Tr. 77 (p/o 871 Acre Tract) - All Minerals except Oil,
Gas and CBM
Island Creek Coal Company/Consol Energy, Inc. - Coal Below Tiller Seam Leased
Jewell Smokeless Coal Corporation - Coal Above Tiller Seam Leased
CNX Gas Company LLC - CBM Leased
Judy Carol Shortridge - Surface and all Minerals except Coal
0.08 acres 0.1000%

Exhibit E
Unit DD-18
Docket #VGOB 09-0915-2597-02
List of Respondents requiring escrow
(80 Acre Unit)

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	Net Acres in Unit	Interest in Unit
<u>Tract #4C, 0.49 Acres</u>		
<u>COAL OWNERSHIP</u>		
(1) Yukon Pocahontas Coal Company, et al. <i>Big Vein Tr. 77 (p/o 871 Acre Tract)</i>	0.49 acres	0.6125%
(a) Yukon Pocahontas Coal Company P.O. Box 187 Tazewell, VA 24651	0.245 acres 1/2 of 0.49 acres	0.3063%
(b) Buchanan Coal Company P.O. Box 187 Tazewell, VA 24651	0.054 acres 1/9 of 0.49 acres	0.0681%
(c) Sayers-Pocahontas Coal Company P.O. Box 187 Tazewell, VA 24651	0.027 acres 1/18 of 0.49 acres	0.0340%
(d) CONSOL Buchanan Mining Co. 3337 Contrary Creek Rd Raven, VA 24639	0.163 acres 1/3 of 0.49 acres	0.2042%

Note: Plum Creek Timberlands retained their CBM interest.

OIL & GAS OWNERSHIP

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

(1) Lloyd R. & Susie Street, T/E 2117 Rosen Camp Branch Rd. Rowe, VA 24646	0.49 acres	0.6125%
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Tract #4E, 0.08 Acres

COAL OWNERSHIP

(1) Yukon Pocahontas Coal Company, et al. <i>Big Vein Tr. 77 (p/o 871 Acre Tract)</i>	0.08 acres	0.1000%
(a) Yukon Pocahontas Coal Company P.O. Box 187 Tazewell, VA 24651	0.040 acres 1/2 of 0.08 acres	0.0500%
(b) Buchanan Coal Company	0.009 acres	0.0111%

Exhibit E
Unit DD-18
Docket #VGOB 09-0915-2597-02
List of Respondents requiring escrow
(80 Acre Unit)

160001088

	Net Acres in Unit	Interest in Unit
P.O. Box 187 Tazewell, VA 24651	1/9 of 0.08 acres	
(c) Sayers-Pocahontas Coal Company P.O. Box 187 Tazewell, VA 24651	0.004 acres 1/18 of 0.08 acres	0.0056%
(d) CONSOL Buchanan Mining Co. 3337 Contrary Creek Rd Raven, VA 24639	0.027 acres 1/3 of 0.08 acres	0.0333%

Note: Plum Creek Timberlands retained their CBM interest.

OIL & GAS OWNERSHIP

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

(1) Judy Carol Shortridge P.O. Box 303 Swords Creek, VA 24649	0.08 acres	0.1000%
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Total Escrowed:

Total Acres	0.5700	
Total Percentage		0.7125%

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Exhibit EE
Unit DD-18

Docket #VGOB 09-0915-2597-02

List of Respondents with Royalty Split Agreements/Court Orders/HB2058
(80 Acre Unit)

	Net Acres in Unit	Interest in Unit	Percent of Escrow
<u>Tract #48, 2.76 Acres</u>			
COAL OWNERSHIP			
(1) Yukon Pocahontas Coal Company, et al. <i>Big Vein Tr. 77 (p/o 871 Acre Tract)</i>	2.76 acres	3.4500%	
(a) Yukon Pocahontas Coal Company P.O. Box 187 Tazewell, VA 24651	1.380 acres 1/2 of 2.76 acres	1.7250%	n/a
(b) Buchanan Coal Company P.O. Box 187 Tazewell, VA 24651	0.307 acres 1/9 of 2.76 acres	0.3833%	n/a
(c) Sayers-Pocahontas Coal Company P.O. Box 187 Tazewell, VA 24651	0.153 acres 1/18 of 2.76 acres	0.1917%	n/a
(d) CONSOL Buchanan Mining Co. 3337 Contrary Creek Rd Raven, VA 24639	0.920 acres 1/3 of 2.76 acres	1.1500%	n/a
<i>Note: Plum Creek Timberlands retained their CBM interest.</i>			
OIL & GAS OWNERSHIP			
(1) William & Wilma Meadows, T/E 1202 Cartwheel Road Rowe, VA 24646	2.76 acres	3.4500%	n/a

Tract #40, 0.22 Acres

COAL OWNERSHIP			
(1) Yukon Pocahontas Coal Company, et al. <i>Big Vein Tr. 77 (p/o 871 Acre Tract)</i>	0.22 acres	0.2750%	
(a) Yukon Pocahontas Coal Company P.O. Box 187 Tazewell, VA 24651	0.110 acres 1/2 of 0.22 acres	0.1375%	
(b) Buchanan Coal Company P.O. Box 187 Tazewell, VA 24651	0.024 acres 1/9 of 0.22 acres	0.0306%	
(c) Sayers-Pocahontas Coal Company P.O. Box 187 Tazewell, VA 24651	0.012 acres 1/18 of 0.22 acres	0.0153%	
(d) CONSOL Buchanan Mining Co. 3337 Contrary Creek Rd Raven, VA 24639	0.073 acres 1/3 of 0.22 acres	0.0917%	
<i>Note: Plum Creek Timberlands retained their CBM interest.</i>			
OIL & GAS OWNERSHIP			
(1) Jeffrey Dale Street 2109 Rosen Camp Branch Rd. Rowe, VA 24646	0.22 acres	0.2750%	27.8481% HB2058

Total Acres Resolved 2.96
Total Percent Resolved 3.7250%

INSTRUMENT #160001088
RECORDED IN THE CLERK'S OFFICE OF
BUCHANAN COUNTY ON
JUNE 21, 2016 AT 01:57PM

BEVERLY S. TILLER, CLERK
RECORDED BY: GGB