

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): 4E

LOCATION: BUCHANAN County, Virginia

DOCKET NUMBER: VGOB-09-0915-2597-03

APPLICANTS:

CNX Gas Company LLC on behalf of Judy Carol Shortridge

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.
4. Disbursement Order -02 Executed 06/09/2016, Recorded on 06/21/2016, Deed Book/Instrument No. 160001088.

1600001825

NOTICE:

- (1) Amend the Pooling Order to provide for the disbursement of funds on deposit in the Escrow Account attributable to Tract(s) 4E identified in the attached petition.
- (2) Delete the requirement that the Unit Operator place future royalties attributable to Tract(s) 4E 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. Judy Carol Shortridge is the gas claimants in Tr. 4E. As such Judy Carol Shortridge is entitled to 100% of the CBM royalties attributable to their gas claims that are 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 previously given the notice(s) required by § 45.1-361.22:2.A to all conflicting coal claimants identified in the above referenced pooling Order and any supplemental Orders pertaining thereto.
- c. That when the Board granted Petitioner's Miscellaneous Petition in VGOB 09-0915-2597-01, it dismissed the coal claimant(s) Yukon Pocahontas Coal Company, Buchanan Coal Company, Sayers-Pocahontas Coal Company, and CONSOL Buchanan Mining Company as a Respondent to these proceedings. Accordingly, Yukon Pocahontas Coal Company, Buchanan Coal Company, Sayers-Pocahontas Coal Company, and CONSOL Buchanan Mining Company was not provided further notice under § 45.1-361.19 and 22 of the hearing set on this Petition.
- 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 Judy Carol Shortridge and shall not escrow same. See Exhibit EE annexed hereto.

RELIEF GRANTED:

VGOB Disbursement
Unit DD18
VGOB-09-0915-2597-03

Table 1
Tracts: 4E

Item	Tract	Disbursement Table	Fractional Ownership	Net Acreage Ownership	Royalty Split	Escrowed Acres	Percent of Escrowed Funds	Adjustment Amount
			in Tract	in Tract	Agreement	Disbursed	Disbursed	
		Total acreage in escrow before disbursement				0.57000		
4E Tract 4E (total acreage)			0.0800					
1	4E	Judy Carol Shorridge PO Box 303 887 Maple Gap Rd Swords Creek VA 24649		0.0800	100.00%	0.0800	14.0351%	

Adjustment Comments:

1600001825

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.

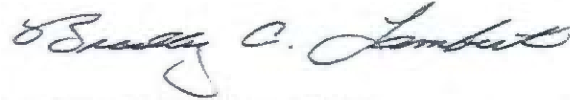
CONCLUSION:

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.

DONE AND EXECUTED this 13 day of September, 2016 by a majority of the Virginia Gas and Oil Board.



Chairman, Bradley C. Lambert

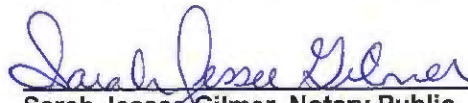
DONE AND PERFORMED this 13 day of September, 2016 by Order of the Virginia Gas and Oil Board.



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

COMMONWEALTH OF VIRGINIA
COUNTY OF RUSSELL

Acknowledged on this 13th day of September 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 09-0915-2597-03

RELIEF SOUGHT: (1) DISBURSEMENT FROM ESCROW REGARDING TRACT(S) 4E (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(s) 4E as depicted upon the annexed Table; and (2) authorization to begin paying royalties directly to Judy Carol Shortridge; (3) Dismissal of Coal Owners: 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. Judy Carol Shortridge is the gas claimants in Tr. 4E. As such Judy Carol Shortridge is entitled to 100% of the CBM royalties attributable to their gas claims that are 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 previously given the notice(s) required by § 45.1-361.22:2.A to all conflicting coal claimants identified in the above referenced pooling Order and any supplemental Orders pertaining thereto.
- c. That when the Board granted Petitioner's Miscellaneous Petition in VGOB 09-0915-2597-01, it dismissed the coal claimant(s) Yukon Pocahontas Coal Company, Buchanan Coal Company, Sayers-Pocahontas Coal Company, and CONSOL Buchanan Mining Company as a Respondent to these proceedings. Accordingly, Yukon Pocahontas Coal Company, Buchanan Coal Company, Sayers-Pocahontas Coal Company, and CONSOL Buchanan Mining Company was not provided further notice under § 45.1-361.19 and 22 of the hearing set on this Petition.
- 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 Judy Carol Shortridge and shall 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.

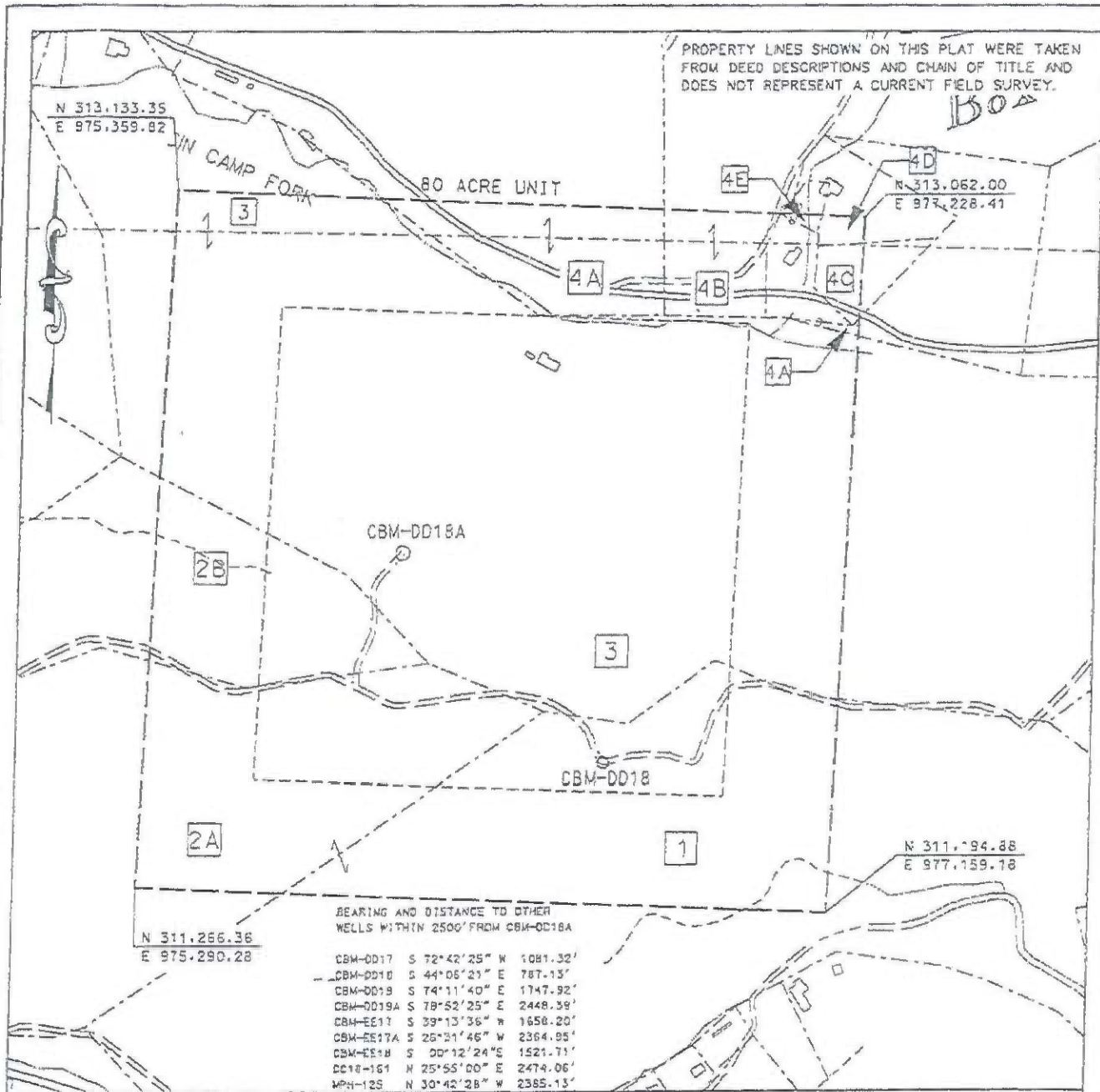


EXHIBIT A
OAKWOOD FIELD
UNIT DD18
FORCE POOLING
VGOB 09-0915-2597

Company CNX Gas Company LLC Well Name and Number UNIT DD18
 Tract No. Elevation Quadrangle VAN 24A
 County BUCHANAN District HURRICANE Scale: 1" = 40' Date 8/14/09
 This plat is a new plat X ; an updated plat ; or a final plat

 TIMOTHY E. HORN
 Lic. No. 035686

Form DGO-GD-7
Rev. 9/91

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 Heirs, 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 09-0915-2597-03
List of Respondents requiring escrow
(80 Acre Unit)

160001825

	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%	DISMISSED
(b) Buchanan Coal Company P.O. Box 187 Tazewell, VA 24651	0.054 acres 1/9 of 0.49 acres	0.0681%	DISMISSED
(c) Sayers-Pocahontas Coal Company P.O. Box 187 Tazewell, VA 24651	0.027 acres 1/18 of 0.49 acres	0.0340%	DISMISSED
(d) CONSOL Buchanan Mining Co. 3337 Contrary Creek Rd Raven, VA 24639	0.163 acres 1/3 of 0.49 acres	0.2042%	DISMISSED

Note: Plum Creek Timberlands retained their CBM interest.

OIL & GAS OWNERSHIP

W9 / Affidavit not received

(1) Lloyd R. & Susie Street, T/E 2117 Rosen Camp Branch Rd. Rowe, VA 24646	0.49 acres	0.6125%
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Total Escrowed:

Total Acres	0.4900
Total Percentage	0.6125%

Exhibit EE
Unit DD-18
Docket #VGOB 09-0915-2597-03
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 #4B, 2.76 Acres</u>			
<u>COAL OWNERSHIP</u>			
(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

Note: Plum Creek Timberlands retained their CBM interest.

OIL & GAS OWNERSHIP

(1) William & Wilma Meadows, T/E 1202 Cartwheel Road Rowe, VA 24646	2.76 acres	3.4500%	n/a
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Tract #4D, 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%	n/a
(b) Buchanan Coal Company P.O. Box 187 Tazewell, VA 24651	0.024 acres 1/9 of 0.22 acres	0.0306%	n/a
(c) Sayers-Pocahontas Coal Company P.O. Box 187 Tazewell, VA 24651	0.012 acres 1/18 of 0.22 acres	0.0153%	n/a
(d) CONSOL Buchanan Mining Co. 3337 Contrary Creek Rd Raven, VA 24639	0.073 acres 1/3 of 0.22 acres	0.0917%	n/a

Note: Plum Creek Timberlands retained their CBM interest.

Exhibit EE
Unit DD-18
Docket #VGOB 09-0915-2597-03
List of Respondents with Royalty Split Agreements/Court Orders/HB2058
(80 Acre Unit)

	Net Acres In Unit	Interest in Unit	Percent of Escrow
<u>OIL & GAS OWNERSHIP</u>			
(1) Jeffrey Dale Street 2109 Rosen Camp Branch Rd. Rowe, VA 24846	0.22 acres	0.2750%	n/a
<u>Tract #4E, 0.08 Acres</u>			
<u>COAL OWNERSHIP</u>			
(1) Yukon Pocahontas Coal Company, et al. <i>Big Vein Tr. 77 (p/o 871 Acre Tract)</i>	0.08 acres	0.1000%	
(a) Yukon Pocahontas Coal Company P.O. Box 187 Tazewell, VA 24651	0.055 acres 1/2 of 0.08 acres	0.0688%	
(b) Buchanan Coal Company P.O. Box 187 Tazewell, VA 24651	0.012 acres 1/9 of 0.08 acres	0.0153%	
(c) Sayers-Pocahontas Coal Company P.O. Box 187 Tazewell, VA 24651	0.006 acres 1/18 of 0.08 acres	0.0076%	
(d) CONSOL Buchanan Mining Co. 3337 Contrary Creek Rd Raven, VA 24639	0.037 acres 1/3 of 0.08 acres	0.0458%	
<i>Note: Plum Creek Timberlands retained their CBM interest.</i>			
<u>OIL & GAS OWNERSHIP</u>			
(1) Judy Carol Shortridge P.O. Box 303 887 Maple Gap Rd. Swords Creek, VA 24649	0.08 acres	0.1000%	14.0351% HB2058
Total Acres Resolved		3.0600	
Total Percent Resolved			3.8250%

INSTRUMENT #160001825
RECORDED IN THE CLERK'S OFFICE OF
BUCHANAN COUNTY ON
OCTOBER 5, 2016 AT 02:33PM

BEVERLY S. TILLER, CLERK
RECORDED BY: GGB