

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: X48

TRACT(S): A portion of 3B

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-12-0515-3063-01

APPLICANTS:

CNX Gas Company LLC on behalf of Donald Ray Joyce

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 06/26/2012, Recorded on 10/05/2012, Deed Book/Instrument No.
1121, Page 0583.
2. Supplemental Order, Recorded on 07/03/2013, Deed Book/Instrument No. 2013, Page 1273.

NOTICE:

2016 005885

1057

- (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 3B identified in the attached petition.
- (2) Delete the requirement that the Unit Operator place future royalties attributable to Tract(s) A portion of 3B 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. Donald Ray Joyce is the gas claimant in Tracts 3B. As such Donald Ray Joyce 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 Donald Ray Joyce and not escrow same. See Exhibit EE annexed hereto.

RELIEF GRANTED:

VGOB Disbursement
Unit X48

VGOB-12-0515-3063-01

Table 1

Tracts: A portion of 3B

Item	Tract	Disbursement Table	Fractional Ownership	Net Acreage Ownership	Royalty Split	Escrowed Acres	Percent of Escrowed Funds
			in Tract	in Tract	Agreement	Disbursed	Disbursed
		Total acreage in escrow before disbursement				40.42000	
	3B	Tract 3B (total acreage)	0.1900				
1	3B	Donald Ray Joyce\POBox 162 Hennis NC 28634	2/3	0.1267	100.00%	0.1267	0.3134%

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.

2016 005808

DONE AND EXECUTED this 23 day of March, 2016 by a majority of the Virginia Gas and Oil Board.



Chairman, Bradley C. Lambert

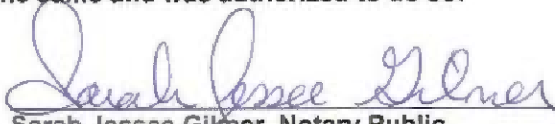
DONE AND PERFORMED this 23 day of March, 2016 by Order of the Virginia Gas and Oil Board.



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

COMMONWEALTH OF VIRGINIA
COUNTY OF RUSSELL

Acknowledged on this 23rd 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.


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 12-0515-3063-01

RELIEF SOUGHT: (1) DISBURSEMENT FROM ESCROW REGARDING TRACT(S) A portion of 3B (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: X48

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 Mail 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 Tract 3B, as depicted upon the annexed table; and (2) authorization to begin paying royalties directly to Donald Ray Joyce; (3) Dismissal of Coal Owner(s): Southern Regional Industrial Realty Corp., Pardee Royalty LLC and Pardee Minerals LLC, White Wolfe Energy, Inc. Consol Buchanan Mining Company LLC.

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

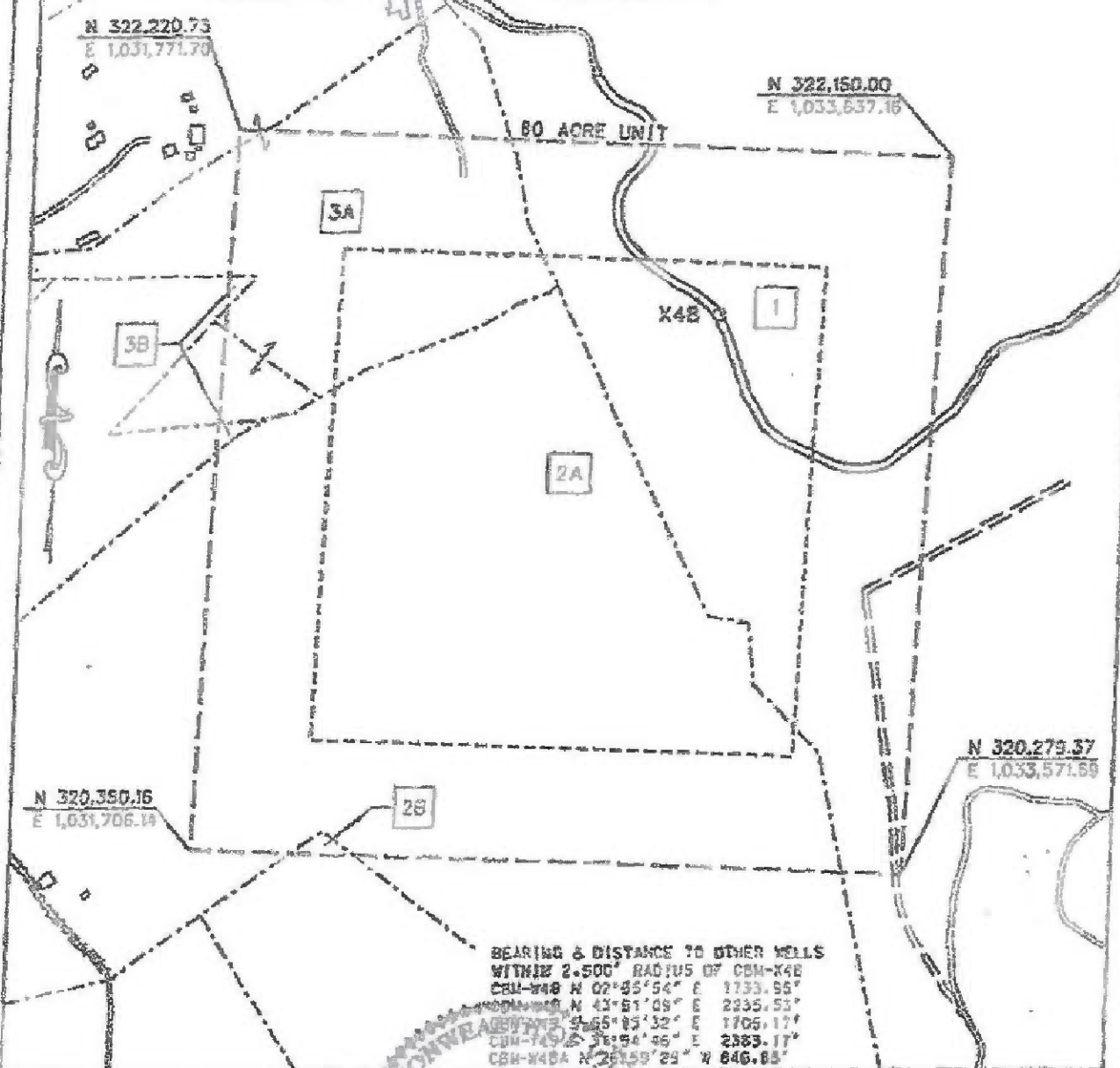
5. Factual basis for relief requested

- a. Donald Ray Joyce is the gas claimant in Tracts 3B. As such Donald Ray Joyce 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 Donald Ray Joyce 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 on this plat were provided by CNX Gas Company LLC and were taken from deed descriptions and chains of title at record. This does not represent a current boundary survey. The certification is as to the size, shape and location of the proposed well.



- CITY WELL
- ⊙ PROPOSED GEOTHERMAL WELL
- ⊙ PROPOSED CBM WELL

Richard C. Murphy
RICHARD C. MURPHY
Lic. No. 041898
04-10-12

EXHIBIT A
DAKWOOD FIELD
UNIT X48
FORCE POOLING
VG08-12-0515-3063

Company CNX Gas Company LLC Well Name and Number UNIT X48

Tract No. Elevation Quadrangle JEWELL RIDGE

County TAZEWELL District MAIDEN SPRINGS Scale: 1" = 400' Date

This plot is a new plot X ; on updated plot ; or a final plot

Form 000-00-7 *Richard C. Murphy* [Affix Seal]
Rev. 9/91 Licensed Professional Engineer or Licensed Land Surveyor

CNX Gas Company LLC**UNIT X48****Tract Identifications**

1. Southern Region Industrial Realty Corporation, Tr. 1 (4430 Acre Tract) -- All Coal Except P-3 Seam
Reserve Coal Properties Company -- Coal in P-3 Seam
CNX Gas Company LLC -- Coal Owner's claim to CBM in P-3 Seam
White Wolf Energy, Inc. - All Coal Leased except P-3, Raven, Tiller and Lower Seaboard Seams
Massey Energy -- Coal in Raven, Tiller and Lower Seaboard Seams Leased
Penn Virginia Oil and Gas Corporation -- Oil, Gas and CBM except CBM in P-3 Seam
CNX Gas Company LLC -- CBM - Deemed Leased via JOA
Southern Region Industrial Realty Corporation -- Surface
Appalachian Forests A., LLC - Timber
(Tax Map 105 Parcel 30)
28.84 acres 35.4250%

- 2A. James W. Harman, Jr., et al (Harman-Huffman 1,097.14 Acre Tract) -- Coal in P-3 Seam
Reserve Coal Properties Company -- Coal in P-3 Seam Leased
CNX Gas Company LLC -- CBM in P-3 Seam Leased
Reserve Coal Properties Company (Harman-Huffman 1,097.14 Acre Tract) -- All Coal except P-3 Seam
Norton Coal Company, LLC -- Coal Below Tiller Leased
Ralph D. Webb -- Surface, Oil and Gas
(Tax Map 46A Parcel 16)
40.23 acres 50.2875%

- 2B. James W. Harman, Jr., et al (Harman-Huffman 1,097.14 Acre Tract) -- Coal in P-3 Seam
Reserve Coal Properties Company -- Coal in P-3 Seam Leased
CNX Gas Company LLC -- CBM in P-3 Seam Leased
Reserve Coal Properties Company (Harman-Huffman 1,097.14 Acre Tract) -- All Coal except P-3 Seam
Norton Coal Company, LLC -- Coal Below Tiller Leased
CNX Gas Company LLC -- Oil and Gas
Reserve Coal Properties Company -- Surface
(Tax Map 66A Parcel 3)
0.12 acres 0.1500%

- 3A. Southern Region Industrial Realty Corporation, Tr. 9 (338.43 Acre Tract) -- All Coal except P-3 Seam
Reserve Coal Properties Company -- Coal in P-3 Seam
White Wolf Energy, Inc. -- All Coal Leased except P-3, Raven, Tiller and Lower Seaboard Seams
Massey Energy -- Coal in Raven, Tiller and Lower Seaboard Seams Leased
Penn Virginia Oil and Gas Company -- Coal Owner's claim to CBM except CBM in P-3 Seam
CNX Gas Company LLC -- CBM - Deemed Leased via JOA
CNX Gas Company LLC -- CBM in P-3 Seam
Delmer Perkins, et ux -- Surface, Oil and Gas
CNX Gas Company LLC -- Oil, Gas and CBM Leased
(Tax Map 40A Parcel 11)
11.12 acres 13.9000%

- 3B. Southern Region Industrial Realty Corporation, Tr. 8 (338.43 Acre Tract) -- All Coal except P-3 Seam
Reserve Coal Properties Company -- Coal in P-3 Seam
White Wolf Energy, Inc. -- All Coal Leased except P-3, Raven, Tiller and Lower Seaboard Seams
Massey Energy -- Coal in Raven, Tiller and Lower Seaboard Seams Leased
Penn Virginia Oil and Gas Company -- Coal Owner's claim to CBM except CBM in P-3 Seam
CNX Gas Company LLC -- CBM - Deemed Leased via JOA
CNX Gas Company LLC -- CBM in P-3 Seam
Donald R. Joyce, et al -- Surface, Oil and Gas
(Tax Map 48A Parcel 15)
0.19 acres 0.2375%

*This data block is for general informational purposes only and does not reflect an analysis of the severance deed
id its effect upon coalbed methane ownership and should not be relied upon for such purpose.)*

2016 005893

Exhibit E
Unit X-48
Docket #VGOB 12-0515-3063-01
List of Conflicting Owners/Claimants that require Escrow
(80.00 Acre Unit)

	Acres in Unit	Percent of Unit
<u>Tract #24 - 40.23 acres</u>		
<u>COAL OWNERSHIP</u>		
(1) James W. Harman, Jr., et al. (Coal in the P-3 Seam Only) (Harman-Huffman 1,097.14 Acre Tract)	40.23 acres	50.2875%
(a) James W. Harman Jr. Heirs, Devisees, Successors or Assigns (1/7) NOTE: The interest of James W. Harman Jr. was devised equally to James W. Harman, III (1/14) and Jonathan H. Harman (1/14).		
(b) Evelyn H. Harman Heirs, Devisees, Successors or Assigns (1/7) NOTE: The interest of Evelyn H. Harman was devised equally to James W. Harman, III (1/14) and Jonathan H. Harman (1/14).		
(c) James W. Harman, III (Includes the interest from (a) & (b) above) 1206 Medley Valley Rd. Tazewell, VA 24651	11.4943 acres 2/7 of 40.23 acres	14.3679%
(d) Jonathan H. Harman (Includes the interest from (a) & (b) above) 2727 Mountain View Avenue Bluefield, WV 24701	11.4943 acres 2/7 of 40.23 acres	14.3679%
(e) S. Laird Harman Heirs, Devisees, Successors or Assigns (1/7)		
(e.1) Nancy Christina Harman 233 Grace Ln, NE Riner, VA 24149	5.7471 acres 1/7 of 40.23 acres	7.1839%
(f) Bettie H. St Clair 104 Dial Rock Road North Tazewell, VA 24630	5.7471 acres 1/7 of 40.23 acres	7.1839%
(g) Minnie E. Harman Estate, Inc. P. O. Box 631 Tazewell, VA 24651	5.7471 acres 1/7 of 40.23 acres	7.1839%
(2) Reserve Coal Properties Company (All Coal except the P-3 Seam) 10545 Riverside Dr. Oakwood, VA 24631	40.23 acres	50.2875%
<u>OIL & GAS OWNERSHIP</u>		
(1) Ralph D. Webb Deceased Affidavit not received Frances Webb 259 Purcell Rd Richlands, VA 24641	40.23 acres	50.2875%
<u>Tract #3B, 0.19 acres</u>		
<u>COAL OWNERSHIP</u>		
(1) Southern Region Industrial Realty Corp. (Coal except P3 Seam) Tr. 8 (338.43 acre tract) Pocahontas Land Corporation, Agent P. O. Box 1517 Bluefield, WV 24701	0.19 acres	0.2375%

Exhibit E
Unit X-48
Docket #VGOB 12-0515-3063-01
List of Conflicting Owners/Claimants that require Escrow
(80.00 Acre Unit)

	Acres in Unit	Percent of Unit
<i>Southern Region Industrial Realty Corp. conveyed all rights, title and interest by Special Warranty Oil & Gas Deed to Penn Virginia Oil & Gas Corporation on April 1, 2000, recorded in Buchanan County under DB508 / PG99</i>		
Penn Virginia Oil & Gas Corporation		
<i>Effective January 1, 2012, Penn Virginia Oil & Gas Corporation by Assignment and Bill of Sale transferred all of its rights, title and interest to "certain" properties to EverVest Energy Funds</i>		
EnerVest Energy Funds		
<i>With an effective date of January 1, 2013, Enervest Energy Funds conveyed by Special Warranty Deed all its rights, title and interest to "certain" properties to Pardee Royalty LLC and Pardee Minerals LLC</i>		
Pardee Royalty LLC and Pardee Minerals LLC P. O. Box 102904 Atlanta, GA 30368-2904 White Wolf Energy, Inc. 300 Corporate Centre Drive Scott Depot, WV 25660 <i>(previously Anker Virginia Mining Company, Inc.)</i>		
(2) Consol Buchanan Mining Company LLC <i>(Coal in P3 Seam only)</i> 10545 Riverside Drive Oakwood, VA 24631	0.19 acres	
<u>OIL & GAS OWNERSHIP</u>		
(1) Donald R. Joyce, et al	0.19 acres	0.2375%
<i>The respondents listed below did not respond timely to the W9 request and will continue to be escrowed</i>		
(b) Emory Dean Joyce 782 Stone Road Jewell Ridge, VA 24622	0.063 acres 1/3 of 0.19 acres	0.0792%
(c) Teresa Lynn Joyce	<i>Conveyed 3/17/2014 by deed of gift DB 2014/3588</i>	
(c.1) Ray Dennis Joyce 780 Stone Road Jewell Ridge, VA 24622	<i>Life Estate</i>	
(d) Betty Ruth Joyce	<i>Life Estate extinguished</i>	
<u>TOTAL CONFLICTS:</u>		
	Acreage in Unit	40.29
	Percentage of Unit	50.3667%

	Acres in Unit	Percent of Unit	Percent of Escrow
			40.42

Tract #2B - 0.12 acres

COAL OWNERSHIP

(1) James W. Harman, Jr., et al. <i>(Coal in the P-3 Seam Only)</i> <i>(Harman-Huffman 1,097.14 Acre Tract)</i>	0.12 acres	0.1500%	n/a
(a) James W. Harman Jr. Heirs, Devisees, Successors or Assigns (1/7) NOTE: The Interest of James W. Harman Jr. was devised equally to James W. Harman, III (1/14) and Jonathan H. Harman (1/14).			
(b) Evelyn H. Harman Heirs, Devisees, Successors or Assigns (1/7) NOTE: The Interest of Evelyn H. Harman was devised equally to James W. Harman, III (1/14) and Jonathan H. Harman (1/14).			
(c) James W. Harman, III (Includes the Interest from (a) & (b) above) 1206 Medley Valley Rd. Tazewell, VA 24651	0.0343 acres 2/7 of 0.12 acres	0.0429%	n/a
(d) Jonathan H. Harman (Includes the Interest from (a) & (b) above) 2727 Mountain View Avenue Bluefield, WV 24701	0.0343 acres 2/7 of 0.12 acres	0.0429%	n/a
(e) S. Laird Harman Heirs, Devisees, Successors or Assigns (1/7)			
(e.1) Estate of Samuel Laird Harman P.O. Box 738 Riner, VA 24149	0.0171 acres 1/7 of 0.12 acres	0.0214%	n/a
(f) Bettie H. St Clair 104 Dial Rock Road North Tazewell, VA 24630	0.0171 acres 1/7 of 0.12 acres	0.0214%	n/a
(g) Estate of Minnie E. Harman, Inc. P. O. Box 631 Tazewell, VA 24651	0.0171 acres 1/7 of 0.12 acres	0.0214%	n/a
(2) Reserve Coal Properties Company <i>(All Coal except the P-3 Seam)</i> 10545 Riverside Dr. Oakwood, VA 24631	0.12 acres	0.1500%	n/a

OIL & GAS OWNERSHIP

(1) CNX Gas Company LLC 1000 Consol Energy Drive Canonsburg, PA 15317	0.12 acres	0.1500%	n/a
---	------------	---------	-----

Tract #3A, 11.12 acres

COAL OWNERSHIP

(1) Southern Region Industrial Realty Corp. <i>(Coal except P3 Seam)</i> Tr. 8 (338.43 acre tract) Pocahontas Land Corporation, Agent P. O. Box 1517 Bluefield, WV 24701	11.12 acres	13.9000%	n/a
--	-------------	----------	-----

CBM Royalty Owner:

Penn Virginia Oil & Gas Corporation *
P. O. Box 102904
Atlanta, GA 30368-2904

2016 005896

Exhibit EE
Unit X-48
Docket #VGOB 12-0515-3063-01
List of Owners/Claimants with Royalty Split Agreements/HB2058
(80.00 Acre Unit)

	Acres in Unit	Percent of Unit	Percent of Escrow
			40.42

White Wolf Energy, Inc. *
300 Corporate Centre Drive
Scott Depot, WV 25660
(previously Anker Virginia Mining Company, Inc.)

* According to the agreement between the parties named above, they will split the CBM royalties 50/50 if no conflict.

OIL & GAS OWNERSHIP

(1) Delmer Perkins, et ux. 292 Deck Road Jewell Ridge, VA 24622	11.12 acres	13.9000%	n/a
---	-------------	----------	-----

Tract #3B, 0.19 acres

COAL OWNERSHIP

(1) Southern Region Industrial Realty Corp. (Coal except P3 Seam) Tr. 8 (338.43 acre tract) Pocahontas Land Corporation, Agent P. O. Box 1617 Bluefield, WV 24701	0.19 acres	0.2375%	n/a
---	------------	---------	-----

Southern Region Industrial Realty Corp. conveyed all rights, title and interest by Special Warranty Oil & Gas Deed to Penn Virginia Oil & Gas Corporation on April 1, 2000, recorded in Buchanan County under DB508 / PG99

Penn Virginia Oil & Gas Corporation

Effective January 1, 2012, Penn Virginia Oil & Gas Corporation by Assignment and Bill of Sale transferred all of its rights, title and interest to "certain" properties to EnerVest Energy Funds

EnerVest Energy Funds

With an effective date of January 1, 2013, EnerVest Energy Funds conveyed by Special Warranty Deed all its rights, title and interest to "certain" properties to Pardee Royalty LLC and Pardee Minerals LLC

Pardee Royalty LLC and Pardee Minerals LLC
P. O. Box 102904
Atlanta, GA 30368-2904

White Wolf Energy, Inc.
300 Corporate Centre Drive
Scott Depot, WV 25660
(previously Anker Virginia Mining Company, Inc.)

(2) Consol Buchanan Mining Company LLC (Coal in P3 Seam only) 10545 Riverside Drive Oakwood, VA 24631	0.19 acres		
---	------------	--	--

INSTRUMENT #160001057
RECORDED IN THE CLERK'S OFFICE OF
TAEWELL COUNTY ON
APRIL 20, 2016 AT 11:21AM
TAMMY B. ALLISON, CLERK
RECORDED BY: MLT

OIL & GAS OWNERSHIP

(1) Donald R. Joyce, et al	0.19 acres	0.2375%	
(a) Donald Ray Joyce PO Box 162 Hennis, NC 28634	0.127 acres 2/3 of 0.19 acres	0.1583%	0.3134% HB2058

TOTAL CONFLICTS RESOLVED:

Acres in Unit	11.37
Percentage of Unit	14.2083%