

VIRGINIA:

BEFORE THE VIRGINIA GAS AND OIL BOARD

IN RE:

SUPPLEMENTAL ORDER REGARDING DOCKET NUMBER  
 VGOB 93-0420-0359-03

ELECTIONS: **UNIT N-41** (*Wells 610, N41, N41A*)  
 (herein Subject Drilling Unit)

REPORT OF BOARD

FINDINGS AND ORDER

This Supplemental Order is entered by the Board *sua sponte* in the form authorized by the Board at hearings held on February 15, 1994 and June 16, 1992; and this Supplemental Order is being recorded for the purpose of supplementing the Order previously in the captioned matter on **June 20, 2015** which was recorded at **Document 150001060** in the Office of the Clerk of the Circuit Court of **Buchanan** County, Virginia, on **July 6, 2015**, (herein "Board Order") and completing the record regarding elections.

Findings: The Board finds that:

The Board Order directed CNX GAS COMPANY LLC (herein "Designated Operator") to mail copies of the Board Order to all Respondents whose interests, if any, were pooled by the said Board Order;

The Designated Operator filed its affidavit of elections disclosing that it had mailed a true and correct copy of the Board's Order to all Respondents whose interests, if any, were pooled by said Board Order;

The Board Order required each Respondent whose interests, if any, were pooled by the terms of said Board Order to make an election within thirty (30) days after the date of mailing or recording, as applicable, of said Order; the affidavit of elections filed herein and annexed hereto as Exhibit A states: (i) whether each Respondent has made or failed to make a timely election; (ii) the nature of any election(s) made; and (iii) whether, by reason of a failure to elect or to timely elect one or more Respondents are deemed, under the terms of the Board's Order, to have leased all their rights, title, interests, estates and claims in Subject Drilling Unit to the Applicant;

That the affidavit of elections annexed hereto with the Exhibits submitted therewith identifies the Respondent(s) making a timely election, if any; identifies the Respondent(s), if any, who are deemed to have leased; identifies the conflicting interests and claims which require escrow; identifies the interests and claims, if any, requiring escrow under Virginia Code section 45.1-361.21.D.; and identifies the Respondents, if any, who may be dismissed by reason of having leased or entered into a voluntary agreement with the Applicant.

The affidavit of elections indicates whether or not the escrow of funds is required with regard to **Unit N-41**;

Order: By this Order, the Board orders the Designated Operator to tender, consistent with and in accordance with the findings set forth at paragraph 2, above and the annexed affidavit of elections with Exhibits thereto, any funds subject to escrow and instructs the Escrow Agent, **First Bank & Trust Company 38 E. Valley Drive, Bristol, VA 24201, Attn: Escrow Agent** or any successor named by the Board to establish interest bearing escrow account(s), IRS Tax Identification Number 54-1629506, in accordance with the information set forth in the affidavit of elections with Exhibits thereto, to receive funds and account to the Board therefore.

150001663

Mailing of Order and Filing of Affidavit: The Designated Operator under the captioned Order or shall file an affidavit with the Secretary of the Board within ten (10) days after the date of receipt of this Order stating that a true and correct copy of this Order was mailed to each Respondent whose interests or claims are subject to escrow and whose address is known within seven (7) days from the date of receipt of this Order.

Conclusion: Therefore, the findings and all terms and provisions set forth above be and hereby are granted and IT IS SO ORDERED.

Effective Date: This Order shall be effective on the date of its execution.

150001663

DONE AND EXECUTED this 23 day of September, 2015 by a majority of the Virginia Gas and Oil Board.



Chairman, Bradley C. Lambert

DONE AND PERFORMED this 23 day of September, 2015 by Order of the Virginia Gas and Oil Board.



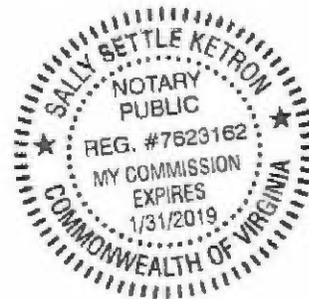
Rick Cooper  
Principal Executive to the  
staff, Virginia Gas and Oil Board

COMMONWEALTH OF VIRGINIA  
COUNTY OF RUSSELL

Acknowledged on this 23 day of September, 2015, 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 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



VIRGINIA:

Exhibit A

BEFORE THE VIRGINIA GAS AND OIL BOARD

IN RE:

Application of CNX Gas Company LLC for Forced Pooling of Interests in **Unit N-41**  
**VGOB 93-0420-0359-03** in the **Garden District** of **Buchanan County**, Virginia

AFFIDAVIT OF CNX GAS COMPANY LLC (herein "Designated Operator") REGARDING  
 ELECTIONS, ESCROW AND SUPPLEMENTAL ORDER

Anita D. Duty, being first duly sworn on oath, deposes and says:

That your affiant is employed by CNX Land LLC, as a Pooling Supervisor and is duly authorized to make this affidavit on behalf of CNX GAS COMPANY LLC, the designated operator,

That the Order entered on **June 20, 2015**, by the Virginia Gas and Oil Board (hereinafter "Board") regarding the captioned CBM Unit required the Applicant to mail a true and correct copy of said Order to each person pooled by the Order;

That within seven (7) days of receipt of an executed copy of the Order referred to at paragraph 2. above, your affiant caused a true and correct copy of said Order to be mailed via the United States Postal Service to each Respondent named in the captioned Application, whose address was known, and to all persons, if any, who were added as Respondents at the hearing held in the captioned matter; that proof of such mailing has previously been tendered to the Division of Gas and Oil, the Office of the Gas and Oil Inspector, at Lebanon, Virginia;

That the Order of the Board in the captioned matter required all persons pooled thereby to tender their written elections to the Unit Operator within thirty (30) days of the date the Order was recorded in the counties identified above; that said Order was recorded on **July 6, 2015**;

That the designated operator CNX GAS COMPANY LLC has established procedures to review all mail received and all written documents received other than by mail to ascertain whether parties whose interests have been pooled have made a written election, in a timely fashion, as required by the captioned Order; that said procedures were followed to identify the elections, if any, made with regard to the Subject Unit; that the following persons delivered, by mail or otherwise, written elections the Unit Operator, within the thirty day elections period:

*None*

That respondents identified in Exhibit B-3 hereto are, having failed to make any election, deemed to have leased their coalbed methane rights, interests and claims to Applicant, all as provided in the Board's Order of **June 20, 2015**;

See attached Exhibit B-3

That the rights, interests and claims of the following persons are subject to escrow under the Board's Order pooling the captioned Unit, Board Regulations and the Code of Virginia:

See attached Exhibit E

That after the pooling hearing held in the captioned matter, the following persons have leased or entered into a voluntary agreement with the Designated Operator:

*None*

That to the extent any of said persons listed in Exhibit B-2 have rights, interests and claims which are subject to escrow, they should be dismissed as respondents; the Operator requests that the following persons be dismissed as Respondents:

None

That the persons identified in Exhibit EE attached hereto have entered into royalty split agreements that allow the Applicant/Designated Operator to pay them directly without the need to escrow funds which would otherwise be in conflict.

See attached Exhibit EE

That pursuant to the provisions of VAC 25-160-70.A.10. and C. and VAC 25-160-80 the annexed supplemental order sets forth the interests and claims that require escrow of funds pursuant to Virginia Code sections 45.1-361.21.D. and 45.1-361.22.A.3. and 4.

Dated at Bluefield, West Virginia, this 2nd day of September, 2015.

Anita D. Duty  
Anita D. Duty

STATE OF WEST VIRGINIA  
COUNTY OF MERCER

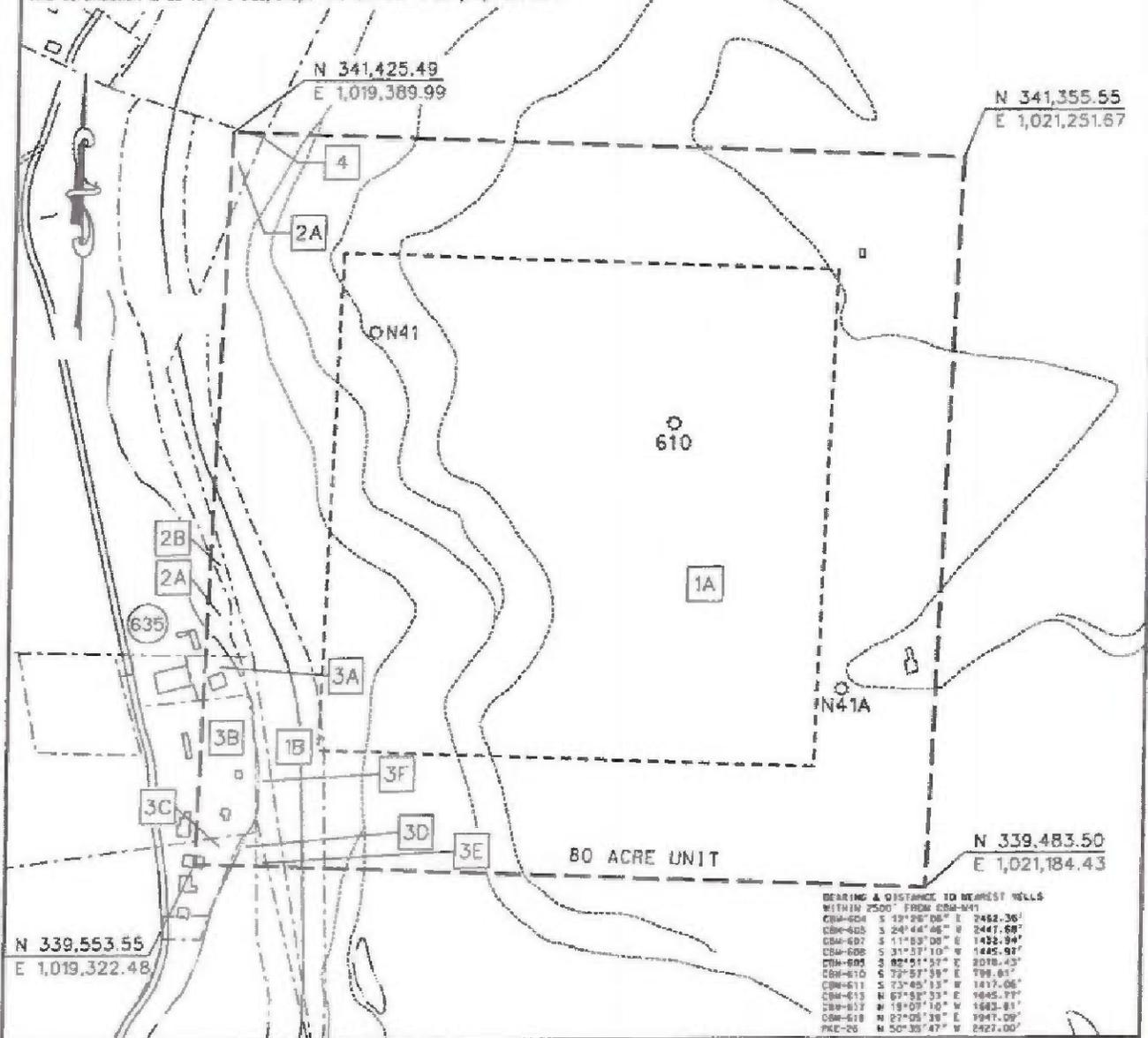
Taken, subscribed and sworn to before me by Anita D. Duty as a Pooling Supervisor for CNX Land LLC, on behalf of the corporate Designated Operator, this 2nd day of September, 2015.

Melissa Cumbow  
Notary

My commission expires: April 9, 2023



Property lines shown on this plat were provided by CNX Gas Company LLC and were taken from deed descriptions and chains of title of record. This does not represent a current boundary survey. This certification is as to the size, shape and location of the proposed unit.



⊙ CDM WELL  
⊙ PROPOSED CDM WELL

EXHIBIT A  
OAKWOOD FIELD  
UNIT N41  
FORCE POOLING  
VGOB-93-0420-0359-03

Company CNX Gas Company LLC Well Name and Number UNIT N41

Tract No. \_\_\_\_\_ Elevation \_\_\_\_\_

County BUCHANAN District Garden

This plot is a new plot X ; an updated plot \_\_\_\_\_

Form DGO-60-7  
Rev. 9/91

Licensed Professional Engineer or Lic

James R. Dills, Jr.  
Professional Engineer  
Lic. No. 046409

James R. Dills, Jr.  
Business Representative, owner  
PRICE ENGINEERING AND LAND SURVEYING INC PC, c/o James R. Dills, Jr.  
0-9-23421920050010011-A010  
or 9690000012E01701153000027EA  
Date: 2015.04.03 07:23:57 -04'00'



**CNX Gas Company LLC**  
**UNIT N41**  
**Tract Identifications**

- Pamela Brown Taylor, et al **OR** Cora Metcalf Frank Heirs (1/4), Ruth Culbertson Heirs (1/4) and  
 CNX Gas Company LLC (1/2) – Gas  
 CNX Gas Company LLC – Oil, Gas and CBM Leased  
 Pamela Brown Taylor, et al – Surface  
 0.17 acres                      0.2125%
- 3D. Ruth Culbertson Heirs, Tract 7A (Mary A. Day 67.50 Acre Tract) – All Minerals except Gas (1/4)  
 Cora Metcalf Franks Estate – All Minerals except Gas (1/4)  
 CONSOL Buchanan Mining Company LLC – All Minerals except Gas, CBM, and Coal Above Jawbone (1/2)  
 Ronald Clyborne – Coal Above Jawbone (1/2)  
 Fincastle Mining Company – Jawbone Seam of Coal Leased (1/2)  
 CONSOL Buchanan Mining Company LLC – Coal Below Jawbone Leased (1/2)  
 Pamela B. Taylor, et al **OR** Cora Metcalf Frank Heirs (1/4), Ruth Culbertson Heirs (1/4) and  
 CNX Gas Company LLC (1/2) – Gas  
 CNX Gas Company LLC – Oil, Gas and CBM Leased  
 Pamela Brown Taylor, et al – Surface  
 0.10 acres                      0.1250%
- 3E. Ruth Culbertson Heirs, Tract 7A (Mary A. Day 67.50 Acre Tract) – All Minerals except Gas (1/4)  
 Cora Metcalf Franks Estate – All Minerals except Gas (1/4)  
 CONSOL Buchanan Mining Company LLC – All Minerals except Gas, CBM, and Coal Above Jawbone (1/2)  
 Ronald Clyborne – Coal Above Jawbone (1/2)  
 Fincastle Mining Company – Jawbone Seam of Coal Leased (1/2)  
 CONSOL Buchanan Mining Company LLC – Coal Below Jawbone Leased (1/2)  
 Norfolk Southern Railway Company **OR** Cora Metcalf Frank Heirs (1/4), Ruth Culbertson Heirs (1/4) and  
 CNX Gas Company LLC (1/2) – Gas  
 CNX Gas Company LLC – Oil, Gas and CBM Leased (CNX Gas Company LLC, et al interest)  
 Norfolk Southern Railway Company – Surface  
 0.04 acres                      0.0500%
- 3F. Ruth Culbertson Heirs, Tract 7A (Mary A. Day 67.50 Acre Tract) – All Minerals except Gas (1/4)  
 Cora Metcalf Franks Estate – All Minerals except Gas (1/4)  
 CONSOL Buchanan Mining Company LLC – All Minerals except Gas, CBM, and Coal Above Jawbone (1/2)  
 Ronald Clyborne – Coal Above Jawbone (1/2)  
 Fincastle Mining Company – Jawbone Seam of Coal Leased (1/2)  
 CONSOL Buchanan Mining Company LLC – Coal Below Jawbone Leased (1/2)  
 Cora Metcalf Frank Heirs (1/4), Ruth Culbertson Heirs (1/4) and CNX Gas Company LLC (1/2) – Gas  
 CNX Gas Company LLC – Oil, Gas and CBM Leased  
 Norfolk Southern Railway Company – Surface  
 0.46 acres                      0.5750%
4. CONSOL Buchanan Mining Company, LLC – Coal  
 CNX Gas Company LLC – Oil and Gas  
 Norfolk Southern Railway Company – Surface  
 0.01 acres                      0.0125%

"This title block is for general informational purposes only and does not reflect an analysis of the severance deed and its effect upon coal bed methane ownership and should not be relied upon for such purpose."

Exhibit B-3  
Unit N-41  
VGOB Docket# 93-0420-0359-03  
List of Respondents to be Pooled

150001663

	Acres in Unit	Percent of Unit
<b>I. COAL OWNERSHIP</b>		
<b><u>TRACT #1 - 77.18 acres</u></b>		
(1) Patton J. Brown Heirs, et al. (688.00 Acre Tract)	77.18 acres	96.4750%
(6) James B. Brown Heirs, Devisees, Successors or Assigns (1/6)		
(6.5) Henry P. Brown Heirs, Devisees, Successors or Assigns		
(6.5.2.2) Eugene Lee Brown Heirs, Devisees Successors or Assigns (1/504)		
(6.5.2.2.2) Virginia Brown Palmer 26068 NC Highway 8 Denton, NC 27239	0.020 acres 1/3780 of 77.18 acres	0.0255%
(6.5.2.2.3) Benjamin Patton Brown 72 Beths Lane Cedar Bluff, VA 24609	0.020 acres 1/3780 of 77.18 acres	0.0255%
(6.5.2.2.4) Charles Henry Brown 14376 Peaceful Valley Road Abingdon, VA 24210	0.020 acres 1/3780 of 77.18 acres	0.0255%
(6.5.2.2.5) William David Brown 609 Fulton Street Millville, NJ 08332	0.020 acres 1/3780 of 77.18 acres	0.0255%
(6.5.2.2.6) Eugene L. Brown, Jr. 3875 Gratton Road Tazewell, VA 24861	0.020 acres 1/3780 of 77.18 acres	0.0255%
<b><u>TRACT #2 - 0.68 acres</u></b>		
(1) P.J. Brown Heirs, et al (573.60 Acre Tract)	0.68 acres	0.8500%
(f) James B. Brown Heirs, Devisees, Successors or Assigns (1/6)		
(f.5) Henry P. Brown Heirs, Devisees, Successors or Assigns		
(f.5.4) Eugene Lee Brown Heirs, Devisees Successors or Assigns (1/504)		
(f.5.4.2) Virginia Brown Palmer 26068 NC Highway 8 Denton, NC 27239	0.0002 acres 1/3780 of 0.68 acres	0.0002%
(f.5.4.3) Benjamin Patton Brown 72 Beths Lane Cedar Bluff, VA 24609	0.0002 acres 1/3780 of 0.68 acres	0.0002%
(f.5.4.4) Charles Henry Brown 14376 Peaceful Valley Road Abingdon, VA 24210	0.0002 acres 1/3780 of 0.68 acres	0.0002%
(f.5.4.5) William David Brown 609 Fulton Street Millville, NJ 08332	0.0002 acres 1/3780 of 0.68 acres	0.0002%
(f.5.4.6) Eugene L. Brown, Jr. 3875 Gratton Road Tazewell, VA 24861	0.0002 acres 1/3780 of 0.68 acres	0.0002%

Exhibit B-3  
Unit N-41  
VGOB Docket# 93-0420-0359-03  
List of Respondents to be Pooled

150001663

	Acres in Unit	Percent of Unit
<u>TOTAL COAL ESTATE:</u>		
Acreage in Unit Unleased	0.10	
Percentage of Unit Unleased		0.1267%

II. OIL & GAS OWNERSHIP

TRACT #1 - 77.18 acres

(1) Patton J. Brown Heirs, et al. (889.00 Acre Tract)	77.18 acres	96.4750%
(6) James B. Brown Heirs, Devisees, Successors or Assigns (1/6)		
(6.5) Henry P. Brown Heirs, Devisees, Successors or Assigns		
(6.5.2.2) Eugene Lee Brown Heirs, Devisees Successors or Assigns (1/504)		
(6.5.2.2.2) Virginia Brown Palmer 26068 NC Highway 8 Denton, NC 27239	0.020 acres 1/3780 of 77.18 acres	0.0255%
(6.5.2.2.3) Benjamin Patton Brown 72 Beths Lane Cedar Bluff, VA 24609	0.020 acres 1/3780 of 77.18 acres	0.0255%
(6.5.2.2.4) Charles Henry Brown 14376 Peaceful Valley Road Abingdon, VA 24210	0.020 acres 1/3780 of 77.18 acres	0.0255%
(6.5.2.2.5) William David Brown 609 Fulton Street Millville, NJ 08332	0.020 acres 1/3780 of 77.18 acres	0.0255%
(6.5.2.2.6) Eugene L. Brown, Jr. 3875 Gratton Road Tazewell, VA 24661	0.020 acres 1/3780 of 77.18 acres	0.0255%

TRACT #2 - 0.68 acres

(1) P.J. Brown Heirs, et al (573.80 Acre Tract)	0.68 acres	0.8500%
(f) James B. Brown Heirs, Devisees, Successors or Assigns (1/6)		
(f.5) Henry P. Brown Heirs, Devisees, Successors or Assigns		
(f.5.4) Eugena Lee Brown Heirs, Devisees Successors or Assigns (1/504)		
(f.5.4.2) Virginia Brown Palmer 26068 NC Highway 8 Denton, NC 27239	0.0002 acres 1/3780 of 0.68 acres	0.0002%
(f.5.4.3) Benjamin Patton Brown 72 Beths Lane Cedar Bluff, VA 24609	0.0002 acres 1/3780 of 0.68 acres	0.0002%
(f.5.4.4) Charles Henry Brown 14376 Peaceful Valley Road Abingdon, VA 24210	0.0002 acres 1/3780 of 0.68 acres	0.0002%
(f.5.4.5) William David Brown 609 Fulton Street Millville, NJ 08332	0.0002 acres 1/3780 of 0.68 acres	0.0002%

Exhibit B-3  
Unit N-41  
VGOB Docket# 93-0420-0359-03  
List of Respondents to be Pooled

	Acres in Unit	Percent of Unit
(f.5.4.6) Eugene L. Brown, Jr. 3875 Gratton Road Tazewell, VA 24651	0.0002 acres 1/3780 of 0.68 acres	0.0002%
<b>TRACT #3A - 0.24 acres</b>		
(1) Scott A. Sweeney, et al <i>(0.50 acre tract)</i>	0.24 acres	0.3000%
(b) Athleen Sweeney c/o Francis Marion Manor, 2nd Floor Nursing Unit 100 Francis Marion Lane Marion, VA 24352	0.12 acres 1/2 of 0.24 acres	0.1500%
<b>TRACT #3D - 0.10 acres</b>		
(1) Pamela Brown Taylor, et al <i>(2.50 acre tract)</i>	0.10 acres	0.1250%
(b) Warrnie "Pete" Day Heirs, Devisees, Successors or Assigns <i>Affidavit requested from Lena Short &amp; Dewey Day (REFUSED to sign)</i>	0.033 acres 1/3 of 0.10 acres	0.0417%
(b.1) Lena C. Day Short, widow P. O. Box 125 Jolo, WV 24850		
(b.1.2) Jean Day Kennedy Heirs, Devisees, Successors or Assigns		
(b.1.2.1) Evelyn Estep 220 Raysal Hollow Rd Raysal, WV 24879		
(b.1.2.2) Rita Justice 104 Richardson Dr Tazewell, VA 24651		
(b.1.2.3) Mary Poore 220 Raysal Hollow Rd Raysal, WV 24879		
(b.1.2.4) Missey Perry 232 Raysal Hollow Rd Raysal, WV 24879		
(b.1.4) Calvin Dennis Day 2393 Pea Patch Road Jewell Ridge, VA 24622		
(b.1.5) Dewey Lee Day 2563 Pea Patch Road Jewell Ridge, VA 24622		
(b.1.6) Delmas Ray Day 4268 Locust Mtn Trail Ashboro, NC 27205		
(b.1.7) Roy L. Day P.O. Box 167 War, WV 24892		
(b.1.8) Kyle Willis Day 2563 Pea Patch Road Jewell Ridge, VA 24622		

Exhibit B-3  
Unit N-41  
VGOB Docket# 93-0420-0359-03  
List of Respondents to be Pooled

150001663

	Acres in Unit	Percent of Unit
(b.1.9) Estal W. Day Heirs, Devisees, Successors or Assigns		
(b.1.9.1) Matthew Day 20 E. Potomac St Williamsport, MD 21795		
(b.1.9.2) Eric Day Address Unknown		
(b.1.9.3) Britney Day Address Unknown		

TOTAL OIL & GAS ESTATE:

Acreage in Unit Unleased	0.26	
Percentage of Unit Unleased		0.3204%

Exhibit E  
Unit N-41  
VGOB Docket# 93-0420-0359-03  
List of Owners/Claimants in Escrow after Dismissals

	Acres in Unit	Percent of Unit
<b>TRACT #3A - 0.24 acres</b>		
<i>Escrow due to Title Conflict</i>		
<b>COAL OWNERSHIP</b>		
(1) Ruth Culbertson Heirs <i>Tract 7A (Mary A. Day Tract - 67.50 acres)</i>	0.24 acres	0.3000%
(a) Ruth Culbertson Heirs, Devisees, Successors or Assigns <i>(1/4 Minerals except Gas)</i>		
(a.1) George M. Culbertson 22400 NE 23rd Court Ridgefield, WA 98642	0.015 acres 1/16 of 0.24 acres	0.0188%
(a.2) William A. Culbertson P.O. Box 185 Doran, VA 24612	0.015 acres 1/16 of 0.24 acres	0.0188%
(a.3) Carole Lee Culbertson Meade P.O. Box 123 Williamson, SC 29697	0.015 acres 1/16 of 0.24 acres	0.0188%
(a.4) Nancy Elaine Culbertson Ratliff 175 Acre Lane Cedar Bluff, VA 24609	0.015 acres 1/16 of 0.24 acres	0.0188%
(b) Cora Metcalf Franks Estate <i>(1/4 Minerals except Gas)</i> c/o J. C. Franks 621 Peavler Street Marion, VA 24354	0.060 acres 1/4 of 0.24 acres	0.0750%
(c) Consolidation Coal Company <i>(1/2 of Coal in &amp; Below Jawbone Seam)</i> 10545 Riverside Drive Oakwood, VA 24631	0.120 acres 1/2 of 0.24 acres	0.1500%
(d) Ronald Clyborne <i>(1/2 Coal Above Jawbone Seam) ***</i> 9325 Olympic View Drive Edmonds, WA 98020-2397	0.120 acres 1/2 of 0.24 acres	0.1500%
<i>*** NOTE: The coal above the Jawbone seam is above drainage and was not perforated/fractured and therefore is of No Issue</i>		
<b>OIL &amp; GAS OWNERSHIP</b>		
(1) Scott A. Sweeney, et al <i>(0.50 acre tract)</i>	0.24 acres	0.3000%
(a) Scotty Allen Sweeney P. O. Box 703 Adkins, VA 24311	0.12 acres 1/2 of 0.24 acres	0.1500%
(b) Athleen Sweeney c/o Francis Marion Manor, 2nd Floor Nursing Unit 100 Francis Marion Lane Marion, VA 24352	0.12 acres 1/2 of 0.24 acres	0.1500%
<b>- OR -</b>		
(1) CNX Gas Company LLC, et al <i>Tract 7A (Mary A. Day Tract - 67.50 acres)</i>	0.24 acres	0.3000%
(a) CNX Gas Company LLC 1000 Consol Energy Drive Canonsburg, PA 15317	0.120 acres 1/2 of 0.24 acres	0.1500%
(b) Cora Metcalf Franks Estate c/o J. C. Franks 621 Peavler Street Marion, VA 24354	0.060 acres 1/4 of 0.24 acres	0.0750%

Exhibit E  
Unit N-41  
VGOB Docket# 93-0420-0359-03  
List of Owners/Claimants In Escrow after Dismissals

	Acres in Unit	Percent of Unit
(c) Ruth Culbertson Heirs, Devisees, Successors or Successors or Assigns		
(c.1) George M. Culbertson 22400 NE 23rd Court Ridgefield, WA 98642	0.015 acres 1/16 of 0.24 acres	0.0188%
(c.2) William A. Culbertson P.O. Box 185 Doran, VA 24612	0.015 acres 1/16 of 0.24 acres	0.0188%
(c.3) Carole Lea Culbertson Meade P.O. Box 123 Williamson, SC 29697	0.015 acres 1/16 of 0.24 acres	0.0188%
(c.4) Nancy Elaine Culbertson Ratliff 175 Acre Lane Cedar Bluff, VA 24609	0.015 acres 1/16 of 0.24 acres	0.0188%

**TRACT #3C - 0.17 acres***Escrow due to Title Conflict***COAL OWNERSHIP**

(1) Ruth Culbertson Heirs <i>Tract 7A (Mary A. Day Tract - 67.50 acres)</i>	0.17 acres	0.2125%
(a) Ruth Culbertson Heirs, Devisees, Successors or Assigns <i>(1/4 Minerals except Gas)</i>		
(a.1) George M. Culbertson 22400 NE 23rd Court Ridgefield, WA 98642	0.011 acres 1/16 of 0.17 acres	0.0133%
(a.2) William A. Culbertson P.O. Box 185 Doran, VA 24612	0.011 acres 1/16 of 0.17 acres	0.0133%
(a.3) Carole Lee Culbertson Meade P.O. Box 123 Williamson, SC 29697	0.011 acres 1/16 of 0.17 acres	0.0133%
(a.4) Nancy Elaine Culbertson Ratliff 175 Acre Lane Cedar Bluff, VA 24609	0.011 acres 1/16 of 0.17 acres	0.0133%
(b) Cora Metcalf Franks Estate <i>(1/4 Minerals except Gas)</i> c/o J. C. Franks 621 Peavler Street Marion, VA 24354	0.043 acres 1/4 of 0.17 acres	0.0531%
(c) Consolidation Coal Company <i>(1/2 of Coal In &amp; Below Jawbone Seam)</i> 10545 Riverside Drive Oakwood, VA 24631	0.085 acres 1/2 of 0.17 acres	0.1063%
(d) Ronald Chybaine <i>(1/2 Coal Above Jawbone Seam) ***</i> 9325 Olympic View Drive Edmonds, WA 98020-2397	0.085 acres 1/2 of 0.17 acres	0.1063%

\*\*\* NOTE: The coal above the Jawbone seam is above drainage and was not perforated/fractured and therefore is of No Issue

**OIL & GAS OWNERSHIP**

(1) Pamela Brown Taylor, et al <i>(1.50 acre tract)</i>	0.17 acres	0.2125%
(a) Beulah Day Brown Heirs, Devisees, Successors or Assigns		

Exhibit E  
Unit N-41  
VGOB Docket# 93-0420-0359-03  
List of Owners/Claimants in Escrow after Dismissals

150001663

	Acres in Unit	Percent of Unit
(a.1) Pamela Brown Taylor P. O. Box 306 Rosedale, VA 24280	0.085 acres 1/2 of 0.17 acres	0.1063%
(b) Erbie Vertin Brown Heirs, Devisees, Successors or Assigns		
(b.1) Robin Viets Fields 750 Buskill Avenue Richlands, VA 24641	0.043 acres 1/4 of 0.17 acres	0.0531%
(b.2) Myra Brown Poseno Mullins 301 Oakview Road Jewell Ridge, VA 24622	0.043 acres 1/4 of 0.17 acres	0.0531%
- OR -		
(1) CNX Gas Company LLC, et al <i>Tract 7A (Mary A. Day Tract - 67.50 acres)</i>	0.17 acres	0.2125%
(a) CNX Gas Company LLC 1000 Consol Energy Drive Canonsburg, PA 15317	0.085 acres 1/2 of 0.17 acres	0.1063%
(b) Cora Metcalf Franks Estate c/o J. C. Franks 621 Peavler Street Marion, VA 24354	0.043 acres 1/4 of 0.17 acres	0.0531%
Ruth Culbertson Heirs, Devisees, Successors or Successors or Assigns (1/4)		
(c.1) George M. Culbertson 22400 NE 23rd Court Ridgefield, WA 98642	0.011 acres 1/16 of 0.17 acres	0.0133%
(c.2) William A. Culbertson P.O. Box 185 Doran, VA 24612	0.011 acres 1/16 of 0.17 acres	0.0133%
(c.3) Carole Lee Culbertson Meade P.O. Box 123 Williamson, SC 29697	0.011 acres 1/16 of 0.17 acres	0.0133%
(c.4) Nancy Elaine Culbertson Ratliff 175 Acre Lane Cedar Bluff, VA 24608	0.011 acres 1/16 of 0.17 acres	0.0133%

TRACT #3D - 0.10 acres

*Escrow due to Title Conflict*

COAL OWNERSHIP

(1) Ruth Culbertson Heirs <i>Tract 7A (Mary A. Day Tract - 67.50 acres)</i>	0.10 acres	0.1250%
(a) Ruth Culbertson Heirs, Devisees, Successors or Assigns <i>(1/4 Minerals except Gas)</i>		
(a.1) George M. Culbertson 22400 NE 23rd Court Ridgefield, WA 98642	0.0083 acres 1/16 of 0.10 acres	0.0078%

Exhibit E  
Unit N-41  
VGOB Docket# 93-0420-0359-03  
List of Owners/Claimants in Escrow after Dismissals

150001663

	Acres in Unit	Percent of Unit
(a.2) William A. Culbertson P.O. Box 185 Doran, VA 24612	0.0063 acres 1/16 of 0.10 acres	0.0078%
(a.3) Carole Lee Culbertson Meade P.O. Box 123 Williamson, SC 29697	0.0063 acres 1/16 of 0.10 acres	0.0078%
(a.4) Nancy Elaine Culbertson Ratliff 175 Acre Lane Cedar Bluff, VA 24609	0.0063 acres 1/16 of 0.10 acres	0.0078%
(b) Cora Metcalf Franks Estate <i>(1/4 Minerals except Gas)</i> c/o J. C. Franks 621 Peavler Street Marion, VA 24354	0.0250 acres 1/4 of 0.10 acres	0.0313%
(c) Consolidation Coal Company <i>(1/2 of Coal In &amp; Below Jawbone Seam)</i> 10545 Riverside Drive Oakwood, VA 24631	0.0500 acres 1/2 of 0.10 acres	0.0625%
(d) Ronald Glybofne <i>(1/2 Coal Above Jawbone Seam) ***</i> 9325 Olympic View Drive Edmonds, WA 98020-2397	0.0500 acres 1/2 of 0.10 acres	0.0625%

\*\*\* NOTE: The coal above the Jawbone seam is above drainage and was not perforated/fractured and therefore is of No Issue

**OIL & GAS OWNERSHIP**

(1) Pamela Brown Taylor, et al <i>(2.50 acre tract)</i>	0.10 acres	0.1250%
(a) Beulah Day Brown Heirs, Devisees, Successors or Assigns		
(a.1) Pamela Brown Taylor P. O. Box 308 Rosedale, VA 24280	0.033 acres 1/3 of 0.10 acres	0.0417%
(a.2) Erbie Verlin Brown Heirs, Devisees, Successors or Assigns (1/2)		
(a.2.1) Robin Viers Fields 750 Buskill Avenue Richlands, VA 24641	0.017 acres 1/6 of 0.10 acres	0.0208%
(a.2.2) Myra Brown Poseno Mullins 301 Oakview Road Jewell Ridge, VA 24622	0.017 acres 1/6 of 0.10 acres	0.0208%
(b) Warnie "Pete" Day Heirs, Devisees, Successors or Assigns <i>Affidavit requested from Lena Short &amp; Dewey Day (REFUSED to sign)</i>	0.033 acres 1/3 of 0.10 acres	0.0417%
(b.1) Lena C. Day Short, widow P. O. Box 125 Jolo, WV 24850		
(b.1.1) June Day Cook 25 Lambert Subdivision Cleveland, VA 24225		
(b.1.2) Jean Day Kennedy Heirs, Devisees, Successors or Assigns		
(b.1.2.1) Evelyn Estep 220 Raysal Hollow Rd Raysal, WV 24879		

Exhibit E  
Unit N-41  
VGOB Docket# 93-0420-0359-03  
List of Owners/Claimants in Escrow after Dismissals

150001663

	Acres in Unit	Percent of Unit
(b.1.2.2) Rita Justice 104 Richardson Dr Tazewell, VA 24651		
(b.1.2.3) Mary Poore 220 Raysal Hollow Rd Raysal, WV 24879		
(b.1.2.4) Missey Perry 232 Raysal Hollow Rd Raysal, WV 24879		
(b.1.3) John Pete Day 4514 Rock River Rd Rock, WV 24747		
(b.1.4) Calvin Dennis Day 2993 Pea Patch Road Jewell Ridge, VA 24622		
(b.1.5) Dewey Lee Day 2563 Pea Patch Road Jewell Ridge, VA 24622		
(b.1.6) Deimas Ray Day 4268 Locust Mtn Trail Ashboro, NC 27205		
(b.1.7) Roy L. Day P.O. Box 157 War, WV 24892		
(b.1.8) Kyle Willis Day 2563 Pea Patch Road Jewell Ridge, VA 24622		
(b.1.9) Estal W. Day Heirs, Devisees, Successors or Assigns		
(b.1.9.1) Matthew Day 20 E. Potomac St Williamsport, MD 21795		
(b.1.9.2) Eric Day Address Unknown		
(b.1.9.3) Britney Day Address Unknown		
<b>- OR -</b>		
(f) CNX Gas Company LLC, et al Tract 7A (Mary A. Day Tract - 67.50 acres)	0.10 acres	0.1250%
(a) CNX Gas Company LLC 1000 Consol Energy Drive Canonsburg, PA 15317	0.050 acres 1/2 of 0.10 acres	0.0625%
(b) Cora Metcalf Franks Estate c/o J. C. Franks 621 Peavler Street Marion, VA 24354	0.025 acres 1/4 of 0.10 acres	0.0313%
Ruth Culbertson Heirs, Devisees, Successors or Successors or Assigns (1/4)		

Exhibit E  
Unit N-41  
VGOB Docket# 93-0420-0359-03  
List of Owners/Claimants in Escrow after Dismissals

150001663

	Acres in Unit	Percent of Unit
(c.1) George M. Culbertson 22400 NE 23rd Court Ridgefield, WA 98642	0.006 acres 1/16 of 0.10 acres	0.0078%
(c.2) William A. Culbertson P.O. Box 185 Doran, VA 24612	0.006 acres 1/16 of 0.10 acres	0.0078%
(c.3) Carol Lee Culbertson Meade P.O. Box 123 Williamson, SC 29697	0.006 acres 1/16 of 0.10 acres	0.0078%
(c.4) Nancy Elaine Culbertson Ratliff 175 Acre Lane Cedar Bluff, VA 24809	0.006 acres 1/16 of 0.10 acres	0.0078%

**TRACT #3E - 0.04 acres**

*Escrow due to Title Conflict*

**COAL OWNERSHIP**

(1) Ruth Culbertson Heirs <i>Tract 7A (Mary A. Day Tract - 67.50 acres)</i>	0.04 acres	0.0500%
(a) Ruth Culbertson Heirs, devisees, Successors or <i>Assigns (1/4 Minerals except Gas)</i>		
(a.1) George M. Culbertson 22400 NE 23rd Court Ridgefield, WA 98642	0.0025 acres 1/16 of 0.04 acres	0.0031%
(a.2) William A. Culbertson P.O. Box 185 Doran, VA 24612	0.0025 acres 1/16 of 0.04 acres	0.0031%
(a.3) Carol Lee Culbertson Meade P.O. Box 123 Williamson, SC 29697	0.0025 acres 1/16 of 0.04 acres	0.0031%
(a.4) Nancy Elaine Culbertson Ratliff 175 Acre Lane Cedar Bluff, VA 24609	0.0025 acres 1/16 of 0.04 acres	0.0031%
(b) Cora Metcalf Franks Estate <i>(1/4 Minerals except Gas)</i> c/o J. C. Franks 621 Peavier Street Marion, VA 24354	0.0100 acres 1/4 of 0.04 acres	0.0125%
(c) Consolidation Coal Company <i>(1/2 of Coal In &amp; Below Jawbone Seam)</i> 10545 Riverside Drive Oakwood, VA 24631	0.0200 acres 1/2 of 0.04 acres	0.0250%
(d) Ronald Clyborne <i>(1/2 Coal Above Jawbone Seam) ***</i> 9325 Olympic View Drive Edmonds, WA 98020-2397	0.0200 acres 1/2 of 0.04 acres	0.0250%

\*\*\* NOTE: The coal above the Jawbone seam is above drainage and was not perforated/fractured and therefore is of No Issue

**OIL & GAS OWNERSHIP**

(1) Norfolk Southern Railway Company P. O. Box 1517 Bluefield, WV 24701	0.04 acres	0.0500%
---	------------	---------

- OR -

Exhibit E  
Unit N-41  
VGOB Docket# 93-0420-0359-03  
List of Owners/Claimants in Escrow after Dismissals

	Acres in Unit	Percent of Unit
(f) CNX Gas Company LLC, et al <i>Tract 7A (Mary A. Day Tract - 67.50 acres)</i>	0.04 acres	0.0500%
(a) CNX Gas Company LLC 1000 Consol Energy Drive Canonsburg, PA 15317	0.0200 acres 1/2 of 0.04 acres	0.0250%
(b) Cora Metcalf Franks Estate c/o J. C. Franks 621 Peavler Street Marion, VA 24354	0.0100 acres 1/4 of 0.04 acres	0.0125%
Ruth Culbertson Heirs, devisees, Successors or Successors or Assigns (1/4)		
(c.1) George M. Culbertson 22400 NE 23rd Court Ridgefield, WA 98642	0.0025 acres 1/16 of 0.04 acres	0.0031%
(c.2) William A. Culbertson P.O. Box 185 Doran, VA 24612	0.0025 acres 1/16 of 0.04 acres	0.0031%
(c.3) Carole Lee Culbertson Meade P.O. Box 123 Williamson, SC 29697	0.0025 acres 1/16 of 0.04 acres	0.0031%
(c.4) Nancy Elaine Culbertson Ratliff 175 Acre Lane Cedar Bluff, VA 24609	0.0025 acres 1/16 of 0.04 acres	0.0031%
<b><u>TOTAL ACRES IN ESCROW:</u></b>		
	Acreage in Unit	0.5500
	Percentage of Unit	0.6875%

Exhibit EE  
Unit N-41  
VCOB Docket# 93-0420-0369-03  
List of All Owners/Claimants having Royalty Division Agreements

	Acres in Unit	Percent of Unit
<b><u>TRACT #3B - 1.12 acres</u></b>		
<i>There is a Title Conflict pertaining to the ownership of the Gas Estate on this tract but Royalty Division Agreements were executed between all of the parties.</i>		
<b><u>COAL OWNERSHIP</u></b>		
(1) Ruth Culbertson Heirs Tract 7A (Mary A. Day Tract - 67.50 acres)	1.12 acres	1.4000%
(a) Ruth Culbertson Heirs, Devisees, Successors or Assigns (1/4 Minerals except Gas)		
(a.1) George M. Culbertson 22400 NE 23rd Court Ridgefield, WA 98642	0.070 acres 1/16 of 1.12 acres	0.0875%
(a.2) William A. Culbertson P.O. Box 185 Doran, VA 24612	0.070 acres 1/16 of 1.12 acres	0.0875%
(a.3) Carole Lee Culbertson Meade P.O. Box 123 Williamson, SC 29697	0.070 acres 1/16 of 1.12 acres	0.0875%
(a.4) Nancy Elaine Culbertson Ratliff 175 Acre Lane Cedar Bluff, VA 24609	0.070 acres 1/16 of 1.12 acres	0.0875%
(b) Cora Metcalf Franks Estate (1/4 Minerals except Gas) c/o J. C. Franks 621 Peavler Street Marion, VA 24354	0.280 acres 1/4 of 1.12 acres	0.3500%
(c) Consolidation Coal Company (1/2 of Coal In & Below Jawbo. 10545 Riverside Drive Oakwood, VA 24631	0.560 acres 1/2 of 1.12 acres	0.7000%
(d) Ronald Olybörne (1/2 Coal Above Jawbo's Seam) *** 9325 Olympic View Drive Edmonds, WA 98020-2397	0.560 acres 1/2 of 1.12 acres	0.7000%

\*\*\* NOTE: The coal above the Jawboe seam is above drainage and was not perforated/fractured and therefore is of No Issue.

**OIL & GAS OWNERSHIP**

(1) CNX Gas Company LLC 1000 Consol Energy Drive Canonsburg, PA 15317	1.12 acres	1.4000%
<b>- OR -</b>		
(1) CNX Gas Company LLC, et al Tract 7A (Mary A. Day Tract - 67.50 acres)	1.12 acres	1.4000%
(a) CNX Gas Company LLC 1000 Consol Energy Drive Canonsburg, PA 15317	0.560 acres 1/2 of 1.12 acres	0.7000%
(b) Cora Metcalf Franks Estate c/o J. C. Franks 621 Peavler Street Marion, VA 24354	0.280 acres 1/4 of 1.12 acres	0.3500%
(c) Ruth Culbertson Heirs, Devisees, Successors or Successors or Assigns (1/4)		

Exhibit EE  
Unit N-41  
VGOB Docket# 93-0420-0359-03  
List of All Owners/Claimants having Royalty Division Agreements

	Acres in Unit	Percent of Unit
(c.1) George M. Culbertson 22400 NE 23rd Court Ridgefield, WA 98642	0.070 acres 1/16 of 1.12 acres	0.0875%
(c.2) William A. Culbertson P.O. Box 185 Doran, VA 24612	0.070 acres 1/16 of 1.12 acres	0.0875%
(c.3) Carola Lee Culbertson Meade P.O. Box 123 Williamson, SC 29697	0.070 acres 1/16 of 1.12 acres	0.0875%
(c.4) Nancy Elaine Culbertson Ratliff 175 Acre Lane Cedar Bluff, VA 24609	0.070 acres 1/16 of 1.12 acres	0.0875%

**TRACT #3F - 0.46 acres**

*There is a Title Conflict pertaining to the ownership of the Gas Estate on this tract but Royalty Division Agreements were executed between all of the parties.*

**COAL OWNERSHIP**

(1) Ruth Culbertson Heirs <i>Tract 7A (Mary A. Day Tract - 67.50 acres)</i>	0.46 acres	0.5750%
(a) Ruth Culbertson Heirs, Devisees, Successors or Assigns <i>(1/4 Minerals except Gas)</i>		
(a.1) George M. Culbertson 22400 NE 23rd Court Ridgefield, WA 98642	0.0288 acres 1/16 of 0.46 acres	0.0359%
(a.2) William A. Culbertson P.O. Box 185 Doran, VA 24612	0.0288 acres 1/16 of 0.46 acres	0.0359%
(a.3) Carola Lee Culbertson Meade P.O. Box 123 Williamson, SC 29697	0.0288 acres 1/16 of 0.46 acres	0.0359%
(a.4) Nancy Elaine Culbertson Ratliff 175 Acre Lane Cedar Bluff, VA 24609	0.0288 acres 1/16 of 0.46 acres	0.0359%
(b) Cora Melcalf Franks Estate <i>(1/4 Minerals except Gas)</i> c/o J. C. Franks 621 Peavler Street Marion, VA 24354	0.1150 acres 1/4 of 0.46 acres	0.1438%
(c) Consolidation Coal Company <i>(1/2 of Coal in &amp; Below Jawbo.)</i> 10545 Riverside Drive Oakwood, VA 24631	0.2300 acres 1/2 of 0.46 acres	0.2875%
(d) Ronald Clyborne <i>(1/2 Coal Above Jawbone Seam) ***</i> 9325 Olympic View Drive Edmonds, WA 98020-2397	0.2300 acres 1/2 of 0.46 acres	0.2875%

\*\*\* NOTE: The coal above the Jawbone seam is above drainage and was not perforated/fractured and therefore is of No Issue.

**OIL & GAS OWNERSHIP**

(1) Ruth Culbertson, et al. <i>Tract 7A (Mary A. Day Tract - 67.50 acres)</i>	0.46 acres	0.5750%
(a) Ruth Culbertson Heirs, Devisees, Successors or Successors or Assigns		

150001663

Exhibit EE  
Unit N-41  
VGOB Docket# 93-0420-0359-03  
List of All Owners/Claimants having Royalty Division Agreements

	Acres in Unit	Percent of Unit
(a.1) George M. Culbertson 22400 NE 23rd Court Ridgefield, WA 98642	0.0288 acres 1/16 of 0.46 acres	0.0359%
(a.2) William A. Culbertson P.O. Box 185 Doran, VA 24612	0.0288 acres 1/16 of 0.46 acres	0.0359%
(a.3) Carole Lee Culbertson Meade P.O. Box 123 Williamson, SC 29697	0.0288 acres 1/16 of 0.46 acres	0.0359%
(a.4) Nancy Elaine Culbertson Ratliff 175 Acre Lane Cedar Bluff, VA 24609	0.0288 acres 1/16 of 0.46 acres	0.0359%
(b) Cora Metcalf Franks Estate c/o J. C. Franks 621 Peavier Street Marion, VA 24354	0.1150 acres 1/4 of 0.46 acres	0.1438%
(c) CNX Gas Company LLC 1000 Consol Energy Drive Canonsburg, PA 15317	0.2300 acres 1/2 of 0.46 acres	0.2875%

INSTRUMENT #150001663  
RECORDED IN THE CLERK'S OFFICE OF  
BUCHANAN COUNTY ON  
OCTOBER 9, 2015 AT 04:33PM  
BEVERLY S. TILLER, CLERK  
RECORDED BY: GGB