

VIRGINIA:

BEFORE THE VIRGINIA GAS AND OIL BOARD

IN RE:

SUPPLEMENTAL ORDER REGARDING DOCKET NUMBER
VGOB 97-0715-0596-01

ELECTIONS: UNIT FF-22
(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 July 17, 2012 which was recorded at Document #120001620 in the Office of the Clerk of the Circuit Court of Buchanan County, Virginia, on August 8, 2012, and at Deed Book 750, Page 765 in the Office of the Clerk of the Circuit Court of Russell County, Virginia, on August 2, 2012, (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 FF-22;

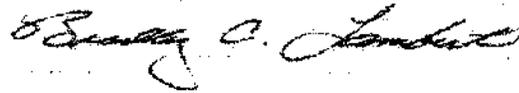
Order: By this Order, the Board orders the Designated Operator to tender, consistent with and in accordance with the findings set forth at paragraph 2. above and the annexed affidavit of elections with Exhibits thereto, any funds subject to escrow and instructs the Escrow Agent, First Bank & Trust Company PO Box 3860 Kingsport, TN 37664, Attn: Debbie Davis 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.

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.

DONE AND EXECUTED this 19 day of June, 2013 by a majority of the Virginia Gas and Oil Board.



Chairman, Bradley C. Lambert

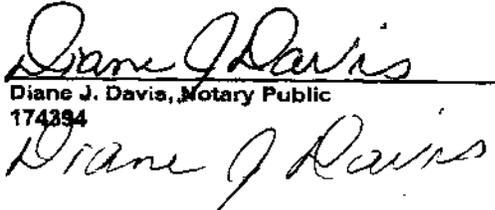
DONE AND PERFORMED this 19 day of June, 2013 by Order of the Virginia Gas and Oil Board.



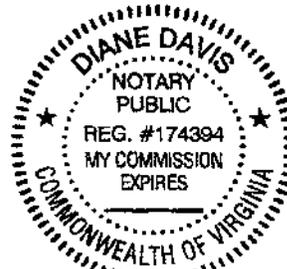
Rick Cooper
Principal Executive to the
staff, Virginia Gas and Oil Board

COMMONWEALTH OF VIRGINIA
COUNTY OF RUSSELL

Acknowledged on this 19th day of June, 2013 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.


Diane J. Davis, Notary Public
174394

My Commission expires: September 30, 2013



VIRGINIA:

Exhibit A

BEFORE THE VIRGINIA GAS AND OIL BOARD

IN RE:

Application of CNX Gas Company LLC for Forced Pooling of Interests in CBM Unit FF-22
VGOB 97-0715-0596-01 in the Hurricane/New Garden District of Buchanan & Russell Counties, Virginia

AFFIDAVIT OF CNX GAS COMPANY LLC (herein A 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 Consol Energy Inc., 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 July 17, 2012, 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 Abingdon, 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 August 2nd and August 8th 2012;

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;

Participating Operator (per Agreement) - Bobby Lee Rasnake, Donna Jean Whitt, Harold David Dye, Deborah Cook Carlock, James D. Rasnake

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 July 17, 2012;

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:

See attached Exhibit B-2

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:

Peggy Rasnake

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.

None

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 23rd day of April, 2013.

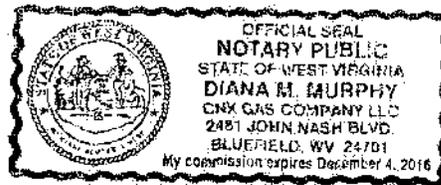
Anita D. Duty
Anita D. Duty

STATE OF WEST VIRGINIA
COUNTY OF MERCER

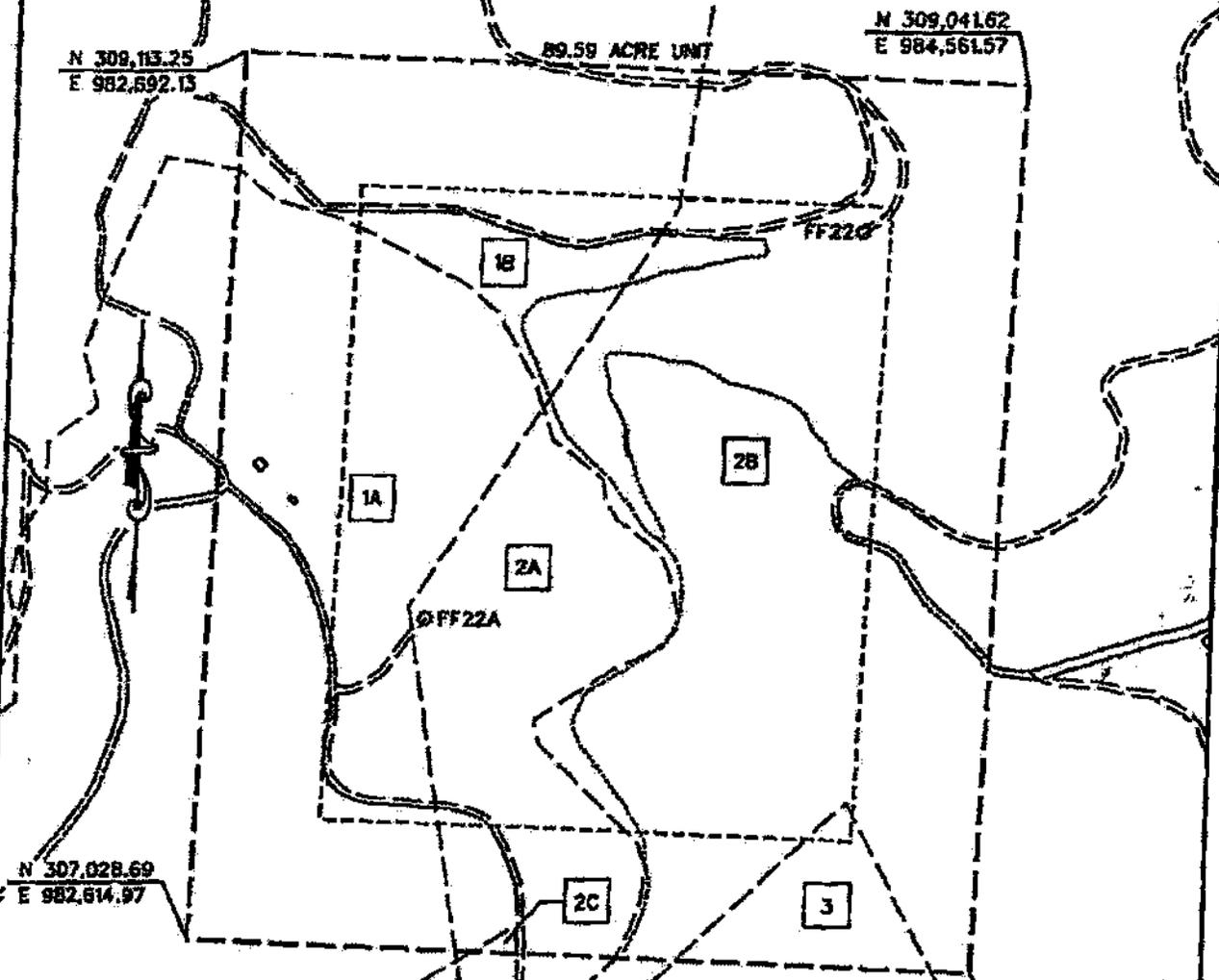
Taken, subscribed and sworn to before me by Anita D. Duty as a Pooling Supervisor for CNX Land Resources, Inc., on behalf of the corporate Designated Operator, this 23rd day of April, 2013.

Diana M. Murphy
Notary

My commission expires: December 4, 2016



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.



BEARINGS AND DISTANCES TO OTHER WELLS WITHIN 2,500' RADII OF CNX-FF22A
 CNX-AV08 S 8° 40' 15" W 3022.83'
 CNX-AV09 S 43° 31' 10" E 2304.59'
 CNX-FF22A S 79° 7' 35" E 2030.34'
 CNX-FF25 N 77° 10' 49" E 2476.48'
 CNX-EE22 N 48° 31' 25" E 1385.03'

CNX-EE22 N 2° 30' 35" W 1025.57'
 CNX-FF21A N 30° 30' 35" W 1025.57'
 CNX-EE21N S 89° 29' 25" W 1025.57'
 CNX-FF21B S 89° 29' 25" W 1025.57'
 CNX-AV10 S 89° 29' 25" W 1025.57'

- CNX WELL
- ⊙ PROPOSED HORIZONTAL WELL
- ⊕ PROPOSED CNX WELL

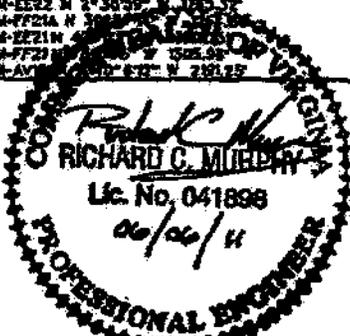


EXHIBIT A
 OAKWOOD FIELD
 UNIT FF22
 FORCE POOLING
 VGOB-97-0715-0596-01

Company CNX Gas Company LLC Well Name and Number UNIT FF22
 Tract No. _____ Elevation _____ Quadrangle KEEN MOUNTAIN/HONAKER
 County BUCHANAN/RUSSELL District NEW GARDEN/HURRICANE Scale: 1" = 400' Date _____
 This plat is a new plat X ; an updated plat _____ ; or a final plat _____

Form DGO-60-7 Richard C. Mulder (Affix Seal)
 Rev. 9/91 Licensed Professional Engineer or Licensed Land Surveyor

CNX Gas Company LLC

Unit FF22

Tract Identifications

(89.59 Acre Unit)

1. **Buckhorn Coal Company Tr. 3 (Jeremiah Yates 600 Acre Tract) -- All Minerals
Reserve Coal Properties Company - Below Drainage Coal Leased
Knox Creek Coal Corporation - Above Drainage Coal Leased
CNX Gas Company LLC -- Oil, Gas and CBM Leased
35.37 acres 39.4789 %**
- 1A. **Roger Helton, et ux - Surface**
- 1B. **Buckhorn Coal Company - Surface**
2. **Buckhorn Coal Company Tr. 2 (Warder # 8 - 617 Acre Tract) -- All Minerals
Reserve Coal Properties Company - Below Drainage Coal Leased
Knox Creek Coal Corporation - Above Drainage Coal Leased
CNX Gas Company LLC -- Oil, Gas and CBM Leased
51.49 acres 57.4729 %**
- 2A. **Roger Helton, et ux - Surface**
- 2B. **Buckhorn Coal Company - Surface**
- 2C. **Richard Ray Helton - Surface**
3. **Buckhorn Coal Company (Jacob Fuller 453 Acre Tract) - Coal
Knox Creek Coal Corporation - Above Drainage Coal Leased
CNX Gas Company LLC - CBM Leased
James Rasnake, et al (25 Acre Tract) -- Oil and Gas
Buckhorn Coal Company (50%) / James Rasnake, et al (50%) -- CBM
CNX Gas Company LLC -- Oil, Gas and CBM Leased (1/24)
Jearl Blankenship, et al - Surface
2.73 acres 3.0472 %**

"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-2
Unit FF-22
VGOB Docket #97-0715-0596-01
List of Respondents to be Added and/or Dismissed
(89.59 Acre Unit)

	Acres in Unit	Interest in Unit	Reason for Dismissal	Reason for Addition
ii. OIL & GAS OWNERSHIP				
<u>Tract #3, 2.73 acres</u>				
Jacob Fuller Heirs, Devises, Successors or Assigns (25 acre tract)				
(1) James Rasnake, et al.	2.73 acres	3.0472%		
(a) Mike O. Rasnake (23/48)				
(a.1) Peggy Rasnake 73 Miller Creek Rd. Honaker, VA 24260			Deeded Interest	
(a.2) Mike O. Rasnake Heirs, Devises, Successors or Assigns (23/48 th in Oil & Gas and 23/96 th in CBM)				
(a.2.4.3) Harold David Dye 1162 Fescue Road Rowe, VA 24646	0.1635 acres CBM 23/384 of 2.73 acres of CBM 23/192 of 2.73 acres of O&G	0.1825%		New Owner
(a.2.4.4) Deborah Cook Carlock 1394 Elk Garden Road Lebanon, VA 24266	0.1635 acres CBM 23/384 of 2.73 acres of CBM 23/192 of 2.73 acres of O&G	0.1825%		New Owner

Exhibit B-3
 Unit FF-22
 VGOB Docket #97-0715-0596-01
 List of all Unleased Owners/Claimants
 (89.59 Acre Unit)

	Acres in Unit	Interest in Unit	Election
II. OIL & GAS OWNERSHIP			
<u>Tract #3, 2.73 acres</u>			
Jacob Fuller Heirs, devisees, Successors or Assigns (25 acre tract)			
(1) James Rasnake, et al.	2.73 acres	3.0472%	
(a) Mike O. Rasnake (23/48)			
(a.2) Mike O. Rasnake Heirs, Devisees. Successors or Assigns (23/48 ^m in Oil & Gas and 23/96 ^m in CBM)			
(a.2.4.1) Bobby Lee Rasnake 1233 Miller Creek Road Honaker, VA 24260	0.1635 acres CBM 23/384 of 2.73 acres of CBM 23/192 of 2.73 acres of O&G	0.1825%	Participating Operator (per Agreement)
(a.2.4.2) Donna Jean Whitt 6980 Drill Road Honaker, VA 24260	0.1635 acres CBM 23/384 of 2.73 acres of CBM 23/192 of 2.73 acres of O&G	0.1825%	Participating Operator (per Agreement)
(a.2.4.3) Harold David Dye 1162 Fescue Road Rowe, VA 24646	0.1635 acres CBM 23/384 of 2.73 acres of CBM 23/192 of 2.73 acres of O&G	0.1825%	Participating Operator (per Agreement)
(a.2.4.4) Deborah Cook Carlock 1394 Elk Garden Road Lebanon, VA 24266	0.1635 acres CBM 23/384 of 2.73 acres of CBM 23/192 of 2.73 acres of O&G	0.1825%	Participating Operator (per Agreement)
(b) James D. Rasnake (23/48)			
(b.1) James D. Rasnake PO Box 1914 Honaker, VA 24260	0.6641 acres CBM 23/96 of 2.73 acres of CBM 23/48 of 2.73 acres of O&G	0.7301%	Participating Operator (per Agreement)

Exhibit E
Unit FF-22
YGOB Docket #97-0715-0596-01
List of Conflicting Owners/Claimants that require escrow
(89.58 Acre Unit)

	Acres in Unit	Interest in Unit
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Tract #3, 2.73 acres

Although agreements have been reached between the conflicting parties, the funds will need to continue to be escrowed until the Board approves disbursement of funds and a Disbursement Order is issued. Only a portion of the 2.73 acres is being escrowed.

COAL OWNERSHIP

(1) Buckhorn Coal Company (Jacob Fuller 453.00 acre tract) P. O. Box 187 Tazewell, VA 24651	2.73 acres	3.0472%
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OIL & GAS OWNERSHIP

Jacob Fuller Heirs, Devisees, Successors or Assigns
(26 acre tract)

(1) James Rasnake, et al.	2.73 acres	3.0472%
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(a) Mike O. Rasnake (23/48)

(a.2) Mike O. Rasnake Heirs, Devisees,
Successors or Assigns (23/48th in Oil & Gas and 23/96th in CBM)

(a.2.4.1) Bobby Lee Rasnake 1233 Miller Creek Road Honaker, VA 24260	0.1635 acres CBM 23/384 of 2.73 acres of CBM 23/192 of 2.73 acres of O&G	0.1825%
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(a.2.4.2) Donna Jean Whitt 6980 Drill Road Honaker, VA 24260	0.1635 acres CBM 23/384 of 2.73 acres of CBM 23/192 of 2.73 acres of O&G	0.1825%
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(a.2.4.3) Harold David Dye 1162 Fescue Road Rowe, VA 24646	0.1635 acres CBM 23/384 of 2.73 acres of CBM 23/192 of 2.73 acres of O&G	0.1825%
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(a.2.4.4) Deborah Cook Carlock 1394 Elk Garden Road Lebanon, VA 24266	0.1635 acres CBM 23/384 of 2.73 acres of CBM 23/192 of 2.73 acres of O&G	0.1825%
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(b) James D. Rasnake (23/48)

(b.1) James D. Rasnake PO Box 1914 Honaker, VA 24260	0.6541 acres CBM 23/96 of 2.73 acres of CBM 23/48 of 2.73 acres of O&G	0.7301%
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(c) Lucy Blankenship (1/24)

(c.1) Lucy Blankenship 182 Roma Road Rowe, VA 24646	0.0669 acres CBM 1/48 of 2.73 acres of CBM 1/24 of 2.73 acres of O&G	0.0635%
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1301525

VIRGINIA: IN THE OFFICE OF THE CLERK OF THE CIRCUIT OF RUSSELL COUNTY, 7-15, 2013. This deed was this day presented in said office, and upon the certificate of acknowledgment thereto annexed, admitted to record at 1:35 o'clock P. M. after payment of \$ — tax imposed by Sec. 58.1-802.

Original returned this date to: Sarah Gilmer

TESTE: ANN S. McREYNOLDS, CLERK
 BY: Ann S. McReynolds CLERK

0
Russell

INSTRUMENT #132051414
RECORDED IN THE CLERK'S OFFICE OF
BUCHANAN COUNTY ON
JULY 30, 2013 AT 11:23AM

BEVERLY B. TILLER, CLERK
RECORDED BY: 666