

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)

UNIT/WELL NAME: AX110
TRACT(S): 4, 7
LOCATION: RUSSELL County, Virginia

DOCKET NUMBER: VGOB-01-0320-0872-02

APPLICANTS: CNX Gas Company LLC on behalf of Buckhorn Coal Co., Gent Enterprises

HEARING DATE AND LOCATION: Russell County Government Center, Lebanon, Virginia
May 20, 2014

APPEARANCES: Mark A. Swartz on behalf of CNX Gas Company LLC

PRIOR PROCEEDINGS:

1. Original Pooling Order Executed 04/26/2001, Recorded on 05/02/2001, Deed Book/Instrument No. 524, Page 1031.
2. Supplemental Order Executed 07/26/2001, Recorded on 08/08/2001, Deed Book/Instrument No. 532, Page 231.
3. Supplemental Order, Recorded on 08/08/2001, Deed Book/Instrument No. 532, Page 231.
4. Disbursement Order -01 Executed 07/20/2020, Recorded on 08/07/2009, Deed Book/Instrument No. 709, Page 567.

NOTICE:

BOOK 0776 PAGE 0641

4		Tract 4 (total acreage)			8.13		
2	4	Gent Enterprises\P.O. Box 330, Honaker, VA 24260		8.1300	50.00%	4.0650	31.7083%
7		Tract 7 (total acreage)			4.69		
1	7	Buckhorn Coal Co.\P.O. Box 187, Tazewell, VA 24651		4.6900	50.00%	2.3450	18.2917%
2	7	Gent Enterprises\P.O. Box 330, Honaker, VA 24260		4.6900	50.00%	2.3450	18.2917%

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 close 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.

BOOK 0776 PAGE 0643

DONE AND EXECUTED this 29 day of May, 2014 by a majority of the Virginia Gas and Oil Board.

Bradley C. Lambert

Chairman, Bradley C. Lambert

COMMONWEALTH OF VIRGINIA
COUNTY OF RUSSELL

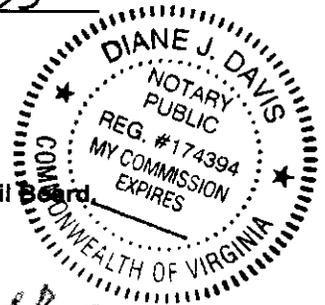
Acknowledged on this 29 day of May, 2014, personally before me a notary public in and for the Commonwealth of Virginia, appeared Bradley C. Lambert, being duly sworn did depose and say that he is the Chairman of the Virginia Gas and Oil Board, that he executed the same and was authorized to do so.

Diane J. Davis

Diane J. Davis, Notary Public
174394

My Commission expires: September 30, 2017

DONE AND PERFORMED this 30 day of May, 2014 by Order of the Virginia Gas and Oil Board



Rick Cooper

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

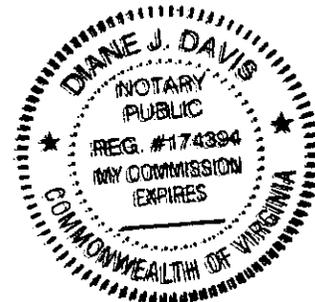
COMMONWEALTH OF VIRGINIA
COUNTY OF RUSSELL

Acknowledged on this 30th day of May, 2014, personally before me a notary public in and for the Commonwealth of Virginia, appeared Rick Cooper, being duly sworn did depose and say that he is the Principal Executive to the staff of the Virginia Gas and Oil Board, that he executed the same and was authorized to do so.

Diane J. Davis

Diane J. Davis, Notary Public
174394

My Commission expires: September 30, 2017



BEFORE THE VIRGINIA GAS AND OIL BOARD

PETITIONER: CNX Gas Company LLC

DIVISION OF GAS AND OIL

DOCKET NO: VGOB 01-0320-0872-02

RELIEF SOUGHT: (1) DISBURSEMENT FROM ESCROW REGARDING TRACT(S) 4, 7 (2) AND AUTHORIZATION FOR DIRECT PAYMENT OF ROYALTIES

HEARING DATE: May 20, 2014

DRILLING UNIT: AX110

RUSSELL COUNTY, VIRGINIA

PETITION FOR ORDER OF DISBURSEMENT OF ESCROW FUNDS

1. Petitioner and its counsel

Petitioner is CNX Gas Company LLC, 2481 John Nash Blvd, Bluefield, WV 24701, (304)323-6500. Petitioner's counsel is Mark A. Swartz, Swartz Law Offices, 601 Sixth Avenue, Suite 201, P.O. Box 1808, St. Albans, WV 25177-1808..

2. Relief Sought

(1) the disbursement of escrowed funds heretofore deposited with the Board's Escrow Agent(s) attributable to Tract(s) 4 & 7 as depicted upon the annexed Table 1; and (2) Vacate current order due to all parties being leased and all conflicts resolved.

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

Under Case #CL10000662-00, executed May 12, 2011, the Circuit Court of Russell County clarified the conveyances from the Rasnakes to the Gents in DB 223/PG53, dated 10/26/1970. The conveyances included all right and title in and to the oil, gas, (including coalbed methane gas and deep gas), minerals (other than coal), etc., which allows the interest to be paid under the terms of the royalty split agreement previously executed by the parties. Buckhorn Coal Company and Gent Enterprises, LLC have entered into royalty split agreement(s). Said royalty split agreement allows the Applicant and Designated Operator to pay royalties directly to the persons identified in Exhibit EE annexed hereto and the annexed Exhibit Table 1, further, specifies how said royalties are to be divided and paid.

6. Attestation

The foregoing Petition to the best of my knowledge, information, and belief is true and correct.

PROPERTY LINES SHOWN WERE TAKEN FROM MAPS PROVIDED BY CONSOL INC. AND WERE NOT SURVEYED.

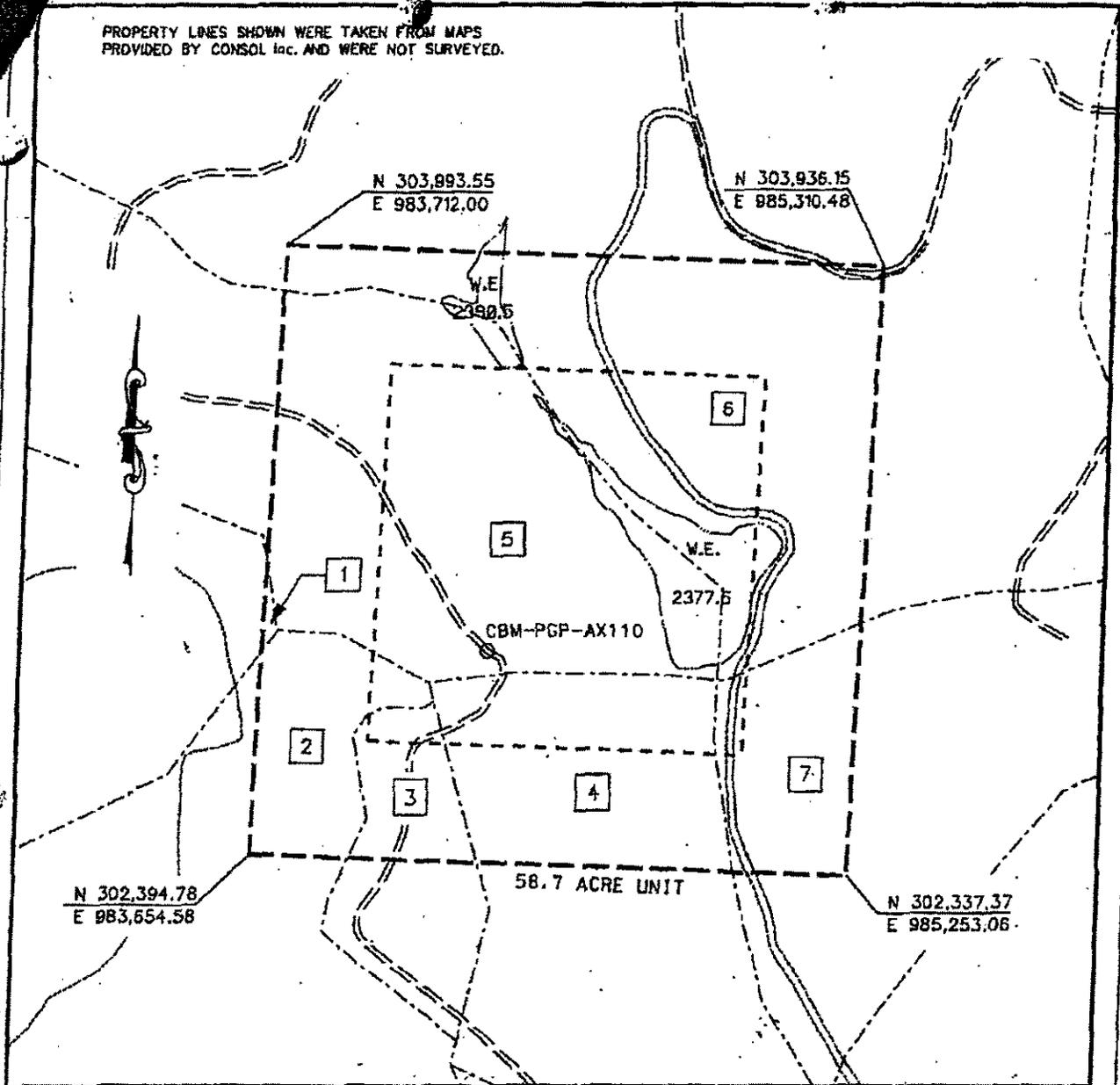
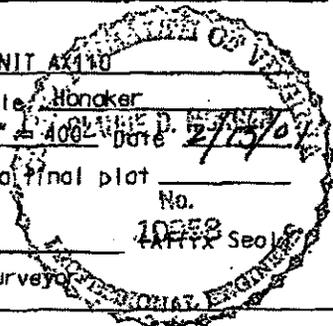


EXHIBIT A
 OAKWOOD FIELD UNIT AX-110
 FORCE POOLING
 VGOB-01-0320-0872

Company Pocahontas Gas Partnership Well Name and Number UNIT AX110
 Tract No. _____ Elevation _____ Quadrangle Honaker
 County Russell District New Garden Scale: 1" = 400' Date 2/15/01
 This plat is a new plat X ; an updated plat _____ ; or original plat _____

Form DGD-GO-7 Rev. 9/91

 Licensed Professional Engineer or Licensed Land Surveyor



...Plat\FPOOL\ax110pool.dgn 02/15/2001 02:01:43 PM

**CNX Gas Company LLC
UNIT AX110
Tract Identifications
(58.70 Acre Unit)**

1. Buckhorn Coal Company (Jacob Fuller 439.04 Acre Tract) – Coal
Knox Creek Coal Company – Above Drainage Coal Leased
CNX Gas Company LLC – CBM Leased
Peggy Rasnake, et al – Surface, Oil and Gas
CNX Gas Company LLC – Oil, Gas and CBM Leased
0.11 Acres 0.1874%

2. Buckhorn Coal Company (H. C. Stuart 405.06 Acre Tract) – Coal
Reserve Coal Properties Company - Below Drainage Coal Leased
Knox Creek Coal Company – Above Drainage Coal Leased
CNX Gas Company LLC – CBM Leased
Peggy Rasnake, et al – Surface, Oil and Gas
CNX Gas Company LLC – Oil, Gas and CBM Leased
4.24 Acres 7.2231%

3. Buckhorn Coal Company (H. C. Stuart 405.06 Acre Tract) – Coal
Reserve Coal Properties Company - Below Drainage Coal Leased
Knox Creek Coal Company – Above Drainage Coal Leased
CNX Gas Company LLC – CBM Leased
Michael Whited, et al – Oil and Gas
CNX Gas Company LLC – Oil, Gas and CBM Leased
Michael Whited – Surface
2.34 Acres 3.9864%

4. Buckhorn Coal Company (H. C. Stuart 405.06 Acre Tract) – Coal
Reserve Coal Properties Company - Below Drainage Coal Leased
Knox Creek Coal Company – Above Drainage Coal Leased
CNX Gas Company LLC – CBM Leased
Gent Enterprises, LLC – Oil and Gas
CNX Gas Company LLC - Oil, Gas and CBM Leased
Michael Whited OR Gent Enterprises, LLC – Surface
8.13 Acres 13.8501%

5. Buckhorn Coal Company (H. C. Stuart 405.06 Acre Tract) – Coal
Reserve Coal Properties Company - Below Drainage Coal Leased
Knox Creek Coal Company – Above Drainage Coal Leased
CNX Gas Company LLC – CBM Leased
Michael Whited, et al – Oil and Gas
CNX Gas Company LLC – Oil, Gas and CBM Leased
Michael Whited – Surface
20.12 Acres 34.2760%

6. Buckhorn Coal Company (Jacob Fuller 453 Acre Tract) - Coal
Knox Creek Coal Corporation - Above Drainage Coal Leased
CNX Gas Company LLC - CBM Leased
Michael Whited, et al – Oil and Gas
CNX Gas Company LLC – Oil, Gas and CBM Leased
Michael Whited – Surface
19.07 Acres 32.4872%

"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."

CNX Gas Company LLC
UNIT AX110
Tract Identifications
(58.70 Acre Unit)

7. Buckhorn Coal Company (Jacob Fuller 453 Acre Tract) - Coal
Knox Creek Coal Corporation - Above Drainage Coal Leased
CNX Gas Company LLC - CBM Leased
Gent Enterprises, LLC - Oil and Gas
CNX Gas Company LLC - Oil, Gas and CBM Leased
Michael Whited OR Gent Enterprises, LLC - Surface
4.69 Acres 7.9898%

"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."

VGOB Disbursement

Unit AX110

VGOB-01-0320-0872-02

Table 1

Tracts: 4, 7

Item	Tract	Disbursement Table	Fractional Ownership in Tract	Net Acreage Ownership in Tract	Royalty Split Agreement	Escrowed Acres Disbursed	Percent of Escrowed Funds Disbursed	Disbursement
Total acreage in escrow before disbursement						12.82000		
4 Tract 4 (total acreage)			8.13					
1	4	Buckhorn Coal Co. P.O. Box 187, Tazewell, VA 24651		8.1300	50.00%	4.0650	31.7083%	\$18,839.77
2	4	Gent Enterprises P.O. Box 330, Honaker, VA 24260		8.1300	50.00%	4.0650	31.7083%	\$18,839.77
7 Tract 7 (total acreage)			4.69					
1	7	Buckhorn Coal Co. P.O. Box 187, Tazewell, VA 24651		4.6900	50.00%	2.3450	18.2917%	\$10,868.21
2	7	Gent Enterprises P.O. Box 330, Honaker, VA 24260		4.6900	50.00%	2.3450	18.2917%	\$10,868.21

Wells contributing to the escrow account: PGP AX110 W/PL

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Exhibit E
Unit AX-110

BOOK 0776 PAGE 0650

Docket #VGOB-01-0320-0872-02
List of Conflicting Owners/Claimants that require escrow

	Acres in Unit	Interest in Unit
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All conflicts resolved. Escrowing no longer required

Exhibit EE
 Unit AX-110
 Docket #VGOB-01-0320-0872-02
 List of Conflicting Owners/Claimants with Royalty Split Agreements

	Acres in Unit	Interest in Unit	Percent of Escrow
Tract #1, 0.11 acres			
COAL OWNERSHIP			
(1) Buckhorn Coal Company <i>(Jacob Fuller 439.04 Acre Tract)</i> P. O. Box 187 Tazewell, VA 24651	0.11 acres	0.1874%	n/a
OIL & GAS OWNERSHIP			
(1) Peggy Rasnake, et al <i>122 Acre Tract - Michael O. Rasnake Heirs</i>	0.11 acres	0.1874%	
(a) Mike O. Rasnake Heirs, Devises, Successors or Assigns			
(a.1) Peggy Rasnake			<i>By Deed of Gift dated October 26, 2012 and Corrective Deed of Gift dated February 11, 2013, Peggy Rasnake, Bobby Rasnake & Donna Whitt assign all their royalty and minerals to Peggy Rasnake for her lifetime. They further convey the remainder to Bobby Rasnake, Donna Whitt, Harold Dye and Deborah Carlock; DB 758/305 (RC).</i>
(a.2) Bobby Lee Rasnake			
(a.3) Donna Jean Whitt			
Peggy Rasnake * 73 Miller Creek Road Honaker, VA 24260	0.11 acres	0.1874%	n/a
<i>* Entitled to a 100% of all royalties and minerals for her lifetime, paid under the terms of the Royalty Agreement</i>			
(b.1) Bobby Lee Rasnake 1233 Miller Creek Rd. Honaker, VA 24260			<i>1/4 Interest subject to the Life Estate of Peggy Rasnake</i>
(b.2) Donna Jean Whitt 6980 Drill Rd. Honaker, VA 24260			<i>1/4 Interest subject to the Life Estate of Peggy Rasnake</i>
(b.3) Harold David Dye 1162 Fescue Road Rowe, VA 24646			<i>1/4 Interest subject to the Life Estate of Peggy Rasnake</i>
(b.4) Deborah Cook Carlock 1394 Elk Garden Road Lebanon, VA 24266			<i>1/4 Interest subject to the Life Estate of Peggy Rasnake</i>
Tract #2, 4.24 acres			
COAL OWNERSHIP			
(1) Buckhorn Coal Company <i>(H.C. Stuart 405.06 Acre Tract)</i> P. O. Box 187 Tazewell, VA 24651	4.24 acres	7.2232%	n/a
OIL & GAS OWNERSHIP			
(1) Peggy Rasnake, et al <i>122 Acre Tract - Michael O. Rasnake Heirs</i>	4.24 acres	7.2232%	
(a) Mike O. Rasnake Heirs, Devises, Successors or Assigns			
(a.1) Peggy Rasnake			<i>By Deed of Gift dated October 26, 2012 and Corrective Deed of Gift dated February 11, 2013, Peggy Rasnake, Bobby Rasnake & Donna Whitt assign all their royalty and minerals to Peggy Rasnake for her lifetime. They further convey the remainder to Bobby Rasnake, Donna Whitt, Harold Dye and Deborah Carlock; DB 758/305 (RC).</i>
(a.2) Bobby Lee Rasnake			
(a.3) Donna Jean Whitt			
Peggy Rasnake * 73 Miller Creek Road Honaker, VA 24260	4.24 acres	7.2232%	n/a
<i>* Entitled to a 100% of all royalties and minerals for her lifetime, paid under the terms of the Royalty Agreement</i>			

Exhibit EE
 Unit AX-110
 Docket #VGOB-01-0320-0872-02
 List of Conflicting Owners/Claimants with Royalty Split Agreements

	Acres in Unit	Interest in Unit	Percent of Escrow
(b.1) Bobby Lee Rasnake 1233 Miller Creek Rd. Honaker, VA 24260		1/4 Interest subject to the Life Estate of Peggy Rasnake	
(b.2) Donna Jean Whitt 6980 Drill Rd. Honaker, VA 24260		1/4 Interest subject to the Life Estate of Peggy Rasnake	
(b.3) Harold David Dye 1162 Fescue Road Rowe, VA 24646		1/4 Interest subject to the Life Estate of Peggy Rasnake	
(b.4) Deborah Cook Carlock 1394 Elk Garden Road Lebanon, VA 24266		1/4 Interest subject to the Life Estate of Peggy Rasnake	

Tract #3, 2.34 acres

COAL OWNERSHIP

(1) Buckhorn Coal Company (H.C. Stuart 405.06 Acre Tract) P. O. Box 187 Tazewell, VA 24651	2.34 acres	3.9864%	n/a
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OIL & GAS OWNERSHIP

(1) (Columbus) Earl Whited Heirs, Devisees, Successors or Assigns	2.34 acres	3.9864%	
(a) Michael Whited PO Box 297 Swords Creek, VA 24696	0.23 acres 1/10 of 2.34 acres	0.3988%	n/a
(b) Ferrell Whited PO Box 1471 Honaker, VA 24260-1471	0.42 acres 9/50 of 2.34 acres	0.7175%	n/a
(c) Herald Whited 120 Clifton Farm Rd. Honaker, VA 24260	0.42 acres 9/50 of 2.34 acres	0.7175%	n/a
(d) Marty Whited PO Box 881 Lebanon, VA 24266-0881	0.42 acres 9/50 of 2.34 acres	0.7175%	n/a
(e) Cathy Darlene Ward 2014 Miller Creek Rd Swords Creek, VA 24649	0.42 acres 9/50 of 2.34 acres	0.7175%	n/a
(f) Melissa Skeens 120 Clifton Farm Rd Honaker, VA 24260	0.42 acres 9/50 of 2.34 acres	0.7175%	n/a

Tract #4, 8.13 acres

COAL OWNERSHIP

(1) Buckhorn Coal Company (H.C. Stuart 405.06 Acre Tract) P. O. Box 187 Tazewell, VA 24651	8.13 acres	13.8501%	31.7083%
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OIL & GAS OWNERSHIP

(1) Gent Enterprises, LLC (50 Acre Tract) P.O. Box 330 Honaker, VA 24260 (Previously listed as a title conflict between Michael Whited, or Gent Enterprises, LLC)	8.13 acres	13.8501%	31.7083%
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Exhibit EE
Unit AX-110
Docket #VGOB-01-0320-0872-02
List of Conflicting Owners/Claimants with Royalty Split Agreements

	Acres in Unit	Interest in Unit	Percent of Escrow
<p><i>Under Case #CL10000662-00, executed May 12, 2011, the Court of Russell County clarified the conveyances from the Rasnakes to the Gents in DB 223/ PG 53, dated 10/26/70 included all right, title in and to the oil, gas, (including coalbed methane gas and deep gas), minerals (other than coal), etc.</i></p> <p><i>Royalties can be paid based on the royalty agreement between Buckhorn / Gent Enterprises</i></p>			
<u>Tract #5, 20.12 acres</u>			
<u>COAL OWNERSHIP</u>			
(1) Buckhorn Coal Company (H.C. Stuart 405.06 Acre Tract) P. O. Box 187 Tazewell, VA 24651	20.12 acres	34.2760%	n/a
<u>OIL & GAS OWNERSHIP</u>			
(1) (Columbus) Earl Whited Heirs, Devisees, Successors or Assigns	20.12 acres	34.2760%	
(a) Michael Whited PO Box 297 Swords Creek, VA 24696	2.01 acres 1/10 of 20.12 acres	3.4276%	n/a
(b) Ferrell Whited PO Box 1471 Honaker, VA 24260-1471	3.62 acres 9/50 of 20.12 acres	6.1697%	n/a
(c) Herald Whited 120 Clifton Farm Rd. Honaker, VA 24260	3.62 acres 9/50 of 20.12 acres	6.1697%	n/a
(d) Marty Whited PO Box 881 Lebanon, VA 24266-0881	3.62 acres 9/50 of 20.12 acres	6.1697%	n/a
(e) Cathy Darlene Ward 2014 Miller Creek Rd Swords Creek, VA 24649	3.62 acres 9/50 of 20.12 acres	6.1697%	n/a
(f) Melissa Skeens 120 Clifton Farm Rd Honaker, VA 24260	3.62 acres 9/50 of 20.12 acres	6.1697%	n/a
<u>Tract #6, 19.07 acres</u>			
<u>COAL OWNERSHIP</u>			
(1) Buckhorn Coal Company (Jacob Fuller 453 Acre Tract) P. O. Box 187 Tazewell, VA 24651	19.07 acres	32.4872%	n/a
<u>OIL & GAS OWNERSHIP</u>			
(1) (Columbus) Earl Whited Heirs, Devisees, Successors or Assigns	19.07 acres	32.4872%	
(a) Michael Whited PO Box 297 Swords Creek, VA 24696	1.91 acres 1/10 of 19.07 acres	3.2487%	n/a
(b) Ferrell Whited PO Box 1471 Honaker, VA 24260-1471	3.43 acres 9/50 of 19.07 acres	5.8477%	n/a
(c) Herald Whited 120 Clifton Farm Rd. Honaker, VA 24260	3.43 acres 9/50 of 19.07 acres	5.8477%	n/a
(d) Marty Whited PO Box 881 Lebanon, VA 24266-0881	3.43 acres 9/50 of 19.07 acres	5.8477%	n/a

Exhibit EE
 Unit AX-110
 Docket #VGOB-01-0320-0872-02
 List of Conflicting Owners/Claimants with Royalty Split Agreements

	Acres in Unit	Interest in Unit	Percent of Escrow
(e) Cathy Darlene Ward 2014 Miller Creek Rd Swords Creek, VA 24649	3.43 acres 9/50 of 19.07 acres	5.8477%	n/a
(f) Melissa Skeens 120 Clifton Farm Rd Honaker, VA 24260	3.43 acres 9/50 of 19.07 acres	5.8477%	n/a

Tract #7, 4.69 acres

COAL OWNERSHIP

(1) Buckhorn Coal Company (Jacob Fuller 453 Acre Tract) P. O. Box 187 Tazewell, VA 24651	4.69 acres	7.9898%	18.2917%
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OIL & GAS OWNERSHIP

(1) Gent Enterprises, LLC (50 Acre Tract) P.O. Box 330 Honaker, VA 24260 (Previously listed as a title conflict between Michael Whited, or Gent Enterprises, LLC)	4.69 acres	7.9898%	18.2917%
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Under Case #CL10000662-00, executed May 12, 2011, the Court of Russell County clarified the conveyances from the Rasnakes to the Gents in DB 223/ PG 53, dated 10/26/70 included all right, title in and to the oil, gas, (including coalbed methane gas and deep gas), minerals (other than coal), etc.

Royalties can be paid based on the royalty agreement between Buckhorn / Gent Enterprises

Total Acreage Resolved	58.70	
Total Percentage Resolved		100.0000%

1401135

VIRGINIA: IN THE OFFICE OF THE CLERK OF THE CIRCUIT OF RUSSELL COUNTY, 6-12 2014. This deed was this day presented in said office, and upon the certificate of acknowledgment thereto annexed, admitted to record at 2:50 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: Sheila Kettler D. CLERK