

VIRGINIA:

BEFORE THE VIRGINIA GAS AND OIL BOARD

IN RE:

SUPPLEMENTAL ORDER REGARDING DOCKET NUMBER
VGOB 08-1021-2346

ELECTIONS: UNIT M(-1)
(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 October 8, 2009 which was recorded at Document #090003217 in the Office of the Clerk of the Circuit Court of Buchanan County, Virginia, on October 20, 2009, (herein "Board Order") and completing the record regarding elections.

Findings: The Board finds that:

The Board Order directed CNX GAS COMPANY LLC (herein A 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 M(-1);

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 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 14 day of July, 2011, by a majority of the Virginia Gas and Oil Board.

Bradley C. Lambert
Chairman, Bradley C. Lambert

DONE AND PERFORMED this 14th day of July, 2011, by Order of the Board.

Rick Cooper
Rick Cooper
(Acting) Principal Executive to the Staff, Virginia Gas and Oil Board

STATE OF VIRGINIA
COUNTY OF RUSSELL

Acknowledged on this 14th day of July, 2011, 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 Chairman of the Virginia Gas and Oil Board, and appeared Rick Cooper, being duly sworn did depose and say that he is Acting Principal Executive to the Staff of the Virginia Gas and Oil Board that they executed the same and were authorized to do so.

Diane J. Davis
Diane 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 M(-1)
VGOB 08-1021-2346 in the Prater District of Buchanan County, 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 CNX Land Resources, 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 October 8, 2009, 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 October 20, 2009;

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 October 8, 2009;

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:

None

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

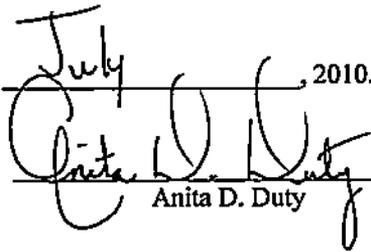
That to the extent any of said persons listed in Exhibit B-2 have rights, interests and claims which are subject to escrow, they should be dismissed as respondents; the Operator requests that the following persons be dismissed as Respondents:

Kilby Boyd, Shelia Miller, Ercil Cook, Robert G. Boyd

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.

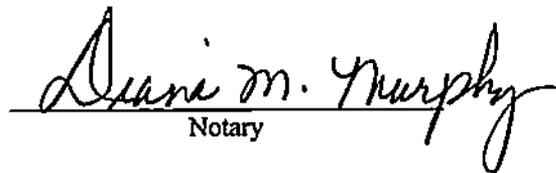
None

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.

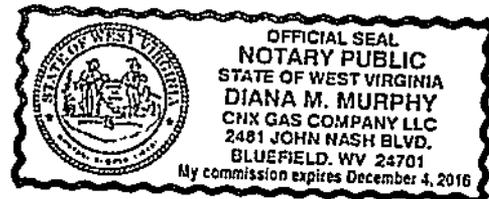
Dated at Bluefield, West Virginia, this 30th day of July, 2010.

Anita D. Duty

STATE OF WEST VIRGINIA
COUNTY OF MERCER

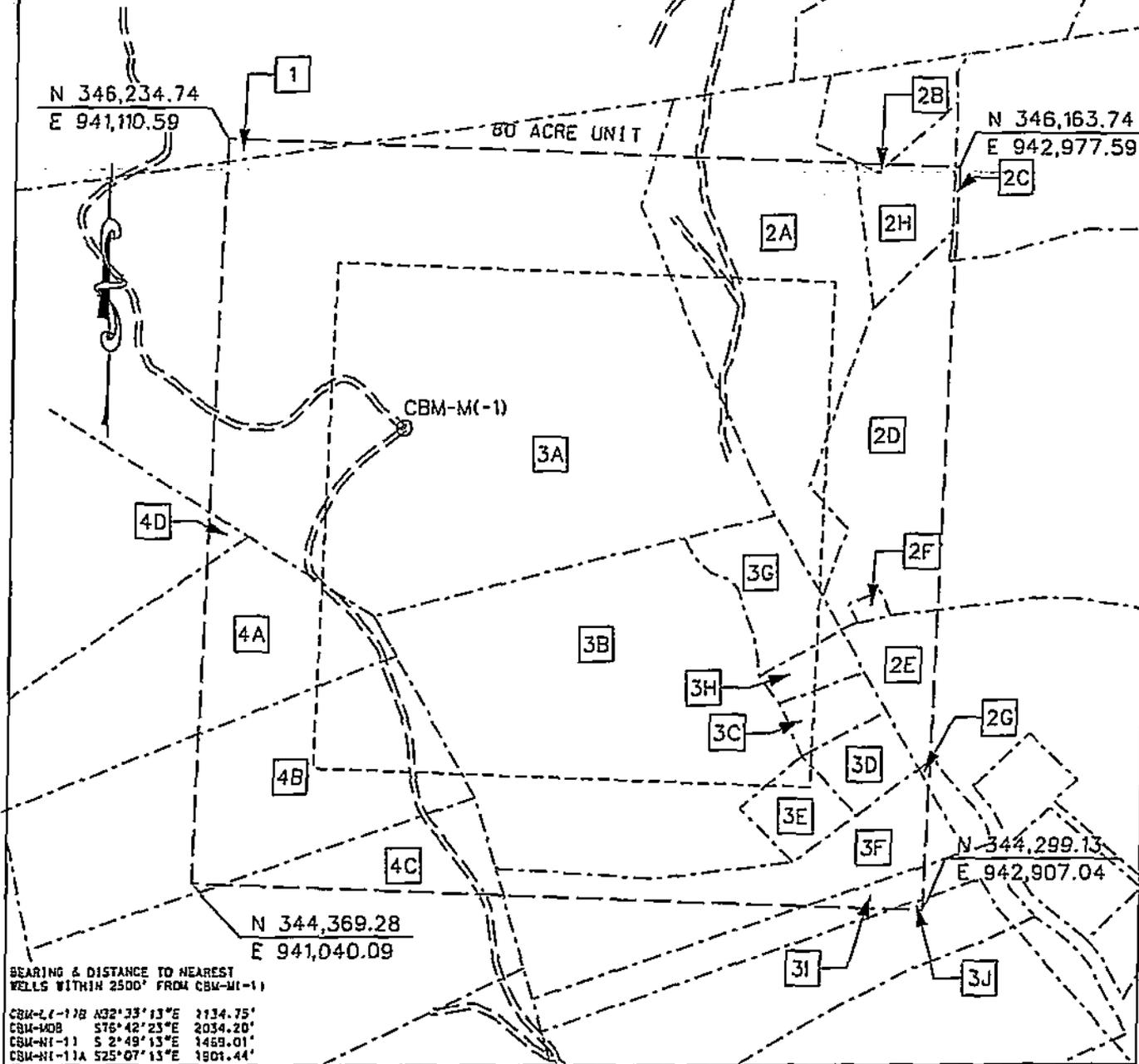
Taken, subscribed and sworn to before me by Anita D. Duty as a Pooling Supervisor for CNX Land Resources, Inc., on behalf of the corporate Designated Operator, this 30th day of July, 2010.


Notary

My commission expires: December 4, 2016



PROPERTY LINES SHOWN ON THIS PLAT WERE TAKEN FROM DEED DESCRIPTIONS AND CHAIN OF TITLE AND DOES NOT REPRESENT A CURRENT FIELD SURVEY.

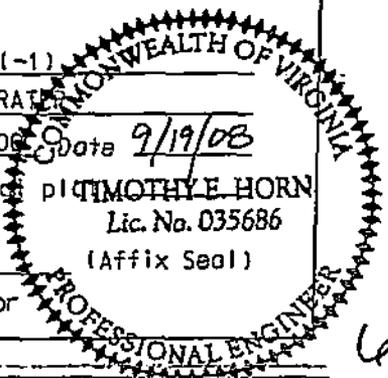


BEARING & DISTANCE TO NEAREST WELLS WITHIN 2500' FROM CBM-M(-1)

CBM-L-17B	A32°33'13"E	2134.75'
CBM-M0B	S76°42'23"E	2034.20'
CBM-M1-11	S 2°49'13"E	1469.01'
CBM-M1-11A	S25°07'13"E	1901.44'

EXHIBIT A
 DAKWOOD FIELD
 UNIT M(-1)
 FORCE POOLING
 VGOB-08-1021-2346

Company CNX Gas Company LLC Well Name and Number UNIT M(-1)
 Tract No. _____ Elevation _____ Quadrangle PRATER
 County BUCHANAN District PRATER Scale: 1" = 400' Date 9/19/08
 This plat is a new plat _____ ; an updated plat X ; or a final plat TIMOTHY E HORN
 Form DGO-GO-7 _____ Lic. No. 035686
 Rev. 9/91 _____ (Affix Seal)
 Licensed Professional Engineer or Licensed Land Surveyor



CNX Gas Company LLC
Unit M (-1)
Tract Identifications

1. Consolidation Coal Company (105.53 Acre Tract) – Coal
Island Creek Coal Company – Below Tiller Seam Coal Leased
Jewell Smokeless Coal Corporation – Above Tiller Seam Coal Leased
Plum Creek Timber Company, LP – Oil and Gas
Island Creek Coal Company /Consol Energy Inc. – Surface Owner
0.22 Acres 0.2750%

2. Consolidation Coal Company, et al Big Vein Tr. 59 (312.40 Acre Tract) – All Minerals except Oil and Gas
Island Creek Coal Company/Consol Energy, Inc. – Coal below the Tiller Seam Leased
Jewell Smokeless Coal Corp. – Tiller and Above Coal Leased
Plum Creek Timberlands, L.P., et al – Oil, Gas and CBM
CNX Gas Company LLC – CBM Leased
16.32 Acres 20.4000%

- 2A. Harold G. Looney, et ux - Surface
2B. Joe E. Deel, et ux - Surface
2C. Unknown Surface Owner
2D. Ollie Looney - Surface
2E. Terry L. Owens - Surface
2F. Gary L. Deel - Surface
2G. Harold M. Deel, et ux - Surface
2H. Charlie D. Bishop, et ux – Surface

3. Josephine Boyd Heirs, et al (F.M.F Boyd Heirs, et al – 86.00 Acre Tract) – Coal (Except % of Widow Kennedy and Above Coal Seams)
Rual Fuller/National Energy Corp. (%) of Widow Kennedy and Above Coal Seams
Island Creek Coal Company/Consol Energy, Inc. – Coal Below Tiller Seam (94.44%) Leased
Alpha Land and Reserves, LLC – (%) Coal in Blair Seam and Above Leased
Josephine Boyd Heirs, et al (F.M.F Boyd Heirs, et al) – Oil and Gas (97.88% Ownership)
CNX Gas Company LLC – Oil and Gas (2.1180% Ownership)
CNX Gas Company LLC – (93.4670%) Oil, Gas and CBM Leased
52.15 Acres 65.1875%

- 3A. Mary Ruth Owens, et al - Surface
3B. Prncie Deel - Surface
3C. Willard Deel, et ux - Surface
3D. Unknown Surface Owner
3E. Kermes Deel - Surface
3F. Harold M. Deel, et ux - Surface
3G. James Fuller, et ux - Surface
3H. Unknown Surface Owner
3I. Harold M. Deel, et ux - Surface
3J. Robert H. Deel - Surface

4. Bran Investments, LLC, et al (263.47 Acre Tract) – Coal Below Drainage, Oil and Gas
Bran Investments, LLC, et al – Coal Above Drainage
Island Creek Coal Company/Consol Energy Inc. – Coal Below Tiller Seam Leased
Jewell Smokeless Coal Corporation – Coal Above Drainage Leased
CNX Gas Company LLC – CBM Leased
11.31 Acres 14.1375%

- 4A. Estel K. Coleman - Surface
4B. Beecher R. Coleman - Surface
4C. Omer Coleman, et ux - Surface
4D. Unknown Surface Owner

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Exhibit B-2
Unit M(-1)
Docket #VGOB 08-1021-2346
List of Respondants to be Added and/or Dismissed

	Acres in Unit	Percent of Unit	Reason for Dismissal	Reason for Addition
I. COAL OWNERSHIP				
<u>Tract #3, 52.15 acres</u>				
(1) F.M.F. Boyd Heirs, Devisees, Successors or Assigns, et al. (86 Acre Tract)	52.15 acres	65.1875%		
(1) Marion Boyd Heirs, Devisees, Successors or Assigns				
(a) Kilby Boyd Heirs, Devisees Successors or Assigns	<i>1/147 interest deeded to Clyde Boyd</i>		Deceased	
(b) Clyde Boyd P.O. Box 403 Clinchco, VA 24226	0.71 acres 2/147 of 52.15 acres	0.8869%		Heir
(5) Marion Rendue Boyd Heirs, Devisees, Successors or Assigns				
(e) Ada Neil Stiltner Heirs, Devisees, Successors or Assigns				
(e.3) Shelia Miller 4138 Bloomingdale Rd. Kingsport, TN 37660	0.12 acres 1/432 of 52.15 acres	0.1509%	Leased	
(j) Mary Boyd Cook Heirs, Devisees, Successors or Assigns				
(j.4) Ercil Cook Heirs, Devisees, Successors or Assigns (1/288)			Deceased	
(j.4.1) Mark Cook PO Box 1732 Honaker, VA 24260	0.06 acres 1/864 of 52.15 acres	0.0754%		Heir
(j.4.1) Ercil Cook, Jr. 401 Chalan Guma Yuus Court Sinaja, Guam 96926	0.06 acres 1/864 of 52.15 acres	0.0754%		Heir
(j.4.1) Ursula Cook <i>Address Unknown</i>	0.06 acres 1/864 of 52.15 acres	0.0754%		Heir
(l) Ardue Guy Boyd Heirs, Devisees, Successors or Assigns				
(l.11) Robert G. Boyd 1082 Ardue and Jane Rd. Vansant, VA 24656	0.06 acres 1/864 of 52.15 acres	0.0754%	Leased	
II. OIL & GAS OWNERSHIP				
<u>Tract #3, 52.15 acres</u>				
(1) F.M.F. Boyd Heirs, Devisees, Successors or Assigns, et al. (86 Acre Tract)	52.15 acres	65.1875%		
(1) Marion Boyd Heirs, Devisees, Successors or Assigns				
(a) Kilby Boyd Heirs, Devisees Successors or Assigns	<i>1/147 interest deeded to Clyde Boyd</i>		Deceased	
(b) Clyde Boyd P.O. Box 403 Clinchco, VA 24226	0.71 acres 2/147 of 52.15 acres	0.8869%		Heir

Exhibit B-2
Unit M(-1)
Docket #VGOB 08-1021-2346
List of Respondants to be Added and/or Dismissed

	Acres in Unit	Percent of Unit	Reason for Dismissal	Reason for Addition
(5) Marion Rendue Boyd Heirs, Devisees, Successors or Assigns				
(e) Ada Nell Stiltner Heirs, Devisees, Successors or Assigns				
(e.3) Sheila Miller 4138 Bloomingdale Rd. Kingsport, TN 37660	0.12 acres 1/432 of 52.15 acres	0.1509%	Leased	
(j) Mary Boyd Cook Heirs, Devisees, Successors or Assigns				
(j.4) Ercil Cook Heirs, Devisees, Successors or Assigns (1/288)			Deceased	
(j.4.1) Mark Cook PO Box 1732 Honaker, VA 24260	0.06 acres 1/864 of 52.15 acres	0.0754%		Heir
(j.4.1) Ercil Cook, Jr. 401 Chalan Guma Yuus Court Sinaja, Guam 96926	0.06 acres 1/864 of 52.15 acres	0.0754%		Heir
(j.4.1) Ursula Cook <i>Address Unknown</i>	0.06 acres 1/864 of 52.15 acres	0.0754%		Heir
(l) Ardue Guy Boyd Heirs, Devisees, Successors or Assigns				
(l.11) Robert G. Boyd 1082 Ardue and Jane Rd. Vansant, VA 24656	0.06 acres 1/864 of 52.15 acres	0.0754%	Leased	

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Exhibit B-3
Unit M(-1)
Docket #VGOB 08-1021-2346
List of all Unleased Owners/Claimants

	Acres in Unit	Percent of Unit
I. COAL OWNERSHIP		
<u>Tract #3, 52.15 acres</u>		
(1) F.M.F. Boyd Heirs, Devisees, Successors or Assigns, et al. (86 Acre Tract)	52.15 acres	65.1875%
(1) Marion Boyd Heirs, Devisees, Successors or Assigns		
(a) Kilby Boyd Heirs, Devisees Successors or Assigns	<i>1/147 interest deeded to Clyde Boyd</i>	
(b) Clyde Boyd P.O. Box 403 Clinchco, VA 24226	0.71 acres 2/147 of 52.15 acres	0.8869%
(5) Marion Rendue Boyd Heirs, Devisees, Successors or Assigns		
(c) Leah Vernie Baldwin Heirs, Devisees, Successors or Assigns		
(c.2) Opal Mattie Hunt 263 Donna Ave Morgantown, WV 26508	0.06 acres 1/864 of 52.15 acres	0.0754%
(c.6) Laura Virginia Manier 4022 Leemaster Drive Vansant, VA 24656	0.06 acres 1/864 of 52.15 acres	0.0754%
(c.7) Henry Nathan Baldwin, Jr. 403 Surface Dr. Tazewell, VA 24651	0.06 acres 1/864 of 52.15 acres	0.0754%
(c.11) James Curtis Baldwin 1261 Baldwin Rd. Vansant, VA 24656	0.14 acres 7/2592 of 52.15 acres	0.1760%
(j) Mary Boyd Cook Heirs, Devisees, Successors or Assigns		
(j.2) Lloyd Cook Rt.5 Box 535 Grundy, VA 24614	0.18 acres 1/288 of 52.15 acres	0.2263%
(j.4) Ercil Cook Heirs, Devisees, Successors or Assigns (1/288)		
(j.4.1) Mark Cook PO Box 1732 Honaker, VA 24260	0.06 acres 1/864 of 52.15 acres	0.0754%
(j.4.1) Ercil Cook, Jr. 401 Chelan Guma Yuus Court Sinaja, Guam 96926	0.06 acres 1/864 of 52.15 acres	0.0754%
(j.4.1) Ursula Cook <i>Address Unknown</i>	0.06 acres 1/864 of 52.15 acres	0.0754%
(i) Ardue Guy Boyd Heirs, Devisees, Successors or Assigns		
(i.6) Estil Boyd Heirs, Devisees, Successors or Assigns		
(i.6.1) Katherine Boyd 116 Villa Lane Taylorsville, NC 28581	0.06 acres 1/864 of 52.15 acres	0.0754%

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Exhibit B-3
Unit M(-1)
Docket #VGOB 08-1021-2346
List of all Unleased Owners/Claimants

	Acres in Unit	Percent of Unit
(9) Leah Victoria Barton Heirs, Devisees, Successors or Assigns		
(a) Rual Fuller Heirs, Devisees, Successors or Assigns		
<i>*Note: Rual Fuller did not purchase the additional interests of the owners shown in red below in the 105 and 81 acre tracts.</i>		
(b) Hazel Barton Heirs, Devisees, Successors or Assigns		
(b.1) Henry M. Barton P.O. Box 165 Vansant, VA 24656	0.10 acres 1/539 of 6.28 acres	0.1209%
(d) Marvin Barton 127 Vine Drive Yorktown, VA 23692	0.10 acres 1/539 of 6.28 acres	0.1209%
<u>Tract #4, 11.31 acres</u>		
(1) Bran Investments, LLC, et al. (aka Florence E. Walker, et al.) (263.47 Acre Tract)	11.31 acres	14.1375%
(b) Curtis W. Humphry Heirs, Devisees, Successors or Assigns		
(b.1) Carol C. Welch 134 Little John Road Williamsburg, VA 23185	1.18 acres 5/48 of 11.31 acres	1.4727%
(b.2) Mark Welch 113 Holdsworth Road Williamsburg, VA 23185	1.18 acres 5/48 of 11.31 acres	1.4727%
II. <u>OIL & GAS OWNERSHIP</u>		
<u>Tract #3, 52.15 acres</u>		
(1) F.M.F. Boyd Heirs, Devisees, Successors or Assigns, et al. (86 Acre Tract)	52.15 acres	65.1875%
(1) Marion Boyd Heirs, Devisees, Successors or Assigns		
(a) Kilby Boyd Heirs, Devisees Successors or Assigns	<i>1/147 interest deeded to Clyde Boyd</i>	
(b) Clyde Boyd P.O. Box 403 Clinchco, VA 24226	0.71 acres 2/147 of 52.15 acres	0.8869%
(5) Marion Rendue Boyd Heirs, Devisees, Successors or Assigns		
(c) Leah Vernie Baldwin Heirs, Devisees, Successors or Assigns		
(c.2) Opal Mattie Hunt 263 Donna Ave Morgantown, WV 26508	0.06 acres 1/864 of 52.15 acres	0.0754%
(c.6) Laura Virginia Manier 4022 Leemaster Drive Vansant, VA 24656	0.06 acres 1/864 of 52.15 acres	0.0754%
(c.7) Henry Nathan Baldwin, Jr. 403 Surface Dr. Tazewell, VA 24651	0.06 acres 1/864 of 52.15 acres	0.0754%

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Exhibit B-3
Unit M(-1)
Docket #VGOB 08-1021-2346
List of all Unleased Owners/Claimants

	Acres in Unit	Percent of Unit
(c.11) James Curtis Baldwin 1261 Baldwin Rd. Vansant, VA 24656	0.14 acres 7/2592 of 52.15 acres	0.1760%
(j) Mary Boyd Cook Heirs, Devisees, Successors or Assigns		
(j.2) Lloyd Cook Rt.5 Box 535 Grundy, VA 24614	0.18 acres 1/288 of 52.15 acres	0.2263%
(j.4) Ercil Cook Heirs, Devisees, Successors or Assigns (1/288)		
(j.4.1) Mark Cook PO Box 1732 Honaker, VA 24260	0.06 acres 1/864 of 52.15 acres	0.0754%
(j.4.1) Ercil Cook, Jr. 401 Chalan Guma Yuus Court Sinaja, Guam 96926	0.06 acres 1/864 of 52.15 acres	0.0754%
(j.4.1) Ursula Cook <i>Address Unknown</i>	0.06 acres 1/864 of 52.15 acres	0.0754%
(l) Ardue Guy Boyd Heirs, Devisees, Successors or Assigns		
(l.6) Estil Boyd Heirs, Devisees, Successors or Assigns		
(l.6.1) Katherine Boyd 116 Villa Lane Taylorsville, NC 28681	0.06 acres 1/864 of 52.15 acres	0.0754%
(9) Leah Victoria Barton Heirs, Devisees, Successors or Assigns		
(a) Rual Fuller Heirs, Devisees, Successors or Assigns		
<i>*Note: Rual Fuller did not purchase the additional interests of the owners shown in red below in the 105 and 81 acre tracts</i>		
(b) Hazel Barton Heirs, Devisees, Successors or Assigns		
(b.1) Henry M. Barton P.O. Box 165 Vansant, VA 24656	0.10 acres 1/539 of 6.28 acres	0.1209%
(d) Marvin Barton 127 Vine Drive Yorktown, VA 23692	0.10 acres 1/539 of 6.28 acres	0.1209%
<u>Tract #4, 11.31 acres</u>		
(f) Bran Investments, LLC, et al. (aka Florence E. Walker, et al.) (263 47 Acre Tract)	11.31 acres	14.1375%
(b) Curtis W. Humphry Heirs, Devisees, Successors or Assigns		
(b.1) Carol C. Welch 134 Little John Road Williamsburg, VA 23185	1.18 acres 5/48 of 11.31 acres	1.4727%
(b.2) Mark Welch 113 Holdsworth Road Williamsburg, VA 23185	1.18 acres 5/48 of 11.31 acres	1.4727%

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BD

\$23

INSTRUMENT #110001766
RECORDED IN THE CLERK'S OFFICE OF
BUCHANAN COUNTY ON
JULY 27, 2011 AT 01:37PM

BEVERLY S. TILLER, CLERK
RECORDED BY: GGB