

VIRGINIA:

BEFORE THE VIRGINIA GAS AND OIL BOARD

IN RE:

SUPPLEMENTAL ORDER REGARDING DOCKET NUMBER
VGOB 08-1021-2349

ELECTIONS: UNIT AZ-134
(herein Subject Drilling Unit)

TAX MAP IDENTIFICATION NUMBERS:

Tax map identification numbers for all parcels affected by this order are shown on Exhibit marked "Tract Identifications" which is attached to and a part of this order.

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 in Deed Book 1069 Page 0097 in the Office of the Clerk of the Circuit Court of Tazewell County, Virginia, on January 20, 2010, (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 AZ-134;

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 3 day of August, 2010, by a majority of the Virginia Gas and Oil Board.

Bradley C. Lambert
Chairman, Bradley C. Lambert

DONE AND PERFORMED THIS 3rd day of August, 2010, by Order of the Board.

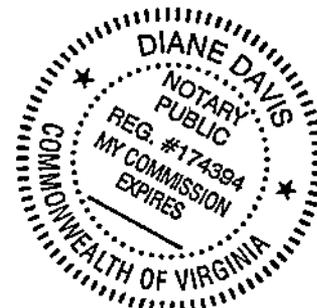
Rick Cooper
David E. Asbury, Jr. / Rick Cooper
Principal Executive to the Staff of the Board

STATE OF VIRGINIA
COUNTY OF RUSSELL

Acknowledged on this 3rd day of August, 2010, 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 David E. Asbury Jr., 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 were authorized to do so.

Diane J. Davis
Diane J. Davis, Notary
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 AZ-134
VGOB 08-1021-2349 in the Maiden Springs District of Tazewell 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 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 January 20, 2010;

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:

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

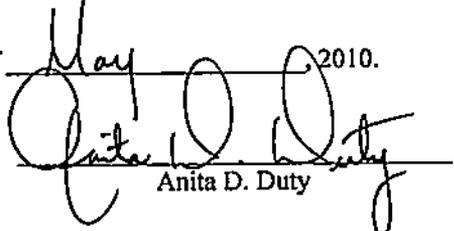
That to the extent any of said persons listed in Exhibit B-2 have rights, interests and claims which are subject to escrow, they should be dismissed as respondents; the Operator requests that the following persons be dismissed as Respondents:

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.

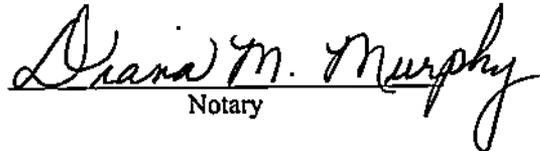
None

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.

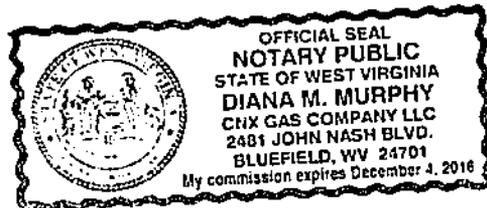
Dated at Bluefield, West Virginia, this 13th day of May, 2010.

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 13th day of May, 2010.

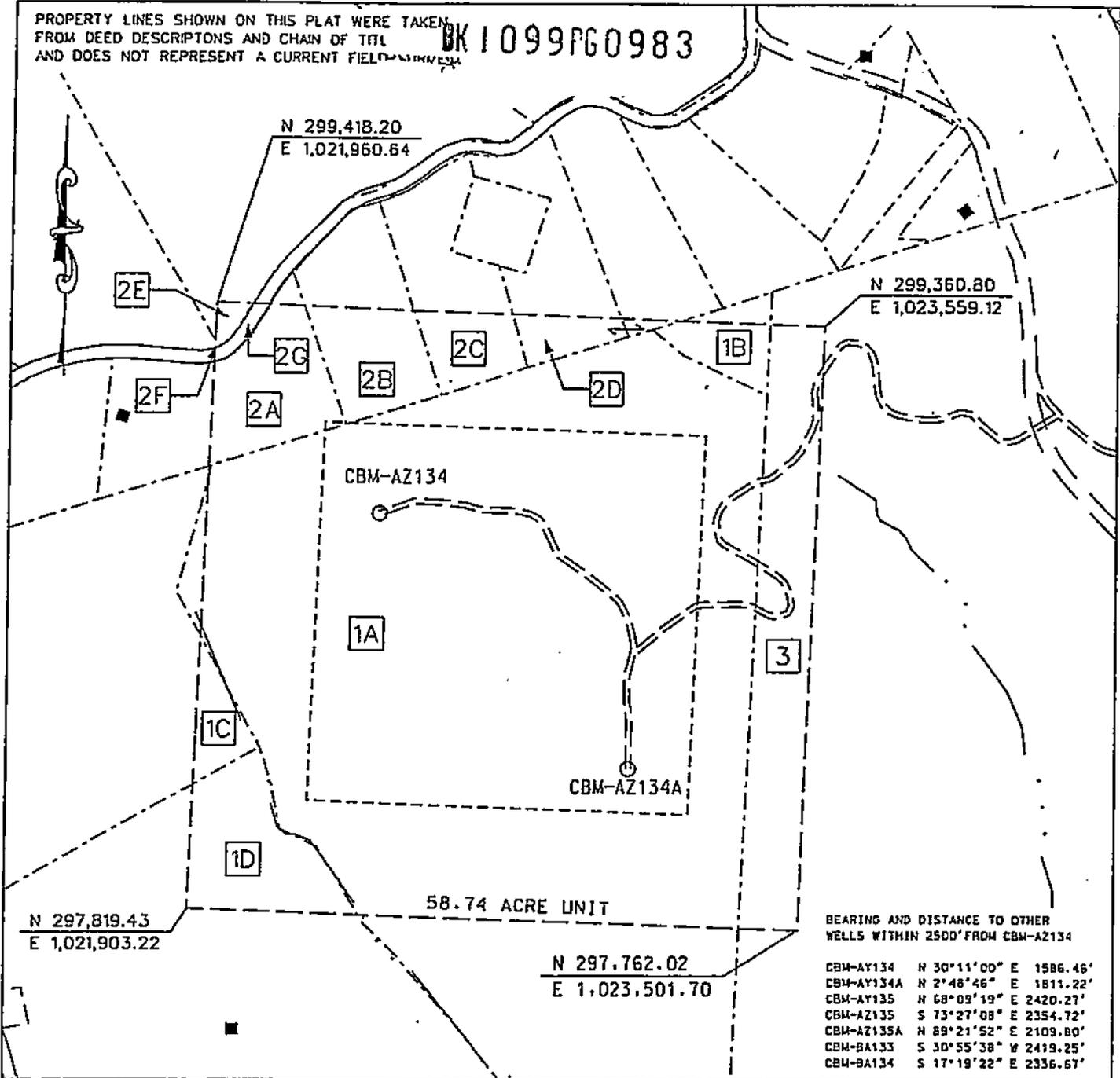

Notary

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

BK 1099PG0983



BEARING AND DISTANCE TO OTHER WELLS WITHIN 2500' FROM CBM-AZ134

CBM-AY134	N 30°11'00" E	1586.46'
CBM-AY134A	N 2°48'46" E	1811.22'
CBM-AY135	N 68°09'19" E	2420.27'
CBM-AZ135	S 73°27'08" E	2354.72'
CBM-AZ135A	N 89°21'52" E	2109.80'
CBM-BA133	S 30°55'38" W	2419.25'
CBM-BA134	S 17°19'22" E	2336.67'

EXHIBIT A
MIDDLE RIDGE FIELD
UNIT AZ134
FORCE POOLING
VGOB-08-1021-2349

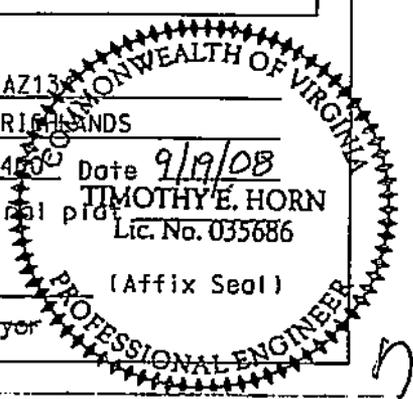
Company CNX Gas Company LLC Well Name and Number UNIT AZ134
 Tract No. _____ Elevation _____ Quadrangle RICHMOND
 County TAZEWELL District MAIDEN SPRINGS Scale: 1" = 400' Date 9/19/08
 This plat is a new plat _____ ; an updated plat X ; or a final plat _____

TIMOTHY E. HORN
Lic. No. 035686

Form DGO-GO-7
Rev. 9/91

[Signature]
Licensed Professional Engineer or Licensed Land Surveyor

(Affix Seal)



CNX Gas Company LLC

Unit AZ 134

Tract Identifications

1. Coal Creek Coal Company, Tr. 6 (George W. Lockhart 278 Acre Tract) – All Minerals
Reserve Coal Properties Company – All Coal Leased
Knox Creek Coal Company – Coal in Tiller Seam Subleased
CNX Gas Company LLC – Oil, Gas and CBM Leased
47.27 Acres 80.4733%
- 1A. Coal Creek Coal Company – Surface Owner (Tax Map: 104A Parcel 37)
1B. Lee Keen, et ux – Surface Owner (Tax Map: 104A Parcel 38)
1C. Milford E. Pruitt, et al – Surface Owner (Tax Map: 104A Parcel 6A)
1D. Allen L. Pruitt, et al – Surface Owner (Tax Map: 104A Parcel 11)
- 2A. Coal Creek Coal Company, Tr. 3 (Robert D. Smith 620 Acre Tract) – Coal
Reserve Coal Properties Company – All Coal Leased
Knox Creek Coal Company – Coal in Tiller Seam Subleased
CNX Gas Company LLC – CBM Leased (Coal Owner's Claim)
Ellery K. Smith – Surface and All Minerals except Coal
(Tax Map: 104A Parcel F)
2.23 Acres 3.7964%
- 2B. Coal Creek Coal Company, Tr. 3 (Robert D. Smith 620 Acre Tract) – Coal
Reserve Coal Properties Company – All Coal Leased
Knox Creek Coal Company – Coal in the Tiller Seam Subleased
CNX Gas Company LLC – CBM Leased (Coal Owner's Claim)
Deborah S. Arms – Surface and all Minerals except Coal
(Tax Map: 104A Parcel E)
1.70 Acres 2.8941%
- 2C. Coal Creek Coal Company, Tr. 3 (Robert D. Smith 620 Acre Tract) – Coal
Reserve Coal Properties Company – All Coal Leased
Knox Creek Coal Company – Coal in the Tiller Seam Subleased
CNX Gas Company LLC – CBM Leased (Coal Owner's Claim)
Gary M. Smith – Surface and All Minerals except Coal
(Tax Map: 104A Parcel D)
1.04 Acres 1.7705%
- 2D. Coal Creek Coal Company, Tr. 3 (Robert D. Smith 620 Acre Tract) – Coal
Reserve Coal Properties Company – All Coal Leased
Knox Creek Coal Company – Coal in the Tiller Seam Subleased
CNX Gas Company LLC – CBM Leased (Coal Owner's Claim)
Larry Lovell Smith – Surface and All Minerals except Coal
(Tax Map: 104A Parcel C and 104A Parcel B)
0.71 Acres 1.2087%
- 2E. Coal Creek Coal Company, Tr. 3 (Robert D. Smith 620 Acre Tract) – Coal
Reserve Coal Properties Company – All Coal Leased
Knox Creek Coal Company – Coal in the Tiller Seam Subleased
CNX Gas Company LLC – CBM Leased (Coal Owner's Claim)
N.R.L.L. East, LLC – Oil and Gas
Suresh Parashar – Surface Owner
(Tax Map: 85A Parcel 50)
0.16 Acres 0.2724%
- 2F. Coal Creek Coal Company, Tr. 3 (Robert D. Smith 620 Acre Tract) – Coal
Reserve Coal Properties Company – All Coal Leased

CNX Gas Company LLC**Unit AZ 134****Tract Identifications**

- Knox Creek Coal Company – Coal in the Tiller Seam Subleased
CNX Gas Company LLC – CBM Leased (Coal Owner's Claim)
Billy E. Shelton, et ux – Surface and all Minerals except Coal
(Tax Map: 85A Parcel 51)
0.01 Acres 0.0170%**
- 2G. Coal Creek Coal Company, Tr. 3 (Robert D. Smith 620 Acre Tract) – Coal
Reserve Coal Properties Company – All Coal Leased
Knox Creek Coal Company – Coal in the Tiller Seam Subleased
CNX Gas Company LLC – CBM Leased (Coal Owner's Claim)
Commonwealth of Virginia – Surface and all Minerals except Coal
(Tax Map: 85A Parcel 51)
0.16 Acres 0.2724%**
- 3. Coal Creek Coal Company, Tr. 5 (May-Painter 206 Acre Tract) - Fee
Reserve Coal Properties Company – All Coal Seams Leased
Knox Creek Coal Corporation – Coal in Tiller Seam Subleased
CNX Gas Company LLC – Oil, Gas and CBM Leased
(Tax Map: 104A Parcel 43)
5.46 acres 9.2952%**

Exhibit B-9
 Unit AZ-134
 Docket #VGOB 08-1021-2349
 List of Unleased Owners/Claimants
 (58.74 Acre Unit)

BK 1099PG0986

	Acres in Unit	Interest in Unit
II. OIL & GAS OWNERSHIP		
<u>Tract #2A, 2.23 acres</u>		
(1) Ellery K. Smith P.O. Box 1045 Raven, VA 24639	2.23 acres	3.7964%
<u>Tract #2B, 1.70 acres</u>		
(1) Deborah S. Arms 20 Hill Creek Road Richlands, VA 24641	1.70 acres	2.8941%
<u>Tract #2C, 1.04 acres</u>		
(1) Gary M. Smith PO Box 203 Raven, VA 24639	1.04 acres	1.7705%
<u>Tract #2D, 0.71 acres</u>		
(1) Larry L. Smith 21258 Capri Avenue Abingdon, VA 24211	0.71 acres	1.2087%
<u>Tract #2E, 0.16 acres</u>		
(1) N.R.L.L. East, LLC 1 Mauchly Irvine, CA 92618	0.16 acres	0.2724%
<u>Tract #2F, 0.01 acres</u>		
(1) Billy E. & Dinah A. Shelton 115 Bobcat Lane Raven, VA 24639	0.01 acres	0.0170%
<u>Tract #2G, 0.16 acres</u>		
(1) Commonwealth of Virginia Department of Transportation 870 Bonham Rd. Bristol, VA 24201-2002	0.16 acres	0.2724%

Exhibit E
 Unit AZ-134
 Docket #VGOB 08-1021-2349
 List of Conflicting Owners/Claimants that require escrow
 (58.74 Acre Unit)

	Acres in Unit	Interest in Unit
<u>Tract #2A, 2.23 acres</u>		
<u>COAL OWNERSHIP</u>		
(1) Coal Creek Coal Company, Tr.3 (Robert D. Smith 620 Acre Tract) P.O. Box 323 Tazewell, VA 24651	2.23 acres	3.7964%
<u>OIL & GAS OWNERSHIP</u>		
(1) Ellery K. Smith P.O. Box 1045 Raven, VA 24639	2.23 acres	3.7964%
<u>Tract #2B, 1.70 acres</u>		
<u>COAL OWNERSHIP</u>		
(1) Coal Creek Coal Company, Tr.3 (Robert D. Smith 620 Acre Tract) P.O. Box 323 Tazewell, VA 24651	1.70 acres	2.8941%
<u>OIL & GAS OWNERSHIP</u>		
(1) Deborah S. Arms 20 Hill Creek Road Richlands, VA 24641	1.70 acres	2.8941%
<u>Tract #2C, 1.04 acres</u>		
<u>COAL OWNERSHIP</u>		
(1) Coal Creek Coal Company, Tr.3 (Robert D. Smith 620 Acre Tract) P.O. Box 323 Tazewell, VA 24651	1.04 acres	1.7705%
<u>OIL & GAS OWNERSHIP</u>		
(1) Gary M. Smith PO Box 203 Raven, VA 24639	1.04 acres	1.7705%
<u>Tract #2D, 0.71 acres</u>		
<u>COAL OWNERSHIP</u>		
(1) Coal Creek Coal Company, Tr.3 (Robert D. Smith 620 Acre Tract) P.O. Box 323 Tazewell, VA 24651	0.71 acres	1.2087%
<u>OIL & GAS OWNERSHIP</u>		
(1) Larry L. Smith 21258 Capri Avenue Abingdon, VA 24211	0.71 acres	1.2087%
<u>Tract #2E, 0.16 acres</u>		
<u>COAL OWNERSHIP</u>		
(1) Coal Creek Coal Company, Tr.3 (Robert D. Smith 620 Acre Tract) P.O. Box 323 Tazewell, VA 24651	0.16 acres	0.2724%

A

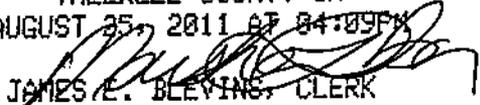
BK 1099760988

Exhibit E
Unit AZ-134

Docket #VGOB 08-1021-2349

List of Conflicting Owners/Claimants that require escrow
(58.74 Acre Unit)

	Acres in Unit	Interest in Unit
<u>OIL & GAS OWNERSHIP</u>		
(1) N.R.L.L. East, LLC 1 Mauchly Irvine, CA 92618	0.16 acres	0.2724%
<u>Tract #2F, 0.01 acres</u>		
<u>COAL OWNERSHIP</u>		
(1) Coal Creek Coal Company, Tr.3 (Robert D. Smith 620 Acre Tract) P.O. Box 323 Tazewell, VA 24651	0.01 acres	0.0170%
<u>OIL & GAS OWNERSHIP</u>		
(1) Billy E. & Dinah A. Shelton 115 Bobcat Lane Raven, VA 24639	0.01 acres	0.0170%
<u>Tract #2G, 0.16 acres</u>		
<u>COAL OWNERSHIP</u>		
(1) Coal Creek Coal Company, Tr.3 (Robert D. Smith 620 Acre Tract) P.O. Box 323 Tazewell, VA 24651	0.16 acres	0.2724%
<u>OIL & GAS OWNERSHIP</u>		
(1) Commonwealth of Virginia Department of Transportation 870 Bonham Rd. Bristol, VA 24201-2002	0.16 acres	0.2724%

INSTRUMENT #110002836
RECORDED IN THE CLERK'S OFFICE OF
TAZEWELL COUNTY ON
AUGUST 25, 2011 AT 04:09PM

JAMES E. BLEVINS, CLERK
RECORDED BY: MLT

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