

VIRGINIA:

BEFORE THE VIRGINIA GAS AND OIL BOARD

IN RE:

SUPPLEMENTAL ORDER REGARDING DOCKET NUMBER
VGOB 13-0917-4023

ELECTIONS: UNIT BI-115 (*Wells BI-115 & BI-115A*)
(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 22, 2013 which was recorded at Deed Book 772, Page 238 in the Office of the Clerk of the Circuit Court of Russell County, Virginia, on January 31, 2014, (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 BI-115;

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: 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 29 day of May, 2014 by a majority of the Virginia Gas and Oil Board.

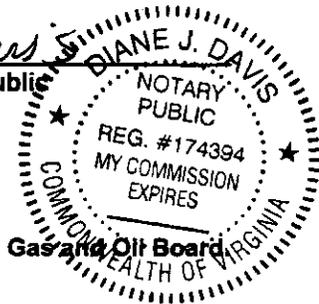
Bradley C. Lambert

Chairman, Bradley C. Lambert

COMMONWEALTH OF VIRGINIA
COUNTY OF RUSSELL

Acknowledged on this 29th 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 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

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 BI-115
VGOB 13-0917-4023 in the New Garden District of Russell 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 Gas Company 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 October 22, 2013, 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 January 31, 2014;

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 22, 2013;

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

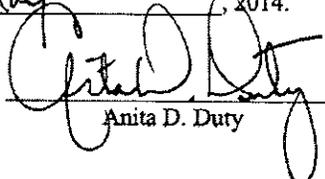
That to the extent any of said persons listed in Exhibit B-2 have rights, interests and claims which are subject to escrow, they should be dismissed as respondents; the Operator requests that the following persons be dismissed as Respondents:

Tommy Worley

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.

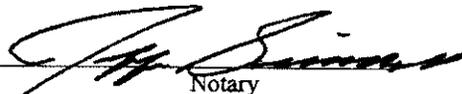
None

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.

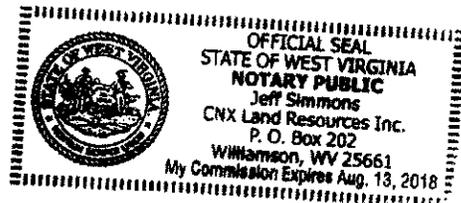
Dated at Bluefield, West Virginia, this 16th day of May, 2014.

Anita D. Duty

STATE OF WEST VIRGINIA
COUNTY OF MERCER

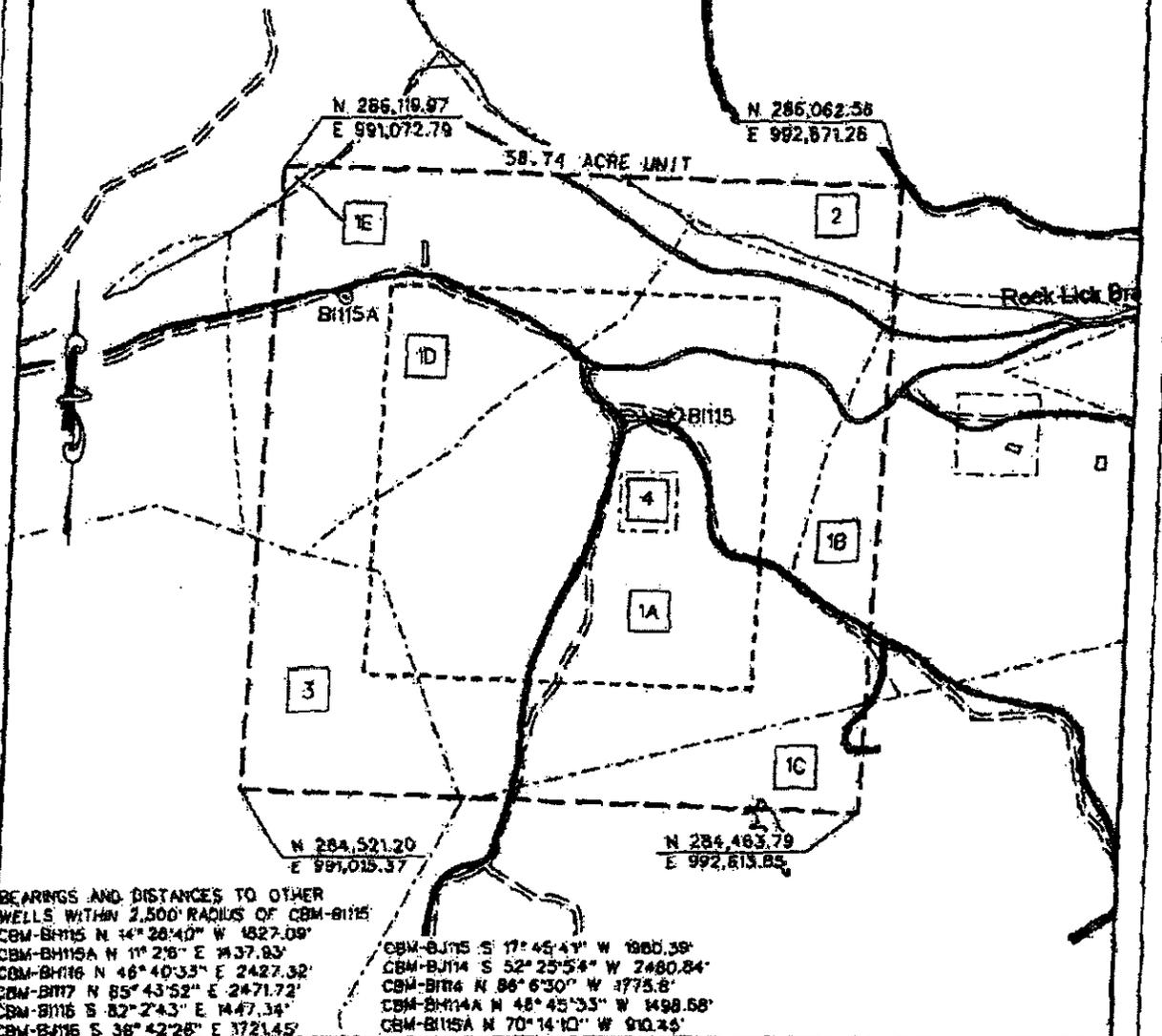
Taken, subscribed and sworn to before me by Anita D. Duty as a Pooling Supervisor for CNX Land LLC on behalf of the corporate Designated Operator, this 16th day of May, 2014.


Notary

My commission expires: August 13, 2018.



Property lines shown on this plat were provided by CNX Gas Company LLC and were taken from deed descriptions and copies of title of records. 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' RADIUS OF CBM-BH115
 CBM-BH115 N 14° 28' 40" W 1827.09'
 CBM-BH115A N 1° 21' E 1137.83'
 CBM-BH116 N 46° 40' 33" E 2427.32'
 CBM-BH117 N 85° 43' 52" E 2471.72'
 CBM-BH118 S 82° 2' 43" E 1447.34'
 CBM-BH119 S 36° 42' 28" E 1721.45'

CBM-BH115 S 17° 45' 41" W 1860.39'
 CBM-BH114 S 52° 25' 54" W 2480.84'
 CBM-BH116 N 86° 6' 30" W 1775.8'
 CBM-BH114A N 48° 45' 33" W 1498.68'
 CBM-BH115A N 70° 14' 10" W 910.45'

○ CBM WELL
 ⊙ PROPOSED CBM WELL

EXHIBIT A
 MIDDLE RIDGE FIELD
 UNIT B1115
 FORCE POOLING
 VGOB-13-0917-4023

Company CNX Gas Company LLC Well Name and Number UNIT B1115

Tract No. _____ Elevation _____ Quadrangle HONAKER

County RUSSELL District NEW GARDEN

This plat is a new plot X : an updated plot

Form D60-G0-7
 Rev. 9/91

Licensed Professional Engineer



1" Scale by James R Dills
 or Final Plat
 Dr. C. James R Dills, P.E., U.S.
 Identifier Trust ACES Business
 Representative M.D. PRICE
 ENGINEERING AND LAND
 SURVEYING INC PC
 Date: 2013.06.02 10:21:25 -0400

**CNX Gas Company LLC
UNIT BH15
Tract Identifications
(58.74 Acre Unit)**

- 1. Letha F. Vandyke, et al (199.00 Acre Tract) – All Minerals
Harold Keen Coal Company – All Coal Leased
CNX Gas Company LLC – Oil, Gas and CBM Leased (97.5694%)
49.53 acres 84.4910%
- 1A. Harold Keene, et ux - Surface
- 1B. Unknown Surface Owner
- 1C. Unknown Surface Owner
- 1D. Unknown Surface Owner
- 1E. Claude Hart - Surface
- 2. Buckhorn Coal Company Tr. 18 (250 Acre Warder #13 Tract) – Fee
Knox Creek Coal Company – Above Drainage Coal Leased
Reserve Coal Properties Company – Below Drainage Coal Leased
CNX Gas Company LLC – Oil, Gas and CBM Leased
2.66 acres 4.5284%
- 3. Reserve Coal Properties Company – Coal
CNX Gas Company LLC – Oil and Gas
Reserve Coal Properties Company - Surface
5.95 acres 10.1284%
- 4. Harold Keene, et ux (0.50 Acre Tract) – Fee
CNX Gas Company LLC – Oil, Gas and CBM Leased
0.50 acres 0.8512%

"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 BI-115
VGOB# 13-0917-4023
List of all Owners/Claimants to be Dismissed
(58.74 Acre Unit)

	Acres in Unit	Interest in Unit	Reason for Dismissal
I. COAL OWNERSHIP			
<u>Tract #1, 49.63 acres</u>			
(1) Letha F. Vandyke, et al. (199.00 Acre Tract)	49.63 acres	84.4910%	
(d) Charles T. Worley & Ann Worley	<i>Conveyed 1/2 of 1/36th interest to Elizabeth Worley</i>		
(d.1) Charles T. Worley Heirs, Devisees, Successors or Assigns			
(d.1.1) Ann Worley Heirs, Devisees, Successors or Assigns			
(d.1.1.3) Tommy Worley 1161/335 Spot Lane Holly Ridge, NC 28445	0.23 acres 1/216 of 49.63 acres	0.3912%	Leased
(e) Elizabeth Worley Heirs, Devisees, Successors or Assigns			
(e.6) Tommy Worley 1161/335 Spot Lane Holly Ridge, NC 28445	0.09 acres 1/576 of 49.63 acres	0.1467%	Leased
II. OIL & GAS OWNERSHIP			
<u>Tract #1, 49.63 acres</u>			
(1) Letha F. Vandyke, et al. (199.00 Acre Tract)	49.63 acres	84.4910%	
(d) Charles T. Worley & Ann Worley	<i>Conveyed 1/2 of 1/36th interest to Elizabeth Worley</i>		
(d.1) Charles T. Worley Heirs, Devisees, Successors or Assigns			
(d.1.1) Ann Worley Heirs, Devisees, Successors or Assigns			
(d.1.1.3) Tommy Worley 1161/335 Spot Lane Holly Ridge, NC 28445	0.23 acres 1/216 of 49.63 acres	0.3912%	Leased
(e) Elizabeth Worley Heirs, Devisees, Successors or Assigns			
(e.6) Tommy Worley 1161/335 Spot Lane Holly Ridge, NC 28445	0.09 acres 1/576 of 49.63 acres	0.1467%	Leased

Exhibit B-3
 Unit BI-115
 VGOB# 13-0917-4023
 List of all Unleased Owners/Claimants
 (58.74 Acre Unit)

	Acres in Unit	Interest in Unit
<u>i. COAL OWNERSHIP</u>		
<u>Tract #1, 49.63 acres</u>		
(1) Letha F. Vandyke, et al. (199.00 Acre Tract)	49.63 acres	84.4910%
(c) K.R. Thomas Heirs, Devisees, Successors or Assigns		
(c.1) Nancy Smith Thomas - Life Estate extinguished at death		
(c.2) Peggy Bausell Heirs, Devisees, Successors or Assigns		
(c.2.2) Elizabeth Bausell Ryan 402 Blue Heron Point Suffolk, VA 23435	0.46 acres 1/108 of 49.63 acres	0.7823%
(c.2.3) Jill Bausell Norris 4245 Dayle Acres Rd. Suffolk, VA 23435	0.46 acres 1/108 of 49.63 acres	0.7823%
(e) Elizabeth Worley Heirs, Devisees, Successors or Assigns		
(e.1) Patricia Ann Thomas Address Unknown	0.09 acres 1/576 of 49.63 acres	0.1467%
(e.2) Connie Thomas Address Unknown	0.09 acres 1/576 of 49.63 acres	0.1467%
(e.4) Elizabeth Bausell Ryan 402 Blue Heron Point Suffolk, VA 23435	0.09 acres 1/576 of 49.63 acres	0.1467%
(e.5) Jill Bausell Norris 4245 Dayle Acres Rd. Suffolk, VA 23435	0.09 acres 1/576 of 49.63 acres	0.1467%
<u>TOTAL UNLEASED:</u>		
	Acreege in Unit Percentage of Unit	1.26 2.1514%
<u>ii. OIL & GAS OWNERSHIP</u>		
<u>Tract #1, 49.63 acres</u>		
(1) Letha F. Vandyke, et al. (199.00 Acre Tract)	49.63 acres	84.4910%
(c) K.R. Thomas Heirs, Devisees, Successors or Assigns		
(c.1) Nancy Smith Thomas - Life Estate extinguished at death		
(c.2) Peggy Bausell Heirs, Devisees, Successors or Assigns		
(c.2.2) Elizabeth Bausell Ryan 402 Blue Heron Point Suffolk, VA 23435	0.46 acres 1/108 of 49.63 acres	0.7823%
(c.2.3) Jill Bausell Norris 4245 Dayle Acres Rd. Suffolk, VA 23435	0.46 acres 1/108 of 49.63 acres	0.7823%
(e) Elizabeth Worley Heirs, Devisees, Successors or Assigns		
(e.1) Patricia Ann Thomas Address Unknown	0.09 acres 1/576 of 49.63 acres	0.1467%

Exhibit B-3
 Unit BI-115
 VGOB# 13-0917-4023
 List of all Unleased Owners/Claimants
 (58.74 Acre Unit)

	Acres in Unit	Interest in Unit
(e.2) Connie Thomas <i>Address Unknown</i>	0.09 acres 1/576 of 49.63 acres	0.1467%
(e.4) Elizabeth Bausell Ryan 402 Blue Heron Point Suffolk, VA 23435	0.09 acres 1/576 of 49.63 acres	0.1467%
(e.5) Jill Bausell Norris 4245 Dayle Acres Rd. Suffolk, VA 23435	0.09 acres 1/576 of 49.63 acres	0.1467%
<u>TOTAL UNLEASED:</u>		
	Acreege in Unit Percentage of Unit	1.26 2.1514%

Exhibit E
 Unit BI-115
 VGOB# 13-0917-4023
 List of all Conflicting Owners/Claimants that require Escrow
 (58.74 Acre Unit)

	Acres in Unit	Interest in Unit
I. COAL OWNERSHIP		
<u>Tract #1, 49.63 acres</u>		
(1) Letha F. Vandyke, et al. (199.00 Acre Tract)	49.63 acres	84.4910%
(e) Elizabeth Worley Heirs, Devisees, Successors or Assigns		
(e.1) Patricia Ann Thomas Address Unknown	0.09 acres 1/576 of 49.63 acres	0.1467%
(e.2) Connie Thomas Address Unknown	0.09 acres 1/576 of 49.63 acres	0.1467%
II. OIL & GAS OWNERSHIP		
<u>Tract #1, 49.63 acres</u>		
(1) Letha F. Vandyke, et al. (199.00 Acre Tract)	49.63 acres	84.4910%
(e) Elizabeth Worley Heirs, Devisees, Successors or Assigns		
(e.1) Patricia Ann Thomas Address Unknown	0.09 acres 1/576 of 49.63 acres	0.1467%
(e.2) Connie Thomas Address Unknown	0.09 acres 1/576 of 49.63 acres	0.1467%
<u>TOTAL CONFLICTS:</u>		
	Acreage in Unit	0.17
	Percentage of Unit	0.2934%

1401280

VIRGINIA: IN THE OFFICE OF THE CLERK OF THE CIRCUIT OF RUSSELL COUNTY, 7-1 2014. This deed was this day presented in said office, and upon the certificate of acknowledgment thereto annexed, admitted to record at 1:30 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: Kathy Huff D. CLERK