

BEFORE THE VIRGINIA GAS AND OIL BOARD

PETITIONER: CNX Gas Company LLC

DIVISION OF GAS AND OIL

DOCKET NO: VGOB 90-0905-0014-02

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

HEARING DATE: July 16, 2013

DRILLING UNIT: X10

BUCHANAN 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) 2B as depicted upon the annexed Exhibit A-1. (Royalties currently being paid under VP8SGU3, VGOB 06-0321-1598)

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)

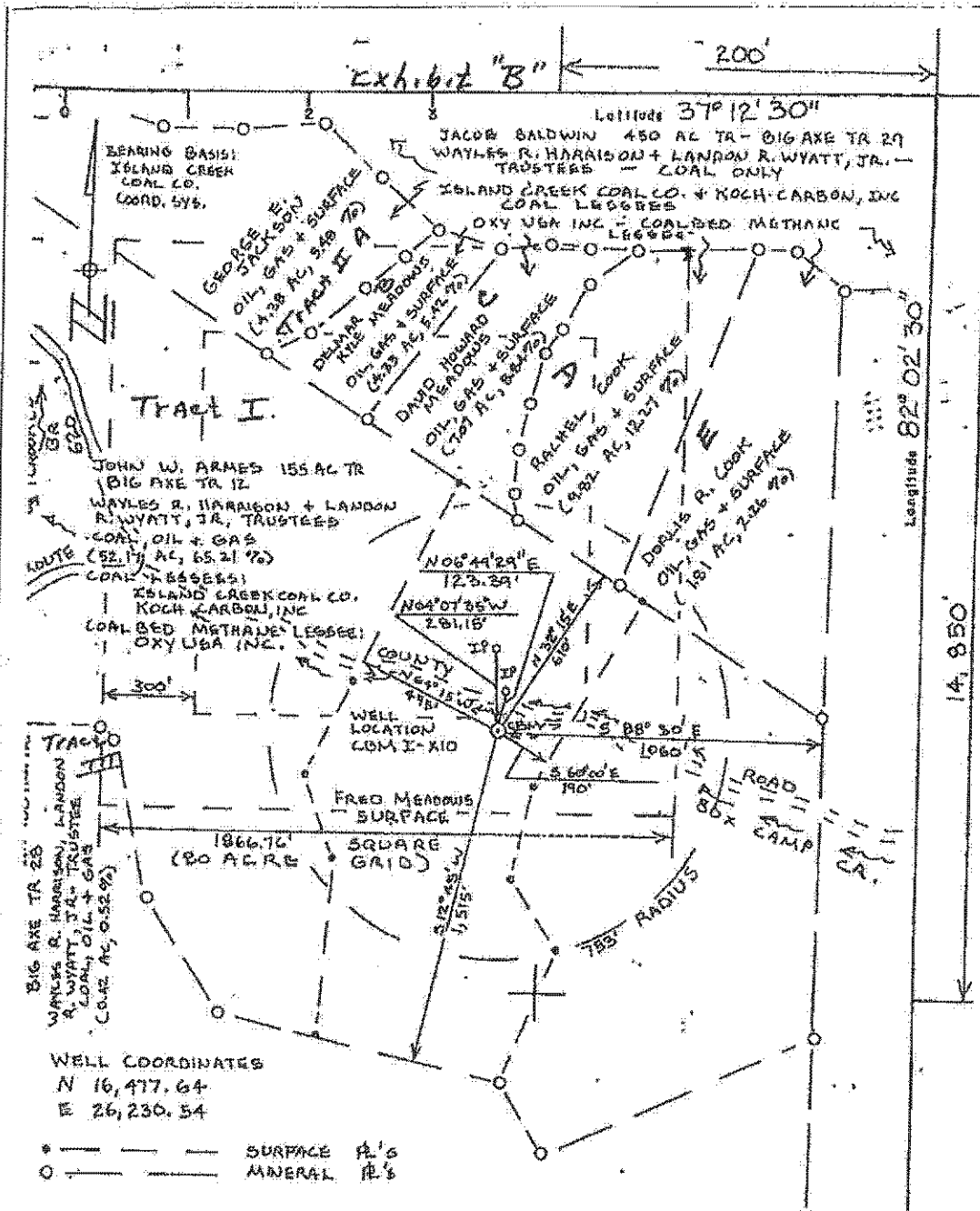
Coalbed Methane

5. Factual basis for relief requested

Harrison-Wyatt LLC and Delmar Kyle Meadows, et ux have entered into a royalty split agreement. The Annexed Exhibit A-1, 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.



COMPANY OXY USA INC
ADDRESS DRAWER Q, RICHLANDS, VA 24641
WELL NAME CBM I-X10
ARM BIG AXE TRACT 12
EASE NO. ELEVATION 1677.84
CREG 155 QUADRANGLE VANSANT
COUNTY BUCHANAN DISTRICT SOUTH GRUNDY
REG. ENGINEER VA REG. NO. 8540
ART. LAND SURVEYOR CERT. NO.
FILE NO. 3-5 DRAWING NO. 06/90-2
DATE 08-27-90 SCALE 1" = 400'

This plot is new updated
This plot is based on a mine
ordinate system established for the area
the well location.

FORM B

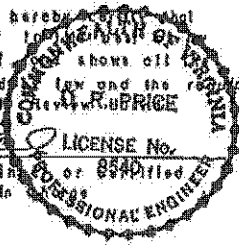
WELL LOCATION MAP
WELL NO. CBM I-X10

+ Denotes location of well on United States
Topographic Maps, scale 1 to 24,000, lat-
itude and longitude lines being represented
by border lines as shown.

CERTIFICATION OF WELL PLAT

I, the undersigned, hereby certify that
this plat is correct to the best of my
knowledge and belief and shows all
information required by law and the regulations
of the Va. Well Control Board.

[Signature]
LICENSE No. 8540
Registered Engineer or Surveyor
Land Surveyor in



le

Exhibit E
Unit X-10
Docket #VGOB 90-0905-0014-02
List of Conflicting Owners/Claimants that require escrow

	Acres in Unit	Percent of Unit	Interest in 5-West 24.37931%	Interest in 6-West 13.54493%
<u>Tract #2C, 7.07 Acres</u>				
<u>COAL OWNERSHIP</u>				
(1) Harrison-Wyatt, L.L.C. P.O. Box 11000 Danville, VA 24543	7.07 acres	8.8375%	2.15452%	1.19703%
<u>OIL & GAS OWNERSHIP</u>				
(1) David & Elizabeth Meadows P.O. Box 142 Vansant, VA 24656	7.07 acres	8.8375%	2.15452%	1.19703%

Exhibit EE
Unit X-10
Docket #VGOB 90-0905-0014-02
List of Conflicting Owners/Claimants with Royalty Split Agreements

	Acres in Unit	Percent of Unit	Interest in 5-West 24.37931%	Interest in 6-West 13.54493%	Percent of Escrow
<u>Tract #2A, 4.38 Acres</u>					
<u>COAL OWNERSHIP</u>					
(1) Harrison-Wyatt, L.L.C. P.O. Box 11000 Danville, VA 24543	4.38 acres	5.4750%	1.33477%	0.74158%	n/a
<u>OIL & GAS OWNERSHIP</u>					
(1) CNX Gas Company LLC 2481 John Nash Blvd. Bluefield, WV 24701 <i>Previously George Jackson, CNX purchased</i>	4.38 acres	5.4750%	1.33477%	0.74158%	n/a
<u>Tract #2B, 4.33 Acres</u>					
<u>COAL OWNERSHIP</u>					
(1) Harrison-Wyatt, L.L.C. P.O. Box 11000 Danville, VA 24543	4.33 acres	5.4125%	1.31953%	0.73312%	18.9912%
<u>OIL & GAS OWNERSHIP</u>					
(1) Delmer Kyle Meadows, et ux 15381 Bordwine Road Bristol, VA 24202	4.33 acres	5.4125%	1.31953%	0.73312%	18.9912%
<u>Tract #2D, 9.82 Acres</u>					
<u>COAL OWNERSHIP</u>					
(1) Harrison-Wyatt, L.L.C. P.O. Box 11000 Danville, VA 24543	9.82 acres	12.2750%	2.99256%	1.66264%	n/a
<u>OIL & GAS OWNERSHIP</u>					
(1) Rachel Cook P.O. Box 91 Vansant, VA 24656	9.82 acres	12.2750%	2.99256%	1.66264%	n/a
<u>Tract #2E, 1.81 Acres</u>					
<u>COAL OWNERSHIP</u>					
(1) Harrison-Wyatt, L.L.C. P.O. Box 11000 Danville, VA 24543	1.81 acres	2.2625%	0.55158%	0.30645%	n/a
<u>OIL & GAS OWNERSHIP</u>					
(1) Dorlis Cook, et al	1.81 acres	2.2625%	0.55158%	0.30645%	
(a) Dorlis Cook 23274 Golden View Drive Abingdon, VA 24211	0.91 acres 1/2 of 1.81 acres	1.1313%	0.27579%	0.15323%	n/a
(b) Arron Dorlis Cook 515 Maplewood Drive Vinton, VA 24179	0.91 acres 1/2 of 1.81 acres	1.1313%	0.27579%	0.15323%	n/a

Exhibit J
Unit X10 Escrow Account Reconciliation Summary
VGOB 90-0905-0014

CNX Deposit Information		Escrow Bank Data															
Check Date	Check Number	Total	Date	Royalty Deposits	Income	\$ Market Int	CDARS Int	Fees	Distributions	Corrections	Audit Costs	Comp/Loss	Royalty Bonus	Total Int and Fees	Bank Balance	Running Balance	Difference
			1/31/1993	\$12.99										\$0.00	\$12.99	\$0.00	-\$12.99
			2/28/1993		\$0.02									\$0.02	\$13.01	\$0.02	-\$12.99
			3/31/1993		\$0.02									\$0.04	\$13.03	\$0.04	-\$12.99
			4/30/1993											\$0.00	\$13.03	\$0.04	-\$12.99
5/25/1993		\$597.68	5/31/1993	\$597.68	\$0.02									\$0.02	\$605.73	\$592.74	-\$12.99
6/25/1993		\$81.29	6/30/1993	\$81.29	\$0.21									\$0.21	\$687.23	\$674.24	-\$12.99
7/25/1993		\$183.99	7/31/1993	\$183.99	\$1.44									\$0.33	\$871.55	\$858.56	-\$12.99
8/25/1993		\$90.99	8/31/1993	\$90.88	\$1.70									-\$99.02	\$863.41	\$850.53	-\$12.88
			9/30/1993	\$55.42	\$1.94									-\$8.78	\$910.05	\$841.75	-\$68.30
			10/31/1993	\$109.42	\$2.05									-\$10.76	\$1,010.76	\$833.04	-\$177.72
			11/30/1993	\$2.24	\$2.24									-\$10.84	\$1,002.16	\$911.84	-\$90.32
			12/31/1993	\$133.14	\$2.39									-\$0.83	\$1,136.86	\$959.14	-\$177.72
			1/31/1994	\$2.73	\$2.73									-\$20.95	\$1,118.64	\$940.92	-\$177.72
			2/28/1994	\$45.22	\$2.81									-\$0.93	\$1,165.74	\$983.02	-\$177.72
			3/31/1994	\$71.88	\$2.63									-\$10.97	\$1,229.28	\$1,051.56	-\$177.72
			4/30/1994	\$76.97	\$3.21									-\$11.02	\$1,298.44	\$1,081.11	-\$217.33
			5/31/1994	\$3.38	\$3.38									-\$11.08	\$1,290.74	\$1,228.29	-\$62.45
			6/30/1994	\$262.13	\$3.91									-\$7.16	\$1,545.71	\$1,367.99	-\$177.72
			7/31/1994	\$72.54	\$4.43									-\$11.29	\$1,611.39	\$1,433.67	-\$177.72
			8/31/1994	\$43.72	\$5.38									-\$11.34	\$1,649.15	\$1,471.43	-\$177.72
			9/30/1994	\$87.98	\$5.75									-\$11.37	\$1,745.53	\$1,567.81	-\$177.72
			10/31/1994	\$61.34	\$5.16									-\$14.47	\$1,810.56	\$1,571.50	-\$239.06
			11/30/1994		\$4.65									-\$11.53	\$1,789.01	\$1,621.29	-\$167.72
			12/31/1994		\$4.95									-\$15.3	\$1,792.43	\$1,629.27	-\$163.16
			1/31/1995		\$4.39									-\$15.1	\$1,795.31	\$1,632.15	-\$163.16
			2/28/1995	\$52.23	\$4.62									-\$15.1	\$1,850.65	\$1,682.93	-\$167.72
			3/31/1995	\$93.43	\$306.46									\$0.00	\$1,746.33	\$1,746.33	\$0.00
			4/30/1995		\$5.84									-\$29.60	\$1,950.52	\$1,805.96	-\$144.56
			5/31/1995	\$52.04	\$6.72									-\$5.85	\$1,944.67	\$1,804.66	-\$140.01
			6/30/1995		\$6.95									\$5.04	\$2,001.75	\$1,810.88	-\$190.87
			7/31/1995		\$6.91									-\$4.79	\$1,996.96	\$1,826.36	-\$170.60
			8/31/1995	\$131.30	\$7.05									\$5.18	\$2,002.14	\$1,886.46	-\$115.68
			9/30/1995		\$35.69									\$5.32	\$2,138.76	\$1,947.89	-\$190.87
			10/31/1995	\$9.50	\$5.69									\$15.11	\$2,153.87	\$1,972.50	-\$181.37
			11/30/1995		\$5.86									\$3.95	\$2,167.32	\$1,980.22	-\$187.10
			12/31/1995	\$38.13	\$5.65									-\$1.88	\$2,165.44	\$1,991.93	-\$173.51
			1/31/1996	\$117.88	\$14.62									\$8.76	\$2,212.33	\$2,021.46	-\$190.87
			2/29/1996	\$766.86	\$5.90									-\$4.85	\$2,325.36	\$2,134.49	-\$190.87
			3/31/1996		\$73.79									-\$11.94	\$2,586.18	\$2,395.31	-\$190.87
			4/30/1996	\$1,229.34	\$7.35									\$11.89	\$2,598.07	\$2,954.71	\$356.64
			5/31/1996	\$608.11	\$9.51									\$5.18	\$3,832.59	\$3,399.10	-\$433.49
			6/30/1996	\$334.64	\$12.98									-\$3.69	\$4,437.01	\$4,049.83	-\$387.18
			7/31/1996	\$171.89	\$21.12									-\$2.41	\$4,769.24	\$4,624.68	-\$144.56
			8/31/1996	\$170.18	\$14.43									\$10.71	\$4,951.58	\$4,807.18	-\$144.40
			9/30/1996	\$29.75	\$33.22									\$0.30	\$5,122.06	\$4,977.76	-\$144.30
			10/31/1996	\$238.29	\$15.63									\$4.70	\$5,412.06	\$5,267.76	-\$144.30
														-\$15.83	\$5,667.31	\$5,523.01	-\$144.30

