

BEFORE THE VIRGINIA GAS AND OIL BOARD

PETITIONER: CNX Gas Company LLC

DIVISION OF GAS AND OIL

DOCKET NO: VGOB 93-0216-0327-05

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

HEARING DATE: October 15, 2013

DRILLING UNIT: Q41

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) 4 as depicted upon the annexed Exhibit A-1; and (2) authorization to begin paying royalties directly to the parties to the royalty split between James M McGuire Land Trust and Greta Meek, Tamala M. Pelphrey, and Consolidation Coal Company/ CNX Gas Company LLC, successor in title

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

James M McGuire Land Trust and Greta Meek, Tamala M. Pelphrey, and Consolidation Coal Company/ CNX Gas Company LLC, successor in title 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 A-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 ON THIS
 PLAN WERE PROVIDED BY CNX GAS LLC
 AND WERE TAKEN
 FROM DEED DESCRIPTIONS AND CHAIN OF FOLK
 TITLE OF RECORD
 IT DOES NOT REPRESENT A CURRENT
 BOUNDARY SURVEY.
 THE CERTIFICATION HEREON CERTIFIES
 THE SIZE, SHAPE, AND LOCATION OF THE
 PROPOSED UNIT ONLY.

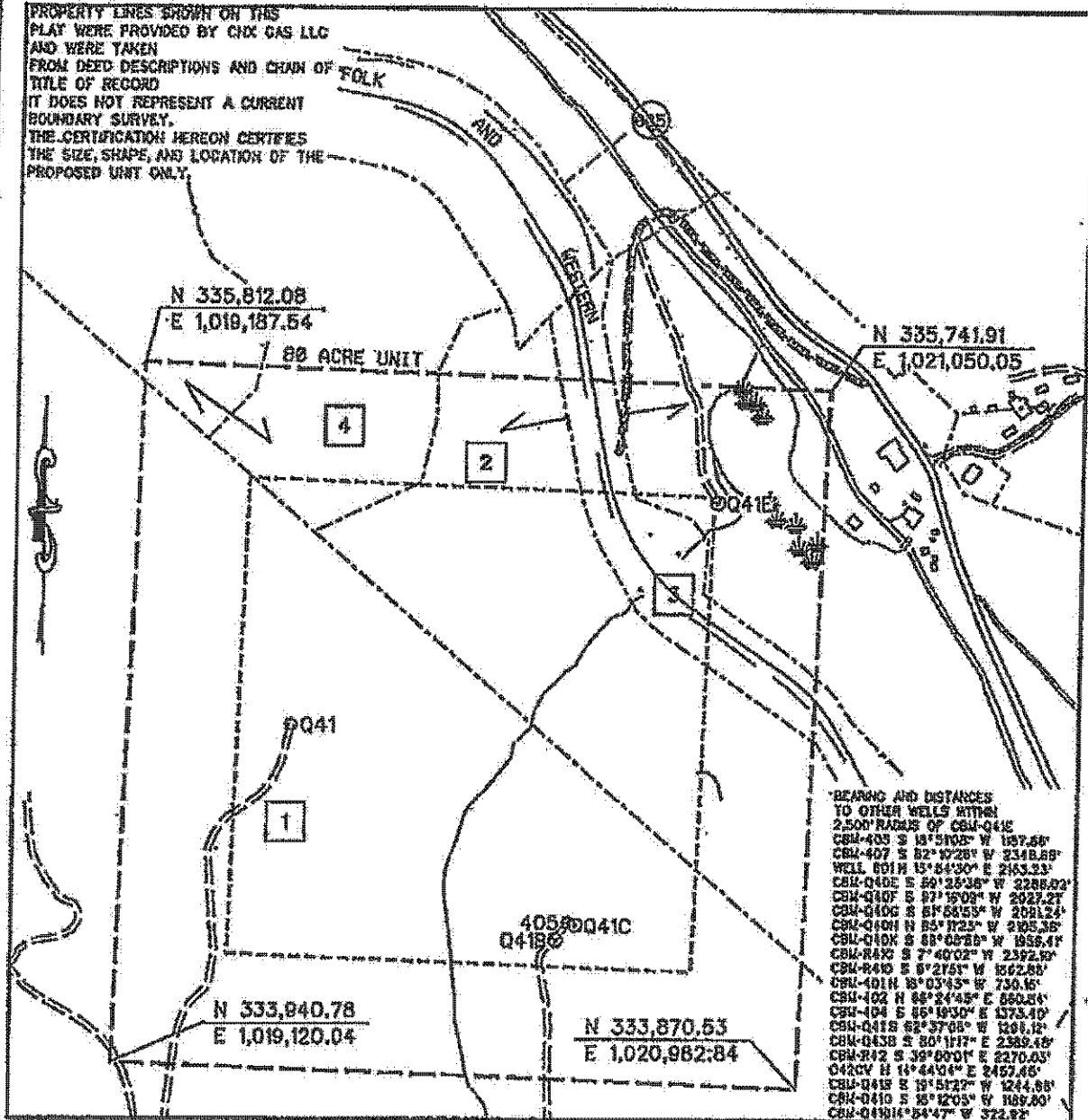
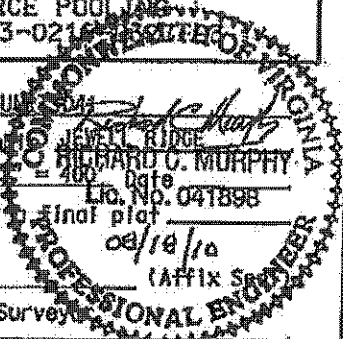


EXHIBIT A
 DAKWOOD FIELD
 UNIT Q41
 FORCE POOLING
 VGOB-93-0216

Company CNX Gas Company LLC Well Name and Number UNIT Q41
 Tract No. _____ Elevation _____ Quadrant 16
 County BUCHANAN District GARDEN Scale: 1" = 400'
 This plot is a new plot X ; an updated plot _____ ; or final plot _____

Form DGO-00-7
 Rev. 9/91
Richard C. Murphy
 Licensed Professional Engineer or Licensed Land Surveyor



CNX Gas Company LLC

UNIT Q.41

Tract Identification

1. Coal Mountain Mining Company L.L.P. Tr. 25 (1355 Acre Tract) – Fee
Reserve Coal Properties Company – Coal Below Drainage Leased
Knox Creek Coal Corporation – Coal Above Drainage Leased
CNX Gas Company LLC – Oil, Gas and CBM Leased
46.00 Acres 67.5000%
2. James M. McGuire Trust (Joseph Cantrell 480.57 Acre Tract) – Coal
Reserve Coal Properties – Below Drainage Coal Leased
Jewell Ridge Coal Corp. – Jawbone and Tiller Seams Leased
CNX Gas Company LLC – Oil and Gas
Consolidation Coal Company – Surface
24.42 Acres 30.6250%
3. James M. McGuire Trust (Joseph Cantrell 480.57 Acre Tract) – Coal
Reserve Coal Properties – Below Drainage Coal Leased
Jewell Ridge Coal Corp. – Jawbone and Tiller Seams Leased
Norfolk & Western Railway Company – Surface, Oil and Gas
CNX Gas Company LLC – CBM Leased
4.32 Acres 5.4000%
4. James M. McGuire Trust (Joseph Cantrell 480.57 Acre Tract) – Coal
Reserve Coal Properties – Below Drainage Coal Leased
Jewell Ridge Coal Corp. – Jawbone and Tiller Seams Leased
Linda M. Estridge, et al – Surface, Oil and Gas
5.26 Acres 6.6750%

(This title block is for general informational purposes only and does not reflect an analysis of the severance deed and its effect upon coalbed methane ownership and should not be relied upon for such purpose.)

cf

Exhibit E
Unit Q-41
Docket #VGOB-93-0216-0327-05
List of Conflicting Owners/Claimants that require escrow

	Net Acres in Unit	Interest in Unit	Interest in Panels:	
			13-Right 0.91748%	15-Right 16.11423%
<u>Tract #3 - 4.32 acres</u>				
<u>COAL OWNERSHIP</u>				
(1) James M. McGuire Land Trust (460.57 Acre Tract) P.O. Box 1067 Bluefield, VA 24605	4.32 acres	5.4000%	0.04954%	0.87017%
<u>OIL & GAS OWNERSHIP</u>				
(1) Norfolk Southern Railway Company <i>If no conflict royalties paid to:</i> Pocahontas Land Corporation Treasurer, Pocahontas Land Corporation P. O. Box 1517 Bluefield, WV 24701	4.32 acres	5.4000%	0.04954%	0.87017%
<u>Tract #4 - 5.26 acres</u>				
(1) James M. McGuire Land Trust (460.57 Acre Tract) P.O. Box 1067 Bluefield, VA 24605	5.26 acres	6.5750%	0.06032%	1.05951%
<u>OIL & GAS OWNERSHIP</u>				
(1) Consolidation Coal Company, et al <i>Previously W. B. McDonald, et ux. Heirs, Devisees, Successors or Assigns</i>	5.26 acres	6.5750%	0.06032%	1.05951%
(c) Consolidation Coal Company/ CNX Gas Company, LLC 1000 Consol Energy Drive Canonsburg, PA 15317 <i>Previously B. W. McDonald Testamentary Trust, Sherry R. McDonald</i>	0.29 acres 1/18 of 5.26 acres	0.3653%	0.00335%	0.05886%
(d) Consolidation Coal Company/ CNX Gas Company, LLC 1000 Consol Energy Drive Canonsburg, PA 15317 <i>Previously B. W. McDonald Testamentary Trust, Aristotle McDonald</i>	0.29 acres 1/18 of 5.26 acres	0.3653%	0.00335%	0.05886%
(e) Consolidation Coal Company/ CNX Gas Company, LLC 1000 Consol Energy Drive Canonsburg, PA 15317 <i>Previously B. W. McDonald Testamentary Trust, Abraham McDonald</i>	0.29 acres 1/18 of 5.26 acres	0.3653%	0.00335%	0.05886%
(g) Consolidation Coal Company/ CNX Gas Company, LLC 1000 Consol Energy Drive Canonsburg, PA 15317 <i>Previously B. W. McDonald Testamentary Trust, Greg B. McDonald</i>	0.29 acres 1/18 of 5.26 acres	0.3653%	0.00335%	0.05886%
(h) Consolidation Coal Company/ CNX Gas Company, LLC 1000 Consol Energy Drive Canonsburg, PA 15317 <i>Previously B. W. McDonald Testamentary Trust, Byrd McDonald</i>	0.29 acres 1/18 of 5.26 acres	0.3653%	0.00335%	0.05886%
(i) Consolidation Coal Company/ CNX Gas Company, LLC 1000 Consol Energy Drive Canonsburg, PA 15317 <i>Previously B. W. McDonald Testamentary Trust, By Shey McDonald</i>	0.29 acres 1/18 of 5.26 acres	0.3653%	0.00335%	0.05886%
(j) Consolidation Coal Company/ CNX Gas Company, LLC 1000 Consol Energy Drive Canonsburg, PA 15317 <i>Previously B. W. McDonald Testamentary Trust, Timothy McDonald</i>	0.29 acres 1/18 of 5.26 acres	0.3653%	0.00335%	0.05886%

Exhibit E
Unit Q-41
Docket #VGOB-93-0216-0327-05
List of Conflicting Owners/Claimants that require escrow

	Net Acres in Unit	Interest in Unit	Interest in Panels	
			13-Right 0.91748%	15-Right 16.11423%
Greg McDonald conveyed interest as Co-Executor and Co-Trustee (Instrument No.11-2743)				
Sherry R. McDonald conveyed interest as Co-Executor and Co-Trustee (Instrument No.11-2748)				
Timothy J. McDonald conveyed interest as Co-Executor and Co-Trustee (Instrument No.11-2708)				
Greg McDonald				
Sherry R. McDonald				
Timothy J. McDonald				
Aristotle McDonald				
Abraham McDonald				
Byrd W. McDonald II				
ByShey McDonald				

Exhibit EE
Unit Q-41
Docket #VGOB-93-0216-0327-05
List of Conflicting Owners/Claimants with Royalty Split Agreements

	Net Acres in Unit	Interest in Unit	Interest in Panels		Percent of Escrow
			13-Right 0.91748%	15-Right 16.11423%	

Tract #2 - 24.42 acres

COAL OWNERSHIP

(1) James M. McGuire Land Trust (460.57 Acre Tract) P.O. Box 1067 Bluefield, VA 24605	24.42 acres	30.5250%	0.28006%	4.91887%	n/a
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OIL & GAS OWNERSHIP

(1) CNX Gas Company, LLC 1000 Consol Energy Drive Canonsburg, PA 15317 (Previously Reserve Coal Properties)	24.42 acres	30.5250%	0.28006%	4.91887%	n/a
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Tract #4 - 5.26 acres

(1) James M. McGuire Land Trust (460.57 Acre Tract) P.O. Box 1067 Bluefield, VA 24605	5.26 acres	6.5750%	0.06032%	1.05951%	4.2046%
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OIL & GAS OWNERSHIP

(1) Consolidation Coal Company, et al <i>Previously W. B. McDonald, et ux, Heirs, Devisees, Successors or Assigns</i>	5.26 acres	6.5750%	0.06032%	1.05951%	
(a) Consolidation Coal Company/ CNX Gas 1000 Consol Energy Drive Canonsburg, PA 15317 <i>Previously Meledge Esridge, conveyed 1/2 interest (Instrument 11-2623), 10/21/2011</i>	2.63 acres 1/2 of 5.26 acres	3.2875%	0.03016%	0.52976%	n/a
(b) Consolidation Coal Company/ CNX Gas 1000 Consol Energy Drive Canonsburg, PA 15317 <i>Previously B. W. McDonald Testamentary Trust, Greta Meek</i>	0.29 acres 1/18 of 5.26 acres	0.3653%	0.00335%	0.05886%	2.1023%

Note: Royalties will be paid to the prior owner per royalty agreement up to the date the property was sold

(f) Consolidation Coal Company/ CNX Gas 1000 Consol Energy Drive Canonsburg, PA 15317 <i>Previously B. W. McDonald Testamentary Trust, Tamala M. Pelphrey</i>	0.29 acres 1/18 of 5.26 acres	0.3653%	0.00335%	0.05886%	2.1023%
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Note: Royalties will be paid to the prior owner per royalty agreement up to the date the property was sold

Greg McDonald conveyed interest as Co-Executor and Co-Trustee (Instrument No.11-2743)
Sherry R. McDonald conveyed interest as Co-Executor and Co-Trustee (Instrument No.11-2748)
Timothy J. McDonald conveyed interest as Co-Executor and Co-Trustee (Instrument No.11-2708)
Tamela M. Pelphrey conveyed interest (Instrument 11-2744), 11/4/2011
Greta M. Meek conveyed interest (Instrument 11-2745), 11/4/2011

