

BEFORE THE VIRGINIA GAS AND OIL BOARD

PETITIONER: CNX Gas Company LLC

DIVISION OF GAS AND OIL

DOCKET NO: VGOB 93-0216-0328-04

RELIEF SOUGHT: (1) DISBURSEMENT FROM ESCROW REGARDING TRACT(S) A portion of 3 (2) AND AUTHORIZATION FOR DIRECT PAYMENT OF ROYALTIES

HEARING DATE: October 15, 2013

DRILLING UNIT: Q40

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) 3 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)

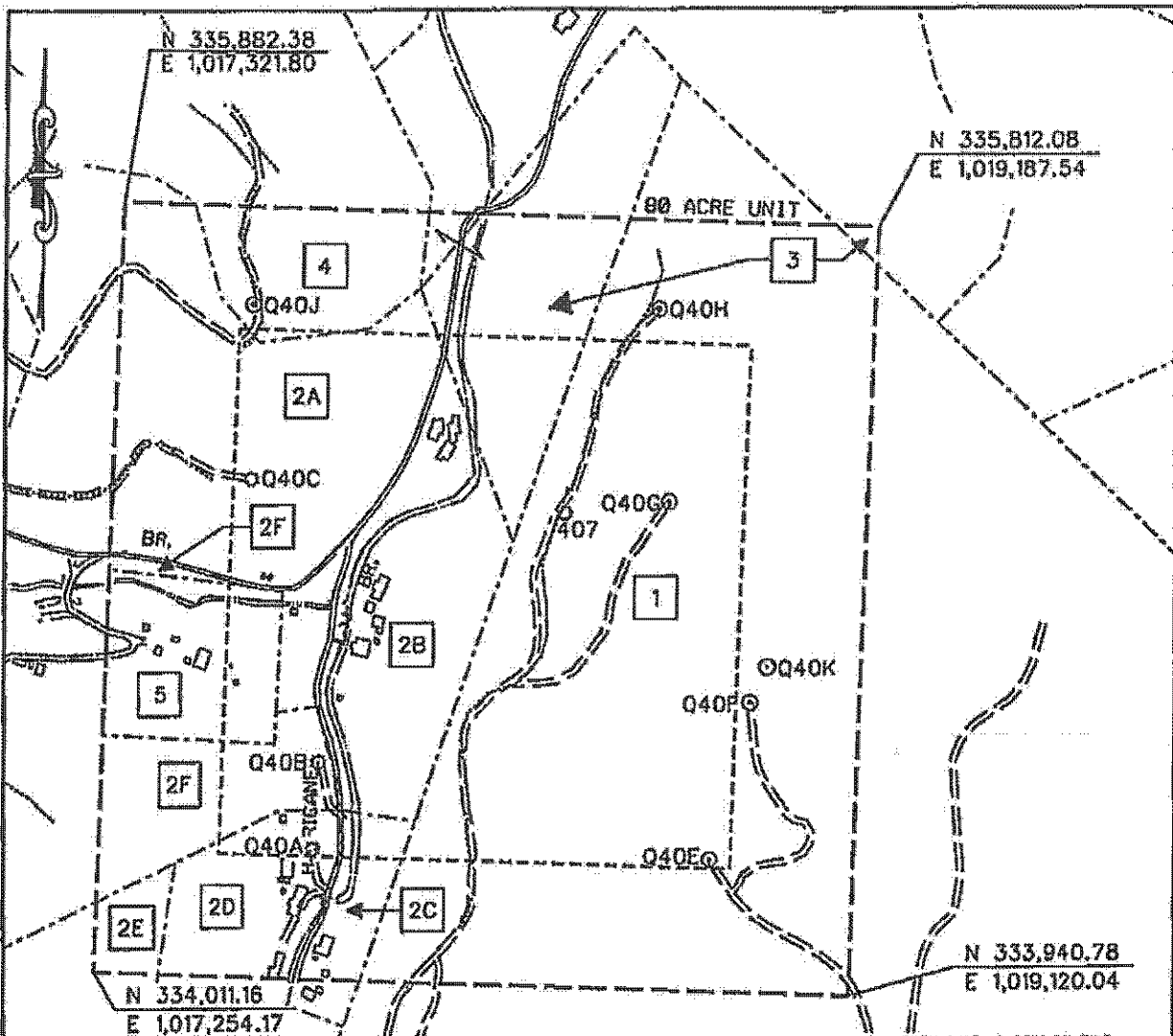
Coalbed Methane

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.



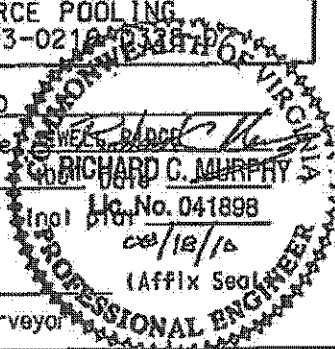
BEARINGS AND DISTANCES TO OTHER WELLS

V34118 2-508° RADIUS OF CURVATURE	CDH-0374 S 72°09'43" W 1939.84'	CDH-0400 N 29°50'25" W 476.89'
CDH-0370 S 62°25'15" W 2941.87'	CDH-0375 N 85°32'42" W 1072.41'	CDH-0404 N 17°18'05" W 913.62'
CDH-0373 S 63°53'35" W 2422.31'	CDH-0376 N 88°28'41" W 2228.27'	V11-689 N 41°11'02" W 1985.01'
CDH-0408 S 32°01'23" W 2422.31'	CDH-0378 N 84°15'41" W 2489.21'	CDH-497 N 52°06'03" W 624.75'
CDH-0406 S 34°22'18" W 2632.41'	CDH-0379 S 83°55'08" W 2427.50'	V11-422 S 59°04'45" W 2189.12'
CDH-0400 S 40°51'00" W 1636.38'	CDH-0380 S 82°54'11" W 1263.27'	481 N 49°21'15" W 1263.27'
CDH-0406 S 4°53'33" W 1959.20'	CDH-0381 S 78°31'11" W 1263.27'	CDH-041 N 81°31'25" E 586.68'
CDH-0407 S 4°13'10" W 1681.24'	CDH-0400 N 78°10'05" W 1263.27'	485 S 73°21'21" E 1981.11'
CDH-0400 S 4°15'45" W 1193.21'	CDH-0402 N 55°18'28" W 1634.62'	479 S 35°18'25" W 1569.29'
CDH-0401 S 43°23'01" W 1765.51'	CDH-0403 S 15°27'18" W 488.28'	CDH-041 S 21°10'54" E 1572.04'
	CDH-0404 S 26°03'02" W 98.24'	

PROPERTY LINES SHOWN ON THIS
 PLAT WERE PROVIDED BY CNX GAS LLC
 AND WERE TAKEN
 FROM DEED DESCRIPTIONS AND CHAIN OF
 TITLE OF RECORD
 IT DOES NOT REPRESENT A CURRENT
 BOUNDARY SURVEY.
 THE CERTIFICATION HEREON CERTIFIES
 THE LOCATION, SIZE AND SHAPE OF THE
 PROPOSED UNIT
 ONLY.

EXHIBIT A
 OAKWOOD FIELD
 UNIT 040
 FORCE POOLING
 VG08-93-0210-0338-07

Company CNX Gas Company LLC Well Name and Number 040
 Tract No. _____ Elevation _____ Quadrangle _____
 County BUCHANAN District GARDEN Scale: 1" = 400'
 This plot is a new plot X ; an updated plot _____ ; or a final plat _____
 Form DGO-GO-7 Richard C. Murphy
 Rev. 9/91 Licensed Professional Engineer or Licensed Land Surveyor
 Licensure No. 041898
 Date 08/18/10
 (Affix Seal)



CNX Gas Company LLC

UNIT Q 40

Tract Identification

1. Coal Mountain Mining Company L.L.P. Tr. 26 (1366 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
39.12 Acres 46.9000%
2. Ann C. Dobrenz - All Minerals
Island Creek Coal Company/Consol Energy Inc. - Below drainage coal Leased (except P3 seam)
Consolidation Coal Company - P3 seam Leased
CNX Gas Company LLC - Oil & Gas, CBM Leased
26.47 Acres 35.6676%
- 2A. Mildred Patrick - Surface
2B. Naomi Horn Heirs - Surface
2C. Mildred Patrick - Surface
2D. Consolidation Coal Company - Surface
2E. Unknown Surface Owner
2F. Reserved Coal Properties Company - Surface
3. James M. McGuire Trust - 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
6.21 Acres 6.5125%
4. Reserve Coal Properties Company - Coal in Jawbone and Below (1/2) (76.40 Acre Tract)
Bessie Franks Heirs, et al - Coal, Oil and Gas (1/2)
Ronald A. Clyborne - Coal Above Jawbone (1/2)
Ronald A. Clyborne - Oil and Gas (1/2)
CNX Gas Company LLC - Oil, Gas and CBM Leased
Bessie Franks Heirs, et al - Surface (1/2)
Reserve Coal Properties Company - Surface (1/2)
3.47 Acres 4.3375%
5. Consolidation Coal Company - All Coal
CNX Gas Company LLC - Oil and Gas
Reserved Coal Properties Company - Surface
3.73 Acres 4.6625%

(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.)

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Exhibit E
Unit Q40
Docket #VGOB 93-0216-0328-04
List of All Owners/Claimants that require escrow

	Net Acres in Unit	Interest in Unit	Interest in	
			12-Right 16.50154%	13-Right 15.58061%
<u>Tract #3 - 5.21 acres</u>				
<u>COAL OWNERSHIP</u>				
(1) James M. McGuire Land Trust (460.57 Acre Tract) P.O. Box 1067 Bluefield, VA 24605	5.21 acres	6.5125%	1.07466%	1.01469%
<u>OIL & GAS OWNERSHIP</u>				
(1) Consolidation Coal Company, et al <i>Previously W. B. McDonald, et ux. Heirs, Devisees, Successors or Assigns</i>	5.21 acres	6.5125%	1.07466%	1.01469%
(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 5.21 acres	0.3618%	0.05970%	0.05637%
(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 5.21 acres	0.3618%	0.05970%	0.05637%
(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 5.21 acres	0.3618%	0.05970%	0.05637%
(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 5.21 acres	0.3618%	0.05970%	0.05637%
(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 5.21 acres	0.3618%	0.05970%	0.05637%
(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 5.21 acres	0.3618%	0.05970%	0.05637%
(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 5.21 acres	0.3618%	0.05970%	0.05637%
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	conveyed interest (Instrument 11-2743), 11/4/2011			
Sherry R. McDonald	conveyed interest (Instrument 11-2748), 11/4/2011			
Timothy J. McDonald	conveyed interest (Instrument 11-2708), 11/3/2011			
Aristotle McDonald	conveyed interest (Instrument 11-2747), 11/4/2011			
Abraham McDonald	conveyed interest (Instrument 11-2749), 11/4/2011			
Byrd W. McDonald II	conveyed interest (Instrument 11-2755), 11/7/2011			
By/Shey McDonald	conveyed interest (Instrument 11-2746), 11/4/2011			

Exhibit EE
Unit Q40
Docket #VGOB 93-0216-0328-04
List of All Owners/Claimants with Royalty Split Agreements

	Net Acres in Unit	Interest in Unit	Interest in		Percent of Escrow
			12-Right 16.50154%	13-Right 15.58061%	
<u>Tract #3 - 5.21 acres</u>					
<u>COAL OWNERSHIP</u>					
(1) James M. McGuire Land Trust (460.57 Acre Tract) P.O. Box 1067 Bluefield, VA 24605	5.21 acres	6.5125%	1.07466%	1.01469%	11.11111%
<u>OIL & GAS OWNERSHIP</u>					
(1) Consolidation Coal Company, et al Previously W. B. McDonald, et ux. Heirs, devisees, Successors or Assigns.	5.21 acres	6.5125%	1.07466%	1.01469%	
(a) Consolidation Coal Company/ CNX Gas Company, LLC 1000 Consol Energy Drive Canonsburg, PA 15317 Previously Meledge Estridge, conveyed 1/2 interest (Instrument 11-2623), 10/21/2011	2.61 acres 1/2 of 5.21 acres	3.2563%	0.53733%	0.50734%	n/a
(b) Consolidation Coal Company/ CNX Gas Company, LLC 1000 Consol Energy Drive Canonsburg, PA 15317 Previously B. W. McDonald Testamentary Trust, Greta Meek	0.29 acres 1/18 of 5.21 acres	0.3618%	0.05970%	0.05637%	5.5556%
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 Company, LLC 1000 Consol Energy Drive Canonsburg, PA 15317 Previously B. W. McDonald Testamentary Trust, Tamala M. Peiphrey	0.29 acres 1/18 of 5.21 acres	0.3618%	0.05970%	0.05637%	5.5556%
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. Peiphrey conveyed interest (Instrument 11-2744), 11/4/2011 Greta M. Meek conveyed interest (Instrument 11-2745), 11/4/2011					
<u>Tract #4 - 3.47 acres</u>					
<u>COAL OWNERSHIP</u>					
Bessie Franks Heirs, et al.	3.47 acres	4.3375%	0.71575%	0.67581%	
(1) Bessie Franks Estate (1/2 All Minerals) Royalties paid to: J. H. Franks Estate c/o J. C. Franks 621 Peavler Street Marion, VA 24641	1.735 acres 1/2 of 3.47 acres	2.1688%	0.35788%	0.33790%	n/a
(2) Reserve Coal Properties (1/2 Coal Below Jawbone Seam) (76.40 Acre Tract) 10545 Riverside Drive Oakwood, VA 24631	1.735 acres 1/2 of 3.47 acres	2.1688%	0.35788%	0.33790%	n/a
(3) Ronald A. Clyborne (1/2 Coal Above Jawbone Seam) *** 9325 Olympic View Dr. Edmonds, WA 98020-2397					
*** Above Jawbone seam coal ownership is of No Issue.					

Exhibit EE
Unit Q40
Docket #VGOB 93-0216-0328-04
List of All Owners/Claimants with Royalty Split Agreements

	Net Acres in Unit	Interest in Unit	Interest in		Percent of Escrow
			12-Right 16.50154%	13-Right 15.58061%	
<u>OIL & GAS OWNERSHIP</u>					
Bessie Franks Heirs, et al. <i>(76.40 Acre Tract)</i>	3.47 acres	4.3375%	0.71575%	0.67581%	
(1) Bessie Franks Estate <i>(1/2 All Minerals)</i>	1.735 acres 1/2 of 3.47 acres	2.1688%	0.35788%	0.33790%	n/a
<i>Royalties paid to:</i>					
J. H. Franks Estate c/o J. C. Franks 621 Peavler Street Marion, VA 24641					
(2) Ronald A. Clyborne <i>(1/2 All Minerals Except Coal)</i>	1.735 acres 1/2 of 3.47 acres	2.1688%	0.35788%	0.33790%	n/a
9325 Olympic View Dr. Edmonds, WA 98020-2397					

Exhibit J
Unit Q40 Escrow Account Reconciliation Summary
VGOB 93-0216-0328

CNX Deposit Information		
Check Date	Check Number	Total
3/25/1997		\$417.66
4/25/1997		\$251.64
5/25/1997		\$65.78
6/25/1997		\$80.67
7/25/1997		\$133.95
8/25/1997		\$150.55
9/25/1997		\$131.74
10/25/1997		\$129.00
11/25/1997		\$165.19
12/25/1997		\$207.85
1/25/1998		\$286.39
2/25/1998		\$202.34
3/25/1998		\$151.60
4/25/1998		\$66.65
5/25/1998		\$91.43
6/25/1998		\$76.19
7/25/1998		\$68.79
8/25/1998		\$47.36
9/25/1998		\$102.12
10/25/1998		\$80.52
11/25/1998		\$48.59
12/25/1998		\$92.93
1/25/1999		\$120.42
2/25/1999		\$146.37
3/25/1999		\$147.88
4/25/1999		\$111.02
5/25/1999		\$97.07
6/25/1999		\$79.56
7/25/1999		\$127.49
8/25/1999		\$111.62
9/25/1999		\$115.19
10/25/1999		\$156.99
11/25/1999		\$184.58
12/25/1999		\$150.73
1/25/2000		\$190.68
2/25/2000		\$284.60
3/25/2000		\$114.52
4/25/2000		\$134.07
5/25/2000		\$139.59
6/25/2000		\$159.37
7/25/2000		\$187.62
8/25/2000		\$295.30
9/25/2000		\$298.65
10/25/2000		\$252.54
11/25/2000		\$292.35
12/25/2000		\$370.66
1/25/2001		\$296.20

Escrow Bank Data														
Date	Escrow Royalty Deposits	Income	\$ Mkt Int	CDARS Int	Fees	Distributions	Corrections	Audit Costs	Gain/Loss	Royalty Bonus	Total Int and Fees	Bank Balance	Running Balance	Difference
3/31/1997	\$841.46	\$20.34			-\$4.12				\$206.85		\$223.07	\$5,771.19	\$5,781.45	\$10.26
4/30/1997	\$251.64	\$35.25			-\$14.82				\$6.05		\$26.48	\$6,049.31	\$6,059.57	\$10.26
5/31/1997	\$65.78	\$23.55			-\$15.06				\$11.10		\$19.59	\$6,134.68	\$6,144.94	\$10.26
6/30/1997	\$80.67	\$25.59			-\$15.13				\$2.23		\$12.69	\$6,228.04	\$6,238.30	\$10.26
7/31/1997	\$133.95	\$36.88			-\$15.20				\$13.15		\$34.83	\$6,396.82	\$6,407.08	\$10.26
8/31/1997	\$150.55	\$22.08			-\$15.33						\$6.75	\$6,554.12	\$6,564.38	\$10.26
9/30/1997	\$131.74	\$32.14			-\$15.46						\$18.68	\$6,702.54	\$6,712.80	\$10.26
10/31/1997	\$129.00	\$68.15			-\$31.30				-\$4.33		\$32.52	\$6,864.06	\$6,874.32	\$10.26
11/30/1997											\$0.00		\$6,874.32	\$6,874.32
12/31/1997	\$165.19	\$42.93							\$0.13		\$43.06	\$7,072.31	\$7,082.57	\$10.26
1/31/1998											\$0.00		\$7,290.42	\$7,290.42
2/28/1998											\$0.00		\$7,576.81	\$7,576.81
3/31/1998											\$0.00		\$7,779.15	\$7,779.15
4/30/1998											\$0.00		\$7,930.75	\$7,930.75
5/31/1998											\$0.00		\$7,997.40	\$7,997.40
6/30/1998	\$1,006.26	\$163.98							\$4.42		\$168.40	\$8,246.97	\$8,257.23	\$10.26
7/31/1998											\$0.00		\$8,333.42	\$8,333.42
8/31/1998											\$0.00		\$8,402.21	\$8,402.21
9/30/1998											\$0.00		\$8,449.57	\$8,449.57
10/31/1998											\$0.00		\$8,551.69	\$8,551.69
11/30/1998											\$0.00		\$8,632.21	\$8,632.21
12/31/1998	\$423.57	\$174.28							\$18.50		\$192.78	\$8,863.32	\$8,873.58	\$10.26
1/31/1999	\$92.93	\$43.69							-\$2.64		\$41.05	\$8,997.30	\$9,007.56	\$10.26
2/28/1999	\$120.42	\$25.72			-\$17.42				-\$13.30		-\$5.00	\$9,112.72	\$9,122.98	\$10.26
3/31/1999	\$146.37	\$38.55			-\$35.12				\$1.81		\$5.24	\$9,274.59	\$9,274.59	
4/30/1999	\$147.88	\$53.97			-\$19.72				-\$3.70		\$30.55	\$9,442.76	\$9,453.02	\$10.26
5/31/1999	\$111.02	\$38.52			-\$18.77				-\$9.98		\$9.77	\$9,563.55	\$9,573.81	\$10.26
6/30/1999	\$97.07	\$41.85			-\$17.96				-\$4.28		\$19.61	\$9,680.23	\$9,690.49	\$10.26
7/31/1999	\$79.56	\$49.49			-\$18.06				-\$3.53		\$27.90	\$9,787.69	\$9,797.95	\$10.26
8/31/1999	\$127.49	\$27.97			-\$18.16				-\$3.10		\$6.71	\$9,921.89	\$9,932.15	\$10.26
9/30/1999	\$111.62	\$54.39			-\$18.66				\$2.12		\$37.85	\$10,071.36	\$10,081.62	\$10.26
10/31/1999	\$115.19	\$40.97			-\$18.39				\$0.41		\$22.99	\$10,209.54	\$10,219.80	\$10.26
11/30/1999	\$156.99	\$31.07			-\$18.51				-\$11.41		\$1.15	\$10,367.68	\$10,377.94	\$10.26
12/31/1999	\$335.31	\$120.57			-\$18.65				-\$17.67		\$84.25	\$10,787.24	\$10,797.50	\$10.26
1/31/2000											\$0.00		\$10,988.18	\$10,988.18
2/28/2000											\$0.00		\$11,272.78	\$11,272.78
3/31/2000											\$0.00		\$11,387.30	\$11,387.30
4/25/2000											\$0.00		\$11,521.37	\$11,521.37
5/25/2000											\$0.00		\$11,660.96	\$11,660.96
6/30/2000		\$227.76									\$227.76		\$12,048.09	\$12,048.09
7/25/2000											\$0.00		\$12,235.71	\$12,235.71
8/25/2000											\$0.00		\$12,531.01	\$12,531.01
9/30/2000	\$298.65	\$50.22				\$0.00					\$50.22	\$12,794.93	\$12,879.88	\$84.95
10/25/2000											\$0.00		\$13,132.42	\$13,132.42
11/25/2000											\$0.00		\$13,424.77	\$13,424.77
12/31/2000	\$370.66	\$56.11				\$0.00					\$56.11	\$13,881.71	\$13,851.54	-\$30.17
1/31/2001	\$296.18	\$58.75				\$0.00					\$58.75	\$14,236.64	\$14,206.49	-\$30.15

Exhibit J
Unit Q40 Escrow Account Reconciliation Summary
VGOB 93-0216-0328

CNA Deposit Information		
Check Date	Check Number	Total
2/25/2001		\$471.12
3/25/2001		\$679.94
4/25/2001		\$299.94
5/25/2001		\$271.54
6/25/2001		\$275.00
7/25/2001		\$233.78
8/25/2001		\$166.62
9/25/2001		\$127.94
10/25/2001		\$125.68
11/25/2001		\$64.76
12/25/2001		\$61.92
1/25/2002		\$61.26
2/25/2002		\$67.74
3/25/2002	16113	\$72.01
4/25/2002	16438	\$63.85
5/24/2002	17307	\$82.32
6/25/2002	17953	\$88.06
7/25/2002	18532	\$94.80
8/23/2002	19142	\$93.33
9/25/2002	19479	\$102.63
10/25/2002	20376	\$104.27
11/25/2002	21044	\$98.48
12/24/2002	21498	\$100.66
1/24/2003	23002	\$116.06
2/25/2003	23689	\$132.14
3/25/2003	24492	\$137.12
4/25/2003	25321	\$121.54
5/23/2003	26204	\$135.28
6/25/2003	26684	\$122.02
7/25/2003	27257	\$79.37
8/25/2003	28134	\$78.11
9/25/2003	28866	\$73.59
10/24/2003	29745	\$73.29
11/25/2003	30661	\$66.72
12/24/2003	31467	\$56.41
1/23/2004	33017	\$74.43
2/25/2004	33837	\$72.87
3/25/2004	34706	\$94.08
4/23/2004	35637	\$79.85
5/25/2004	36740	\$86.89
6/25/2004	37668	\$82.80
7/23/2004	38641	\$88.23
8/25/2004	39778	\$90.97
9/24/2004	40917	\$88.43
10/25/2004	42015	\$85.63
11/24/2004	43124	\$75.43
12/24/2004	44121	\$84.88
1/25/2005	45796	\$81.30

Escrow Bank Data														Running Balance	Difference
Date	Escrow Royalty Deposits	Income	\$ Mkr Int	CD&RS Int	Fees	Distributions	Corrections	Audit Costs	Gain/Loss	Royalty Bonus	Total Int. and Fees	Bank Balance			
2/28/2001	\$767.30	\$102.31				\$0.00					\$102.31	\$14,751.32	\$14,779.92	-\$28.60	
3/31/2001	\$679.96	\$46.82				\$0.00					\$46.82	\$15,478.10	\$15,506.68	-\$28.58	
						\$0.00					\$0.00		\$15,806.62	\$15,806.62	
5/31/2001	\$271.54	\$40.85				\$0.00					\$40.85	\$16,138.53	\$16,119.01	-\$19.52	
6/30/2001	\$275.00	\$34.98				\$0.00					\$34.98	\$16,448.51	\$16,428.99	-\$19.52	
7/31/2001	\$233.78	\$37.17				\$0.00					\$37.17	\$16,719.46	\$16,699.94	-\$19.52	
8/31/2001	\$166.62	\$36.16				\$0.00					\$36.16	\$16,922.24	\$16,902.72	-\$19.52	
9/30/2001	\$127.94	\$27.42				\$0.00					\$27.42	\$17,077.60	\$17,058.08	-\$19.52	
10/31/2001	\$125.68	\$24.63				\$0.00					\$24.63	\$17,227.91	\$17,208.39	-\$19.52	
11/30/2001	\$0.00	\$0.00				\$0.00					\$0.00	\$17,312.22	\$17,273.15	-\$39.07	
12/31/2001	\$61.92	\$20.99				\$0.00					\$20.99	\$17,395.13	\$17,356.06	-\$39.07	
1/31/2002	\$61.26	\$12.46				\$0.00					\$12.46	\$17,468.85	\$17,429.78	-\$39.07	
2/28/2002	\$67.74	\$9.25				\$0.00					\$9.25	\$17,545.84	\$17,506.77	-\$39.07	
3/31/2002	\$72.01	\$10.31				\$0.00					\$10.31	\$17,628.16	\$17,589.09	-\$39.07	
4/30/2002	\$63.85	\$0.00				\$0.00					\$0.00	\$17,692.01	\$17,652.94	-\$39.07	
5/31/2002	\$82.32	\$11.56				\$0.00					\$11.56	\$17,785.89	\$17,746.82	-\$39.07	
6/30/2002	\$88.06	\$9.72				\$0.00					\$9.72	\$17,883.67	\$17,844.60	-\$39.07	
7/31/2002	\$94.80	\$9.29				\$0.00					\$9.29	\$17,987.76	\$17,948.69	-\$39.07	
8/31/2002	\$93.33	\$9.81				\$0.00					\$9.81	\$18,090.90	\$18,051.83	-\$39.07	
9/30/2002	\$102.63	\$9.55				\$0.00					\$9.55	\$18,203.08	\$18,164.01	-\$39.07	
10/31/2002	\$104.27	\$8.12				\$0.00					\$8.12	\$18,315.47	\$18,276.40	-\$39.07	
11/30/2002	\$98.48	\$8.99				\$0.00					\$8.99	\$18,422.94	\$18,383.87	-\$39.07	
12/31/2002	\$100.66	\$8.56				\$0.00					\$8.56	\$18,532.16	\$18,493.09	-\$39.07	
1/31/2003	\$78.84	\$4.23				\$0.00					\$4.23	\$18,652.45	\$18,613.38	-\$39.07	
2/28/2003	\$132.14	\$3.87				\$0.00					\$3.87	\$18,788.46	\$18,749.39	-\$39.07	
3/31/2003	\$137.12	\$1.96				\$0.00					\$1.96	\$18,927.54	\$18,888.47	-\$39.07	
4/30/2003	\$121.54	\$3.23				\$0.00					\$3.23	\$19,052.31	\$19,013.24	-\$39.07	
5/31/2003	\$135.28	\$2.24				\$0.00					\$2.24	\$19,189.83	\$19,150.76	-\$39.07	
6/30/2003	\$122.02	\$3.12				\$0.00					\$3.12	\$19,314.97	\$19,275.90	-\$39.07	
7/31/2003	\$79.37	\$1.91				\$0.00					\$1.91	\$19,396.25	\$19,357.18	-\$39.07	
8/31/2003	\$78.11	\$0.79				\$0.00					\$0.79	\$19,475.15	\$19,436.08	-\$39.07	
9/30/2003	\$73.59	\$0.70				\$0.00					\$0.70	\$19,549.44	\$19,510.37	-\$39.07	
10/31/2003	\$73.29	\$1.07				\$0.00					\$1.07	\$19,623.80	\$19,584.73	-\$39.07	
11/30/2003	\$66.72	\$1.67				\$0.00					\$1.67	\$19,692.19	\$19,653.12	-\$39.07	
12/31/2003	\$56.41	\$1.08				\$0.00					\$1.08	\$19,749.68	\$19,710.61	-\$39.07	
1/31/2004	\$74.43	\$2.03				\$0.00					\$2.03	\$19,826.14	\$19,787.07	-\$39.07	
2/28/2004	\$72.87	\$1.47				\$0.00					\$1.47	\$19,900.48	\$19,861.41	-\$39.07	
3/31/2004	\$94.08	\$0.89				\$0.00					\$0.89	\$19,995.45	\$19,956.38	-\$39.07	
4/30/2004	\$79.85	\$2.39				\$0.00					\$2.39	\$20,077.69	\$20,038.62	-\$39.07	
5/31/2004	\$86.89	\$2.36				\$0.00					\$2.36	\$20,166.94	\$20,127.87	-\$39.07	
6/30/2004	\$82.80	\$3.22				\$0.00					\$3.22	\$20,252.96	\$20,213.89	-\$39.07	
7/31/2004	\$88.23	\$4.21				\$0.00					\$4.21	\$20,345.40	\$20,306.33	-\$39.07	
8/31/2004	\$90.97	\$8.68				\$0.00					\$8.68	\$20,445.05	\$20,405.98	-\$39.07	
9/30/2004	\$88.43	\$10.32				\$0.00					\$10.32	\$20,543.80	\$20,504.73	-\$39.07	
10/31/2004	\$85.63	\$12.31				\$0.00					\$12.31	\$20,641.74	\$20,602.67	-\$39.07	
11/30/2004	\$75.43	\$16.10				\$0.00					\$16.10	\$20,733.27	\$20,694.20	-\$39.07	
12/31/2004	\$84.88	\$16.00				\$0.00					\$16.00	\$20,834.15	\$20,795.08	-\$39.07	
1/31/2005	\$81.30	\$21.60				\$0.00					\$21.60	\$20,937.05	\$20,897.98	-\$39.07	

Exhibit J
Unit Q40 Escrow Account Reconciliation Summary
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CNX Deposit Information		
Check Date	Check Number	Total
2/25/2005	46815	\$92.64
3/24/2005	48125	\$80.69
4/25/2005	49305	\$70.58
5/25/2005	50617	\$83.54
6/24/2005	51787	\$68.93
7/25/2005	52810	\$77.65
8/25/2005	54142	\$77.13
9/23/2005	55466	\$79.72
10/25/2005	56694	\$94.96
11/25/2005	57972	\$115.48
12/23/2005	59215	\$132.70
1/25/2006	61126	\$107.57
2/24/2006	62424	\$130.73
3/24/2006	63799	\$138.18
4/25/2006	65170	\$98.54
5/25/2006	66602	\$91.70
6/23/2006	67755	\$86.64
7/25/2006	69266	\$88.58
8/25/2006	217	\$77.29
9/25/2006	1382	\$77.77
10/25/2006	2800	\$94.07
11/25/2006	4221	\$74.86
12/25/2006	5781	\$47.09
1/25/2007	7038	\$52.49
1/31/2007	8301	\$30.74
2/25/2007	9455	\$94.08
3/25/2007	10983	\$62.10
4/25/2007	12443	\$64.41
5/25/2007	13864	\$70.39
6/25/2007	16063	\$63.64
7/25/2007	17524	\$63.46
8/25/2007	19016	\$58.96
10/25/2007	22212	\$43.95
12/25/2007	25595	\$38.86
2/25/2008	28838	\$38.98
3/25/2008	30287	\$25.94
5/25/2008	33531	\$48.99
7/25/2008	37022	\$58.71
8/25/2008	38791	\$338.66
9/25/2008	40622	\$134.93
10/25/2008	42760	\$98.20
11/25/2008	44844	\$116.25
12/25/2008	46982	\$113.29

Escrow Bank Data														
Date	Escrow Royalty Deposits	Income	S Mktet Int	CDARS Int	Fees	Distributions	Corrections	Audit Costs	Gain/Loss	Royalty Bonus	Total Int and Fees	Bank Balance	Running Balance	Difference
2/28/2005	\$92.64	\$24.66				\$0.00					\$24.66	\$21,054.35	\$21,015.28	-\$39.07
3/31/2005	\$80.69	\$24.11				\$0.00					\$24.11	\$21,159.15	\$21,120.08	-\$39.07
4/30/2005	\$70.58	\$31.84				\$0.00					\$31.84	\$21,261.57	\$21,222.50	-\$39.07
5/31/2005	\$83.54	\$34.03				\$0.00					\$34.03	\$21,379.14	\$21,340.07	-\$39.07
6/30/2005	\$68.93	\$36.90				\$0.00					\$36.90	\$21,484.97	\$21,445.90	-\$39.07
7/31/2005	\$77.65	\$37.15				\$0.00					\$37.15	\$21,599.77	\$21,560.70	-\$39.07
8/31/2005	\$77.13	\$41.98				\$0.00					\$41.98	\$21,718.88	\$21,679.81	-\$39.07
9/30/2005	\$79.72	\$45.34				\$0.00					\$45.34	\$21,843.94	\$21,804.87	-\$39.07
10/31/2005	\$94.96	\$46.94				\$0.00					\$46.94	\$21,985.84	\$21,946.77	-\$39.07
11/30/2005	\$115.48	\$48.49				\$0.00					\$48.49	\$22,149.81	\$22,110.74	-\$39.07
12/31/2005	\$132.70	\$52.42				\$0.00					\$52.42	\$22,334.93	\$22,295.86	-\$39.07
1/31/2006	\$107.57	\$58.60				\$0.00					\$58.60	\$22,501.10	\$22,462.03	-\$39.07
2/28/2006	\$130.73	\$58.79				\$0.00					\$58.79	\$22,690.62	\$22,651.55	-\$39.07
3/31/2006	\$138.18	\$61.01				\$0.00					\$61.01	\$22,889.81	\$22,850.74	-\$39.07
4/30/2006	\$98.54	\$71.24				\$0.00					\$71.24	\$23,059.59	\$23,020.52	-\$39.07
5/31/2006	\$91.70	\$68.99				\$0.00					\$68.99	\$23,220.28	\$23,181.21	-\$39.07
6/30/2006	\$86.64	\$72.43				\$0.00					\$72.43	\$23,379.35	\$23,340.28	-\$39.07
7/31/2006	\$88.58	\$72.70				\$0.00					\$72.70	\$23,540.63	\$23,501.56	-\$39.07
8/31/2006	\$0.00	\$79.19				\$0.00					\$79.19	\$23,619.82	\$23,658.04	\$38.22
											\$0.00		\$23,735.81	-\$23,735.81
10/31/2006	\$94.07	\$89.98				\$0.00					\$89.98	\$24,042.42	\$23,919.86	-\$122.56
11/30/2006	\$74.86	\$92.66				\$0.00					\$91.03	\$24,208.31	\$24,085.75	-\$122.56
12/31/2006	\$47.09	\$93.94				\$0.00					\$81.06	\$24,336.46	\$24,213.90	-\$122.56
1/31/2007	\$52.49	\$88.96				\$0.00					\$88.96	\$24,477.91	\$24,355.35	-\$122.56
2/28/2007	\$0.00	\$85.75				\$0.00					\$85.75	\$24,563.66	\$24,471.84	-\$91.82
3/31/2007	\$124.82	\$79.57				\$0.00					\$79.57	\$24,768.05	\$24,645.49	-\$122.56
											\$0.00		\$24,707.59	-\$24,707.59
4/30/2007	\$126.51	\$92.09				\$0.00					\$92.09	\$24,986.65	\$24,864.09	-\$122.56
5/31/2007	\$70.39	\$85.05				\$0.00					\$85.05	\$25,142.09	\$25,019.53	-\$122.56
6/30/2007	\$0.00	\$89.02				\$0.00					\$89.02	\$25,231.11	\$25,172.19	-\$58.92
7/31/2007	\$127.10	\$174.66				\$0.00					\$174.66	\$25,445.54	\$25,410.31	-\$35.23
8/31/2007	\$58.96	\$86.13				\$0.00					\$86.13	\$25,590.63	\$25,555.40	-\$35.23
9/30/2007	\$0.00	\$136.85				\$0.00					\$136.85	\$25,727.48	\$25,692.25	-\$35.23
10/31/2007	\$0.00	\$86.21				\$0.00					\$86.21	\$25,813.69	\$25,778.46	-\$35.23
11/30/2007	\$43.95	\$89.19				\$0.00					\$89.19	\$25,946.83	\$25,911.60	-\$35.23
12/31/2007	\$38.86	\$82.30				\$0.00					\$82.30	\$26,067.99	\$26,032.76	-\$35.23
1/31/2008	\$0.00	\$65.81				\$0.00					\$65.81	\$26,133.80	\$26,098.57	-\$35.23
2/29/2008	\$38.98	\$55.99				\$0.00					\$55.99	\$26,228.77	\$26,193.54	-\$35.23
3/31/2008	\$25.94	\$49.12				\$0.00					\$49.12	\$26,303.83	\$26,268.60	-\$35.23
4/30/2008	\$0.00	\$36.82				\$0.00					\$36.82	\$26,340.65	\$26,305.42	-\$35.23
5/31/2008	\$48.99	\$30.25				\$0.00					\$30.25	\$26,419.89	\$26,384.66	-\$35.23
6/30/2008	\$0.00	\$30.16				\$0.00					\$30.16	\$26,450.05	\$26,414.82	-\$35.23
7/31/2008	\$58.71	\$29.02				\$0.00					\$29.02	\$26,537.78	\$26,502.55	-\$35.23
8/31/2008	\$338.66	\$37.09				\$0.00					\$37.09	\$26,913.53	\$26,878.30	-\$35.23
9/30/2008	\$134.93	\$33.49				\$0.00					\$33.49	\$27,081.95	\$27,046.72	-\$35.23
10/31/2008	\$98.20	\$27.02				\$0.00					\$27.02	\$27,207.17	\$27,171.94	-\$35.23
11/30/2008	\$116.25	\$35.75				\$0.00					\$35.75	\$27,359.17	\$27,323.94	-\$35.23
12/31/2008	\$113.29	\$14.51				\$0.00					\$14.51	\$27,486.97	\$27,451.74	-\$35.23

Exhibit J
Unit Q40 Escrow Account Reconciliation Summary
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CNX Deposit Information		
Check Date	Check Number	Total

Escrow Bank Data														
Date	Escrow Royalty Deposits	Income	S Market Int	CDARS Int	Fees	Distributions	Corrections	Audit Costs	Gain/Loss	Royalty Bonus	Total Int. and Fees	Bank Balance	Running Balance	Difference
1/31/2013			\$0.46	\$7.17	-\$2.50			-\$2.68			\$2.45	\$29,944.58	\$29,918.34	-\$26.24
2/28/2013			\$0.42	\$6.49	-\$2.50			-\$4.66			-\$0.25	\$29,944.33	\$29,918.09	-\$26.24
3/31/2013			\$0.45	\$6.90	-\$2.50			-\$2.97			\$1.88	\$29,946.21	\$29,919.97	-\$26.24
4/30/2013			\$0.44	\$6.43	-\$2.50						\$4.37	\$29,950.58	\$29,924.34	-\$26.24
5/31/2013			\$0.46	\$6.64	(\$2.50)						-\$4.60	\$29,955.18	\$29,928.94	-\$26.24
6/30/2013			\$0.45	\$6.42	(\$2.50)			(\$2.98)			\$1.39	\$29,956.57	\$29,930.33	-\$26.24
7/31/2013			\$0.46	\$6.67	(\$2.50)						\$4.63	\$29,961.20	\$29,934.96	-\$26.24
8/31/2013			\$0.48	\$6.70	(\$2.50)						\$4.68	\$29,965.88	\$29,939.64	-\$26.24
Total											\$4,783.14			

Total Deposited	\$54,957.06
Total Disbursement	-\$29,800.56
Interest and Fees	\$4,783.14
Total	\$29,939.64
August 2013 First Bank and Trust balance	\$29,965.88
Difference	-\$26.24 *

* The variance between the operator's and escrow agent's balances results from credits to the account for escrow account earnings, net of escrow agent fees. Electronic data is not available from the escrow agent.