

BEFORE THE VIRGINIA GAS AND OIL BOARD

APPLICANT: CNX Gas Company LLC
RELIEF SOUGHT: Modify prior Order(s)
LOCATION: SEE EXHIBIT "A1"
UNIT: G-39 / Well G39B
BUCHANAN COUNTY, VIRGINIA

DIVISION OF GAS AND OIL
DOCKET NO.: VGOB 06-0221-1577-01
HEARING DATE: March 17, 2015

APPLICATION

1. **Applicant and its counsel:** Applicant is **CNX Gas Company LLC**, 2481 John Nash Blvd., Bluefield, WV 24701, 304/323-6500. Applicant's counsel is Mark A. Swartz, Hilliard & Swartz, LLP, 122 Capitol Street, FL 2, Charleston, WV 25301.
2. **Relief sought:** Modify prior Order(s) to afford Respondents the opportunity to make elections under Va. Code Ann. §45.1-361.21 regarding **Well G39B**.
3. **Legal Authority:** Va. Code Ann. §45.1-361.20, §45.1-361.17, 4 VAC 25-160-50 and 4 VAC 25-160-60.
4. **Type of well(s):** Coalbed methane.
5. **Permit numbers, if any:** **CBM-G39 Permit # 6537; CBM-G39A Permit # 8932; CBM-G39B Permit # 12773**
6. **Exhibits:** Annexed hereto are Exhibit A which shows the location of the existing well and the well proposed by this Application. The Tract Identifications for Exhibit A are also attached. The plat is certified by a licensed professional engineer and is attested by the undersigned on behalf of the applicant to be in conformity with existing orders issued by the Board. Also annexed hereto are Applicant's well cost estimate of **\$358,223.00** and a revised Exhibit B-3.
7. **Unit description:** Oakwood 80 acre Unit.
8. **Applicant's standing:** The Applicant is the Unit Operator under the terms of the Pooling Order entered in the referenced matter.
9. **Attestation:** The foregoing application, to the best of my knowledge, information, and belief, is true and correct.

CNX GAS COMPANY LLC
BY ITS PROFESSIONAL MANAGER
CNX GAS COMPANY LLC, PETITIONER

By: 

Anita D. Duty
Pooling Supervisor
2481 John Nash Blvd.
Bluefield, West Virginia 24701

BEFORE THE VIRGINIA GAS AND OIL BOARD

APPLICANT: CNX Gas Company LLC

DIVISION OF GAS AND OIL
DOCKET NO.: VGOB 06-0221-1577-01

RELIEF SOUGHT: Modify prior Order(s)

HEARING DATE: March 17, 2015

LOCATION: SEE EXHIBIT "A1"

UNIT: G-39/ Well G39B

BUCHANAN COUNTY, VIRGINIA

NOTICE OF HEARING

HEARING DATE: March 17, 2015
PLACE: Russell County Conference Center
135 Highlands Drive
Lebanon, Virginia 24266
TIME: 9:00 AM

COMMONWEALTH OF VIRGINIA: To all persons owning or claiming an interest in oil and gas, coalbed methane gas, coal or other minerals and to all other persons who have or claim to have an interest in the coalbed methane underlying and within Unit G-39 and the lands described on Exhibit A to the Application and Exhibit A1 hereto, in the Garden District of Buchanan County, Virginia (hereinafter "Subject Lands") and adjacent lands, and in particular to the following persons, their known and unknown heirs, executors, administrators, devisees, assigns and successors, both immediate and remote:

LBR Holdings, LLC

NOTICE IS HEREBY GIVEN that Applicant is requesting that the Virginia Gas and Oil Board (hereinafter "Board") issue an order modifying the Order referenced above and entered on the 21st day of February, 2006 as follows:

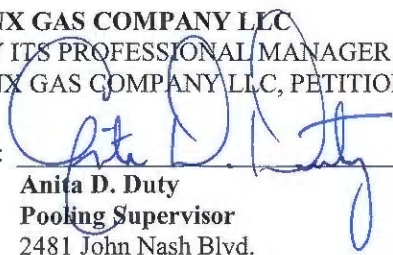
- a. To afford Respondents the opportunity to make elections under Va. Code Ann. § 45.1-361.21 regarding Well G39B.
- b. Granting such other relief as is merited by the evidence and is just and equitable, whether or not such relief has been specifically requested herein.

NOTICE IS FURTHER GIVEN that this cause has been set for hearing and the taking of evidence before the Board at 9:00 AM, on **March 17, 2015**, at the Russell County Conference Center, Lebanon, Virginia 24266, and that notice will be published as required by law and the rules of the Board.

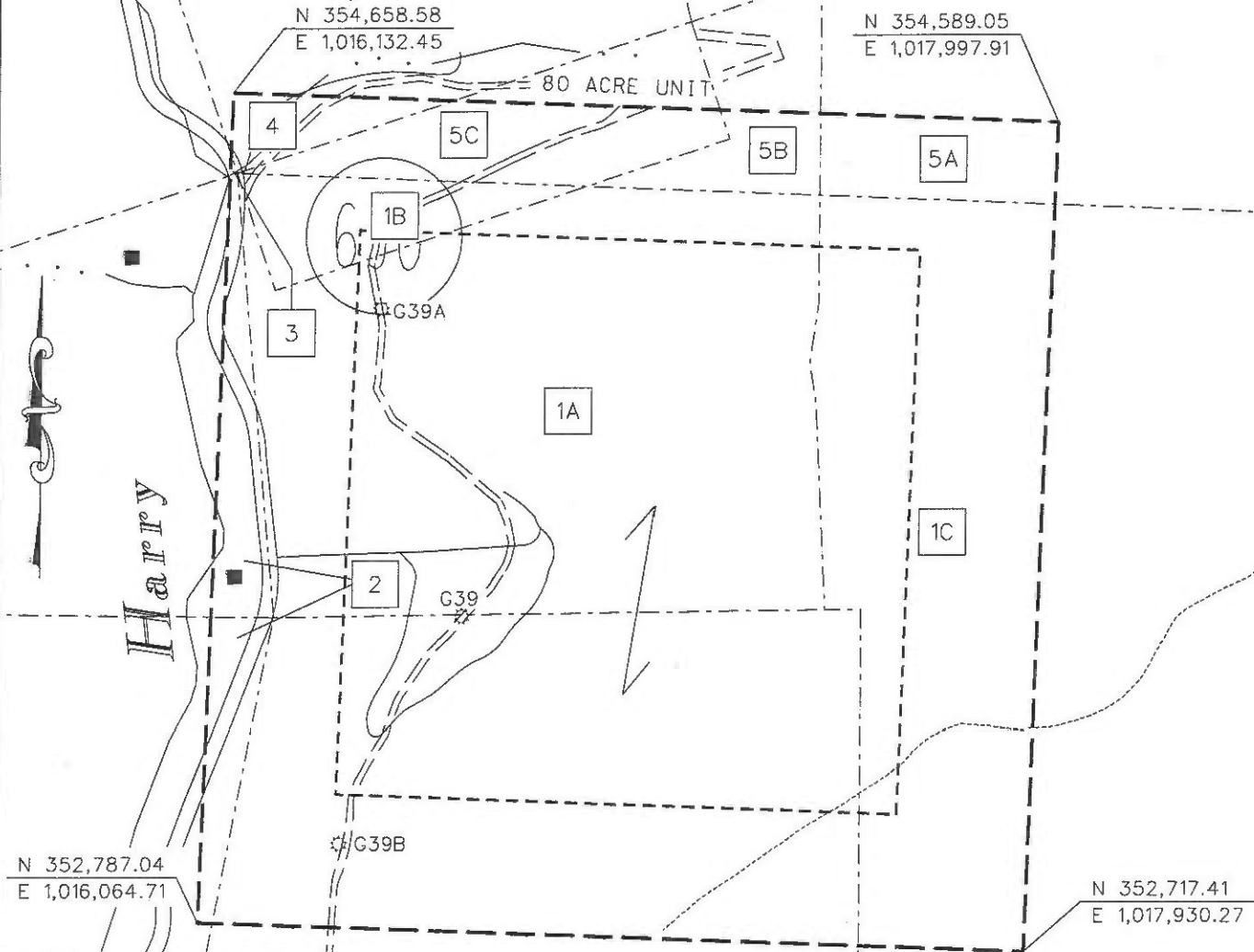
NOTICE IS FURTHER GIVEN that you may attend this hearing, with or without an attorney, and offer evidence or state any comments you have. For further information or a copy of the application and exhibits, either contact the Virginia Gas and Oil Board, State Oil and Gas Inspector, Department of Mines, Minerals and Energy, Division of Gas and Oil, P. O. Box 159, Lebanon, Virginia 24266, 276/415-9650 or the Applicant at the address shown below.

DATED: 2-13-15

CNX GAS COMPANY LLC
BY ITS PROFESSIONAL MANAGER
CNX GAS COMPANY LLC, PETITIONER

By: 
Anita D. Duty
Pooling Supervisor
2481 John Nash Blvd.
Bluefield, West Virginia 24701

Property lines shown on this plat were provided by CNX Gas Company LLC and were taken from deed descriptions and chains of title of record. 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-G39
 CBM-F39 N 14° 36' 17" E 2351.32'
 CBM-G39A N 5° 2' 9" W 717.98'
 CBM-G40A N 85° 47' 3" E 1878.37'
 CBM-H40A S 58° 31' 33" E 2035.93'
 CBM-H39A S 17° 1' 5" E 2378.41'
 CBM-H39 S 12° 14' 41" E 1746.79'
 CBM-G39B S 28° 11' 37" W 581.03'

- CBM WELL
- PROPOSED CBM WELL



Digitally signed by Stephen E Maxfield
 DN: c=US, o=IdenTrust ACES
 Business Representative, ou=D. R. PRICE ENGINEERING AND LAND SURVEYING INC PC, cn=Stephen E Maxfield,
 0.9.2342.19200300.100.1.1=A010 9800000013B4DEE1AFB00057F
 D
 Date: 2015.01.26 13:32:17 -05'00'

EXHIBIT A
 OAKWOOD FIELD
 UNIT G39
 FORCE POOLING
 VGOB-06-0221-1577-01

Company CNX Gas Company LLC Well Name and Number UNIT G39
 Tract No. _____ Elevation _____ Quadrangle PATTERSON
 County BUCHANAN District GARDEN Scale: 1" = 400' Date _____
 This plat is a new plat ; an updated plat _____ ; or a final plat _____

Form DGO-GO-7
 Rev. 9/91

Licensed Professional Engineer or Licensed Land Surveyor

(Affix Seal)

CNX Gas Company LLC
UNIT G39
Tract Identifications

- 1A. Tazewell Coal & Gas Company, LLC (1570.19 Acre Tract) – Fee
CONSOL Buchanan Mining Company LLC – Below Drainage Coal Leased
Jewell Smokeless Coal Corporation – Jewell and Jawbone Seams Leased
Appalachian Energy – Oil and Gas Leased
CNX Gas Company LLC – CBM Leased
48.98 acres 61.2250%
- 1B. Tazewell Coal & Gas Company, LLC (1570.19 Acre Tract) – All Minerals
CONSOL Buchanan Mining Company LLC – Below Drainage Coal Leased
Jewell Smokeless Coal Corporation - Jewell and Jawbone Seams Leased
Appalachian Energy – Oil and Gas Leased
CNX Gas Company LLC – CBM Leased
Unknown Surface Owner
2.36 acres 2.9500%
- 1C. Tazewell Coal & Gas Company, LLC (1570.19 Acre Tract) – Fee
CONSOL Buchanan Mining Company LLC – Below Drainage Coal Leased
Jewell Smokeless Coal Corporation - Jewell and Jawbone Seams Leased
CNX Gas Company LLC – Oil, Gas and CBM Leased
17.64 acres 22.0500%
2. CONSOL Buchanan Mining Company LLC, et al Big Vein Tr. 49 (79.85 Acre Tract) – Coal
Island Creek Coal Company - Coal Below Tiller Seam Leased
CONSOL Buchanan Mining Company LLC – P3 Seam Sub-leased
Jewell Smokeless Coal Corporation – Tiller and Above Coal Leased
Highland Resources/North American Resources Corporation, et al – Oil and Gas
Cabot Oil and Gas Corporation - Oil and Gas Leased
Plum Creek Timberland (1/3) - CBM
CNX Gas Company LLC - CBM Leased
Unknown Surface Owner
3.30 acres 4.1250%
3. LBR Holdings, LLC (1232.67 Acre Tract) – Minerals
Island Creek Coal Company – Coal Below Jawbone Seam Leased
CNX RCPC LLC – P-3 Seam Subleased
Jewell Smokeless Coal Corporation – Coal In Jawbone and Above Seams Leased
Appalachian Energy – Oil and Gas Leased
EQT Production Company – CBM Leased
Unknown Surface Owner
0.01 acres 0.0125%

"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."

CNX Gas Company LLC
UNIT G39
Tract Identifications

4. Tazewell Coal & Gas Company, LLC (120 Acre Tract) – All Minerals
CONSOL Buchanan Mining Company LLC – Below Drainage Coal Leased
Jewell Smokeless Coal Corporation - Jewell and Jawbone Seams Leased
Appalachian Energy – Oil and Gas Leased
CNX Gas Company LLC – CBM Leased
Unknown Surface Owner
1.05 acres 1.3125%
- 5A. Pocahontas Resources LLC Tract 79 (424.29 Acre Tract) – Fee
CONSOL Buchanan Mining Company LLC P-3 Seam and 250' Above Leased
Jewell Smokeless Coal Corporation – All Coal In Red Ash, Jawbone and Tiller Seams Leased
Revelation Energy, LLC – Coal Above Red Ash Seam Leased
CNX Gas Company LLC – Oil, Gas and CBM Leased
2.21 acres 2.7625%
- 5B. Pocahontas Resources LLC Tract 79 (424.29 Acre Tract) – Fee
CONSOL Buchanan Mining Company LLC P-3 Seam and 250' Above Leased
Jewell Smokeless Coal Corporation – All Coal In Red Ash, Jawbone and Tiller Seams Leased
Revelation Energy, LLC – Coal Above Red Ash Seam Leased
Cabot Oil and Gas Corporation - Oil and Gas Leased
CNX Gas Company LLC – CBM Leased
1.30 acres 1.6250%
- 5C. Pocahontas Resources LLC Tract 79 (424.29 Acre Tract) – All Minerals
CONSOL Buchanan Mining Company LLC P-3 Seam and 250' Above Leased
Jewell Smokeless Coal Corporation – All Coal In Red Ash, Jawbone and Tiller Seams Leased
Revelation Energy, LLC – Coal Above Red Ash Seam Leased
Cabot Oil and Gas Corporation - Oil and Gas Leased
CNX Gas Company LLC – CBM Leased
Unknown Surface Owner
3.15 acres 3.9375%

"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
Unit G-39
Well G39 & G39A - Docket #VGOB 06-0221-1577
Well G39B - Docket #VGOB 06-0221-1577-01
List of all Owners/Claimants

	Acres in Unit	Percent of Unit
I. COAL OWNERSHIP		
<u>Tract #1A, 48.98 acres</u>		
(1) Tazewell Coal & Gas Company, LLC c/o John W. Gillespie P. O. Box 675 Tazewell, VA 24651 (1570.19 Acre Tract)	48.98 acres	61.2250%
<i>Note: Oil and Gas Estates leased by Appalachian Energy</i>		
<u>Tract #1B, 2.36 acres</u>		
(1) Tazewell Coal & Gas Company, LLC c/o John W. Gillespie P. O. Box 675 Tazewell, VA 24651 (1570.19 Acre Tract)	2.36 acres	2.9500%
<i>Note: Oil and Gas Estates leased by Appalachian Energy</i>		
<u>Tract #1C, 17.64 acres</u>		
(1) Tazewell Coal & Gas Company, LLC c/o John W. Gillespie P. O. Box 675 Tazewell, VA 24651 (1570.19 Acre Tract)	17.64 acres	22.0500%
<u>Tract #2 - 3.30 Acres</u>		
(1) Consol Buchanan Mining Company LLC, et al <i>Big Vein Tr. 49 (79.85 Acre Tract)</i>	3.30 acres	4.1250%
(a) Yukon Pocahontas Coal Company P.O. Box 187 Tazewell, VA 24651	1.650 acres 1/2 of 3.30 acres	2.0625%
(b) Buchanan Coal Company P.O. Box 187 Tazewell, VA 24651	0.367 acres 1/9 of 3.30 acres	0.4583%
(c) Sayers-Pocahontas Coal Company P.O. Box 187 Tazewell, VA 24651	0.183 acres 1/18 of 3.30 acres	0.2292%
(d) Consol Buchanan Mining Company LLC 10545 Riverside Dr. Oakwood, VA 24631	1.100 acres 1/3 of 3.30 acres	1.3750%
<i>Note: Plum Creek Timberlands retained their CBM interest Oil & Gas Estates are leased by Cabot Oil and Gas Corporation</i>		
<u>Tract #3, 0.01 Acres</u>		
(1) LBR Holdings, LLC (1232.67 acre tract) P.O. Box 22427 Lexington, KY 40522-2427	0.01 acres	0.0125%
<i>Note: CBM Leased by EQT Production Company Oil and Gas Estate leased by Appalachian Energy</i>		

Exhibit B
Unit G-39
Well G39 & G39A - Docket #VGOB 06-0221-1577
Well G39B - Docket #VGOB 06-0221-1577-01
List of all Owners/Claimants

	Acres in Unit	Percent of Unit
<u>Tract #4, 1.05 acres</u>		
(1) Tazewell Coal & Gas Company, LLC c/o John W. Gillespie P. O. Box 675 Tazewell, VA 24651 (120 Acre Tract)	1.05 acres	1.3125%
<i>Note: Oil and Gas Estates leased by Appalachian Energy</i>		
<u>Tract #5A, 2.21 acres</u>		
(1) Pocahontas Resources LLC (Tract 79 - 424.29 Acre Tract) P.O. Box 1837 Abingdon, VA 24212	2.21 acres	2.7625%
<u>Tract #5B, 1.30 acres</u>		
(1) Pocahontas Resources LLC (Tract 79 - 424.29 Acre Tract) P.O. Box 1837 Abingdon, VA 24212	1.30 acres	1.6250%
<i>Note: Oil and Gas Estates leased by Cabot Oil and Gas Corporation</i>		
<u>Tract #5C, 3.15 acres</u>		
(1) Pocahontas Resources LLC (Tract 79 - 424.29 Acre Tract) P.O. Box 1837 Abingdon, VA 24212	3.15 acres	3.9375%
<i>Note: Oil and Gas Estates leased by Cabot Oil and Gas Corporation</i>		
II. OIL & GAS OWNERSHIP		100.0000%
<u>Tract #1A, 48.98 acres</u>		
(1) Tazewell Coal & Gas Company, LLC c/o John W. Gillespie P. O. Box 675 Tazewell, VA 24651 (1570.19 Acre Tract)	48.98 acres	61.2250%
<i>Note: Oil and Gas Estates leased by Appalachian Energy</i>		
<u>Tract #1B, 2.36 acres</u>		
(1) Tazewell Coal & Gas Company, LLC c/o John W. Gillespie P. O. Box 675 Tazewell, VA 24651 (1570.19 Acre Tract)	2.36 acres	2.9500%
<i>Note: Oil and Gas Estates leased by Appalachian Energy</i>		
<u>Tract #1C, 17.64 acres</u>		
(1) Tazewell Coal & Gas Company, LLC c/o John W. Gillespie P. O. Box 675 Tazewell, VA 24651 (1570.19 Acre Tract)	17.64 acres	22.0500%

Exhibit B
Unit G-39
Well G39 & G39A - Docket #VGOB 06-0221-1577
Well G39B - Docket #VGOB 06-0221-1577-01
List of all Owners/Claimants

	Acres in Unit	Percent of Unit
<u>Tract #2 - 3.30 Acres</u>		
(1) Consol Buchanan Mining Company LLC, et al <i>Big Vein Tr. 49 (79.85 Acre Tract)</i>	3.30 acres	4.1250%
(a) Yukon Pocahontas Coal Company P.O. Box 187 Tazewell, VA 24651	1.650 acres 1/2 of 3.30 acres	2.0625%
(b) Buchanan Coal Company P.O. Box 187 Tazewell, VA 24651	0.367 acres 1/9 of 3.30 acres	0.4583%
(c) Sayers-Pocahontas Coal Company P.O. Box 187 Tazewell, VA 24651	0.183 acres 1/18 of 3.30 acres	0.2292%
(d) Highland Resources, Inc/ North American Resources, Corp One Concourse Parkway, NE, Suite 755 Atlanta, GA 30328	1.100 acres 1/3 of 3.30 acres	1.3750%
<i>Note: Plum Creek Timberlands retained their CBM interest. The royalty for (d) is to be paid to Oil & Gas Estates are leased by Cabot Oil and Gas Corporation</i>		
<u>Tract #3, 0.01 Acres</u>		
(1) LBR Holdings, LLC <i>(1232.67 acre tract)</i> P.O. Box 22427 Lexington, KY 40522-2427	0.01 acres	0.0125%
<i>Note: CBM Leased by EQT Production Company Oil and Gas Estate leased by Appalachian Energy</i>		
<u>Tract #4, 1.05 acres</u>		
(1) Tazewell Coal & Gas Company, LLC c/o John W. Gillespie P. O. Bcx 675 Tazewell, VA 24651 <i>(120 Acre Tract)</i>	1.05 acres	1.3125%
<i>Note: Oil and Gas Estates leased by Appalachian Energy</i>		
<u>Tract #5A, 2.21 acres</u>		
(1) Pocahontas Resources LLC <i>(Tract 79 - 424.29 Acre Tract)</i> P.O. Box 1837 Abingdon, VA 24212	2.21 acres	2.7625%
<u>Tract #5B, 1.30 acres</u>		
(1) Pocahontas Resources LLC <i>(Tract 79 - 424.29 Acre Tract)</i> P.O. Box 1837 Abingdon, VA 24212	1.30 acres	1.6250%
<i>Note: Oil and Gas Estates leased by Cabot Oil and Gas Corporation</i>		
<u>Tract #5C, 3.15 acres</u>		
(1) Pocahontas Resources LLC <i>(Tract 79 - 424.29 Acre Tract)</i> P.O. Box 1837 Abingdon, VA 24212	3.15 acres	3.9375%
<i>Note: Oil and Gas Estates leased by Cabot Oil and Gas Corporation</i>		

Exhibit B-3
Unit G-39
Well G39/G39A - Docket #VGOB 06-0221-1577
Well G39B - Docket #VGOB 06-0221-1577-01
List of Respondents to be Re-Pooled

	Acres in Unit	Percent of Unit
II. <u>OIL & GAS OWNERSHIP</u>		
<u>Tract #3, 0.01 Acres</u>		
(1) LBR Holdings, LLC (1232.67 acre tract) P.O. Box 22427 Lexington, KY 40522-2427	0.01 acres	0.0125%
<i>Note: CBM Leased by EQT Production Company Oil and Gas Estate leased by Appalachian Energy</i>		
Acreege in Unit Unleased Percentage of Unit Unleased	0.01	0.0125%

Company: CNX Gas Company LLC

Virginia Gas And Oil Template -- Estimated Authorization For Expenditure (AFE)

AFE #	N/A	Property #	N/A	Version #	
Well Name:	G39B	Field:	Oakwood	Completed By:	R.E. Station
Location:	Buchanan County	Operator:	CNX Gas Company LLC	Date:	01/12/15
Expected Pay Zones:	coal seams below Tiller incl. Poca 3 and Squire	Estimated Total Depth:	1,800 ft	AAPG Class:	CBM
Proposed Work:	To drill, complete, and produce	Participant(s):	N/A	W.I.	

Gen	Sub	Description	Casing Point	Completion	Total Cost
		Leasehold Costs	\$0	\$0	\$0
		Permit / Title Opinion / Survey / Insurance	\$4,500	\$0	\$4,500
		Building Location	\$25,000	\$0	\$25,000
		Roads / Stone / Culverts	\$15,000	\$0	\$15,000
		Surface Damages	\$5,000	\$0	\$5,000
		Drilling - Footage	\$62,800	\$0	\$62,800
		Drilling - Mobilization	\$0	\$0	\$0
		Drilling - Dayrate	\$0	\$0	\$0
		Mud & Chemicals (Drilling)	\$0	\$0	\$0
		Fuel	\$0	\$0	\$0
		Cement Surface casing	\$1,100	\$0	\$1,100
		Cement intermediate casing	\$10,000	\$0	\$10,000
		Open Hole Logging & Testing	\$3,200	\$0	\$3,200
		Trucking / Dozer (Drilling)	\$0	\$0	\$0
		Rental Tools & Equipment (Drilling)	\$0	\$0	\$0
		Drilling - Bits	\$0	\$0	\$0
		Technical Supervision (Drilling)	\$0	\$0	\$0
		Fresh Water Hauling (Drilling)	\$0	\$0	\$0
		Overhead Rate	\$0	\$0	\$0
		Misc. & Contingencies	\$0	\$3,000	\$3,000
		Location Rds/Stone/Culverts	\$0	\$0	\$0
		Trucking / Dozer (Completion)	\$0	\$0	\$0
		Technical Supervision (Completion)	\$0	\$0	\$0
		Cased Hole Logging / Perforating	\$0	\$0	\$0
		Stimulation / Fracturing	\$0	\$114,500	\$114,500
		Completion Rig	\$0	\$0	\$0
		Reclamation & Damages	\$0	\$0	\$0
		Haul Pit Water / Disposal	\$0	\$0	\$0
		Cement Production Casing	\$0	\$8,000	\$8,000
		Rental Tools & Equipment (Completion)	\$0	\$0	\$0
		Fresh Water Hauling (Completion)	\$0	\$0	\$0
		Roustabout Labor	\$0	\$10,200	\$10,200
		TOTAL INTANGIBLES	\$126,600	\$135,700	\$262,300

I N T A N G I B L E S

Code	Code	Description	Casing Point	Completion	Total Cost
		13 3/8" Conductor	75 Ft	\$0	\$7,500
		9 5/8" 26 lb/ft LS Surface Csg	0 Ft	\$0	\$0
		7" 19 lb/ft LS Intermediate Csg	200 Ft	\$2,366	\$2,366
		4 1/2" 9.5 lb/ft M-65 Production Csg	1,550 Ft	\$11,625	\$11,625
		4 1/2" 10.5 lb/ft M-65 Production Csg	20 Ft	\$0	\$1,200
		2-3/8" 4.7 lb/ft J55 8rd Production Tubing	1,600 Ft	\$11,632	\$11,632
		Wellhead Equipment / Fittings	\$0	\$9,200	\$9,200
		Tank Battery	\$0	\$0	\$0
		Separator / Heater / Treater	\$0	\$15,000	\$15,000
		Gas Lift Equipment	\$0	\$0	\$0
		Rods / Stuffing Box	\$0	\$15,500	\$15,500
		Downhole Pump	\$0	\$0	\$0
		Pumping Unit / Motor	\$0	\$11,900	\$11,900
		SS EQT-Packer,PF,FC,Nip	\$0	\$0	\$0
		Valves & Fittings	\$0	\$0	\$0
		Flow Line labor/material	\$0	\$5,000	\$5,000
		Sales line labor/mat/row	\$0	\$5,000	\$5,000
		TOTAL TANGIBLES	\$22,691	\$73,232	\$95,923
		GRAND TOTAL WELL COST	\$149,291	\$208,932	\$358,223

T A N G I B L E S

153	115	Plugging & Abandonment	\$25,000		
GRAND TOTAL WELL COST			\$149,291	\$208,932	\$358,223
			Production Costs :	\$358,223	Dry Hole Costs :
					\$174,291

Prepared by: Bob Station Title Permit Agent Date 1/25/15

THIS IS AN ESTIMATE OF PROJECTED WELL DRILLING, COMPLETION, EQUIPMENT AND PIPELINE COSTS. THESE ESTIMATES ARE PROJECTIONS ONLY AND ACTUAL BILLED COSTS MAY VARY FROM WELL TO WELL DEPENDING UPON ACTUAL FINAL DEPTH AND OTHER FACTORS INCLUDING, BUT NOT LIMITED TO, SEASONAL MATERIAL COSTS, WEATHER CONDITIONS, AND UNFORESEEN RIGHT-OF-WAY PROBLEMS.

AFFIDAVIT OF DUE DILIGENCE

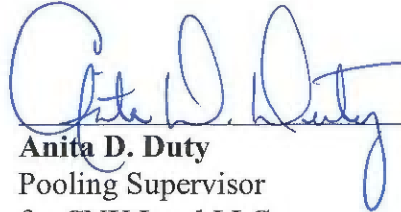
COMMONWEALTH OF VIRGINIA
COUNTY OF **BUCHANAN**

I, Anita D. Duty, after being duly sworn upon oath, state as follows:

1. I am Pooling Supervisor of CNX Land LLC and am responsible for the notification process required by Va. Code Ann. §45.1-361.19 and VR 480-05-22.2 §4.
2. That CNX Gas Company LLC has exercised due diligence in attempting to locate and notice all owners and claimants who are unleased and/or who were not previously pooled by prior order(s) of the Virginia Gas and Oil Board regarding Unit **G-39**, all as required by Va. Code Ann. §45.1-361.19 and VR 480-05-22.2.
3. That on **February 13, 2015** a true and correct copy of the Notice of Hearing with Exhibits will be mailed, via certified mail return receipt requested, to all owners and claimants listed in Exhibit B-3 for whom mailing addresses were then available.
4. That every individual or entity having an unleased or unpooled interest in the methane gas underlying the tracts in the **G-39** unit, whether known or unknown, including those persons whose mailing address were unknown, was notified of the filing of CNX Gas Company LLC's application by publication of the Notice of Hearing in the *Bluefield Daily Telegraph*.
5. That CNX Gas Company LLC will continue to exercise due diligence in attempting to locate and identify the names and/or addresses of any unknown or unlocatable parties and, if located or identified, will notify them of CNX Gas Company LLC's application.

Docket No. VGOB 06-0221-1577-01
Affidavit of Due Diligence

I have read the foregoing, and the information given above is true and correct to the best of my knowledge and belief.




Anita D. Duty
Pooling Supervisor
for CNX Land LLC

ACKNOWLEDGMENT

STATE OF WEST VIRGINIA

COUNTY OF MERCER, TO-WIT:

TAKEN, SUBSCRIBED AND SWORN to before me this 5th day of
March, 2015.



Notary Public

My commission expires: April 9, 2023



NOTICE OF HEARING

HEARING DATE: March 17, 2015
 PLACE: Russell County Conference Center
 135 Highlands Drive
 Lebanon, Virginia 24266
 TIME: 9:00 AM

COMMONWEALTH OF VIRGINIA: To all persons owning or claiming an interest in oil and gas, coalbed methane gas, coal or other minerals and to all other persons who have or claim to have an interest in the coalbed methane underlying and within Unit G-39 and the lands described on Exhibit A to the Application and Exhibit A1 hereto, in the Garden District of Buchanan County, Virginia (hereinafter "Subject Lands") and adjacent lands, and in particular to the following persons, their known and unknown heirs, executors, administrators, devisees, assigns and successors, both immediate and remote.

LBH Holdings, LLC

NOTICE IS HEREBY GIVEN that Applicant is requesting that the Virginia Gas and Oil Board (hereinafter "Board") issue an order modifying the Order referenced above and entered on the 21st day of February, 2006 as follows:

- a. To afford Respondents the opportunity to make elections under Va. Code Ann. § 45.1-361.21 regarding Well G39B.
- b. Granting such other relief as is merited by the evidence and is just and equitable, whether or not such relief has been specifically requested herein.

NOTICE IS FURTHER GIVEN that this cause has been set for hearing and the taking of evidence before the Board at 9:00 AM, on **March 17, 2015**, at the Russell County Conference Center, Lebanon, Virginia 24266, and that notice will be published as required by law and the rules of the Board.

NOTICE IS FURTHER GIVEN that you may attend this hearing, with or without an attorney, and offer evidence or state any comments you have. For further information or a copy of the application and exhibits, either contact the Virginia Gas and Oil Board, State Oil and Gas Inspector, Department of Mines, Minerals and Energy, Division of Gas and Oil, P. O. Box 159, Lebanon, Virginia 24266, 276/415-9650 or the Applicant at the address shown below.

DATED: Friday, February 13, 2015.

CNX GAS COMPANY LLC
 BY ITS PROFESSIONAL MANAGER
CNX GAS COMPANY LLC, PETITIONER
 By *Anita D. Duty*
 Pooling Supervisor
 CNX Land LLC
 2481 John Nash Blvd.
 Bluefield, WV 24701

CERTIFICATE OF PUBLICATION

Virginia,
 To-wit:-

 _____ of the

 _____ly Telegraph, a daily newspaper published in the
 _____uefield, Mercer County, West Virginia, do certify
 _____notice attached hereto under the caption;
 _____in the said _____ Bluefield Daily Telegraph
 _____ 1 (One) _____ Time(s)
 _____g day(s), namely _____ February 14th
 _____5.

 _____ of the
 _____ly Telegraph, a daily newspaper published in the
 _____uefield, Mercer County, West Virginia, do certify
 _____notice attached hereto under the caption;
 _____in the said _____ Bluefield Daily Telegraph
 _____ 1 (One) _____ Time(s)
 _____g day(s), namely _____ February 14th
 _____5.

Fee: \$280.80

Jeremy Basham

and sworn to before me this _____ 16th _____ day of
 _____ary _____ 2015.

Commission expires *May 21, 2022*

Donna S. Lee



361875
275 4X12

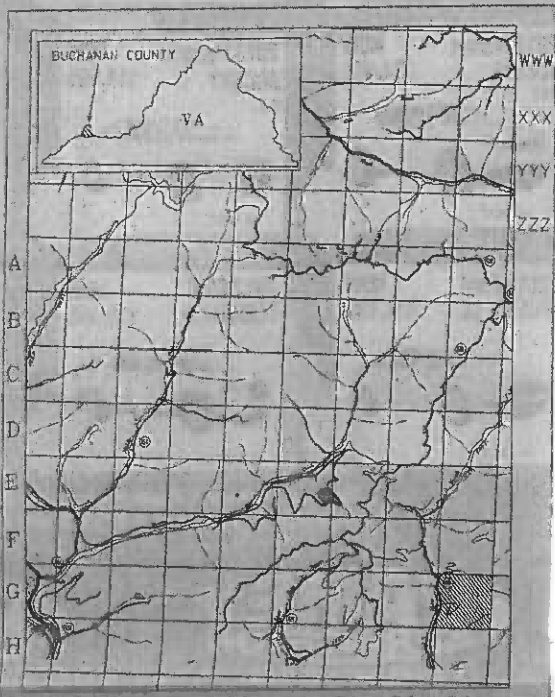


EXHIBIT A1
 UNIT G-39
 VGOB 06-0221-1577-01

CERTIFICATION OF NOTICE
CNX Gas Company LLC

Unit G-39
VGOB 06-0221-1577-01
Allow election rights in well G39B

Last Name	First Name	MAILED	RECEIPT #		RECEIVED
LBR Holdings LLC		2/13/15	7012346000037940	2088	2/17/15

SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY	
<ul style="list-style-type: none"> Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired. Print your name and address on the reverse so that we can return the card to you. Attach this card to the back of the mailpiece, or on the front if space permits. 	<p>A. Signature <input checked="" type="checkbox"/> Agent <input checked="" type="checkbox"/> Addressee</p> <p>B. Recipient's (Printed Name) <u>J. KOSZAR</u></p> <p>C. Date of Delivery <u>2-17-15</u></p>	
<p>1. Article Addressed to:</p> <p><u>LBE Holdings, LLC</u> <u>PO Box 22427</u> <u>Lexington, KY 40522-2427</u></p>	<p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input type="checkbox"/> No</p> <p>3. Service Type</p> <p><input checked="" type="checkbox"/> Certified Mail® <input type="checkbox"/> Priority Mail Express™</p> <p><input type="checkbox"/> Registered <input checked="" type="checkbox"/> Return Receipt for Merchandise</p> <p><input type="checkbox"/> Insured Mail <input type="checkbox"/> Collect on Delivery</p> <p>4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes</p>	
<p>2. Article Numb (Transfer from)</p>	<p><u>7012 3460 0003 7940 2088</u></p> <p><u>G39 FP</u></p>	
<p>PS Form 3811, July 2013 Domestic Return Receipt</p>		

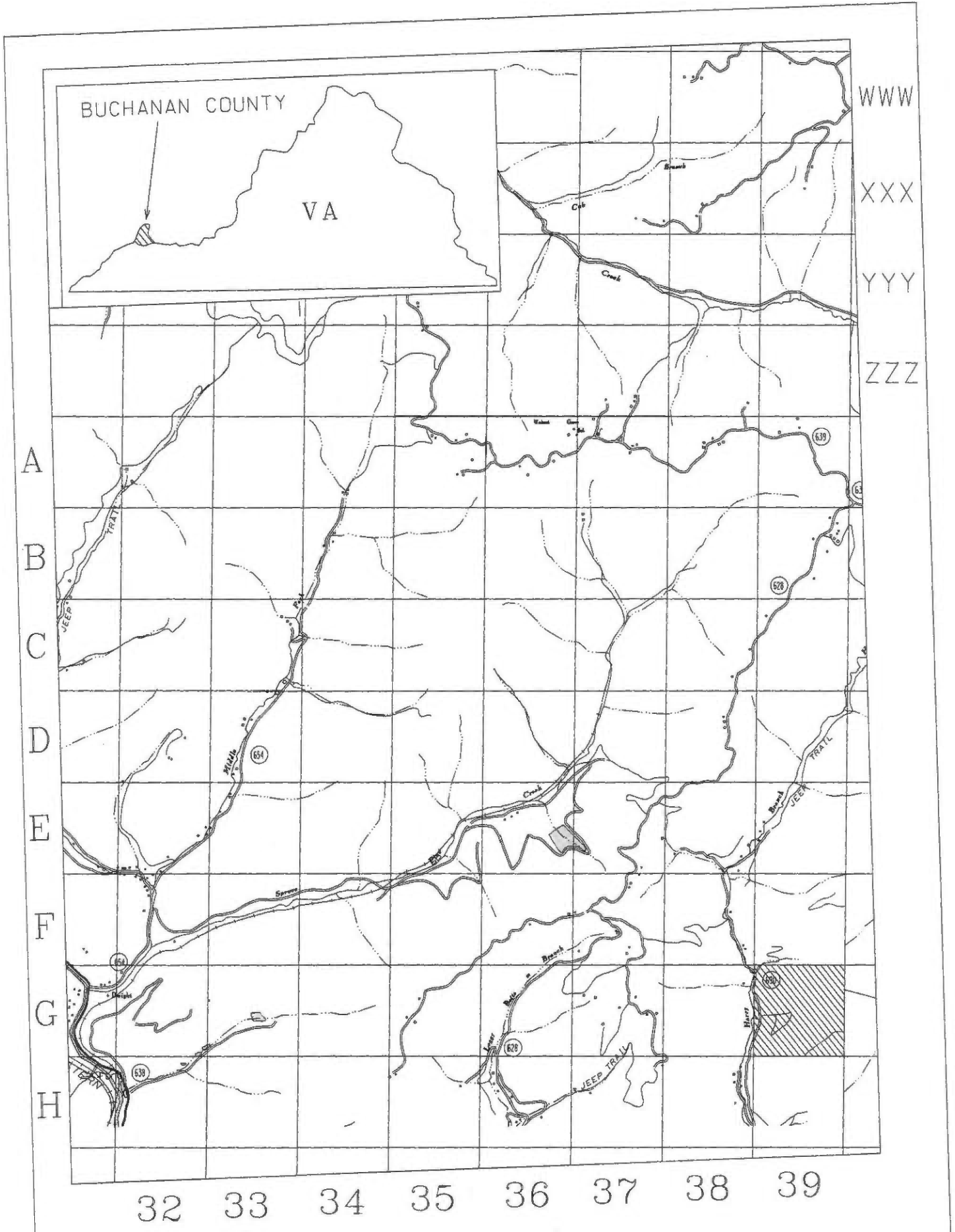


EXHIBIT A1
 UNIT G-39
 VGOB 06-0221-1577-01