

BEFORE THE VIRGINIA GAS AND OIL BOARD

PETITIONER: CNX Gas Company LLC

DIVISION OF GAS AND OIL

DOCKET NO: VGOB 01-0116-0854-02

RELIEF SOUGHT: (1) DISBURSEMENT FROM ESCROW REGARDING TRACT(S) 3 (2) AND AUTHORIZATION FOR DIRECT PAYMENT OF ROYALTIES (3) AND DISMISSAL OF COAL OWNERS PURSUANT TO CODE OF VIRGINIA SECTION 45.1-361.22:2.

HEARING DATE: October 18, 2016

DRILLING UNIT: AV113

BUCHANAN, RUSSELL COUNTY, VIRGINIA

PETITION FOR ORDER OF DISBURSEMENT OF ESCROW FUNDS

1. Petitioner and its counsel

Petitioner is CNX Gas Company LLC, PO Box 570, Pounding Mill, VA 24637, (276)596-5075. Petitioner's counsel is Mark A. Swartz, Hillard & Swartz, LLP, 122 Capital Street, Suite 201, Charleston, WV 25301.

2. Relief Sought

(1) the disbursement of escrowed funds heretofore deposited with the Board's Escrow Agent, attributable to Tract 3, as depicted upon the annexed table; and (2) authorization to begin paying royalties directly to H.C. Bostic Coal Company, Inc.; (3) Dismissal of coal owner: Buckhorn Coal Company.

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

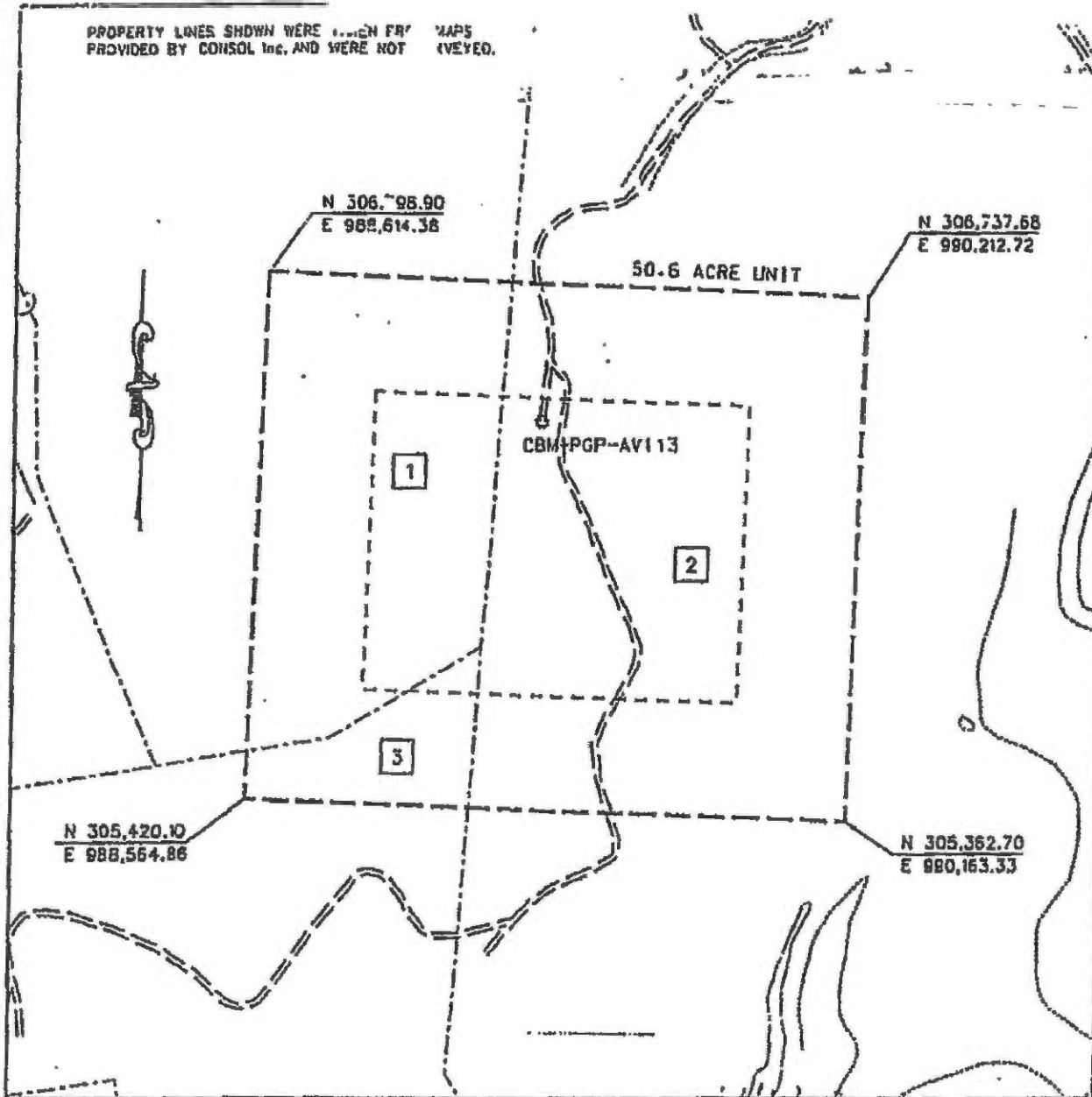
5. Factual basis for relief requested

- a. H.C. Bostic Coal Company, Inc is entitled to 100% of the CBM royalties awarded under Case No. 16-316, Opinion dated May 4, 2016, Said decision allows the Applicant and Designated Operator to pay royalties directly to the person(s) identified in Exhibit EE annexed hereto and the annexed Table, further, specifies how said royalties are to be paid.
- b. H.C. Bostic Coal Company, Inc. is the gas claimants in Tract 3. As such, is entitled to 100% of the CBM royalties now in escrow and as may be hereafter payable. See Va. Code Ann. § 45.1-361.22:2.A.
- c. That CNX Gas Company LLC has given the notice(s) required by § 45.1-361.22:2.A to all conflicting claimants identified in the above referenced pooling Order and any supplemental Orders pertaining thereto.
- d. That none of the conflicting claimants noticed have provided, within 45 days of the notice(s) given as provided in b. above, the Board, its designated agent the Director of the Division of Gas and Oil, the Operator and/or the Applicant evidence of either an agreement regarding the escrowed funds/royalties or a proceeding regarding same.
- e. That a detailed accounting in accordance with the applicable provisions of § 45.1-361.22 is submitted herewith and identified as Exhibit J.
- f. That an Exhibit identified as Table 1 is annexed hereto, and it specifies how the disbursement (s) is to be calculated and paid by the escrow agent.
- g. That Va. Code Ann. § 45.1-361.22:2.A. further provides that the Operator shall pay such royalties as may hereafter be payable directly to the gas claimant H.C. Bostic Coal Company, Inc and not escrow same. See Exhibit EE annexed hereto.

6. Attestation

The foregoing Petition to the best of my knowledge, information, and belief is true and correct.

PROPERTY LINES SHOWN WERE FROM MAPS PROVIDED BY CONSOL INC. AND WERE NOT RE-SURVEYED.



Michael P. ...
EXHIBIT A
GAKHOBB FIELD UNIT AV-113
FORCE POOLING
VGOB-01-0116-0854

Company Poahontas Gas Partnership Well Name and Number UNIT AV113
 Tract No. _____ Elevation _____ Quadrangle Honaker
 County Buchanan/Russell District Hurricane/New Garden Scale: 1" = 400' Date 12/13/60
 This plot is a new plot X ; an updated plot _____ ; or a final plot _____

Form DGD-GD-7
 Rev. 9/91

Charles D. Moy
 Licensed Professional Engineer or Licensed Land Surveyor

(Affix Seal)

December 14, 2000

POCAHONTAS GAS PARTNERSHIP

CBM-PGP-AV-113

Tract Identifications

(50.8 Acre Unit)

1. **Hugh MacRae Land Tr. - Tr. 9 - Coal**
Consolidation Coal Company - Below Tiller coal Leased
Pocahontas Gas Partnership - CBM Leased
Arnold Hale - Surface, Oil & Gas
16.41 acres 32.4308 %

2. **Buckhorn Coal Company - Tr. 7 - Fee**
Consolidation Coal Company - Below Tiller coal Leased
Pocahontas Gas Partnership - CBM Leased
Pocahontas Gas Partnership - Oil & Gas Leased
30.79 acres 60.8498 %

3. **Buckhorn Coal Company (Corns & Fletcher Tract) - Coal**
Sandy Ridge Energy Company - Above Drainage Coal Leased
Pocahontas Gas Partnership - CBM Leased
H. C. Bostic Coal Co., Inc. or Heirs, devisees, Successors or Assigns
Of B. W. Stras, et al. - Oil & Gas
H. C. Bostic Coal Co., Inc. - Surface
3.40 acres 6.7194 %

Exhibit E
Unit AV113
Docket #VGOB 01-0116-0854-02
List of Owners/Claimants that require escrow

Acres in Unit Interest in
Unit

Escrowing no longer required

Exhibit EE
Unit AV113
Docket #VGOB 01-0116-0854-02
List of Respondents with Royalty Split Agreements/Court Orders/HB2058

	Acres in Unit	Interest in Unit	Percent of Escrow
<u>Tract #1, 16.41 acres</u>			
<u>COAL OWNERSHIP</u>			
(1) Hugh MacRae Land Trust Tr 9 c/o Gump, Strauss, Akin LLP 1 Bryant Park, Floor 41 New York, NY 10036-6715	16.41 acres	32.4308%	<i>n/a</i>
<i>By Assignment and Bill of Sale (Gas lease royalty), HMLT devised all of its right, title and interest (other than "Excluded Assets") to Torch Energy Advisors Inc. effective September 4, 1991 and recorded in Buchanan County under DB474 / PG384.</i>			
Torch Oil & Gas Company c/o Sue Ann Craddock 670 Dona Ana Road SW Deming, New Mexico 88030			
<i>Effective 2/1/11, Torch Oil & Gas Company assigned a 2% ORRI to SAC Investments, L.P.</i>			
<i>Effective 3/31/14, Torch Oil & Gas Company, et al. assigned and conveyed 10% of its right, title and interest to Rockport Oil & Gas, L.L.C. In addition, Torch Oil & Gas Company, et al. assigned and conveyed the remaining 90% of its right, title and interest to Chisos, Ltd.</i>			
Rockport Oil & Gas L.L.C. PO Box 847 Houston, TX 77001	1.64 acres 1/10 of 16.41 acres	3.2431%	<i>n/a</i>
Chisos, LTD 670 Dona Ana Road SW Deming, New Mexico 88030	14.77 acres 9/10 of 16.41 acres	29.1877%	<i>n/a</i>
<u>OIL & GAS OWNERSHIP</u>			
(1) Arnold S. Hale Heirs, Devises, Successors or Assigns	16.41 acres	32.4308%	
(a) Jane Hale (widow) 1017 Runaway Lane Oakwood, VA 24631 <i>(Deed of Gift to Linda Dye and Tony R. Hale August 9, 2010)</i>	5.47 1/3 of 16.41 acres	10.8103%	<i>n/a</i>
(b) Linda Kay Dye 6282 Swords Creek Road Swords Creek, VA 24649	5.47 1/3 of 16.41 acres	10.8103%	<i>n/a</i>
(c) Tony R. Hale 1074 Runway Lane Oakwood, VA 24631	5.47 1/3 of 16.41 acres	10.8103%	<i>n/a</i>
<u>Tract #3, 3.40 acres</u>			
<u>COAL OWNERSHIP</u>			
(1) Buckhorn Coal Company P. O. Box 187 Tazewell, VA 24651	3.40 acres	6.7194%	<i>n/a</i>
<u>OIL & GAS OWNERSHIP</u>			
(1) H.C. Bostic Coal Co., Inc. P.O. Box 220 Swords Creek, VA 24649	3.40 acres	6.7194%	100.00% Court Order

*Prevailing plaintiff under Case No. CL16-316
Determined to be fee owner, 100% of CBM
Royalty due to owner.*

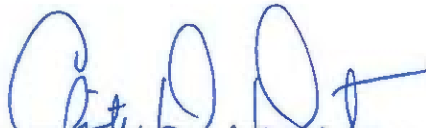
AFFIDAVIT OF MAILING

COMMONWEALTH OF VIRGINIA
COUNTY OF **BUCHANAN**

Applicant: CNX Gas Company LLC
Relief Sought: Disbursement Petition for AV113
VGOB: 01-0116-0854-02

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

1. I am the Pooling Supervisor for CNX Land Resources, Inc. and am responsible for the notification process required by Va. Code Ann. §45.1-361.19 of the Code of Virginia and 4VAC25-160-40.
2. That on **September 20, 2016** a true and correct copy of the Notice of Hearing and Exhibits were mailed, via certified mail return receipt requested, based upon information and belief, the names and last-known addresses, where such addresses are known, of the parties owning an interest in this cause are set forth and attached hereto.
3. Notice of this cause has therefore been served by mail pursuant to the applicable statutes and rules of the Board.



Anita D. Duty
Pooling Supervisor
for CNX Land LLC

STATE OF VIRGINIA

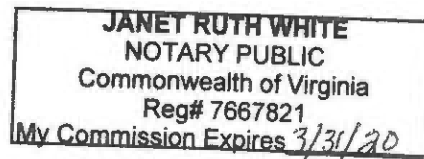
COUNTY OF TAZEWELL, TO-WIT:

TAKEN, SUBSCRIBED AND SWORN to before me this 30 day of Sept,
2016.



Notary Public

My commission expires: 3/31/20



CERTIFICATION OF NOTICE
CNX GAS COMPANY LLC

Unit AV112, AV113, AW112, AW113, AY115

VGOB 01-0116-0853-02/ 01-0116-0854-02/01-0116-0856-02/ 01-0116-0857-01/ 01-0821-0917-01

Disbursement

Buch

Last Name	First Name	MAILED	RECEIPT #		RECEIVED
H.C.Bostic Coal Company Inc.		9/20/2016	7016034000008988	0079	9/23/2016
Cook	Shea	9/20/2016	7016034000008988	0086	9/26/2016

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3.
- 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.

1. Article Addressed to:

H. C. Bostre Coal Co. Inc
 P.O. Box 220
 Swords Creek, VA 24646



9590 9402 1705 6053 9611 24

2. Article Number (Transfer from service label)
 7016 0340 0000 8988 0079

COMPLETE THIS SECTION ON DELIVERY

A. Signature Agent Addressee
[Signature]

B. Received by (Printed Name) Agent Addressee
 H. C. Bostre

C. Date of Delivery
 9/23/16

D. Is delivery address different from item 1? Yes No
 If YES, enter delivery address below:

3. Service Type
- Adult Signature
 - Adult Signature Restricted Delivery
 - Certified Mail®
 - Certified Mail Restricted Delivery
 - Collect on Delivery
 - Collect on Delivery Restricted Delivery
 - Priority Mail Express®
 - Registered Mail™
 - Registered Mail Restricted Delivery
 - Return Receipt for Merchandise
 - Signature Confirmation™
 - Signature Confirmation Restricted Delivery

PS Form 3811, July 2015 PSN 7530-02-000-9053 AV112/113 AW112/113 AY115 Domestic Return Receipt

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3.
- 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.

1. Article Addressed to:

T. Shea Cook
 2411 Second St.
 P.O. Box 507
 Richlands, VA 24641



9590 9402 1705 6053 9611 17

2. Article Number (Transfer from service label)
 7016 0340 0000 8988 0086

COMPLETE THIS SECTION ON DELIVERY

A. Signature Agent Addressee
 X *[Signature]*

B. Received by (Printed Name) Agent Addressee
 T. Shea Cook

C. Date of Delivery
 9-26-16

D. Is delivery address different from item 1? Yes No
 If YES, enter delivery address below:

3. Service Type
- Adult Signature
 - Adult Signature Restricted Delivery
 - Certified Mail®
 - Certified Mail Restricted Delivery
 - Collect on Delivery
 - Collect on Delivery Restricted Delivery
 - Priority Mail Express®
 - Registered Mail™
 - Registered Mail Restricted Delivery
 - Return Receipt for Merchandise
 - Signature Confirmation™
 - Signature Confirmation Restricted Delivery

PS Form 3811, July 2015 PSN 7530-02-000-9053 AV112/113 AW112/113 AY115 Domestic Return Receipt

Exhibit J
Unit AV113 Escrow Account Reconciliation
VGOB 01-0116-0854

CNX Deposit Information		
Check Date	Check Number	Total
7/25/2001		\$1,232.02
8/24/2001		\$791.24
9/25/2001		\$4,449.72
10/25/2001		\$641.14
11/21/2001		\$325.08
12/21/2001		\$270.04
1/25/2002		\$297.42
2/25/2002		\$359.28
3/25/2002	16199; 16200	\$368.29
4/25/2002	16491	\$317.00
5/24/2002	17354	\$406.74
6/25/2002	18004	\$439.41
7/25/2002	18579	\$415.13
8/23/2002	19190	\$374.75
9/25/2002	19523	\$412.05
10/25/2002	20419	\$413.56
11/25/2002	21091	\$367.51
12/24/2002	21553	\$380.46
1/24/2003	23048	\$430.05
2/25/2003	23740	\$483.07
3/25/2003	24548	\$494.98
4/25/2003	25394	\$433.40
5/23/2003	26293	\$528.23
6/25/2003	26765	\$468.83
7/25/2003	27857	\$476.80
8/25/2003	28695	\$445.21
9/25/2003	29540	\$389.58
10/24/2003	30369	\$368.80
11/25/2003	31313	\$338.49
12/24/2003	32830	\$323.33
1/23/2004	33547	\$324.05
2/25/2004	34538	\$368.20
3/25/2004	35432	\$480.22
4/23/2004	36448	\$394.92
5/25/2004	37517	\$416.76
6/25/2004	38484	\$353.95
7/23/2004	39512	\$334.40
8/25/2004	40626	\$295.10
9/24/2004	41730	\$273.43
10/25/2004	42902	\$251.96
11/24/2004	43948	\$222.74
12/24/2004	45583	\$237.54
1/25/2005	46519	\$220.42
2/25/2005	47789	\$255.86
3/24/2005	48988	\$250.48
4/25/2005	50290	\$263.24
5/25/2005	51532	\$365.18
6/24/2005	52598	\$263.23
7/25/2005	53756	\$542.45
8/25/2005	55114	\$488.29
9/23/2005	56437	\$480.61
10/25/2005	57721	\$531.95
11/25/2005	59008	\$674.69
12/23/2005	60906	\$805.91
1/25/2006	62045	\$624.88

Escrow Bank Data														
Date	Escrow Royalty Deposits	Income	\$ Mkt Int	CDARS Int	Fees	Distributions	Audit Costs	Corrections	Gain/Loss	Royalty Bonus	Total Int. and Fees	Bank Balance	Runniug Balance	Difference
7/31/2001	\$1,232.02	\$2.75				\$0.00					\$0.00	\$1,234.77	\$0.00	\$0.00
8/31/2001	\$791.24	\$2.67				\$0.00					\$2.67	\$2,028.68	\$2,028.68	\$0.00
9/30/2001	\$4,466.13	\$10.44				\$0.00					\$10.44	\$6,505.25	\$6,488.84	-\$16.41
10/31/2001	\$641.14	\$9.38				\$0.00					\$9.38	\$7,155.77	\$7,139.36	-\$16.41
11/30/2001	\$0.00	\$0.00				\$0.00					\$0.00	\$7,489.31	\$7,464.44	-\$24.87
12/31/2001	\$270.04	\$9.37				\$0.00					\$9.37	\$7,768.72	\$7,743.85	-\$24.87
1/31/2002	\$297.42	\$5.56				\$0.00					\$5.56	\$8,071.70	\$8,046.83	-\$24.87
2/28/2002	\$359.28	\$4.27				\$0.00					\$4.27	\$8,435.25	\$8,410.38	-\$24.87
3/31/2002	\$368.29	\$5.15				\$0.00					\$5.15	\$8,808.69	\$8,783.82	-\$24.87
4/30/2002	\$317.00	\$0.00				\$0.00					\$0.00	\$9,125.69	\$9,100.82	-\$24.87
5/31/2002	\$406.74	\$6.20				\$0.00					\$6.20	\$9,538.63	\$9,513.76	-\$24.87
6/30/2002	\$439.41	\$5.21				\$0.00					\$5.21	\$9,983.25	\$9,958.38	-\$24.87
7/31/2002	\$415.13	\$5.37				\$0.00					\$5.37	\$10,403.75	\$10,378.88	-\$24.87
8/31/2002	\$374.75	\$5.85				\$0.00					\$5.85	\$10,784.35	\$10,759.48	-\$24.87
9/30/2002	\$412.05	\$5.87				\$0.00					\$5.87	\$11,202.27	\$11,177.40	-\$24.87
10/31/2002	\$413.56	\$5.16				\$0.00					\$5.16	\$11,620.99	\$11,596.12	-\$24.87
11/30/2002	\$367.51	\$5.70				\$0.00					\$5.70	\$11,994.20	\$11,969.33	-\$24.87
12/31/2002	\$380.46	\$5.72				\$0.00					\$5.72	\$12,380.38	\$12,355.51	-\$24.87
1/31/2003	\$430.05	\$2.90				\$0.00					\$2.90	\$12,813.33	\$12,788.46	-\$24.87
2/28/2003	\$483.07	\$2.66				\$0.00					\$2.66	\$13,299.06	\$13,274.19	-\$24.87
3/31/2003	\$494.98	\$1.43				\$0.00					\$1.43	\$13,795.47	\$13,770.60	-\$24.87
4/30/2003	\$433.40	\$2.41				\$0.00					\$2.41	\$14,231.28	\$14,206.41	-\$24.87
5/31/2003	\$528.23	\$1.67				\$0.00					\$1.67	\$14,761.18	\$14,736.31	-\$24.87
6/30/2003	\$468.83	\$2.46				\$0.00					\$2.46	\$15,232.47	\$15,207.60	-\$24.87
7/31/2003	\$476.80	\$1.50				\$0.00					\$1.50	\$15,710.77	\$15,685.90	-\$24.87
8/31/2003	\$445.21	\$0.66				\$0.00					\$0.66	\$16,156.64	\$16,131.77	-\$24.87
9/30/2003	\$389.58	\$0.59				\$0.00					\$0.59	\$16,546.81	\$16,521.94	-\$24.87
10/31/2003	\$368.80	\$0.93				\$0.00					\$0.93	\$16,916.54	\$16,891.67	-\$24.87
11/30/2003	\$338.49	\$1.46				\$0.00					\$1.46	\$17,256.49	\$17,231.62	-\$24.87
12/31/2003	\$323.33	\$0.96				\$0.00					\$0.96	\$17,580.78	\$17,555.91	-\$24.87
1/31/2004	\$324.05	\$1.81				\$0.00					\$1.81	\$17,906.64	\$17,881.77	-\$24.87
2/28/2004	\$368.20	\$1.35				\$0.00					\$1.35	\$18,276.19	\$18,251.32	-\$24.87
3/31/2004	\$480.22	\$0.82				\$0.00					\$0.82	\$18,757.23	\$18,732.36	-\$24.87
4/30/2004	\$394.92	\$2.25				\$0.00					\$2.25	\$19,154.40	\$19,129.53	-\$24.87
5/31/2004	\$416.76	\$2.26				\$0.00					\$2.26	\$19,573.42	\$19,548.55	-\$24.87
6/30/2004	\$353.95	\$3.13				\$0.00					\$3.13	\$19,930.50	\$19,905.63	-\$24.87
7/31/2004	\$334.40	\$4.19				\$0.00					\$4.19	\$20,269.09	\$20,244.22	-\$24.87
8/31/2004	\$295.10	\$8.73				\$0.00					\$8.73	\$20,572.92	\$20,548.05	-\$24.87
9/30/2004	\$273.43	\$10.38				\$0.00					\$10.38	\$20,856.73	\$20,831.86	-\$24.87
10/31/2004	\$251.96	\$12.60				\$0.00					\$12.60	\$21,121.29	\$21,096.42	-\$24.87
11/30/2004	\$222.74	\$16.47				\$0.00					\$16.47	\$21,360.50	\$21,335.63	-\$24.87
12/31/2004	\$237.54	\$16.49				\$0.00					\$16.49	\$21,614.53	\$21,589.66	-\$24.87
1/31/2005	\$220.42	\$22.55				\$0.00					\$22.55	\$21,857.50	\$21,832.63	-\$24.87
2/28/2005	\$255.86	\$25.93				\$0.00					\$25.93	\$22,139.29	\$22,114.42	-\$24.87
3/31/2005	\$250.48	\$25.54				\$0.00					\$25.54	\$22,415.31	\$22,390.44	-\$24.87
4/30/2005	\$263.24	\$34.01				\$0.00					\$34.01	\$22,712.56	\$22,687.69	-\$24.87
5/31/2005	\$365.18	\$36.36				\$0.00					\$36.36	\$23,114.10	\$23,089.23	-\$24.87
6/30/2005	\$263.23	\$39.89				\$0.00					\$39.89	\$23,417.22	\$23,392.35	-\$24.87
7/31/2005	\$542.45	\$41.28				\$0.00					\$41.28	\$24,000.95	\$23,976.08	-\$24.87
8/31/2005	\$488.29	\$47.43				\$0.00					\$47.43	\$24,536.67	\$24,511.80	-\$24.87
9/30/2005	\$480.61	\$52.03				\$0.00					\$52.03	\$25,069.31	\$25,044.44	-\$24.87
10/31/2005	\$531.95	\$54.78				\$0.00					\$54.78	\$25,656.04	\$25,631.17	-\$24.87
11/30/2005	\$674.69	\$57.76				\$0.00					\$57.76	\$26,388.49	\$26,363.62	-\$24.87
12/31/2005	\$805.91	\$62.46				\$0.00					\$62.46	\$27,256.86	\$27,231.99	-\$24.87
1/31/2006	\$624.88	\$71.52				\$0.00					\$71.52	\$27,953.26	\$27,928.39	-\$24.87

Exhibit J
Unit AV113 Escrow Account Reconciliation
VGOB 01-0116-0854

CNX Deposit Information		
Check Date	Check Number	Total
2/24/2006	63561	\$814.39
3/24/2006	64923	\$890.01
4/25/2006	66241	\$650.44
5/25/2006	67588	\$612.68
6/23/2006	68941	\$611.01
7/25/2006	71140	\$599.92
8/25/2006	41	\$412.10
9/25/2006	1195	\$406.39
10/25/2006	2601; 2602	\$604.55
11/25/2006	4028; 4029	\$478.73
12/25/2006	5608; 5609	\$309.72
007; 1/31/2007	58; 6859; 8144; 8145	\$589.23
2/25/2007	9261; 9262	\$763.40
3/25/2007	10795; 10796	\$517.61
007; 4/25/2007	11998; 12236; 12237	\$655.81
5/25/2007	14898; 14899	\$499.23
6/25/2007	15860; 15861	\$423.15
7/25/2007	17323; 17324	\$446.80
8/25/2007	18808; 18809	\$425.43
9/25/2007	20408; 20409	\$377.06
10/25/2007	21972; 21973	\$320.01
11/25/2007	24166; 24167	\$241.48
12/25/2007	25400; 25401	\$438.05
1/25/2008	27000; 27001	\$552.56
2/25/2008	28641; 28642	\$651.35
3/25/2008	30076; 30077	\$775.56
4/25/2008	31718; 31719	\$695.19
5/25/2008	33300; 33301	\$722.93
6/25/2008	35008; 35009	\$644.64
7/25/2008	36782; 36783	\$850.02
8/25/2008	38566; 38567	\$1,107.61
9/25/2008	40380; 40381	\$1,379.97
10/25/2008	42491; 42492	\$955.52
11/25/2008	44864; 45499	\$827.86
12/25/2008	46889; 47030	\$754.20
1/25/2009	48458; 48643	\$641.33
2/25/2009	51765; 51998	\$692.50
3/25/2009	53520; 53692	\$583.40
4/25/2009	55230; 55385	\$365.80
5/25/2009	56761; 56962	\$335.31
6/25/2009	58252; 58389	\$271.61
7/25/2009	59579; 59750	\$250.03
8/25/2009	61177; 61329	\$252.90
9/25/2009	62540; 62716	\$274.22
10/25/2009	64108; 64259	\$249.70
11/19/2009	65769; 66112	\$181.05
12/18/2009	68341; 68468	\$289.70
1/18/2010	69500; 69658	\$445.36
2/22/2010	71177; 71349	\$561.25
3/22/2010	72635; 72857	\$843.74
4/20/2010	74503; 74694	\$676.98
5/19/2010	76280; 76453	\$658.33
6/21/2010	77874; 78031	\$445.27
7/20/2010	79418; 79618	\$532.31
8/20/2010	81160; 81323	\$511.32

Escrow Bank Data														
Date	Escrow Royalty Deposits	Income	\$ Mkt Int	CDARS Int	Fees	Distributions	Audit Costs	Corrections	Gain/Loss	Royalty Bonus	Total Int. and Fees	Bank Balance	Runniug Balance	Difference
2/28/2006	\$814.39	\$74.73				\$0.00					\$74.73	\$28,842.38	\$28,817.51	-\$24.87
3/31/2006	\$890.01	\$77.55				\$0.00					\$77.55	\$29,809.94	\$29,785.07	-\$24.87
4/30/2006	\$650.44	\$94.39				\$0.00					\$94.39	\$30,554.77	\$30,529.90	-\$24.87
5/31/2006	\$612.68	\$92.87				\$0.00					\$92.87	\$31,260.32	\$31,235.45	-\$24.87
6/30/2006	\$611.01	\$99.05				\$0.00					\$99.05	\$31,970.38	\$31,945.51	-\$24.87
7/31/2006	\$599.92	\$100.90				\$0.00					\$100.90	\$32,671.20	\$32,646.33	-\$24.87
8/31/2006	\$0.00	\$109.90				\$0.00					\$109.90	\$32,781.10	\$33,168.33	\$387.23
9/30/2006											\$0.00	\$33,574.72	\$33,574.72	\$387.23
10/31/2006	\$500.79	\$127.25				\$0.00					\$127.25	\$34,345.63	\$34,306.52	-\$39.11
11/30/2006	\$582.49	\$132.51			(\$2.32)	\$0.00					\$130.19	\$35,058.31	\$34,915.44	-\$142.87
12/31/2006											\$0.00	\$35,225.16	\$35,225.16	\$387.23
1/31/2007	\$371.70	\$129.71				\$0.00					\$129.71	\$35,986.96	\$35,944.10	-\$42.86
2/28/2007	\$0.00	\$126.07				\$0.00					\$126.07	\$36,113.03	\$36,833.57	\$720.54
3/31/2007	\$980.93	\$118.84				\$0.00					\$118.84	\$37,212.80	\$37,470.02	\$257.22
4/30/2007	\$1,173.42	\$138.80				\$0.00					\$138.80	\$38,525.02	\$38,264.63	-\$260.39
5/31/2007	\$499.23	\$131.27				\$0.00					\$131.27	\$39,155.52	\$38,895.13	-\$260.39
6/30/2007	\$0.00	\$138.63				\$0.00					\$138.63	\$39,294.15	\$39,456.91	\$162.76
7/31/2007	\$878.95	\$273.16				\$0.00					\$273.16	\$40,309.68	\$40,176.87	-\$132.81
8/31/2007	\$425.43	\$136.62				\$0.00					\$136.62	\$40,871.73	\$40,738.92	-\$132.81
9/30/2007	\$377.06	\$218.77				\$0.00					\$218.77	\$41,467.56	\$41,334.75	-\$132.81
10/31/2007	\$0.00	\$138.95				\$0.00					\$138.95	\$41,606.51	\$41,793.71	\$187.20
11/30/2007	\$561.49	\$144.70				\$0.00					\$144.70	\$42,312.70	\$42,179.89	-\$132.81
12/31/2007	\$438.05	\$134.64				\$0.00					\$134.64	\$42,885.39	\$42,752.58	-\$132.81
1/31/2008	\$552.56	\$108.58				\$0.00					\$108.58	\$43,546.53	\$43,413.72	-\$132.81
2/29/2008	\$651.35	\$93.42				\$0.00					\$93.42	\$44,291.30	\$44,158.49	-\$132.81
3/31/2008	\$775.56	\$82.95				\$0.00					\$82.95	\$45,149.81	\$45,017.00	-\$132.81
4/30/2008	\$695.19	\$63.20				\$0.00					\$63.20	\$45,908.20	\$45,775.39	-\$132.81
5/31/2008	\$722.93	\$52.84				\$0.00					\$52.84	\$46,683.97	\$46,551.16	-\$132.81
6/30/2008	\$644.64	\$53.38				\$0.00					\$53.38	\$47,381.99	\$47,249.18	-\$132.81
7/31/2008	\$850.02	\$52.18				\$0.00					\$52.18	\$48,284.19	\$48,151.38	-\$132.81
8/31/2008	\$1,107.61	\$67.65				\$0.00					\$67.65	\$49,459.45	\$49,326.64	-\$132.81
9/30/2008	\$1,379.97	\$61.65				\$0.00					\$61.65	\$50,901.07	\$50,768.26	-\$132.81
10/31/2008	\$955.52	\$50.84				\$0.00					\$50.84	\$51,907.43	\$51,774.62	-\$132.81
11/30/2008	\$827.86	\$68.37				\$0.00					\$68.37	\$52,803.66	\$52,670.85	-\$132.81
12/31/2008	\$754.20	\$28.09				\$0.00					\$28.09	\$53,585.95	\$53,453.14	-\$132.81
1/1/2009	\$0.00	\$2.61				\$0.00					\$2.61	\$53,588.56	\$54,097.08	\$508.52
2/28/2009	\$1,333.83	(\$4.88)				\$0.00					-\$4.88	\$54,917.51	\$54,784.70	-\$132.81
3/31/2009	\$583.40	\$13.51				\$0.00					\$13.51	\$55,514.42	\$55,381.61	-\$132.81
4/30/2009	\$365.80	(\$8.73)				\$0.00					-\$8.73	\$55,871.49	\$55,738.68	-\$132.81
5/31/2009	\$335.31	(\$8.87)				\$0.00					-\$8.87	\$56,197.93	\$56,065.12	-\$132.81
6/30/2009	\$271.61	(\$9.19)				\$0.00					-\$9.19	\$56,460.35	\$56,327.54	-\$132.81
7/31/2009	\$250.53	(\$9.37)				\$0.00					-\$9.37	\$56,701.51	\$56,568.20	-\$133.31
8/31/2009	\$252.90	(\$5.45)				\$0.00					-\$5.45	\$56,948.96	\$56,815.65	-\$133.31
9/30/2009	\$274.22	(\$3.86)				\$0.00					-\$3.86	\$57,219.32	\$57,086.01	-\$133.31
10/31/2009	\$249.70	(\$4.53)				\$0.00					-\$4.53	\$57,464.49	\$57,331.18	-\$133.31
11/30/2009	\$181.05	(\$4.26)				\$0.00					-\$4.26	\$57,641.28	\$57,507.97	-\$133.31
12/31/2009	\$289.70	(\$16.07)				\$0.00					-\$16.07	\$57,914.91	\$57,781.60	-\$133.31
1/1/2010	\$445.36	\$10.80				\$0.00					\$10.80	\$58,353.72	\$58,237.76	-\$115.96
2/1/2010	\$561.25	\$11.23				\$0.00					\$6.53	\$58,921.50	\$58,805.54	-\$115.96
3/1/2010	\$843.74	\$12.54				\$0.00			\$0.00		\$7.63	\$59,772.87	\$59,656.91	-\$115.96
4/1/2010	\$676.98	\$13.13				\$0.00					\$8.15	\$60,458.00	\$60,342.04	-\$115.96
5/1/2010	\$658.33	\$12.04				\$0.00					\$7.00	\$61,123.33	\$61,007.37	-\$115.96
6/1/2010	\$445.27	\$12.57				\$0.00					(\$46.46)	\$61,522.14	\$61,406.18	-\$115.96
7/1/2010	\$532.31		\$12.71	\$1.76	(\$5.13)	\$0.00					\$9.34	\$62,063.79	\$61,947.83	-\$115.96
8/1/2010	\$511.32		\$10.95	\$4.28	(\$5.17)	\$0.00					\$10.06	\$62,585.17	\$62,469.21	-\$115.96
9/1/2010	\$0.00		\$10.26	\$6.06	(\$5.22)	\$0.00					\$11.10	\$62,596.27	\$62,480.31	-\$115.96

Exhibit J
Unit AV113 Escrow Account Reconciliation
VGOB 01-0116-0854

CNX Deposit Information		
Check Date	Check Number	Total
11/19/2010	87700	\$274.70
12/20/2010	90366	\$74.90
1/20/2011	91624	\$61.74
2/24/2011	93193	\$95.93
3/21/2011	94766	\$94.07
4/20/2011	96561	\$77.62
5/19/2011	98090	\$67.04
6/21/2011	99827	\$70.79
7/19/2011	234	\$74.47
8/19/2011	2109	\$74.37
9/19/2011	3658	\$77.73
10/13/2011	5524	\$74.14
11/14/2011	8451	\$60.49
12/15/2011	9808	\$58.02
1/18/2012	11497	\$51.35
2/20/2012	13121	\$49.47
3/20/2012	14813	\$41.56
4/20/2012	16415	\$31.09
5/21/2012	17995	\$27.51
7/25/2012	23645	\$38.53
8/23/2012	0214000754	\$26.61
9/24/2012	0214001344	\$38.44
10/22/2012	0214006367	\$40.41
11/20/2012	0214011927	\$29.94
12/19/2012	0214017174	\$39.94
1/22/2013	0214022557	\$50.84
2/20/2013	E00004038	\$56.24
3/20/2013	E000005155	\$48.19
4/22/2013	E00006242	\$44.10
5/21/2013	E00007441	\$55.56
6/20/2013	E00008757	\$62.72
7/22/2013	E000010161	\$71.50
8/20/2013	E000011504	\$71.21
9/20/2013	E000012809	\$63.94
10/21/2013	E000016002	\$57.85
11/19/2013	E000017110	\$57.31
12/18/2013	E000018470	\$55.93
1/21/2014	E000019830	\$56.82
2/24/2014	E000021308	\$62.32
3/20/2014	E000022704	\$89.37
4/22/2014	E000024699	\$89.27
5/19/2014	E000026409	\$81.65
6/20/2014	E000028026	\$68.13
7/18/2014	E000030018	\$69.16
8/21/2014	E000031782	\$64.92
9/18/2014	E000033660	\$61.37
10/20/2014	E000037495	\$50.92
11/19/2014	E000039038	\$50.54
12/22/2014	E000040829	\$50.93
1/20/2015	E000042646	\$49.73
2/19/2015	E000044670	\$63.83
3/19/2015	E000046474	\$42.73
4/21/2015	E000048394	\$35.82
5/20/2015	E000051199	\$32.64

Escrow Bank Data														
Date	Escrow Royalty Deposits	Income	\$ Mkt Int	CDARS Int	Fees	Distributions	Audit Costs	Corrections	Gain/Loss	Royalty Bonus	Total Int. and Fees	Bank Balance	Running Balance	Difference
10/1/2010	\$0.00		\$2.00	\$4.98	(\$5.22)	(\$51,852.88)	(\$11.59)				-\$9.83	\$10,733.56	\$10,617.60	-\$115.96
11/1/2010	\$274.70		\$0.28	\$3.44	(\$0.89)	\$0.00					\$2.83	\$11,011.09	\$10,895.13	-\$115.96
12/1/2010	\$74.90		\$0.43	\$4.16	(\$0.92)	\$0.00	(\$9.51)				-\$5.84	\$11,080.15	\$10,964.19	-\$115.96
1/31/2011	\$61.74		\$0.22	\$4.95	(\$1.03)	\$0.00	(\$0.15)				\$3.99	\$11,145.88	\$11,029.92	-\$115.96
2/28/2011	\$95.93		\$0.13	\$4.69	(\$0.93)	\$0.00	(\$2.96)				\$0.93	\$11,242.74	\$11,126.78	-\$115.96
3/31/2011	\$94.07		\$0.13	\$5.18	(\$0.94)	\$0.00	(\$3.94)				\$0.43	\$11,337.24	\$11,221.28	-\$115.96
4/30/2011	\$77.62		\$0.08	\$5.23	(\$0.94)	\$0.00	(\$2.50)				\$1.87	\$11,416.73	\$11,300.77	-\$115.96
5/31/2011	\$67.04		\$0.07	\$5.49	(\$0.95)	\$0.00	(\$2.25)				\$2.36	\$11,486.13	\$11,370.17	-\$115.96
6/30/2011	\$70.79		\$0.07	\$5.31	(\$0.96)	\$0.00	(\$2.24)	\$0.01			\$2.19	\$11,559.11	\$11,443.15	-\$115.96
7/31/2011	\$74.47		\$0.09	\$5.50	(\$0.96)	\$0.00	(\$1.71)				\$2.92	\$11,636.50	\$11,520.54	-\$115.96
8/30/2011	\$74.37		\$0.39	\$4.98	(\$0.97)	\$0.00	(\$4.10)				\$0.30	\$11,711.17	\$11,595.21	-\$115.96
9/30/2011	\$77.73		\$0.46	\$4.86	(\$0.98)	\$0.00	(\$2.32)				\$2.02	\$11,790.92	\$11,674.96	-\$115.96
10/31/2011	\$74.14		\$0.50	\$4.98	(\$0.98)	\$0.00	(\$3.61)				\$0.89	\$11,865.95	\$11,749.99	-\$115.96
11/30/2011	\$60.49		\$0.51	\$4.89	(\$0.99)	\$0.00	(\$3.04)				\$1.37	\$11,927.81	\$11,811.85	-\$115.96
12/31/2011	\$58.02		\$0.55	\$5.16	(\$0.99)	\$0.00	(\$2.16)				\$2.56	\$11,988.39	\$11,872.43	-\$115.96
1/31/2012	\$51.35		\$0.62	\$5.10	(\$1.00)	\$0.00	(\$4.04)				\$0.68	\$12,040.42	\$11,924.46	-\$115.96
2/28/2012	\$49.47		\$0.56	\$4.73	(\$1.00)		(\$2.09)				\$2.20	\$12,092.09	\$11,976.13	-\$115.96
3/31/2012	\$41.56		\$0.61	\$5.05	(\$1.01)		(\$1.69)				\$2.96	\$12,136.61	\$12,020.65	-\$115.96
4/30/2012	\$31.09		\$0.27	\$5.15	(\$1.01)		(\$2.14)				\$2.27	\$12,169.97	\$12,054.01	-\$115.96
5/31/2012	\$27.51		\$0.19	\$5.34	(\$1.01)		(\$0.87)				\$3.65	\$12,201.13	\$12,085.17	-\$115.96
6/30/2012			\$0.17	\$5.16	(\$1.02)		(\$1.40)				\$2.91	\$12,204.04	\$12,088.08	-\$115.96
7/31/2012			\$0.25	\$4.98	(\$1.02)		(\$0.90)				\$3.31	\$12,207.35	\$12,129.92	-\$77.43
8/31/2012	\$65.14		\$0.26	\$4.36	(\$1.02)		(\$4.56)				-\$0.96	\$12,271.53	\$12,155.57	-\$115.96
9/30/2012			\$0.26	\$4.03	(\$1.02)		(\$1.21)				\$2.06	\$12,273.59	\$12,196.07	-\$77.52
10/31/2012	\$78.85		\$0.28	\$4.01	(\$1.02)		(\$1.52)				\$1.75	\$12,354.19	\$12,238.23	-\$115.96
11/30/2012	\$29.94		\$0.30	\$3.59	(\$1.03)		(\$1.22)				\$1.64	\$12,385.77	\$12,269.81	-\$115.96
12/31/2012	\$39.94		\$0.29	\$3.18	(\$1.03)		(\$1.45)				\$0.99	\$12,426.70	\$12,310.74	-\$115.96
1/31/2013	\$50.84		\$0.30	\$2.81	(\$1.04)		(\$1.11)				\$0.96	\$12,478.50	\$12,362.54	-\$115.96
2/28/2013	\$56.24		\$0.28	\$2.54	(\$1.04)		(\$1.94)				-\$0.16	\$12,534.58	\$12,418.62	-\$115.96
3/31/2013	\$48.19		\$0.31	\$2.71	(\$1.04)		(\$1.24)				\$0.74	\$12,583.51	\$12,467.55	-\$115.96
4/30/2013	\$44.10		\$0.31	\$2.52	(\$1.05)						\$1.78	\$12,629.39	\$12,513.43	-\$115.96
5/31/2013	\$55.56		\$0.33	\$2.60	(\$1.05)						\$1.88	\$12,686.83	\$12,570.87	-\$115.96
6/30/2013	\$62.72		\$0.33	\$2.52	(\$1.06)		(\$1.26)				\$0.53	\$12,750.08	\$12,634.12	-\$115.96
7/31/2013	\$71.50		\$0.35	\$2.62	(\$1.06)						\$1.91	\$12,823.49	\$12,707.53	-\$115.96
8/31/2013	\$71.21		\$0.38	\$2.63	(\$1.07)						\$1.94	\$12,896.64	\$12,780.68	-\$115.96
9/30/2013	\$63.94		\$0.35	\$2.54	(\$1.08)						\$1.81	\$12,962.39	\$12,846.43	-\$115.96
10/31/2013	\$57.85		\$0.37	\$2.62	(\$1.08)						\$1.91	\$13,022.15	\$12,906.19	-\$115.96
11/30/2013	\$57.31		\$0.38	\$2.47	(\$1.09)						\$1.76	\$13,081.22	\$12,965.26	-\$115.96
12/31/2013	\$55.93		\$0.40	\$2.51	(\$1.09)						\$1.82	\$13,138.97	\$13,023.01	-\$115.96
1/31/2014	\$56.82		\$0.42	\$2.57	(\$1.10)						\$1.89	\$13,197.68	\$13,081.72	-\$115.96
2/28/2014	\$62.32		\$0.37	\$2.36	(\$1.10)						\$1.63	\$13,261.63	\$13,145.67	-\$115.96
3/31/2014	\$89.37		\$0.42	\$2.64	(\$1.11)						\$1.95	\$13,352.95	\$13,236.99	-\$115.96
4/30/2014	\$89.27		\$0.43	\$2.56	(\$1.11)						\$1.88	\$13,444.10	\$13,328.14	-\$115.96
5/31/2014	\$81.65		\$0.45	\$2.72	(\$1.12)						\$2.05	\$13,527.80	\$13,411.84	-\$115.96
6/30/2014	\$68.13		\$0.45	\$2.63	(\$1.13)						\$1.95	\$13,597.88	\$13,481.92	-\$115.96
7/31/2014	\$69.16		\$0.49	\$2.72	(\$1.13)						\$2.08	\$13,669.12	\$13,553.16	-\$115.96
8/31/2014	\$64.92		\$0.50	\$2.73	(\$1.14)						\$2.09	\$13,736.13	\$13,620.17	-\$115.96
9/30/2014	\$61.37		\$0.49	\$2.58	(\$1.14)						\$1.93	\$13,799.43	\$13,683.47	-\$115.96
10/31/2014	\$50.92		\$0.51	\$2.64	(\$1.15)						\$2.00	\$13,852.35	\$13,736.39	-\$115.96
11/30/2014	\$50.54		\$0.54	\$2.51	(\$1.15)						\$1.90	\$13,904.79	\$13,788.83	-\$115.96
12/22/2014	\$50.93		\$1.03	\$2.15	(\$1.15)						\$2.03	\$13,957.75	\$13,841.79	-\$115.96
1/20/2015	\$49.73		\$1.27	\$1.63	(\$1.16)						\$1.74	\$14,009.22	\$13,893.26	-\$115.96
2/19/2015	\$63.83		\$1.26	\$1.12	(\$1.16)						\$1.22	\$14,010.44	\$13,958.31	-\$52.13
3/19/2015	\$42.73		\$1.53	\$1.17	(\$1.16)				\$63.83		\$65.37	\$14,118.54	\$14,066.41	-\$52.13
4/21/2015	\$35.82		\$1.62	\$0.72	(\$1.17)				\$49.73		\$50.90	\$14,205.26	\$14,153.13	-\$52.13
5/20/2015	\$32.64		\$1.86	\$0.53	(\$1.18)						\$1.21	\$14,239.11	\$14,186.98	-\$52.13

Exhibit J
Unit AV113 Escrow Account Reconciliation
VGOB 01-0116-0854

CNX Deposit Information		
Check Date	Check Number	Total
6/23/2015	E000053192	\$23.67
7/20/2015	E000055139	\$24.54
8/24/2015	E000057130	\$27.69
9/22/2015	E000059032	\$29.75
10/22/2015	E000063365	\$30.56
11/24/2015	E000064949	\$24.66
12/21/2015	E000066829	\$23.26
1/21/2016	E000068579	\$15.42
2/22/2016	E000070500	\$20.44
3/22/2016	E000072473	\$24.32
4/20/2016	E000074421	\$19.05
5/23/2016	E000076056	\$11.71
6/22/2016	E000077873	\$10.01
7/21/2016	E000079598	\$14.13

Escrow Bank Data														
Date	Escrow Royalty Deposits	Income	\$ Mkt Int	CDARS Int	Fees	Distributions	Audit Costs	Corrections	Gain/Loss	Royalty Bonus	Total Int. and Fees	Bank Balance	Runniug Balance	Difference
6/30/2015	\$23.67		\$1.82	\$0.51	(\$1.19)						\$1.14	\$14,263.92	\$14,211.79	-\$52.13
7/31/2015	\$24.54		\$1.92	\$0.47	(\$1.19)						\$1.20	\$14,289.66	\$14,237.53	-\$52.13
8/31/2015	\$27.69		\$1.98	\$0.20	(\$1.19)	\$0.00	\$0.00	\$0.00			\$0.99	\$14,318.34	\$14,266.21	-\$52.13
9/30/2015	\$29.75		\$1.97	\$0.78	(\$1.19)	\$0.00	\$0.00	\$0.00			\$1.56	\$14,349.65	\$14,297.52	-\$52.13
10/31/2015	\$30.56		\$2.21	\$0.02	(\$1.20)	\$0.00	\$0.00	\$0.00			\$1.03	\$14,381.24	\$14,329.11	-\$52.13
11/30/2015	\$24.66		\$2.28	\$0.02	(\$1.20)	\$0.00	\$0.00	\$0.00			\$1.10	\$14,407.00	\$14,354.87	-\$52.13
12/31/2015	\$23.26		\$2.35	\$0.82	(\$1.20)	\$0.00	\$0.00	\$0.00			\$1.97	\$14,432.23	\$14,380.10	-\$52.13
1/31/2016	\$15.42		\$0.77	\$0.00	(\$1.20)	\$0.00	\$0.00	\$0.00			-\$0.43	\$14,447.22	\$14,395.09	-\$52.13
2/28/2016	\$20.44		\$2.36	\$0.00	(\$1.20)	\$0.00	\$0.00	\$0.00			\$1.16	\$14,468.82	\$14,416.69	-\$52.13
3/31/2016	\$24.32		\$2.50	\$0.00	(\$1.21)	\$0.00	\$0.00	\$0.00			\$1.29	\$14,494.43	\$14,442.30	-\$52.13
4/30/2016	\$19.05		\$2.42	\$0.00	(\$1.21)	\$0.00	\$0.00	\$0.00			\$1.21	\$14,514.69	\$14,462.56	-\$52.13
5/31/2016	\$11.71		\$2.53	\$0.00	(\$1.21)	\$0.00	\$0.00	\$0.00			\$1.32	\$14,527.72	\$14,475.59	-\$52.13
6/30/2016	\$10.01		\$2.24	\$1.06	(\$1.21)	\$0.00	\$0.00	\$0.00			\$2.09	\$14,539.82	\$14,487.69	-\$52.13
7/31/2016	\$14.13		\$2.30	\$0.33	(\$1.21)	\$0.00	\$0.00	\$0.00			\$1.42	\$14,555.37	\$14,503.24	-\$52.13
Total											\$4,461.72			

Total Deposited	\$61,894.40
01 Disbursement	-\$51,852.88
Interest and Fees	\$4,461.72
Total	\$14,503.24
July 2016 First Bank and Trust Balance	\$14,555.37
Difference	-\$52.13

SUPPLEMENTAL AFFIDAVIT OF MAILING—COAL OWNER

COMMONWEALTH OF VIRGINIA
COUNTY OF **RUSSELL**

Applicant: CNX Gas Company LLC
Relief Sought: Disbursement/Dismissal for Unit AV113
VGOB: 01-0116-0854-02

I, Anita D. Duty, being first duly sworn on oath, depose and say:

1. I am the Pooling Supervisor for CNX Land LLC, and I am authorized to submit this Affidavit on behalf of the Applicant CNX Gas Company LLC.
2. I affirm that the coal owner(s) in this Unit was properly noticed under Va. Code Ann. 45.1-361-22:2 on March 9, 2016. See annexed Certificate of Notice and coal owner notice form letter example.
3. **Buckhorn Coal Company** should be dismissed as Respondent/coal claimant for failure to timely provide evidence of a relevant proceeding or agreement.



Anita D. Duty
 Pooling Supervisor
 for CNX Land LLC

STATE OF VIRGINIA
COUNTY OF TAZEWELL, TO-WIT:

TAKEN, SUBSCRIBED AND SWORN to before me this 15 day of
Sept., 2016.



 Notary Public

My commission expires: 3/31/20

JANET RUTH WHITE
NOTARY PUBLIC
Commonwealth of Virginia
Reg# 7667821
My Commission Expires <u>3/31/20</u>

CERTIFICATION OF NOTICE
CNX Gas Company LLC

Unit AV113
VGOB 01-0116-0854-01

Coal Owner Notice

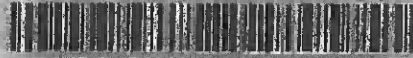
Last Name	First Name	MAILED	Receipt #	RECEIVED
Buckhorn Coal Company	(Coal Owner - Title Conflict)	3/9/2016	7015152000012434 5978	3/16/2016

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3.
- 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.

1. Article Addressed to:

Buckhorn Coal Company
 P.O. Box 187
 Tazewell, VA 24651



9590 9403 0928 5223 3888 97

2. Article Number (transfer from service label)

7015 1520 0001 2434 5978

COMPLETE THIS SECTION ON DELIVERY

A. Signature

Laci P... Registered Express

B. Received by (Printed name)

State of Delivery

D. Is delivery address different from item 1? YES NO
 If YES, enter delivery address below: YES NO

AW112, AW113, AX111, AX112,
 AX113, AX103, AX111, AX112,
 AX110, AX111 - Disb

3. Service Type

- | | |
|--|---|
| <input type="checkbox"/> Adult Signature | <input type="checkbox"/> Priority Mail Express® |
| <input type="checkbox"/> Adult Signature Restricted Delivery | <input type="checkbox"/> Registered Mail™ |
| <input type="checkbox"/> Certified Mail® | <input type="checkbox"/> Registered Mail Restricted Delivery |
| <input type="checkbox"/> Certified Mail Restricted Delivery | <input type="checkbox"/> Return Receipt for Merchandise |
| <input type="checkbox"/> Collection Delivery | <input type="checkbox"/> Signature Confirmation™ |
| <input type="checkbox"/> Collection Delivery Restricted Delivery | <input type="checkbox"/> Signature Confirmation Restricted Delivery |
| <input type="checkbox"/> Insured Mail | |
| <input type="checkbox"/> Insured Mail Restricted Delivery (over \$500) | |

Domestic Return Receipt



Date _____

«FNAME» «LNAME»
«Attention_Line»
«Street_Address»
«City»«State»«Zip»
COAL OWNERS

RE: Unit _____
Miscellaneous Petition for Disbursement from Escrow

Dear Property Owner,

House Bill 2058 was signed by the Governor and became law effective July 1, 2015. This new law requires the Virginia Gas and Oil Board to disburse monies placed in escrow because of conflicting claims (between coal owners and oil and gas owners) to coalbed methane gas royalties to the oil and gas owners of the tracts in this Unit.

In general, under this new law escrowed funds are to be paid to oil and gas owners unless the coal owner(s) provides the operator CNX and the Division of Gas and Oil "with evidence of a proceeding" [as in a court case] "or an agreement." The new law gives coal owners/coal claimants 45 days from the date you get this letter to provide that evidence.

Enclosed herewith please find a copy of the 45 day Notice of Filing. Please read the Notice carefully to be sure you understand that you have 45 days to provide evidence to the operator CNX Gas Company LLC at the address above *and* the Division of Gas and Oil at PO Draw 159, Lebanon, VA 24266

In order to help us keep our records current and to make sure you receive all correspondence and notices promptly, please notify us of any address change at the address above.

Sincerely,

Anita Duty
Pooling Supervisor

Enclosure(s)

T. SHEA COOK, P. C.

ATTORNEY AT LAW

2411 Second Street

Post Office Box 507

Richlands, Virginia 24641

Phone (276)963-4332~Facsimile (276) 963-6271

tsheacook@yahoo.com

June 6, 2016

David Altizer
209 E. Main Str.
Tazewell, Va. 24651

RE: H.C. Bostic Coal Company, Inc. v. Unknown Heirs of Joseph L. Strouth
Russell County Case No.: 16-324

H.C. Bostic Coal Company, Inc. v. Unknown Heirs of B.W. Stras, et al.
Russell County Case No.: 16-316

Dear David:

Please find enclosed the final orders entered by Judge Moore in the above matters. These orders establish that H.C. Bostic Coal Company, Inc., is the owner of the gas estate within the relevant tracts. As you know, H.C. Bostic Coal has previously entered into a lease with CNX and is entitled to collect the accrued royalties being held by the VGOB, or CNX. The land which was the subject of these cases is identified as follows:

Tract 1 of Unit AW-112 (VGOB Docket No. 01-0116-0856)

Tract 1 of Unit AW-113 (VGOB Docket No. 01-0116-0857)

Tract 2 of Unit AV-112 (VGOB Docket No. 01-0116-0853)

Tract 3 of Unit AV-113 (VGOB Docket No. 01-0116-0854)

Tract 4 of Unit AY-115 (VGOB Docket No. 01-0821-0917)

Tract 4 of Unit AZ-114 (VGOB Docket No. 03-0819-1167)

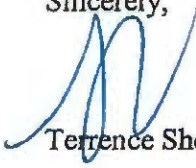
Tract 4 of Unit AZ-115 (VGOB Docket No. 02-0521-1028)

I have also enclosed the required affidavit signed by Wayne Bostic, President of H.C. Bostic Coal Company, Inc. CNX should already have the corporate W-9 as they are already making distribution from other units.

David Altizer
June 6, 2016
Page 2

Please forward this material on to Anita Duty so that she may begin the process of distribution of these funds.

Sincerely,

A handwritten signature in blue ink, appearing to read 'T. Shea Cook', written over the printed name.

Terrence Shea Cook

TSC/sls

cc: Wayne Bostic (w/o encl.)

VIRGINIA: IN THE CIRCUIT COURT OF RUSSELL COUNTY

H.C. BOSTIC COAL COMPANY, INC.,

Plaintiff,

v.

Case No.: CL 16-316

THE UNKNOWN HEIRS, SUCCESSORS OR ASSIGNS OF B.W. STRAS,

THE UNKNOWN HEIRS, SUCCESSORS OR ASSIGNS OF AUGUST WHITE,

THE UNKNOWN HEIRS, SUCCESSORS OR ASSIGNS OF JOSPEH STRAS,

THE UNKNOWN HEIRS, SUCCESSORS OR ASSIGNS OF JAMES FLETCHER,

Defendants.

FINAL ORDER

Came on this 4th day of May, 2016, the Plaintiff, by counsel, upon a Motion for Judgment, pursuant to Virginia Code Section 8.01-184, upon the appointment and appearance of Katie Crabtree, Esquire, as Guardian ad Litem for the unknown heirs, assigns, and successors of B.W. Stras, August White, Joseph Stras, and James Fletcher; upon the entry of a Certificate of Compliance by the Lebanon News with an Order of Publication previously entered herein, the same was argued.

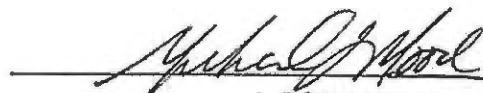
It appearing from the evidence and argument that Plaintiff, H.C. Bostic Coal Company, Inc., is the owner of real property in Russell County by instrument dated October 25, 1974, and of record in the Russell County Circuit Court Clerk's Office in Deed Book 250, Page 660; that Plaintiff owns the property referenced in fee, with the exception of coal

previously conveyed to Buckhorn Coal Company by deed of conveyance dated July 16, 1890, and of record in the Russell County Circuit Clerk's Office at Deed Book 463, Page 843; that a portion of Plaintiff's boundary described above was pooled as Tract 2 of Unit AV-112 (VGOB Docket No. 01-0116-0853), Tract 3 of Unit AV-113 (VGOB Docket No. 01-0116-0854), and Tract 1 of Unit AW-112 (VGOB Docket No. 01-0116-0856), Tract 1 of Unit AW-113 (VGOB Docket No. 01-0116-0857); that no reservation of the gas estate is contained within the chain of title culminating in Plaintiff's vesting deed dated October 25, 1974, and of record in the Russell County Circuit Court Clerk's Office in Deed Book 250, Page 660.

Upon consideration thereof, it is ADJUDGED, ORDERED, and DECREED that Plaintiff, H.C. Bostic Coal Company, Inc., being the owner of the subject property in fee, with the exception of the coal having been previously conveyed as setout above, is the owner of the gas estate relative to said tract, including, but not limited to, those portions of said parcel identified as Tract 2 of Unit AV-112 (VGOB Docket No. 01-0116-0853), Tract 3 of Unit AV-113 (VGOB Docket No. 01-0116-0854), and Tract 1 of Unit AW-112 (VGOB Docket No. 01-0116-0856), Tract 1 of Unit AW-113 (VGOB Docket No. 01-0116-0857).

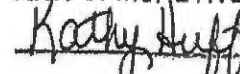
There appearing nothing further to be done in this matter, the Guardian ad Litem shall be awarded a fee of 300.⁰⁰, and the Clerk is directed to strike this matter from the active docket of the Court, forwarding a certified copy of this order to counsel of record.

Given under my hand this 4th day of May, 2016.



A COPY TESTE

ANN S. McREYNOLDS, CLERK

 D. CLERK

Name of Conflicting Claimant:

Unit: (Tract): AV-112 (Tract 2); AV-113 (Tract 3); AW-112 (Tract 1); AW-113 (Tract 1)
AY-115 (Tract 4); AZ-114 (Tract 4); AZ-115 (TRACT 4)

AFFIDAVIT PURSUANT TO VA. CODE § 45.1-361.22

1. My name is Wayne Bostic, President of NC Bostic Coal Company, Inc
2. I am over the age of eighteen and able to make the statements in this affidavit.
3. I am attaching a W-9 to this affidavit with my correct social security number and current address.
4. As of the date set forth below, I am a lawful owner of the coalbed methane interests in the above referenced unit and tracts, and described or referenced in the attached Order or Agreement and affirm the Order or Agreement and the contents therein.
5. I swear and/or affirm that the information set forth above and in the attached W-9 is true and accurate.
6. Terrence Shea Cook is my authorized attorney in fact to receive for distribution on my behalf all funds held in escrow by the VGOB.

Dated this 3rd day of this month June
and year 2016

Wayne Bostic Pres

Name:
Address:

PO Box 220
Swords CREEK VA
24649

COMMONWEALTH OF VIRGINIA)

CITY/COUNTY OF Tazewell) to-wit:
)

On this 3rd day of June 2016 appeared before me Wayne Bostic, who being first duly sworn, stated that the foregoing is true and correct to the best of his knowledge, information and belief.

Carolyn Horton

Notary Public

My Commission Expires: 6-30-16

