

BEFORE THE VIRGINIA GAS AND OIL BOARD

PETITIONER: CNX Gas Company LLC

DIVISION OF GAS AND OIL

DOCKET NO: VGOB 11-0215-2911-02

RELIEF SOUGHT: (1) DISBURSEMENT FROM ESCROW REGARDING TRACT(S) A portion of 16A (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: January 17, 2017

DRILLING UNIT: BUCH1SGU3

BUCHANAN 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 a portion of Tract 16A, as depicted upon the annexed table; and (2) authorization to begin paying royalties directly to Greg McDonald and CNX Gas Company LLC.

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)

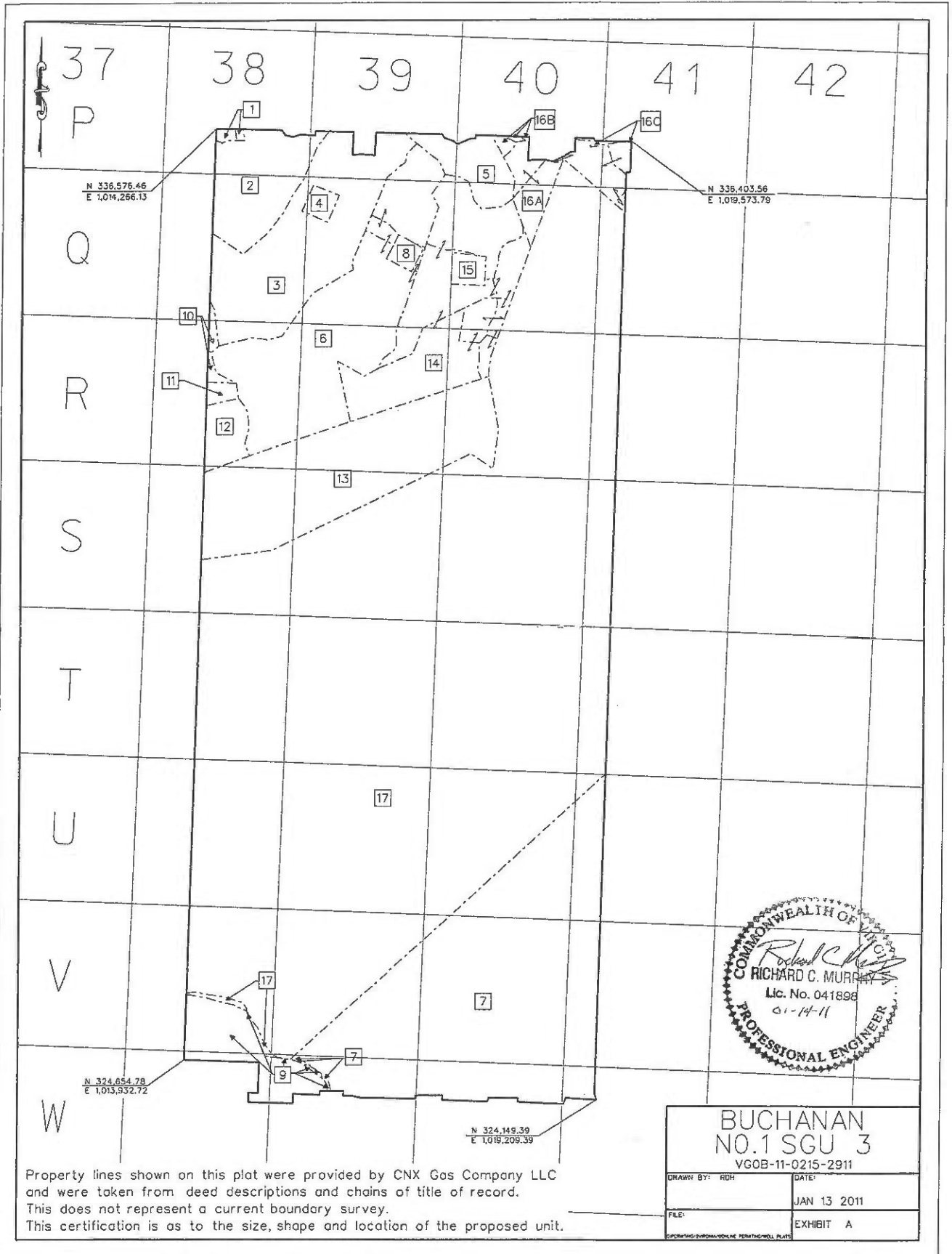
Sealed Gob Unit

5. Factual basis for relief requested

- a. Greg McDonald and CNX Gas Company LLC are the gas claimants in a portion of 16A. As such Greg McDonald and CNX Gas Company LLC are entitled to 100% of the CBM royalties attributable to their gas claims that are now in escrow and as may be hereafter payable. See Va. Code Ann. § 45.1-361.22:2.A.
- b. That CNX Gas Company LLC has previously given the notice(s) required by § 45.1-361.22:2.A to all conflicting coal claimants identified in the above referenced pooling Order and any supplemental Orders pertaining thereto.
- c. That when the Board granted Petitioner's Miscellaneous Petition in VGOB 11-0215-2911-01, it dismissed the coal claimant(s) James McGuire Land Trust as a Respondent to these proceedings. Accordingly, James McGuire Land Trust was not provided further notice under § 45.1-361.19 and 22 of the hearing set on this Petition.
- d. That a detailed accounting in accordance with the applicable provisions of § 45.1-361.22 is submitted herewith and identified as Exhibit J.
- e. 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.
- f. 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 Greg McDonald and CNX Gas Company LLC and shall 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 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.

BUCHANAN NO.1 SGU 3 VGOB-11-0215-2911	
DRAWN BY: RDH	DATE:
	JAN 13 2011
FILE:	EXHIBIT A
REGISTRAR'S OFFICE/REGISTRATION PLATS	

CNX Gas Company LLC
BUCHANAN #1 SGU-3
Tract Identifications
(1474.57 Acres Unit)

1. Consolidation Coal Company (81.60 Acre Tract) – Coal in Jawbone Seam and Below (½)
Ronald A. Clyborne – Coal Above Jawbone Seam and Oil and Gas (1/2)
Consolidation Coal Company – Coal Below Jawbone Leased (1/2)
J.C. Franks, et al – All Minerals (1/2)
CNX Gas Company LLC – Oil, Gas and CBM Leased
1.26 Acres 0.0854%
2. Robert J. Dennis, et al (114 Acre Tract) – Fee
Island Creek Coal Co./Consol Energy, Inc. – All Coal Below Tiller except P-3 Seam Leased
Consolidation Coal Company – Coal In P-3 Seam Leased
CNX Gas Company LLC – Oil, Gas and CBM Leased
33.66 Acres 2.2827%
3. Consolidation Coal Company (111 Acre Tract) – Coal In and Below the Jawbone Seam (1/2)
Ronald A. Clyborne – Coal Above Jawbone Seam and Oil and Gas (1/2)
Consolidation Coal Company – Coal Above the Jawbone Seam Leased
J.C. Franks, et al – All Minerals (1/2)
CNX Gas Company LLC – Oil, Gas and CBM Leased
71.77 Acres 4.8672%
4. J.C. Franks, et al (3 Acre Tract) – Fee
Consolidation Coal Company – Coal Below Jawbone Seam Leased
CNX Gas Company LLC – Oil, Gas and CBM Leased
2.96 Acres 0.2007%
5. Consolidation Coal Company (76.40 Acre Tract) – Coal In and Below Jawbone Seam (1/2)
Ronald A. Clyborne – Coal Above Jawbone Seam and Oil and Gas (1/2)
Consolidation Coal Company – Coal Below Jawbone Leased (1/2)
J.C. Franks, et al – All Minerals (1/2)
CNX Gas Company LLC – Oil, Gas and CBM Leased
15.55 Acres 1.0545%
6. Consolidation Coal Company (91 Acre Tract) – Coal In and Below Jawbone Seam (1/2)
Ronald A. Clyborne – Coal Above Jawbone Seam and Oil and Gas (1/2)
Consolidation Coal Company – Coal Above Jawbone Seam Leased
J.C. Franks, et al – All Minerals (1/2)
CNX Gas Company LLC – Oil, Gas and CBM Leased
95.81 Acres 6.4975%
7. Coal Mountain Mining Company L.L.P., Tr. 27 (1140 Acre Tract) – Fee
Consolidation Coal Company – Coal Below Drainage Leased
Knox Creek Coal Corporation – Coal Above Drainage Leased
CNX Gas Company LLC – Oil, Gas and CBM Leased
204.68 Acres 13.8807%

(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.)

CNX Gas Company LLC
BUCHANAN #1 SGU 3
Tract Identifications
(1474.57 Acre Unit)

8. Consolidation Coal Company (3 Acre Tract) – Coal
CNX Gas Company LLC – Oil, Gas and CBM
2.74 Acres 0.1858%
9. Commonwealth Coal Corporation, Tract 2 (965.00 Acres) – All Minerals
Consolidation Coal Company – Below Drainage Coal Leased
Knox Creek Coal Company – Above Drainage Coal Leased
CNX Gas Company LLC – Oil, Gas and CBM Leased
25.20 Acres 1.7090%
10. Consolidation Coal Company (18 Acre Tract) – Coal In and Below the Jawbone Seam (1/2)
Ronald A. Clyborne – Coal Above Jawbone Seam and Oil and Gas (1/2)
Consolidation Coal Company – Coal Above Jawbone Seam Leased
J.C. Franks, et al – All Minerals (1/2)
CNX Gas Company LLC – Oil, Gas and CBM Leased
2.35 Acres 0.1594%
11. R. O. VanDyke Heirs, et al (154 Acre Tract) – All Minerals
Consolidation Coal Company – Coal Below Drainage Leased
Jewell Smokeless Coal Corporation – Coal In Jawbone Seam Leased
CNX Gas Company LLC – Oil, Gas and CBM Leased
2.24 Acres 0.1519%
12. Dennis G. Dobrenz (98 Acre Tract) – All Minerals
Consolidation Coal Company – Coal Below Tiller Seam Leased
CNX Gas Company LLC – Oil, Gas and CBM Leased
9.72 Acres 0.6592%
13. R.O. Vandyke Heirs, et al (126.20 Acre Tract) – All Minerals
Consolidation Coal Company – Coal Below Drainage Leased
Jewell Smokeless Coal Corporation – Jawbone Seam Leased
CNX Gas Company LLC – Oil, Gas and CBM Leased
96.39 Acres 6.5868%
14. Dennis G. Dobrenz (87.00 Acre Tract) – All Minerals
Consolidation Coal Company – Coal Below Tiller Seam Leased
CNX Gas Company LLC – Oil, Gas and CBM Leased
78.43 Acres 5.3188%
15. Consolidation Coal Company – All Coal
CNX Gas Company LLC – Oil and Gas
3.88 Acres 0.2598%

(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.)

CNX Gas Company LLC
BUCHANAN #1 SGU 3
Tract Identifications
(1474.57 Acre Unit)

- 16A. James M. McGuire Trust (460.57 Acre Tract) – Coal
Consolidation Coal Company – Below Drainage Coal Leased
Jewell Smokeless Coal Corp. - Raven Seam of Coal Leased
CNX Gas Company LLC – CBM Leased
Consolidation Coal Company – Oil and Gas
21.25 Acres 1.4411%
- 16B. James M. McGuire Trust (460.57 Acre Tract) – Coal
Consolidation Coal Company – Below Drainage Coal Leased
Jewell Smokeless Coal Corp. - Raven Seam of Coal Leased
CNX Gas Company LLC – CBM Leased
CNX Gas Company LLC – Oil and Gas
1.37 Acres 0.0929%
- 16C. James M. McGuire Trust (460.57 Acre Tract) – Coal
Consolidation Coal Company – Below Drainage Coal Leased
Jewell Smokeless Coal Corp. - Raven Seam of Coal Leased
CNX Gas Company LLC – CBM Leased
Norfolk Southern Railway Company – Oil and Gas
CNX Gas Company LLC – CBM Leased
0.58 Acres 0.0398%
17. Coal Mountain Mining Company L.L.P. Tr. 26 (1355 Acre Tract) – Fee
Consolidation Coal Company – Coal Below Drainage Leased
Knox Creek Coal Corporation – Coal Above Drainage Leased
CNX Gas Company LLC – Oil, Gas and CBM Leased
804.78 Acres 54.5773%

(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.)

Exhibit E
 Buchanan No.1 SGU #3
 Docket #VGOB 11-0215-2911-02
 List of Conflicting Owners/Claimants that require escrow
 (1,474.57 Acre Unit)

	Acres in Unit	Interest in Unit
<u>Tract #16A, 21.25 acres</u>		
<u>COAL OWNERSHIP</u>		
(1) James M. McGuire Trust <i>(460.57 acre tract)</i> P.O. Box 1067 Bluefield, VA 24605	21.25 acres	1.4411% <i>Dismissed under -01 petition</i>
<u>OIL & GAS OWNERSHIP</u>		
(1) Consolidation Coal Company, et al <i>Previously W. B. McDonald, et ux. Heirs, Devisees, Successors or Assigns</i>	21.25 acres	1.4411%

The previous owners listed below did not respond timely to the W9 request and will continue to be escrowed

(h) Consolidation Coal Company/ CNX Gas I 1000 Consol Energy Drive Canonsburg, PA 15317 <i>Previously B. W. McDonald Testamentary Trust, Byrd McDonald</i>	1.18 acres 1/18 of 21.25 acres	0.0801%
(j) Consolidation Coal Company/ CNX Gas C 1000 Consol Energy Drive Canonsburg, PA 15317 <i>Previously B. W. McDonald Testamentary Trust, Timothy McDonald</i>	1.18 acres 1/18 of 21.25 acres	0.0801%

Greg McDonald conveyed interest as Co-Executer and Co-Trustee (Instrument No.11-2743)
 Timothy J. McDonald conveyed interest as Co-Executer and Co-Trustee (Instrument No.11-2708)
 Timothy J. McDonald *conveyed interest (Instrument 11-2708), 11/3/2011*
 Byrd W.McDonald II *conveyed interest (Instrument 11-2755), 11/7/2011*

TOTAL ACRES IN ESCROW:

Acreage in Unit	2.3611	
Percentage of Unit		0.1601%

Exhibit EE
 Buchanan No.1 SGU #3
 Docket #VGOB 11-0215-2911-02
 List of Respondents with Royalty Split Agreements/Court Orders/HB2058
 (1,474.57 Acre Unit)

	Acres in Unit	Interest in Unit	Percent of Escrow
<u>Tract #1, 1.26 acres</u>			
<u>COAL OWNERSHIP</u>			
(1) J. H. Franks Heirs, Devisees, Successors or Assigns, et al. <i>(81.60 Acre Tract)</i>	1.26 acres	0.0854%	
(b) Buchanan Mining Co LLC <i>(1/2 of Coal In & Below Jawbone Seam)</i> 3337 Contrary Creek Road Raven, VA 24639	0.63 acres 1/2 of 1.26 acres	0.0427%	<i>n/a</i>
<u>OIL & GAS OWNERSHIP</u>			
(1) J. H. Franks Heirs, Devisees, Successors or Assigns, et al. <i>(81.60 Acre Tract)</i>	1.26 acres	0.0854%	
(b) Ronald Clyborne 9325 Olympic View Drive Edmonds, WA 98020-2397	0.63 acres 1/2 of 1.26 acres	0.0427%	<i>n/a</i>
<u>Tract #3, 71.77 acres</u>			
<u>COAL OWNERSHIP</u>			
(1) J. H. Franks Heirs, Devisees, Successors or Assigns, et al. <i>(111 Acre Tract)</i>	71.77 acres	4.8672%	
(b) Buchanan Mining Co LLC <i>(1/2 of Coal In & Below Jawbone Seam)</i> 3337 Contrary Creek Road Raven, VA 24639	35.885 acres 1/2 of 71.77 acres	2.4336%	<i>n/a</i>
<u>OIL & GAS OWNERSHIP</u>			
(1) J. H. Franks Heirs, Devisees, Successors or Assigns, et al. <i>(111 Acre Tract)</i>	71.77 acres	4.8672%	
(b) Ronald Clyborne 9325 Olympic View Drive Edmonds, WA 98020-2397	35.885 acres 1/2 of 71.77 acres	2.4336%	<i>n/a</i>
<u>Tract #5, 15.55 acres</u>			
<u>COAL OWNERSHIP</u>			
(1) J. H. Franks Heirs, Devisees, Successors or Assigns, et al. <i>(76.40 Acre Tract)</i>	15.55 acres	1.0545%	
(b) Buchanan Mining Co LLC <i>(1/2 of Coal In & Below Jawbone Seam)</i> 3337 Contrary Creek Road Raven, VA 24639	7.775 acres 1/2 of 15.55 acres	0.5273%	<i>n/a</i>
<u>OIL & GAS OWNERSHIP</u>			
(1) J. H. Franks Heirs, Devisees, Successors or Assigns, et al. <i>(76.40 Acre Tract)</i>	15.55 acres	1.0545%	
(b) Ronald Clyborne 9325 Olympic View Drive Edmonds, WA 98020-2397	7.775 acres 1/2 of 15.55 acres	0.5273%	<i>n/a</i>
<u>Tract #6, 95.81 acres</u>			
<u>COAL OWNERSHIP</u>			
(1) J. H. Franks Heirs, Devisees, Successors or Assigns, et al. <i>(91.00 Acre Tract)</i>	95.81 acres	6.4975%	

Exhibit EE
 Buchanan No.1 SGU #3
 Docket #VGOB 11-0215-2911-02
 List of Respondents with Royalty Split Agreements/Court Orders/HB2058
 (1,474.57 Acre Unit)

	Acres in Unit	Interest in Unit	Percent of Escrow
(b) Buchanan Mining Co LLC <i>(1/2 of Coal In & Below Jawbone Seam)</i> 3337 Contrary Creek Road Raven, VA 24639	47.905 acres 1/2 of 95.81 acres	3.2487%	<i>n/a</i>
<u>OIL & GAS OWNERSHIP</u>			
(1) J. H. Franks Heirs, Devisees, Successors or Assigns, et al. <i>(91.00 Acre Tract)</i>	95.81 acres	6.4975%	
(b) Ronald Clyborne 9325 Olympic View Drive Edmonds, WA 98020-2397	47.905 acres 1/2 of 95.81 acres	3.2487%	<i>n/a</i>
<u>Tract #10, 2.35 acres</u>			
<u>COAL OWNERSHIP</u>			
(1) J. H. Franks Heirs, Devisees, Successors or Assigns, et al. <i>(18 Acre Tract)</i>	2.35 acres	0.1594%	
(b) Buchanan Mining Co LLC <i>(1/2 of Coal In & Below Jawbone Seam)</i> 3337 Contrary Creek Road Raven, VA 24639	1.175 acres 1/2 of 2.35 acres	0.0797%	<i>n/a</i>
<u>OIL & GAS OWNERSHIP</u>			
(1) J. H. Franks Heirs, Devisees, Successors or Assigns, et al. <i>(18 Acre Tract)</i>	2.35 acres	0.1594%	
(b) Ronald Clyborne 9325 Olympic View Drive Edmonds, WA 98020-2397	1.175 acres 1/2 of 2.35 acres	0.0797%	<i>n/a</i>
<u>Tract #16A, 21.25 acres</u>			
<u>COAL OWNERSHIP</u>			
(1) James M. McGuire Trust <i>(460.57 acre tract)</i> P.O. Box 1067 Bluefield, VA 24605	21.25 acres	1.4411%	<i>n/a</i>
<u>OIL & GAS OWNERSHIP</u>			
(1) Consolidation Coal Company, et al <i>Previously W. B. McDonald, et ux. Heirs, Devisees, Successors or Assigns</i>	21.25 acres	1.4411%	
(a) Consolidation Coal Company/ CNX Gas Company, LLC 1000 Consol Energy Drive Canonsburg, PA 15317 <i>Previously Meledge Estridge, conveyed 1/2 interest (Instrument 11-2623) , 10/21/2011</i>	10.63 acres 1/2 of 21.25 acres	0.7205%	<i>n/a</i>
Note: Royalties will be paid to the prior owner per royalty agreement up to the date the property was sold			
(b) Consolidation Coal Company/ CNX Gas Company, LLC 1000 Consol Energy Drive Canonsburg, PA 15317 <i>Previously B. W. McDonald Testamentary Trust, Greta Meek</i>	1.18 acres 1/18 of 21.25 acres	0.0801%	<i>n/a</i>
(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>	1.18 acres 1/18 of 21.25 acres	0.0801%	<i>n/a</i>

Exhibit EE
 Buchanan No.1 SGU #3
 Docket #VGOB 11-0215-2911-02
 List of Respondents with Royalty Split Agreements/Court Orders/HB2058
 (1,474.57 Acre Unit)

	Acres in Unit	Interest in Unit	Percent of Escrow
HB2058 Escrow Release (release amount due prior to conveyance)			
(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>	1.18 acres 1/18 of 21.25 acres	0.0801%	<i>n/a</i>
HB2058 Escrow Release (release amount due prior to conveyance)			
(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>	1.18 acres 1/18 of 21.25 acres	0.0801%	<i>n/a</i>
HB2058 Escrow Release (release amount due prior to conveyance)			
(f) Consolidation Coal Company/ CNX Gas Company, LLC 1000 Consol Energy Drive Canonsburg, PA 15317 <i>Previously B. W. McDonald Testamentary Trust, Tamala M. Pelphrey</i>	1.18 acres 1/18 of 21.25 acres	0.0801%	<i>n/a</i>
(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>	1.18 acres 1/18 of 21.25 acres	0.0801%	33.3330% HB2058
(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>	1.18 acres 1/18 of 21.25 acres	0.0801%	<i>n/a</i>
HB2058 Escrow Release (release amount due prior to conveyance)			
Greg McDonald conveyed interest as Co-Executer and Co-Trustee (Instrument No.11-2743) Sherry R. McDonald conveyed interest as Co-Executer and Co-Trustee (Instrument N of 1.86 acres) Timothy J. McDonald conveyed interest as Co-Executer and Co-Trustee (Instrument No.11-2708) Tamela M. Pelphrey Greta M. Meek Greg McDonald			<i>conveyed interest (Instrument 11-2744), 11/4/2011</i> <i>conveyed interest (Instrument 11-2745), 11/4/2011</i> <i>conveyed interest (Instrument 11-2743), 11/4/2011</i>

Tract #16B, 1.37 acres

COAL OWNERSHIP

(1) James M. McGuire Trust <i>(460.57 acre tract)</i> P.O. Box 1067 Bluefield, VA 24605	1.37 acres	0.0929%	<i>n/a</i>
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OIL & GAS OWNERSHIP

(1) CNX Gas Company LLC 1000 Consol Energy Drive Canonsburg, PA 15317	1.37 acres	0.0929%	<i>n/a</i>
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Tract #16C, 0.58 acres

COAL OWNERSHIP

(1) James M. McGuire Trust <i>(460.57 acre tract)</i> P.O. Box 1067 Bluefield, VA 24605	0.58 acres	0.0393%	<i>n/a</i>
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OIL & GAS OWNERSHIP

(1) Norfolk Southern Railway Company	0.58 acres	0.0393%	<i>n/a</i>
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Exhibit EE
Buchanan No.1 SGU #3
Docket #VGOB 11-0215-2911-02
List of Respondents with Royalty Split Agreements/Court Orders/HB2058
(1,474.57 Acre Unit)

Acres in Unit	Interest in Unit	Percent of Escrow
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If no conflict royalties paid to:

Pocahontas Land Corporation
 Treasurer, Pocahontas Land Corporation
 P. O. Box 1517
 Bluefield, WV 24701

Total Acreage Resolved in Unit	114.2089	
Total Percentage Resolved in Unit		7.7452%

Exhibit J
Unit BUCH1SGU3 Escrow Account Reconciliation
VGOB 11-0215-2911

CNX Deposit Information		
Check Date	Check Number	Total
3/22/2016	E000072483	\$57.72
4/20/2016	E000074431	\$44.65
		\$0.00
		\$0.00
		\$0.00
		\$0.00
		\$0.00

Escrow Bank Data													Bank Balance	Running Balance	Difference
Date	Escrow Royalty Deposits	Income	\$ Mrket Int	CDARS Int	Fees	Distributions	Audit Costs	Corrections	Gain/Loss	Royalty Bonus	Total Int. and Fees				
3/31/2016	\$57.72		\$1.21	\$0.00	(\$0.61)	\$0.00	\$0.00	\$0.00			\$0.60	\$7,367.37	\$7,314.24	\$53.13	
4/30/2016	\$44.65		\$1.18	\$0.00	(\$0.61)	\$0.00	\$0.00	\$0.00			\$0.57	\$7,412.59	\$7,359.46	\$53.13	
5/31/2016	\$0.00		\$1.23	\$0.00	(\$0.62)	\$0.00	\$0.00	\$0.00			\$0.61	\$7,413.20	\$7,360.07	\$53.13	
6/30/2016	\$0.00		\$1.18	\$0.00	(\$0.62)	\$0.00	\$0.00	\$0.00			\$0.56	\$7,413.76	\$7,360.63	\$53.13	
7/31/2016	\$0.00		\$1.23	\$0.00	(\$0.62)	\$0.00	\$0.00	\$0.00			\$0.61	\$7,414.37	\$7,361.24	\$53.13	
8/31/2016	\$0.00		\$0.67	\$0.00	(\$0.62)	(\$5,068.62)	\$0.00	\$0.00			\$0.05	\$2,345.80	\$2,292.67	\$53.13	
9/30/2016	\$0.00		\$0.39	\$0.00	(\$0.20)	\$0.00	\$0.00	\$0.00			\$0.19	\$2,345.99	\$2,292.86	\$53.13	
10/31/2016	\$0.00		\$0.38	\$0.00	(\$0.20)	\$0.00	\$0.00	\$0.00			\$0.18	\$2,346.17	\$2,293.04	\$53.13	
										Total	\$17.88				

Total Deposited	\$7,343.78
Interest & Fees	\$17.88
01 Disbursement	-\$5,068.62
Grand Total	\$2,293.04
October 2016 First Bank and Trust Balance	\$2,346.17
FB&T Difference	\$53.13

SUPPLEMENTAL AFFIDAVIT OF MAILING—COAL OWNER

COMMONWEALTH OF VIRGINIA
COUNTY OF **BUCHANAN**

Applicant: CNX Gas Company LLC
Relief Sought: Disbursement/Dismissal for Unit **BUCH1SGU3**
VGOB: 11-0215-2911-02

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 **November 15, 2015**. See annexed Certificate of Notice and coal owner notice form letter example.

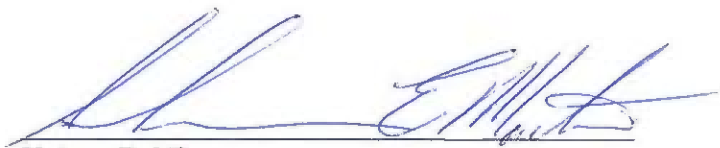
3. **James McGuire Land Trust** should be dismissed as Respondent/coal claimant for failure to timely provide evidence of a relevant proceeding or agreement.



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 December, 2016.



Notary Public

My commission expires: May 31, 2020

SHERMAN E. MARTIN
NOTARY PUBLIC
Commonwealth of Virginia
Reg. #294521

CERTIFICATION OF NOTICE

CNX Gas Company LLC

Buchanan No. 1 SGU 3 (Underlying units - P40, P41, P42, P43, P44, Q40, Q41, Q42, Q43, Q44, R43, R44, S44)

VGOB 11-0215-2911

Disbursement

Last Name	First Name	MAILED	RECEIPT #	Received
James McGuire Land Trust (coal owner)		11/2/15	7015152000035333 4330	11/4/2015

SENDER: COMPLETE THIS SECTION

- 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.

1. Article Addressed to:

James McGuire Land Trust
 c/o Charles Green
 PO Box 1067
 Bix VA 24605-4067

COMPLETE THIS SECTION ON DELIVERY

A. Signature

James Green Agent

B. Received by (Printed Name)

James Green Agent

C. Date of Delivery

11/4/15

D. Is delivery address different from that on the mailpiece? Yes No

If YES, enter delivery address below: Yes No

NOV - 4 2015

3. Service Type

- Certified Mail™ Priority Mail Express™
- Registered Return Receipt for Merchandise
- Insured Mail Collect on Delivery

4. Restricted Delivery? (Extra Fee) Yes No

7015 3520 0003 5333 4330

PS Form 3811, July 2013

BUENOS AIRES



CNX Gas Company LLC

PO Box 570

Pounding Mill, VA 24637

Phone: (724) 485-3600

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.

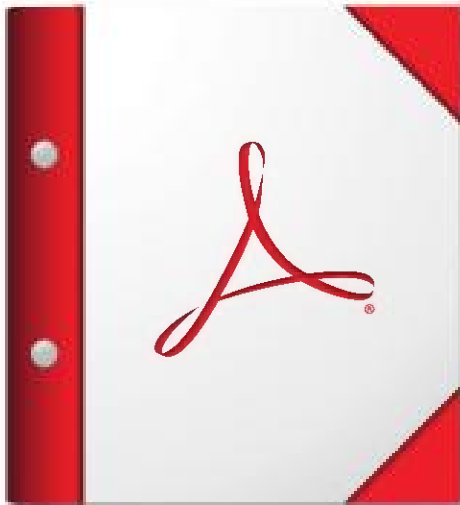
Enclosed herewith please find a copy of the 45 day Notice of Filing. Please read the Notice carefully to be sure you understand that you have 45 days to provide evidence to the operator CNX Gas Company LLC at the address above **and** the Division of Gas and Oil at PO Draw 159, Lebanon, VA 24266

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)



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