

BEFORE THE VIRGINIA GAS AND OIL BOARD

PETITIONER: CNX Gas Company LLC

DIVISION OF GAS AND OIL

DOCKET NO: VGOB 04-0120-1250-03

RELIEF SOUGHT: (1) DISBURSEMENT FROM ESCROW REGARDING TRACT(S) A portion of 1B (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: February 21, 2017

DRILLING UNIT: AZ99

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 1B, as depicted upon the annexed table; and (2) authorization to begin paying royalties directly to Loeita Lambert, Edward Tiller, Christa Hess, Ronnie Tiller, Harley Sanders, and Allen Sanders; (3) Dismissal of Coal Owner: H-W Financial, LLC (formerly Harrison-Wyatt, L.L.C.).

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. Loeita Lambert, Edward Tiller, Christa Hess, Ronnie Tiller, Harley Sanders, and Allen Sanders are the gas claimants in Tracts portion of 1B. As such Loeita Lambert, Edward Tiller, Christa Hess, Ronnie Tiller, Harley Sanders, and Allen Sanders are 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.
- b. 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.
- c. 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.
- 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 Loeita Lambert, Edward Tiller, Christa Hess, Ronnie Tiller, Harley Sanders, and Allen Sanders 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 TAKEN FROM ~~MAP PROVIDED~~
BY CNX LAND RESOURCES, INC. AND WERE NOT SURVEYED.

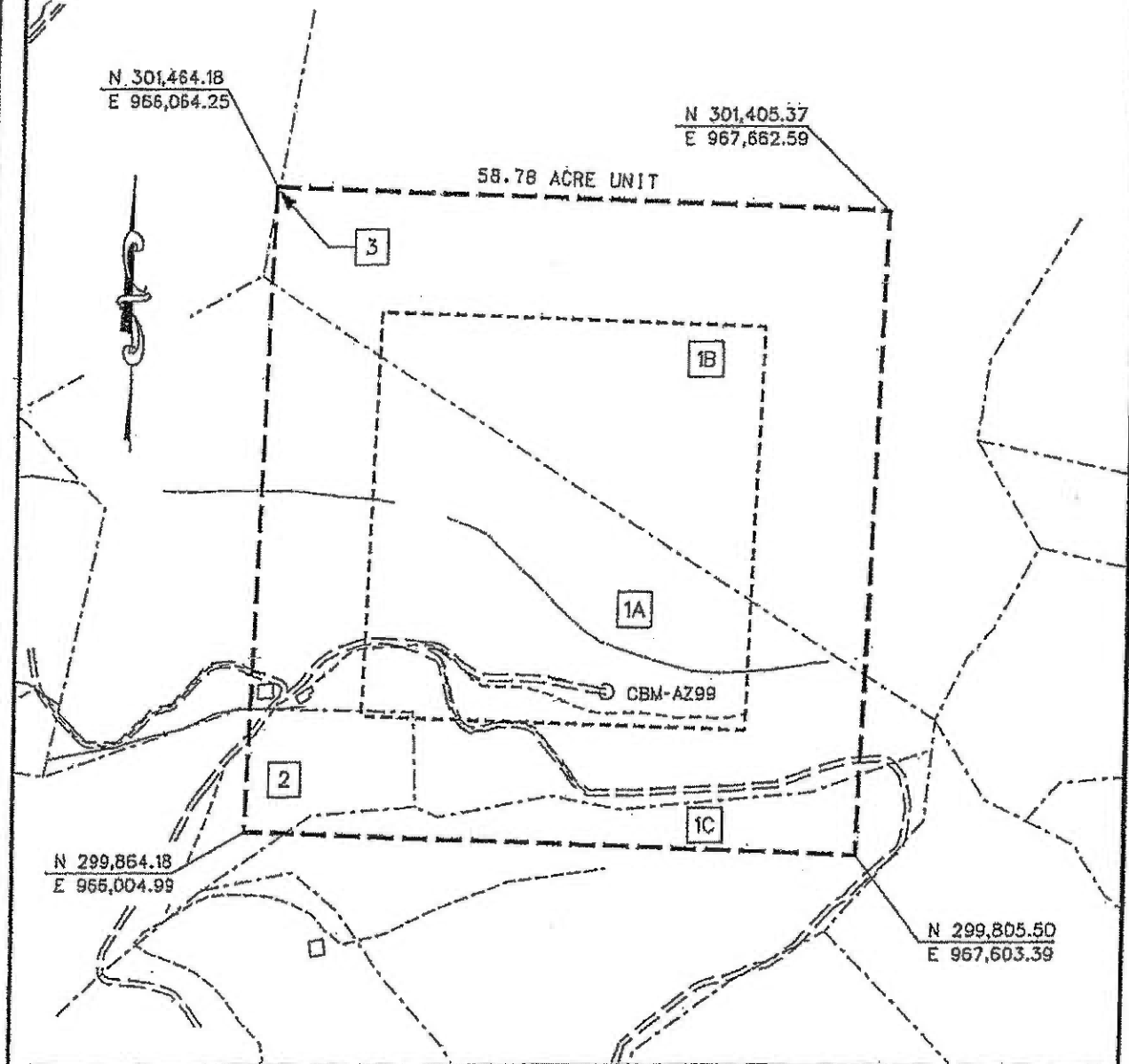


EXHIBIT A
NORA FIELD
UNIT AZ-99
FORCE POOLING
VGOB-04-0120-1250 ✓

Company CNX Gas Company LLC Well Name and Number UNIT AZ99
 Tract No. _____ Elevation _____ Quadrangle Big A
 County Buchanan District Hurricane Scale: 1" = 400'
 This plat is a new plat ; an updated plat _____ ; or a final plat _____

Form DGD-GD-7
Rev. 9/91

Keith A. Franklin
Licensed Professional Engineer or Licensed Land Surveyor

7 DEC 03
KEITH A. FRANKLIN
(Affix Seal)
No. 023780

CNX Gas Company LLC

UNIT AZ-99

Tract Identifications

(58.78 Acre Unit)

- 1A. Harrison-Wyatt, L.L.C. (Big Axe Tr. 4) - Coal
Jewell Smokeless Coal Corp. - Coal Above Jawbone Seam Leased
CNX Gas Company LLC - CBM Leased
Gregory D. Austin, et ux - Surface and All Minerals except Coal
CNX Gas Company LLC - Oil, Gas and CBM Leased
27.08 acres 46.0701%
- 1B. Harrison-Wyatt, L.L.C. (Big Axe Tr. 4) - Coal
Jewell Smokeless Coal Corp. - Coal Above Jawbone Seam Leased
CNX Gas Company LLC - CBM Leased
Fielden Sanders Heirs, et al. - Surface and All Minerals except Coal
CNX Gas Company LLC - Oil, Gas and CBM Leased (85%)
25.53 acres 43.4331%
- 1C. Harrison-Wyatt, L.L.C. (Big Axe Tr. 4) - Coal
Jewell Smokeless Coal Corp. - Coal Above Jawbone Seam Leased
CNX Gas Company LLC - CBM Leased
Dallis James, et ux - Surface and All Minerals except Coal
CNX Gas Company LLC - Oil, Gas and CBM Leased
3.40 acres 5.7843%
2. Harrison-Wyatt, L.L.C. (Big Axe Tr. 8) – All Minerals
Jewell Smokeless Coal Corp. – Coal in Tiller and Above Leased
CNX Gas Company LLC – Oil, Gas and CBM Leased
Chester McGlothlin – et ux
2.76 acres 4.6955%
3. Harrison-Wyatt, L.L.C. (Big Axe Tr. 2) – All Minerals
Jewell Smokeless Coal Corp. - Coal Above Jawbone Seam Leased
CNX Gas Company LLC - Oil, Gas and CBM Leased
Unknown Surface Owner
0.01 acres 0.0170%

Exhibit E
Unit AZ-99
VGOB# 04-0120-1250-03
List of Respondents that require escrow
(58.78 Acre Unit)

	Acres in Unit	Percent of Unit
<u>Tract #1B - 25.53 acres</u>		
<u>COAL OWNERSHIP</u>		
(1) H-W Financial, LLC (Big Axe Tr.4) P.O. Box 11000 Danville, VA 24543	25.53 acres	43.4331%
<u>OIL & GAS OWNERSHIP</u>		
(1) Fielden Sanders Heirs, Devisees, Successors or Assigns, et al.	25.53 acres	43.4331%
<i>Outstanding W-9/Affidavits</i>		
(c) Lena Sanders Sutorka 751 Forest Hill Road Gordenville, VA 22942	1.2157 acres 1/21 of 25.53 acres	2.0682%
(d) Daniel Sanders Heirs, Devisees, Successors or Assigns		
(d.1) Orié Wangler Rt. 2 Box 466 McLoud, OK 74851	0.3039 acres 1/84 of 25.53 acres	0.5171%
(d.2) Wainoke Kummell 16826 Topeka Lane Choctaw, OK 74020	0.3039 acres 1/84 of 25.53 acres	0.5171%
(d.3) Latrenda Sanders Rt. 2 Box 466 McLoud, OK 74851	0.3039 acres 1/84 of 25.53 acres	0.5171%
(d.4) Lamona Heck PO Box 1407 Bedford, VA 24523	0.3039 acres 1/84 of 25.53 acres	0.5171%
(e) Julia Sanders O'Quinn 1232 Green-Cook Road Sunbury, OH 43074	1.2157 acres 1/21 of 25.53 acres	2.0682%
(g) Wade Sanders Heirs, Devisees, Successors or Assigns		
(g.4) Terry Sanders 271 Pleasant Ridge Road Franklinville, NC 27248	0.3039 acres 1/84 of 25.53 acres	0.5171%
Total Acres in Escrow	3.9511	
Total Percentage	6.7218%	

Exhibit EE
Unit AZ-99
Docket #VGOB 04-0120-1250-03
List of Respondents with Royalty Split Agreements/Court Order/HB2058
(58.78 Acre Unit)

	Acres in Unit	Percent of Unit	Percent of Escrow
<u>Tract #1A - 27.08 acres</u>			
<u>COAL OWNERSHIP</u>			
(1) H-W Financial, LLC (Big Axe Tr.4) P.O. Box 11000 Danville, VA 24543	27.08 acres	46.0701%	<i>n/a</i>
<u>OIL & GAS OWNERSHIP</u>			
(1) Gregory D. Austin, et ux. 4654 Old Grissom Honaker, VA 24260	27.08 acres	46.0701%	<i>n/a</i>
<u>Tract #1B - 25.53 acres</u>			
<u>COAL OWNERSHIP</u>			
(1) H-W Financial, LLC (Big Axe Tr.4) P.O. Box 11000 Danville, VA 24543	25.53 acres	43.4331%	<i>n/a</i>
<u>OIL & GAS OWNERSHIP</u>			
(1) Fielden Sanders Heirs, Devisees, Successors or Assigns, et al.	25.53 acres	43.4331%	
(1) Ora Sanders Heirs, Devisees, Successors or Assigns			
(a) Oma Sanders Tiller Heirs, Devisees, Successors or Assigns			
(a.1) Loeita Austin 74 Hillcrest Court Lebanon, VA 24266	0.6079 acres 1/42 of 25.53 acres	1.0341%	8.4507% HB2058
(a.2) Edward Tiller 7491 Red Bud Hwy Honaker, VA 24260	0.6079 acres 1/42 of 25.53 acres	1.0341%	8.4507% HB2058
(b) Leafy Sanders Tiller Heirs, Devisees, Successors or Assigns			
(b.1) Christa Hess 3319 Wayfield Drive Johnson City, TN 37601	0.6079 acres 1/42 of 25.53 acres	1.0341%	8.4507% HB2058
(b.2) Ronnie Tiller 7918 Gold Leaf Circle Spotsylvania, VA 22551	0.6079 acres 1/42 of 25.53 acres	1.0341%	8.4507% HB2058
(f) Ellis Sanders Heirs, Devisees, Successors or Assigns			
(f.1) Beatrice Jane MacCormac 8732 Phipps Farm Way Manassas, VA 20109	0.6079 acres 1/42 of 25.53 acres	1.0341%	<i>n/a</i>
(f.2) Betty Sue Sanders Fletcher 1281 Old Grissom Creek Rd. Honaker, VA 24260	0.6079 acres 1/42 of 25.53 acres	1.0341%	<i>n/a</i>

Exhibit EE
Unit AZ-99
Docket #VGOB 04-0120-1250-03
List of Respondents with Royalty Split Agreements/Court Order/HB2058
(58.78 Acre Unit)

	Acres in Unit	Percent of Unit	Percent of Escrow
(g) Wade Sanders Heirs, Devisees, Successors or Assigns			
(g.1) Nadine Sanders Hurley 1219 Swords Creek Road Honaker, VA 24260	0.3039 acres 1/84 of 25.53 acres	0.5171%	<i>n/a</i>
(g.2) Adrine Sanders Horn c/o Mary Ilene Stanley PO Box 324 Richlands, VA 24641	0.3039 acres 1/84 of 25.53 acres	0.5171%	<i>n/a</i>
(g.3) Roger Sanders P.O. Box 82 Pilgrims Knob, VA 24634	0.3039 acres 1/84 of 25.53 acres	0.5171%	<i>n/a</i>
(2) Fielden Sanders Heirs, Devisees, Successors or Assigns			
(a) Chester Sanders 408W Dartmouth Avenue Melbourne, FL 32901	4.2550 acres 1/6 of 25.53 acres	7.2389%	<i>n/a</i>
(b) Dave Sanders 590 Bailey Switch Rd. Bluefield, VA 24605	4.2550 acres 1/6 of 25.53 acres	7.2389%	<i>n/a</i>
(c) Norman Sanders 2013 Otterdale Road Midlothian, VA 23112	4.2550 acres 1/6 of 25.53 acres	7.2389%	<i>n/a</i>
(d) Estil Sanders Heirs, Devisees, Successors or Assigns (1/6)			
(d.1) Goldie Sanders Heirs, Devisees, Successors or Assigns (1/18)			
<i>*Note: 1/18 interest divided among heirs listed below - Heir will be paid for Goldie's portion because she had a Royalty Split agreement, but their original 1/63 interest will remain escrowed. Unless an individual agreement has been signed</i>			
(d.1.1) James Sanders 96 1st Street Cleveland, VA 24225	0.2026 acres 1/126 of 25.53 acres	0.3447%	<i>n/a</i>
(d.1.2) Judy Sanders Israel 5136 Drill Road Honaker, VA 24260	0.2026 acres 1/126 of 25.53 acres	0.3447%	<i>n/a</i>
(d.1.3) Harley Sanders 172 Vantage Drive Tazewell, VA 24651	0.2026 acres 1/126 of 25.53 acres	0.3447%	<i>n/a</i>
(d.1.4) Jerry Sanders 110 Roydon Street Pounding Mill, VA 24637-4122	0.2026 acres 1/126 of 25.53 acres	0.3447%	<i>n/a</i>
(d.1.5) Larry Sanders P.O. Box 996 Honaker, VA 24260	0.2026 acres 1/126 of 25.53 acres	0.3447%	<i>n/a</i>
(d.1.6) Allen Sanders P.O. Box 2254 Lebanon, VA 24266	0.2026 acres 1/126 of 25.53 acres	0.3447%	<i>n/a</i>

Exhibit EE
Unit AZ-99
Docket #VGOB 04-0120-1250-03
List of Respondents with Royalty Split Agreements/Court Order/HB2058
(58.78 Acre Unit)

	Acres in Unit	Percent of Unit	Percent of Escrow
(d.1.7) Evelyn Sanders Nash 19 Heritage Drive Honaker, VA 24260	0.2026 acres 1/126 of 25.53 acres	0.3447%	<i>n/a</i>
(d.2) James Sanders 96 1st Street Cleveland, VA 24225	0.4052 acres 1/63 of 25.53 acres	0.6894%	<i>n/a</i>
(d.3) Judy Sanders Israel 5136 Drill Road Honaker, VA 24260	0.4052 acres 1/63 of 25.53 acres	0.6894%	<i>n/a</i>
(d.4) Harley Sanders 172 Vantage Drive Tazewell, VA 24651	0.4052 acres 1/63 of 25.53 acres	0.6894%	5.6338% HB2058
(d.5) Jerry Sanders 110 Roydon Street Pounding Mill, VA 24637-4122	0.4052 acres 1/63 of 25.53 acres	0.6894%	<i>n/a</i>
(d.6) Larry Sanders P.O. Box 996 Honaker, VA 24260	0.4052 acres 1/63 of 25.53 acres	0.6894%	<i>n/a</i>
(d.7) Allen Sanders P.O. Box 2254 Lebanon, VA 24266	0.4052 acres 1/63 of 25.53 acres	0.6894%	5.6338% HB2058
(d.8) Evelyn Sanders Nash 19 Heritage Drive Honaker, VA 24260	0.4052 acres 1/63 of 25.53 acres	0.6894%	<i>n/a</i>

Tract #1C - 3.40 acres

COAL OWNERSHIP

(1) H-W Financial, LLC (Big Axe Tr.4) P.O. Box 11000 Danville, VA 24543	3.40 acres	5.7843%	<i>n/a</i>
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OIL & GAS OWNERSHIP

(1) Dallis James, et ux. 4565 Old Grissom Creek Rd. Honaker, VA 24260	3.40 acres	5.7843%	<i>n/a</i>
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Total Conflicts Resolved	52.0589	
Total Percentage	88.5657%	

Exhibit J
Unit AZ99 Escrow Account Reconciliation
VGOB 04-0120-1250

CNX Deposit Information		
Check Date	Check Number	Total
4/25/2005	49381	\$3,020.55
5/25/2005	50687	\$533.75
6/24/2005	51851	\$348.26
7/25/2005	52889	\$411.90
8/25/2005	54224	\$377.29
9/23/2005	55549	\$307.72
10/25/2005	56776	\$240.66
11/25/2005	58057	\$189.98
12/23/2005	59310	\$380.97
1/25/2006	61208	\$612.71
2/24/2006	62506	\$773.19
3/24/2006	63886	\$844.65
4/25/2006	65245	\$629.24
5/25/2006	66675	\$596.56
6/23/2006	67833	\$619.47
7/25/2006	69354	\$612.32
8/25/2006	106	\$502.97
9/25/2006	1263	\$503.14
10/25/2006	2667	\$623.79
12/25/2006	5672	\$343.63
1/25/2007	6922	\$413.67
3/25/2007	10860	\$564.20
4/5/2007	12002	\$1,558.52
4/25/2007	12308	\$613.57
5/25/2007	13754	\$767.30
6/25/2007	15929	\$791.77
7/25/2007	17392	\$844.06
8/25/2007	18879	\$848.38
9/25/2007	20475	\$783.67
10/25/2007	22048	\$677.49
11/25/2007	24230	\$572.79
12/25/2007	25469	\$707.12
1/25/2008	27063	\$798.39
2/25/2008	28714	\$886.51
3/25/2008	30147	\$1,031.11
4/25/2008	31790	\$971.71
5/25/2008	33376	\$1,174.42
6/25/2008	35084	\$1,118.79
7/25/2008	36861	\$1,467.14
8/25/2008	38644	\$1,498.56
9/25/2008	40458	\$1,696.32
10/25/2008	42577	\$1,120.31
11/25/2008	45057	\$959.67
12/25/2008	47487	\$864.27
1/25/2009	48983	\$737.19
2/25/2009	52287	\$784.04
3/25/2009	54199	\$676.57
4/25/2009	55779	\$422.61
5/25/2009	57345	\$389.08

Escrow Bank Data														
Date	Escrow Royalty Deposits	Income	\$ Mrket Int	CDARS Int	Fees	Distributions	Audit Costs	Corrections	Gain/Loss	Royalty Bonus	Total Int. and Fees	Bank Balance	Running Balance	Difference
12/31/2004	\$3.96	\$0.00				\$0.00					\$0.00	\$3.96	\$0.00	\$3.96
1/31/2005	\$0.00	\$0.00				\$0.00					\$0.00	\$3.96	\$0.00	\$3.96
2/28/2005	\$0.00	\$0.00				\$0.00					\$0.00	\$3.96	\$0.00	\$3.96
3/31/2005	\$0.00	\$0.00				\$0.00					\$0.00	\$3.96	\$0.00	\$3.96
4/30/2005	\$3,020.55	\$4.53				\$0.00					\$4.53	\$3,029.04	\$3,025.08	\$3.96
5/31/2005	\$533.75	\$4.84				\$0.00					\$4.84	\$3,567.63	\$3,563.67	\$3.96
6/30/2005	\$348.26	\$6.15				\$0.00					\$6.15	\$3,922.04	\$3,918.08	\$3.96
7/31/2005	\$411.90	\$7.46				\$0.00					\$7.46	\$4,341.40	\$4,337.44	\$3.96
8/31/2005	\$377.29	\$9.14				\$0.00					\$9.14	\$4,727.83	\$4,723.87	\$3.96
9/30/2005	\$307.72	\$10.47				\$0.00					\$10.47	\$5,046.02	\$5,042.06	\$3.96
10/31/2005	\$240.66	\$11.31				\$0.00					\$11.31	\$5,297.99	\$5,294.03	\$3.96
11/30/2005	\$189.98	\$12.04				\$0.00					\$12.04	\$5,500.01	\$5,496.05	\$3.96
12/31/2005	\$380.97	\$13.01				\$0.00					\$13.01	\$5,893.99	\$5,890.03	\$3.96
1/31/2006	\$612.71	\$15.46				\$0.00					\$15.46	\$6,522.16	\$6,518.20	\$3.96
2/28/2006	\$773.19	\$18.95				\$0.00					\$18.95	\$7,314.30	\$7,310.34	\$3.96
3/31/2006	\$844.65	\$19.66				\$0.00					\$19.66	\$8,178.61	\$8,174.65	\$3.96
4/30/2006	\$629.24	\$27.29				\$0.00					\$27.29	\$8,835.14	\$8,831.18	\$3.96
5/31/2006	\$596.56	\$28.10				\$0.00					\$28.10	\$9,459.80	\$9,455.84	\$3.96
6/30/2006	\$619.47	\$31.32				\$0.00					\$31.32	\$10,110.59	\$10,106.63	\$3.96
7/31/2006	\$612.32	\$33.21				\$0.00					\$33.21	\$10,756.12	\$10,752.16	\$3.96
8/31/2006	\$0.00	\$36.18				\$0.00					\$36.18	\$10,792.30	\$11,291.31	(\$499.01)
9/30/2006											\$0.00		\$11,794.45	(\$11,794.45)
10/31/2006	\$0.00	\$40.84				\$0.00					\$40.84	\$10,871.04	\$12,459.08	(\$1,588.04)
11/30/2006	\$0.00	\$41.90			(\$0.73)	\$0.00					\$41.17	\$10,912.21	\$12,500.25	(\$1,588.04)
12/31/2006	\$0.00	\$42.33			(\$5.81)	\$0.00					\$36.52	\$10,948.73	\$12,880.40	(\$1,931.67)
1/31/2007	\$0.00	\$40.02				\$0.00					\$40.02	\$10,988.75	\$13,334.09	(\$2,345.34)
2/28/2007	\$0.00	\$38.49				\$0.00					\$38.49	\$11,027.24	\$13,372.58	(\$2,345.34)
3/31/2007	\$0.00	\$35.59				\$0.00					\$35.59	\$11,062.83	\$13,972.37	(\$2,909.54)
4/30/2007	\$0.00	\$0.00				\$0.00					\$0.00	\$13,841.81	\$15,530.89	(\$1,689.08)
4/30/2007	\$2,736.29	\$42.69				\$0.00					\$42.69	\$13,841.81	\$16,187.15	(\$2,345.34)
5/31/2007	\$767.30	\$47.36				\$0.00					\$47.36	\$14,656.47	\$17,001.81	(\$2,345.34)
6/30/2007	\$0.00	\$51.90				\$0.00					\$51.90	\$14,708.37	\$17,845.48	(\$3,137.11)
7/31/2007	\$1,635.83	\$104.38				\$0.00					\$104.38	\$16,396.39	\$18,793.92	(\$2,397.53)
8/31/2007	\$848.38	\$55.94				\$0.00					\$55.94	\$17,300.71	\$19,698.24	(\$2,397.53)
9/30/2007	\$783.67	\$92.94				\$0.00					\$92.94	\$18,177.32	\$20,574.85	(\$2,397.53)
10/31/2007	\$0.00	\$60.91				\$0.00					\$60.91	\$18,238.23	\$21,313.25	(\$3,075.02)
11/30/2007	\$1,250.28	\$65.44				\$0.00					\$65.44	\$19,553.95	\$21,951.48	(\$2,397.53)
12/31/2007	\$707.12	\$62.79				\$0.00					\$62.79	\$20,323.86	\$22,721.39	(\$2,397.53)
1/31/2008	\$798.39	\$51.76				\$0.00					\$51.76	\$21,174.01	\$23,571.54	(\$2,397.53)
2/29/2008	\$886.51	\$45.55				\$0.00					\$45.55	\$22,106.07	\$24,503.60	(\$2,397.53)
3/31/2008	\$1,031.11	\$41.40				\$0.00					\$41.40	\$23,178.58	\$25,576.11	(\$2,397.53)
4/30/2008	\$971.71	\$32.44				\$0.00					\$32.44	\$24,182.73	\$26,580.26	(\$2,397.53)
5/31/2008	\$1,174.42	\$27.98				\$0.00					\$27.98	\$25,385.13	\$27,782.66	(\$2,397.53)
6/30/2008	\$1,118.79	\$29.14				\$0.00					\$29.14	\$26,533.06	\$28,930.59	(\$2,397.53)
7/31/2008	\$1,467.14	\$29.46				\$0.00					\$29.46	\$28,029.66	\$30,427.19	(\$2,397.53)
8/31/2008	\$1,498.56	\$39.54				\$0.00					\$39.54	\$29,567.76	\$31,965.29	(\$2,397.53)
9/30/2008	\$1,696.32	\$36.93				\$0.00					\$36.93	\$31,301.01	\$33,698.54	(\$2,397.53)
10/31/2008	\$1,120.31	\$31.30				\$0.00					\$31.30	\$32,452.62	\$34,850.15	(\$2,397.53)
11/30/2008	\$959.67	\$42.74				\$0.00					\$42.74	\$33,455.03	\$35,852.56	(\$2,397.53)
12/31/2008	\$864.27	\$17.87				\$0.00					\$17.87	\$34,337.17	\$36,734.70	(\$2,397.53)
1/1/2009	\$0.00	\$1.67				\$0.00					\$1.67	\$34,338.84	\$37,473.56	(\$3,134.72)
2/28/2009	\$737.19	(\$3.15)				\$0.00					-\$3.15	\$35,072.88	\$38,254.45	(\$3,181.57)
3/31/2009	\$1,460.61	\$8.83				\$0.00					\$8.83	\$36,542.32	\$38,939.85	(\$2,397.53)
4/30/2009	\$422.61	(\$5.75)				\$0.00					-\$5.75	\$36,959.18	\$39,356.71	(\$2,397.53)
5/31/2009	\$389.08	(\$5.87)				\$0.00					-\$5.87	\$37,342.39	\$39,739.92	(\$2,397.53)

SUPPLEMENTAL AFFIDAVIT OF MAILING—COAL OWNER

COMMONWEALTH OF VIRGINIA
COUNTY OF **BUCHANAN**

Applicant: CNX Gas Company LLC
Relief Sought: Disbursement/Dismissal for Unit **AZ99**
VGOB: 04-0120-1250-03

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 **June 23, 2015**. See annexed Certificate of Notice and coal owner notice form letter example.

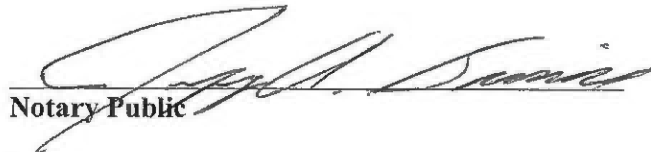
3. **H-W Financial, LLC (formerly Harrison-Wyatt, L.L.C.)** should be dismissed as Respondent/coal claimant for failure to timely provide evidence of a relevant proceeding or agreement.



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 10th day of January, 2017.



Notary Public

My commission expires: 8/31/2020

Commonwealth of Virginia
Jeffrey A. Simmons - Notary Public
Commission ID: 7215200
My Commission Expires 8/31/2020

CERTIFICATION OF NOTICE
CNX Gas Company LLC


Unit AX100, AY98, AZ98, AZ99, AZ100

VGOB 03-0715-1158-01, 05-1213-1542-02, 04-0316-1261, 04-0120-1250-02,03-0415-1139-02

Coal dismissal letter

Last Name	First Name	AX100	AY98	AZ98	AZ99	AZ100	MAILED	RECEIPT #	RECEIVED
Harrison Wyatt LLC(Coal Owner)		X	X	X	X	X	6/23/15	701434900018926	5278 6/26/2015
Harrison Wyatt LLC(Coal Owner)		X	X	X	X	X	remailed AZ100 9/2/15	701434900018926	2925 9/4/2015

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. 	A. Signature <input checked="" type="checkbox"/> Agent <input checked="" type="checkbox"/> Addressee 	
	B. Received by (Printed Name) LANDON WYATT	C. Date of Delivery 6.26.15
1. Article Addressed to: Harrison - Wyatt LLC PO Box 11000 Danville VA 24543-5017	D. Is delivery address different from item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input type="checkbox"/> No	
2. Article Number (Transfer from service label)	3. Service Type <input type="checkbox"/> Certified Mail® <input type="checkbox"/> Priority Mail Express™ <input type="checkbox"/> Registered <input type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> Insured Mail <input type="checkbox"/> Collect on Delivery A298	
	4. Restricted Delivery? (Extra Fee) A299	
PS Form 3811, July 2013 Domestic Return Receipt	7014 3490 0001 8926 5278 A2100 A498 A2100	

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. 	A. Signature <input type="checkbox"/> Agent <input type="checkbox"/> Addressee 	
	B. Received by (Printed Name) LANDON WYATT	C. Date of Delivery 9.24.15
1. Article Addressed to: Harrison - Wyatt LLC PO Box 11000 Danville, VA 24543	D. Is delivery address different from item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input type="checkbox"/> No	
	3. Service Type <input checked="" type="checkbox"/> Certified Mail® <input type="checkbox"/> Priority Mail Express™ <input type="checkbox"/> Registered <input type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> Insured Mail <input type="checkbox"/> Collect on Delivery	
	4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes	
PS Form 3811, July 2013 Domestic Return Receipt	7014 3490 0001 8926 2925 AZ100 HB	



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)