

BEFORE THE VIRGINIA GAS AND OIL BOARD

APPLICANT: CNX Gas Company LLC

DIVISION OF GAS AND OIL
DOCKET NO.: VGOB 17-0516-4117

RELIEF SOUGHT: POOLING

LOCATION: SEE EXHIBITS "A" AND "A1"

HEARING DATE: May 16, 2017

UNIT NUMBER: B-40
IN THE OAKWOOD COALBED METHANE GAS FIELD I

BUCHANAN COUNTY, VIRGINIA

APPLICATION

1. **Applicant and its counsel:** Applicant is CNX Gas Company LLC, 627 Claypool Hill Mall Road, Cedar Bluff, Virginia, 24609. Applicant's counsel is Mark A. Swartz, Hilliard & Swartz, LLP, 122 Capitol Street, FL 2, Charleston, WV 25301.

2. **Relief sought:** Pooling under Oakwood Coalbed Methane Gas Field I.

3. **Legal Authority:** Va. Code Ann. §45.1-361.1 et seq. 4 VAC 25-160-10 et seq. and relevant Virginia Gas and Oil Board Orders heretofore promulgated pursuant to law including OGCB 3-90; VGOB-91-1119-162; VGOB 92/02/16-0336; and VGOB 93/03/16-0349.

4. **Type of well(s):** Coalbed methane, including increased density wells as required by mining plans.

5. **Permit numbers, if any:** B40 Permit #12414

6. **Plat:** Annexed hereto are Exhibit A and the Tract Identifications for Exhibit A. The Plat shows the size and shape of the unit and the boundaries of the tracts within the unit. The plat is certified by a licensed professional engineer and is attested by the undersigned on behalf of the applicant to be in conformity with existing orders issued by the Board.

7. **Status of interests to be pooled/re-pooled and Applicant's standing:** The respondents whose interests are sought to be pooled/re-pooled by the Applicant are:

LBR Holdings, LLC, EQT Production Company, T.G. Rogers, III, Derek Browning Rogers, Kevin Rogers, Shaun Rogers, Gregory Poulos, Jason Poulos, Pamela Poulos

Further, said respondents are listed in Exhibit B-3 hereto which describes their interests/claims. The respondents and others, if any, whose interests are subject to escrow under §45.1-361.21.D. are identified at Exhibit E. The annexed Exhibit B-3 at pages 2 and 3 sets forth the total interest(s) held by Applicant in the unit.

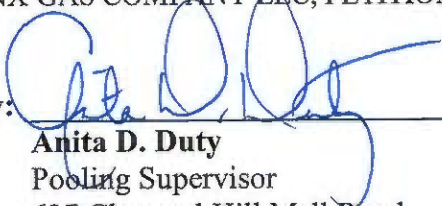
8. **Formation(s) to be produced and estimates:** All coal seams and associated strata below the Tiller seam of coal all as more particularly described in the annexed proposed order. The estimated total production from subject unit is 125 to 550 MMCF. The estimated

amount of reserves from the subject drilling unit is **125 to 550** MMCF. These figures concerning estimated production and the amount of reserves are, however, estimates only that are not based upon actual production and should not be relied upon for any purpose. It should not be assumed that final production before plugging and abandonment will equal estimated reserves.

9. **Estimate of allowable costs:** **\$676,209.00 (Well B40 \$333,014.00 & B40A \$343,195.00)** See Exhibit C which estimates/reports the costs associated with two frac wells. To the extent additional wells may be required by mine plans in the Buchanan No. 1 Mine, the costs of any such additional wells as may be permitted by the Division of Gas and Oil, in accordance with the provisions of §45.1-361.20.C., Code of Virginia, will not be allocated for frac well production to the subject unit by the Operator.

10. **Attestation:** The foregoing application, to the best of my knowledge, information, and belief, is true and correct.

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

By: 
Anita D. Duty
Pooling Supervisor
627 Claypool Hill Mall Road
Cedar Bluff, Virginia 24609

BEFORE THE VIRGINIA GAS AND OIL BOARD

APPLICANT: CNX Gas Company LLC

DIVISION OF GAS AND OIL
DOCKET NO. VGOB 17-0516-4117

RELIEF SOUGHT: POOLING

UNIT NUMBER: B-40

NOTICE OF HEARING

HEARING DATE: May 16, 2017
PLACE: Russell County Conference Center
135 Highlands Drive
Lebanon, Virginia 24266
TIME: 9:00 AM

COMMONWEALTH OF VIRGINIA:

To: *LBR Holdings, LLC, EQT Production Company, T.G. Rogers, III, Derek Browning Rogers, Kevin Rogers, Shaun Rogers, Gregory Poulos, Jason Poulos, Pamela Poulos*

1. **Applicant and its counsel:** Applicant is CNX Gas Company LLC, 627 Claypool Hill Mall Road, Cedar Bluff, Virginia, 24609. Applicant's counsel is Mark A. Swartz, Hilliard & Swartz, LLP, 122 Capitol Street, FL 2, Charleston, WV 25301.

2. **Relief sought:** Pooling

3. **Proposed provisions of order:** (a) Re-Pooling all the interests and estates of the persons named above in coalbed methane in the unit in question; (b) Establishing a procedure whereby each respondent shall have the right to make elections; (c) Providing that any respondent who does not make a timely election shall be deemed to have leased or assigned his coalbed methane gas interests to the applicant at a rate to be established by the Board; (d) Designating CNX Gas Company LLC as Unit Operator; (e) Making any necessary provisions for the escrow of funds; (f) Granting such other relief as is merited by the evidence and is just and equitable, whether or not such relief has been specifically requested herein.

4. **Legal Authority:** Va. Code Ann. §45.1-361.1 et seq. 4 VAC 25-160-10 et seq. and relevant Virginia Gas and Oil Board Orders heretofore promulgated pursuant to law including OGCB 3-90; VGOB-91-1119-162; VGOB 92/02/16-0336; and VGOB 93/03/16-0349.

5. **Type of well(s):** Coalbed methane.

6. **Plat:** Annexed hereto are Exhibit A, Exhibit A1 and the Tract Identifications for Exhibit A. The Plat shows the size and shape of the unit and the boundaries of the tracts within the unit. The Tract Identification page shows the percentage of acreage in each tract. The plat is certified by a licensed professional engineer and is attested by the undersigned on behalf of the applicant to be in conformity with existing orders issued by the Board.

7. **Your interest or claim sought to be pooled by this Application pertains to coalbed methane gas.**

8. **Formation(s) to be produced and estimates:** All coal seams and associated strata below the Tiller seam of coal all as more particularly described in the annexed proposed order. The estimated total production from subject unit is **125 to 550** MMCF. The estimated amount of reserves from the subject drilling unit is **125 to 550** MMCF. These figures concerning estimated production and the amount of reserves are, however, estimates only that are not based upon actual production and should not be relied upon for any purpose. It should not be assumed that final production before plugging and abandonment will equal estimated reserves.

9. **Estimate of allowable costs:** **\$676,209.00 (Well B40 \$333,014.00 & B40A \$343,195.00)**

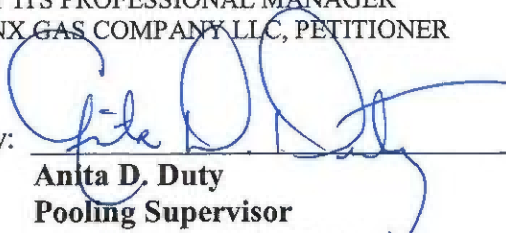
10. **Attestation:** The foregoing application to the best of my knowledge, information, and belief is true and correct.

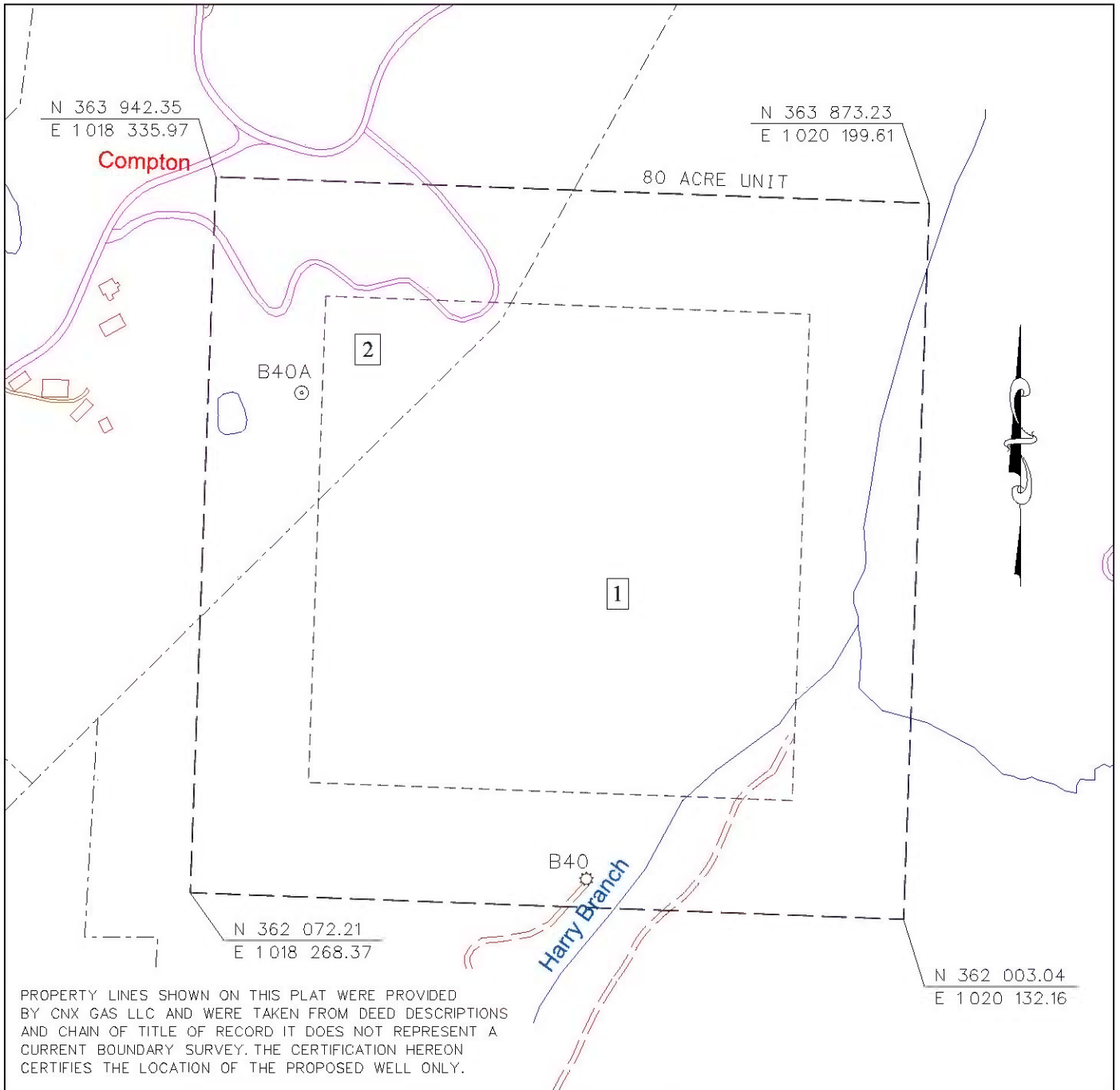
NOTICE IS FURTHER GIVEN that this cause has been set for hearing and the taking of evidence before the Board at 9:00 AM, on **May 16, 2017**, at the Russell County Government Conference Center, 139 Highlands Drive, Lebanon, Virginia 24266, and that notice will be published as required by law and the Rules of the Board.



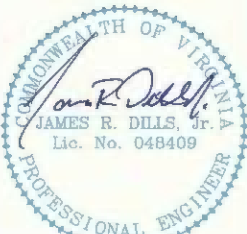
NOTICE IS FURTHER GIVEN that you may attend this hearing, with or without an attorney, and offer evidence or state any comments you have. For further information or a copy of the Application and Exhibits, either contact the Virginia Gas and Oil Board, State Oil and Gas Inspector, Department of Mines, Minerals and Energy, the Division of Gas and Oil, 135 Highland Drive, Lebanon, Virginia 24266, 276/415-9650 or the Applicant at the address shown below.

DATED: 4-14-17

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

By: 
Anita D. Duty
Pooling Supervisor
627 Claypool Hill Mall Road
Cedar Bluff, Virginia 24609



<ul style="list-style-type: none">  CBM WELL  PROPOSED CBM WELL 		<p>Digitally signed by James R Dills Jr. DN: c=US, o=IdenTrust ACES Business Representative, ou=D. R. PRICE ENGINEERING AND LAND SURVEYING INC PC, cn=James R Dills Jr., 0.9.2342.19200300.100.1.1=A01096 90000012E01701153000027EA Date: 2017.04.12 09:52:41 -04'00'</p>	<p>EXHIBIT A OAKWOOD FIELD UNIT B40 FORCE POOLING VGOB-17-0516-4117</p>
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Company CNX Gas Company LLC Well Name and Number UNIT B40
 Tract No. _____ Elevation _____ Quadrangle BRADSHAW
 County BUCHANAN District GARDEN Scale: 1" = 400' Date 4/11/17
 This plat is a new plat X ; an updated plat _____ ; or a final plat _____

Form DGO-GO-7 _____ (Affix Seal)
 Rev. 9/91 Licensed Professional Engineer or Licensed Land Surveyor

**CNX Gas Company LLC
UNIT B40
Tract Identifications**

1. Pocahontas Resources, Tract 79 (202.36 Acre Tract) – Fee
Buchanan Mining Company LLC – P-3 Seam and 250' Above Leased
Revelation Energy, LLC – Red Ash, Jawbone and Tiller Seams Leased
Revelation Energy, LLC – Coal above the Red Ash Seam Leased
Cabot Oil and Gas Corporation – Oil and Gas Leased
CNX Gas Company LLC – CBM Leased
66.28 Acres 82.8500%

2. LBR Holdings, LLC (159.30 Acre Tract) – All Coal
Island Creek Coal Company – Coal Below Jawbone Seam Leased
CNX RCPC LLC – P-3 Seam Subleased
Revelation Energy, LLC – Coal in Jawbone Seam and Above Leased
LBR Holdings, LLC – Oil, Gas and CBM (75%)
EQT Production Company – Oil, Gas and CBM Leased (75%)
T.G. Rogers, III, et al – Oil, Gas and CBM (25%)
Unknown Surface Owner
13.72 Acres 17.1500%

"This title block is for general informational purposes only and does not reflect an analysis of the severance deed and its effect upon coal bed methane ownership and should not be relied upon for such purpose."

**Exhibit B
Unit B-40
Docket #VGOB 17-0516-4117
List of all Owners/Claimants**

	Acres in Unit	Percent of Unit
I. COAL OWNERSHIP		
<u>Tract #1, 66.28 acres</u>		
(1) Pocahontas Resources, Tr.79 P. O. Box 1837 Abingdon, VA 24212 <i>(202.36 Acre Tract)</i>	66.28 acres	82.8500%
<u>Tract #2, 13.72 Acres</u>		
(1) LBR Holdings, LLC P.O. Box 22427 Lexington, KY 40522-2427 <i>(159.30 Acre Tract)</i>	13.72 acres	17.1500%
II. OIL & GAS OWNERSHIP		
<u>Tract #1, 66.28 acres</u>		
(1) Pocahontas Resources, Tr.79 P. O. Box 1837 Abingdon, VA 24212 <i>(202.36 Acre Tract)</i>	66.28 acres	82.8500%
<u>Tract #2, 13.72 Acres</u>		
(1) LBR Holdings, LLC, et al. <i>(159.30 Acre Tract)</i>	13.72 acres	17.1500%
(a) LBR Holdings, LLC*** P.O. Box 22427 Lexington, KY 40522-2427	10.29 acres 3/4 of 13.72 acres	12.8625%
(b) T.G. Rogers, III 3014 Shalford Lane Matthews, NC 28104	0.43 acres 1/32 of 13.72 acres	0.5359%
(c) Derek Browning Rogers 2300 Carmel Road Charlotte, NC 28226	0.43 acres 1/32 of 13.72 acres	0.5359%
(d) Kevin Rogers 139 Wickham Rd. Garden City, NY 11530	0.43 acres 1/32 of 13.72 acres	0.5359%
(e) Shaun Rogers 121 NE 100th St. Miami Shores, FL 32907-2423	0.43 acres 1/32 of 13.72 acres	0.5359%
(f) Gregory Poulos 1894 Glenwood St., SE Palm Bay, FL 32907-2423	0.57 acres 1/24 of 13.72 acres	0.7146%
(g) Jason Poulos 10870 SW 95 St. Miami, FL 33176	0.57 acres 1/24 of 13.72 acres	0.7146%
(h) Pamela Poulos 5000 SW 83rd St. Miami, FL 33143-8510	0.57 acres 1/24 of 13.72 acres	0.7146%

*** Note: EQT Production Company has leased the Oil and Gas estates.

Exhibit B-3
Unit B-40
Docket #VGOB 17-0516-4117
List of all Unleased Owners/Claimants

	Acres in Unit	Percent of Unit
II. OIL & GAS OWNERSHIP		
<u>Tract #2, 13.72 Acres</u>		
(1) LBR Holdings, LLC, et al. <i>(159.30 Acre Tract)</i>	13.72 acres	17.1500%
(a) LBR Holdings, LLC*** P.O. Box 22427 Lexington, KY 40522-2427	10.29 acres 3/4 of 13.72 acres	12.8625%
(b) T.G. Rogers, III 3014 Shalford Lane Matthews, NC 28104	0.43 acres 1/32 of 13.72 acres	0.5359%
(c) Derek Browning Rogers 2300 Carmel Road Charlotte, NC 28226	0.43 acres 1/32 of 13.72 acres	0.5359%
(d) Kevin Rogers 139 Wickham Rd. Garden City, NY 11530	0.43 acres 1/32 of 13.72 acres	0.5359%
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(h) Pamela Poulos 5000 SW 83rd St. Miami, FL 33143-8510	0.57 acres 1/24 of 13.72 acres	0.7146%
<i>*** Note: EQT Production Company has leased the Oil and Gas estates.</i>		
<u>TOTAL OIL & GAS ESTATE:</u>		
Acreage in Unit Unleased	13.72	
Percentage of Unit Unleased		17.1500%

Company: CNX Gas Company LLC

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

AFE #	N/A	Property #	N/A	Version #	
Well Name:	B40	Field:	Oakwood	Completed By:	R.E. Stator
Location:	Buchanan County	Operator:	CNX Gas Company LLC	Date:	Feb. 15, 20
Expected Pay Zones:	coal seams below Tiller Incl. Poca 3 and Squire	Estimated Total Depth:	1,700 ft	AAPG Class:	CBM
Proposed Work:	To drill, complete, and produce	Participant(s):	N/A		W.1.

Gen	Sub	Description	Casing Point	Completion	Total Cost
		Leasehold Costs	\$0	\$0	\$0
		Permit / Title Opinion / Survey / Insurance	\$5,300	\$0	\$5,300
		Building Location	\$50,000	\$0	\$50,000
		Roads / Stone / Culverts	\$34,000	\$0	\$34,000
		Surface Damages	\$0	\$0	\$0
		Drilling - Footage	\$50,000	\$0	\$50,000
		Drilling - Mobilization	\$0	\$0	\$0
		Drilling - Dayrate	\$0	\$0	\$0
		Mud & Chemicals (Drilling)	\$0	\$0	\$0
		Fuel	\$0	\$0	\$0
		Cement Surface casing	\$2,000	\$0	\$2,000
		Cement Intermediate casing	\$6,000	\$0	\$6,000
		Open Hole Logging & Testing	\$3,900	\$0	\$3,900
		Trucking / Dozer (Drilling)	\$0	\$0	\$0
		Rental Tools & Equipment (Drilling)	\$0	\$0	\$0
		Drilling - Bits	\$0	\$0	\$0
		Technical Supervision (Drilling)	\$0	\$0	\$0
		Fresh Water Hauling (Drilling)	\$0	\$0	\$0
		Overhead Rate	\$0	\$0	\$0
		Misc. & Contingencies	\$0	\$3,000	\$3,000
		Location Rds/Stone/Culverts	\$0	\$0	\$0
		Trucking / Dozer (Completion)	\$0	\$0	\$0
		Technical Supervision (Completion)	\$0	\$0	\$0
		Cased Hole Logging / Perforating	\$0	\$0	\$0
		Stimulation / Fracturing	\$0	\$82,000	\$82,000
		Completion Rig	\$0	\$0	\$0
		Reclamation & Damages	\$0	\$0	\$0
		Haul Pit Water / Disposal	\$0	\$0	\$0
		Cement Production Casing	\$0	\$0	\$0
		Rental Tools & Equipment (Completion)	\$0	\$0	\$0
		Fresh Water Hauling (Completion)	\$0	\$0	\$0
		Roustabout Labor	\$0	\$3,800	\$3,800
		TOTAL INTANGIBLES	\$151,200	\$88,800	\$240,000

Code	Code	Description	Casing Point	Completion	Total Cost
		13 3/8" Conductor	75 Ft	\$0	\$7,500
		9 5/8" 26 lb/ft LS Surface Csg	0 Ft	\$0	\$0
		7" 19 lb/ft LS Intermediate Csg	400 Ft	\$0	\$4,732
		4 1/2" 9.5 lb/ft M-65 Production Csg	1,700 Ft	\$0	\$12,750
		4 1/2" 10.5 lb/ft M-65 Production Csg	20 Ft	\$0	\$1,200
		2-3/8" 4.7 lb/ft J55 8rd Production Tubing	1,600 Ft	\$0	\$11,632
		Wellhead Equipment / Fittings	\$0	\$6,200	\$6,200
		Tank Battery	\$0	\$0	\$0
		Separator / Heater / Treater	\$0	\$15,000	\$15,000
		Gas Lift Equipment	\$0	\$0	\$0
		Rods / Stuffing Box	\$0	\$13,000	\$13,000
		Downhole Pump	\$0	\$0	\$0
		Pumping Unit / Motor	\$0	\$11,000	\$11,000
		SS EQT -Packer, PF, FC, NIP	\$0	\$0	\$0
		Valves & Fittings	\$0	\$0	\$0
		Flow Line labor/material	\$0	\$5,000	\$5,000
		Sales line labor/matrow	\$0	\$5,000	\$5,000
		TOTAL TANGIBLES	\$26,182	\$66,832	\$93,014
		GRAND TOTAL WELL COST	\$177,382	\$155,632	\$333,014
153	115	Plugging & Abandonment	\$25,000		
		Production Costs :	\$333,014	Dry Hole Costs :	\$202,382

Prepared by: Bob Stator Title Permit Agent Date 4/11/17

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

Company: CNX Gas Company LLC

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

AFE #	N/A	Property #	N/A	Version #	
Well Name:	B40A	Field:	Oakwood	Completed By:	R.E. Station
Location:	Buchanan County	Operator:	CNX Gas Company LLC	Date:	Feb. 15, 20
Expected Pay Zones:	coal seams below Tiller Incl. Poca 3 and Squire	Estimated Total Depth:	2,000 ft	AAPG Class:	CBM
Proposed Work:	To drill, complete, and produce	Participant(s):	N/A	W.I.	

Gen	Sub	Description	Casing Point	Completion	Total Cost
		Leasehold Costs	\$0	\$0	\$0
		Permit / Title Opinion / Survey / Insurance	\$5,300	\$0	\$5,300
		Building Location	\$45,000	\$0	\$45,000
		Roads / Stone / Culverts	\$34,000	\$0	\$34,000
		Surface Damages	\$0	\$0	\$0
		Drilling - Footage	\$60,000	\$0	\$60,000
		Drilling - Mobilization	\$0	\$0	\$0
		Drilling - Dayrate	\$0	\$0	\$0
		Mud & Chemicals (Drilling)	\$0	\$0	\$0
		Fuel	\$0	\$0	\$0
		Cement Surface casing	\$2,000	\$0	\$2,000
		Cement Intermediate casing	\$6,000	\$0	\$6,000
		Open Hole Logging & Testing	\$3,900	\$0	\$3,900
		Trucking / Dozer (Drilling)	\$0	\$0	\$0
		Rental Tools & Equipment (Drilling)	\$0	\$0	\$0
		Drilling - Bits	\$0	\$0	\$0
		Technical Supervision (Drilling)	\$0	\$0	\$0
		Fresh Water Hauling (Drilling)	\$0	\$0	\$0
		Overhead Rate	\$0	\$0	\$0
		Misc. & Contingencies	\$0	\$3,000	\$3,000
		Location Rds/Stone/Culverts	\$0	\$0	\$0
		Trucking / Dozer (Completion)	\$0	\$0	\$0
		Technical Supervision (Completion)	\$0	\$0	\$0
		Cased Hole Logging / Perforating	\$0	\$0	\$0
		Stimulation / Fracturing	\$0	\$82,000	\$82,000
		Completion Rig	\$0	\$0	\$0
		Reclamation & Damages	\$0	\$0	\$0
		Haul Pit Water / Disposal	\$0	\$0	\$0
		Cement Production Casing	\$0	\$0	\$0
		Rental Tools & Equipment (Completion)	\$0	\$0	\$0
		Fresh Water Hauling (Completion)	\$0	\$0	\$0
		Roustabout Labor	\$0	\$3,800	\$3,800
		TOTAL INTANGIBLES	\$156,200	\$88,800	\$245,000

Code	Code	Description	75 Ft	0 Ft	400 Ft	2,100 Ft	20 Ft	1,900 Ft	Casing Point	Completion	Total Cost
		13 3/8" Conductor	75 Ft	0 Ft	400 Ft	2,100 Ft	20 Ft	1,900 Ft	\$7,500	\$0	\$7,500
		9 5/8" 26 lb/ft LS Surface Csg							\$0	\$0	\$0
		7" 19 lb/ft LS Intermediate Csg							\$4,732	\$0	\$4,732
		4 1/2" 9.5 lb/ft M-65 Production Csg							\$15,750	\$0	\$15,750
		4 1/2" 10.5 lb/ft M-65 Production Csg							\$1,200	\$0	\$1,200
		2-3/8" 4.7 lb/ft J55 8rd Production Tubing							\$0	\$13,813	\$13,813
		Wellhead Equipment / Fittings							\$0	\$6,200	\$6,200
		Tank Battery							\$0	\$0	\$0
		Separator / Heater / Treater							\$0	\$15,000	\$15,000
		Gas Lift Equipment							\$0	\$0	\$0
		Rods / Stuffing Box							\$0	\$13,000	\$13,000
		Downhole Pump							\$0	\$0	\$0
		Pumping Unit / Motor							\$0	\$11,000	\$11,000
		SS EQT-Packer, PF, FC, NIP							\$0	\$0	\$0
		Valves & Fittings							\$0	\$0	\$0
		Flow Line labor/material							\$0	\$5,000	\$5,000
		Sales line labor/mat/row							\$0	\$5,000	\$5,000
		TOTAL TANGIBLES							\$29,182	\$69,013	\$98,195
		GRAND TOTAL WELL COST							\$185,382	\$157,813	\$343,195
153	115	Plugging & Abandonment							\$25,000		\$25,000
		Production Costs :							\$343,195		
		Dry Hole Costs :									\$210,392

Prepared by: Bob Stinson Title Permit Agent Date 4/11/17

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



CNX Land Resources, Inc.

2481 John Nash Blvd.
Bluefield, West Virginia 24701
(304) 323-6617

April 19, 2012

Mr. Rick Cooper, *Director*
Department of Mines, Minerals and Energy
Division of Gas and Oil
P.O. Box 159
135 Highlands Drive
Lebanon, VA 24266

Re: CBM Well Application B40

Dear Mr. Cooper;

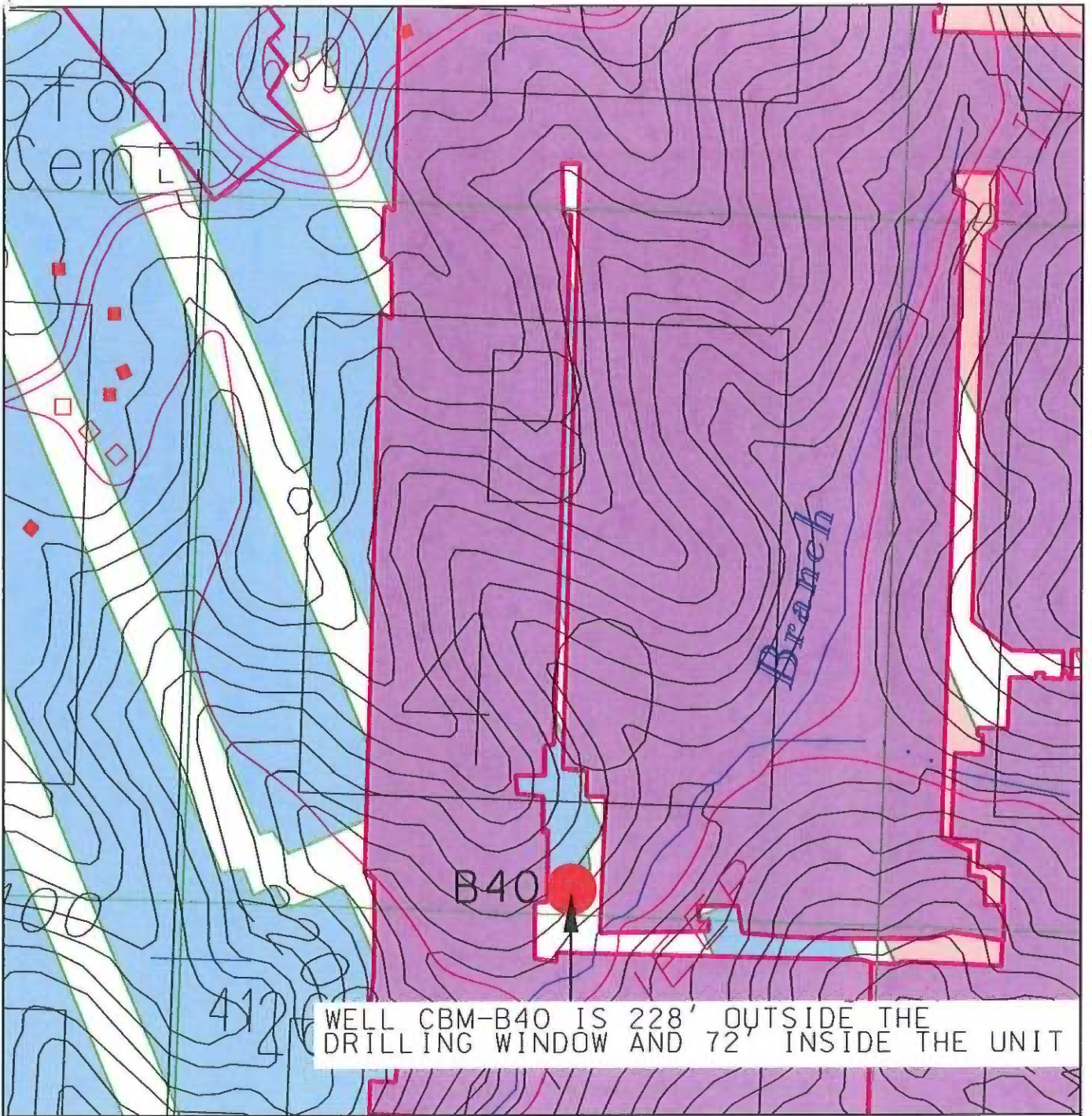
I am writing to request a location exception for the above proposed well, CBM B40. Due to upper seam active mining projections in the Jawbone and Red Ash Seams, and the surrounding topography, this proposed well cannot be located within the drilling window. The proposed well is approximately 228 outside of the drilling window.

Therefore, based on these conditions, I am hereby requesting a location exception be granted for this well (see attached exhibit).

Bob Staton

Bob Staton, M.S., P.G.
Environmental Permitting

Cc: Philip Lowe, Anita Duty, file B40



LOCATION EXCEPTION EXHIBIT WELL NO. CBM-B40

SCALE: 1" = 400'

DATE: 4/19/12

CNX GAS COMPANY, LLC.
2481 JOHN NASH BLVD.
BLUEFIELD, WV 24701

DRAWN BY: RH

FILE: LOC-EXCEPTION-B40

LEGEND

- JAWBONE (ACTIVE)
- RED ASH (PROJECTIONS)
- RED ASH (ACTIVE)