

210000115

VIRGINIA:

BEFORE THE VIRGINIA GAS AND OIL BOARD

IN RE:

SUPPLEMENTAL ORDER REGARDING DOCKET NUMBER
VGOB 02-0820-1055-03

ELECTIONS: UNIT EE-34 (*Wells EE34, EE34A*)
(herein Subject Drilling Unit)

REPORT OF BOARD
FINDINGS AND ORDER

This Supplemental Order is entered by the Board *sua sponte* in the form authorized by the Board at hearings held on February 15, 1994 and June 16, 1992; and this Supplemental Order is being recorded for the purpose of supplementing the Order previously in the captioned matter on October 20, 2020 which was recorded at Instrument 200001257 in the Office of the Clerk of the Circuit Court of Buchanan County, Virginia, on November 9, 2020, and at Deed Book 878, Page 605 in the Office of the Clerk of the Circuit Court of Russell County, Virginia, on November 23, 2020 (herein "Board Order") and completing the record regarding elections.

Findings: The Board finds that:

The Board Order directed POCAHONTAS GAS LLC (herein "Designated Operator") to mail copies of the Board Order to all Respondents whose interests, if any, were pooled by the said Board Order;

The Designated Operator filed its affidavit of elections disclosing that it had mailed a true and correct copy of the Board's Order to all Respondents whose interests, if any, were pooled by said Board Order;

The Board Order required each Respondent whose interests, if any, were pooled by the terms of said Board Order to make an election within thirty (30) days after the date of mailing or recording, as applicable, of said Order; the affidavit of elections filed herein and annexed hereto as Exhibit A states: (i) whether each Respondent has made or failed to make a timely election; (ii) the nature of any election(s) made; and (iii) whether, by reason of a failure to elect or to timely elect one or more Respondents are deemed, under the terms of the Board's Order, to have leased all their rights, title, interests, estates and claims in Subject Drilling Unit to the Applicant;

That the affidavit of elections annexed hereto with the Exhibits submitted therewith identifies the Respondent(s) making a timely election, if any; identifies the Respondent(s), if any, who are deemed to have leased; identifies the conflicting interests and claims which require escrow; identifies the interests and claims, if any, requiring escrow under Virginia Code section 45.1-361.21.D.; and identifies the Respondents, if any, who may be dismissed by reason of having leased or entered into a voluntary agreement with the Applicant.

The affidavit of elections indicates whether or not the escrow of funds is required with regard to Unit EE-34

Order: By this Order, the Board orders the Designated Operator to tender, consistent with and in accordance with the findings set forth at paragraph 2. above and the annexed affidavit of elections with Exhibits thereto, any funds subject to escrow and instructs the Escrow Agent, *First Bank & Trust Company* 38 E. Valley Drive, Bristol, VA 24201 or any successor named by the Board to establish interest bearing escrow account(s), IRS Tax Identification Number 54-1629506, in accordance with the information set forth in the affidavit of elections with Exhibits thereto, to receive funds and account to the Board therefore.

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Mailing of Order and Filing of Affidavit: The Designated Operator under the captioned Order or shall file an affidavit with the Secretary of the Board within ten (10) days after the date of receipt of this Order stating that a true and correct copy of this Order was mailed to each Respondent whose interests or claims are subject to escrow and whose address is known within seven (7) days from the date of receipt of this Order.

Conclusion: Therefore, the findings and all terms and provisions set forth above be and hereby are granted and **IT IS SO ORDERED.**

Effective Date: This Order shall be effective on the date of its execution.

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DONE AND EXECUTED this 11 day of January, 2021 by a majority of the Virginia Gas and Oil Board.

Interim Chairman, Donald L. Ratliff

DONE AND PERFORMED this 11 day of January, 2021 by Order of the Virginia Gas and Oil Board.

James P. Skorupa
Principal Executive to the staff,
Virginia Gas and Oil Board

COMMONWEALTH OF VIRGINIA
COUNTY OF RUSSELL

Acknowledged on this 11th day of January, 2021, personally before me a notary public in and for the Commonwealth of Virginia, appeared Donald L. Ratliff, being duly sworn did depose and say that he is the Interim Chairman of the Virginia Gas and Oil Board and James P. Skorupa, being duly sworn did depose and say that he is Principal Executive to the staff of the Virginia Gas and Oil Board, that they executed the same and was authorized to do so.

Sarah Jessee Gilmer, Notary Public
262946

My Commission expires: July 31, 2021

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VIRGINIA:

Exhibit A

BEFORE THE VIRGINIA GAS AND OIL BOARD

IN RE:

Application of Pocahontas Gas LLC for Re-Pooling of Interests in Unit EE-34
VGOB 02-0820-1055-03 in the Garden/New Garden District(s) of Buchanan/Russell County(ies), Virginia

AFFIDAVIT OF POCAHONTAS GAS LLC (herein "Designated Operator") REGARDING ELECTIONS,
ESCROW AND SUPPLEMENTAL ORDER

Sherri R. Scott, being first duly sworn on oath, deposes and says:

That your affiant is employed by CNX Resources, Inc., as a Manager – Land Records, Division Orders, & Pooling and is duly authorized to make this affidavit on behalf of POCAHONTAS GAS LLC, the designated operator,

That the Order entered on October 20, 2020, by the Virginia Gas and Oil Board (hereinafter "Board") regarding the captioned CBM Unit required the Applicant to mail a true and correct copy of said Order to each person pooled by the Order;

That within seven (7) days of receipt of an executed copy of the Order referred to at paragraph 2. above, your affiant caused a true and correct copy of said Order to be mailed via the United States Postal Service to each Respondent named in the captioned Application, whose address was known, and to all persons, if any, who were added as Respondents at the hearing held in the captioned matter; that proof of such mailing has previously been tendered to the Division of Gas and Oil, the Office of the Gas and Oil Inspector, at Lebanon, Virginia;

That the Order of the Board in the captioned matter required all persons pooled thereby to tender their written elections to the Unit Operator within thirty (30) days of the date the Order was recorded in the counties identified above; that said Order was recorded on November 9, 2020 and November 23, 2020;

That the designated operator POCAHONTAS GAS LLC has established procedures to review all mail received and all written documents received other than by mail to ascertain whether parties whose interests have been pooled have made a written election, in a timely fashion, as required by the captioned Order; that said procedures were followed to identify the elections, if any, made with regard to the Subject Unit; that the following persons delivered, by mail or otherwise, written elections the Unit Operator, within the thirty day elections period:

None

That respondents identified in Exhibit B-3 hereto are, having failed to make any election, deemed to have leased their coalbed methane rights, interests and claims to Applicant, all as provided in the Board's Order of October 20, 2020;

See attached Exhibit B-3

That the rights, interests and claims of the following persons are subject to escrow under the Board's Order pooling the captioned Unit, Board Regulations and the Code of Virginia:

None

That after the pooling hearing held in the captioned matter, the following persons have leased or entered into a voluntary agreement with the Designated Operator:

None

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That to the extent any of said persons listed in Exhibit B-2 have rights, interests and claims which are subject to escrow, they should be dismissed as respondents; the Operator requests that the following persons be dismissed as Respondents:

None

That the persons identified in Exhibit EE attached hereto have entered into royalty split agreements, which allows the Applicant/Designated Operator to pay them directly without the need to escrow funds which would otherwise be in conflict.

N/A

That pursuant to the provisions of VAC 25-160-70.A.10. and C. and VAC 25-160-80 the annexed supplemental order sets forth the interests and claims that require escrow of funds pursuant to Virginia Code sections 45.1-361.21.D. and 45.1-361.22.A.3. and 4.

Dated at Cedar Bluff, Virginia, this 7th day of January, 2021.

Sherri R. Scott
Sherri R. Scott

STATE OF VIRGINIA
COUNTY OF TAZEWELL

Taken, subscribed and sworn to before me by Sherri R. Scott as a Manager – Land Records, Division Orders, & Pooling for CNX Resources

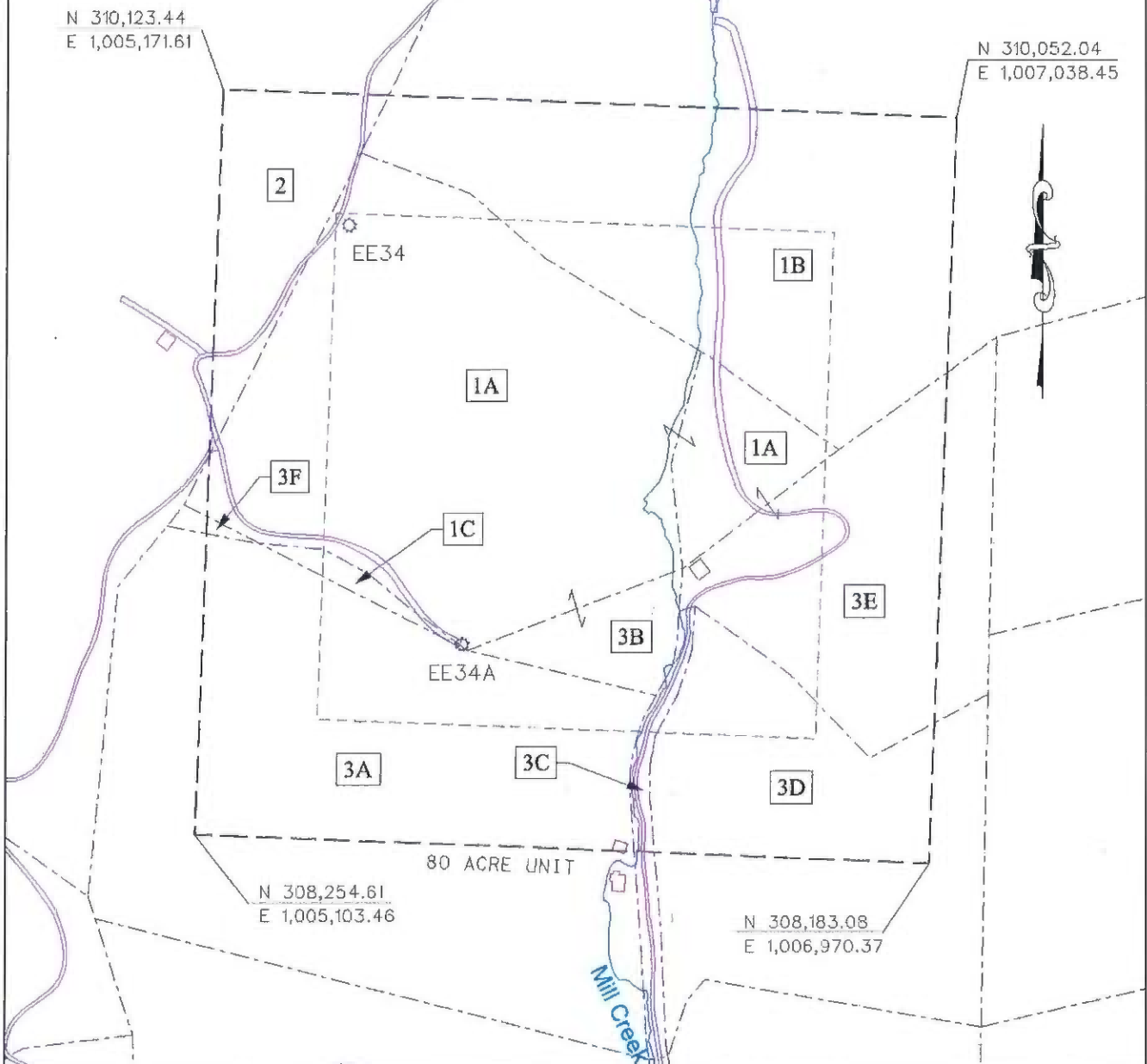
on behalf of the corporate Designated Operator, this 7th day of January, 2021.

Ethie Blair
Notary

My commission expires: August 31, 2024

Blair
25
24

PROPERTY LINES SHOWN ON THIS PLAT WERE PROVIDED BY POCAHONTAS GAS LLC AND WERE TAKEN FROM DEED DESCRIPTIONS AND CHAIN OF TITLE OF RECORD IT DOES NOT REPRESENT A CURRENT BOUNDARY SURVEY. THE CERTIFICATION HEREON CERTIFIES THE LOCATION OF THE PROPOSED WELL ONLY.

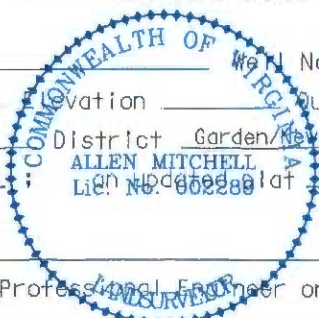


☉ CBM WELL
⊙ PROPOSED CBM WELL

ALLEN MITCHELL
Digitally signed by ALLEN MITCHELL
Date: 2020.10.16 07:39:58 -04'00'

EXHIBIT A
OAKWOOD FIELD
UNIT EE34
FORCE POOLING
VGOB-20-0820-1055-03

Company POCAHONTAS GAS LLC Well Name and Number UNIT EE34
 Tract No. _____ Location _____ Quadrangle Keen Mountain Date _____
 County Buchanan/Russell District Garden/Key Garden Scale: 1"=400'
 This plat is a new plat ; ALLEN MITCHELL Lic. No. 000288 ; or a final plat _____



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

**Pocahontas Gas LLC
UNIT EE34
Tract Identifications**

- 1A. Coal Mountain Mining Company, LLP (160 Acres Tract 36) – Coal
 Buchanan Mining Company LLC – Below Drainage Coal Leased
 RAMACO Resources Land Holdings, LLC – Coal in the Tiller and Above Leased
 Harold Wilson, et al (Edgar Wilson Heirs) – Surface, Oil, and Gas
 Pocahontas Gas LLC – Oil, Gas, and CBM Leased
 25.52 Acres 31.9000%

- 1B. Coal Mountain Mining Company, LLP (160 Acres Tract 36) – Coal
 Buchanan Mining Company LLC – Below Drainage Coal Leased
 RAMACO Resources Land Holdings, LLC – Coal in the Tiller and Above Leased
 CNX Gas Company, et al (GW McGlothlin 47.90 Acre Tract) – Surface, Oil, and Gas (88.0952% Owned)
 17.60 Acres 22.0000%

- 1C. Coal Mountain Mining Company, LLP (160 Acres Tract 36) – Coal
 Buchanan Mining Company LLC – Below Drainage Coal Leased
 RAMACO Resources Land Holdings, LLC – Coal in the Tiller and Above Leased
 Dollie Belcher Absher – Surface, Oil, and Gas
 0.40 Acres 0.5000%

- 2. Coal Mountain Mining Company, LLP (181 Acres Tract 35) – Minerals
 Buchanan Mining Company LLC – Below Drainage Coal Leased
 RAMACO Resources Land Holdings, LLC – Coal in the Tiller and Above Leased
 Pocahontas Gas LLC – Oil, Gas, and CBM Leased
 Unknown Surface Owner
 4.46 Acres 5.5750%

- 3A. Swords Creek Land Partnership (Tract 21) – Coal
 Buchanan Mining Company LLC - Below Tiller Coal Leased
 RAMACO Resources Land Holdings, LLC - Tiller and Above Coal Leased
 Dollie Belcher Absher – Surface, Oil, and Gas
 14.38 Acres 17.9750%

- 3B. Swords Creek Land Partnership (Tract 21) – Coal
 Buchanan Mining Company LLC - Below Tiller Coal Leased
 RAMACO Resources Land Holdings, LLC - Tiller and Above Coal Leased
 Harold Wilson, et al (Edgar Wilson Heirs) – Surface, Oil, and Gas
 Pocahontas Gas LLC – Oil, Gas, and CBM Leased
 1.95 Acres 2.4375%

(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.)

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Pocahontas Gas LLC
UNIT EE34
Tract Identifications

- 3C. Swords Creek Land Partnership (Tract 21) – Coal
Buchanan Mining Company LLC - Below Tiller Coal Leased
RAMACO Resources Land Holdings, LLC - Tiller and Above Coal Leased
Paul Richardson, et al – Oil and Gas
Commonwealth of Virginia (SR 670) - Surface
0.64 Acres 0.8000%
- 3D. Swords Creek Land Partnership (Tract 21) – Coal
Buchanan Mining Company LLC - Below Tiller Coal Leased
RAMACO Resources Land Holdings, LLC - Tiller and Above Coal Leased
Paul Richardson, et al – Oil and Gas
6.75 Acres 8.4375%
- 3E. Swords Creek Land Partnership (Tract 21) – Coal
Buchanan Mining Company LLC - Below Tiller Coal Leased
RAMACO Resources Land Holdings, LLC - Tiller and Above Coal Leased
Harold Wilson, et al (Edgar Wilson Heirs) – Surface, Oil, and Gas
Pocahontas Gas LLC – Oil, Gas, and CBM Leased
8.23 Acres 10.2875%
- 3F. Swords Creek Land Partnership (Tract 21) – Coal
Buchanan Mining Company LLC - Below Tiller Coal Leased
RAMACO Resources Land Holdings, LLC - Tiller and Above Coal Leased
Harold Wilson, et al (Edgar Wilson Heirs) – Surface, Oil, and Gas
Pocahontas Gas LLC – Oil, Gas, and CBM Leased
0.07 Acres 0.0875%

(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 B-3
Unit-EE34
Docket #VGOB 02-0820-1055-03
List of all Owners/Claimants

| | Net Acres in Unit | Interest in Unit |
|---|-------------------------------------|---------------------|
| II. OIL & GAS OWNERSHIP | | |
| <u>Tract #1B - 17.60 acres</u> | | |
| (1) CNX Gas Company, LLC, et al <i>(100 Acre Tract)</i> | 17.60 acres | 22.0000% |
| (b) Ruie McGlothlin Heirs, Devises, Successors, or Assigns | | |
| (b.1) Junior C. McGlothlin Heirs, Devises, Successors, or Assigns | | |
| (b.1.1) Janet E. McGlothlin Heirs, Devises, Successors, or Assigns | | |
| (b.1.1.1) Johnny Dwight McGlothlin 820 Baptist Valley Road Cedar Bluff, VA 24609 | 0.2095 acres 1/84 of 17.60 acres | 0.2619% |
| (b.2) Helen Adams Heirs, Devises, Successors, or Assigns <i>(Documentation Pending)</i> | 0.6286 acres 1/28 of 17.60 acres | 0.7857% |
| (b.2.1) Bernie Gene Adams 14309 Phoenix Road Phoenix, MD 21131 | | |
| (b.2.2) Michael Adams 595 S Sandlake Ct Mount Dora, FL 32757 | | |
| (b.3) Ruby Lee Zwald Heirs, Devises, Successors, or Assigns | | |
| (b.4.1) Walter Lawrence Finney Heirs, Devises, Successors, or Assigns | | |
| (b.4.1.1) Shelby Ann Finney 195 Finney Drive Cedar Bluff, VA 24609 | 0.6286 acres 1/28 of 17.60 acres | 0.7857% |
| (b.4) Mary R. Barnett 170 Charleston Place Daleville, VA 24083 | 0.6286 acres 1/28 of 17.60 acres | 0.7857% |
| | Total Acres | 2.0952 |
| | Total Percentage | 2.6190% |
| <u>Tract #1C, 0.40 acres</u> | | |
| (1) Dollie S. Absher 4674 Road Ridge Turnpike Raven, VA 24639 | 0.40 acres | 0.5000% |
| <u>Tract #3A, 14.38 acres</u> | | |
| (1) Dollie S. Absher 4674 Road Ridge Turnpike Raven, VA 24639 | 14.38 acres | 17.9750% |

Exhibit B-3
 Unit-EE34
 Docket #VGOB 02-0820-1055-03
 List of all Owners/Claimants

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| | Net Acres in Unit | Interest In Unit |
|--|-----------------------------------|---------------------|
| Tract #3C, 0.64 acres | | |
| (1) Paul E. Richardson, et al (24.50 acre tract) | 0.64 acres | 0.8000% |
| (a) Paul Eugene Richardson 8444 S. County Rd. 350W Stilesville, IN 46180 | 0.2133 acres 1/3 of 0.64 acres | 0.2667% |
| (b) Laudy Richardson Heirs, Devisees, Successors or Assigns | | |
| (b.1) Shelby Ruth Richardson 6169 Turner Street Clayton, IN 46118 | 0.2133 acres 1/3 of 0.64 acres | 0.2667% |
| (c) Leonard Richardson Heirs, Devisees, Successors or Assigns | | |
| (c.1) Loretta Mae Richardson P.O. Box 1282 Honaker, VA 24260-1282 | 0.2133 acres 1/3 of 0.64 acres | 0.2667% |
| Total Acres | 0.6400 | |
| Total Percentage | 0.8000% | |

| | | |
|--|-----------------------------------|---------|
| Tract #3D, 6.75 acres | | |
| (1) Paul E. Richardson, et al (24.50 acre tract) | 6.75 acres | 8.4375% |
| (a) Paul Eugene Richardson 8444 S. County Rd. 350W Stilesville, IN 46180 | 2.2500 acres 1/3 of 6.75 acres | 2.8125% |
| (b) Laudy Richardson Heirs, Devisees, Successors or Assigns | | |
| (b.1) Shelby Ruth Richardson, widow 6169 Turner Street Clayton, IN 46118 | 2.2500 acres 1/3 of 6.75 acres | 2.8125% |
| (c) Leonard Richardson Heirs, Devisees, Successors or Assigns | | |
| (c.1) Loretta Mae Richardson P.O. Box 1282 Honaker, VA 24260-1282 | 2.2500 acres 1/3 of 6.75 acres | 2.8125% |
| Total Acres | 6.7500 | |
| Total Percentage | 8.4375% | |

TOTAL OIL & GAS UNLEASED:

2100372

Acreage in Unit 24.27
 Percentage of Unit 30.3315%

VIRGINIA: IN THE OFFICE OF THE CLERK OF THE CIRCUIT OF RUSSELL COUNTY, 2-25 2021. This deed was this day presented in said office, and upon the certificate of acknowledgment thereto annexed, admitted to record at 1:20 o'clock p M, after payment of \$ --- tax imposed by Sec. 58.1-802.

TESTE: ANN S. McREYNOLDS, CLERK

Original returned this date to: DMME

BY: Kendrea Cochran D. CLERK

such #20
Lusell #23

2/3/21

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INSTRUMENT 210000115
RECORDED IN THE CLERK'S OFFICE OF
BUCHANAN COUNTY CIRCUIT COURT ON
FEBRUARY 3, 2021 AT 04:38 PM
BEVERLY S. TILLER, CLERK
RECORDED BY: GGB