

Instrument prepared by:

VIRGINIA GAS AND OIL BOARD

Order recorded under:

**CODE OF VIRGINIA
§ 45.2-1628**

BEFORE THE VIRGINIA GAS AND OIL BOARD

RELIEF SOUGHT: An Order for Disbursement of Escrowed Funds
(and Authorization for Direct Payment of Royalties)

JURISDICTION: Code of Virginia § 45.2-1600 (et seq)

UNIT/WELL NAME: K73

TRACT(S): A portion of 2A

LOCATION: BUCHANAN County, Virginia

DOCKET NUMBER: VGOB-15-0616-4068-02

APPLICANTS: Pocahontas Gas LLC on behalf of Deborah Kay Clevinger

HEARING DATE AND LOCATION: On June 16, 2015, the Virginia Gas and Oil Board, on its own motion, granted the Gas and Oil Director the authority to process coal owner dismissal disbursements that have no pending deficiencies or issues. Code of Virginia Section 45.2-1624 Effective date: July 1, 2015.

APPEARANCES: Mark A. Swartz on behalf of Pocahontas Gas LLC

PRIOR PROCEEDINGS:

1. Original Pooling Order Executed 06/29/2015, Recorded on 08/04/2015, Deed Book/Instrument No. 150001283, County BUCHANAN.
2. Supplemental Order Executed 02/20/2016, Recorded on 03/22/2016, Deed Book/Instrument No. 160000462, County BUCHANAN.

NOTICE:

- (1) Amend the Pooling Order to provide for the disbursement of funds on deposit in the Escrow Account attributable to Tract(s) A portion of 2A identified in the attached petition.
- (2) Delete the requirement that the Unit Operator place future royalties attributable to Tract(s) A portion of 2A relative to the interests of the Applicants identified in the attached petition.
- (3) Continue the escrow account under this docket number.

FINDINGS: Code of Virginia § 45.2-1622 AND § 45.2-1624.

Applicant has certified and represented to the Board that:

- a. Deborah Kay Clevinger is the gas claimant(s) in Tract(s) a portion of 2A. As such Deborah Kay Clevinger is entitled to 100% of the CBM royalties now in escrow and as may be hereafter payable. See Va. Code Ann. § 45.2-1624.A.
- b. That Pocahontas Gas LLC (formerly CNX Gas Company LLC) has given the notice(s) required by § 45.2-1624.A to all conflicting 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 15-0616-4068-01, it dismissed the coal claimant(s) Bull Creek Coal Company as a Respondent to these proceedings. Accordingly, Bull Creek Coal Company was not provided further notice under § 45.2-1618 and 1624 of the hearing set on this Petition.
- d. That a detailed accounting in accordance with the applicable provisions of § 45.2-1624 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. § 45.2-1624.A. further provides that the Operator shall pay such royalties as may hereafter be payable directly to the gas claimant Deborah Kay Clevinger and not escrow same. See Exhibit EE annexed hereto.

RELIEF GRANTED:

VGOB Disbursement
Unit K73

VGOB-15-0616-4068-02

Table 1

Tracts: A portion of 2A

Item	Tract	Disbursement Table	Fractional Ownership in Tract	Net Acreage Ownership in Tract	Royalty Split Agreement	Escrowed Acres Disbursed	Percent of Escrowed Funds Disbursed	Adjustment Amount
		Total acreage in escrow before disbursement				5.75120		
2A Tract 2A (total acreage)			18.5100					
1	2A	Deborah Kay Clevinger\PO Box 2 Grundy VA 24614	1/40	0.4628	100.00%	0.4628	8.0461%	

Adjustment Comments:

2300001555

1. The Escrow Agent is ordered, to within ten (10) days of receipt of this executed order, disburse funds for the unit and applicants detailed in Table 1.
2. The Escrow Agent is ordered to continue the Escrow Account for the Subject Drilling unit based on the attached Revised Exhibit E which replaces all prior Exhibit E's recorded for the Subject Drilling Unit.

CONCLUSION:

Therefore, the requested relief and all terms and provisions set forth above be and hereby are granted and IT IS SO ORDERED.

APPEALS:

Appeals of this Order are governed by the provisions of the Code of Virginia § 45.2-1609 which provides that any order or decision of the Board may be appealed to the appropriate circuit court and that whenever a coal owner, coal operator, gas owner, gas operator, or operator of a gas storage field certificated by the State Corporation Commission is a party in such action, the court shall hear such appeal de novo.

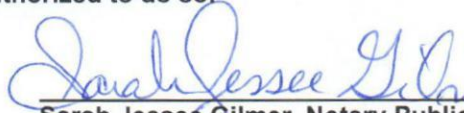
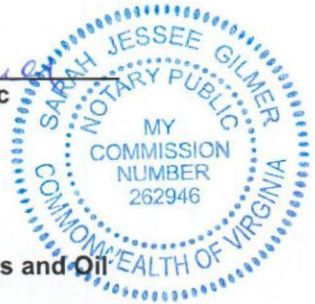
DONE AND EXECUTED this 9 day of November, 2023 by a majority of the Virginia Gas and Oil Board.



Chairman, Donald L. Ratliff

COMMONWEALTH OF VIRGINIA
COUNTY OF RUSSELL

Acknowledged on this 9th day of November, 2023, 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, that he executed the same and was authorized to do so.


 Sarah Jessee Gilmer, Notary Public
 262946


My Commission expires: July 31, 2025

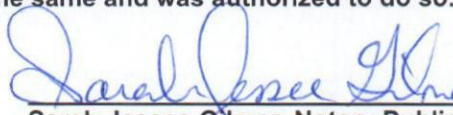
DONE AND PERFORMED this 13 day of November, 2023 by Order of the Virginia Gas and Oil Board.



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

COMMONWEALTH OF VIRGINIA
COUNTY OF RUSSELL

Acknowledged on this 13th day of November, 2023, personally before me a notary public in and for the Commonwealth of Virginia, appeared James P. Skorupa, being duly sworn did depose and say that he is the Principal Executive to the staff of the Virginia Gas and Oil Board, that he executed the same and was authorized to do so.


 Sarah Jessee Gilmer, Notary Public
 262946


My Commission expires: July 31, 2025

230001555

BEFORE THE VIRGINIA GAS AND OIL BOARD

PETITIONER: Pocahontas Gas LLC

GAS AND OIL PROGRAM

DOCKET NO: VGOB

15-0616-4068-02

RELIEF SOUGHT: (1) DISBURSEMENT FROM ESCROW REGARDING TRACT(S) A portion of 2A (2) AND AUTHORIZATION FOR DIRECT PAYMENT OF ROYALTIES (3) AND DISMISSAL OF COAL OWNERS PURSUANT TO CODE OF VIRGINIA SECTION 45.2-1624.

HEARING DATE: On June 16, 2015, the Virginia Gas and Oil Board, on its own motion, granted the Gas and Oil Director the authority to process coal owner dismissal disbursements that have no pending deficiencies or issues. Code of Virginia Section 45.2-1624. Effective date: July 1, 2015.

DRILLING UNIT: K73

BUCHANAN COUNTY, VIRGINIA

PETITION FOR ORDER OF DISBURSEMENT OF ESCROW FUNDS

1. Petitioner and its counsel

Petitioner is Pocahontas Gas 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 2A, as depicted upon the annexed table; and (2) authorization to begin paying royalties directly to Deborah Kay Clevinger.

3. Legal Authority

Va. Code Ann. § 45.2-1600 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

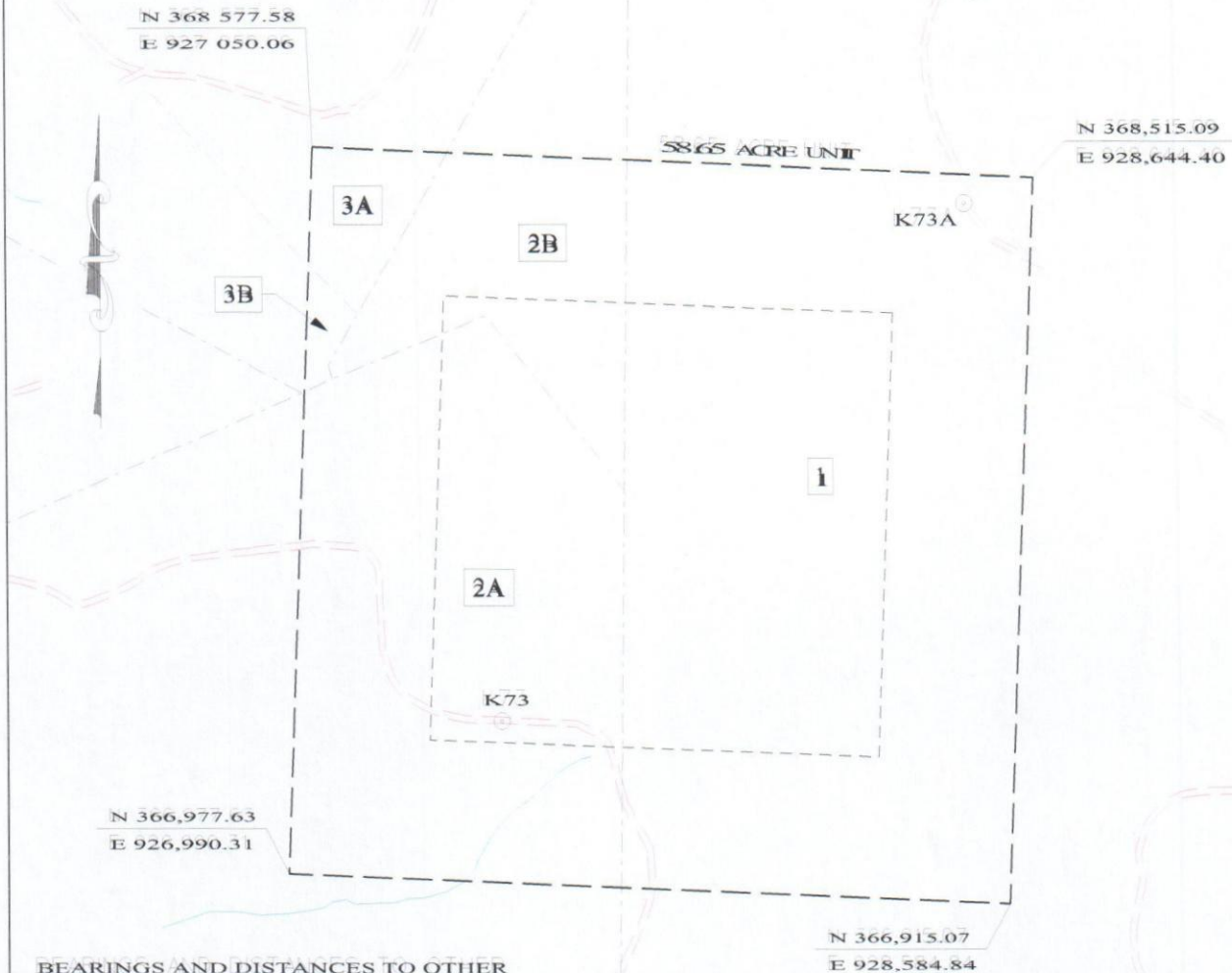
5. Factual basis for relief requested

- a. Deborah Kay Clevinger is the gas claimant(s) in Tract(s) a portion of 2A. As such Deborah Kay Clevinger is entitled to 100% of the CBM royalties now in escrow and as may be hereafter payable. See Va. Code Ann. § 45.2-1624.A.
- b. That Pocahontas Gas LLC (formerly CNX Gas Company LLC) has given the notice(s) required by § 45.2-1624.A to all conflicting 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 15-0616-4068-01, it dismissed the coal claimant(s) Bull Creek Coal Company as a Respondent to these proceedings. Accordingly, Bull Creek Coal Company was not provided further notice under § 45.2-1618 and 1624 of the hearing set on this Petition.
- d. That a detailed accounting in accordance with the applicable provisions of § 45.2-1624 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. § 45.2-1624.A. further provides that the Operator shall pay such royalties as may hereafter be payable directly to the gas claimant Deborah Kay Clevinger 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 ON THIS PLAT WERE PROVIDED BY CNX 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.

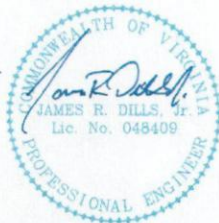


BEARINGS AND DISTANCES TO OTHER
WELLS WITHIN 2,500' RADIUS OF CBM-K73A

CBM-J74 N 34° 24' 33" E 1087.78'
CBM-J75 N 55° 18' 05" E 2211.47'
CBM-K74 S 57° 06' 41" E 1627.03'
CBM-K74A S 47° 15' 14" E 711.44'
CBM-L74 S 11° 24' 04" E 1956.96'

⊙ CBM WELL

⊙ PROPOSED CBM WELL



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: 2015.05.08 13:49:50 -04'00'

EXHIBIT A
NORA FIELD
UNIT K73
FORCE POOLING
VGOB-15-0616-4068

Company CNX Gas Company LLC Well Name and Number UNIT K73
Tract No. Elevation Quadrangle Harman
County BUCHANAN District Rock Lick Scale: 1" = 400' Date
This plat is a new plat X ; an updated plat ; or a final plat

Form DGO-GO-7
Rev. 9/91

Licensed Professional Engineer or Licensed Land Surveyor

(Affix Seal)

CNX Gas Company LLC
UNIT K73
Tract Identifications

1. Bull Creek Coal Company (Grant Davis 471.60 Acre Tract) – Fee
 Wellmore Energy Company, LLC – Coal in Hagy and above Seams Leased
 Wellmore Energy Company, LLC – Coal in Splashdam Seam Leased (Subleased from Penn Virginia
 Resource Partners)
 Range Resources-Appalachia, LLC – Oil and Gas Leased
 CNX Gas Company LLC – CBM Leased
 32.37 Acres 55.1918%

- 2A. Bull Creek Coal Company (Silas Clevinger 113.17 Acre Tract) – Coal
 Wellmore Energy Company, LLC – Coal in Hagy and above Seams Leased
 Wellmore Energy Company, LLC – Coal in Splashdam Seam Leased (Subleased from Penn Virginia
 Resource Partners)
 CNX Gas Company LLC – CBM Leased
 Ira Ralph Clevinger, et al – Surface, Oil and Gas
 Range Resources-Appalachia, LLC – Oil and Gas Leased (96.6667%)
 CNX Gas Company, LLC – Oil and Gas Leased (3.3333%)
 CNX Gas Company, LLC - CBM Leased (6.6667%)
 18.51 Acres 31.5601%

- 2B. Bull Creek Coal Company (Silas Clevinger 113.17 Acre Tract) – Coal
 Wellmore Energy Company, LLC – Coal in Hagy and above Seams Leased
 Wellmore Energy Company, LLC – Coal in Splashdam Seam Leased (Subleased from Penn Virginia
 Resource Partners)
 CNX Gas Company LLC – CBM Leased
 Ted and Pauline Napier Heirs – Surface, Oil and Gas
 5.82 Acres 9.9233%

3. Bull Creek Coal Company (Robert Bartley 137.50 Acre Tract) – Minerals
 Wellmore Energy Company, LLC – Coal in Hagy and above Seams Leased
 Wellmore Energy Company, LLC – Coal in Splashdam Seam Leased (Subleased from Penn Virginia
 Resource Partners)
 Range Resources-Appalachia, LLC – Oil and Gas Leased
 CNX Gas Company LLC – CBM Leased
 1.95 Acres 3.3248%

- 3A. Unknown surface owner
- 3B. Unknown surface owner

(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
Unit K-73
Docket #VGOB 15-0616-4068-02
List of Respondents to be escrowed
(58.65 Acre Unit)

230001555

	Acres in Unit	Percent of Unit
<u>Tract #2A - 18.51 acres</u>		
<u>COAL OWNERSHIP</u>		
(1) Bull Creek Coal Company (<i>Silas Clevinger 113.17 Acre Tract</i>) P.O. Box 187 Tazewell, VA 24651	18.51 acres	31.5601%
<u>OIL & GAS OWNERSHIP</u>		
(1) Ira Ralph Clevinger, et al	18.51 acres	31.5601%
(b) Louverna Clevinger Heirs, Devisees, Successors or Assigns		
(b.1) Kenneth Ferrell Clevinger Heirs, Devisees, Successors or Assigns		
(b.1.1) Laura Clevinger Heirs, Devisees, Successors or Assigns		
(1.2.1.1.2) Kenneth W. Clevinger Heirs, Devisees, Successors, or Assigns (<i>Documentation Pending</i>)	0.46 acres 1/40 of 18.51 acres	0.7890%
(b.1.1.3) Timothy F. Clevinger 1098 Typhoon Rd Grundy, VA 24614	0.46 acres 1/40 of 18.51 acres	0.7890%
(b.1.1.4) Barry K. Clevinger PO Box 301 Maxie, VA 24628	0.46 acres 1/40 of 18.51 acres	0.7890%
Total Tract Acres	1.3883	
Total Tract Percentage	2.3670%	

Tract #2B - 5.82 acres

<u>COAL OWNERSHIP</u>		
(1) Bull Creek Coal Company (<i>Silas Clevinger 113.17 Acre Tract</i>) P.O. Box 187 Tazewell, VA 24651	5.82 acres	9.9233%
<u>OIL & GAS OWNERSHIP</u>		
(1) Ted & Pauline Napier Heirs	5.82 acres	9.9233%
(a) Theodore Ray "Ted" Napier Heirs, Devisees, Successors or Assigns		
(a.1) Ethel Pauline Napier Heirs, Devisees, Successors or Assigns		
(a.1.3) Millie Stamat Heirs Devisees, Successors, or Assigns (<i>Documentation Pending</i>)	0.53 acres 1/11 of 5.82 acres	0.9021%
(a.1.3.1) Dr. Heather Stamat 1070 West Gunn Road Rochester, MI 48306		
(a.1.3.2) Jennifer Mannino 50263 Ashperton Drive Macomb, MI 48044		

Exhibit E
Unit K-73
Docket #VGOB 15-0616-4068-02
List of Respondents to be escrowed
(58.65 Acre Unit)

230001555

	Acres in Unit	Percent of Unit
(a.1.5) Mary Helen Thompson Heirs, Devisees, Successors or Assigns		
(a.1.5.1) Alfred Timothy Campa Heirs, Devisees, Successors or Assigns (Documentation Pending)	0.13 acres 1/44 of 5.82 acres	0.2255%
(a.1.5.1.1) Alfred Timothy Campa, Jr 1135 Edwards Blvd New Braunfels, TX 78132		
(a.1.5.2) Sherry C. Lanning 105 Dunn St, Trailer #5 Seguin, TX 78155	0.13 acres 1/44 of 5.82 acres	0.2255%
(a.1.5.3) JoAnne Burch Address Unknown	0.13 acres 1/44 of 5.82 acres	0.2255%
(a.1.5.4) Linda Campa Castignola 711 Nth Zimmers St Pampa, TX 79065	0.13 acres 1/44 of 5.82 acres	0.2255%
(a.1.6) Bobby James Napier Heirs, Devisees, Successors or Assigns (Documentation Pending)	0.53 acres 1/11 of 5.82 acres	0.9021%
(a.1.6.1) Jody Welch 39161 Ledgate Dr Sterling Heights, MI 48310		
(a.1.6.2) Lynn Napier 36607 Jeffrey Dr Sterling Heights, MI 48310		
(a.1.7) John Napier 27043 Havenhill Dr Warren, MI 48092	0.53 acres 1/11 of 5.82 acres	0.9021%
(a.1.8) Teddy Ray Napier, Jr. 1571 Dorena Drive NE Kalkaska, MI 49646	0.53 acres 1/11 of 5.82 acres	0.9021%
(a.1.9) Bill Edward Napier Heirs, Devisees, Successors or Assigns (Documentation Pending)	0.53 acres 1/11 of 5.82 acres	0.9021%
(a.1.9.1) Karla Napier Hutto 219 Stanfield Rd Bluff City, TN 37618		
(a.1.10) Margaret Louise Jenkins Heirs, Devisees, Successors or Assigns		
(a.1.10.2) Rebecca Stiltner PO Box 1024 Cedar Bluff, VA 24609	0.11 acres 1/55 of 5.82 acres	0.1804%
(a.1.10.3) Jerry Jones 7063 State Rd Millington, MI 48746	0.11 acres 1/55 of 5.82 acres	0.1804%
(a.1.10.4) Ernie Lane	Pre-deceased	
(a.1.10.4.1) Jessie Lane	Pre-deceased	
(a.1.10.4.1.1) T.J. Lane PO Box 131 Breaks, VA 24607	0.05 acres 1/110 of 5.82 acres	0.0902%

230001555

Exhibit E
Unit K-73
Docket #VGOB 15-0616-4068-02
List of Respondents to be escrowed
(58.65 Acre Unit)

	Acres in Unit	Percent of Unit
(a.1.10.4.1.2) Brandy Sweeney 1121 Thimble Hollow Rd Hurley, VA 24620	0.05 acres 1/110 of 5.82 acres	0.0902%
(a.1.10.5) Danny Boyd PO Box 513 Big Rock, VA 24603	0.11 acres 1/55 of 5.82 acres	0.1804%
(a.1.11) Edna Ruth Bowman Heirs, Devisees, Successors or Assigns		
(a.1.11.3) Hollie Bevins Bowman, Jr. 502 Riverview Dr Shelbyville, TN 37160	0.08 acres 1/77 of 5.82 acres	0.1289%
(a.1.11.4) Eddie Dean Bowman 1214 Wardell Rd Cedar Bluff, VA 24609	0.08 acres 1/77 of 5.82 acres	0.1289%
(a.1.11.6) Joey Mitchell Bowman 2842 Convict Hollow Rd Grundy, VA 24614	0.08 acres 1/77 of 5.82 acres	0.1289%
(a.1.11.7) Patricia Denise Rowe 3719 Glenn Rd East Bend, NC 27018	0.08 acres 1/77 of 5.82 acres	0.1289%
Total Tract Acres	3.90	
Total Tract Percentage	6.6499%	
<u>TOTALS:</u>		
Total Acreage Remaining in Escrow in Unit	5.2884	
Total Percentage Remaining in Escrow of Unit		9.0169%

Exhibit EE
Unit K-73
Docket #VGOB 15-0616-4068-02
List of Respondents with Court Order/Royalty Agreement/HB2058
(58.65 Acre Unit)

230001555

	Acres in Unit	Percent of Unit	Percent of Escrow
<u>Tract #2A - 18.51 acres</u>			
<u>COAL OWNERSHIP</u>			
(1) Bull Creek Coal Company (Silas Clevinger 113.17 Acre Tract) P.O. Box 187 Tazewell, VA 24651	18.51 acres	31.5601%	n/a
<u>OIL & GAS OWNERSHIP</u>			
(1) Ira Ralph Clevinger, et al	18.51 acres	31.5601%	
(b) Louverna Clevinger Heirs, Devisees, Successors or Assigns			
(b.1) Kenneth Ferrell Clevinger Heirs, Devisees, Successors or Assigns			
(b.1.1) Laura Clevinger Heirs, Devisees, Successors or Assigns			
(b.1.1.1) Deborah Kay Clevinger PO Box 2 Grundy, VA 24614	0.46 acres 1/40 of 18.51 acres	0.7890%	8.0461% HB2058
Total Tract Acres	0.4628		
Total Tract Percentage	0.7890%		
<u>Tract #2B - 5.82 acres</u>			
<u>COAL OWNERSHIP</u>			
(1) Bull Creek Coal Company (Silas Clevinger 113.17 Acre Tract) P.O. Box 187 Tazewell, VA 24651	5.82 acres	9.9233%	n/a
<u>OIL & GAS OWNERSHIP</u>			
(1) Ted & Pauline Napier Heirs	5.82 acres	9.9233%	
(a) Theodore Ray "Ted" Napier Heirs, Devisees, Successors or Assigns			
(a.1) Ethel Pauline Napier Heirs, Devisees, Successors or Assigns			
(a.1.1) Betty Gwisdalla 2005 Rome St Ferndale, MI 48220	0.53 acres 1/11 of 5.82 acres	0.9021%	n/a
(a.1.2) Peggy VandenBossche 4906 Caravan Drive Dryden, MI 48428	0.53 acres 1/11 of 5.82 acres	0.9021%	n/a
(a.1.4) Lois Ann Owens 2745 Clothier Rd Kingston, MI 48741	0.53 acres 1/11 of 5.82 acres	0.9021%	n/a
(a.1.10) Margaret Louise Jenkins Heirs, Devisees, Successors or Assigns			
(a.1.10.1) Reda Gail Deel PO Box 498 Big Rock, VA 24603	0.11 acres 1/55 of 5.82 acres	0.1804%	n/a

230001555

Exhibit EE
Unit K-73
Docket #VGOB 15-0616-4068-02
List of Respondents with Court Order/Royalty Agreement/HB2058
(58.65 Acre Unit)

	Acres in Unit	Percent of Unit	Percent of Escrow
(a.1.11) Edna Ruth Bowman Heirs, Devisees, Successors or Assigns			
(a.1.11.1) Barbara Carol McCoy 2886 Convict Hollow Rd Grundy, VA 24614	0.08 acres 1/77 of 5.82 acres	0.1289%	n/a
(a.1.11.2) Steve Theodore Bowman 255 Hallock Dr Abingdon, VA 24210	0.08 acres 1/77 of 5.82 acres	0.1289%	n/a
(a.1.11.5) Kathy Jo Bowman 2842 Convict Hollow Rd Grundy, VA 24614	0.08 acres 1/77 of 5.82 acres	0.1289%	n/a
Total Tract Acres	1.9198		
Total Tract Percentage	3.2734%		
<u>TOTALS:</u>			
Total Acres Resolved	2.3826		
Total Percentage Resolved		4.0624%	

INSTRUMENT 230001555
RECORDED IN THE CLERK'S OFFICE OF
BUCHANAN COUNTY CIRCUIT COURT ON
DECEMBER 14, 2023 AT 04:04 PM
BEVERLY S. TILLER, CLERK
RECORDED BY: GGB