

200001370

VIRGINIA:

BEFORE THE VIRGINIA GAS AND OIL BOARD

IN RE:

SUPPLEMENTAL ORDER REGARDING DOCKET NUMBER
 VGOB 20-0421-4230

ELECTIONS: UNIT CC-35 (*Wells CC35, CC35A, CC35B*)
 (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 June 18, 2020 which was recorded at Instrument 200000669 in the Office of the Clerk of the Circuit Court of Buchanan County, Virginia, on July 13, 2020, at Instrument 200002061 in the Office of the Clerk of the Circuit Court of Tazewell County, Virginia, on August 12, 2020, and at Deed Book 872, Page 265 in the Office of the Clerk of the Circuit Court of Russell County, Virginia, on July 30, 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 CC-35

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.

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.

DONE AND EXECUTED this 26 day of October, 2020 by a majority of the Virginia Gas and Oil Board.

Chairman, Bradley C. Lambert

DONE AND PERFORMED this 26 day of October, 2020 by Order of the Virginia Gas and Oil Board.

Rick Cooper
Principal Executive to the
staff, Virginia Gas and Oil Board

COMMONWEALTH OF VIRGINIA
COUNTY OF RUSSELL

Acknowledged on this 26th day of October, 2020, personally before me a notary public in and for the Commonwealth of Virginia, appeared Bradley C. Lambert, being duly sworn did depose and say that he is the Chairman of the Virginia Gas and Oil Board and Rick Cooper, 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



VIRGINIA:

Exhibit A

BEFORE THE VIRGINIA GAS AND OIL BOARD

IN RE:

Application of Pocahontas Gas LLC for Re-Pooling of Interests in Unit CC-35
VGOB 20-0421-4230 in the Garden/Maiden Springs/New Garden District(s) of Buchanan/Lazewell/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 June 18, 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 July 13, 2020, July 30, 2020, and August 12, 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 June 18, 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

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 24 day of September, 2020.

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 24th day of September 2020.

[Signature]
Notary

My commission expires: August 31, 2024



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Pocahontas Gas LLC
UNIT CC35
Tract Identifications

- 1A. Coal Mountain Mining Company, LLP (177 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 LLC, et al – Surface, Oil, and Gas (88.0952% Owned)
 0.03 acres 0.0375%
- 1B. Coal Mountain Mining Company, LLP (177 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 LLC, et al – Surface, Oil, and Gas (98.2143% Owned)
 9.14 acres 11.4250%
2. Coal Mountain Mining Company, LLP (160 Acres Tract 34) – 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
 65.89 Acres 82.3625%
- 2A. Unknown Surface Owner
 2B. CNX Gas Company LLC, et al – Surface
3. Coal Mountain Mining Company, LLP (40 Acres Tract 37) – Coal
 Buchanan Mining Company LLC – Below Drainage Coal Leased
 RAMACO Resources Land Holdings, LLC – Coal in the Tiller and Above Leased
 CNX Gas Company LLC, et al – Surface, Oil, and Gas (98.2143% Owned)
 TM 63 Parcel 3
 2.04 Acres 2.5500%
4. Coal Mountain Mining Company, LLP (319 Acres Tract 38) – 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
 Ricky H. McGlothlin, et al – Surface
 TM 63 Parcel 5
 2.90 Acres 3.6250%

(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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Exhibit B3
Unit CC-35
VGOB# 2B-0421-4230
List of All Unleased Owners/Claimants

	Net Acres In Unit	Interest in Unit
II. OIL & GAS OWNERSHIP		
<u>Tract #1A, 0.03 acres</u>		
(1) CNX Gas Company LLC, et al <i>(100.00 Acre Tract)</i>	0.03 acres	0.0375%
(b) Rule McGlothlin Heirs, Devisees, Successors, or Assigns		
(b.1) Junior C. McGlothlin Heirs, Devisees, Successors, or Assigns		
(b.1.1) Janet E. McGlothlin Heirs, Devisees, Successors, or Assigns		
(b.1.1.1) Johnny Dwight McGlothlin 820 Baptist Valley Road Cedar Bluff, VA 24609	0.0004 acres 1/84 of 0.03 acres	0.0004%
(b.2) Helen Adams Heirs, Devisees, Successors, or Assigns <i>(Documentation Pending)</i>	0.0011 acres 1/28 of 0.03 acres	0.0013%
(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 Zwiold Heirs, Devisees, Successors, or Assigns		
(b.4.1) Walter Lawrence Finney Heirs, Devisees, Successors, or Assigns	0.0011 acres 1/28 of 0.03 acres	0.0013%
(b.4.1.1) Shelby Ann Finney 195 Finney Drive Cedar Bluff, VA 24609		
(b.4) Mary R. Barnett 170 Charleston Place Daleville, VA 24083	0.0011 acres 1/28 of 0.03 acres	0.0013%
Total Tract Acres	0.0036	
Total Tract Percentage	0.0045%	
<u>Tract #1B, 9.14 acres</u>		
(1) CNX Gas Company LLC, et al <i>(47.90 Acre Tract)</i>	9.14 acres	11.4250%
(b) Rule McGlothlin Heirs, Devisees, Successors, or Assigns		
(b.1) Junior C. McGlothlin Heirs, Devisees, Successors, or Assigns		
(b.1.1) Janet E. McGlothlin Heirs, Devisees, Successors, or Assigns		

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Exhibit B3
Unit CC-35
VGOB# 20-0421-4230
List of All Unleased Owners/Claimants

	Net Acres in Unit	Interest in Unit
(b.1.1.1) Johnny Dwight McGlothlin 820 Baptist Valley Road Cedar Bluff, VA 24609	0.0136 acres 1/672 of 9.14 acres	0.0170%
(b.2) Helen Adams Heirs, Devises, Successors, or Assigns <i>(Documentation Pending)</i>	0.0408 acres 1/224 of 9.14 acres	0.0510%
(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	0.0408 acres 1/224 of 9.14 acres	0.0510%
(b.4.1.1) Shelby Ann Finney 195 Finney Drive Cedar Bluff, VA 24609		
(b.4) Mary R. Barnett 170 Charleston Place Deleville, VA 24063	0.0408 acres 1/224 of 9.14 acres	0.0510%
Total Tract Acres	0.1360	
Total Tract Percentage	0.1700%	
<u>Tract #3, 2.04 acres</u>		
(1) CNX Gas Company LLC, et al <i>(37.00 Acre Tract)</i>	2.04 acres	2.5500%
(b) Rula 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	0.0030 acres 1/672 of 2.04 acres	0.0038%
(b.2) Helen Adams Heirs, Devises, Successors, or Assigns <i>(Documentation Pending)</i>	0.0081 acres 1/224 of 2.04 acres	0.0114%
(b.2.1) Bernie Gene Adams 14309 Phoenix Road Phoenix, MD 21131		
(b.2.2) Micheel Adams 595 S Sandlake Ct Mount Dora, FL 32757		
(b.3) Ruby Lee Zwald Heirs, Devises, Successors, or Assigns		

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Exhibit B3
Unit CC-35
VGOB# 20-0421-4230
List of All Unleased Owners/Claimants

	Net Acres In Unit	Interest in Unit
(b.4.1) Walker Lawrence Finney Heirs, Devises, Successors, or Assigns	0.0091 acres 1/224 of 2.04 acres	0.0114%
(b.4.1.1) Shelby Ann Finney 195 Finney Drive Cedar Bluff, VA 24609		
(b.4) Mary R. Bennett 170 Charleston Place Daleville, VA 24083	0.0081 acres 1/224 of 2.04 acres	0.0114%
Total Tract Acres	0.0304	
Total Tract Percentage	0.0379%	
Total Unleased Oil & Gas Estate		
	Acres	0.1699
	Percentage	0.2124%

INSTRUMENT 210000182
RECORDED IN THE CLERK'S OFFICE OF
TAEWELL COUNTY CIRCUIT COURT ON
JANUARY 20, 2021 AT 09:46 AM
TAMMY B. ALLISON, CLERK
RECORDED BY: CGH

Crystal Hegner

INSTRUMENT 200001378
RECORDED IN THE CLERK'S OFFICE OF
BUCHANAN COUNTY CIRCUIT COURT ON
DECEMBER 14, 2020 AT 12:36 PM
BEVERLY S. TILLER, CLERK
RECORDED BY: CXE

2100193

VIRGINIA: IN THE OFFICE OF THE CLERK OF THE CIRCUIT OF RUSSELL COUNTY, 2-1, 2021. This deed was this day presented in said office, and upon the certificate of acknowledgment thereto annexed, admitted to record at 10:18 o'clock A M, after payment of \$ _____ tax imposed by Sec. 58.1-802.

Original returned this date to: DMME
Po: Drawer 159
Lebanon, VA 24266

TESTE: ANN S. McREYNOLDS, CLERK
BY: Jennifer Kendeck D. CLERK