

210000119

VIRGINIA:

BEFORE THE VIRGINIA GAS AND OIL BOARD

IN RE:

SUPPLEMENTAL ORDER REGARDING DOCKET NUMBER  
VGOB 20-1020-4233

ELECTIONS: UNIT DD-35 (Wells DD35, DD35A)  
(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 200001260 in the Office of the Clerk of the Circuit Court of Buchanan County, Virginia, on November 9, 2020, at Instrument 200003315 in the Office of the Clerk of the Circuit Court of Tazewell County, Virginia, on December 7, 2020, and at Deed Book 878, Page 716 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 DD-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 667 West Main Street, Abingdon, VA 24210 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.

210000119

DONE AND EXECUTED this 26 day of January, 2021 by a majority of the Virginia Gas and Oil Board.



Interim Chairman, Donald L. Ratliff

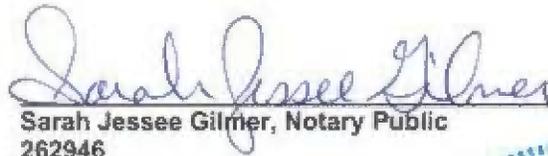
DONE AND PERFORMED this 26 day of January, 2021 by Order of the Virginia Gas and Oil Board.



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

COMMONWEALTH OF VIRGINIA  
COUNTY OF RUSSELL

Acknowledged on this 26th 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



VIRGINIA:

## Exhibit A

## BEFORE THE VIRGINIA GAS AND OIL BOARD

IN RE:

Application of Pocahontas Gas LLC for Pooling of Interests in Unit DD-15  
 VGOB 20-1020-4233 in the Garden/Mauden Springs/New Garden District(s) of Buchanan/Tazewell/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, November 23, 2020, and December 7, 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

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 21<sup>st</sup> 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

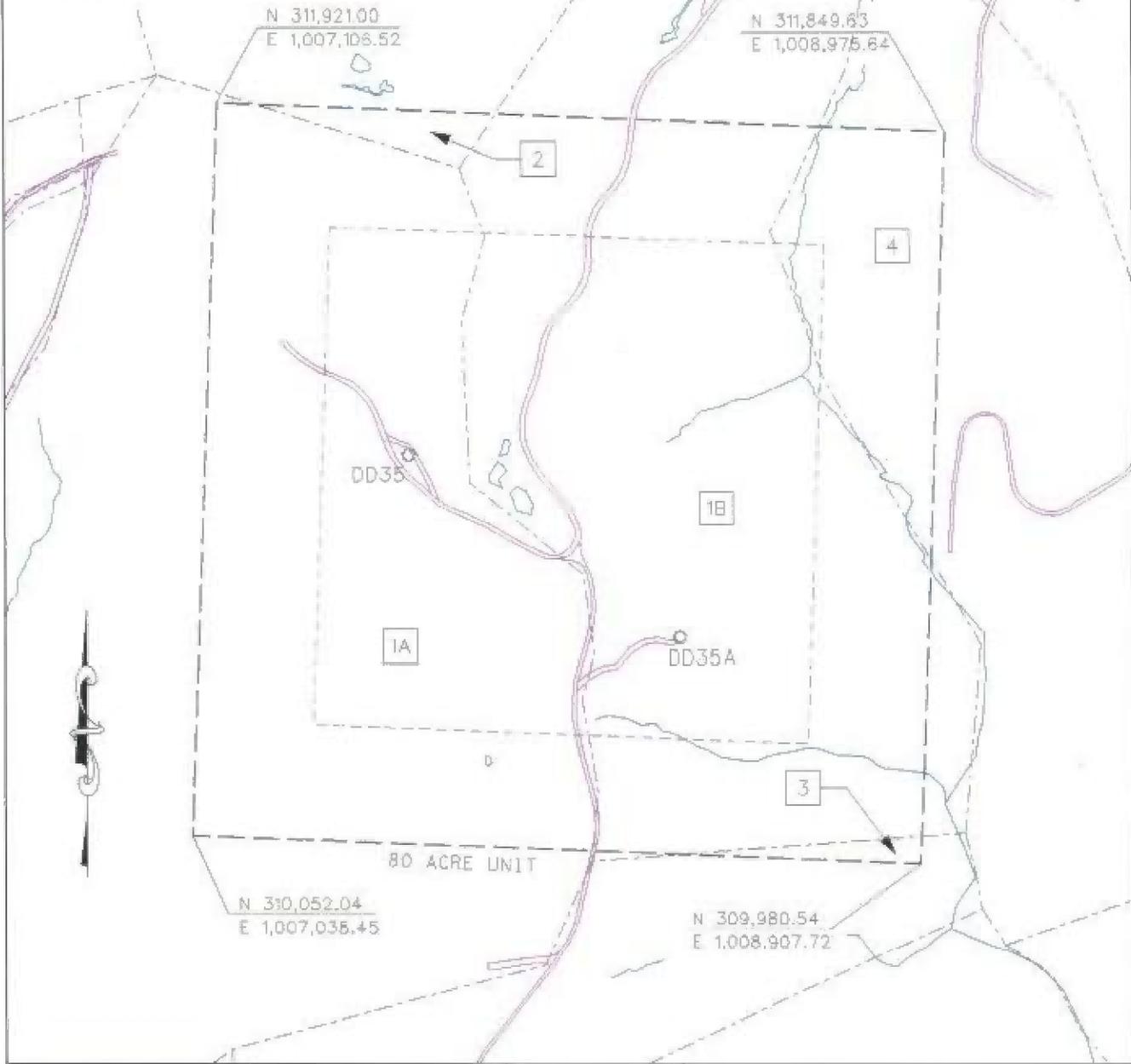
on behalf of the corporate Designated Operator, this 21 day of January, 2021.

Steph Bl...  
Notary

My commission expires: August 31 2024  
Bevins  
SB

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

EXHIBIT A  
 OAKWOOD FIELD  
 UNIT DD35  
 FORCE POOLING  
 VGOB-20-1020-4233

Company POCAHONTAS GAS LLC Well Name and Number UNIT DD35

Tract No. \_\_\_\_\_ Section \_\_\_\_\_ Township \_\_\_\_\_ Range \_\_\_\_\_ Quadrangle Keen Mountain Date \_\_\_\_\_

County Buchanan/Tazewell/Russell District Garden Neck Force Pooling Weldon Springs State VA

This plat is a new plat  or a  CD updated plat  or  a  well location plat

Form DGO-GO-7  
 Rev. 9/91

COMMONWEALTH OF VIRGINIA  
 ALLEN MITCHELL  
 Lic. No. 002289  
 9/24/20  
 LAND SURVEYOR

Digitally signed by  
**ALLEN MITCHELL**  
 Date: 2020.09.24 08:13:22 -04'00'

Licensed Professional Engineer or Licensed Land Surveyor

**Pocahontas Gas LLC**  
**UNIT DD35**  
**Tract Identifications**

210000119

- 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  
 CNX Gas Company, et al (GW McGlothlin 100 Acre Tract) – Surface, Oil, and Gas (88.0952% Owned)  
 33.89 Acres 42.3625%
- 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 (98.5119% Owned)  
 37.69 Acres 47.1125%
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  
 CNX Gas Company LLC, et al (GW McGlothlin 56 Acre Tract) – Surface  
 0.96 Acres 1.2000%
3. William Rogers McCall – Fee  
 Buchanan Mining Company LLC – Coal Below Tiller Seam Leased  
 Pocahontas Gas LLC – CBM Leased  
 0.51 Acres 0.6375%
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  
 Harold McGlothlin, et al – Surface  
 (Map 63A, Parcel 5)  
 6.95 Acres 8.6875%

(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 DD-35  
 VGOB Docket # 20-1020-4233  
 List of All Unleased Owners/Claimants  
 (80.00 Acre Unit)

210000119

	Net Acres in Unit	Interest in Unit
<b>II. OIL &amp; GAS OWNERSHIP</b>		
<b><u>Tract #1A, 33.89 acres</u></b>		
(1) CNX Gas Company, LLC, et al (100 Acre Tract)	33.89 acres	42.3625%
(b) Rue 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	0.40345 acres 1/84 of 33.89 acres	0.50432%
(b.2) Helen Adams Heirs, Devisees, Successors, or Assigns (Documentation Pending)	1.21036 acres 1/28 of 33.89 acres	1.51295%
(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, Devisees, Successors, or Assigns		
(b.4.1) Walter Lawrence Finney Heirs, Devisees, Successors, or Assigns		
(b.4.1.1) Shelby Ann Finney 195 Finney Drive Cedar Bluff, VA 24609	1.21036 acres 1/28 of 33.89 acres	1.51295%
(b.4) Mary R. Barnett 170 Charleston Place Daleville, VA 24083	1.21036 acres 1/28 of 33.89 acres	1.51295%
	<b>Total Acres</b>	<b>4.0345</b>
	<b>Total Percentage</b>	<b>5.0432%</b>
<b><u>Tract #1B, 37.69 acres</u></b>		
(1) CNX Gas Company, LLC, et al (47.90 Acre Tract)	37.69 acres	47.1125%
(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	0.05609 acres 1/672 of 37.69 acres	0.07011%

Exhibit B-3  
 Unit DD-35  
 VGOB Docket # 20-1020-4233  
 List of All Unleased Owners/Claimants  
 (80.00 Acre Unit)

210000119

	Net Acres In Unit	Interest in Unit
(b.2) Helen Adams Heirs, Devises, Successors, or Assigns <i>(Documentation Pending)</i>	0.16826 acres 1/224 of 37.69 acres	0.21032%
(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	0.16826 acres 1/224 of 37.69 acres	0.21032%
(b.4) Mary R. Barnett 170 Charleston Place Daleville, VA 24083	0.16826 acres 1/224 of 37.69 acres	0.21032%
<b>Total Acres</b>	0.56809	
<b>Total Percentage</b>	0.7011%	

**TOTAL UNLEASED:**

Acreage in Unit 4.5954  
 Percentage of Unit 5.7442%

INSTRUMENT 210000491  
 RECORDED IN THE CLERK'S OFFICE OF  
 TAZEWELL COUNTY CIRCUIT COURT ON  
 FEBRUARY 16, 2021 AT 01:29 PM  
 TOMMY B. ALLISON, CLERK  
 RECORDED BY: LTB

*Tommy B. Allison*

2100376

INSTRUMENT 210000119  
 RECORDED IN THE CLERK'S OFFICE OF  
 BUCHANAN COUNTY CIRCUIT COURT ON  
 FEBRUARY 3, 2021 AT 04:41 PM  
 BEVERLY S. TILLER, CLERK  
 RECORDED BY: GGB

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 1:25 o'clock P M, after payment of \$        tax imposed by Sec. 58.1-802.

TESTE: ANN S. McREYNOLDS, CLERK

1/23/2020

Original returned this date to: DIMME

BY: KUNDHA LODI D. CLERK