

VIRGINIA:

BEFORE THE VIRGINIA GAS AND OIL BOARD

IN RE:

SUPPLEMENTAL ORDER REGARDING DOCKET NUMBER  
**VGOB 25-0617-4308**

ELECTIONS: **UNIT G-38**  
 (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 23, 2025** which was recorded at **Instrument 250001251** in the Office of the Clerk of the Circuit Court of **Buchanan County**, Virginia, on **November 6, 2025** (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 45.2-1620.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 G-38**

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** **PO Box 1008, Abingdon, VA 24212** 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.

260000138

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.

260000138

DONE AND EXECUTED this 21 day of January, 2026 by a majority of the Virginia Gas and Oil Board.

Chairman, Gus W. Janson

DONE AND PERFORMED this 21 day of January, 2026 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 21<sup>st</sup> day of January, 2026, personally before me a notary public in and for the Commonwealth of Virginia, appeared Gus W. Janson, being duly sworn did depose and say that he is the 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, 2029



VIRGINIA:

Exhibit A

## BEFORE THE VIRGINIA GAS AND OIL BOARD

IN RE:

Application of Pocahontas Gas LLC for Pooling of Interests in **Unit G-38**  
**VGOB 25-0617-4308** in the **Garden District** of **Buchanan County**, Virginia

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

Kelli Berry, being first duly sworn on oath, deposes and says:

That your affiant is employed by CNX Gas Company LLC, as a Sr. Analyst – 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 23, 2025**, 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 Virginia Department of Energy, the Office of the Gas and Oil Inspector, at Big Stone Gap, 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 6, 2025**;

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:

*Diversified Production LLC – Election Option 9.3*

That respondents identified in Exhibit B-3 hereto, are deemed to have leased their coalbed methane rights, interests and claims to Applicant, all as provided in the Board's Order of **October 23, 2025**;

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.

None

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 45.2-1620.D. and 45.2-1622.B.3. and 4.

Dated at Richlands, Virginia, this 13th day of January 2026.

*Kelli Berry*  
Kelli Berry

STATE OF VIRGINIA  
COUNTY OF TAZEWELL

Taken, subscribed and sworn to before me by Kelli Berry as a Sr. Analyst – Land Records, Division Orders, & Pooling for CNX Gas Company LLC

on behalf of the corporate Designated Operator, this 13th day of January, 2026.

BEVERLY A. WEBB  
NOTARY PUBLIC  
Commonwealth of Virginia  
Reg. #7502381  
My Commission Expires June 30 2027

*Beverly A. Webb*  
Notary

My commission expires: 6/30/27



**Pocahontas Gas LLC  
UNIT G38  
Tract Identifications**

- 1A. Buchanan Mining Company LLC, et al, Big Vein Tract 51 (79.85 Acre Tract) – Coal  
Island Creek Coal Company - Coal Below Tiller Seam Leased  
Buchanan Mining Company LLC – P3 Seam Sub-leased  
Mountaineer Metallurgical Holdings LLC – Tiller and Above Coal Leased  
Weyerhaeuser Forest Holdings, Inc., et al – Oil, Gas, and CBM  
DP Bluegrass, LLC – Oil and Gas Leased (Retained Acres)  
Pocahontas Gas LLC – CBM Leased  
20.91 Acres    26.1375%
- 1A-1. Elmer Goss Heirs – Surface  
1A-2. Mursia Harris – Surface  
1A-3. Patsy Horn Ball – Surface  
1A-4. Ralph E. Horn, et ux – Surface  
1A-5. Commonwealth of Virginia (S.R. 690) – Surface  
1A-6. Unknown Surface Owner
- 1B. Buchanan Mining Company LLC, et al, Big Vein Tract 51 (79.85 Acre Tract) – Coal  
Island Creek Coal Company - Coal Below Tiller Seam Leased  
Buchanan Mining Company LLC – P3 Seam Sub-leased  
Mountaineer Metallurgical Holdings LLC – Tiller and Above Coal Leased  
Weyerhaeuser Forest Holdings, Inc., et al – Oil, Gas, and CBM  
Pocahontas Gas LLC – CBM Leased  
22.55 Acres    28.1875%
- 1B-1. Elmer Goss Heirs – Surface  
1B-2. Mursia Harris – Surface  
1B-3. Ralph E. Horn, et ux – Surface  
1B-4. Commonwealth of Virginia (S.R. 690) – Surface  
1B-5. Unknown Surface Owner
2. Anise Jean Jones, et al – Minerals  
Buchanan Mining Company LLC – Coal Below Tiller Seam Leased  
Mountaineer Metallurgical Holdings LLC – Jawbone and all Seams above drainage Coal Leased  
Appalachian Energy, Inc. – Oil, Gas, and CBM Leased (Deemed leased via JOA)  
Hobert Hagerman, et al - Surface  
14.21 Acres    17.7625%
- 3A. Buchanan Energy Company, LLC (1232.67 Acre Tract) – Minerals  
Southwest Virginia Mining Company, LLC – P-3, War Creek, Jawbone, and Red Ash Seams Leased  
Buchanan Mining Company LLC – P3 Seam Sub-Leased  
Appalachian Energy, Inc. – Oil and Gas Leased (Retained Acres)  
Diversified Production LLC – CBM Leased  
10.31 Acres    12.8875%

"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."

Pocahontas Gas LLC  
UNIT G38  
Tract Identifications

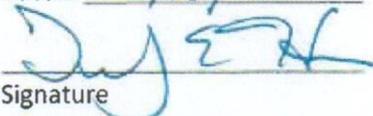
260000138

- 3A-1. Elmer Goss Heirs – Surface
- 3A-2. Commonwealth of Virginia (S.R. 690) – Surface
- 3A-3. Buchanan Energy Company, LLC - Surface
  
- 3B. Buchanan Energy Company, LLC (1232.67 Acre Tract) – Minerals  
Southwest Virginia Mining Company, LLC – P-3, War Creek, Jawbone, and Red Ash Seams Leased  
Buchanan Mining Company LLC – P3 Seam Sub-Leased  
Diversified Production LLC – CBM Leased  
11.72 Acres      14.6500%
  
- 3B-1. Elmer Goss Heirs - Surface
- 3B-2. Buchanan Energy Company, LLC - Surface
  
- 4. Tazewell Coal & Gas Company (120 Acre Tract) – All Minerals  
Buchanan Mining Company LLC – Below Drainage Coal Leased  
Mountaineer Metallurgical Holdings LLC – Jewell and Jawbone Seams of Coal Leased  
Appalachian Energy – Oil and Gas Leased (Retained Acres)  
Pocahontas Gas LLC – CBM Leased  
0.30 Acres      0.3750%
  
- 4A. Anthony Joe Layne, et ux – Surface
- 4B. Commonwealth of Virginia (S.R. 690) – Surface

**Certification**

I hereby certify the accuracy the "Acres" reported above and the percentages calculated using the "Acres" which are also reported above. These values were calculated with reference to the boundaries of the tracts as shown on the Plat, Exhibit A.

Dated: 6/13/25

  
Signature

Timothy E. Horn  
[Type or print name]



"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 G-38 (Oakwood II)  
Docket # VGOB 25-0617-4308  
List of all Owners/Claimants

260000138

	Acres in Unit	Percent of Unit	Div. of Int. in 17 East Panel	Div. of Int. in 18 East Panel
<b>I. COAL FEE OWNERSHIP</b>				
<b><u>Tract #1 - 43.46 Acres</u></b>				
(1) Buchanan Mining Company LLC, et al <i>Big Vein Tr. 49 (79.85 Acre Tract)</i>	43.46 acres	54.3250%	15.5256%	9.7239%
(a) Yukon Pocahontas Coal Company P.O. Box 187 Tazewell, VA 24651	21.730 acres 1/2 of 43.46 acres	27.1625%		
(b) Buchanan Coal Company P.O. Box 187 Tazewell, VA 24651	4.829 acres 1/9 of 43.46 acres	6.0361%		
(c) Sayers-Pocahontas Coal Company P.O. Box 187 Tazewell, VA 24651	2.414 acres 1/18 of 43.46 acres	3.0181%		
(d) Buchanan Mining Company LLC PO Drawer L Oakwood, VA 24631	14.487 acres 1/3 of 43.46 acres	18.1083%		
<b><u>Tract #2, 14.21 acres</u></b>				
(1) Anise Jean Jones, et al	14.21 acres	17.7625%		
(a) Anise Jean Jones Estate PO Box 130 Hillsville, VA 24343-0130	7.11 acres 1/2 of 14.21 acres	8.8813%		
(b) Norine Kennedy Harman 23164 Kestrel Drive Bristol, VA 24202	7.11 acres 1/2 of 14.21 acres	8.8813%		
<b><u>Tract #3 - 22.03 Acres</u></b>				
(1) Buchanan Energy Company, LLC 520 Forsythe Road, Suite 102 Bristol, VA 24202	22.03 acres	27.5375%		
<b><u>Tract #4, 0.30 acres</u></b>				
(1) Tazewell Coal & Gas Company, LLC P. O. Box 675 Tazewell, VA 24651 <i>(120 Acre Tract)</i>	0.30 acres	0.3750%		
<b>II. OIL &amp; GAS FEE OWNERSHIP</b>				
<b><u>Tract #1A - 20.91 Acres</u></b>				
(1) Weyerhaeuser Forest Holdings, Inc., et al <i>Big Vein Tr. 49 (79.85 Acre Tract)</i>	20.91 acres	26.1375%		
(a) Yukon Pocahontas Coal Company P.O. Box 187 Tazewell, VA 24651	10.455 acres 1/2 of 20.91 acres	13.0688%	0.2536%	0.1588%
(b) Buchanan Coal Company P.O. Box 187 Tazewell, VA 24651	2.323 acres 1/9 of 20.91 acres	2.9042%	0.0564%	0.0353%
(c) Sayers-Pocahontas Coal Company P.O. Box 187 Tazewell, VA 24651	1.162 acres 1/18 of 20.91 acres	1.4521%	0.0282%	0.0176%
(d) Weyerhaeuser Forest Holdings, Inc. PO Box 750121 Atlanta, GA 30374-7921	6.970 acres 1/3 of 20.91 acres	8.7125%	0.1691%	0.1059%

*Note: Retained acres, Oil and Gas Estates leased by DP Bluegrass LLC (prev Cabot Oil and Gas Corporation) (Well EH-35 Retained Acres)  
Assigned under 170002387 to Carbon West Virginia Company, LLC - name change/merger under 200000684*

Exhibit B  
Unit G-38 (Oakwood II)  
Docket # VGOB 25-0617-4308  
List of all Owners/Claimants

260000138

	Acres in Unit	Percent of Unit	Div. of Int. in 17 East Panel	Div. of Int. in 18 East Panel
<b><u>Tract #1B - 22.55 Acres</u></b>				
(1) Weyerhaeuser Forest Holdings, Inc., et al <i>Big Vein Tr. 49 (79.85 Acre Tract)</i>	22.55 acres	28.1875%	15.5256%	9.7239%
(a) Yukon Pocahontas Coal Company P.O. Box 187 Tazewell, VA 24651	11.275 acres 1/2 of 22.55 acres	14.0938%	0.2735%	0.1713%
(b) Buchanan Coal Company P.O. Box 187 Tazewell, VA 24651	2.506 acres 1/9 of 22.55 acres	3.1319%	0.0608%	0.0381%
(c) Sayers-Pocahontas Coal Company P.O. Box 187 Tazewell, VA 24651	1.253 acres 1/18 of 22.55 acres	1.5660%	0.0304%	0.0190%
(d) Weyerhaeuser Forest Holdings, Inc. PO Box 750121 Atlanta, GA 30374-7921	7.517 acres 1/3 of 22.55 acres	9.3958%	0.1823%	0.1142%
<b><u>Tract #2, 14.21 acres</u></b>				
(1) Anise Jean Jones, et al	14.21 acres	17.7625%		
(a) Anise Jean Jones Estate PO Box 130 Hillsville, VA 24343-0130	7.11 acres 1/2 of 14.21 acres	8.8813%	1.3789%	0.8636%
(b) Norine Kennedy Harman 23164 Kestrel Drive Bristol, VA 24202 <i>NOTE: Oil, Gas and Coalbed Methane estate leased by Appalachian Energy, Inc. (Deemed leased via JOA)</i>	7.11 acres 1/2 of 14.21 acres	8.8813%	1.3789%	0.8636%
<b><u>Tract #3A, 10.31 Acres</u></b>				
(1) Buchanan Energy Company, LLC 520 Forsythe Road, Ste 102 Bristol, VA 24202 <i>Note: CBM Leased by Diversified Production LLC (prev EQT Production Company) Oil and Gas Estate leased by Appalachian Energy (Well EH-35 Retained Acres)</i>	10.31 acres	12.8875%	2.0009%	1.2532%
<b><u>Tract #3B, 11.72 Acres</u></b>				
(1) Buchanan Energy Company, LLC 520 Forsythe Road, Ste 102 Bristol, VA 24202 <i>Note: CBM Leased by Diversified Production LLC (prev EQT Production Company)</i>	11.72 acres	14.6500%	2.2745%	1.4246%
<b><u>Tract #4, 0.30 acres</u></b>				
(1) Tazewell Coal & Gas Company, LLC P. O. Box 675 Tazewell, VA 24651 <i>(120 Acre Tract)</i>  <i>Note: Retained Acres by Appalachian Energy pursuant to Farmout Agreement from CCC to Edwards &amp; Harding (Well EH-35)</i>	0.30 acres	0.3750%	0.0582%	0.0365%

Exhibit B-3  
 Unit G-38 (Oakwood II)  
 Docket # VGOB 25-0617-4308  
 List of Unleased Owners/Claimants

260000138

	Acres in Unit	Percent of Unit	Div. of Int. in 17 East Panel	Div. of Int. in 18 East Panel
			15.5256%	9.7239%

**OIL & GAS FEE OWNERSHIP**

**Tract #3A, 10.31 Acres**

(1) Buchanan Energy Company, LLC 520 Forsythe Road, Ste 102 Bristol, VA 24202 <i>Note: CBM Leased by Diversified Production LLC (prev EQT Production Company) Oil and Gas Estate leased by Appalachian Energy (Well EH-35 Retained Acres)</i>	10.31 acres	12.8875%	2.0009%	1.2532%
--	-------------	----------	---------	---------

**Tract #3B, 11.72 Acres**

(1) Buchanan Energy Company, LLC 520 Forsythe Road, Ste 102 Bristol, VA 24202 <i>Note: CBM Leased by Diversified Production LLC (prev EQT Production Company)</i>	11.72 acres	14.6500%	2.2745%	1.4246%
--	-------------	----------	---------	---------

**TOTAL UNLEASED OIL & GAS ESTATE**

Acres 22.0300  
 Percentage 27.5375%

#21

881000038

260000138

INSTRUMENT 260000138  
RECORDED IN THE CLERK'S OFFICE OF  
BUCHANAN COUNTY CIRCUIT COURT ON  
FEBRUARY 5, 2026 AT 03:51 PM  
BEVERLY S. TILLER, CLERK  
RECORDED BY: LMP