

## STATEMENT OF MUTUAL INTERESTS

Whereas, this date of November 2, 2023, the Commonwealth of Pennsylvania, Office of the Governor (“Administration”), and CNX RESOURCES CORPORATION (“CNX”), are interested in furthering the collection of environmental data and sharing information regarding the regulation of the natural gas industry in the Commonwealth of Pennsylvania, CNX and the Administration state the following:

### I. CNX’s Voluntary Observation of Heightened Setback Limits:

CNX expresses its intention to: (1) voluntarily refrain from drilling any new unconventional gas well within 600 feet, measured horizontally from the vertical wellbore from any existing building as defined in Act 13 including any residential building; and (2) voluntarily refrain from drilling any new unconventional gas well within 2,500 feet, measured horizontally from the vertical well bore, from an operational School or Hospital.

Specifically, for purposes of this Statement of Mutual Interests, CNX defines a “School” as a building, the principal use of which is a public or private facility offering educational services from preschool to 12th grade (or any subset thereof) that provides regular in-person attendance for enrolled students, and that meets any applicable school licensing, teacher credentialing, or any other requirements of the Commonwealth of Pennsylvania. Furthermore, CNX defines “Hospital” as a building, the principal use of which is a health care facility licensed as a hospital by the Commonwealth of Pennsylvania.

### II. CNX’s Radical Transparency Efforts:

CNX is announcing that it will implement the following environmental data monitoring and reporting practices for its operations in Pennsylvania:

- Air Quality:
  - At or near the site of CNX operations at unconventional gas wells or compressor stations in Pennsylvania, CNX will begin to install and implement continuous monitoring of PM2.5 concentrations and continuous collection of air samples for BTEX (benzene, toluene, ethylbenzene, and xylenes) analysis for characterizing long-term average concentrations. CNX intends that such implementation will monitor air quality conditions representative of all phases of well pad development and well production, including six months of monitoring after turn-in-line of new wells.
  - Data will be shared publicly in real time via a CNX.com micro-website. Real-time updating may be delayed or suspended by CNX at its discretion, including for repairs to monitoring equipment or the website, or pending verification of data.
  - The raw air monitoring data will be collected by a third party and provided to CNX and DEP contemporaneously. Quality assurance and quality control efforts with respect to verifying raw data will be performed according to the QA/QC Plan as implemented by the third-party consultant collecting the data. CNX will facilitate review of Quality Assurance of raw data and coordinate with DEP with respect to verification of all raw data collected as part of this effort.

- Water Monitoring:
  - CNX will expand its pre-drill water survey protocol by collecting at least four samples taken seasonally/quarterly, at least 45 days apart, ahead of drilling activity, subject to private well/spring owner approval. Such will be posted publicly on the CNX.com microsite subject to landowner anonymity and approval.
  - CNX will conduct pre-drill water survey for private residential drinking water supplies (wells and springs) to within 2,500 ft of a vertical unconventional well bore, and any newly constructed centralized large volume storage tank battery, or centralized impoundment.
  - For post-drill analysis, after a well is turned-in-line, at least four post-drill samples will be taken seasonally/quarterly, at least 45 days apart, to compare to pre-drill conditions, subject to landowner approval, and posted publicly subject to landowner anonymity and approval.
  - CNX will also perform at least four pre-drill and four post-drill seasonal, upgradient and downgradient surface water sampling events of the stream receiving stormwater run-off or direct discharges from each site of CNX operations at unconventional well pads.
  
- Disclosure of Chemicals:
  - CNX will post to its micro-website a disclosure to the public of chemicals anticipated to be utilized during both drilling and completions (hydraulic fracturing) ahead of the commencement of operations. Subject to trade secret claims by chemical manufactures, CNX will endeavor to disclose at a minimum the chemical name or Chemical Abstracts Service (“CAS”) registry number.
  - CNX will continue to report chemicals on Frac Focus for post hydraulic fracturing operations.
  
- Waste:
  - CNX will make publicly available its Comprehensive Radiation Protection Plans and make publicly available the results of the program’s annual self-assessment on its micro-website.

### III. Comprehensive Site Data Collection and Study

CNX intends to coordinate with and facilitate access for DEP to conduct a comprehensive and thorough air quality study of two of CNX’s sites.

- CNX will allow for the independent collection and monitoring of ambient air quality data six-months to one year before any construction activity is commenced at the site, continuing through all phases of development until the well production is turned-in-line.
- CNX and DEP may communicate with respect to acquiring rights of way and/or surface use agreements and any other access and permission necessary to install monitoring equipment for this study.
- DEP may use its labor and equipment for purposes it deems effective to further these goals.
- DEP may author an independent report of data and findings.

The Administration will follow the facts and data provided through this air and water quality monitoring, along with all other relevant facts and data, to inform the necessity of any additional setbacks or other future policy changes.

Both CNX and the Administration recognize that nothing about these voluntary intentions relieves CNX from complying with statutory or regulatory requirements applicable to its regulated activities in the Commonwealth.

[SIGNATURE PAGE FOLLOWS]

The Parties hereby make this statement in recognition of their shared goals.

**Commonwealth of Pennsylvania,  
Office of the Governor**

**CNX Resources Corporation**

By \_\_\_\_\_  
Name: Josh Shapiro  
Title: Governor

By \_\_\_\_\_  
Name: Nicholas J. Deluliis  
Title: President & Chief Executive Officer