

BEFORE THE VIRGINIA GAS AND OIL BOARD

APPLICANT: Equitable Production Company

DIVISION OF GAS AND OIL
DOCKET NO. VGOB 89-0126-0009-32

RELIEF SOUGHT: MODIFICATION OF NORA COALBED GAS UNIT NOS.: BU-48 (VC-536865), BU-55 (VC-504658) AND BW-50 (VC-536986).

Kenady *Ervinston* *Kenady*
DI *PJ* *DL*

AFFECTED UNITS: (See Attached Exhibit A)

APPLICATION

1. Applicant and its counsel: Applicant is Equitable Production Company 1710 Pennsylvania Ave., Charleston, West Virginia, 25302, (800) 926-1759. Applicant's Counsel is James E. Kaiser 220 Broad Street, Suite 210, Kingsport, TN 37660 (423) 578-3838.

2. Relief sought: (1) Modification of the Nora Coalbed Methane Gas Field Rules, to allow one additional coalbed gas well to be drilled within each of the 58.77 acre Nora Units identified above. (2) For an administrative order providing that additional well permits may be issued in the Nora Field after this application is filed and while it is pending.

3. Legal authority: 4 VAC 25-160-50 and § 45.1-361.20 of the Code of Virginia.

4. Proposed provisions of order sought: That one additional coalbed methane gas well may be drilled in each of the above referenced Nora Units; that the second well be located at least 600 feet from the nearest coalbed methane well; (and that production/royalties from each coalbed methane well drilled in the said Units shall continue to be allocated solely to the owners and claimants of and to the coalbed methane within the Unit in which the well is located.)

5. Type of wells and field: Coalbed methane frac wells within the portion of the Nora Coalbed Gas Field described above, and as depicted in the attached Exhibit A.

6. Formations subject to application: All coal beds and coal seams including all Pennsylvania aged coals from the top of the Raven, but not limited to Jawbone, Greasy Creek, C-Seam, War Creek, Beckley, Lower Horsepen, X-Seam, Poca 6, Poca 5, Poca 3, Poca 2, and any unnamed coal seams and other associated formations known as the Nora Coalbed Gas Field.

7. Description of interest/claim of persons being notified: Coalbed methane.

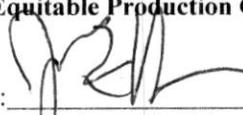
8. Estimated ultimate recovery in each Nora Unit identified above: 525 MMCF

9. Plat: See Exhibit A annexed hereto.

10. The boundaries and acreage affected: see Exhibit A annexed hereto.

11. Attestation: The foregoing application to the best of my knowledge, information and belief is true and correct.

Equitable Production Company

By: 

James E. Kaiser
220 Broad Street, Suite 210
Kingsport, TN 37660
(423) 578-3838

AFFIDAVIT OF DUE OF DILIGENCE

**COMMONWEALTH OF VIRGINIA
COUNTY OF DICKENSON**

I, James E. Kaiser, after being duly sworn upon oath, state as follows:

1. I am responsible for the notification process required by VA. Code Ann. § 45.1-361.19 and VR 480-05-22.2 § 4.
2. That Equitable Production Company has exercised due diligence in attempting to locate and notice all owners and claimants who are unleased and/or who were not previously pooled by prior order(s) of the Virginia Gas and Oil Board regarding **the Nora Coalbed Gas Field**, all as required by Va. Code Ann. § 45.1-361.19 and VR 480-05-22.2.
3. That on **August 19, 2008** a true and correct copy of the Notice of Hearing with Exhibits will be mailed, via certified mail return receipt requested, to all owners and claimants listed in Exhibit B for whom mailing addresses were then available.
4. That Equitable Production Company will continue to exercise due diligence in attempting to locate and identify the names and/or addresses of any unknown of unlocatable parties and, if located or identified, will notify them of Equitable Production Company's application.

I have read the foregoing, and the information given above is true and correct to the best of my knowledge and belief.



James E. Kaiser
Counsel for
Equitable Production Company

ACKNOWLEDGMENT

STATE OF TENNESSEE

COUNTY OF SULLIVAN

TAKEN, SUBSCRIBED AND SWORN to before me this 18th day of July, 2008.


Susan Peterson, Notary

My commission expires: November 12, 2008.

EXHIBIT

David H. & Cathy Adkins
4966 Long Ridge
Nora, VA 24272

Delmar H. & Mary Mayes
P.O. Box 286
Dante, VA 24237

John L. & Lois Gay Jenkins
Rt. 1 Box 305
Nora, VA 24272

Wayne and Genevie Riner
4907 Long Ridge
Nora, VA 24272

Standard Banner Coal Corporation
ATTN; Mike Clisso
P. O. Box 750
Wise, VA 24293

Lambert Land LLC
ATTN: Dennis Sutherland
P.O. Box 490
Nora, Virginia 24272

Homer G. Kiser
Star Route Box 178
Dante, Virginia 24237

Range Resources-Pine Mountain, Inc.
Attn: Jerry Grantham
P.O. Box 2136
Abingdon, VA 24212

Mr. Steve Smith
Vice President of VA/KY Engineering
Alpha Land & Reserves. LLC
and Maxxim Shared Services, LLC
5703 Crutchfield Drive
Norton, VA 24273

Dickenson County Board of Supervisors
P.O. Box 1098
Clintwood, Virginia 24228

BEFORE THE VIRGINIA GAS AND OIL BOARD

APPLICANT: Equitable Production Company DIVISION OF GAS AND OIL
DOCKET NO. 89-0126-0009-32

RELIEF SOUGHT: MODIFICATION OF
NORA COALBED GAS FIELD

AFFECTED UNITS: Multiple (See Attached Exhibit A)



NOTICE OF HEARING

HEARING DATE: August 19, 2008
PLACE: Southwest Virginia Higher Education Center
Campus of Virginia Highlands Community College
Abingdon, Virginia
TIME: 9:00 a.m.

COMMONWEALTH OF VIRGINIA:

To: See Exhibit "B" attached hereto:

1. **Applicant and its counsel:** Applicant is Equitable Production Company, 1710 Pennsylvania Ave., Charleston, West Virginia, 25302, (800) 926-1759. Applicant's Counsel is James E. Kaiser, 220 Broad Street, Suite 210, Kingsport, TN 37660, (423) 578-3838.
2. **Relief sought:** (1) Modification of the Nora Coalbed Methane Gas Field Rules, to allow one additional coalbed gas well to be drilled within each of the 58.77 acre Nora Units identified above. (2) For an administrative order providing that additional well permits may be issued in the Nora Field after this application is filed and while it is pending.
3. **Legal authority:** 4 VAC 25-160-50 and § 45.1-361.20 of the Code of Virginia.
4. **Proposed provisions of order sought:** That one additional coalbed methane gas well may be drilled in each of the above referenced Nora Units; that the second well be located at least 600 feet from the nearest coalbed methane well; (and that production/royalties from each coalbed methane well drilled in the said Units shall continue to be allocated solely to the owners and claimants of and to the coalbed methane within the Unit in which the well is located.)

5. **Type of wells and field:** Coalbed methane frac wells within the portion of the Nora Coalbed Gas Field described above, and as depicted in the attached Exhibit A.

6. **Formations subject to application:** All coal beds and coal seams including all Pennsylvania aged coals from the top of the Raven, but not limited to: Jawbone, Greasy Creek, C-Seam, War Creek, Beckley, Lower Horsepen, X-Seam, Poca 6, Poca 5, Poca 3, Poca 2, and any unnamed coal seams and other associated formations known as the Nora Coalbed Gas Field.

7. **Description of interest/claim of persons being notified:** Coalbed methane.

8. **Estimated ultimate recovery in each Nora Unit identified above:** 525 MMCF

9. **Plat:** See Exhibit A annexed hereto.

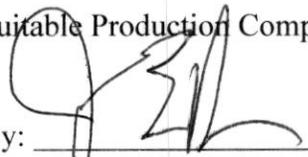
10. **The boundaries and acreage affected:** See Exhibit A annexed hereto.

11. **Attestation:** The foregoing notice to the best of my knowledge, information and belief is true and correct.

NOTICE IS FURTHER GIVEN that this cause has been set for hearing and the taking of evidence at the time and place first stated above and that notice will be published as required by law and the Rules of the Virginia Gas and Oil Board.

NOTICE IS FURTHER GIVEN that you may attend this hearing, with or without an attorney, and offer evidence or state any comments you have. For further information or a copy of the application and any exhibits thereto, you may contact the Virginia Gas and Oil Board, State Oil and Gas Inspector, Department of Mines, Minerals and Energy, Division of Gas and Oil, P.O. Box 1416, Abingdon, Virginia 24410, (276) 676-5423 or the Applicant at the address shown below.

Equitable Production Company

By: 

James E. Kaiser
220 Broad Street, Suite 210
Kingsport, TN 37660
(423) 578-3838

BEFORE THE VIRGINIA GAS AND OIL BOARD

Applicant: Equitable Production Company)
)
)
Relief Sought: Modification of the Nora Coalbed Methane) Docket No.
Gas Field Rules, to allow more than one coalbed gas well to) VGOB-89-0126-0009-32
be drilled and an order providing additional well permits)
)
)

AFFIDAVIT OF MAILING
(CERTIFICATE OF SERVICE)

STATE OF TENNESSEE)
)

COUNTY OF SULLIVAN)

James E. Kaiser, of lawful age, being duly sworn, upon oath, deposes and says:

- (1) He is a partner with WILHOIT & KAISER, Agent for Equitable Production Company ("EPC") and makes this affidavit on behalf of EPC.
- (2) Based upon information and belief, the names and last-known addresses, where such addresses are known, of the parties owning an interest in the oil and gas in this cause are set forth and attached hereto.
- (3) On the 18th day of July, 2008, true and correct copies of the Application and the Notice of Hearing in this matter were placed in the United States mail in Kingsport, TN, certified mail, return receipt requested, postage prepaid, duly addressed to the unleased parties at their respective addresses as set forth in the attached Exhibit B which is hereby made a part of this Affidavit.
- (4) Notice of this cause has therefore been served by mail pursuant to the applicable statutes and rules of the Board.


James E. Kaiser

SUBSCRIBED AND SWORN TO before me this 12th day of August, 2008.


Susan Peters


My commission expires: November 12, 2008

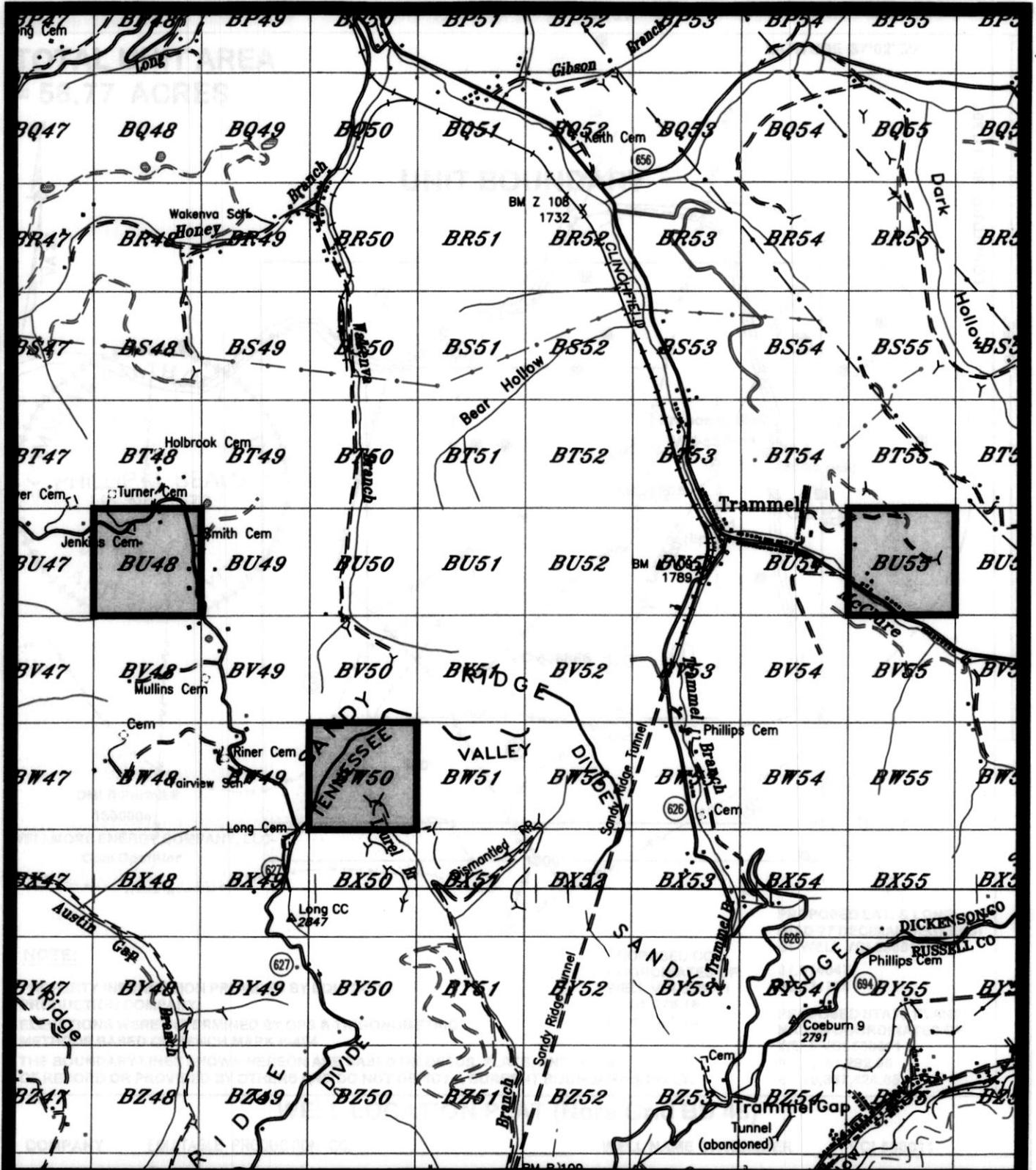
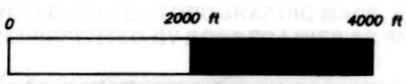


EXHIBIT AA.
MIDDLE FORK
INCREASED DENSITY DRILLING NORA FIELD



Tracking

EXHIBIT

David H. & Cathy Adkins
4966 Long Ridge
Nora, VA 24272

66574524/7-24-08

Delmar H. & Mary Mayes
P.O. Box 286
Dante, VA 24237

66574557/7-29-08

John L. & Lois Gay Jenkins
Rt. 1 Box 305
Nora, VA 24272

66574540/8-5-08/Unclaimed

Wayne and Genevieve Riner
4907 Long Ridge
Nora, VA 24272

66574533/7-21-08

Standard Banner Coal Corporation
ATTN: Mike Clisso
P. O. Box 750
Wise, VA 24293

66574526/7-24-08

Lambert Land LLC
ATTN: Dennis Sutherland
P.O. Box 490
Nora, Virginia 24272

66574579/7-25-08

Homer G. Kiser
Star Route Box 178
Dante, Virginia 24237

66574502/8-8-08/Unclaimed

Range Resources-Pine Mountain, Inc.
Attn: Jerry Grantham
P.O. Box 2136
Abingdon, VA 24212

66574496/7-22-08

Mr. Steve Smith
Vice President of VA/KY Engineering
Alpha Land & Reserves. LLC
and Maxxim Shared Services, LLC
5703 Crutchfield Drive
Norton, VA 24273

66574489/7-23-08

Dickenson County Board of Supervisors
P.O. Box 1098
Clintwood, Virginia 24228

66574472/7-22-08

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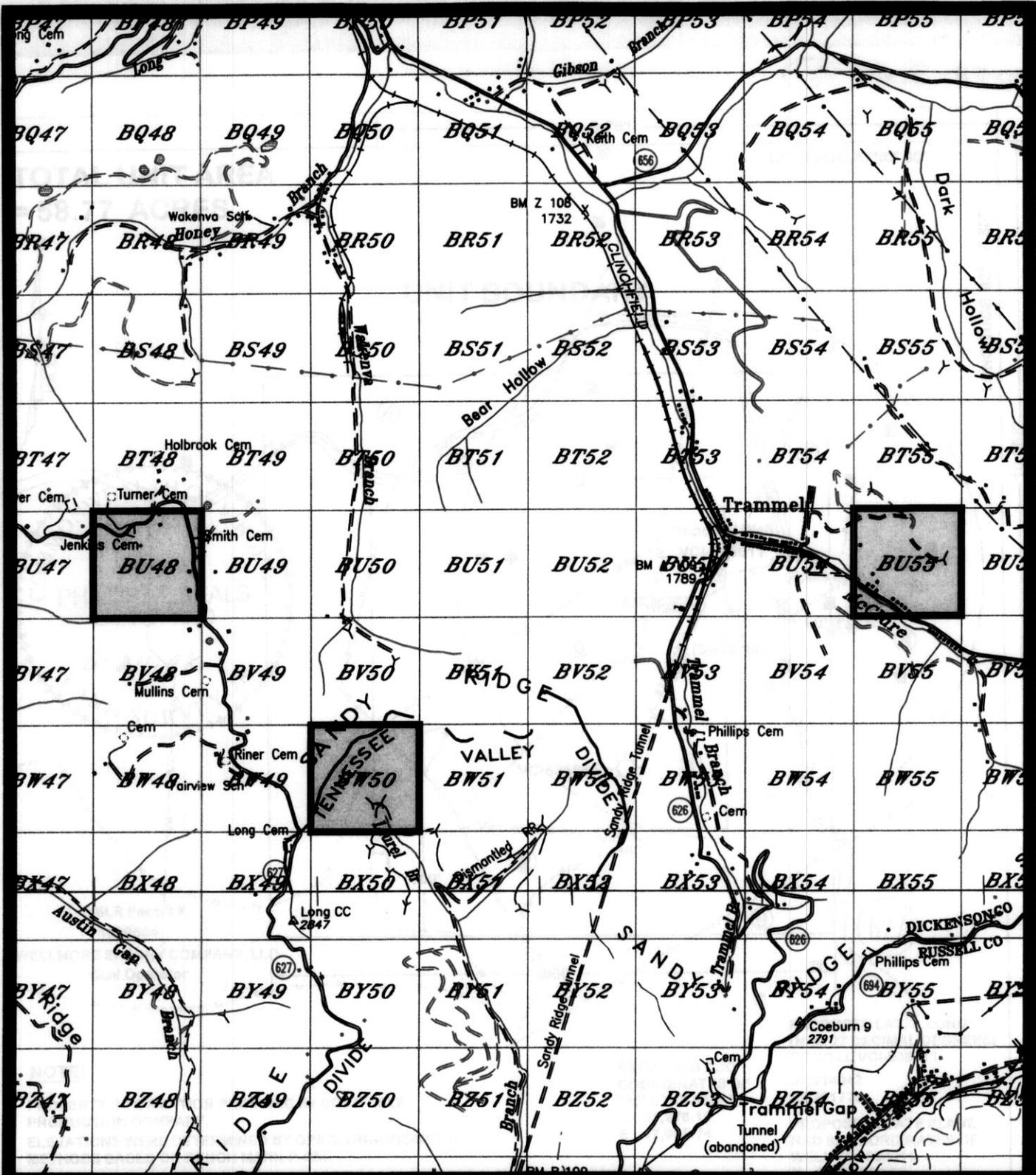
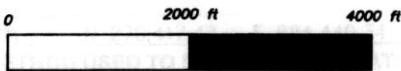
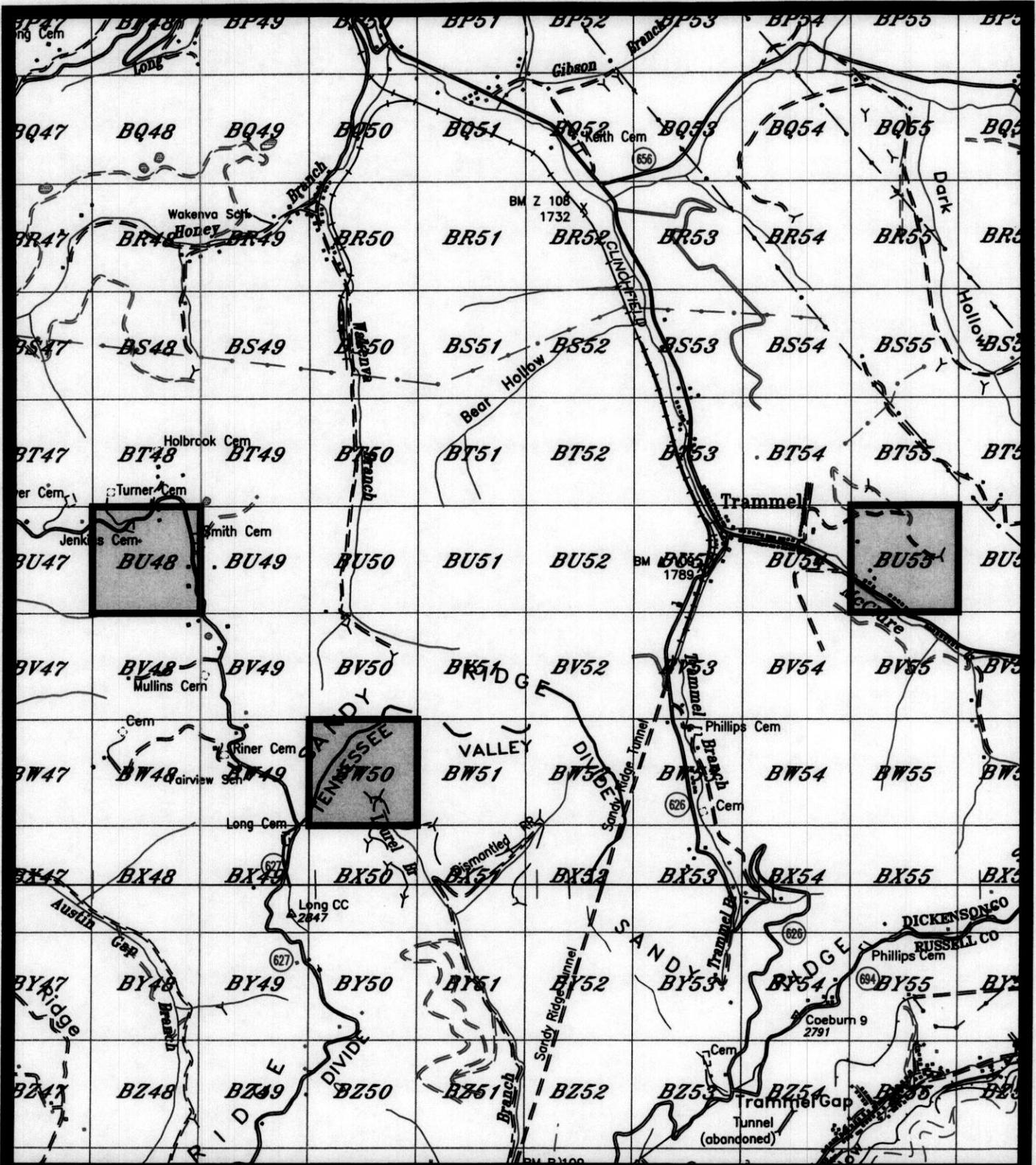


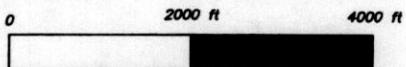
EXHIBIT AA.
MIDDLE FORK
INCREASED DENSITY DRILLING NORA FIELD



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**EXHIBIT AA.
MIDDLE FORK
INCREASED DENSITY DRILLING NORA FIELD**



**TOTAL UNIT AREA
= 58.77 ACRES**

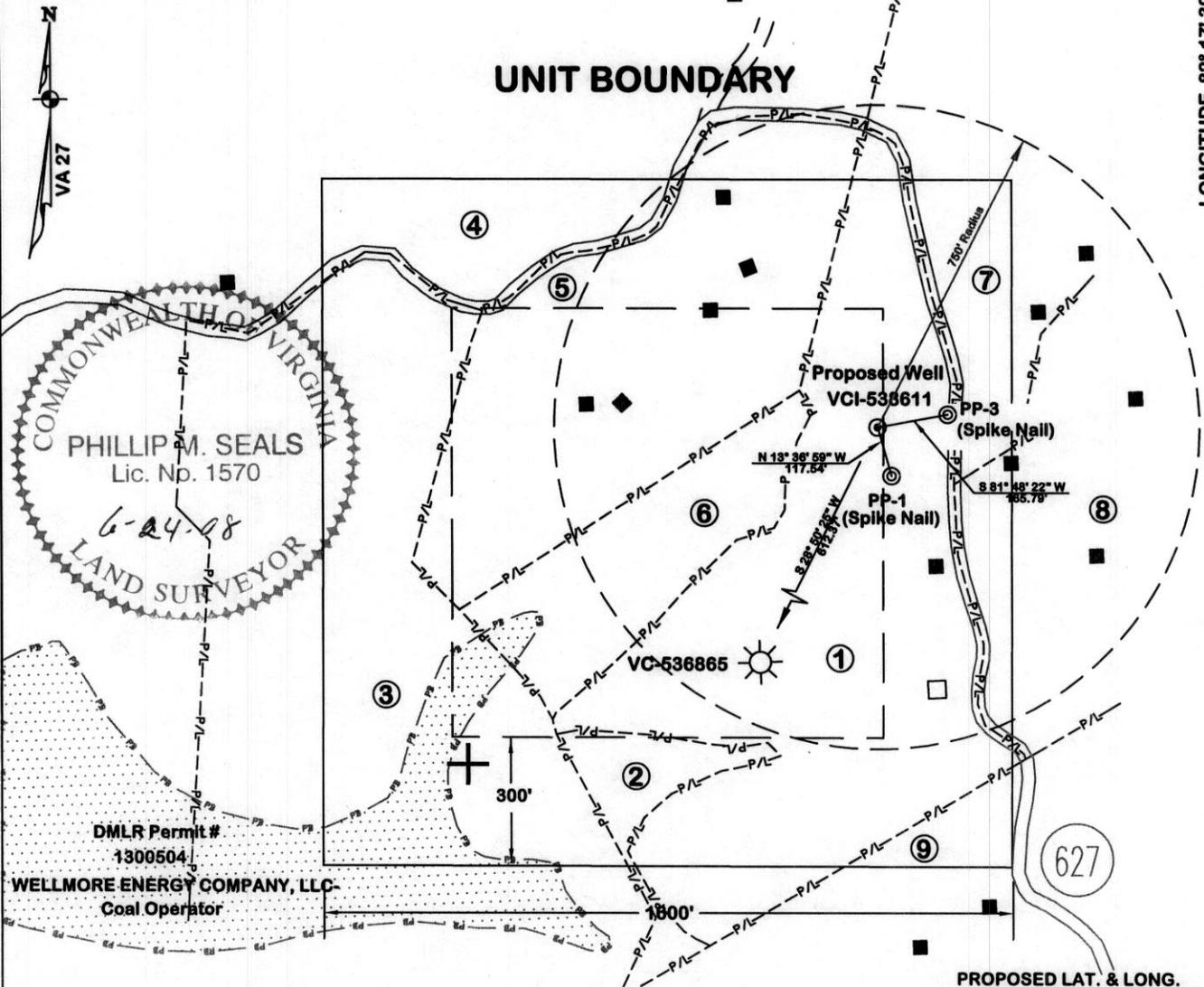
8,791'

LATITUDE 37°02' 30"

LONGITUDE 82° 17' 30"

10,056'

UNIT BOUNDARY



NOTE:

PROPERTY INFORMATION PROVIDED BY EQUITABLE PRODUCTION COMPANY.

ELEVATIONS WERE DETERMINED BY GPS & TRIGONOMETRIC METHODS BASED ON BENCH MARK P-424.

THE BOUNDARY LINES SHOWN HEREON ARE BASED ON DEEDS, PLATS, AND MAPS OF RECORD OR PROVIDED BY OTHERS AND DO NOT DEPICT A CURRENT BOUNDARY SURVEY.

PROPOSED CCC
COORDINATES OF
WELL VCI-538611
S 31,276.16
E 17,985.74

PROPOSED LAT. & LONG.
(NAD 27 DECIMAL DEGREES)
OF WELL VCI-538611

37.014047
82.321775

PROPOSED STATE PLANE
NAD 83 COORDINATES OF
WELL VCI-538611
N 3,551,292.93
E 10,367,424.85

WELL LOCATION PLAT (Nora Grid BU 48)

COMPANY	EQUITABLE PRODUCTION CO.	WELL NAME OR NUMBER	VCI-538611
TRACT NO.	TL-223	QUADRANGLE	Nora
DISTRICT	Kenady		
WELL COORDINATES (VIRGINIA STATE PLANE 27)	N 270,417.47 E 884,440.34		
ELEVATION	2,638.37	METHOD USED TO DETERMINE ELEVATION:	GPS & TRIG.
COUNTY	Dickenson	SCALE:	1" = 400'
		DATE	6-24-08
THIS PLAT IS A NEW PLAT <input checked="" type="checkbox"/> AN UPDATED PLAT <input type="checkbox"/> ; OR A FINAL LOCATION PLAT <input type="checkbox"/>			

⊕ DENOTES THE LOCATION OF A WELL ON UNITED STATES TOPOGRAPHIC MAPS, SCALE 1 TO 24,000, LATITUDE AND LONGITUDE LINES BEING REPRESENTED BY BORDER LINES AS SHOWN.

Phillip M. Seals

LICENSED LAND SURVEYOR

EXHIBIT PL-1

Property Ownership Information for EPCO Well # VCI-538611

①

LEASE NO. 906889L/ TL-223
CHARLES TURNER TRACT 107
599.00 ACRES
coal & oil
STANDARD BANNER COAL CORP.- coal, oil (cbm)
LEASE NO. 906782
DAVID H. & CATHY ADKINS- surface, gas (cbm)
17.142 ACRES
GAS 18.32 AC. 31.17%

②

LEASE NO. 906889L/ TL-223
CHARLES TURNER TRACT 107
599.00 ACRES
coal & oil
STANDARD BANNER COAL CORP.- coal, oil (cbm)
UNLEASED
WELLMORE ENERGY COMPANY, LLC- surface, gas (cbm)
1.86 ACRES
GAS 1.47 AC. 2.50%

③

LEASE NO. 906889L/ TL-223
CHARLES TURNER TRACT 107
599.00 ACRES
coal & oil
STANDARD BANNER COAL CORP.- coal, oil (cbm)
UNLEASED
WELLMORE ENERGY COMPANY, LLC- surface, gas (cbm)
24.50 ACRES
GAS 12.56 AC. 21.37%

④

LEASE NO. 906889L/ TL-223
CHARLES TURNER TRACT 107
599.00 ACRES
coal & oil
STANDARD BANNER COAL CORP.- coal, oil (cbm)
LEASE NO. 905997
DELMAR H. & MARY MAYES- surface, gas (cbm)
85.00 ACRES
GAS 3.81 AC. 6.48%

⑤

LEASE NO. 906889L/ TL-223
CHARLES TURNER TRACT 107
599.00 ACRES
coal & oil
STANDARD BANNER COAL CORP.- coal, oil (cbm)
UNLEASED
JOHN L. & LOIS GAY JENKINS- surface, gas (cbm)
13.473 ACRES
GAS 12.51 AC. 21.29%

⑥

LEASE NO. 906889L/ TL-223
CHARLES TURNER TRACT 107
599.00 ACRES
coal & oil
STANDARD BANNER COAL CORP.- coal, oil (cbm)
UNLEASED
WELLMORE ENERGY COMPANY, LLC- surface, gas (cbm)
4.951 ACRES
GAS 4.95 AC. 8.42%

⑦

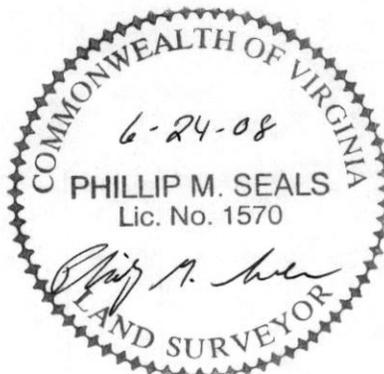
LEASE NO. 906889L/ TL-223
CHARLES TURNER TRACT 107
599.00 ACRES
coal & oil
STANDARD BANNER COAL CORP.- coal, oil (cbm)
LEASE NO. 906891
WAYNE & GENEVIE RINER- surface, gas (cbm)
25.678 ACRES
GAS 2.67 AC. 4.55%

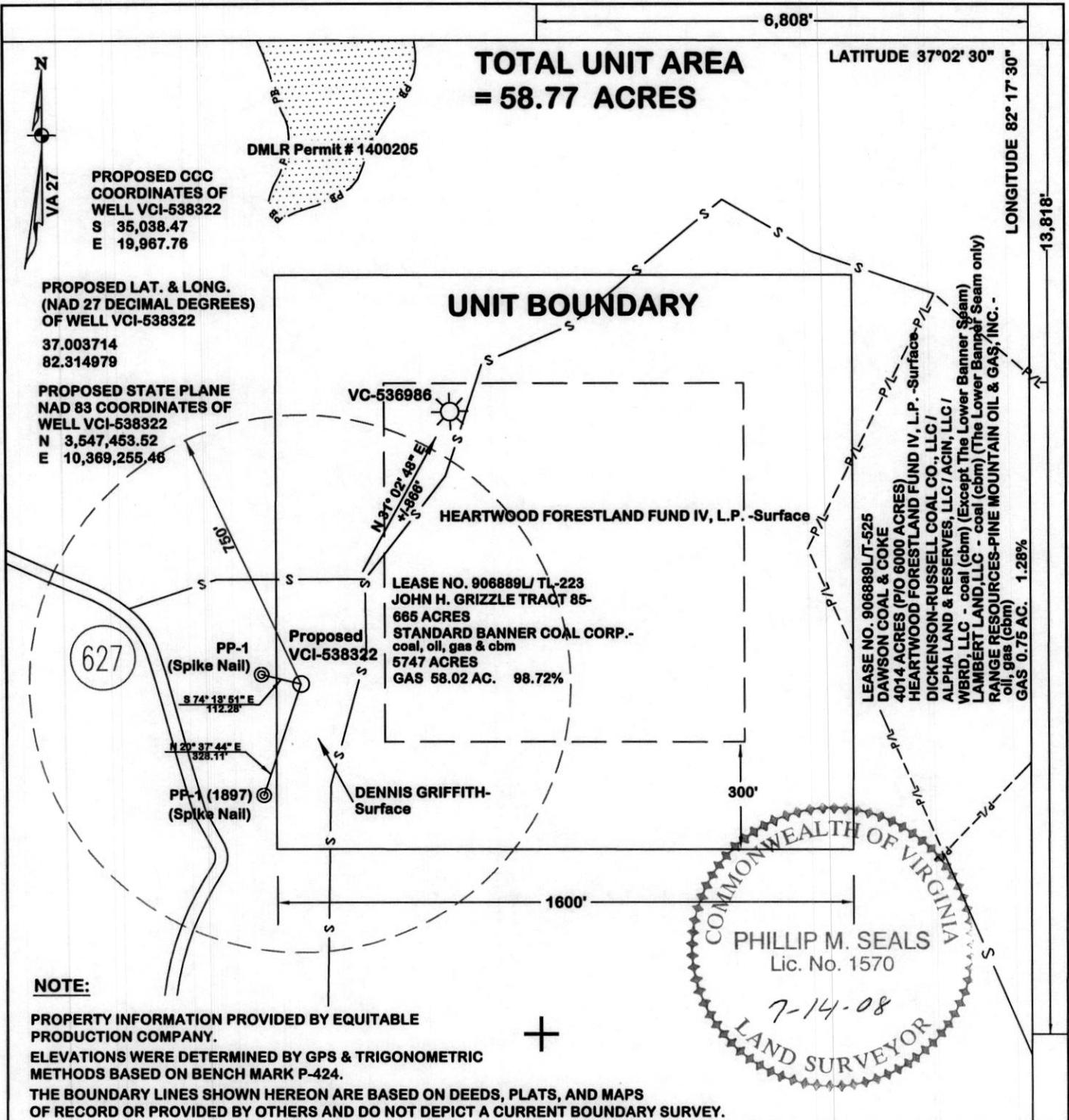
⑧

LEASE NO. 906889L/ TL-223
CHARLES TURNER TRACT 107
599.00 ACRES
coal & oil
STANDARD BANNER COAL CORP.- coal, oil (cbm)
LEASE NO. 906891
WAYNE & GENEVIE RINER- surface, gas (cbm)
22.069 ACRES
GAS 1.44 AC. 2.45%

⑨

LEASE NO. 906889L/ TL-223
JOHN C. SMITH TRACT
140.00 ACRES
coal & other minerals
STANDARD BANNER COAL CORP.- coal, oil, gas & cbm
GAS 1.04 AC. 1.77%





NOTE:

PROPERTY INFORMATION PROVIDED BY EQUITABLE PRODUCTION COMPANY.
 ELEVATIONS WERE DETERMINED BY GPS & TRIGONOMETRIC METHODS BASED ON BENCH MARK P-424.
 THE BOUNDARY LINES SHOWN HEREON ARE BASED ON DEEDS, PLATS, AND MAPS OF RECORD OR PROVIDED BY OTHERS AND DO NOT DEPICT A CURRENT BOUNDARY SURVEY.

WELL LOCATION PLAT (Nora Grid # 50 BW)

COMPANY EQUITABLE PRODUCTION CO. WELL NAME OR NUMBER VCI-538322
 TRACT NO. TL-223 QUADRANGLE Nora
 DISTRICT Kenady
 WELL COORDINATES (VIRGINIA STATE PLANE 27) N 266,578.20 E 886,270.89
 ELEVATION 2,675.18 METHOD USED TO DETERMINE ELEVATION: GPS & TRIG.
 COUNTY Dickenson SCALE: 1" = 400' DATE 7-14-08
 THIS PLAT IS A NEW PLAT AN UPDATED PLAT ; OR A FINAL LOCATION PLAT

+ DENOTES THE LOCATION OF A WELL ON UNITED STATES TOPOGRAPHIC MAPS, SCALE 1 TO 24,000, LATITUDE AND LONGITUDE LINES BEING REPRESENTED BY BORDER LINES AS SHOWN.

Phillip M. Seals
 LICENSED LAND SURVEYOR

(AFFIX SEAL)

①

LEASE No. 905075
LAMBERT LAND, LLC
988.22 ACRES
LAMBERT LAND, LLC - coal, surface, oil, gas & CBM
GAS 53.82 AC. 91.58%

②

UNLEASED
HOMER G. KISER LOT P-2
0.13 ACRES
HOMER G. KISER - coal, surface, oil, gas & CBM
GAS 0.13 AC. 0.22%

③

LEASE No. 906889 / T-11
JESSEE BEAM
361.00 ACRES
DICKENSON-RUSSELL COAL COMPANY, LLC/ALPHA LAND &
RESERVES, LLC/ACIN, LLC/WBRD, LLC - coal
RANGE RESOURCES-PINE MOUNTAIN, INC. - oil, gas & CBM
GAS 4.38 AC. 7.45%

④

LEASE No. 906889 / T2-128
B.W. JENNINGS
79.23 ACRES
LEASE No. 905075
LAMBERT LAND, LLC - coal
RANGE RESOURCES-PINE MOUNTAIN, INC. - oil, gas & CBM
GAS 0.01 AC. 0.02%

⑤

LEASE No. 905995
BOARD OF SUPERVISORS OF THE COUNTY OF DICKENSON,
VIRGINIA
0.43 ACRES
BOARD OF SUPERVISORS OF THE COUNTY OF DICKENSON,
VIRGINIA - coal, surface, oil, gas & CBM
GAS 0.43 AC. 0.73%



THOMPSON & LITTON

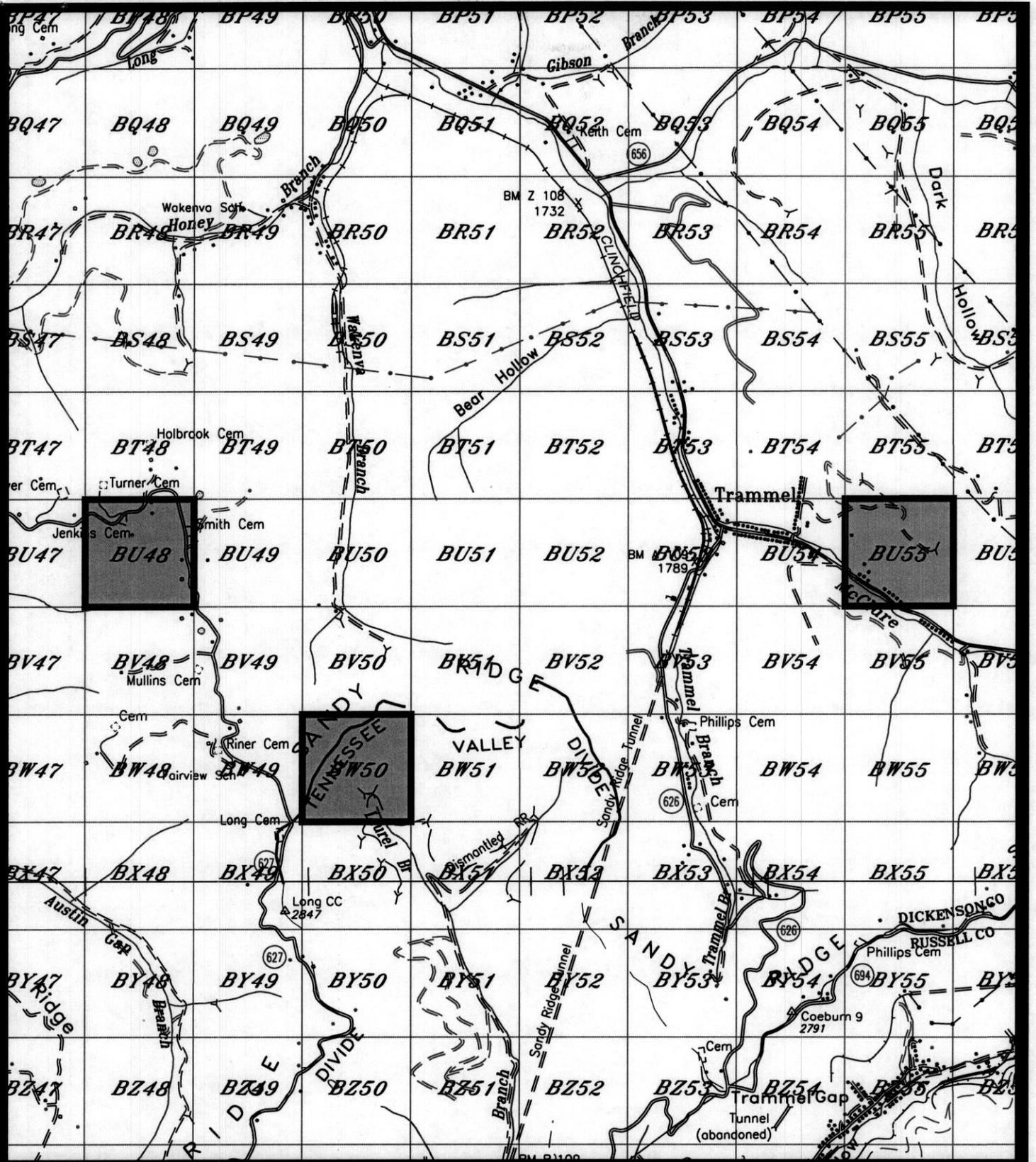
312 Clintwood Main Street
Suite 201
P.O. Box 1869
Clintwood, Virginia 24228

EQUITABLE PRODUCTION COMPANY
WELL No. VCI-539939
WELL PLAT SUPPLEMENT
SHEET 2

PROJECT No.:
9923 PLAT

SCALE: 1" = 400'

DATE: AUGUST 18, 2008



**EXHIBIT A
MIDDLE FORK
INCREASED DENSITY DRILLING NORA FIELD**

