

*Erwin Ten DP
Gordon
Erwin Ten*

BEFORE THE VIRGINIA GAS AND OIL BOARD

APPLICANT: Equitable Production Company

**DIVISION OF GAS AND OIL
DOCKET NO. VGOB 89-0126-0009-52**

**RELIEF SOUGHT: MODIFICATION OF NORA COALBED GAS UNIT NOS.:BD-72 (VC-2596),
BE-71 (VC-2587), BE-72 (VC-2012), BE-74 (VC-2277); BF-71 (VC-2392).**

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.

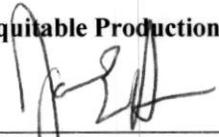
8. Estimated ultimate recovery in each Nora Unit identified above: 210 MMCF

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 **May 15, 2009** 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.



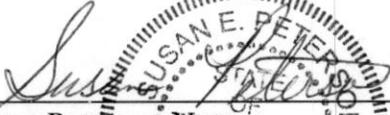
James E. Kaiser
Counsel for
Equitable Production Company

ACKNOWLEDGMENT

STATE OF TENNESSEE

COUNTY OF SULLIVAN

TAKEN, SUBSCRIBED AND SWORN to before me this 15th day of
May, 2009.



Susan Peterson, Notary



My commission expires: October 24, 2012.

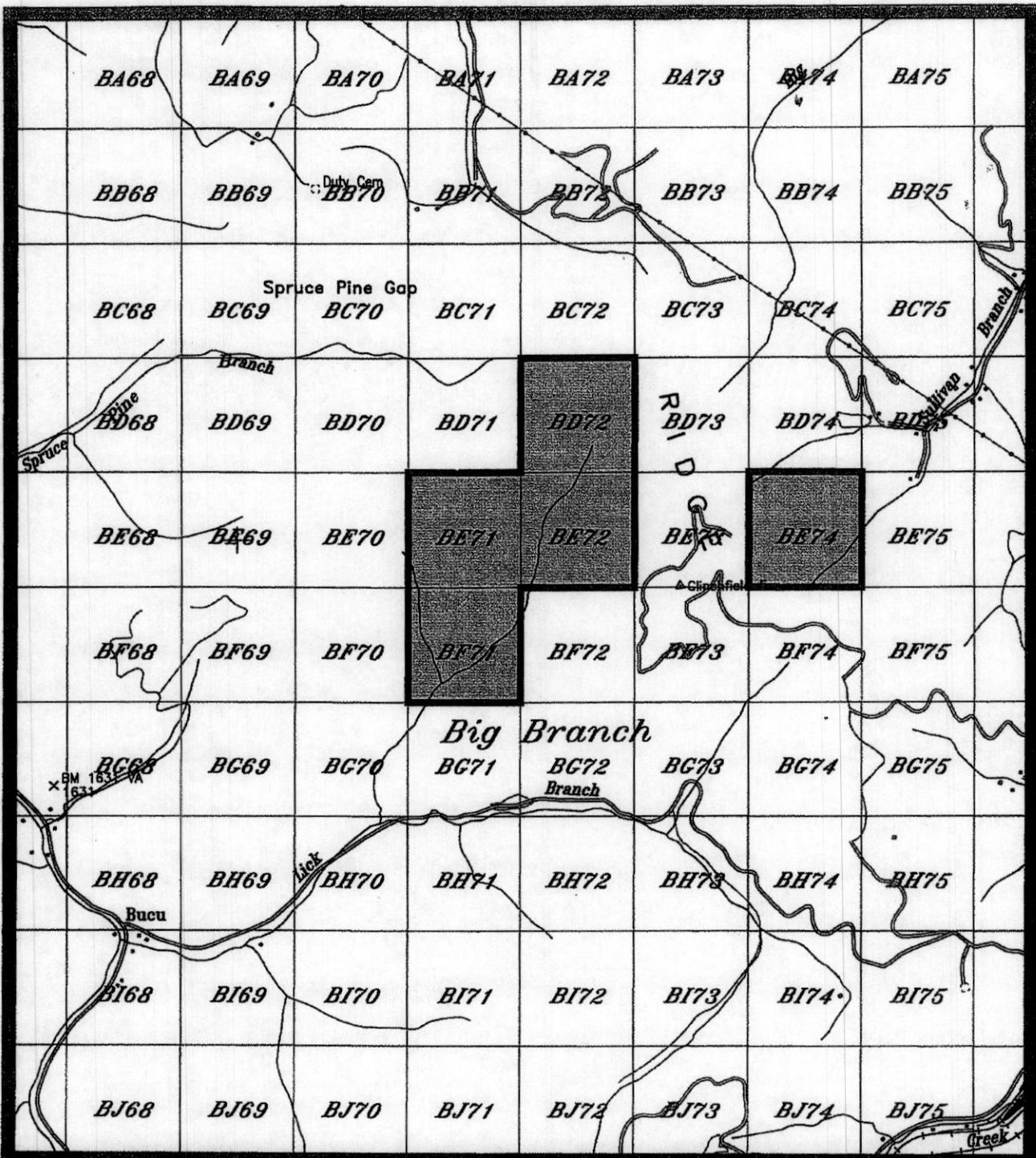


EXHIBIT A
Big Branch
INCREASED DENSITY DRILLING, NORA FIELD

SCALE: 1" = 2000'

Date: April 3, 2009



EXHIBIT "B"
Increased Density
Big Branch

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

WBRD LLC
John Mooney
PO Box 2827
Huntington, WV 25727

ACIN LLC
John Mooney
PO Box 2827
Huntington, WV 25727

Estate of Emily P. Baker
William G. Baker, Executor
21410 SE Highway 224
Damascus, OR 97089-7825

Edwin Legard
64 Canoe Hill road
New Canaan, CT 06840-3701

Elizabeth A. Cox
146 Fern Street
Hartford, CT 06105-2245

Charles Bartlett, Jr
432 E Main Street
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Bonnie Sedler
Peter Sedler
7771 St Andrews Road
Lake Worth, FL

Edwin G. Bowman
Janice Bowman
#40 24th Street
Bristol, TN 37620

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Increased Density
Big Branch

Mable A. Taylor
Phillip Taylor
3090 Patch Drive
Blooming Hills, MI 48304

Elmer L. Bowman
Olga Bowman
4501 E Route 40
Lewisburg, OH 45338

Eugene W. Bowman
Jean O. Bowman
1196 Evansdale
Newark, OH 43055

Zinna L. Combs
James Combs
1125 Sharon Avenue
Ketterling, OH 45429

Roy Sutherland
P.O. Box 1502
Libby, MT 59923

Alice Hunt
980 N. Granite Reef Road
Apartment #352
Scottsdale, AZ 85257

Richard Quesenberry
Leola Quesenberry
1520 N 16 Avenue
Pasco, WA 99301

Maynard Quesenberry
Jeannie Quesenberry
P.O. Box 586
Avalon, CA 90704

Bob Quesenberry
Dorothy Quesenberry
Route 85, Box 4058
Livingston, MT 59047

Betty Moore
Buddy Moore
Route 2, Box 177-E
Toccoa, GA 30577

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Georgia Eden
P.O. Box 203
Livingston, MT 59047

Iris Zeuschner
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120 North D. Street
Livingston, MT 59047

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Earl Sharon
Marilyn Sharon
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Michael Kinnick
Gail kinnick
12 Hatfield Avenue
Sidney, NY 13838

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Oakland, CA 94603

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Margaret Spangler
3307 S.E. 2nd Avenue
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2215 N.E. 112th Avenue
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Rita Nickel
Richard Nickel
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Washougal, WA 98671

Francis McPherson
Dexter McPherson
P.O. Box 557
Carson, WA 98610

Richard Edwards
Roma Edwards
Route 1, Box 293
Haysi, VA 24256-9746

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Billy Branham
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Haysi, VA 24256

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Mary Sue Sutherland
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Betty Sutherland
P.O. Box J
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Emma O'Quinn
Jim O'Quinn
P.O. Box D
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Margaret Sutherland
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Ethel Sutherland
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Jerry Sutherland
Mary Sutherland
588 Sams Way
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Donald Farmer
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Abingdon, VA 24073

Richard Wright
2777 East Sunset Road
Las Vegas, NV 89120

Unknown Heirs of Henry Sutherland

BEFORE THE VIRGINIA GAS AND OIL BOARD

Applicant: EQT 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-
be drilled and an order providing additional well permits)



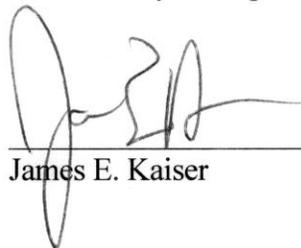
AFFIDAVIT OF MAILING
(CERTIFICATE OF SERVICE)

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 EQT Production Company ("EQT") and makes this affidavit on behalf of EQT.
- (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 15th day of May, 2009, 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 9th day of June, 2009.


Susan Peters, Notary

My commission expires: October 24, 2012.

Certificate of Publication



I, Jenay Tate, Publisher of The Coalfield Progress, a newspaper published twice a week on Tuesdays and Fridays in the City of Norton, in Wise County, State of Virginia, do hereby certify that the order of publication, copy of which is hereby attached, of

Notice of Hearing
Plaintiff

vs.

.....
Defendant

was published for *1* issues weeks,

beginning *5-19-09* ending *5-19-09*..

Publishers fee, \$ *78⁰⁰*

Jenay Tate
Publisher

NOTICE OF HEARING
BEFORE THE
DEPARTMENT
OF MINES, MINERALS &
ENERGY DIVISION OF GAS
AND OIL

Docket Number
VG0B-89-0126-0009-52
Unit Numbers: BD-72
(VC-2596),
BE-71 (VC-2587), BE-72 (VC-
2012), BE-74 (VC-2277); BF-
71 (VC-2392).

To: All persons, their known and unknown heirs, executors, administrators, devisees, assigns and successors, owning an interest in the gas, oil, coal or minerals underlying the following Unit Numbers: BD-72 (VC-2596), BE-71 (VC-2587), BE-72 (VC-2012), BE-74 (VC-2277); BF-71 (VC-2392): situated on/or near a spur East of Long Ridge, 1050 feet Northwest of Sullivan Branch, 2350 feet Southwest of Virginia Route 688, 7910 feet Southwest of the intersection of Virginia State Routes 688 and 602, and 8250 feet Northwest of Duty in the Ervinton District of Dickenson County, Virginia.

NOTICE IS HEREBY GIVEN that Equitable Production Company, 1710 Pennsylvania Ave., Charleston, West Virginia, 25302, is requesting that the Virginia Gas and Oil Board (hereinafter "Board") modify the Nora Coalbed Methane Field Rule to allow for an additional well to be drilled in Units BD-72 (VC-2596), BE-71 (VC-2587), BE-72 (VC-2012), BE-74 (VC-2277); BF-71 (VC-2392), all containing approximately 58.77 acres, located in the above-referenced area.

NOTICE IS FURTHER GIVEN that this cause has been set for hearing and the taking of evidence before the Board at 9:00 a.m. on June 16, 2009 at the Conference Center at the Russell County Office Facility, Lebanon, Virginia.

All interested persons may attend this hearing, with or without an attorney, and offer evidence or state any comments you have. For further information, contact the Virginia Gas and Oil Board, State Gas and Oil Inspector, Department of Mines, Minerals and Energy, Division of Gas and Oil, P.O. Box 159, Lebanon, Virginia, 24266, (276) 415-9650 or the Applicant at the address shown above.

Tracking

EXHIBIT "B"
Increased Density
Big Branch

Range Resources-Pine Mountain, Inc.
ATTN: Jerry Grantham *8328 7887 / 5-19-09*
P.O. Box 2136
Abingdon, VA. 24212

Mr. Steve Smith
Vice President of VA/KY Engineering
Alpha Land & Reserves, LLC *8328 7894 / 5-19-09*
and Maxxim Shared Services, LLC
5703 Crutchfield Drive
Norton, VA 24273

WBRD LLC
John Mooney *8328 7900 / 5-26-09*
PO Box 2827
Huntington, WV 25727

ACIN LLC
John Mooney *8328 7917 / 5-26-09*
PO Box 2827
Huntington, WV 25727

Estate of Emily P. Baker
William G. Baker, Executor *8328 7924 / 5-26-09*
21410 SE Highway 224
Damascus, OR 97089-7825

Edwin Legard *8328 7931 / 5-21-09*
64 Canoe Hill road
New Canaan, CT 06840-3701

Elizabeth A. Cox *8328 7948 / 5-26-09*
146 Fern Street
Hartford, CT 06105-2245

Charles Bartlett, Jr *8328 7953 / 5-22-09*
432 E Main Street
Abingdon, VA

Bonnie Sedler *8328 7962 / 5-29-09 / Unclaimed*
Peter Sedler
7771 St Andrews Road
Lake Worth, FL

Edwin G. Bowman
Janice Bowman *8328 7979 / 5-19-09*
#40 24th Street
Bristol, TN 37620

EXHIBIT "B"
Increased Density
Big Branch

Mable A. Taylor
Phillip Taylor 8328 7986 / 5-20-09
3090 Patch Drive
Blooming Hills, MI 48304

Elmer L. Bowman
Olga Bowman 8328 7993 / 5-21-09
4501 E Route 40
Lewisburg, OH 45338

Eugene W. Bowman
Jean O. Bowman 8328 8006 / 5-22-09 / Undated
1196 Evansdale
Newark, OH 43055

Zinna L. Combs
James Combs 8328 8013 / 6-1-09
1125 Sharon Avenue
Ketterling, OH 45429

Roy Sutherland
P.O. Box 1502 8328 8020 / 6-2-09 / Undated
Libby, MT 59923

Alice Hunt
980 N. Granite Reef Road 8328 8037 / 6-2-09 / Undated
Apartment #352
Scottsdale, AZ 85257

Richard Quesenberry
Leola Quesenberry 8328 8044 / 6-1-09
1520 N 16 Avenue
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Maynard Quesenberry
Jeannie Quesenberry 8328 8057 / 5-22-09
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Bob Quesenberry
Dorothy Quesenberry 8328 8068 / 5-21-09
Route 85, Box 4058
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Betty Moore
Buddy Moore 8328 8075 / 5-22-09
Route 2, Box 177-E
Toccoa, GA 30577

EXHIBIT "B"
Increased Density
Big Branch

Georgia Eden *83288082/5-29-09/Unclaimed*
P.O. Box 203
Livingston, MT 59047

Iris Zeuschner *83288099/6-5-09/Unclaimed*
Richard Zeuschner
120 North D. Street
Livingston, MT 59047

David Pfohl *83288105/6-1-09*
Robin Pfohl
Route 38, Box 2056-A
Livingston, MT 59047

Earl Sharon
Marilyn Sharon
P.O. Box 684
Conner, MT 59827

Michael Kinnick
Gail Kinnick
12 Hatfield Avenue
Sidney, NY 13838

Charlene Kinnick *83288136/6-2-09/Unclaimed*
2207 86th Avenue, Apt F
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Harold Spangler
Margaret Spangler *83288143/5-22-09*
3307 S.E. 2nd Avenue
Camas, WA 98607

Thomas B. Nolan
18316 N.E. 4th Plain road
Vancouver, WA 98682

Margaret Nolan Chadwick *83288167/5-29-09/Unclaimed*
3105 Bridge Street, Apt. B
Vancouver, WA 98661

Connie Alfred *83288174/6-2-09/Unclaimed*
Doug Alfred
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Vancouver, WA 98662

Gary Nolan
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Vancouver, WA 98682

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Carla Berry
Keith Berry 83288898/5-26-09
2215 N.E. 112th Avenue
Vancouver, WA 98684

Rita Nickel
Richard Nickel 83288204/5-22-09
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Francis McPherson
Dexter McPherson 83288211/5-29-09/Unclaimed
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Richard Edwards
Roma Edwards 83288228/6-2-09
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Ruth Rakes
P.O. Box 411 8328 8235/5-28-09
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Minnie Stanley 83288259/5-21-09
7587 Gerwig Court
Westerville, OH 43081

Frank Stanley
Linda Stanley 83288266/5-29-09/Unclaimed
125 Big Ben Court
Franklin, TN 37064

Imogene Williams
James Williams 83288273/5-21-09
241 N. U.U Highway 1
Ormond Beach, FL 32174

Christene Harrison
Johnny Harrison 83288280/5-20-09
Route 1, Box 239
Haysi, VA 24256

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Louise Underwood 83288297/5-29-09/ Unclaimed
344 Quinn Avenue
Galena, OH 43021

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Eileen Branham 83288310/5-19-09
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Adron Counts 83288341/5-22-09
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Betty Younce 83288365/5-19-09
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Betty Sykes
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14442 S.E. 30th Terrace
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83288396/5-19-09

Shelia branham
Billy Branham
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83288402/5-20-09/Unclaimed

James Sutherland
Mary Sue Sutherland
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83288419/5-20-09/Unclaimed

Robert Sutherland
Betty Sutherland
P.O. Box J
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83288426/5-19-09

Emma O'Quinn
Jim O'Quinn
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83288433/5-19-09

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Narrows, VA 24124

83288457/5-20-09

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Kerry Sutherland
Bertha Sutherland
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83288471/5-22-09

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83288488/5-29-09/Unclaimed

Kate Joyce Sutherland
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Barbara Sutherland 83288501/5-20-09
P.O. Box 817
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Charlene Sutherland 83288578/5-20-09/Unclaimed
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Brenda lee Sutherland 83288525/5-20-09/Unclaimed
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Larry Sutherland 83288532/5-20-09/Unclaimed
Margaret Sutherland
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Kingsport, TN 37664

Harry Sutherland
Ethel Sutherland 83288549/5-22-09
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Royal Oak, MI 48073

Jerry Sutherland
Mary Sutherland 83288536/5-18-09
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Abingdon, VA 24210

Paula King
Billy King 83288563/5-21-09
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Donald Farmer
Nadine Farmer 83288570/5-20-09/Unclaimed
Route 3, Box 97
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Abingdon, VA 24073

Richard Wright 83288587/5-29-09/Unclaimed
2777 East Sunset Road
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Unknown Heirs of Henry Sutherland

NOTICE OF HEARING BEFORE THE DEPARTMENT OF MINES, MINERALS &
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Docket Number VGOB-89-0126-0009-52

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All interested persons may attend this hearing, with or without an attorney, and offer evidence or state any comments you have. For further information, contact the Virginia Gas and Oil Board, State Gas and Oil Inspector, Department of Mines, Minerals and Energy, Division of Gas and Oil, P.O. Box 159, Lebanon, Virginia, 24266, (276) 415-9650 or the Applicant at the address shown above.

BEFORE THE VIRGINIA GAS AND OIL BOARD

**APPLICANT: Equitable Production Company DIVISION OF GAS AND OIL
DOCKET NO. 89-0126-0009-52**

**RELIEF SOUGHT: MODIFICATION OF
NORA COALBED GAS FIELD**

AFFECTED UNITS: Multiple (See Attached Exhibit A)

NOTICE OF HEARING

HEARING DATE: June 16, 2009
**PLACE: Conference Center at the Russell County Office Facility
Lebanon, 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.