

VIRGINIA:

BEFORE THE VIRGINIA GAS AND OIL BOARD

SUPPLEMENTAL ORDER REGARDING
ELECTIONS, UNIT: V-2525
(herein "Subject Drilling Unit")

DOCKET NUMBER VGOB-93/02/16-0335

REPORT OF BOARD

FINDINGS AND ORDER

1. This Supplemental Order is entered by the Board sua sponte in the form authorized by the Board at its hearing held at 9:00 a.m. on October 20, 1992, Board of Supervisors Room, Courthouse, Grundy, Virginia, and pursuant to authority granted to the Board's Chairman at the hearing of the Virginia Gas and Oil Board on June 16, 1992 at 9:00 a.m. at the Rhododendron Restaurant at the Breaks Interstate Park, Breaks, Virginia; and this Supplemental Order is being recorded for the purpose of (1) complying with the requirements of § 7.c of the Virginia Gas and Oil Board Regulations, VR 480-05-22.2 by supplementing the Order previously issued by the Board for the subject Docket on March 24, 1993 and recorded in Deed Book 749, Page 007 in the Office of the Clerk of Circuit Court, Wise County, Virginia on March 25, 1993 (herein "Board Order") to complete the record regarding elections. The Board Order pooled all interests in Subject Drilling Unit including those of the Respondents more particularly set forth and identified by the Designated Operator in the affidavits attached hereto and made a part hereof. The Board finds it has jurisdiction over the subject matter pursuant to the provisions of the Virginia Gas and Oil Act, § 45.1-361.1 et seq., Virginia Code, 1950 as amended.

2. Findings: The Board finds that:

(a) The Board Order directed Equitable Resources Exploration, (herein the "Designated Operator"), to mail copies of the Board Order to all Respondents whose interests, if any, were pooled by said Board Order;

(b) The Designated Operator filed its affidavit of mailing dated April 1, 1993 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;

(c) The Board Order required each Respondent whose interests, if any, were pooled by the terms of said Board Order to make his or her election within thirty (30) days after the date of mailing or recording, as applicable, of said Order; the Designated Operator has filed its affidavit dated May 19, 1993 in accordance with 7.c of the Virginia Gas and Oil Board Regulations and VR 480-05-22.2 (herein "Affidavit of Election"), wherein it has, for each Respondent whose interests, if any, were pooled by said Board Order, stated: (i) whether each Respondent has made or failed to make a timely election; (ii) the nature of the election made, if any; (iii) whether, by reason of a failure to elect or to timely elect one or more

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 Designated Operator;

(d) The Board Order further required the Designated Operator, after expiration of the election period, to file with the Board a statement of the interests subject to escrow under the terms and provisions of the Board Order, in light of the elections made or deemed to have been made (herein "Statement of Interests"); that the Designated Operator furnished said Statement of Interests as part of its Affidavit of Election. A copy of which is attached hereto.

(e) Current Board standards requiring the escrow of funds and the Board's agreement with its Escrow Agent, Tazewell National Bank, P. O. Box 909, Tazewell, Virginia 24651, or any successor named by the Board, require the entry of a Supplemental Order establishing of record the elections made or deemed to have been made and specifying the sums or percentage thereof subject to escrow.

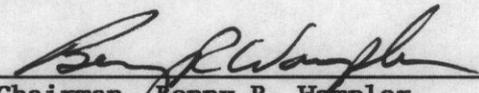
3. Order: By this Order, the Board orders the Designated Operator to tender, consistent with and in accordance with the findings set forth at paragraph 2. above and the annexed Affidavits, any funds subject to escrow and instructs the Escrow Agent, Tazewell National Bank, P. O. Box 909, Tazewell, Virginia 24651, 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 said Affidavits to receive such funds and account to the Board therefore.

4. Mailing of Order and Filing of Affidavit: The Designated Operator under the captioned order or its Attorney 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 within seven (7) days from the date of receipt of this Order to each person whose interest or claim is subject to escrow and whose address is known.

5. Conclusion: Therefore, the findings and all terms and provisions set forth above be and hereby are granted and IT IS SO ORDERED.

6. Effective Date: This Order shall be effective on the date of its execution.

DONE AND EXECUTED this 22nd day of July, 1993, by a majority of the Virginia Gas and Oil Board.


Chairman, Benny R. Wampler

STATE OF VIRGINIA)
COUNTY OF WISE)

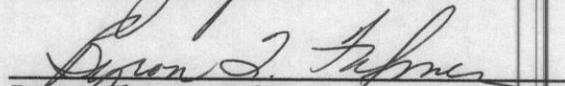
Acknowledged on this 22nd day of July, 1993, personally before me a notary public in and for the Commonwealth of Virginia, appeared Benny Wampler, being duly sworn did depose and say that he is Chairman of the Virginia Gas and Oil Board, that he executed the same and was authorized to do so.



Susan G. Garrett
Notary Public

My commission expires 7/31/94

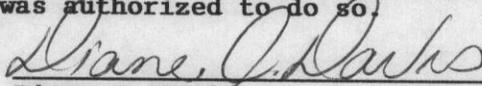
DONE AND PERFORMED this 30th day of July 1993 by Order of this Board.



Byron Thomas Fulmer
Principal Executive to the Staff
Virginia Gas and Oil Board

STATE OF VIRGINIA
COUNTY OF WASHINGTON

Acknowledged on this 30th day of July, 1993, personally before me a notary public in and for the Commonwealth of Virginia, appeared Byron Thomas Fulmer, being duly sworn did depose and say that he is Principal Executive to the staff of the Virginia Gas and Oil Board, that he executed the same and was authorized to do so.



Diane J. Davis
Notary Public

My commission expires 9/30/97

VIRGINIA:

BEFORE THE VIRGINIA GAS AND OIL BOARD

IN RE:

Application of Equitable Resources Exploration for Forced Pooling of Interests in Unit Number V-2525, VGOB Docket No. VGOB-93-0216-0335 in the Gladeville Magisterial District of Wise County, Virginia

AFFIDAVIT OF HUNTER, SMITH & DAVIS, Attorneys-at-Law, Agents for the Designated Operator REGARDING ELECTIONS, ESCROW ACCOUNTS AND SUPPLEMENTAL ORDER

James E. Kaiser (herein Affiant), being first duly sworn on oath, deposes and says:

1. That the Affiant is a partner in the law firm of Hunter, Smith & Davis, the Agent for the Designated Operator, with offices located at 1212 North Eastman Road, Kingsport, Tennessee 37664, and is authorized to give this Affidavit in its behalf;
2. That the Order entered on March 24, 1993, by the Virginia Gas and Oil Board regarding the captioned conventional Unit required the Applicant to mail a true and correct copy of said Order to each person pooled by said Order;
3. That within seven (7) days of the receipt of an executed copy of the Order referred to at Paragraph 2. above, the Affiant was directed to cause 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 captioned matter;
4. That the Order of the Virginia Gas and Oil 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 said Order was recorded in the county above named; that said Order was recorded on March 25, 1993;
5. That the Designated Operator, by and through their agent, HUNTER, SMITH & DAVIS, Attorneys-at-Law, have established procedures to review all mail received and all written documents received by means other than by mail to ascertain whether parties whose interest 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 Subject Unit; that the following persons

delivered, by mail or otherwise, written elections to the Unit Operator, within the thirty day election period:

Name	Election	Date
1) Phyllis & Evins Goodwin	Cash Consideration	4-22-93

6. That the interest and/or claims of the following persons (who made timely elections, or who are deemed under the terms of the Board's Order to have leased, or who, subsequent to the pooling hearing held in the captioned matter, have leased or otherwise entered into an agreement with the Designated Operator) are subject to escrow under the Board's Order pooling the captioned Unit, Board Regulations and the Code of Virginia; that opposite the name of each person named as a Respondent listed below is set forth:

1) Michael & Sheila Robinette
 deemed to have leased (unlocatable)
 \$22.01 bonus cash consideration (\$5.00 per net mineral acre)
 .0044 royalty interest (12.5% X 3.52%)

7. 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 with regard to their interest and/or claims which are not subject to escrow:

None.

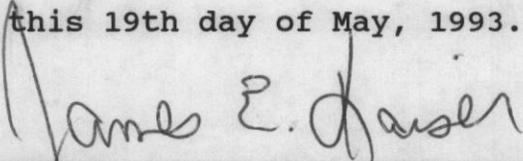
8. That the following persons have not made a timely election and have failed to enter into an agreement with the Designated Operator and their respective interests shall be deemed to have leased pursuant to and in accordance with paragraphs 3 and 2(c) of the Order.

- 1) Donna & William Taylor
- 2) Marty & Brenda Wiles
- 3) Roy & Betty Wiles
- 4) Clayton & Loretta Wiles
- 5) Paula & Billy Gibson
- 6) Lana & Emmett Low
- 7) Pamela & Joseph Bowman
- 8) Carmella Wiles
- 9) Cheryl Robinette
- 10) Ronnie Robinette
- 11) Patricia & Larry Ramey
- 12) Jeffrey Robinette
- 13) Michael & Nina Robinette
- 14) Warren & Carol Robientte

- 15) Betty & Michael Zieman
- 16) Cecil & Charlene Robinette

9. That pursuant to the provision of VR 480-05-22.27.C and VR 480-05-22.2.8, annexed hereto and incorporated herein is a proposed supplemental order to be entered to complete the record regarding elections; that said annexed supplemental order sets forth and identifies the conflicting claims and/or interest which require escrow of funds pursuant to the terms of §§ 45.1-361.21.D, 45.1-361.22.A.3 and 4.

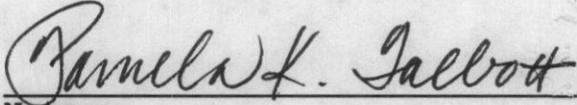
Dated at Kingsport, Tennessee, this 19th day of May, 1993.



Affiant

Taken, subscribed and sworn to before me by James E. Kaiser, the Agent of Equitable Resources Exploration, a corporation, on behalf of the corporation, this 19th day of May, 1993.

My commission expires: March 12, 1996



Notary

[regulat\erex\election\february\v-2525.so.aff]

<u>LESSOR</u>	<u>LEASE STATUS</u>	<u>INTEREST WITHIN UNIT</u>	<u>GROSS ACREAGE IN UNIT</u>	<u>NET REVENUE INTERESTS</u>
<u>TRACT 1</u>				
<u>Heirs of P.H. Robinette</u>				
Donna Wiles Taylor William Taylor Route #1, Box 776 Norton, Virginia 24273	Unleased	1.955	2.456875	.0024438
Monty L. Wiles Brenda Wiles Coleman Falls, VA 24536	Unleased	1.955	2.456875	.0024438
Roy Elmo Wiles Betty Wiles 1118 Park Avenue Norton, VA 24273	Unleased	1.955	2.456875	.0024438
Clayton R. Wiles Loretta Wiles Route #1, Box 776 Norton, VA 24273	Unleased	1.955	2.456875	.0024438
Paula S. Owens Gibson Billy Gibson Route #1, Box 776 Norton, VA 24273	Unleased	1.955	2.456875	.0024437
Lana W. Low Emmett Low P.O. Box 2827 Wise, VA 24293	Unleased	1.955	2.456875	.0024437
Pamela W. Bowman Joseph Bowman P.O. Box 456 Wise, VA 24293	Unleased	1.955	2.456875	.0024437
Carmella D. Wiles 15 Trumbo Street Charleston, SC 29401	Unleased	1.955	2.456875	.0024437
Margaret Robinette P.O. Box 36 Big Rock, VA 24603	Lsd-EREX (1/3rd Dower Interest) 244400L-03	Dower	Dower	Dower

EXHIBIT "B"

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<u>LESSOR</u>	<u>LEASE STATUS</u>	<u>INTEREST WITHIN UNIT</u>	<u>GROSS ACREAGE IN UNIT</u>	<u>NET REVENUE INTERESTS</u>
Jennifer E. Collins George Collins Willow Woods E56 222 Allen Avenue Radford, VA 24141	Lsd-EREX 244400L-01	1.564	1.9655	.001955
Cheryl Robinette P.O. Box 36 Big Rock, VA 24603	Unleased	1.564	1.9655	.001955
Ronnie Robinette P.O. Box 36 Big Rock, VA 24603	Unleased	1.564	1.9655	.001955
Patricia Ramey Larry V. Ramey P.O. Box 468 Van Zandt, VA 24656	Unleased	1.564	1.9655	.001955
Jeffrey B. Robinette 315 Eissman Road, Apt. 49 Leesville, LA 71446	Unleased	1.564	1.9655	.001955
Michael Robinette Nina Robinette 14 Rowan Havelock, NC 28532	Unleased	1.564	1.9655	.001955
Warren S. Robinette, Jr. Carol Robinette 6601 Cougar Ct. Waldorf, Maryland 20603	Unleased	1.564	1.9655	.001955
Phyllis Goodwin Evins Goodwin P.O. Box 1239 Gloverster, VA 23061	Unleased	1.564	1.9655	.001955
Betty Zieman Michael Zieman 2562 Ridgecrest Ave. Orange Park, FL 32065	Unleased	1.564	1.9655	.001955

EXHIBIT "B"
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<u>LESSOR</u>	<u>LEASE STATUS</u>	<u>INTEREST WITHIN UNIT</u>	<u>GROSS ACREAGE IN UNIT</u>	<u>NET REVENUE INTERESTS</u>
Shirley Manley P.O. Box 7734 Roanoke, VA 24019	Lsd-EREX 244400L-02	1.564	1.9655	.001955
Equitable Resources Exploration				.2737
Tract 1 Totals		31.28	4.42	31.28%
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TRACT 2				
Michael C. Robinette Sheila H. Robinette P.O. Box 2304 Wise, VA 24293	Unleased	3.52	4.42	.0044
Equitable Resources Exploration				.0308
Tract 2 Totals		3.52	4.42	3.52%
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TRACT 3				
Cecil D. Robinette Charlene Robinette Route #1, Box 772 Norton, VA 24273	Unleased	4.17	5.24	.0052125
Equitable Resources Exploration				.0364875
Tract 3 Totals		4.17	5.24	4.17%
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TRACT 4				
Robert Allen Bevins Ann Bevins Route #1, Box 156 Wise, VA 24293	Lsd-EREX Lse. No. 223152	18.003334	22.623334	.0225042

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<u>LESSOR</u>	<u>LEASE STATUS</u>	<u>INTEREST WITHIN UNIT</u>	<u>GROSS ACREAGE IN UNIT</u>	<u>NET REVENUE INTERESTS</u>
William R. Bevins Sarah Frances Bevins Route #1, Box 156 Wise, VA 24293	Lsd-EREX Lse. No. 223152	18.003333	22.623333	.0225042
Home Federal Bank, FSB, Successor Trustee P.O. Box 1557 Johnson City, TN 37605	Lsd-EREX Lse. No. 223152	18.003333	22.623333	.0225041
Equitable Resources Exploration				.4725875
Tract 4 Totals		54.01	67.87	54.01%
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TRACT 5				
David Tussing Betty Tussing R.R. #1, Box 774 Norton, VA 24273	Lsd-EREX Lse. No. 244383L-01	.91	1.14	.0011375
Equitable Resources Exploration				.0079625
Tract 5 Totals		.91	1.14	.91%
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TRACT 6				
David Tussing Betty Tussing R.R. #1, Box 774 Norton, VA 24273	Lsd-EREX 244383L-01	.47	.59	.0005875
Equitable Resources Exploration				.0041125
Tract 6 Totals		.47	.59	.47%

<u>LESSOR</u>	<u>LEASE STATUS</u>	<u>INTEREST WITHIN UNIT</u>	<u>GROSS ACREAGE IN UNIT</u>	<u>NET REVENUE INTERESTS</u>
TRACT 7 Greater Wise, Inc. Attn: James A. Thomas, President P.O. Box 668 Norton, VA 24273	Lsd-EREX Lse. No. 223095	4.19	5.27	.0052375
Equitable Resources Exploration				.0366625
Tract 7 Totals		4.19	5.27	4.19%
TRACT 8 Greater Wise, Inc. Attn: James A. Thomas, President P.O. Box 668 Norton, VA 24273	Lsd-EREX Lse. No. 223095	1.45	1.82	.0018125
Equitable Resources Exploration				.0126875
Tract 8 Totals		1.45	1.82	1.45%
TOTALS		100.00	125.66	100%

VIRGINIA: In the Clerk's Office of Wise Circuit Court July 30 1993.
 This deed was presented and upon the annexed Certificate of acknowledgement admitted to
 record at 25357 M. The tax imposed by 58.54 1 of the Code has been paid in the
 amount of \$ Recorded in Deed Book 757 and Page 373.
 Attest: C. Gary Rakes, Clerk Terry Shaw Deputy Clerk