

TAX MAP IDENTIFICATION NUMBERS FOR ALL PARCELS AFFECTED BY THIS ORDER ARE SHOWN ON EXHIBIT(S) B-1; WHICH IS / ARE ATTACHED TO AND A PART OF THIS ORDER

Instrument prepared by:

VIRGINIA GAS AND OIL BOARD

Order recorded under:

CODE OF VIRGINIA
§ 45.1-361.26

VIRGINIA: BEFORE THE GAS AND OIL BOARD

APPLICANTS:

Equitable Production Company (now EQT) on behalf of Shane Christopher Hancock, previously and Unknown / Unlocatable with acreage ownership in a portion of Tract 2.

DOCKET NO.

97-1021-0612-01

RELIEF SOUGHT:

Issuance: A Supplemental Order for Disbursement of Escrowed Funds
Action: Amending Prior Orders Affecting Drilling VAD-3738, (coalbed methane portion of a dual completion well) and a portion of Tract 2
(Referenced herein as "the Subject Drilling Unit")

Location: Wise County, Virginia

Action Details:

- (1) To provide a calculation of funds, Unit Operator has deposited into the Escrow Account for Drilling Unit VAD-3738 (a dual completion well) by Tract Subaccounts;
- (2) To provide each applicant, in simple terms, a complete month over month Royalty Accounting of unit production, costs, taxes and proceeds, depicting variables used in the calculation of royalty payments to the unit escrow account.
- (3) To disburse unit funds to the Applicants, in accordance with their Unit Ownership

REPORT OF THE BOARD

FINDINGS AND ORDER

1. **Hearing Date and Place:** This matter came on for final hearing before the Virginia Gas and Oil Board (herein "Board") at 9:00 a.m. on January 17, 2006 at the Southwest Virginia Higher Education Center, Abingdon, VA.
2. **Appearances:** James E. Kaiser esq, Wilhoit and Kaiser appeared for the Unit Operator; and Sharon M.B. Pigeon, Senior Assistant Attorney General, was present to advise the Board.
3. **Jurisdiction and Notice:** Pursuant to Va. Code §§ 45.1-361.1 *et seq.*, and in particular Va. Code §§ 45.1-361.21 and 45.1-361.22, the Board finds that it has jurisdiction over the establishment and maintenance of an escrow account, with tract sub accounts, for each of the coalbed methane gas drilling units established by the Board through its field rules that are subject to a Board pooling order. Further, the Unit Operator is required to deposit, as applicable, those funds specified in Va. Code § 45.1-361.21.D., 45.1-361.22.A.2, 45.1-361.22.A.3 and 45.1-361.22.A.4 into the applicable escrow tract sub accounts. The Board finds that: (1) while it **does not** have jurisdiction to resolve conflicting claims to the ownership of the Coalbed Methane Gas produced by the Unit Operator from wells located on Subject Drilling Unit, and (2) while it **does not** have jurisdiction to interpret agreements by and between the Gas owners/claimants and/or the Unit Operators or to abridge or contravene the provisions of such agreements, (3) pursuant to Va. Code § 45.1-361.22.A.5, **the Board does have jurisdiction and authority to disburse funds from the Escrow Account** provided the Board has been provided with a final decision of a court of competent jurisdiction adjudicating the ownership of coalbed methane gas as between the conflicting claimants or an agreement among all claimants owning conflicting estates in the tracts in question or any undivided interest therein.

4. **Prior Proceeding**

- 4.1. On October 21, 1997 the Board executed its order pooling interests in the Subject Drilling Unit for the production of occluded natural gas produced from coalbeds and rock strata associated therewith (herein "Gas") in accordance with the provisions of Va. Code SS 45.1-361.21 and 45.1-361.22 (herein "Pooling Order"). The Pooling Order was filed with the Clerk of the Circuit Court of Buchanan County on December 2, 1997, Instrument 970004888 Page 000015 to 000037. The Board executed its Supplemental Order Regarding Elections that was filed with the Clerk of the Circuit Court of Buchanan County on April 30, 1998, Instrument 980002168 Page 000062 to 000092.
- 4.2. To the extent claims to the Gas were in conflict, pursuant to Va. Code S 45.1-361-22 payments attributable to said conflicting claims were ordered deposited by the Unit Operator into the escrow account established by the Pooling Orders (herein "Escrow Account"). According to the Pooling Orders and testimony, there are at least sixty five Unknown / Unlocatable Heirs of the M.V. Jessee and Lucy H. Jessee Heirs in the Subject Drilling Unit.
- 4.3. The Unit Operator's Miscellaneous Petition regarding a portion of Tract 2 a copy of which is attached to and made a part hereof, states under oath that Shane Christopher Hancock, was originally listed as an Unknown and Unlocatable Heir of the Gary Ray Hancock Heirs and subsequent to the Supplemental Order of April 30, 1998, contacted and came forward to the operator..
- 4.4. The Unit Operator gave notice to Shane Christopher Handcock and the applicants that the Board would consider its disbursement authorization at its hearing on January 17, 2006 and consider whether to: (1) amend the Pooling Order to provide for the disbursement a portion of funds on deposit in the Escrow Account attributable to a portion of Tract 2 identified in the attached miscellaneous petition (2) delete the requirement that the Unit Operator place future royalties attributable to a portion of said Tract 2 relative to the interests of Applicants identified in the miscellaneous petition in the Escrow Account, and (3) continue the escrow account under this docket number because there are other parties under this order subject to continued payments in the escrow.
- 4.5. The Unit Operator filed the attached accounting for Subject Drilling Unit's Escrow Account with the Board ("Accounting").

5. **Findings:**

5.1. Va. Code 45.1-361.22.5 provides:

The Board shall order payment of principal and accrued interests, less escrow account fees, from the escrow account to conflicting claimants within thirty days of receipt of notification of (i) a final decision of a court of competent jurisdiction adjudicating the ownership of coalbed methane gas as between them or (ii) an agreement among all claimants owning conflicting estates in the tracts in question or any undivided interest therein. The amount to be paid to the conflicting claimants shall be determined based on the percentage of ownership interest of the conflicting claimants as shown in the operator's supplemental filing made part of the pooling order that established the escrow account, the operator's records of deposits attributable to those tracts for which funds are being requested, and the records of the escrow account for the coalbed methane gas drilling unit. The interests of any cotenants who have not entered into an agreement shall remain in the escrow account.

5.2 Applicant has certified and represented to the Board that:

- (1) Shane Christopher Hancock is an owner of the gas acreage estate underlying a portion of VGOB Tract 2 of the Subject Drilling Unit; and dual completion well VAD-3738.

(2) Net interests attributable and to be disbursed to Applicants are shown in Table 1,

VGOB Approved Disbursement
 VGOB-97-1021-0612-01
 VAD-3738 (Coalbed Methane Unit)

		Frac Interest	Acreage Interest Disbursed	Split Agreement	Escrowed Acres Total	% of Escrowed Funds
Table 1						
A portion of Tract 2						
No	Tract	Disbursement Table				
		Totals				
					10.7820	
Previously Unknown / Unlocatable						
		Total Acres for Tract 2				
			12.6400			
1	2	Shane Christopher Hancock / 417 Barking Drive / Smyrna, TN 37167-4879				
		1/602	0.0210	100.0%	0.0210	0.1948%

6. Relief Granted:

For the reasons set forth in Paragraph 4 and 5 above, and based upon the Accounting and Table 1 above, the Escrow Agent is ordered to, within 10 days of receipt of this executed order to disburse funds for the unit and applicants detailed in Table 1 above.

Exhibit E to the Pooling Order, showing owners subject to escrow, is deleted and replaced with the Exhibit E attached to this order. Further, the Supplemental Order filed in this cause is hereby modified to delete the requirement that payments attributable to the conflicting coalbed methane gas ownership interests of those applicants indicated in Table 1 be deposited by the Unit Operator into the Escrow Account, and, because there are other owners subject to escrow under the Supplemental Order, the Escrow Agent is directed to continue the Escrow Account for Subject Drilling Unit. To the extent not specifically granted herein, any other or further relief is denied.

7. Conclusion:

Therefore, the requested relief and all terms and provisions set forth above in Paragraph 6 above be and hereby are granted and **IT IS SO ORDERED.**

8. **Appeals:**

Appeals of this Order are governed by the provisions of Va. Code § 45.1-361.9 which provides that any order or decision of the Board may be appealed to the appropriate circuit court and that whenever a coal owner, coal operator, gas owner, gas operator, or operator of a gas storage field certificated by the State Corporation Commission is a party in such action, the court shall hear such appeal de novo.

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

DONE AND EXECUTED this 31 day of August, 2009 by a majority of the Virginia Gas and Oil Board.

Bradley C. Lambert
Bradley C. Lambert, Chairman

DONE AND PERFORMED this 31st day of August, 2009 by an Order of this Board.

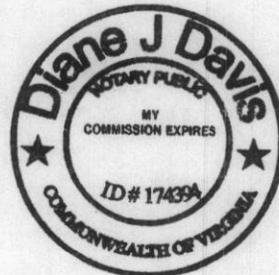
David E. Asbury Jr.
David E. Asbury Jr.,
Principal Executive to the Staff
Virginia Gas and Oil Board

COMMONWEALTH OF VIRGINIA)
COUNTY OF ~~WASHINGTON~~)

Russell Acknowledged on this 31st day of August, 2009, personally before me a notary public in and for the Commonwealth of Virginia, appeared **Bradley C. Lambert**, being duly sworn did depose and say that he is the Chairman of the Virginia Gas and Oil Board and **David E. Asbury Jr.**, 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
Diane J. Davis
Notary Public #174394

My commission expires: 09 / 30 / 2009



VIRGINIA:

BEFORE THE VIRGINIA GAS AND OIL BOARD

APPLICANTS: Equitable Production Company

DOCKET NUMBER: VGOB 97/10/21-0612-01

RELIEF SOUGHT: Supplemental Order for Disbursement of Escrowed Funds on behalf of Shane Christopher Hancock

LEGAL DESCRIPTIONS: Coalbed Methane Drilling Unit Number VAD - 3738 created by Board Order Dated April 15, 1998, VGOB 97/10/21-0612 in the Gladeville District, Wise County, Virginia.

HEARING DATE: January 17, 2006

MISCELLANEOUS PETITION

1. Party: Applicants herein are Equitable Production Company, whose address is 1710 Pennsylvania Avenue, Charleston, West Virginia 25302
2. Facts:
 - a. Equitable was designated as the Operator and Applicants interests were Pooled in the VAD-3738 Unit by Order of the Virginia Gas and Oil Board (hereinafter "Board") executed on April 15, 1998, pursuant to Docket No. VGOB 97/10/21-0612 and recorded in the Circuit Court Clerk's Office of Wise County, Virginia at Instrument No. 980002168 (hereinafter "Order").
 - b. The order and Supplemental Order required the Escrow Agent named and appointed therein to establish an interest-bearing escrow account for funds pertaining to the above-referenced Unit and subject to escrow pursuant to the terms of the Order.
 - c. The Order and Supplemental Order further required the Operator to deposit bonus and royalty payments with the Escrow agent which could not be made because the person(s) entitled hereto could not be made certain due to conflicting claims of ownership.
 - d. Shane Christopher Hancock was an unknown claimant with the above-listed Plaintiffs with regard to Tract 2 (two).
 - e. The amounts deposited with the Escrow Agent regarding the Unit need to be determined and distributed accordingly.
 - f. Any escrow amount, not yet deposited into the escrow account, held by Operator should also be determined, and distributed to Applicants/Plaintiffs herein, accordingly.
 - g. Applicants/Plaintiffs herein do hereby request that the Board enter amended supplemental order for the Unit directing the Escrow Agent and the Operator to disburse to the aforesaid Plaintiff the funds attributable to the previously unknown claimant, held in escrow for the VGOB number as listed above.

Disbursement
Exhibit
Wrong
-0613
Should be
-0612

1. The Applicants certify that the matters set forth in the application, to the best of their knowledge, information, and belief, are true and correct and that the form and content of the Application and conform to the requirements of relevant Board regulations and orders.
2. Legal Authority: Va. Code Ann. §45.1-361.1 et seq., 4 VAC 25-160, and such other regulations and Board orders promulgated pursuant to law.
3. Relief Sought: Applicants request that the Board issue amended supplement order amending all prior orders affecting the Unit which amended supplement order will provide as follows:
 - a. Determining the amount of funds attributable to the Applicants/Plaintiffs herein.
 - b. Directing the Escrow Agent to determine the amount of funds attributable to Applicants/Plaintiffs herein, provide an accounting hereof, and disburse the funds on deposit with the Escrow Agent, including any applicable interest, pertaining to the interest in the Unit shown above for distribution.
 - c. Directing the Operator to determine the amount of funds attributable to the Applicants/Plaintiffs herein, provide an accounting thereof, and disburse the funds in its hands, if any, subject to escrow but not then on deposit with the Escrow Agent, including any applicable interest, at the time of the Supplemental Order requested therein is executed, attributable to the Applicants/Plaintiffs herein for distribution.
 - d. Directing the Operator to disburse the funds, including any applicable interest, and provide an accounting thereof, which it may receive after the date of the execution of the amended supplemental order requested in the Application, if any, attributable to the Applicants/Plaintiff herein, and to discontinue the payment of such funds into Escrow.
 - e. Granting such other relief as is merited by the evidence and is just and equitable whether or not such relief has been specifically requested herein.

Dated this 16th day of April, 2005.

By: _____
Petitioner
Address: _____

200 Broad St.
Suite 202
Kingport, TN 37660

CERTIFICATE

The foregoing application to the best of my knowledge, information and belief is true and correct. Notice was given pursuant to Va. Code Ann. §45.1-361.19.

Petitioner

TOTAL UNIT AREA
= 58.77 ACRES

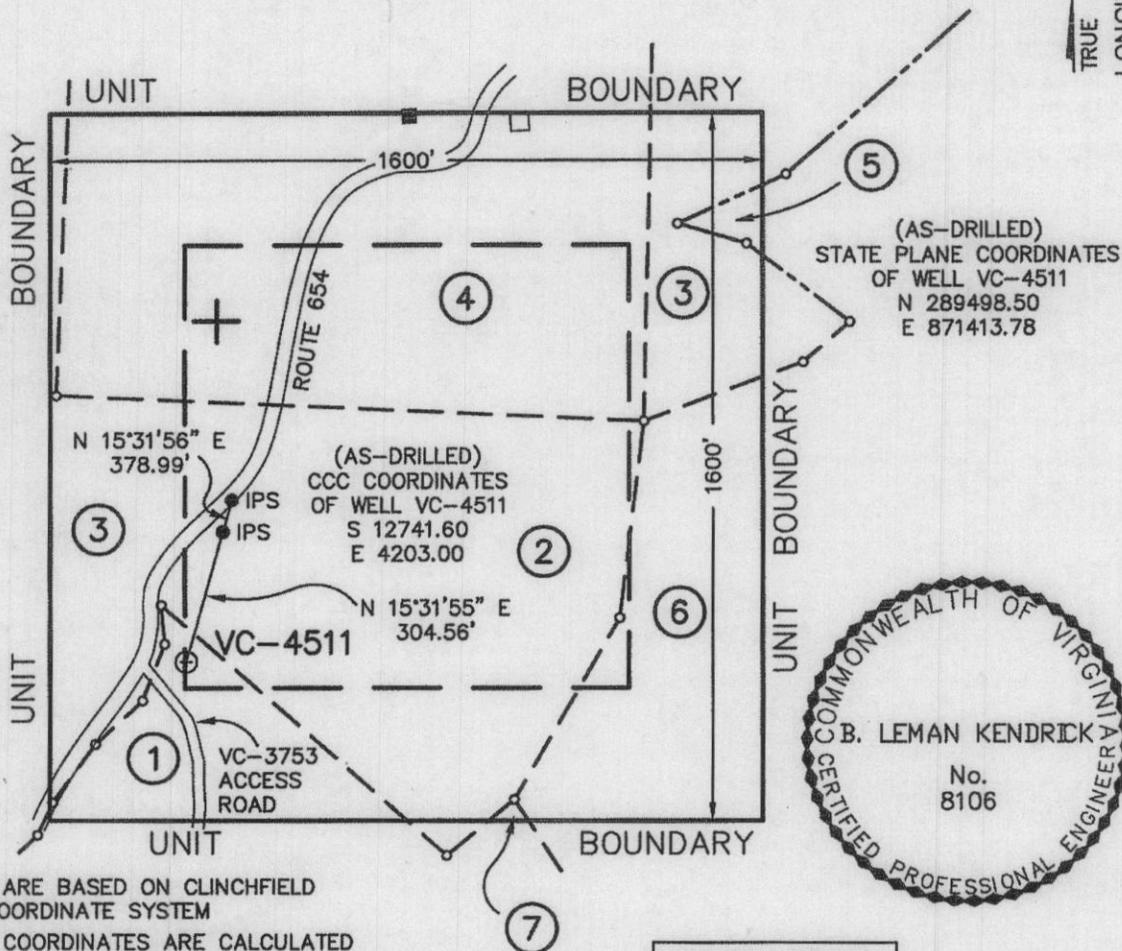
- DENOTES MINERAL LINE
- - - DENOTES SURFACE LINE
- · - · - DENOTES SURFACE & MINERAL LINES

NOTE !!!
SEE SUPPLEMENT SHEET FOR
TRACT INFORMATION.

LATITUDE 37°05'00"

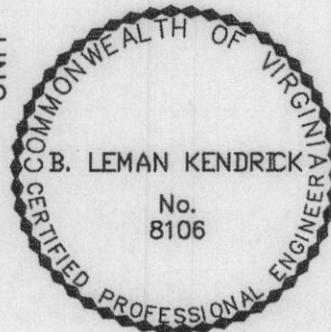
LONGITUDE 82°20'00"

COORDINATES
OF BENCH MARK
S 12388.43
E 4305.70
ELEV. = 2414.43



NOTE !!!

WELL COORDINATES ARE BASED ON CLINCHFIELD
COAL COMPANY'S COORDINATE SYSTEM
STATE PLANE WELL COORDINATES ARE CALCULATED
FROM CLINCHFIELD COAL COMPANY COORDINATES.
PROPERTY INFORMATION PROVIDED BY EQUITABLE
PRODUCTION COMPANY.
ELEVATIONS ARE BASED ON STATION 3 OF VC-3047
SURVEY NAIL 8 1/2' WEST OF CLF OF ETNG COMP. STA.
± 10' EAST OF EDGE OF PAVEMENT OF ROUTE 654.



FINAL PLAT

The undersigned hereby certifies
that the final location is within
ten (10) feet of the location shown
on the well plat dated MAY 10, 2000.

WELL LOCATION PLAT

COMPANY Equitable Production Company WELL NAME AND NUMBER VC-4511
TRACT No. TRACT TL-219 ELEVATION 2393.64 (Trlg) QUADRANGLE NORA
COUNTY DICKENSON DISTRICT KENADY SCALE: 1" = 400' DATE AUGUST 16, 2000
THIS PLAT IS A NEW PLAT ; AN UPDATED PLAT ; OR A FINAL LOCATION PLAT X
PROPOSED TOTAL DEPTH OF WELL =

+ 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.

B. Lemman Kendrick 8/16/2000 (AFFIX SEAL)
LICENSED PROFESSIONAL ENGINEER OR LICENSED LAND SURVEYOR

①

LEASE No. 241490 / TL-219
MAE SMITH ROWLETT
9.76 ACRES
EQUITABLE PRODUCTION CO. - surface & gas
LEASE No. 244792 / TC-177
CLINCHFIELD COAL COMPANY/
PYXIS RESOURCES COMPANY - coal
PINE MOUNTAIN OIL & GAS, INC. - oil
GAS 4.16 AC. 7.08%

②

LEASE No. 241490 / TL-219
MAE SMITH ROWLETT
EAST TENNESSEE NATURAL GAS CO. - surface & gas
15.608 ACRES
LEASE No. 244792 / TC-177
CLINCHFIELD COAL COMPANY/
PYXIS RESOURCES COMPANY - coal
PINE MOUNTAIN OIL & GAS, INC. - oil
GAS 15.608 AC. 26.56%

③

LEASE No. 241490 / TL-219
MAE SMITH ROWLETT
67.202 ACRES
MAE SMITH ROWLETT - surface & gas
LEASE No. 244792 / TC-177
CLINCHFIELD COAL COMPANY/
PYXIS RESOURCES COMPANY - coal
PINE MOUNTAIN OIL & GAS, INC. - oil
GAS 10.422 AC. 17.73%

④

LEASE No. 241490 / T-146
ELEXIUS SMITH
40 ACRES
CLINCHFIELD COAL COMPANY/
PYXIS RESOURCES COMPANY - coal
PINE MOUNTAIN OIL & GAS, INC. - oil & gas
GAS 20.18 AC. 34.34%

⑤

LEASE No. 241640 / T2-120
ROLAND L. COUNTS
87.86 ACRES
CLINCHFIELD COAL COMPANY/
PYXIS RESOURCES COMPANY - coal
PINE MOUNTAIN OIL & GAS, INC. - oil & gas
GAS 0.32 AC. 0.54%

⑥

LEASE No. 241490 / T-1022
J.B.F. COUNTS
58.14 ACRES
CLINCHFIELD COAL COMPANY/
PYXIS RESOURCES COMPANY - coal
PINE MOUNTAIN OIL & GAS, INC. - oil & gas
GAS 8.03 AC. 13.66%

⑦

LEASE No.
LAURA JEAN COLE
22 ACRES
CLINCHFIELD COAL COMPANY/
PYXIS RESOURCES COMPANY - coal
LEASE No. 244792 / TC-177
LAURA JEAN COLE - surface, oil & gas
GAS 0.05 AC. 0.09%

KENDRICK
ENGINEERING & SURVEYING Co.
40 MAIN STREET
CLINTWOOD, VIRGINIA
24228
(540) 926-6087 (540) 926-4172

EQUITABLE PRODUCTION COMPANY
WELL No. VC-4511
WELL PLAT SUPPLEMENT
SHEET 2

DRAWING NAME:
1567PLAT.DWG
SCALE:
1" = 400'
PROJECT No.:
1567
DATE:
AUGUST 16, 2000

EXHIBIT "E"
VC-4511
REVISED 08/26/08

<u>TRACT</u>	<u>LESSOR</u>	<u>LEASE STATUS</u>	<u>INTEREST WITHIN UNIT</u>	<u>GROSS ACREAGE IN UNIT</u>
<u>Gas Estate Only</u>				
1	Equitable Production Company P.O. Box 23536 Pittsburgh, PA 15222 Attn: Nicole Atkinson TAX ID 1826433	Gas Estate Owner	7.080000%	4.1600
2	East Tennessee Natural Gas Co Route 1, Box 241 McClure, VA 24269 TAX ID Mineral Only	Leased 241490L/TL-219	26.560000%	15.6080
7	Laura Jean Cole & Leroy Cole, W/H 721 Emerald Bay Dr. Suisun City, CA 94585 TAX ID 2262	Unleased	0.090000%	0.0500
Total Gas Estate			33.730000%	19.8180
<u>Coal Estate Only</u>				
1	Pine Mountain Oil & Gas, Inc. ATTN: Jerry Grantham P.O. Box 2136 Abingdon, VA 24212 TAX ID 1849	Gas Estate Owner	7.080000%	4.1600
2	Pine Mountain Oil & Gas, Inc. ATTN: Jerry Grantham P.O. Box 2136 Abingdon, VA 24212 TAX ID 1849	Leased 241490L/TL-219	26.560000%	15.6080
7	Pine Mountain Oil & Gas, Inc. ATTN: Jerry Grantham P.O. Box 2136 Abingdon, VA 24212 TAX ID 1849	Leased 244792/TC-177	0.090000%	0.0500
Total Coal Estate			33.730000%	19.8180

EXHIBIT "E"
VC-4511
REVISED 08/26/08

<u>TRACT</u>	<u>LESSOR</u>	<u>LEASE STATUS</u>	<u>INTEREST WITHIN UNIT</u>	<u>GROSS ACREAGE IN UNIT</u>
<u>Gas Estate Only</u>				
1	Equitable Production Company P.O. Box 23536 Pittsburgh, PA 15222 Attn: Nicole Atkinson TAX ID 1826433	Gas Estate Owner	7.080000%	4.1600
2	East Tennessee Natural Gas Co Route 1, Box 241 McClure, VA 24269 TAX ID Mineral Only	Leased 241490L/TL-219	26.560000%	15.6080
7	Laura Jean Cole & Leroy Cole, W/H 721 Emerald Bay Dr. Suisun City, CA 94585 TAX ID 2262	Unleased	0.090000%	0.0500
Total Gas Estate			33.730000%	19.8180
<u>Coal Estate Only</u>				
1	Pine Mountain Oil & Gas, Inc. ATTN: Jerry Grantham P.O. Box 2136 Abingdon, VA 24212 TAX ID 1849	Gas Estate Owner	7.080000%	4.1600
2	Pine Mountain Oil & Gas, Inc. ATTN: Jerry Grantham P.O. Box 2136 Abingdon, VA 24212 TAX ID 1849	Leased 241490L/TL-219	26.560000%	15.6080
7	Pine Mountain Oil & Gas, Inc. ATTN: Jerry Grantham P.O. Box 2136 Abingdon, VA 24212 TAX ID 1849	Leased 244792/TC-177	0.090000%	0.0500
Total Coal Estate			33.730000%	19.8180

Must Fix
Exhibit

VIRGINIA:

BEFORE THE VIRGINIA GAS AND OIL BOARD

APPLICANTS: Equitable Production Company on behalf of Mae Smith Rowlett .

DOCKET NUMBER: VGOB 00/06/20-0813-02

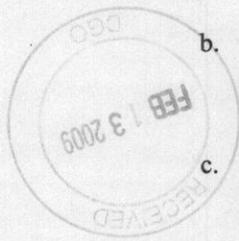
RELIEF SOUGHT: Supplemental Order for Disbursement of Escrowed Funds on behalf of Mae Smith Rowlett .

LEGAL DESCRIPTIONS: Drilling Unit Number VC-4511 created by Board Order Dated July 18, 2000, VGOB 00/06/20-0813 in the Kenady District, Dickenson County, Virginia.

HEARING DATE: March 17, 2009

MISCELLANEOUS PETITION

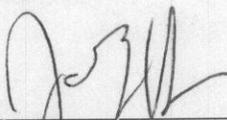
1. Party: Applicants herein are Mae Smith Rowlett, (hereinafter "Plaintiffs), whose address is 3152 Steele Creek Drive, Bristol, TN 37620.
2. Facts:
 - a. Equitable was designated as the Operator and Applicants interests were Pooled in the VC-4511 Unit by Order of the Virginia Gas and Oil Board (hereinafter "Board") executed on July 18, 2000, pursuant to Docket No. VGOB 00/06/20-0813 and recorded in the Circuit Court Clerk's Office of Dickenson County, Virginia on July 24, 2000, Deed Book 356, Page 572 (hereinafter "Order").
 - b. The order and Supplemental Order required the Escrow Agent named and appointed therein to establish an interest-bearing escrow account for funds pertaining to the above-referenced Unit and subject to escrow pursuant to the terms of the Order.
 - c. The Order and Supplemental Order further required the Operator to deposit bonus and royalty payments with the Escrow agent which could not me made because the person(s) entitled hereto could not be made certain due to conflicting claims of ownership.
 - d. Pine Mountain Oil and Gas, Inc. was a conflicting claimant with the above-listed Plaintiffs with regard to Tract 3, as created by Board Order as VGOB 00/06/20-0813 is the applicable Tract.
 - e. To resolve this conflict, a Letter dated July 31, 2006 signed by Jerry H. Grantham, an officer of Pine Mountain Oil and Gas, Inc. is attached hereto and incorporated herein as Exhibit "A".
 - f. The amounts deposited from October 2008 through January 2009 with the Escrow Agent regarding the Unit need to be determined and distributed accordingly.



- g. Any escrow amount, not yet deposited into the escrow account, held by Operator should also be determined, and distributed to Applicants/Plaintiffs herein, accordingly.
- h. Applicants/Plaintiffs herein do hereby request that the Board enter amended supplemental order for the Unit directing the Escrow Agent and the Operator to disburse to the aforesaid Plaintiff the funds attributable to the previous conflicting claim with Pine Mountain, held in escrow for the VGOB number as listed above.
 - 1. The Applicants certify that the matters set forth in the application, to the best of their knowledge, information, and belief, are true and correct and that the form and content of the Application and conform to the requirements of relevant Board regulations and orders.
 - 2. Legal Authority: Va. Code Ann. §45.1-361.1 et seq., 4 VAC 25-160, and such other regulations and Board orders promulgated pursuant to law.
 - 3. Relief Sought: Applicants request that the Board issue amended supplement order amending all prior orders affecting the Unit which amended supplement order will provide as follows:
 - a. Determining the amount of funds attributable to the Applicants/Plaintiffs herein.
 - b. Directing the Escrow Agent to determine the amount of funds attributable to Applicants/Plaintiffs herein, provide an accounting hereof, and disburse the funds on deposit with the Escrow Agent, including any applicable interest, pertaining to the interest in the Unit shown above for distribution.
 - c. Directing the Operator to determine the amount of funds attributable to the Applicants/Plaintiffs herein, provide an accounting thereof, and disburse the units in its hands, if any, subject to escrow but not then on deposit with the Escrow Agent, including any applicable interest, at the time of the Supplemental Order requested therein is executed, attributable to the Applicants/Plaintiffs herein for distribution.
 - d. Directing the Operator to disburse the funds, including any applicable interest, and provide an accounting thereof, which it may receive after the date of the execution of the amended supplemental order requested in the Application, if any, attributable to the Applicants/Plaintiff herein, and to discontinue the payment of such funds into Escrow.

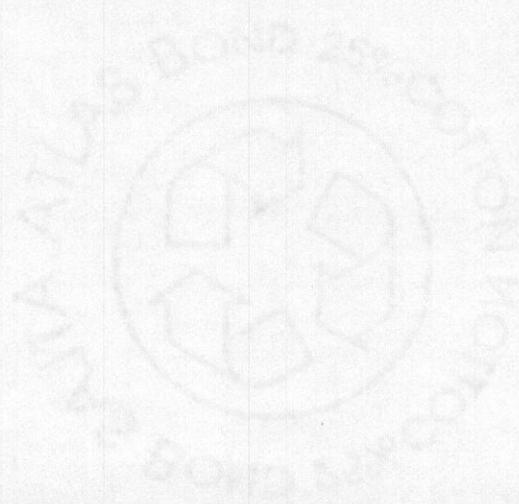
- e. Granting such other relief as is merited by the evidence and is just and equitable whether or not such relief has been specifically requested herein.

Dated this 13th day of February, 2009.

By: 

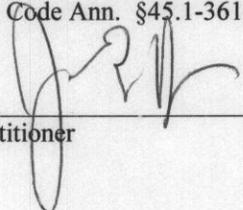
Petitioner

Address: Wilhoit & Kaiser
220 Broad Street
Kingsport, TN 37660

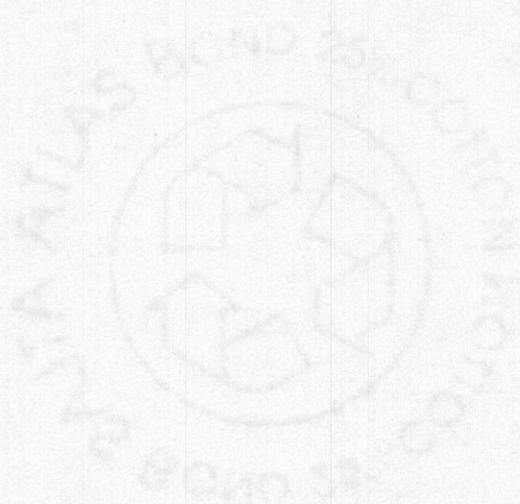


CERTIFICATE

The foregoing application to the best of my knowledge, information and belief is true and correct. Notice was given pursuant to Va. Code Ann. §45.1-361.19.

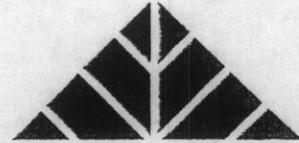
A handwritten signature in black ink, consisting of several loops and a long horizontal stroke at the end.

Petitioner



PINE MOUNTAIN
Oil and Gas, Inc.

P.O. Box 2136
406 W. Main Street
Abingdon, Virginia 24212
Phone: (276) 628-9001
Fax: (276) 628-7246



July 31, 2006

Ms. Melanie Freeman
Equitable Production Company
1710 Pennsylvania Avenue
Charleston, WV 25302

Re: Escrowed Royalties – Wells VC-3042, VC-4511 and VC-6108
Mae Smith Rowlett, 92.57 acres

Dear Ms. Freeman:

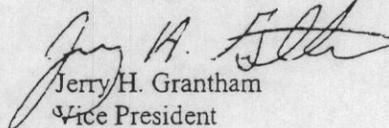
It is our understanding that you are holding the royalty proceeds on the Mae Smith Rowlett 92.57 acre portion of the above mentioned well units in escrow due to the conflict in ownership issues regarding coalbed methane. We have received the enclosed letters from Mrs. Mae Smith Rowlett requesting a royalty determination regarding the same. Mrs. Rowlett indicated to us that she is the oil and gas owner in the subject well units; however, we do not have any information as to the current ownership of this tract. Pine Mountain waives its claim to the escrowed royalty proceeds related to the Mae Smith Rowlett's portion of these well units, and ask that the appropriate oil and gas owner receive her proportionate disbursement of the royalty proceeds from these portions of these well units.

Although VC-2206 and VC-3047 wells are listed in Mrs. Smith's letter, our records indicate that she owns no interest in the above units.

By copy of this letter, we are notifying Mrs. Rowlett of our action on this matter. If you have any questions or comments, please do not hesitate to contact me by phone at (276) 619-2582 or by e-mail at dlouthian@gl-energy.com.

Sincerely,

PINE MOUNTAIN OIL & GAS, INC.


Jerry H. Grantham
Vice President

JHG/dh
Enclosures
cc: Ms. Mae Smith Rowlett

EXHIBIT "E"

VC-4511

REVISED 08/26/08

<u>TRACT</u>	<u>LESSOR</u>	<u>LEASE STATUS</u>	<u>INTEREST WITHIN UNIT</u>	<u>GROSS ACREAGE IN UNIT</u>
Gas Estate Only				
1	Equitable Production Company P.O. Box 23536 Pittsburgh, PA 15222 Attn: Nicole Atkinson TAX ID 1826433	Gas Estate Owner	7.080000%	4.1600
2	East Tennessee Natural Gas Co Route 1, Box 241 McClure, VA 24269 TAX ID Mineral Only	Leased 241490L/TL-219	26.560000%	15.6080
7	Laura Jean Cole & Leroy Cole, W/H 721 Emerald Bay Dr. Suisun City, CA 94585 TAX ID 2262	Unleased	0.090000%	0.0500
Total Gas Estate			33.730000%	19.8180
Coal Estate Only				
1	Pine Mountain Oil & Gas, Inc. ATTN: Jerry Grantham P.O. Box 2136 Abingdon, VA 24212 TAX ID 1849	Gas Estate Owner	7.080000%	4.1600
2	Pine Mountain Oil & Gas, Inc. ATTN: Jerry Grantham P.O. Box 2136 Abingdon, VA 24212 TAX ID 1849	Leased 241490L/TL-219	26.560000%	15.6080
7	Pine Mountain Oil & Gas, Inc. ATTN: Jerry Grantham P.O. Box 2136 Abingdon, VA 24212 TAX ID 1849	Leased 244792/TC-177	0.090000%	0.0500
Total Coal Estate			33.730000%	19.8180

VC-4511
VGOB 00/06/20-0813

<u>Tract</u>	<u>Owner Name and Address</u>	<u>Split %</u>	<u>Owner Net Interest</u>	<u>Total Net Escrowed Interest</u>	<u>Total Amount in Escrow 10/1/08 to 1/30/09</u>	<u>Owner % of Escrow</u>	<u>Owner's Amount in Escrow 1/30/09</u>
3	Mae Smith Rowlett 3152 Steele Creek Drive Bristol, TN 37620-7203	100%	0.02216250	0.06413250	Bank Total - \$1547.43 Equitable Total - \$1909.10	34.55736171%	\$534.75 \$659.73