

Instrument prepared by

VIRGINIA GAS AND OIL BOARD

Order recorded under

CODE OF VIRGINIA  
§ 45.1-361.26

**BEFORE THE VIRGINIA GAS AND OIL BOARD**

**RELIEF  
SOUGHT:**

An Order for Disbursement of Escrowed Funds  
(and Authorization for Direct Payment of Royalties)

**JURISDICTION:**

Code of Virginia § 45.1-351. (et seq) AND § 45.1-361.22 (et seq) AND § 45.1-361.22:2

UNITWELL NAME: VC-508826

TRACT(S): 4

LOCATION: BUCHANAN County, Virginia

**DOCKET NUMBER:** VGOB-01-1120-0987-01

**APPLICANTS:**

EQT Production Company on behalf of Derek B & Anne Rogers, Gregory & Karen Poulos,  
Jason Poulos, Kevin & Katherine Rogers, Pamela Poulos, Shaun D Rogers & Nadine Davey  
Rogers, Talmage G Rogers III & Tracey Rogers

**HEARING DATE AND LOCATION:**

Russell County Government Center, Lebanon, Virginia  
August 18, 2015

**APPEARANCES:**

James Kaiser on behalf of EQT Production Company

**PRIOR PROCEEDINGS:**

1. Original Pooling Order Executed 02/13/2002, Recorded on 02/26/2002, Deed Book/Instrument No. 541, Page 515.
2. Supplemental Order Executed 07/02/2002, Recorded on 07/25/2002, Deed Book/Instrument No. 551, Page 691.

**NOTICE:**

The Unit Operator gave notice to the Applicants that the Board would consider its disbursement petition at the August 18, 2015 hearing and considered whether to:

150001398



1. The Escrow Agent is ordered, to within ten (10) days of receipt of this executed order, disburse funds for the unit and applicants detailed in Table 1.
2. The Escrow Agent is ordered to close the Escrow Account for the Subject Drilling unit based on the attached Revised Exhibit E which replaces all prior Exhibit E's recorded for the Subject Drilling Unit.

**CONCLUSION:**

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

**APPEALS:**

Appeals of this Order are governed by the provisions of the Code of Virginia § 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.

150001398

DONE AND EXECUTED this 19 day of August, 2015 by a majority of the Virginia Gas and Oil Board.



Chairman, Bradley C. Lambert

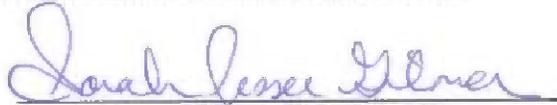
DONE AND PERFORMED this 19 day of August, 2015 by Order of the Virginia Gas and Oil Board.



Rick Cooper  
Principal Executive to the  
staff, Virginia Gas and Oil Board

COMMONWEALTH OF VIRGINIA  
COUNTY OF RUSSELL

Acknowledged on this 19<sup>th</sup> day of August, 2015, 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 appeared Rick Cooper, being duly sworn did depose and say that he is Principal Executive to the staff of the Virginia Gas and Oil Board, that they executed the same and was authorized to do so.



Sarah Jessee Gilmer, Notary Public  
262946

My Commission expires: July 31, 2017



BEFORE THE VIRGINIA GAS AND OIL BOARD

PETITIONER: EQT Production Company

DIVISION OF GAS AND OIL

DOCKET NO: VGOB 01-1120-0987-01

RELIEF SOUGHT: (1) DISBURSEMENT FROM ESCROW REGARDING TRACT(S) 4 (2) AND AUTHORIZATION FOR DIRECT PAYMENT OF ROYALTIES

HEARING DATE: August 18, 2015

DRILLING UNIT: VC-508826

BUCHANAN COUNTY, VIRGINIA

PETITION FOR ORDER OF DISBURSEMENT OF ESCROW FUNDS

**1. Petitioner and its counsel**

Petitioner is EQT Production Company, 625 Liberty Avenue, EQT Plaza, Suite 1700, Pittsburgh, PA 15222. 412-395-3921. Petitioner's counsel is James Kaiser, Wilhoit and Kaiser Law Firm, 220 Broad Street, Suite 210, Kingsport, TN 37660 .

**2. Relief Sought**

Petition for disbursement of funds and authorization for direct payment on behalf of the known owners on Tract 4 on Well VC-508826, VGOB 01/11/20-0987.

**3. Legal Authority**

Va. Code Ann. § 45.1-361.1 et seq., 4 VAC 25-160-140., and relevant Virginia Gas and Oil Board Orders ("Board") heretofore promulgated pursuant to law.

**4. Type of Well(s)**

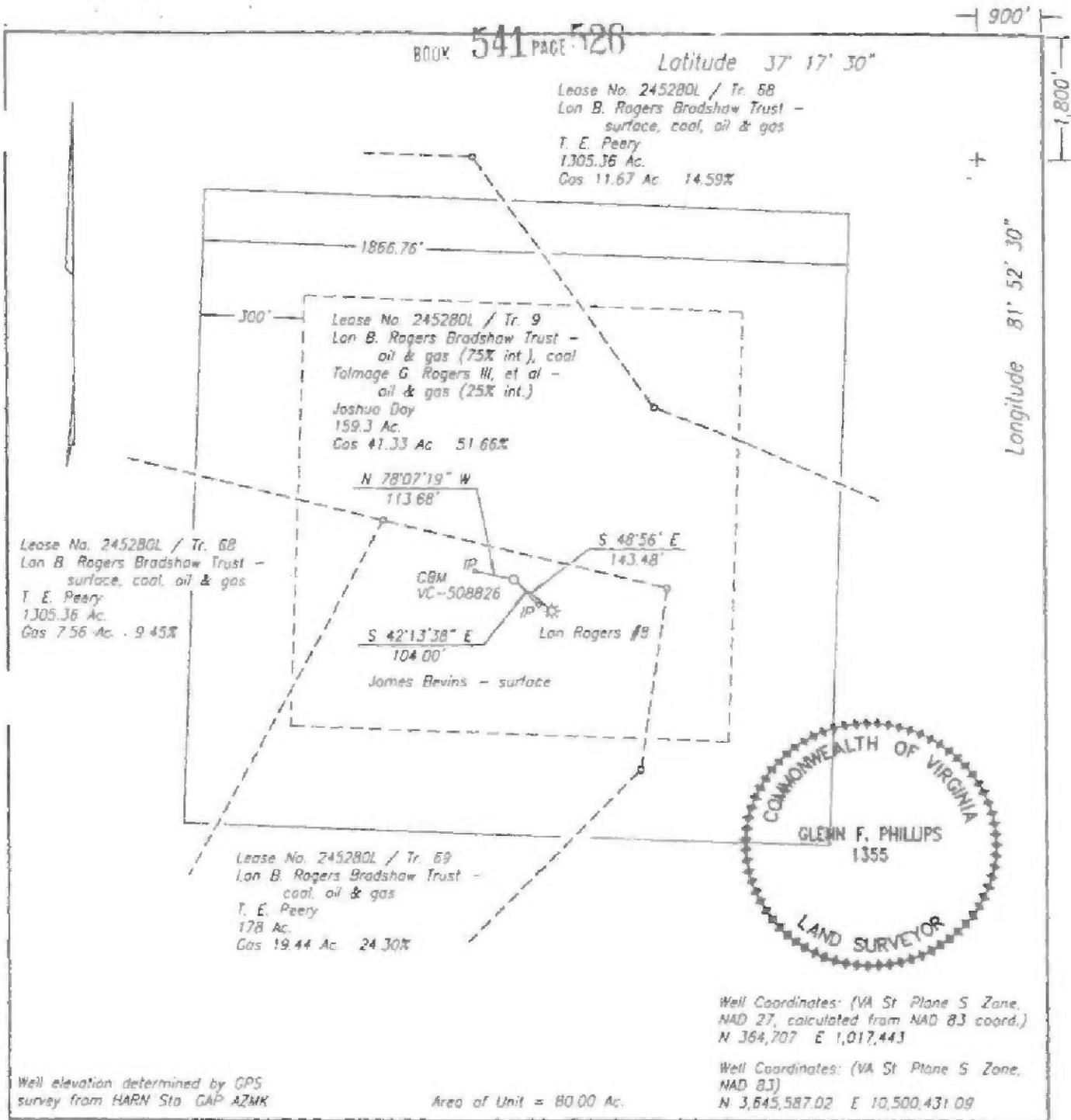
Coalbed Methane

**5. Factual basis for relief requested**

Plaintiffs were conflicting claimants with regards to Tract 4 as created by VGOB 01/11/20-0987. To resolve this conflict, Buchanan County Circuit Court Order, Case No. 550-13, dated July 10, 2014, is attached hereto.

**6. Attestation**

The foregoing Petition to the best of my knowledge, information, and belief is true and correct.



WELL LOCATION PLAT

COMPANY Equitable Production Company WELL NAME AND NUMBER VC-508826  
TRACT NO. 69 ELEVATION 2509.07' QUADRANGLE Patterson  
COUNTY Buchanan DISTRICT Garden SCALE 1" = 400' DATE 10-17-2001

This Plat is a new plat x; 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.

Glenn F. Phillips  
Licensed Professional Engineer or Licensed Land Surveyor

150001398

**EXHIBIT "B"**  
**VC-508826**  
**VGOB 01/11/20-0987**  
 Revised 6/23/2015

<u>TRACT</u>	<u>LESSOR</u>	<u>LEASE STATUS</u>	<u>INTEREST WITHIN UNIT</u>	<u>GROSS ACREAGE IN UNIT</u>	<u>NET REVENUE INTEREST</u>
<b><u>Gas Estate Only</u></b>					
1	Lon B Rogers Bradshaw Trust No 1 Fon Rogers II Trustee PO Box 22427 Lexington, KY 40522-2427	Leased 245280L01 5859-00 Tr 69	24.300000%	19.4400	0.03037500 RI
	EQT Production Company				0.21262500
<b>Tract 1 Totals</b>			<b>24.300000%</b>	<b>19.4400</b>	<b>0.24300000</b>
2	Lon B Rogers Bradshaw Trust No 1 Fon Rogers II Trustee PO Box 22427 Lexington, KY 40522-2427	Leased 245280L01 5859-00 Tr 68	9.450000%	7.5600	0.01181250
	EQT Production Company				0.08268750
<b>Tract 2 Totals</b>			<b>9.450000%</b>	<b>7.5600</b>	<b>0.09450000</b>
3	Lon B Rogers Bradshaw Trust No 1 Fon Rogers II Trustee PO Box 22427 Lexington, KY 40522-2427	Leased 245280L01 5859-00 Tr 68	14.590000%	11.6700	0.01823750
	EQT Production Company				0.12766250
<b>Tract 3 Totals</b>			<b>14.590000%</b>	<b>11.6700</b>	<b>0.14590000</b>
4	Lon B Rogers Bradshaw Trust No 1 Fon Rogers II Trustee PO Box 22427 Lexington, KY 40522-2427	Leased 245280L01 5859-00 Tr 9	38.745000%	30.9975	0.04843125
	Gregory Poulos & Karen Poulos 1894 Glenwood St NE Palm Bay, FL 32907-2423	Unleased	2.152500%	1.7221	0.002690625
	Jason Poulos 10870 SW 95th Street Miami, FL 33176-2615	Unleased	2.152500%	1.7220	0.002690625
	Pamela Poulos 5000 SW 83rd Street Miami, FL 33143-8510	Unleased	2.152500%	1.7220	0.002690625
	Tairmage G Rogers, III and Tracey Rogers 3014 Shalford Lane Matthews, NC 28104-6879	Unleased	1.614375%	1.2916	0.002017969

150001398

**EXHIBIT "B"**  
**VC-508826**  
**VGOB 01/11/20-0987**

Revised 6/23/2015

<u>TRACT</u>	<u>LESSOR</u>	<u>LEASE STATUS</u>	<u>INTEREST WITHIN UNIT</u>	<u>GROSS ACREAGE IN UNIT</u>	<u>NET REVENUE INTEREST</u>
	Shaun D Rogers and Nadine Davey Rogers 121 NE 100th Street Miami Shores, FL 33128	Unleased	1.614375%	1.2916	0.002017969
	Kevin H Rogers and Katherine Rogers 139 Wickham Road Garden City, NY 11530	Unleased	1.614375%	1.2916	0.002017969
	Derek B Rogers and Anne Rogers 2300 Carmel Rd Charlotte, NC 28226-6323	Unleased	1.614375%	1.2916	0.002017969
	EQT Production Company				0.45202500
<b>Tract 4Totals</b>			<b>51.660000%</b>	<b>41.3300</b>	<b>0.51660000</b>
	<b>Total Gas Estate</b>		<b>100.000000%</b>	<b>80.0000</b>	<b>1.00000000</b>
	<b>Percentage of Unit Leased</b>		<b>87.085000%</b>		
	<b>Percentage of Unit Unleased</b>		<b>12.915000%</b>		
	<b>Acreage in Unit Leased</b>			<b>69.6675</b>	
	<b>Acreage in Unit Unleased</b>			<b>10.3325</b>	

150001398

**EXHIBIT "B"**  
**VC-508826**  
**VGOB 01/11/20-0987**

Revised 6/23/2015

<u>TRACT</u>	<u>LESSOR</u>	<u>LEASE STATUS</u>	<u>INTEREST WITHIN UNIT</u>	<u>GROSS ACREAGE IN UNIT</u>	<u>NET REVENUE INTEREST</u>
<u>Coal Estate Only</u>					
1	Lon B Rogers Bradshaw Trust No 1 Fon Rogers II Trustee PO Box 22427 Lexington, KY 40522-2427	Leased 245280L01 5859-00 Tr 9	51.660000%	41.3300	0.06457500
	EQT Production Company				0.45202500
<b>Tract 1 Totals</b>			<b>51.660000%</b>	<b>41.3300</b>	<b>0.51660000</b>
2	Lon B Rogers Bradshaw Trust No 1 Fon Rogers II Trustee PO Box 22427 Lexington, KY 40522-2427	Leased 245280L01 5859-00 Tr 68	14.590000%	11.6700	0.01823750
	EQT Production Company				0.12766250
<b>Tract 2 Totals</b>			<b>14.590000%</b>	<b>11.6700</b>	<b>0.14590000</b>
3	Lon B Rogers Bradshaw Trust No 1 Fon Rogers II Trustee PO Box 22427 Lexington, KY 40522-2427	Leased 245280L01 5859-00 Tr 69	24.300000%	19.4400	0.03037500
	EQT Production Company				0.21262500
<b>Tract 3 Totals</b>			<b>24.300000%</b>	<b>19.4400</b>	<b>0.24300000</b>
4	Lon B Rogers Bradshaw Trust No 1 Fon Rogers II Trustee PO Box 22427 Lexington, KY 40522-2427	Leased 245280L01 5859-00 Tr 9	9.450000%	7.5600	0.0118125
	EQT Production Company				0.08268750
<b>Tract 4 Totals</b>			<b>9.450000%</b>	<b>7.5600</b>	<b>0.09450000</b>
	<b>Total Coal Estate</b>		<b>100.000000%</b>	<b>80.0000</b>	<b>1.00000000</b>
	<b>Percentage of Unit Leased</b>		<b>100.000000%</b>		
	<b>Percentage of Unit Unleased</b>		<b>0.000000%</b>		
	<b>Acreage in Unit Leased</b>			<b>80.0000</b>	
	<b>Acreage in Unit Unleased</b>			<b>0.0000</b>	

150001398

**EXHIBIT "E"**  
**VC-508826**  
**VGOB 01/11/20-0987**  
Revised 6/23/2015

N/A

**EXHIBIT "EE"**  
**VC-508826**  
**VGOB 01/11/20-0987**  
 Revised 6/23/2015

**150001398**

<u>TRACT</u>	<u>LESSOR</u>	<u>LEASE STATUS</u>	<u>INTEREST WITHIN UNIT</u>	<u>GROSS ACREAGE IN UNIT</u>
<b><u>Gas Estate Only</u></b>				
<b>4</b>	Gregory Poulos & Karen Poulos 1894 Glenwood St NE Palm Bay, FL 32907-2423	Unleased	2.152500%	1.7221
	Jason Poulos 10870 SW 95th Street Miami, FL 33176-2615	Unleased	2.152500%	1.7220
	Pamela Poulos 5000 SW 83rd Street Miami, FL 33143-8510	Unleased	2.152500%	1.7220
	Talmage G Rogers, III and Tracey Rogers 3014 Shalford Lane Matthews, NC 28104-6879	Unleased	1.614375%	1.2916
	Shaun D Rogers and Nadine Davey Rogers 121 NE 100th Street Miami Shores, FL 33128	Unleased	1.614375%	1.2916
	Kevin H Rogers and Katherine Rogers 139 Wickham Road Garden City, NY 11530	Unleased	1.614375%	1.2916
	Derek B Rogers and Anne Rogers 2300 Carmel Rd Charlotte, NC 28226-6323	Unleased	1.614375%	1.2916
<b>Tract 4 Totals</b>			<b>12.915000%</b>	<b>10.3325</b>
<b>Total Disbursed</b>			<b>12.915000%</b>	<b>10.3325</b>

## VIRGINIA: IN THE CIRCUIT COURT OF BUCHANAN COUNTY

GREGORY G. POULOS, JASON G. POULOS,  
PAMELA F. POULOS, SHAUN D. ROGERS,  
KEVIN H. ROGERS, DEREK B. ROGERS and  
T.G. ROGERS, III,

Plaintiffs,

v.

LBR HOLDINGS, LLC,

Defendant.

Case No. 550-13

**ORDER**

This matter, having come before the Court for hearing on June 2, 2014, on the parties' respective motions for summary judgment, and the Court, having reviewed the written submissions of the parties and having heard oral argument of counsel, and for good cause shown, hereby ORDERS:

1. Plaintiffs' Complaint and Defendant's Counterclaim both request that this Court, pursuant to Virginia Code § 8.01-184, declare their respective rights under the May 27, 1938, deed ("Deed") attached to Plaintiffs' Complaint as Exhibit "A."

2. The Deed includes a conveyance by T. G. Rogers and Martha F. Rogers, his wife (the "Talmage Rogers Group"), and Lloyd Rogers and Anne F. Rogers, his wife (the "Lloyd Rogers Group"), of their interests in certain parcels of property in Buchanan County, Virginia, (the "Property") and McDowell County, West Virginia, to Lon B. Rogers. The Deed specifically recites: "But there is excepted from the above-described property an undivided one-half interest in the oil and gas under said property and the same is reserved to T. G. Rogers and Lloyd Rogers,

parties of the first part, their heirs and assigns, together with the usual and necessary rights of ingress and egress and drilling rights to explore, get and remove said oil and gas.”

3. It is undisputed that Plaintiffs are the successors to the interests of the Talmage Rogers Group under the Deed, and that Defendant, LBR Holdings, LLC (“LBR”), is the successor to the interests of Lon B. Rogers and the Lloyd Rogers Group under the Deed.

4. Plaintiffs seek a declaration that the Deed’s reservation of gas under the Property includes, *inter alia*, coalbed methane gas, and that they are, therefore, the owners of 25% of the coalbed methane gas under the Property and entitled to the associated royalties. LBR, on the other hand, seeks a declaration that the Deed’s reservation of gas under the Property does not include coalbed methane gas, that the Deed, therefore, conveyed coalbed methane gas to Lon B. Rogers, and that LBR, as Lon B. Rogers’ successor-in-interest, is the owner of all the coalbed methane gas under the Property and entitled to the associated royalties.

5. Having examined the reservation language and the “four corners” of the Deed, the Court finds that the Deed is unambiguous and that the Deed’s reservation of “the oil and gas under said property” includes a reservation of coalbed methane gas under the Property. Plaintiffs are, therefore, entitled to prevail as a matter of law.

6. Coalbed methane gas is obviously “gas,” *see Harrison-Wyatt, LLC v. Ratliff*, 593 S.E.2d at 234, 238 (Va. 2004) (coalbed methane “is a gas”); and there is nothing in the Deed that removes coalbed methane or any other type of gas from the scope of the reservation. The language at issue is unlimited, plain, and unambiguous.

7. LBR argues that “the oil and gas” does not mean “all” but only “some” gas. The Court agrees with Plaintiffs, however, that the reservation of “the” gas is not a limited reservation of only some types of gas, but an unambiguous and unlimited reservation of all gas. Such an

interpretation of "the" is in accordance with the ordinary, plain and common sense meaning of the word.

8. LBR also argues that the parties to the Deed would not have intended to include coalbed methane gas in the reservation because, according to LBR, the commercial value of coalbed methane was not known in 1938. LBR presented no evidence in support of this argument and Plaintiffs presented undisputed evidence to the contrary. Regardless, this Court is bound to uphold the unambiguous reservation language, which refers to gas without qualification or limitation, and which, as written, encompasses all types of gas, whether commercially exploitable at the time of the Deed's execution or not.

9. The Court concludes that the arguments and authorities presented by Plaintiffs in their motion and reply brief are well-founded and correct. A ruling in LBR's favor would require the Court to rewrite the Deed, which it will not do. Nor will the Court torture words and phrases or engage in speculation to create an ambiguity where the ordinary meaning of the words leaves no room for ambiguity.

10. There are no issues of material fact in dispute regarding Plaintiffs' ownership of 25% of the coalbed methane gas under the Property. The Court grants Plaintiffs' motion for summary judgment in full and denies LBR's motion for summary judgment in full.

11. This Order constitutes a judicial determination of coalbed methane gas ownership as between Plaintiffs and LBR pursuant to Virginia Code § 45.1-361.22(5)(i) and resolves in Plaintiffs' favor all conflicting claims of coalbed methane gas ownership between Plaintiffs and LBR relating to the Property.

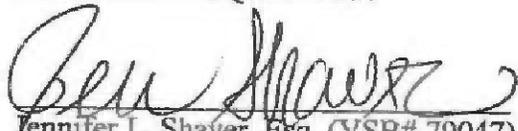
12. Plaintiffs are entitled to receive all coalbed methane gas royalties attributable to their 25% gas estate interest in the Property that are being held in the Virginia Gas and Oil Board's

escrow account or otherwise being withheld from Plaintiffs due to the conflicting claims of coalbed methane ownership between Plaintiffs and LBR. Plaintiffs are also entitled to receive all future coalbed methane gas royalties or other proceeds that are attributable to their 25% gas estate interest in the Property. All such royalties and proceeds shall be divided among the individual Plaintiffs in accordance with their respective percentages of ownership.

SO ORDERED, this the 10<sup>th</sup> day of July, 2014.

  
Circuit Court Judge

SEEN AND REQUESTED:

  
Jennifer L. Shaver, Esq. (VSB# 79047)  
Ellis Professional Building, Suite A  
211 West Main Street  
Abingdon, VA 24210  
Telephone: (276) 525-1103  
Facsimile: (276) 525-1112  
jen@jenshaver.com

*Counsel for Plaintiffs*

SEEN AND OBJECTED TO FOR ALL THE REASONS DETAILED IN LBR HOLDINGS, LLC'S MEMORANDUM IN SUPPORT OF ITS MOTION FOR SUMMARY JUDGMENT AND RESPONSE TO PLAINTIFFS' MOTION FOR SUMMARY JUDGMENT AND AT THE HEARING; AND ON THE ADDITIONAL GROUNDS THAT TO THE EXTENT THE COURT MAY HAVE CONSIDERED SUBMISSIONS OF EXHIBITS OTHER THAN THE DEED AT

150001398

ISSUE, THE COURT SHOULD HAVE DENIED BOTH PARTIES' MOTIONS FOR SUMMARY JUDGMENT SO THAT BOTH PARTIES WOULD HAVE HAD AN OPPORTUNITY TO DEVELOP AND PROPERLY INTRODUCE SUCH EVIDENCE:

*James R. Hodges for*  
Trevor L. Earl, Esq. (VSB# 37573)  
REED WEITKAMP SCHELL & VICE PLLC *Trevor L. Earl*  
500 West Jefferson Street, Suite 2400  
Louisville, KY 40202  
Telephone: (502) 589-1000  
Facsimile: (502) 562-2200  
tearl@rwsvlaw.com

*Counsel for LBR Holdings, LLC*

A Copy  
Teste: Beverly S. Tiller  
Circuit Court of Buchanan  
County, Virginia

*Beverly S. Tiller*  
Deputy Clerk

STATE OF FLORIDA COUNTY OF MIAMI-DADE  
BEFORE THE VIRGINIA GAS AND OIL BOARD

I,  Pamela F. Paulos , request all royalties attributable to my gas interest which are held in the Virginia Gas and Oil Board's escrow account and all royalties withheld internally by any operator be released to my attorney, Don Barrett, with all checks being made payable to "Don Barrett, P.A. Trust Account," and mailed to the following address:

Don Barrett, P.A.  
P.O. Box 927  
Lexington, MS 39095

FURTHER THE AFFIANT SAYETH NOT.

Pamela F. Paulos

Sworn and subscribed to me this  
the  3  day of  July , 2015. by  DANIELA F. PAULOS, WHO PRODUCED  
FL ID AS IDENTIFICATION

*[Handwritten signature]*



150001398

RECEIVED

JUL 13 2015

BY: \_\_\_\_\_

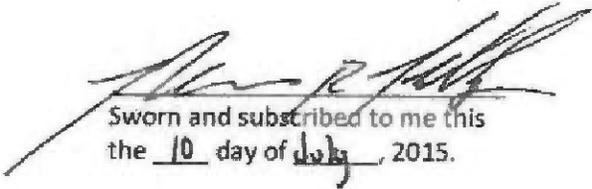
BEFORE THE VIRGINIA GAS AND OIL BOARD

I, Calvin G. Rogers III, request all royalties attributable to my gas interest which are held in the Virginia Gas and Oil Board's escrow account and all royalties withheld internally by any operator be released to my attorney, Don Barrett, with all checks being made payable to "Don Barrett, P.A. Trust Account," and mailed to the following address:

Don Barrett, P.A.  
P.O. Box 927  
Lexington, MS 39095

FURTHER THE AFFIANT SAYETH NOT.

Calvin G. Rogers III

  
Sworn and subscribed to me this  
the 10 day of July, 2015.

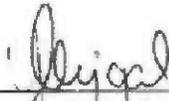
**MARCUS R. KELLEY**  
Notary Public  
Mecklenburg Co., North Carolina  
My Commission Expires Nov. 7, 2019

BEFORE THE VIRGINIA GAS AND OIL BOARD

I, Jason G Poulos, request all royalties attributable to my gas interest which are held in the Virginia Gas and Oil Board's escrow account and all royalties withheld internally by any operator be released to my attorney, Don Barrett, with all checks being made payable to "Don Barrett, P.A. Trust Account," and mailed to the following address:

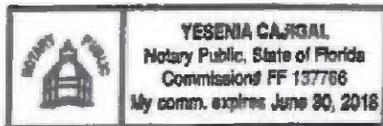
Don Barrett, P.A.  
P.O. Box 927  
Lexington, MS 39095

FURTHER THE AFFIANT SAYETH NOT.





Sworn and subscribed to me this  
the 27 day of June, 2015.



150001398

BEFORE THE VIRGINIA GAS AND OIL BOARD

I, GREGORY G. POULOS, request all royalties attributable to my gas interest which are held in the Virginia Gas and Oil Board's escrow account and all royalties withheld internally by any operator be released to my

---

attorney, Don Barrett, with all checks being made payable to

"Don Barrett, P.A. Trust Account" and mailed to the following address:

Don Barrett, P.A.  
P.O. Box 927  
Lexington, MS 39095

FURTHER AFFIANT SAYETH NOT.

Gregory G. Poulos  
GREGORY G. POULOS

Shelley Marie Sangster  
Sworn to and Subscribed before me  
this 25<sup>th</sup> day of June, 2015.



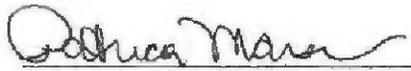
150001398

BEFORE THE VIRGINIA GAS AND OIL BOARD

I, Kevin Rogers, request all royalties attributable to my gas interest which are held in the Virginia Gas and Oil Board's escrow account and all royalties withheld internally by any operator be released to my attorney, Don Barrett, with all checks being made payable to "Don Barrett, P.A. Trust Account," and mailed to the following address:

Don Barrett, P.A.  
P.O. Box 927  
Lexington, MS 39095

FURTHER THE AFFIANT SAYETH NOT.



Sworn and subscribed to me this  
the 9 day of July, 2015.

**PATRICIA MARSON**  
**NOTARY PUBLIC, State of New York**  
**No. 01MA4842708**  
**Qualified in Nassau County**  
**Commission Expires October 22, 2017**

150001398

BEFORE THE VIRGINIA GAS AND OIL BOARD

I, Shaun D. Rogers, request all royalties attributable to my gas interest which are held in the Virginia Gas and Oil Board's escrow account and all royalties withheld internally by any operator be released to my attorney, Don Barrett, with all checks being made payable to "Don Barrett, P.A. Trust Account," and mailed to the following address:

Don Barrett, P.A.  
P.O. Box 927  
Lexington, MS 39095

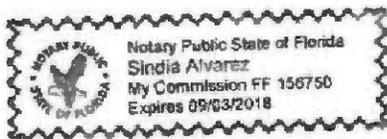
FURTHER THE AFFIANT SAYETH NOT.

Shaun D. Rogers

[Signature]

BY SHAUN DAVIS ROGERS

Sworn and subscribed to me this  
the 9 day of JULY, 2015.



150001398

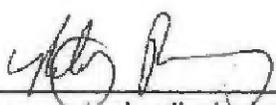
BEFORE THE VIRGINIA GAS AND OIL BOARD

I, DEREK ROBERTS, request all royalties attributable to my gas interest which are held in the Virginia Gas and Oil Board's escrow account and all royalties withheld internally by any operator be released to my attorney, Don Barrett, with all checks being made payable to "Don Barrett, P.A. Trust Account," and mailed to the following address:

Don Barrett, P.A.  
P.O. Box 927  
Lexington, MS 39095

FURTHER THE AFFIANT SAYETH NOT.



  
Sworn and subscribed to me this  
the 7<sup>th</sup> day of July, 2015.

**NITY RUIZ**  
Notary Public  
Mecklenburg Co., North Carolina  
My Commission Expires Sept. 17, 2017

INSTRUMENT #150001398  
RECORDED IN THE CLERK'S OFFICE OF  
BUCHANAN COUNTY ON  
AUGUST 26, 2015 AT 03:39PM

BEVERLY S. TILLER, CLERK  
RECORDED BY: GGB