

*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)

UNIT/WELL NAME: 502970
TRACT(S): Tract2
LOCATION: Dickenson County, Virginia

TAX ID NUMBER: Tax Map Numbers Found on Exhibit B

DOCKET NUMBER: VGOB-02-1015-1085-01

APPLICANTS: EQT Production Company on behalf of Elizabeth Ann Powers, Betty Lou Powers, Darrell C. Powers and Dorothy Powers, Gaynell P and Clair Sykes and Range Resources-PMI

HEARING DATE AND LOCATION: Russell County Government Center, Lebanon, Virginia
April 17, 2012

APPEARANCES: Jim Kaiser on behalf of EQT Production Company, Sharon M. B. Pigeon on behalf of the Virginia Gas and Oil Board

PRIOR PROCEEDINGS:

1. Original Pooling Order Executed 01/08/03, Recorded 01/09/03, Deed Book 382, Page 700
2. Supplemental Order Executed 05/29/03, Recorded 06/18/03, Deed Book 388, Page 389

NOTICE:

The Unit Operator gave notice to the Applicants that the Board would consider its disbursement petition at the April 17, 2012 hearing and consider whether to:

- (1) Amend the Pooling Order to provide for the disbursement of funds on deposit in the Escrow Account attributable to Tracts 2 identified in the attached miscellaneous petition.
- (2) Delete the requirement that the Unit Operator place future royalties attributable to Tracts 2 relative to the interests of the Applicants identified in the attached miscellaneous petition.
- (3) CLOSE the escrow account under this docket number.

FINDINGS: *Code of Virginia* § 45.1-361.22

Applicant has certified and represented to the Board that:

1. The owner of the coal estate for Tract 2 is Range Resources-Pine Mountain Inc. for the subject drilling unit.

2. The owners of the gas estate for Tract 2 are Elizabeth Ann Powers, Betty Lou Powers, Darrell C. Powers and Dorothy Powers, Gaynell and Clair Sykes for the subject drilling unit.

3. Range Resources, by letter dated February 2, 2012 and per testimony at the April 17, 2012 hearing waived any claims to past or to future royalties attributable to the interest in this well for the parties identified in Table 1.

RELIEF GRANTED:

VGOB Approved Disbursement VGOB 0201015-1085-01				502970		Fractional Ownership in Tract	Net Acreage Ownership in Tract	Royalty Split Agreement	Escrowed Acres Disbursed	Percent of Escrowed Funds Disbursed
Table 1										
Tract 2										
Item	Tract	Disbursement Table								
Total acreage in escrow before disbursement										
									0.1175	
2	2	Tract 3 (total acreage)				0.12				
1	2	Elizabeth Ann Powers	1972 Rose Ridge, Clintwood, VA 24228	47/400	0.1175	25.0%	0.0294	25.0000%		
2	2	Darrell C & Dorothy Powers	Box 443, Clincho, VA 24226	47/400	0.1175	25.0%	0.0294	25.0000%		
3	2	Gaynell Sykes and Clair Sykes	3719 Grandin Rd., SW, Roanoke, VA 24018	47/400	0.1175	25.0%	0.0294	25.0000%		
4	2	Betty Lou Powers	971 Dixie Rd., Greenville, TN 37743	47/400	0.1175	25.0%	0.0294	25.0000%		

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.

Diane J. Davis
 Diane J. Davis, Notary Public #174394

My commission expires: 09/30/2013



VIRGINIA:

BEFORE THE VIRGINIA GAS AND OIL BOARD

APPLICANT: EQT Production Company on behalf of Elizabeth Ann Powers; Betty Lou Powers; Darrell C Powers and Dorothy Powers; Gaynell P and Clair Sykes; and Range Resources-PMI.

DOCKET NUMBER: VGOB 02/10/15-1085-01

RELIEF SOUGHT: Supplemental Order for Disbursement of Escrowed Funds on behalf of Elizabeth Ann Powers; Betty Lou Powers; Darrell C Powers and Dorothy Powers; Gaynell P and Clair Sykes; and Range Resources-PMI.

LEGAL DESCRIPTIONS: Drilling Unit Number 502970 created by Board Order Dated January 8, 2003, VGOB 02/10/15-1085 in Dickenson County, Virginia.

HEARING DATE: April 17, 2012

MISCELLANEOUS PETITION

1. Party: Applicant herein is, , Elizabeth Ann Powers (hereinafter "Plaintiff"), whose address is 1972 Rose Ridge, Clintwood, VA 24228; Betty Lou Powers (hereinafter "Plaintiff"), whose address is 971 Dixie Road, Greenville, TN 37743; Darrell C and Dorothy Powers (hereinafter "Plaintiff"), whose address is PO Box 443, Clinchco, VA 24226; Gaynell P and Clair Sykes (hereinafter "Plaintiff"), whose address is 3719 Grandin Road, Roanoke, VA 24018; and Range Resources-PMI, whose address is: P.O. Box 2136, Abingdon, VA 24212.
2. Facts:
 - a. Equitable was designated as the Operator and Applicants interests were Pooled in the 502970 Unit by Order of the Virginia Gas and Oil Board (hereinafter "Board") executed on January 8, 2003, pursuant to Docket No. VGOB 02/10/15-1085 and recorded in the Circuit Court Clerk's Office Dickenson County, Virginia on January 9, 2003, Book 382 Page 700 (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.

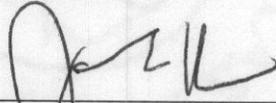
- c. The Order and Supplemental Order further required the Operator to deposit bonus and royalty payments with the Escrow agent which could not be made because the person(s) entitled hereto could not be made certain due to conflicting claims of ownership.
- d. Range Resources-Pine Mountain, Inc. was a conflicting claimant with the above-listed Plaintiff with regard to Tract 2 as created by Board Order as VGOB 02/10/15-1085 is the applicable Tract.
- e. To resolve this conflict, a Letter dated February 2, 2012, signed by Phil Horn, Land Manager of Range Resources-Pine Mountain, Inc. is attached hereto and incorporated herein as Exhibit "A".
- f. The amounts deposited 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 Applicant/Plaintiff herein, accordingly.
- h. Applicant/Plaintiff herein does 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 Applicant certifies that the matters set forth in the application, to the best of her 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: Applicant requests 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 Applicant/Plaintiff 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 Applicant/Plaintiff 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 Applicant/Plaintiff 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 Applicant/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 March, 2012.

By:



Petitioner

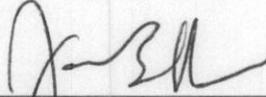
Address:

Wilhoit & Kaiser
220 Broad St, Ste. 301
Kingsport, TN 37660

6

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



VGOB 02/10/15-1085
VC-502970

Total Unit Acres
58.7700

Total Unit Acreage (Exhibit B) 58.7700 100.000000%

Tract 1		
Range Resources-Pine Mountain	58.300000	99.200000%
Tract 1 Total	58.300000	99.200000%
Tract 2		
Elizabeth Ann Powers	0.117500	0.200000%
Darrell C and Dorothy Powers	0.117500	0.200000%
Gaynell Sykes and Clair Sykes	0.117500	0.200000%
Betty Lou Powers	0.117500	0.200000%
Tract 2 Total	0.470000	0.800000%

Escrowed Acreage (Exhibit E)		% of Escrow Fund	
Total for Tracts/Acres Escrowed		0.47000	
Tract 2			
Elizabeth Ann Powers	0.117500	25.000000%	
Darrell C and Dorothy Powers	0.117500	25.000000%	
Gaynell Sykes and Clair Sykes	0.117500	25.000000%	
Betty Lou Powers	0.117500	25.000000%	
Tract 2 Total	0.470000	100.000000%	

Amount from 01/2012 First Bank Summary | \$1,837.11

Item	Tract	VGOB 02/10/15-1085 VC-502970	Acreage Interest Disbursed	Split Agreement	Escrowed Acres Total	% of Escrowed Funds	Disbursement \$
Disbursement Table							
		Totals			0.47		
1	2	Elizabeth Ann Powers	0.1175	100%	0.1175	25.000000%	\$459.28
2	2	Darrell C and Dorothy Powers	0.1175	100%	0.1175	25.000000%	\$459.28
3	2	Gaynell Sykes and Clair Sykes	0.1175	100%	0.1175	25.000000%	\$459.28
4	2	Betty Lou Powers	0.1175	100%	0.1175	25.000000%	\$459.28

Beginning Acreage in Escrow	0.47
Acreage Disbursed	-0.47
Acreage remaining in escrow	0

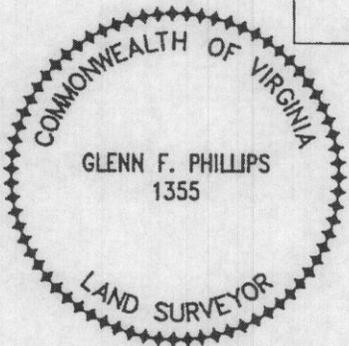
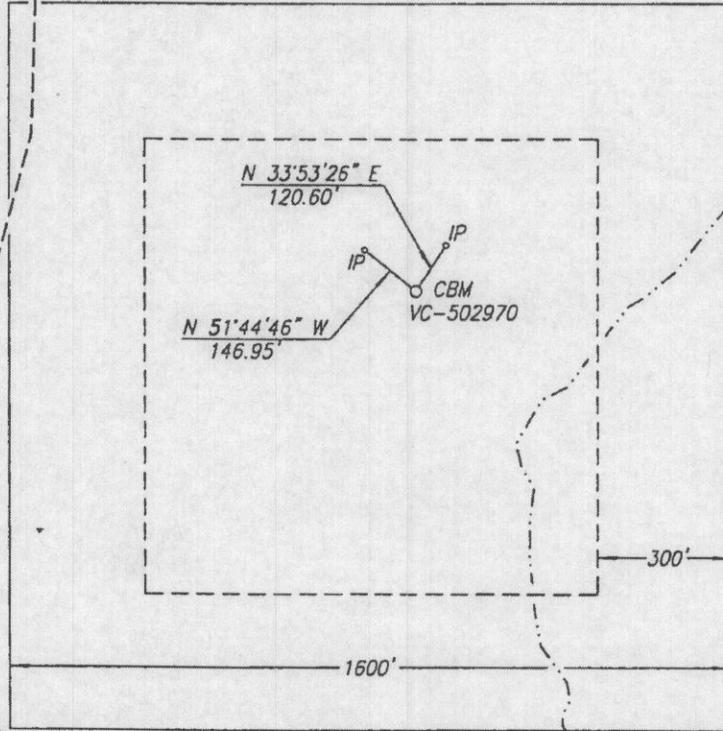
Latitude 37° 05' 00"

2,875'

Longitude 82° 10' 00"

Lease No. 241490L / T-408
 E. Sutherland
 382.22 Acres
 Clinchfield Coal Company /
 Pyxis Resources Company - surface & coal
 Pine Mountain Oil & Gas, Inc. - oil & gas
 Gas 58.30 Ac. 99:20%

B. S. Powers Heirs -
 surface, oil & gas
 53.15 Acres
 Clinchfield Coal Company /
 Pyxis Resources Company - coal
 Gas 0.47 ac. 0.80%



Well elevation determined by trigonometric leveling from BM MCD 227

Area of Unit = 58.77 Ac.

Well Coordinates: (VA St. Plane S. Zone,
 Calculated from CCC coordinates)
 N 291,353 E 920,142

Well Coordinates: (Clinchfield Coal Co.)
 S 8,934.71 E 52,801.19

WELL LOCATION PLAT

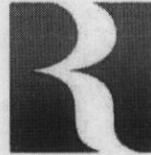
COMPANY Equitable Production Company WELL NAME AND NUMBER VC-502970
 TRACT NO. T-408 ELEVATION 1716.07 QUADRANGLE Duty
 COUNTY Dickenson DISTRICT Ervinton SCALE 1" = 400' DATE 8-28-2002

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



February 2, 2012

RANGE RESOURCES

Mr. Darrell C. Powers
Mrs. Dorothy Powers
P.O. Box 443
Clinchco, VA 24226

Re: **Permanent Release of CBM Royalty**
Well VC-535612, VC-502970, VC-502597, and VC-2844
Dickenson County, Virginia

Dear Mr. and Mrs. Powers:

As you are aware, EQT Production Company ("EQT") has drilled the above-referenced coalbed methane gas wells on a 53.15 acre tract ("Subject Tract") either under a pooling order from the Virginia Gas and Oil Board ("Board") or as voluntary drilling unit. For these wells, we are listed as having conflicting claims. Range Resources - Pine Mountain, Inc. ("RRPM") is listed as claiming under a coal title, and you are listed as claiming under a gas title. The plats indicating the location of each of the wells within the operating units are enclosed for your reference.

EQT, as operator of the unit, has placed or will place all royalty proceeds attributable to conflicting claims into an escrow or suspense account. In order to allow release of the royalty proceeds, RRPM hereby waives any claims to past or to future royalties attributable to your interest in these wells.

By copy of this letter, RRPM is requesting EQT to initiate distribution directly to you of all current royalties, as well as all future royalties, attributable to your interests in these wells.

Please be advised that EQT may require that you demonstrate that you are the current owner of the gas estate. You should work directly with EQT on that issue.

If you have any questions, please do not hesitate to call me at 276-619-2583.

Sincerely,

RANGE RESOURCES-PINE MOUNTAIN, INC.

Phil Horn
Land Manager

Enclosure

cc: Kristie Shannon, EQT
Debbie Louthian, RRPM

Range Resources - Pine Mountain, Inc.

406 W. Main Street
Abingdon: 779828-1

P. O. Box 2136

Abingdon, VA 24212

Tel. (276) 628-9001

Fax (276) 628-7246

10



February 2, 2012

RANGE RESOURCES

Mrs. Gaynell P. Sykes
 Mr. Clair Sykes
 3719 Grandin Road
 Roanoke, VA 24018

Re: **Permanent Release of CBM Royalty**
Well VC-535612, VC-502970, VC-502597, and VC-2844
Dickenson County, Virginia

Dear Mr. and Mrs. Sykes:

As you are aware, EQT Production Company ("EQT") has drilled the above-referenced coalbed methane gas wells on a 53.15 acre tract ("Subject Tract") either under a pooling order from the Virginia Gas and Oil Board ("Board") or as voluntary drilling unit. For these wells, we are listed as having conflicting claims. Range Resources - Pine Mountain, Inc. ("RRPM") is listed as claiming under a coal title, and you are listed as claiming under a gas title. The plats indicating the location of each of the wells within the operating units are enclosed for your reference.

EQT, as operator of the unit, has placed or will place all royalty proceeds attributable to conflicting claims into an escrow or suspense account. In order to allow release of the royalty proceeds, RRPM hereby waives any claims to past or to future royalties attributable to your interest in these wells.

By copy of this letter, RRPM is requesting EQT to initiate distribution directly to you of all current royalties, as well as all future royalties, attributable to your interests in these wells.

Please be advised that EQT may require that you demonstrate that you are the current owner of the gas estate. You should work directly with EQT on that issue.

If you have any questions, please do not hesitate to call me at 276-619-2583.

Sincerely,

RANGE RESOURCES-PINE MOUNTAIN, INC.

Phil Horn
 Land Manager

Enclosure

cc: Kristie Shannon, EQT
 Debbie Louthian, RRPM

Range Resources - Pine Mountain, Inc.

406 W. Main Street

P. O. Box 2136

Abingdon, VA 24212

Tel. (276) 628-9001

Fax (276) 628-7246

Abingdon: 779828-1



February 2, 2012

RANGE RESOURCES

Ms. Elizabeth Ann Powers
1972 Rose Ridge
Clintwood, VA 24228

Re: **Permanent Release of CBM Royalty**
Well VC-535612, VC-502970, VC-502597, and VC-2844
Dickenson County, Virginia

Dear Ms. Powers:

As you are aware, EQT Production Company ("EQT") has drilled the above-referenced coalbed methane gas wells on a 53.15 acre tract ("Subject Tract") either under a pooling order from the Virginia Gas and Oil Board ("Board") or as voluntary drilling unit. For these wells, we are listed as having conflicting claims. Range Resources - Pine Mountain, Inc. ("RRPM") is listed as claiming under a coal title, and you are listed as claiming under a gas title. The plats indicating the location of each of the wells within the operating units are enclosed for your reference.

EQT, as operator of the unit, has placed or will place all royalty proceeds attributable to conflicting claims into an escrow or suspense account. In order to allow release of the royalty proceeds, RRPM hereby waives any claims to past or to future royalties attributable to your interest in these wells.

By copy of this letter, RRPM is requesting EQT to initiate distribution directly to you of all current royalties, as well as all future royalties, attributable to your interests in these wells.

Please be advised that EQT may require that you demonstrate that you are the current owner of the gas estate. You should work directly with EQT on that issue.

If you have any questions, please do not hesitate to call me at 276-619-2583.

Sincerely,

RANGE RESOURCES-PINE MOUNTAIN, INC.

Phil Horn
Land Manager

Enclosure

cc: Kristie Shannon, EQT
Debbie Louthian, RRPM

Range Resources - Pine Mountain, Inc.

406 W. Main Street

P. O. Box 2136

Abingdon, VA 24212

Tel. (276) 628-9001

Fax (276) 628-7246

Abingdon: 779828-1



February 2, 2012

RANGE RESOURCES

Ms. Betty Lou Powers
971 Dixie Road
Greenville, TN 37743

Re: **Permanent Release of CBM Royalty
Well VC-535612, VC-502970, VC-502597, and VC-2844
Dickenson County, Virginia**

Dear Ms. Powers:

As you are aware, EQT Production Company ("EQT") has drilled the above-referenced coalbed methane gas wells on a 53.15 acre tract ("Subject Tract") either under a pooling order from the Virginia Gas and Oil Board ("Board") or as voluntary drilling unit. For these wells, we are listed as having conflicting claims. Range Resources - Pine Mountain, Inc. ("RRPM") is listed as claiming under a coal title, and you are listed as claiming under a gas title. The plats indicating the location of each of the wells within the operating units are enclosed for your reference.

EQT, as operator of the unit, has placed or will place all royalty proceeds attributable to conflicting claims into an escrow or suspense account. In order to allow release of the royalty proceeds, RRPM hereby waives any claims to past or to future royalties attributable to your interest in these wells.

By copy of this letter, RRPM is requesting EQT to initiate distribution directly to you of all current royalties, as well as all future royalties, attributable to your interests in these wells.

Please be advised that EQT may require that you demonstrate that you are the current owner of the gas estate. You should work directly with EQT on that issue.

If you have any questions, please do not hesitate to call me at 276-619-2583.

Sincerely,

RANGE RESOURCES-PINE MOUNTAIN, INC.

Phil Horn
Land Manager

Enclosure

cc: Kristie Shannon, EQT
Debbie Louthian, RRPM

Range Resources - Pine Mountain, Inc.

406 W. Main Street

P. O. Box 2136

Abingdon, VA 24212

Tel. (276) 628-9001

Fax (276) 628-7246

Abingdon: 779828-1

BK 499PG 206

EXHIBIT "B"
VC-502970
VGOB 02-1015-1085

<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>Gas Estate Only</u>				
1	Pittston Company* c/o Pine Mountain Oil & Gas, Inc. Attn: Richard Brillhart PO Box 5100 Lebanon, VA 24226	Leased-EPC 241490L 01 Tract T-408 <i>Tax map # 20571</i>	99.200000%	58.3000	0.12400000	RI
	Equitable Production Company				0.86800000	WI
2	B.S. Powers Heirs Barnum S. Powers** Route 1, Box 402 Clintwood, VA 24228	<i>Tax map # 3505</i> Unleased	0.200000%	0.1175	0.00025000	RI
	Darrell C. Powers and Dorothy Powers, his wife Box 443 Clinchco, VA 24226	Unleased	0.200000%	0.1175	0.00025000	RI
	Gaynell Sykes and Clair Sykes, H/W 3719 Grandin Road, S.W. Roanoke VA 24018	Unleased	0.200000%	0.1175	0.00025000	RI
	Betty Lou Powers, widow 971 Dixie Road Greenville, TN 37743	Unleased	0.200000%	0.1175	0.00025000	RI
	Equitable Production Company				0.00700000	WI
TOTAL GAS ESTATE			100.000000%	58.7700	1.00000000	

Coal Estate Only

1	Pittston Company* c/o Pine Mountain Oil & Gas, Inc. Attn: Richard Brillhart PO Box 5100 Lebanon, VA 24226	Leased-EPC 241490L 01 Tract T-408	99.200000%	58.3000	0.12400000	RI
2	Pittston Company* c/o Pine Mountain Oil & Gas, Inc. Attn: Richard Brillhart PO Box 5100 Lebanon, VA 24226	Leased-EPC 241490L 01 Tract T-408	0.800000%	0.4700	0.00100000	RI
					Equitable Production Company	0.87500000 WI
TOTAL COAL ESTATE			100.000000%	58.7700	0.12500000	

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

** Conveyed via Deed of Gift from Barnum S Powers, Jr to Elizabeth Ann Powers on May 25, 2005 in Dickenson County, VA
Recorded at Book 413 Page 389. Instrument No. 050001245

**EXHIBIT "EE"
VC-502970
VGOB 02-1015-1085**

<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>				
2	B.S. Powers Heirs Barnum S. Powers** Route 1, Box 402 Clintwood, VA 24228	Unleased	0.200000%	0.1175
	Darrell C. Powers and Dorothy Powers, his wife Box 443 Clinchco, VA 24226	Unleased	0.200000%	0.1175
	Gaynell Sykes and Clair Sykes, H/W 3719 Grandin Road, S.W. Roanoke VA 24018	Unleased	0.200000%	0.1175
	Betty Lou Powers, widow 971 Dixie Road Greenville, TN 37743	Unleased	0.200000%	0.1175
			Total	0.800000%
				0.4700
2	Pittston Company* c/o Pine Mountain Oil & Gas, Inc. Attn: Richard Brillhart PO Box 5100 Lebanon, VA 24226	Leased-EPC 241490L 01 Tract T-408	0.000000%	0.0000
			Total	0.000000%
				0.0000
Total Subsequent to RR-PM Waiver			0.80%	0.47

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

** Conveyed via Deed of Gift from Barnum S Powers, Jr to Elizabeth Ann Powers on May 25, 2005 in Dickenson County, VA Recorded at Book 413 Page 389. Instrument No. 050001245

16

BK 499PG 209

4135 389

INSTRUMENT NO. 05001215
Recorded in the Clerk's Office
of Dickenson County

*This instrument prepared by Benjamin F. Sutherland, Attorney-at-Law
Title Examination and Search for Liens not Performed*

Tax ID #: 3505

DEED OF GIFT

RECORDATION TAX EXEMPT

Va. Code, § 58.1-811D

THIS DEED OF GIFT, made this 25th day of May, 2005, by and between **BARNUM S.**

POWERS, JR., the Grantor, and **ELIZABETH ANN POWERS**, his wife, the Grantee, whose address is Route 1, Box 402, Clintwood, Virginia 24228.

WITNESSETH:

WHEREAS, Ritison Powers, who died April 16, 1929, by his will, duly probated and recorded in the Clerk's Office of Dickenson County, Virginia, in Will Book No. 2, page 67, devised 150 acres of his home place on the waters of Frying Pan Creek to his three sons, Trigg M. Powers, Barnum S. Powers, Sr. and Clyde Powers; and

WHEREAS, Trigg M. Powers, Barnum S. Powers, Sr. and Clyde Powers divided the 150 acre tract, and the share of Barnum S. Powers, Sr. was conveyed to him, as Barnum S. Powers, by Trigg M. and Tennessee Powers, husband and wife, and Clyde and Elma Powers, husband and wife, by deed dated July 22, 1948, of record in said Clerk's Office in Deed Book No. 94, page 465, the portion so conveyed to Barnum S. Powers, Sr., being described as containing 53.15 acres by survey made in 1930; and

WHEREAS, Barnum S. Powers, Sr. died intestate March 24, 1951, survived by his wife,

Audrey C. Powers (who thereafter died), and by his five children, Barnum S. Powers, Jr. (the Grantor herein), Darrell C. Powers, Franklin Powers, James Powers and Gay P. Sykes, as his heirs at law; and

WHEREAS, Barnum S. Powers, Jr. desires to convey all his undivided interest in the 53.15 acre tract to his wife, Elizabeth Ann Powers.

NOW THEREFORE THIS DEED FURTHER WITNESSETH.

That for and in consideration of love and affection for his wife, the Grantee, Grantor does hereby grant and convey to **ELIZABETH ANN POWERS**, with General Warranty and English covenants of title, all of Grantor's undivided interest in that certain tract of land, situated in Ervinton Magisterial District of Dickenson County, Virginia, on the waters of Frying Pan Creek, and more particularly described as follows:

BEGINNING at a chestnut oak (lightning-struck) on a knob, cucumber and dogwood witnesses, corner of the H. W. Sutherland tract, formerly owned by the Clinchfield Coal Corporation, and also a corner to Parcel 1 of the Ritison Powers land, which Parcel was formerly owned by Clyde (B. C.) Powers; thence with the said Sutherland tract

- S 71-54 E 252.7 feet to a chestnut oak on a spur, 50.0 feet north of a fence and 15.0 feet south of a trail, maple and sourwood witnesses; thence
- N 49-09 E 527.2 feet to a concrete monument between two small chestnut stumps on a spur in the edge of a field, chestnut oak and black oak witnesses; thence
- S 61-34 E 374.9 feet to a stake in a gap at the head of Stone Coal Branch, 14.0 feet east of a stable, (two chestnut bushes called for), sassafras and barn shed post witnesses; thence
- S 83-10 E 148.1 feet to a concrete monument by a chestnut oak stump on a ridge, red oak and chestnut oak stump witnesses; thence

BK 413PG 391

N 16-54 W 39.5 feet	to a dogwood in a field, 10.0 feet west of the top of the ridge, two sassafras witnesses; thence
N 30-41 E 393.5 feet	to two locusts (one dead), 30.0 feet west of the top of the ridge between Lick Branch and Frying Pan Creek, two chestnut witnesses, corner of the Ezekiel Sutherland Heirs tract, formerly owned by Clinchfield Coal Corporation; thence with said tract
S 39-36 E 834.4 feet	to three small sourwoods on a spur, chestnut and hickory witnesses; thence
S 67-01 W 298.0 feet	to a lyan in a hollow, 7.0 feet below the fence, poplar and chestnut witnesses; thence
S 01-21 W 414.6 feet	to a black gum on a spur, chestnut oak and sourwood witnesses; thence
S 30-09 W 252.0 feet	to a fallen ash in the center of a hollow, two chestnut witnesses; thence
S 32-43 E 377.3 feet	to a poplar and sourwood on a spur, chestnut and dogwood witnesses; thence
S 02-09 W 375.8 feet	to a chestnut oak on a spur, sourwood and chestnut witnesses; thence
S 14-55 W 360.1 feet	to a small black oak and sourwood on a spur, maple and dogwood witnesses; thence
N 79-15 W 509.5 feet	to a concrete monument by a poplar stump on a spur, two chestnut witnesses, corner of Parcel 3 of the Ritison Powers land, containing 63.96 acres, acquired by Trigg M. Powers by deed dated July 22, 1948, recorded in said Clerk's Office in Deed Book No. 94, page 463; thence with the Trigg M. Powers tract
N 25-27 E 666.5 feet	to a chestnut oak on the east edge of a spur, two sourwood witnesses; thence
N 51-49 W 488.4 feet	to a chestnut oak on a spur, chestnut oak and hickory witnesses; thence

BK 499PG 212

413PG 392

S 46-38 W 424.7 feet

to a black pine on the south edge of the spur, chestnut and sourwood pointers; thence

N 43-57 W 1,112.7 feet

to a chestnut on a spur by a fence, corner of Parcel 1 of the Ritison Powers land; thence with same

N 18-45 E 511.4 feet

to the BEGINNING, containing 53.15 acres, by survey made in 1930, and being the same land conveyed to Barnum S. Powers, Sr. by Trigg M. and Tennessee Powers, husband and wife, and Clyde and Elma Powers, husband and wife, by deed dated July 22, 1948, of record in said Clerk's Office in Deed Book No. 94, page 465, and consisting of two smaller tracts, namely, (1) 30 acres conveyed by Ezekiel Sutherland and wife to Ritison Powers by deed dated October 5, 1893, of record in said Clerk's Office in Deed Book No. 13, page 417; and (2) a portion of the 154 acre tract conveyed by James H. Powers and wife to Ritison Powers by deed dated March 30, 1893, of record in said Clerk's Office in Deed Book No. 11, page 211.

All easements, rights of way and other appurtenances of the 53.15 acre tract in which an undivided interest is conveyed by this deed are hereby conveyed to the Grantee.

There is reserved and excepted from this conveyance the right of way across the above described land, for the benefit of Ritison Powers Tracts 1 (the Clyde Powers tract) and 3 (the Trigg M. Powers tract), which was reserved and excepted in the above mentioned deed from Trigg M and Clyde Powers and their wives to Barnum S. Powers, Sr.

There is also reserved and excepted all the coal and other materials and rights heretofore conveyed away by proper deeds of record.

WITNESS the following signature and seal

Barnum S. Powers, Jr.

(SEAL)
BARNUM S. POWERS, JR.

STATE OF VIRGINIA

BK 499PG 213

413PG 393

COUNTY OF DICKENSON, to-wit

The foregoing instrument was acknowledged before me this 25th day of May, 2005, by Barnum S. Powers, Jr.

Charlotte Rose

NOTARY PUBLIC

My commission expires 9-30-2008

INSTRUMENT #050001245
RECORDED IN THE CLERK'S OFFICE OF
DICKENSON ON
JUNE 15, 2005 AT 10:08AM
JOE TATE, CLERK

RECORDED BY: TJB

VIRGINIA: IN THE OFFICE OF THE CLERK OF THE CIRCUIT COURT OF DICKENSON COUNTY, June 15, 2005 This deed was this day presented in said office, and upon the certificate of acknowledgment thereto annexed, admitted to record at 10:08 o'clock A.M, after payment of \$ tax imposed by Sec. 58.1-902.

Original returned this date to: Elizabeth Powers

TESTE: JOE TATE, CLERK
BY: Tracey Baker D. CLERK

INSTRUMENT #120001017
RECORDED IN THE CLERK'S OFFICE OF
DICKENSON ON
AUGUST 2, 2012 AT 02:00PM
RICHARD W. EDWARDS, CLERK
RECORDED BY: OCH

Hagy, Sharon (DMME)

From: VITASHARE System [vitashare@vita.virginia.gov]
Sent: Wednesday, August 08, 2012 8:47 AM
To: Hagy, Sharon (DMME)
Subject: Status Change for Transaction FJG45QJWDZ72SVMK

Sharon Hagy,
The status for your job id FJG45QJWDZ72SVMK, has changed to 'download page accessed from IP address: 166-67-66-7'.
You can view your job here
<<https://vitashare.vita.virginia.gov/fcweb/viewJobLink.do?JOBIDX=FJG45QJWDZ72SVMK>> .

Date: Wed, Aug 8, at 08:44

Transaction Details:

Acknowledge Security Policy: I understand that this system is not intended for sensitive data.

Recipient's Email example- user1@virginia.gov, user2@virginia.gov: ATolman@eqt.com, dldavis@firstbank.com, gloria.clark@dmme.virginia.gov, KShannon@eqt.com, mbarbour@eqt.com, sep@wilhoitandkaiser.com

Message - Describe file attachment: Please see the recorded disbursement orders for the following dockets: 1085-01 2071-01 Let me know if you are unable to download the files. Thank you, Sharon sharon.hagy@dmme.virginia.gov

Notify me when the file is downloaded?: Yes

Pin: 889422

Files:

1085-01_Disbursement.tif
2071-01_Disbursement.tif

First Bank & Trust Company
8001085 - VC502970

Trade Date *08/09/2012*
Settlement Date 08/09/2012
Time Modified 08/08/2012
Description VGOB Docket #02-1015-1085-01
Well: 502970 Tract 2
Payee Elizabeth Ann Powers Branham
FBO Elizabeth Ann Powers Branham
Tax Year 2012
Transaction Type Distribution Per Virginia Gas & Oil Board

Less:

Check Number 29890
Gross Distribution \$463.56

Net Distribution \$463.56

8001085 - VC502970

Trade Date 08/09/2012
Settlement Date 08/09/2012
Time Modified 08/08/2012
Description VGOB Docket #02-1015-1085-01
Well: 502970 Tract 2
Payee Elizabeth Ann Powers Branham
FBO Elizabeth Ann Powers Branham
Tax Year 2012
Transaction Type Distribution Per Virginia Gas & Oil Board

Less:

Check Number 29890
Gross Distribution \$463.56

Net Distribution \$463.56

THIS DOCUMENT HAS A MULTI-COLORED FACE THAT CHANGES COLOR GRADUALLY.

SEE LIST OF SECURITY FEATURES ON THE BACK. DO NOT CASH UNLESS ALL ARE PRESENT.

First Bank & Trust Company
Wealth Management Group

TRUST DIVISION
38 E VALLEY DRIVE
BRISTOL, VA 24201
(866) 505-1496

08/09/2012 68-446
514

CHECK NO. 029890

8001085 - VC502970

\$463.56

Dollars

Four hundred sixty three and 56/100

PAY TO THE ORDER OF

ELIZABETH ANN POWERS BRANHAM
1972 ROSE RIDGE
CLINTWOOD VA 24228

Elizabeth Ann Powers Branham

⑈029890⑈ ⑆051404464⑆ 2001 004 7⑈

Details on back
Security Features included

First Bank
8001085 - VC502970

Trade Date *Management Group* 08/09/2012

Settlement Date 08/09/2012

Time Modified 08/08/2012

Description VGOB Docket #02-1015-1085-01
Well: 502970 Tract 2

Payee Dorothy L Powers

FBO Dorothy L Powers

Tax Year 2012

Transaction Type Distribution Per Virginia Gas & Oil Board

Less:

Check Number 29892
Gross Distribution \$463.56

Net Distribution \$463.56

8001085 - VC502970

Trade Date 08/09/2012

Settlement Date 08/09/2012

Time Modified 08/08/2012

Description VGOB Docket #02-1015-1085-01
Well: 502970 Tract 2

Payee Dorothy L Powers

FBO Dorothy L Powers

Tax Year 2012

Transaction Type Distribution Per Virginia Gas & Oil Board

Less:

Check Number 29892
Gross Distribution \$463.56

Net Distribution \$463.56

THIS DOCUMENT HAS A MULTI-COLORED FACE THAT CHANGES COLOR GRADUALLY.

SEE LIST OF SECURITY FEATURES ON THE BACK. DO NOT CASH UNLESS ALL ARE PRESENT.

First Bank
& Trust Company
Wealth Management Group

TRUST DIVISION
38 E VALLEY DRIVE
BRISTOL, VA 24201
(866) 505-1496

08/09/2012

68-446
514

CHECK
NO. 029892

8001085 - VC502970

\$463.56

Four hundred sixty three and 56/100

Dollars

PAY TO THE ORDER OF

DOROTHY L POWERS
434 SHIFTY LANE
PO BOX 443
CLINCHCO VA 24226

Dorothy L Powers

⑈029892⑈ ⑆051404464⑆ 2001 004 7⑈

Details on back
Security Features Included

1 1/2" x 5 1/2" **First Bank & Trust Company**
8001085 - VC502970

Trade Date *08/09/2012*
Settlement Date 08/09/2012
Time Modified 08/08/2012
Description VGOB Docket #02-1015-1085-01
Well: 502970 Tract 2
Payee Gaynell P Sykes
FBO Gaynell P Sykes
Tax Year 2012
Transaction Type Distribution Per Virginia Gas & Oil Board

Less:

Check Number 29894
Gross Distribution \$463.56

Net Distribution \$463.56

8001085 - VC502970

Trade Date 08/09/2012
Settlement Date 08/09/2012
Time Modified 08/08/2012
Description VGOB Docket #02-1015-1085-01
Well: 502970 Tract 2
Payee Gaynell P Sykes
FBO Gaynell P Sykes
Tax Year 2012
Transaction Type Distribution Per Virginia Gas & Oil Board

Less:

Check Number 29894
Gross Distribution \$463.56

Net Distribution \$463.56

THIS DOCUMENT HAS A MULTI-COLORED FACE THAT CHANGES COLOR GRADUALLY. SEE LIST OF SECURITY FEATURES ON THE BACK. DO NOT CASH UNLESS ALL ARE PRESENT.

First Bank & Trust Company
Wealth Management Group

TRUST DIVISION
38 E VALLEY DRIVE
BRISTOL, VA 24201
(866) 505-1496

08/09/2012

68-446
514

CHECK NO. 029894

8001085 - VC502970

\$463.56

Four hundred sixty three and 56/100

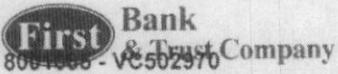
Dollars

PAY TO THE ORDER OF

GAYNELL P SYKES
4845 GLEN IVY LANE #318
ROANOKE VA 24018

⑈029894⑈ ⑆051404464⑆ 2001 004 7⑈

Details on back
Security Features Included



Trade Date *08/09/2012*
 Settlement Date 08/09/2012
 Time Modified 08/08/2012
 Description VGOB Docket #02-1015-1085-01
 Well: 502970 Tract 2
 Payee Betty L Powers
 FBO Betty L Powers
 Tax Year 2012
 Transaction Type Distribution Per Virginia Gas & Oil Board

Less:

Check Number 29896
 Gross Distribution \$463.55
 Net Distribution \$463.55

8001085 - VC502970

Trade Date 08/09/2012
 Settlement Date 08/09/2012
 Time Modified 08/08/2012
 Description VGOB Docket #02-1015-1085-01
 Well: 502970 Tract 2
 Payee Betty L Powers
 FBO Betty L Powers
 Tax Year 2012
 Transaction Type Distribution Per Virginia Gas & Oil Board

Less:

Check Number 29896
 Gross Distribution \$463.55
 Net Distribution \$463.55

THIS DOCUMENT HAS A MULTI-COLORED FACE THAT CHANGES COLOR GRADUALLY. SEE LIST OF SECURITY FEATURES ON THE BACK. DO NOT CASH UNLESS ALL ARE PRESENT.



8001085 - VC502970

TRUST DIVISION
 38 E VALLEY DRIVE
 BRISTOL, VA 24201
 (866) 505-1496

08/09/2012

68-446
514

CHECK NO. 029896

\$463.55

Dollars

Four hundred sixty three and 55/100

PAY TO THE ORDER OF

BETTY L POWERS
 971 DIXIE ROAD
 GREENEVILLE TN 37743

⑈029896⑈ ⑆051404464⑆ 2001 004 7⑈

Details on back Security Features on back



8001668 - P(-2)
 Trade Date *08/09/2012*
 Settlement Date 08/09/2012
 Time Modified 08/08/2012
 Description VGOB Docket #06-0718-1668-02
 Well: P(-2) Tract 1
 Payee Fairview Limited Partnership
 FBO Fairview Limited Partnership
 Tax Year 2012
 Transaction Type Distribution Per Virginia Gas & Oil Board

Check Number 29900
 Gross Distribution \$609.32
 Less:
 Net Distribution \$609.32

8001668 - P(-2)
 Trade Date 08/09/2012
 Settlement Date 08/09/2012
 Time Modified 08/08/2012
 Description VGOB Docket #06-0718-1668-02
 Well: P(-2) Tract 1
 Payee Fairview Limited Partnership
 FBO Fairview Limited Partnership
 Tax Year 2012
 Transaction Type Distribution Per Virginia Gas & Oil Board

Check Number 29900
 Gross Distribution \$609.32
 Less:
 Net Distribution \$609.32

THIS DOCUMENT HAS A MULTI-COLORED FACE THAT CHANGES COLOR GRADUALLY. SEE LIST OF SECURITY FEATURES ON THE BACK. DO NOT CASH UNLESS ALL ARE PRESENT.



TRUST DIVISION
 38 E VALLEY DRIVE
 BRISTOL, VA 24201
 (866) 505-1496

08/09/2012

68-446
 514

CHECK NO. 029900

8001668 - P(-2)

\$609.32

Six hundred nine and 32/100

Dollars

PAY TO THE ORDER OF

FAIRVIEW LIMITED PARTNERSHIP
 4710 HUNTERWOOD CIRCLE
 RICHMOND TX 77406

Robert L. Smith

⑈029900⑈ ⑆051404464⑆ 2001 004 7⑈

Security Features Included