

INSTRUMENT PREPARED BY  
VIRGINIA GAS AND OIL BOARD

ORDER RECORDED UNDER CODE  
OF VIRGINIA SECTION 45.1-361.26

V I R G I N I A :

BEFORE THE VIRGINIA GAS AND OIL BOARD

APPLICANT: **Equitable Production Company** ) VIRGINIA GAS  
 ) AND OIL BOARD  
RELIEF SOUGHT: POOLING OF INTERESTS IN A 58.77 )  
ACRE SQUARE DRILLING UNIT ) DOCKET NO.  
DESCRIBED IN **EXHIBIT A** HERETO ) **VGOB-08/03/18-2176**  
LOCATED IN THE **NORA** COAL BED GAS )  
FIELD AND SERVED BY WELL NO. )  
**VC-536972** (herein "Subject Drilling )  
Unit") PURSUANT TO VA. CODE )  
§§ 45.1-361.21 AND 45.1-361.22, )  
FOR THE PRODUCTION OF OCCLUDED )  
NATURAL GAS PRODUCED FROM COALBEDS )  
AND ROCK STRATA ASSOCIATED )  
THEREWITH (herein "Coalbed Methane )  
Gas" or "Gas") )

LEGAL DESCRIPTION:

SUBJECT DRILLING UNIT SERVED BY WELL NUMBERED )  
**VC-536972** (herein "Well") TO BE DRILLED IN )  
THE LOCATION DEPICTED ON **EXHIBIT A** HERETO, )  
**Range Resources-Pine Mountain Inc.** )  
**Tract T-51** )  
**St. Paul QUADRANGLE** )  
**Kenady MAGISTERIAL DISTRICT** )  
**DICKENSON COUNTY, VIRGINIA** )  
(the "Subject Lands" are more )  
particularly described on **Exhibit A**, )  
attached hereto and made a part hereof) )

TAX MAP IDENTIFICATIN NUMBERS:

TAX MAP IDENTIFICATIN NUMBERS FOR ALL PARCELS )  
AFFECTED BY THIS ORDER ARE SHOWN ON EXHIBIT(S) )  
**B-3**; WHICH IS/ARE ATTACHED TO AND A PART )  
OF THIS ORDER. )

REPORT OF THE BOARD

FINDINGS AND ORDER

1. Hearing Date and Place: This matter came on for hearing before the Virginia Gas and Oil Board (hereafter "Board") at 9:00 a.m. on **April 15, 2008** Southwest Higher Education Center, Campus of Virginia Highlands Community College, Abingdon, Virginia.

2. Appearances: **James E. Kaiser, of Wilhoit and Kaiser**, appeared for the Applicant.

3. Jurisdiction and Notice: Pursuant to Va. Code §§45.1-361.1 et seq., the Board finds that it has jurisdiction over the subject matter. Based upon the evidence presented by Applicant, the Board also finds that the Applicant has (1) exercised due diligence in conducting a meaningful search of reasonably available sources to determine the identity and whereabouts of each gas and oil owner, coal owner, or mineral owner and/or potential owner, i.e., person identified by Applicant as having ("Owner") or claiming ("Claimant") the rights to Coalbed Methane Gas in all Pennsylvania-aged coals from the top of the Raven, including but not limited to Jawbone, Greasy Creek, C-Seam, War Creek, Unnamed C, Lower Horsepen, X-Seam, Poco 9, Poco 5, Poco 4 Rider, and any other unnamed coal seams, coalbeds and rock strata associated therewith (hereafter "Subject Formations") in the Subject Drilling Unit underlying and comprised of Subject Lands; (2) represented it has given notice to those parties so identified (hereafter sometimes "person(s)" whether referring to individuals, corporations, partnerships, associations, companies, businesses, trusts, joint ventures or other legal entities) entitled by Va. Code §§ 45.1-361.19 and 45.1-361.22, to notice of the application filed herein; and (3) that the persons set forth in **Exhibit B-3** hereto have been identified by Applicant as persons who may be Owners or Claimants of Coalbed Methane Gas interests in Subject Formations in the Subject Drilling Unit who have not heretofore agreed to lease or sell to the Applicant and/or voluntarily pool their Gas interests. Conflicting Gas Owners/Claimants in Subject Drilling Unit are listed on **Exhibit E**. Further, the Board has caused notice of this hearing to be published as required by Va. Code § 45.1-361.19.B. Whereupon, the Board hereby finds that the notices given herein satisfy all statutory requirements, Board rule requirements and the minimum standards of state due process.

4. Amendments: **Exhibit B-2 & B-3.**

5. Dismissals: **NONE.**

6. Relief Requested: Applicant requests (1) that pursuant to Va. Code § 45.1-361.22, including the applicable portions of § 45.1-361.21, the Board pool the rights, interests and estates in and to the Gas in the Subject Drilling Unit, including those of the Applicant and of the known and unknown persons named in **Exhibit B-3** hereto and that of their known and unknown heirs, executors, administrators, devisees, trustees, assigns and successors, both immediate and remote, for the drilling and operation, including production, of Coalbed Methane Gas produced from the Subject Drilling Unit established for the Subject Formations underlying and comprised of the Subject Lands, (hereafter sometimes collectively identified and referred to as "well development and/or operation in the Subject Drilling Unit"); and, (2) that the Board designate **Equitable Production Company** as the Unit Operator.

7. Relief Granted: The requested relief in this cause shall be and hereby is granted and: (1) pursuant to Va. Code § 45.1-361.21.C.3, **Equitable Production Company** (hereafter "Unit Operator" or "Operator") is designated as the Unit Operator authorized to drill and operate the Well in Subject Drilling Unit at the location depicted on the plat attached hereto as **Exhibit A**, subject to the permit provisions contained in Va. Code § 45.1-361.27, et seq.; to §§ 4 VAC 25-150 et seq., Gas and Oil Regulations; to § 4 VAC 25-160

et seq., Virginia Gas and Oil Board Regulations and to the Nora Coal Bed Gas Field Rules established by the Oil and Gas Conservation Board's Order entered March 26, 1989; all as amended from time to time; and (2) all the interests and estates in and to the Gas in Subject Drilling Unit, including that of the Applicant, the Unit Operator and of the known and unknown persons listed on **Exhibit B-3**, attached hereto and made a part hereof, and their known and unknown heirs, executors, administrators, devisees, trustees, assigns and successors, both immediate and remote, be and hereby are pooled in the Subject Formations in the Subject Formation in the Subject Drilling Unit underlying and comprised of the Subject Lands.

Pursuant to the Nora Coal Field Rules promulgated under the authority of Va. Code § 45.1-361.20, the Board has adopted the following method for the calculation of production and revenue and allocation of allowable costs for the production of Coalbed Methane Gas.

For Frac Well Gas. - Gas shall be produced from and allocated to only the 58.77 acre drilling unit in which the well is located according to the undivided interests of each Owner/Claimant within the unit, which undivided interest shall be the ratio (expressed as a percentage) that the amount of mineral acreage within each separate tract that is within the Subject Drilling Unit, when platted on the surface, bears to the total mineral acreage, when platted on the surface, contained within the entire 58.77-acre drilling unit in the manner set forth in the Nora Field Rules.

8. Election and Election Period: In the event any Owner or Claimant named in **Exhibit B-3** hereto does not reach a voluntary agreement to share in the operation of the well located in the Subject Drilling Unit, at a rate of payment mutually agreed to by said Gas Owner or Claimant and the Unit Operator, then such person named may elect one of the options set forth in Paragraph 9 below and must give written notice of his election of the option selected under Paragraph 9 to the designated Unit Operator at the address shown below within thirty (30) days from the date of receipt of a copy of this Order. A timely election shall be deemed to have been made if, on or before the last day of said 30-day period, such electing person has delivered his written election to the designated Unit Operator at the address shown below or has duly postmarked and placed its written election in first class United States mail, postage prepaid, addressed to the Unit Operator at the address shown below.

9. Election Options:

9.1 Option 1 - To Participate In The Development and Operation of the Drilling Unit: Any Gas Owner or Claimant named in **Exhibit B-3** who has not reached a voluntary agreement with the Applicant or Unit Operator may elect to participate in the Well development and operation in the Subject Drilling Unit (hereafter "Participating Operator") by agreeing to pay the estimate of such Participating Operator's proportionate part of the actual and reasonable costs, including a reasonable supervision fee, of the Well development and operation in the Subject Drilling Unit, as more particularly set forth in Virginia Gas and Oil Board Regulation 4 VAC 25-160-100 (herein "Completed for Production

Costs"). Further, a Participating Operator agrees to pay the estimate of such Participating Operator's proportionate part of the Estimated, Completed-for-Production Costs as set forth below to the Unit Operator within forty-five (45) days from the later of the date of mailing or the date of recording of this Order. The estimated Completed-for-Production Costs for the Subject Drilling Unit are as follows:

Completed-for-Production Costs: \$334,200.00

Any gas owner and/or claimants named in **Exhibit B-3**, who elect this option (Option 1) understand and agree that their initial payment under this option is for their proportionate share of the Applicant's estimate of actual costs and expenses. It is also understood by all persons electing this option that they are agreeing to pay their proportionate share of the actual costs and expenses as determined by the operator named in this Board Order.

A Participating Operator's proportionate cost hereunder shall be the result obtained by multiplying the Participating Operators' "Interest in Unit" times the Completed-for-Production Cost set forth above. Provided, however, that in the event a Participating Operator elects to participate and fails or refuses to pay the estimate of his proportionate part of the Completed-for-Production Cost as set forth above, all within the time set forth herein and in the manner prescribed in Paragraph 8 of this Order, then such Participating Operator shall be deemed to have elected not to participate and to have elected compensation in lieu of participation pursuant to Paragraph 9.2 herein.

- 9.2 Option 2 - To Receive A Cash Bonus Consideration: In lieu of participating in the Well development and operation in Subject Drilling Unit under Paragraph 9.1 above, any Gas Owner or Claimant named in **Exhibit B-3** hereto who has not reached a voluntary agreement with the Unit Operator may elect to accept a cash bonus consideration of \$5.00 per net mineral acre owned by such person, commencing upon entry of this Order and continuing annually until commencement of production from Subject Drilling Unit, and thereafter a royalty of 1/8th of 8/8ths [twelve and one-half percent (12.5%)] of the net proceeds received by the Unit Operator for the sale of the Gas produced from any Well development and operation covered by this Order multiplied by that person's Interest Within Unit as set forth in **Exhibit B-3** [for purposes of this Order, net proceeds shall be actual proceeds received less post-production costs incurred downstream of the wellhead, including, but not limited to, gathering, compression, treating, transportation and marketing costs, whether performed by Unit Operator or a third person] as fair, reasonable and equitable compensation to be paid to said Gas Owner or Claimant. The initial cash bonus shall become due and owing when so elected and shall be tendered, paid or escrowed within one hundred twenty (120) days of recording of this Order. Thereafter, annual cash bonuses, if any, shall become due and owing on each anniversary of the date of recording of this order

in the event production from Subject Drilling Unit has not theretofore commenced, and once due, shall be tendered, paid or escrowed within sixty (60) days of said anniversary date. Once the initial cash bonus and the annual cash bonuses, if any, are so paid or escrowed, said payment(s) shall be satisfaction in full for the right, interests, and claims of such electing person in and to the Gas produced from Subject Formation in the Subject Lands, except, however, for the 1/8th royalties due hereunder.

Subject to a final legal determination of ownership, the election made under this Paragraph 9.2, when so made, shall be satisfaction in full for the right, interests, and claims of such electing person in any well development and operation covered hereby and such electing person shall be deemed to have and hereby does assign its right, interests, and claims in and to the Gas produced from Subject Formation in the Subject Drilling Unit to the Applicant.

- 9.3. Option 3 - To Share In The Development And Operation As A Non-Participating Person On A Carried Basis And To Receive Consideration In Lieu Of Cash: In lieu of participating in the Well development and operation of Subject Drilling Unit under Paragraph 9.1 above and in lieu of receiving a cash bonus consideration under Paragraph 9.2 above, any Gas Owner or Claimant named in **Exhibit B-3** who has not reached a voluntary agreement with the Unit Operator may elect to share in the well development and operation in Subject Drilling Unit on a carried basis (as a "Carried Well Operator") so that the proportionate part of the Completed-for-Production Costs hereby allocable to such Carried Well Operator's interest is charged against such Carried Well Operator's share of production from Subject Drilling Unit. Such Carried Well Operator's rights, interests, and claims in and to the Gas in Subject Drilling Unit shall be deemed and hereby are assigned to the Unit Operator until the proceeds from the sale of such Carried Well Operator's share of production from Subject Drilling Unit (exclusive of any royalty, excess or overriding royalty, or other non-operating or non cost-bearing burden reserved in any lease, assignment thereof or agreement relating thereto covering such interest) equals three hundred percent (300%) for a leased interest or two hundred percent (200%) for an unleased interest (whichever is applicable) of such Carried Well Operator's share of the Completed-for-Production Costs allocable to the interest of such Carried Well Operator. Any Gas Owner and/or Claimant named in **Exhibit B-3** who elects this option (Option 3) understands and agrees that Completed-for-Production Costs are the Operator's actual costs for well development and operation. When the Unit Operator recoups and recovers from such Carried Well Operator's assigned interest the amounts provided for above, then, the assigned interest of such Carried Well Operator shall automatically revert back to such Carried Well Operator, and from and after such reversion, such Carried Well Operator shall be treated as if it had participated initially under Paragraph 9.1 above; and thereafter, such participating person shall be charged with and shall pay his

proportionate part of all further costs of such well development and operation.

Subject to a final legal determination of ownership, the election made under this Paragraph 9.3, when so made, shall be satisfaction in full for the right, interests, and claims of such electing person in any Well development and operation covered hereby and such electing person shall be deemed to have and hereby does assign his right, interests, and claims in and to the Gas produced from Subject Formation in the Subject Drilling Unit to the Applicant for the period of time during which its interest is carried as above provided prior to its reversion back to such electing person.

10. Failure to Properly Elect: In the event a person named in **Exhibit B-3** hereto has not reached a voluntary agreement with the Applicant or Unit Operator and fails to elect within the time, in the manner, and in accordance with the terms of this Order, one of the alternatives set forth in Paragraph 9 above for which his interest qualifies, then such person shall be deemed to have elected not to participate in the proposed Well development and operation in Subject Drilling Unit and shall be deemed, subject to any final legal determination of ownership, to have elected to accept as satisfaction in full for such person's right, interests, and claims in and to the Gas the consideration provided in Paragraph 9.2 above for which its interest qualifies, and shall be deemed to have leased and/or assigned his right, interests, and claims in and to said Gas produced from Subject Formation in Subject Drilling Unit to the Unit Operator. Persons who fail to properly elect shall be deemed to have accepted the compensation and terms set forth herein at Paragraph 9.2 in satisfaction in full for the right, interests, and claims of such person in and to the Gas produced from Subject Formation underlying Subject Lands.

11. Default By Participating Person: In the event a person named in **Exhibit B-3** elects to participate under Paragraph 9.1, but fails or refuses to pay, to secure the payment or to make an arrangement with the Unit Operator for the payment of such person's proportionate part of the estimated Completed-for-Production costs as set forth herein, all within the time and in the manner as prescribed in this Order, then such person shall be deemed to have withdrawn his election to participate and shall be deemed to have elected to accept as satisfaction in full for such person's right, interests, and claims in and to the Gas the consideration provided in Paragraph 9.2 above for which his interest qualifies depending on the excess burdens attached to such interest. Whereupon, any cash bonus consideration due as a result of such deemed election shall be tendered, paid or escrowed by Unit Operator within one hundred twenty (120) days after the last day on which such defaulting person under this Order should have paid his proportionate part of such cost or should have made satisfactory arrangements for the payment thereof. When such cash bonus consideration is paid or escrowed, it shall be satisfaction in full for the right, interests, and claims of such person in and to the Gas underlying Subject Drilling Unit in the Subject Lands covered hereby, except, however, for any 1/8th royalties which would become due pursuant to Paragraph 9.2 hereof.

12. Assignment of Interest: In the event a person named in **Exhibit B-3** is unable to reach a voluntary agreement to share in the Well development and operation in Subject Drilling Unit at a rate of payment agreed to mutually by said Gas Owner or Claimant and the Unit Operator, and said person elects or fails to elect to do other than participate under Paragraph 9.1 above in the Well development and operation in Subject Drilling Unit, then such person shall be deemed to have and shall have assigned unto Unit Operator such person's right, interests, and claims in and to said Well, in Subject Formations in Subject Drilling Unit, and other share in and to Gas production to which such person may be entitled by reason of any election or deemed election hereunder in accordance with the provisions of this Order governing said elections.

13. Unit Operator (or Operator): **Equitable Production Company** shall be and hereby is designated as Unit Operator authorized to drill and operate the Well(s) in Subject Formations in Subject Drilling Unit, all subject to the permit provisions contained in Va. Code §§ 45.1-361.27 et seq.; §§ 4 VAC 25-150 et seq., Gas and Oil Regulations; §§ 4 VAC 25-160 et seq., Virginia Gas and Oil Board Regulations; Oil and Gas Conservation Board ("OGCB") Order establishing the Nora Coal Bed Gas Field Rules entered March 26, 1989; all as amended from time to time, and all elections required by this Order shall be communicated to Unit Operator in writing at the address shown below:

**Equitable Production Company**  
**Land Administration**  
**P.O. Box 23536**  
**Pittsburgh, PA 15222**  
**Attn: Nicole Atkison**  
**Phone: 412-395-2099**

14. Commencement of Operations: Unit Operator shall commence or cause to commence operations for the drilling of the Well within Subject Drilling Unit within seven hundred thirty (730) days from the date of this Order, and shall prosecute the same with due diligence. If the Unit Operator has not so commenced and/or prosecuted, then this order shall terminate, except for any cash sums then payable hereunder; otherwise, unless sooner terminated by Order of the Board, this Order shall expire at 12:00 p.m. on the date on which the well covered by this Order is permanently abandoned and plugged. However, in the even at an appeal is taken from this Order, then the time between the filing of the Petition for Appeal and the Final Order of the Circuit Court shall be excluded in calculating the two-year period referenced herein.

15. Operator's Lien: Unit Operator, in addition to the other rights afforded hereunder, shall have a lien and a right of set off on the Gas estates, rights, and interests owned by any person subject hereto who elects to participate under Paragraph 9.1 in the Subject Drilling Unit to the extent that costs incurred in the drilling or operation on the Subject Drilling Unit are a charge against such person's interest. Such liens and right of set off shall be separable as to each separate person and shall remain liens until the Unit Operator drilling or operating the Well(s) has been paid the full amounts due under the terms of this Order.

16. Escrow Provisions:

The Applicant represented to the Board that there **are** unknown or unlocatable claimants in Subject Drilling Unit whose payments are subject to the provisions of Paragraph 16; and, the Unit Operator has represented to the Board that there **are** conflicting claimants in the Subject Drilling Unit whose payments are subject to the provisions of Paragraph 16.2 hereof. Therefore, by this Order, the Escrow Agent named herein or any successor named by the Board, **is** required to establish an interest-bearing escrow account for the Subject Drilling Unit (herein "Escrow Account"), and to receive and account to the Board pursuant to its agreement for the escrowed funds hereafter described in Paragraphs 16.1 and 16.2:

Wachovia Bank, N.A.  
 VA7515  
 P.O. Box 14061  
 Roanoke, VA 24038  
 Attn: Judy Barger

16.1. Escrow Provisions For Unknown or Unlocatable Persons: If any payment of bonus, royalty payment or other payment due and owing under this Order cannot be made because the person entitled thereto cannot be located or is unknown, then such cash bonus, royalty payment, or other payment shall not be commingled with any funds of the Unit Operator and, pursuant to Va. Code § 45.1-361.21.D, said sums shall be deposited by the Unit Operator into the Escrow Account, commencing within one hundred twenty (120) days of recording of this Order, and continuing thereafter on a monthly basis with each deposit to be made, by use of a report format approved by the Inspector, by a date which is no later than sixty (60) days after the last day of the month being reported and/or for which funds are being deposited. Such funds shall be held for the exclusive use of, and sole benefit of the person entitled thereto until such funds can be paid to such person(s) or until the Escrow Agent relinquishes such funds as required by law or pursuant to Order of the Board in accordance with Va. Code § 45.1-361.21.D.

16.2 Escrow Provisions For Conflicting Claimants: If any payment of bonus, royalty payment, proceeds in excess of ongoing operational expenses, or other payment due and owing under this Order cannot be made because the person entitled thereto cannot be made certain due to conflicting claims of ownership and/or a defect or cloud on the title, then such cash bonus, royalty payment, proceeds in excess of ongoing operational expenses, or other payment, together with Participating Operator's Proportionate Costs paid to Unit Operator pursuant to Paragraph 9.1 hereof, if any, (1) shall not be commingled with any funds of the Unit Operator; and (2) shall, pursuant to Va. Code §§ 45.1-361.22.A.2, 45.1-361.22.A.3 and 45.1-361.22.A.4, be deposited by the Operator into the Escrow Account within one hundred twenty (120) days of recording of this Order, and

continuing thereafter on a monthly basis with each deposit to be made by a date which is no later than sixty (60) days after the last day of the month being reported and/or for which funds are subject to deposit. Such funds shall be held for the exclusive use of, and sole benefit of, the person entitled thereto until such funds can be paid to such person(s) or until the Escrow Agent relinquishes such funds as required by law or pursuant to Order of the Board.

17. Special Findings: The Board specifically and specially finds:

17.1. Applicant is **Equitable Production Company**. Applicant is duly authorized and qualified to transact business in the Commonwealth of Virginia;

17.2. Applicant **Equitable Production Company** has made a delegation of authority to **Equitable Production Company** to explore, develop and maintain the properties and assets of Applicant, now owned or hereafter acquired, and **Equitable Production Company** has accepted this delegation of authority and agreed to explore, develop and maintain those properties and assets, and has consented to serve as Coalbed Methane Gas Unit Operator for Subject Drilling Unit and to faithfully discharge the duties imposed upon it as Unit Operator by statute and regulations;

17.3. Applicant **Equitable Production Company** is an operator in the Commonwealth of Virginia, and has satisfied the Board's requirements for operations in Virginia;

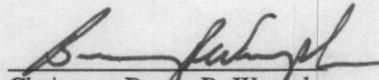
17.4 Applicant **Equitable Production Company** claims ownership of gas leases, Coalbed Methane Gas leases, and/or coal leases representing 97.95% percent of the oil and gas interest/claims in and to Coalbed Methane Gas and 100% percent of the coal interest/claims in and to Coalbed Methane Gas in Subject Drilling Unit; and, Applicant claims the right to explore for, develop and produce Coalbed Methane Gas from Subject Formations in Subject Drilling Unit in **Dickenson County**, Virginia, which Subject Lands are more particularly described in **Exhibit A**;

17.5. The estimated total production from Subject Drilling Unit is 230 **MMCG**. The estimated amount of reserves from the Subject Drilling Unit is 230 **MMCG**;

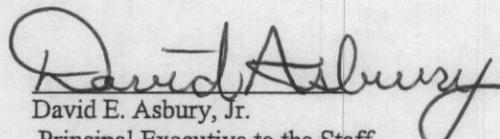
17.6. Set forth in **Exhibit B-3**, is the name and last known address of each Owner or Claimant identified by the Applicant as having or claiming an interest in the Coalbed Methane Gas in Subject Formation in Subject Drilling Unit underlying and comprised of Subject Lands, who has not, in writing, leased to the Applicant or the Unit Operator or agreed to voluntarily pool his interests in Subject Drilling Unit for its development. The interests of the Respondents listed in **Exhibit B-3** comprise 2.05% percent of the oil and gas interests/claims in and to Coalbed Methane Gas and 0.00% percent of the coal interests/claims in and to Coalbed Methane Gas in Subject Drilling Unit;

- 17.7 Applicant's evidence established that the fair, reasonable and equitable compensation to be paid to any person in lieu of the right to participate in the Wells are those options provided in Paragraph 9 above;
- 17.8 The relief requested and granted is just and reasonable, is supported by substantial evidence and will afford each person listed and named in **Exhibit B-3** hereto the opportunity to recover or receive, without unnecessary expense, such person's just and fair share of the production from Subject Drilling Unit. The granting of the Application and relief requested therein will ensure to the extent possible the greatest ultimate recovery of Coalbed Methane Gas, prevent or assist in preventing the various types of waste prohibited by statute and protect or assist in protecting the correlative rights of all persons in the subject common sources of supply in the Subject Lands. Therefore, the Board is entering an Order granting the relief herein set forth.
18. Mailing Of Order And Filing Of Affidavit: Applicant or its Attorney shall file an affidavit with the Secretary of the Board within sixty (60) days after the date of recording of this Order stating that a true and correct copy of said Order was mailed within seven (7) days from the date of its receipt by Unit Operator to each Respondent named in **Exhibit B-3** pooled by this Order and whose address is known.
19. Availability of Unit Records: The Director shall provide all persons not subject to a lease with reasonable access to all records for Subject Drilling Unit which are submitted by the Unit Operator to said Director and/or his Inspector(s).
20. Conclusion: Therefore, the requested relief and all terms and provisions set forth above be and hereby are granted and IT IS SO ORDERED.
21. Appeals: Appeals of this Order are governed by the provisions of Va. Code Ann. § 45.1-361.9 which provides that any order or decision of the Board may be appealed to the appropriate circuit court.
22. Effective Date: This Order shall be effective as of the date of the Board's approval of this Application, which is set forth at Paragraph 1 above.

DONE AND EXECUTED this 15<sup>th</sup> day of October, 2008, by a majority of the Virginia Gas and Oil Board.

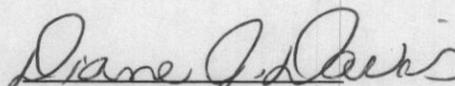
  
Chairman, Benny R. Wampler

DONE AND PERFORMED THIS 15<sup>th</sup> day of October, 2008, by Order of the Board.

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

STATE OF VIRGINIA  
COUNTY OF WASHINGTON

Acknowledged on this 15<sup>th</sup> day of October, 2008, personally before me a notary public in and for the Commonwealth of Virginia, appeared Benny R. Wampler, being duly sworn did depose and say that he is Chairman of the Virginia Gas and Oil Board, and appeared 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 they executed the same and were authorized to do so.

  
Diane J. Davis, Notary  
174394

My commission expires: September 30, 2009



BK 459P

LATITUDE 37°00' 00"

2960

2074

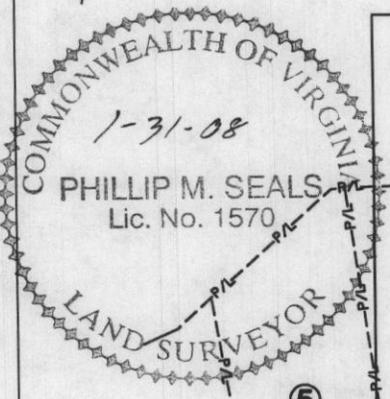
LONGITUDE 82° 20' 00"



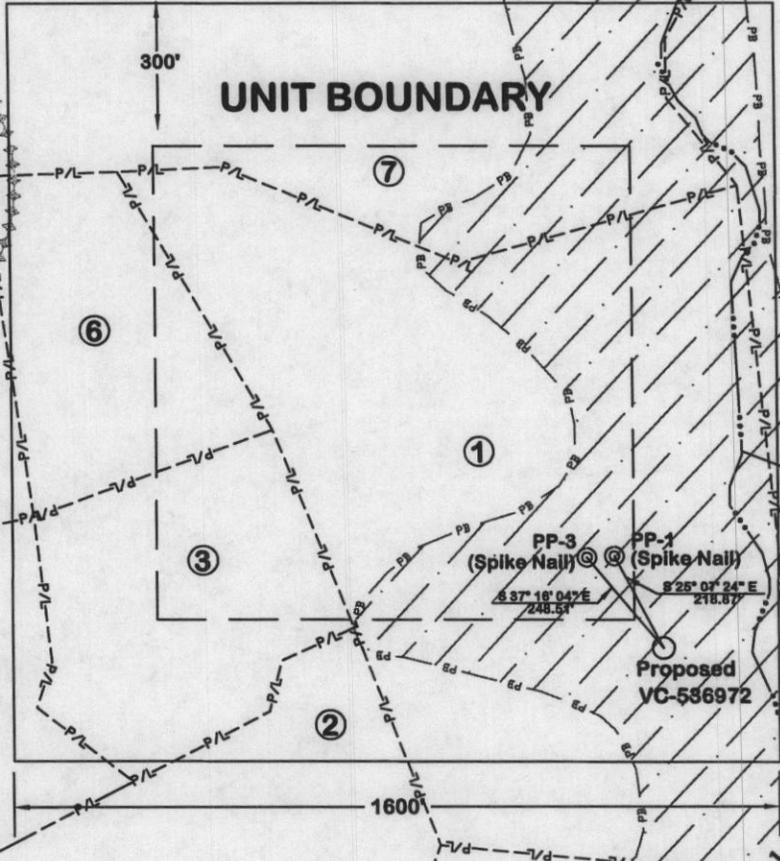
**TOTAL UNIT AREA  
= 58.77 ACRES**

DMLR Permit #  
1501702

FORK



**UNIT BOUNDARY**



PROPOSED CCC  
COORDINATES OF  
WELL VC-536972  
S 38,459.80  
E 11,658.90

PROPOSED LAT. & LONG.  
(NAD 27 DECIMAL DEGREES)  
OF WELL VC-536972  
36.994317  
82.343468

**NOTE:**

PROPERTY INFORMATION PROVIDED BY EQUITABLE  
PRODUCTION COMPANY.  
ELEVATIONS WERE DETERMINED BY GPS & TRIGONOMETRIC  
METHODS BASED ON BENCH MARK P-424.

**WELL LOCATION PLAT**

COMPANY	<u>EQUITABLE PRODUCTION CO.</u>	WELL NAME OR NUMBER	<u>VC-536972</u>
TRACT NO.	<u>T-51</u>	QUADRANGLE	<u>ST PAUL</u>
DISTRICT	<u>Kenady</u>		
WELL COORDINATES (VIRGINIA STATE PLANE 27)	<u>N 263,497.23</u>	<u>E 877,819.54</u>	
ELEVATION	<u>2,147.91</u>	METHOD USED TO DETERMINE ELEVATION:	<u>GPS &amp; TRIG.</u>
COUNTY	<u>Dickenson</u>	SCALE:	<u>1" = 400'</u>
		DATE	<u>1-31-08</u>
THIS PLAT IS A NEW PLAT <input checked="" type="checkbox"/> ; AN UPDATED PLAT <input type="checkbox"/> ; OR A FINAL LOCATION PLAT <input type="checkbox"/>			

⊕ 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.

983.73  
Form DGO-GO-7  
Rev. 1-98

LICENSED LAND SURVEYOR

(AFFIX SEAL)

**EXHIBIT PL-1****Property Ownership Information for EPCO Well # VC-536972**

①

LEASE NO. 906889L/T-51  
 SARAH E. HAMMON  
 30.87 ACRES  
 surface, oil & gas  
 WILLIAM McCOY  
 574.80 ACRES  
 coal  
 HEARTWOOD FORESTLAND FUND IV, L.P. -Surface  
 DICKENSON-RUSSELL COAL CO., LLC /  
 ALPHA LAND & RESERVES, LLC / ACIN, LLC /  
 WBRD, LLC - coal  
 RANGE RESOURCES-PINE MOUNTAIN, INC- oil, gas & cbm  
 WELLMORE ENERGY COMPANY, LLC-coal operator  
 GAS 26.74 AC. 45.50%

③

LEASE NO. 906889L/T-88  
 JAMES McCOY  
 7.25 ACRES  
 DICKENSON-RUSSELL COAL CO., LLC /  
 ALPHA LAND & RESERVES, LLC / ACIN, LLC /  
 WBRD, LLC - coal  
 RANGE RESOURCES-PINE MOUNTAIN, INC- oil, gas & cbm  
 GAS 7.26 AC. 12.35%

⑤

LEASE NO. 906889L/T-50  
 THURSEY C. HAMMON  
 4.30 ACRES  
 DICKENSON-RUSSELL COAL CO., LLC /  
 ALPHA LAND & RESERVES, LLC / ACIN, LLC /  
 WBRD, LLC - coal  
 RANGE RESOURCES-PINE MOUNTAIN, INC- oil, gas & cbm  
 GAS 0.16 AC. 0.27%

⑦

LEASE NO. 906889L/T-152  
 JAMES W. SMITH  
 113.42 ACRES  
 HEARTWOOD FORESTLAND FUND IV, L.P. -Surface  
 DICKENSON-RUSSELL COAL CO., LLC /  
 ALPHA LAND & RESERVES, LLC / ACIN, LLC /  
 WBRD, LLC - coal  
 RANGE RESOURCES-PINE MOUNTAIN, INC- oil, gas & cbm  
 GAS 13.95 AC. 23.74%

②

UNLEASED  
 JAMES & TEMPY McCOY HEIRS-oil & gas (cbm)  
 +/-46.14 ACRES  
 LEASE NO. 906889/TC 170  
 DICKENSON-RUSSELL COAL CO., LLC /  
 ALPHA LAND & RESERVES, LLC / ACIN, LLC /  
 WBRD, LLC - coal (cbm)  
 GAS 1.55 AC. 2.64%

④

UNLEASED  
 DAVID R. & IDAMAE KILGORE-oil & gas (cbm)  
 9.86 ACRES  
 LEASE NO. 906889/TC 170  
 DICKENSON-RUSSELL COAL CO., LLC /  
 ALPHA LAND & RESERVES, LLC / ACIN, LLC /  
 WBRD, LLC - coal (cbm)  
 GAS 0.91 AC. 1.55%

⑥

LEASE NO. 907350  
 RITA PHILLIPS-oil & gas (cbm)  
 6.00 ACRES  
 LEASE NO. 906889/TC 170  
 DICKENSON-RUSSELL COAL CO., LLC /  
 ALPHA LAND & RESERVES, LLC / ACIN, LLC /  
 WBRD, LLC - coal (cbm)  
 GAS 5.87 AC. 9.99%

⑧

LEASE NO. 906889L/T-37  
 JOHN HAMMON & J.H. GRIZZLE  
 400.00 ACRES  
 DICKENSON-RUSSELL COAL CO., LLC /  
 ALPHA LAND & RESERVES, LLC / ACIN, LLC /  
 WBRD, LLC - coal  
 RANGE RESOURCES-PINE MOUNTAIN, INC- oil, gas & cbm  
 GAS 2.33 AC. 3.96%

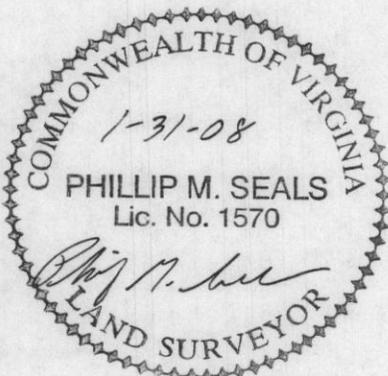


EXHIBIT "B-3"  
 VC-536972  
 REVISED 04/10/08

BK 459PG 139

<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	James & Tempy McCoy Heirs Tax I.D. # 5045			
	<b>Robert "Mack" McCoy Heirs:</b>			
	Vertie Marie McCoy, widow c/o Lorine McCoy Grubbs 607 N. Ash St. Apt. 1 Sandwich, IL 60548	Unleased	0.264000%	0.1550
	<b>Henry S. McCoy Heirs:</b>			
	Nellie McCoy Fugate, single 167 Hops Old Store Lane Nora, VA 24272	Unleased	0.066000%	0.0388
	Thurman McCoy and Rethia McCoy, h/w P.O. Box 880 Castlewood, VA 24224	Unleased	0.066000%	0.0388
	Zella McCoy Blackburn, single 121 Hops Old Store Lane Nora, VA 24272	Unleased	0.066000%	0.0388
	<b>Mable McCoy Heirs:</b>			
	Ruby McCoy Sifford, single 15626 Frog Pond Road St. Paul, VA 24283	Unleased	0.009429%	0.0055
	Glenn McCoy, widower P.O. Box 789 Nora, VA 24272	Unleased	0.009429%	0.0055
	Clyde McCoy and Denise McCoy, h/w 771 Poker Flats Road Nora, VA 24272	Unleased	0.009429%	0.0055
	Carson William McCoy & Minnie N. McCoy, h/w RR1 Box 762 Nora, VA 24272	Unleased	0.009429%	0.0055
	Biddy McCoy Ramey, widow 116 Hideaway Hills Road Nora, VA 24272	Unleased	0.009429%	0.0055
	<b>Bolina McCoy Heirs:</b>			
	Amy Ann Kiser and Thomas J. Kiser, w/h 3201 Hazel Mountain Rd. Dante, VA 24237	Unleased	0.003143%	0.0018

**EXHIBIT "B-3"  
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<u>TRACT</u>	<u>LESSOR</u>	<u>LEASE STATUS</u>	<u>INTEREST WITHIN UNIT</u>	<u>GROSS ACREAGE IN UNIT</u>
	Neil A. McCoy and Angela McCoy, h/w 670 Poker Flats Road Nora, VA 24272	Unleased	0.003143%	0.0018
	Timothy McCoy and Josette R. McCoy, h/w 6136 Brushy Ridge Road Nora, VA 24272	Unleased	0.003143%	0.0018
	Juanita McCoy Heirs: (Unknown)	Unleased	0.009429%	0.0055
	Alice McCoy Heirs: (Unknown)	Unleased	0.264000%	0.1550
	Covey McCoy Heirs:  Ossie Branham, widow 1442 Terrawenda Drive Defiance, OH 43512	Unleased	0.037714%	0.0221
	Rethia Kilgore and Bennett A. Kilgore, w/h 5610 Creek Hill Road St. Paul, VA 24283	Unleased	0.037714%	0.0221
	Harlan McCoy Heirs:  Easter McCoy Heirs:  Lora Ellen Holbrook Heirs:			
	Rita Kay Oakes and Norman E. Oakes, w/h 627 Giles Road Rice, VA 23966	Unleased	0.002933%	0.0017
	Wm. Edward Booker, Jr., single 411 Powell Street Crewe, VA 23930	Unleased	0.002933%	0.0017
	George A. Booker and Renee R. Booker, h/w 105 Tucker Avenue Crewe, VA 23930	Unleased	0.002933%	0.0017
	Teresa L. Morris and Thomas Carlyle Morris, Jr. 4104 Old Raleigh Road Wilson, NC 27893	Unleased	0.002200%	0.0013
	Robert B Leftwich 061242 sngl Mayo Correctional Institution 8784 WUS27 D2116L Mayo, FL 32066	Unleased	0.002200%	0.0013

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<u>TRACT</u>	<u>LESSOR</u>	<u>LEASE STATUS</u>	<u>INTEREST WITHIN UNIT</u>	<u>GROSS ACREAGE IN UNIT</u>
	John W. Clary and Sue Clary, h/w P.O. Box 389 Hartfield, VA 23071	Unleased	0.002933%	0.0017
	Dorothy Holbrook Heirs:			
	Daisy Holbrook Coleman, widow 102 Coleman Drive Farmville, VA 23901	Unleased	0.044000%	0.0258
	Thomas Holbrook Heirs:			
	Orlies Dreas and Conrad R. Dreas, w/h 14431 Sandy Ridge Road St. Paul, VA 24283	Unleased	0.009778%	0.0057
	Clarius T. Clark and William T. Clark, w/h 26741 Marion Drive Mechanicsville, MD 20659	Unleased	0.009778%	0.0057
	Glada Holbrook Hearn, single 507 Lackey Street Hamlet, NC 28345	Unleased	0.009778%	0.0057
	Harold L. Jones, Jr. and Gretta F. Jones, h/w 7237 Hopkins Farm Road Wise, VA 24293	Unleased	0.004889%	0.0029
	Jennifer Jones and Mark Costello, w/h 354 Oakdale Drive Rochester, NY 14618	Unleased	0.004889%	0.0029
	George Holbrook Heirs:			
	Charles David Holbrook & Carol Fore Holbrook, h/w 8655 Trent Road Richmond, VA 23235	Unleased	0.014667%	0.0086
	Patricia Barnak and Gregory Barnak, w/h Rt. 60 P.O. Box 238 Cumberland, VA 23040	Unleased	0.014667%	0.0086
	Faye Holbrook Bass and Cordia B. Bass, w/h 6141 Little Rock Church Road Lucama, NC 27851-8939	Unleased	0.014667%	0.0086

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<u>TRACT</u>	<u>LESSOR</u>	<u>LEASE STATUS</u>	<u>INTEREST WITHIN UNIT</u>	<u>GROSS ACREAGE IN UNIT</u>
	Everett Holbrook Heirs:			
	Patricia Anne Mitchell and Lester Mitchell, w/h 6832 Long Ridge Road Nora, VA 24272	Unleased	0.022000%	0.0129
	Marvin Holbrook and Joyce Elaine Holbrook, h/w 155 Hops Old Store Lane Nora, VA 24272	Unleased	0.022000%	0.0129
	Dawn Holbrook King and David King, w/h 2493 Red Lane Road Powhatan, VA 23139	Unleased	0.014667%	0.0086
	Linda Holbrook Grubbs & Ian M. Grubbs, w/h 3565 Darbytown Court Richmond, VA 23231-7246	Unleased	0.014667%	0.0086
	Charles Holbrook and Tenita Holbrook, h/w 2485 Manakintown Ferry Road Midlothian, VA 23113	Unleased	0.014667%	0.0086
	Ellen McCoy Heirs: Unknown/Unlocatable	Unleased	0.264000%	0.1550
	William McKinley McCoy Heirs:			
	Richard McCoy and Eula McCoy, h/w 352 High Circle Bristol, TN 37620	Unleased	0.052800%	0.0310
	Howard McCoy and Anna McCoy, h/w 1033 Ewell Road Virginia Beach, VA 23455	Unleased	0.052800%	0.0310
	Letha Houser and James C. Houser, w/h 4097 Island Road Bristol, TN 37620	Unleased	0.052800%	0.0310
	Laura Wingo and Paul Wingo, w/h 10121 Alcan Road El Paso, TX 79924-4008	Unleased	0.052800%	0.0310

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<u>TRACT</u>	<u>LESSOR</u>	<u>LEASE STATUS</u>	<u>INTEREST WITHIN UNIT</u>	<u>GROSS ACREAGE IN UNIT</u>
	<b>Thirsey Caroline McCoy Hammonds Heirs:</b>			
	<b>Paul Harrison Hammonds Heirs:</b>			
	Nancy Vera Hammonds, widow 993 Ridgeway Drive Castlewood, VA 24224	Unleased	0.044000%	0.0258
	Minnie Hammonds McCoy & Carson McCoy, w/h Rt. 1 Box 762 Nora, VA 24272	Unleased	0.044000%	0.0258
	<b>Sue Smith Geiger Heirs:</b>			
	Angela Mullins, single 390 Fairway Lane Wytheville, VA 24382	Unleased	0.004889%	0.0029
	<b>Ethel Estileen Smith Yates Heirs:</b>			
	Allen J. Yates, Jr. and Linda G. Yates, h/w 421 Doctor Ralph Stanley Hwy Coeburn, VA 24230	Unleased	0.003667%	0.0022
	James Yates and Lisa Yates, h/w 886 Herald Lane Coeburn, VA 24230	Unleased	0.003667%	0.0022
	<b>C. W. Smith a/k/a "Clinas" Smith Heirs:</b>			
	Betty Smith Phillips and Charles Phillips, w/h 1414 W. Hebron Lane Shepherdsville, KY 40165	Unleased	0.007333%	0.0043
	<b>Mary Lou Hammonds a/k/a "Lullie" Hammonds Copley Heirs:</b>			
	Vernard H. Copley, single 2401 S. Madlock Ave. Muncie, IN 47302	Unleased	0.006286%	0.0037
	Jessica M. Copley Miller & William L. Miller, Sr., w/h 2103 S. Manhattan Ave. Muncie, IN 47302	Unleased	0.006286%	0.0037
	David R. Copley, single 309 S. Gharkey Street Muncie, IN 47305	Unleased	0.006286%	0.0037

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<u>TRACT</u>	<u>LESSOR</u>	<u>LEASE STATUS</u>	<u>INTEREST WITHIN UNIT</u>	<u>GROSS ACREAGE IN UNIT</u>
	Sandra L. Copley Maxwell & Thomas H. Maxwell, w/h 15283 Graham Lane Dispatanta, VA 23842	Unleased	0.006286%	0.0037
	<b>Jacob C. Copley Heirs:</b>			
	Wanda Copley, widow 528 S. Gharkey Street Muncie, IN 47305	Unleased	0.002095%	0.0012
	<b>Nannie Hammons Hale Heirs:</b>			
	Edna Hale Neece and Foy Neece, w/h 9811 Dante Mountain Rd. Dante, VA 24237	Unleased	0.005500%	0.0032
	Harrison Hale and Arlene Hale, h/w 2200 Camp Road Sugar Grove, VA 24375	Unleased	0.005500%	0.0032
	James Hale and Connie Hale, h/w 3376 North County Road 575 West Middletown, IN 47356	Unleased	0.005500%	0.0032
	Lonnie Hale and Donna Hale, h/w 1534 Shellito Lane Suffolk, VA 23437	Unleased	0.005500%	0.0032
	Carlos Hale and Loretta Hale, h/w 384 Old Courthouse Estates Dr. Castlewood, VA 24224	Unleased	0.005500%	0.0032
	Clyde Hale and Jean Hale, h/w 174 E. Walnut Grove Road Dante, VA 24237	Unleased	0.005500%	0.0032
	<b>Elsie Hammonds Bumgardner Heirs:</b>			
	Linda Faye Kiser and Troy Kiser, w/h 62 Coal Lane Cleveland, VA 24225	Unleased	0.007333%	0.0043
	Shirley Bumgardner, sngle c/o Linda Faye Kiser 62 Coal Lane Cleveland, VA 24225	Unleased	0.007333%	0.0043

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<u>TRACT</u>	<u>LESSOR</u>	<u>LEASE STATUS</u>	<u>INTEREST WITHIN UNIT</u>	<u>GROSS ACREAGE IN UNIT</u>
	Lori Beth Bliss, single P.O. Box 4283 Portland, OR 97208	Unleased	0.007333%	0.0043
	Lorraine Wiemann and Ovie Wiemann, w/h 723 SE Sun Lane Bend, OR 97702	Unleased	0.007333%	0.0043
	Evelyn Bumgardner c/o Lorraine Wiemann 723 SE Sun Lane Bend, OR 97702	Unleased	0.007333%	0.0043
	Marie Bibard, single 825 NE Wait Way - Apt B 105 Bend, OR 97701	Unleased	0.007333%	0.0043
	<b>Vickie McCoy Heirs:</b>			
	Barbara Ellen McCoy Jackson, single 150 Poker Flats Road Nora, VA 24272	Unleased	0.264000%	0.1550
	<b>TOTAL</b>		<b>2.049667%</b>	<b>1.2034</b>

**EXHIBIT "E"**  
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<u>TR</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>James &amp; Tempy McCoy Heirs</b> Tax I.D. # 5045			
	<b>Robert "Mack" McCoy Heirs:</b>			
	Vertie Marie McCoy, widow c/o Lorine McCoy Grubbs 607 N. Ash St. Apt. 1 Sandwich, IL 60548	Unleased	0.264000%	0.1550
	<b>Henry S. McCoy Heirs:</b>			
	Nellie McCoy Fugate, single 167 Hops Old Store Lane Nora, VA 24272	Unleased	0.066000%	0.0388
	Thurman McCoy and Rethia McCoy, h/w P.O. Box 880 Castlewood, VA 24224	Unleased	0.066000%	0.0388
	Zella McCoy Blackburn, single 121 Hops Old Store Lane Nora, VA 24272	Unleased	0.066000%	0.0388
	<b>Mable McCoy Heirs:</b>			
	Ruby McCoy Sifford, single 15626 Frog Pond Road St. Paul, VA 24283	Unleased	0.009429%	0.0055
	Glenn McCoy, widower P.O. Box 789 Nora, VA 24272	Unleased	0.009429%	0.0055
	Clyde McCoy and Denise McCoy, h/w 771 Poker Flats Road Nora, VA 24272	Unleased	0.009429%	0.0055
	Carson William McCoy & Minnie N. McCoy, h/w RR1 Box 762 Nora, VA 24272	Unleased	0.009429%	0.0055
	Biddy McCoy Ramey, widow 116 Hideaway Hills Road Nora, VA 24272	Unleased	0.009429%	0.0055
	<b>Bolina McCoy Heirs:</b>			
	Amy Ann Kiser and Thomas J. Kiser, w/h 3201 Hazel Mountain Rd. Dante, VA 24237	Unleased	0.003143%	0.0018

**EXHIBIT "E"**  
**VC-536972**  
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<u>TR</u>	<u>LESSOR</u>	<u>LEASE STATUS</u>	<u>INTEREST WITHIN UNIT</u>	<u>GROSS ACREAGE IN UNIT</u>
	Neil A. McCoy and Angela McCoy, h/w 670 Poker Flats Road Nora, VA 24272	Unleased	0.003143%	0.0018
	Timothy McCoy and Josette R. McCoy, h/w 6136 Brushy Ridge Road Nora, VA 24272	Unleased	0.003143%	0.0018
	Juanita McCoy Heirs: (Unknown)	Unleased	0.009429%	0.0055
	<b>Alice McCoy Heirs:</b> (Unknown)	Unleased	0.264000%	0.1550
	<b>Eva Virginia "Camey" McCoy Heirs:</b>  Rosie Kilgore Heirs:			
	Lillie Kilgore, single c/o Malinda Moore Agent and Attorney-in-Fact 2449 Pondella Avenue Kingsport, TN 37660	Leased	0.132000%	0.0775
	Riley Kilgore Heirs:  Delphia A. Kilgore, widow c/o Malinda Moore Agent and Attorney-in-Fact 2449 Pondella Avenue Kingsport, TN 37660	Leased	0.044000%	0.0258
	Marcella Farmer and William R. Farmer, w/h 130 Packing House Road Kingsport, TN 37660	Leased	0.044000%	0.0258
	Perry Kilgore, single 213 Morelock Street Kingsport, TN 37660	Leased	0.044000%	0.0258
	<b>Covey McCoy Heirs:</b>  Worley McCoy, widower 1834 Silver Oaks Apt. D Aurora, IL 60504	Leased	0.037714%	0.0221
	Mary A. Sutherland, widow 3200 Andover Lane Aurora, IL 60504	Leased	0.037714%	0.0221
	Ossie Branham, widow 1442 Terrawenda Drive Defiance, OH 43512	Unleased	0.037714%	0.0221

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<u>TR</u>	<u>LESSOR</u>	<u>LEASE STATUS</u>	<u>INTEREST WITHIN UNIT</u>	<u>GROSS ACREAGE IN UNIT</u>
	Rethia Kilgore and Bennett A. Kilgore, w/h 5610 Creek Hill Road St. Paul, VA 24283	Unleased	0.037714%	0.0221
	Harlan McCoy Heirs:			
	Cona "Ozell" McCoy, widow 705 Bessemer City Road Gastonia, NC 28052	Leased	0.037714%	0.0221
	Ruth Taylor and Lee Taylor, w/h Box 70 Coeburn, VA 24230	Leased	0.037714%	0.0221
	Shelby McCoy Heirs:			
	Luther J. Stewart, widower 324 Fish Hatchery Road Sweetwater, TN 37874	Leased	0.037714%	0.0221
	Easter McCoy Heirs:			
	Lora Ellen Holbrook Heirs:			
	Columbus E. Leftwich and Ina B. Leftwich, h/w 12520 Dry Fork Road Groveland, FL 34736	Leased	0.008800%	0.0052
	Janice L. Worsham, single 2232 Twin Bridges Road Green Bay, VA 23942	Leased	0.008800%	0.0052
	Rita Kay Oakes and Norman E. Oakes, w/h 627 Giles Road Rice, VA 23966	Unleased	0.002933%	0.0017
	Wm. Edward Booker, Jr., single 411 Powell Street Crewe, VA 23930	Unleased	0.002933%	0.0017
	George A. Booker and Renee R. Booker, h/w 105 Tucker Avenue Crewe, VA 23930	Unleased	0.002933%	0.0017
	Teresa L. Morris and Thomas Carlyle Morris, Jr. 4104 Old Raleigh Road Wilson, NC 27893	Unleased	0.002200%	0.0013
	Robert B Leftwich 061242 sngl Mayo Correctional Institution 8784 WUS27 D2116L Mayo, FL 32066	Unleased	0.002200%	0.0013

## EXHIBIT "E"

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<u>TR</u>	<u>LESSOR</u>	<u>LEASE STATUS</u>	<u>INTEREST WITHIN UNIT</u>	<u>GROSS ACREAGE IN UNIT</u>
	McCletta Avalee Bowen 439 S. Cheatham Street Franklinton, NC 27525	Leased	0.002200%	0.0013
	George Blaine Dillard, single 343 Pocomoke Road Franklinton, NC 27525	Leased	0.002200%	0.0013
	Deborah Roach and Lewis Roach, w/h 2230 Twin Bridges Road Green Bay, VA 23942	Leased	0.005867%	0.0034
	John W. Clary and Sue Clary, h/w P.O. Box 389 Hartfield, VA 23071	Unleased	0.002933%	0.0017
	Dorothy Holbrook Heirs:			
	Daisy Holbrook Coleman, widow 102 Coleman Drive Farmville, VA 23901	Unleased	0.044000%	0.0258
	Thomas Holbrook Heirs:			
	Orlies Dreas and Conrad R. Dreas, w/h 14431 Sandy Ridge Road St. Paul, VA 24283	Unleased	0.009778%	0.0057
	Clarius T. Clark and William T. Clark, w/h 26741 Marion Drive Mechanicsville, MD 20659	Unleased	0.009778%	0.0057
	Glada Holbrook Hearn, single 507 Lackey Street Hamlet, NC 28345	Unleased	0.009778%	0.0057
	Harold L. Jones, Jr. and Gretta F. Jones, h/w 7237 Hopkins Farm Road Wise, VA 24293	Unleased	0.004889%	0.0029
	Carolyn Sue Alman, widow 1106 Old State Road 34 Jonesborough, TN 37659	Leased	0.004889%	0.0029
	Jennifer Jones and Mark Costello, w/h 354 Oakdale Drive Rochester, NY 14618	Unleased	0.004889%	0.0029
	George Holbrook Heirs:			
	Charles David Holbrook & Carol Fore Holbrook, h/w 8655 Trent Road Richmond, VA 23235	Unleased	0.014667%	0.0086

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**EXHIBIT "E"**  
**VC-536972**  
 REVISED 09/18/08

<u>TR</u>	<u>LESSOR</u>	<u>LEASE STATUS</u>	<u>INTEREST WITHIN UNIT</u>	<u>GROSS ACREAGE IN UNIT</u>
	Patricia Barnak and Gregory Barnak, w/h Rt. 60 P.O. Box 238 Cumberland, VA 23040	Unleased	0.014667%	0.0086
	Faye Holbrook Bass and Cordia B. Bass, w/h 6141 Little Rock Church Road Lucama, NC 27851-8939	Unleased	0.014667%	0.0086
	<b>Everett Holbrook Heirs:</b>			
	Patricia Anne Mitchell and Lester Mitchell, w/h 6832 Long Ridge Road Nora, VA 24272	Unleased	0.022000%	0.0129
	Marvin Holbrook and Joyce Elaine Holbrook, h/w 155 Hops Old Store Lane Nora, VA 24272	Unleased	0.022000%	0.0129
	<b>Grover Holbrook Heirs:</b>			
	Dawn Holbrook King and David King, w/h 2493 Red Lane Road Powhatan, VA 23139	Unleased	0.014667%	0.0086
	Linda Holbrook Grubbs & Ian M. Grubbs, w/h 3565 Darbytown Court Richmond, VA 23231-7246	Unleased	0.014667%	0.0086
	Charles Holbrook and Tenita Holbrook, h/w 2485 Manakintown Ferry Road Midlothian, VA 23113	Unleased	0.014667%	0.0086
	<b>Ellen McCoy Heirs:</b> Unknown/Unlocatable	Unleased	0.264000%	0.1550
	<b>William McKinley McCoy Heirs:</b>			
	Richard McCoy and Eula McCoy, h/w 352 High Circle Bristol, TN 37620	Unleased	0.052800%	0.0310
	Howard McCoy and Anna McCoy, h/w 1033 Ewell Road Virginia Beach, VA 23455	Unleased	0.052800%	0.0310
	Letha Houser and James C. Houser, w/h 4097 Island Road Bristol, TN 37620	Unleased	0.052800%	0.0310

## EXHIBIT "E"

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<u>TR</u>	<u>LESSOR</u>	<u>LEASE STATUS</u>	<u>INTEREST WITHIN UNIT</u>	<u>GROSS ACREAGE IN UNIT</u>
	Laura Wingo and Paul Wingo, w/h 10121 Alcan Road El Paso, TX 79924-4008	Unleased	0.052800%	0.0310
	Maxie McCoy Meade, widow 14231A Sandy Ridge Road Coeburn, VA 24230	Leased	0.052800%	0.0310
	<b>Thirsey Caroline McCoy Hammonds Heirs:</b>  Paul Harrison Hammonds Heirs:			
	Nancy Vera Hammonds, widow 993 Ridgeway Drive Castlewood, VA 24224	Unleased	0.044000%	0.0258
	Minnie Hammonds McCoy & Carson McCoy, w/h Rt. 1 Box 762 Nora, VA 24272	Unleased	0.044000%	0.0258
	<b>Pearl Hammonds Heirs:</b>  Ruby Dishman and. Warren Dishman, w/h 476 Upper Bear Wallow Rd. Dante, VA 24237-7162	Leased	0.007333%	0.0043
	<b>May Smith Machesky Heirs:</b>  Sandra Callahan and Michael Callahan, w/h 4240 Old Jonesboro Road Bristol, TN 37620	Leased	0.004889%	0.0029
	Robert Thomas Machesky widower 101 Martin Road Apt. 1 Bristol, VA 24201	Leased	0.002444%	0.0014
	Selma Hall and Homer Hall, w/h 120 Belmont Dr. Apt. 11 Bristol, TN 37620	Leased	0.007333%	0.0043
	<b>Sue Smith Geiger Heirs:</b>  Roy T. Geiger, widower 2205 Osborne Street Bristol, VA 24201	Leased	0.002444%	0.0014
	Angela Mullins, single 390 Fairway Lane Wytheville, VA 24382	Unleased	0.004889%	0.0029

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<u>TR</u>	<u>LESSOR</u>	<u>LEASE STATUS</u>	<u>INTEREST WITHIN UNIT</u>	<u>GROSS ACREAGE IN UNIT</u>
	<b>Ethel Estileen Smith Yates Heirs:</b>			
	Allen J. Yates, Jr. and Linda G. Yates, h/w 421 Doctor Ralph Stanley Hwy Coeburn, VA 24230	Unleased	0.003667%	0.0022
	James Yates and Lisa Yates, h/w 886 Herald Lane Coeburn, VA 24230	Unleased	0.003667%	0.0022
	<b>C. W. Smith a/k/a "Clinas" Smith Heirs:</b>			
	Betty Smith Phillips and Charles Phillips, w/h 1414 W. Hebron Lane Shepherdsville, KY 40165	Unleased	0.007333%	0.0043
	<b>Mary Lou Hammonds a/k/a "Lullie" Hammonds Copley Heirs:</b>			
	Vernard H. Copley, single 2401 S. Madlock Ave. Muncie, IN 47302	Unleased	0.006286%	0.0037
	Jessica M. Copley Miller & William L. Miller, Sr., w/h 2103 S. Manhattan Ave. Muncie, IN 47302	Unleased	0.006286%	0.0037
	Mary E. Tutorow and Nicholas J. Tutorow, w/h 7324 Glen Haven Drive Fort Worth, TX 76133	Leased	0.006286%	0.0037
	Sarah A. Copley Clark and Larry D. Clark, w/h 500 Mallory Parkway Franklin, IN 46131	Leased	0.006286%	0.0037
	David R. Copley, single 309 S. Gharkey Street Muncie, IN 47305	Unleased	0.006286%	0.0037
	Sandra L. Copley Maxwell & Thomas H. Maxwell, w/h 15283 Graham Lane Dispatanta, VA 23842	Unleased	0.006286%	0.0037
	<b>Jacob C. Copley Heirs:</b>			
	Wanda Copley, widow 528 S. Gharkey Street Muncie, IN 47305	Unleased	0.002095%	0.0012

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<u>TR</u>	<u>LESSOR</u>	<u>LEASE STATUS</u>	<u>INTEREST WITHIN UNIT</u>	<u>GROSS ACREAGE IN UNIT</u>
	Kimberly N. Copley Parrish, sngl 5710 Friendswood Drive Greensboro, NC 27409	Leased	0.004190%	0.0025
	<b>Nannie Hammons Hale Heirs:</b>			
	Ocie Hale Hammons, widow 11021 Dante Mountain Rd. Dante, VA 24237	Leased	0.005500%	0.0032
	Edna Hale Neece and Foy Neece, w/h 9811 Dante Mountain Rd. Dante, VA 24237	Unleased	0.005500%	0.0032
	Mary Hale White and Sherman White, w/h 762 Rainwater Trail Road McClure, VA 24269	Leased	0.005500%	0.0032
	Harrison Hale and Arlene Hale, h/w 2200 Camp Road Sugar Grove, VA 24375	Unleased	0.005500%	0.0032
	James Hale and Connie Hale, h/w 3376 North County Road 575 West Middletown, IN 47356	Unleased	0.005500%	0.0032
	Lonnie Hale and Donna Hale, h/w 1534 Shellito Lane Suffolk, VA 23437	Unleased	0.005500%	0.0032
	Carlos Hale and Loretta Hale, h/w 384 Old Courthouse Estates Dr. Castlewood, VA 24224	Unleased	0.005500%	0.0032
	Clyde Hale and Jean Hale, h/w 174 E. Walnut Grove Road Dante, VA 24237	Unleased	0.005500%	0.0032
	<b>Elsie Hammonds Bumgardner Heirs:</b>			
	Linda Faye Kiser and Troy Kiser, w/h 62 Coal Lane Cleveland, VA 24225	Unleased	0.007333%	0.0043
	Shirley Bumgardner, sngle c/o Linda Faye Kiser 62 Coal Lane Cleveland, VA 24225	Unleased	0.007333%	0.0043

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<u>TR</u>	<u>LESSOR</u>	<u>LEASE STATUS</u>	<u>INTEREST WITHIN UNIT</u>	<u>GROSS ACREAGE IN UNIT</u>
	Lori Beth Bliss, single P.O. Box 4283 Portland, OR 97208	Unleased	0.007333%	0.0043
	Lorraine Wiemann and Ovie Wiemann, w/h 723 SE Sun Lane Bend, OR 97702	Unleased	0.007333%	0.0043
	Evelyn Bumgardner, sngl c/o Lorraine Wiemann 723 SE Sun Lane Bend, OR 97702	Unleased	0.007333%	0.0043
	Marie Bibard, single 825 NE Wait Way - Apt B 105 Bend, OR 97701	Unleased	0.007333%	0.0043
	<b>Vickie McCoy Heirs:</b>			
	Barbara Ellen McCoy Jackson, single 150 Poker Flats Road Nora, VA 24272	Unleased	0.264000%	0.1550
4	David R. Kilgore and IdaMae Kilgore, h/w RR1 Box 341 St. Paul, VA 24283 Tax I.D. # 4875	Leased	1.550000%	0.9100
6	Rita L. Phillips, widow 291 Henderson Court Abingdon, VA 24210 Tax I.D. # 3122	Leased 907350	9.990000%	5.8700
	<b>TOTAL</b>		<b>14.180000%</b>	<b>8.3300</b>

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<u>TR</u>	<u>LESSOR</u>	<u>LEASE STATUS</u>	<u>INTEREST WITHIN UNIT</u>	<u>GROSS ACREAGE IN UNIT</u>
<u>Coal Estate Only</u>				
2	Range Resources-Pine Mountain, Inc. ATTN: Jerry Grantham P.O. Box 2136 Abingdon, VA. 24212 TAX ID Minerals Only	Leased 906889/TC-170	2.640000%	1.5500
4	Range Resources-Pine Mountain, Inc. ATTN: Jerry Grantham P.O. Box 2136 Abingdon, VA. 24212 TAX ID Minerals Only	Leased 906889/TC-170	1.550000%	0.9100
6	Range Resources-Pine Mountain, Inc. ATTN: Jerry Grantham P.O. Box 2136 Abingdon, VA. 24212 TAX ID Minerals Only	Leased 906889/TC-170	9.990000%	5.8700
<b>TOTAL</b>			<b>14.180000%</b>	<b>8.3300</b>

INSTRUMENT #080002092  
 RECORDED IN THE CLERK'S OFFICE OF  
 DICKENSON ON  
 OCTOBER 17, 2008 AT 03:34PM  
 RICHARD W. EDWARDS, CLERK  
 RECORDED BY: CJF

VIRGINIA: IN THE OFFICE OF THE CLERK OF THE CIRCUIT COURT OF DICKENSON COUNTY, 10-17, 2008 This deed was this day presented in said office, and upon the certificate of acknowledgment thereto annexed, admitted to record at 3:34 o'clock P M, after payment of \$ 5 tax imposed by Sec. 58.1-802.

Original returned this date to: DMME

TESTE: RICHARD EDWARDS, CLERK  
 BY: [Signature] D. CLERK