

BEFORE THE VIRGINIA GAS AND OIL BOARD

Applicant: Equitable Production Company)
)
Relief Sought: Pooling VC-539613)
)
Legal Description: Range Resources-Pine Mountain Inc.) Docket Number
) VGOB-08/04/15-2203
Tract TC-185)
Sandlick District)
Haysi Quadrangle)
Dickenson County, Virginia)
)
(See Exhibit "A" For Specific)
Description))

APPLICATION

1. Parties: Applicant herein is Equitable Production Company whose address for the purposes hereof is 1710 Pennsylvania Ave., Charleston, West Virginia, 25328, Telephone: (800) 926-1759. The attorney for Applicant is James E. Kaiser, WILHOIT & KAISER, whose address is 200 Broad Street, Kingsport, Tennessee, 37660, Telephone: (423) 578-3838. The unleased entities or persons are listed on Exhibit B-3, attached hereto and made a party hereto. Set forth in Exhibit B is the name and last-known address of each owner of record identified by Applicant as having an interest in the oil and gas underlying the unit described in Exhibit A, attached hereto and made part hereof. Each of the unleased individuals named in Exhibit B-3 is being made a party if living; if any such individual is deceased, then the unknown heirs, executors, administrators, devisees, trustees and assignees, both immediate and remote, of any such deceased individual are made parties herein. Each of the unleased entities listed in Exhibit B-3 that is a corporation is being made a party if such entity continues to have legal existence, and if any such corporation is dissolved, then the unknown successors, trustees, and assigns, both immediate and remote, of such dissolved corporation are made parties herein. Each of the unleased entities listed in Exhibit B-3 that is an unincorporated association is being made a party if such entity continues to have legal existence, and if any such unincorporated association is dissolved or otherwise not in existence, then the unknown successors, trustees and assigns, both immediate and remote, of such unincorporated association are made parties herein.

2. Allegation of Facts: Applicant is the owner of the right to develop and produce oil, gas, and coalbed methane from all formations, from the surface to total depth drilled within the Nora Coalbed Gas Field and underlying the lands described on Exhibit A attached hereto and made a part hereof and to appropriate the oil, gas and coalbed methane produced therefrom.

- (a) Applicant has proposed a plan of development and operation of the Formations underlying the drilling unit involved herein (described and depicted on Exhibit A attached hereto and made a part hereof) and has proposed to commence such plan of development and operation of such unit by a well, designated as well number VC-539613, under such plan in the lands involved herein so as to produce oil, gas and coalbed methane from the proposed unit.
- (b) A Well work permit for well number VC-539613 is currently or is anticipated to be pending before the Department of Mines, Minerals and Energy.
- (c) Applicant has exercised due diligence to locate each of the oil, gas and coalbed methane interest owners named herein at Exhibit B and has made a bona fide effort to reach an agreement with all unleased parties as to pooling their interest for the development and operation of the well involved herein. Simultaneously with the filing of this application, Applicant has provided notice to each of the unleased parties set forth in Exhibit B-3 pursuant to the provisions of § 45.1-361.19 of the Virginia Code Annotated. Applicant hereby notifies the Board that where the identity or location of any person is shown as "unknown" on Exhibit E, then Applicant is unable to provide such person with written notice of the application herein. The interest of all unleased persons in the Formations underlying the drilling unit for well number VC-539613, should be pooled for the development and operation thereof.
- (d) Applicant proposes to drill at the permitted location to an approximate depth of 2042 feet on the Subject Lands to test for oil, gas and coalbed methane in the Subject Formations, including all Pennsylvanian aged coals from the top of the Raven, including, but not limited to: Jawbone, Tiller, Middle Seaboard, Unnamed A, War Creek Rider, War Creek, Lower Horsepen, X Seam, Poco 9, Poco 8 and any unnamed coal seams and other associated formations known as the Nora Coalbed Gas Field. Applicant estimates the cost for a well to said depth to be \$345,162.00 for a well completed for production. Exhibit C, attached hereto and made a part hereof, is Applicant's signed Detailed Well Estimate ("DWE") which shows the estimated cost of drilling, completing and equipping said well.
- (e) The estimated production over the life of the proposed well is 200 million cubic feet. These figures concerning estimated production and the amount of reserves are, however, estimates only that are not based upon actual production and should not be relied upon for any purpose.

3. Legal Authority: The relief sought by this Application is authorized by Virginia Code Annotated § 45.1-361.21 et seq. and § 4 VAC 25-160-70 et seq.

4. Relief Sought: Applicant request the Virginia Gas and Oil Board to enter an order pooling all unleased interests or estates of all persons or entities owning oil, gas and coalbed methane interests in the Formations underlying the tracts encompassed by the drilling unit supporting well number VC-539613, and (I) authorizing the drilling and operation of a well for the production of oil, gas, and coalbed methane from the pooled acreage; (II) designating Applicant as the party authorized to drill and operate such well; (III) prescribing the time, manner, and other conditions under which unleased parties owning an interest in the oil, gas and coalbed methane may elect to participate in the operation of such well, or to exercise their rights of election under the applicable statutes; (IV) providing that all reasonable costs and expenses of drilling, completing, equipping, operating, plugging and abandoning such well shall be borne, and all production therefrom, shared, by all participating parties in the proportion which the acreage in the pooled tracts owned or under lease to each such participating party bears to the total acreage in such unit; and, (V) making provision for the payment of all reasonable costs of the operation, including a reasonable supervision fee, to the Applicant by all parties who elect to participate therein or who elect to be carried interest owners.

DATED this 14th day of March, 2008.

EQUITABLE PRODUCTION COMPANY



James E. Kaiser
WILHOIT & KAISER
220 Broad Street
Kingsport, Tennessee 37660
(423) 578-3838

VERIFICATION

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



James E. Kaiser

WILCOIT & KAISER





Equitable Production Comp

1710 Pennsylvania Avenue
Charleston, WV 25328
(304) 348-3800

AUTHORIZATION FOR EXPENDITURE					
Well Name:	539613 VC-539613 (539613)			AFE Number:	2175396131A
Operator:	Equitable Production Company			AFE Date:	1/29/2008
AFE Group:	BigStoneGap 2008	AFE Type:	Drilling	Job Start Date:	
Prospect:				County, State:	Dickenson, VA
Q/Q/Q-S/T/R:	/ / - / /			Field:	
Location:					
Well Type:		Depth:	0	Prep. By:	
Surface Located:	ft. from line		ft. from line		
	Long:	Lat:	Xloc:	Yloc:	
Bott. Hole Located:	ft. from line		ft. from line		
	Long:	Lat:	Xloc:	Yloc:	
Working Interest:	0.00000000%	Before Casing:	0.00000000%	After Casing:	0.00000000%
Lease Name (ID):	Unknown (Unknown)			NRI:	0.00000000%
Current BOPD:	0	Current MCFPD:	0	Current BWPD:	0
Expected BOPD:	0	Expected MCFPD:	0	Expected BWPD:	0

Intangible		Notes	Drilling	Dry Hole	Completion	Total
180013	CONTRACT FOOTAGE	2042' @ \$22.00 (2008)	\$44,924	\$44,924	\$0	\$44,924
180015	DAYWORK	(2008)	\$1,600	\$1,600	\$0	\$1,600
180030	CONTRACTOR SETUP	(2008)	\$2,700	\$2,700	\$0	\$2,700
180049	LEGAL SERVICES, TITLE CURATI	BHC	\$1,500	\$1,500	\$0	\$1,500
180061	GPS, SURVEY, WELL PLAT, PERM	GBH	\$4,300	\$4,300	\$0	\$4,300
180093	LOCATION PIT LINERS		\$4,000	\$4,000	\$0	\$4,000
180094	LOCATION CONSTRUCTION, DOZ		\$51,000	\$51,000	\$0	\$51,000
180096	ROCKING, CULVERTS & STONE L		\$18,000	\$18,000	\$0	\$18,000
180111	PIT TREATMENT/RESTORATION/		\$9,000	\$9,000	\$0	\$9,000
180180	OPEN HOLE LOGGING		\$4,500	\$4,500	\$0	\$4,500
180231	CEMENTING - SURFACE CASING	HES (mine @ 210'-245')	\$6,400	\$6,400	\$0	\$6,400
180720	OPERATOR OVERHEAD		\$4,500	\$4,500	\$0	\$4,500
180733	LAND CONTRACTOR COST	BHC/GBH	\$3,500	\$3,500	\$0	\$3,500
181021	SERVICE RIG / COILED TUBING &		\$0	\$0	\$6,000	\$6,000
181071	PERFORATING, CASED HOLE LOG	Key	\$0	\$0	\$8,000	\$8,000
181101	CEMENTING - PROD. CASING (FL	HES	\$0	\$0	\$11,300	\$11,300
181122	SERVICE COMPANY, NITROGEN,	HES - 5 stage (165")	\$0	\$0	\$44,700	\$44,700
181141	TANKS/PITS/DOZER-COMPLETIO		\$0	\$0	\$7,350	\$7,350
181151	PIPELINE CONSTRUCTION & REC	2293' of 4" @ 12.50 & 9.00	\$0	\$0	\$31,477	\$31,477
181161	WATER HAULING IN-COMPLETIO		\$0	\$0	\$3,500	\$3,500
181215	DRILLING/FRAC FLUID DISPOSAL		\$0	\$0	\$3,000	\$3,000
181701	CONSULTING SER, SUPERVION		\$0	\$0	\$700	\$700
181971	REGULAR WAGES		\$2,000	\$2,000	\$0	\$2,000
Total Intangible Cost :			\$157,924	\$157,924	\$116,027	\$273,951
Tangible		Notes	Drilling	Dry Hole	Completion	Total
182019	PRODUCTION CASING: NEW	2072' @ \$5.44	\$0	\$0	\$11,272	\$11,272
182022	CASING: CONDUCTOR & DRIVE		\$750	\$750	\$0	\$750
182030	SURFACE CASING	330' @ \$7.50	\$2,475	\$2,475	\$0	\$2,475
182036	NEW TUBING	2042' @ \$7.50	\$0	\$0	\$6,698	\$6,698
182051	CASING HEAD, TUBINGHEAD, WE		\$0	\$0	\$1,700	\$1,700
182060	GATHERING LINES	2293' of 4" @ 5.80 & 4.80	\$0	\$0	\$12,801	\$12,801
182061	PIPELINE FITTINGS & TIE IN FIT	Addison	\$0	\$0	\$6,000	\$6,000
182151	ARTIFICIAL LIFT SURFACE VALV	L.Neece 539627 NEED TO BE DONE FIR	\$0	\$0	\$25,600	\$25,600
182161	SUCKER RODS & DOWNHOLE PU	CH - OK	\$0	\$0	\$3,916	\$3,916
Total Tangible Cost :			\$3,225	\$3,225	\$67,986	\$71,211
Total AFE Costs :			\$161,149	\$161,149	\$184,013	\$345,162

EQUITABLE PRODUCTION

Equitable Production Comp

1710 Pennsylvania Avenue
Charleston, WV 25328
(304) 348-3800

AUTHORIZATION FOR EXPENDITURE					
Well Name:	539613 VC-539613 (539613)			AFE Number:	2175396131A
Operator:	Equitable Production Company			AFE Date:	1/29/2008
AFE Group:	BigStoneGap 2008	AFE Type:	Drilling	Job Start Date:	
Prospect:				County, State:	Dickenson, VA
Q/Q/Q-S/T/R:	/ / - / /			Field:	
Location:					
Well Type:		Depth:		0	Prep. By:
Surface	ft. from line		ft. from line		
Located:	Long:	Lat:	Xloc:	Yloc:	
Bott. Hole	ft. from line		ft. from line		
Located:	Long:	Lat:	Xloc:	Yloc:	
Working Interest:	0.00000000%	Before Casing:	0.00000000%	After Casing:	0.00000000%
Lease Name (ID):	Unknown (Unknown)			NRI:	0.00000000%
Current BOPD:	0	Current MCFPD:	0	Current BWPD:	0
Expected BOPD:	0	Expected MCFPD:	0	Expected BWPD:	0

Approved by:

Date: 3-4-08

EXHIBIT "B"
VC-539613

<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>		
1	Range Resources-Pine Mountain, Inc. ATTN: Jerry Grantham P.O. Box 2136 Abingdon, VA. 24212 TAX ID 20535	Leased 906889/T-355	75.350000%	44.2800
2	Range Resources-Pine Mountain, Inc. ATTN: Jerry Grantham P.O. Box 2136 Abingdon, VA. 24212 TAX ID 20537	Leased 906889/T-357	24.450000%	14.3700
3	Robert Lee Thomas and Barbra Thomas, h/w 573 Highway 828 Louisa, KY 41230 TAX ID 4023	Unleased	0.002778%	0.0017
	Billy Gene Thomas and Nancy Thomas, h/w 4968 Cougar Trail Road Dublin, VA 24084	Unleased	0.002778%	0.0017
	Timothy K. Thomas and Shirley Thomas, h/w 509 Cove Road Haysi, VA 24256	Unleased	0.002778%	0.0017
	Jerry Thomas and Judy Thomas, h/w 5996 Anderson Avenue Dublin, VA 24084	Unleased	0.002778%	0.0017
	Gary Dean Thomas and Carolyn Thomas, h/w 7655 Ralph Stanley Highway Coeburn, VA 24230	Unleased	0.002778%	0.0017
	Kenneth Allen Thomas and Diane Thomas, h/w 484 Walter Bottom Road Clintwood, VA 24228	Unleased	0.002778%	0.0017
	Darrell Wayne Thomas and Kathy Thomas, h/w 237 Meadowcrest Drive Bristol, VA 24201	Unleased	0.002778%	0.0017
	Jacqueline Thomas, widow 22 Nunley Court Bristol, VA 24202	Unleased	0.002778%	0.0017

EXHIBIT "B"
VC-539613

<u>TR</u>	<u>LESSOR</u>	<u>LEASE STATUS</u>	<u>INTEREST WITHIN UNIT</u>	<u>GROSS ACREAGE IN UNIT</u>
	Tommy Thomas and Doris Thomas, h/w 349 Gibson Thomas Lane Coeburn, VA 24230	Unleased	0.002778%	0.0017
	Mildred Puckett Unknown & unlocatable	Unleased	0.025000%	0.0150
4	Range Resources-Pine Mountain, Inc. ATTN: Jerry Grantham P.O. Box 2136 Abingdon, VA. 24212 TAX ID 20536	Leased 906889/T-356	0.150000%	0.0900
TOTAL GAS ESTATE			100.000000%	58.7700
	Percentage of Unit Leased		99.950000%	
	Percentage of Unit Unleased		0.050000%	
	Acreage in Unit Leased			58.7400
	Acreage in Unit Unleased			0.0300

EXHIBIT "B"
VC-539613

<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>		
1	Range Resources-Pine Mountain, Inc. ATTN: Jerry Grantham P.O. Box 2136 Abingdon, VA. 24212 TAX ID 20535	Leased 906889/T-355	75.350000%	44.2800
2	Range Resources-Pine Mountain, Inc. ATTN: Jerry Grantham P.O. Box 2136 Abingdon, VA. 24212 TAX ID 20537	Leased 906889/T-357	24.450000%	14.3700
3	Range Resources-Pine Mountain, Inc. ATTN: Jerry Grantham P.O. Box 2136 Abingdon, VA. 24212 Minerals Only	Leased 906889/TC-185	0.050000%	0.0300
4	Range Resources-Pine Mountain, Inc. ATTN: Jerry Grantham P.O. Box 2136 Abingdon, VA. 24212 TAX ID 20536	Leased 906889/T-356	0.150000%	0.0900
	TOTAL COAL ESTATE		100.000000%	58.7700
	Percentage of Unit Leased		100.000000%	
	Percentage of Unit Unleased		0.000000%	
	Acreage in Unit Leased			58.7700
	Acreage in Unit Unleased			0.0000

EXHIBIT "B-3"
VC-539613

<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>		
3	Robert Lee Thomas and Barbra Thomas, h/w 573 Highway 828 Louisa, KY 41230 TAX ID 4023	Unleased	0.002778%	0.0017
	Billy Gene Thomas and Nancy Thomas, h/w 4968 Cougar Trail Road Dublin, VA 24084	Unleased	0.002778%	0.0017
	Timothy K. Thomas and Shirley Thomas, h/w 509 Cove Road Haysi, VA 24256	Unleased	0.002778%	0.0017
	Jerry Thomas and Judy Thomas, h/w 5996 Anderson Avenue Dublin, VA 24084	Unleased	0.002778%	0.0017
	Gary Dean Thomas and Carolyn Thomas, h/w 7655 Ralph Stanley Highway Coeburn, VA 24230	Unleased	0.002778%	0.0017
	Kenneth Allen Thomas and Diane Thomas, h/w 484 Walter Bottom Road Clintwood, VA 24228	Unleased	0.002778%	0.0017
	Darrell Wayne Thomas and Kathy Thomas, h/w 237 Meadowcrest Drive Bristol, VA 24201	Unleased	0.002778%	0.0017
	Jacqueline Thomas, widow 22 Nunley Court Bristol, VA 24202	Unleased	0.002778%	0.0017
	Tommy Thomas and Doris Thomas, h/w 349 Gibson Thomas Lane Coeburn, VA 24230	Unleased	0.002778%	0.0017
	Mildred Puckett Unknown & unlocatable	Unleased	0.025000%	0.0150
TOTAL			0.050000%	0.0300

EXHIBIT "E"
VC-539613

<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>		
3	Robert Lee Thomas and Barbra Thomas, h/w 573 Highway 828 Louisa, KY 41230 TAX ID 4023	Unleased	0.002778%	0.0017
	Billy Gene Thomas and Nancy Thomas, h/w 4968 Cougar Trail Road Dublin, VA 24084	Unleased	0.002778%	0.0017
	Timothy K. Thomas and Shirley Thomas, h/w 509 Cove Road Haysi, VA 24256	Unleased	0.002778%	0.0017
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	Darrell Wayne Thomas and Kathy Thomas, h/w 237 Meadowcrest Drive Bristol, VA 24201	Unleased	0.002778%	0.0017
	Jacqueline Thomas, widow 22 Nunley Court Bristol, VA 24202	Unleased	0.002778%	0.0017
	Tommy Thomas and Doris Thomas, h/w 349 Gibson Thomas Lane Coeburn, VA 24230	Unleased	0.002778%	0.0017
	Mildred Puckett Unknown & unlocatable	Unleased	0.025000%	0.0150
	TOTAL		0.050000%	0.0300

EXHIBIT "E"
VC-539613

<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>		
3	Range Resources-Pine Mountain, Inc. ATTN: Jerry Grantham P.O. Box 2136 Abingdon, VA. 24212 TAX ID Minerlas only	Leased 906889/TC-185	0.050000%	0.0300
	TOTAL		0.050000%	0.0300

VC 539613

Review Sheet Board Order

DOCKET # 2203 COUNTY D.S

ORIGINAL HEARING DATE 5-15-08

CONTINUED HEARING DATE _____

REVIEW DATE 5/28/08

INFORMATION PER ORDER:

ESCROWING REQUIRED (16) YES/NO

ESCROWING FOR (16) UNKNOWNNS - TRACT # _____

Unleased CONFLICTING - TRACT # 3

_____ TITLE ISSUE - TRACT # _____

COAL (17.4):
100 LEASED _____ UNLEASED TOTAL _____

GAS (17.4):
99.95 LEASED _____ UNLEASED TOTAL _____

AFE (9.1) \$ 345162
REVISED EXHIBITS _____

PER TRANSCRIPT:

ESCROWING REQUIRED YES/NO

ESCROWING FOR UNKNOWNNS - TRACT # _____

CONFLICTING - TRACT # _____

_____ TITLE ISSUE - TRACT # _____

COAL :
100 LEASED _____ UNLEASED TOTAL 100

GAS:
99.9583333 LEASED .041667 UNLEASED TOTAL 100

AFE \$ 345162
REVISED EXHIBITS B.B.

COUNTY RECORDING RD
RECORDING COST \$ _____ CHECK REQUESTED _____

EXHIBIT "B"
VC-539613
REVISED 04/11/08

<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>		
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	Darrell Wayne Thomas and Kathy Thomas, h/w 237 Meadowcrest Drive Bristol, VA 24201	Unleased	0.002778%	0.0017
	Jacqueline Thomas, widow 22 Nunley Court Bristol, VA 24202	Leased	0.002778%	0.0017

EXHIBIT "B"
VC-539613
 REVISED 04/11/08

<u>TR</u>	<u>LESSOR</u>	<u>LEASE STATUS</u>	<u>INTEREST WITHIN UNIT</u>	<u>GROSS ACREAGE IN UNIT</u>
	Tommy Thomas and Doris Thomas, h/w 349 Gibson Thomas Lane Coeburn, VA 24230	Leased	0.002778%	0.0017
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4	Range Resources-Pine Mountain, Inc. ATTN: Jerry Grantham P.O. Box 2136 Abingdon, VA. 24212 TAX ID 20536	Leased 906889/T-356	0.150000%	0.0900
TOTAL GAS ESTATE			100.000000%	58.7700
Percentage of Unit Leased			99.958333%	
Percentage of Unit Unleased			0.041667%	
Acreage in Unit Leased				58.7450
Acreage in Unit Unleased				0.0250

EXHIBIT "B"
VC-539613
 REVISED 04/11/08

<u>TR</u>	<u>LESSOR</u>	<u>LEASE STATUS</u>	<u>INTEREST WITHIN UNIT</u>	<u>GROSS ACREAGE IN UNIT</u>
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4	Range Resources-Pine Mountain, Inc. ATTN: Jerry Grantham P.O. Box 2136 Abingdon, VA. 24212 TAX ID 20536	Leased 906889/T-356	0.150000%	0.0900
TOTAL COAL ESTATE			100.000000%	58.7700
Percentage of Unit Leased			100.000000%	
Percentage of Unit Unleased			0.000000%	
Acreage in Unit Leased				58.7700
Acreage in Unit Unleased				0.0000

EXHIBIT "B-2"
VC-539613
REVISED 04/11/08

<u>TRACT</u>	<u>LESSOR</u>	<u>LEASE STATUS</u>	<u>INTEREST WITHIN UNIT</u>	<u>GROSS ACREAGE IN UNIT</u>
<u>DISMISSED</u>				
		<u>Gas Estate Only</u>		
3	Kenneth Allen Thomas and Diane Thomas, h/w 484 Walter Bottom Road Clintwood, VA 24228	Unleased	0.002778%	0.0017
	Jacqueline Thomas, widow 22 Nunley Court Bristol, VA 24202	Unleased	0.002778%	0.0017
	Tommy Thomas and Doris Thomas, h/w 349 Gibson Thomas Lane Coeburn, VA 24230	Unleased	0.002778%	0.0017
TOTAL			0.008333%	0.0050

NOTICE OF HEARING BEFORE THE DEPARTMENT OF MINES, MINERALS &
ENERGY, DIVISION OF GAS AND OIL
Docket Number VGOB-08/04/15-2203
Well Number VC-539613

To: All persons, their known and unknown heirs, executors, administrators, devisees, assigns and successors, owning an interest in the gas, oil, coal or minerals underlying the Range Resources-Pine Mountain Inc., Tract TC-185, and adjacent tracts situated approximately 4500 feet Southwest of the intersection of Virginia State Routes 654 and 83 on the waters of McClure River, approximately 0.85 miles Southwest of Clinchco in the Sandlick District, Haysi Quadrangle of Dickenson County, Virginia.

NOTICE IS HEREBY GIVEN that Equitable Production Company, 1710 Pennsylvania Ave., Charleston, West Virginia, 25302, is requesting that the Virginia Gas and Oil Board (hereinafter "Board") issue an order pooling all the rights, interests, and estates pursuant to Virginia Code Ann. § 45.1-361.1 et seq. in regard to the drilling, development and production of oil, gas and coalbed methane from drilling Unit VC-539613, containing approximately 58.77 acres, located on the above-referenced tracts.

NOTICE IS FURTHER GIVEN that this cause has been set for hearing and the taking of evidence before the Board at 9:00 a.m. on April 15, 2008 at the Southwest Virginia Higher Education Center, Abingdon, Virginia.

All interested persons may attend this hearing, with or without an attorney, and offer evidence or state any comments you have. For further information, contact the Virginia Gas and Oil Board, State Gas and Oil Inspector, Department of Mines, Minerals and Energy, Division of Gas and Oil, P.O. Box 1416, Abingdon, Virginia, 24210, (276) 676-5423 or the Applicant at the address shown above.

BEFORE THE VIRGINIA GAS AND OIL BOARD

Applicant: Equitable Production Company)
)
)
Relief Sought: Pooling)
)
Location: See Exhibit "A") Docket No.
Well Number: VC-539613) VGOB-08/04/15-2203
)
Legal)
Description: Range Resources-Pine Mountain Inc.)
Tract TC-185)
Sandlick District)
Haysi Quadrangle)
Dickenson County, Virginia)

NOTICE OF HEARING

HEARING DATE: April 15, 2008
PLACE: Southwest Virginia Higher Education Center
Abingdon, Virginia
TIME: 9:00 a.m.

COMMONWEALTH OF VIRGINIA: To all unleased persons owning an interest in the oil, gas, and coalbed methane in and underlying the unit surrounding Well Number VC-539613 as described on Exhibit "A" to the Application, which is attached to this Notice, in Dickenson County, Virginia (hereinafter "Subject Lands") and adjacent lands, and in particular to the following persons, their known and unknown heirs, executors, administrators, devisees, trustees, assigns and successors, both immediate and remote:

See attached Exhibit B.

NOTICE IS HEREBY GIVEN that the Applicant is requesting that the Virginia Gas and Oil Board (hereinafter "Board") issue an order pooling all the rights, interests, and estates of the unleased persons pursuant to Virginia Code Ann. § 45.1-361.1 et seq. in regard to the drilling, development and production of oil, gas and coalbed methane from drilling Unit VC-539613, containing approximately 58.77 acres, located on the above-referenced tracts situated approximately 4500 feet Southwest of the intersection of Virginia State Routes 654 and 83 on the waters of McClure River, approximately 0.85 miles Southwest of Clinchco in the Sandlick District, Haysi Quadrangle of Dickenson County, Virginia. Applicant requests that the Board issue an order providing as follows:

- a) Pooling all the interests and estates of the persons named herein and their known and unknown heirs, executors, administrators, devisees, trustees, assigns and successors, both immediate and remote, for the drilling, development and production of oil, gas and coalbed methane from the subject drilling unit for the Subject Formations underlying and comprised of the Subject Lands;
- b) Establishing a procedure whereby each person named herein shall have the right to elect (1) to assign or lease his oil, gas and coalbed methane interest in the subject drilling unit to the designated operator; (2) to enter into a voluntary agreement with the designated operator to share in the operation (including the sharing in all reasonable costs of the drilling of the well and development of the unit) at a rate of payment mutually agreed to by the person making the election hereunder and the designated operator herein or (3) to share in the operation of the well as a nonparticipating operator on a carried basis after the proceeds allocable to such person's share equal the following:
- In the case of a leased tract, 300 percent of the share of the costs allocable to such person's interest; or
- In the case of an unleased tract, 200 percent of the share of such costs allocable to such person's interest;
- c) Providing that any person named herein who does not make a timely written election under the terms of the Order to be entered herein shall be deemed to have leased his oil and gas interest in the subject drilling unit to the operator designated herein at a rate to be established by the Board;
- d) Designating Applicant, EPC, as Operator; providing that the operator shall have the right to drill, develop, produce, market and sell oil, gas and coalbed methane produced from the subject drilling unit; granting the operator the right to market and sell oil, gas and coalbed methane produced from the subject drilling unit which is attributable to the conflicting claims and interest pooled herein; providing that the operator shall have an operator's lien on the oil, gas and coalbed methane estate and rights owned or claimed by the unleased persons named herein in the subject drilling unit; and granting the operator the right to drill at any legal or specially permitted location on the subject drilling unit;
- e) Making any necessary provision for the escrow of funds pursuant to Va. Code Ann. § 45.1-361.22;
- f) Providing that the order to be entered herein shall expire two (2) years from the date of its issuance if operations for the development of the subject drilling unit have not commenced by said date; but further providing that if operations have commenced

during said two year period, then said order shall remain in effect for so long as operations continue on the subject drilling unit;

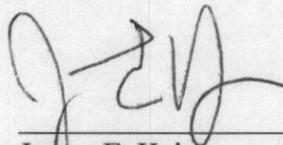
- g) Providing that the conduct of operations on any tract in the subject drilling unit shall be deemed to be the conduct of operations on all tracts in the drilling unit; and providing that the production allocated to any tract in the pooled drilling unit shall be in the same proportion as the acreage of that tract bears to the total acreage in the drilling unit; and
- h) 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.

NOTICE IS FURTHER GIVEN that this cause has been set for hearing and the taking of evidence before the Board at 9:00 a.m. on April 15, 2008 at the Southwest Virginia Higher Education Center, Abingdon, Virginia and that notice will be published as required by the law and the rules of the Board.

NOTICE IS FURTHER GIVEN that you may attend this hearing, with or without an attorney, and offer evidence or state any comments you have. For further information, contact the Virginia Gas and Oil Board, State Gas and Oil Inspector, Department of Mines, Minerals and Energy, Division of Gas and Oil, P.O. Box 1416, Abingdon, Virginia, 24210, (276) 676-5423 or the Applicant at the address shown below.

DATED this 14th day of March, 2008.

Equitable Production Company
1710 Pennsylvania Ave.
Charleston, West Virginia 25328



James E. Kaiser
WILHOIT & KAISER
of Counsel for
Equitable Production Company
220 Broad Street, Suite 202
Kingsport, Tennessee 37660
(423) 578-3838

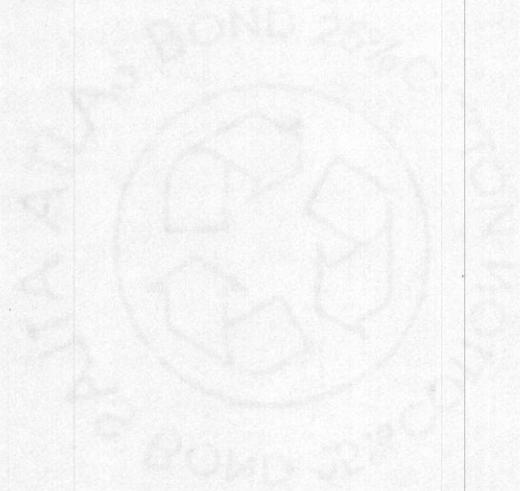
CERTIFICATE OF SERVICE

I, James E. Kaiser, of counsel for Equitable Production Company, hereby certify that I have on this, the 14th day of March, 2008, caused the foregoing notice and application to be served upon the parties listed herein, at their address, by certified mail, return receipt requested.

Dated this 14th day of March, 2008.



James E. Kaiser
WILHOIT & KAISER



BEFORE THE VIRGINIA GAS AND OIL BOARD

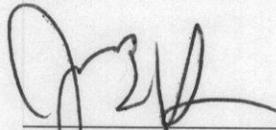
Applicant: Equitable Production Company)
)
)
 Relief Sought: Well No. VC-539613) Docket No.
 Force Pooling) VGOB-08/04/15-2203
)

AFFIDAVIT OF MAILING
(CERTIFICATE OF SERVICE)

STATE OF TENNESSEE)
)
 COUNTY OF SULLIVAN)

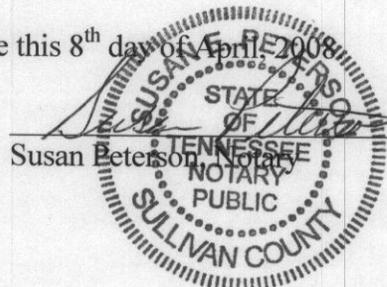
James E. Kaiser, of lawful age, being duly sworn, upon oath, deposes and says:

- (1) He is a partner with WILHOIT & KAISER, Agent for Equitable Production Company ("EPC") and makes this affidavit on behalf of EPC.
- (2) Based upon information and belief, the names and last-known addresses, where such addresses are known, of the parties owning an interest in the oil and gas in this cause are set forth and attached hereto.
- (3) On the 14th day of March, 2008, true and correct copies of the Application and the Notice of Hearing in this matter were placed in the United States mail in Kingsport, TN, certified mail, return receipt requested, postage prepaid, duly addressed to the parties at their respective addresses as set forth in the attached Exhibit B which is hereby made a part of this Affidavit.
- (4) Notice of this cause has therefore been served by mail pursuant to the applicable statutes and rules of the Board.



 James E. Kaiser

SUBSCRIBED AND SWORN TO before me this 8th day of April, 2008


 Susan Peterson, Notary
 PUBLIC
 SULLIVAN COUNTY
 TENNESSEE


 RECEIVED
 APR 10 2008
 DGO

My commission expires: November 12, 2008.

Certificate of Publication



I, Jenay Tate, Publisher of The Coalfield Progress, a newspaper published twice a week on Tuesdays and Thursdays in the City of Norton, in Wise County, State of Virginia, do hereby certify that the order of publication, copy of which is hereby attached, of

Notice of Hearing
Plaintiff

~~vs.~~

.....
Defendant

was published for 1 issues weeks,

beginning.. 3-18-08 .. ending.. 3-18-08 ..

Publishers fee, \$.. 66⁰⁰ ..

Jenay Tate
Publisher

NOTICE OF HEARING
BEFORE THE DEPARTMENT OF
MINES, MINERALS & ENERGY
DIVISION OF GAS AND OIL
Docket Number VGOB-08/04/15-
2203
Well Number VC-539613

To: All persons, their known and unknown heirs, executors, administrators, devisees, assigns and successors, owning an interest in the gas, oil, coal or minerals underlying the Range Resources-Pine Mountain Inc., Tract TC-185, and adjacent tracts situated approximately 4500 feet Southwest of the intersection of Virginia State Routes 654 and 83 on the waters of McClure River, approximately 0.85 miles Southwest of Clinchco in the Sandlick District, Hay-si Quadrangle of Dickenson County, Virginia.

NOTICE IS HEREBY GIVEN that Equitable Production Company, 1710 Pennsylvania Ave., Charleston, West Virginia, 25302, is requesting that the Virginia Gas and Oil Board (hereinafter "Board") issue an order pooling all the rights, interests, and estates pursuant to Virginia Code Ann. § 45.1-361.1 et seq. in regard to the drilling, development and production of oil, gas and coalbed methane from drilling Unit VC-539613, containing approximately 58.77 acres, located on the above-referenced tracts.

NOTICE IS FURTHER GIVEN that this cause has been set for hearing and the taking of evidence before the Board at 9:00 a.m. on April 15, 2008 at the Southwest Virginia Higher Education Center, Abingdon, Virginia.

All interested persons may attend this hearing, with or without an attorney, and offer evidence or state any comments you have. For further information, contact the Virginia Gas and Oil Board, State Gas and Oil Inspector, Department of Mines, Minerals and Energy, Division of Gas and Oil, P.O. Box 1416, Abingdon, Virginia, 24210, (276) 678-5423 or the Applicant at the address shown above.

EXHIBIT "B"
VC-539613

1/2 acre

<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>				
1	Range Resources-Pine Mountain, Inc. ATTN: Jerry Grantham P.O. Box 2136 Abingdon, VA. 24212 TAX ID 20535	Leased 906889/T-355	75.350000%	44.2800
2	Range Resources-Pine Mountain, Inc. ATTN: Jerry Grantham P.O. Box 2136 Abingdon, VA. 24212 TAX ID 20537	Leased 906889/T-357	24.450000%	14.3700
3	Robert Lee Thomas and Barbra Thomas, h/w 573 Highway 828 Louisa, KY 41230 TAX ID 4023	Unleased	0.002778%	0.0017
	Billy Gene Thomas and Nancy Thomas, h/w 4968 Cougar Trail Road Dublin, VA 24084	Unleased	0.002778%	0.0017
	Timothy K. Thomas and Shirley Thomas, h/w 509 Cove Road Haysi, VA 24256	Unleased	0.002778%	0.0017
	Jerry Thomas and Judy Thomas, h/w 5996 Anderson Avenue Dublin, VA 24084	Unleased	0.002778%	0.0017
	Gary Dean Thomas and Carolyn Thomas, h/w 7655 Ralph Stanley Highway Coeburn, VA 24230	Unleased	0.002778%	0.0017
	Kenneth Allen Thomas and Diane Thomas, h/w 484 Walter Bottom Road Clintwood, VA 24228	Unleased	0.002778%	0.0017
	Darrell Wayne Thomas and Kathy Thomas, h/w 237 Meadowcrest Drive Bristol, VA 24201	Unleased	0.002778%	0.0017
	Jacqueline Thomas, widow 22 Nunley Court Bristol, VA 24202	Unleased	0.002778%	0.0017

83294465 / 3-24-08

83294458 / 3-21-08

83294441 / 3-18-08

83294434 / 3-20-08

83294427 / 3-24-08

83294410 / 3-20-08

83294403 / 3-18-08

83294397 / 3-18-08

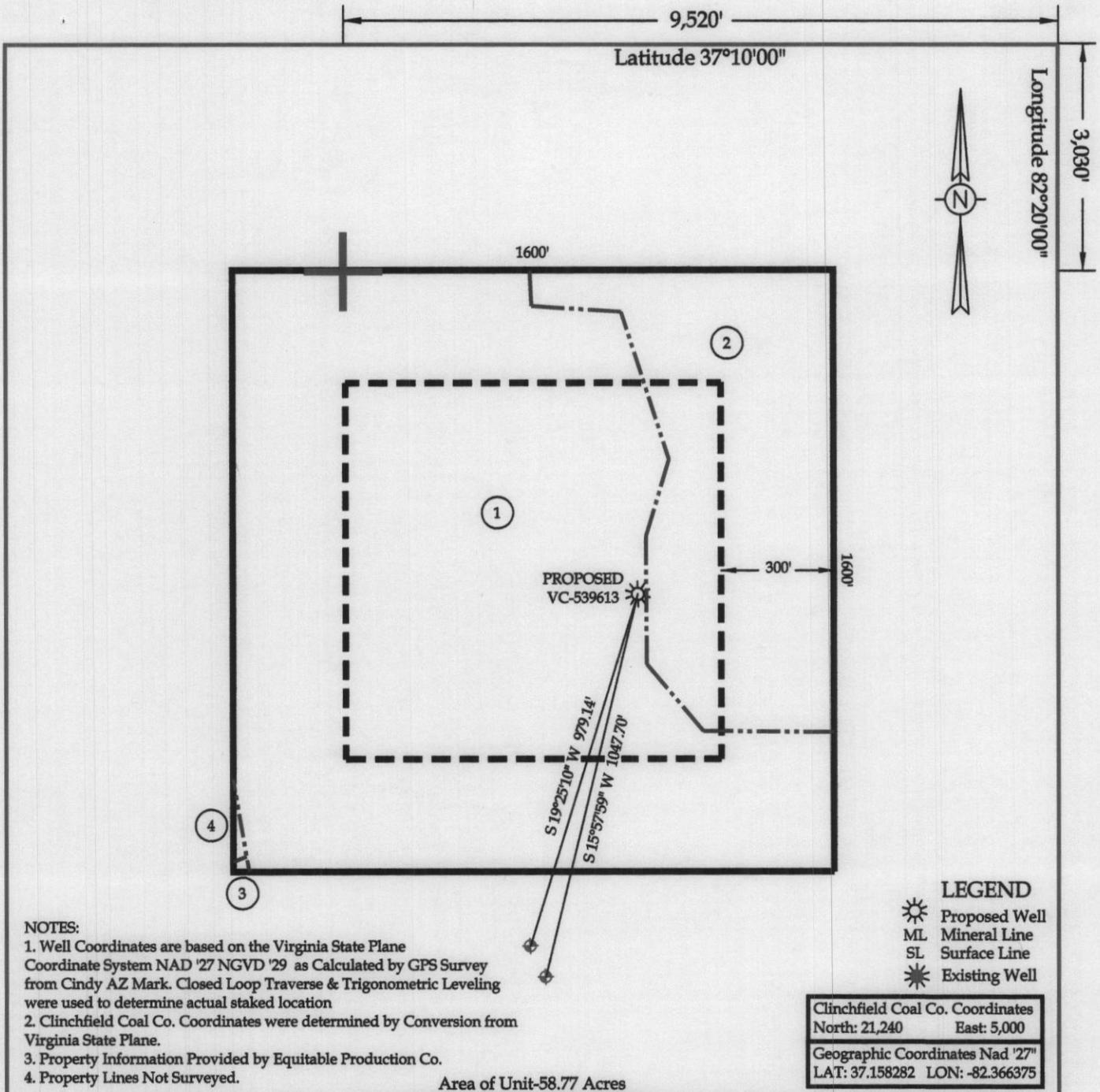
EXHIBIT "B"
VC-539613

<u>TR</u>	<u>LESSOR</u>	<u>LEASE STATUS</u>	<u>INTEREST WITHIN UNIT</u>	<u>GROSS ACREAGE IN UNIT</u>
	Tommy Thomas and Doris Thomas, h/w 349 Gibson Thomas Lane Coeburn, VA 24230	Unleased	0.002778%	.0017
	Mildred Puckett Unknown & unlocatable	Unleased	0.025000%	0.0150
4	Range Resources-Pine Mountain, Inc. ATTN: Jerry Grantham P.O. Box 2136 Abingdon, VA. 24212 TAX ID 20536	Leased 906889/T-356	0.150000%	0.0900
	TOTAL GAS ESTATE		100.000000%	58.7700
	Percentage of Unit Leased		99.950000%	
	Percentage of Unit Unleased		0.050000%	
	Acreage in Unit Leased			58.7400
	Acreage in Unit Unleased			0.0300

83294380/3-26-08

EXHIBIT "B"
VC-539613

<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>		
1	Range Resources-Pine Mountain, Inc. ATTN: Jerry Grantham P.O. Box 2136 Abingdon, VA. 24212 TAX ID 20535	Leased 906889/T-355	75.350000%	44.2800
2	Range Resources-Pine Mountain, Inc. ATTN: Jerry Grantham P.O. Box 2136 Abingdon, VA. 24212 TAX ID 20537	Leased 906889/T-357	24.450000%	14.3700
3	Range Resources-Pine Mountain, Inc. ATTN: Jerry Grantham P.O. Box 2136 Abingdon, VA. 24212 Minerals Only	Leased 906889/TC-185	0.050000%	0.0300
4	Range Resources-Pine Mountain, Inc. ATTN: Jerry Grantham P.O. Box 2136 Abingdon, VA. 24212 TAX ID 20536	Leased 906889/T-356	0.150000%	0.0900
	TOTAL COAL ESTATE		100.000000%	58.7700
	Percentage of Unit Leased		100.000000%	
	Percentage of Unit Unleased		0.000000%	
	Acreage in Unit Leased			58.7700
	Acreage in Unit Unleased			0.0000



NOTES:
 1. Well Coordinates are based on the Virginia State Plane Coordinate System NAD '27 NGVD '29 as Calculated by GPS Survey from Cindy AZ Mark. Closed Loop Traverse & Trigonometric Leveling were used to determine actual staked location
 2. Clinchfield Coal Co. Coordinates were determined by Conversion from Virginia State Plane.
 3. Property Information Provided by Equitable Production Co.
 4. Property Lines Not Surveyed.

LEGEND
 ☀ Proposed Well
 ML Mineral Line
 SL Surface Line
 ✱ Existing Well

Clinchfield Coal Co. Coordinates	
North: 21,240	East: 5,000
Geographic Coordinates Nad '27"	
LAT: 37.158282	LON: -82.366375

Area of Unit-58.77 Acres

WELL LOCATION PLAT

Company EQUITABLE PRODUCTION CO. Well Name or Number VC-539613
 Tract No. Lease No. 906889 TC-185 Quadrangle Haysi
 District Sandlick
 Well Coordinates (Virginia State Plane) N: 323,416.77 E: 873,579.22
 Elevation: 1830.44 Method Used to Determine Elevation: Trig. Levels from GPS derived elevation.
 County Dickenson Scale: 1" = 400' Date 2-04-08

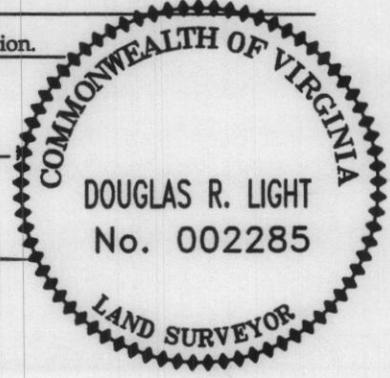
This Plat is a new plat ; an updated plat ; or a final location plat

✱ 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.

Form DGO-GO-7
 Rev. 1-98

Douglas R. Light

 Licensed Professional Engineer or Licensed Land Surveyor



DGO-7 Supplement
WELL UNIT PROPERTY OWNER INDEX
VC-539613

(1)

Drill Tract

Lease No. 906889/TC-185

Noah Sykes

764.47 Acres-Coal

Lease No. 906889/T-355

John A. Sykes

84.07 Acres-Surface, Oil & Gas

Heartwood Forestland Fund IV, LP ~ Surface

Dickenson~Russell Coal Company, LLC/Alpha Land & Reserves, LLC/ACIN Land & Reserves, LLC/WBRD, LLC ~ Coal

Range Resources~Pine Mountain, Inc. ~ Oil, Gas & CBM

75.35% ~ 44.28 Acres

(2)

Lease No. 906889/TC-185

Noah Sykes

764.47 Acres-Coal

Lease No. 906889/T-357

B.M. Sykes

48.07 Acres

Dickenson~Russell Coal Company, LLC/Alpha Land & Reserves, LLC/ACIN Land & Reserves, LLC/WBRD, LLC ~ Coal

Range Resources~Pine Mountain, Inc. ~ Oil, Gas, & CBM

24.45% ~ 14.37 Acres

(3)

Lease No. 906889/TC-185

Noah Sykes

764.47 Acres-Coal

Dickenson~Russell Coal Company, LLC/Alpha Land & Reserves, LLC/ACIN Land & Reserves, LLC/WBRD, LLC ~ Coal

Range Resources~Pine Mountain, Inc. ~ CBM

Unleased

Dessie Thomas Heirs, et al ~ 6 Acres Surface, Oil & Gas (CBM)

0.05% ~ 0.03 Acres

(4)

Lease No. 906889/TC-185

Noah Sykes

764.47 Acres-Coal

Lease No. 906889/T-356

Alex Sykes

34.57 Acres

Dickenson~Russell Coal Company, LLC/Alpha Land & Reserves, LLC/ACIN Land & Reserves, LLC/WBRD, LLC ~ Coal

Range Resources~Pine Mountain, Inc. ~ Oil, Gas, & CBM

0.15% ~ 0.09 Acres

EXHIBIT "B-3"
VC-539613
REVISED 04/11/08

<u>TRACT</u>	<u>LESSOR</u>	<u>LEASE STATUS</u>	<u>INTEREST WITHIN UNIT</u>	<u>GROSS ACREAGE IN UNIT</u>
<u>Gas Estate Only</u>				
3	Robert Lee Thomas and Barbra Thomas, h/w 573 Highway 828 Louisa, KY 41230 TAX ID 4023	Unleased	0.002778%	0.0017
	Billy Gene Thomas and Nancy Thomas, h/w 4968 Cougar Trail Road Dublin, VA 24084	Unleased	0.002778%	0.0017
	Timothy K. Thomas and Shirley Thomas, h/w 509 Cove Road Haysi, VA 24256	Unleased	0.002778%	0.0017
	Jerry Thomas and Judy Thomas, h/w 5996 Anderson Avenue Dublin, VA 24084	Unleased	0.002778%	0.0017
	Gary Dean Thomas and Carolyn Thomas, h/w 7655 Ralph Stanley Highway Coeburn, VA 24230	Unleased	0.002778%	0.0017
	Darrell Wayne Thomas and Kathy Thomas, h/w 237 Meadowcrest Drive Bristol, VA 24201	Unleased	0.002778%	0.0017
	Mildred Puckett Unknown & unlocatable	Unleased	0.025000%	0.0150
	TOTAL		0.041667%	0.0250

EXHIBIT "E"
VC-539613
 REVISED 04/11/08

<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>		
3	Robert Lee Thomas and Barbra Thomas, h/w 573 Highway 828 Louisa, KY 41230 TAX ID 4023	Unleased	0.002778%	0.0017
	Billy Gene Thomas and Nancy Thomas, h/w 4968 Cougar Trail Road Dublin, VA 24084	Unleased	0.002778%	0.0017
	Timothy K. Thomas and Shirley Thomas, h/w 509 Cove Road Haysi, VA 24256	Unleased	0.002778%	0.0017
	Jerry Thomas and Judy Thomas, h/w 5996 Anderson Avenue Dublin, VA 24084	Unleased	0.002778%	0.0017
	Gary Dean Thomas and Carolyn Thomas, h/w 7655 Ralph Stanley Highway Coeburn, VA 24230	Unleased	0.002778%	0.0017
	Kenneth Allen Thomas and Diane Thomas, h/w 484 Walter Bottom Road Clintwood, VA 24228	Leased	0.002778%	0.0017
	Darrell Wayne Thomas and Kathy Thomas, h/w 237 Meadowcrest Drive Bristol, VA 24201	Unleased	0.002778%	0.0017
	Jacqueline Thomas, widow 22 Nunley Court Bristol, VA 24202	Leased	0.002778%	0.0017
	Tommy Thomas and Doris Thomas, h/w 349 Gibson Thomas Lane Coeburn, VA 24230	Leased	0.002778%	0.0017
	Mildred Puckett Unknown & unlocatable	Unleased	0.025000%	0.0150
	TOTAL		0.050000%	0.0300

EXHIBIT "E"
VC-539613
REVISED 04/11/08

<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>		
3	Range Resources-Pine Mountain, Inc. ATTN: Jerry Grantham P.O. Box 2136 Abingdon, VA. 24212 TAX ID Minerlas only	Leased 906889/TC-185	0.050000%	0.0300
	TOTAL		0.050000%	0.0300