

201003067

000004 SEP 30 2008

INSTRUMENT PREPARED BY  
VIRGINIA GAS AND OIL BOARD

ORDER RECORDED UNDER CODE  
OF VIRGINIA SECTION 45.1-361.26

VIRGINIA:

BEFORE THE VIRGINIA GAS AND OIL BOARD

SUPPLEMENTAL ORDER REGARDING

DOCKET NO. VGOB 08/05/20-2232

ELECTIONS, UNIT: VH-133748

(hereinafter "Subject Drilling Unit")

TAX MAP IDENTIFICATION NUMBERS:

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

REPORT OF BOARD

FINDINGS AND ORDER

1. This Supplemental Order is entered by the Board sua sponte in the form authorized by the Board at its hearing held at 9:00 a.m. on October 20, 1992, Board of Supervisors Room, Courthouse, Grundy, Virginia, and pursuant to authority granted to the Board's Chairman at the hearing of the Virginia Gas and Oil Board on June 16, 1992, at 9:00 a.m. at the Rhododendron Restaurant at the Breaks Interstate Park, Breaks, Virginia; and this Supplemental Order is being recorded for the purpose of (1) complying with the requirement of the Virginia Gas and Oil Board Regulations, 4 VAC 25-160.70C by supplementing the Order previously issued by the Board for subject Docket on July 15, 2008, and recorded Instrument #200803164 at the Office of the Clerk of Circuit Court, Wise County, Virginia on August 11, 2008, (herein "Board Order") to complete the record regarding elections. The Board Order pooled all interest in Subject Drilling Unit including those of the Respondents more particularly set forth and identified by the Designated Operator in the affidavits attached hereto and made a part hereof. The Board finds it has jurisdiction over the subject matter pursuant to the provisions of the Virginia Gas and Oil Act, § 45.1-361.1 et seq., Virginia Code, 1950 as amended.
2. Findings: The Board finds that:
  - (a) The Board Order directed EQT Production Company, (herein the Designated Operator"), to mail copies of the Board Order to all respondents whose interest, if any, were pooled by said Board Order;
  - (b) The designated operator filed its affidavit of mailing dated September 2, 2008, disclosing that it had mailed a correct copy of the Board's Order to all Respondents whose interest, if any, were pooled by said Board Order;
  - (c) The Board Order required each Respondent whose interest, if any, were pooled by the terms of said Board Order to make his or her election within thirty (30)

days after the date of mailing or recording, as applicable, of said Order; the Designated Operator has filed its affidavit dated May 18, 2010, in accordance with § 7.C of the Virginia Gas and Oil Board Regulations and 4 VAC 25-160.70C (herein "Affidavit of Election"), wherein it has, for each Respondent whose interest, if any, were pooled by said Board Order, stated: (i) whether each Respondent has made or failed to make a timely election; (ii) the nature of the election made, if any; (iii) whether, by reason of a failure to elect or to timely elect one or more Respondents are deemed, under the terms of the Board's Order, to have leased all their rights, title, interest, estates and claims in Subject Drilling Unit to the Designated Operator;

- (d) The Board Order further required the Designated Operator, after expiration of the election period, to file with the Board a statement of the interests subject to escrow under the terms and provisions of the Board Order, in light of the elections made or deemed to have been made (herein "Statement of Interests"); that the Designated Operator furnished said Statement of Interests as part of its Affidavit of Election. A copy of which is attached hereto as Exhibit B;
  - (e) Current Board standards requiring the escrow of funds and the Board's agreement with its Escrow Agent, First Bank & Trust Company, P.O. Box 3860, Kingsport, TN 37660 (423) 245-6971, Attn: Debbie Davis, or any successor named by the Board, require the entry of a Supplemental Order establishing of record the elections made or deemed to have been made and specifying the sums or percentage thereof subject to escrow. Current Board escrow standards were made applicable to Subject Drilling Unit by a Board Order dated December 23, 1992.
3. Order: By this Order, the Board orders the Designated Operator to tender, consistent with and in accordance with the findings set forth at paragraph 2 above and the annexed Affidavits, any funds subject to escrow and instructs the Escrow Agent, First Bank & Trust Company, P.O. Box 3860, Kingsport, TN 37660 (423) 245-6971, Attn: Debbie Davis, or any successor named by the Board to establish interest-bearing escrow account(s), IRS Tax Identification Number 54-1629506, in accordance with the information set forth in said affidavits to receive such funds and account to the Board therefore.
  4. Mailing of Order and Filing of Affidavit: The Designated Operator under the captioned Order or its Attorney shall file an affidavit with the Secretary of the Board within ten (10) days after the date of receipt of this Order stating that a true and correct copy of this Order was mailed to each person whose interest or claim is subject to escrow and whose address is known.
  5. Conclusion: Therefore, the findings and all terms and provisions set forth above be and hereby are granted and IT IS SO ORDERED.
  6. Effective Date: This Order shall be effective on the date of its execution.

000006 SEP 30 09

DONE AND EXECUTED this 23 day of August, 2010 by a majority of the Virginia Gas and Oil Board.

Bradley C. Lambert  
Chairman, Bradley C. Lambert

DONE AND PERFORMED THIS 23 day of August, 2010 by Order of this Board.

David E. Asbury Jr.  
David Asbury Jr.  
Principal Executive To The Staff  
Virginia Gas and Oil Board

STATE OF VIRGINIA )  
COUNTY OF RUSSELL )

Acknowledged on this 23<sup>rd</sup> day of August, 2010, personally before me a notary public in and for the Commonwealth of Virginia, appeared Bradley C. Lambert, being duly sworn did depose and say that he is Chairman of the Virginia Gas and Oil Board, and David 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 was authorized to do so.

Diane J. Davis  
Diane Davis, Notary  
174394



My commission expires: September 30, 2013

VIRGINIA:

000007 SEP 30 2008

**BEFORE THE VIRGINIA GAS AND OIL BOARD**

IN RE: Application of EQT Production Company, for Forced Pooling of Interests in Unit Number VH-133748 VGOB Docket No. VGOB-08/05/20-2232 in the Lipps Magisterial District of Wise County, Virginia.

AFFIDAVIT OF WILHOIT & KAISER, Attorneys-at-Law, Agents for the Designated Operator REGARDING ELECTIONS, ESCROW ACCOUNTS AND SUPPLEMENTAL ORDER

James E. Kaiser (herein Affiant), being first duly sworn on oath, deposes and says:

1. That the Affiant is an attorney in the law firm of WILHOIT & KAISER, the Agent for the Designated Operator, with offices located at 220 Broad Street, Kingsport, Tennessee 37660, and is authorized to give this Affidavit in its behalf;
2. That the Order entered on July 15, 2008, by the Virginia Gas and Oil Board regarding the captioned Conventional Unit required the Applicant to mail a true and correct copy of said Order to each person pooled by said Order;
3. That within seven (7) days of the receipt of an executed copy of the Order referred to at Paragraph 2. above, the Affiant was directed to cause a true and correct copy of said Order to be mailed via the United States Postal Service to each Respondent named in the captioned Application, whose address was known, and to all persons, if any, who are added as Respondents at the hearing held in the captioned matter;
4. That the Order of the Virginia Gas and Oil Board in the captioned matter required all persons pooled thereby to tender their written elections to the Unit Operator within thirty (30) days of the date said Order was recorded in the county above named; that said Order was recorded on August 11, 2008.
5. That the Designated Operator, by and through their agent, Wilhoit & Kaiser, Attorneys-at-Law, have established procedures to review all mail received and all written documents received by means other than by mail to ascertain whether parties whose interest have been pooled have made a written election, in a timely fashion, as required by the captioned Order; that said procedures were followed to identify the elections, if any, made with regard to Subject Unit; that the following persons delivered, by mail or otherwise, written elections to the Unit Operator, within the thirty day election periods:

NONE

6. That the interest and/or claims of the following persons (who made timely elections, or who are deemed under the terms of the Board's Order to have leased, or who, subsequent to the pooling hearing held in the captioned matter, have leased or otherwise entered into an agreement with the Designated Operator) are subject to escrow under the Board's Order pooling the captioned Unit, as unknown or/unlocatable.

NONE

7. That after the pooling hearing held in the captioned matter, the following persons have leased or entered into a voluntary agreement with the Designated Operator with regard to their interest and/or claims.

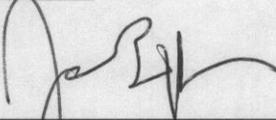
NONE

8. That the following persons have not made a timely election and have failed to enter into an agreement with the Designated Operator and their respective interests shall be deemed to have leased pursuant to and in accordance with paragraph 10 of the Order.

<u>Tracts</u>	<u>Payee</u>	<u>Cash Consideration</u>
4	Hubert Don Hill & Cleta Fay Sexton Hill, h/w 10997 Pine Camp Road Coeburn VA 24230	9.2900 x \$5.00 = \$46.45

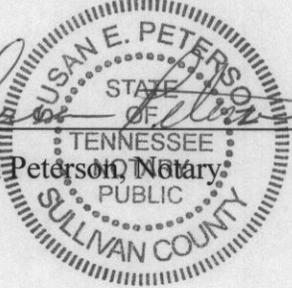
That pursuant to the provision of 4VAC 25-160.70C annexed hereto and incorporated herein is a proposed supplemental order to be entered to complete the record regarding elections; that said annexed supplemental order sets forth that the services of the Escrow Agent are not required in this matter pursuant to the terms of §§ 45.1-361.21.D.

Dated at Kingsport, Tennessee, this 18th day of May, 2010.

  
\_\_\_\_\_  
Affiant

State of Tennessee     )  
County of Sullivan     )

Taken, subscribed and sworn to before me by James E. Kaiser, the Agent of EQT Production Company, a corporation, on behalf of the corporation, this 18th day of May, 2010.

  
\_\_\_\_\_  
Susan Peterson, Notary  


My commission expires: October 24, 2012.

Well Coordinates: (Geographic N27)  
36.920627 -82.490477

Latitude 36° 57' 30"

000010 SEP 30 10

000073 AUG 11 08

Longitude 82° 27' 30"

N 239,008.90  
E 830,931.58

N 238,847.46  
E 834,661.61

Lease No. 223177L  
V. J. Peters Associates, LLC -  
surface, coal, oil & gas  
597.31 Acres  
Gas 13.94 Ac. 4.36%

⑤

\*VH-133748

Unleased  
Hubert Don Hill &  
Cleta Fay Sexton Hill  
oil & gas  
16.33 Acres  
Gas 9.29 Ac. 2.90%

Lease No. 223147L  
Dorothy Quillin - 1/2 Interest  
Mary F. Quillin - 1/2 Interest  
coal, oil & gas  
156.1 Acres  
Gas 144.64 Ac. 45.20%

③

①

Lease No. 223096L / Tr. 1602  
Penn Virginia Operating Company, LLC -  
coal, oil & gas  
3721.29 Acres  
Gas 148.91 Ac. 46.53%

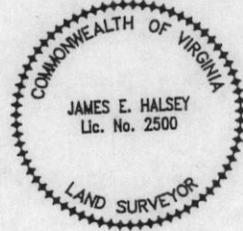
\*V-502738

3,733.52'

N 235,278.87  
E 830,770.14

N 235,117.43  
E 834,500.17

EREX Lease 223173L  
Charles Fannon, et ux - oil & gas  
Faye Imogene Fannon - surface  
77.50 Acres total  
Gas 3.22 Ac. 1.01%



Well Coordinates: (VA St. Plane S. Zone,  
NAD 83)  
N 3,519,345.62 E 10,316,772.23  
Well Coordinates: (VA St. Plane S. Zone,  
Calculated from NAD 83 coordinates)  
N 238,473.43 E 833,788.33  
Well Coordinates: (Clinchfield Coal Co.,  
Calculated from NAD 83 coordinates)  
S 65,293 W 31,219

Well elevation determined by GPS  
survey from HARN Monument P-424

Area of Unit = 320 Ac.

WELL LOCATION PLAT

COMPANY Equitable Production Company WELL NAME AND NUMBER VH-133748  
TRACT NO. Tr. No. 223096L / Tr. 1602 ELEVATION 2,436.68' QUADRANGLE Coeburn  
COUNTY Wise DISTRICT Lipps SCALE 1" = 400' DATE 4-08-2008

This Plat is a new plat x; an updated plat   ; or a final location plat  
+ Denotes the location of a well on United States topographic Maps, scale 1 to  
24,000, latitude and longitude lines being represented by border lines as shown.

James E. Halsey  
Licensed Professional Engineer or Licensed Land Surveyor

**EXHIBIT "B"**  
**VH-133748**  
**VGOB - 08/05/20-2232**

<u>TRACT</u>	<u>LESSOR</u>	<u>LEASE STATUS</u>	<u>INTEREST WITHIN UNIT</u>	<u>GROSS ACREAGE IN UNIT</u>	<u>NET REVENUE INTEREST</u>	
	<u>Gas Estate Only</u>					
1	Penn Virginia Operating Company	Leased	46.530000%	148.9100	0.05816250	RI
TAX ID 021416	2550 East Stone Drive Suite 200 Kingsport, TN 37660 ATTN: Steve Looney	223096 PV-1602				
	Equitable Production Company				0.40713750	WI
<b>Tract 1 Totals</b>			46.530000%	148.9100	0.46530000	
2	Lone Gail McClellan	Leased	0.168333%	0.53667	0.00021042	RI
TAX ID 006711	P. O. Box 353 Green Pond, AL 35074-0353	223173				
	Buford E. Fannon	Leased	0.336667%	1.07333	0.00042083	RI
	5151 Zion Church Road Concord, NC 28025-7051	223173				
	Gregory Allan Fannon	Leased	0.168333%	0.53667	0.00021042	RI
	3202 Philmont Drive Raleigh, NC 27615-8200	223173				
	Duane J. Fannon	Leased	0.168333%	0.53667	0.00021042	RI
	7524 Alamance Drive Charlotte, NC 28227-8901	223173				
	Lora D. Lee	Leased	0.168333%	0.53667	0.00021042	RI
	10862 Pinecamp Road Coeburn, VA 24230-6138	223173				
	Equitable Production Company				0.00883750	WI
<b>Tract 2 Totals</b>			1.010000%	3.22000	0.01010000	
3	Dorothy Quillen	Leased	22.600000%	72.3200	0.02825000	RI
TAX ID 020090	PO Box 163 Coeburn, VA 24230	223147				
	Mary F. Quillen	Leased	22.600000%	72.3200	0.02825000	RI
	1879 Parker Mill Road Lexington, KY 40504	223147				
	Equitable Production Company				0.39550000	WI
<b>Tract 3 Totals</b>			45.200000%	144.6400	0.45200000	

4      Hubert Don Hill &      Unleased      2.90000%      9.2900      0.00362500      RI  
TAX ID 007027      Clela Fay Sexton Hill, h/w  
10997 Pine Camp Road  
Coeburn VA 24230

000012 SEP 30 2010

Equitable Production Company      0.02537500      WI  
**Tract 4 Totals**      2.90%      9.2900      0.02900000

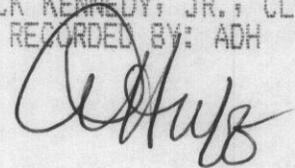
5      Verna J. Peters Associates, LLC      Leased      4.360000%      13.9400      0.00545000      RI  
TAX ID 011408      PO Box 1359      223177  
Coeburn, VA 24230-1359

Equitable Production Company      0.03815000      WI  
**Tract 5 Totals**      4.360000%      13.9400      0.04360000

**TOTAL GAS ESTATE**      100.000000%      320.0000      1.00000000

INSTRUMENT #201003067  
RECORDED IN THE CLERK'S OFFICE OF  
WISE COUNTY ON  
SEPTEMBER 30, 2010 AT 09:25AM

J. JACK KENNEDY, JR., CLERK  
RECORDED BY: ADH



000001 SEP 30 2010

1523

Instrument Control Number

[Empty box for Instrument Control Number]

Commonwealth of Virginia  
Land Record Instruments  
Cover Sheet - Form A

INSTRUMENT #201003067  
RECORDED IN THE CLERK'S OFFICE OF  
WISE COUNTY ON  
SEPTEMBER 30, 2010 AT 09:25AM

[ILS VLR Cover Sheet Agent 1.0.93]

J. JACK KENNEDY, JR., CLERK  
RECORDED BY: ADH

T  
A  
X  
  
E  
X  
E  
M  
P  
T

C  
O  
R  
P

Date of Instrument: [9/27/2010 ]

Instrument Type: [ORDER ]

Number of Parcels [ 5 ]

Number of Pages [ 9 ]

City  County  [Wise County ]

(Box for Deed Stamp Only)

First and Second Grantors

Last Name	First Name	Middle Name or Initial	Suffix
[Virginia Gas and Oil Bo ]	[ ]	[ ]	[ ]
[ ]	[ ]	[ ]	[ ]

First and Second Grantees

Last Name	First Name	Middle Name or Initial	Suffix
[Penn Virginia Operating ]	[ ]	[ ]	[ ]
[McClellan ]	[Lone ]	[Gail ]	[ ]

Grantee Address (Name) [Equitable Production Company ]  
 (Address 1) [P. O. Box 2347 ]  
 (Address 2) [ ]  
 (City, State, Zip) [Charleston ] [WV] [ ]  
 Consideration [0.00 ] Existing Debt [0.00 ] Assumption Balance [0.00 ]

Prior Instr. Recorded at: City  County  [Wise County ] Percent. in this Juris. [ 100 ]

Book [ ] Page [ ] Instr. No [200803164 ]

Parcel Identification No (PIN) [ ]

Tax Map Num. (if different than PIN) [021416 ]

Short Property Description [ ]

[ ]

Current Property Address (Address 1) [ ]

(Address 2) [ ]

(City, State, Zip) [ ] [ ] [ ]

Instrument Prepared By [Virginia Gas and Oil Board ]

Recording Paid for By [DMME ]

Return Recording To (Name) [Diane Davis ]

(Address 1) [Division of Gas and Oil ]

(Address 2) [P. O. Box 159 ]

(City, State, Zip) [Lebanon ] [VA] [24266 ]

Customer Case ID [0805202232 suppl ] [ ] [ ]



Instrument Control Number

[Empty box for Instrument Control Number]

000002 SEP 30 09

Commonwealth of Virginia
Land Record Instruments
Continuation Cover Sheet
Form C

[ILS VLR Cover Sheet Agent 1.0.93]

TAX GRANTOR GRANTEE CORP EXEMPT

Date of Instrument: [9/27/2010 ]

Instrument Type: [ORDER ]

Number of Parcels [ 5]

Number of Pages [ 9]

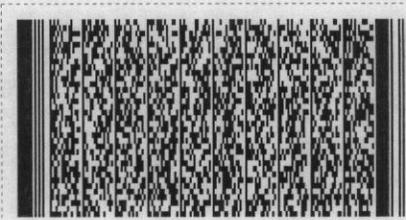
City [ ] County [x] [Wise County ] (Box for Deed Stamp Only)

Grantors/Grantees/Parcel Continuation Form C

Table with 4 columns: Last Name, First Name, Middle Name or Initial, Suffix. Rows include Fannon, Lee, Quillen, Hill with various first and middle names.

Prior Instr. Recorded at: City [ ] County [x] [Wise County ] Percent. in this Juris. [ 100]
Book [ ] Page [ ] Instr. No [200803164]
Parcel Identification No (PIN) [ ]
Tax Map Num. (if different than PIN) [006711]
Short Property Description [ ]
Current Property Address (Address 1) [ ]
(Address 2) [ ]
(City, State, Zip) [ ]

Prior Instr. Recorded at: City [ ] County [x] [Wise County ] Percent. in this Juris. [ 100]
Book [ ] Page [ ] Instr. No [200803164]
Parcel Identification No (PIN) [ ]
Tax Map Num. (if different than PIN) [020090]
Short Property Description [ ]
Current Property Address (Address 1) [ ]
(Address 2) [ ]
(City, State, Zip) [ ]



Instrument Control Number

[Empty box for Instrument Control Number]

Commonwealth of Virginia  
Land Record Instruments  
Continuation Cover Sheet  
Form C

[ILS VLR Cover Sheet Agent 1.0.93]

T  
A  
X  
E  
X  
E  
M  
P  
T  
  
G  
R  
A  
N  
T  
O  
R  
  
G  
R  
A  
N  
T  
E  
  
C  
O  
R  
P

Date of Instrument: [9/27/2010 ]

Instrument Type: [ORDER ]

Number of Parcels [ 5]

Number of Pages [ 9]

City  County  [Wise County ] (Box for Deed Stamp Only)

Grantors/Grantees/Parcel Continuation Form C

Last Name	First Name	Middle Name or Initial	Suffix
<input type="checkbox"/> [Hill ]	<input type="checkbox"/> [Cleta ]	<input type="checkbox"/> [Fay Sexton ]	<input type="checkbox"/> [ ]
<input type="checkbox"/> [Verna J. Peters Associ ]	<input type="checkbox"/> [ ]	<input type="checkbox"/> [ ]	<input type="checkbox"/> [ ]
<input type="checkbox"/> [ ]	<input type="checkbox"/> [ ]	<input type="checkbox"/> [ ]	<input type="checkbox"/> [ ]
<input type="checkbox"/> [ ]	<input type="checkbox"/> [ ]	<input type="checkbox"/> [ ]	<input type="checkbox"/> [ ]
<input type="checkbox"/> [ ]	<input type="checkbox"/> [ ]	<input type="checkbox"/> [ ]	<input type="checkbox"/> [ ]
<input type="checkbox"/> [ ]	<input type="checkbox"/> [ ]	<input type="checkbox"/> [ ]	<input type="checkbox"/> [ ]
<input type="checkbox"/> [ ]	<input type="checkbox"/> [ ]	<input type="checkbox"/> [ ]	<input type="checkbox"/> [ ]

Prior Instr. Recorded at: City  County  [Wise County ] Percent. in this Juris. [ 100]  
 Book [ ] Page [ ] Instr. No [200803164 ]  
 Parcel Identification No (PIN) [ ]  
 Tax Map Num. (if different than PIN) [007027 ]  
 Short Property Description [ ]  
 Current Property Address (Address 1) [ ]  
 (Address 2) [ ]  
 (City, State, Zip) [ ] [ ] [ ]

Prior Instr. Recorded at: City  County  [Wise County ] Percent. in this Juris. [ 100]  
 Book [ ] Page [ ] Instr. No [200803164 ]  
 Parcel Identification No (PIN) [ ]  
 Tax Map Num. (if different than PIN) [011408 ]  
 Short Property Description [ ]  
 Current Property Address (Address 1) [ ]  
 (Address 2) [ ]  
 (City, State, Zip) [ ] [ ] [ ]

