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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 09/11/17-2633-01

ELECTIONS, UNIT: VC-536630

(hereinafter "Subject Drilling Unit").

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 September 8, 2011, and recorded in Instrument # 110002445 in the Office of the Clerk of Circuit Court, Buchanan County, Virginia on October 3, 2011, (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 October 19, 2011, 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 April 26, 2012, 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.

**VIRGINIA:**

***BEFORE THE VIRGINIA GAS AND OIL BOARD***

IN RE: Application of EQT Production Company, for Forced Pooling of Interests in Unit Number VC-536630 VGOB Docket No. VGOB-09/11/17-2633-01 in the Prater Magisterial District of Buchanan 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 September 8, 2011, by the Virginia Gas and Oil Board regarding the captioned coalbed methane 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 October 3, 2011.
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 as either unknown claimants or conflicting claimants under the Board's Order pooling the captioned Unit, Board Regulations and the Code of Virginia; that opposite the name of each person named as a Respondent listed below is set forth:

See Exhibit E

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.

See Exhibit B-3

**SUPPLEMENT "B"**  
**VC-536630**  
 Revised 10-21-2010

<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	Range Resources-Pine Mountain, Inc. Attn: Jerry Grantham P.O. Box 2136 Abingdon, VA 24212	Leased 906889 Agreement # 00133 T2-47	17.42000000	10.2400	0.02177500 RI
	EQT Production				0.15242500 WI
<b>Tract 1 Totals</b>			<b>17.42000000</b>	<b>10.2400</b>	<b>0.17420000</b>
2	Hurley Ratliff (Life Estate) 1058 Willie Road Vansant, VA 24656	Leased 950988	61.69000000	36.2500	0.07711250 RI
	Barbara Crouse & Junior Crouse (w/h) 1104 Twin Branch road Grundy, VA 24614 Remainderman				
	Linda Duty & Kermit Duty (w/h) 2584 Hobbs Branch Road Grundy, VA 24614 Remainderman				
	EQT Production				0.53978750 WI
<b>Tract 2 Totals</b>			<b>61.69000000</b>	<b>36.2500</b>	<b>0.61690000</b>
3	Joseph Dewayne Tiller 1196 Mahogany Road Honaker, VA 24260-4221	Leased 909980	13.58700000	7.9870	0.01698375 RI
	Fate Gains Compton 251 Decaur Road Stafford, VA 22554	Leased 909980	5.82300000	3.4230	0.00727875 WI
	EQT Production				0.16983750
<b>Tract 3 Totals</b>			<b>19.41000000</b>	<b>11.4100</b>	<b>0.19410000</b>
4	Bobby Owens & Molley Owens (h/w) P.O. Box 11 Haysi, VA 24256	Unleased	0.82000000	0.4800	0.00102500 RI
	EQT Production				0.71750000 WI
<b>Tract 4 Totals</b>			<b>0.82000000</b>	<b>0.4800</b>	<b>0.71852500</b>
5	Lowell C. Compton and Patrica Compton, H/W 8240 Beatrice Street Westland, MI 48185	Leased 936511	0.66000000	0.3900	0.00082500 RI
	EQT Production				0.57750000 WI
<b>Tract 5 Totals</b>			<b>0.66000000</b>	<b>0.3900</b>	<b>0.57832500</b>
<b>Total Gas Estate</b>			<b>100.00000000</b>	<b>58.7700</b>	<b>2.28205000</b>
Percentage of Unit Leased			<b>99.18000000</b>		
Percentage of Unit Unleased			<b>0.82000000</b>		
Acreage in Unit Leased				<b>58.2900</b>	
Acreage in Unit Unleased				<b>0.4800</b>	

**EXHIBIT "B-3"**  
**VC-536630**

10/21/2010

<u>TRACT</u>	<u>LESSOR</u>	<u>LEASE STATUS</u>	<u>INTEREST WITHIN UNIT</u>	<u>GROSS ACREAGE IN UNIT</u>
	<b><u>Gas Estate Only</u></b>			
4	Bobby Owens and Molly Owens, H/W P.O. Box 11 Haysi, VA 24256-0011	Unleased	0.82000000%	0.48000000
	<b>TOTAL UNLEASED GAS</b>		<b>0.82000000%</b>	<b>0.48000000</b>

## Hagy, Sharon (DMME)

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**From:** VITASHARE System [vitashare@vita.virginia.gov]  
**Sent:** Monday, August 27, 2012 2:41 PM  
**To:** Hagy, Sharon (DMME)  
**Subject:** New Transaction WT93M6KVRVFNPTRF-0005

Transaction details for Sharon Hagy(user shagy\_1) \_\_\_\_\_

Job Id: WT93M6KVRVFNPTRF-0005

Date: Mon, Aug 27, at 14:40

### Transaction Details:

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

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

Message - Describe file attachment: Please see the recorded orders for the following dockets: 2633-01 2803 2881 Let me know if you are unable to download the files. Thank you, Sharon

Notify me when the file is downloaded?: Yes

Pin: 750363

### Files:

- 2633-01\_Supplemental-Original.tif
- 2803\_Supplemental-Original.tif
- 2881\_Supplemental-Original.tif

View details here

<<http://vitashare.vita.virginia.gov/fcweb/viewJobLink.do?JOBIDX=WT93M6KVRVFNPTRF>>

Total Estimated File Size: 523 KB

Total Number of Files: 3

Estimated Upload Time: 00:00:47

**EXHIBIT "B-3"**

**VC-536630**

10/21/2010

<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>			
4	Bobby Owens and Molly Owens, H/W P.O. Box 11 Haysi, VA 24256-0011	Unleased	0.82000000%	0.48000000
	<b>TOTAL UNLEASED GAS</b>		<b>0.82000000%</b>	<b>0.48000000</b>

**EXHIBIT "E"****VC-536630**

10/21/2010

<u>TRACT</u>	<u>LESSOR</u>	<u>LEASE STATUS</u>	<u>INTEREST WITHIN UNIT</u>	<u>GROSS ACREAGE IN UNIT</u>
<b><u>GAS ESTATE ONLY</u></b>				
2	Hurley Ratliff 1058 Willie Road Vansant, VA 24656  Barbara Crouse and Junior Crouse, W/H (Remainderman) 1104 Twin Branch road Grundy, VA 24614  Linda Duty and Kermit Duty, W/H (Remainderman) 2584 Hobbs Branch Road Grundy, VA 24614	Leased 950988	61.69000000%	36.25000000
3	Joseph Dewayne Tiller 1196 Mahagony Road Honaker, VA 24260-4221	Leased 909980	13.58700000%	7.98700000
	Fate Gains Compton 251 Decaur Road Stafford, VA 22554	Leased 909980	5.82300000%	3.42300000
4	Bobby Owens and Molly Owens, H/W P.O. Box 11 Haysi, VA 24256-0011	Unleased	0.82000000%	0.48000000
5	Lowell C. Compton and Patrica Compton, H/W 8240 Beatrice Street Westland, MI 48185	Leased 936511	0.66000000%	0.39000000
	<b>Total</b>		<b>82.58000000%</b>	<b>48.53000000</b>

**EXHIBIT "E"**

**VC-536630**

10/21/2010

<u>TRACT</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	Leased 906889 TC-230	61.69000000%	36.25000000
3	Range Resources-Pine Mountain, INC. Attn: Jerry Grantham P.O. Box 2136 Abingdon, VA 24212	Leased 906889 TC-230	19.41000000%	11.41000000
4	Range Resources-Pine Mountain, INC. Attn: Jerry Grantham P.O. Box 2136 Abingdon, VA 24212	Leased 906889 TC-230	0.82000000%	0.48000000
5	Range Resources-Pine Mountain, INC. Attn: Jerry Grantham P.O. Box 2136 Abingdon, VA 24212	Leased 906889 TC-230	0.66000000%	0.39000000
<b>Total</b>			<b>82.58000000%</b>	<b>48.53000000</b>

INSTRUMENT #120001590  
RECORDED IN THE CLERK'S OFFICE OF  
BUCHANAN COUNTY ON  
AUGUST 7, 2012 AT 11:48AM

BEVERLY S. TILLER, CLERK  
RECORDED BY: SLB