

Instrument prepared by:

VIRGINIA GAS AND OIL BOARD

Order recorded under:

**CODE OF VIRGINIA
§ 45.1-361.26**

BEFORE THE VIRGINIA GAS AND OIL BOARD

**RELIEF
SOUGHT:**

An Order for Disbursement of Escrowed Funds

JURISDICTION:

Code of Virginia § 45.1-351. (et seq) AND § 45.1-361.22 (et seq)

UNITWELL NAME: PC-313

TRACT(S): A portion of 4

LOCATION: DICKENSON County, Virginia

TAX ID NUMBERS: Tax Map Identification Numbers for all parcels affected by this order are shown on: Exhibit B

DOCKET NUMBER: VGOB-93-0119-0309-05

APPLICANTS: EQT Production Company on behalf of Marshall Johnson

HEARING DATE AND LOCATION: Russell County Government Center, Lebanon, Virginia ☐
August 21, 2012

APPEARANCES: James Kaiser on behalf of EQT Production Company

PRIOR PROCEEDINGS:

1. Original Pooling Order Executed 02/12/1993, Recorded on 03/05/1993, Deed Book/Instrument No. 290, Page 001.
2. Supplemental Order Executed 09/21/1989, Recorded on 08/27/1993, Deed Book/Instrument No. 294, Page 374.
3. Disbursement Order -01 Executed 08/21/2007, Recorded on 08/28/2007, Deed Book/Instrument No. 441, Page 524.
4. Modification Order -02 Executed 08/27/2008, Recorded on 09/03/2008, Deed Book/Instrument No. 457, Page 258.

5. Disbursement Order -03 Executed 02/02/2009, Recorded on 02/20/2009, Deed Book/Instrument No. 462, Page 690.
6. Disbursement Order -04 Executed 02/16/2012, Recorded on 03/23/2012, Deed Book/Instrument No. 495, Page 452.

NOTICE:

The Unit Operator gave notice to the Applicants that the Board would consider its disbursement petition at the August 21, 2012 hearing and considered whether to:

- (1) Amend the Pooling Order to provide for the disbursement of funds on deposit in the Escrow Account attributable to Tract(s) A portion of 4 identified in the attached petition.
- (2) Delete the requirement that the Unit Operator place future royalties attributable to Tract(s) A portion of 4 relative to the interests of the Applicants identified in the attached petition.
- (3) Continue the escrow account under this docket number.

FINDINGS: Code of Virginia § 45.1-361.22

Applicant has certified and represented to the Board that:

Range Resources was a conflicting claimant with regards to Tract 4 as stated in VGOB 93/01/19-0309. To resolve this conflict, a letter dated May 21, 2012, signed by Phil Horn, Land Manager is attached hereto.

RELIEF GRANTED:

VGOB Disbursement
Unit PC-313

VGOB-93-0119-0309-05

Table 1

Tracts: A portion of 4

[illegible]

1. The Escrow Agent is ordered, to within ten (10) days of receipt of this executed order, disburse funds for the unit and applicants detailed in Table 1.

2. The Escrow Agent is ordered to continue the Escrow Account for the Subject Drilling unit based on the attached Revised Exhibit E which replaces all prior Exhibit E's recorded for the Subject Drilling Unit.

CONCLUSION:

Therefore, the requested relief and all terms and provisions set forth above be and hereby are granted and IT IS SO ORDERED.

APPEALS:

Appeals of this Order are governed by the provisions of the Code of Virginia § 45.1-361.9 which provides that any order or decision of the Board may be appealed to the appropriate circuit court and that whenever a coal owner, coal operator, gas owner, gas operator, or operator of a gas storage field certificated by the State Corporation Commission is a party in such action, the court shall hear such appeal de novo.

DONE AND EXECUTED this 3 day of September, 2014 by a majority of the Virginia Gas and Oil Board.

Bradley C. Lambert

Chairman, Bradley C. Lambert

COMMONWEALTH OF VIRGINIA
COUNTY OF RUSSELL

Acknowledged on this 3rd day of September, 2014, 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 the Chairman of the Virginia Gas and Oil Board, that he executed the same and was authorized to do so.

Sarah Jessee Gilmer
Sarah Jessee Gilmer, Notary Public
262946



My Commission expires: July 31, 2017

DONE AND PERFORMED this 4 day of September, 2014 by Order of the Virginia Gas and Oil Board.

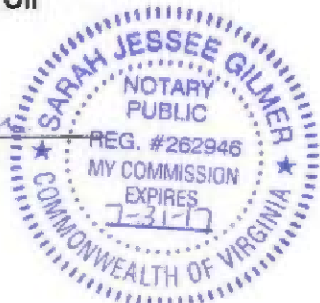
Rick Cooper

Rick Cooper
Principal Executive to the
staff, Virginia Gas and Oil Board

COMMONWEALTH OF VIRGINIA
COUNTY OF RUSSELL

Acknowledged on this 4th day of September, 2014, personally before me a notary public in and for the Commonwealth of Virginia, appeared Rick Cooper, being duly sworn did depose and say that he is the Principal Executive to the staff of the Virginia Gas and Oil Board, that he executed the same and was authorized to do so.

Sarah Jessee Gilmer
Sarah Jessee Gilmer, Notary Public
262946



My Commission expires: July 31, 2017

BEFORE THE VIRGINIA GAS AND OIL BOARD

PETITIONER: EQT Production Company

DIVISION OF GAS AND OIL

DOCKET NO: VGOB 93-0119-0309-05

RELIEF SOUGHT: (1) DISBURSEMENT FROM
ESCROW REGARDING TRACT(S) A portion of 4

HEARING DATE: August 21, 2012

DRILLING UNIT: PC-313

DICKENSON COUNTY, VIRGINIA

PETITION FOR ORDER OF DISBURSEMENT OF ESCROW FUNDS

1. Petitioner and its counsel

Petitioner is EQT Production Company, 225 North Shore Drive, Pittsburgh, PA 15212, (412)553-5700. Petitioner's counsel is James Kaiser, Wilhoit and Kaiser Law Firm, 220 Broad Street, Suite 210, Kingsport, TN 37660 .

2. Relief Sought

Petition for disbursement of Escrowed Funds on behalf of Marshall Johnson in Tract 4 for Drilling Unit Number VC-751313 (PC-313). VGOB 93-01-13-0309 in Dickenson County, Virginia.

3. Legal Authority

Va. Code Ann. § 45.1-361.1 et seq., 4 VAC 25-160-140., and relevant Virginia Gas and Oil Board Orders ("Board") heretofore promulgated pursuant to law.

4. Type of Well(s)

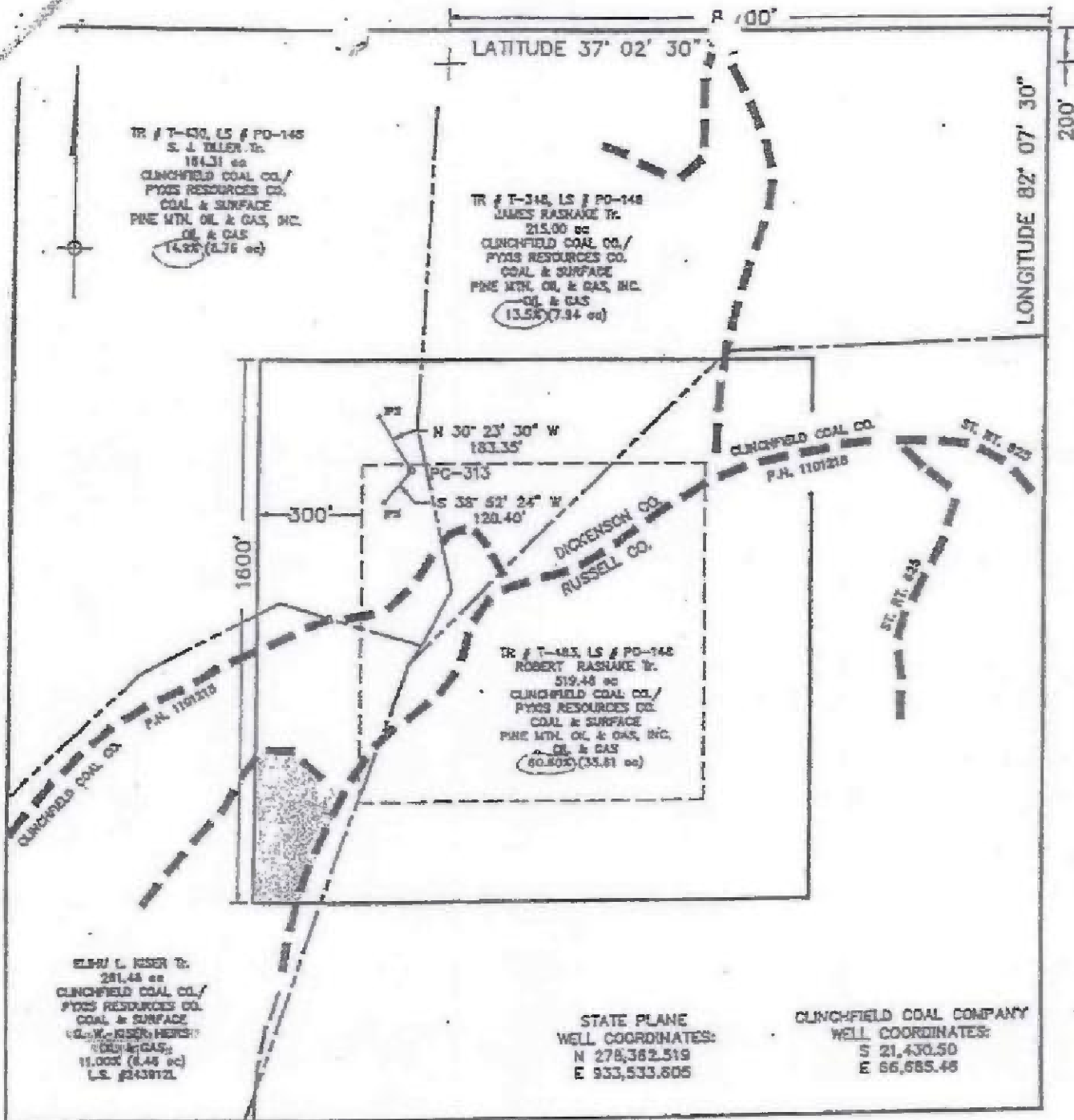
Coalbed Methane

5. Factual basis for relief requested

Range Resources was a conflicting claimant with regards to Tract 4 as stated in VGOB 93/01/19-0309. To resolve this conflict, a letter dated May 21, 2012, signed by Phil Horn, Land Manager is attached hereto.

6. Attestation

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



WELL LOCATION PLAT

Company EQUITABLE RESOURCES EXPLORATION Well Name and Number PC-313
Tract No. T-430 S. J. TILLER Elevation 2500.64 Quadrangle DUTY
County DICKENSON District ERVINGTON Scale: 1" = 400' Date 10/92

This plat is a new plat _____; an updated plat _____; or a final 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.

Wm Skeen
Licensed Professional Engineer
8191

(Affix Seal)

May 21, 2012



Mr. Marshall Johnson
P.O. Box 741175
Orange City, FL 32774

Re: Permanent Release of CBM Royalty
Well VC-502832, VC-536069, VC-536070, VC-536448, VCI-537521,
VC-3305, PC-313, VC-1853; Dickenson and Russell County, Virginia

Dear Mr. Johnson:

As you are aware, EQT Production Company ("EQT") has drilled the above-referenced coalbed methane gas wells on the G. W. Kiser Heirs 111 acre tract ("Subject Tract") under a pooling order from the Virginia Gas and Oil Board ("Board"). In the pooling order, we are listed as having conflicting claims. Range Resources - Pine Mountain, Inc. ("RRPM") is listed as claiming under a coal title, and you are listed as claiming under a gas title. The plats indicating the locations of the wells within the operating units are enclosed for your reference.

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

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

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

If you have any questions, please do not hesitate to call me at 276-619-2584

Sincerely,

RANGE RESOURCES-PINE MOUNTAIN, INC.

Phil Horn
Land Manager

Enclosures

cc: Alma Tolman, EQT
Debbie Louthian, RRPM
George Heflin, EQT

SUPPLEMENT "B"
PC 313
VGOB 93/01/19-0309

Revised 06/14/2012

<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	Pine Mountain Oil & Gas, Inc. Attn: Richard Brillhart P. O. Box 2136 Abingdon, VA 24212	Leased - EREX PO - 148	60.6000%	35.61000	0.07575000
	EQT Production Company				0.53025
Tract 1 Totals			60.6000%	35.61000	0.60600000
2	Pine Mountain Oil & Gas, Inc. Attn: Richard Brillhart P. O. Box 2136 Abingdon, VA 24212	Leased - EREX PO - 148	13.5000%	7.94000	0.01667500
	EQT Production Company				0.118125
Tract 2 Totals			13.5000%	7.94000	0.13500000
3	Pine Mountain Oil & Gas, Inc. Attn: Richard Brillhart P. O. Box 2136 Abingdon, VA 24212	Leased - EREX PO - 148	14.9000%	8.76000	0.01862500
	EQT Production Company				0.130375
Tract 3 Totals			14.9000%	8.76000	0.14900000
4	<u>Elihu L. Kiser Tract</u>				
	Nancy E Counts 60 Skyland Avenue Bristol, VA 24201	Leased - EREX 243912L01	2.7500%	1.61500	0.00343750
	Tressa K Patrick Route 2, Box 282 Rustburg, VA 24588	Leased- EREX 243912L02	0.1370%	0.08075	0.00017125
	Cecil L Kiser & Julie Kiser 2133 Summers Ave Streetsboro, OH 44241	Leased - EREX 243912L03	1.5100%	0.80750	0.00166750
	Wilma Johnson Porter and Dale C Porter Route 2 Box 282 Rustburg, VA 24588	Leased - EREX 243912L04	0.1370%	0.08075	0.00017125
	Arlie B Keen 4741 Showalter Road NW Roanoke, VA 24017	Leased- EREX 243912L05	0.6880%	0.40375	0.00085750
	Leon & Janice Kiser 315 Hill Drive Bristol, TN 37620	Leased- EREX 243912L06	0.4630%	0.32300	0.00057875

Gaynell Johnson Sampson & Carl Edward Sampson Route 3 Box 628 Rustburg, VA 24588	Leased- EREX 243912L07	0.1370%	0.06075	0.00017126
Diana D Kiser Route 4 Box 854 Tazewell, VA 24630	Leased- EREX 243912L08	1.5100%	0.80760	0.00188750
Samuel J Breeding and Betty Sue Breeding PO Box 293 Grundy, VA 24614	Leased- EREX 243912L09	0.5870%	0.40375	0.00085675
Lillian & Percy Crane PO Box 7 Grundy, VA 24614	Leased- EREX 243912L10	0.6870%	0.40375	0.00085675
Edith & David Wockenfuss* 207- A 12th Street Clermont, FL 34711	Leased- EREX 243912L11	0.4830%	0.32300	0.00057875
Freddie Johnson Route 1 Box 132 Goodview, VA 24395	Leased- EREX 243912L12	0.1370%	0.06075	0.00017125
Sharon Dickson 295 Bethel Drive #39 Bristol, TN 37620	Leased- EREX 243912L13	0.1830%	0.10767	0.00022875
Dorothy C Kiser 251 Oak Lane Bluff City, TN 37618	Leased- EREX 243912L14	0.4830%	0.32300	0.00057875
Ruby Marie Johnson & William C Johnson 5519 Chensault Ave Orlando, FL 32839	Leased- EREX 243912L15	0.2280%	0.13458	0.00028500
Kathy A and Larry D Breeding 1559 Sonoma Ct Jacksonville, FL 32221	Leased- EREX Unleased	0.2280%	0.13458	0.00028500
Terry L and Debbie Tomlinson 132 North Clay "Street" Coldwater, MI 49036	Leased- EREX 243912L16	0.2280%	0.13458	0.00028500
Robin M and Blain Owens 103 Jefferson Bristol, VA 24201	Leased- EREX 243912L17	0.1830%	0.10767	0.00022875
Sonny Don Dity and Lana Dity 103 Jefferson Bristol, VA 24201	Unleased	0.1830%	0.10767	0.00022875
EQT Production Company				0.09625
Tract 4 Totals		11.0000%	6.45000	0.11000000
TOTAL GAS ESTATE		100.0000%	58.77000	1.00000000

Coal Estate Only

1	Pine Mountain Oil & Gas, Inc.	Leased - EREX	50.6000%	35.61000	0.07575000
OGM	Attn: Richard Brillhart	PO - 148			
ONLY	P. O. Box 2136				
	Abingdon, VA 24212				
	Equitable Production Company				0.59025000
<u>Tract 1 Totals</u>			<u>50.6000%</u>	<u>35.61000</u>	<u>0.60600000</u>
2	Pine Mountain Oil & Gas, Inc.	Leased - EREX	13.5000%	7.94000	0.01687500
OGM	Attn: Richard Brillhart	PO - 148			
ONLY	P. O. Box 2136				
	Abingdon, VA 24212				
	Equitable Production Company				0.11812500
<u>Tract 2 Totals</u>			<u>13.5000%</u>	<u>7.94000</u>	<u>0.13500000</u>
3	Pine Mountain Oil & Gas, Inc.	Leased - EREX	14.9000%	8.76000	0.01882500
ID 20587	Attn: Richard Brillhart	PO - 148			
	P. O. Box 2136				
	Abingdon, VA 24212				
	Equitable Production Company				0.13937500
<u>Tract 3 Totals</u>			<u>14.9000%</u>	<u>8.76000</u>	<u>0.14900000</u>
4	Pine Mountain Oil & Gas, Inc.	Leased - EPC	11.0000%	6.48000	0.01375000
OGM	Attn: Richard Brillhart	T2(C) - 237			
ONLY	P. O. Box 2136				
	Abingdon, VA 24212				
	Equitable Production Company				0.01900000
<u>Tract 4 Totals</u>			<u>11.0000%</u>	<u>6.48000</u>	<u>0.06275000</u>
TOTAL COAL ESTATE			100.0000%	58.77000	

*Per Affidavit of Heirship recorded in Russell County, VA on May 31, 2012,
Edith Wockenfuss died on July 9, 2007, and is survived by her son Marshall Johnson.

EXHIBIT "E"
PC 313
VGOB 93/01/19-0309

Revised 06/14/2012

<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	<u>Elly L Kiser Tract</u>			
	Nancy E Counts 80 Skyland Avenue Bristol, VA 24201	Leased - EREX 243912L01	2.7500%	1.81600
	Cecil L Kiser & Julie Kiser 2133 Summers Ave Streetsboro, OH 44241	Leased - EREX 243912L03	1.5100%	0.80750
	Wilma Johnson Porter and Dale C Porter Route 2 Box 282 Rustburg, VA 24568	Leased - EREX 243912L04	0.1370%	0.08075
	Leon & Janice Kiser 315 Hill Drive Bristol, TN 37620	Leased - EREX 243912L06	0.4630%	0.32300
	Diana D Kiser Route 4 Box 884 Tazewell, VA 24630	Leased - EREX 243912L08	1.5100%	0.80750
	Lillian & Percy Crane PO Box 7 Grundy, VA 24814	Leased - EREX 243912L10	0.8870%	0.40375
	Sharon Dickson 295 Bethel Drive #39 Bristol, TN 37620	Leased - EREX 243912L13	0.1830%	0.10767
	Dorothy C Kiser 251 Oak Lane Bluff City, TN 37618	Leased - EREX 243912L14	0.4630%	0.32300
	Ruby Marie Johnson & William C Johnson 5519 Chenault Ave Orlando, FL 32839	Leased - EREX 243912L15	0.2280%	0.13458
	Kathy A and Larry D Breeding 1689 Sonoma Ct Jacksonville, FL 32221	Leased - EREX Unleased	0.2280%	0.13458
	Terry L and Debbie Tomlinson 132 North Clay Street Coldwater, MI 49036	Leased - EREX 243912L16	0.2280%	0.13458
	Robin M and Brian Owens 103 Jefferson Bristol, VA 24201	Leased - EREX 243912L17	0.1830%	0.10767

Sonny Don Duty and Lana Duty
103 Jefferson
Bristol, VA 24201

Unleased

0.1630%

0.10787

TOTAL GAS ESTATE

8.7530%

5.08725

Coal Estate Only

4
OGM
ONLY

Pine Mountain Oil & Gas, Inc.
Attn: Richard Brillhart
P. O. Box 2136
Abingdon, VA 24212

Leased - EPC
T2(C) - 237

8.7530%

5.08725

TOTAL COAL ESTATE

8.7530%

5.08725

EXHIBIT "EE"
PC 313
VGOB 93/01/19-0309

Revised 06/14/2012

<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>			
		DISBURSEMENT -01		
4	Samuel J Breeding and Betty Sue Breeding PO Box 289 Grundy, VA 24614	Leased- EREX 243912L09	0.6870%	0.40375
	TOTAL DISBURSEMENT		0.6870%	0.40375
		DISBURSEMENT -02		
4	Freddie Johnson Route 1 Box 132 Goodview, VA 24095	Leased- EREX 243912L12	0.1370%	0.08075
	TOTAL DISBURSEMENT		0.1370%	0.08075
		DISBURSEMENT -03		
4	Gaynell Johnson Sampson & Carl Edward Sampson Route 3 Box 828 Rustburg, VA 24568	Leased- EREX 243912L07	0.1370%	0.08075
	Tressa K Patrick Route 2, Box 282 Rustburg, VA 24568	Leased- EREX 243812L02	0.1370%	0.08075
	TOTAL DISBURSEMENT		0.2740%	0.16150
		DISBURSEMENT -04		
4	Aldie B Keen 4741 Showalter Road NW Roanoke, VA 24017	Leased- EREX 243912L05	0.6860%	0.40375
	TOTAL DISBURSEMENT		0.2740%	0.16150

CURRENT DISBURSEMENT -05

4	Marshall Johnson PO Box 741175 Orange City, FL 32774	Leased- EREX 243912L11	0.4630%	0.32300
	TOTAL DISBURSEMENT		0.4630%	0.32300

*Per Affidavit of Heirship recorded in Russell County, VA on May 31, 2012,
Edith Wockenfuss died on July 9, 2007, and is survived by her son Marshall Johnson.

INSTRUMENT #140001056
RECORDED IN THE CLERK'S OFFICE OF
DICKENSON ON
SEPTEMBER 12, 2014 AT 04:04PM

RICHARD W. EDWARDS, CLERK
RECORDED BY: CJB