

VIRGINIA:

BEFORE THE VIRGINIA GAS AND OIL BOARD

AMENDED SUPPLEMENTAL ORDER REGARDING DOCKET NO. VGOB 07/01/16-1861

ELECTIONS, UNIT: VC-536191

(hereinafter "Subject Drilling Unit").

REPORT OF BOARD

FINDINGS AND ORDER

1. This Amended 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 January 16, 2007 and recorded in Book 674, Page 258 in the Office of the Clerk of Circuit Court, Russell County, Virginia on June 26, 2007, (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 July 5, 2007, 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 amended affidavit dated March 4, 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.

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

Chairman, Bradley C. Lambert

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

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

STATE OF VIRGINIA)
COUNTY OF RUSSELL)

Acknowledged on this _____ day of _____, 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 Davis, Notary
174394

My commission expires: September 30, 2013.

EXHIBIT "B"
VC-536191
 REVISED 02/18/10

<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	Leased 906889 T-501	93.160000%	54.750000
2	G. W. Cook Heirs			
	Mabel M. Presley, single c/o Myrtle D. Green, POA 2070 Montello St. Reno, NV 89512	Leased 967086	0.12666667%	0.074444444
	Myrtle D. Green and Timothy W. Green, w/h 2070 Montello St. Reno, NV 89512	Leased 967086	0.12666667%	0.074444444
	Heirs of Emery Clyde Presley Unknown/Unlocatable	Unleased	0.12666667%	0.074444444
	Virginia L. Johnson, widow 10 McGibney Rd. Apt. G-3 Mount Vernon, OH 43050-1252	Leased 967086	0.06333333%	0.037222222
	William Monroe Johnson, Jr. and Sherrie Johnson, h/w 5 Spring Street P.O. Box 156 Sparta, OH 43350	Unleased	0.12666667%	0.074444444
	Carl H. Evans, widower 4424 Clarewood Ave. Dayton, OH 45431	Unleased	0.19000000%	0.111666667
	Iva Lorraine Simpkins, widow 1045 Burton Dr. Danville, VA 24541	Leased 967086	0.06333333%	0.037222222
	James Edward Presley and Brenda Presley, h/w 4493 Snakepath Rd. Blairs, VA 24527	Leased 967086	0.06333333%	0.037222222
	Wanda Sue Searce and Forest Landon Searce, w/h 3168 Westover Dr. Danville, VA 24541	Leased 967086	0.06333333%	0.037222222
	Earl Wayne Presley and Belva Presley, h/w 3320 Stoney Mill Rd. Danville, VA 24541	Leased 967086	0.06333333%	0.037222222
	Debra Presley Mathews and William Edwin Mathews, w/h 261 Vincent Hoyle Rd. Henderson, NC 27536	Leased 967086	0.06333333%	0.037222222

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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>
	Karen Presley Barber and Danny Barber, w/h 196 Maxey Ln. Danville, VA 24540	Leased 967086	0.06333333%	0.03722222
	Jack R. Presley and Brenda J. Presley, h/w 116 Lindberg St. Goodlettsville, TN 37202	Leased 967086	0.12666667%	0.07444444
	Margaret J. Halpin and William E. Halpin, w/h 2007 Manchester Ave. Nashville, TN 37218	Leased 967086	0.12666667%	0.07444444
	Anna Sue Brown 600 Rothwood Ave. Apt C-2 Madison, TN 37115	Leased 967086	0.12666667%	0.07444444
	Mildred B. Wolford, single 12 Orchard Dr. Mt. Vernon, OH 43050	Leased 967086	0.07600000%	0.04466667
	Douglas W. Elswick and Barbara Elswick, h/w 58 Sychar Rd. Mt. Vernon, OH 43050	Leased 967086	0.07600000%	0.04466667
	Danny L. Elswick and Sharon Elswick, h/w 13274 County Rd. 172 Cardington, OH 43315	Leased 967086	0.07600000%	0.04466667
	Ronda G. Fleury and Gery Fleury, w/h 830 Fairway Drive Howard, OH 43028	Leased 967086	0.07600000%	0.04466667
	Sherry Bartkowiak P.O. Box 523 Longview, WA 98632	Leased 967086	0.07600000%	0.04466667
	Darrell F. Presley and Kimberly J. Presley, h/w 2223 Nomad Ave. Dayton, OH 45414	Leased 967086	0.09500000%	0.05583333
	Larry Presley, single 126 W. Fifth Street # 1018 Dayton, OH 45402	Leased 967086	0.09500000%	0.05583333
	Gary Lee Presley, single 5920 Shore Drive Huber Heights, OH 45424	Leased 967086	0.09500000%	0.05583333
	Kenny E. Presley and Rhonda Presley, h/w 10 Horseshoe Dr. Dayton, OH 45432	Unleased	0.09500000%	0.05583333
	Thomas Alfred Salyers, Jr. and Linda Salyers, h/w	Leased 967086	0.38000000%	0.22333333

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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>
	2873 Mollies Creek Gladys, VA 24554			
	Juanita Ellen Sutphin, widow 1937 Lynnwood Ln. Christiansburg, VA 24073	Leased 967086	0.38000000%	0.223333333
	Abraham Salyers and Phyllis E. Patton Salyers, h/w 706 Pheasant Dr. Winchester, VA 22602-3505	Unleased	0.38000000%	0.223333333
	Franklin R. Smith, Sr. and Deborah Renee Smith, h/w #8 Heishmans Park Rd. Tom's Brook, VA 22660	Leased 967086	0.09500000%	0.055833333
	Mary Lee Smith and Ralph Gilbert Smith, w/h P.O. Box 94 New Castle, VA 24127	Unleased	0.09500000%	0.055833333
	Pamela Faye Smith, widow 1601 Lakeside Ave., Apt 710 Henrico, VA 23228	Leased 967086	0.09500000%	0.055833333
	Doris A. Brennen and Gregory G. Brennen, w/h 383 Shenandoah Rive Ln. Front Royal, VA 22630	Unleased	0.09500000%	0.055833333
	Petish Irish Salyers Smith and Ralph Eugene Smith, w/h Box 478 289 Flop Ln. Catawba, VA 24070	Unleased	0.38000000%	0.223333333
	Sunset Carson Salyers and Deloris A. Buchanan Salyers, h/w 2699 Corn Valley Rd. Honaker, VA 24260	Leased 967086	0.38000000%	0.223333333
	Sharon Yelton, single 11691 North Shore Dr. Unit 21 Reston, VA 20190	Leased 967086	0.28500000%	0.1675
	Michael Yelton, single 4224 Jackson Mill Rd. Haymarket, VA 20169	Leased 967086	0.28500000%	0.1675
	Lehman L. Tiller and Hattie Ruth Barton Tiller, h/w 1873 Indian Grave Gap Rd. Vansant, VA 24656	Leased 967086	0.57000000%	0.335
	Norma Sue Farmer and Woodrow Farmer, w/h 2406 Farrol Ave. Union City, CA 94587	Leased 967086	0.57000000%	0.335
	James E. Watson, widower 23907 Spring Moss Dr. Spring, TX 77373	Leased 967086	0.57000000%	0.335

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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>
	TOTAL GAS ESTATE		100.000000%	58.7700
	Percentage of Unit Leased		98.511667%	
	Percentage of Unit Unleased		1.488333%	
	Acreage in Unit Leased			57.8953
	Acreage in Unit Unleased			0.8747
	<u>Coal Estate Only</u>			
1	Range Resources-Pine Mountain, Inc. Attn: Jerry Grantham P.O. Box 2136 Abingdon, VA 24212	Leased 906889 T-501	93.160000%	54.750000
2	Range Resources-Pine Mountain, Inc. Attn: Jerry Grantham P.O. Box 2136 Abingdon, VA 24212	Leased 906889 T2-184	6.840000%	4.020000
	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-536191
REVISED 02/18/10

<u>TRACT</u>	<u>LESSOR</u>	<u>LEASE STATUS</u>	<u>INTEREST WITHIN UNIT</u>	<u>GROSS ACREAGE IN UNIT</u>
<u>DISMISSED</u>				
2	G. W. Cook Heirs Unknown/Unlocatable	Unleased	6.840000%	4.0200
TOTAL			6.840000%	4.0200
<u>ADDED</u>				
2	Mabel M. Presley, single c/o Myrtle D. Green, POA 2070 Montello St. Reno, NV 89512	Leased 967086	0.12666667%	0.074444444
	Myrtle D. Green and Timothy W. Green, w/h 2070 Montello St. Reno, NV 89512	Leased 967086	0.12666667%	0.074444444
	Heirs of Emery Clyde Presley Unknown/Unlocatable	Unleased	0.12666667%	0.074444444
	Virginia L. Johnson, widow 10 McGibney Rd. Apt. G-3 Mount Vernon, OH 43050-1252	Leased 967086	0.06333333%	0.037222222
	William Monroe Johnson, Jr. and Sherrie Johnson, h/w 5 Spring Street P.O. Box 156 Sparta, OH 43350	Unleased	0.12666667%	0.074444444
	Carl H. Evans, widower 4424 Clarendon Ave. Dayton, OH 45431	Unleased	0.19000000%	0.111666667
	Iva Lorraine Simpkins, widow 1045 Burton Dr. Danville, VA 24541	Leased 967086	0.06333333%	0.037222222
	James Edward Presley and Brenda Presley, h/w 4493 Snakepath Rd. Blairs, VA 24527	Leased 967086	0.06333333%	0.037222222
	Wanda Sue Scarce and Forest Landon Scarce, w/h	Leased 967086	0.06333333%	0.037222222

EXHIBIT "B-3"
VC-536191
REVISED 02/18/10

<u>TRACT</u>	<u>LESSOR</u>	<u>LEASE STATUS</u>	<u>INTEREST WITHIN UNIT</u>	<u>GROSS ACREAGE IN UNIT</u>
2	G. W. Cook Heirs			
	Heirs of Emery Clyde Presley Unknown/Unlocatable	Unleased	0.126667%	0.074444444
	William Monroe Johnson, Jr. and Sherrie Johnson, h/w 5 Spring Street P.O. Box 156 Sparta, OH 43350	Unleased	0.126667%	0.074444444
	Carl H. Evans, widower 4424 Clarewood Ave. Dayton, OH 45431	Unleased	0.190000%	0.111666667
	Kenny E. Presley and Rhonda Presley, h/w 10 Horseshoe Dr. Dayton, OH 45432	Unleased	0.095000%	0.055833333
	Abraham Salyers and Phyliss E. Patton Salyers, h/w 706 Pheasant Dr. Winchester, VA 22602-3505	Unleased	0.380000%	0.223333333
	Mary Lee Smith and Ralph Gilbert Smith, w/h P.O. Box 94 New Castle, VA 24127	Unleased	0.095000%	0.055833333
	Doris A. Brennen and Gregory G. Brennen, w/h 383 Shenandoah Rive Ln. Front Royal, VA 22630	Unleased	0.095000%	0.055833333
	Petish Irish Salyers Smith and Ralph Eugene Smith, w/h Box 478 289 Flop Ln. Catawba, VA 24070	Unleased	0.380000%	0.223333333
	TOTAL UNLEASED		1.488333%	0.874722

EXHIBIT "E"
VC-536191
REVISED 02/18/10

<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	G. W. Cook Heirs			
	Heirs of Emery Clyde Presley Unknown/Unlocatable	Unleased	0.001266667	0.074444444
	William Monroe Johnson, Jr. and Sherrie Johnson, h/w 5 Spring Street P.O. Box 156 Sparta, OH 43350	Unleased	0.001266667	0.074444444
	Carl H. Evans, widower 4424 Clarewood Ave. Dayton, OH 45431	Unleased	0.0019	0.111666667
	Kenny E. Presley and Rhonda Presley, h/w 10 Horseshoe Dr. Dayton, OH 45432	Unleased	0.00095	0.055833333
	Abraham Salyers and Phyliss E. Patton Salyers, h/w 706 Pheasant Dr. Winchester, VA 22602-3505	Unleased	0.0038	0.223333333
	Mary Lee Smith and Ralph Gilbert Smith, w/h P.O. Box 94 New Castle, VA 24127	Unleased	0.00095	0.055833333
	Doris A. Brennen and Gregory G. Brennen, w/h 383 Shenandoah Rive Ln. Front Royal, VA 22630	Unleased	0.00095	0.055833333
	Petish Irish Salyers Smith and Ralph Eugene Smith, w/h Box 478 289 Flop Ln. Catawba, VA 24070	Unleased	0.0038	0.223333333
	Michael Yelton, single 4224 Jackson Mill Rd. Haymarket, VA 20169	Leased 967086	0.00285	0.1675
	TOTAL GAS ESTATE		1.773333%	1.042222

Coal Estate Only

**EXHIBIT "EE"
VC-536191
REVISED 02/18/10**

<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	<u>G. W. Cook Heirs:</u>			
	Mabel M. Presley, single c/o Myrtle D. Green, POA 2070 Montello St. Reno, NV 89512	Leased 967086	0.095000%	0.055833333
	Myrtle D. Green and Timothy W. Green, w/h 2070 Montello St. Reno, NV 89512	Leased 967086	0.095000%	0.055833333
	Virginia L. Johnson, widow 10 McGibney Rd. Apt. G-3 Mount Vernon, OH 43050-1252	Leased 967086	0.047500%	0.027916667
	Iva Lorraine Simpkins, widow 1045 Burton Dr. Danville, VA 24541	Leased 967086	0.047500%	0.027916667
	James Edward Presley and Brenda Presley, h/w 4493 Snakepath Rd. Blairs, VA 24527	Leased 967086	0.047500%	0.027916667
	Wanda Sue Searce and Forest Landon Searce, w/h 3168 Westover Dr. Danville, VA 24541	Leased 967086	0.047500%	0.027916667
	Earl Wayne Presley and Belva Presley, h/w 3320 Stoney Mill Rd. Danville, VA 24541	Leased 967086	0.047500%	0.027916667
	Debra Presley Mathews and William Edwin Mathews, w/h 261 Vincent Hoyle Rd. Henderson, NC 27536	Leased 967086	0.047500%	0.027916667
	Karen Presley Barber and Danny Barber, w/h 196 Maxey Ln. Danville, VA 24540	Leased 967086	0.047500%	0.027916667
	Jack R. Presley and Brenda J. Presley, h/w 116 Lindberg St. Goodlettsville, TN 37202	Leased 967086	0.095000%	0.055833333
	Margaret J. Halpin and William E. Halpin, w/h 2007 Manchester Ave. Nashville, TN 37218	Leased 967086	0.095000%	0.055833333
	Anna Sue Brown 600 Rothwood Ave. Apt C-2 Madison, TN 37115	Leased 967086	0.095000%	0.055833333

EXHIBIT "EE"
VC-536191
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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>
	Mildred B. Wolford, single 12 Orchard Dr. Mt. Vernon, OH 43050	Leased 967086	0.057000%	0.0335
	Douglas W. Elswick and Barbara Elswick, h/w 58 Sychar Rd. Mt. Vernon, OH 43050	Leased 967086	0.057000%	0.0335
	Danny L. Elswick and Sharon Elswick, h/w 13274 County Rd. 172 Cardington, OH 43315	Leased 967086	0.057000%	0.0335
	Ronda G. Fleury and Gerry Fleury, w/h 830 Fairway Drive Howard, OH 43028	Leased 967086	0.057000%	0.0335
	Sherry Bartkowiak P.O. Box 523 Longview, WA 98632	Leased 967086	0.057000%	0.0335
	Darrell F. Presley and Kimberly J. Presley, h/w 2223 Normad Ave. Dayton, OH 45414	Leased 967086	0.071250%	0.041875
	Larry Presley, single 126 W. Fifth Street # 1018 Dayton, OH 45402	Leased 967086	0.071250%	0.041875
	Gary Lee Presley, single 5920 Shore Drive Huber Heights, OH 45424	Leased 967086	0.071250%	0.041875
	Thomas Alfred Salyers, Jr. and Linda Salyers, h/w 2873 Mollies Creek Gladys, VA 24554	Leased 967086	0.285000%	0.1675
	Juanita Ellen Sutphin, widow 1937 Lynnwood Ln. Christiansburg, VA 24073	Leased 967086	0.285000%	0.1675
	Franklin R. Smith, Sr. and Deborah Renee Smith, h/w #8 Heishmans Park Rd. Tom's Brook, VA 22660	Leased 967086	0.071250%	0.041875
	Pamela Faye Smith, widow 1601 Lakeside Ave., Apt 710 Henrico, VA 23228	Leased 967086	0.071250%	0.041875
	Sunset Carson Salyers and Deloris A. Buchanan Salyers, h/w 2699 Corn Valley Rd. Honaker, VA 24260	Leased 967086	0.285000%	0.1675
	Sharon Yelton, single 11691 North Shore Dr. Unit 21	Leased 967086	0.213750%	0.125625

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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>
	Reston, VA 20190			
	Lehman L. Tiller and Hattie Ruth Barton Tiller, h/w 1873 Indian Grave Gap Rd. Vansant, VA 24656	Leased 967086	0.427500%	0.251250
	Norma Sue Farmer and Woodrow Farmer, w/h 2406 Farrol Ave. Union City, CA 94587	Leased 967086	0.427500%	0.251250
	James E. Watson, widower 23907 Spring Moss Dr. Spring, TX 77373	Leased 967086	0.427500%	0.251250
	Total Gas Estate		3.800000%	2.233333
		<u>Coal Estate Only</u>		
2	Pine Mountain Oil & Gas, Inc. Attn: Jerry Grantham P.O. Box 2136 Abingdon, VA 24212	Leased-EPC 906889/T2-184	1.266667%	0.744444
	Total Coal Estate		1.266667%	0.744444

VIRGINIA:

BEFORE THE VIRGINIA GAS AND OIL BOARD

IN RE: Application of EQT Production Company, for Forced Pooling of Interests in Unit Number VC-536191 VGOB Docket No. VGOB-07/01/16-1861 in the New Garden Magisterial District of Russell County, Virginia.

AMENDED 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 January 16, 2007, 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 June 26, 2007.
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:

<u>TRACT</u>	<u>LESSOR</u>	<u>LEASE STATUS</u>	<u>NET REVENUE INTEREST</u>
2	G. W. Cook Heirs		0.00855000
	Mabel M. Presley, single c/o Myrtle D. Green, POA 2070 Montello St. Reno, NV 89512	Leased 967086	0.12666667%
	Myrtle D. Green and Timothy W. Green, w/h 2070 Montello St. Reno, NV 89512	Leased 967086	0.12666667%
	Heirs of Emery Clyde Presley Unknown/Unlocatable	Unleased -	0.12666667%
	Virginia L. Johnson, widow 10 McGibney Rd. Apt. G-3 Mount Vernon, OH 43050-1252	Leased 967086	0.06333333%
	William Monroe Johnson, Jr. and Sherrie Johnson, h/w 5 Spring Street P.O. Box 156 Sparta, OH 43350	Unleased	0.12666667%
	Carl H. Evans, widower 4424 Clarewood Ave. Dayton, OH 45431	Unleased	0.19000000%
	Iva Lorraine Simpkins, widow 1045 Burton Dr. Danville, VA 24541	Leased 967086	0.06333333%
	James Edward Presley and Brenda Presley, h/w 4493 Snakepath Rd. Blairs, VA 24527	Leased 967086	0.06333333%

<u>TRACT</u>	<u>LESSOR</u>	<u>LEASE STATUS</u>	<u>NET REVENUE INTEREST</u>
2	Wanda Sue Scarce and Forest Landon Scarce, w/h 3168 Westover Dr. Danville, VA 24541	Leased 967086	0.06333333%
	Earl Wayne Presley and Belva Presley, h/w 3320 Stoney Mill Rd. Danville, VA 24541	Leased 967086	0.06333333%
	Debra Presley Mathews and William Edwin Mathews, w/h 261 Vincent Hoyle Rd. Henderson, NC 27536	Leased 967086	0.06333333%
	Karen Presley Barber and Danny Barber, w/h 196 Maxey Ln. Danville, VA 24540	Leased 967086	0.06333333%
	Jack R. Presley and Brenda J. Presley, h/w 116 Lindberg St. Goodlettsville, TN 37202	Leased 967086	0.12666667%
	Margaret J. Halpin and William E. Halpin, w/h 2007 Manchester Ave. Nashville, TN 37218	Leased 967086	0.12666667%
	Anna Sue Brown 600 Rothwood Ave. Apt C-2 Madison, TN 37115	Leased 967086	0.12666667%
	Mildred B. Wolford, single 12 Orchard Dr. Mt. Vernon, OH 43050	Leased 967086	0.07600000%
	Douglas W. Elswick and Barbara Elswick, h/w 58 Sychar Rd. Mt. Vernon, OH 43050	Leased 967086	0.07600000%
	Danny L. Elswick and Sharon Elswick, h/w 13274 County Rd. 172 Cardington, OH 43315	Leased 967086	0.07600000%

<u>TRACT</u>	<u>LESSOR</u>	<u>LEASE STATUS</u>	<u>NET REVENUE INTEREST</u>
2	Ronda G. Fleury and Gerry Fleury, w/h 830 Fairway Drive Howard, OH 43028	Leased 967086	0.07600000%
	Sherry Bartkowiak P.O. Box 523 Longview, WA 98632	Leased 967086	0.07600000%
	Darrell F. Presley and Kimberly J. Presley, h/w 2223 Nomad Ave. Dayton, OH 45414	Leased 967086	0.09500000%
	Larry Presley, single 126 W. Fifth Street # 1018 Dayton, OH 45402	Leased 967086	0.09500000%
	Gary Lee Presley, single 5920 Shore Drive Huber Heights, OH 45424	Leased 967086	0.09500000%
	Kenny E. Presley and Rhonda Presley, h/w 10 Horseshoe Dr. Dayton, OH 45432	Unleased -	0.09500000%
	Thomas Alfred Salyers, Jr. and Linda Salyers, h/w 2873 Mollies Creek Gladys, VA 24554	Leased 967086	0.38000000%
	Juanita Ellen Sutphin, widow 1937 Lynnwood Ln. Christiansburg, VA 24073	Leased 967086	0.38000000%
	Abraham Salyers and Phyliss E. Patton Salyers, h/w 706 Pheasant Dr. Winchester, VA 22602-3505	Unleased	0.38000000%
	Franklin R. Smith, Sr. and Deborah Renee Smith, h/w #8 Heishmans Park Rd. Tom's Brook, VA 22660	Leased 967086	0.09500000%

<u>TRACT</u>	<u>LESSOR</u>	<u>LEASE STATUS</u>	<u>NET REVENUE INTEREST</u>
2	Mary Lee Smith and Ralph Gilbert Smith, w/h P.O. Box 94 New Castle, VA 24127	Unleased	0.09500000%
	Pamela Faye Smith, widow 1601 Lakeside Ave., Apt 710 Henrico, VA 23228	Leased 967086	0.09500000%
	Doris A. Brennen and Gregory G. Brennen, w/h 383 Shenandoah Rive Ln. Front Royal, VA 22630	Unleased	0.09500000%
	Petish Irish Salyers Smith and Ralph Eugene Smith, w/h Box 478 289 Flop Ln. Catawba, VA 24070	Unleased	0.38000000%
	Sunset Carson Salyers and Deloris A. Buchanan Salyers, h/w 2699 Corn Valley Rd. Honaker, VA 24260	Leased 967086	0.38000000%
	Sharon Yelton, single 11691 North Shore Dr. Unit 21 Reston, VA 20190	Leased 967086	0.28500000%
	Michael Yelton, single 4224 Jackson Mill Rd. Haymarket, VA 20169	Leased 967086	0.28500000%
	Lehman L. Tiller and Hattie Ruth Barton Tiller, h/w 1873 Indian Grave Gap Rd. Vansant, VA 24656	Leased 967086	0.57000000%
	Norma Sue Farmer and Woodrow Farmer, w/h 2406 Farrol Ave. Union City, CA 94587	Leased 967086	0.57000000%
	James E. Watson, widower 23907 Spring Moss Dr. 967086 Spring, TX 77373	Leased	0.57000000%

OR

<u>TRACT</u>	<u>LESSOR</u>	<u>LEASE STATUS</u>	<u>NET REVENUE INTEREST</u>
	Pine Mountain Oil & Gas, Inc. ATTN: Jerry Grantham P.O. Box 2136 Abingdon, VA. 24212	Leased 241640/T2-184	0.00855000

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.

<u>Tract</u>	<u>Lessor</u>	
2	G. W. Cook Heirs	
	Mabel M. Presley, single c/o Myrtle D. Green, POA 2070 Montello St. Reno, NV 89512	967086
	Myrtle D. Green and Timothy W. Green, w/h 2070 Montello St. Reno, NV 89512	967086
	Virginia L. Johnson, widow 10 McGibney Rd. Apt. G-3 Mount Vernon, OH 43050-1252	967086
	Iva Lorraine Simpkins, widow 1045 Burton Dr. Danville, VA 24541	967086
	James Edward Presley and Brenda Presley, h/w 4493 Snakepath Rd. Blairs, VA 24527	967086
	Wanda Sue Scarce and Forest Landon Scarce, w/h 3168 Westover Dr. Danville, VA 24541	967086
	Earl Wayne Presley and Belva Presley, h/w 3320 Stoney Mill Rd. Danville, VA 24541	967086

Tract

Lessor

2	Debra Presley Mathews and William Edwin Mathews, w/h 261 Vincent Hoyle Rd. Henderson, NC 27536	967086
	Karen Presley Barber and Danny Barber, w/h 196 Maxey Ln. Danville, VA 24540	967086
	Jack R. Presley and Brenda J. Presley, h/w 116 Lindberg St. Goodlettsville, TN 37202	967086
	Margaret J. Halpin and William E. Halpin, w/h 2007 Manchester Ave. Nashville, TN 37218	967086
	Anna Sue Brown 600 Rothwood Ave. Apt C-2 Madison, TN 37115	967086
	Mildred B. Wolford, single 12 Orchard Dr. Mt. Vernon, OH 43050	967086
	Douglas W. Elswick and Barbara Elswick, h/w 58 Sychar Rd. Mt. Vernon, OH 43050	967086
	Danny L. Elswick and Sharon Elswick, h/w 13274 County Rd. 172 Cardington, OH 43315	967086
	Ronda G. Fleury and Gerry Fleury, w/h 830 Fairway Drive Howard, OH 43028	967086
	Sherry Bartkowiak P.O. Box 523 Longview, WA 98632	967086
	Darrell F. Presley and Kimberly J. Presley, h/w 2223 Nomad Ave. Dayton, OH 45414	967086

<u>Tract</u>	<u>Lessor</u>	
2	Larry Presley, single 126 W. Fifth Street # 1018 Dayton, OH 45402	967086
	Gary Lee Presley, single 5920 Shore Drive Huber Heights, OH 45424	967086
	Thomas Alfred Salyers, Jr. and Linda Salyers, h/w 2873 Mollies Creek Gladys, VA 24554	967086
	Juanita Ellen Sutphin, widow 1937 Lynnwood Ln. Christiansburg, VA 24073	967086
	Franklin R. Smith, Sr. and Deborah Renee Smith, h/w #8 Heishmans Park Rd. Tom's Brook, VA 22660	967086
	Pamela Faye Smith, widow 1601 Lakeside Ave., Apt 710 Henrico, VA 23228	967086
	Sunset Carson Salyers and Deloris A. Buchanan Salyers, h/w 2699 Corn Valley Rd. Honaker, VA 24260	967086
	Sharon Yelton, single 11691 North Shore Dr. Unit 21 Reston, VA 20190	967086
	Michael Yelton, single 4224 Jackson Mill Rd. Haymarket, VA 20169	967086
	Lehman L. Tiller and Hattie Ruth Barton Tiller, h/w 1873 Indian Grave Gap Rd. Vansant, VA 24656	967086
	Norma Sue Farmer and Woodrow Farmer, w/h 2406 Farrol Ave. Union City, CA 94587	967086

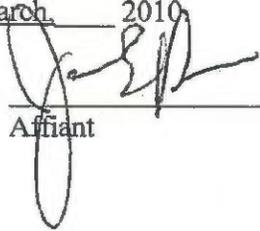
<u>Tract</u>	<u>Lessor</u>	
2	James E. Watson, widower 23907 Spring Moss Dr. Spring, TX 77373	967086

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>Tract</u>	<u>Lessor</u>	<u>Cash Consideration</u>
2	Heirs of Emery Clyde Presley Unknown/Unlocatable	0.07444444 x \$5.00 = \$0.37
	William Monroe Johnson, Jr. and Sherrie Johnson, h/w 5 Spring Street P.O. Box 156 Sparta, OH 43350	0.07444444 x \$5.00 = \$0.37
	Carl H. Evans, widower 4424 Clarewood Ave. Dayton, OH 45431	0.111666667 x \$5.00 = \$0.56
	Kenny E. Presley and Rhonda Presley, h/w 10 Horseshoe Dr. Dayton, OH 45432	0.055833333 x \$5.00 = \$0.28
	Abraham Salyers and Phyllis E. Patton Salyers, h/w 706 Pheasant Dr. Winchester, VA 22602-3505	0.223333333 x \$5.00 = \$1.12
	Mary Lee Smith and Ralph Gilbert Smith, w/h P.O. Box 94 New Castle, VA 24127	0.055833333 x \$5.00 = \$0.28
	Doris A. Brennen and Gregory G. Brennen, w/h 383 Shenandoah Rive Ln. Front Royal, VA 22630	0.055833333 x \$5.00 = \$0.28
	Petish Irish Salyers Smith and Ralph Eugene Smith, w/h Box 478 289 Flop Ln. Catawba, VA 24070	0.223333333 x \$5.00 = \$1.12

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 required in this matter pursuant to the terms of §§ 45.1-361.21.D.

Dated at Kingsport, Tennessee, this 4th day of March, 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 4th day of March, 2010.



Susan Peterson, Notary



My commission expires: October 24, 2012.