

BEFORE THE VIRGINIA GAS AND OIL BOARD

Applicant: Equitable Production Company)
)
Relief Sought: Pooling VC-535592)
)
Legal Description: Inell Turner) Docket Number:
17.50 Acre Tract) VGOB-08/06/17-2252
Hurricane District)
Big A Mountain Quadrangle)
Buchanan 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., P.O. Box 2347, Charleston, West Virginia 25328. The attorney for Applicant is James E. Kaiser, WILHOIT & KAISER, whose address is 220 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, gas and coalbed methane 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.

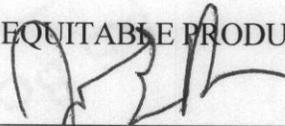
- (a) Applicant has proposed a plan of development and operation of the formations underlying the drilling unit involved herein (described and depicted on Exhibit Attached hereto and made a part hereof) and has proposed to commence such plan of development and operation of such unit by a well, designated as well number VC-535592 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-535592 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-535592 should be pooled for the development and operation thereof.
- (d) Applicant proposes to drill at the permitted location to an approximate depth of 2231 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, War Creek, Unnamed A, Middle Seaboard, Lower Horsepen, Greasy Creek, X Seam, POCO 6, POCO 5, POCO 4, POCO 3, 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 \$420,316.00 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 375 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-535592, 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 16th day of May, 2008.

EQUITABLE PRODUCTION COMPANY

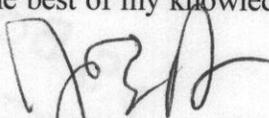


James E. Kaiser

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

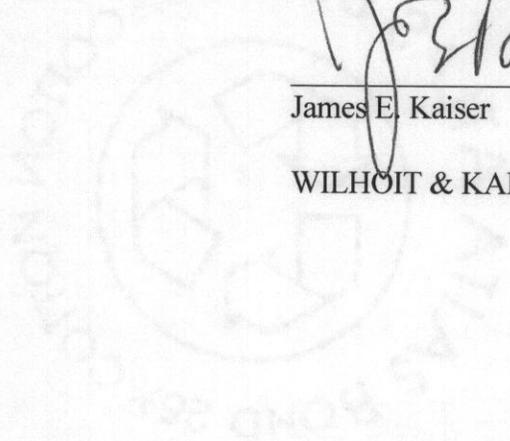
VERIFICATION

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



James E. Kaiser

WILHOIT & KAISER



2. A petition from CNX Gas Company, LLC for pooling of coalbed methane unit U-20, hurricane District, Buchanan County, Virginia. Docket number VGOB-08-0617-2240. **Continued from June.**

In the U-20 80 acre unit, the applicant controls 96.55% of the coal and gas interests, and seeks to pool the remaining 3.45% of the interests. Unleased gas acreage subject to pooling totals 2.76 net acres in one tract having two unleased parties. A total of four tracts shown in the unit, there are four unknown surface owners in Tract 1. There are no unknown claimants subject to escrow reported. Two wells are proposed outside the unit with previous location exception approval by the board. There are no escrow requirements and no split agreements for this unit. Questions to CNX were raised regarding bonus payments, production costs and adequate information provided to potential lease parties so to make an informed election decision. After discussion **the petition was approved.**

3. A petition from Equitable Production Company for pooling of coalbed methane unit VC-535592, Hurricane District, Buchanan County, Virginia. Docket Number VGOB-08-0617-2252. Continued from June.

In the VC-535592 58.77 acre unit, the applicant controls 83.83.0% of the coal and 98.48 % of the gas interests, and seeks to pool the remaining 16.17 % of the coal and 1.52% of the gas interests. Unleased coal acreage totals 9.41 acres and the unleased gas acreage subject to pooling totals 0.33 net acres having two unleased claimants in two tracts. There are no unknowns subject to escrow. The applicant requested a continuance for 60 days. **The petition was continued to September.**

4. A petition from Range Resources-Pine Mountain, Inc. for creation of a drilling unit and pooling of conventional gas unit V-504473, Kenady District, Dickenson County, Virginia. Docket Number VGOB-08-0617-2258.

The applicant seeks the creation of a drilling unit and pooling of conventional gas unit for well V-504473, encompassing 112.69 acres. The applicant controls 81.63 % of the gas estate and seeks to pool the remaining 18.36%. There are fifty two unleased claimants in two tracts with a total 20.7 unleased acres. There are also unknown claimants reflected within the petition.

Per the applicant, additional leases were picked up and revised exhibits dated 7/9/08 were filed at today's hearing. The exhibit indicated the applicant has 82.77 acres leased and have unknown interests. Operator seeks to pool 17.73 percent. Percent of acres subject to escrow is 14.12042775. Ms. Labatto is requesting time for the family to develop a better understanding of this process. Would like to have time to seek an attorney to represent their interests. Raised issued about a transaction in 1998 or 2002 another well was drilled on their land that they were not aware of. Applicant gave testimony that the other well referenced was not by this applicant but by Equitable. **Motion to continue to August granted.**

5. Petitions filed by S. T. Mullins and J. Scott Sexton on behalf of GeoMet operating appealing a decision by the Director of the Division of Gas and Oil regarding Informal Fact Finding Conference IFFC 20908. Docket Number VGOB-08-0617-2259. **Continued to August.**



EQUITABLE Production Comp

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

AUTHORIZATION FOR EXPENDITURE					
Well Name:	535592 VC-535592 (535592)			AFE Number :	2175355921A
Operator:				AFE Date :	5/5/2008
AFE Group :	BigStoneGap 2008	AFE Type :	Drilling	Job Start Date :	
Prospect :				County, State :	Buchanan, 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	2231' @ \$22.00 (2008)	\$49,082	\$49,082	\$0	\$49,082
180015	DAYWORK	(2008)	\$2,000	\$2,000	\$0	\$2,000
180030	CONTRACTOR SETUP	(2008)	\$6,700	\$6,700	\$0	\$6,700
180049	LEGAL SERVICES, TITLE CURATI	BHC	\$1,500	\$1,500	\$0	\$1,500
180061	GPS, SURVEY, WELL PLAT, PERM	GBH	\$9,300	\$9,300	\$0	\$9,300
180093	LOCATION PIT LINERS		\$4,000	\$4,000	\$0	\$4,000
180094	LOCATION CONSTRUCTION, DOZ		\$28,500	\$28,500	\$0	\$28,500
180096	ROCKING, CULVERTS & STONE L		\$12,000	\$12,000	\$0	\$12,000
180111	PIT TREATMENT/RESTORATION/		\$8,000	\$8,000	\$0	\$8,000
180180	OPEN HOLE LOGGING		\$4,500	\$4,500	\$0	\$4,500
180231	CEMENTING - SURFACE CASING (HES (mine @ 574)		\$7,900	\$7,900	\$0	\$7,900
180341	SURFACE DAMAGES, LOCATION	GBH	\$5,000	\$5,000	\$0	\$5,000
180720	OPERATOR OVERHEAD		\$4,500	\$4,500	\$0	\$4,500
180733	LAND CONTRACTOR COST	BHC/GBH	\$20,000	\$20,000	\$0	\$20,000
181021	SERVICE RIG / COILED TUBING &		\$0	\$0	\$6,000	\$6,000
181071	PERFORATING, CASED HOLE LOG	Key	\$0	\$0	\$7,700	\$7,700
181101	CEMENTING - PROD. CASING (FL	HES	\$0	\$0	\$11,900	\$11,900
181122	SERVICE COMPANY, NITROGEN,	HES - 5 stage (170")	\$0	\$0	\$46,600	\$46,600
181141	TANKS/PITS/DOZER-COMPLETIO		\$0	\$0	\$7,500	\$7,500
181151	PIPELINE CONSTRUCTION & REC	2969' of 4" @ 14.00 & 9.00	\$0	\$0	\$43,121	\$43,121
181161	WATER HAULING IN-COMPLETIO		\$0	\$0	\$3,500	\$3,500
181202	WELLHEAD TIE IN. LABOR, ETC.	Shupe	\$0	\$0	\$4,150	\$4,150
181215	DRILLING/FRAC FLUID DISPOSAL	Shupe	\$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 :			\$164,982	\$164,982	\$134,171	\$299,153
Tangible	Notes	Drilling	Dry Hole	Completion	Total	
182019	PRODUCTION CASING: NEW	2261' @ \$7.39	\$0	\$0	\$16,709	\$16,709
182022	CASING: CONDUCTOR & DRIVE		\$1,250	\$1,250	\$0	\$1,250
182030	SURFACE CASING	655' @ \$10.34	\$6,773	\$6,773	\$0	\$6,773
182036	NEW TUBING	2231' @ \$4.06	\$0	\$0	\$9,058	\$9,058
182051	CASING HEAD, TUBINGHEAD, WE		\$0	\$0	\$1,700	\$1,700
182055	VALVES & FITTINGS	Shupe	\$0	\$0	\$2,600	\$2,600
182060	GATHERING LINES	2969' of 4" @ 6.60 & 5.60	\$0	\$0	\$19,073	\$19,073
182061	PIPELINE FITTINGS & TIE IN FITT	Addison	\$0	\$0	\$6,500	\$6,500
182079	MEASUREMENT VALVES & FITTI	Shupe	\$0	\$0	\$11,000	\$11,000
182131	TANK & TANK HCP FITTINGS, TA	Shupe	\$0	\$0	\$6,200	\$6,200
182151	ARTIFICIAL LIFT SURFACE VALV	Shupe/L.Neece	\$0	\$0	\$36,000	\$36,000
182161	SUCKER RODS & DOWNHOLE PU	CH - OK	\$0	\$0	\$4,301	\$4,301

EQUITABLE PRODUCTION

Equitable Production Comp

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Operator:				AFE Date :	5/5/2008
AFE Group :	BigStoneGap 2008	AFE Type :	Drilling	Job Start Date :	
Prospect :			County, State :	Buchanan, 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
Tangible	Notes	Drilling	Dry Hole	Completion	Total
Total Tangible Cost :		\$8,023	\$8,023	\$113,141	\$121,163
Total AFE Costs :		\$173,005	\$173,005	\$247,312	\$420,316

Approved by:

Chi H...

Date: 5/7/08

EXHIBIT "B"
VC-535592

<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	Inell Turner, widow Rt 1, Box 270 Vansant, VA 24656-9712	Leased 245530	8.920000%	5.2400
2	Rosetta McFarland Ashby Rt 1, Box 270-A Vansant, VA 24656-9712	Leased 245529	5.580000%	3.2800
3	Vickie Cochran 5039 ST RT 257 Radnor, OH 43066-9706	Leased 245201	0.640000%	0.3760
	Paula Sparks Route 2, Box 32A Wynnewood, OK 73098-9684	Leased 245201	0.640000%	0.3760
	Helen Conner 510 Wheatgrass Road Stevensville, MT 59870-6048	Leased 245201	0.640000%	0.3760
	Mary Hoffman P. O. Box 281 Cardington, OH 43315-0281	Leased 245201	0.640000%	0.3760
	Wayne R. Hoffman 24057 Yearsley RD. Marysville, OH 43040-8980	Leased 245201	0.640000%	0.3760
	Theresa Hoffman 865 Bennett Street Marion, OH 43302-3451	Leased 245201	0.640000%	0.3760
	Heirs of Faye Fields Cassidy Unknown/Unlocatable	Unleased	0.480000%	0.2820
	Hurbert Kenna Mullinex Rt 1, Box 409 Cottageville, WV 25239-9756	Leased 245201	0.068571%	0.0403
	George Mullinex Route 1, Box 487 Point Pleasant, WV 25550-9735	Leased 245201	0.068571%	0.0403
	Ada Sue Ferguson & Chester Ferguson, W/H 4530 James River Road Huntington, WV 25704-9572	Leased 245201	0.068571%	0.0403
	Wilma Mullinex 601 5 W 26th ST Huntington, WV 25704-2171	Leased 245201	0.068571%	0.0403
	Stella Clark Route 1, Box 1125 Wayne, WV 25570-9663	Leased 245201	0.068571%	0.0403

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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>
	Cora Blanche Adkins 9 Bison Village Kenova, WV 25530-9618	Leased 245201	0.068571%	0.0403
	Barbara Ellen Lovins & Carl Lovins, W/H 4016 Van Sant ST Huntington, WV 25704-1946	Unleased	0.068571%	0.0403
4	Nancy Pobst Hooper c/o Professional Accounting Services 111 Postelle Cartersville, GA 30120-3621	Leased 245078	0.134167%	0.0792
	Mountain Mission School 1 Hurley Street Grundy, VA 24614-9400	Leased 245078	0.805000%	0.4750
	Virginia Lee Burns Linwick & Phillip G. Linwick, W/H 4324 South Ball Drive Veradale, WA 99037	Leased 245078	0.134167%	0.0792
	Richard K. Pobst & M. Katherine Pobst, H/W 1024 Oxford Drive St Augustine, FL 32084-1821	Leased 245078	0.134167%	0.0792
	John W. Pobst & Lydia L. Pobst P. O. Box 86 Revere, PA 18953-0086	Leased 245078	0.134167%	0.0792
	Meredith Ellis Jennings 542 Butler Mill Road Maryville, TN 37803-3314	Leased 245078	0.268333%	0.1583
5	Willis Compton, single c/o: J.W. Compton 244 Bateman Lane Loudon, TN 37774 Life Estate	Leased 907538	32.980000%	19.3800
	Phillip Compton P.O. Box 123 Davenport, VA 24239 Remainderman	Leased 907538		
6	Maxie Compton, widow HC4 Box 176A Bee, VA 24217	Leased 907292	30.610000%	17.9900
7	Hattie Compton May, widow 653 Thornburg Place Tipp City, OH 45371	Leased 905839	1.937500%	1.1388

EXHIBIT "B"
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	Ellen Compton Miller, widow 5731 Durand Dayton, OH 45414	Leased 905839	1.937500%	1.1388
	Bill Compton & Thelma J. Compton, h/w 2329 Eden Lane Dayton, OH 45431	Leased 905839	1.937500%	1.1388
	Donald Compton, widower 1190 West Spring Valley Road Dayton, OH 45458	Leased 905839	1.937500%	1.1388
	Linda Jackson & Charles Jackson, w/h 2350 Peebles Road Troy, OH 45373	Leased 905839	0.645833%	0.3796
	Marcia Pearson & Gary Pearson, w/h 286 S Dorset Road Apt. # 301 Troy, OH 45373	Leased 905839	0.645833%	0.3796
	James Caldwell, single 213 Red Fox Run Sequin, TX 78155-9433	Leased 905839	0.645833%	0.3796
	Kim E. Ray & Cindy Ray, h/w 801 Lynnhaven Court Columbus, OH 43228	Leased 905839	0.484375%	0.2847
	Mary C. Compton, widow State Route 502 Box 3727 Greenville, OH 45331	Leased 905839	1.937500%	1.1388
	Reba K. Haney, single East State Rt. 41 Box 4125 Troy, OH 45373	Leased 905839	0.484375%	0.2847
	Barbara F. Workman & Harry Workman, w/h 139 South Street Belleville, MI 48111	Leased 905839	0.484375%	0.2847
	Linda D. Rozell, single 1361 Sheridan Court Troy, OH 45373	Leased 905839	0.484375%	0.2847
	Timothy Compton, single P.O. Box 1883 Lebanon, VA 24266	Leased 905839	0.968750%	0.5694

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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>
	Belisha Compton Deel, single Rt. 1 Box 272 Vansant, VA 24656	Unleased	0.968750%	0.5694
	TOTAL GAS ESTATE		100.000000%	58.7700
	Percentage of Unit Leased		98.482679%	
	Percentage of Unit Unleased		1.517321%	
	Acreage in Unit Leased			57.8783
	Acreage in Unit Unleased			0.8917

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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>
		<u>Coal Estate Only</u>		
1	Nannie Spanel Heirs Unknown/Unlocatable	Unleased	8.920000%	5.2400
2	Nannie Spanel Heirs Unknown/Unlocatable	Unleased	5.580000%	3.2800
3	Vickie Cochran 5039 ST RT 257 Radnor, OH 43066-9706	Leased 245201	0.640000%	0.3760
	Paula Sparks Route 2, Box 32A Wynnewood, OK 73098-9684	Leased 245201	0.640000%	0.3760
	Helen Conner 510 Wheatgrass Road Stevensville, MT 59870-6048	Leased 245201	0.640000%	0.3760
	Mary Hoffman P. O. Box 281 Cardington, OH 43315-0281	Leased 245201	0.640000%	0.3760
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	Theresa Hoffman 865 Bennett Street Marion, OH 43302-3451	Leased 245201	0.640000%	0.3760
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	George Mullinex Route 1, Box 487 Point Pleasant, WV 25550-9735	Leased 245201	0.068571%	0.0403
	Ada Sue Ferguson & Chester Ferguson, W/H 4530 James River Road Huntington, WV 25704-9572	Leased 245201	0.068571%	0.0403
	Wilma Mullinex 601 5 W 26th ST Huntington, WV 25704-2171	Leased 245201	0.068571%	0.0403
	Stella Clark Route 1, Box 1125 Wayne, WV 25570-9663	Leased 245201	0.068571%	0.0403
	Cora Blanche Adkins 9 Bison Village Kenova, WV 25530-9618	Leased 245201	0.068571%	0.0403

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	Donald Compton, widower 1190 West Spring Valley Road Dayton, OH 45458	Leased 905839	1.937500%	1.1388
	Linda Jackson & Charles Jackson, w/h 2350 Peebles Road Troy, OH 45373	Leased 905839	0.645833%	0.3796
	Marcia Pearson & Gary Pearson, w/h 286 S Dorset Road Apt. # 301 Troy, OH 45373	Leased 905839	0.645833%	0.3796
	James Caldwell, single 213 Red Fox Run Sequin, TX 78155-9433	Leased 905839	0.645833%	0.3796
	Kim E. Ray & Cindy Ray, h/w 801 Lynnhaven Court Columbus, OH 43228	Leased 905839	0.484375%	0.2847
	Mary C. Compton, widow State Route 502 Box 3727 Greenville, OH 45331	Leased 905839	1.937500%	1.1388
	Reba K. Haney, single East State Rt. 41 Box 4125 Troy, OH 45373	Leased 905839	0.484375%	0.2847
	Barbara F. Workman & Harry Workman, w/h 139 South Street Belleville, MI 48111	Leased 905839	0.484375%	0.2847
	Linda D. Rozell, single 1361 Sheridan Court Troy, OH 45373	Leased 905839	0.484375%	0.2847
	Timothy Compton, single P.O. Box 1883 Lebanon, VA 24266	Leased 905839	0.968750%	0.5694

EXHIBIT "B"
VC-535592

<u>TR</u>	<u>LESSOR</u>	<u>LEASE STATUS</u>	<u>INTEREST WITHIN UNIT</u>	<u>GROSS ACREAGE IN UNIT</u>
	Belisha Compton Deel, single Rt. 1 Box 272 Vasant, VA 24656	Unleased	0.968750%	0.5694
	TOTAL COAL ESTATE		100.000000%	58.7700
	Percentage of Unit Leased		83.826790%	
	Percentage of Unit Unleased		16.173210%	
	Acreage in Unit Leased			49.3583
	Acreage in Unit Unleased			9.4117

EXHIBIT "B-3"
VC-535592

<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	Heirs of Faye Fields Cassidy Unknown/Unlocatable	Unleased	0.480000%	0.2820
	Barbara Ellen Lovins & Carl Lovins, W/H 4016 Van Sant ST Huntington, WV 25704-1946	Unleased	0.068571%	0.0403
7	Belisha Compton Deel, single Rt. 1 Box 272 Vansant, VA 24656	Unleased	0.968750%	0.5694
	TOTAL		1.517321%	0.8917
<u>Coal Estate Only</u>				
1	Nannie Spanel Heirs Unknown/Unlocatable	Unleased	8.920000%	5.2400
2	Nannie Spanel Heirs Unknown/Unlocatable	Unleased	5.580000%	3.2800
3	Heirs of Faye Fields Cassidy Unknown/Unlocatable	Unleased	0.480000%	0.2820
	Barbara Ellen Lovins & Carl Lovins, W/H 4016 Van Sant ST Huntington, WV 25704-1946	Unleased	0.068571%	0.0403
7	Belisha Compton Deel, single Rt. 1 Box 272 Vansant, VA 24656	Unleased	0.968750%	0.5694
	TOTAL		16.017321%	9.4117

EXHIBIT "E"
VC-535592

<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	Inell Turner, widow Rt 1, Box 270 Vansant, VA 24656-9712	Leased 245530	8.920000%	5.2400
2	Rosetta McFarland Ashby Rt 1, Box 270-A Vansant, VA 24656-9712	Leased 245529	5.580000%	3.2800
3	Heirs of Faye Fields Cassidy Unknown/Unlocatable	Unleased	0.480000%	0.2820
TOTAL			14.980000%	8.8020
<u>Coal Estate Only</u>				
1	Nannie Spanel Heirs Unknown/Unlocatable	Unleased	8.920000%	5.2400
2	Nannie Spanel Heirs Unknown/Unlocatable	Unleased	5.580000%	3.2800
3	Heirs of Faye Fields Cassidy Unknown/Unlocatable	Unleased	0.480000%	0.2820
TOTAL			14.980000%	8.8020

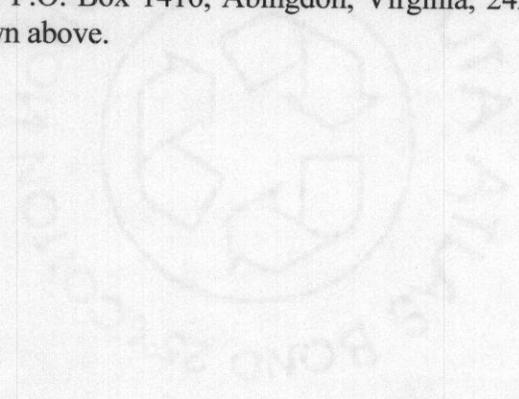
NOTICE OF HEARING BEFORE THE DEPARTMENT OF MINES, MINERALS &
ENERGY, DIVISION OF GAS AND OIL
Docket Number VGOB-08/06/17-2252
Well Number VC-535592

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 Inell Turner, 17.50 Acre Tract and adjacent tracts situated approximately 2200 feet East of the intersection of Virginia State Routes 600 and 657 on the waters of Hurricane Creek, approximately 1.04 miles Northeast of Davenport in the Hurricane District, Big A Mountain Quadrangle, in Buchanan County, Virginia.

NOTICE IS HEREBY GIVEN that Equitable Production Company, 1710 Pennsylvania Ave., P.O. Box 2347, Charleston, West Virginia 25328, 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-535592, 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 June 17, 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, 24212, (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-535592) VGOB-08/06/17-2252
)
Legal)
Description: Inell Turner)
17.50 Acre Tract)
Hurricane District)
Big A Mountain Quadrangle)
Buchanan County, Virginia)

NOTICE OF HEARING

HEARING DATE: June 17, 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-535592 as described on Exhibit "A" to the Application, which is attached to this Notice, in Buchanan 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-535592, containing approximately 58.77 acres, located on the above-referenced tracts situated on approximately 2200 feet East of the intersection of Virginia State Routes 600 and 657 on the waters of Hurricane Creek, approximately 1.04 miles Northeast of Davenport in the Hurricane District, Big A Mountain Quadrangle, in Buchanan 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

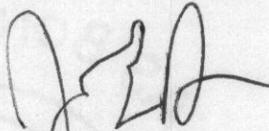
h. Granting such other relief as is merited by the evidence and is just and equitable, whether or not such relief has been specifically requested herein.

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 June 17, 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 16th day of May, 2008.

Equitable Production Company,
1710 Pennsylvania Ave.
P.O. Box 2347
Charleston, West Virginia 25328



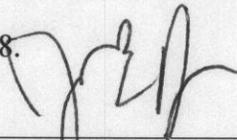
James E. Kaiser

WILHOIT & KAISER,
of Counsel for
Equitable Production Company
220 Broad Street
Kingsport, Tennessee 37660
(423) 578-3838

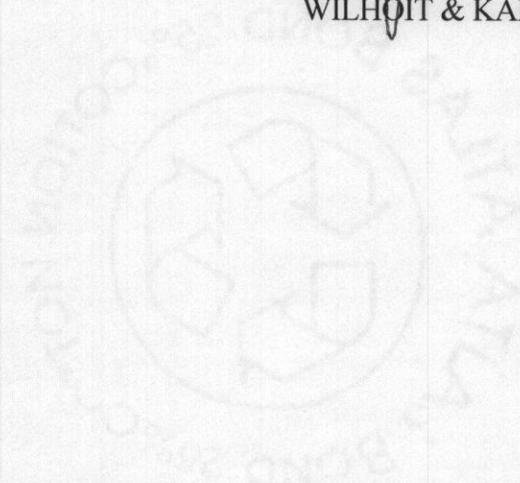
CERTIFICATE OF SERVICE

I, James E. Kaiser, of counsel for Equitable Production Company, hereby certify that I have on this, the 16th day of May, 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 16th day of May, 2008.



James E. Kaiser
WILHOIT & KAISER



BEFORE THE VIRGINIA GAS AND OIL BOARD

Applicant: Equitable Production Company)
)
)
Relief Sought: Well No. VC-535592) Docket No.
Force Pooling) VGOB-08/06/17-2252
)
)

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 16th day of May, 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 unleased 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 10th day of June, 2008.

Susan Peterson, Notary
STATE OF TENNESSEE
NOTARY PUBLIC
SULLIVAN COUNTY

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 *5-20-08* ... ending *5-20-08* ..

Publishers fee, \$ *66⁰⁰*

Jenay Tate
Publisher

NOTICE OF HEARING
BEFORE THE DEPARTMENT OF
MINES, MINERALS & ENERGY
DIVISION OF GAS AND OIL
Docket Number VGOB-08/06/17-
2252
Well Number VC-535592

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 Inell Turner, 17.50 Acre Tract and adjacent tracts situated approximately 2200 feet East of the intersection of Virginia State Routes 600 and 657 on the waters of Hurricane Creek, approximately 1.04 miles Northeast of Davenport in the Hurricane District, Big A Mountain Quadrangle, in Buchanan County, Virginia.

NOTICE IS HEREBY GIVEN that Equitable Production Company, 1710 Pennsylvania Ave., P.O. Box 2347, Charleston, West Virginia 25328, 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. B 45.1-361.1 et seq. in regard to the drilling, development and production of oil, gas and coalbed methane from drilling Unit VC-535592, 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 June 17, 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, 24212, (276)676-5423 or the Applicant at the address shown above.

EXHIBIT "B"
VC-335592

1 track

<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	Inell Turner, widow Rt 1, Box 270 Vansant, VA 24656-9712	Leased 245530	8.920000%	5.2400
2	Rosetta McFarland Ashby Rt 1, Box 270-A Vansant, VA 24656-9712	Leased 245529	5.580000%	3.2800
3	Vickie Cochran 5039 ST RT 257 Radnor, OH 43066-9706	Leased 245201	0.640000%	0.3760
	Paula Sparks Route 2, Box 32A Wynnewood, OK 73098-9684	Leased 245201	0.640000%	0.3760
	Helen Conner 510 Wheatgrass Road Stevensville, MT 59870-6048	Leased 245201	0.640000%	0.3760
	Mary Hoffman P. O. Box 281 Cardington, OH 43315-0281	Leased 245201	0.640000%	0.3760
	Wayne R. Hoffman 24057 Yearsley RD. Marysville, OH 43040-8980	Leased 245201	0.640000%	0.3760
	Theresa Hoffman 865 Bennett Street Marion, OH 43302-3451	Leased 245201	0.640000%	0.3760
	Heirs of Faye Fields Cassidy Unknown/Unlocatable	Unleased	0.480000%	0.2820
	Hurbert Kenna Mullinex Rt 1, Box 409 Cottageville, WV 25239-9756	Leased 245201	0.068571%	0.0403
	George Mullinex Route 1, Box 487 Point Pleasant, WV 25550-9735	Leased 245201	0.068571%	0.0403
	Ada Sue Ferguson & Chester Ferguson, W/H 4530 James River Road Huntington, WV 25704-9572	Leased 245201	0.068571%	0.0403
	Wilma Mullinex 601 5 W 26th ST Huntington, WV 25704-2171	Leased 245201	0.068571%	0.0403
	Stella Clark Route 1, Box 1125 Wayne, WV 25570-9663	Leased 245201	0.068571%	0.0403

EXHIBIT "B"
VC-535592

<u>TR</u>	<u>LESSOR</u>	<u>LEASE STATUS</u>	<u>INTEREST WITHIN UNIT</u>	<u>GROSS ACREAGE IN UNIT</u>
	Cora Blanche Adkins 9 Bison Village Kenova, WV 25530-9618	Leased 245201	0.068571%	0.0403
	Barbara Ellen Lovins & Carl Lovins, W/H 4016 Van Sant ST Huntington, WV 25704-1946	Unleased	0.068571%	0.0403
			<i>66506194/5-23-08</i>	
4	Nancy Pobst Hooper c/o Professional Accounting Services 111 Postelle Cartersville, GA 30120-3621	Leased 245078	0.134167%	0.0792
	Mountain Mission School 1 Hurley Street Grundy, VA 24614-9400	Leased 245078	0.805000%	0.4750
	Virginia Lee Burns Linwick & Phillip G. Linwick, W/H 4324 South Ball Drive Veradale, WA 99037	Leased 245078	0.134167%	0.0792
	Richard K. Pobst & M. Katherine Pobst, H/W 1024 Oxford Drive St Augustine, FL 32084-1821	Leased 245078	0.134167%	0.0792
	John W. Pobst & Lydia L. Pobst P. O. Box 86 Revere, PA 18953-0086	Leased 245078	0.134167%	0.0792
	Meredith Ellis Jennings 542 Butler Mill Road Maryville, TN 37803-3314	Leased 245078	0.268333%	0.1583
5	Willis Compton, single c/o: J.W. Compton 244 Bateman Lane Loudon, TN 37774 Life Estate	Leased 907538	32.980000%	19.3800
	Phillip Compton P.O. Box 123 Davenport, VA 24239 Remainderman	Leased 907538		
6	Maxie Compton, widow HC4 Box 176A Bee, VA 24217	Leased 907292	30.610000%	17.9900
7	Hattie Compton May, widow 653 Thornburg Place Tipp City, OH 45371	Leased 905839	1.937500%	1.1388

EXHIBIT "B"
VC-335592

<u>TR</u>	<u>LESSOR</u>	<u>LEASE STATUS</u>	<u>INTEREST WITHIN UNIT</u>	<u>GROSS ACREAGE IN UNIT</u>
	Ellen Compton Miller, widow 5731 Durand Dayton, OH 45414	Leased 905839	1.937500%	1.1388
	Bill Compton & Thelma J. Compton, h/w 2329 Eden Lane Dayton, OH 45431	Leased 905839	1.937500%	1.1388
	Donald Compton, widower 1190 West Spring Valley Road Dayton, OH 45458	Leased 905839	1.937500%	1.1388
	Linda Jackson & Charles Jackson, w/h 2350 Peebles Road Troy, OH 45373	Leased 905839	0.645833%	0.3796
	Marcia Pearson & Gary Pearson, w/h 286 S Dorset Road Apt. # 301 Troy, OH 45373	Leased 905839	0.645833%	0.3796
	James Caldwell, single 213 Red Fox Run Sequin, TX 78155-9433	Leased 905839	0.645833%	0.3796
	Kim E. Ray & Cindy Ray, h/w 801 Lynnhaven Court Columbus, OH 43228	Leased 905839	0.484375%	0.2847
	Mary C. Compton, widow State Route 502 Box 3727 Greenville, OH 45331	Leased 905839	1.937500%	1.1388
	Reba K. Haney, single East State Rt. 41 Box 4125 Troy, OH 45373	Leased 905839	0.484375%	0.2847
	Barbara F. Workman & Harry Workman, w/h 139 South Street Belleville, MI 48111	Leased 905839	0.484375%	0.2847
	Linda D. Rozell, single 1361 Sheridan Court Troy, OH 45373	Leased 905839	0.484375%	0.2847
	Timothy Compton, single P.O. Box 1883 Lebanon, VA 24266	Leased 905839	0.968750%	0.5694

EXHIBIT "B"
VC-535392

<u>TR</u>	<u>LESSOR</u>	<u>LEASE STATUS</u>	<u>INTEREST WITHIN UNIT</u>	<u>GROSS ACREAGE IN UNIT</u>
	Belisha Compton Deel, single Rt. 1 Box 272 Vansant, VA 24656	Unleased <i>6650 6200 / 5-19-08</i>	0.968750%	0.5694
	TOTAL GAS ESTATE		100.000000%	58.7700
	Percentage of Unit Leased		98.482679%	
	Percentage of Unit Unleased		1.517321%	
	Acreage in Unit Leased			57.8783
	Acreage in Unit Unleased			0.8917

EXHIBIT "B"
VC-535592

<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	Nannie Spanel Heirs Unknown/Unlocatable	Unleased	8.920000%	5.2400
2	Nannie Spanel Heirs Unknown/Unlocatable	Unleased	5.580000%	3.2800
3	Vickie Cochran 5039 ST RT 257 Radnor, OH 43066-9706	Leased 245201	0.640000%	0.3760
	Paula Sparks Route 2, Box 32A Wynnewood, OK 73098-9684	Leased 245201	0.640000%	0.3760
	Helen Conner 510 Wheatgrass Road Stevensville, MT 59870-6048	Leased 245201	0.640000%	0.3760
	Mary Hoffman P. O. Box 281 Cardington, OH 43315-0281	Leased 245201	0.640000%	0.3760
	Wayne R. Hoffman 24057 Yearsley RD. Marysville, OH 43040-8980	Leased 245201	0.640000%	0.3760
	Theresa Hoffman 865 Bennett Street Marion, OH 43302-3451	Leased 245201	0.640000%	0.3760
	Heirs of Faye Fields Cassidy Unknown/Unlocatable	Unleased	0.480000%	0.2820
	Hurbert Kenna Mullinex Rt 1, Box 409 Cottageville, WV 25239-9756	Leased 245201	0.068571%	0.0403
	George Mullinex Route 1, Box 487 Point Pleasant, WV 25550-9735	Leased 245201	0.068571%	0.0403
	Ada Sue Ferguson & Chester Ferguson, W/H 4530 James River Road Huntington, WV 25704-9572	Leased 245201	0.068571%	0.0403
	Wilma Mullinex 601 5 W 26th ST Huntington, WV 25704-2171	Leased 245201	0.068571%	0.0403
	Stella Clark Route 1, Box 1125 Wayne, WV 25570-9663	Leased 245201	0.068571%	0.0403
	Cora Blanche Adkins 9 Bison Village Kenova, WV 25530-9618	Leased 245201	0.068571%	0.0403

EXHIBIT "B"
VC-535592

<u>TR</u>	<u>LESSOR</u>	<u>LEASE STATUS</u>	<u>INTEREST WITHIN UNIT</u>	<u>GROSS ACREAGE IN UNIT</u>
	Barbara Ellen Lovins & Carl Lovins, W/H 4016 Van Sant ST Huntington, WV 25704-1946	Unleased	0.068571%	0.0403
4	Nancy Pobst Hooper c/o Professional Accounting Services 111 Postelle Cartersville, GA 30120-3621	Leased 245078	0.134167%	0.0792
	Mountain Mission School 1 Hurley Street Grundy, VA 24614-9400	Leased 245078	0.805000%	0.4750
	Virginia Lee Burns Linwick & Phillip G. Linwick, W/H 4324 South Ball Drive Veradale, WA 99037	Leased 245078	0.134167%	0.0792
	Richard K. Pobst & M. Katherine Pobst, H/W 1024 Oxford Drive St Augustine, FL 32084-1821	Leased 245078	0.134167%	0.0792
	John W. Pobst & Lydia L. Pobst P. O. Box 86 Revere, PA 18953-0086	Leased 245078	0.134167%	0.0792
	Meredith Ellis Jennings 542 Butler Mill Road Maryville, TN 37803-3314	Leased 245078	0.268333%	0.1583
5	Willis Compton, single c/o: J.W. Compton 244 Bateman Lane Loudon, TN 37774 Life Estate	Leased 907538	32.980000%	19.3800
	Phillip Compton P.O. Box 123 Davenport, VA 24239 Remainderman	Leased 907538		
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7	Hattie Compton May, widow 653 Thornburg Place Tipp City, OH 45371	Leased 905839	1.937500%	1.1388
	Ellen Compton Miller, widow 5731 Durand Dayton, OH 45414	Leased 905839	1.937500%	1.1388

EXHIBIT "B"
VC-535592

<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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	Donald Compton, widower 1190 West Spring Valley Road Dayton, OH 45458	Leased 905839	1.937500%	1.1388
	Linda Jackson & Charles Jackson, w/h 2350 Peebles Road Troy, OH 45373	Leased 905839	0.645833%	0.3796
	Marcia Pearson & Gary Pearson, w/h 286 S Dorset Road Apt. # 301 Troy, OH 45373	Leased 905839	0.645833%	0.3796
	James Caldwell, single 213 Red Fox Run Sequin, TX 78155-9433	Leased 905839	0.645833%	0.3796
	Kim E. Ray & Cindy Ray, h/w 801 Lynnhaven Court Columbus, OH 43228	Leased 905839	0.484375%	0.2847
	Mary C. Compton, widow State Route 502 Box 3727 Greenville, OH 45331	Leased 905839	1.937500%	1.1388
	Reba K. Haney, single East State Rt. 41 Box 4125 Troy, OH 45373	Leased 905839	0.484375%	0.2847
	Barbara F. Workman & Harry Workman, w/h 139 South Street Belleville, MI 48111	Leased 905839	0.484375%	0.2847
	Linda D. Rozell, single 1361 Sheridan Court Troy, OH 45373	Leased 905839	0.484375%	0.2847
	Timothy Compton, single P.O. Box 1883 Lebanon, VA 24266	Leased 905839	0.968750%	0.5694

EXHIBIT "B"
VC-535592

<u>TR</u>	<u>LESSOR</u>	<u>LEASE STATUS</u>	<u>INTEREST WITHIN UNIT</u>	<u>GROSS ACREAGE IN UNIT</u>
	Belisha Compton Deel, single Rt. 1 Box 272 Vansant, VA 24656	Unleased	0.968750%	0.5694
	TOTAL COAL ESTATE		100.000000%	58.7700
	Percentage of Unit Leased		83.826790%	
	Percentage of Unit Unleased		16.173210%	
	Acreege in Unit Leased			49.3583
	Acreege in Unit Unleased			9.4117

EXHIBIT "B"
VC-535592
 Revised 08/22/08

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9/16/08
 Revised Exhibit
 Additional Heirs
 leased:
 B-2
 B-3
 E
 Tract 1 & 2 Coal

<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	<u>Nannie Spanel Heirs:</u>			
	Frank Eugene Spanel & Joyce Ann Spanel, h/w 372 Gramercy Drive Riverside, OH 45431	Leased	1.784000%	1.0480
	William Wesley Widemeyer & Shirley Widmeyer, h/w 6823 Highbury Road Huber Heights, OH 45424	Leased	1.784000%	1.0480
	Rose Spanel Brechtl, widow 3633 Marshall Road Kettering, OH 45429	Leased	1.784000%	1.0480
	Gertrude Crago, widow 9663 Pleasant Plain Road Brookville, OH 45309	Leased	1.784000%	1.0480
	Bobby Rosati Unknown/Unlocatable	Unleased	0.892000%	0.5240
	Mark Rosati Unknown/Unlocatable	Unleased	0.892000%	0.5240
2	<u>Nannie Spanel Heirs:</u>			
	Frank Eugene Spanel & Joyce Ann Spanel, h/w 372 Gramercy Drive Riverside, OH 45431	Leased	1.116000%	0.6560
	William Wesley Widemeyer & Shirley Widmeyer, h/w 6823 Highbury Road Huber Heights, OH 45424	Leased	1.116000%	0.6560
	Rose Spanel Brechtl, widow 3633 Marshall Road Kettering, OH 45429	Leased	1.116000%	0.6560
	Gertrude Crago, widow 9663 Pleasant Plain Road Brookville, OH 45309	Leased	1.116000%	0.6560
	Bobby Rosati Unknown/Unlocatable	Unleased	0.558000%	0.3280
	Mark Rosati Unknown/Unlocatable	Unleased	0.558000%	0.3280
3	Vickie Cochran 5039 ST RT 257 Radnor, OH 43066-9706	Leased 245201	0.640000%	0.3760

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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>
	Paula Sparks Route 2, Box 32A Wynnewood, OK 73098-9684	Leased 245201	0.640000%	0.3760
	Helen Conner 510 Wheatgrass Road Stevensville, MT 59870-6048	Leased 245201	0.640000%	0.3760
	Mary Hoffman P. O. Box 281 Cardington, OH 43315-0281	Leased 245201	0.640000%	0.3760
	Wayne R. Hoffman 24057 Yearsley RD. Marysville, OH 43040-8980	Leased 245201	0.640000%	0.3760
	Theresa Hoffman 865 Bennett Street Marion, OH 43302-3451	Leased 245201	0.640000%	0.3760
	Heirs of Faye Fields Cassidy Unknown/Unlocatable	Unleased	0.480000%	0.2820
	Hurbert Kenna Mullinex Rt 1, Box 409 Cottageville, WV 25239-9756	Leased 245201	0.068571%	0.0403
	George Mullinex Route 1, Box 487 Point Pleasant, WV 25550-9735	Leased 245201	0.068571%	0.0403
	Ada Sue Ferguson & Chester Ferguson, W/H 4530 James River Road Huntington, WV 25704-9572	Leased 245201	0.068571%	0.0403
	Wilma Mullinex 601 5 W 26th ST Huntington, WV 25704-2171	Leased 245201	0.068571%	0.0403
	Stella Clark Route 1, Box 1125 Wayne, WV 25570-9663	Leased 245201	0.068571%	0.0403
	Cora Blanche Adkins 9 Bison Village Kenova, WV 25530-9618	Leased 245201	0.068571%	0.0403
	Barbara Ellen Lovins & Carl Lovins, W/H 4016 Van Sant ST Huntington, WV 25704-1946	Unleased	0.068571%	0.0403
4	Nancy Pobst Hooper c/o Professional Accounting Services 111 Postelle Cartersville, GA 30120-3621	Leased 245078	0.134167%	0.0792
	Mountain Mission School 1 Hurley Street Grundy, VA 24614-9400	Leased 245078	0.805000%	0.4750

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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>
	Virginia Lee Burns Linwick & Phillip G. Linwick, W/H 4324 South Ball Drive Veradale, WA 99037	Leased 245078	0.134167%	0.0792
	Richard K. Pobst & M. Katherine Pobst, H/W 1024 Oxford Drive St Augustine, FL 32084-1821	Leased 245078	0.134167%	0.0792
	John W. Pobst & Lydia L. Pobst P. O. Box 86 Revere, PA 18953-0086	Leased 245078	0.134167%	0.0792
	Meredith Ellis Jennings 542 Butler Mill Road Maryville, TN 37803-3314	Leased 245078	0.268333%	0.1583
5	Willis Compton, single c/o: J.W. Compton 244 Bateman Lane Loudon, TN 37774 Life Estate	Leased 907538	32.980000%	19.3800
	Phillip Compton P.O. Box 123 Davenport, VA 24239 Remainderman	Leased 907538	0.484375%	0.2847
6	Maxie Compton, widow HC4 Box 176A Bee, VA 24217	Leased 907292	30.610000%	17.9900
7	Hattie Compton May, widow 653 Thornburg Place Tipp City, OH 45371	Leased 905839	1.937500%	1.1388
	Ellen Compton Miller, widow 5731 Durand Dayton, OH 45414	Leased 905839	1.937500%	1.1388
	Bill Compton & Thelma J. Compton, h/w 2329 Eden Lane Dayton, OH 45431	Leased 905839	1.937500%	1.1388
	Donald Compton, widower 1190 West Spring Valley Road Dayton, OH 45458	Leased 905839	1.937500%	1.1388
	Linda Jackson & Charles Jackson, w/h 2350 Peebles Road Troy, OH 45373	Leased 905839	0.645833%	0.3796

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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>
	Marcia Pearson & Gary Pearson, w/h 286 S Dorset Road Apt. # 301 Troy, OH 45373	Leased 905839	0.645833%	0.3796
	James Caldwell, single 213 Red Fox Run Sequin, TX 78155-9433	Leased 905839	0.645833%	0.3796
	Kim E. Ray & Cindy Ray, h/w 801 Lynnhaven Court Columbus, OH 43228	Leased 905839	0.484375%	0.2847
	Mary C. Compton, widow State Route 502 Box 3727 Greenville, OH 45331	Leased 905839	1.937500%	1.1388
	Reba K. Haney, single East State Rt. 41 Box 4125 Troy, OH 45373	Leased 905839	0.484375%	0.2847
	Barbara F. Workman & Harry Workman, w/h 139 South Street Belleville, MI 48111	Leased 905839	0.484375%	0.2847
	Linda D. Rozell, single 1361 Sheridan Court Troy, OH 45373	Leased 905839	0.484375%	0.2847
	Timothy Compton, single P.O. Box 1883 Lebanon, VA 24266	Leased 905839	0.968750%	0.5694
	Belisha Compton Deel, single Rt. 1 Box 272 Vansant, VA 24656	Unleased	0.968750%	0.5694
	TOTAL COAL ESTATE		100.000000%	58.7700
	Percentage of Unit Leased		95.582679%	
	Percentage of Unit Unleased		4.417321%	
	Acreage in Unit Leased			56.1743
	Acreage in Unit Unleased			2.5957