

VIRGINIA:

BEFORE THE VIRGINIA GAS AND OIL BOARD

APPLICANTS: Equitable Production Company on behalf of Lambert Land, LLC and Range Resources-Pine Mountain, Inc.

DOCKET NUMBER: VGOB 08/08/19-2311

RELIEF SOUGHT: Supplemental Order for Disbursement of Escrowed Funds on behalf of Range Resources-Pine Mountain, Inc.

LEGAL DESCRIPTIONS: Drilling Unit Number 539939 created by Board Order Dated October 1, 2008 VGOB 08/08/19-2311 in Dickenson County, Virginia.

HEARING DATE: December 18, 2012

MISCELLANEOUS PETITION

1. Party: Applicant herein is Range Resources-Pine Mountain, (hereinafter "Plaintiffs), whose address is PO Box 2136, Abingdon, VA 24212.
2. Facts:
  - a. Equitable was designated as the Operator and Applicants interests were Pooled in the 539939 Unit by Order of the Virginia Gas and Oil Board (hereinafter "Board") executed on October 1, 2008, pursuant to Docket No. VGOB 08/08/19-2311 and recorded in the Circuit Court Clerk's Office Dickenson County, Virginia on October 17, 2008 Deed Book 459, Page 101 (hereinafter "Order").
  - b. The Order and Supplemental Order required the Escrow Agent named and appointed therein to establish an interest-bearing escrow account for funds pertaining to the above-referenced Unit and subject to escrow pursuant to the terms of the Order.
  - c. The Order and Supplemental Order further required the Operator to deposit bonus and royalty payments with the Escrow agent which could not be made because the person(s) entitled hereto could not be made certain due to conflicting claims of ownership.
  - d. Lambert Land, LLC. was a conflicting claimant with the above-listed Plaintiffs with regard to Tract 4 as created by Board Order as VGOB 08/08/19-2311 is the applicable Tract.
  - e. To resolve this conflict, a Letter dated October 29, 2012, signed by Dennis Sutherland, Managing Member of Lambert Land, LLC, is attached hereto and incorporated herein as Exhibit "A".

- f. The amounts deposited with the Escrow Agent regarding the Unit need to be determined and distributed accordingly.
- g. Any escrow amount, not yet deposited into the escrow account, held by Operator should also be determined, and distributed to Applicants/Plaintiffs herein, accordingly.
- h. Applicants/Plaintiffs herein do hereby request that the Board enter amended supplemental order for the Unit directing the Escrow Agent and the Operator to disburse to the aforesaid Plaintiff the funds attributable to the previous conflicting claim with Pine Mountain, held in escrow for the VGOB number as listed above.
  1. The Applicants certify that the matters set forth in the application, to the best of their knowledge, information, and belief, are true and correct and that the form and content of the Application and conform to the requirements of relevant Board regulations and orders.
  2. Legal Authority: Va Code Ann. §45.1-361.1 et seq., 4 VAC 25-160, and such other regulations and Board orders promulgated pursuant to law.
  3. Relief Sought: Applicants request that the Board issue amended supplement order amending all prior orders affecting the Unit which amended supplement order will provide as follows:
    - a. Determining the amount of funds attributable to the Applicants/Plaintiffs herein.
    - b. Directing the Escrow Agent to determine the amount of funds attributable to Applicants/Plaintiffs herein, provide an accounting hereof, and disburse the funds on deposit with the Escrow Agent, including any applicable interest, pertaining to the interest in the Unit shown above for distribution.
    - c. Directing the Operator to determine the amount of funds attributable to the Applicants/Plaintiffs herein, provide an accounting thereof, and disburse the units in its hands, if any, subject to escrow but not then on deposit with the Escrow Agent, including any applicable interest, at the time of the Supplemental Order requested therein is executed, attributable to the Applicants/Plaintiffs herein for distribution.
    - d. Directing the Operator to disburse the funds, including any applicable interest, and provide an accounting thereof, which it may receive after the date of the execution of the amended supplemental order requested in the Application, if any, attributable to the Applicants/Plaintiff herein, and to discontinue the payment of such funds into Escrow.

- e. 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.

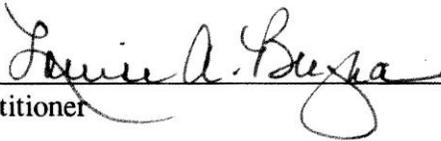
Dated this 13th day of NOVEMBER, 2012.

By: Louis A. Bugh  
Petitioner

Address: EQT Production Company  
Land Administration Department  
P. O. Box 23536  
Pittsburgh, PA 15222

**CERTIFICATE**

The foregoing application to the best of my knowledge, information and belief is true and correct. Notice was given pursuant to Va. Code Ann. §45.1-361.19.

  
\_\_\_\_\_  
Petitioner

**Lambert Land, LLC**  
**P. O. Box 191**  
**Abingdon, VA 24212**

October 29, 2012

Range Resources – Pine Mountain, Inc.  
P.O. Box 2136  
Abingdon, VA 24212

ATTENTION: Phil Horn, Land Manager

Re: Permanent Release of CBM Royalty  
Well VC-504658, VCI-539939  
Dickenson County, Virginia

Dear Mr. Horn:

As you are aware, EQT Production Company (“EQT”) has drilled the above-referenced coalbed methane gas wells pooling gas from the B. W. Jennings, T2-128, 79.23 acre tract either under a pooling order from the Virginia Gas and Oil Board or as voluntary drilling unit. For these wells, we are listed as having conflicting claims. Lambert Land, L.L.C. (“Lambert”) is listed as claiming under a coal title, and you are listed as claiming under a gas title. The plats indicating the location of each well within the operating unit are enclosed for your reference.

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

By copy of this letter, Lambert 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.

If you have any questions, please do not hesitate to call me at 276-608-4899.

Sincerely,



Dennis Sutherland  
Managing Member

Enclosures

cc: Kristie Rudick, EQT  
Kate Kenny, EQT  
Debbie Louthian, Range Resources

Amount from First Bank Summary | \$2.70

		VGOB 08/08/19-2311 VC-539939	Acreage Interest Disbursed	Split Agreement	Escrowed Acres Total	% of Escrowed Funds	Disbursement \$
Item	Tract	<b>Disbursement Table</b>					
		Totals			0.0100000		
1	4	Range Resources-Pine Mountain	0.01	100%	0.0100000	100.0000000%	\$2.70

Beginning Acreage in Escrow	0.01
Acreage Disbursed	-0.01
Acreage Remaining in Escrow	<u>0</u>

UNIT AREA

8.77 ACRES

- DENOTES MINERAL LINE
- - - DENOTES SURFACE LINE
- DENOTES SURFACE & MINERAL LINES

NOTE !!! THE PURPOSE OF THIS PLAT IS TO SHOW THE PROPOSED WELL COORDINATES AND ELEVATION SURFACE OWNERSHIP AND MINERAL OWNERSHIP ARE BASED ON PRELIMINARY INFORMATION AND MAY BE SUBJECT TO CHANGE BEFORE PLAT IS FINALIZED

LATITUDE 37°02'30"

LONGITUDE 82°15'00"

NOTE !!

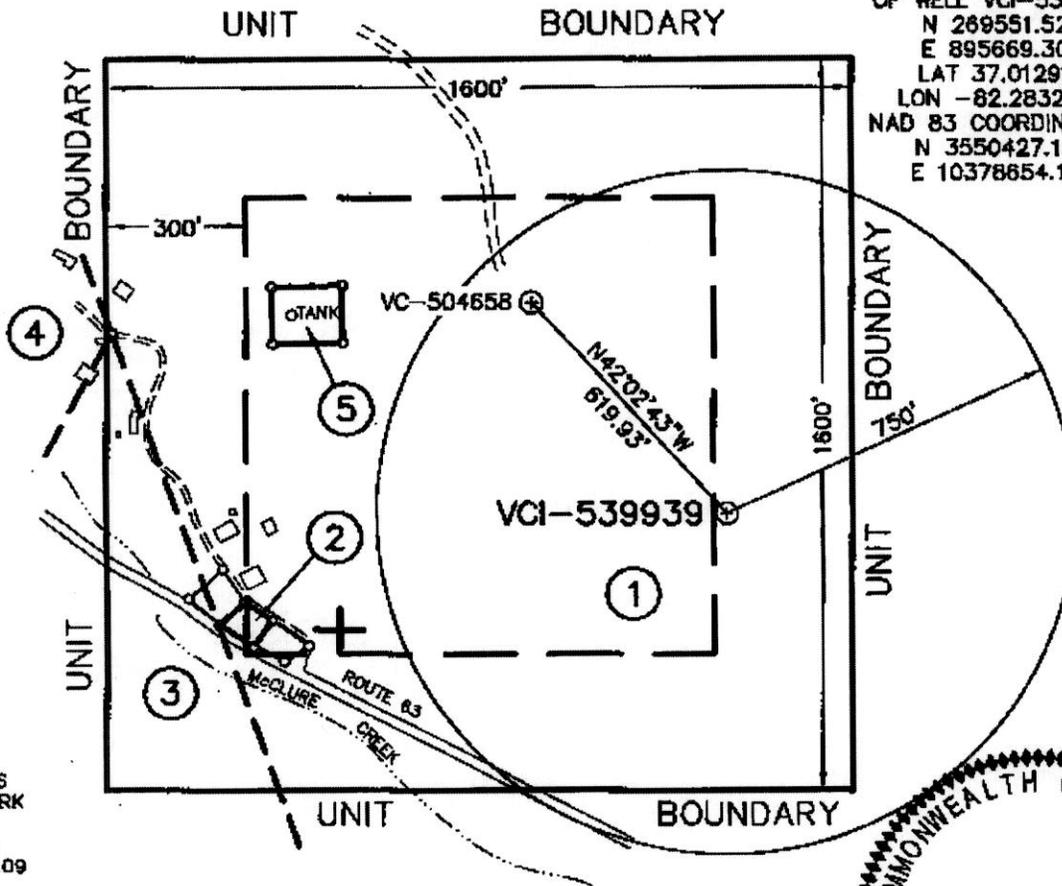
SEE WELL PLAT SUPPLEMENT SHEET 2 FOR TRACT INFORMATION.

CCC COORDINATES  
OF WELL VCI-539939  
S 31690.35  
E 29228.13

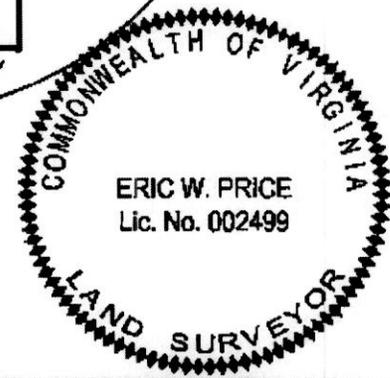
STATE PLANE  
NAD 27 COORDINATES  
OF WELL VCI-539939  
N 269551.52  
E 895669.30  
LAT 37.012912  
LON -82.283228  
NAD 83 COORDINATES  
N 3550427.10  
E 10378654.10



10475'



COORDINATES  
OF BENCH MARK  
S 77498.41  
E 22828.49  
ELEV. = 1754.09



NOTE !!!  
WELL COORDINATES ARE BASED ON CLINCHFIELD  
COAL COMPANY'S COORDINATE SYSTEM  
CLINCHFIELD COAL COMPANY COORDINATES ARE  
CALCULATED FROM STATE PLANE WELL COORDINATES.  
PROPERTY INFORMATION PROVIDED BY EQUITABLE  
PRODUCTION COMPANY.  
ELEVATIONS ARE BASED ON NGS CONTROL ST. PAUL 2.

WELL LOCATION PLAT

COMPANY Equitable Production Company WELL NAME AND NUMBER VCI-539939(BU-55)  
TRACT No. LEASE NO. 905075 ELEVATION 2179.75 (GPS) QUADRANGLE NORA  
COUNTY DICKENSON DISTRICT ERVINTON SCALE: 1" = 400' DATE MAY 21, 2008  
THIS PLAT IS A NEW PLAT x; AN UPDATED PLAT   ; OR A FINAL LOCATION PLAT     
PROPOSED TOTAL DEPTH OF WELL =           

+ 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.

*Eric W. Price*

5-21-08

(AFFIX SEAL)

T&L

LICENSED PROFESSIONAL ENGINEER OR LICENSED LAND SURVEYOR

①

LEASE No. 905075  
LAMBERT LAND, LLC  
0.22 ACRES  
LAMBERT LAND, LLC - coal, surface, oil, gas & CBM  
GAS 53.82 AC. 91.58%

②

UNLEASED  
HOMER G. KISER LOT P-2  
0.13 ACRES  
HOMER G. KISER - coal, surface, oil, gas & CBM  
GAS 0.13 AC. 0.22%

③

LEASE No. 906889 / T-11  
JESSEE BEAM  
361.00 ACRES  
DICKENSON-RUSSELL COAL COMPANY, LLC/ALPHA LAND &  
RESERVES, LLC/ACIN, LLC/WBRD, LLC - coal  
RANGE RESOURCES-PINE MOUNTAIN, INC. - oil, gas & CBM  
GAS 4.38 AC. 7.45%

④

LEASE No. 906889 / T2-128  
B.W. JENNINGS  
79.23 ACRES  
LEASE No. 905075  
LAMBERT LAND, LLC - coal  
RANGE RESOURCES-PINE MOUNTAIN, INC. - oil, gas & CBM  
GAS 0.01 AC. 0.02%

*Escrow*

⑤

LEASE No. 905995  
BOARD OF SUPERVISORS OF THE COUNTY OF DICKENSON,  
VIRGINIA  
0.43 ACRES  
BOARD OF SUPERVISORS OF THE COUNTY OF DICKENSON,  
VIRGINIA - coal, surface, oil, gas & CBM  
GAS 0.43 AC. 0.73%



THOMPSON & LITTON

312 Clintwood Main Street  
Suite 201  
P.O. Box 1869  
Clintwood, Virginia 24228

**EQUITABLE PRODUCTION COMPANY**  
**WELL No. VCI-539939**  
**WELL PLAT SUPPLEMENT**  
**SHEET 2**

PROJECT No.:  
9923 PLAT

SCALE: 1" = 400'

DATE: MAY 21, 2008

## Reconciliation

Prod Date	Pmt Date	Own Net
10/2008	01/17/2012	\$0.00
10/2008	01/17/2012	\$0.00
10/2008	01/17/2012	\$0.00
11/2008	01/17/2012	\$0.01
11/2008	01/17/2012	\$0.04
11/2008	01/17/2012	\$0.03
11/2008	01/17/2012	-\$0.01
11/2008	01/17/2012	-\$0.04
11/2008	01/17/2012	-\$0.03
11/2008	01/17/2012	\$0.01
11/2008	01/17/2012	\$0.04
11/2008	01/17/2012	\$0.03
12/2008	01/17/2012	\$0.02
12/2008	01/17/2012	\$0.05
12/2008	01/17/2012	\$0.05
01/2009	01/17/2012	\$0.01
01/2009	01/17/2012	\$0.04
01/2009	01/17/2012	\$0.04
02/2009	01/17/2012	\$0.01
02/2009	01/17/2012	\$0.03
02/2009	01/17/2012	\$0.03
03/2009	01/17/2012	\$0.02
03/2009	01/17/2012	\$0.03
03/2009	01/17/2012	\$0.03
04/2009	01/17/2012	\$0.01
04/2009	01/17/2012	\$0.02
04/2009	01/17/2012	\$0.02
05/2009	01/17/2012	\$0.01
05/2009	01/17/2012	\$0.03
05/2009	01/17/2012	\$0.02
06/2009	01/17/2012	\$0.02
06/2009	01/17/2012	\$0.03
06/2009	01/17/2012	\$0.02
07/2009	01/17/2012	\$0.02
07/2009	01/17/2012	\$0.03
07/2009	01/17/2012	\$0.03
08/2009	01/17/2012	\$0.02
08/2009	01/17/2012	\$0.02
08/2009	01/17/2012	\$0.02
09/2009	01/17/2012	\$0.01
09/2009	01/17/2012	\$0.02
09/2009	01/17/2012	\$0.01
10/2009	01/17/2012	\$0.02
10/2009	01/17/2012	\$0.03

10/2009	01/17/2012	\$0.02
11/2009	01/17/2012	\$0.02
11/2009	01/17/2012	\$0.03
11/2009	01/17/2012	\$0.03
12/2009	01/17/2012	\$0.01
12/2009	01/17/2012	\$0.03
12/2009	01/17/2012	\$0.02
01/2010	01/17/2012	\$0.02
01/2010	01/17/2012	\$0.04
01/2010	01/17/2012	\$0.03
02/2010	01/17/2012	\$0.02
02/2010	01/17/2012	\$0.03
02/2010	01/17/2012	\$0.03
03/2010	01/17/2012	\$0.02
03/2010	01/17/2012	\$0.03
03/2010	01/17/2012	\$0.03
04/2010	01/17/2012	\$0.01
04/2010	01/17/2012	\$0.03
04/2010	01/17/2012	\$0.02
05/2010	01/17/2012	\$0.02
05/2010	01/17/2012	\$0.03
05/2010	01/17/2012	\$0.03
06/2010	01/17/2012	\$0.02
06/2010	01/17/2012	\$0.03
06/2010	01/17/2012	\$0.02
07/2010	01/17/2012	\$0.02
07/2010	01/17/2012	\$0.04
07/2010	01/17/2012	\$0.03
08/2010	01/17/2012	\$0.02
08/2010	01/17/2012	\$0.03
08/2010	01/17/2012	\$0.03
09/2010	01/17/2012	\$0.01
09/2010	01/17/2012	\$0.02
09/2010	01/17/2012	\$0.02
10/2010	01/17/2012	\$0.01
10/2010	01/17/2012	\$0.02
10/2010	01/17/2012	\$0.02
11/2010	01/17/2012	\$0.01
11/2010	01/17/2012	\$0.02
11/2010	01/17/2012	\$0.01
12/2010	01/17/2012	\$0.01
12/2010	01/17/2012	\$0.02
12/2010	01/17/2012	\$0.03
01/2011	01/17/2012	\$0.03
01/2011	01/17/2012	\$0.02
01/2011	01/17/2012	\$0.01
02/2011	01/17/2012	\$0.02

02/2011	01/17/2012	\$0.02
02/2011	01/17/2012	\$0.01
03/2011	01/17/2012	\$0.02
03/2011	01/17/2012	\$0.02
03/2011	01/17/2012	\$0.01
04/2011	01/17/2012	\$0.02
04/2011	01/17/2012	\$0.03
04/2011	01/17/2012	\$0.01
05/2011	01/17/2012	\$0.02
05/2011	01/17/2012	\$0.03
05/2011	01/17/2012	\$0.01
06/2011	01/17/2012	\$0.02
06/2011	01/17/2012	\$0.03
06/2011	01/17/2012	\$0.01
07/2011	01/17/2012	\$0.02
07/2011	01/17/2012	\$0.03
07/2011	01/17/2012	\$0.02
08/2011	01/17/2012	\$0.02
08/2011	01/17/2012	\$0.03
08/2011	01/17/2012	\$0.01
09/2011	01/17/2012	\$0.01
09/2011	01/17/2012	\$0.02
09/2011	01/17/2012	\$0.01
10/2011	01/17/2012	\$0.01
10/2011	01/17/2012	\$0.02
10/2011	01/17/2012	\$0.01
11/2011	01/17/2012	\$0.02
11/2011	01/17/2012	\$0.02
11/2011	01/17/2012	\$0.01
12/2011	02/10/2012	\$0.02
12/2011	02/10/2012	\$0.02
12/2011	02/10/2012	\$0.01
01/2012	03/12/2012	\$0.02
01/2012	03/12/2012	\$0.01
01/2012	03/12/2012	\$0.01
02/2012	04/13/2012	\$0.01
02/2012	04/13/2012	\$0.01
02/2012	04/13/2012	\$0.01
03/2012	05/11/2012	\$0.01
03/2012	05/11/2012	\$0.01
03/2012	05/11/2012	\$0.00
04/2012	06/12/2012	\$0.01
04/2012	06/12/2012	\$0.01
04/2012	06/12/2012	\$0.00
05/2012	07/11/2012	\$0.01
05/2012	07/11/2012	\$0.01
05/2012	07/11/2012	\$0.01

06/2012	08/10/2012	\$0.01
06/2012	08/10/2012	\$0.01
06/2012	08/10/2012	\$0.01
07/2012	09/12/2012	\$0.01
07/2012	09/12/2012	\$0.01
07/2012	09/12/2012	\$0.02

**Total EQT Payment Through 09/2012** **\$2.70**

September 2012 Escrow Agent Summary

	<u>Unit Name</u>	<u>Docket #</u>	<u>Unit Operator</u>	<u>Beginning</u>	<u>Deposit</u>	<u>Money</u>			<u>Distributio</u> <u>ns</u>	<u>Audit</u> <u>Costs</u>	<u>Correction</u> <u>s*</u>	<u>Ending</u>
				<u>Market</u> <u>Value</u>	<u>Type</u>	<u>Deposits</u>	<u>Mkt</u> <u>Interest</u>	<u>CDARS</u> <u>Interest</u>				<u>Fees for</u> <u>08/2012</u>
8002311	VCIS39939	2311	EQT	\$2.66		\$0.04	\$0.00	\$0.00	\$0.00	\$0.00		\$2.70

**EXHIBIT "B"**  
**VCI-539939**

<u>TR</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>						
<u>1</u>	Lambert Land LLC ATTN: Dennis Sutherland P.O. Box 490 Nora, Virginia 24272 # 12398	Leased  905075	91.580000%	53.8200	0.11447500	RI
	Equitable Production Company				0.80132500	WI
<b>Tract 1 Totals</b>			<u>91.580000%</u>	<u>53.8200</u>	<u>0.91580000</u>	
<u>2</u>	Homer G. Kiser Star Route Box 178 Dante, Virginia 24237 # 17456	Unleased	0.220000%	0.1300	0.00027500	RI
	Equitable Production Company				0.00192500	WI
<b>Tract 2 Totals</b>			<u>0.220000%</u>	<u>0.1300</u>	<u>0.00220000</u>	
<u>3</u>	Range Resources-Pine Mountain, Inc. Attn: Jerry Grantham P.O. Box 2136 Abingdon, VA 24212 # 20620	Leased 906889 T-11	7.450000%	4.3800	0.00931250	RI
	Equitable Production Company				0.06518750	WI
<b>Tract 3 Totals</b>			<u>7.450000%</u>	<u>4.3800</u>	<u>0.07450000</u>	
<u>4</u>	Range Resources-Pine Mountain, Inc. Attn: Jerry Grantham P.O. Box 2136 Abingdon, VA 24212 #20988	Leased 906889 T2-128	0.020000%	0.0100	0.00002500	RI
	Equitable Production Company				0.00017500	WI
<b>Tract 4 Totals</b>			<u>0.020000%</u>	<u>0.0100</u>	<u>0.00020000</u>	
<u>5</u>	Dickenson County Board of Supervisors P.O. Box 1098 Clintwood, Virginia 24228 #18152	Leased 905995	0.730000%	0.4300	0.00091250	RI

	Equitable Production Company			0.00638750	WI
<b>Tract 5 Totals</b>			0.730000%	0.4300	0.00730000

<b>TOTAL GAS ESTATE</b>			<b>100.000000%</b>	<b>58.7700</b>	<b>1.00000000</b>
Percentage of Unit Leased			99.780000%		
Percentage of Unit Unleased			0.220000%		
Acreage in Unit Leased				58.6400	
Acreage in Unit Unleased				0.1300	

**Coal Estate Only**

<u>1</u>	Lambert Land LLC P.O. Box 490 Nora, Virginia 24272 # 12398	Leased 905075	91.580000%	53.8200	0.11447500	RI
----------	---	------------------	------------	---------	------------	----

	Equitable Production Company				0.80132500	WI
<b>Tract 1 Totals</b>			91.580000%	53.8200	0.91580000	

<u>2</u>	Homer G. Kiser Star Route Box 178 Dante, Virginia 24237 # 17456	Unleased	0.220000%	0.1300	0.00027500	RI
----------	--	----------	-----------	--------	------------	----

	Equitable Production Company				0.00192500	WI
<b>Tract 2 Totals</b>			0.220000%	0.1300	0.00220000	

<u>3</u>	Range Resources-Pine Mountain, Inc. Attn: Jerry Grantham P.O. Box 2136 Abingdon, VA 24212 # 20620	Leased 906889 T-11	7.450000%	4.3800	0.00931250	RI
----------	---	--------------------------	-----------	--------	------------	----

	Equitable Production Company				0.06518750	WI
<b>Tract 3 Totals</b>			7.450000%	4.3800	0.07450000	

<u>4</u>	Lambert Land LLC ATTN: Dennis Sutherland P.O. Box 490 Nora, Virginia 24272 # 2169	Leased 905075	0.020000%	0.0100	0.00002500	RI
----------	---	------------------	-----------	--------	------------	----

	Equitable Production Company				0.00017500	WI
<b>Tract 4 Totals</b>			0.020000%	0.0100	0.00020000	

<b>5</b>	Dickenson County Board of Supervisors P.O. Box 1098 Clintwood, Virginia 24228 #18152	Leased 905995	0.730000%	0.4300	0.00091250	RI
----------	---	------------------	-----------	--------	------------	----

	Equitable Production Company				0.00638750	WI
--	------------------------------	--	--	--	------------	----

<b>Tract 5 Totals</b>			0.730000%	0.4300	0.00730000	
-----------------------	--	--	-----------	--------	------------	--

<b>TOTAL COAL ESTATE</b>			<b>100.000000%</b>	<b>58.7700</b>	<b>1.00000000</b>	
--------------------------	--	--	--------------------	----------------	-------------------	--

Percentage of Unit Leased	99.780000%
Percentage of Unit Unleased	0.220000%

Acreage in Unit Leased	58.6400
Acreage in Unit Unleased	0.1300

**EXHIBIT "EE"**

**VCI-539939**

Revised 11/8/2012

<u>TRACT</u>	<u>LESSOR</u>	<u>LEASE STATUS</u>	<u>INTEREST WITHIN UNIT</u>	<u>GROSS ACREAGE IN UNIT</u>
--------------	---------------	---------------------	-----------------------------	------------------------------

**Gas Estate Only**

4	Range Resources-Pine Mountain, Inc. Attn: Jerry Grantham P.O. Box 2136 Abingdon, VA 24212 #20988	Leased 906889 T2-128	0.020000%	0.0100
---	--	----------------------------	-----------	--------

	<b>Total Gas Estate after Waiver</b>		0.020000%	0.0100
--	--------------------------------------	--	-----------	--------

**Coal Estate Only**

4	Lambert Land LLC ATTN: Dennis Sutherland P.O. Box 490 Nora, Virginia 24272 # 2169	Leased 905075	0.000000%	0.0000
---	---	------------------	-----------	--------

	<b>Total Coal Estate after Waiver</b>		0.000000%	0.0000
--	---------------------------------------	--	-----------	--------

VIRGINIA:

BEFORE THE VIRGINIA GAS AND OIL BOARD

APPLICANTS: Equitable Production Company on behalf of Lambert Land, LLC and Range Resources-Pine Mountain, Inc.

DOCKET NUMBER: VGOB 08/08/19-2311

RELIEF SOUGHT: Supplemental Order for Disbursement of Escrowed Funds on behalf of Range Resources-Pine Mountain, Inc.

LEGAL DESCRIPTIONS: Drilling Unit Number 539939 created by Board Order Dated October 1, 2008 VGOB 08/08/19-2311 in Dickenson County, Virginia.

HEARING DATE: December 18, 2012

MISCELLANEOUS PETITION

1. Party: Applicant herein is Range Resources-Pine Mountain, (hereinafter "Plaintiffs), whose address is PO Box 2136, Abingdon, VA 24212.
2. Facts:
  - a. Equitable was designated as the Operator and Applicants interests were Pooled in the 539939 Unit by Order of the Virginia Gas and Oil Board (hereinafter "Board") executed on October 1, 2008, pursuant to Docket No. VGOB 08/08/19-2311 and recorded in the Circuit Court Clerk's Office Dickenson County, Virginia on October 17, 2008 Deed Book 459, Page 101 (hereinafter "Order").
  - b. The Order and Supplemental Order required the Escrow Agent named and appointed therein to establish an interest-bearing escrow account for funds pertaining to the above-referenced Unit and subject to escrow pursuant to the terms of the Order.
  - c. The Order and Supplemental Order further required the Operator to deposit bonus and royalty payments with the Escrow agent which could not be made because the person(s) entitled hereto could not be made certain due to conflicting claims of ownership.
  - d. Lambert Land, LLC. was a conflicting claimant with the above-listed Plaintiffs with regard to Tract 4 as created by Board Order as VGOB 08/08/19-2311 is the applicable Tract.
  - e. To resolve this conflict, a Letter dated October 29, 2012, signed by Dennis Sutherland, Managing Member of Lambert Land, LLC, is attached hereto and incorporated herein as Exhibit "A".

- f. The amounts deposited with the Escrow Agent regarding the Unit need to be determined and distributed accordingly.
- g. Any escrow amount, not yet deposited into the escrow account, held by Operator should also be determined, and distributed to Applicants/Plaintiffs herein, accordingly.
- h. Applicants/Plaintiffs herein do hereby request that the Board enter amended supplemental order for the Unit directing the Escrow Agent and the Operator to disburse to the aforesaid Plaintiff the funds attributable to the previous conflicting claim with Pine Mountain, held in escrow for the VGOB number as listed above.
  - 1. The Applicants certify that the matters set forth in the application, to the best of their knowledge, information, and belief, are true and correct and that the form and content of the Application and conform to the requirements of relevant Board regulations and orders.
  - 2. Legal Authority: Va Code Ann. §45.1-361.1 et seq., 4 VAC 25-160, and such other regulations and Board orders promulgated pursuant to law.
  - 3. Relief Sought: Applicants request that the Board issue amended supplement order amending all prior orders affecting the Unit which amended supplement order will provide as follows:
    - a. Determining the amount of funds attributable to the Applicants/Plaintiffs herein.
    - b. Directing the Escrow Agent to determine the amount of funds attributable to Applicants/Plaintiffs herein, provide an accounting hereof, and disburse the funds on deposit with the Escrow Agent, including any applicable interest, pertaining to the interest in the Unit shown above for distribution.
    - c. Directing the Operator to determine the amount of funds attributable to the Applicants/Plaintiffs herein, provide an accounting thereof, and disburse the units in its hands, if any, subject to escrow but not then on deposit with the Escrow Agent, including any applicable interest, at the time of the Supplemental Order requested therein is executed, attributable to the Applicants/Plaintiffs herein for distribution.
    - d. Directing the Operator to disburse the funds, including any applicable interest, and provide an accounting thereof, which it may receive after the date of the execution of the amended supplemental order requested in the Application, if any, attributable to the Applicants/Plaintiff herein, and to discontinue the payment of such funds into Escrow.

- e. 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.

Dated this 13<sup>th</sup> day of NOVEMBER, 2012.

By: Louis A. Bugh  
Petitioner

Address: EQT Production Company  
Land Administration Department  
P. O. Box 23536  
Pittsburgh, PA 15222

UNIT AREA  
8.77 ACRES

- DENOTES MINERAL LINE
- - - DENOTES SURFACE LINE
- . - . DENOTES SURFACE & MINERAL LINES

NOTE !!! THE PURPOSE OF THIS PLAT IS TO SHOW THE PROPOSED WELL COORDINATES AND ELEVATION SURFACE OWNERSHIP AND MINERAL OWNERSHIP ARE BASED ON PRELIMINARY INFORMATION AND MAY BE SUBJECT TO CHANGE BEFORE PLAT IS FINALIZED

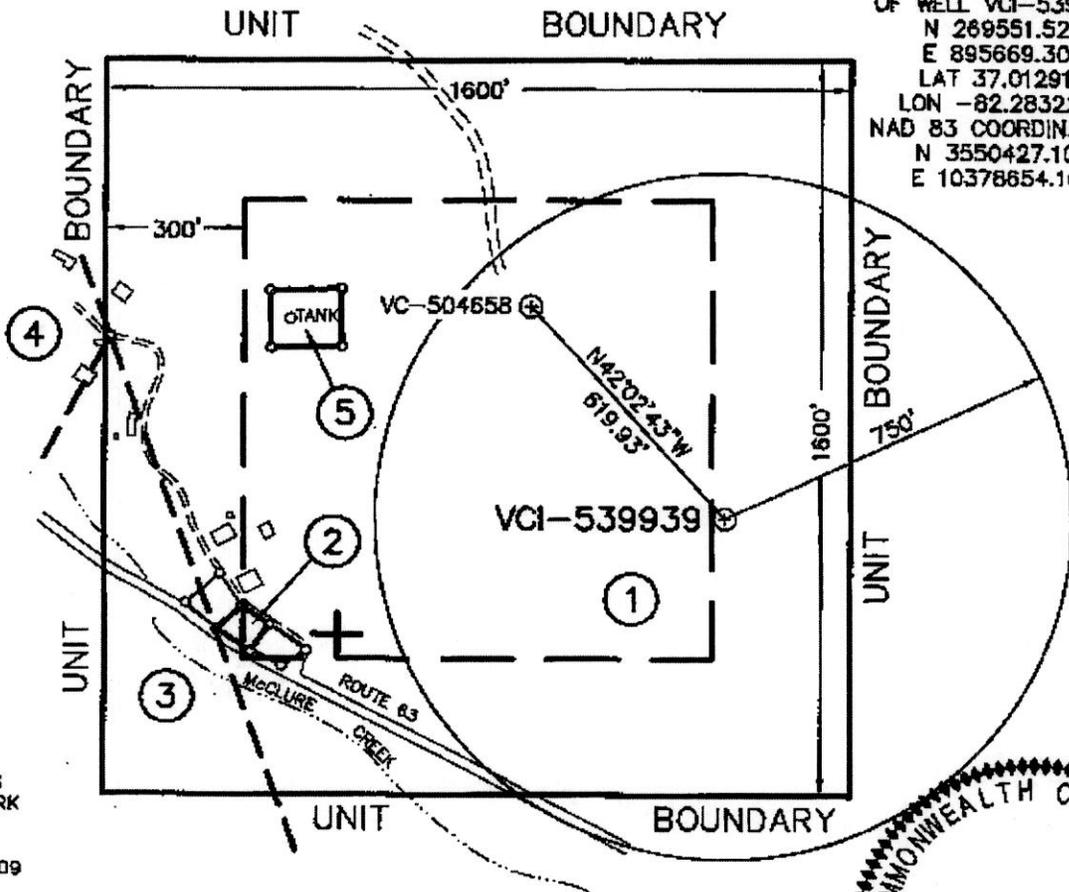
LATITUDE 37°02'30"

LONGITUDE 82°15'00"

NOTE !!  
SEE WELL PLAT SUPPLEMENT SHEET 2 FOR TRACT INFORMATION.

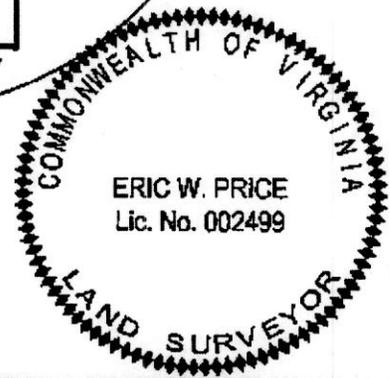
CCC COORDINATES  
OF WELL VCI-539939  
S 31690.35  
E 29228.13

STATE PLANE  
NAD 27 COORDINATES  
OF WELL VCI-539939  
N 269551.52  
E 895669.30  
LAT 37.012912  
LON -82.283228  
NAD 83 COORDINATES  
N 3550427.10  
E 10378654.10



COORDINATES  
OF BENCH MARK  
S 77498.41  
E 22828.49  
ELEV. = 1754.09

NOTE !!!  
WELL COORDINATES ARE BASED ON CLINCHFIELD COAL COMPANY'S COORDINATE SYSTEM. CLINCHFIELD COAL COMPANY COORDINATES ARE CALCULATED FROM STATE PLANE WELL COORDINATES. PROPERTY INFORMATION PROVIDED BY EQUITABLE PRODUCTION COMPANY. ELEVATIONS ARE BASED ON NGS CONTROL ST. PAUL 2.



WELL LOCATION PLAT

COMPANY Equitable Production Company WELL NAME AND NUMBER VCI-539939(BU-55)  
TRACT No. LEASE NO. 905075 ELEVATION 2179.75 (GPS) QUADRANGLE NORA  
COUNTY DICKENSON DISTRICT FRYNTON SCALE: 1" = 400' DATE MAY 21, 2008  
THIS PLAT IS A NEW PLAT x; AN UPDATED PLAT   ; OR A FINAL LOCATION PLAT     
PROPOSED TOTAL DEPTH OF WELL =           

+ 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.

Eric W. Price 5-21-08 (AFFIX SEAL)  
LICENSED PROFESSIONAL ENGINEER OR LICENSED LAND SURVEYOR



①

LEASE No. 905075  
LAMBERT LAND, LLC  
53.82 ACRES  
LAMBERT LAND, LLC - coal, surface, oil, gas & CBM  
GAS 53.82 AC. 91.58%

②

UNLEASED  
HOMER G. KISER LOT P-2  
0.13 ACRES  
HOMER G. KISER - coal, surface, oil, gas & CBM  
GAS 0.13 AC. 0.22%

③

LEASE No. 906889 / T-11  
JESSEE BEAM  
361.00 ACRES  
DICKENSON-RUSSELL COAL COMPANY, LLC/ALPHA LAND &  
RESERVES, LLC/ACIN, LLC/WBRD, LLC - coal  
RANGE RESOURCES-PINE MOUNTAIN, INC. - oil, gas & CBM  
GAS 4.38 AC. 7.45%

④

LEASE No. 906889 / T2-12B  
B.W. JENNINGS  
79.23 ACRES  
LEASE No. 905075  
LAMBERT LAND, LLC - coal  
RANGE RESOURCES-PINE MOUNTAIN, INC. - oil, gas & CBM  
GAS 0.01 AC. 0.02%

*Escrow*

⑤

LEASE No. 905995  
BOARD OF SUPERVISORS OF THE COUNTY OF DICKENSON,  
VIRGINIA  
0.43 ACRES  
BOARD OF SUPERVISORS OF THE COUNTY OF DICKENSON,  
VIRGINIA - coal, surface, oil, gas & CBM  
GAS 0.43 AC. 0.73%



THOMPSON & LITTON

312 Clintwood Main Street  
Suite 201  
P.O. Box 1869  
Clintwood, Virginia 24228

**EQUITABLE PRODUCTION COMPANY**  
**WELL No. VCI-539939**  
**WELL PLAT SUPPLEMENT**  
**SHEET 2**

PROJECT No.:  
9923 PLAT

SCALE: 1" = 400'

DATE: MAY 21, 2008

		VGOB 08/08/19-2311 VC-539939	Acreage Interest Disbursed	Split Agreement	Escrowed Acres Total	% of Escrowed Funds	Disbursement \$
Item	Tract	<b>Disbursement Table</b>					
		Totals			0.0100000		
1	4	Range Resources-Pine Mountain	0.01	100%	0.0100000	100.0000000%	\$2.70

Beginning Acreage in Escrow	0.01
Acreage Disbursed	<u>-0.01</u>
Acreage Remaining in Escrow	0

## Reconciliation

Prod Date	Pmt Date	Own Net
10/2008	01/17/2012	\$0.00
10/2008	01/17/2012	\$0.00
10/2008	01/17/2012	\$0.00
11/2008	01/17/2012	\$0.01
11/2008	01/17/2012	\$0.04
11/2008	01/17/2012	\$0.03
11/2008	01/17/2012	-\$0.01
11/2008	01/17/2012	-\$0.04
11/2008	01/17/2012	-\$0.03
11/2008	01/17/2012	\$0.01
11/2008	01/17/2012	\$0.04
11/2008	01/17/2012	\$0.03
12/2008	01/17/2012	\$0.02
12/2008	01/17/2012	\$0.05
12/2008	01/17/2012	\$0.05
01/2009	01/17/2012	\$0.01
01/2009	01/17/2012	\$0.04
01/2009	01/17/2012	\$0.04
02/2009	01/17/2012	\$0.01
02/2009	01/17/2012	\$0.03
02/2009	01/17/2012	\$0.03
03/2009	01/17/2012	\$0.02
03/2009	01/17/2012	\$0.03
03/2009	01/17/2012	\$0.03
04/2009	01/17/2012	\$0.01
04/2009	01/17/2012	\$0.02
04/2009	01/17/2012	\$0.02
05/2009	01/17/2012	\$0.01
05/2009	01/17/2012	\$0.03
05/2009	01/17/2012	\$0.02
06/2009	01/17/2012	\$0.02
06/2009	01/17/2012	\$0.03
06/2009	01/17/2012	\$0.02
07/2009	01/17/2012	\$0.02
07/2009	01/17/2012	\$0.03
07/2009	01/17/2012	\$0.03
08/2009	01/17/2012	\$0.02
08/2009	01/17/2012	\$0.02
08/2009	01/17/2012	\$0.02
09/2009	01/17/2012	\$0.01
09/2009	01/17/2012	\$0.02
09/2009	01/17/2012	\$0.01
10/2009	01/17/2012	\$0.02
10/2009	01/17/2012	\$0.03

10/2009	01/17/2012	\$0.02
11/2009	01/17/2012	\$0.02
11/2009	01/17/2012	\$0.03
11/2009	01/17/2012	\$0.03
12/2009	01/17/2012	\$0.01
12/2009	01/17/2012	\$0.03
12/2009	01/17/2012	\$0.02
01/2010	01/17/2012	\$0.02
01/2010	01/17/2012	\$0.04
01/2010	01/17/2012	\$0.03
02/2010	01/17/2012	\$0.02
02/2010	01/17/2012	\$0.03
02/2010	01/17/2012	\$0.03
03/2010	01/17/2012	\$0.02
03/2010	01/17/2012	\$0.03
03/2010	01/17/2012	\$0.03
04/2010	01/17/2012	\$0.01
04/2010	01/17/2012	\$0.03
04/2010	01/17/2012	\$0.02
05/2010	01/17/2012	\$0.02
05/2010	01/17/2012	\$0.03
05/2010	01/17/2012	\$0.03
06/2010	01/17/2012	\$0.02
06/2010	01/17/2012	\$0.03
06/2010	01/17/2012	\$0.02
07/2010	01/17/2012	\$0.02
07/2010	01/17/2012	\$0.04
07/2010	01/17/2012	\$0.03
08/2010	01/17/2012	\$0.02
08/2010	01/17/2012	\$0.03
08/2010	01/17/2012	\$0.03
09/2010	01/17/2012	\$0.01
09/2010	01/17/2012	\$0.02
09/2010	01/17/2012	\$0.02
10/2010	01/17/2012	\$0.01
10/2010	01/17/2012	\$0.02
10/2010	01/17/2012	\$0.02
11/2010	01/17/2012	\$0.01
11/2010	01/17/2012	\$0.02
11/2010	01/17/2012	\$0.01
12/2010	01/17/2012	\$0.01
12/2010	01/17/2012	\$0.02
12/2010	01/17/2012	\$0.03
01/2011	01/17/2012	\$0.03
01/2011	01/17/2012	\$0.02
01/2011	01/17/2012	\$0.01
02/2011	01/17/2012	\$0.02

02/2011	01/17/2012	\$0.02
02/2011	01/17/2012	\$0.01
03/2011	01/17/2012	\$0.02
03/2011	01/17/2012	\$0.02
03/2011	01/17/2012	\$0.01
04/2011	01/17/2012	\$0.02
04/2011	01/17/2012	\$0.03
04/2011	01/17/2012	\$0.01
05/2011	01/17/2012	\$0.02
05/2011	01/17/2012	\$0.03
05/2011	01/17/2012	\$0.01
06/2011	01/17/2012	\$0.02
06/2011	01/17/2012	\$0.03
06/2011	01/17/2012	\$0.01
07/2011	01/17/2012	\$0.02
07/2011	01/17/2012	\$0.03
07/2011	01/17/2012	\$0.02
08/2011	01/17/2012	\$0.02
08/2011	01/17/2012	\$0.03
08/2011	01/17/2012	\$0.01
09/2011	01/17/2012	\$0.01
09/2011	01/17/2012	\$0.02
09/2011	01/17/2012	\$0.01
10/2011	01/17/2012	\$0.01
10/2011	01/17/2012	\$0.02
10/2011	01/17/2012	\$0.01
11/2011	01/17/2012	\$0.02
11/2011	01/17/2012	\$0.02
11/2011	01/17/2012	\$0.01
12/2011	02/10/2012	\$0.02
12/2011	02/10/2012	\$0.02
12/2011	02/10/2012	\$0.01
01/2012	03/12/2012	\$0.02
01/2012	03/12/2012	\$0.01
01/2012	03/12/2012	\$0.01
02/2012	04/13/2012	\$0.01
02/2012	04/13/2012	\$0.01
02/2012	04/13/2012	\$0.01
03/2012	05/11/2012	\$0.01
03/2012	05/11/2012	\$0.01
03/2012	05/11/2012	\$0.00
04/2012	06/12/2012	\$0.01
04/2012	06/12/2012	\$0.01
04/2012	06/12/2012	\$0.00
05/2012	07/11/2012	\$0.01
05/2012	07/11/2012	\$0.01
05/2012	07/11/2012	\$0.01

06/2012	08/10/2012	\$0.01
06/2012	08/10/2012	\$0.01
06/2012	08/10/2012	\$0.01
07/2012	09/12/2012	\$0.01
07/2012	09/12/2012	\$0.01
07/2012	09/12/2012	\$0.02

<b>Total EQT Payment Through 09/2012</b>	<b>\$2.70</b>
--	---------------

September 2012 Escrow Agent Summary

	<u>Unit Name</u>	<u>Docket #</u>	<u>Unit Operator</u>	<u>Beginning</u> <u>Market</u> <u>Value</u>	<u>Deposit</u> <u>Type</u>	<u>Deposits</u>	<u>Money</u> <u>Mkt</u> <u>Interest</u>	<u>CDARS</u> <u>Interest</u>	<u>Fees for</u> <u>08/2012</u>	<u>Distributio</u> <u>ns</u>	<u>Audit</u> <u>Costs</u>	<u>Correctio</u> <u>ns*</u>	<u>Ending</u> <u>Market</u> <u>Value</u>
8002311	VCIS39939	2311	EQT	\$2.66		\$0.04	\$0.00	\$0.00	\$0.00		\$0.00		\$2.70

**EXHIBIT "B"**  
**VCI-539939**

<u>TR</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>					
<u>1</u>	Lambert Land LLC ATTN: Dennis Sutherland P.O. Box 490 Nora, Virginia 24272 # 12398	Leased  905075	91.580000%	53.8200	0.11447500	RI
	Equitable Production Company				0.80132500	WI
<b>Tract 1 Totals</b>			<u>91.580000%</u>	<u>53.8200</u>	<u>0.91580000</u>	
<u>2</u>	Homer G. Kiser Star Route Box 178 Dante, Virginia 24237 # 17456	Unleased	0.220000%	0.1300	0.00027500	RI
	Equitable Production Company				0.00192500	WI
<b>Tract 2 Totals</b>			<u>0.220000%</u>	<u>0.1300</u>	<u>0.00220000</u>	
<u>3</u>	Range Resources-Pine Mountain, Inc. Attn: Jerry Grantham P.O. Box 2136 Abingdon, VA 24212 # 20620	Leased 906889 T-11	7.450000%	4.3800	0.00931250	RI
	Equitable Production Company				0.06518750	WI
<b>Tract 3 Totals</b>			<u>7.450000%</u>	<u>4.3800</u>	<u>0.07450000</u>	
<u>4</u>	Range Resources-Pine Mountain, Inc. Attn: Jerry Grantham P.O. Box 2136 Abingdon, VA 24212 #20988	Leased 906889 T2-128	0.020000%	0.0100	0.00002500	RI
	Equitable Production Company				0.00017500	WI
<b>Tract 4 Totals</b>			<u>0.020000%</u>	<u>0.0100</u>	<u>0.00020000</u>	
<u>5</u>	Dickenson County Board of Supervisors P.O. Box 1098 Clintwood, Virginia 24228 #18152	Leased 905995	0.730000%	0.4300	0.00091250	RI

Equitable Production Company

0.00638750 WI

**Tract 5 Totals**

0.730000% 0.4300 0.00730000

**TOTAL GAS ESTATE**

100.000000% 58.7700 1.00000000

Percentage of Unit Leased

99.780000%

Percentage of Unit Unleased

0.220000%

Acreage in Unit Leased

58.6400

Acreage in Unit Unleased

0.1300

**Coal Estate Only**

<u>1</u>	Lambert Land LLC P.O. Box 490 Nora, Virginia 24272 # 12398	Leased 905075	91.580000%	53.8200	0.11447500	RI
----------	---	------------------	------------	---------	------------	----

Equitable Production Company

0.80132500 WI

**Tract 1 Totals**

91.580000% 53.8200 0.91580000

<u>2</u>	Homer G. Kiser Star Route Box 178 Dante, Virginia 24237 # 17456	Unleased	0.220000%	0.1300	0.00027500	RI
----------	--	----------	-----------	--------	------------	----

Equitable Production Company

0.00192500 WI

**Tract 2 Totals**

0.220000% 0.1300 0.00220000

<u>3</u>	Range Resources-Pine Mountain, Inc. Attn: Jerry Grantham P.O. Box 2136 Abingdon, VA 24212 # 20620	Leased 906889 T-11	7.450000%	4.3800	0.00931250	RI
----------	---	--------------------------	-----------	--------	------------	----

Equitable Production Company

0.06518750 WI

**Tract 3 Totals**

7.450000% 4.3800 0.07450000

<u>4</u>	Lambert Land LLC ATTN: Dennis Sutherland P.O. Box 490 Nora, Virginia 24272 # 2169	Leased 905075	0.020000%	0.0100	0.00002500	RI
----------	---	------------------	-----------	--------	------------	----

Equitable Production Company

0.00017500 WI

**Tract 4 Totals**

0.020000% 0.0100 0.00020000

<u>5</u>	Dickenson County Board of Supervisors P.O. Box 1098 Clintwood, Virginia 24228 #18152	Leased 905995	0.730000%	0.4300	0.00091250	RI
----------	---	------------------	-----------	--------	------------	----

	Equitable Production Company				0.00638750	WI
--	------------------------------	--	--	--	------------	----

<b><u>Tract 5 Totals</u></b>			<u>0.730000%</u>	<u>0.4300</u>	<u>0.00730000</u>	
------------------------------	--	--	------------------	---------------	-------------------	--

<b>TOTAL COAL ESTATE</b>			<b>100.000000%</b>	<b>58.7700</b>	<b>1.00000000</b>	
--------------------------	--	--	--------------------	----------------	-------------------	--

Percentage of Unit Leased	99.780000%
---------------------------	------------

Percentage of Unit Unleased	0.220000%
-----------------------------	-----------

Acreage in Unit Leased	58.6400
------------------------	---------

Acreage in Unit Unleased	0.1300
--------------------------	--------

**EXHIBIT "EE"**  
**VCI-539939**  
 Revised 11/8/2012

<u>TRACT</u>	<u>LESSOR</u>	<u>LEASE STATUS</u>	<u>INTEREST WITHIN UNIT</u>	<u>GROSS ACREAGE IN UNIT</u>
--------------	---------------	-------------------------	-------------------------------------	--------------------------------------

**Gas Estate Only**

4	Range Resources-Pine Mountain, Inc. Attn: Jerry Grantham P.O. Box 2136 Abingdon, VA 24212 #20988	Leased 906889 T2-128	0.020000%	0.0100
---	--	----------------------------	-----------	--------

	<b>Total Gas Estate after Waiver</b>		0.020000%	0.0100
--	--------------------------------------	--	-----------	--------

**Coal Estate Only**

4	Lambert Land LLC ATTN: Dennis Sutherland P.O. Box 490 Nora, Virginia 24272 # 2169	Leased 905075	0.000000%	0.0000
---	---	------------------	-----------	--------

	<b>Total Coal Estate after Waiver</b>		0.000000%	0.0000
--	---------------------------------------	--	-----------	--------

**BEFORE THE VIRGINIA GAS AND OIL BOARD**

**PETITIONER:** EQT Production Company

**DIVISION OF GAS AND OIL**

**DOCKET NO:** VGOB 08-0819-2311-01

**RELIEF SOUGHT: (1) DISBURSEMENT FROM  
ESCROW REGARDING TRACT(S) 4  
(2) AND AUTHORIZATION FOR DIRECT  
PAYMENT OF ROYALTIES**

**HEARING DATE:** December 18, 2012

**DRILLING UNIT:** VCI-539939

**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**

A petition for the disbursement of funds from Tract 2 to Range Resources-Pine Mountain Inc. for Well VC-536086, Ervinton District, 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**

Lambert Land, LLC was a conflicting claimant with Range Resources-Pine Mountain, Inc. in Tract 4 of Well 539939. By letter dated October 29, 2012 Dennis Sutherland, Managing Member of Lambert Land, LLC waived claim to past or future royalties attributable to Range Resources-Pine Mountain, Inc. interest. The account will be closed as no further escrowing is required.

**6. Attestation**

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

VGOB Disbursement  
 Unit VCI-539939  
 VGOB-08-0819-2311-01

Table 1  
 4

Item	Tract	Disbursement Table	Fractional Ownership in Tract	Net Acreage in Tract	Royalty Split Agreement	Escrowed Acres Disbursed	Percent of Escrowed Funds Disbursed	Disbursement
		Total acreage in escrow before disbursement				0.01000		
4		Tract 4 (total acreage)		0.01				
1	4	Range Resources-Pine Mountain, Inc. P. O.Box 2136	1/1	0.0100	100.00%	0.0100	100.0000%	\$2.70

**Wells contributing to the escrow account: VCI-539939**