



Instrument Control Number

20140056400100

Instrument 201400564
Recorded in the Clerk's Office of
Wise County and the City of Norton
On Feb 06, 2014 at 03:49 PM.
J. Jack Kennedy, Jr., Clerk
Recorded by: April Huff
(Box For Deed Stamp Only)

Commonwealth of Virginia

Land Record Instrument
Cover Sheet-Form A

[efileCX Coverhseet 1.0]

Date of Instrument: [12/17/2013]
Instrument Type: [ODU]
Number of Parcels [1]
Number of Pages [17]
City ☐ County ☒ [Wise County/City
of Norton, VA]

First and Second Grantors

Last Name	First Name	Middle Name	Suffix
[VIRGINIA GAS AND OIL BOARD]	[]	[]	[]

First and Second Grantees

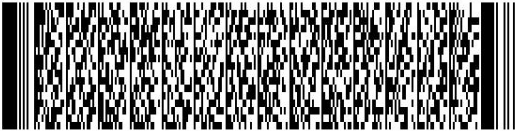
Last Name	First Name	Middle Name	Suffix
[EQUITABLE PRODUCTION COMPANY]	[]	[]	[]

Grantee Address (Name) [EQUITABLE PRODUCTION COMPANY]
(Address 1) []
(Address 2) []
(City, State, Zip) [] [] []

Consideration[00.00] Assessed Value[00.00]

Prior Instr. Recorded at: City ☒ County ☒
Book [0000] Page[00000] Instr. No.[20140056400100]
Parcel Identification no. {PIN} []
Short Property Description [TRACT 7]
Current Property Address (Address1) [000000]
(Address2) []
(City, State, Zip) [WISE] [VA] []

Instrument Prepared by [DEPARTMENT OF MINES, MINERALS AND ENERGY]
Recording Paid for by [DEPARTMENT OF MINES, MINERALS AND ENERGY]
Return Recording to (Name) [DEPARTMENT OF MINES, MINERALS AND ENERGY]
(Address1) [135 HIGHLAND DRIVE]
(Address2) [P. O. DRAWER 159]
(City, State, Zip) [LEBANON] [VA] [24266]





BEFORE THE VIRGINIA GAS AND OIL BOARD

RELIEF SOUGHT: An Order for Disbursement of Escrowed Funds
(and Authorization for Direct Payment of Royalties)

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

UNIT/WELL NAME: VC-536529

TRACT(S): 7

LOCATION: WISE County, Virginia

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

DOCKET NUMBER: VGOB-09-0818-2580-02

APPLICANTS: EQT Production Company on behalf of Eva Adkins

HEARING DATE AND LOCATION: Russell County Government Center, Lebanon, Virginia
December 17, 2013

APPEARANCES: James Kaiser on behalf of EQT Production Company

PRIOR PROCEEDINGS:

1. Original Pooling Order Executed 10/08/2009, Recorded on 10/21/2009, Deed Book/Instrument No. 200903488, Page 184.
2. Modification Order -01 Executed 07/30/2010, Recorded on 08/20/2010, Deed Book/Instrument No. 201002653, Page 05.
3. Supplemental Order -01, Recorded on 08/18/2011, Deed Book/Instrument No. 201102174, Page 71.

NOTICE:

The Unit Operator gave notice to the Applicants that the Board would consider its disbursement petition at the December 17, 2013 hearing and considered whether to:

- (1) Amend the Pooling Order to provide for the disbursement of funds on deposit in the Escrow Account attributable to Tract(s) 7 identified in the attached petition.
- (2) Delete the requirement that the Unit Operator place future royalties attributable to Tract(s) 7 relative to the interests of the Applicants identified in the attached petition.
- (3) Continue the escrow account under this docket number.

FINDINGS: Code of Virginia § 45.1-361.22

Applicant has certified and represented to the Board that:

Range Resources-Pine Mountain was a conflicting claimant with Eva Mae Adkins with regard to Tract 7 as created by Board Order VGOB 09/08/18-2580. To resolve this conflict, an Order entered September 4, 2013 by the United States District Court for the Western District of Virginia is attached hereto. The order releases all funds in escrow to Eva Adkins and all past and future royalties. Case No. 1:11-cv-00031.

RELIEF GRANTED:

VGOB Disbursement
Unit VC-536529

VGOB-09-0818-2580-02

Table 1

Tracts: 7

Item	Tract	Disbursement Table	Fractional Ownership		Net Acreage		Royalty Split		Escrowed Acres		Percent of Escrowed Funds	
			in Tract		in Tract		Agreement		Disbursed		Disbursed	
		Total acreage in escrow before disbursement							12.94500			
7 Tract 7 (total acreage)			2.92									
1	7	Eva Adkins\PO Box 1966, Coeburn, VA 24230			2.9200		100.00%		2.9200		22.5570%	

1. The Escrow Agent is ordered, to within ten (10) days of receipt of this executed order, disburse funds for the unit and applicants detailed in Table 1.
2. The Escrow Agent is ordered to continue the Escrow Account for the Subject Drilling unit based on the attached Revised Exhibit E which replaces all prior Exhibit E's recorded for the Subject Drilling Unit.

CONCLUSION:

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

APPEALS:

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

DONE AND EXECUTED this 10 day of January, 2014 by a majority of the Virginia Gas and Oil Board.



Chairman, Bradley C. Lambert

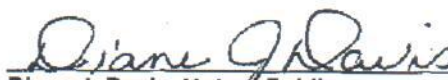
DONE AND PERFORMED this 10 day of January, 2014 by Order of the Virginia Gas and Oil Board.



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

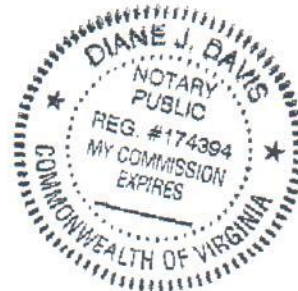
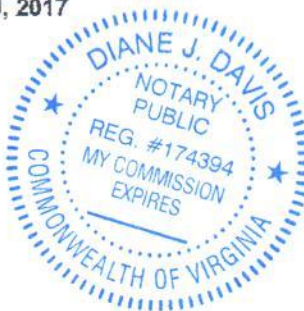
COMMONWEALTH OF VIRGINIA
COUNTY OF RUSSELL

Acknowledged on this 10th day of Jan., 2014 personally before me a notary public in and for the Commonwealth of Virginia, appeared Bradley C. Lambert, being duly sworn did depose and say that he is the Chairman of the Virginia Gas and Oil Board and appeared Rick Cooper, 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 J. Davis, Notary Public
174394



My Commission expires: September 30, 2017



BEFORE THE VIRGINIA GAS AND OIL BOARD**PETITIONER:** EQT Production Company**DIVISION OF GAS AND OIL****DOCKET NO:** VGOB 09-0818-2580-02**RELIEF SOUGHT: (1) DISBURSEMENT FROM
ESCROW REGARDING TRACT(S) 7
(2) AND AUTHORIZATION FOR DIRECT
PAYMENT OF ROYALTIES****HEARING DATE:** November 19, 2013**DRILLING UNIT:** VC-536529**DICKENSON COUNTY, VIRGINIA****PETITION FOR ORDER OF DISBURSEMENT OF ESCROW FUNDS****1. Petitioner and its counsel**

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

2. Relief Sought

Petition for the disbursement of escrowed funds on behalf of Eva Mae Adkins for Tract 7 in Drilling Unit VC-536529, VGOB 09/08/18-2580.

3. Legal Authority

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

4. Type of Well(s)

Coalbed Methane

5. Factual basis for relief requested

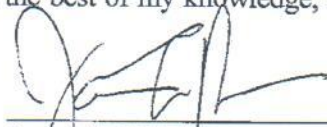
Range Resources-Pine Mountain was a conflicting claimant with Eva Mae Adkins with regard to Tract 7 as created by Board Order VGOB 09/08/18-2580. To resolve this conflict, an Order entered September 4, 2013 by the United States District Court for the Western District of Virginia is attached hereto. The order releases all funds in escrow to Eva Adkins and all past and future royalties. Case No. 1:11-cv-00031.

6. Attestation

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

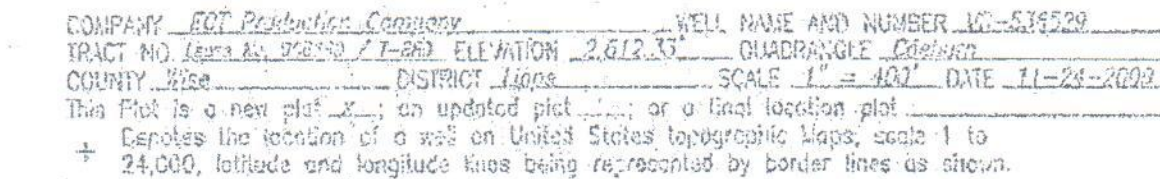
VERIFICATION

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



James E. Kaiser

WILHOIT & KAISER



~~Licensed Professional Engineer or Licensed Land Surveyor~~

VC-536529 PLAT
TRACT OWNERSHIP INFORMATION SCHEDULE
11/24/2009

000020 AUG 20 9

1. Lease No. 906889 / T-889
Dunn
2,115.30 Acres
Heartwood Forestland Fund IV, L.P. - surface
ACIN LLC - coal
Alpha Land & Reserves LLC - coal lessee
WBRD LLC - coal
Dickenson-Russell Coal Company LLC - coal lessee
Range Resources-Pine Mountain, Inc. - oil, gas & CBM
Gas 35.81 Ac. 60.93%
2. Lease No. 906889 / TC-155
Seth Adkins
30.00 Acres
ACIN LLC - coal
Alpha Land & Reserves LLC - coal lessee
WBRD LLC - coal
Dickenson-Russell Coal Company LLC - coal lessee
Range Resources-Pine Mountain, Inc. - (CBM)
Lease No. 906308
Allen Skeens, et ux - oil & gas (CBM)
19.071 Acres
Gas 0.86 Ac. 1.46%
3. Lease No. 906889 / T-671
J.A. Odle
706.121 Acres
Heartwood Forestland Fund IV, L.P. - surface
ACIN LLC - coal
Alpha Land & Reserves LLC - coal lessee
WBRD LLC - coal
Dickenson-Russell Coal Company LLC - coal lessee
Range Resources-Pine Mountain, Inc. - oil, gas & CBM
Gas 1.47 Ac. 2.50%
4. Lease No. 906889 / TC-155
Seth Adkins
30.00 Acres
ACIN LLC - coal
Alpha Land & Reserves LLC - coal lessee
WBRD LLC - coal
Dickenson-Russell Coal Company LLC - coal lessee
Range Resources-Pine Mountain, Inc. - (CBM)
Partially Leased
Oscar Guy Vanover, et al - oil & gas (CBM)
8 Acres
Gas 2.70 Ac. 4.60%
5. Lease No. 906889 / TC-7#?
Seth Adkins
30.00 Acres
ACIN LLC - coal
Alpha Land & Reserves LLC - coal lessee
WBRD LLC - coal
Dickenson-Russell Coal Company LLC - coal lessee
Range Resources-Pine Mountain, Inc. - (CBM)
Partially Leased
Oscar Guy Vanover, et al - oil & gas (CBM)
8 Acres
Gas 2.77 Ac. 4.71%
6. Lease No. 906889 / TC-7#?
Seth Adkins
30.00 Acres
ACIN LLC - coal
Alpha Land & Reserves LLC - coal lessee
WBRD LLC - coal
Dickenson-Russell Coal Company LLC - coal lessee
Range Resources-Pine Mountain, Inc. - (CBM)
Unleased
Curtis Scott Adkins - oil & gas (CBM)
1 Acres
Gas 0.76 Ac. 1.29%
7. Lease No. 906889 / TC-7#?
Seth Adkins
30.00 Acres
ACIN LLC - coal
Alpha Land & Reserves LLC - coal lessee
WBRD LLC - coal
Dickenson-Russell Coal Company LLC - coal lessee
Range Resources-Pine Mountain, Inc. - (CBM)
Unleased
Eva Mae Adkins - oil & gas (CBM)
4.5 Acres
Gas 2.92 Ac. 4.97%
8. Lease No. 906889 / TC-7#?
Seth Adkins
30.00 Acres
ACIN LLC - coal
Alpha Land & Reserves LLC - coal lessee
WBRD LLC - coal
Dickenson-Russell Coal Company LLC - coal lessee
Range Resources-Pine Mountain, Inc. - (CBM)
Lease No.
Samuel Kevin Taylor - oil & gas (CBM)
4 Acres
Gas 5.67 Ac. 9.65%
9. Lease No. 906889 / T-901
W.T. Adkins
33.79 Acres
ACIN LLC - coal
Alpha Land & Reserves LLC - coal lessee
WBRD LLC - coal
Dickenson-Russell Coal Company LLC - coal lessee
Range Resources-Pine Mountain, Inc. - oil, gas & CBM
Gas 5.81 Ac. 9.89%

EXHIBIT "B"
VGOB 09/08/18-2580
VC-536529
Revised 11/07/2013

<u>TRACT</u>	<u>LESSOR</u>	<u>LEASE STATUS</u>	<u>INTEREST WITHIN UNIT</u>	<u>GROSS ACREAGE IN UNIT</u>
Gas Estate Only				
1 Tax ID # 039481	Range Resources-Pine Mountain, Inc. ATTN: Jerry Grantham P.O. Box 2136 Abingdon, VA 24212	Leased 906889 T-889	60.93000000%	35.8100
Tract 1 Totals			60.93000000%	35.8100
2 Tax ID # 008103	Allen Skeens and Tamara Skeen, h/w 6972 Caney Ridge Road Coeburn, VA 24230	Leased 906208	1.46000000%	0.8600
Tract 2 Totals			1.46000000%	0.8600
3 Tax ID # 039480	Range Resources-Pine Mountain, Inc. ATTN: Jerry Grantham P.O. Box 2136 Abingdon, VA 24212	Leased 906889 T-671	2.50000000%	1.4700
Tract 3 Totals			2.50000000%	1.4700
4 Tax ID# 008069	Glenda C. Taylor P.O. Box 3282 Wise, VA 24293	Leased 950983	2.30000000%	1.3500
	Raymond R. Ferrell Unknown/ Unlocateable	Unleased	2.30000000%	1.3500
Tract 4 Totals			4.60000000%	2.7000
5 Tax ID# 008069	Glenda C. Taylor P.O. Box 3282 Wise, VA 24293	Leased 950983	2.35500000%	1.3850
	Raymond R. Ferrell Unknown/ Unlocateable	Unleased	2.35500000%	1.3850
Tract 5 Totals			4.71000000%	2.7700
6 Tax I.D. # 008631	Curtis Scoot Adkins P.O. Box 1736 Coeburn, VA 24230	Unleased	1.29000000%	0.7600
Tract 6 Totals			1.29000000%	0.7600
7 Tax ID # 006061	Eva Mae Adkins P.O. Box 1966 Coeburn, VA 24230	Leased 967886	4.97000000%	2.9200
Tract 7 Totals			4.97000000%	2.9200
8 Tax ID # 008526	Samuel Kevin Taylor P.O. Box 2252 Coeburn, VA 24230	Leased 967090	9.65000000%	5.6700
Tract 8 Totals			9.65000000%	5.6700
9 Minerals Only	Range Resources-Pine Mountain, Inc. ATTN: Jerry Grantham P.O. Box 2136 Abingdon, VA 24212	Leased 906889 T-901	9.89000000%	5.8100
Tract 9 Totals			9.89000000%	5.8100

Total Gas Estate	100.00000000%	58.7700
Percentage of Unit Leased	94.05500000%	
Percentage of Unit Unleased	5.94500000%	
Acreage in Unit Leased		55.2750
Acreage in Unit Unleased		3.4950

COAL ESTATE ONLY

1	Range Resources-Pine Mountain, Inc.	Leased	60.93000000%	35.8100
Tax ID# 019538	ATTN: Jerry Grantham	906889		
	P.O. Box 2136	T-889		
	Abingdon, VA 24212			
Tract 1 Totals			60.93000000%	35.8100
2	Range Resources-Pine Mountain, Inc.	Leased	1.46000000%	0.8600
Tax ID # 019543	ATTN: Jerry Grantham	906889		
	P.O. Box 2136	TC-155		
	Abingdon, VA 24212			
Tract 2 Totals			1.46000000%	0.8600
3	Range Resources-Pine Mountain, Inc.	Leased	2.50000000%	1.4700
Tax ID # 019539	ATTN: Jerry Grantham	906889		
	P.O. Box 2136	T-671		
	Abingdon, VA 24212			
Tract 3 Totals			2.50000000%	1.4700
4	Range Resources-Pine Mountain, Inc.	Leased	4.60000000%	2.7000
Tax ID # 019543	ATTN: Jerry Grantham	906889		
	P.O. Box 2136	TC-155		
	Abingdon, VA 24212			
Tract 4 Totals			4.60000000%	2.7000
5	Range Resources-Pine Mountain, Inc.	Leased	4.71000000%	2.7700
Minerals Only	ATTN: Jerry Grantham	906889		
	P.O. Box 2136			
	Abingdon, VA 24212			
Tract 5 Totals			4.71000000%	2.7700
6	Range Resources-Pine Mountain, Inc.	Leased	1.29000000%	0.7600
Minerals Only	ATTN: Jerry Grantham	906889		
	P.O. Box 2136			
	Abingdon, VA 24212			
Tract 6 Totals			1.29000000%	0.7600
7	Range Resources-Pine Mountain, Inc.	Leased	4.97000000%	2.9200
Minerals Only	ATTN: Jerry Grantham	906889		
	P.O. Box 2136			
	Abingdon, VA 24212			
Tract 7 Totals			4.97000000%	2.9200
8	Range Resources-Pine Mountain, Inc.	Leased	9.65000000%	5.6700
Minerals Only	ATTN: Jerry Grantham	906889		
	P.O. Box 2136			
	Abingdon, VA 24212			
Tract 8 Totals			9.65000000%	5.6700
9	Range Resources-Pine Mountain, Inc.	Leased	9.89000000%	5.8100
Minerals Only	ATTN: Jerry Grantham	906889		
	P.O. Box 2136	T-901		
	Abingdon, VA 24212			
Tract 9 Totals			9.89000000%	5.8100

Total Coal Estate	100.00000000%	58.7700
Percentage of Unit Leased	100.00000000%	
Percentage of Unit Unleased	0.00000000%	
Acreage in Unit Leased		58.7700
Acreage in Unit Unleased		0.0000

EXHIBIT "E"
VC-536529
 REVISED 11/07/2013

<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	Allen Skeens and Tamara Skeen, h/w 6972 Caney Ridge Road Coeburn, VA 24230 Tax ID # 008103	Leased 906208	1.46000000%	0.8600
Tract 2 Totals			1.46000000%	0.8600
4	Raymond R. Ferrell Unknown/ Unlocateable Tax ID# 008069	Unleased	2.30000000%	1.3500
Tract 4 Totals			2.30000000%	1.3500
5	Raymond R. Ferrell Unknown/ Unlocateable Tax ID# 008069	Unleased	2.35500000%	1.3850
Tract 5 Totals			2.35500000%	1.3850
6	Curtis Scott Adkins P.O. Box 1736 Coeburn, VA 24230 Tax I.D. # 008631	Unleased	1.29000000%	0.7600
Tract 6 Totals			1.29000000%	0.7600
8	Samuel Kevin Taylor P.O. Box 2252 Coeburn, VA 24230 Tax ID # 008526	Leased 967090	9.65000000%	5.6700
Tract 8 Totals			9.65000000%	5.6700
Total Gas Estate			17.0550%	10.0250

EXHIBIT "E"
VC-536529
 REVISED 11/07/2013

<u>TRACT</u>	<u>LESSOR</u>	<u>LEASE STATUS</u>	<u>INTEREST WITHIN UNIT</u>	<u>GROSS ACREAGE IN UNIT</u>
<u>Coal Estate Only</u>				
2	Range Resources-Pine Mountain, ATTN: Jerry Grantham P.O. Box 2136 Abingdon, VA 24212 Tax ID # 019543	Leased 906889 TC-155	1.46000000%	0.8600
Tract 2 Totals			1.46000000%	0.8600
4	Range Resources-Pine Mountain, ATTN: Jerry Grantham P.O. Box 2136 Abingdon, VA 24212 Tax ID # 019543	Leased 906889 TC-155	2.30000000%	1.3500
Tract 4 Totals			2.30000000%	1.3500
5	Range Resources-Pine Mountain, ATTN: Jerry Grantham P.O. Box 2136 Abingdon, VA 24212 Minerals Only	Leased 906889	2.35500000%	1.3850
Tract 5 Totals			2.35500000%	1.3850
6	Range Resources-Pine Mountain, ATTN: Jerry Grantham P.O. Box 2136 Abingdon, VA 24212 Minerals Only	Leased 906889	1.29000000%	0.7600
Tract 6 Totals			1.29000000%	0.7600
8	Range Resources-Pine Mountain, ATTN: Jerry Grantham P.O. Box 2136 Abingdon, VA 24212 Minerals Only	Leased 906889	9.65000000%	5.6700
Tract 8 Totals			9.65000000%	5.6700
Total Coal Estate			17.0550%	10.0250

EXHIBIT "EE"

VC-536529

REVISED 11/07/2013

<u>TRACT</u>	<u>LESSOR</u>	<u>LEASE STATUS</u>	<u>INTEREST WITHIN UNIT</u>	<u>GROSS ACREAGE IN UNIT</u>
<u>Disbursement</u>				
7	Eva Mae Adkins P.O. Box 1966 Coeburn, VA 24230 Tax ID # 006061	Leased 967886	4.97000000%	2.9200
Total Subsequent to Order			4.97000000%	2.9200
Reconciliation Amount Through 07/08/2013				

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA**

EVA MAE ADKINS, on behalf of herself and all
others similarly situated,

Plaintiff,

v.

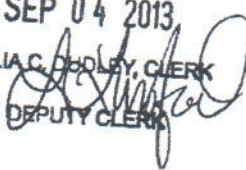
EQT PRODUCTION COMPANY, et al.,

Defendants.

Case No. 1:11-cv-00031

CLERK'S OFFICE U.S. DIST. COURT
AT ABINGDON, VA
FILED

SEP 04 2013

JULIA C. DOOLEY, CLERK
BY: 
DEPUTY CLERK

ORDER

THIS CAUSE having come before the Court on Interpleader Defendant Range Resources - Pine Mountain, Inc.'s ("Range Resources") Motion for Judgment on the Pleadings, and by agreement of Plaintiff/Interpleader Defendant Eva Mae Adkins ("Adkins") and Defendant/Interpleader Plaintiff EQT Production Company ("EQT") the Court hereby:

1. Finds that Adkins is the owner of coalbed methane ("CBM") interests on the lands identified in Paragraph 10 of Adkins' Amended Class Action Complaint (Doc. No. 139) (the "Adkins Lands"), and Range Resources is not the owner of the CBM interests on the Adkins Lands;
2. Finds that the alleged conflicting claims to CBM royalties between Adkins and Range Resources is hereby resolved in favor of Adkins in accordance with Va. Code § 45.1-361.22;
3. Finds that the money denoted by EQT as the "Suspense Fund" in its Interpleader Complaint (Doc. No. 103) and deposited by EQT into the registry of the Court is the property of Adkins;

4. Finds that the money in the Virginia Gas and Oil Board's escrow account attributable to Adkins' interest is the property of Adkins;
5. Finds that Adkins is entitled to all past and future royalties, including money held in the Virginia Gas and Oil Board's escrow account attributable to her interest and the Suspense Fund, from EQT's production of CBM on the Adkins Lands; and
6. Having adjudicated the alleged conflicting claims identified by EQT to the CBM on the Adkins Lands, hereby orders the Clerk of Court to pay the Suspense Fund to Adkins within 30 days of entry of this Order, and directs the parties to take all necessary steps to have all money held in the Virginia Gas and Oil Board's escrow account attributable to Adkins' interest disbursed and paid to Adkins, and further orders that all future royalties associated with CBM production on the Adkins Lands be paid to Adkins, as no conflicting claims remain.

This Order shall constitute a Final Judgment of EQT's Interpleader Claim (ECF No. 103) pursuant to Federal Rule of Civil Procedure 54(b). Range Resources' Motion for Judgment on the Pleadings (ECF No. 246) is terminated. Range Resources is terminated as a party to this action. The judgment shall be without prejudice to any other claims Adkins may have against EQT. The parties shall bear their own costs.

SO ORDERED on this the 4th day of September, 2013


United States District Judge

Recorded in the Clerk s Office of
Wise County and the City of Norton

On Feb 06, 2014 at 03:49 PM.

J. Jack Kennedy, Jr., Clerk

Recorded by: April Huff