

BEFORE THE VIRGINIA GAS AND OIL BOARD

PETITIONER: EQT Production Company

DIVISION OF GAS AND OIL

DOCKET NO: VGOB 01-1016-0968-04

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

HEARING DATE: November 19, 2013

DRILLING UNIT: VC-504637

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 funds on behalf of Eva Mae Adkins for Tract 2 of Drilling Unit VC-504637, VGOB 01/10/16-0968.

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 2 as created by Board Order VGOB 01/10/16-0968. 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 court ruled that the escrow funds were due to Mae Adkins at 100% and all past and future royalties would be paid to Ms. Adkins. Case No. 1:11-cv-00031.

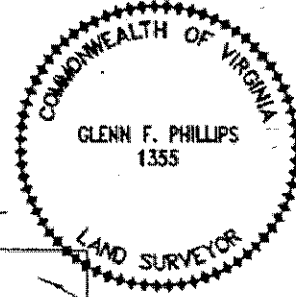
6. Attestation

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

BN 370PC 561

4,990

Latitude 37° 05' 00"



Lease No. 241490L / T-176
Noah Smith
121.77 Acres
Clinchfield Coal Company /
Pyxis Resources Company - coal
Pine Mountain Oil & Gas, Inc. - oil & gas
Gas 21.27 Ac. 36.19%

Lease No. 242289L
James O. Smith, et al - oil & gas
4 Acres
Lease No. 244792L / TC-154
Clinchfield Coal Company /
Pyxis Resources Company - coal
Gas 3.79 Ac. 6.45%

Lease No. 242166L
Ralph & Jimmie Stanley - oil & gas
69.00 Acres
Lease No. 244792L / TC-154
Clinchfield Coal Company /
Pyxis Resources Company - coal
Gas 1.21 Ac. 2.91% (total)

Lease No. 242429L
Hulah Bentley, et al -
surface, oil & gas
50.5 Acres
Lease No. 244792L / TC-154
Clinchfield Coal Company /
Pyxis Resources Company - coal
Gas 18.32 Ac. 31.17%

Lease No. 244746L
Wilma Overbay - oil & gas
16.038 Acres
Lease No. 244792L / TC-154
Clinchfield Coal Company /
Pyxis Resources Company - coal
Gas 13.61 Ac. 23.16%

Lease No. 241862L
Albert Curtis Adkins
& Eva Mae Adkins - oil & gas
35.13 Acres
Lease No. 244792L / TC-154
Clinchfield Coal Company /
Pyxis Resources Company - coal
Gas 0.07 Ac. 0.12%

S 51°01'27" W
100.19'

CBM
VC-504637

S 26°43'00" W
118.57'

Clinchfield Coal Company /
Pyxis Resources Company - sur.

Well Coordinates: (VA St. Plane S. Zone,
Calculated from CCC coordinates)
N 287,821 E 864,637

Well Coordinates: (Clinchfield Coal Co.)
S 14,696.17 W 2,496.02

Area of Unit = 58.77 Ac.

Well elevation determined by
GPS survey from Mon. Hatchel

WELL LOCATION PLAT

COMPANY Equitable Production Company WELL NAME AND NUMBER VC-504637
TRACT NO. Le. No. 242429L ELEVATION 2362.41 QUADRANGLE Caney Ridge
COUNTY Dickenson DISTRICT Kenady SCALE 1" = 400' DATE 6-12-2001

This Plat is a new plat X; an updated plat ; or a final location plat
+ Denotes the location of a well on United States topographic Maps, scale 1 to 24,000, latitude and longitude lines being represented by border lines as shown.

Glenn F. Phillips
Licensed Professional Engineer or Licensed Land Surveyor

Form DGO-GO-7

EXHIBIT "B"
VC-504637
VGOB 01/10/16-0968
Revised 11/07/2013

Gas Estate

<u>TRACT</u>	<u>LESSOR</u>	<u>LEASE STATUS</u>	<u>INTEREST WITHIN UNIT</u>	<u>GROSS ACREAGE IN UNIT</u>	<u>NET REVENUE INTEREST</u>
1 Minerals Only	Hulah Bentley, Single 13840 N. Desert Harbor Dr. Apt 131 Peoria, AZ 85381-3501	Leased-EPC 242429L01	11.68875000%	6.8700	0.01461094 RI
	John Greever and Margaret Greever, H/W PO Box 413 Orcas, WA 98280	Leased-EPC 242429L01	11.68875000%	6.8700	0.01461094 RI
	Jean Lui Phipps PO Box 1006 Wise, VA 24293	Leased-EPC 242429L02	7.79250000%	4.5800	0.00974062 RI
Equitable Production Company					0.27273750 WI
Tract 1 Totals				31.17000000%	18.3200 0.31170000
2 Tax ID 4145	Eva Mae Adkins PO Box 1966 Coeburn, VA 24230	Leased-EPC 241882L	0.12000000%	0.0700	0.00015000 RI
	Equitable Production Company				
Tract 2 Totals				0.12000000%	0.0700 0.00120000
3 Tax ID 5372	Charles Gose Dickenson, Jr PO Box 691 Castlewood, VA 24224	Leased-EPC 244746L	23.16000000%	13.6100	0.02895000 RI
	Equitable Production Company				
Tract 3 Totals				23.16000000%	13.6100 0.23160000
4 Tract ID 2333	Clara R. Smith -Executrix of Estate of estate of James Olive Smith 241 Springbeauty Street NW Roanoke, VA 24012	Leased-EPC 242289L03	1.07500000%	0.6317	0.00134375 RI
	Margaret Peacock, Widow 2410 South 300 East Anderson, IN 46011	Leased-EPC 242289L05	1.07500000%	0.6317	0.00134375 RI
	Ollie J. Smith 2808 East Lyn Street Apt 4 Anderson, IN 46016	Leased-EPC 242289L01	1.07500000%	0.6317	0.00134375 RI
	William and Barbara Smith, H/W 2034 Chelsea Lane Traverse City, MI 49684	Leased-EPC 242289L02	1.07500000%	0.6317	0.00134375 RI

	Wilda Ann Smith 1194 Stonewood Court San Pedro, CA 90731	Leased-EPC 242289L04	1.07500000%	0.6316	0.00134375 RI
	Michael Greene and Wendy Green, H/W 1204 Foxfire Drive Greensboro, NC 27410	Unleased	1.07500000%	0.6316	0.00134375 RI
	Equitable Production Company				0.05643750 WI
Tract 4 Totals			6.45000000%	3.7900	0.06450000
5	Pittston Company Tax ID 20772 c/o Pine Mountain Oil & Gas Attn: Richard M. Brillhart PO Box 5100 Lebanon, VA 24266	Leased-EPC 241490L T-176	36.19000000%	21.2700	0.04523750 RI
	Equitable Production Company				0.31666250 WI
Tract 5 Totals			36.19000000%	21.2700	0.36190000
6	Minerals Only Ralph & Jimmie Stanley Route HC 05 Box 576 Coeburn, VA 24230	Leased-EPC 242166L	2.91000000%	1.7100	0.00363750 RI
	Equitable Production Company				0.02546250 WI
Tract 6 Totals			2.91000000%	1.7100	0.02910000
Total Gas Estate			100.00000000%	58.7700	1.00000000
Coal Estate					
1	Pittston Company Tax ID 11780 c/o Pine Mountain Oil & Gas Attn: Richard M. Brillhart PO Box 5100 Lebanon, VA 24266	Leased-EPC 244792L TC-154	31.17000000%	18.3200	0.03896250 RI
	Equitable Production Company				0.27273750 WI
Tract 1 Totals			31.17000000%	18.3200	0.31170000
2	Pittston Company Tax ID 11780 c/o Pine Mountain Oil & Gas Attn: Richard M. Brillhart PO Box 5100 Lebanon, VA 24266	Leased-EPC 244792L TC-154	0.12000000%	0.0700	0.00015000 RI
	Equitable Production Company				0.00105000 WI
Tract 2 Totals			0.12000000%	0.0700	0.00120000
3	Pittston Company Tax ID 11780 c/o Pine Mountain Oil & Gas Attn: Richard M. Brillhart PO Box 5100 Lebanon, VA 24266	Leased-EPC 244792L TC-154	23.16000000%	13.6100	0.02895000 RI
	Equitable Production Company				0.20265000 WI

Tract 3 Totals			23.16000000%	13.6100	0.23160000
4	Pittston Company	Leased-EPC	6.45000000%	3.7900	0.00806250 RI
Tax ID 11780	c/o Pine Mountain Oil & Gas	244792L			
	Attn: Richard M. Brillhart	TC-154			
	PO Box 5100				
	Lebanon, VA 24266				
	Equitable Production Company				0.05643750 WI
Tract 4 Totals			6.45000000%	3.7900	0.06450000
5	Pittston Company	Leased-EPC	36.19000000%	21.2700	0.04523750 RI
Tax ID 20772	c/o Pine Mountain Oil & Gas	T-176			
	Attn: Richard M. Brillhart				
	PO Box 5100				
	Lebanon, VA 24266				
	Equitable Production Company				0.31666250 WI
Tract 5 Totals			36.19000000%	21.2700	0.36190000
6	Pittston Company	Leased-EPC	2.91000000%	1.7100	0.00363750 RI
Tax ID 11780	c/o Pine Mountain Oil & Gas	244792L			
	Attn: Richard M. Brillhart	TC-154			
	PO Box 5100				
	Lebanon, VA 24266				
	Equitable Production Company				0.02546250 WI
Tract 6 Totals			2.91000000%	1.7100	0.02910000
Total Coal Estate			100.00000000%	58.7700	1.00000000

EXHIBIT E
VC-504637
VGOB 01/10/16-0968
Revised 9/23/2013

Gas Estate

<u>TRACT</u>	<u>LESSOR</u>	<u>LEASE STATUS</u>	<u>INTEREST WITHIN UNIT</u>	<u>GROSS ACREAGE IN UNIT</u>
1	Hulah Bentley, Single 13840 N. Desert Harbor Dr. Apt 131 Peoria, AZ 85381-3501	Leased-EPC 242429L01	11.68875000%	6.8700 RI
	John Greever and Margaret Greever, H/W PO Box 413 Orcas, WA 98280	Leased-EPC 242429L01	11.68875000%	6.8700 RI
	Jean Lui Phipps PO Box 1006 Wise, VA 24293	Leased-EPC 242429L02	7.79250000%	4.5800 RI
4	Ollie J. Smith 2808 East Lyn Street Apt 4 Anderson, IN 46016	Leased-EPC 242289L01	1.07500000%	0.6317 RI
	Michael Greene and Wendy Green, H/W 1204 Foxfire Drive Greensboro, NC 27410	Unleased	1.07500000%	0.6316 RI
6	Ralph & Jimmie Stanley Route HC 05 Box 576 Coeburn, VA 24230	Leased-EPC 242166L	2.91000000%	1.7100 RI
	Total Gas Estate		36.23000000%	21.2933

Coal Estate

1	Pittston Company c/o Pine Mountain Oil & Gas Attn: Richard M. Brillhart PO Box 5100 Lebanon, VA 24266	Leased-EPC 244792L TC-154	31.17000000%	18.3200 RI
4	Pittston Company	Leased-EPC	2.15000000%	1.2633 RI

	c/o Pine Mountain Oil & Gas Attn: Richard M. Brillhart PO Box 5100 Lebanon, VA 24266	244792L TC-154		
6	Pittston Company c/o Pine Mountain Oil & Gas Attn: Richard M. Brillhart PO Box 5100 Lebanon, VA 24266	Leased-EPC 244792L TC-154	2.91000000%	1.7100 RI
	Total Coal Estate		36.23000000%	21.2933

EXHIBIT EE
VC-504637
VGOB 01/10/16-0968
Revised 11/07/2013

<u>TRACT</u>	<u>Gas Estate</u> <u>LESSOR</u>	<u>LEASE STATUS</u>	<u>INTEREST WITHIN UNIT</u>	<u>GROSS ACREAGE IN UNIT</u>	
<u>Disbursement -02</u>					
	<u>Gas Estate</u>				
4	Clara R. Smith -Executrix of Estate of estate of James Olive Smith 241 Springbeauty Street NW Roanoke, VA 24012	Leased-EPC 242289L03	0.80625000%	0.4738	75%
	Margaret Peacock, Widow 2410 South 300 East Anderson, IN 46011	Leased-EPC 242289L05	0.80625000%	0.4738	75%
	William and Barbara Smith, H/W 2034 Chelsea Lane Traverse City, MI 49684	Leased-EPC 242289L02	0.80625000%	0.4738	75%
	Wilda Ann Smith 1194 Stonewood Court San Pedro, CA 90731	Leased-EPC 242289L04	0.80625000%	0.4738	75%
	<u>Coal Estate</u>				
4	Range Resources-Pine Mountain PO Box 2136 Abingdon, VA 24212	Leased-EPC 244792L TC-154	1.07500000%	0.6317	25%
	Total Subsequent to 75/25 Split		4.30000000%	2.5269	
<u>Disbursement -03</u>					
	<u>Gas Estate</u>				
3	Charles Gose Dickenson, Jr PO Box 691 Castlewood, VA 24224	Leased-EPC 244746L	17.37000000%	10.2075	75%
	<u>Coal Estate</u>				
	Pittston Company c/o Pine Mountain Oil & Gas Attn: Richard M. Brillhart PO Box 5100	Leased-EPC 244792L TC-154	5.79000000%	3.4025	25%

EXHIBIT J
VC-504637
VGOB 01/10/16-0968

Pmt Date	Pmt Amount
12/19/2002	\$1,471.12
12/30/2002	\$315.44
02/01/2003	\$335.67
03/05/2003	\$341.92
04/02/2003	\$375.51
05/01/2003	\$653.05
06/02/2003	\$416.91
07/01/2003	\$370.89
08/01/2003	\$418.38
09/02/2003	\$407.37
10/01/2003	\$325.16
11/03/2003	\$308.67
12/02/2003	\$300.93
01/07/2004	\$299.35
02/02/2004	\$396.82
03/03/2004	\$491.85
04/05/2004	\$433.21
05/05/2004	\$383.81
06/02/2004	\$367.84
07/05/2004	\$411.34
08/04/2004	\$415.22
09/01/2004	\$409.28
10/04/2004	\$370.96
11/02/2004	\$319.57
12/02/2004	\$362.30
01/06/2005	\$496.57
02/07/2005	\$500.32
03/03/2005	\$338.15
04/05/2005	\$301.51
05/06/2005	\$415.63
06/07/2005	\$567.31
07/06/2005	\$519.96
08/05/2005	\$438.80
09/08/2005	\$531.29
10/06/2005	\$553.86
11/08/2005	\$810.82
12/07/2005	\$1,019.54
01/06/2006	\$1,108.05
02/06/2006	\$868.56
03/08/2006	\$974.43
04/07/2006	\$642.38
05/10/2006	\$562.84
06/06/2006	\$537.39
07/11/2006	\$530.69
08/07/2006	\$450.21
09/08/2006	\$476.89
10/09/2006	\$523.61
11/09/2006	\$557.05
12/07/2006	\$305.52
01/08/2007	\$555.92
02/08/2007	\$656.92
03/08/2007	\$474.60
04/06/2007	\$456.13
05/09/2007	\$606.50
06/08/2007	\$545.28
07/10/2007	\$569.07
08/07/2007	\$547.91
09/10/2007	\$478.67

10/12/2007	\$418.04
11/08/2007	\$388.99
12/10/2007	\$468.99
01/09/2008	\$516.79
02/08/2008	\$417.40
03/10/2008	\$594.86
04/08/2008	\$541.17
05/07/2008	\$635.20
06/09/2008	\$625.10
07/14/2008	\$786.79
08/07/2008	\$794.82
09/05/2008	\$896.74
10/10/2008	\$598.21
11/07/2008	\$531.23
12/09/2008	\$470.44
01/12/2009	\$410.66
03/10/2009	\$386.12
04/09/2009	\$263.15
05/12/2009	\$223.86
06/08/2009	\$162.91
07/10/2009	\$588.28
08/12/2009	\$76.61
09/10/2009	\$93.81
10/12/2009	\$72.23
11/09/2009	\$60.86
12/09/2009	\$91.29
01/13/2010	\$114.43
02/10/2010	\$91.32
03/09/2010	\$190.43
04/14/2010	\$162.76
05/10/2010	\$105.12
06/08/2010	\$75.27
07/13/2010	\$81.18
08/10/2010	\$79.96
09/10/2010	\$88.83
10/11/2010	\$92.17
11/11/2010	\$61.09
12/09/2010	\$63.54
01/13/2011	\$51.23
02/11/2011	\$73.19
03/11/2011	\$92.19
04/12/2011	\$51.18
05/11/2011	\$49.84
06/11/2011	\$68.43
07/13/2011	\$69.56
08/10/2011	\$77.91
09/12/2011	\$72.21
10/12/2011	\$75.51
11/10/2011	\$57.42
12/09/2011	\$60.57
01/17/2012	\$54.02
02/10/2012	\$51.43
03/12/2012	\$44.88
04/13/2012	\$30.22
05/11/2012	\$31.02
06/12/2012	\$22.08
07/11/2012	\$22.70
08/10/2012	\$29.12
09/12/2012	\$35.83
10/10/2012	\$38.65
11/09/2012	\$31.66
12/12/2012	\$38.05
01/10/2013	\$44.10


02/11/2013	\$49.24
03/13/2013	\$46.00
04/10/2013	\$38.42
05/10/2013	\$44.11
06/10/2013	\$51.11
07/08/2013	\$57.53
08/12/2013	\$55.71
09/13/2013	\$48.52
	<u>\$43,609.24</u>
	-\$17,811.61 Prior Disbursements
	<u>\$25,797.63</u>

504637 Escrow Agent Summary 07/2013

<u>Unit Name</u>	<u>Docket #</u>	<u>Unit Operator</u>	<u>Beginning Market Value</u>	<u>Deposit Type</u>	<u>Deposits</u>	<u>Money Mkt Interest</u>	<u>CDARS Interest</u>	<u>Fees for 06/2013</u>	<u>Distributions</u>	<u>Audit Costs</u>	<u>Corrections*</u>	<u>Ending Market Value</u>
VC504637	0968	EQT	\$28,784.52		57.53	0.53	6.29	(2.40)				28,846.47

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

SEP 04 2013

JULIA C. DOOLEY, CLERK
BY: 
DEPUTY CLERK

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

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