

BEFORE THE VIRGINIA GAS AND OIL BOARD

PETITIONER: EQT Production Company

DIVISION OF GAS AND OIL

DOCKET NO: VGOB 93-0119-0309-06

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

HEARING DATE: May 20, 2014

DRILLING UNIT: PC-313

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 disbursement and authorization for direct payment on behalf of all known owners in Tract 4 in Well PC-313 (VC-751313), VGOB 93-01-19-0309.

**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)**

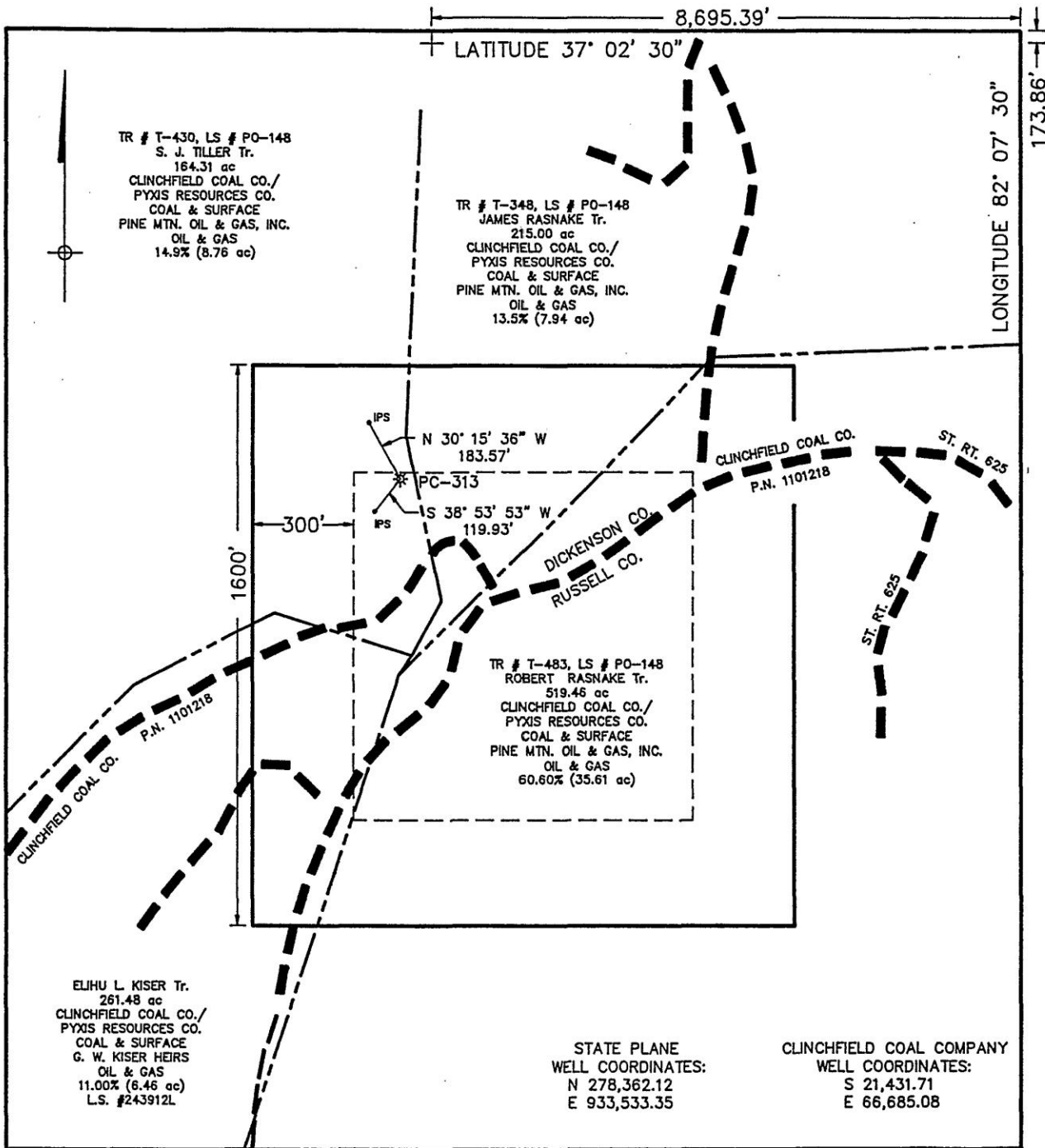
Coalbed Methane

**5. Factual basis for relief requested**

Range Resources was a conflicting claimant with regards to Tract 4 as stated in VGOB 93/01/19-0309. To resolve this conflict, a letter dated March 21, 2014, signed by Phil Horn, Land Manager is attached hereto.

**6. Attestation**

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

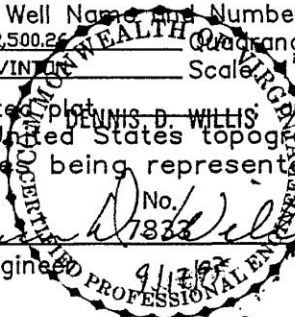


WELL LOCATION PLAT

Company EQUITABLE RESOURCES EXPLORATION Well Name and Number PC-313  
 Tract No. T-430 S. J. TILLER Elevation 2,500.26 Quadrangle DUTY  
 County DICKENSON District ERVIN Scale "=400' Date 9/93

This plat is a new plat \_\_\_\_\_; an updated plat \_\_\_\_\_ a final plat xxx  
 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.

Denius D. Willis (Affix Seal)  
 Licensed Professional Engineer





**SUPPLEMENT "B"**  
**PC 313**  
**VGOB 93/01/19-0309**

Revised 08/5/2014

<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>
<b><u>Gas Estate Only</u></b>					
<b>1</b> <b>Minerals Only</b>	Range Resources-Pine Mountain, Inc** Attn: Jerry Grantham PO Box 2136 Abingdon, VA 24212	Leased - EREX PO - 148	60.6000%	35.61000	0.07575000
	EQT Production Company				0.53025
<b>Tract 1 Totals</b>			60.6000%	35.61000	0.60600000
<b>2</b> <b>Minerals Only</b>	Range Resources-Pine Mountain, Inc** Attn: Jerry Grantham PO Box 2136 Abingdon, VA 24212	Leased - EREX PO - 148	13.5000%	7.94000	0.01687500
	EQT Production Company				0.118125
<b>Tract 2 Totals</b>			13.5000%	7.94000	0.13500000
<b>3</b> <b>Minerals Only</b>	Range Resources-Pine Mountain, Inc** Attn: Jerry Grantham PO Box 2136 Abingdon, VA 24212	Leased - EREX PO - 148	14.9000%	8.76000	0.01862500
	EQT Production Company				0.130375
<b>Tract 3 Totals</b>			14.9000%	8.76000	0.14900000
<b>4</b> <b>Minerals Only</b>	<b><u>Elihu L Kiser Tract</u></b>  <b><u>Nancy E Counts Heirs ***</u></b>				
	<u>Mildred Counts Heirs</u>				
	Robert Wilson Miller 2912 NW 25th Terrace Gainesville, FL 32605-2847	Leased - EREX 243912L01		0.6875%	0.40375
	Robin Miller Cox 3728 Everglades Road Palm Beach Gardens, FL 33410-2317	Leased - EREX 243912L01		0.6875%	0.40375
	<u>Vivian Counts Asbury Heirs</u>				
	Reecy T Asbury III PO Box 2386 701 Birchfield Road Wise, VA 24293-2386	Leased - EREX 243912L01		0.4583%	0.26917
	Darlis A Howard 304 County Line Road Seymour, TN 37865-5638	Leased - EREX 243912L01		0.4583%	0.26917
	Julia A Bishop PO Box 63 6701 Old Hurricane Road Wise, VA 24293-0063	Leased - EREX 243912L01		0.4583%	0.26917

**SUPPLEMENT "B"**  
**PC 313**  
**VGOB 93/01/19-0309**

Tressa K Patrick Route 2, Box 282 Rustburg, VA 24588	Leased- EREX 243912L02	0.1370%	0.08075	0.00017125
Cecil L Kiser & Julie Kiser 2133 Summers Ave Streetsboro, OH 44241	Leased - EREX 243912L03	1.5100%	0.80750	0.00188750
Wilma Johnson Porter and Dale C Porter Route 2 Box 282 Rustburg, VA 24588	Leased - EREX 243912L04	0.1370%	0.08075	0.00017125
Alcie B Keen 4741 Showalter Road NW Roanoke, VA 24017	Leased- EREX 243912L05	0.6860%	0.40375	0.00085750
Leon & Janice Kiser 315 Hill Drive Bristol, TN 37620	Leased- EREX 243912L06	0.4630%	0.32300	0.00057875
Gaynell Johnson Sampson & Carl Edward Sampson Route 3 Box 628 Rustburg, VA 24588	Leased- EREX 243912L07	0.1370%	0.08075	0.00017125
<b><u>Diana D Kiser Heirs ****</u></b>				
Terry Farley 169 Dexter Street North Tazewell, VA 24630-9374	Leased- EREX 243912L08		0.5033%	0.26917
Karen Peters 9622 Crater Creek Road Faxon, OK 73540-4417	Leased- EREX 243912L08		0.5033%	0.26917
Hubert Kiser PO Box 191 Matheny, WV 24860-0191	Leased- EREX 243912L08		0.5033%	0.26917
Samuel J Breeding and Betty Sue Breeding PO Box 293 Grundy, VA 24614	Leased- EREX 243912L09	0.6870%	0.40375	0.00085875
Lillian & Percy Crane PO Box 7 Grundy, VA 24614	Leased- EREX 243912L10	0.6870%	0.40375	0.00085875
Edith & David Wockenfuss* 207- A 12th Street Clermont, FL 34711	Leased- EREX 243912L11	0.4630%	0.32300	0.00057875
Freddie Johnson Route 1 Boxc 132 Goodview, VA 24095	Leased- EREX 243912L12	0.1370%	0.08075	0.00017125
Sharon Dickson 295 Bethel Drive #39 Bristol, TN 37620	Leased- EREX 243912L13	0.1830%	0.10767	0.00022875

**SUPPLEMENT "B"**  
**PC 313**  
**VGOB 93/01/19-0309**

Dorothy C Kiser 251 Oak Lane Bluff City, TN 37618	Leased- EREX 243912L14	0.4630%	0.32300	0.00057875
Ruby Marie Johnson & William C Johnson 5519 Chenault Ave Orlando, FL 32839	Leased- EREX 243912L15	0.2280%	0.13458	0.00028500
Kathy A and Larry D Breeding 1569 Sonoma Ct Jacksonville, FL 32221	Leased- EREX Unleased	0.2280%	0.13458	0.00028500
Terry L and Debbie Tomlinson 132 North Clay "Street Coldwater, MI 49036	Leased- EREX 243912L16	0.2280%	0.13458	0.00028500
Robin M and Blain Owens 103 Jefferson Bristol, VA 24201	Leased- EREX 243912L17	0.1830%	0.10767	0.00022875
Sonny Don Duty and Lana Duty 103 Jefferson Bristol, VA 24201	Unleased	0.1830%	0.10767	0.00022875

EQT Production Company				0.09625
<b>Tract 4 Totals</b>		<b>11.0000%</b>	<b>6.46000</b>	<b>0.11000000</b>

<b>TOTAL GAS ESTATE</b>		<b>100.0000%</b>	<b>58.77000</b>	<b>1.00000000</b>
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**Coal Estate Only**

<b>1</b> <b>OGM</b> <b>ONLY</b>	Range Resources-Pine Mountain, Inc** Attn: Jerry Grantham PO Box 2136 Abingdon, VA 24212	Leased - EREX PO - 148	60.6000%	35.61000	0.07575000
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Equitable Production Company				0.53025000
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<b>Tract 1 Totals</b>		<b>60.6000%</b>	<b>35.61000</b>	<b>0.60600000</b>
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<b>2</b> <b>OGM</b> <b>ONLY</b>	Range Resources-Pine Mountain, Inc** Attn: Jerry Grantham PO Box 2136 Abingdon, VA 24212	Leased - EREX PO - 148	13.5000%	7.94000	0.01687500
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Equitable Production Company				0.11812500
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<b>Tract 2 Totals</b>		<b>13.5000%</b>	<b>7.94000</b>	<b>0.13500000</b>
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<b>3</b> <b>ID 20587</b>	Range Resources-Pine Mountain, Inc** Attn: Jerry Grantham PO Box 2136 Abingdon, VA 24212	Leased - EREX PO - 148	14.9000%	8.76000	0.01862500
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Equitable Production Company				0.13037500
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<b>Tract 3 Totals</b>		<b>14.9000%</b>	<b>8.76000</b>	<b>0.14900000</b>
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<b>4</b> <b>OGM</b> <b>ONLY</b>	Range Resources-Pine Mountain, Inc** Attn: Jerry Grantham PO Box 2136	Leased - EPC T2( C) - 237	11.0000%	6.46000	0.01375000
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**SUPPLEMENT "B"**  
**PC 313**  
**VGOB 93/01/19-0309**

Abingdon, VA 24212

Equitable Production Company

0.04900000

**Tract 4 Totals**

**5.6000%**

**3.29000**

**0.06275000**

**TOTAL COAL ESTATE**

**100.0000%**

**58.77000**

\*Per Affidavit of Heirship recorded in Russell County, VA on May 31, 2012,  
Edith Wockenfuss died on July 9, 2007, and is survived by her son Marshall Johnson.

\*\*Formerly:

Pine Mountain Oil & Gas, Inc.

ATTN: Jerry Grantham

P.O. Box 2136

Abingdon, VA. 24212

\*\*\* See attached estate documentation for Nancy Counts Heirs

\*\*\*\* See attached estate documentation for Diana Kiser

**EXHIBIT "E"**  
**PC 313**  
**VGOB 93/01/19-0309**

Revised 8/5/2014

4	Cecil L Kiser & Julie Kiser 2133 Summers Ave Streetsboro, OH 44241	Leased - EREX 243912L03	1.5100%	0.80750
	Wilma Johnson Porter and Dale C Porter Route 2 Box 282 Rustburg, VA 24588	Leased - EREX 243912L04	0.1370%	0.08075
	Lillian & Percy Crane PO Box 7 Grundy, VA 24614	Leased- EREX 243912L10	0.6870%	0.40375
	Sharon Dickson 295 Bethel Drive #39 Bristol, TN 37620	Leased- EREX 243912L13	0.1830%	0.10767
	<b>Tract 4 Totals</b>		<hr/> <b>2.5170%</b>	<b>1.39967</b>

**EXHIBIT "EE"**  
**PC 313**  
**VGOB 93/01/19-0309**  
Revised 8/5/2014

<u>TRACT</u>	<u>LESSOR</u>	<u>LEASE STATUS</u>	<u>INTEREST WITHIN UNIT</u>	<u>GROSS ACREAGE IN UNIT</u>
<b><u>Gas Estate Only</u></b>				
<b>DISBURSEMENT -01</b>				
4	Samuel J Breeding and Betty Sue Breeding PO Box 293 Grundy, VA 24614	Leased- EREX 243912L09	0.6870%	0.40375
<b>Tract 4 Totals</b>			0.6870%	0.40375
<b>TOTAL DISBURSEMENT -01</b>			<b>0.6870%</b>	<b>0.40375</b>
<b>DISBURSEMENT -02</b>				
4	Freddie Johnson Route 1 Boxc 132 Goodview, VA 24095	Leased- EREX 243912L12	0.1370%	0.08075
<b>Tract 4 Totals</b>			0.1370%	0.08075
<b>TOTAL DISBURSEMENT -02</b>			<b>0.1370%</b>	<b>0.08075</b>
<b>DISBURSEMENT -03</b>				
4	Gaynell Johnson Sampson & Carl Edward Sampson Route 3 Box 628 Rustburg, VA 24588	Leased- EREX 243912L07	0.1370%	0.08075
	Tressa K Patrick Route 2, Box 282 Rustburg, VA 24588	Leased- EREX 243912L02	0.1370%	0.08075
<b>Tract 4 Totals</b>			0.2740%	0.16150
<b>TOTAL DISBURSEMENT</b>			<b>0.2740%</b>	<b>0.16150</b>

**DISBURSEMENT -04**

4	Alcie B Keen 4741 Showalter Road NW Roanoke, VA 24017	Leased- EREX 243912L05	0.6860%	0.40375
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<b>Tract 4 Totals</b>			0.6860%	0.40375
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<b>TOTAL DISBURSEMENT</b>			<b>0.6860%</b>	<b>0.40375</b>
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**DISBURSEMENT -05**

4	Edith & David Wockenfuss* 207- A 12th Street Clermont, FL 34711	Leased- EREX 243912L11	0.4630%	0.32300
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<b>Tract 4 Totals</b>			0.4630%	0.32300
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<b>TOTAL DISBURSEMENT</b>			<b>0.4630%</b>	<b>0.32300</b>
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**DISBURSEMENT -06**

4 **Elihu L Kiser Tract**  
**Nancy E Counts Heirs\*\*\***  
Mildred Counts Heirs

Robert Wilson Miller 2912 NW 25th Terrace Gainesville, FL 32605-2847	Leased - EREX 243912L01	0.6875%	0.40375
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Robin Miller Cox 3728 Everglades Road Palm Beach Gardens, FL 33410-2317	Leased - EREX 243912L01	0.6875%	0.40375
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Vivian Counts Asbury Heirs

Reecy T Asbury III PO Box 2386 701 Birchfield Road Wise, VA 24293-2386	Leased - EREX 243912L01	0.4583%	0.26917
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Darlis A Howard 304 County Line Road Seymour, TN 37865-5638	Leased - EREX 243912L01	0.4583%	0.26917
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Julia A Bishop PO Box 63 6701 Old Hurricane Road Wise, VA 24293-0063	Leased - EREX 243912L01	0.4583%	0.26917
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Leon & Janice Kiser 315 Hill Drive Bristol, TN 37620	Leased- EREX 243912L06	0.4630%	0.32300
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**Diana D Kiser Heirs \*\*\*\***

Terri Farley 169 Dexter Street North Tazewell, VA 24630-9374	Leased- EREX 243912L08	0.5033%	0.26917
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Karen Peters 9622 Crater Creek Road Faxon, OK 73540-4417	Leased- EREX 243912L08	0.5033%	0.26917
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Hubert Kiser PO Box 191 Matheny, WV 24860-0191	Leased- EREX 243912L08	0.5033%	0.26917
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Dorothy C Kiser PO Box 1565 Bristol, TN 37621-1565	Leased- EREX 243912L14	0.4630%	0.32300
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Ruby Marie Johnson & William C Johnson 51 Lion Street Franklin, NC 28734-9750	Leased- EREX 243912L15	0.2280%	0.13458
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Kathy A and Larry D Breeding 4050 Granger Drive Jacksonville, FL 32221	Leased- EREX Unleased	0.2280%	0.13458
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Terry L and Debbie Tomlinson 132 North Clay Street Coldwater, MI 49036	Leased- EREX 243912L16	0.2280%	0.13458
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Robin M and Blain Owens 103 Jefferson Street Bristol, VA 24201	Leased- EREX 243912L17	0.1830%	0.10767
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Sonny Don Duty and Lana Duty 115 Melton Springs Road Big Rock, TN 37023-3158	Unleased	0.1830%	0.10767
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<b>Tract 4 Totals</b>		<b>6.2360%</b>	<b>3.68758</b>
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<b>Total Disbursed -06</b>		<b>6.2360%</b>	<b>3.68758</b>
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\*Per Affidavit of Heirship recorded in Russell County, VA on May 31, 2012,  
Edith Wockenfuss died on July 9, 2007, and is survived by her son Marshall Johnson.

\*\*\* See attached estate documentation for Nancy Counts Heirs

\*\*\*\* See attached estate documentation for Diana Kiser

BEFORE THE VIRGINIA GAS AND OIL BOARD

Applicant: EQT Production Company )  
) )  
Relief Sought: Well No. VC-751313 ) Docket No.  
Supplemental Order for Disbursement of Escrowed Funds ) VGOB-93/01/19-0309-06  
on behalf of Known Owners in Tract 4 )  
)

AFFIDAVIT OF MAILING  
(CERTIFICATE OF SERVICE)


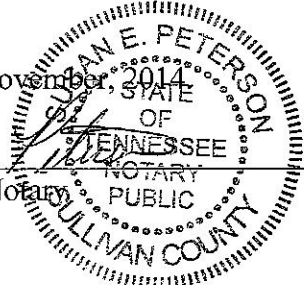
STATE OF TENNESSEE )  
) )  
COUNTY OF SULLIVAN )

James E. Kaiser, of lawful age, being duly sworn, upon oath, deposes and says:

- (1) He is a partner with WILHOIT & KAISER, Agent for EQT Production Company ("EQT") and makes this affidavit on behalf of EQT.
- (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 17th day of October, 2014, 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 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 11<sup>th</sup> day of November, 2014

  
\_\_\_\_\_  
Susan Peterson, Notary  


My commission expires: August 24, 2016.

**SENDER: COMPLETE THIS SECTION**

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Robin M and Blain Owens  
103 Jefferson Street  
Bristol, VA 24201

19090

2. Article Number

(Transfer from service label)

7009 2820 0002 7706 2862

PS Form 3811, July 2013

Domestic Return Receipt

**COMPLETE THIS SECTION ON DELIVERY**

A. Signature

x Blaine Owens

Agent  
 Addressee

B. Received by (Printed Name)

C. Date of Delivery

10/13/14

D. Is delivery address different from item 1?  Yes  
If YES, enter delivery address below:  No

OCT 20 2014

3. Service Type

- Certified Mail®  Priority Mail Express™
- Registered  Return Receipt for Merchandise
- Insured Mail  Collect on Delivery

4. Restricted Delivery? (Extra Fee)

Yes

**SENDER: COMPLETE THIS SECTION**

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Leon & Janice Kiser  
315 Hill Drive  
Bristol, TN 37620

19090

2. Article Number

(Transfer from service label)

7009 2820 0002 7706 2787

PS Form 3811, July 2013

Domestic Return Receipt

**COMPLETE THIS SECTION ON DELIVERY**

A. Signature

Janice Kiser

Agent  
 Addressee

B. Received by (Printed Name)

C. Date of Delivery

10-18-14

D. Is delivery address different from item 1?  Yes  
If YES, enter delivery address below:  No

OCT 20 2014

3. Service Type

- Certified Mail®  Priority Mail Express™
- Registered  Return Receipt for Merchandise
- Insured Mail  Collect on Delivery

4. Restricted Delivery? (Extra Fee)

Yes

**SENDER: COMPLETE THIS SECTION**

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Darlis A Howard  
304 County Line Road  
Seymour, TN 37865-5638

19090

**COMPLETE THIS SECTION ON DELIVERY**

A. Signature

x Darlis A Howard

Agent  
 Addressee

B. Received by (Printed Name)

C. Date of Delivery

DARLIS A HOWARD

10-20-14

D. Is delivery address different from item 1?  Yes  
If YES, enter delivery address below:  No

OCT 21 2014

3. Service Type

- Certified Mail®  Priority Mail Express™
- Registered  Return Receipt for Merchandise
- Insured Mail  Collect on Delivery

4. Restricted Delivery? (Extra Fee)

Yes

SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY
<ul style="list-style-type: none"> <li>Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.</li> <li>Print your name and address on the reverse so that we can return the card to you.</li> <li>Attach this card to the back of the mailpiece, or on the front if space permits.</li> </ul>	<p>A. Signature  <input checked="" type="checkbox"/> <i>Dorothy Kiser</i> <input type="checkbox"/> Agent  <input type="checkbox"/> Addressee</p> <p>B. Received by (Printed Name) _____ C. Date of Delivery _____</p>
<p>1. Article Addressed to:</p> <p style="text-align: center;">Dorothy C Kiser          PO Box 1565          Bristol, TN 37621-1565</p> <p style="text-align: center;"><i>19090</i></p>	<p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes          If YES, enter delivery address below: <input type="checkbox"/> No</p> <p style="text-align: center;">OCT 21 2014</p> <p>3. Service Type</p> <p><input checked="" type="checkbox"/> Certified Mail® <input type="checkbox"/> Priority Mail Express™  <input type="checkbox"/> Registered <input type="checkbox"/> Return Receipt for Merchandise  <input type="checkbox"/> Insured Mail <input type="checkbox"/> Collect on Delivery</p> <p>4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes</p>
<p>2. Article Number          (Transfer from service label) <u>7009 2820 0002 7706 2824</u></p>	
<p>PS Form 3811, July 2013 Domestic Return Receipt</p>	

SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY
<ul style="list-style-type: none"> <li>Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.</li> <li>Print your name and address on the reverse so that we can return the card to you.</li> <li>Attach this card to the back of the mailpiece, or on the front if space permits.</li> </ul>	<p>A. Signature  <input checked="" type="checkbox"/> <i>Glenda Asbury</i> <input checked="" type="checkbox"/> Agent  <input type="checkbox"/> Addressee</p> <p>B. Received by (Printed Name) _____ C. Date of Delivery <u>10-21-14</u></p>
<p>1. Article Addressed to:</p> <p style="text-align: center;">Reecy T Asbury III          PO Box 2386          701 Birchfield Road          Wise, VA 24293-2386</p> <p style="text-align: center;"><i>19090</i></p>	<p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes          If YES, enter delivery address below: <input checked="" type="checkbox"/> No</p> <p style="text-align: center;">OCT 22 2014</p> <p>3. Service Type</p> <p><input checked="" type="checkbox"/> Certified Mail® <input type="checkbox"/> Priority Mail Express™  <input type="checkbox"/> Registered <input type="checkbox"/> Return Receipt for Merchandise  <input type="checkbox"/> Insured Mail <input type="checkbox"/> Collect on Delivery</p> <p>4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes</p>
<p>2. Article Number          (Transfer from service label) <u>7009 2820 0002 7706 2756</u></p>	
<p>PS Form 3811, July 2013 Domestic Return Receipt</p>	

SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY
<ul style="list-style-type: none"> <li>Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.</li> <li>Print your name and address on the reverse so that we can return the card to you.</li> <li>Attach this card to the back of the mailpiece, or on the front if space permits.</li> </ul>	<p>A. Signature  <input checked="" type="checkbox"/> <i>Kenny Pitt</i> <input checked="" type="checkbox"/> Agent  <input type="checkbox"/> Addressee</p> <p>B. Received by (Printed Name) <u>Kenny Pitt</u> C. Date of Delivery <u>10/20/14</u></p>
<p>1. Article Addressed to:</p> <p style="text-align: center;">Sonny Don Duty and Lana Duty          115 Melton Springs Road          Big Rock, TN 37023-3158</p> <p style="text-align: center;"><i>19090</i></p>	<p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes          If YES, enter delivery address below: <input type="checkbox"/> No</p> <p style="text-align: center;">OCT 22 2014</p> <p>3. Service Type</p> <p><input checked="" type="checkbox"/> Certified Mail® <input type="checkbox"/> Priority Mail Express™  <input type="checkbox"/> Registered <input type="checkbox"/> Return Receipt for Merchandise  <input type="checkbox"/> Insured Mail <input type="checkbox"/> Collect on Delivery</p> <p>4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes</p>
<p>2. Article Number          (Transfer from service label) _____</p>	
<p>PS Form 3811, July 2013 Domestic Return Receipt</p>	

**SENDER: COMPLETE THIS SECTION**

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Robert Wilson Miller  
 2912 NW 25th Terrace  
 Gainesville, FL 32605-2847

2. Article Number

(Transfer from service label)

7009 2820 0002 7706 2732

PS Form 3811, July 2013

Domestic Return Receipt

19090

**COMPLETE THIS SECTION ON DELIVERY**

A. Signature

X

*Robert Wilson Miller*

- Agent  
 Addressee

B. Received by (Printed Name)

C. Date of Delivery

D. Is delivery address different from item 1?  Yes  
If YES, enter delivery address below:  No

OCT 29 2014

3. Service Type

- Certified Mail®  Priority Mail Express™  
 Registered  Return Receipt for Merchandise  
 Insured Mail  Collect on Delivery

4. Restricted Delivery? (Extra Fee)

Yes

**SENDER: COMPLETE THIS SECTION**

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Robin Miller Cox  
 3728 Everglades Road  
 Palm Beach Gardens, FL 33410-2317

2. Article Number

(Transfer from service label)

7009 2820 0002 7706 2749

PS Form 3811, July 2013

Domestic Return Receipt

19090

**COMPLETE THIS SECTION ON DELIVERY**

A. Signature

X

*Robin Miller Cox*

- Agent  
 Addressee

B. Received by (Printed Name)

C. Date of Delivery

D. Is delivery address different from item 1?  Yes  
If YES, enter delivery address below:  No

OCT 28 2014

3. Service Type

- Certified Mail®  Priority Mail Express™  
 Registered  Return Receipt for Merchandise  
 Insured Mail  Collect on Delivery

4. Restricted Delivery? (Extra Fee)

Yes

**SENDER: COMPLETE THIS SECTION**

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Karen Peters  
 9622 Crater Creek Road  
 Faxon, OK 73540-4417

19090

**COMPLETE THIS SECTION ON DELIVERY**

A. Signature

X

*Karen Peters*

- Agent  
 Addressee

B. Received by (Printed Name)

C. Date of Delivery

D. Is delivery address different from item 1?  Yes  
If YES, enter delivery address below:  No

OCT 27 2014

3. Service Type

- Certified Mail®  Priority Mail Express™  
 Registered  Return Receipt for Merchandise  
 Insured Mail  Collect on Delivery

4. Restricted Delivery? (Extra Fee)

Yes

**SENDER: COMPLETE THIS SECTION**

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Terry L and Debbie Tomlinson  
 132 North Clay Street  
 Coldwater, MI 49036

2. Article Number

(Transfer from service label)

7009 2820 0002 7706 2855

PS Form 3811, July 2013

Domestic Return Receipt

**COMPLETE THIS SECTION ON DELIVERY**

A. Signature

*Deborah Tomlinson*  Agent  
 Addressee

B. Received by (Printed Name)

C. Date of Delivery

Deborah Tomlinson 10-24-14

D. Is delivery address different from item 1?  Yes

If YES, enter delivery address below:  No

RECEIVED  
 OCT 27 2014

3. Service Type

- Certified Mail®  Priority Mail Express™
- Registered  Return Receipt for Merchandise
- Insured Mail  Collect on Delivery

4. Restricted Delivery? (Extra Fee)

Yes

**SENDER: COMPLETE THIS SECTION**

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Julia A Bishop  
 PO Box 63  
 6701 Old Hurricane Road  
 Wise, VA 24293-0063

2. Article Number

(Transfer from service label)

7009 2820 0002 7706 2770

PS Form 3811, July 2013

Domestic Return Receipt

**COMPLETE THIS SECTION ON DELIVERY**

A. Signature

*Julia Bishop*  Agent  
 Addressee

B. Received by (Printed Name)

C. Date of Delivery

Julia Bishop 10/27/14

D. Is delivery address different from item 1?  Yes

If YES, enter delivery address below:  No

RECEIVED  
 OCT 27 2014

3. Service Type

- Certified Mail®  Priority Mail Express™
- Registered  Return Receipt for Merchandise
- Insured Mail  Collect on Delivery

4. Restricted Delivery? (Extra Fee)

Yes

**SENDER: COMPLETE THIS SECTION**

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Hubert Kiser  
 PO Box 191  
 Matheny, WV 24860-0191

2. Article Number

(Transfer from service label)

**COMPLETE THIS SECTION ON DELIVERY**

A. Signature

*Crystal Pennington*  Agent  
 Addressee

B. Received by (Printed Name)

C. Date of Delivery

Crystal Pennington 10/21/14

D. Is delivery address different from item 1?  Yes

If YES, enter delivery address below:  No

OCT 21 2014

3. Service Type

- Certified Mail®  Priority Mail Express™
- Registered  Return Receipt for Merchandise
- Insured Mail  Collect on Delivery

**SENDER: COMPLETE THIS SECTION**

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Terry Farley  
169 Dexter Street  
North Tazewell, VA 24630-9374

**COMPLETE THIS SECTION ON DELIVERY**

A. Signature  Agent  
*Terry Farley*  Addressee

B. Received by (Printed Name) C. Date of Delivery

D. Is delivery address different from item 1?  Yes  
If YES, enter delivery address below:  No

2014

3. Service Type  
 Certified Mail®  Priority Mail Express™  
 Registered  Return Receipt for Merchandise  
 Insured Mail  Collect on Delivery

4. Restricted Delivery? (Extra Fee)  Yes

2. Article Number  
(Transfer from service label)

7009 2820 0002 7706 2794

PS Form 3811, July 2013

Domestic Return Receipt

**SENDER: COMPLETE THIS SECTION**

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Kathy A and Larry D Breeding  
4050 Granger Drive  
Jacksonville, FL 32221

**COMPLETE THIS SECTION ON DELIVERY**

A. Signature  Agent  
*Kathy Breeding*  Addressee

B. Received by (Printed Name) C. Date of Delivery  
*Kathy Breeding* 10/21/14

D. Is delivery address different from item 1?  Yes  
If YES, enter delivery address below:  No

OCT 24 2014

3. Service Type  
 Certified Mail®  Priority Mail Express™  
 Registered  Return Receipt for Merchandise  
 Insured Mail  Collect on Delivery

4. Restricted Delivery? (Extra Fee)  Yes

2. Article Number  
(Transfer from service label)

7009 2820 0002 7706 2848

PS Form 3811, July 2013

Domestic Return Receipt

**SENDER: COMPLETE THIS SECTION**

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Ruby Marie Johnson &  
William C Johnson  
51 Lion Street  
Franklin, NC 28734-9750

**COMPLETE THIS SECTION ON DELIVERY**

A. Signature  Agent  
*Frank Miller*  Addressee

B. Received by (Printed Name) C. Date of Delivery  
*Frank Miller* 11/3/14

D. Is delivery address different from item 1?  Yes  
If YES, enter delivery address below:  No

NOV 05 2014

3. Service Type  
 Certified Mail®  Priority Mail Express™  
 Registered  Return Receipt for Merchandise  
 Insured Mail  Collect on Delivery

4. Restricted Delivery? (Extra Fee)  Yes

19090

**SENDER: COMPLETE THIS SECTION**

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Ms. Jennifer Shaver, Esq.  
P.O. Box 2032  
Abingdon, VA 24212

**COMPLETE THIS SECTION ON DELIVERY**

- A. Signature  Signature  Agent  
B. Received by (Printed Name)  Addressee  
C. Date of Delivery  
D. Is delivery address different from item 1?  Yes  
If YES, enter delivery address below:  No

OCT 22 2014

3. Service Type
- Certified Mail®
  - Registered
  - Insured Mail
  - Priority Mail Express™
  - Return Receipt for Merchandise
  - Collect on Delivery

4. Restricted Delivery? (Extra Fee)  Yes

2. Article Number 7013 3020 0001 8823 5032  
(Transfer from service)

PS Form 3811, July 2013 Domestic Return Receipt

Exhibit J  
PC-313  
VGOB 93/01/19-0309

Pmt Date	Pmt Amount
02/20/1995	\$114.81
03/19/1995	\$83.39
04/21/1995	\$97.38
05/19/1995	\$92.76
06/18/1995	\$95.03
07/19/1995	\$94.28
08/19/1995	\$44.40
09/20/1995	\$73.23
10/20/1995	\$76.65
11/18/1995	\$93.33
12/22/1995	\$99.42
01/24/1996	\$111.66
02/22/1996	\$180.49
03/26/1996	\$137.23
04/23/1996	\$142.82
05/25/1996	\$130.11
06/20/1996	\$106.46
07/24/1996	\$83.26
08/21/1996	\$129.77
09/22/1996	\$109.61
10/24/1996	\$80.70
11/21/1996	\$85.92
12/18/1996	\$120.12
01/24/1997	\$186.76
02/25/1997	\$194.72
03/26/1997	\$134.17
04/24/1997	\$99.29
05/22/1997	\$78.16
06/25/1997	\$80.79
07/29/1997	\$92.43
08/27/1997	\$60.01
09/25/1997	\$84.98
10/23/1997	\$88.66
11/21/1997	\$107.89
12/21/1997	\$96.05
01/28/1998	\$97.50
02/25/1998	\$90.59
03/24/1998	\$70.33
04/23/1998	\$91.17
05/27/1998	\$73.59
06/24/1998	\$77.43
07/26/1998	\$65.84
08/27/1998	\$65.22
09/23/1998	\$71.53

10/27/1998	\$62.39
11/20/1998	\$82.30
12/23/1998	\$73.92
01/26/1999	\$81.49
02/24/1999	\$70.65
03/23/1999	\$69.47
04/27/1999	\$60.42
05/25/1999	\$64.77
06/22/1999	\$84.58
07/27/1999	\$82.37
08/31/1999	\$81.32
09/29/1999	\$95.05
10/29/1999	\$102.47
11/24/1999	\$93.62
12/22/1999	\$109.17
01/26/2000	\$74.50
02/24/2000	\$76.49
03/24/2000	\$78.89
04/21/2000	\$92.69
05/23/2000	\$101.73
06/27/2000	\$105.83
07/28/2000	\$133.26
08/25/2000	\$122.93
09/28/2000	\$127.77
10/30/2000	\$154.13
11/30/2000	\$196.43
12/21/2000	\$159.06
01/31/2001	\$162.73
02/28/2001	\$306.00
03/27/2001	\$197.66
04/24/2001	\$172.28
05/23/2001	\$180.07
06/26/2001	\$155.67
07/26/2001	\$124.71
08/28/2001	\$93.53
10/26/2001	\$92.73
10/26/2001	\$74.62
11/29/2001	\$62.29
12/19/2001	\$104.33
01/30/2002	\$56.50
01/30/2002	\$14.07
03/01/2002	\$61.92
03/01/2002	\$16.14
04/02/2002	\$49.46
04/02/2002	\$12.96
07/26/2002	\$16.80
07/26/2002	\$63.03
05/24/2002	\$22.34
05/24/2002	\$83.45
06/28/2002	\$85.95

07/26/2002	\$79.83
07/31/2002	\$90.47
08/26/2002	\$100.43
09/27/2002	\$92.09
10/28/2002	\$92.16
11/25/2002	\$115.53
12/30/2002	\$112.72
02/01/2003	\$115.61
03/05/2003	\$141.10
04/02/2003	\$136.53
05/01/2003	\$266.51
06/02/2003	\$177.31
07/01/2003	\$145.82
08/01/2003	\$158.59
09/02/2003	\$136.15
10/01/2003	\$134.13
11/03/2003	\$131.53
12/02/2003	\$110.74
01/07/2004	\$104.33
02/02/2004	\$104.82
03/03/2004	\$174.39
04/05/2004	\$122.03
05/05/2004	\$118.04
06/02/2004	\$123.82
07/05/2004	\$148.80
08/04/2004	\$148.01
09/01/2004	\$140.14
10/04/2004	\$125.05
11/02/2004	\$103.45
12/02/2004	\$123.84
01/06/2005	\$163.38
02/07/2005	\$150.68
03/03/2005	\$134.64
04/05/2005	\$131.04
05/06/2005	\$130.14
06/07/2005	\$158.63
07/06/2005	\$148.27
08/05/2005	\$122.41
09/08/2005	\$134.31
10/06/2005	\$150.57
11/08/2005	\$211.41
12/07/2005	\$289.26
01/06/2006	\$272.56
02/06/2006	\$211.74
03/08/2006	\$228.57
04/07/2006	\$132.62
05/10/2006	\$125.35
06/06/2006	\$122.98
07/11/2006	\$106.19
08/07/2006	\$82.38

09/08/2006	\$75.06
10/09/2006	\$108.17
11/09/2006	\$112.61
12/07/2006	\$62.79
01/08/2007	\$104.93
02/08/2007	\$147.47
03/08/2007	\$106.45
04/06/2007	\$98.95
05/09/2007	\$121.61
06/08/2007	\$128.32
07/10/2007	\$141.57
08/07/2007	\$123.89
09/10/2007	\$114.26
10/12/2007	\$93.00
11/08/2007	\$84.34
12/10/2007	\$101.56
01/09/2008	\$107.21
02/08/2008	\$111.29
03/10/2008	\$114.34
04/08/2008	\$109.27
05/07/2008	\$128.74
06/09/2008	\$142.01
07/14/2008	\$171.62
08/07/2008	\$172.59
09/05/2008	\$204.51
10/10/2008	\$136.70
11/07/2008	\$120.57
12/09/2008	\$108.50
01/12/2009	\$92.70
02/11/2009	\$95.30
04/09/2009	\$52.08
06/08/2009	\$84.43
08/12/2009	\$77.79
10/12/2009	\$83.38
12/09/2009	\$68.51
01/13/2010	\$47.43
02/10/2010	\$43.13
03/09/2010	\$81.45
04/14/2010	\$52.78
05/10/2010	\$53.02
06/08/2010	\$40.07
07/13/2010	\$45.47
08/10/2010	\$40.71
09/10/2010	\$46.41
10/11/2010	\$38.78
11/11/2010	\$32.43
12/09/2010	\$30.93
01/13/2011	\$22.69
02/11/2011	\$34.85
03/11/2011	\$33.14

04/12/2011	\$16.59
05/11/2011	\$38.26
06/11/2011	\$41.26
07/13/2011	\$40.64
08/10/2011	\$43.22
09/12/2011	\$43.70
10/12/2011	\$43.36
11/10/2011	\$34.51
12/09/2011	\$34.15
01/17/2012	\$30.60
02/10/2012	\$28.92
03/12/2012	\$25.48
04/13/2012	\$16.58
05/11/2012	\$15.35
06/12/2012	\$10.82
07/11/2012	\$10.76
08/10/2012	\$93.60
09/12/2012	\$18.32

\*Reconciliation through 9/2012.  
 Disbursement of Marshall Johnson - Tract 4  
 was approved at 8/2012 Board Hearing.  
 Account was placed in suspense pending  
 receipt of recorded Board order for -05  
 Disbursement. Received amount for 05  
 disbursement on 9/18/2014.

\$21,453.91	
-\$1,417.18	01 Disbursement
-\$310.18	02 Disbursement
-\$643.14	03 Disbursement
-\$1,709.42	04 Disbursement
-\$1,291.31	05 Disbursement
<u>\$16,082.68</u>	

**Escrow Agent Summary September 2012**

<u>Unit Name</u>	<u>Docket #</u>	<u>Unit Operator</u>	<u>Beginning Market Value</u>	<u>Deposits</u>	<u>Money Mkt Interest</u>	<u>CDARS Interest</u>	<u>Fees for 08/2012</u>	<u>Audit Costs</u>	<u>Ending Market Value</u>
PC313	0309	EQT	\$21,543.39	\$18.32	\$0.36	\$7.31	(\$1.80)	(\$2.13)	\$21,565.45



VIRGINIA: IN THE CIRCUIT COURT OF TAZEWELL COUNTY.

COURT FILE NO. CWF0400390

IN RE: DIANA DOLORES KISER, Deceased.

PROBATE OF WILL AND  
QUALIFICATION OF EXECUTOR & TRUSTEE

A paper writing purporting to be the last will and testament of DIANA DOLORES KISER, deceased, was this day presented to the Clerk by TERRI KISER FARLEY, a beneficiary or the executor, and offered for probate.

It appearing that the decedent resided at RR 4, BOX 654 NORTH TAZEWELL VA 24630, in County of Tazewell, Virginia, within the jurisdiction of this Court, and died on June 18, 2004; and the paper writing dated July 21, 2003, consisting of eleven (11) typewritten pages, having been executed and witnessed as provided by Sec. 64.1-87.1 or 64.1-87.2, Code of Virginia, it is ESTABLISHED and ADJUDGED to be the true last will and testament of DIANA DOLORES KISER, deceased, and is ORDERED to be recorded as such.

Thereupon TERRI KISER FARLEY, asked permission to qualify as Executor and Trustee, and such permission was GRANTED. TERRI KISER FARLEY then appeared, made oath as the law directs, and entered into and acknowledged before the Clerk a bond in the penalty of \$12,050.00, without surety, the will requesting that none be required. This bond, being payable and conditioned according to law, is ORDERED to be recorded.

Certificate is GRANTED the Executor & Trustee, for obtaining a probate of the will of DIANA DOLORES KISER, deceased, in due form.

The statement of responsibilities required by Sec. 64.1-122.1, Code of Virginia, and the written notice of probate and the affidavit referred to in Sec. 64.1-122.2, Code of Virginia, were given to the Executor. An Inventory by the Personal Representative is hereby waived.

JAMES E. BLEVINS, CLERK

*Betty G. Buchanan* DEPUTY Clerk  
June 15, 2004

**CERTIFICATION OF OFFICIAL RECORD**

Court File No. CWF0400390

VA. CODE §§ 8.01-389, 8.01-391;  
U.S. Const. art. IV, Sec. 1;  
28 U.S.C. § 1738

TAZEWELL CIRCUIT COURT Virginia, Circuit Court

**Clerk's Attestation**

I, the Clerk of this Court, attest that the annexed  
a copy of the Last Will and Probate of Diana Dolores Kiser, along with a  
copy of the List of Heirs and the Order of Probate entered on the 25th day  
of June 2004.  
DESCRIPTION OF ORIGINAL RECORD OR COPY

is an official record of this Court in my custody.

is a true, correct and complete copy of an official record of this Court in my custody and I am the  
custodian of that record. The annexed copy has been examined and compared with the original.

Given under my hand the seal of this Court on

09/16/2013

By: James E. Blevins

CLERK  DEPUTY CLERK

JAMES E. "BUDDY" BLEVINS

TYPED NAME OF CLERK



**Judge's Certification**

I, (a) (the Judge of this Court, certify that the above attestation of the duly qualified Clerk of this Court,  
is in proper form, and that the signature thereto is genuine.

09/16/2013  
DATE

Jack S. Hurley, Jr., Judge

JACK S. HURLEY, JR.

TYPED NAME OF JUDGE

**Clerks of Virginia Courts:** When an original record or copy of a record is transmitted to another Va.  
Court, only the clerk's attestation is required. When either an original record or copy is transmitted to a  
court outside Virginia, both the clerk's attestation and the judge's certification are required.

**Clerks of Other Courts:** The above attestation, the affixing of the Court's seal, and the certificate meet  
the requirements of 28 U.S.C. § 1738, entitling the record so attested and certified to full faith and credit.

LIST OF HEIRS  
COMMONWEALTH OF VIRGINIA

BOOK 065 PAGE 287 Case No.: CWF0400390

Tazewell County Circuit Court

DIANA DOLORES KISER  
NAME OF DECEDENT

June 18, 2004  
DATE OF DEATH

I/We, the undersigned, hereby state under oath that the following are all of the heirs of the Decedent:

NAMES OF HEIRS	ADDRESSES	RELATIONSHIP	AGE
TERRI KISER FARLEY	169 DEXTER STREET NORTH TAZEWELL, VA 24630	DAUGHTER	ADULT
KAREN KISER PETERS	<del>3612 N.W. NOB-LAWTON, OK 73505</del>	DAUGHTER	ADULT
HUBERT BRYANT KISER	<del>RR 4, BOX 654 NORTH TAZEWELL, VA 24630</del>	SON	ADULT

Karen Kiser Peters New Address: 9622 Crater Creek Rd.  
Faxon, OK 73540

Hubert Bryant Kiser - P.O. Box 191  
Matheny, WV 24860

I/we am/are (please check one):

- Proponent(s) of the will (no qualification)
- Personal representative(s) of the decedent's estate
- Heir-at-law of intestate decedent (no qualification within 30 days following death)

Given under my/our hand this twenty fifth day of June, 2004  
DATE

TERRI KISER FARLEY  
PRINTED NAME OF SUBSCRIBER

Terri K. Farley  
SIGNATURE OF SUBSCRIBER

PRINTED NAME OF SUBSCRIBER

SIGNATURE OF SUBSCRIBER

PRINTED NAME OF SUBSCRIBER

SIGNATURE OF SUBSCRIBER

State of Virginia

Tazewell County, to-wit:

Subscribed and sworn to before me by **TERRI KISER FARLEY**

this twenty fifth day of June, 2004

My commission expires: 12-31-07

Betty H. Buchanan  
CLERK/DEPUTY CLERK/NOTARY PUBLIC

VIRGINIA: In the Clerk's Office of the Tazewell County Circuit Court this twenty fifth day of June, 2004  
the foregoing LIST OF HEIRS was filed and admitted to record.  
Baptist Valley Lot 2  
C G Yost Sub, Jeffv. Dist  
092-B-02-0002

Teste: James E. Blevins  
CLERK

by Betty H. Buchanan Deputy Clerk

The  
Last Will  
and  
Testament  
of

Diana Delores Kiser

LAW OFFICES  
GILLESPIE, HART, ALTIZER & WHITESELL, P.C.  
P.O. BOX 718  
TAZEWELL, VIRGINIA 24651

LAST WILL AND TESTAMENT

I, DIANA DOLORES KISER, of Tazewell County, Virginia, declare this to be my last will and testament, and I hereby revoke all wills and codicils heretofore made by me.

ARTICLE 1

A. I may decide to leave a written statement or list identifying a person or persons to receive one or more items of my tangible personal property which are not otherwise specifically bequeathed by this will or any codicil hereto. If I do leave such a statement or list I intend that it be given effect at my death in accordance with the provisions of Virginia Code § 64.1-45.1 (or any successor provision then in force.)

B. I bequeath the rest and residue of my tangible personal property or, if I do not leave the written statement or list referred to in Paragraph A, all of my tangible personal property to my daughters, Terri Kiser Farley and Karen Kiser Peters, in shares considered by my Executor to be approximately equal in value (taking into account any gifts made to any child by the list referred to in Paragraph A.), with the issue of ~~any~~ deceased daughter to take such child's share. However, if any beneficiary is less than eighteen (18) years of age, my Executor may

*This instrument  
prepared by  
Lespie, Hart,  
Kiser &  
Whitwell, P.C.*

(a) deliver to the beneficiary or to a person standing in *loco parentis* to the beneficiary (or partially to each), without the intervention of a guardian, so much of the beneficiary's share as my Executor may deem appropriate, and

(b) sell the remainder of the beneficiary's share and add the net proceeds therefrom to the beneficiary's share in my residuary estate.

C. It is my intention to make equal provision for my daughters Terri Kiser Farley and Karen Kiser Peters (or issue of a deceased daughter as a group) in the distribution of my tangible personal property. Accordingly, if my Executor determines that my use of the written statement or list referred to in Paragraph A has resulted in any unequal economic treatment among these beneficiaries that cannot be eliminated by making adjustments in the distribution of my remaining tangible personal property as provided above, I bequeath unto the said Terri Kiser Farley and Karen Kiser Peters (or issue of a deceased daughter as a group) receiving a smaller share the amount my Executor determines necessary to equalize that share with the largest daughter's share.

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Altizer &  
Whitesoll, P.C.*

## ARTICLE 2

I devise and bequeath all of the rest and residue of my estate, real and personal, including all lapsed or failed bequests or devises (herein referred to as my "residuary estate"), as follows:

A. My Executor shall divide my residuary estate into as many equal shares as there are (i) surviving children of mine and (ii) deceased children of mine who left issue surviving at my death and, subject to the provisions of Article 3, I dispose of such shares as follows:

- (1) I give one share to each of my surviving children; and
- (2) I give one share to the issue of each of my deceased children who left issue surviving at my death.

### ARTICLE 3

If my son, Hubert Bryant Kiser, survives me, I devise and bequeath his share of my residuary estate to my Trustee, hereinafter named, IN TRUST, to hold and manage for Hubert Bryant Kiser's benefit during his lifetime. Taking into account all of Hubert Bryant Kiser's sources of income, support rights, and other resources of which my Trustee has knowledge, my Trustee shall either pay to or expend on his behalf as much of the trust's income and, if income is at any time insufficient, as much of the trust's principal as my Trustee deems necessary in order to insure his proper support, maintenance and health.

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This trust shall terminate upon the death of Hubert Bryant Kiser, and the assets shall be paid over, delivered and conveyed to his heirs pursuant to the laws of Virginia governing intestate succession to real estate that are in force on the date of this will; provided, however, that should any such heir be under the age of eighteen (18), such heir's share shall vest absolutely and indefeasibly in the heir but (i) it may be retained in trust by my Trustee, and used on behalf of the heir in accordance with the instructions contained in the preceding paragraph, until the heir reaches the age of eighteen (18), or (ii) my Trustee may (a) pay over, deliver and convey the property to a suitable person (who may be my Trustee) as Custodian for the heir under the Virginia Uniform Transfers to Minors Act (18); or (b) pay over, deliver and convey the property to the heir; or (c) utilize any combination of (i) and (ii), above.

If any beneficiary in Article 2, or any beneficiary of a pecuniary bequest in Article 1, is under the age of eighteen (18) years (herein referred to as the age of distribution) at the time that distribution of the beneficiary's share and/or bequest is to be made to the beneficiary, then I give the share and/or bequest of such beneficiary to my Trustee, in trust, to hold, manage and expend for the benefit of the beneficiary. Taking into account all sources of income, support rights, and other

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resources of the beneficiary of which my Trustee has knowledge, my Trustee shall either pay to or expend on behalf of the beneficiary as much of the trust income and, if income is at anytime insufficient, as much of the trust principal as my Trustee deems necessary in order to insure the beneficiary's proper support, maintenance, health and education.

This trust shall terminate when the beneficiary reaches the age of distribution, and the trust's assets shall be paid over, delivered, and conveyed to the beneficiary.

If the beneficiary should fail to attain the age of distribution, the trust's assets shall be paid over, delivered and conveyed to the beneficiary's heirs pursuant to the laws of Virginia governing intestate succession to realty and are in force on the date of this will; provided, however, that (i) should any such heir be the beneficiary of a trust created herein, and still in effect, the share of such heir shall be added to such trust and be held, managed and distributed as a part thereof, and (ii) should any other heir be under the age of eighteen (18), the share of such heir shall vest indefeasibly in the heir but (a) it may be retained in trust by my Trustee, and used on behalf of the heir in accordance with the instructions contained in the preceding paragraphs

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of this article, until the heir reaches the age of eighteen (18), or (b) it may be distributed pursuant to the provisions of the following paragraph.

If, at any time, the property held in trust for any beneficiary is an amount so small that, in the discretion of my Trustee, the continuation of the trust is not in the overall best interests of the beneficiary, then my Trustee may terminate the trust and (i) pay over, deliver and convey the property to a suitable person (who may be my Trustee) as Custodian for the beneficiary under the Virginia Uniform Transfers to Minors Act (18); or (ii) pay over, deliver and convey the property to the beneficiary; or (iii) utilize any combination of (i) and (ii).

#### ARTICLE 4

I nominate my daughter, Terri Kiser Farley, as my Executor and as the Trustee of any trust created herein; and I nominate Karen Kiser Peters as Successor Executor and as Successor Trustee, if such be required. No surety shall be required upon the bond of any executor or trustee nominated in this will.

#### ARTICLE 5

A. The term "tangible personal property" shall be construed as not including (i) motor vehicles, (ii) boats, or (iii) any other tangible personal property that, in the determination of my Executor, is (a) held primarily for investment purposes or (b) used in connection with any

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Illespie, Hart,  
Fitzer &  
Whitesell, P.C.*

business in which I may be engaged or in which I may have any interest at the time of my death; provided, however, this restrictive definition shall not be applicable to any written statement or list I may leave pursuant to § 64.1-45.1 of the Code of Virginia (or to any reference in this will to such a writing), it being my intent that any such written statement or list shall have the broadest possible scope under the law.

B. When the identity of a beneficiary is to be determined by relationship, (i) a relationship by or through legal adoption shall be treated the same as a blood relationship but (ii) a relationship by or through illegitimacy shall not be recognized.

C. When this will provides for a gift to a person's issue, then (i) the takers shall be those children and more remote lineal descendants of the person who would have taken the person's real property under the Virginia laws governing intestate succession that are in force on the date of this will if the person had died unmarried at the time this will provides for the issue to take such gift, and (ii) the shares of such takers shall also be determined by said laws.

D. Every trust created by this will shall be a spendthrift trust. Accordingly, neither the corpus nor the income of any trust created herein shall be subject to the liabilities of, or to alienation by, any beneficiary.

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E. The expenses of a funeral appropriate to my station in life and custom of living (including a suitable monument or marker for my grave) shall be paid by my Executor.

F. Where appropriate to the context, language expressed in (i) one gender shall include the other genders, and (ii) the singular shall include the plural and vice versa.

G. In addition to the powers now or hereafter granted by law, every fiduciary serving hereunder shall have all of the powers listed in Section 64.1-57 of the Code of Virginia as in force on the date of my death; provided, however, that the foregoing powers are exercisable only in a fiduciary capacity and may not be used by any fiduciary to enlarge or shift any beneficial interest except as an incidental consequence of the discharge of fiduciary duties.

H. If any fiduciary hereunder is required (or desires) to make any payment, delivery or conveyance to a beneficiary who, in the absolute discretion of the fiduciary, is believed to be lacking the ability to manage property and business affairs effectively by reason of mental illness, mental deficiency, physical illness or disability, chronic use of drugs, chronic intoxication, confinement, detention by a foreign power, disappearance, minority, or other disabling cause, I authorize the fiduciary to make such payment, delivery or conveyance to a suitable

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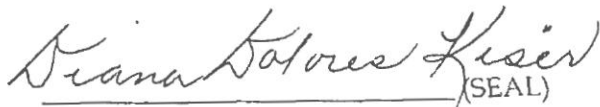
person (who may be such fiduciary) as Custodial Trustee for the beneficiary pursuant to the terms of the Virginia Uniform Custodial Trust Act.

I. My Trustee may consolidate any trust created herein with any other trust created by me, or another person, which has the same Trustee and substantially the same dispositive provisions.

J. If the terms of this will provide for the creation of a trust for any beneficiary and if, in my Executor's discretion, the facts and circumstances existing at the time for the funding of such trust indicate that the creation of such a trust is not in the overall best interests of the beneficiary, then I authorize my Executor to not fund such trust but, instead, (i) to pay over, deliver and convey the property to a suitable person (who may be my Executor) as Custodian for the beneficiary under the Virginia Uniform Transfers to Minors Act (18); or (ii) to pay over, deliver and convey the property to the beneficiary; or (iii) to utilize any combination of (i) and (ii). My Executor may make such decisions in regard to any beneficiary and not make such decisions in regard to any other beneficiary.

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IN WITNESS WHEREOF, I have hereunto set my hand and seal to this, my last will and testament, on this 21<sup>st</sup> day of July, 2003.

  
Diana Dolores Kiser, Testatrix (SEAL)

The Testatrix signed the foregoing instrument and declared it to be Testatrix's last will and testament in our joint presence and we, in Testatrix's presence and in the presence of each other and at Testatrix's request, hereunto subscribe our names as attesting witnesses thereto.

Robert B. Altizer  
Witness

Tazewell Va.  
Address

Richard C. Patterson  
Witness

Tazewell VA  
Address

STATE OF VIRGINIA

COUNTY OF TAZEWELL:

Before me, the undersigned authority, on this day, personally appeared Diana Dolores Kiser, Robert B. Altizer and Richard C. Patterson, known to me to be the Testatrix and the witnesses, respectively, whose names are signed to the attached or foregoing instrument and, all of these persons being by me first duly sworn, the Testatrix declared to me and to the witnesses in my presence that said instrument is Testatrix's last will and testament and that Testatrix had willingly signed and executed it in the presence of said witnesses as Testatrix's free and voluntary act for the purposes therein expressed; that said witnesses stated before me that the foregoing will was executed and acknowledged by the Testatrix as Testatrix's last will

This instrument prepared by Gillespie, Hart, Altizer & Whitesell, P.C.

and testament in the presence of said witnesses who, in Testatrix's presence and at Testatrix's request, and in the presence of each other, did subscribe their names thereto as attesting witnesses on the day of the date of said will, and that the Testatrix, at the time of the execution of said will, was over the age of 18 years and of sound and disposing mind and memory.

Diana Dolores Kiser  
Diana Dolores Kiser, Testatrix

Robert D. Allen  
Witness

James C. Patton  
Witness

Subscribed, sworn and acknowledged before me by Diana Dolores Kiser, the Testatrix, and the Witnesses, this 21<sup>st</sup> day of July, 2003.

(SEAL)

Michael J. Bell  
Notary Public for the State of Virginia

My commission expires 12.31.04

*is instrument  
prepared by  
Lespie, Hart,  
Kiser &  
Witesell, P.C.*



**AFFIDAVIT OF DESCENT**

STATE OF VIRGINIA §  
 COUNTY OF WASHINGTON §

MILDRED C. MILLER (Affiant) of NANCY E. COUNTS  
 of lawful age, being first duly sworn, according to law, deposes and says that he/she is an heir of  
NANCY E. COUNTS (Decedent): that the said Decedent departed this life as a resident of  
NORTON (city/town) in the County of WISE, State  
 of VIRGINIA on the 23 day of JANUARY, 1998, being 102  
 years of age at the time of his/her death.

Affiant further swears that the following is a true, correct and complete statement of the family history of said Decedent, and shows who are the sole and only heirs at law:

Was the deceased married or single at the time of his/her death? WIDOW  
 Name of husband or wife: WILSON E. COUNTS  
 Is such husband or wife now living? NO  
 If so, please provide his/her address: \_\_\_\_\_  
 If dead, please give date of death: OCTOBER 12 - 1979  
 If married more than once, so state and give name of each spouse: \_\_\_\_\_  
 Did deceased ever have any children? YES If so, how many? 2

Please give all information called for in the following blanks for the spouse of Decedent and for all children of Decedent, both living and dead:

Name of Heir Address City/State/Zip	Relationship	Age	Date of Birth	Living or Dead* (include date of death, if applicable)	Interest Inherited
<u>WILSON E. COUNTS</u> <u>227 28-3783</u>	<u>SPOUSE</u>	<u>81</u>	<u>DEC. 17 1897</u>	<u>OCT-12-1979</u>	
<u>VIVIAN C. ASBURY</u> <u>226-22-9862</u>	<u>DAUGHTER</u>	<u>76</u>	<u>APR-12 1922</u>	<u>LIVING</u>	<u>1/2</u>
<u>MILDRED C. MILLER</u>	<u>DAUGHTER</u>	<u>71</u>	<u>AUG 13 1926</u>	<u>LIVING</u>	<u>1/2</u>

(If additional space is required, please use the reverse side.)

\*State whether or not deceased heirs left any descendants, giving names, addresses and ages: \_\_\_\_\_

Did the Decedent leave a will or wills disposing of any part of his or her property? NO Was there an administration of the estate of the Decedent? NO If so, in what County and State was the administration conducted? \_\_\_\_\_

IN TESTIMONY WHEREOF, I hereunto subscribe my name this 10<sup>th</sup> day of July, 1998.

Mildred C. Miller  
Affiant

I, FAY H. STAPLETON, a Notary Public in and for the State and County shown above, hereby certify that the foregoing affidavit was subscribed, acknowledged, and sworn to before me by 10<sup>th</sup> on this July day of FRIDAY, 1998.

Fay H. Stapleton  
Notary Public

My Commission Expires: 8/31/01

This instrument was prepared by: R. B. MILLER

Robert B. Miller  
15349 Skyland Ave.  
Bristol, VA 24202-3745

OFFICE OF VITAL STATISTICS

CERTIFIED COPY

CERTIFICATE OF DEATH  
FLORIDA

TYPE OR  
PRINT IN  
PERMANENT  
BLACK INK

LOCAL FILE NO. 1104

1. DECEDENT'S NAME: Mildred Counts Miller, Female

2. DATE OF DEATH: September 25, 2000

3. SOCIAL SECURITY NUMBER: 228-22-9862

4. AGE: 74

5. DATE OF BIRTH: August 23, 1926

6. BIRTHPLACE: Dickenson, Virginia

7. PLACE OF DEATH: Hospital - Inpatient

8. COUNTY OF DEATH: Alachua

9. CITY, TOWN, OR LOCATION OF DEATH: Gainesville

10. DECEDENT'S USUAL OCCUPATION: School Teacher

11. MARITAL STATUS: Married

12. SURVIVING SPOUSE: Robert Miller

13. RESIDENCE - STATE: Virginia, COUNTY: Bristol, CITY, TOWN, OR LOCATION: Bristol, STREET AND NUMBER: 15349 Skyland Ave.

14. ZIP CODE: 24202

15. RACE: White

16. DECEDENT'S EDUCATION: College (1-4 of 5)

17. FATHER'S NAME: Wilson E. Counts

18. MOTHER'S NAME: Elizabeth Kiser

19. INFORMANT'S NAME: Robert Miller

20. MAILING ADDRESS: 15349 Skyland Ave., Bristol, Virginia 24202

21. METHOD OF DISPOSITION: Removal from State

22. PLACE OF DISPOSITION: Forest Hills Memory, Abingdon, Virginia

23. SIGNATURE OF FUNERAL SERVICE LICENSEE OR PERSON ACTING AS SUCH: [Signature]

24. LICENSE NUMBER: 3866

25. NAME AND ADDRESS OF FACILITY: Prestwood Funeral Home, 270 U.S. 301 North Baldwin, FL 32234

26. SIGNATURE OF CERTIFYING PHYSICIAN: Abraham Joseph Layon

27. DATE SIGNED: 10/9/00

28. HOUR OF DEATH: 11:55 P. M.

29. NAME OF ATTENDING PHYSICIAN IF OTHER THAN CERTIFIER: Abraham Joseph Layon, P.O. Box 100254, Gainesville, Florida 32610

30. SUBREGISTRAR SIGNATURE AND DATE: [Signature], 10/24/00

31. REGISTRAR SIGNATURE AND DATE: [Signature], 10/24/00

32. PART I: IMMEDIATE CAUSE OF DEATH: Respiratory Failure

33. UNDERLYING CAUSE: Multiple System Organ Failure

34. OTHER CAUSE: Chronic Mesenteric Ischemia

35. PART II: Other significant conditions contributing to death but not resulting in the underlying cause given in Part I

36. WAS AN AUTOPSY PERFORMED? No

37. WERE AUTOPSY FINDINGS USED TO COMPLETE CAUSE OF DEATH? No

38. CASE REPORT TO MEDICAL EXAMINER? No

39. IF FEMALE: WAS THERE A PREGNANCY IN THE PAST 3 MONTHS? No

40. IF SURGERY IS MENTIONED IN PART I OR II ENTER CONDITION FOR WHICH IT WAS PERFORMED

41. DATE OF SURGERY

42. PROBABLE MANNER OF DEATH: Natural

43. DATE OF INJURY

44. TIME OF INJURY

45. INJURY AT WORK? No

46. DESCRIBE HOW INJURY OCCURRED

47. PLACE OF INJURY: Natural

48. LOCATION

VOID IF ALTERED OR ERASED

THIS IS A CERTIFIED TRUE AND CORRECT COPY OF THE OFFICIAL RECORD ON FILE IN THIS OFFICE

[Signature] State Registrar

OCT 24 2000



WARNING: 8518451

THIS DOCUMENT IS PRINTED OR PHOTOCOPIED ON SECURITY PAPER WITH A WATERMARK OF THE GREAT SEAL OF THE STATE OF FLORIDA. DO NOT ACCEPT WITHOUT VERIFYING THE PRESENCE OF THE WATERMARK.

HEALTH

**COMMONWEALTH OF VIRGINIA - CERTIFICATE OF DEATH**  
**DEPARTMENT OF HEALTH - DIVISION OF VITAL RECORDS - RICHMOND**

COPY A

FOR DIVISION OF VITAL RECORDS

	REGISTRATION AREA NUMBER <b>197</b>	CERTIFICATE NUMBER <b>124</b>	STATE FILE NUMBER
DECEDENT	1. FULL NAME OF DECEDENT (first) (middle) (last) <b>VIVIAN COUNTS ASBURY</b>		2. SEX male <input type="checkbox"/> female <input checked="" type="checkbox"/>
	3. DATE OF DEATH (mo) (day) (year) <b>MAY 17, 2012</b>	4. AGE <b>90</b> years	5. DATE OF BIRTH (mo) (day) (year) <b>APRIL 12, 1922</b>
PLACE OF DEATH	7. NAME OF HOSPITAL OR INSTITUTION OF DEATH (if none, so state) <b>HOME</b>		8. COUNTY OF DEATH (if independent city, leave blank) <b>WISE</b>
	9. CITY OR TOWN OF DEATH <b>WISE</b>	10. STREET ADDRESS OR RT. NO. OF PLACE OF DEATH <b>111 CAROLINA ROAD</b>	
USUAL RESIDENCE OF DECEDENT	11. STATE (OR FOREIGN COUNTRY) OF DECEDENT'S RESIDENCE <b>VIRGINIA</b>		12. COUNTY OF DECEDENT'S RESIDENCE (if independent city, leave blank) <b>WISE</b>
	13. CITY OR TOWN OF RESIDENCE <b>WISE</b>	14. STREET ADDRESS OR RT. NO. OF RESIDENCE <b>111 CAROLINA ROAD</b>	ZIP CODE <b>24293</b>
PERSONAL DATA OF DECEDENT	15. NAME OF DECEDENT'S FATHER <b>WILSON EVAN COUNTS</b>		16. MAIDEN NAME OF DECEDENT'S MOTHER <b>NANCY ELIZABETH KISER</b>
	17. RACE OF DECEDENT <b>WHITE</b>	18. OF HISPANIC ORIGIN? (If yes, specify Cuban, Mexican, Puerto Rican, etc.) <input checked="" type="checkbox"/> no <input type="checkbox"/> yes	19. EDUCATION (Specify only highest grade completed) Elementary/Secondary (0-12) _____ College (1-4 or 5 +) <b>4</b>
	20. CITIZEN OF WHAT COUNTRY <b>USA</b>	21. BIRTHPLACE (state or country) <b>VIRGINIA</b>	22. NEVER MARRIED <input type="checkbox"/> DIVORCED <input type="checkbox"/> MARRIED <input type="checkbox"/> WIDOWED <input checked="" type="checkbox"/>
	24. SOCIAL SECURITY NUMBER <b>227-28-3783</b>	25. USUAL OR LAST OCCUPATION <b>TEACHER</b>	26. KIND OF BUSINESS OR INDUSTRY <b>SCHOOL SYSTEM</b>
	27. INFORMANT - OR SOURCE OF INFORMATION - RELATIONSHIP <b>JUDY BISHOP - DAUGHTER</b>		
CAUSE OF DEATH	28. PART I. Enter the diseases, injuries, or complications that caused the death. Do not enter the mode of dying, such as cardiac or respiratory arrest, shock, or heart failure. List only one cause on each line. IMMEDIATE CAUSE (Final disease or condition resulting in death) → (A) <b>Alzheimer's Dementia</b> DUE TO (OR AS A CONSEQUENCE OF):		INTERVAL BETWEEN ONSET AND DEATH
TO PHYSICIAN:	(B) DUE TO (OR AS A CONSEQUENCE OF): Sequentially list conditions, if any, leading to immediate cause. Enter UNDERLYING CAUSE (Disease or injury that initiated events resulting in death) LAST.		
NOTE: if "Pending" must be indicated, so state in part 1 and notify registrar of final decision as soon as possible.	PART II. Other significant conditions contributing to death but not resulting in the underlying cause given in Part I.		28a. AUTOPSY? AUTHORIZED BY. <input type="checkbox"/> yes <input checked="" type="checkbox"/> no
MEDICAL CERTIFICATION	28b. IF FEMALE, WAS THERE A PREGNANCY IN PAST 3 MONTHS? yes <input type="checkbox"/> no <input checked="" type="checkbox"/> unknown <input type="checkbox"/>	28c. IF EXTERNAL CAUSE, IT WAS PRIMARY <input type="checkbox"/> or CONTRIBUTING <input type="checkbox"/> TO CAUSE OF DEATH	28d. DESCRIBE HOW INJURY RELATING TO DEATH OCCURRED
	28e. TIME OF INJURY (mo) (day) (year) A.M. _____ P.M. _____	28f. INJURY OCCURRED while at work <input type="checkbox"/> not while at work <input type="checkbox"/>	28g. PLACE OF INJURY (home, farm, factory, street, office bldg., etc.) 28h. (city or town) (county) (state)
	28i. To the best of my knowledge, death occurred at <b>3:47</b> (a.m.) (p.m.) on the date and place and from the cause(s) state		DATE SIGNED: <b>5/29/12</b>
	ACTUAL SIGNATURE: <b>Allen Mullins</b>		
	NAME OF ATTENDING PHYSICIAN (Type or Print) <b>ALLEN MULLINS M.D.</b>		ADDRESS OF ATTENDING PHYSICIAN <b>96 15TH STREET NW STE 104 NORTON VA</b>
FUNERAL DIRECTOR	29. BURIAL <input checked="" type="checkbox"/> REMOVAL <input type="checkbox"/> CREMATION <input type="checkbox"/>	30. PLACE OF BURIAL, REMOVAL, ETC. (name of cemetery or crematory) (city or county) (state) <b>WISE CEMETERY WISE VA</b>	
	31. (Signature of funeral director or person submitting the certificate) <b>[Signature]</b>		NAME OF FUNERAL HOME AND ADDRESS <b>STURGILL FUNERAL HOME P O BOX 1068 WISE VA 24293</b>
REGISTRAR	32. (signature of registrar) <b>[Signature]</b>		DATE RECORD FILED: <b>May 31, 2012</b>
	RESERVED FOR REGISTRAR'S USE		

MARGIN RESERVED FOR BINDING  
 IMPORTANT: Use black ribbon in binder; or print legibly with ball-point pen having black unbleeding ink. This is a permanent record and subject to reproduction by microfilm and other photographic process.

THIS IS TO CERTIFY THAT THIS IS A TRUE REPRODUCTION OF THE ORIGINAL DEATH CERTIFICATE FILED IN THE WISE COUNTY HEALTH DEPARTMENT, WISE, VIRGINIA.

DEPARTMENT OF HEALTH  
 DATE FILED: **May 31, 2012**

DEPUTY REGISTRAR **[Signature]**

**REAL ESTATE AFFIDAVIT**  
COMMONWEALTH OF VIRGINIA VA. CODE § 64.2-510

Court File No. CWF12-236

RUSSELL COUNTY

Circuit Court

MILDRED COUNTS MILLER

NAME OF DECEDENT

DATE OF DEATH

THOMAS ASBURY

NAME AND ADDRESS OF SUBSCRIBER

P. O. BOX 2386 WISE, VA 24293

I have an interest as HEIR-AT-LAW in the real property of the decedent; AND/OR

I qualified in \_\_\_\_\_ as  
NAME OF COURT

the personal representative of the above-named decedent, who died intestate as to the real estate described herein, and who, at the time of death, was seized of real property in this jurisdiction, briefly described as

RUSSELL COUNTY

The name and last known address of decedent's heirs are:

NAMES OF HEIRS	ADDRESSES	RELATIONSHIP	AGE
ROBERT MILLER	BRISTOL, VIRGINIA	HUSBAND	DECEASED
ROBERT WILSON MILLER	GAINESVILLE, FLORIDA	SON	ADULT
ROBIN MILLER	FLORIDA	DAUGHTER	ADULT

11-14-12

DATE

Thomas Asbury

SIGNATURE OF SUBSCRIBER

State/Commonwealth of Virginia [ ] City [  ] County of Russell

Subscribed and sworn to before me

by Thomas Asbury

PRINT NAME OF SIGNATORY

this 14<sup>th</sup> day of November, 20 12

Shila Kotto  
[ ] CLERK [  ] DEPUTY CLERK [ ] NOTARY PUBLIC

My commission expires \_\_\_\_\_

Registration No. \_\_\_\_\_

VIRGINIA: In the Clerk's Office of the Russell Circuit Court this 14<sup>th</sup> day of November, 20 12 the foregoing AFFIDAVIT was filed and admitted to record.

Teste: \_\_\_\_\_

By: Shila Kotto <sup>CLERK</sup> Deputy Clerk

**REAL ESTATE AFFIDAVIT**  
COMMONWEALTH OF VIRGINIA VA. CODE § 64.2-510

Court File No. CWF12-237

RUSSELL COUNTY

Circuit Court

VIVIAN ASBURY

NAME OF DECEDENT

05/25/2012

DATE OF DEATH

THOMAS ASBURY

NAME AND ADDRESS OF SUBSCRIBER

P. O. BOX 2386 WISE, VA 24293

I have an interest as HEIR-AT-LAW in the real property of the decedent; AND/OR

I qualified in \_\_\_\_\_ as  
NAME OF COURT

the personal representative of the above-named decedent, who died intestate as to the real estate described herein, and who, at the time of death, was seized of real property in this jurisdiction, briefly described as

RUSSELL COUNTY

The name and last known address of decedent's heirs are:

NAMES OF HEIRS	ADDRESSES	RELATIONSHIP	AGE
THOMAS ASBURY	WISE, VIRGINIA	HUSBAND	DECEASED
THOMAS ASBURY	WISE, VIRGINIA	SON	ADULT
DARLIS HOWARD	SEYMOUR, TN	DAUGHTER	ADULT
JUDY BISHOP	WISE, VIRGINIA	DAUGHTER	ADULT

11-14-12

DATE

Thomas Asbury  
SIGNATURE OF SUBSCRIBER

State/Commonwealth of Virginia [ ] City  County of Russell

Subscribed and sworn to before me

by Thomas Asbury  
PRINT NAME OF SIGNATORY

this 14th day of November, 20 12

Sheila Kotton  
[ ] CLERK  DEPUTY CLERK [ ] NOTARY PUBLIC

My commission expires \_\_\_\_\_

Registration No. \_\_\_\_\_

VIRGINIA: In the Clerk's Office of the Russell Circuit Court this 14th day of November, 20 12 the foregoing AFFIDAVIT was filed and admitted to record.

Teste: \_\_\_\_\_

By: Sheila Kotton <sup>CLERK</sup>, Deputy Clerk

March 21, 2014



EQT Production Company  
P.O. Box 23536  
Pittsburgh, PA 15222

ATTENTION: Kristie Rudick

Re: **Permanent Release of CBM Royalty**  
**11 Wells as shown on Exhibit A**  
**Dickenson, Buchanan, and Russell Counties, Virginia**

Dear Kristie:

As you are aware, EQT Production Company ("EQT") has drilled the coalbed methane gas wells which are identified on the attached Exhibit A either under pooling orders from the Virginia Gas and Oil Board ("Board") or as voluntary drilling units. For these wells, we are listed as having conflicting claims with the gas owners.

EQT, as operator of these units, has placed or will place all royalty proceeds attributable to the conflicting claims as it relates to CBM ownership into an escrow or suspense account. In order to allow release of the royalty proceeds, RRPM hereby waives any claims to past or to future royalties attributable to the CBM ownership for the portion of the tract included in the well units identified on the attached Exhibit A.

RRPM is requesting EQT to initiate distribution directly to the gas owners of all current royalties, as well as all future royalties, attributable to their interests in these wells.

If you have any questions, please do not hesitate to call me at 276-619-2583.

Sincerely,

RANGE RESOURCES-PINE MOUNTAIN, INC.

Phil Horn  
Land Manager

Enclosures

cc: Debbie Louthian, RRPM  
George Heflin, EQT  
Rita Barrett, EQT

EXHIBIT A

WELL NUMBER	TRACT TO RELEASE	TRACT NAME
VC-702975	TC-180	Hagan & Rasnick
VC-537244	TC-184	W. L. Counts
VC-535907	TC-220	Z. T. Sutherland
VC-503308	TC-219	J. H Powers
VC-503308	TC-220	Z. T. Sutherland
VC-537637	TC-151	L. M. Powers
VC-704256	T2-123	Hagan & Rasnick
VC-502974	TC-223	John Duty
VC-537811	TC-186	D. E. Mullins
VC-751313	T2-177	H. & E. L. Kiser
VC-551315	TC-214	Elihu L. Kiser
VC-504482	TC-154	Noah Smith

10'

Latitude 37° 07' 30"

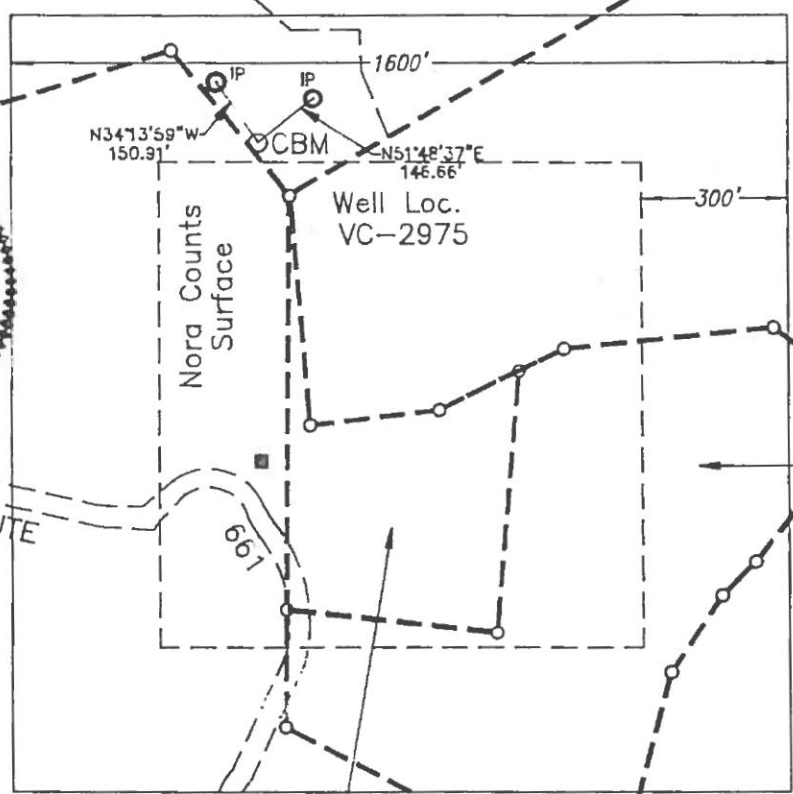
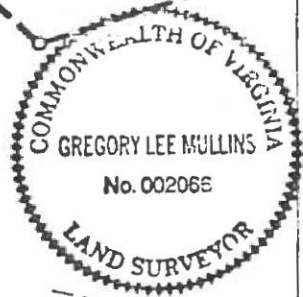
NOTES:  
Elevation determined by  
Trigometric leveling from  
Clinchfield # 6 Monument.

Ls. # 241490L, T-222  
Jonas B. Grizzle Tr.  
139.00 Ac.  
Clinchfield Coal Co. /  
Pyxis Resources Co. - COAL  
Pine Mountain Oil & Gas Co. -  
OIL & GAS  
GAS 4.88 Ac., 8.30%

*Final Plat  
(D60 File)*

ANTHONY WIENGARTEN ET AL  
17.30 Ac.  
SUR.

Ls. # 241490L, T-265  
Susan D. Counts Tr.  
54.44 Ac.  
Clinchfield Coal Co. /  
Pyxis Resources Co. - COAL  
Pine Mountain Oil & Gas Co. -  
OIL & GAS  
GAS 14.39 Ac., 24.49%



VA. STATE ROUTE  
661

Ls. # 241490L, T-261  
E. S. Counts Tr.  
1500.00 Ac.  
Clinchfield Coal Co. /  
Pyxis Resources Co. - COAL  
Pine Mountain Oil & Gas Co. -  
OIL & GAS  
GAS 18.89 Ac., 32.15%

Ls. # 241710L  
Jack Counts Tr.  
32.00 Ac.  
OIL & GAS  
Ls. # 244792L, TC-180  
Clinchfield Coal Co. /  
Pyxis Resources Co. - COAL  
GAS 13.23 Ac., 22.51%

Ls. # 241591  
Charles B. Counts Tr.  
175.00 Ac.  
OIL & GAS  
Ls. # 244792L, TC-180  
Clinchfield Coal Co. /  
Pyxis Resources Co. - COAL  
GAS 2.50 Ac., 4.25%

S.D. Nora Counts Tr.  
34.00 Ac.  
OIL & GAS  
Ls. # 244792L, TC-180  
Clinchfield Coal Co.  
Pyxis Resources Co.  
COAL  
GAS 4.88 Ac., 8.30%

Clinchfield Coal Co. Coords.  
N - 5,842.15  
E - 29,988.79  
  
State Plane Coords.  
N - 307,022  
E - 897,933

Area of Unit = 58.77 Ac.

- Proposed Well Loc.
- Mineral Line
- Surface Line

WELL LOCATION PLAT

COMPANY EQUITABLE RESOURCES ENERGY CO. WELL NAME AND NUMBER VC-2975  
TRACT NO. T-299 ELEVATION 2296.42 QUADRANGLE NORA  
COUNTY DICKENSON DISTRICT ERVINTON SCALE 1" = 400' DATE 10-13-97  
This Plat is a new plat    ; an updated plat    ; or a final location plat X

+ 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.

*Greg Mullins*  
\_\_\_\_\_  
Licensed Land Surveyor

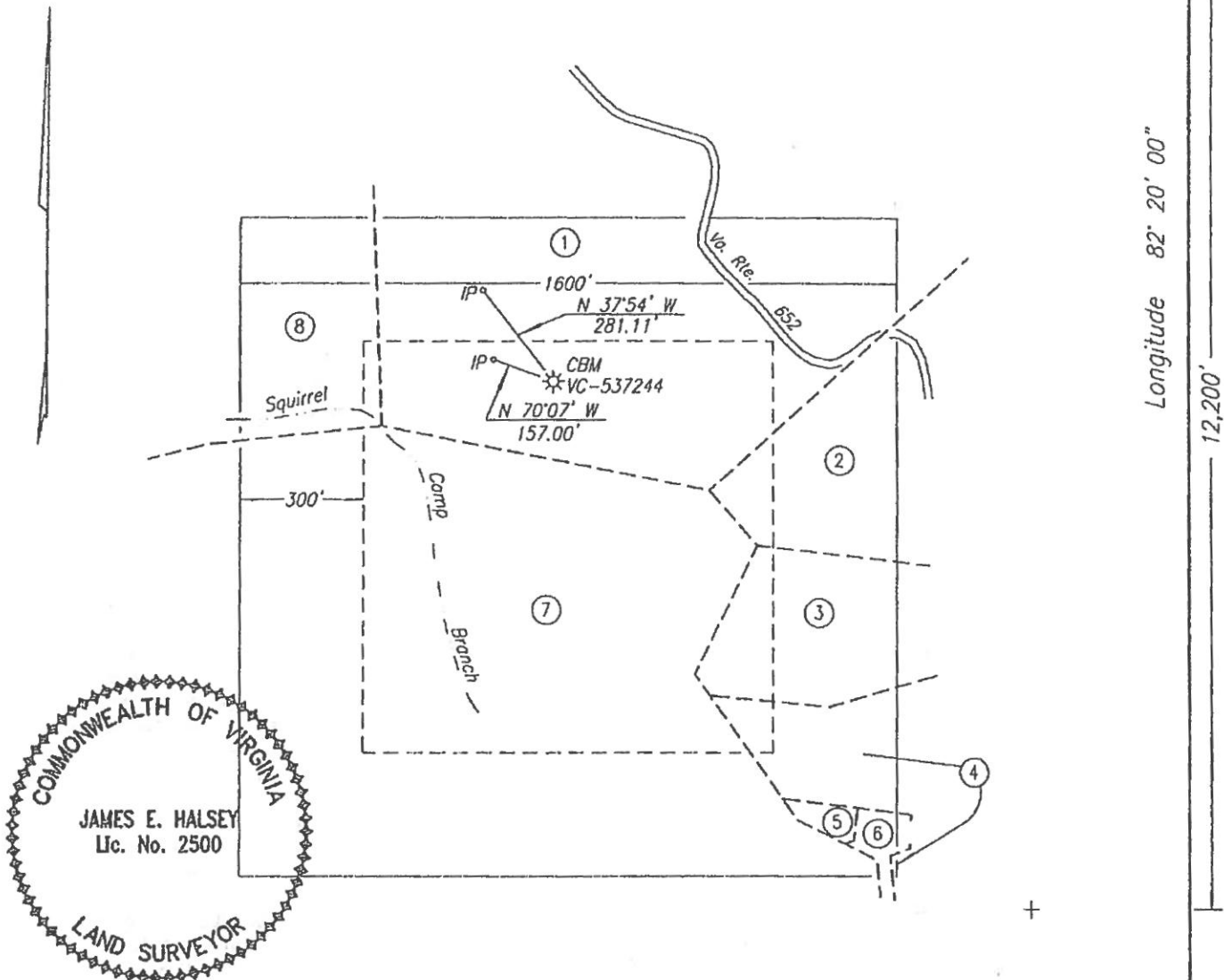
1,940'

Well Coordinates: (Geographic N27)  
37.133188° -82.340029°

Latitude 37° 10' 00"

Longitude 82° 20' 00"

12,200'



The undersigned hereby certifies that the final location is within ten (10') feet of the location shown on the well plat dated 11-05-2007.

Well elevation determined by GPS survey from Mon. Hatchel

**FINAL PLAT**

Area of Unit = 58.77 Ac.

Well Coordinates: (VA St. Plane S. Zone, Calculated from CCC coordinates)  
N 313,975 E 880,879

Well Coordinates: (Clinchfield Coal Co.)  
N 12,101.70 E 12,661.64

WELL LOCATION PLAT

COMPANY Equitable Production Company WELL NAME AND NUMBER VC-537244  
TRACT NO. Lease No. 241494L ELEVATION 1,925.01' QUADRANGLE Haysi  
COUNTY Dickenson DISTRICT Ervington SCALE 1" = 400' DATE 2-13-2008

This Plat is a new plat ; 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.

James E. Halsey  
Licensed Professional Engineer or Licensed Land Surveyor

VC-537244 PLAT  
TRACT OWNERSHIP INFORMATION SCHEDULE  
2/13/2008

1. Lease No. 241494L  
89.00 Acres  
Freddie Mullins - 5/8 int. - surface, coal, oil, gas & CBM  
Carol Buchanan - 3/8 int. - surface, coal, oil, gas & CBM  
Gas 15.62 Ac. 26.58%

2. Lease No. 906889 / TC-184  
W. L. Counts  
154.71 Acres  
ACIN, LLC - coal  
Alpha Land and Reserves, LLC - coal lessee  
WBRD, LLC - coal  
Dickenson-Russell Coal Company, LLC - coal lessee  
Range Resources-Pine Mountain, Inc. - (CBM)  
Lease No. 906859L  
Ronnie S. Rasnick, et ux - oil & gas (CBM) *5.61 total*  
P/O 25 Acres  
Gas 3.51 Ac. 5.97%

3. Lease No. 906889 / TC-184  
W. L. Counts  
154.71 Acres  
ACIN, LLC - coal  
Alpha Land and Reserves, LLC - coal lessee  
WBRD, LLC - coal  
Dickenson-Russell Coal Company, LLC - coal lessee  
Range Resources-Pine Mountain, Inc. - (CBM)  
Lease No 907169  
Hulah Lloyd Bently Revocable Trust / Joan Greever  
Revocable Trust of 2003 - oil & gas (CBM)  
7 Acres  
Gas 3.50 Ac. 5.96%

4. Lease No. 906889 / TC-184  
W. L. Counts  
154.71 Acres  
ACIN, LLC - coal  
Alpha Land and Reserves, LLC - coal lessee  
WBRD, LLC - coal  
Dickenson-Russell Coal Company, LLC - coal lessee  
Range Resources-Pine Mountain, Inc. - (CBM)  
Lease No. 906942  
Ronnie S. Rasnick, et ux - oil & gas  
6 Acres  
Gas 2.10 Ac. 3.57% *5.61 total*

5. Lease No. 906889 / TC-184  
W. L. Counts  
154.71 Acres  
ACIN, LLC - coal  
Alpha Land and Reserves, LLC - coal lessee  
WBRD, LLC - coal  
Dickenson-Russell Coal Company, LLC - coal lessee  
Range Resources-Pine Mountain, Inc. - (CBM)  
Leased  
Joseph E. Stanley, et ux - oil & gas  
1 Acre  
Gas 0.25 Ac. 0.43%

- 6 . Lease No. 906889 / TC-184  
W. L. Counts  
154.71 Acres  
ACIN, LLC - coal  
Alpha Land and Reserves, LLC - coal lessee  
✓ WBRD, LLC - coal  
Dickenson-Russell Coal Company, LLC - coal lessee  
Range Resources-Pine Mountain, Inc. - (CBM)  
Unleased  
Arrington Cemetery - oil & gas (CBM)  
? Acres  
Gas 0.29 Ac. 0.49%
- 7 . Lease No. 906889 / T-1  
Ayers & Aston  
205.14 Acres  
Heartwood Forestland Fund IV, L.P. - surface  
ACIN, LLC - coal  
Alpha Land and Reserves, LLC - coal lessee  
WBRD, LLC - coal  
Dickenson-Russell Coal Company, LLC - coal lessee  
Range Resources-Pine Mountain, Inc. - (CBM)  
Gas 29.47 Ac. 50.14%
- 8 . Lease No. 906889 / T-286  
Solomon Fleming  
104.2 Acres  
Heartwood Forestland Fund IV, L.P. - surface  
ACIN, LLC - coal  
Alpha Land and Reserves, LLC - coal lessee  
WBRD, LLC - coal  
Dickenson-Russell Coal Company, LLC - coal lessee  
Range Resources-Pine Mountain, Inc. - (CBM)  
Gas 4.03 Ac. 6.86%

1,910'

Well Coordinates: (Geographic N27)  
37.069905° -82.214891°

Latitude 37° 05' 00"

Lease No. 245243L  
 Irma Jean Phillips - oil & gas  
 5.75 Acres  
 Lease No. 244792L / TC-220  
 ACIN LLC - 48% coal  
 Alpha Land & Reserves LLC - coal lessee  
 WBRD LLC - 48% coal  
 Dickenson-Russell Coal Company LLC - coal lessee  
 Z. T. Sutherland Heirs - 52% coal  
 Pine Mountain Oil & Gas, Inc. - CBM  
 Gas 2.41 Ac. 4.10%

Lease No. 241838L  
 Norma K. Sutherland, et al - surface, oil & gas  
 28.5 Acres  
 Lease No. 244792L / TC-220  
 ACIN LLC - 48% coal  
 Alpha Land & Reserves LLC - coal lessee  
 WBRD LLC - 48% coal  
 Dickenson-Russell Coal Company LLC - coal lessee  
 Z. T. Sutherland Heirs - 52% coal  
 Pine Mountain Oil & Gas, Inc. - CBM  
 Gas 11.54 Ac. 19.64%

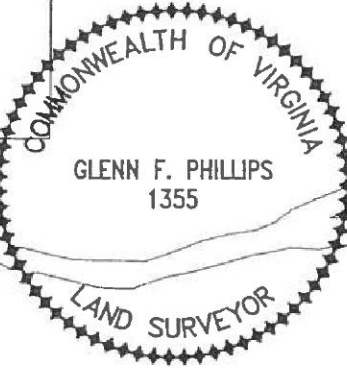
Lease No. 241490L / T-390  
 S. D. Sutherland  
 160.00 Acres  
 Heartwood Forestland Fund IV, L.P.  
 Pyxis Resources Company - surface  
 ACIN LLC - coal  
 Alpha Land & Reserves LLC - coal lessee  
 WBRD LLC - coal  
 Dickenson-Russell Coal Company LLC - coal lessee  
 Pine Mountain Oil & Gas, Inc. - oil, gas & CBM  
 Gas 32.21 Ac. 54.80%

Lease No. 241490L / T-416  
 S. D. Sutherland  
 333.19 Acres  
 ACIN LLC - coal  
 Alpha Land & Reserves LLC - coal lessee  
 WBRD LLC - coal  
 Dickenson-Russell Coal Company LLC - coal lessee  
 Pine Mountain Oil & Gas, Inc. - oil, gas & CBM  
 Gas 12.61 Ac. 21.46%

Heartwood Forestland Fund IV, L.P. - surface

N/F F. P. Sutherland - surface

DMLR Permit No. 1201108



Well Coordinates: (VA St. Plane S. Zone,  
 Calculated from CCC coordinates)  
 N 289,493 E 916,423

Well Coordinates: (Clinchfield Coal Co.)  
 S 10,939.41 E 49,159.91

Well elevation determined by GPS  
 survey from BM Y 109

Area of Unit = 58.77 Ac.

### WELL LOCATION PLAT

COMPANY Equitable Production Company WELL NAME AND NUMBER VC-535907  
 TRACT NO. T-390 ELEVATION 1,635.40' QUADRANGLE Duty  
 COUNTY Dickenson DISTRICT Ervinton SCALE 1" = 400' DATE 3-02-2004

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

EX 407-203

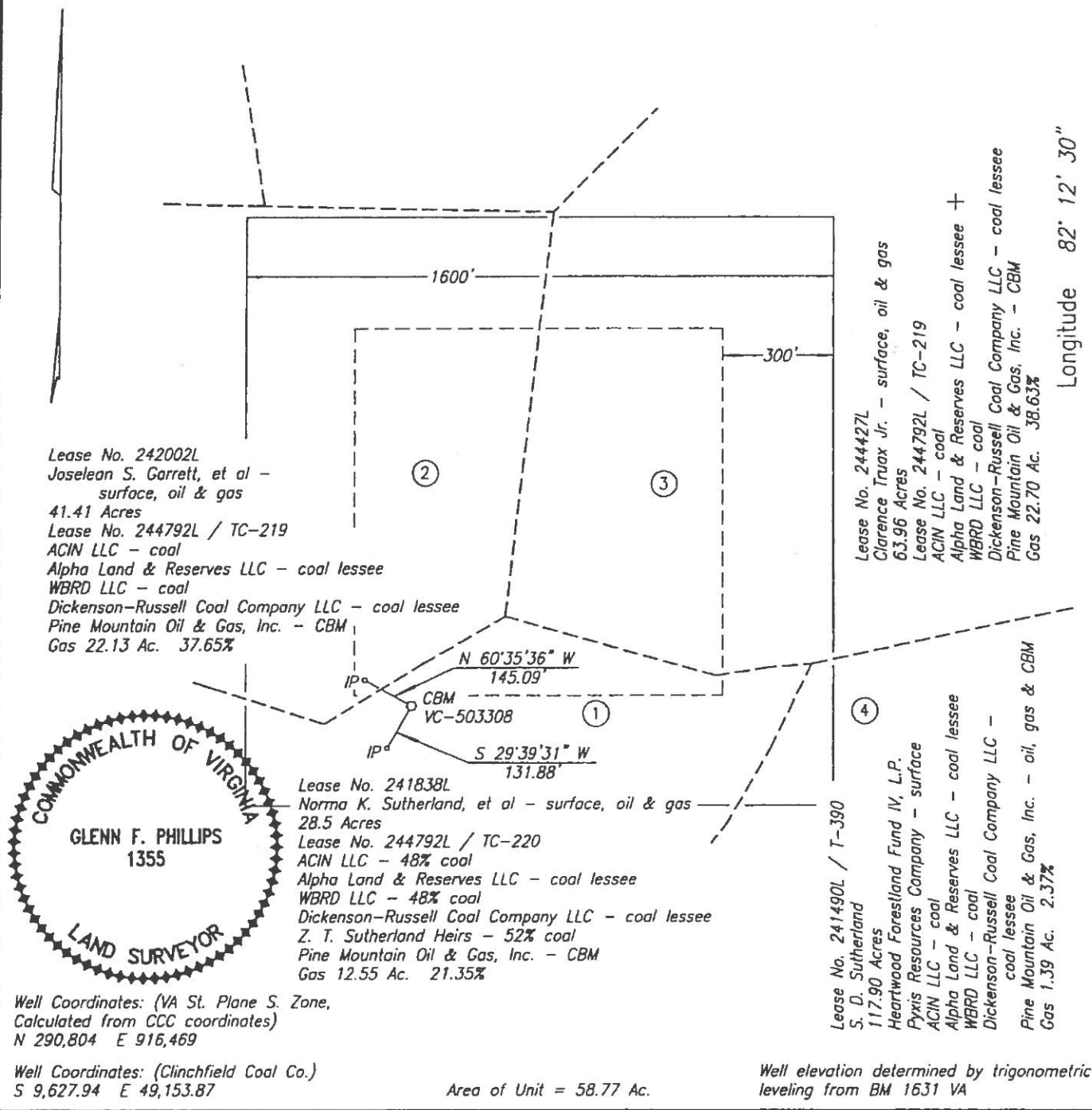
1,920'

Well Coordinates: (Geographic N27)  
36.883571' -82.476276"

Latitude 37° 05' 00"

3,595'

Longitude 82° 12' 30"



Lease No. 242002L  
 Joselean S. Garrett, et al -  
 surface, oil & gas  
 41.41 Acres  
 Lease No. 244792L / TC-219  
 ACIN LLC - coal  
 Alpha Land & Reserves LLC - coal lessee  
 WBRD LLC - coal  
 Dickenson-Russell Coal Company LLC - coal lessee  
 Pine Mountain Oil & Gas, Inc. - CBM  
 Gas 22.13 Ac. 37.65%

Lease No. 244427L  
 Clarence Truax Jr. - surface, oil & gas  
 63.96 Acres  
 Lease No. 244792L / TC-219  
 ACIN LLC - coal  
 Alpha Land & Reserves LLC - coal lessee +  
 WBRD LLC - coal  
 Dickenson-Russell Coal Company LLC - coal lessee  
 Pine Mountain Oil & Gas, Inc. - CBM  
 Gas 22.70 Ac. 38.63%

Lease No. 241838L  
 Norma K. Sutherland, et al - surface, oil & gas  
 28.5 Acres  
 Lease No. 244792L / TC-220  
 ACIN LLC - 48% coal  
 Alpha Land & Reserves LLC - coal lessee  
 WBRD LLC - 48% coal  
 Dickenson-Russell Coal Company LLC - coal lessee  
 Z. T. Sutherland Heirs - 52% coal  
 Pine Mountain Oil & Gas, Inc. - CBM  
 Gas 12.55 Ac. 21.35%

Lease No. 241490L / T-390  
 S. D. Sutherland  
 117.90 Acres  
 Heartwood Forestland Fund IV, L.P.  
 Pyxis Resources Company - surface  
 ACIN LLC - coal  
 Alpha Land & Reserves LLC - coal lessee  
 WBRD LLC - coal  
 Dickenson-Russell Coal Company LLC -  
 coal lessee  
 Pine Mountain Oil & Gas, Inc. - oil, gas & CBM  
 Gas 1.39 Ac. 2.37%

Well Coordinates: (VA St. Plane S. Zone,  
 Calculated from CCC coordinates)  
 N 290,804 E 916,469

Well Coordinates: (Clinchfield Coal Co.)  
 S 9,627.94 E 49,153.87

Area of Unit = 58.77 Ac.

Well elevation determined by trigonometric leveling from BM 1631 VA

WELL LOCATION PLAT

COMPANY Equitable Production Company WELL NAME AND NUMBER VC-503308  
 TRACT NO. TC-220 ELEVATION 1,660.67' QUADRANGLE Duty  
 COUNTY Dickenson DISTRICT Ervinton SCALE 1" = 400' DATE 3-02-2004

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

8495'

LATITUDE 37°05'00

LONGITUDE 82°25'00

TOTAL UNIT AREA

≅ 58.77 ACRES

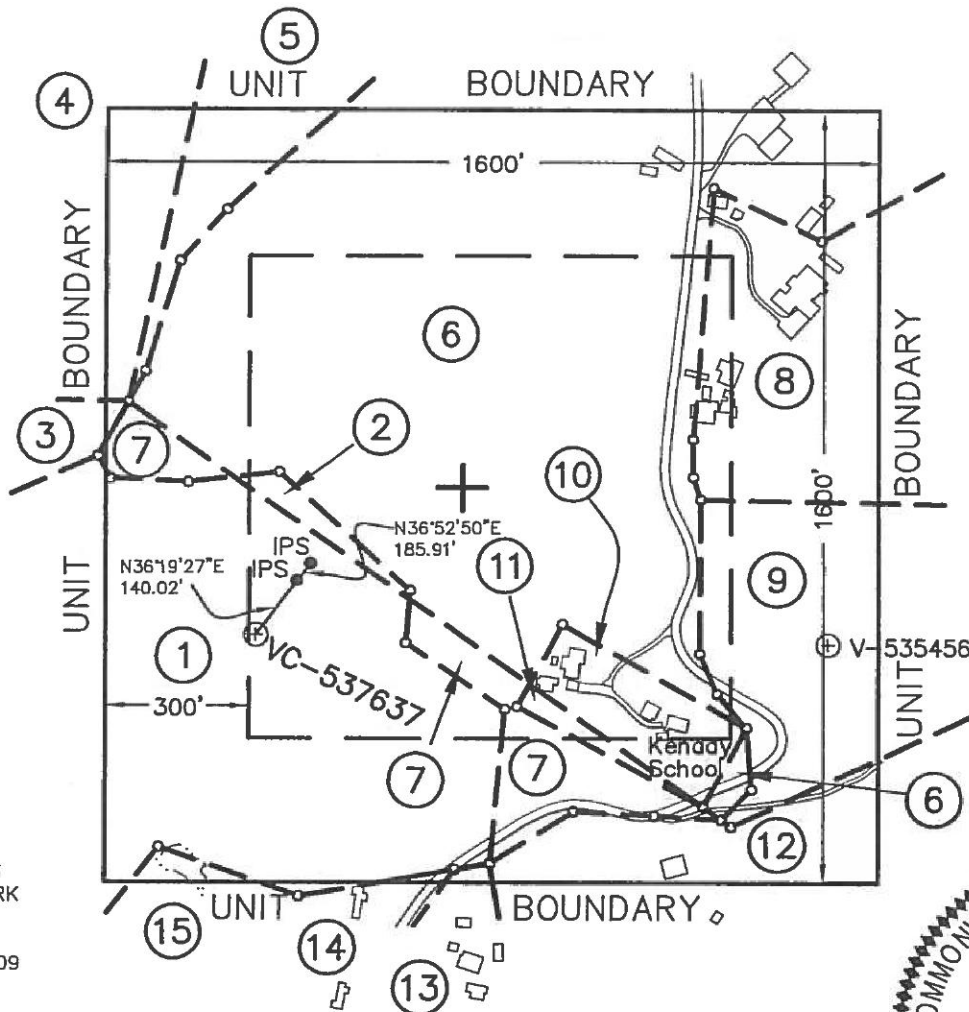
- DENOTES MINERAL LINE
- - - DENOTES SURFACE LINE
- DENOTES SURFACE & MINERAL LINES

**FINAL PLAT**

The undersigned hereby certifies that the final location is within ten (10) feet of the location shown on the well plat dated FEBRUARY 14, 2007.

**NOTE !!**

**SEE WELL PLAT SUPPLEMENT SHEET 2 & 3 FOR TRACT INFORMATION.**



(AS-DRILLED)  
CCC COORDINATES  
OF WELL VC-537637  
S 14186.80  
W 18186.17

(AS-DRILLED)  
STATE PLANE  
NAD 27 COORDINATES  
OF WELL VC-537637  
N 288981.44  
E 848974.36  
LAT 37.060986  
LON -82.445795

COORDINATES  
OF BENCH MARK  
S 77498.41  
E 22826.48  
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 VC-537637

TRACT No. LEASE NO. 904576 / DI-19 ELEVATION 2264.06 (GPS) QUADRANGLE CANEY RIDGE

COUNTY DICKENSON DISTRICT KENADY SCALE: 1" = 400' DATE OCTOBER 8, 2007

THIS PLAT IS A NEW PLAT   ; AN UPDATED PLAT   ; OR A FINAL LOCATION PLAT x  
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* 10-8-07 (AFFIX SEAL)

T&L

LICENSED PROFESSIONAL ENGINEER OR LICENSED LAND SURVEYOR

①

Lease No. 904576 / DI-19  
D.F. KENNEDY  
76.72 ACRES  
ALPHA LAND & RESERVE - surface  
ACIN, LLC - gas & CBM  
Lease No. 244792 / TC-151  
L.M. POWERS  
PINE MOUNTAIN OIL & GAS, INC. - oil & CBM  
412.50 ACRES  
ACIN, LLC - coal  
GAS 12.52 AC. - 21.3%

②

Lease No. 904576  
D.F. KENNEDY / DI-19  
76.72 ACRES  
ALPHA LAND & RESERVE - surface  
ACIN, LLC - coal, oil, gas & CBM  
or  
UNLEASED  
F.T. KENNEDY / DI-16  
220.13 ACRES  
ACIN, LLC - coal, oil, gas & CBM  
GAS 0.38 AC. - 0.65%

③

Lease No. 904576 / DI-18  
P.H. KENNEDY  
15.15 ACRES  
ACIN, LLC - surface, coal, oil, gas & CBM  
or  
Lease No. 244792 / TC-151  
L.M. POWERS  
PINE MOUNTAIN OIL & GAS, INC. - oil & CBM  
412.50 ACRES  
ACIN, LLC - Coal  
GAS 0.04 AC. - 0.08%

④

Lease No. 904576 / DI-18  
P.H. KENNEDY  
15.15 ACRES  
ACIN, LLC - surface, coal, oil, gas & CBM  
GAS 1.56 AC. - 2.65%

⑤

UNLEASED  
F.T. KENNEDY / DI-16  
6.61 ACRES  
ACIN, LLC - surface, coal, oil, gas & CBM  
GAS 1.36 AC. - 2.31%

⑥

Lease No. 905058  
CAROLYN S. ROSE  
60.00 ACRES  
CAROLYN S. ROSE - surface, oil, gas (CBM)  
UNLEASED  
F.T. KENNEDY / DI-16  
220.13 ACRES  
ACIN, LLC - coal (CBM)  
GAS 25.73 AC. - 43.78%

⑦

Lease No. 905058  
CAROLYN S. ROSE  
60.00 ACRES  
CAROLYN S. ROSE - surface, gas (CBM)  
Lease No. 244792 / TC-151  
L.M. POWERS  
PINE MOUNTAIN OIL & GAS, INC. - oil (CBM)  
412.50 ACRES  
ACIN, LLC et al - coal  
GAS 2.66 AC. - 4.53%

⑧

Lease No. 905063  
JAMES & GINGER SENTER  
15.63 ACRES  
JAMES & GINGER SENTER - surface, oil, gas (CBM)  
UNLEASED  
F.T. KENNEDY / DI-16  
220.13 ACRES  
ACIN, LLC - coal (CBM)  
GAS 4.90 AC. - 8.34%



THOMPSON & LITTON

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

**EQUITABLE PRODUCTION COMPANY**  
**WELL No. VC537637**  
**WELL PLAT SUPPLEMENT**  
**SHEET 2**

PROJECT No.:  
8866 AS-D

SCALE: 1" = 400'

DATE: OCTOBER 8, 2007

9

Lease No. 904850  
OLIVER KENDRICK, et al  
34.00 ACRES  
OLIVER KENDRICK, et ux (1/2 int) /  
LON BRADFORD, et ux (1/2 int) -  
surface, oil, gas (CBM)  
UNLEASED  
F.T. KENNEDY / DI-16  
220.13 ACRES  
ACIN, LLC - coal (CBM)  
GAS 4.61 AC. - 7.84%

10

UNLEASED  
LINDA BLEVINS SUTHERLAND  
2.00 ACRES  
LINDA BLEVINS SUTHERLAND -  
surface, oil, gas (CBM)  
UNLEASED  
F.T. KENNEDY / DI-16  
220.13 ACRES  
ACIN, LLC - coal (CBM)  
GAS 1.70 AC. - 2.89%

11

UNLEASED  
LINDA BLEVINS SUTHERLAND  
2.00 ACRES  
LINDA BLEVINS SUTHERLAND - surface, gas (CBM)  
Lease No. 244792  
L.M. POWERS / TC-151  
PINE MOUNTAIN OIL & GAS, INC. - oil (CBM)  
412.50 ACRES  
ACIN, LLC - coal  
GAS 0.26 AC. - 0.44%

12

Lease No. 904850  
OLIVER KENDRICK, et ux  
34.00 ACRES  
OLIVER KENDRICK, et ux (1/2 int) /  
LON BRADFORD, et ux (1/2 int) -  
surface, gas (CBM)  
Lease No. 244792 / TC-151  
L.M. POWERS  
PINE MOUNTAIN OIL & GAS, INC. - oil (CBM)  
412.50 ACRES  
ACIN, LLC - coal  
GAS 2.70 AC. - 4.59%

13

UNLEASED  
WADE LEE SCOTT  
2.33 ACRES  
WADE LEE SCOTT - surface, gas (CBM)  
Lease No. 244792 / TC-151  
L.M. POWERS  
PINE MOUNTAIN OIL & GAS, INC. - oil (CBM)  
412.50 ACRES  
ACIN, LLC - coal  
GAS 0.07 AC. - 0.12%

14

UNLEASED  
ROB ROY ROSE, et ux  
1.00 ACRES  
ROB ROY ROSE, et ux - surface, gas (CBM)  
Lease No. 244792 / TC-151  
L.M. POWERS  
PINE MOUNTAIN OIL & GAS, INC. - oil (CBM)  
412.50 ACRES  
ACIN, LLC - coal  
GAS 0.05 AC. - 0.09%

15

UNLEASED  
H. JACK ROSE  
19.76 ACRES  
H. JACK ROSE - surface, gas (CBM)  
Lease No. 244792 / TC-151  
L.M. POWERS  
PINE MOUNTAIN OIL & GAS, INC. - oil (CBM)  
412.50 ACRES  
ACIN, LLC - coal  
GAS 0.23 AC. - 0.39%



THOMPSON & LITTON

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

**EQUITABLE PRODUCTION COMPANY**  
**WELL No. VC537637**  
**WELL PLAT SUPPLEMENT**  
**SHEET 3**

PROJECT No.:  
8866 AS-D

SCALE: 1" = 400'

DATE: OCTOBER 8, 2007

DK 353PG 131

5888'

LATITUDE 37°07'30"

LONGITUDE 82°20'00"

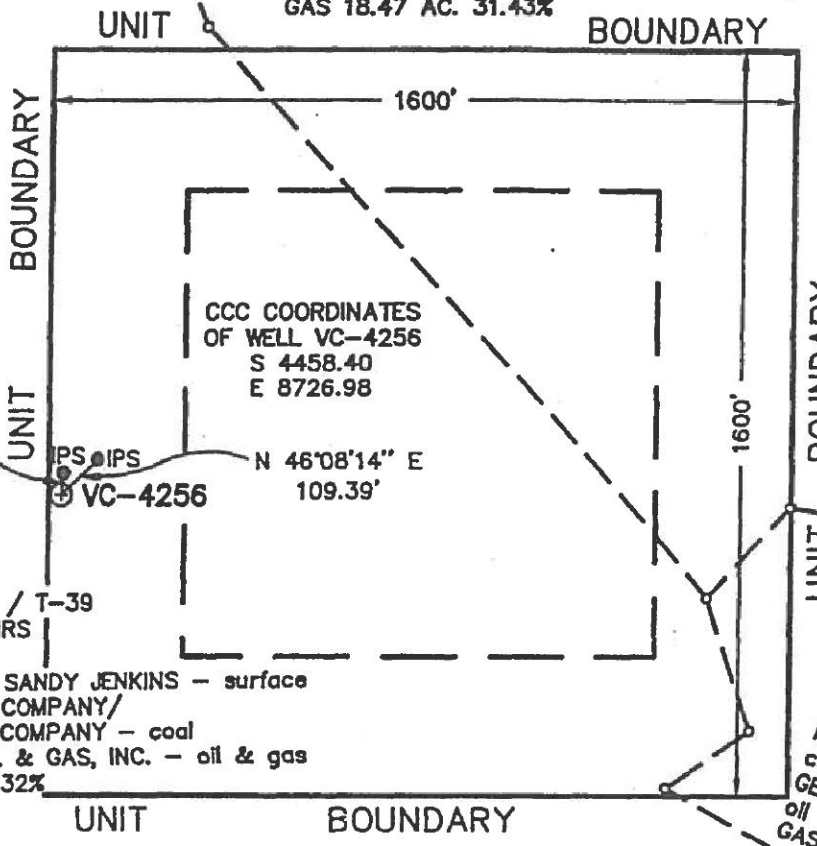
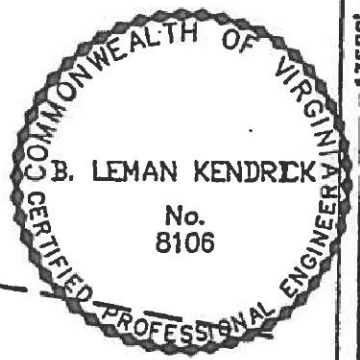
TOTAL UNIT AREA = 58.77 ACRES

EXHIBIT "A"

LEASE No. 241490 / T-186  
NOAH A. SKEEN  
327.99 ACRES  
CLINCHFIELD COAL COMPANY/  
PYXIS RESOURCES COMPANY - coal  
PINE MOUNTAIN OIL & GAS, INC. - oil & gas  
GAS 18.47 AC. 31.43%



STATE PLANE COORDINATES  
OF WELL VC-4256  
N 297589.33  
E 876273.81



N 04°19'12" E  
46.66'

CCC COORDINATES  
OF WELL VC-4256  
S 4458.40  
E 8726.98

N 46°08'14" E  
109.39'

LEASE No. 241490 / T-39  
SIMPSON DYER, HEIRS  
1354 ACRES  
DANNY JENKINS & SANDY JENKINS - surface  
CLINCHFIELD COAL COMPANY/  
PYXIS RESOURCES COMPANY - coal  
PINE MOUNTAIN OIL & GAS, INC. - oil & gas  
GAS 38.39 AC. 65.32%

LEASE No. 241640 / T2-123  
FRENCH-CHASE CO.  
130.80 ACRES  
CLINCHFIELD COAL COMPANY/  
PYXIS RESOURCES COMPANY - coal  
GEORGE W. SMITH, JR. HEIRS - oil & gas  
GAS 1.91 AC. 3.25%

NOTE !!!

WELL COORDINATES ARE BASED ON CLINCHFIELD COAL COMPANY'S COORDINATE SYSTEM  
STATE PLANE WELL COORDINATES ARE CALCULATED FROM CLINCHFIELD COAL COMPANY COORDINATES.  
PROPERTY INFORMATION PROVIDED BY EQUITABLE PRODUCTION COMPANY.  
ELEVATIONS ARE BASED ON STATION 210; REFERENCE POINT FOR VC-3315; BOOK 158 AT PAGE 152.

COORDINATES OF BENCH MARK  
S 2705.72  
E 9600.66  
ELEV. = 2294.81

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

WELL LOCATION PLAT

COMPANY Equitable Production Company WELL NAME AND NUMBER VC-4256  
TRACT No. LEASE NO. 241490 / T-39 ELEVATION 1720.65 (Trig) QUADRANGLE NORA  
COUNTY DICKENSON DISTRICT ERVINTON SCALE: 1" = 400' DATE SEPTEMBER 28, 1999  
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.

B. Jean Kendrick 9/28/99 (AFFIX SEAL)  
LICENSED PROFESSIONAL ENGINEER OR LICENSED LAND SURVEYOR

AW-10

Bu-2881

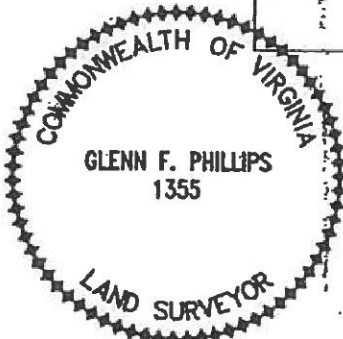
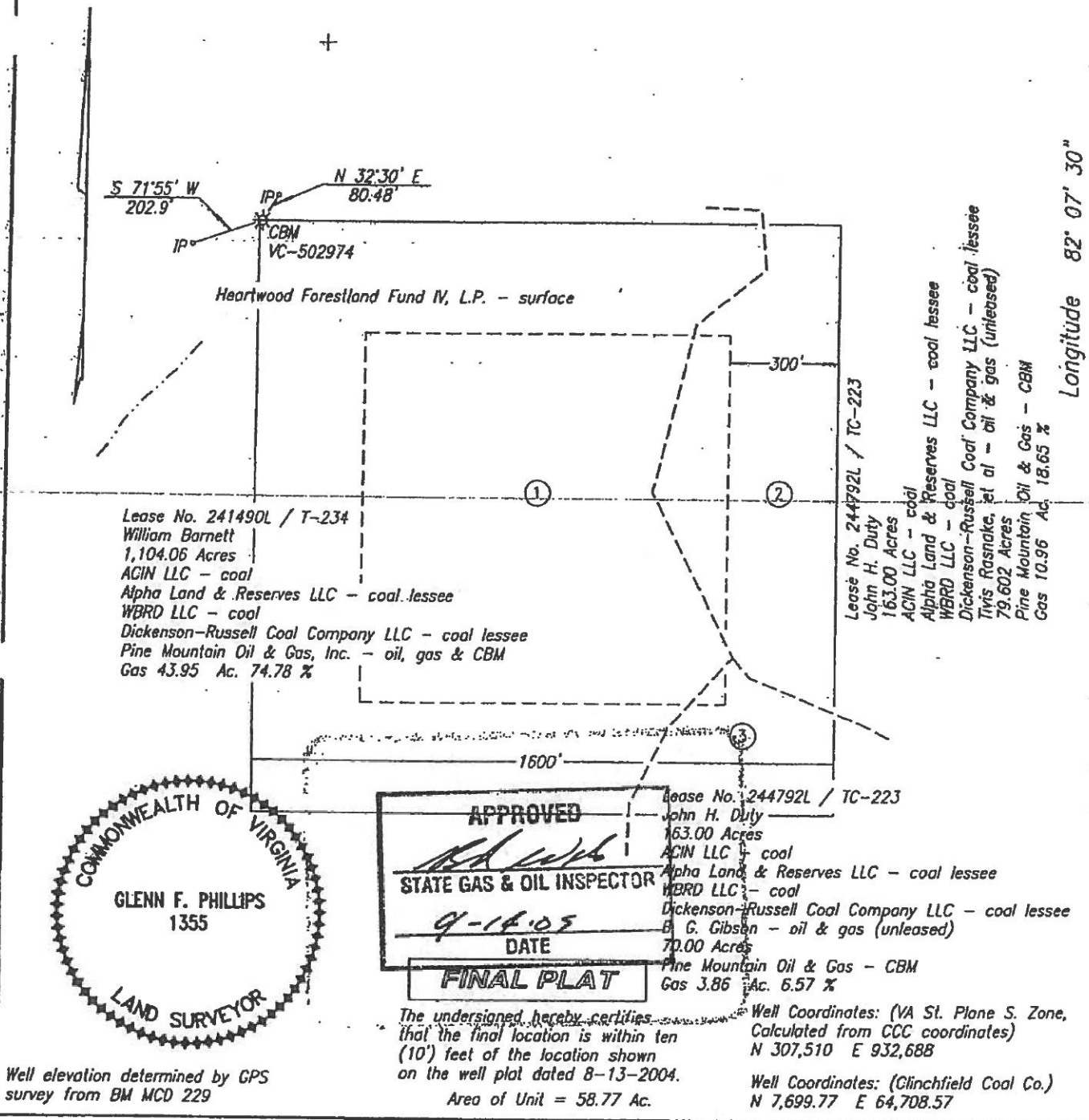
JAH

Well Coordinates: (Geographic N27)  
37.121098 -82.161579

Latitude 37° 07' 30"

1,415'

Longitude 82° 07' 30"



**APPROVED**  
*[Signature]*  
**STATE GAS & OIL INSPECTOR**  
 DATE 9-14-05  
**FINAL PLAT**

Lease No. 244792L / TC-223  
 John H. Duty  
 163.00 Acres  
 ACIN LLC - coal  
 Alpha Land & Reserves LLC - coal lessee  
 WBRD LLC - coal  
 Dickenson-Russell Coal Company LLC - coal lessee  
 B. G. Gibson - oil & gas (unleased)  
 70.00 Acres  
 Pine Mountain Oil & Gas - CBM  
 Gas 3.86 Ac. 5.57 %

The undersigned hereby certifies that the final location is within ten (10') feet of the location shown on the well plat dated 8-13-2004.  
 Area of Unit = 58.77 Ac.

Well Coordinates: (VA St. Plane S. Zone, Calculated from CCC coordinates)  
 N 307,510 E 932,688  
 Well Coordinates: (Clinchfield Coal Co.)  
 N 7,699.77 E 64,708.57

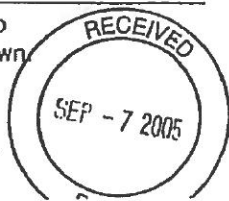
Well elevation determined by GPS survey from BM MCD 229

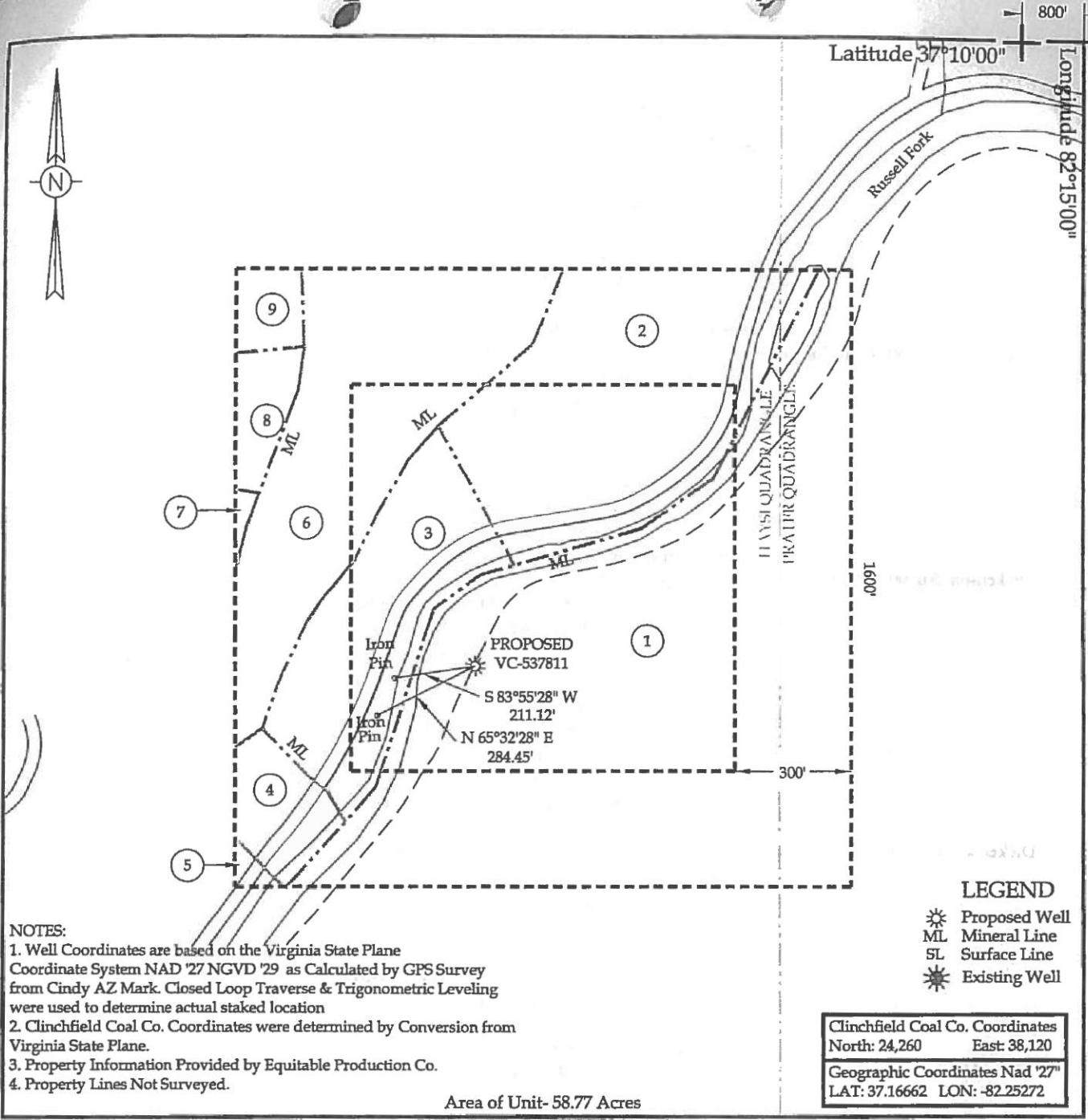
**WELL LOCATION PLAT**

COMPANY Equitable Production Company WELL NAME AND NUMBER VC-502974  
 TRACT NO. T-234 ELEVATION 1,857.7' QUADRANGLE Duty  
 COUNTY Buchanan DISTRICT Hurricane SCALE 1" = 400' DATE 9-02-2005  
 This Plat is a new plat   ; an updated plat   ; or a final location plat x

+ 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

*[Signature]*  
 Licensed Professional Engineer or Licensed Land Surveyor *[Signature]*  
 9/14/05





Area of Unit- 58.77 Acres

**WELL LOCATION PLAT**

Company EQUITABLE PRODUCTION CO. Well Name or Number VC-537811

Tract No. LEASE NO. 241490 / T-333 Quadrangle HAYSI

District SANDLICK

Well Coordinates (Virginia State Plane) N: 325,112.12 E: 906,793.68

Elevation: 1286.68 Method Used to Determine Elevation: Trig. Levels from GPS derived elevation.

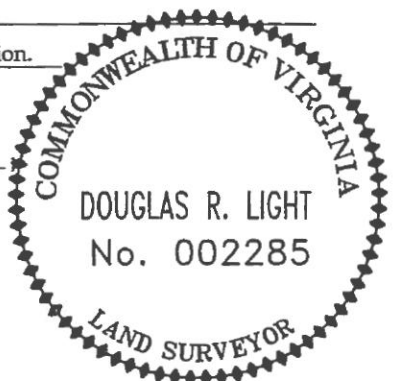
County DICKENSON Scale: 1" = 400' Date 5-08-07

This Plat is a new plat  ; 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.

Form DGO-GO-7  
Rev. 1-98

*Douglas R. Light*  
\_\_\_\_\_  
Licensed Professional Engineer or Licensed Land Surveyor



Virginia  
Department of  
Mineral Resources  
and Energy

DGO-7 Supplement  
WELL UNIT PROPERTY OWNER INDEX  
VC-537811

(1)

Lease No. 906889/T-333

Andy & Hardin Owens

194.87 Acres

Heartwood Forestland Fund IV, LP ~ Surface

Dickenson~Russell Coal Company, LLC/Alpha Land & Reserves, LLC/ACIN Land & Reserves, LLC/WBRD, LLC ~ Coal

Pine Mountain Oil & Gas, Inc. ~ Oil, Gas & CBM

28.51 Acres ~ 48.52%

(2)

Lease No. 906889/T-270

Richard Deel

47.09 Acres

Heartwood Forestland Fund IV, LP ~ Surface

Dickenson~Russell Coal Company, LLC/Alpha Land & Reserves, LLC/ACIN Land & Reserves, LLC/WBRD, LLC ~ Coal

Pine Mountain Oil & Gas, Inc. ~ Oil, Gas, & CBM

10.58 Acres ~ 18%

(3)

Unleased

Tammy P. Davis ~ Surface, Oil & Gas (CBM)

6.43 Acres

Lease No. 906889/TC-186

D.E. Mullins

137.23 Acres

Dickenson~Russell Coal Company, LLC/Alpha Land & Reserves, LLC/ACIN Land & Reserves, LLC/WBRD, LLC ~ Coal

Pine Mountain Oil & Gas, Inc. ~ CBM

6.13 Acres ~ 10.42%

(4)

Frank Edward Ratliff ~ Surface, Oil & Gas (CBM)

Unleased

1.69 Acres

Lease No. 906889/TC-186

D.E. Mullins

137.23 Acres

ACIN, LLC, et al ~ Coal

Pine Mountain Oil & Gas, Inc. (CBM)

1.63 Acres ~ 2.78%

(5)

Unleased

Frank Edward Ratliff ~ Surface, Oil & Gas (CBM)

1.02 Acres

Lease No. 906889/TC-186

D.E. Mullins

137.23 Acres

ACIN, LLC, et al ~ Coal

Pine Mountain Oil & Gas, Inc. (CBM)

0.19 Acres ~ 0.32%

(6)

Unleased

Granville F. Ratliff, et al ~ Oil & Gas (CBM)

9.09 Acres

Lease No. 906889/ TC-186

D.E. Mullins

137.23 Acres

ACIN, LLC, et al ~ Coal

Pine Mountain Oil & Gas, Inc. (CBM)

Michael J. Sutherland, et ux ~ Surface

9.66 Acres ~ 16.43%

(7)

Unleased

Nell Sutherland ~ Surface, Oil & Gas (CBM)

3.0 Acres

Lease No. 906889/ TC-186

D.E. Mullins

137.23 Acres

ACIN, LLC, et al ~ Coal

Pine Mountain Oil & Gas, Inc. (CBM)

0.14 Acres ~ 0.24%

(8)

Unleased

Blanche Sutherland, et al ~ Surface, Oil & Gas (CBM)

3.60 Acres

Lease No. 906889/ TC-186

D.E. Mullins

137.23 Acres

ACIN, LLC, et al ~ Coal

Pine Mountain Oil & Gas, Inc. (CBM)

1.08 Acres ~ 1.84%

(9)

Unleased

Michael J. Sutherland ~ Surface, Oil & Gas (CBM)

2.79 Acres

Lease No. 906889/ TC-186

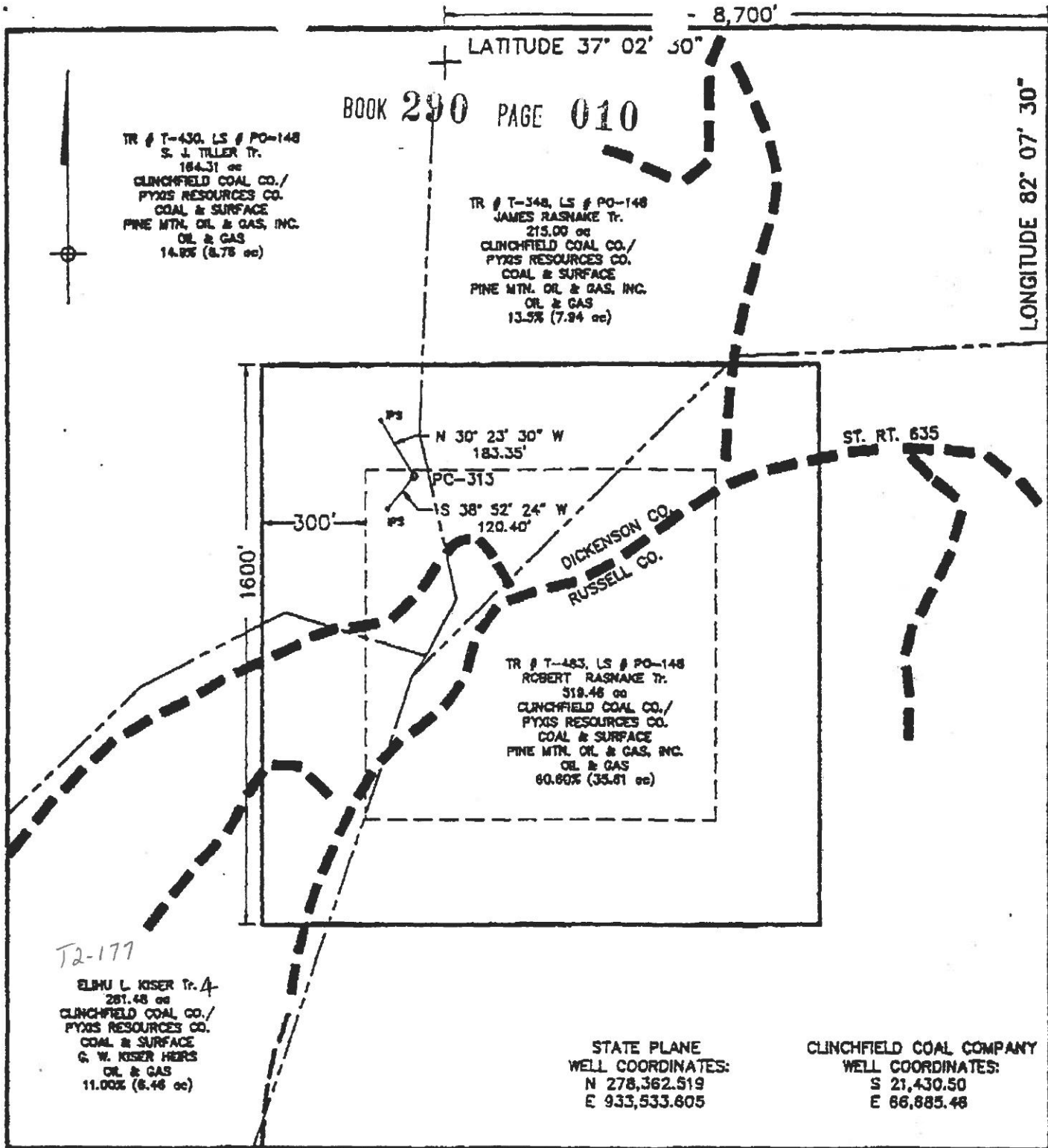
D.E. Mullins

137.23 Acres

ACIN, LLC, et al ~ Coal

Pine Mountain Oil & Gas, Inc. (CBM)

0.85 Acres ~ 1.45%



WELL LOCATION PLAT

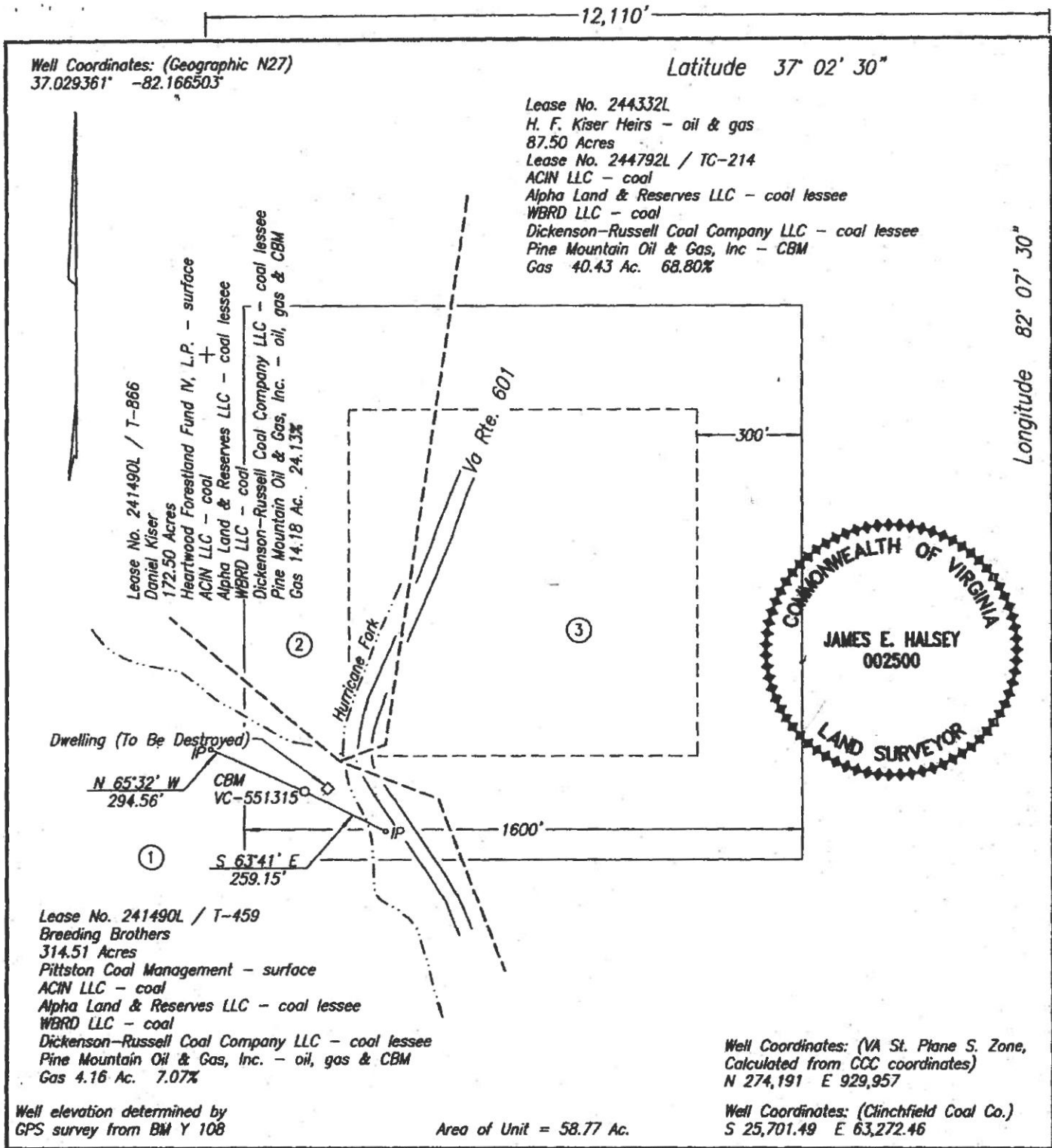
VC-751313

Company EQUITABLE RESOURCES EXPLORATION Well Name and Number PC-313  
 Tract No. T-430 S. J. TILLER Elevation 2500.67 Quadrangle DUTY  
 County DICKENSON District ERVINTON Scale: 1"=400' Date 10/92

This plat is a new plat  or an updated plat ; or a final 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.

11/2/92 No. 7836  
 (Affix Seal)  
 Licensed Professional Engineer

EXHIBIT A



WELL LOCATION PLAT

COMPANY Equitable Production Company WELL NAME AND NUMBER VC-551315  
 TRACT NO. T-459 ELEVATION 2,045.09' QUADRANGLE Duty  
 COUNTY Russell DISTRICT Castlewood SCALE 1" = 400' DATE 5-02-2006

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.

James E. Halsey  
 Licensed Professional Engineer or Licensed Land Surveyor

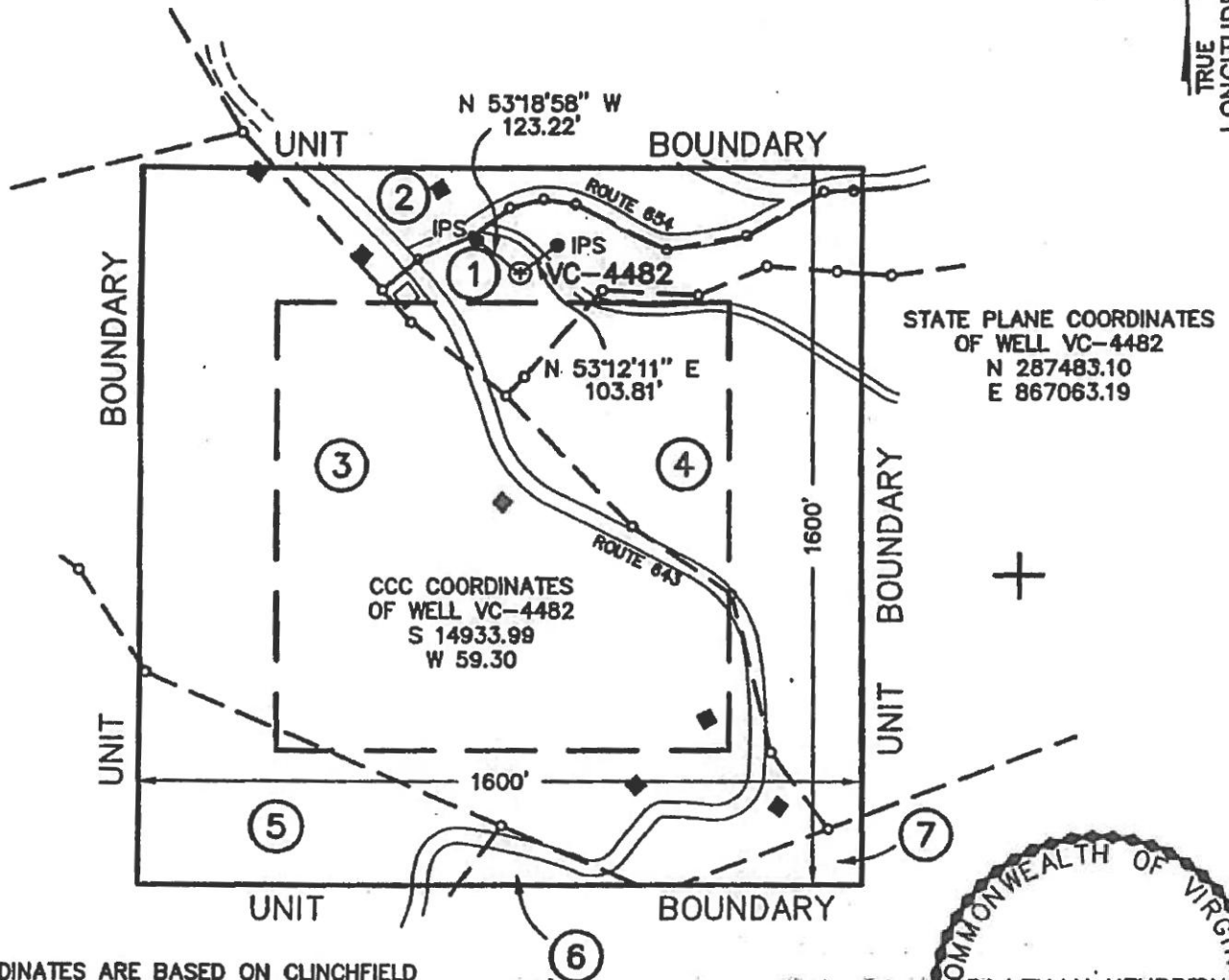
TOTAL UNIT AREA  
= 58.77 ACRES

LATITUDE 37°05'00"

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

NOTE !!!  
SEE SUPPLEMENT SHEET FOR  
TRACT INFORMATION.

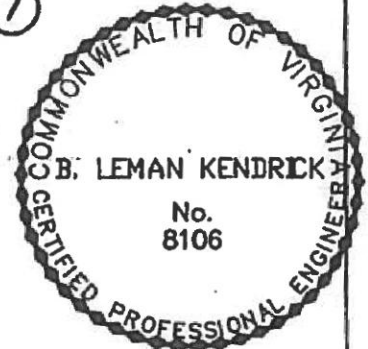
TRUE  
LONGITUDE 82°22'30"  
8885'



STATE PLANE COORDINATES  
OF WELL VC-4482  
N 287483.10  
E 867063.19

CCC COORDINATES  
OF WELL VC-4482  
S 14933.99  
W 59.30

COORDINATES  
OF BENCH MARK  
S 15544.27  
E 832.14  
ELEV. = 2210



NOTE !!!  
WELL COORDINATES ARE BASED ON CLINCHFIELD  
COAL COMPANY'S COORDINATE SYSTEM  
STATE PLANE WELL COORDINATES ARE CALCULATED  
FROM CLINCHFIELD COAL COMPANY COORDINATES.  
PROPERTY INFORMATION PROVIDED BY EQUITABLE  
PRODUCTION COMPANY.  
ELEVATIONS ARE BASED ON I.P.F.; REF. POINT #1  
FOR VC-4158; POINT 19; BOOK 163 / 60.

WELL LOCATION PLAT

COMPANY Equitable Production Company WELL NAME AND NUMBER VC-4482  
TRACT No. LEASE NO. 242166L ELEVATION 2366.14 (TRIG) QUADRANGLE NORA  
COUNTY DICKENSON DISTRICT KENADY SCALE: 1" = 400' DATE APRIL 26, 2000  
THIS PLAT IS A NEW PLAT   ; AN UPDATED PLAT x; 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.  
D. Lee Gendrich 4/26/2000 (AFFIX SEAL)  
LICENSED PROFESSIONAL ENGINEER OR LICENSED LAND SURVEYOR

1

LEASE No. 245708L  
HERSHEL FRENCH  
2.54 ACRES  
HERSHEL FRENCH - surface, oil, & gas  
LEASE No. 244792 / TC-154  
CLINCHFIELD COAL COMPANY/  
PYXIS RESOURCES COMPANY - coal  
GAS 4.61 AC. 7.84%

2

LEASE No. 242166L  
RALPH & JIMMIE STANLEY  
69.00 ACRES  
LEASE No. 244792 / TC-154  
CLINCHFIELD COAL COMPANY/  
PYXIS RESOURCES COMPANY - coal  
RALPH & JIMMIE STANLEY - oil & gas  
GAS 3.94 AC. 6.70%

3

LEASE No. 241882L  
ALBERT CURTIS & EVA MAE ADKINS  
35.13 ACRES  
LEASE No. 244792 / TC-154  
CLINCHFIELD COAL COMPANY/  
PYXIS RESOURCES COMPANY - coal  
ALBERT CURTIS & EVA MAE ADKINS - oil & gas  
GAS 31.14 AC. 52.99%

4

LEASE No. 245554L  
LUTHER C. SMITH  
H.B. SMITH - LIFE ESTATE  
26 ACRES  
LEASE No. 244792 / TC-154  
CLINCHFIELD COAL COMPANY/  
PYXIS RESOURCES COMPANY - coal  
LUTHER C. SMITH - surface, oil & gas  
GAS 12.28 AC. 20.89%

5

LEASE No. 241579L  
LOYELL YATES  
30.13 ACRES  
LEASE No. 244792 / TC-154  
CLINCHFIELD COAL COMPANY/  
PYXIS RESOURCES COMPANY - coal  
LOYELL YATES - oil & gas  
GAS 5.47 AC. 9.31%

6

LEASE No. 245550L  
JERRY D. & ANGELA CHILDRESS /  
TALMADGE CHILDRESS  
2.00 ACRES  
LEASE No. 244792 / TC-154  
CLINCHFIELD COAL COMPANY/  
PYXIS RESOURCES COMPANY - coal  
JERRY D. & ANGELA CHILDRESS -  
oil & gas 1/2 interest  
GAS 0.305 AC. 0.52%  
TALMADGE CHILDRESS - oil & gas 1/2 interest  
GAS 0.305 AC. 0.52%

7

LEASE No. 241490L / T-179  
G.W. SMITH  
231.00 ACRES  
CLINCHFIELD COAL COMPANY/  
PYXIS RESOURCES COMPANY - coal  
PINE MOUNTAIN OIL & GAS, INC. - oil & gas  
GAS 0.72 AC. 1.23%

**KENDRICK**  
ENGINEERING & SURVEYING Co.  
40 MAIN STREET  
CLINTWOOD, VIRGINIA  
24228  
(540) 926-6087 (540) 926-4172

**EQUITABLE PRODUCTION COMPANY**  
WELL No. VC-4482  
WELL PLAT SUPPLEMENT  
SHEET 2

DRAWING NAME:  
1564PLAT.DWG  
SCALE:  
1" = 400'  
PROJECT No.:  
1567  
DATE:  
APRIL 26, 2000