

DB 578 PG570



BEFORE THE VIRGINIA GAS AND OIL BOARD

RELIEF SOUGHT: An Order for Disbursement of Escrowed Funds

JURISDICTION: Code of Virginia § 45.1-351. (et seq) AND § 45.1-361.22 (et seq) AND § 45.1-361.22:2

UNIT/WELL NAME: EH-37

TRACT(S): A portion of 001

LOCATION: DICKENSON County, Virginia

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

DOCKET NUMBER: VGOB-92-0818-0253-01

APPLICANTS: Appalachian Energy on behalf of Alta Counts - Unlocatable, Betty Jo Clark - Unlocatable, Charles Neaville - Unlocatable, Coosie Counts - Unlocatable, Debbie Deel - Unlocatable, Ethel Marie Music - Unlocatable, Gaynelle Sharon Shifflett - Unlocatable, Gene Sutherland - Unlocatable, Goldia Sutherland - Unlocatable, Hazel Malcolm - Unlocatable, Hazel Sutherland - Unlocatable, James E. Sutherland - Unlocatable, JoAnne S. Butler - Unlocatable, Milton R. Counts - Unlocatable, Monte Deel - Unlocatable, Paul V. Sutherland - Unlocatable, Roberta Ann Looney - Unlocatable, Rodger W. Blankenship - Unlocatable, Ruth Fuller - Unlocatable, Sandra Thomas - Unlocatable, Shirley Sutherland - Unlocatable, Unknown Heirs of N.B. Sutherland, Vera Barosin - Unlocatable

HEARING DATE AND LOCATION: On November 19, 2019, the Virginia Gas and Oil Board, on its own motion, granted the Director of the Division of Gas and Oil the authority to process previously identified unknown/unlocatable royalty owner(s) disbursements that have no pending deficiencies or issues. All future royalty payments will be paid directly from the operator to the Department of Treasury and/or the rightful identified owner. Effective date: November 19, 2019.

FUTURE INQUIRIES/CLAIMS:

Funds for unknown/unlocatable owners in this order are being sent to the Department of Treasury under the provisions of Title 55.1, Section 55.1-2500-2545 of the Virginia Disposition of Unclaimed Property Act. To make a claim regarding these funds, please contact the Department of Treasury, Unclaimed Property Division, P. O. Box 2485, Richmond, Virginia 23218-2478. Phone: 1-800-468-1088. E-Mail: UCPmail@trs.virginia.gov

APPEARANCES: Tim Scott on behalf of Appalachian Energy

PRIOR PROCEEDINGS:

1. Original Pooling Order Executed 11/19/1992, Recorded on 11/19/1992, Deed Book/Instrument No. 287, Page 510, County DICKENSON.
2. Supplemental Order Executed 11/30/1995, Recorded on 12/14/1995, Deed Book/Instrument No. 313, Page 713, County DICKENSON.
3. Supplemental Order Executed 09/05/1996, Recorded on 09/17/1996, Deed Book/Instrument No. 320, Page 160, County DICKENSON.

NOTICE:

- (1) Amend the Pooling Order to provide for the disbursement of funds on deposit in the Escrow Account attributable to Tract(s) A portion of 001 identified in the attached petition.
- (2) Delete the requirement that the Unit Operator place future royalties attributable to Tract(s) A portion of 001 relative to the interests of the Applicants identified in the attached petition.
- (3) Close the escrow account under this docket number.

FINDINGS: Code of Virginia § 45.1-361.22 AND § 45.1-361.22:2

Applicant has certified and represented to the Board that:

Disbursement is for Unknown/Unlocatable landowners and is being disbursed to the Department of Treasury, under the provisions of Title 55.1, 55.1-2500-2545 of the Virginia Disposition of Unclaimed Property Act.

62.7200

001 Tract 001 (total acreage)

13	001	Hazel Sutherland - Unlocatable\c/o Department of Treasury, Unclaimed Property Division, PO Box 2478, Richmond, VA 23218	0.252/100	0.1581	100.00%	0.1581	0.6851%
14	001	Hazel Malcolm - Unlocatable\c/o Department of Treasury, Unclaimed Property Division, PO Box 2478, Richmond, VA 23218	0.246/100	0.1543	100.00%	0.1543	0.6688%
15	001	Rodger W. Blankenship - Unlocatable\c/o Department of Treasury, Unclaimed Property Division, PO Box 2478, Richmond, VA 23218	0.246/100	0.1543	100.00%	0.1543	0.6688%
16	001	Sandra Thomas - Unlocatable\c/o Department of Treasury, Unclaimed Property Division, PO Box 2478, Richmond, VA 23218	0.198/100	0.1242	100.00%	0.1242	0.5383%
17	001	Coosie Counts - Unlocatable\c/o Department of Treasury, Unclaimed Property Division, PO Box 2478, Richmond, VA 23218	0.184/100	0.1154	100.00%	0.1154	0.5002%
18	001	Vera Barosin - Unlocatable\c/o Department of Treasury, Unclaimed Property Division, PO Box 2478, Richmond, VA 23218	0.184/100	0.1154	100.00%	0.1154	0.5002%
19	001	Roberta Ann Looney - Unlocatable\c/o Department of Treasury, Unclaimed Property Division, PO Box 2478, Richmond, VA 23218	0.148/100	0.0928	100.00%	0.0928	0.4024%
20	001	Gaynelle Sharon Shifflett - Unlocatable\c/o Department of Treasury, Unclaimed Property Division, PO Box 2478, Richmond, VA 23218	0.076/100	0.0477	100.00%	0.0477	0.2066%
21	001	Betty Jo Clark - Unlocatable\c/o Department of Treasury, Unclaimed Property Division, PO Box 2478, Richmond, VA 23218	0.066/100	0.0414	100.00%	0.0414	0.1794%
22	001	Monte Deel - Unlocatable\c/o Department of Treasury, Unclaimed Property Division, PO Box 2478, Richmond, VA 23218	0.046/100	0.0289	100.00%	0.0289	0.1251%
23	001	Debbie Deel - Unlocatable\c/o Department of Treasury, Unclaimed Property Division, PO Box 2478, Richmond, VA 23218	0.018/100	0.0113	100.00%	0.0113	0.0489%

Adjustment Comments:

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

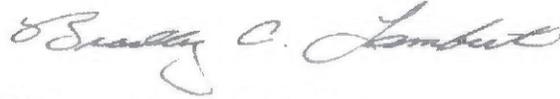
CONCLUSION:

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

APPEALS:

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

DONE AND EXECUTED this 6 day of August, 2020 by a majority of the Virginia Gas and Oil Board.



Chairman, Bradley C. Lambert

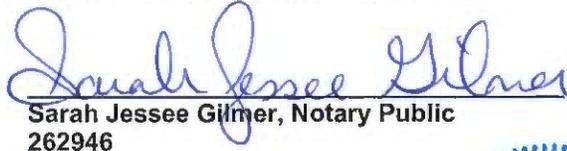
DONE AND PERFORMED this 6 day of August, 2020 by Order of the Virginia Gas and Oil Board.



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

COMMONWEALTH OF VIRGINIA
COUNTY OF RUSSELL

Acknowledged on this 6th day of August, 2020 personally before me a notary public in and for the Commonwealth of Virginia, appeared Bradley C. Lambert, being duly sworn did depose and say that he is the Chairman of the Virginia Gas and Oil Board and appeared Rick Cooper, being duly sworn did depose and say that he is Principal Executive to the staff of the Virginia Gas and Oil Board, that they executed the same and was authorized to do so.



Sarah Jessee Gilmer, Notary Public
262946

My Commission expires: July 31, 2021



BEFORE THE VIRGINIA GAS AND OIL BOARD

PETITIONER: Appalachian Energy

DIVISION OF GAS AND OIL

DOCKET NO: VGOB 92-0818-0253-01

RELIEF SOUGHT: (1) DISBURSEMENT FROM ESCROW REGARDING TRACT(S) A portion of 001.

HEARING DATE: On November 19, 2019, the Virginia Gas and Oil Board, on its own motion, granted the Director of the Division of Gas and Oil the authority to process previously identified unknown/unlocatable royalty owner(s) disbursements that have no pending deficiencies or issues. All future royalty payments will be paid directly from the operator to the Department of Treasury and/or the rightful identified owner. Effective date: November 19, 2019.

FUTURE INQUIRIES/CLAIMS: Funds for unknown/unlocatable owners in this order are being sent to the Department of Treasury under the provisions of Title 55.1, Section 55.1-2500-2545 of the Virginia Disposition of Unclaimed Property Act. To make a claim regarding these funds, please contact the Department of Treasury, Unclaimed Property Division, P. O. Box 2485, Richmond, Virginia 23218-2478. Phone: 1-800-468-1088. E-Mail: UCPmail@trs.virginia.gov

DRILLING UNIT: EH-37

DICKENSON COUNTY, VIRGINIA

PETITION FOR ORDER OF DISBURSEMENT OF ESCROW FUNDS

1. Petitioner and its counsel

Petitioner is Appalachian Energy, P. O. Box 2406, Abingdon, VA 24212, (276)619-3880. Petitioner's counsel is Tim Scott, McKinnis & Scott Law Firm, 135 W. Main St., Kingsport, TN 37660.

2. Relief Sought

Disbursement of Unknown/Unlocatable landowners to the Department of Treasury, under the provisions of Title 55.1, 55.1-2500-2545 of the Virginia Disposition of Unclaimed Property Act.

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)

Conventional

5. Factual basis for relief requested

Disbursement is for Unknown/Unlocatable landowners and is being disbursed to the Department of Treasury, under the provisions of Title 55.1, 55.1-2500-2545 of the Virginia Disposition of Unclaimed Property Act.

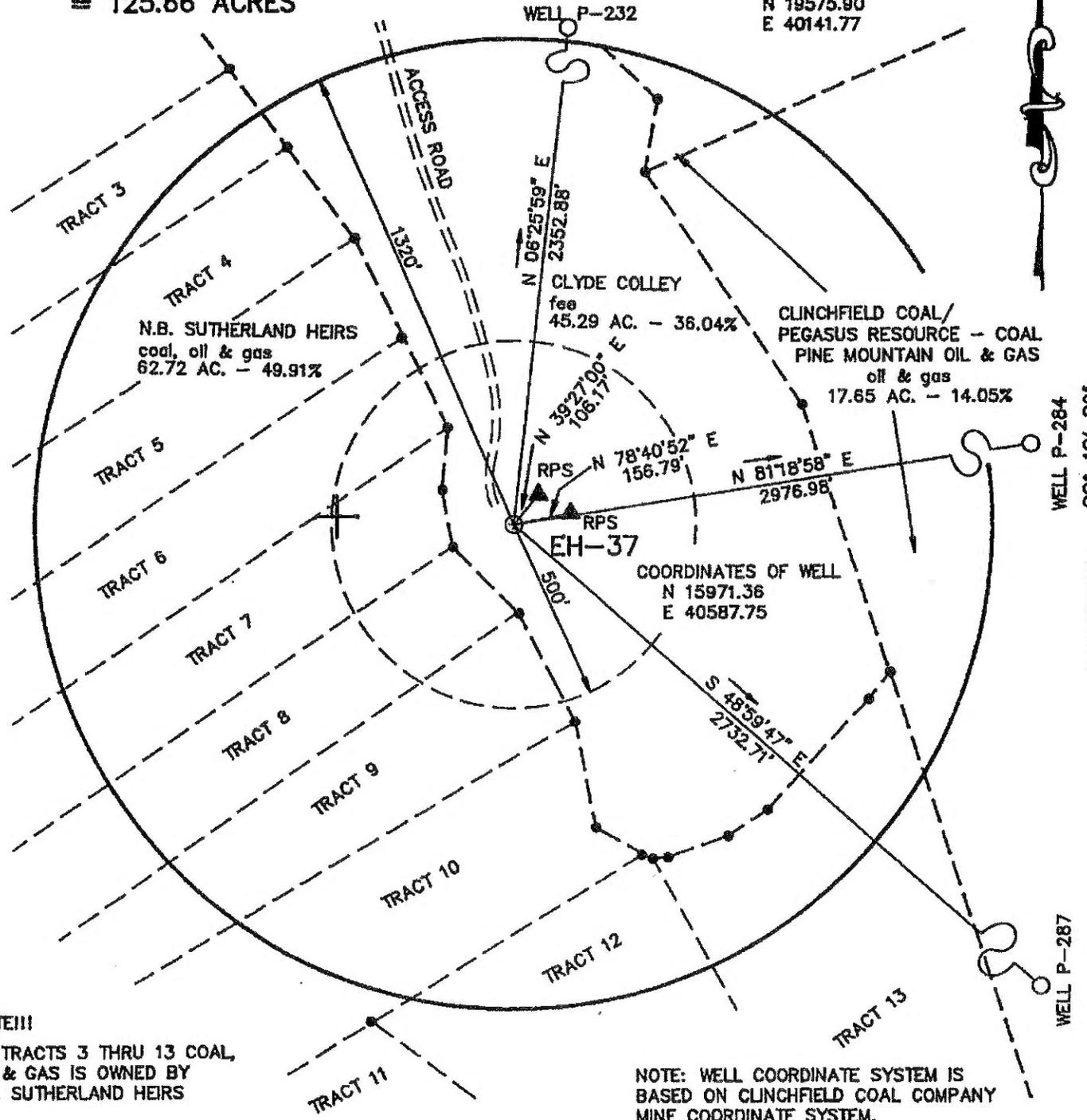
6. Attestation

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

TOTAL UNIT AREA = 125.66 ACRES

LATITUDE 37° 10' 00"

B.M. USED U.S.G.S. N 19575.90 E 40141.77



NOTE!!! ON TRACTS 3 THRU 13 COAL, OIL & GAS IS OWNED BY N.B. SUTHERLAND HEIRS

NOTE: WELL COORDINATE SYSTEM IS BASED ON CLINCHFIELD COAL COMPANY MINE COORDINATE SYSTEM.

WELL LOCATION PLAT

COMPANY Virginia Gas Company WELL NAME AND NUMBER _____
 TRACT No. _____ ELEVATION 1764.02 (Trig) QUADRANGLE PRATER
 COUNTY Dickenson DISTRICT Sandlick SCALE: 1" = 400' DATE APRIL 9, 1992
 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.

D. J. ... 4/10/92 (AFFIX SEAL)
 LICENSED PROFESSIONAL ENGINEER OR LICENSED LAND SURVEYOR

EXHIBIT "E"
VGOB #92-0818-0253-01
EH-37

APPALACHIAN ENERGY, INC.
41-2028360

TRACT	LESSOR	INTEREST IN UNIT	GROSS ACRES IN UNIT
N/A	N/A	N/A	N/A

0.00503	"Minerals Only"	1	JoAnne S. Butler - Unlocatable c/o Department of Treasury Unclaimed Property Division PO Box 2478 Richmond, VA 23218	Unleased	0.2510000%	0.3154222	0.03138%
0.00252	"Minerals Only"	1	Hazel Sutherland - Unlocatable c/o Department of Treasury Unclaimed Property Division PO Box 2478 Richmond, VA 23218	Unleased	0.1260000%	0.1583394	0.01575%
0.00246	"Minerals Only"	1	Hazel Malcolm - Unlocatable c/o Department of Treasury Unclaimed Property Division PO Box 2478 Richmond, VA 23218	Unleased	0.1230000%	0.1545694	0.01538%
0.00246	"Minerals Only"	1	Rodger W. Blankenship - Unlocatable c/o Department of Treasury Unclaimed Property Division PO Box 2478 Richmond, VA 23218	Unleased	0.1230000%	0.1545694	0.01538%
0.00198	"Minerals Only"	1	Sandra Thomas - Unlocatable c/o Department of Treasury Unclaimed Property Division PO Box 2478 Richmond, VA 23218	Unleased	0.0990000%	0.1244095	0.01238%
0.00184	"Minerals Only"	1	Coosie Counts - Unlocatable c/o Department of Treasury Unclaimed Property Division PO Box 2478 Richmond, VA 23218	Unleased	0.0000000%	0.1156129	0.0000%
0.00184	"Minerals Only"	1	Vera Barosin - Unlocatable c/o Department of Treasury Unclaimed Property Division PO Box 2478 Richmond, VA 23218	Unleased	0.0920000%	0.1156129	0.0115%
0.00148	"Minerals Only"	1	Roberta Ann Looney - Unlocatable c/o Department of Treasury Unclaimed Property Division PO Box 2478 Richmond, VA 23218	Unleased	0.0740000%	0.0929930	0.0093%
0.00076	"Minerals Only"	1	Gaynell Sharon Shifflett - Unlocatable c/o Department of Treasury Unclaimed Property Division PO Box 2478 Richmond, VA 23218	Unleased	0.0380000%	0.0477532	0.005%
0.00066	"Minerals Only"	1	Betty Jo Clark - Unlocatable c/o Department of Treasury Unclaimed Property Division PO Box 2478 Richmond, VA 23218	Unleased	0.0330000%	0.0414698	0.0041%
0.00046	"Minerals Only"	1	Monte Deel - Unlocatable c/o Department of Treasury Unclaimed Property Division PO Box 2478 Richmond, VA 23218	Unleased	0.0230000%	0.0289032	0.0029%
0.00018	"Minerals Only"	1	Debbie Deel - Unlocatable c/o Department of Treasury Unclaimed Property Division PO Box 2478 Richmond, VA 23218	Unleased	0.0090000%	0.0113100	0.00113%
					18.27%	23.07	2.28352%
0.3678622			Total Acreage Resolved	23.07			
			Total Percentage Resolved	18.27%			

\$22
ACV

INSTRUMENT 200000783
RECORDED IN THE CLERK'S OFFICE OF
DICKENSON CIRCUIT COURT ON
AUGUST 26, 2020 AT 11:57 AM
RICHARD W. EDWARDS, CLERK
RECORDED BY: CJB