



BEFORE THE VIRGINIA GAS AND OIL BOARD

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

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

UNIT/WELL NAME: EH-108

TRACT(S): 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-93-0119-0313-03

APPLICANTS: Appalachian Energy on behalf of Unknown Heirs of Alfred Compton

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. Supplemental Order -01 Executed 10/24/2001.
2. Supplemental Order Executed 10/24/2001, County DICKENSON.
3. Original Pooling Order Executed 02/23/1993, Recorded on 03/05/1993, Deed Book/Instrument No. 289, Page 751, County DICKENSON.
4. Supplemental Order Executed 01/03/1994, Recorded on 01/06/1994, Deed Book/Instrument No. 297, Page 385, County DICKENSON.
5. Disbursement Order -02 Executed 03/27/2002, Recorded on 03/28/2002, Deed Book/Instrument No. 374, Page 92, 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) 001 identified in the attached petition.
- (2) Delete the requirement that the Unit Operator place future royalties attributable to Tract(s) 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.

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

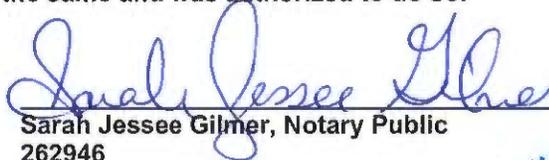
DONE AND PERFORMED this 6 day of August, 2020 by Order of the Virginia Gas and Oil Board.



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 93-0119-0313-03

RELIEF SOUGHT: (1) DISBURSEMENT FROM ESCROW REGARDING TRACT(S) 001 (2) AND AUTHORIZATION FOR DIRECT PAYMENT OF ROYALTIES.

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.

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DRILLING UNIT: EH-108

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

The disbursement of funds being held in the VGOB Escrow Account for Unknown/Unlocatable landowners heretofore deposited with the Board's Escrow Agent attributable to the royalty interest of Alfred Compton, in Unit EH-108, as depicted upon the annexed table attached as Exhibit T and is being disbursed to the Department of Treasury, under the provision of Title 55.1, 55.1-2500-2545 of the Virginia Disposition of Unclaimed Property Act and, (2) authorization to begin paying royalties directly to the Unclaimed Property Division of the Virginia Department of Treasury.

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.

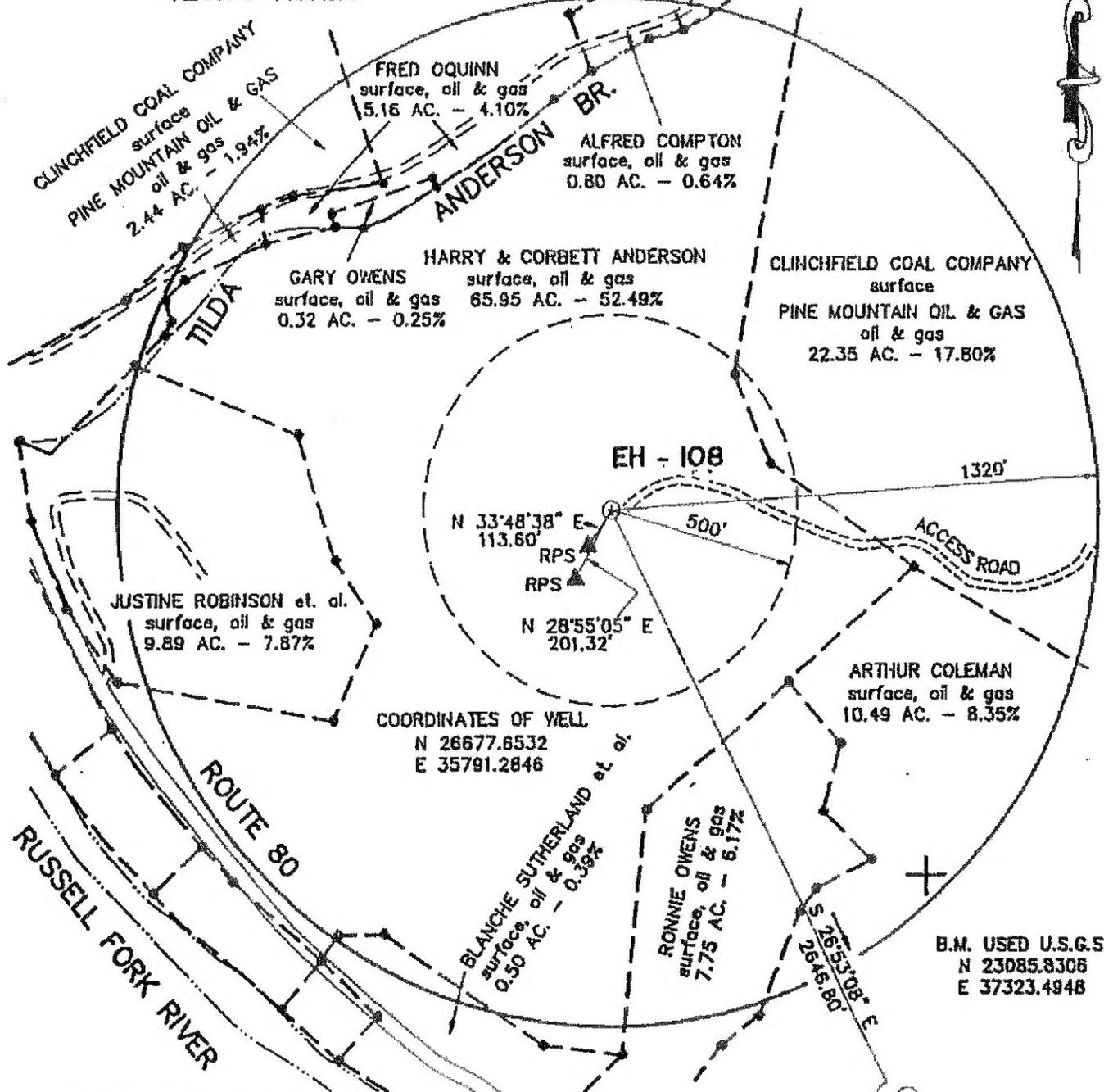
6. Attestation

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

LATITUDE 37° 12' BOOK 289 PAGE 759

EXHIBIT A

TOTAL UNIT AREA = 125.66 ACRES



LONGITUDE 82° 15' 00"

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

NOTE: COAL OWNERSHIP FOR ALL TRACTS IS CLINCHFIELD COAL COMPANY

WELL LOCATION PLAT

COMPANY Virginia Gas Company WELL NAME AND NUMBER EH - 108
 TRACT No. _____ ELEVATION 1724.77 (Trig) QUADRANGLE Hayes
 COUNTY Dickenson DISTRICT Sandlick SCALE: 1" = 400' DATE MARCH 30, 1992
 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.

B. Sutherland 3/13/92
 LICENSED PROFESSIONAL ENGINEER OR LICENSED LAND SURVEYOR (AFFIX SEAL)
 Page Number 8.

EXHIBIT "E"
VGOB DOCKET #93-0119-0313-03
EH-108

APPALACHIAN ENERGY, INC.
41-2028360

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

EXHIBIT "EE"
VGOB DOCKET #93-0119-0313-03
EH-108

APPALACHIAN ENERGY, INC.
41-2028360

| TAX ID | TRACT | LESSOR | LEASE STATUS | INTEREST WITHIN UNIT | GROSS ACREAGE IN UNIT | PERCENT OF ESCROW | |
|--------|-----------------|----------------|---|----------------------------------|-----------------------|-------------------|----------|
| | | | <u>Gas Estate Only</u> | | | | |
| | 1 | Alfred Compton | | 0.64% | 0.80 | | |
| 1.00 | "Minerals Only" | 1 | Unknown Heirs of Alfred Compton c/o Department of Treasury Unclaimed Property Division PO Box 2478 Richmond, VA 23218 | Unleased | 0.64% | 0.80 | 0.08000% |
| | | | | Total Acreage Resolved | 0.80 | | |
| | | | | Total Percentage Resolved | 0.08000% | | |

INSTRUMENT 200000785
RECORDED IN THE CLERK'S OFFICE OF
DICKENSON CIRCUIT COURT ON
AUGUST 26, 2020 AT 12:02 PM
RICHARD W. EDWARDS, CLERK
RECORDED BY: CJB