

Instrument Control Number

20200209700100

Instrument 202002097
Recorded in the Clerk's Office of
Wise County and the City of Norton
On Jun 01, 2020 at 11:30 AM.
J. Jack Kennedy, Jr., Clerk
Recorded by: mary hagy
(Box For Deed Stamp Only)

Commonwealth of Virginia

Land Record Instrument
Cover Sheet-Form A

[efileCX mxCourt 1.0]

Instrument Type: [ODU]
Number of Parcels [1]
Number of Pages [12]
City County [Wise County/City of Norton, VA]

First and Second Grantors

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

First and Second Grantees

Last Name	First Name	Middle Name	Suffix
[DIVERSIFIED PRODUCTION]	[]	[]	[]

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

Consideration[00.00] Assessed Value[00.00]

Prior Instr. Recorded at: City County Other
Book [0000] Page[00000] Instr. No.[]
Parcel Identification no. {PIN} [000000]
Short Property Description [SEE DOCUMENT]
Current Property Address (Address1) [P. O. BOX 0000]
(Address2) []
(City, State, Zip) [WISE] [VA] [00000]

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





BEFORE THE VIRGINIA GAS AND OIL BOARD

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

JURISDICTION: Code of Virginia § 45.1-351. (et seq) AND § 45.1-361.22 (et seq) AND § 45.1-361.22.2

UNIT/WELL NAME: V-2716

TRACT(S): 008

LOCATION: WISE 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-94-0419-0442-01

APPLICANTS: Diversified Production on behalf of Karen Utterback c/o Department of Treasury, Randall Utterback c/o Department of Treasury

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 Diversified Production

PRIOR PROCEEDINGS:

1. Original Pooling Order Executed 05/28/1994, Recorded on 06/03/1994, Deed Book/Instrument No. 780, Page 221, County WISE.
2. Supplemental Order Executed 10/26/1994, Recorded on 11/10/1994, Deed Book/Instrument No. 790, Page 633, County WISE.
3. Supplemental Order Executed 05/15/1995, Recorded on 05/18/1995, Deed Book/Instrument No. 802, Page 031, County WISE.

NOTICE:

- (1) Amend the Pooling Order to provide for the disbursement of funds on deposit in the Escrow Account attributable to Tract(s) 008 identified in the attached petition.
- (2) Delete the requirement that the Unit Operator place future royalties attributable to Tract(s) 008 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:

This disbursement is for the unlocatable person(s) Randall Utterback and Karen Utterback, being a partial interest in Tract No. 8 of the above described well unit, 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 27 day of May, 2020 by a majority of the Virginia Gas and Oil Board.

Chairman, Bradley C. Lambert

DONE AND PERFORMED this 27 day of May, 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 27th day of May, 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: Diversified Production

DIVISION OF GAS AND OIL

DOCKET NO: VGOB 94-0419-0442-01

RELIEF SOUGHT: (1) DISBURSEMENT FROM ESCROW REGARDING TRACT(S) 008 (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.

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: V-2716

WISE COUNTY, VIRGINIA

PETITION FOR ORDER OF DISBURSEMENT OF ESCROW FUNDS

1. Petitioner and its counsel

Petitioner is Diversified Production, 4150 Belden Village Avenue NW, Suite 410, Canton, OH 44718-2553, 330-493-0440. Petitioner's counsel is Tim Scott, McKinnis & Scott Law Firm, 135 W. Main St., Kingsport, TN 37660.

2. Relief Sought

This 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.

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

This disbursement is for the unlocatable person(s) Randall Utterback and Karen Utterback, being a partial interest in Tract No. 8 of the above described well unit, 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.

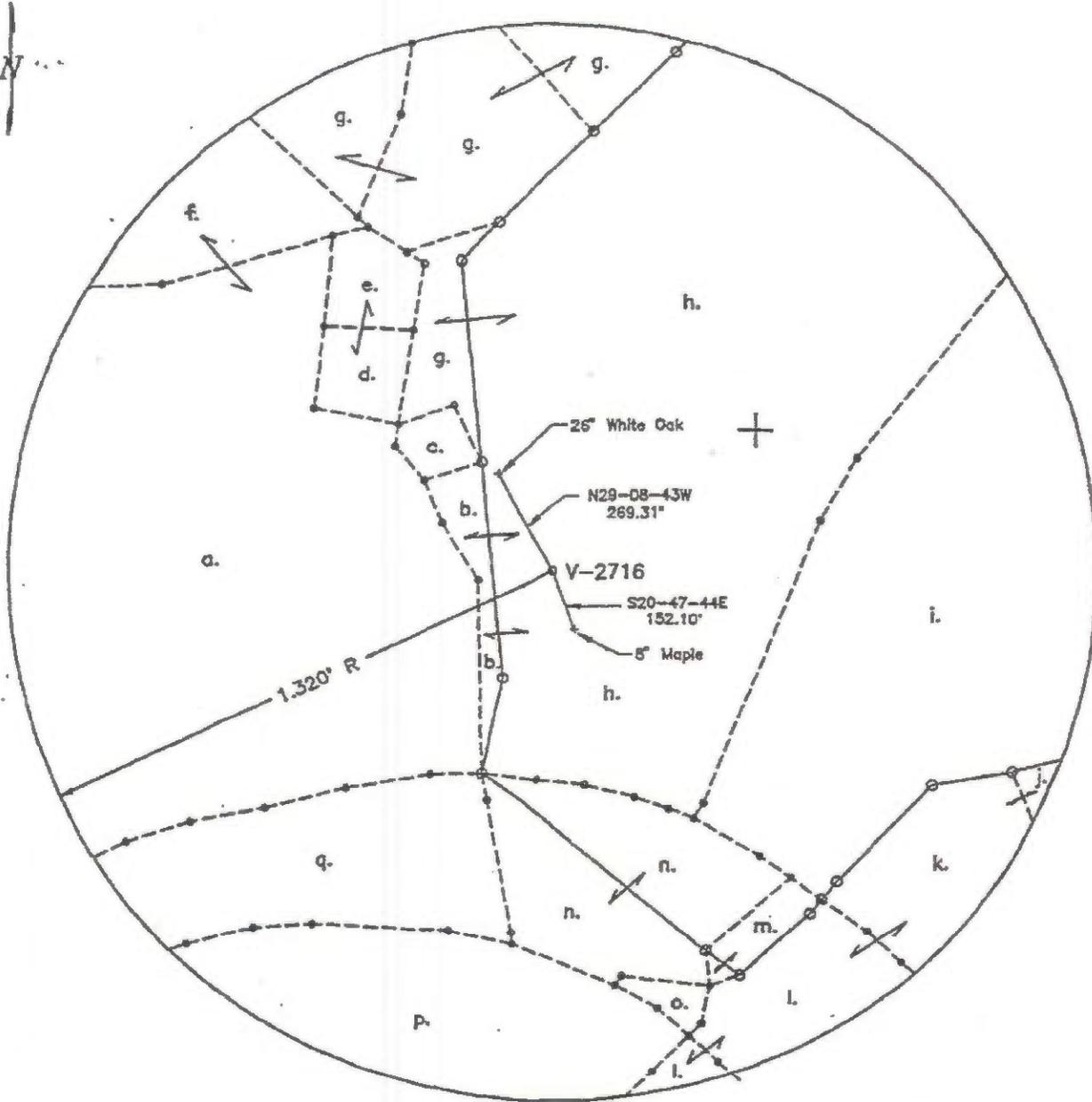
6. Attestation

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

LATITUDE: 36°57'30"

LONGITUDE: 82°22'30"

5,993'



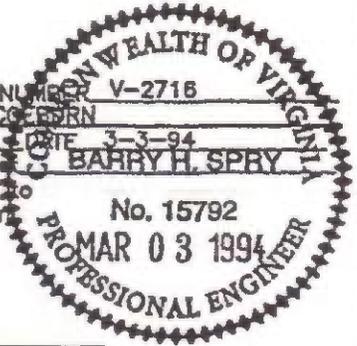
AREA OF WELL UNIT = 125.66 AC.
 Well Elevation determined by trigometric leveling
 from VCC Survey Mark No. TC 46-80.1

Well Coordinates (VA State Plane)
 N245,063.54 E862,791.78

WELL LOCATION MAP

COMPANY EQUITABLE RESOURCES EXPLORATION WELL NAME AND NUMBER V-2716
 TRACT NO. WI-199 ELEVATION 1812.86' QUADRANGLE COLEBURN
 COUNTY WISE DISTRICT LIPPS SCALE 1"-400' DATE 3-3-94

This plat is a new plat X; an updated plat _____; or a final plat _____
 + Denotes the location of a well on United States topographic Maps, scale 1"=20,000, latitude and longitude lines being represented by border lines shown



Barry H. Spry
 Licensed Professional Engineer or Licensed Land Surveyor

Form DGO-60-7

Attachment DGO-GO-7A
 Gas Well No. V-2716
 Equitable Resources Exploration
 Revised 3-3-94

TRACT NO.	Ownership		Gas Tract Ownership				
	Gas	Surface	Tract Acreage	Gas Acreage	Percentage of Unit	Erex Lease No.	
2	a.1 William Anders 1/2 Int Unleased	William Anders & Winfred Hamm	34,841	14,325	11,400%	Unleased 1/2 Int 244703L	
	a.2 Winfred Hamm 1/2 Int Leased						
2	f.1 William Anders 1/2 Int Unleased	William Anders & Winfred Hamm	34,841	1,5245	1,213%	Unleased 1/2 Int 244703L	
	f.2 Winfred Hamm 1/2 Int Leased						
3	Virginia Iron, Coal and Coke (WI-189)	Virginia Iron, Coal and Coke (WI-189)					
4	Hart Bros, Inc. & C. G. Dickenson Tr. Willis & Mildred Lawson, H/W	Hart Bros, Inc. & C. G. Dickenson Tr. Willis & Mildred Lawson, H/W	50,750	1,065	0,848%	223010L	
5	Guy and Ella Mae Turner, H/W c/o Ella Mae Turner, Guardian	Guy and Ella Mae Turner, H/W c/o Ella Mae Turner, Guardian	0,900	0,900	0,716%	244740L	
5	Guy and Ella Mae Turner, H/W c/o Ella Mae Turner, Guardian	Guy and Ella Mae Turner, H/W c/o Ella Mae Turner, Guardian	1,140	1,140	0,907%	244740L	
6	Virginia Iron, Coal and Coke (WI-189) Geo. T. Lawson, Chas. Siuss, C. G. Dickenson Tr's.	Virginia Iron, Coal and Coke Charles Siuss (WI-189)	69,910	10,036	7,987%	223010L	
7	Virginia Iron, Coal and Coke Hart Bros, Inc. & C. G. Dickenson Tr. (WI-199) Roy L. & Ruth Wells	Virginia Iron, Coal and Coke Hart Bros, Inc. & C. G. Dickenson Tr. (WI-199) Roy L. & Ruth Wells	50,750	32,823	26,120%	223010L	
	Roy L. & Ruth Wells	Roy L. & Ruth Wells	47,000	18,659	14,849%	242400L	

Attachment DGO-GO-7A
Gas Well No. V-2716
Equitable Resources Exploration
Revised 3-3-94

TRACT NO.	Ownership		Gas Tract Ownership			
	Gas	Surface	Tract Acreage	Gas Acreage	Percentage of Unit	Lease No.
8	W. J. Evans Estate (Partial Interest Unleased)	W. J. Evans Estate	36.500	0.220	0.175%	244726L
8	W. J. Evans Estate (Partial Interest Unleased)	W. J. Evans Estate	4.750	3.049	2.426%	244726L
8	W. J. Evans Estate (Partial Interest Unleased)	W. J. Evans Estate	43.000	3.159	2.514%	244726L
9	Gaynell & Alvin Evans	Gaynell & Alvin Evans	0.500	0.500	0.398%	
10	O. J. Bays	O. J. Bays	6.163	6.163	4.905%	244735L
11	Joseph & Nancy Greear, H/W	Joseph & Nancy Greear, H/W	0.490	0.490	0.390%	
12	William E. & Edna Sluss, H/W	William E. & Edna Sluss, H/W	11.758	8.411	6.693%	
13	O. J. Lawson Heirs (Partial Interest Unleased)	O. J. Lawson Heirs	5.630	6.795	5.407%	244731L
TOTAL			125.660	125.660	100.000%	

Exhibit E
V2716
Docket #VGOB 94-0419-0442-01
List of Owners Currently Escrowed

<u>Tract</u>	<u>Lessor</u>	<u>Lease Status</u>	<u>Interest Within</u> <u>Unit</u>	<u>Gross Acres in</u> <u>Unit</u>
<i>Escrowing No Longer Required</i>				

Exhibit EE
V2716
Docket #VGOB 94-0419-0442-01
List of Owners - Escrow No Longer Required

<u>Tract</u>	<u>Lessor</u>	<u>Lease Status</u>	<u>Interest Within Unit</u>	<u>Gross Acres in Unit</u>
8 TAX ID# 006708	Randall Utterback Unknown	Unleased	0.01100000%	0.01300
	Karen Utterback Unknown	Unleased	0.01100000%	0.01300
	Total Gas Estate		0.02200000%	0.02600

Note: Sharon Utterback a/k/a Sharon Curtis was originally listed on the Supplemental Original Order dated October 26, 1994, recorded in Book 790, Page 633. An Amended Supplemental Order was filed on May 15, 1995, recorded in Book 802, Page 031, removing Sharon Curtis' interest from the escrow account. No money was placed into the escrow account for Sharon Utterback a/k/a Sharon Curtis.

Recorded in the Clerk s Office of
Wise County and the City of Norton
On Jun 01, 2020 at 11:30 AM.
J. Jack Kennedy, Jr., Clerk
Recorded by: mary hagy