

Instrument prepared by:

**VIRGINIA GAS AND OIL BOARD**

Order recorded under:

**CODE OF VIRGINIA  
§ 45.1-361.26**

**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:** COGC#34

**TRACT(S):** 7, 8, 9

**LOCATION:** TAZEWELL County, Virginia

**TAX ID NUMBERS:** Tax Map Identification Numbers for all parcels affected by this order are shown on: Plat

**DOCKET NUMBER:** VGOB-97-0520-0584-03

**APPLICANTS:** NYTIS Exploration Company, LLC on behalf of Virginia Department of Treasury, Unclaimed Property Division

**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 NYTIS Exploration Company, LLC

**PRIOR PROCEEDINGS:**

CLR200002057

20-2057

1. Original Pooling Order Executed 07/03/1997, Recorded on 07/15/1997, Deed Book/Instrument No. 734, Page 962, County TAZEWELL.
2. Supplemental Order Executed 04/28/1999, Recorded on 05/12/1999, Deed Book/Instrument No. 773, Page 969, County TAZEWELL.
3. Disbursement Order -01 Executed 03/11/2004, Recorded on 03/17/2004, Deed Book/Instrument No. 904, Page 442, County TAZEWELL.
4. Supplemental Order -01 Executed 03/11/2004, Recorded on 03/17/2004, Deed Book/Instrument No. 904, Page 442, County TAZEWELL.

**NOTICE:**

- (1) Amend the Pooling Order to provide for the disbursement of funds on deposit in the Escrow Account attributable to Tract(s) 7, 8, 9 identified in the attached petition.
- (2) Delete the requirement that the Unit Operator place future royalties attributable to Tract(s) 7, 8, 9 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 to the Virginia Department of Treasury, Unclaimed Property Division for unknown and unlocatable royalty owners

**RELIEF GRANTED:**

VGOB Disbursement  
Unit COGC#34

VGOB-97-0520-0584-03

Table 1

Tracts: 7, 8, 9

Item	Tract	Disbursement Table	Fractional Ownership	Net Acreage Ownership	Royalty Split Agreement	Escrowed Acres Disbursed	Percent of Escrowed Funds Disbursed	Adjustment Amount
		Total acreage in escrow before disbursement				12.35000		
		7 Tract 7 (total acreage)	0.6500					
1	7	Unknown Heirs of George H. Hankins, c/o Virginia Department of Treasury, Unclaimed Property Division\PO Box 2485, Richmond, VA 23218-2485		0.6500	100.00%	0.6500	5.2632%	
		8 Tract 8 (total acreage)	11.5200					
1	8	Unknown Heirs of George H. Hankins, c/o Virginia Department of Treasury, Unclaimed Property Division\PO Box 2485, Richmond, VA 23218-2485		11.5200	100.00%	11.5200	93.2794%	
		9 Tract 9 (total acreage)	0.1800					
1	9	Unknown Heirs of George H. Hankins, c/o Virginia Department of Treasury, Unclaimed Property Division\PO Box 2485, Richmond, VA 23218-2485		0.1800	100.00%	0.1800	1.4575%	

**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.

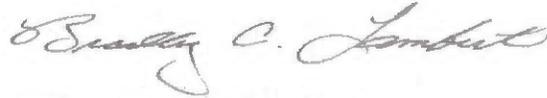
**CONCLUSION:**

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.

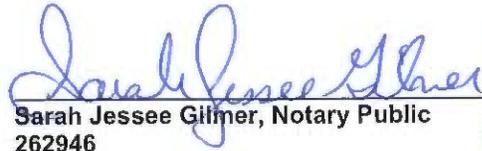
DONE AND EXECUTED this 8 day of June, 2020 by a majority of the Virginia Gas and Oil Board.



Chairman, Bradley C. Lambert

COMMONWEALTH OF VIRGINIA  
COUNTY OF RUSSELL

Acknowledged on this 8<sup>th</sup> day of June, 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, that he executed the same and was authorized to do so.



Sarah Jessee Gilmer, Notary Public  
262946



My Commission expires: July 31, 2021

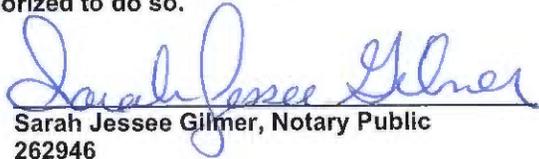
DONE AND PERFORMED this 17 day of June, 2020 by Order of the Virginia Gas and Oil Board.



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

COMMONWEALTH OF VIRGINIA  
COUNTY OF RUSSELL

Acknowledged on this 17<sup>th</sup> day of June, 2020 personally before me a notary public in and for the Commonwealth of Virginia, appeared Rick Cooper, being duly sworn did depose and say that he is the Principal Executive to the staff of the Virginia Gas and Oil Board, that he 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: NYTIS Exploration Company,  
LLC

DIVISION OF GAS AND OIL  
DOCKET NO: VGOB 97-0520-0584-03

RELIEF SOUGHT: (1) DISBURSEMENT FROM ESCROW REGARDING TRACT(S) 7, 8, 9 (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: COGC#34

TAZEWELL COUNTY, VIRGINIA

PETITION FOR ORDER OF DISBURSEMENT OF ESCROW FUNDS

1. Petitioner and its counsel

Petitioner is NYTIS Exploration Company, LLC, 2480 Fortune Drive, Suite 300, Lexington, KY 40509, 859-299-0771. Petitioner's counsel is Tim Scott, McKinnis & Scott Law Firm, 135 W. Main St., Kingsport, TN 37660.

2. Relief Sought

Disbursement of Escrow Funds to Department of Treasury - Unclaimed Property Division

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 to the Virginia Department of Treasury, Unclaimed Property Division for unknown and unlocatable royalty owners

6. Attestation

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

Exhibit A  
Well No. COGC #34  
VGOB-97-0520-0584-03  
2350-R-106

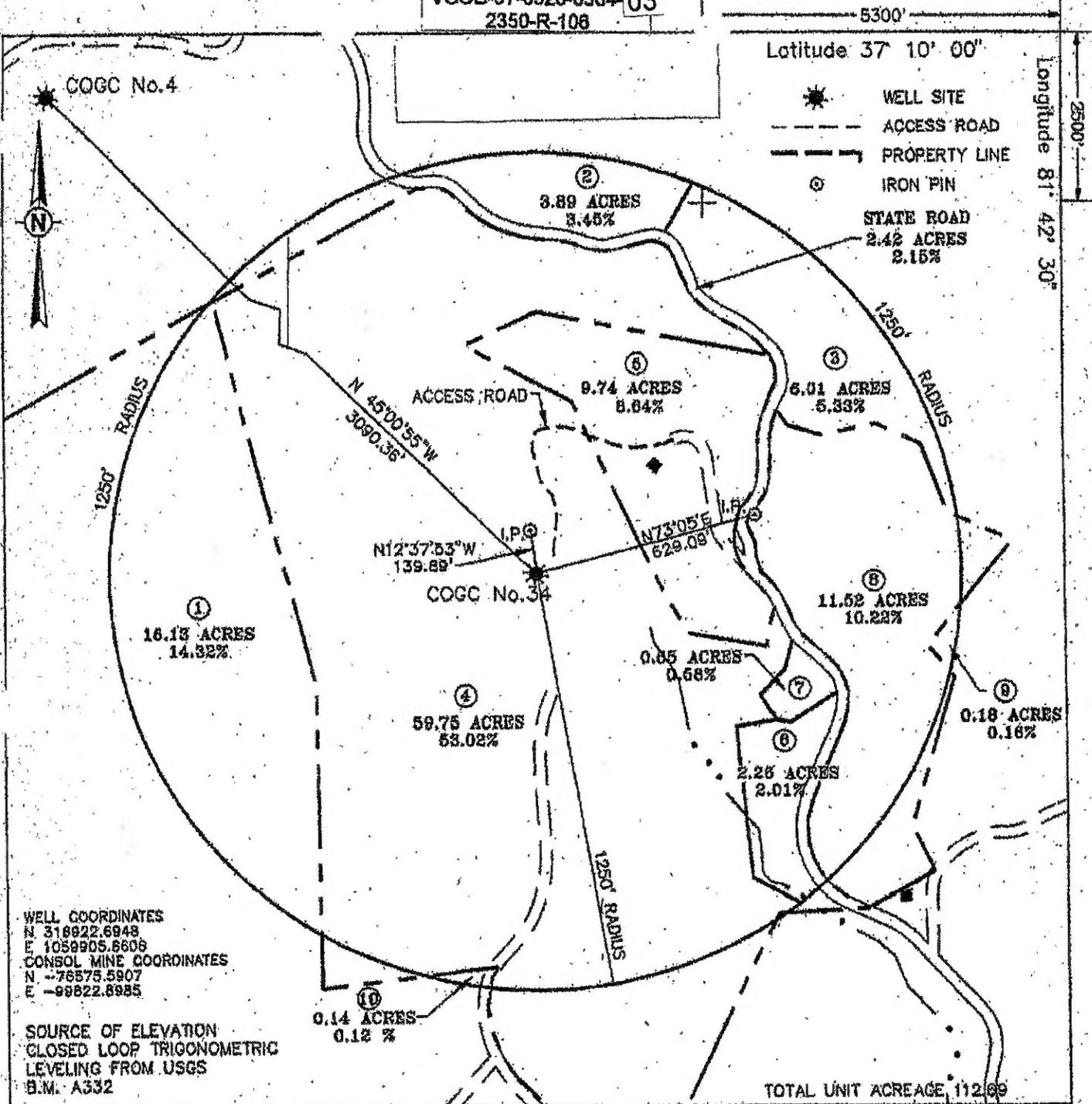
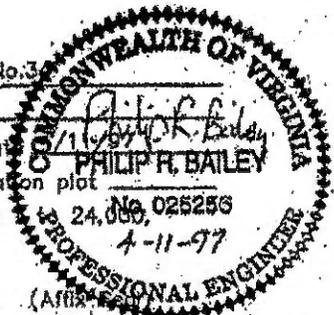


EXHIBIT B - VGOB-97/05/20-0584  
WELL LOCATION PLAT

Company Cabot Oil & Gas Corp. Well Name and Number COGC No. 34  
 Tract No. J.A. Belton 100 Ac. Elevation 2695.13 Quadrangle Aronate  
 County Tazewell District Northern Scale: 1" = 400' Date 4/11/97  
 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 latitude and longitude lines being represented by border lines as shown.



Licensed Professional; Engineer or Licensed Land Surveyor

Exhibit A  
Well No. COGC #34  
VGOB-97-0520-0584-03  
2350-R-106

Nytils Exploration Company, LLC  
COGC #34  
Tract Identification

1. Cabot Oil & Gas Corporation (Tract 159-A) - Gas & Oil  
Consolidation Coal Company - Coal  
16.13 acres            14.32%
2. Cabot Oil & Gas Corporation (Tract 247) - Gas & Oil  
Consolidation Coal Company - Coal  
3.89 acres            3.45%
3. Cabot Oil & Gas Corporation (Tract 248) - Gas & Oil  
Consolidation Coal Company - Coal  
6.01 acres            5.33%
4. Thomas J. Belton, his heirs, successors,  
or assigns (Tract 250) - Gas & Oil  
Thomas A. Belton, his heirs, successors,  
or assigns - Gas & Oil  
Charles David Sparks - Gas & Oil  
Melinda Sparks Beavers - Gas & Oil  
Consolidation Coal Company - Coal  
59.75 acres            53.02%
5. Thomas J. Belton, his heirs, successors,  
or assigns (Tract 250) - Gas & Oil  
Thomas A. Belton, his heirs, successors,  
or assigns - Gas & Oil  
Brookford, L.C., a Texas LLC - Gas & Oil  
Alfred G. Waldron - Life Estate Gas & Oil  
Alfred G. Waldron Heirs - 1/2 Remainderman interest Gas & Oil  
Betty Rose Waldron - 1/2 Remainderman interest Gas & Oil  
Guyann Waldron Walker - 1/2 Remainderman interest Gas & Oil  
Consolidation Coal Company - Coal  
9.74 acres            8.64%

6. Thomas J. Belton, his heirs, successors,  
or assigns (Tract 250) - Gas & Oil  
Thomas A. Belton, his heirs, successors,  
or assigns - Gas & Oil  
Melinda S. and Donald R. Beavers - Gas & Oil  
Consolidation Coal Company - Coal  
2.26 acres            2.01%
  
7. George H. Hankins, his heirs, successors,  
or assigns (Tract 251) - Gas & Oil  
Consolidation Coal Company - Coal  
0.65 acres            0.58%
  
8. George H. Hankins, his heirs, successors,  
or assigns (Tract 251) - Gas & Oil  
Consolidation Coal Company - Coal  
11.52 acres            10.22%
  
9. George H. Hankins, his heirs, successors,  
or assigns (Tract 251) - Gas & Oil  
Consolidation Coal Company - Coal  
0.18 acres            0.16%
  
10. Cabot Oil & Gas Corporation (Tract 252) - Gas & Oil  
Consolidation Coal Company - Coal  
0.14 acres            0.12%
  
11. Commonwealth of Virginia, Virginia Department  
of Transportation (State Road Tract) - Gas & Oil  
Consolidation Coal Company - Coal  
2.42 acres            2.15%

**EXHIBIT E**  
**LIST OF CONFLICTING OWNERS / CLAIMANTS THAT REQUIRE ESCROWING**  
**VGOB-97-0520-0584-03**

**None.**

EXHIBIT EE  
 LIST OF CLAIMANTS INTEREST TO BE DISBURSED  
 TO THE VIRGINIA DEPARTEMENT OF TREASURY  
 VGOB-97-0520-0584-03

<u>LESSOR</u>	<u>LEASE STATUS</u>	<u>INTEREST WITHIN UNIT</u>	<u>GROSS ACREAGE IN UNIT</u>
7. George H. Hankins, his heirs, Successors, or assigns (Unknown/Unlocatable)	Unleased	0.58%	0.65
8. George H. Hankins, his heirs, Successors, or assigns (Unknown/Unlocatable)	Unleased	10.22%	11.52
9. George H. Hankins, his heirs, Successors, or assigns (Unknown/Unlocatable)	Unleased	0.16%	0.18

INSTRUMENT 200002057  
 RECORDED IN THE CLERK'S OFFICE OF  
 TAZEWELL COUNTY CIRCUIT COURT ON  
 AUGUST 12, 2020 AT 09:37 AM  
 TAMMY B. ALLISON, CLERK  
 RECORDED BY: LJB

*Laura Beans*