

Instrument Control Number

20200303700100

Instrument 202003037
Recorded in the Clerk's Office of
Wise County and the City of Norton
On Aug 04, 2020 at 02:20 PM.
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 [13]
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: VAD-3738 CBM

TRACT(S): 002

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-97-1021-0612-03

APPLICANTS: Diversified Production on behalf of 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 11/20/1997, Recorded on 12/02/1997, Deed Book/Instrument No. 970004888, Page 15, County WISE.
2. Supplemental Order Executed 04/01/1998, Recorded on 04/30/1998, Deed Book/Instrument No. 2168, County WISE.
3. Disbursement Order -02 Executed 10/26/2016, Recorded on 11/07/2016, Deed Book/Instrument No. 201605292, 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) 002 identified in the attached petition.
- (2) Delete the requirement that the Unit Operator place future royalties attributable to Tract(s) 002 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 unknown/unlocatable person(s) Charles Wheatley, Venie W. Jessee, Vincent Wheatley, Eugene Wheatley, Tempie W. Miller, Troy Wheatley, Ibbie Wheatley, Minnie Wheatley, Lora Gillenwater, Opal Bradley, heirs of David S. & Thelma Jean Jessee, Jo Lynn Stephens, heirs of Jacqueline Stallard, heirs of Ralph B. & Irene Jessee, heirs of Greta & James Halcomb, Susan & Richard Huffman, Gary Gragg, heirs of George Larry & Helen K. Jessee, Hiram Beverly, W.C. Jessee Jr., Lillian Mullins, Rosa Bell Swindall, Charlotte Shamblyn, Thelma Beverly, Harold Jessee, George K. Jessee, Jewell Jessee, Gale Edward Jessee, Billy Jene Jessee, Annie J. Beverly, Della J. Gilliam, Lila Jessee, Ulysses Jessee, Thurston Banner Beverly, Julia Beverly Dotson, Maude Wheatley, Rossie Wheatley, Fronia Reedy, Harriette Cofer, Eva Irwin, Eliza Wheatley, Nola Dotson, Mary Collins, Gilmer Jessee & Mary Frampton Jessee, Charles Jessee, Millard Jessee, Dewey E. Jessee, Bill Rita Jessee, Jo Ann Jessee, Buddy Jessee, Donna Lou Mullins, Linda Sue Mullins, Francis Barrowman, Margaret Ann Cress, Harriet Jean Baker, Kyle Jessee, Tina Jessee, Dean Michael Jessee, Lena Jessee, heirs of James & Wanda Jessee, Letitia L. Frey Clark, heirs of William Howard Hancock Jr., Mary Linda Hancock Robertson, Gary Rhea Hancock Jr., heirs of Eliza & Simon Dotson, Neal P. Jessee, Mabel J. Butterworth, Elizabeth Jessee, Lucy J. Hopkins, S. Simon Jessee, Dorothy Sue Jessee, Peggy J. Martin, Arthur Ray Jessee, heirs of Stewart & Eliza Jane Jessee, Julian Jessee, and heirs of Evelyn Jessee, being a partial interest in Tract No. 2 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 3 day of August, 2020 by a majority of the Virginia Gas and Oil Board.



Chairman, Bradley C. Lambert

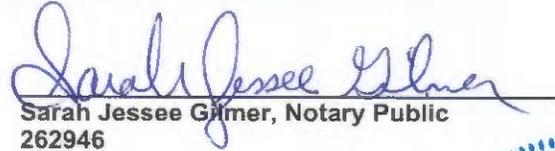
DONE AND PERFORMED this 3 day of August, 2020 by Order of the Virginia Gas and Oil Board.



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

COMMONWEALTH OF VIRGINIA
COUNTY OF RUSSELL

Acknowledged on this 3rd 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: Diversified Production

DIVISION OF GAS AND OIL

DOCKET NO: VGOB 97-1021-0612-03

RELIEF SOUGHT: (1) DISBURSEMENT FROM ESCROW REGARDING TRACT(S) 002 (2) AND AUTHORIZATION FOR DIRECT PAYMENT OF ROYALTIES (3) AND DISMISSAL OF COAL OWNERS PURSUANT TO CODE OF VIRGINIA SECTION 45.1-361.22:2.

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: VAD-3738 CBM

WISE COUNTY, VIRGINIA

PETITION FOR ORDER OF DISBURSEMENT OF ESCROW FUNDS

1. Petitioner and its counsel

Petitioner is Diversified Production, PO Box 158, Pikeville, KY 41502, 330-896-8510. 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)

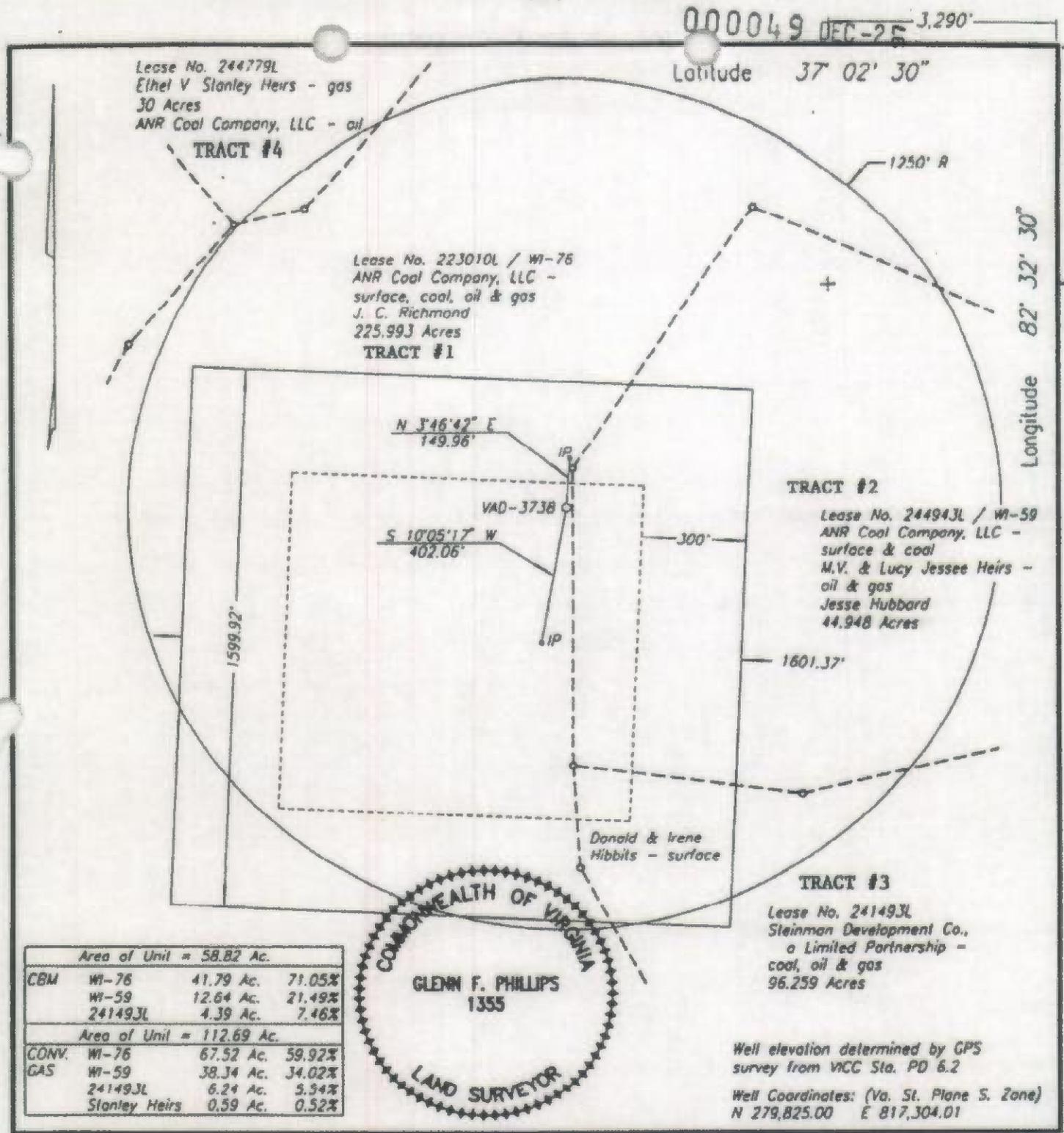
Coalbed Methane

5. Factual basis for relief requested

This disbursement is for the unknown/unlocatable person(s) Charles Wheatley, Venie W. Jessee, Vincent Wheatley, Eugene Wheatley, Tempie W. Miller, Troy Wheatley, Ibbie Wheatley, Minnie Wheatley, Lora Gillenwater, Opal Bradley, heirs of David S. & Thelma Jean Jessee, Jo Lynn Stephens, heirs of Jacqueline Stallard, heirs of Ralph B. & Irene Jessee, heirs of Greta & James Halcomb, Susan & Richard Huffman, Gary Gragg, heirs of George Larry & Helen K. Jessee, Hiram Beverly, W.C. Jessee Jr., Lillian Mullins, Rosa Bell Swindall, Charlotte Shamblin, Thelma Beverly, Harold Jessee, George K. Jessee, Jewell Jessee, Gale Edward Jessee, Billy Jene Jessee, Annie J. Beverly, Della J. Gilliam, Lila Jessee, Ulysses Jessee, Thurston Banner Beverly, Julia Beverly Dotson, Maude Wheatley, Rossie Wheatley, Fronia Reedy, Harriette Cofer, Eva Irwin, Eliza Wheatley, Nola Dotson, Mary Collins, Gilmer Jessee & Mary Frampton Jessee, Charles Jessee, Millard Jessee, Dewey E. Jessee, Bill Rita Jessee, Jo Ann Jessee, Buddy Jessee, Donna Lou Mullins, Linda Sue Mullins, Francis Barrowman, Margaret Ann Cress, Harriet Jean Baker, Kyle Jessee, Tina Jessee, Dean Michael Jessee, Lena Jessee, heirs of James & Wanda Jessee, Letitia L. Frey Clark, heirs of William Howard Hancock Jr., Mary Linda Hancock Robertson, Gary Rhea Hancock Jr., heirs of Eliza & Simon Dotson, Neal P. Jessee, Mabel J. Butterworth, Elizabeth Jessee, Lucy J. Hopkins, S. Simon Jessee, Dorothy Sue Jessee, Peggy J. Martin, Arthur Ray Jessee, heirs of Stewart & Eliza Jane Jessee, Julian Jessee, and heirs of Evelyn Jessee, being a partial interest in Tract No. 2 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.



WELL LOCATION PLAT

COMPANY Equitable Resources Energy Company WELL NAME AND NUMBER VAD-3738
 TRACT NO. WI-76 ELEVATION 2264.87 QUADRANGLE Pound
 COUNTY Wise DISTRICT Gladeville SCALE 1" = 400' DATE 8-20-1997

This Plot is a new plot x; an updated plot ; or a final location plot

+ 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

Exhibit E
VAD3738 - CBM
Docket #VGOB 97-1021-0612-03
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
 VGOB 97-1021-0612-03
 VAD3738 - CBM

Exhibit EE
VAD3738 - CBM
Docket #VGOB 97-1021-0612-03
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>
<u>2</u> <u>Minerals Only</u>	Charles Wheatley <i>Unknown</i>	Unleased	0.26860000%	0.15800000
	Venie W. Jessee <i>Unknown</i>	Unleased	0.26860000%	0.15800000
	Vincent Wheatley <i>Unknown</i>	Unleased	0.26860000%	0.15800000
	Eugene Wheatley <i>Unknown</i>	Unleased	0.26860000%	0.15800000
	Temple W. Miller <i>Unknown</i>	Unleased	0.26860000%	0.15800000
	Troy Wheatley <i>Unknown</i>	Unleased	0.26860000%	0.15800000
	Ibbie Wheatley <i>Unknown</i>	Unleased	0.26860000%	0.15800000
	Minnie Wheatley <i>Unknown</i>	Unleased	0.26860000%	0.15800000
	Lora Gillenwater <i>Unknown</i>	Unleased	0.30700000%	0.18060000
	Opal Bradley <i>Unknown</i>	Unleased	0.30700000%	0.18060000
	Heirs of David S. & Theima Jean Jessee <i>Unknown</i>	Leased 245279L02	0.30700000%	0.18060000
	Jo Lynn Stephens <i>Unknown</i>	Unleased	0.02360000%	0.01390000
	Heirs of Jacqueline Stallard <i>Unknown</i>	Leased 245279L07	0.02360000%	0.01390000
	Heirs of Ralph B. & Irene Jessee <i>Unknown</i>	Unleased	0.02360000%	0.01390000
	Heirs of Greta & James Halcomb <i>Unknown</i>	Leased 245279L11	0.02360000%	0.01390000
	Susan & Richard Huffman <i>Unknown</i>	Unleased	0.02360000%	0.01390000
	Gary Gragg <i>Unknown</i>	Leased 245279L12	0.02360000%	0.01390000
	Heirs of George Larry & Helen K. Jessee <i>Unknown</i>	Leased 245279L01	0.02360000%	0.01390000
	Hiram Beverly <i>Unknown</i>	Unleased	0.15350000%	0.09030000
	W.C. Jessee Jr. <i>Unknown</i>	Unleased	0.15350000%	0.09030000

Exhibit EE
VGOB 97-1021-0612-03
VA03738 - CBM

Lillian Mullins <i>Unknown</i>	Unleased	0.10230000%	0.06020000
Rosa Bell Swindall <i>Unknown</i>	Unleased	0.10230000%	0.06020000
Charlotte Shamblln <i>Unknown</i>	Unleased	0.10230000%	0.06020000
Thelma Beverly <i>Unknown</i>	Unleased	0.05120000%	0.03010000
Harold Jessee <i>Unknown</i>	Unleased	0.05120000%	0.03010000
George K. Jessee <i>Unknown</i>	Unleased	0.05120000%	0.03010000
Jewell Jessee <i>Unknown</i>	Unleased	0.05120000%	0.03010000
Gale Edward Jessee <i>Unknown</i>	Unleased	0.05120000%	0.03010000
Billy Jene Jessee <i>Unknown</i>	Unleased	0.05120000%	0.03010000
Annie J. Beverly <i>Unknown</i>	Unleased	0.53730000%	0.31600000
Della J. Gilliam <i>Unknown</i>	Unleased	0.53730000%	0.31600000
Lila Jessee <i>Unknown</i>	Unleased	0.53730000%	0.31600000
Ulysses Jessee <i>Unknown</i>	Unleased	0.53730000%	0.31600000
Thurston Banner Beverly <i>Unknown</i>	Unleased	0.26860000%	0.15800000
Julia Beverly Dotson <i>Unknown</i>	Unleased	0.26860000%	0.15800000
Maude Wheatley <i>Unknown</i>	Unleased	0.26860000%	0.15800000
Rossie Wheatley <i>Unknown</i>	Unleased	0.26860000%	0.15800000
Fronia Reedy <i>Unknown</i>	Unleased	0.26860000%	0.15800000
Harriette Cofer <i>Unknown</i>	Unleased	0.26860000%	0.15800000
Eva Irwin <i>Unknown</i>	Unleased	0.26860000%	0.15800000
Eliza Wheatley <i>Unknown</i>	Unleased	0.26860000%	0.15800000
Nola Dotson <i>Unknown</i>	Unleased	0.30700000%	0.18060000
Mary Collins <i>Unknown</i>	Unleased	0.30700000%	0.18060000
Gilmer Jessee & Mary Frampton Jessee <i>Unknown</i>	Unleased	0.30700000%	0.18060000

Exhibit EE
VGOB 97-1021-0612-03
VAD3738 - CBM

Charles Jessee <i>Unknown</i>	Unleased	0.30700000%	0.18060000
Millard Jessee <i>Unknown</i>	Unleased	0.30700000%	0.18060000
Dewey E. Jessee <i>Unknown</i>	Unleased	0.30700000%	0.18060000
Bill Rita Jessee <i>Unknown</i>	Unleased	0.02560000%	0.01500000
Jo Ann Jessee <i>Unknown</i>	Unleased	0.02560000%	0.01500000
Buddy Jessee <i>Unknown</i>	Unleased	0.02560000%	0.01500000
Donna Lou Mullins <i>Unknown</i>	Unleased	0.02560000%	0.01500000
Linda Sue Mullins <i>Unknown</i>	Unleased	0.02560000%	0.01500000
Francis Barrowman <i>Unknown</i>	Unleased	0.02560000%	0.01500000
Margaret Ann Cress <i>Unknown</i>	Unleased	0.02560000%	0.01500000
Harriet Jean Baker <i>Unknown</i>	Unleased	0.02560000%	0.01500000
Kyle Jessee <i>Unknown</i>	Unleased	0.02560000%	0.01500000
Tina Jessee <i>Unknown</i>	Unleased	0.02560000%	0.01500000
Dean Michael Jessee <i>Unknown</i>	Unleased	0.02560000%	0.01500000
Lena Jessee <i>Unknown</i>	Unleased	0.02560000%	0.01500000
Heirs of James & Wanda Jessee <i>Unknown</i>	Unleased	2.14900000%	1.26400000
Letitia L. Frey Clark <i>Unknown</i>	Unleased	0.06612700%	0.03890000
Heirs of William Howard Hancock Jr. <i>Unknown</i>	Unleased	0.06612700%	0.03890000
Mary Linda Hancock Robertson <i>Unknown</i>	Unleased	0.10192700%	0.06000000
Gary Rhea Hancock Jr. <i>Unknown</i>	Unleased	0.10192700%	0.06000000
Heirs of Eliza & Simon Dotson <i>Unknown</i>	Unleased	2.14900000%	1.26400000
Neal P. Jessee <i>Unknown</i>	Unleased	0.26860000%	0.15800000
Mabel J. Butterworth <i>Unknown</i>	Unleased	0.26860000%	0.15800000

Exhibit EE
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 VAD3738 - CBM

Elizabeth Jessee <i>Unknown</i>	Unleased	0.26860000%	0.15800000
Lucy J. Hopkins <i>Unknown</i>	Unleased	0.26860000%	0.15800000
S. Simon Jessee <i>Unknown</i>	Unleased	0.26860000%	0.15800000
Dorothy Sue Jessee <i>Unknown</i>	Unleased	0.26860000%	0.15800000
Peggy J. Martin <i>Unknown</i>	Unleased	0.26860000%	0.15800000
Arthur Ray Jessee <i>Unknown</i>	Unleased	0.26870000%	0.15790000
Heirs of Stewart & Eliza Jane Jessee <i>Unknown</i>	Leased 245279L03	0.71640000%	0.42140000
Julian Jessee <i>Unknown</i>	Unleased	0.71640000%	0.42140000
Heirs of Evelyn Jessee <i>Unknown</i>	Unleased	0.71640000%	0.42140000

Tract 2 Totals		19.53550800%	11.49040000
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Total Gas Estate		19.53550800%	11.49040
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Recorded in the Clerk s Office of
Wise County and the City of Norton
On Aug 04, 2020 at 02:20 PM.
J. Jack Kennedy, Jr., Clerk
Recorded by: mary hagy