

Instrument Control Number

20200304300100

Instrument 202003043
Recorded in the Clerk's Office of
Wise County and the City of Norton
On Aug 04, 2020 at 03:48 PM.
J. Jack Kennedy, Jr., Clerk
Recorded by: Sabrina Stewart-Mullins
(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: VC-3766

TRACT(S): 005, 006, A portion of 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-98-0818-0677-05

APPLICANTS: Diversified Production on behalf of April Hall c/o Department of Treasury, Charles Daniel Fleshman c/o Department of Treasury, Heirs of Lillian R. Burke c/o Department of Treasury, Heirs of Orlena Hamilton c/o Department of Treasury, James Hall c/o Department of Treasury, Katherin Hall c/o Department of Treasury, Phyllis Hayworth c/o Department of Treasury, Ronnie Hall c/o Department of Treasury, Timothy Hall 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 09/24/1998, Recorded on 01/22/1999, Deed Book/Instrument No. 990000296, Page 0080, County WISE.
2. Modification Order -01 Executed 01/15/1999, Recorded on 01/22/1999, Deed Book/Instrument No. 990000296, Page 080, County WISE.
3. Original Pooling Order Executed 09/24/1998, Recorded on 01/22/1999, Deed Book/Instrument No. 990000296, Page 0080, County WISE.
4. Supplemental Order -01 Executed 05/03/1999, Recorded on 05/11/1999, Deed Book/Instrument No. 990002210, Page 82, County WISE.
5. Supplemental Order Executed 05/03/2001, Recorded on 05/11/2001, Deed Book/Instrument No. 2210, County WISE.
6. Disbursement Order -02 Executed 09/24/2014, Recorded on 10/02/2014, Deed Book/Instrument No. 201406663, County WISE.
7. Disbursement Order -03 Executed 03/04/2016, Recorded on 03/16/2016, Deed Book/Instrument No. 201601273, 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) 005, 006, A portion of 008 identified in the attached petition.
- (2) Delete the requirement that the Unit Operator place future royalties attributable to Tract(s) 005, 006, A portion of 008 relative to the interests of the Applicants identified in the attached petition.
- (3) Continue 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 heirs of Orlena Hamilton, being Tract No. 5 of the above described well unit, unknown heirs of Lillian R. Burke, being Tract No. 6 of the above described well unit, Charles Daniel Fleshman, Phyllis Hayworth, Katherin Hall, April Hall, Ronnie Hall, James Hall, and Timothy Hall, being 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.

RELIEF GRANTED:

VGOB Disbursement
Unit VC-3766

VGOB-98-0818-0677-05

Table 1

Tracts: 005, 006, A portion of 008

Item	Tract	Disbursement Table	Fractional Ownership	Net Acreage Ownership	Royalty Split	Escrowed Acres	Percent of Escrowed Funds	Adjustment Amount
		Total acreage in escrow before disbursement				9.26990		
005 Tract 005 (total acreage)			3.9800					
1	005	Heirs of Orlena Hamilton c/o Department of Treasury\Unclaimed Property Division PO Box 2478, Richmond, VA 23218		3.9800	100.00%	3.9800	42.9347%	
006 Tract 006 (total acreage)			2.5000					
1	006	Heirs of Lillian R. Burke c/o Department of Treasury\Unclaimed Property Division PO Box 2478, Richmond, VA 23218		2.5000	100.00%	2.5000	26.9690%	
008 Tract 008 (total acreage)			1.4930					
1	008	Charles Daniel Fleshman c/o Department of Treasury\Unclaimed Property Division PO Box 2478, Richmond, VA 23218		0.0622	100.00%	0.0622	0.6710%	
2	008	Phyllis Hayworth c/o Department of Treasury\Unclaimed Property Division PO Box 2478, Richmond, VA 23218		0.0208	100.00%	0.0208	0.2244%	
3	008	Katherin Hall c/o Department of Treasury\Unclaimed Property Division PO Box 2478, Richmond, VA 23218		0.0208	100.00%	0.0208	0.2244%	
4	008	April Hall c/o Department of Treasury\Unclaimed Property Division PO Box 2478, Richmond, VA 23218		0.0208	100.00%	0.0208	0.2244%	
5	008	Ronnie Hall c/o Department of Treasury\Unclaimed Property Division PO Box 2478, Richmond, VA 23218		0.0208	100.00%	0.0208	0.2244%	
6	008	James Hall c/o Department of Treasury\Unclaimed Property Division PO Box 2478, Richmond, VA 23218		0.0208	100.00%	0.0208	0.2244%	
7	008	Timothy Hall c/o Department of Treasury\Unclaimed Property Division PO Box 2478, Richmond, VA 23218		0.0207	100.00%	0.0207	0.2233%	

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 continue 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

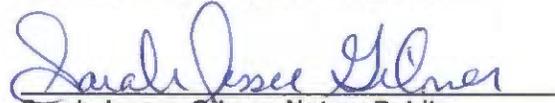
DONE AND PERFORMED this 3 day of August, 2020 by Order of the Virginia Gas and Oil Board.



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

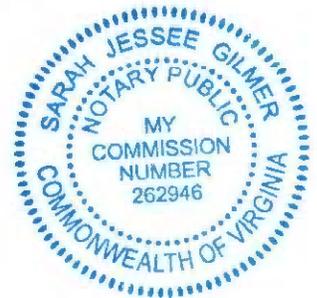
COMMONWEALTH OF VIRGINIA
COUNTY OF RUSSELL

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 98-0818-0677-05

RELIEF SOUGHT: (1) DISBURSEMENT FROM ESCROW REGARDING TRACT(S) 005, 006, A portion of 008 (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.

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DRILLING UNIT: VC-3766

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)

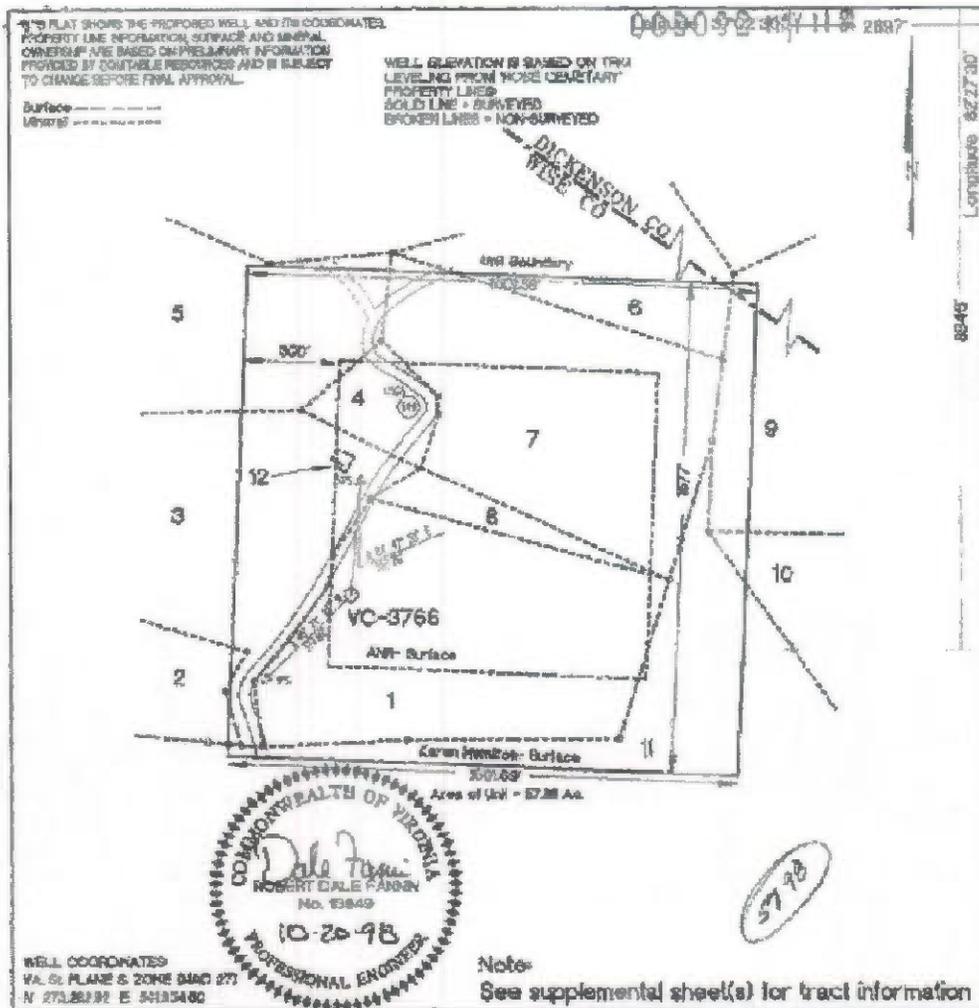
Coalbed Methane

5. Factual basis for relief requested

This disbursement is for the unknown heirs of Orlena Hamilton, being Tract No. 5 of the above described well unit, unknown heirs of Lillian R. Burke, being Tract No. 6 of the above described well unit, Charles Daniel Fleshman, Phyliss Hayworth, Katherin Hall, April Hall, Ronnie Hall, James Hall, and Timothy Hall, being 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.



COMPANY: Equitable Resources Energy Co. WELL NAME AND NO.: VC-3766
 TRACT NO.: W1 145 ELEVATION: 2612.31 (Trig) QUADRANGLE: Conex Ridge, VA
 COUNTY: Wise DISTRICT: Leads SCALE: 1"=400' DATE: 10/20/98
 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 the longitude lines being represented by border lines as shown

Dale Farnen

Form DEG-CO-7 Licensed Professional Engineer or Licensed Land Surveyor
Rev. 9/91

- | | |
|---|---|
| <p>1 La # 223090L (Well Tract)
ANR Coal Co. LLC-WI 145
Robert Gouge
18.077 Ac.
ANR--Surface, Coal, Oil + Gas
Gas 18.077 Ac, 27.73%</p> <p>2 La # 244852L
Donald Funk-- Oil + Gas
508 Ac.
Lease No. 244943L
ANR Coal Co. LLC-Coal WI 145
Gas 0.12 Ac, 0.20%</p> <p>3 La # 244853L
Salcom Funk-- Oil + Gas
1989 Ac.
Lease No. 244943L
ANR Coal Co. LLC-Coal WI 145
Gas 6328 Ac, 15.02%</p> <p>4 La # _____
Denny Hamilton--2.0 Ac.
- Oil and Gas
La # 244943L
ANR Coal Co. LLC-Coal WI 145
Gas 2.00 Ac, 3.45%</p> <p>5 La # 244681L
Orlena S. Hamilton - Oil + Gas
28.969 Ac.
La # 244943L
ANR Coal Co. LLC-Coal WI 145
Gas 3.58 Ac, 6.89%</p> <p>6 La # 245430L
Lillian Burke
7.0 Ac.
- Oil and Gas
La # 244943L
ANR Coal Co. LLC-Coal WI 145
Gas 2.50 Ac, 4.82%</p> <p>7 La # _____
Richard Clark--11.22 Ac.
Oil and Gas
La # 244943L
ANR Coal Co. LLC-Coal WI 145
Gas 15.96 Ac, 27.91%</p> | <p>8 La # 245436L
Samuel R. Richardson, et al--0 Ac.
oil and gas
La # 244943L
ANR Coal Company, LLC- Coal WI 145
Gas 1.698 Ac, 2.67%</p> <p>9 La # 245400L T-638
G. W. Chapman
108.00 Ac.
CLINCHFIELD COAL COMPANY/
PYxis RESOURCES COMPANY
- Coal
PINE MOUNTAIN OIL AND GAS
- Oil and Gas
Gas 1.98 Ac, 3.42%</p> <p>10 La # 241640L, T2-115
Henry Adkins
178.70 Ac.
CLINCHFIELD COAL COMPANY/
PYxis RESOURCES COMPANY
- Coal
PINE MOUNTAIN OIL AND GAS
- Oil and Gas
Gas 0.23 Ac, 0.39%</p> <p>11 La # 241490L, T-577
W. J. Ring
238 Ac.
CLINCHFIELD COAL COMPANY/
PYxis RESOURCES COMPANY
- Coal
PINE MOUNTAIN OIL AND GAS
- Oil and Gas
Gas 7.25 Ac, 12.50%</p> <p>12 La # _____
Big Caney Water Corporation
0.064 Ac.
- Oil and Gas
La # 244943L
ANR Coal Co. LLC-Coal WI 145
Gas 0.064 Ac, 0.11%</p> |
|---|---|

Equitable Resources Energy Co.
Well Plat Supplement Page 1 of 1

FANNIN
ENGINEERING

Well No.- VC-3766
Date: 10/20/98

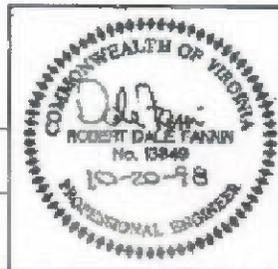


Exhibit E
VC-3766
Docket #VGOB 98-0818-0677-05
List of Owners Currently Escrowed

<u>Tract</u>	<u>Lessor</u>	<u>Lease Status</u>	<u>Interest Within Unit</u>	<u>Gross Acres in Unit</u>
4 Minerals Only	Danny Ray Hamilton, single PO Box 2017, Coeburn, VA, 24230 (No W9 Received)	Deemed Leased Life Estate	0.000000%	0.0000
	Danya Rae Mullins and Shannon Mullins, W/H PO Box 2017 Coeburn, VA, 24230 (No W9 Received)	Deemed Leased RemaInderman	3.450000%	2.0000
		Tract 4 Totals	3.450000%	2.0000
8 Minerals Only	Darryl Richardson	Leased 245436L08	0.107083%	0.0622
	11611 Riverview Road Coeburn, A, 24230 (No W9 Received)			
	Renee Richardson	Leased 245436L07	0.107083%	0.0622
	11611 Riverview Road Coeburn, A, 24230 (No W9 Received)			
	Patty Hawks and Terry Hawks, W/H PO Box 1171 Bluefield, VA, 24605 (No W9 Received)	Leased 245436L10	0.107083%	0.0622
	Jody Kennedy and Kathy Kennedy, H/W	Leased 245436L04	0.035694%	0.0207
	7404 Indian Creek Road Wise, VA, 24293 (No W9 Received)			
	Jerome Kennedy, single 21 Elkader, Dove Canyon, CA, 92679 (No W9 Received)	Deemed Leased	0.035694%	0.0207
	Marie Waynlick, single 5931 Neff Ave Detroit, MI, 48224- 2061 (No W9 Received)	Deemed Leased	0.035694%	0.0207
	Beth Ring, single 31638 Nelson Dr	Deemed Leased	0.035694%	0.0207

	Warren, MI, 48088-7034 (No W9 Received)			
	Ina Ring 19425 Victor St Roseville, MI, 48066-2613	Deemed Leased	0.035694%	0.0207
	Timothy E. Asbury and Kathleen G. Asbury, H/W c/o Scott Asbury 311 N. Eighth Street Princeton, WV, 24740 (No W9 Received)	Deemed Leased	0.071389%	0.0415
	Dana Scott Asbury and Peggy Ann Asbury, H/W 311 N. Eighth Street Princeton, WV, 24740 (No W9 Received)	Deemed Leased	0.071389%	0.0415
	Michael Asbury and Janice D. Asbury, H/W 131 Dark Run Rd Lot 5, Elliston, VA, 24087-4332 (No W9 Received)	Deemed Leased	0.071389%	0.0415
	Patsy Blanton and Charles W. Blanton, H/W PO Box 263, Coeburn, VA, 24230 (No W9 Received)	Deemed Leased	0.107083%	0.0622
	Rita Therrell and Bob Therrell, W/H 10491 Silver Mine Road, Fort Mill, SC, 29715 (No W9 Received)	Deemed Leased	0.107083%	0.0622
		Tract 8 Totals	0.928052%	0.5390
12 Minerals Only	Big Caney Water Corporation Attention: Mike Lawrence PO Box 7 McClure, VA, 24269	Deemed Leased	0.110000%	0.0640
		Tract 12 Totals	0.110000%	0.0640
		Total Gas Estate	4.488052%	2.6030

**Exhibit EE
VC-3766
Docket #VGOB 98-0818-0677-05
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>
Tract 5	Unknown/ Unlocatable	Heirs of Orlena Hamilton	Leased 244661L01	6.890000 %	3.98
Minerals Only					
			Tract 5 Total	6.89 %	3.98
Tract 6	Unknown/ Unlocatable	Heirs of Lillian R. Burke	Leased 245430L01	4.320000 %	2.5
Minerals Only					
			Tract 6 Total	4.32 %	2.5
Tract 8	Unknown/ Unlocatable	Charles Daniel Fleshman	Deemed Leased	0.107083 %	0.0622
Minerals Only					
	Unknown/ Unlocatable	Phylliss Hayworth	Deemed Leased	0.035694 %	0.0208
	Unknown/ Unlocatable	Katherin Hall	Deemed Leased	0.035694 %	0.0208
	Unknown/ Unlocatable	April Hall	Deemed Leased	0.035694 %	0.0208
	Unknown/ Unlocatable	Ronnie Hall	Deemed Leased	0.035694 %	0.0208
	Unknown/ Unlocatable	James Hall	Deemed Leased	0.035694 %	0.0208
	Unknown/ Unlocatable	Timothy Hall	Deemed Leased	0.035694 %	0.0207
			Tract 8 Total	0.321247 %	0.1869
		Total Gas Estate		11.531247	6.6669

Instrument 202003043
Recorded in the Clerk s Office of
Wise County and the City of Norton
On Aug 04, 2020 at 03:48 PM.
J. Jack Kennedy, Jr., Clerk
Recorded by: Sabrina Stewart-Mullins