

Instrument Control Number

20200210100100

Instrument 202002101
Recorded in the Clerk's Office of
Wise County and the City of Norton
On Jun 01, 2020 at 11:41 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 [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: V4358

TRACT(S): 007

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-00-0218-0770-01

APPLICANTS: Diversified Production on behalf of Heirs of Dearl Kincer 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 02/28/2000, Recorded on 03/06/2000, Deed Book/Instrument No. 865, Page 59, County WISE.
2. Supplemental Order Executed 05/16/2000, Recorded on 05/25/2000, Deed Book/Instrument No. 1989, Page 23, 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) 007 identified in the attached petition.
- (2) Delete the requirement that the Unit Operator place future royalties attributable to Tract(s) 007 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 Heirs of Dearl Kincer, being Tract No. 7 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.

Bradley C. Lambert

Chairman, Bradley C. Lambert

DONE AND PERFORMED this 27 day of May, 2020 by Order of the Virginia Gas and Oil Board.

Rick Cooper

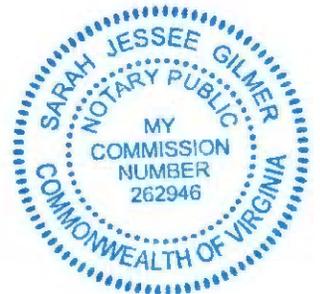
Rick Cooper
Principal Executive to the
staff, Virginia Gas and Oil Board

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
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 00-0218-0770-01

RELIEF SOUGHT: (1) DISBURSEMENT FROM ESCROW REGARDING TRACT(S) 007 (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: V4358

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

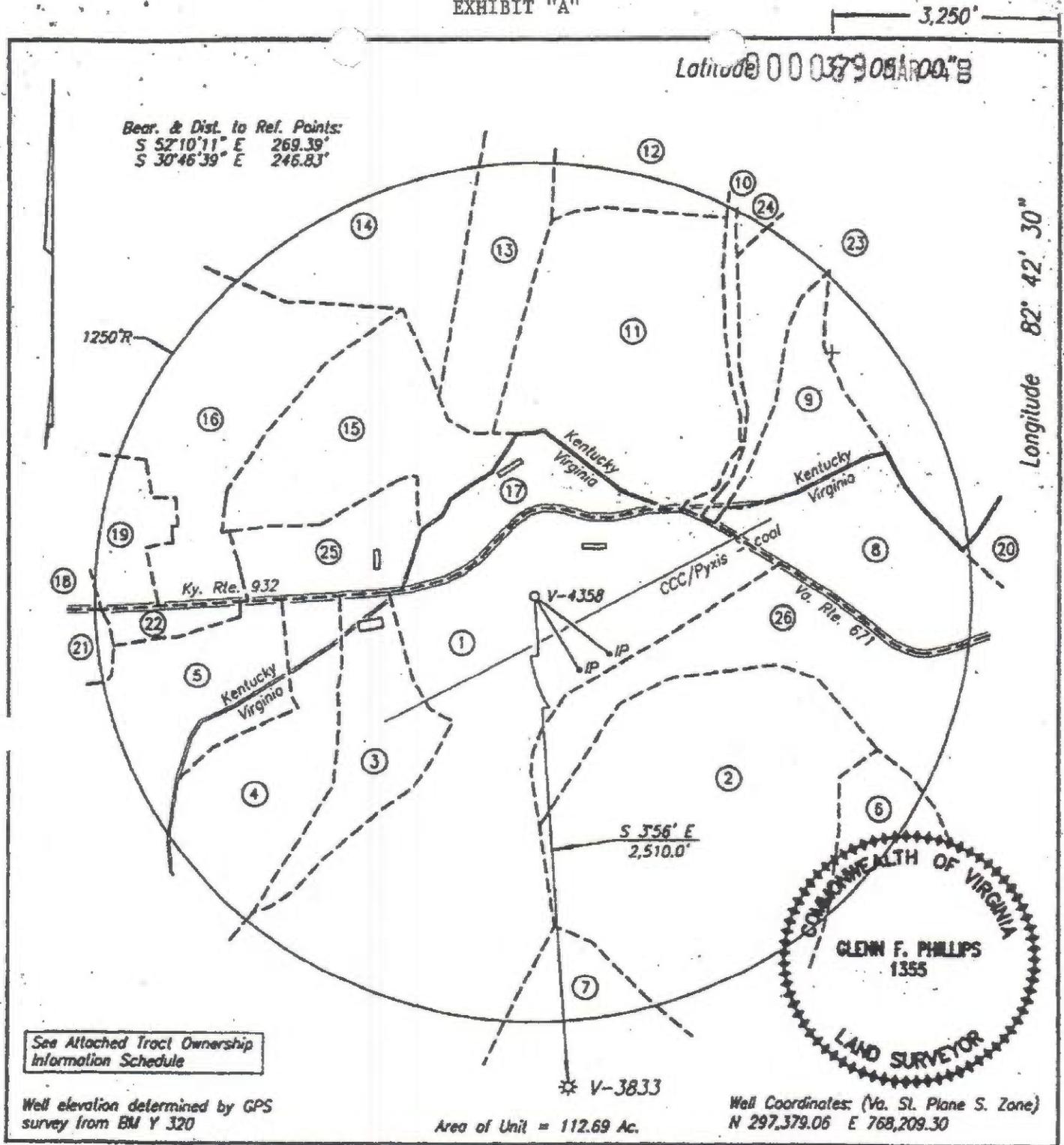
5. Factual basis for relief requested

This disbursement is for the unknown Heirs of Dearl Kincer, being Tract No. 7 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.

EXHIBIT "A"



WELL LOCATION PLAT

COMPANY Equitable Production Company WELL NAME AND NUMBER V-4358
 TRACT NO. Lse. No. 2453701 ELEVATION 2096.59 QUADRANGLE Flat Gap
 COUNTY Wise DISTRICT Roberson SCALE 1" = 400' DATE 12-20-99

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 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

V-43 LAT
TRACT OWNERSHIP INFORMATION SCHEDULE

000070 MAR -48

1. Lease No. 245370L
Roy L. & Grace B. Bolling - surface, coal, oil & gas
43 Acres
Clinchfield Coal Company / Pyxis Resources Co. - coal (see plat)
Gas 20.03 ac. 17.77%
2. Lease No. 245621L
Teddy Wayne & Elizabeth Bolling - oil & gas
17 Acres
Clinchfield Coal Company / Pyxis Resources Co. - coal
Gas 6.92 ac. 6.15%
3. Lease No. 245652L
Sylvain A. & Katherin Maggard - coal, oil & gas
5.5 Acres
Clinchfield Coal Company / Pyxis Resources Co. - coal (see plat)
Gas 3.97 ac. 3.52%
4. Lease No. 245634L
Frankie L. & Debra C. Maggard - oil & gas
5.30 Acres
Gas 5.24 ac. 4.65%
5. Lease No. 245635L
Paul L. & Martine Maggard - oil & gas
4.7 Acres
Gas 4.51 ac. 4.00%
6. Benjamin & Patsy Hamilton - oil & gas
15.84 Acres
Gas 1.51 ac. 1.34%
7. Ruby Head & Kincer Heirs - oil & gas
13.6 Acres
Gas 1.56 ac. 1.38%
8. Lease No. 245648L
Eulas K. & Mildred J. Boggs - oil & gas
5 Acres
Gas 5.21 ac. 4.62%

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Tract Owner. Info. V-4358

000071 MAR -48

- 9 . Lease No. 245665L
Almeda Mills - oil & gas
3 Acres
Gas 2.82 ac. 2.50%

- 10 . Lease No. 245665L
Almeda Mills - coal, oil & gas
0.75 Acres
Gas 0.66 ac. 0.59%

- 11 . Lease No. 245545L
Henderson Herbert Mullins - coal, oil & gas
24.5 Acres
Gas 10.27 ac. 9.11%

- 12 . Lease No. 245548L
William L. & Betty Joe Mullins - oil & gas
41.07 Acres
Gas 1.10 ac. 0.98%

- 13 . Lease No. 245641L
Sheila Gail Mullins & Kenneth Carl Mullins, Sr. - coal, oil & gas
7 Acres
Gas 3.52 ac. 3.12%

- 14 . Lease No. 245548L
William L. & Betty Joe Mullins - oil & gas
41.07 Acres
Gas 4.35 ac. 3.86%

- 15 . Lease No. 245639L
Bonnie Engle - coal, oil & gas
8 Acres
Gas 6.21 ac. 5.51%

- 16 . Lease No. 245637L
Corbin & Kimelia Hampton - oil & gas
10 Acres
Gas 6.89 ac. 6.12%

- 17 . Lease No. 245649L
Lynn Baker - coal, oil & gas
3 Acres
Gas 2.74 ac. 2.43%

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Tract Owner. Info. V-4358

000072 MAR-48

- 18 . Lease No. 245629L
Leonard & Fanice Smith - oil & gas
15 Acres
Gas 0.01 ac. 0.01%
- 19 . Lease No. 245638L
Tate & Inez Hampton - oil & gas
10.5 Acres
Gas 2.83 ac. 2.51%
- 20 . Lease No. 245684L
Angela & Floyd Turner - 1/2 int. oil & gas
Regina & Leslie Hamilton - 1/2 int. oil & gas
0.599 Acres
Gas 0.01 ac. 0.01
- 21 . Lease No. 245636L
Vester & Yvonne Mullins - oil & gas
1 Acres
Gas 0.18 ac. 0.16%
- 22 . Lease No. 245640L
Jimmy D. & Brenda Brock - oil & gas
1.5 Acres
Gas 0.71 ac. 0.63%
- 23 . Lease No. 245429L
Morgan E. Bolling - oil & gas
50 Acres
Gas 4.72 ac. 4.19%
- 24 . Lease No. 245558L
Sally Sturgill - 1/2 int. oil & gas
James Darrell Sturgill - 1/2 int. oil & gas
0.19 Acres
Gas 0.13 ac. 0.12%
- 25 . Lease No. 245638L
Tate & Inez Hampton - coal, oil & gas
10.5 Acres
Gas 1.61 ac. 1.43%
- 26 . Lease No. 245371L
Teddy Wayne & Elizabeth Bolling - oil & gas
17 Acres
Clinchfield Coal Co. / Pyxis Resources Co. - coal
Gas 14.98 ac. 13.29%

Exhibit E
V4358
Docket #VGOB 00-0218-0770-01
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>
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Escrowing No Longer Required

Exhibit EE
V4358
Docket #VGOB 00-0218-0770-01
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>
7 Minerals Only	Heirs of Dearl Kincer (Unknown/Unlocatable)	Unleased	0.69000000%	0.7800
	Total Gas Estate		0.69000000%	0.7800

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On Jun 01, 2020 at 11:41 AM.
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