

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: Nora F-100

TRACT(S): 1

LOCATION: BUCHANAN County, Virginia

DOCKET NUMBER: VGOB-07-1016-2056-01

APPLICANTS:

Appalachian Energy on behalf of Janice Compton

HEARING DATE AND LOCATION:

Russell County Government Center, Lebanon, Virginia
May 10, 2016

APPEARANCES:

James Kaiser on behalf of Appalachian Energy

PRIOR PROCEEDINGS:

1. Original Pooling Order Executed 12/05/2007, Recorded on 12/12/2007, Deed Book/Instrument No. 70004650.
2. Supplemental Order, Recorded on 04/04/2011, Deed Book/Instrument No. 110000802.

NOTICE:

The Unit Operator gave notice to the Applicants that the Board would consider its disbursement petition at the May 10, 2016 hearing and considered whether to:

- (1) Amend the Pooling Order to provide for the disbursement of funds on deposit in the Escrow Account attributable to Tract(s) 1 identified in the attached petition.

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(2) Delete the requirement that the Unit Operator place future royalties attributable to Tract(s) 1 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:

Petition to disburse funds from the escrow account for well AE-187 to Janice Compton. VGOB 07-1016-2056-01

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.

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DONE AND EXECUTED this 11 day of May, 2016 by a majority of the Virginia Gas and Oil Board.



Chairman, Bradley C. Lambert

DONE AND PERFORMED this 11 day of May, 2016 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 11th day of May, 2016 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, 2017



BEFORE THE VIRGINIA GAS AND OIL BOARD**PETITIONER:** Appalachian Energy**DIVISION OF GAS AND OIL****DOCKET NO:** VGOB 07-1016-2056-01

RELIEF SOUGHT: (1) DISBURSEMENT FROM ESCROW REGARDING TRACT(S) 1 (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: May 10, 2016**DRILLING UNIT:** Nora F-100**BUCHANAN COUNTY, VIRGINIA****PETITION FOR ORDER OF DISBURSEMENT OF ESCROW FUNDS****1. Petitioner and its counsel**

Petitioner is Appalachian Energy, P. O. Box 2406, Abingdon, VA 24212, (276)619-4880.
Petitioner's counsel is James Kaiser, Wilhoit and Kaiser Law Firm, 220 Broad Street, Suite 210, Kingsport, TN 37660 .

2. Relief Sought

Release escrowed funds to Janice Compton (Tract 1), owner of 1/20 of the gas estate under a certain 90-acre tract of land on Horse Branch in Buchanan County, VA of which Appaiaachian Energy, Inc. CBM wells AE-187 (Unit F-100).

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

Petition to disburse funds from the escrow account for well AE-187 to Janice Compton. VGOB 07-1016-2056-01

6. Attestation

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

10998'

LATITUDE 37°20'00"

TOTAL UNIT AREA

= 61.43 ACRES

— DENOTES MINERAL LINE
 - - - - - DENOTES SURFACE LINE
 - - - - - DENOTES SURFACE & MINERAL LINES

The actual location of the drilled well shall be within ten (10) feet of the location shown hereon as provided for by 4 VAC 25-150-290 and 45.1-361.30.

COLEMAN, LECKIE, POBST - ①
 Coal, Gas, Oil
 GAS 44.76 AC. - 72.86%
 SHERRIE DOTSON & RODNEY
 DOTSON - surface

STATE PLANE
 NAD 27 COORDINATES
 OF WELL AE-187
 N 374262.62
 E 971331.56
 LAT 37.308354
 LON -82.037711

CCC COORDINATES
 OF WELL AE-187
 N 75879.39
 E 100836.02

②
 EAGLE COAL CORP. -
 Coal, Gas, Oil
 GAS 10.75 AC. - 17.50%

③
 JOSEPH B. LOONEY ESTATE -
 Coal, Gas, Oil
 GAS 2.25 AC. - 3.66%

⑤
 BUCHANAN REALTY -
 Coal, Gas, Oil
 GAS 2.65 AC. - 4.31%

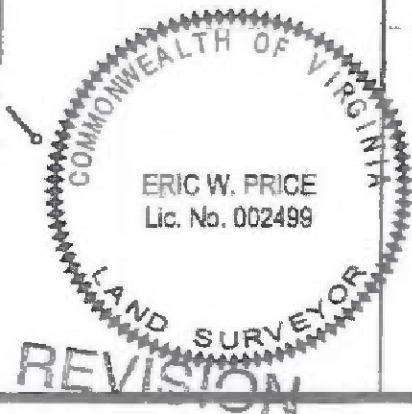
④
 KELLY-LOWRY HEIRS -
 Coal, Gas, Oil
 GAS 1.02 AC. - 1.67%

NOTE !!!

WELL COORDINATES ARE BASED ON CLINCHFIELD
 COAL COMPANY'S COORDINATE SYSTEM
 CLINCHFIELD COAL COMPANY COORDINATES ARE
 CALCULATED FROM STATE PLANE WELL COORDINATES.
 PROPERTY INFORMATION PROVIDED BY APPALACHIAN
 ENERGY, INC.

ELEVATIONS ARE BASED ON NGS CONTROL CINDY AZ MK.

COORDINATES
 OF BENCH MARK
 N 48859.71
 E 75916.33
 ELEV. = 2302.85



WELL LOCATION PLAT

COMPANY Appalachian Energy, Inc. WELL NAME AND NUMBER AE-187 (F-100)
 TRACT No. COLEMAN, LECKIE POBST ELEVATION 2032.05 (GPS) QUADRANGLE GRUNDY
 COUNTY BUCHANAN DISTRICT NORTH GRUNDY SCALE: 1" = 400' DATE September 14, 2007
 THIS PLAT IS A NEW PLAT x; AN UPDATED PLAT ; OR A FINAL LOCATION PLAT
 PROPOSED TOTAL DEPTH OF WELL =

+ 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.

E.W. Price 9-14-07

(AFFIX SEAL)

T&L
 LICENSED PROFESSIONAL ENGINEER OR LICENSED LAND SURVEYOR

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EXHIBIT E
Docket # 07-1016-2056-01
AE-187 (F-100)

TRACT	LESSOR	INTEREST IN UNIT	GROSS ACRES IN UNIT
	N/A		

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EXHIBIT "EE"
AE-187 (F-100)

		LESSOR	LEASE STATUS	INTEREST WITHIN UNIT	GROSS ACREAGE IN UNIT
<u>GAS ESTATE ONLY</u>					
		<u>COLEMAN / LECKIE / POBST HEIRS</u>		72.8600%	44.7600
0.05	1	Janice Compton 4761 Huston Drive Lake Orion, MI 48359 Heir to Dorothy Compton Sprague	Leased	3.6430%	2.2380
		W.W. Coleman Heirs			
0.04	1	Lydia Jane Coleman 10216-B White Pelican Way Tazewell, VA 24651	unleased	2.5636%	1.5749
0.04	1	Alice Maclean Schepp 273 Hickory Heights Dr Bridgeville, PA 15017	leased	2.5636%	1.5749
0.04	1	Amy Elizabeth Reilly 819 Hillcrest Circle Wexford, PA 15090	leased	2.5636%	1.5749
0.11	1	Daniel L. & Annie G. Coleman 200 Bellefonte Circle Ashland, KY 41101	leased	7.6908%	4.7247
0.11	1	Frances Foley 34958 Roberts Lane St. Helens, OR 97051	leased	7.6908%	4.7247
		W.S. Leckie Heirs			
0.32	1	S. Charles & Lillian C. Ratliff 110 Fairview Street Grundy, VA 24614	leased	23.0723%	14.1740
		H. Claude Pobst Heirs			
0.11	1	Meredith Ellis Jennings 542 Butler Mill Rd Maryville, TN 37803	unleased	7.6908%	4.7247
0.05	1	Richard K. Pobst 3760 Lindell Rd Las Vegas, NV 89103	unleased	3.8454%	2.3623
0.05	1	Nancy Catherine Pobst-Hooper 111 Postelle St	unleased	3.8454%	2.3623

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Carterville, GA 30120

John W. Pobst Heirs

0.05	1	John W. Pobst, Jr. & Lynda Pobst PO Box 86 Revere, PA 18953	unleased	3.8454%	2.3623
0.05	1	Virginia & Phillip Linnick 4324 South Ball Dr Veradale, WA 99037	unleased	3.8454%	2.3623
<u>Kelly-Lowry Heirs</u>				1.6700%	1.0200
0.500	4	Barbara Oakley 440 Arlington Ave Bristol, VA 24201	leased	0.8350%	0.5100
0.056	4	Ann Wood Kelly P. O. Box 272 Reedville, VA 22539	leased	0.0935%	0.0571
0.019	4	Elizabeth K. Whitman P. O. Box 126 Keene, NY 12942	leased	0.0317%	0.0194
0.019	4	James M. Kelly, III 12 Madrono Court Corte Madera, CA 94925	leased	0.0317%	0.0194
0.019	4	Edith K. Bales, ET AL 1940 Terwood Road Huntington Valley, PA 19006	leased	0.0317%	0.0194
0.014	4	Caroline K. Maynard 266 County Road 524 Nacogdoches, TX 75961	leased	0.0234%	0.0143
0.014	4	Lowry Stuart Kelly, Jr. 722 Sinyard Circle Hiram, GA 30141	leased	0.0234%	0.0143
0.014	4	Minnie Kelly Hunt 1106 Northshore Drive Sunset Beach, NC 28468	leased	0.0234%	0.0143
0.014	4	William C. Kelly	leased	0.0234%	0.0143

6121 Lane Pl
Downers Grove, IL 60516-1806

0.167	4	Charles J. Lowry 49 Kingsbridge Bristol, TN 37620-2959	leased	0.2789%	0.1703
0.167	4	Nancy Lowry 22451 Green Spring Church Road Abingdon, VA 24211	leased	0.2789%	0.1703
		Joseph B. Looney Estate		3.6600%	2.2500
0.50	3	Carol Keene Rt. 3, Box 191 Grundy, VA 24614	unleased (Panther Development)	1.8300%	1.1250
0.50	3	Robert Kent Looney Rt. 3, Box 192 Grundy, VA 24614	leased (Panther Development)	1.8300%	1.1250
1.00	2	<u>EAGLE COAL CORPORATION</u> c/o Stewart & Campbell Hess PO Box 1060 Huntington, West Virginia 25727	unleased	17.5000%	10.7500
1.00	5	<u>BUCHANAN REALTY LIMITED PARTNERHIP</u> PO Drawer 2005 Grundy, VA 24614	* leased	4.3100%	2.6500

		LESSOR	LEASE STATUS	WITHIN UNIT	ACREAGE IN UNIT
COAL ESTATE ONLY					
COLEMAN / LECKIE / POBST HEIRS				72.8600%	44.7600
W.W. Coleman Heirs					
0.04	1	Lydia Jane Coleman 10216-B White Pelican Way New Market, MD 21774 Tazewell, VA 24651	unleased	2.6985%	1.6578
0.04	1	Alice Maclean Schepp 273 Hickory Heights Dr Bridgeville, PA 15017	leased	2.6985%	1.6578
0.04	1	Amy Elizabeth Reilly 819 Hillcrest Circle Wexford, PA 15090	leased	2.6985%	1.6578
0.11	1	Daniel L. & Annie G. Coleman 200 Bellefonte Circle Ashland, KY 41101	leased	8.0956%	4.9733
0.11	1	Frances Foley 34958 Roberts Lane St. Helens, OR 97051	leased	8.0956%	4.9733
	1	W.S. Leckie Heirs			
0.33	1	S. Charles & Lillian C. Ratliff 110 Fairview Street Grundy, VA 24614	leased	24.2867%	14.9200
H. Claude Pobst Heirs					
0.11	1	Meredith Ellis Jennings 542 Butler Mill Rd Maryville, TN 37803	unleased	8.0956%	4.9733
0.06	1	Richard K. Pobst 3760 Lindell Rd Las Vegas, NV 89103	unleased	4.0478%	2.4867
0.06	1	Nancy Catherine Pobst-Hooper 111 Postelle St Cartersville, GA 30120	unleased	4.0478%	2.4867
John W. Pobst Heirs					
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		PO Box 86 Revere, PA 18953			
0.06	1	Virginia & Phillip Linnick 4324 South Ball Dr Veradale, WA 99037	unleased	4.0478%	2.4867
		<u>Kelly-Lowry Heirs</u>		1.6700%	1.0200
0.500	4	Barbara Oakley 440 Arlington Ave Bristol, VA 24201	leased	0.8350%	0.5100
0.056	4	Ann Wood Kelly P. O. Box 272 Reedville, VA 22539	leased	0.0935%	0.0571
0.019	4	Elizabeth K. Whitman P. O. Box 126 Keene, NY 12942	leased	0.0317%	0.0194
0.190	4	James M. Kelly, III 12 Madrono Court Corte Madera, CA 94925	leased	0.3173%	0.1938
0.019	4	Edith K. Bales, ET AL 1940 Terwood Road Huntington Valley, PA 19006	leased	0.0317%	0.0194
0.014	4	Caroline K. Maynard 266 County Road S24 Nacogdoches, TX 75961	leased	0.0234%	0.0143
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0.50	3	Robert Kent Looney Rt. 3, Box 192 Grundy, VA 24614	leased (Panther Development)	1.8300%	1.1250
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1.00	5	<u>BUCHANAN REALTY LIMITED PARTNERHIP</u> PO Drawer 2005 Grundy, VA 24614	* leased	4.3100%	2.6500

INSTRUMENT #160000900
RECORDED IN THE CLERK'S OFFICE OF
BUCHANAN COUNTY ON
MAY 19, 2016 AT 04:50PM

BEVERLY S. TILLER, CLERK
RECORDED BY: SLP