

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: 702824

TRACT(S): A portion of 033, A portion of 034

LOCATION: DICKENSON 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-94-0719-0459-01

APPLICANTS:

EnerVest Operating, LLC on behalf of Heather Dawn Willis Gielegem

HEARING DATE AND LOCATION:

Russell County Government Center, Lebanon, Virginia
November 15, 2016

APPEARANCES:

Tim Scott on behalf of EnerVest Operating, LLC

PRIOR PROCEEDINGS:

1. Original Pooling Order Executed 01/09/1995, Recorded on 01/17/1995, Deed Book/Instrument No. 306, Page 235.
2. Supplemental Order Executed 05/18/1995, Recorded on 05/23/1995, Deed Book/Instrument No. 309, Page 174.

NOTICE:

The Unit Operator gave notice to the Applicants that the Board would consider its disbursement petition at the November 15, 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) A portion of 033, A portion of 034 identified in the attached petition.

(2) Delete the requirement that the Unit Operator place future royalties attributable to Tract(s) A portion of 033, A portion of 034 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:

Petition to disburse funds from the escrow account for well V-702824 to Heather Dawn Willis Gielegheem, an owner in Tracts 33 and 34.

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 16 day of November, 2016 by a majority of the Virginia Gas and Oil Board.



Chairman, Bradley C. Lambert

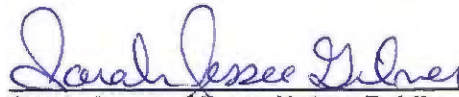
DONE AND PERFORMED this 16 day of November, 2016 by Order of the Virginia Gas and Oil Board.



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

COMMONWEALTH OF VIRGINIA
COUNTY OF RUSSELL

Acknowledged on this 16th day of November, 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: EnerVest Operating, LLC

DIVISION OF GAS AND OIL

DOCKET NO: VGOB 94-0719-0459-01

RELIEF SOUGHT: (1) DISBURSEMENT FROM ESCROW REGARDING TRACT(S) A portion of 033, A portion of 034 (2) AND AUTHORIZATION FOR DIRECT PAYMENT OF ROYALTIES.

HEARING DATE: November 15, 2016

DRILLING UNIT: 702824

DICKENSON COUNTY, VIRGINIA

PETITION FOR ORDER OF DISBURSEMENT OF ESCROW FUNDS

1. Petitioner and its counsel

Petitioner is EnerVest Operating, LLC, 408 W Main Street, Abingdon, VA 24210, 276-628-9001. Petitioner's counsel is Tim Scott, McKinnis & Scott Law Firm, 135 W. Main St., Kingsport, TN 37660.

2. Relief Sought

Petition to disburse funds from the escrow account for well V-702824 to Heather Dawn Willis Gielegem, an owner in Tracts 33 and 34.

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)

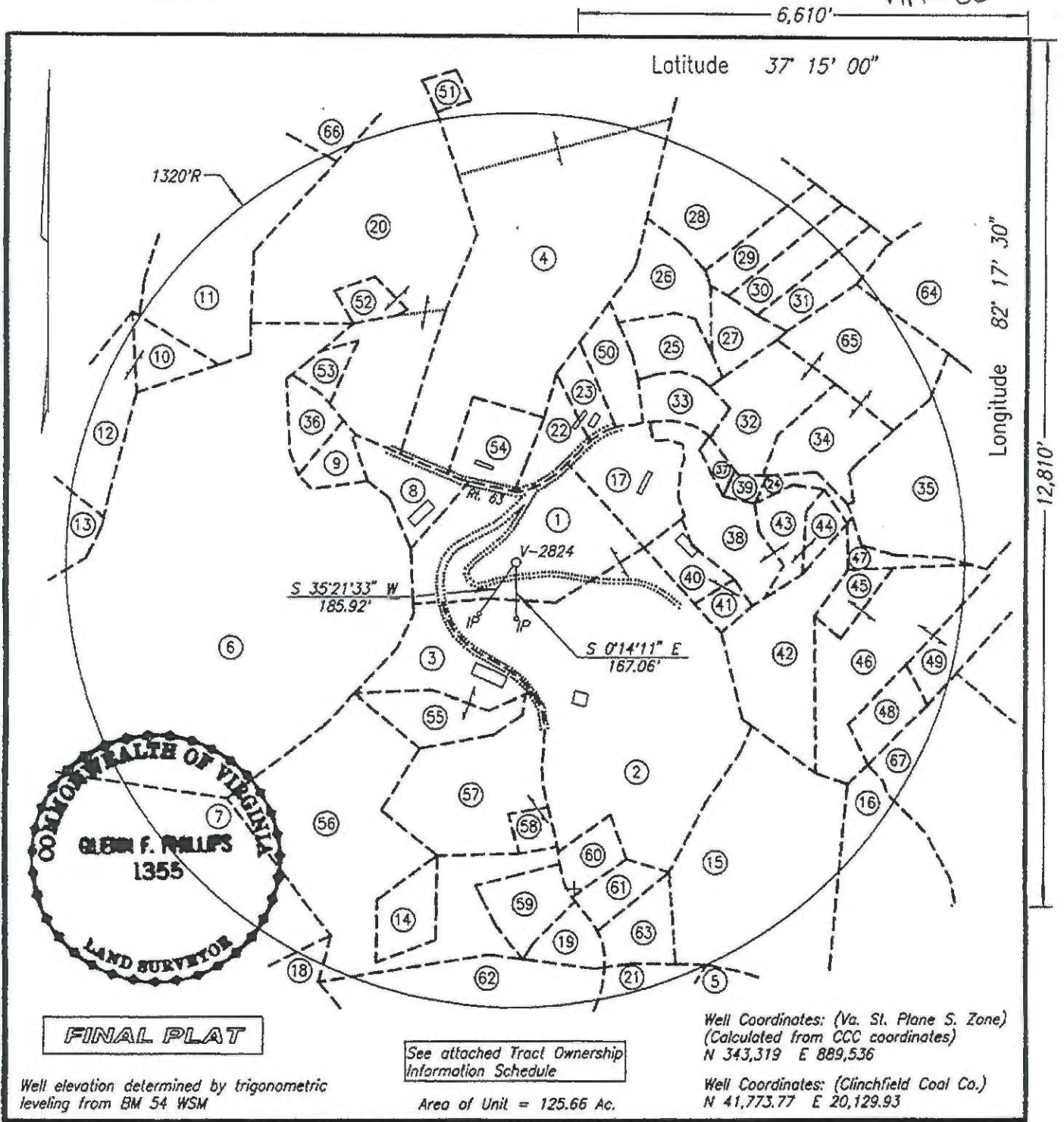
Conventional

5. Factual basis for relief requested

Petition to disburse funds from the escrow account for well V-702824 to Heather Dawn Willis Gielegem, an owner in Tracts 33 and 34.

6. Attestation

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



FINAL PLAT

Well elevation determined by trigonometric leveling from BM 54 WSM

See attached Tract Ownership Information Schedule

Area of Unit = 125.66 Ac.

Well Coordinates: (Va. Sl. Plane S. Zone)
(Calculated from CCC coordinates)
N 343,319 E 889,536

Well Coordinates: (Clinchfield Coal Co.)
N 41,773.77 E 20,129.93

WELL LOCATION PLAT

COMPANY Equitable Resources Exploration WELL NAME AND NUMBER V-2824
 TRACT NO. _____ ELEVATION 1724.09 QUADRANGLE Haysi
 COUNTY Dickenson DISTRICT Sandlick SCALE 1" = 400' DATE 5-11-1995

This Plat is a new plat ___; on 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.

Glen F. Phillips
 Licensed Professional Engineer or Licensed Land Surveyor

V-2824 PLAT

TRACT OWNERSHIP INFORMATION SCHEDULE

<u>GAS OWNER</u>	<u>UNIT AC.</u>	<u>UNIT %</u>
1. Robert R. & Theresa Senter - surface, oil & gas EREX - Oil & Gas Lessee	4.29	3.41
2. Robert R. & Theresa Senter EREX - Oil & Gas Lessee	10.69	8.51
3. Big Ridge Realty, Inc. Not Leased	1.70	1.35
4. Heirs of Dona & Dessel Hill c/o Fon Hill Not Leased	10.26	8.16
5. Not in unit		
6. John L. & Rose Bartley Not Leased	21.20	16.87
7. Clifford & Faye R. Hill Not Leased	2.63	2.09
8. Jerry D. & Mary Lee Sutherland EREX - Oil & Gas Lessee LS # 244617L-01	1.08	0.86
9. Glendene Bartley Not Leased	0.51	0.41
10. Trulah & Kedrick Taylor Not Leased	0.66	0.53
11. Walter & Ella Mae Coleman EREX - Oil & Gas Lessee LS # 244615L-01	2.65	2.11
12. Trulah & Kedrick Taylor, Not Leased	1.14	0.91
13. James R. Silcox Not Leased	0.35	0.28
14. Billy J. & Debbie Powers Not Leased	0.88	0.70

Tract Info. Sheet / V-2824

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	<u>GAS OWNER</u>	<u>UNIT AC.</u>	<u>UNIT %</u>
15.	Robert R. & Theresa Senter EREX - Oil & Gas Lessee	.5.31	4.23
16.	First Union Bank - Gas Owner EREX - Gas Lessee..	0.60	0.48 .0006
17.	James T. & Pricilla Ann Deel EREX - Oil & Gas Lessee LS # 244749L-01	1.80	1.43
18.	Elsie Counts Estate Not Leased	0.09	0.07
19.	Robert R. & Theresa Senter EREX - Oil & Gas Lessee	0.65	0.52
20.	Fon and Lois Hill EREX - Oil & Gas Lessee	8.02	6.38
21.	Slemp & Pearl Raines Not Leased	0.42	0.33
22.	Lorene Sue Stanley et vir Sidney (Remainder) EREX - Oil & Gas Lessee Elmer Wright etux Vergie (life estate) EREX - Oil & Gas Lessee	0.74	0.59
23.	Elmer & Vergie Wright EREX - Oil & Gas Lessee	0.53	0.42
24.	Amos & Gladys Willis EREX - Oil & Gas Lessee	0.27	0.22
25.	Carrie O'Quinn Not Leased	0.96	0.76
26.	Ricky & Mavis O'Quinn Not Leased	1.31	1.04

Tract Info. Sheet / V-2824
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	<u>GAS OWNER</u>	<u>UNIT AC.</u>	<u>UNIT %</u>
27.	Troy & Peggy O'Quinn Not Leased	0.71	0.57
28.	June & Robert Stiltner	1.92	1.53
29.	Jack & Kathleen Mullins Not Leased	0.73	0.58
30.	Vicki O'Quinn Deel & Darrell Deel Not Leased	0.71	0.57
31.	Beulah Owens EREX - Oil & Gas Lessee	0.66	0.53
32.	Linda Lou Willis Not Leased	1.79	1.42
33.	Patton Willis and Mary Willis Heirs Not Leased	0.77	0.61
34.	Linda Lou Willis Bana and Mellva Willis Heirs Not Leased	1.48	1.18
35.	Willie & Ada Willis EREX - Oil & Gas Lessee LS # 244705L	2.63	2.09
36.	James R. & Clela Bartley EREX - Oil & Gas Lessee	0.63	0.50
37.	Elmer Moore EREX - Oil & Gas Lessee	0.18	0.14
38.	Earnest A. & Faye M. Stanley Not Leased	1.77	1.41
39.	United Mine Worker's of America Local #7170 c/o James A. Sluss Not Leased	0.17	0.14
40.	Darrol W. Poston EREX - Oil & Gas Lessee	0.65	0.52

Tract Info. Sheet / V-2824
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	<u>GAS OWNER</u>	<u>UNIT AC.</u>	<u>UNIT %</u>
41.	Darrol W. Poston EREX - Oil & Gas Lessee	0.30	0.24
42.	Willie & Ada Willis (50%) EREX - Oil & Gas Lessee	2.83	2.25
	Billie D. & Mary Willis (50%) EREX - Oil & Gas Lessee		
43.	Earnest & Faye Stanley Not Leased	0.75	0.60
44.	Earnest & Faye Stanley Not Leased	0.37	0.29
45.	Brenda Joyce Willis EREX - Oil & Gas Lessee	0.51	0.41
46.	Brenda Joyce Willis EREX - Oil & Gas Lessee	3.10	2.47
47.	Diana T. Owens EREX - Oil & Gas Lessee	0.38	0.30
48.	Joan & Ralph Steel EREX - Oil & Gas Lessee	0.72	0.57
49.	Brenda Joyce Willis EREX - Oil & Gas Lessee	0.50	0.40
50.	Irvin & Lois A. Wright Not Leased	0.85	0.68
51.	Not in unit.		
52.	Fon & Lois Hill EREX - Oil & Gas Lessee	0.40	0.32
53.	Charlie & Ada Deel EREX - Oil & Gas Lessee	0.36	0.29
54.	Barbara Sue Deel, Widow EREX - Oil & Gas Lessee	1.16	0.92

Tract Info. Sheet \ V-2824

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	<u>GAS OWNER</u>	<u>UNIT AC.</u>	<u>UNIT %</u>
55.	Big Ridge Realty, Inc. Not Leased	1.14	0.91
56.	Robert R. & Theresa E. Senter EREX - Oil & Gas Lessee	7.42	5.90
57.	Douglas W. Fox Not Leased	3.14	2.50
58.	Douglas W. Fox Not Leased	0.32	0.26
59.	Spencer Eugene & Betty Swiney EREX - Oil & Gas Lessee	1.01	0.80
60.	Kelsie Willis EREX - Oil & Gas Lessee	0.62	0.49
61.	Darrel & Deborah Lynn Yates EREX - Oil & Gas Lessee	0.63	0.50
62.	Helen Owens EREX - Oil & Gas Lessee	1.80	1.43
63.	Arlene Raines Stallard (remainderman) Slemp & Pearl Raines (life tenant) Not Leased	0.94	0.75
64.	Manilla Counts Bell Not Leased	0.03	0.02
65.	Linda Lou Willis Not Leased	2.24	1.78
66.	Bertha Barton Owens Smith (life tenant) c/o Carl Smith Jason Verlin Barton (1/2 remainderman) Dee-Anna Gayle Barton, minor (1/2 remainderman) Not Leased	0.03	0.02

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67.	Nineteenth Hole, Inc. - Gas Owner	0.57	0.45
	EREX - Gas Lessee		
	Ls# 244924L-01		

Exhibit E
VGOB 94-0719-0459-01
V-702824

<u>TRACT</u>	<u>LESSOR</u>	<u>LEASE STATUS</u>	<u>INTEREST WITHIN UNIT</u>	<u>GROSS ACREAGE IN UNIT</u>
<u>GAS ESTATE ONLY</u>				
<u>33</u>	Doris Willis Unknown	Unleased	0.0050%	0.0060
	Jerry Willis Unknown	Unleased	0.0050%	0.0060
	Duster and Sue Willis Unknown	Unleased	0.0140%	0.0180
	Marsha Willis Unknown	Unleased	0.0020%	0.0030
	Jetty Willis Unknown	Unleased	0.0020%	0.0030
	Kelver Willis Unknown	Unleased	0.0180%	0.0230
	Sexter Willis Unknown	Unleased	0.0180%	0.0230
	Carol B. Willis Unknown	Unleased	0.0190%	0.0230
	Fran Willis Unknown	Unleased	0.0020%	0.0020
	Shirley Willis Unknown	Unleased	0.0020%	0.0020
	Ralph Willis Unknown	Unleased	0.0020%	0.0020
	Kathy Willis Unknown	Unleased	0.0020%	0.0020
	Norman Willis Unknown	Unleased	0.0020%	0.0020

Exhibit E
VGOB 94-0719-0459-01
V-702824

<u>TRACT</u>	<u>LESSOR</u>	<u>LEASE STATUS</u>	<u>INTEREST WITHIN UNIT</u>	<u>GROSS ACREAGE IN UNIT</u>
	Jean Willis Unknown	Unleased	0.0020%	0.0020
	Jackie Boyd Unknown	Unleased	0.0020%	0.0030
	Betty Boyd Unknown	Unleased	0.0020%	0.0030
	Betty R. Willis Unknown	Unleased	0.0070%	0.0090
	Gervis Willis Unknown	Unleased	0.0110%	0.0140
	Trula Willis Unknown	Unleased	0.0110%	0.0140
	Gleama Willis Unknown	Unleased	0.0110%	0.0140
	Irene Willis Unleased	Unleased	0.0020%	0.0020
<u>34</u>	Marsha Willis Unknown	Unleased	0.0270%	0.0340
	Jetty Willis Unknown	Unleased	0.0270%	0.0340
	TOTAL GAS ESTATE		0.1950%	0.2440

**Exhibit EE
VGOB 94-0719-0459-01
V-702824**

<u>TRACT</u>	<u>LESSOR</u>	<u>LEASE STATUS</u>	<u>INTEREST WITHIN UNIT</u>	<u>GROSS ACREAGE IN UNIT</u>
<u>DISBURSEMENT-01</u>				
<u>GAS ESTATE ONLY</u>				
<u>33</u>	Heather Dawn Willis Gielegghem 27241 Bonnie Drive Warren, MI 48093	Unleased	0.0020%	0.0030
TRACT 33 TOTALS			0.0020%	0.0030
<u>34</u>	Heather Dawn Willis Gielegghem 27241 Bonnie Drive Warren, MI 48093	Unleased	0.0270%	0.0340
TRACT 34 TOTALS			0.0270%	0.0340
TOTAL DISBURSEMENT-01			0.0290%	0.0370

INSTRUMENT #160001398
RECORDED IN THE CLERK'S OFFICE OF
DICKENSON DN
NOVEMBER 29, 2016 AT 10:18AM

RICHARD W. EDWARDS, CLERK
RECORDED BY: TLF