

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: 702966

TRACT(S): 002, 003

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-94-0816-0467-05

APPLICANTS: EnerVest Operating, LLC on behalf of Alona Bailey, Audrey Kennedy, Cartha Kiser, Diane Knight, Edward L. Kiser, Florence Kiser, Howard Scott Kiser, Jackson L. Kiser, James Scott Kiser, Janet D. Breeding, Julie R. Hartsock, Lenora K. Davis, Linda G. Dyer Ware, Naomi Gay McAllister, Ronald Kennedy, Roy Curtis Kiser, Sandra Powers Strickfadden, Susan K. Perry, Teresa Chandler, William R. Kiser, Jr., Yvonne Sweeney

HEARING DATE AND LOCATION: Russell County Government Center, Lebanon, Virginia
March 21, 2017

APPEARANCES: Tim Scott on behalf of EnerVest Operating, LLC

PRIOR PROCEEDINGS:

1. Re-pooling Order Executed 09/19/1994, Recorded on 09/28/1994, Deed Book/Instrument No. 304, Page 4.
2. Supplemental Order Executed 12/19/1994, Recorded on 12/28/1994, Deed Book/Instrument No. 305, Page 786.

3. Disbursement Order -02 Executed 02/07/2010, Recorded on 02/24/2011, Deed Book/Instrument No. 484, Page 449.
4. Disbursement Order -03 Executed 06/26/2014, Recorded on 06/06/2013, Deed Book/Instrument No. 508, Page 288.
5. Disbursement Order -04 Executed 06/26/2014, Recorded on 07/17/2014, Deed Book/Instrument No. 518, Page 109.

NOTICE:

The Unit Operator gave notice to the Applicants that the Board would consider its disbursement petition at the March 21, 2017 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) 002, 003 identified in the attached petition.
- (2) Delete the requirement that the Unit Operator place future royalties attributable to Tract(s) 002, 003 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 VC-702966, to all known owners in Tracts 2 and 3, VGOB 94-0816-0467-05 pursuant to court order and to vacate Disbursement VBOG 94-0816-0467-04.

18.1600

003 Tract 003 (total acreage)

19	003	Teresa Chandler	6004 Broad Water Drive; Kernersville; NC 27284		1.8160	100.00%	1.8160	8.7036%
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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 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 22 day of March, 2017 by a majority of the Virginia Gas and Oil Board.



Chairman, Bradley C. Lambert

DONE AND PERFORMED this 22 day of March, 2017 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 22nd day of March, 2017, 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 94-0816-0467-05

RELIEF SOUGHT: (1) DISBURSEMENT FROM ESCROW REGARDING TRACT(S) 002, 003 (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: March 21, 2017

DRILLING UNIT: 702966

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 VC-702966, to all known owners in Tracts 2 and 3, VGOB 94-0816-0467-05 pursuant to court order and to vacate Disbursement VGOB 94-0816-0467-04.

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)

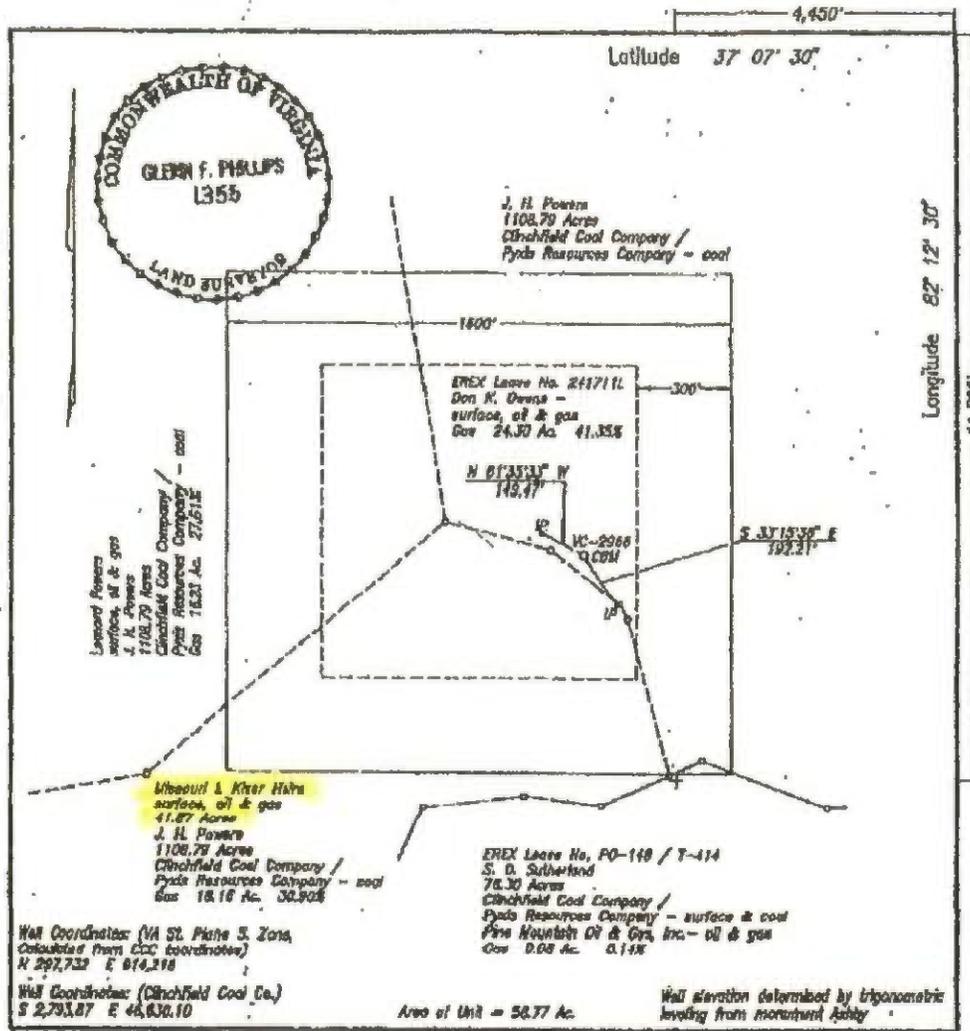
Coalbed Methane

5. Factual basis for relief requested

Petition to Disburse Funds from the escrow account for well VC-702966, to all known owners in Tracts 2 and 3, VGOB 94-0816-0467-05 pursuant to court order and to vacate Disbursement VBOG 94-0816-0467-04.

6. Attestation

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



WELL LOCATION PLAT

COMPANY Equitable Resources Exploration WELL-NAME AND NUMBER VC-2986
 TRACT NO. 241711L ELEVATION 2073.56 QUADRANGLE Duty
 COUNTY Dickenson DISTRICT Erwin SCALE 1" = 400' DATE 7-13-1994

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

Form OGO-60-7

EXHIBIT E
VC-702966
VGOB 94-0816-0467-05
Revised 2/7/17

<u>TRACT</u>	<u>LESSOR</u>	<u>LEASE STATUS</u>	<u>INTEREST WITHIN UNIT</u>	<u>GROSS ACREAGE IN UNIT</u>
	<u>N/A</u>	<u>N/A</u>		

EXHIBIT EE
VC-702966
VGOB 94-0816-0467-05
 Revised 2/7/17

<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>				
2	Sandra Powers Strickfadden 1511 Ninth Avenue Lewiston, ID 83501	Unleased	4.6017%	2.7050
Tract 2 Total			4.6017%	2.7050
3	<u>Missouri I. Kiser Heirs</u> William R. Kiser Heirs Jackson L. Kiser 1513 White Oak Court Martinsville, VA 24112	Unleased	3.0900%	1.8160
	William R. Kiser, Jr. 817 Old White Bridge Road Waynesboro, VA 22980	Leased	3.0900%	1.8160
	<u>Herbert S. Kiser Heirs</u> Roy Curtis Kiser 4740 East Windstone Trail Cave Creek, AZ 85331	Leased	3.0900%	1.8160
	<u>Fred N. & Catherine Kiser Heirs</u> Julie R. Hartsock 232 Michaels Ridge Boulevard Johnson City, TN 37615	Leased	1.0300%	0.6053
	Linda G. Ware Dyer 875 Ryan Rd. Chuckey, TN 37641	Leased	1.0300%	0.6053
	Howard Scott Kiser P.O. Box 445 Collins, MS 39428	Leased	1.0300%	0.6053
	<u>Utah & Bessie Kiser Heirs</u> Yvonne Sweeney P.O. Box 1116 Clintwood, VA 24228	Leased	1.5450%	0.9080
	Audrey Kennedy 212 Little Caney Ridge Coeburn, VA 24230	Leased	1.5450%	0.9080
	Ronald Kennedy P.O. Box 96 Clintwood, VA 24228	Leased	1.5450%	0.9080

EXHIBIT EE
VC-702966
VGOB 94-0816-0467-05
 Revised 2/7/17

<u>TRACT</u>	<u>LESSOR</u>	<u>LEASE STATUS</u>	<u>INTEREST WITHIN UNIT</u>	<u>GROSS ACREAGE IN UNIT</u>
	<u>Mainard & Virginia Kiser Heirs</u> James Scott Kiser PO Box 245 Jonesborough, TN 37659	Leased	1.5450%	0.9080
	<u>Aubrey & Virginia Kiser Heirs</u> Lenora K. Davis 444 Pope Road Ivanhoe, VA 24350	Unleased	1.0300%	0.6053
	N. Gay McAllister 8 Orion Road Boiling Springs, PA 17007	Unleased	1.0300%	0.6053
	Susan K. Perry 1807 Holiday Road Newport Beach, CA 92660	Unleased	1.0300%	0.6053
	Janet D. Breeding 19175 Moulin Street Abingdon, VA 24210	Unleased	1.0300%	0.6053
	Edward L. Kiser P.O. Box 42 Dante, VA 24237	Unleased	1.0300%	0.6053
	Diana Knight 3136 Salem Road Havana, FL 32333	Unleased	1.0300%	0.6053
	<u>James Kiser Heirs</u> Cartha Kiser, widow 5722 Dunn Avenue Jacksonville, FL 32218	Leased Life Estate	0.0000%	0.0000
	Alona Bailey 7530 Rondex Lane Lewisville, NC 27023	Leased Remainderman	3.0900%	1.8160
	Teresa Chandler 6004 Broad Water Dr. Kernersville, NC 27284	Leased Remainderman	3.0900%	1.8160
	Tract 3 Total		30.9000%	18.1597
		Total Gas Estate	35.502%	20.865

EXHIBIT EE
VC-702966
VGOB 94-0816-0467-05
 Revised 2/7/17

<u>TRACT</u>	<u>LESSOR</u>	<u>LEASE STATUS</u>	<u>INTEREST WITHIN UNIT</u>	<u>GROSS ACREAGE IN UNIT</u>
<u>Coal Estate Only</u>				
<u>2</u>	EnerVest Operating, LLC Attn: Jim McKinney 408 West Main Street Abingdon, VA 24210 <i>formerly Range Resources-Pine Mountain, Inc.</i>	Leased	27.6100%	16.2300
Tract 2 Total			27.6100%	16.2300
<u>3</u>	EnerVest Operating, LLC Attn: Jim McKinney 408 West Main Street Abingdon, VA 24210 <i>formerly Range Resources-Pine Mountain, Inc.</i>	Leased	30.9000%	18.1600
Tract 3 Total			30.9000%	18.1600
Total Coal Estate			58.5100%	34.3900

INSTRUMENT #170000423
 RECORDED IN THE CLERK'S OFFICE OF
 DICKENSON ON
 APRIL 11, 2017 AT 10:06AM

RICHARD W. EDWARDS, CLERK
 RECORDED BY: CJB