

Instrument prepared by:

VIRGINIA GAS AND OIL BOARD

Order recorded under:

CODE OF VIRGINIA
§ 45.2-1628

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 § 45.2-1600 (et seq)

UNIT/WELL NAME: 703655

TRACT(S): 005, 006, 007

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-97-0520-0586-05

APPLICANTS: EnerVest Operating, LLC on behalf of Betty Ballard Robertson Unknown c/o Virginia Department of Treasury, Edna Owens Unknown c/o Virginia Department of Treasury, Ethel Ballard Batterson Unknown c/o Virginia Department of Treasury, Ethel N Ballard Wirth Unknown c/o Virginia Department of Treasury, Frank Ballard Unknown c/o Virginia Department of Treasury, Gary Eugene Wise and Jo Ann Wise Heirs Unknown c/o Virginia Department of Treasury, Gaynell Wise Robinette Unknown c/o Virginia Department of Treasury, James D and Mary Sue Sutherland Unknown c/o Virginia Department of Treasury, James E Ballard Unknown c/o Virginia Department of Treasury, Julius Wayne Wise Heirs Unknown c/o Virginia Department of Treasury, Leahy Wise Heirs Unknown c/o Virginia Department of Treasury, Lola Ballard Heirs Unknown c/o Virginia Department of Treasury, Lourie Esta Ballard Cross Unknown c/o Virginia Department of Treasury, Mamie Wise Swofford Unknown c/o Virginia Department of Treasury, Maude Wise Flower Unknown c/o Virginia Department of Treasury, Odessa Ballard Martinez Unknown c/o Virginia Department of Treasury, Robert Ballard Unknown c/o Virginia Department of Treasury, Sal Delgado Unknown c/o Virginia Department of Treasury, Tassie Ballard Branstetter Unknown c/o Virginia Department of Treasury, William Ballard Unknown c/o Virginia Department of Treasury, Winifred P Wise Unknown c/o Virginia Department of Treasury, Zellie Westmark aka Zilah Westmark Unknown c/o Virginia Department of Treasury

HEARING DATE AND LOCATION:

On November 19, 2019, the Virginia Gas and Oil Board, on its own motion, granted the Gas and Oil Director 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 EnerVest Operating, LLC

PRIOR PROCEEDINGS:

1. Original Pooling Order Executed 06/25/1997, Recorded on 07/07/1997, Deed Book/Instrument No. 327, Page 445, County DICKENSON.
2. Supplemental Order Executed 11/19/1997, Recorded on 12/02/1997, Deed Book/Instrument No. 331, Page 547, County DICKENSON.
3. Disbursement Order -01, Recorded on 01/16/2013, Deed Book/Instrument No. 503, Page 163, County DICKENSON.
4. Disbursement Order -02 Executed 05/29/2015, Recorded on 06/05/2015, Deed Book/Instrument No. 526, Page 390, County DICKENSON.
5. Disbursement Order -03 Executed 07/20/2016, Recorded on 08/09/2016, Deed Book/Instrument No. 538, Page 530, County DICKENSON.
6. Disbursement Order -04 Executed 09/13/2016, Recorded on 10/04/2016, Deed Book/Instrument No. 540, Page 220, County DICKENSON.

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, 007 identified in the attached petition.
- (2) Delete the requirement that the Unit Operator place future royalties attributable to Tract(s) 005, 006, 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 § 45.2-1622 AND § 45.2-1624.

Applicant has certified and represented to the Board that:

To disburse funds for unknown and/or unlocatable landowners in the herein contained well unit 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 703655

VGOB-97-0520-0586-05

Table 1

Tracts: 005, 006, 007

Item	Tract	Disbursement Table	Fractional Ownership	Net Acreage Ownership	Royalty Split	Escrowed		Percent of Escrowed Funds Disbursed	Adjustment Amount
						Acres	Disbursed		
		Total acreage in escrow before disbursement					2.90520		
005 Tract 005 (total acreage)			0.2300						
1	005	James D and Mary Sue Sutherland Unknown c/o Virginia Department of Treasury\Unclaimed Property Division; PO Box 2478; Richmond; VA 23218-2478		0.2300	100.00%	0.2300	0.2300	7.9168%	
006 Tract 006 (total acreage)			1.1900						
1	006	Zellie Westmark aka Zilah Westmark Unknown c/o Virginia Department of Treasury\Unclaimed Property Division; PO Box 2478; Richmond; VA 23218-2478		0.1983	100.00%	0.1983	0.1983	6.8257%	
2	006	Edna Owens Unknown c/o Virginia Department of Treasury\Unclaimed Property Division; PO Box 2478; Richmond; VA 23218-2478		0.0992	100.00%	0.0992	0.0992	3.4134%	
007 Tract 007 (total acreage)			5.0700						
1	007	Tassie Ballard Branstetter Unknown c/o Virginia Department of Treasury \Unclaimed Property Division; PO Box 2478; Richmond; VA 23218-2478		0.1056	100.00%	0.1056	0.1056	3.6349%	
2	007	Frank Ballard Unknown c/o Virginia Department of Treasury\Unclaimed Property Division; PO Box 2478; Richmond; VA 23218-2478		0.0264	100.00%	0.0264	0.0264	0.9087%	
3	007	William Ballard Unknown c/o Virginia Department of Treasury\Unclaimed Property Division; PO Box 2478; Richmond; VA 23218-2478		0.0264	100.00%	0.0264	0.0264	0.9087%	
4	007	Betty Ballard Robertson Unknown c/o Virginia Department of Treasury \Unclaimed Property Division; PO Box 2478; Richmond; VA 23218-2478		0.0264	100.00%	0.0264	0.0264	0.9087%	
5	007	Robert Ballard Unknown c/o Virginia Department of Treasury\Unclaimed Property Division; PO Box 2478; Richmond; VA 23218-2478		0.0264	100.00%	0.0264	0.0264	0.9087%	
6	007	Odessa Ballard Martinez Unknown c/o Virginia Department of Treasury \Unclaimed Property Division; PO Box 2478; Richmond; VA 23218-2478		0.1056	100.00%	0.1056	0.1056	3.6349%	
7	007	Ethel Ballard Batterson Unknown c/o Virginia Department of Treasury \Unclaimed Property Division; PO Box 2478; Richmond; VA 23218-2478		0.1056	100.00%	0.1056	0.1056	3.6349%	

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5.0700

007 Tract 007 (total acreage)

8	007	James E Ballard Unknown c/o Virginia Department of Treasury \Unclaimed Property Division; PO Box 2478; Richmond; VA 23218-2478	0.0528	100.00%	0.0528	1.8174%
9	007	Ethel N Ballard Wirth Unknown c/o Virginia Department of Treasury \Unclaimed Property Division; PO Box 2478; Richmond; VA 23218-2478	0.0528	100.00%	0.0528	1.8174%
10	007	Lourie Esta Ballard Cross Unknown c/o Virginia Department of Treasury \Unclaimed Property Division; PO Box 2478; Richmond; VA 23218-2478	0.1056	100.00%	0.1056	3.6349%
11	007	Zellie Westmark aka Zillah Westmark Unknown c/o Virginia Department of Treasury\Unclaimed Property Division; PO Box 2478; Richmond; VA 23218-2478	0.8450	100.00%	0.8450	29.0858%
12	007	Maude Wise Flower Unknown c/o Virginia Department of Treasury \Unclaimed Property Division; PO Box 2478; Richmond; VA 23218-2478	0.1408	100.00%	0.1408	4.8465%
13	007	Mamie Wise Swofford Unknown c/o Virginia Department of Treasury \Unclaimed Property Division; PO Box 2478; Richmond; VA 23218-2478	0.1408	100.00%	0.1408	4.8465%
14	007	Winfred P Wise Unknown c/o Virginia Department of Treasury \Unclaimed Property Division; PO Box 2478; Richmond; VA 23218-2478	0.0469	100.00%	0.0469	1.6143%
15	007	Gaynell Wise Robinette Unknown c/o Virginia Department of Treasury \Unclaimed Property Division; PO Box 2478; Richmond; VA 23218-2478	0.0469	100.00%	0.0469	1.6143%
16	007	Leaphy Wise Heirs Unknown c/o Virginia Department of Treasury \Unclaimed Property Division; PO Box 2478; Richmond; VA 23218-2478	0.0469	100.00%	0.0469	1.6143%
17	007	Julius Wayne Wise Heirs Unknown c/o Virginia Department of Treasury \Unclaimed Property Division; PO Box 2478; Richmond; VA 23218-2478	0.0188	100.00%	0.0188	0.6471%
18	007	Gary Eugene Wise and Jo Ann Wise Heirs Unknown c/o Virginia Department of Treasury\Unclaimed Property Division; PO Box 2478; Richmond; VA 23218-2478	0.0704	100.00%	0.0704	2.4232%
19	007	Lola Ballard Heirs Unknown c/o Virginia Department of Treasury \Unclaimed Property Division; PO Box 2478; Richmond; VA 23218-2478	0.1056	100.00%	0.1056	3.6349%
20	007	Sal Delgado Unknown c/o Virginia Department of Treasury\Unclaimed Property Division; PO Box 2478; Richmond; VA 23218-2478	0.2817	100.00%	0.2817	9.6964%

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 § 45.2-1609 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 24 day of June, 2022 by a majority of the Virginia Gas and Oil Board.



Interim Chairman, Donald L. Ratliff

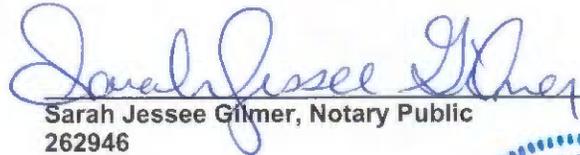
DONE AND PERFORMED this 24 day of June, 2022 by Order of the Virginia Gas and Oil Board.



James P. Skorupa
Principal Executive to the staff,
Virginia Gas and Oil Board

COMMONWEALTH OF VIRGINIA
COUNTY OF RUSSELL

Acknowledged on this 24th day of June, 2022, personally before me a notary public in and for the Commonwealth of Virginia, appeared Donald L. Ratliff, being duly sworn did depose and say that he is the Interim Chairman of the Virginia Gas and Oil Board and appeared James P. Skorupa, 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, 2025



BEFORE THE VIRGINIA GAS AND OIL BOARD

PETITIONER: EnerVest Operating, LLC

GAS AND OIL PROGRAM

DOCKET NO: VGOB 97-0520-0586-05

RELIEF SOUGHT: (1) DISBURSEMENT FROM ESCROW REGARDING TRACT(S) 005, 006, 007 (2) AND AUTHORIZATION FOR DIRECT PAYMENT OF ROYALTIES (3) AND DISMISSAL OF COAL OWNERS PURSUANT TO CODE OF VIRGINIA SECTION 45.2-1624.

HEARING DATE: On November 19, 2019, the Virginia Gas and Oil Board, on its own motion, granted the Gas and Oil Director 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: 703655

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

To disburse funds for unknown and/or unlocatable landowners in the herein contained well unit 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. § 45.2-1600 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

To disburse funds for unknown and/or unlocatable landowners in the herein contained well unit 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.

DB 596 PG708

Exhibit "E"

VGOB 97-0520-0586-05

703655

06/21/22

Current Disbursement 05

<u>TRACT</u>	<u>LESSOR</u>	<u>LEASE STATUS</u>	<u>INTEREST WITHIN UNIT</u>	<u>GROSS ACREAGE IN UNIT</u>
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Gas Estate Only

5, 6, 7 N/A

No Further Escrowing Needed

DB 596 PG 709
EXHIBIT "EE"
VGOB 97-0520-0586-05
703655
6/21/2022

Current Disbursement 05

<u>TRACT</u>	<u>LESSOR</u>	<u>LEASE STATUS</u>	<u>INTEREST WITHIN UNIT</u>	<u>GROSS ACREAGE IN UNIT</u>
<u>5</u>	James D Sutherland and Mary Sue Sutherland Unknown	Leased-RRPM 245247L01	0.3900%	0.2300
Tract 5 Totals			0.3900%	0.2300
<u>6</u>	Zellie Westmark aka Zilah Westmark Unknown	Unleased	0.3367%	0.1983
	Edna Owens Unknown	Unleased	0.1683%	0.099167
Tract 6 Totals			0.5050%	0.2975
<u>7</u>	Tassie Ballard Branstetter Unknown	Unleased	0.1798%	0.1056
	Blanche Ballard Unknown	Unleased Dower Interest		
	Frank Ballard Unknown	Unleased Subject to dower interest of Blanche Ballard	0.0449%	0.0264
	William Ballard Unknown	Unleased Subject to dower interest of Blanche Ballard	0.0449%	0.0264
	Betty Ballard Robertson Unknown	Unleased Subject to dower interest of Blanche Ballard	0.0449%	0.0264
	Robert Ballard Unknown	Unleased Subject to dower interest of Blanche Ballard	0.0449%	0.0264

DB 596, PG 710
 EXHIBIT "EE"
 VGOB 97-0520-0586-05
 703655
 6/21/2022

Current Disbursement 05				
<u>TRACT</u>	<u>LESSOR</u>	<u>LEASE STATUS</u>	<u>INTEREST WITHIN UNIT</u>	<u>GROSS ACREAGE IN UNIT</u>
	Odessa Ballard Martinez Unknown	Unleased	0.1798%	0.1056
	Ethel Ballard Batterson Unknown	Unleased	0.1798%	0.1056
	James E Ballard Unknown	Unleased	0.0899%	0.0528
	Ellen N Ballard Wirth Unknown	Unleased	0.0899%	0.0528
	Lourie Esta Ballard Cross Unknown	Unleased	0.1798%	0.1056
	Zellie Westmark aka Zilah Westmark Unknown	Unleased	1.4383%	0.8450
	Maude Wise Flower Unknown	Unleased	0.2397%	0.1408
	Mamie Wise Swofford Unknown	Unleased	0.2397%	0.1408
	Mary A Wise Unknown	Unleased Dower interest		
	Winfred P Wise Unknown	Unleased Subject to dower interest of Mary A Wise	0.0799%	0.0469
	Gaynell Wise Robinette Unknown	Unleased Subject to dower interest of Mary A Wise	0.0799%	0.0469
	Leaphy Wise Heirs Unknown	Leased-RRPM 245222L09	0.0795%	0.0469

DB 596 PG 711
EXHIBIT "EE" 711
VGOB 97-0520-0586-05
703655
6/21/2022

Current Disbursement 05

<u>TRACT</u>	<u>LESSOR</u>	<u>LEASE STATUS</u>	<u>INTEREST WITHIN UNIT</u>	<u>GROSS ACREAGE IN UNIT</u>
	Julius Wayne Wise Heirs Unknown	Leased-RRPM 245222L10	0.0320%	0.0188
	Gary Eugene Wise and Jo Ann Wise Heirs Unknown	Unleased	0.1199%	0.0704
	Lola Ballard Heirs Unknown	Unleased	0.1798%	0.1056
	Sal Delgado Unknown	Unleased	0.4794%	0.2817
Tract 7 Total			4.0467%	2.3777
Total Gas Estate			4.9417%	2.9052

INSTRUMENT 220000905
RECORDED IN THE CLERK'S OFFICE OF
DICKENSON CIRCUIT COURT ON
JULY 25, 2022 AT 01:44 PM
RICHARD W. EDWARDS, CLERK
RECORDED BY: SHM