

DB 591 PG 669

Order recorded under:  
**CODE OF VIRGINIA**  
**§ 45.2-1628**

Instrument prepared by:  
**VIRGINIA GAS AND OIL BOARD**

**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)

**UNITWELL NAME:** 704497

**TRACT(S):** 001

**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-00-1121-0847-03

**APPLICANTS:** EnerVest Operating, LLC on behalf of Heirs of G. W. Smith Jr. 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 01/29/2001, Recorded on 01/31/2001, Deed Book/Instrument No. 361, Page 557, County DICKENSON.
2. Supplemental Order Executed 04/26/2001, Recorded on 05/01/2001, Deed Book/Instrument No. 364, Page 115, County DICKENSON.
3. Disbursement Order -01 Executed 03/08/2006, Recorded on 03/14/2006, Deed Book/Instrument No. 423, Page 331, 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) 001 identified in the attached petition.

(2) Delete the requirement that the Unit Operator place future royalties attributable to Tract(s) 001 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.



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 27 day of January, 2022 by a majority of the Virginia Gas and Oil Board.



Interim Chairman, Donald L. Ratliff

DONE AND PERFORMED this 27 day of January, 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 27<sup>th</sup> day of January, 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 00-1121-0847-03

**RELIEF SOUGHT: (1) DISBURSEMENT FROM ESCROW REGARDING TRACT(S) 001 (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:** 704497

**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.

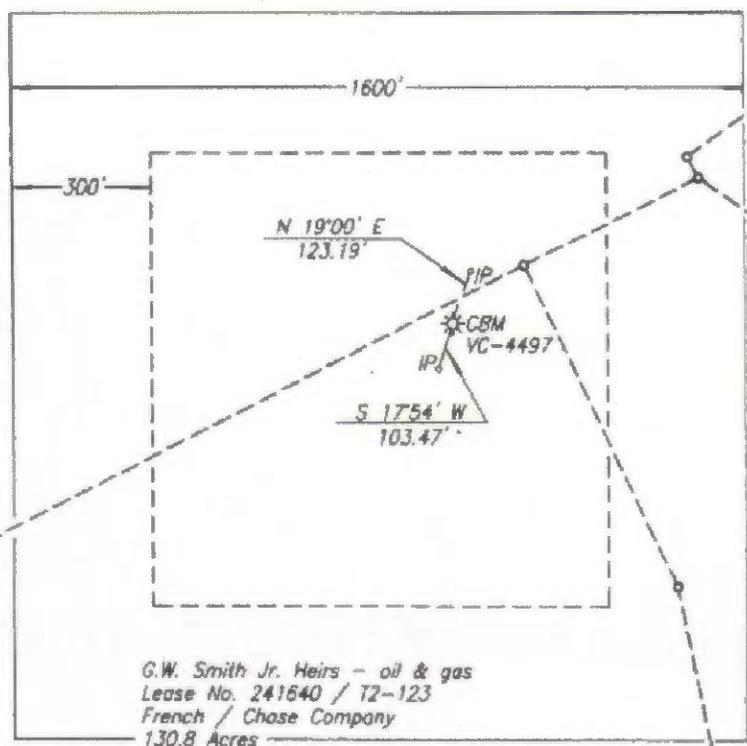
**6. Attestation**

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

1,730'

Latitude 37° 07' 30"

Lease No. 241490L / T-186  
 Noah A. Skeen  
 327.39 Acres  
 Clinchfield Coal Company /  
 Pyxis Resources Company - coal & surface  
 Pine Mountain Oil & Gas, Inc. - oil & gas  
 Gas 26.00 Ac. 44.24%



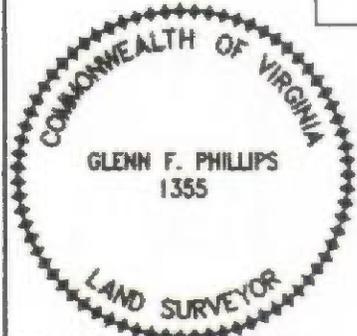
Lease No. 241490L / T-7  
 G. W. Blair  
 280 Acres  
 Clinchfield Coal Company /  
 Pyxis Resources Company - coal  
 Pine Mountain Oil & Gas, Inc. - oil & gas  
 Gas 0.32 Ac. 0.55%

Lease No. 243510L  
 Charles J. Moore - surface, oil & gas  
 35.4 Acres  
 Lease No. 244792L / TC-179  
 Hagan & Rasnick  
 106 Acres  
 Clinchfield Coal Company /  
 Pyxis Resources Company - coal  
 Gas 7.25 Ac. 12.33%

Longitude 82° 20' 00"

13,270'

G.W. Smith Jr. Heirs - oil & gas  
 Lease No. 241640 / T2-123  
 French / Chase Company  
 130.8 Acres  
 Clinchfield Coal Company /  
 Pyxis Resources Company - coal & surface  
 Gas 25.20 Ac. 42.88%



Well elevation determined by  
 GPS survey from Mon. Hatchet

**FINAL PLAT**

The undersigned hereby certifies  
 that the final location is within ten  
 (10') feet of the location shown  
 on the well plat dated 5-01-2000.  
 Area of Unit = 58.77 Ac.

Well Coordinates: (VA SL Plane S. Zone,  
 Calculated from CCC coordinates)  
 N 297,700 E 880,415

Well Coordinates: (Clinchfield Coal Co.)  
 S 4,179.30 E 12,860.32

**WELL LOCATION PLAT**

COMPANY Equitable Production Company WELL NAME AND NUMBER VC-4497  
 TRACT NO. T2-123 ELEVATION 2269.95' QUADRANGLE Nora  
 COUNTY Dickenson DISTRICT Ervanton SCALE 1" = 400' DATE 5-24-2001

This Plat is a new plat   ; an updated plat   ; or a final location plat x

+ 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

**Exhibit E**  
**VGOB 00-1121-0847-03**  
**704497**  
**01/26/22**

Current Disbursement 03

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

1 N/A

**No Further Escrowing Needed**

DB 591 PG678

Exhibit EE

VGOB 00-1121-0847-03

704497

01/26/22

Current Disbursement 03

<u>TRACT</u>	<u>LESSOR</u>	<u>LEASE STATUS</u>	<u>INTEREST WITHIN UNIT</u>	<u>GROSS ACREAGE IN UNIT</u>
<u>1</u>	Heirs of G. W. Smith Jr. UNKNOWN Tax ID: Minerals Only	Unleased	42.8800	25.2000
<b>Total Gas Estate</b>			<b>42.8800</b>	<b>25.2000</b>

INSTRUMENT 220000174  
RECORDED IN THE CLERK'S OFFICE OF  
DICKENSON CIRCUIT COURT ON  
FEBRUARY 22, 2022 AT 03:54 PM  
RICHARD W. EDWARDS, CLERK  
RECORDED BY: MDT