

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:** 824542

**TRACT(S):** 006

**LOCATION:** BUCHANAN County, Virginia

**DOCKET NUMBER:** VGOB-02-0618-1037-01

**APPLICANTS:** EnerVest Operating, LLC on behalf of David Varney c/o Virginia Department of Treasury, James Vernon Justus 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 07/22/2002, Recorded on 07/25/2002, Deed Book/Instrument No. 551, Page 732, County BUCHANAN.

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2. Supplemental Order Executed 06/18/2003, Recorded on 06/19/2003, Deed Book/Instrument No. 572, Page 87, County BUCHANAN.

**NOTICE:**

- (1) Amend the Pooling Order to provide for the disbursement of funds on deposit in the Escrow Account attributable to Tract(s) 006 identified in the attached petition.
- (2) Delete the requirement that the Unit Operator place future royalties attributable to Tract(s) 006 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.

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**RELIEF GRANTED:**

VGOB Disbursement  
Unit 824542

VGOB-02-0618-1037-01

Table 1

Tracts: 006

Item	Tract	Disbursement Table	Fractional Ownership		Net Acreage	Royalty Split Agreement	Escrowed		Percent of Escrowed Funds Disbursed	Adjustment Amount
			in Tract	in Tract			Acres	Disbursed		
		Total acreage in escrow before disbursement					0.00120			
			0.2500							
1	006	James Vernon Justus c/o Virginia Department of Treasury\Unclaimed Property Division; PO Box 2478; Richmond; VA 23218-2478			0.0009	100.00%	0.0009	75.0000%		
2	006	David Varney c/o Virginia Department of Treasury\Unclaimed Property Division; PO Box 2478; Richmond; VA 23218-2478			0.0003	100.00%	0.0003	25.0000%		

**Adjustment Comments:**

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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.

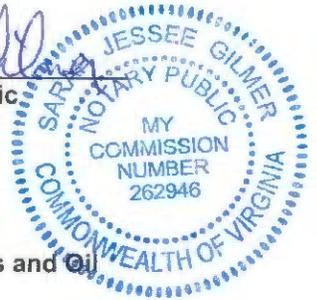
DONE AND EXECUTED this 18 day of February, 2022 by a majority of the Virginia Gas and Oil Board.

220000260

Interim Chairman, Donald L. Ratliff

COMMONWEALTH OF VIRGINIA  
COUNTY OF RUSSELL

Acknowledged on this 18th day of February, 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, that he executed the same and was authorized to do so.

  
Sarah Jessee Gilmer, Notary Public  
262946

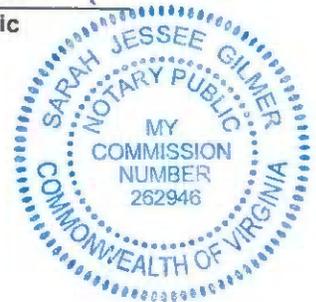
My Commission expires: July 31, 2025

DONE AND PERFORMED this 21 day of February, 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 21st day of February, 2022, personally before me a notary public in and for the Commonwealth of Virginia, appeared James P. Skorupa, being duly sworn did depose and say that he is the Principal Executive to the staff of the Virginia Gas and Oil Board, that he 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 02-0618-1037-01

**RELIEF SOUGHT: (1) DISBURSEMENT FROM ESCROW REGARDING TRACT(S) 006 (2) AND AUTHORIZATION FOR DIRECT PAYMENT OF ROYALTIES.**

**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.

**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

**DRILLING UNIT:** 824542

**BUCHANAN 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)**

Conventional

**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.

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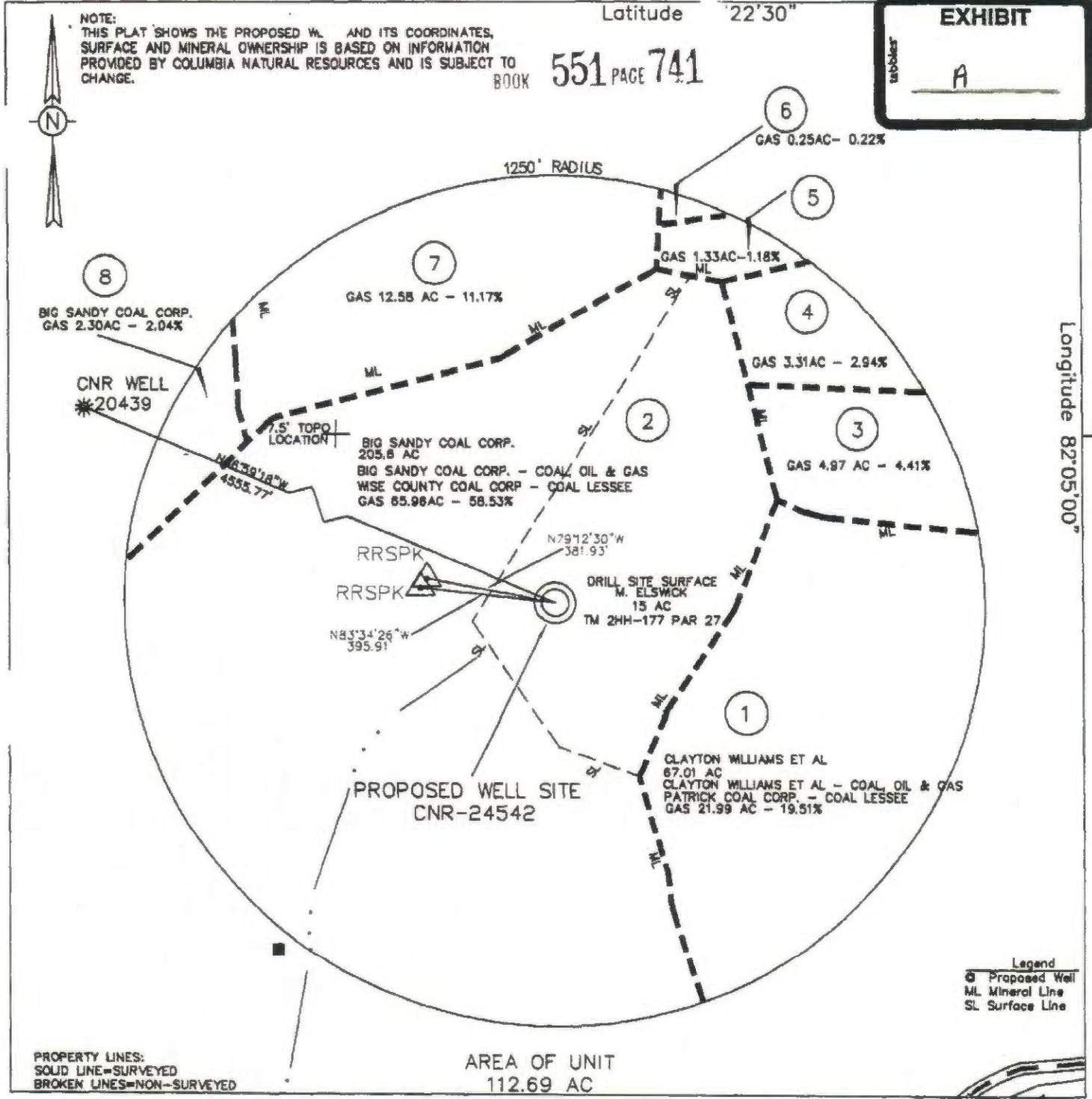
**6. Attestation**

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

NOTE: THIS PLAT SHOWS THE PROPOSED WELL AND ITS COORDINATES, SURFACE AND MINERAL OWNERSHIP IS BASED ON INFORMATION PROVIDED BY COLUMBIA NATURAL RESOURCES AND IS SUBJECT TO CHANGE.

BOOK 551 PAGE 741

EXHIBIT A



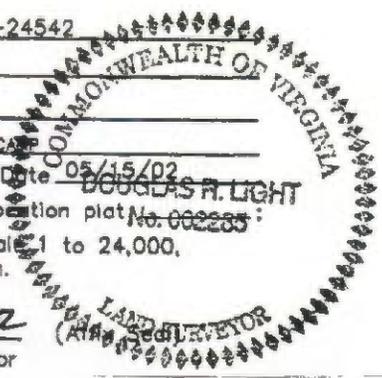
Longitude 82°05'00"

WELL LOCATION PLAT

Company COLUMBIA NATURAL RESOURCES, INC. Well Name and Number CNR-24542  
 Tract No. BIG SANDY COAL CORP Elevation 1721.69' Quadrangle GRUNDY  
 Well Coordinates (Virginia State Plane): N393,233.02' E947,844.56'  
 Method Used To Determine Elevation: CLOSED LOOP TRIGONOMETRIC FROM GPS STATION  
ON DIVIDING RIDGE BETWEEN HOME CREEK & LYNN CREEK  
 County BUCHANAN District ROCKLICK Scale: 1" = 400' Date 05/15/02

This Plat is a new plat X; an updated plat \_\_\_\_\_; or a final location plat No. 002285  
 + 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.

Douglas R. Light 5-15-02  
 Licensed Professional Engineer or Licensed Land Surveyor  
 Page Number 8.1



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EXHIBIT E  
VGOB 02-0618-1037-01  
824542  
2/16/2022

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

Escrowing No Longer Required

EXHIBIT EE  
VGOB 02-0618-1037-01  
824542  
2/16/2022

220000260

Disbursement 01

<u>TRACT</u>	<u>LESSOR</u>	<u>LEASE STATUS</u>	<u>INTEREST WITHIN UNIT</u>	<u>GROSS ACREAGE IN UNIT</u>
<u>6</u>	James Vernon Justus Unknown <i>Tax ID - Minerals Only</i>	Unleased	0.080000%	0.000900
<u>6</u>	David Varney Unknown <i>Tax ID - Minerals Only</i>	Unleased	0.027000%	0.000300
TOTAL GAS ESTATE			0.107000%	0.001200

INSTRUMENT 220000260  
RECORDED IN THE CLERK'S OFFICE OF  
BUCHANAN COUNTY CIRCUIT COURT ON  
MARCH 18, 2022 AT 03:22 PM  
BEVERLY S. TILLER, CLERK  
RECORDED BY: GGB