



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: 502028

TRACT(S): 005

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-05-0816-1492-03

APPLICANTS: EnerVest Operating, LLC on behalf of Unknown Heirs of W.B. Powers 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 Director of the Division of Gas and Oil 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. Supplemental Order.
2. Original Pooling Order Executed 11/15/2005, Recorded on 11/17/2005, Deed Book/Instrument No. 420, Page 152, County DICKENSON.
3. Modification Order -01 Executed 03/08/2006, Recorded on 03/14/2006, Deed Book/Instrument No. 423, Page 369, County DICKENSON.
4. Supplemental Order -01, Recorded on 11/30/2006, Deed Book/Instrument No. 432, Page 277, County DICKENSON.
5. Modification Order -02 Executed 11/24/2009, Recorded on 12/02/2009, Deed Book/Instrument No. 472, Page 754, County DICKENSON.
6. Supplemental Order -02, Recorded on 01/01/2017, Deed Book/Instrument No. 1700000108, 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 identified in the attached petition.
- (2) Delete the requirement that the Unit Operator place future royalties attributable to Tract(s) 005 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:

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 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.

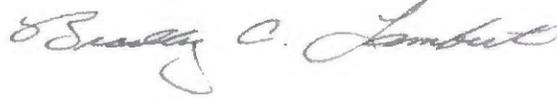
CONCLUSION:

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 13 day of May, 2020 by a majority of the Virginia Gas and Oil Board.



Chairman, Bradley C. Lambert

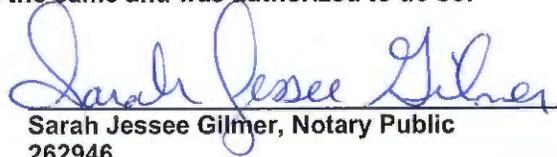
DONE AND PERFORMED this 13 day of May, 2020 by Order of the Virginia Gas and Oil Board.



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

COMMONWEALTH OF VIRGINIA
COUNTY OF RUSSELL

Acknowledged on this 13th day of May, 2020, 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, 2021



BEFORE THE VIRGINIA GAS AND OIL BOARD

PETITIONER: EnerVest Operating, LLC

DIVISION OF GAS AND OIL

DOCKET NO: VGOB 05-0816-1492-03

RELIEF SOUGHT: (1) DISBURSEMENT FROM ESCROW REGARDING TRACT(S) 005 (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 Director of the Division of Gas and Oil 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: 502028

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. § 45.1-361.1 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

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 515 P0529

4588'

TOTAL UNIT AREA
= 112.69 ACRES

NOTE !!
SEE WELL SUPPLEMENT SHEETS
2 & 3 FOR TRACT INFORMATION

LATITUDE 37°07'30"

- DENOTES MINERAL LINE
- DENOTES SURFACE LINE
- DENOTES SURFACE & MINERAL LINES

FINAL PLAT

The undersigned hereby certifies that the final location is within ten (10) feet of the location shown on the well plat dated December 19, 2005.

(AS-DRILLED)
CCC COORDINATES
OF WELL V-502028
S 2271.81
W 14275.34

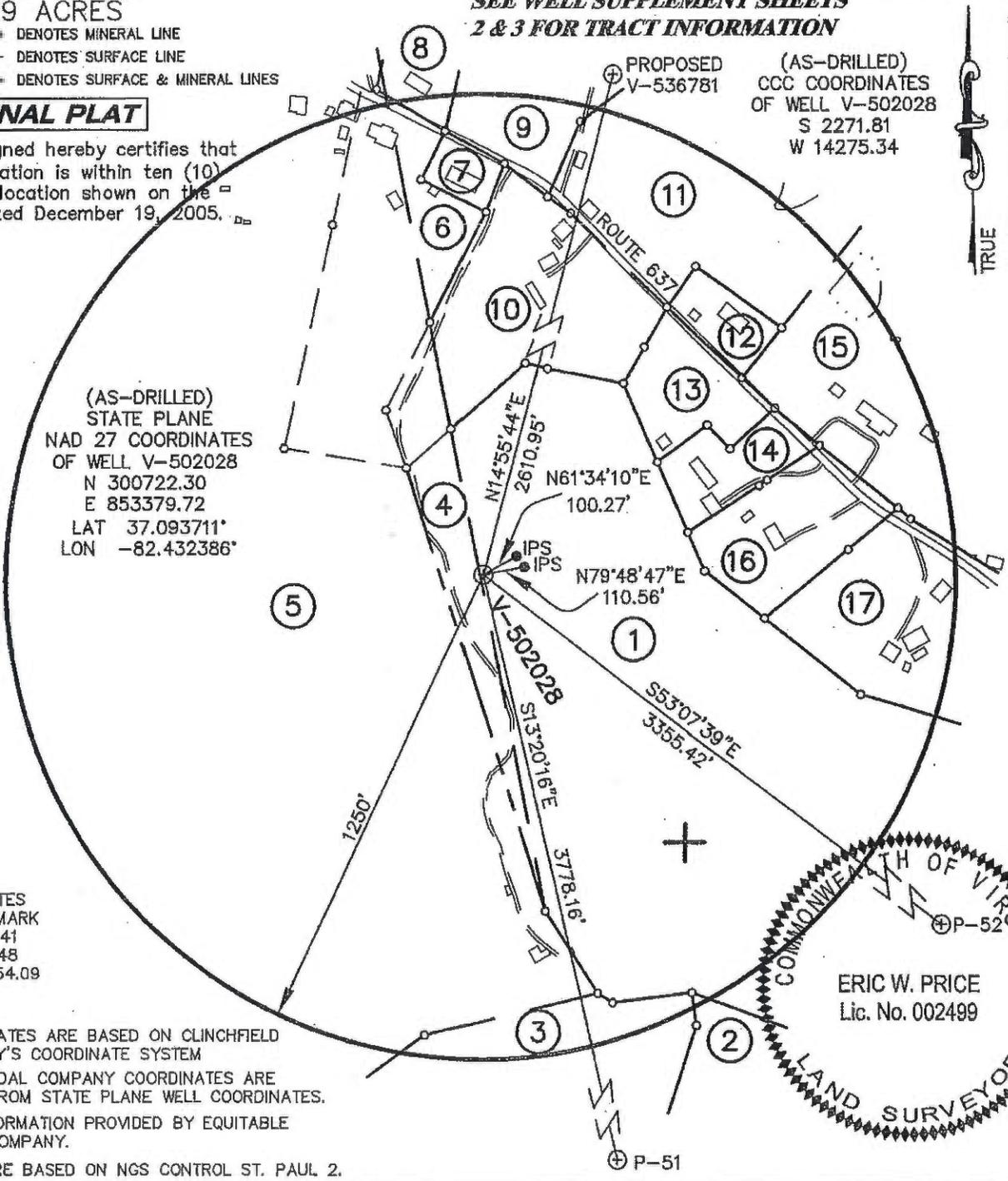
(AS-DRILLED)
STATE PLANE
NAD 27 COORDINATES
OF WELL V-502028
N 300722.30
E 853379.72
LAT 37.093711°
LON -82.432386°

COORDINATES
OF BENCH MARK
S 77498.41
E 22826.48
ELEV. = 1754.09

NOTE !!!

WELL COORDINATES ARE BASED ON CLINCHFIELD COAL COMPANY'S COORDINATE SYSTEM
CLINCHFIELD COAL COMPANY COORDINATES ARE CALCULATED FROM STATE PLANE WELL COORDINATES.
PROPERTY INFORMATION PROVIDED BY EQUITABLE PRODUCTION COMPANY.

ELEVATIONS ARE BASED ON NGS CONTROL ST. PAUL 2.



COMMONWEALTH OF VIRGINIA
ERIC W. PRICE
Lic. No. 002499
LAND SURVEYOR

WELL LOCATION PLAT

COMPANY Equitable Production Company WELL NAME AND NUMBER V-502028

TRACT No. LEASE NO. 241490L/T-689 ELEVATION 2050.83 (GPS) QUADRANGLE CANEY RIDGE

COUNTY DICKENSON DISTRICT KENADY SCALE: 1" = 400' DATE MARCH 26, 2009

THIS PLAT IS A NEW PLAT ; AN UPDATED PLAT ; OR A FINAL LOCATION PLAT

PROPOSED TOTAL DEPTH OF WELL = _____

+ 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.

Eric W. Price

3-26-09 (AFFIX SEAL)

T&L

LICENSED PROFESSIONAL ENGINEER OR LICENSED LAND SURVEYOR

1987 AS-D.dwg

①

LEASE No. 241490 / T-689
 NOAH E. YATES
 191.47 ACRES
 HEARTWOOD FORESTLAND FUND IV, LP - surface
 DICKENSON-RUSSELL COAL COMPANY, LLC/ALPHA
 LAND & RESERVES, LLC/ACIN, LLC/WBRD, LLC - coal
 PINE MOUNTAIN OIL & GAS, INC. - oil & gas
 GAS 26.82 AC. 23.80%

②

LEASE No. 241561L TR-1
 BROWN FAMILY TRUST
 1005.79 ACRES
 BROWN FAMILY TRUST - surface, coal, oil & gas
 GAS 0.02 AC. 0.02%

③

LEASE No. 241490 / T-665
 A.J. MULLINS
 699.65 ACRES
 AVA ADKINS - surface
 DICKENSON-RUSSELL COAL COMPANY, LLC/ALPHA
 LAND & RESERVES, LLC/ACIN, LLC/WBRD, LLC - coal
 PINE MOUNTAIN OIL & GAS, INC. - oil & gas
 GAS 1.63 AC. 1.45%

④

INTERLOCK AREA
 LEASE No. 241490 / T-689
 NOAH E. YATES
 191.47 ACRES
 HEARTWOOD FORESTLAND FUND IV, LP - surface
 DICKENSON-RUSSELL COAL COMPANY, LLC/ALPHA
 LAND & RESERVES, LLC/ACIN, LLC/WBRD, LLC - coal
 PINE MOUNTAIN OIL & GAS, INC. - oil & gas
 LEASE No. -----
 W.B. POWERS HEIRS
 161.35 ACRES
 W.B. POWERS HEIRS - oil & gas
 GAS 1.94 AC. 1.72%

⑤

LEASE No. -----
 W.B. POWERS HEIRS
 161.35 ACRES
 W.B. POWERS HEIRS - oil & gas
 GAS 53.51 AC. 47.48%

⑥

LEASE No. 905993
 BRENDA RICHARDS, et. al.
 5.00± ACRES
 PARKIS & LEEANNA WILLIS - surface
 BRENDA RICHARDS, et. al. - oil & gas
 GAS 1.30 AC. 1.15%

⑦

LEASE No. 905948
 CARL P. & PHYLLIS M. MULLINS
 0.65± ACRES
 CARL P. & PHYLLIS M. MULLINS -
 surface oil & gas
 GAS 0.57 AC. 0.51%

⑧

LEASE No. 906086
 GEORGE F. & REBECCA D. LOTHRY
 1.72 ACRES
 GEORGE F. & REBECCA D. LOTHRY -
 surface, oil & gas
 GAS 0.16 AC. 0.14%



THOMPSON & LITTON

40 Main Street
 P.O. Box 1869
 Clintwood, Virginia 24228

EQUITABLE PRODUCTION COMPANY
WELL No. V-502028
WELL PLAT SUPPLEMENT
SHEET 2

PROJECT No.:
 7987 AS-D.DWG

SCALE: 1" = 400'

DATE: MARCH 26, 2009

9

LEASE No. 905941
 PALMER THEO & MILDRED YATES
 44.00 ACRES
 PALMER THEO & MILDRED YATES -
 surface, oil & gas
 GAS 1.35 AC. 1.20%

10

LEASE No. 906001
 GREGORY B. SALYER
 5.61± ACRES
 GREGORY B. SALYER - surface, oil & gas
 GAS 5.22 AC. 4.63%

11

LEASE No. 906093
 GREGORY B. SALYER
 96.20± ACRES
 GREGORY B. SALYER - surface, oil & gas
 GAS 5.18 AC. 4.60%

12

LEASE No. 906004
 AGNES E. SALYER
 0.90 ACRES
 AGNES E. SALYER - surface, oil & gas
 GAS 0.90 AC. 0.80%

13

LEASE No. -----
 DONNA BISE BAKER
 1.35 ACRES (2 TRACTS)
 DONNA BISE - surface oil & gas
 GAS 1.35 AC. 1.20%

14

LEASE No. -----
 HARRY BISE
 1.08 ACRES (2 TRACTS)
 HARRY BISE - surface oil & gas
 GAS 1.08 AC. 0.96%

15

LEASE No. 905951
 PALMER THEO & MILDRED YATES
 9.00 ACRES
 PALMER THEO & MILDRED YATES - surface, oil & gas
 GAS 5.78 AC. 5.12%

16

LEASE No. -----
 MARY ALICE BISE
 2.15 ACRES
 ROY L. & AGNES BISE - Life Estate
 MARY ALICE BISE - Remainder
 MARY ALICE BISE, et al - surface oil
 & gas
 GAS 2.15 AC. 1.91%

17

LEASE No. -----
 IDA M. MITCHELL
 5.85± ACRES
 IDA M. MITCHELL, - oil & gas
 GAS 3.73 AC. 3.31%



THOMPSON & LITTON

40 Main Street
 P.O. Box 1869
 Clintwood, Virginia 24228

EQUITABLE PRODUCTION COMPANY
WELL No. V-502028
WELL PLAT SUPPLEMENT
SHEET 3

PROJECT No.:
 7987 AS-D.DWG

SCALE: 1" = 400'

DATE: MARCH 26, 2009

EXHIBIT E
VGOB 05-0816-1492-03
502028
Revised 5/12/20

<u>TRACT</u>	<u>LESSOR</u>	<u>LEASE STATUS</u>	<u>INTEREST WITHIN UNIT</u>	<u>GROSS ACREAGE IN UNIT</u>
4 #5589	EnerVest Operating LLC Attn: Kevin Miller 408 West Main Street Abingdon, VA 24210	Owned T-689	1.720000%	1.9400
OR				
#13653	Unknown Heirs of W.B. Powers	Unleased	1.720000%	1.9400
Tract 4 Total			1.720000%	1.9400
Tract Remaining in Escrow			1.720000%	1.9400

EXHIBIT EE
VGOB 05-0816-1492-03
502028
 Revised 5/12/20

<u>TRACT</u>	<u>LESSOR</u>	<u>LEASE STATUS</u>	<u>INTEREST WITHIN UNIT</u>	<u>GROSS ACREAGE IN UNIT</u>
<u>Disbursement 03</u>				
5	Unknown Heirs of W.B. Powers c/o Virginia Department of Treasury #13653 Unclaimed Property Division PO Box 2478 Richmond, VA 23218-2478	Unleased	47.480000%	53.5100
Total Tract 5			47.480000%	53.5100
TOTAL DISBURSEMENT 03			47.480000%	53.5100

INSTRUMENT 200000533
 RECORDED IN THE CLERK'S OFFICE OF
 DICKENSON CIRCUIT COURT ON
 JUNE 15, 2020 AT 03:11 PM
 RICHARD W. EDWARDS, CLERK
 RECORDED BY: CJB