

DB 584 PG 100

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: 536598

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-06-0620-1656-02

APPLICANTS: EnerVest Operating, LLC on behalf of William Smith 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 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. Original Pooling Order Executed 11/15/2006, Recorded on 11/30/2006, Deed Book/Instrument No. 432, Page 387, County DICKENSON.
- 2. Supplemental Order, Recorded on 05/01/2007, Deed Book/Instrument No. 437, Page 279, County DICKENSON.
- 3. Disbursement Order -01 Executed 03/31/2016, Recorded on 04/26/2016, Deed Book/Instrument No. 535, Page 791, 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) 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:

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 § 45.1-361.9 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 24 day of February, 2021 by a majority of the Virginia Gas and Oil Board.



Interim Chairman, Donald L. Ratliff

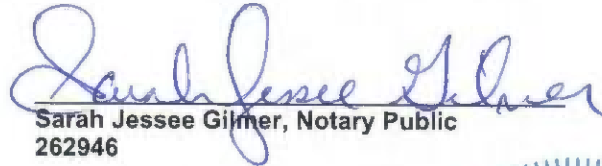
DONE AND PERFORMED this 24 day of February, 2021 by Order of the Virginia Gas and Oil Board.



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 February, 2021, 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, 2021



BEFORE THE VIRGINIA GAS AND OIL BOARD

PETITIONER: EnerVest Operating, LLC

DIVISION OF GAS AND OIL

DOCKET NO: VGOB 06-0620-1656-02

RELIEF SOUGHT: (1) DISBURSEMENT FROM ESCROW REGARDING TRACT(S) 005 (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: 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

DRILLING UNIT: 536598

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)

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.

FINAL PLAT

The undersigned hereby certifies that the final location is within ten (10') feet of the location shown on the well plat dated 11-21-06.

**TOTAL UNIT AREA
= 58.77 ACRES**

DMLR Permit Numbers:

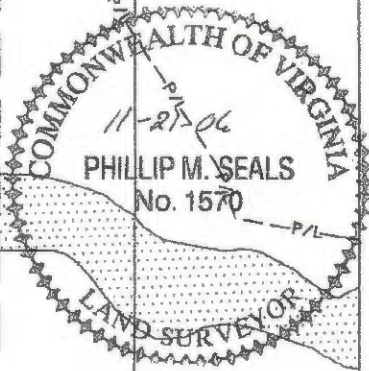
- 1201163
- 1100918
- 1300504

Neece Creek

VC-536598

PP-1 (I.P.)

PP-2 (I.P.)



UNIT BOUNDARY

**CCC
COORDINATES OF
WELL VC-536598**
S - 31,781.89
E - 12,718.83

**LAT. & LONG.
(NAD 27 DECIMAL DEGREES)
OF WELL VC-536598**
37.012658
82.338633

NOTE

PROPERTY INFORMATION PROVIDED BY EQUITABLE PRODUCTION COMPANY.

ELEVATIONS WERE DETERMINED BY GPS & TRIGONOMETRIC METHODS BASED ON BENCH MARK P-124.

WELL LOCATION PLAT

COMPANY EQUITABLE PRODUCTION CO. WELL NAME OR NUMBER VC-536598

TRACT NO. TL-223 QUADRANGLE Nora

DISTRICT Kenady

WELL COORDINATES (VIRGINIA STATE PLANE 27) N 270,126.09 E 879,151.54

ELEVATION 2124.44 METHOD USED TO DETERMINE ELEVATION: GPS & TRIG.

COUNTY Dickenson SCALE: 1" = 400' DATE 11-21-06

THIS PLAT IS A NEW PLAT 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.

Phillip M. Seals

EXHIBIT PL-1

Property Ownership Information for EPCO Well # VC-536598

①

LEASE NO. 241490L/ TL-223
 JOHN F. TURNER TRACT
 102.00 ACRES
 STANDARD BANNER COAL CORP. -
 surface, coal, oil, gas, & cbm
 WELLMORE COAL COMPANY LLC. - coal lessee
 GAS 45.04 AC. 76.64%

②

LEASE NO. 241490L/ T-98
 B. F. NEECE TRACT
 2.02 ACRES
 DICKENSON RUSSELL COAL COMPANY, LLC;
 ALPHA; ACIN, LLC; WBRD LLC - coal
 PINE MOUNTIAN OIL & GAS, INC. - oil, gas & cbm
 GAS 0.02 AC. 0.03%

③

LEASE NO. 241490L/ T-99
 B. F. NEECE TRACT
 0.48 ACRES
 DICKENSON RUSSELL COAL COMPANY, LLC;
 ALPHA; ACIN, LLC; WBRD LLC - coal
 PINE MOUNTIAN OIL & GAS, INC. - oil, gas & cbm
 GAS 0.38 AC. 0.65%

④

LEASE NO. 241490L/ T-126
 ELIJAH RASNICK TRACT
 12.30 ACRES
 DICKENSON RUSSELL COAL COMPANY, LLC;
 ALPHA; ACIN, LLC; WBRD LLC - coal
 HEARTWOOD FORESTLAND FUND IV, L. P. - surface
 PINE MOUNTIAN OIL & GAS, INC. - oil, gas & cbm
 GAS 1.84 AC. 3.13%

⑤

UNLEASED
 N. D. RASNICK HEIRS TRACT
 0.46 ACRES
 N. D. RASNICK HEIRS - surface, oil, & gas
 LEASE NO. 241490L/ TL-223
 URIAH HAY TRACT
 STANDARD BANNER COAL CORP. - coal
 WELLMORE COAL COMPANY, LLC. - coal lessee
 GAS 0.32 AC. 0.54%

⑥

LEASE NO. 241490L/ T-141
 H. D. SMITH TRACT
 29.00 ACRES
 DICKENSON RUSSELL COAL COMPANY, LLC;
 ALPHA; ACIN, LLC; WBRD LLC - coal
 PINE MOUNTIAN OIL & GAS, INC. - oil, gas & cbm
 GAS 1.99 AC. 3.39%

⑦

LEASE NO. 241490L/ T-100
 B. F. NEECE TRACT
 6.15 ACRES
 DICKENSON RUSSELL COAL COMPANY, LLC;
 ALPHA; ACIN, LLC; WBRD LLC - coal
 PINE MOUNTIAN OIL & GAS, INC. - oil, gas & cbm
 GAS 3.31 AC. 5.63%

⑧

LEASE NO. 241490L/ T-66
 JAMES H. HAY TRACT
 31.22 ACRES
 DICKENSON RUSSELL COAL COMPANY, LLC;
 ALPHA; ACIN, LLC; WBRD LLC - coal
 PINE MOUNTIAN OIL & GAS, INC. - oil, gas & cbm
 GAS 0.02 AC. 0.03%

⑨

LEASE NO. 241490L/ TL-223
 JOHN F. TURNER TRACT
 80.45 ACRES
 STANDARD BANNER COAL CORP. -
 surface, coal, oil, gas, & cbm
 WELLMORE COAL COMPANY LLC. - coal lessee
 GAS 3.29 AC. 5.60%

⑩

LEASE NO. 241490L/ TL-223
 JOHN F. TURNER TRACT
 261.87 ACRES
 surface & gas
 CHARLES TURNER TRACT
 709.00 ACRES
 coal & oil
 STANDARD BANNER COAL CORP. -
 surface, coal, oil, gas, & cbm
 WELLMORE COAL COMPANY LLC. - coal lessee
 GAS 2.58 AC. 4.36%

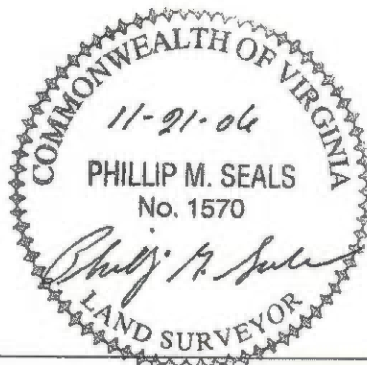


Exhibit E
VGOB 06-0620-1656
536598
02/22/21

Current Disbursement 02

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

Gas Estate Only

N/A

No Further Escrowing Needed

Exhibit EE
VGOB 06-0620-1656
536598
02/22/21

Current Disbursement 02

<u>TRACT</u>	<u>LESSOR</u>	<u>LEASE STATUS</u>	<u>INTEREST WITHIN UNIT</u>	<u>GROSS ACREAGE IN UNIT</u>
<u>5</u>	William Smith UNKNOWN Tax ID: Minerals Only	Unleased	0.00860000%	0.00510000
Total Gas Estate			0.00860000%	0.00510000

INSTRUMENT 210000317
RECORDED IN THE CLERK'S OFFICE OF
DICKENSON CIRCUIT COURT ON
MARCH 23, 2021 AT 12:58 PM
RICHARD W. EDWARDS, CLERK
RECORDED BY: CJB