

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:** 826203

**TRACT(S):** A portion of 003

**LOCATION:** BUCHANAN County, Virginia

**DOCKET NUMBER:** VGOB-07-0116-1857-01

**APPLICANTS:** EnerVest Operating, LLC on behalf of Kevin Owens, Teresa Diane Weaver

**HEARING DATE AND LOCATION:** On June 16, 2015, the Virginia Gas and Oil Board, on its own motion, granted the Gas and Oil Director the authority to process coal owner dismissal disbursements that have no pending deficiencies or issues. Code of Virginia Section 45.2-1624 Effective date: July 1, 2015.

**APPEARANCES:** Tim Scott on behalf of EnerVest Operating, LLC

**PRIOR PROCEEDINGS:**

1. Original Pooling Order Executed 06/19/2007, Recorded on 06/21/2007, Deed Book/Instrument No. 70002319, County BUCHANAN.
2. Supplemental Order, Recorded on 03/12/2010, Deed Book/Instrument No. 100000535, County BUCHANAN.

**NOTICE:**

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- (1) Amend the Pooling Order to provide for the disbursement of funds on deposit in the Escrow Account attributable to Tract(s) A portion of 003 identified in the attached petition.
- (2) Delete the requirement that the Unit Operator place future royalties attributable to Tract(s) A portion of 003 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 § 45.2-1622 AND § 45.2-1624.

Applicant has certified and represented to the Board that:

Petition to disburse escrow funds to Kevin S. Owens and Teresa Diane Weaver, pursuant to HB 2058.



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 § 45.2-1609 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.

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DONE AND EXECUTED this 31 day of August, 2022 by a majority of the Virginia Gas and Oil Board.

Interim Chairman, Donald L. Ratliff

DONE AND PERFORMED this 31 day of August, 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 31<sup>st</sup> day of August, 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



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**BEFORE THE VIRGINIA GAS AND OIL BOARD**

**PETITIONER:** EnerVest Operating, LLC

**GAS AND OIL PROGRAM**

**DOCKET NO:** VGOB 07-0116-1857-01

**RELIEF SOUGHT: (1) DISBURSEMENT FROM ESCROW REGARDING TRACT(S) A portion of 003 (2) AND AUTHORIZATION FOR DIRECT PAYMENT OF ROYALTIES.**

**HEARING DATE:** On June 16, 2015, the Virginia Gas and Oil Board, on its own motion, granted the Gas and Oil Director the authority to process coal owner dismissal disbursements that have no pending deficiencies or issues. Code of Virginia Section 45.2-1624. Effective date: July 1, 2015.

**DRILLING UNIT:** 826203

**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**

Petition to disburse escrow funds to Kevin S. Owens and Teresa Diane Weaver, pursuant to HB 2058.

**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)**

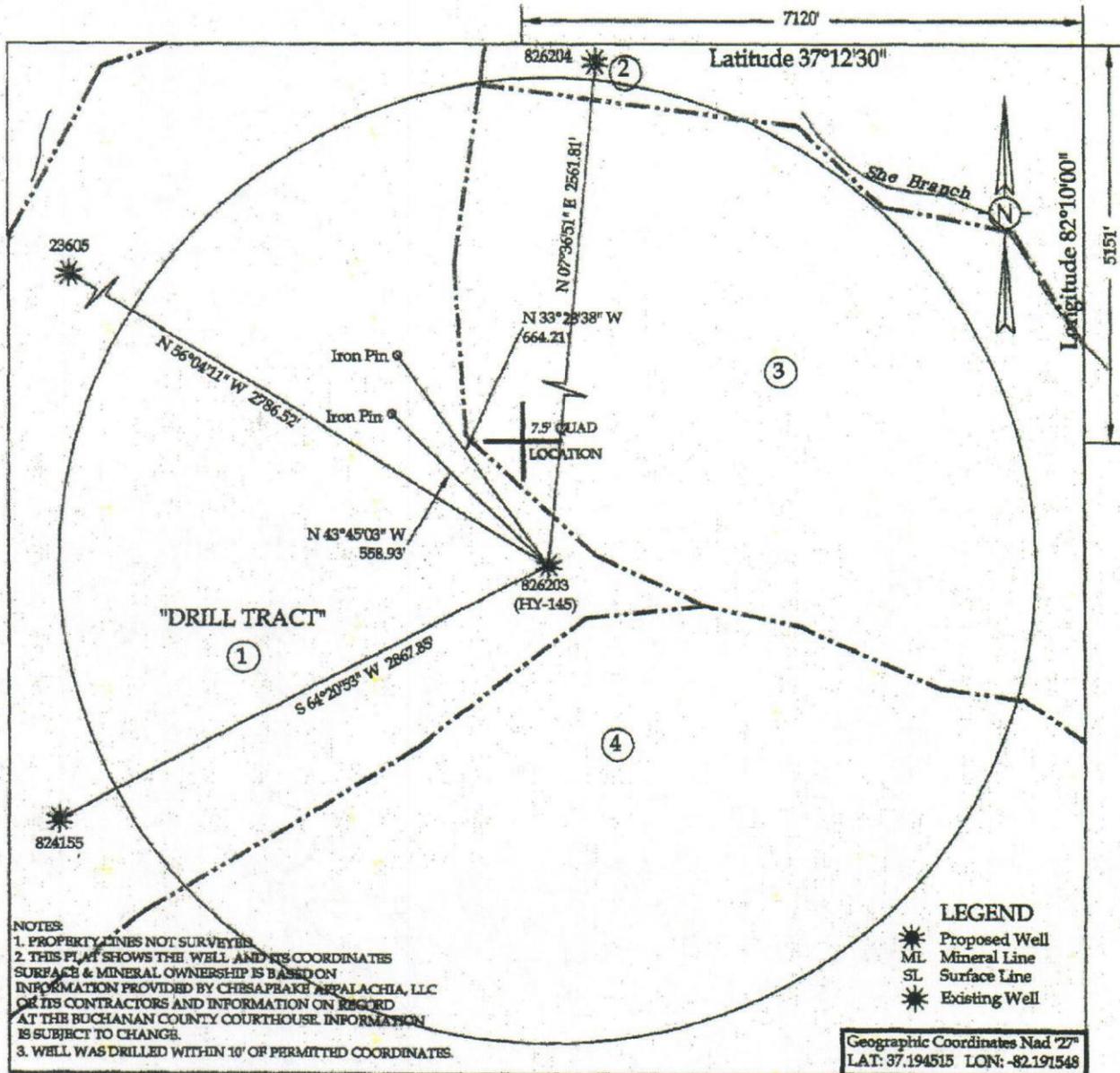
Conventional

**5. Factual basis for relief requested**

Petition to disburse escrow funds to Kevin S. Owens and Teresa Diane Weaver, pursuant to HB 2058.

**6. Attestation**

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



NOTES:  
 1. PROPERTY LINES NOT SURVEYED.  
 2. THIS PLAT SHOWS THE WELL AND ITS COORDINATES SURFACE & MINERAL OWNERSHIP IS BASED ON INFORMATION PROVIDED BY CHESAPEAKE APPALACHIA, LLC OR ITS CONTRACTORS AND INFORMATION ON RECORD AT THE BUCHANAN COUNTY COURTHOUSE. INFORMATION IS SUBJECT TO CHANGE.  
 3. WELL WAS DRILLED WITHIN 10' OF PERMITTED COORDINATES.

LEGEND  
 \* Proposed Well  
 ML Mineral Line  
 SL Surface Line  
 \* Existing Well

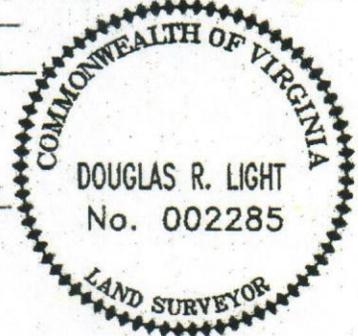
Geographic Coordinates Nad '27'  
 LAT: 37.194515 LON: -82.191548

Area of Unit-112.69 Acres  
**WELL LOCATION PLAT**

Company Chesapeake Appalachia, LLC Well Name or Number 826203 (HY-145)  
 Tract No. Samuel J. Breeding, Jr. Quadrangle Prater  
 District Prater  
 Well Coordinates (Virginia State Plane) N 334,559.47 E 925,001.88  
 Elevation: 2173.80 Method Used to Determine Elevation: Trig. Levels from GPS derived elevation.  
 County Buchanan Scale: 1" = 400' Date 8-13-07

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.

Douglas R. Light  
 Licensed Professional Engineer or Licensed Land Surveyor



DGO-7 Supplement  
WELL UNIT PROPERTY OWNER INDEX  
Chesapeake Appalachia, L.L.C.  
826203 (HY-145) with pipeline

(1)  
"Drill Tract"

Surface, Oil & Gas  
Samuel J. Breeding, Jr.  
218.98 Ac. Tract  
40.36 Ac. ~ 35.82% of 112.69 Ac.

Coal:  
ACIN, LLC  
WBRD, LLC

(2)  
Henry M. Owens Heirs, et al  
92 Ac. Tract  
0.54 Ac. ~ 0.48% of 112.69 Ac.

(3)  
George W. Owens Heirs (3/13 Int.) & of Henry M. Owens Heirs (10/13 Int.)  
57.5 Ac. Tract  
37.08 Ac. ~ 32.90% of 112.69 Ac.

(4)  
War Fork Coals Partnership  
410 Ac. Tract  
34.71 Ac. ~ 30.80% of 112.69 Ac.

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**EXHIBIT "E"**  
**VGOB 07-0116-1857-01**  
**826203**  
**8/23/2022**

<u>TRACT</u>	<u>LESSOR</u>	<u>LEASE STATUS</u>	<u>INTEREST WITHIN UNIT</u>	<u>GROSS ACREAGE IN UNIT</u>
3	Ruth Owens Unknown/Unlocatable	Unleased	0.090397%	0.101868
3	Diana Perigan Unknown/Unlocatable	Unleased	0.006696%	0.007546
3	Kelly Owens Unknown/Unlocatable	Unleased	0.006696%	0.007546
3	Susan Owens Unknown/Unlocatable	Unleased	0.006696%	0.007546
3	Brian Owens Unknown/Unlocatable	Unleased	0.006696%	0.007546
<b>TOTAL</b>			0.117181%	0.132052

EXHIBIT "EE"  
VGOB 07-0116-1857-01  
826203  
8/23/2022

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Current Disbursement 01

<u>TRACT</u>	<u>LESSOR</u>	<u>LEASE STATUS</u>	<u>INTEREST WITHIN UNIT</u>	<u>GROSS ACREAGE IN UNIT</u>
<u>3</u>	Teresa Diane Weaver 678 Low Bridge Rd, Iron Station, NC 28080	Unleased	0.006696%	0.007546
<u>3</u>	Kevin Owens 118 Hughes St, Beckley WV 25801	Unleased	0.006696%	0.007546
	<b>Total Gas Estate</b>	<b>Unleased</b>	<b>0.013392%</b>	<b>0.015092</b>

INSTRUMENT 220001109  
RECORDED IN THE CLERK'S OFFICE OF  
BUCHANAN COUNTY CIRCUIT COURT ON  
SEPTEMBER 22, 2022 AT 02:15 PM  
BEVERLY S. TILLER, CLERK  
RECORDED BY: GGB