

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: Haysi 28

TRACT(S): 002

LOCATION: BUCHANAN County, Virginia

DOCKET NUMBER: VGOB-07-0717-1966-03

APPLICANTS: EnerVest Operating, LLC on behalf of Diana Perigan Unknown c/o Virginia Department of Treasury, Ruth Owens Unknown c/o Virginia Department of Treasury, Susan Owens 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 08/21/2007, Recorded on 08/28/2007, Deed Book/Instrument No. 070003162, County BUCHANAN.
2. Supplemental Order, Recorded on 08/11/2010, Deed Book/Instrument No. 100002226, County BUCHANAN.
3. Disbursement Order -01 Executed 05/29/2015, Recorded on 06/05/2015, Deed Book/Instrument No. 150000899, 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) 002 identified in the attached petition.
- (2) Delete the requirement that the Unit Operator place future royalties attributable to Tract(s) 002 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.

RELIEF GRANTED:

VGOB Disbursement
Unit Haysi 28

VGOB-07-0717-1966-03

Table 1

Tracts: 002

Item	Tract	Disbursement Table	Fractional Ownership in Tract	Net Acreage Ownership in Tract	Royalty Split Agreement	Escrowed Acres Disbursed	Percent of Escrowed Funds Disbursed	Adjustment Amount
		Total acreage in escrow before disbursement				0.06000		
002 Tract 002 (total acreage)			10.0800					
1	002	Ruth Owens Unknown c/o Virginia Department of Treasury\Unclaimed Property Division; PO Box 2478; Richmond; VA 23218-2478		0.0277	100.00%	0.0277	46.1539%	
2	002	Diana Perigan Unknown c/o Virginia Department of Treasury\Unclaimed Property Division; PO Box 2478; Richmond; VA 23218-2478		0.0162	100.00%	0.0162	26.9231%	
3	002	Susan Owens Unknown c/o Virginia Department of Treasury\Unclaimed Property Division; PO Box 2478; Richmond; VA 23218-2478		0.0162	100.00%	0.0162	26.9231%	

Adjustment Comments:

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 certified by the State Corporation Commission is a party in such action, the court shall hear such appeal de novo.

DONE AND EXECUTED this 20 day of March, 2023 by a majority of the Virginia Gas and Oil Board.

Donald L. Ratliff

Interim Chairman, Donald L. Ratliff

COMMONWEALTH OF VIRGINIA
COUNTY OF RUSSELL

Acknowledged on this 20th day of March, 2023, 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

Sarah Jessee Gilmer, Notary Public
262946

My Commission expires: July 31, 2025

DONE AND PERFORMED this 21 day of March, 2023 by Order of the Virginia Gas and Oil Board.



James P. Skorupa

James P. Skorupa
Principal Executive to the staff,
Virginia Gas and Oil Board

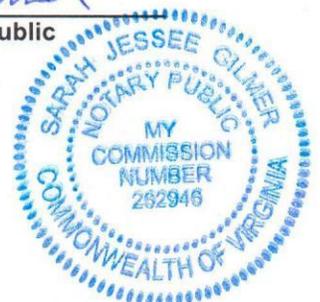
COMMONWEALTH OF VIRGINIA
COUNTY OF RUSSELL

Acknowledged on this 21st day of March, 2023, 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

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 07-0717-1966-03

RELIEF SOUGHT: (1) DISBURSEMENT FROM ESCROW REGARDING TRACT(S) 002 (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: Haysi 28

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)

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.

230000448

6. Attestation

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

7,790'

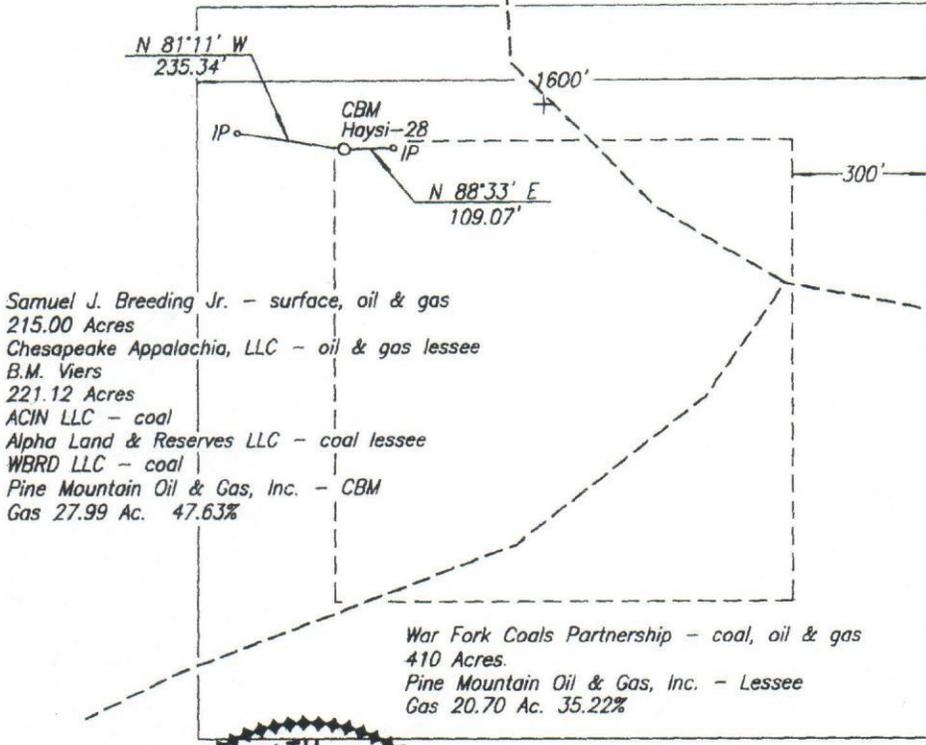
Well Coordinates: (Geographic N27)
37.194937° -82.193422°

Latitude 37° 12' 30"

Lease No. 450270041
Michael Phillips, et al - surface, coal, oil, gas & CBM
57.5 Acres
Gas 10.08 Ac. 17.15%

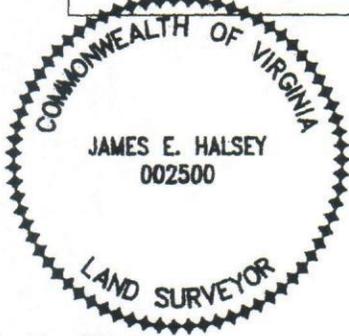
4,895'

Longitude 82° 10' 00"



Samuel J. Breeding Jr. - surface, oil & gas
215.00 Acres
Chesapeake Appalachia, LLC - oil & gas lessee
B.M. Viers
221.12 Acres
ACIN LLC - coal
Alpha Land & Reserves LLC - coal lessee
WBRD LLC - coal
Pine Mountain Oil & Gas, Inc. - CBM
Gas 27.99 Ac. 47.63%

War Fork Coals Partnership - coal, oil & gas
410 Acres.
Pine Mountain Oil & Gas, Inc. - Lessee
Gas 20.70 Ac. 35.22%



Well Coordinates: (VA St. Plane S. Zone,
Calculated from CCC coordinates)
N 334,735 E 924,463

Well Coordinates: (Clinchfield Coal Co.)
N 34,584.62 E 55,421.21

Well elevation determined by GPS
survey from BM MCD 229

Area of Unit = 58.77 Ac.

WELL LOCATION PLAT

COMPANY Pine Mountain Oil & Gas, Inc. WELL NAME AND NUMBER Haysi-28
TRACT NO. B. M. Viers ELEVATION 2,164.29' QUADRANGLE Prater
COUNTY Buchanan DISTRICT Prater SCALE 1" = 400' DATE 6-13-2007

This Plat is a new plat x; 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.

James E. Halsey
Licensed Professional Engineer or Licensed Land Surveyor

Exhibit "A"

230000448

EXHIBIT "E"
VGOB 07-0717-1966-03
HAYSI 28
3/14/2023

TRACT

LESSOR

LEASE
STATUS

INTEREST
WITHIN
UNIT

GROSS
ACREAGE
IN UNIT

NO FURTHER ESCROW REQUIRED

230000448

EXHIBIT "EE"
VGOB 07-0717-1966-03
HAYSI 28
3/14/2023

Current Disbursement 03

<u>TRACT</u>	<u>LESSOR</u>	<u>LEASE STATUS</u>	<u>INTEREST WITHIN UNIT</u>	<u>GROSS ACREAGE IN UNIT</u>
2	Ruth Owens Unknown/Unlocatable	Unleased	0.04711538%	0.02769231
2	Diana Perigan Unknown/Unlocatable	Unleased	0.02748397%	0.01615385
2	Susan Owens Unknown/Unlocatable	Unleased	0.02748397%	0.01615385
TOTAL			0.10208332%	0.06000001

INSTRUMENT 230000448
RECORDED IN THE CLERK'S OFFICE OF
BUCHANAN COUNTY CIRCUIT COURT ON
APRIL 17, 2023 AT 11:40 AM
BEVERLY S. TILLER, CLERK
RECORDED BY: CXE