

Instrument Control Number

20210031500100

Instrument 202100315
Recorded in the Clerk's Office of
Wise County and the City of Norton
On Jan 26, 2021 at 11:58 AM.
J. Jack Kennedy, Jr., Clerk
Recorded by: mary hagy
(Box For Deed Stamp Only)

Commonwealth of Virginia

Land Record Instrument
Cover Sheet-Form A

[efileCX mxCourt 1.0]

Instrument Type: [ODU]
Number of Parcels [1]
Number of Pages [14]
City County [Wise County/City of Norton, VA]

First and Second Grantors

Last Name	First Name	Middle Name	Suffix
[VIRGINIA GAS AND OIL BOARD]	[]	[]	[]

First and Second Grantees

Last Name	First Name	Middle Name	Suffix
[ENERVEST OPERATING LLC]	[]	[]	[]

Grantee Address (Name) [ENERVEST OPERATING LLC]
(Address 1) []
(Address 2) []
(City, State, Zip) [] [] []

Consideration[00.00] Assessed Value[00.00]

Prior Instr. Recorded at: City County Other
Book [] Page [] Instr. No. [000000000]
Parcel Identification no. {PIN} [000000]
Short Property Description [PLS SEE DOCUMENT]
Current Property Address (Address1) [P O BOX 0]
(Address2) []
(City, State, Zip) [WISE] [VA] [00000]

Instrument Prepared by [DEPARTMENT OF MINES, MINERALS AND ENERGY]
Recording Paid for by [DEPARTMENT OF MINES, MINERALS AND ENERGY]
Return Recording to (Name) [DEPARTMENT OF MINES, MINERALS AND ENERGY]
(Address1) [135 HIGHLAND DRIVE]
(Address2) [P. O. DRAWER 159]
(City, State, Zip) [LEBANON] [VA] [24266]





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: 536401

TRACT(S): 002, 017

LOCATION: WISE 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-08-1118-2370-01

APPLICANTS: EnerVest Operating, LLC on behalf of Unknown Heirs of Charles M & Sallie J Holmes c/o Virginia Department of Treasury, Unknown Heirs of Martha Ferguson 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 05/15/2009, Recorded on 09/10/2009, Deed Book/Instrument No. 200902945, Page 107, County WISE.
- 2. Supplemental Order Executed 03/20/2015, Recorded on 03/31/2015, Deed Book/Instrument No. 201501454, County WISE.

NOTICE:

- (1) Amend the Pooling Order to provide for the disbursement of funds on deposit in the Escrow Account attributable to Tract(s) 002, 017 identified in the attached petition.
- (2) Delete the requirement that the Unit Operator place future royalties attributable to Tract(s) 002, 017 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 15 day of January, 2021 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 15th day of January, 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, 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, 2021

DONE AND PERFORMED this 16 day of January, 2021 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 16th day of January, 2021, 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, 2021

BEFORE THE VIRGINIA GAS AND OIL BOARD

PETITIONER: EnerVest Operating, LLC

DIVISION OF GAS AND OIL

DOCKET NO: VGOB 08-1118-2370-01

RELIEF SOUGHT: (1) DISBURSEMENT FROM ESCROW REGARDING TRACT(S) 002, 017 (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.

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: 536401

WISE 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)

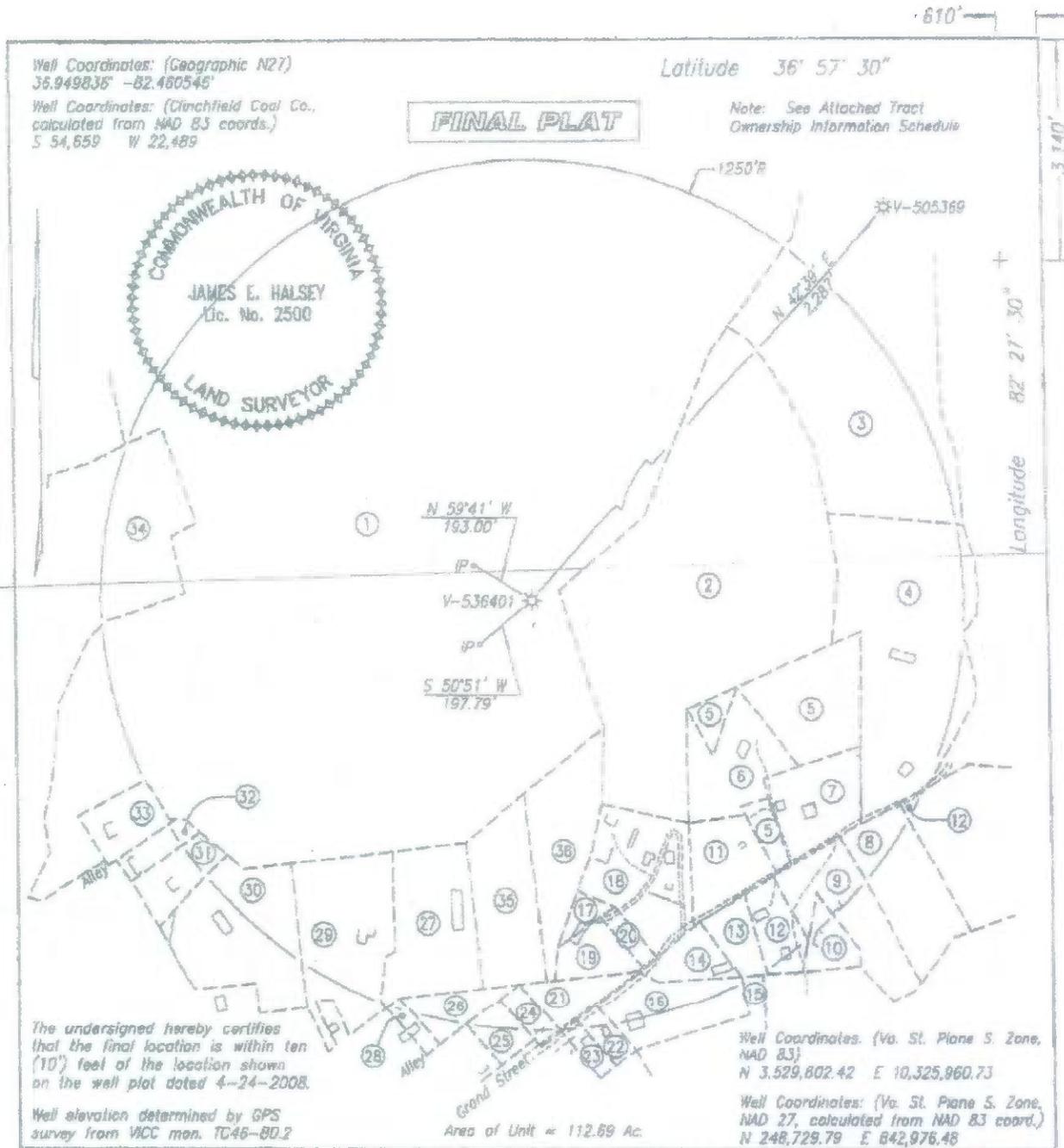
Conventional

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.



The undersigned hereby certifies that the final location is within ten (10') feet of the location shown on the well plat dated 4-24-2008.

Well elevation determined by GPS survey from VCC mon. TC46-80.2

Area of Unit = 112.69 Ac.

Well Coordinates: (Va. St. Plane S. Zone, NAD 83)
N 3,529,802.42 E 10,325,960.73

Well Coordinates: (Va. St. Plane S. Zone, NAD 27, calculated from NAD 83 coord.)
N 248,729.79 E 842,976.48

WELL LOCATION PLAT

COMPANY Equitable Production Company WELL NAME AND NUMBER V-536401
 TRACT NO. Lease No. 9059361 ELEVATION 2,231.35' QUADRANGLE Coeburn
 COUNTY Wise DISTRICT Lings SCALE 1" = 400' DATE 12-16-2008

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.

James E. Halsey
 Licensed Professional Engineer or Licensed Land Surveyor

Form DGO-G0-7

V-536401 FLAT
TRACT OWNERSHIP INFORMATION SCHEDULE
12/15/2008

1. Lease No. 905936L
Dayton C. Baker Heirs - surface, coal, oil & gas
113.481 Acres
Gas 59.52 Ac. 52.82%

2. Lease No. 906889
John W. Roberson
444.80 Acres
ACIN LLC. - coal
Charles M. & Sallie J. Holmes Heirs - oil & gas
16.37 Acres
Robert I. Bright - surface
Gas 13.77 Ac. 12.22%

3. Lease No. 223311L / Tr. 3
Joe Douglas & Brenda M. Kilgore - surface, oil & gas
40.00 Acres
Gas 05.74 Ac. 5.09%

4. Unleased
Jeffrey Lee & Barbara Harvey - surface, oil & gas
11.0 Acres
Gas 5.70 Ac. 5.06%

5. Unleased
Robert I. Bright - surface, oil & gas
± 2.52 Acres
Gas 2.52 Ac. 2.24%

6. Unleased
Ronald G. Arney - surface, oil & gas
1.267 & 0.613 Acres
Gas 1.58 Ac. 1.40%

7. Unleased
Virginia H. & Gordon R. Bright - surface, oil & gas
1.34 Acres
Gas 1.39 Ac. 1.23%

8. Unleased
Jeffrey L. & Barbara L. Harvey - surface, oil & gas
2.588 Acres
Gas 0.49 Ac. 0.43%

9. Unleased
Jerry Wayne & Viola Harvey - surface, oil & gas
2.302 Acres
Gas 0.86 Ac. 0.76%

- 10 . Unleased
Jerry Barnette, Jr., et ux - surface, oil & gas
0.47 Acres
Gas 0.09 Ac. 0.08%
- 11 . Unleased
Gordon R. & Virginia L. Bright - surface, oil & gas
1.167 Acres
Gas 1.16 Ac. 1.03%
- 12 . Unleased
Betty Lou Harvey surface, oil & gas
4.96 Acres
Gas 0.57 Ac. 0.50%
- 13 . Unleased
Danny L. & Sandra K Mefford - surface, oil & gas
± 1.0 - Acres
Gas 0.53 Ac. 0.47%
-
- 14 . Unleased
Danny L. & Sandra K Mefford - surface, oil & gas
± 1.0 - Acres
Gas 0.60 Ac. 0.53%
- 15 . Unleased
James Earl & Nell Yeary - surface, oil & gas
± 2.5 - Acres
Gas 0.01 Ac. 0.01%
- 16 . Unleased
Millard & Collette Edwards - surface, oil & gas
1.481 Acres
Gas 0.79 Ac. 0.70%
- 17 . Unleased
Martha Ferguson Heirs - oil & gas
0.25 Acres
Gas 0.22 Ac. 0.20%
- 18 . Unleased
Debbie Mullins - oil & gas
2.0 Acres
Gas 2.21 Ac. 1.96%
- 19 . Unleased
Morris L. & Debbie Mullins - surface, oil & gas
± 1.0 - Acres
Gas 0.63 Ac. 0.56%

- 20 . Unleased
Morris L. & Debbie Mullins - surface, oil & gas
± 0.5 - Acres
Gas 0.22 Ac. 0.20%
- 21 . Unleased
Ruth Bond Clay Whitt - surface, oil & gas
± 1.0 - Acres
Gas 0.65 Ac. 0.58%
- 22 . Unleased
Gene Clement Gibson, et ux - surface, oil & gas
± 0.5 - Acres
Gas 0.10 Ac. 0.09%
- 23 . Unleased
Debra Fraley - surface, oil & gas (1/2 int.)
Seven A. Fraley - surface, oil & gas (1/2 int.)
± 0.5 - Acres
Gas 0.02 Ac. 0.02%
- 24 . Unleased
Billy Joe & Charlotte M. Gibson - surface, oil & gas
± 0.5 - Acres
Gas 0.26 Ac. 0.23%
- 25 . Unleased
Christopher J. & Nicole Adkins - surface, oil & gas
± 1.0 - Acres
Gas 0.18 Ac. 0.16%
- 26 . Unleased
Jerry Lou Brown - surface, oil & gas
0.5584 Acres
Gas 0.50 Ac. 0.44%
- 27 . Unleased
Jerry Lou Brown - surface, oil & gas
2.413 Acres
Gas 2.42 Ac. 2.15%
- 28 . Unleased
Franklin & Virgie Greear - surface, oil & gas
± 0.5 - Acres
Gas 0.03 Ac. 0.03%
- 29 . Unleased
Ann Lindsay Lawson - surface, oil & gas
2.644 - Acres
Gas 2.28 Ac. 2.02%

- 30 . Unleased
Randy Gene & Pamela B. Gilmer - surface, oil & gas
2.89 Acres
Gas 0.94 Ac. 0.83%
- 31 . Unleased
Randy Gene & Pamela B. Gilmer - surface, oil & gas
0.74 Acres
Gas 0.19 Ac. 0.17%
- 32 . Unleased
Scotty & Jamie Nickels - surface, oil & gas
± 0.5 Acres
Gas 0.09 Ac. 0.08%
- 33 . Unleased
Elmer W. & Patricia Sanders - surface, oil & gas
± 1.0 Acres
Gas 0.03 Ac. 0.03%
- 34 . Unleased
Greenwood Acres LLC - surface, oil & gas
9.35 Acres
Gas 2.32 Ac. 2.06%
- 35 . Unleased
Brenda S. McClallan - surface, oil & gas
2.16 Acres
Gas 2.04 Ac. 1.81%
- 36 . Unleased
Morris & Debbie Mutlins - surface, oil & gas
2.05 Acres
Gas 2.04 Ac. 1.81%

Exhibit E
VGOB 08-1118-2370
536401
01/13/21

Current Disbursement 01

<u>TRACT</u>	<u>LESSOR</u>	<u>LEASE</u> <u>STATUS</u>	<u>INTEREST</u> <u>WITHIN</u> <u>UNIT</u>	<u>GROSS</u> <u>ACREAGE</u> <u>IN UNIT</u>
		<u>Gas Estate Only</u>		

Exhibit EE
VGOB 08-1118-2370
536401
01/13/21

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>2</u>	Charles M & Sallie J Holmes Heirs Unknown / Unlocatable	Unleased	12.2200%	13.7700
TAX ID 6274				
Tract 2 Totals			12.2200%	13.7700
<u>17</u>	Martha Ferguson Heirs Unknown / Unlocatable	Unleased	0.2000%	0.2200
TAX ID 5384				
Tract 17 Totals			0.2000%	0.2200
TOTAL GAS ESTATE			12.420000%	13.9900

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