



**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:** 536336

**TRACT(S):** 005

**LOCATION:** BUCHANAN County, Virginia

**DOCKET NUMBER:** VGOB-09-1215-2646-03

**APPLICANTS:** EnerVest Operating, LLC on behalf of James Trivett Unknown c/o Virginia Department of Treasury, LeRoy Trivett 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 02/09/2010, Recorded on 03/12/2010, Deed Book/Instrument No. 100000532, County BUCHANAN.

- 2. Supplemental Order, Recorded on 03/02/2011, Deed Book/Instrument No. 110000495, County BUCHANAN.
- 3. Disbursement Order -01 Executed 02/28/2013, Recorded on 07/30/2013, Deed Book/Instrument No. 130001416, County BUCHANAN.
- 4. Disbursement Order -02 Executed 03/31/2016, Recorded on 04/19/2016, Deed Book/Instrument No. 160000703, 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) 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 11 day of January, 2021 by a majority of the Virginia Gas and Oil Board.



Interim Chairman, Donald L. Ratliff

DONE AND PERFORMED this 11 day of January, 2021 by Order of the Virginia Gas and Oil Board.



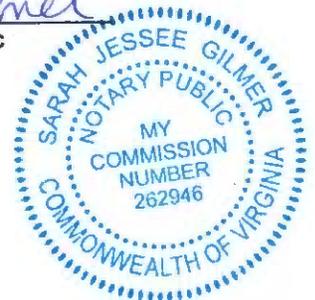
James P. Skorupa  
Principal Executive to the staff,  
Virginia Gas and Oil Board

COMMONWEALTH OF VIRGINIA  
COUNTY OF RUSSELL

Acknowledged on this 11<sup>th</sup> 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 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 09-1215-2646-03

**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.

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DRILLING UNIT: 536336

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. § 45.1-361.1 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

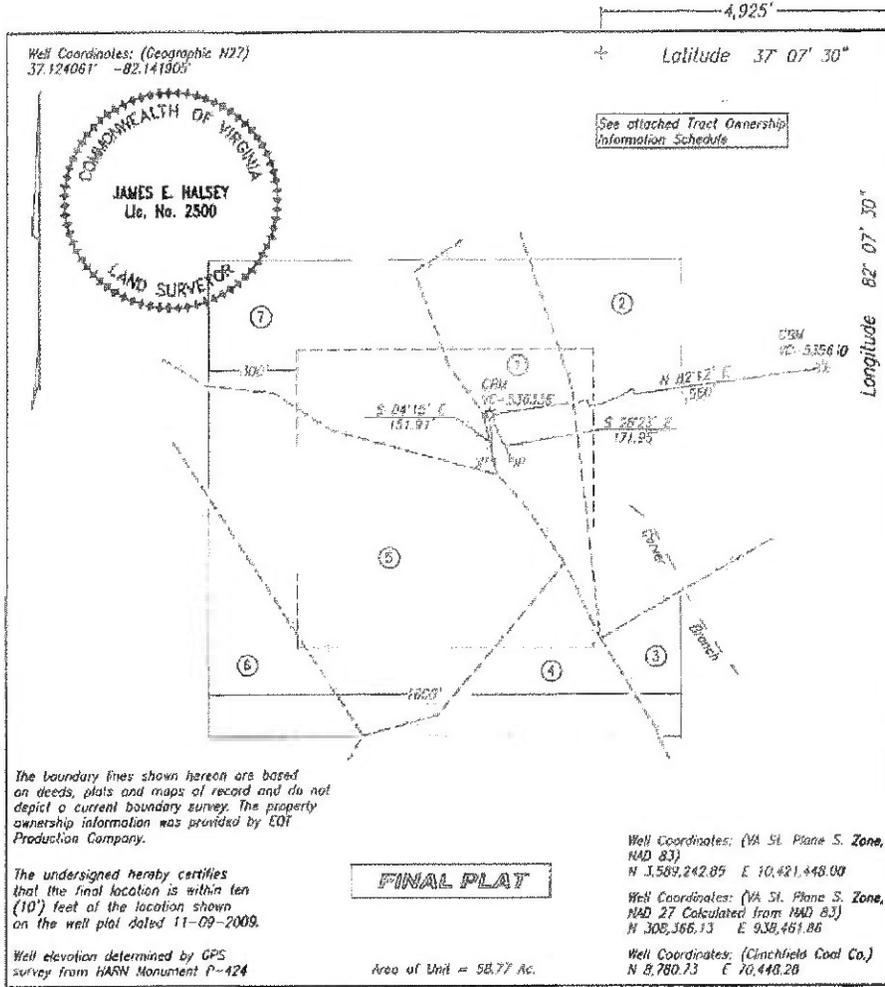
5. Factual basis for relief requested

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.

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**6. Attestation**

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



WELL LOCATION PLAT (Nora Grid AV-81)

COMPANY EQT Production Company WELL NAME AND NUMBER VC-536336  
TRACT NO. LS No. 906889/TC-224 ELEVATION 2,204.01' QUADRANGLE Duty  
COUNTY Buchanan DISTRICT Hurricane SCALE 1" = 400' DATE 9-21-2010

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

VC-536336 PLAT  
TRACT OWNERSHIP INFORMATION SCHEDULE  
11/9/2009

- |   |  |
|---|--|
| <p>1. Lease No. 906889 / TC-224<br/>John H. Duty<br/>321.00 Acres<br/>ACIN LLC - coal<br/>Alpha Land &amp; Reserves LLC - coal lessee<br/>WBRD LLC - coal<br/>Dickenson-Russell Coal Company LLC - coal lessee<br/>Range Resources-Pine Mountain, Inc. - (CBM)<br/>Lease No. 917038<br/>Roger Hurley, et al - surface, oil &amp; gas (CBM)<br/>8 Acres<br/>Gas 7.44 Ac. 12.66%</p>            | <p>5. Lease No. 906889 / TC-224<br/>John H. Duty<br/>321.00 Acres<br/>ACIN LLC - coal<br/>Alpha Land &amp; Reserves LLC - coal lessee<br/>WBRD LLC - coal<br/>Dickenson-Russell Coal Company LLC - coal lessee<br/>Range Resources-Pine Mountain, Inc. - (CBM)<br/>Partially Leased 916915<br/>R. W. &amp; Mary Gilbert Heirs, et al - surface, oil &amp; gas (CBM)<br/>P/O 65 Acres<br/>Gas 18.57 Ac. 31.60%</p>  |
| <p>2. Lease No. 906889 / T-595<br/>L.D. Jackson<br/>100.00 Acres<br/>ACIN LLC - coal<br/>Alpha Land &amp; Reserves LLC - coal lessee<br/>WBRD LLC - coal<br/>Dickenson-Russell Coal Company LLC - coal lessee<br/>Range Resources-Pine Mountain, Inc. - oil, gas &amp; CBM<br/>Gas 10.13 Ac. 17.24%</p>   | <p>6. Lease No. 906889 / TC-224<br/>John H. Duty<br/>321.00 Acres<br/>ACIN LLC - coal<br/>Alpha Land &amp; Reserves LLC - coal lessee<br/>WBRD LLC - coal<br/>Dickenson-Russell Coal Company LLC - coal lessee<br/>Range Resources-Pine Mountain, Inc. - (CBM)<br/>Leased No. 909219<br/>MGM Methane Corp. - oil &amp; gas (CBM)<br/>28 Acres<br/>Gas 4.86 Ac. 8.27%</p>   |
| <p>3. Lease No. 906889 / T-598<br/>J. R. Lester<br/>125.00 Acres<br/>ACIN LLC - coal<br/>Alpha Land &amp; Reserves LLC - coal lessee<br/>WBRD LLC - coal<br/>Dickenson-Russell Coal Company LLC - coal lessee<br/>Range Resources-Pine Mountain, Inc. - oil, gas &amp; CBM<br/>Gas 1.81 Ac. 3.08%</p>   | <p>7. Lease No. 241909L<br/>Genova Owens (Life Estate) - oil &amp; gas (CBM)<br/>Lease No. 241909L<br/>Gary Roger Hurley and Agnes Hurley (Remainder)<br/>- oil &amp; gas (CBM)<br/>98 Acres<br/>Lease No. 906889 / TC-224<br/>John H. Duty<br/>321.00 Acres<br/>ACIN LLC - coal<br/>Alpha Land &amp; Reserves LLC - coal lessee<br/>WBRD LLC - coal<br/>Dickenson-Russell Coal Company LLC - coal lessee<br/>Range Resources-Pine Mountain, Inc. - (CBM)<br/>Gas 10.44 Ac. 17.76%</p> |
| <p>4. Lease No. 906889 / TC-224<br/>John H. Duty<br/>321.00 Acres<br/>ACIN LLC - coal<br/>Alpha Land &amp; Reserves LLC - coal lessee<br/>WBRD LLC - coal<br/>Dickenson-Russell Coal Company LLC - coal lessee<br/>Range Resources-Pine Mountain, Inc. - (CBM)<br/>Lease No. 907162<br/>Michael Carson Price - oil &amp; gas (CBM)<br/>70.72 Acres (p/o 107 acres)<br/>Gas 5.52 Ac. 9.39%</p> |  |

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**EXHIBIT E**  
**VGOB 09-1215-2646-03**  
**536336**  
Revised 1/6/21

<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>
N/A				

**Escrowing No Longer Required**

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EXHIBIT EE  
VGOB 09-1215-2646-03  
536336  
Revised 1/6/21

<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>		
<u>5</u>	LeRoy Trivett Unknown/Unlocatable <i>Tax ID - Minerals Only</i>	Unleased	2.006349%	1.1790
	James Trivett Unknown/Unlocatable <i>Tax ID - Minerals Only</i>	Unleased	2.006349%	1.1790
	<b>TOTAL GAS ESTATE</b>		<b>4.0127%</b>	<b>2.3581</b>
	<b>TOTAL DISBURSEMENT 03</b>		<b>4.0127%</b>	<b>2.3581</b>

INSTRUMENT 210000116  
RECORDED IN THE CLERK'S OFFICE OF  
BUCHANAN COUNTY CIRCUIT COURT ON  
FEBRUARY 3, 2021 AT 04:38 PM  
BEVERLY S. TILLER, CLERK  
RECORDED BY: GGB