



**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:** 530545

**TRACT(S):** 002

**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-18-1016-4190-01

**APPLICANTS:** EnerVest Operating, LLC on behalf of DL Duty Unknown c/o Virginia Department of Treasury, George Duty Unknown c/o Virginia Department of Treasury, JH Duty Unknown c/o Virginia Department of Treasury, Newbern Owens Unknown c/o Virginia Department of Treasury, Robert Arrington Unknown c/o Virginia Department of Treasury, Sarah Arrington 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 12/04/2018, Recorded on 12/18/2018, Deed Book/Instrument No. 560, Page 502, County DICKENSON.
2. Supplemental Order Executed 02/05/2019, Recorded on 03/12/2019, Deed Book/Instrument No. 562, Page 159, 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) 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 § 45.1-361.22 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 7 day of October, 2020 by a majority of the Virginia Gas and Oil Board.



Chairman, Bradley C. Lambert

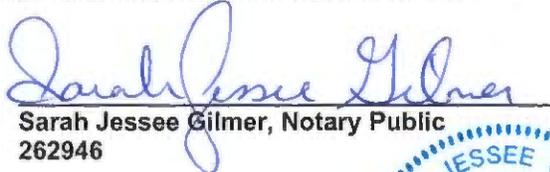
DONE AND PERFORMED this 7 day of October, 2020 by Order of the Virginia Gas and Oil Board.



Rick Cooper  
Principal Executive to the  
staff, Virginia Gas and Oil Board

COMMONWEALTH OF VIRGINIA  
COUNTY OF RUSSELL

Acknowledged on this 7<sup>th</sup> day of October, 2020, personally before me a notary public in and for the Commonwealth of Virginia, appeared Bradley C. Lambert, being duly sworn did depose and say that he is the Chairman of the Virginia Gas and Oil Board and appeared Rick Cooper, 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 18-1016-4190-01

**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 45.1-361.22:2.**

**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: 530545

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.

825'

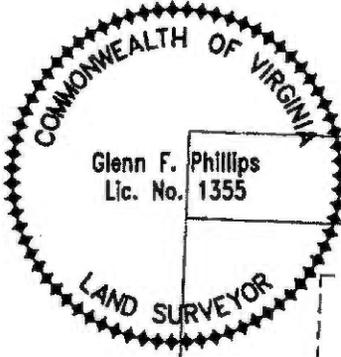
Well Coordinates: (Geographic N83)  
37.100104' -82.169351'

Well Coordinates: (UTM N27, Zone 17)  
N 13,472,419.56 E 1,299,456.36

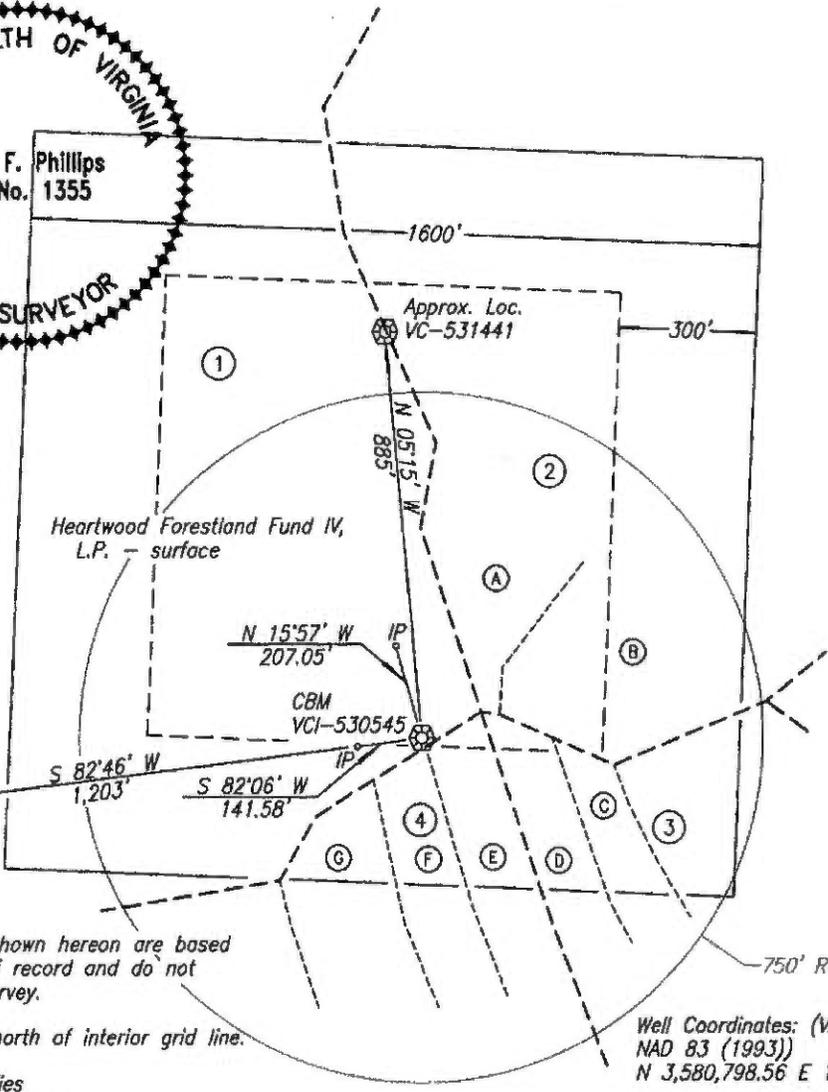
Latitude 37° 07' 30"

Note: See Attached Tract  
Ownership Information Schedule

--- Mineral Line  
- - - Surface Line  
- · - Lease Line



- SURFACE:
- A N/F Elsie Irene Gibson
  - B Jackie & Rachel G. Arrington
  - C Linda & Dee Sullivan
  - D Roy & Harriet Harris
  - E Sandra R. & Lester Tiller
  - F Brian K. & Ramona Harris
  - G Shirley & Claude Rasnake



Longitude -82° 10' 00"

9,110'

Note 1: The boundary lines shown hereon are based on deeds, plats and maps of record and do not depict a current boundary survey.

Note 2: Well spot is 17.39' north of interior grid line.

The undersigned hereby certifies that the final location is within ten (10') feet of the location shown on the well plat dated 9-17-2018.

Well elevation determined by GPS survey from HARN Monument P-424

**FINAL PLAT**

Area of Unit = 58.77 Ac.

Well Coordinates: (VA St. Plane S. Zone, NAD 83 (1993))  
N 3,580,798.56 E 10,413,070.23

Well Coordinates: (VA St. Plane S. Zone, NAD 27 Calculated from NAD 83 (1993))  
N 299,922.36 E 930,084.28

Well Coordinates: (Cinchfield Coal Co.)  
N 17.41 E 62,401.42

WELL LOCATION PLAT NORA GRID BA-76

COMPANY EnerVest Operating, LLC WELL NAME AND NUMBER VCI-530545  
 TRACT NO. I-234 ELEVATION 2,143.01' QUADRANGLE Duty  
 COUNTY Dickenson DISTRICT Ervinton SCALE 1" = 400' DATE 4-26-2019  
 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.

Glenn F  
Phillips

Digitally signed by Glenn F Phillips  
DN: c=US, o=GLENN F. PHILLIPS COMPANY P.C., ou=A01427D00000166C60032B200006EAR, cn=Glenn F Phillips  
Date: 2019.04.29 09:42:57 -0400

Licensed Professional Engineer or Licensed Land Surveyor

VCI-530545 FINAL PLAT  
TRACT OWNERSHIP INFORMATION SCHEDULE  
4/26/2019

1. T-234  
William Barnett  
1,104.06 Acres  
ACIN LLC - coal  
Paramont Contura, LLC - coal lessee  
WBRD LLC - coal  
Dickenson-Russell Contura, LLC - coal lessee  
EnerVest Energy Institutional Fund XIV-A, L.P., EnerVest Energy Institutional Fund XIV-A1, L.P., &  
EnerVest Energy Institutional Fund XIV-WIC, L.P. - oil, gas & CBM  
Gas 30.30 Ac. 51.56%
2. TC-222  
John Duty  
1,070.81 Acres  
ACIN LLC - coal  
Paramont Contura, LLC - coal lessee  
WBRD LLC - coal  
Dickenson-Russell Contura, LLC - coal lessee  
Lease No. 907571, Partially Leased  
MGM Methane Corp. et al. - oil, gas & CBM  
200.00 Acres (P/O 764.25 Acres)  
Gas 21.86 Ac. 37.20%
3. TC-222  
John Duty  
1,070.81 Acres  
ACIN LLC - coal  
Paramont Contura, LLC - coal lessee  
WBRD LLC - coal  
Dickenson-Russell Contura, LLC - coal lessee  
Lease No. 907571  
MGM Methane Corp. - oil, gas & CBM  
42.00 Acres (P/O 764.25 Acres)  
Gas 3.77 Ac. 6.41%
4. TC-222  
John Duty  
1,070.81 Acres  
ACIN LLC - coal  
Paramont Contura, LLC - coal lessee  
WBRD LLC - coal  
Dickenson-Russell Contura, LLC - coal lessee  
Lease No. 907571  
MGM Methane Corp. - oil, gas & CBM  
40.25 Acres (P/O 764.25 Acres)  
Gas 2.84 Ac. 4.83%

**EXHIBIT E**  
**VGOB 18-1016-4190-01**  
**530545**  
Revised 10/7/20

<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				

**EXHIBIT EE**  
**VGOB 18-1016-4190-01**  
**530545**  
 Revised 10/7/20

<u>TRACT</u>	<u>LESSOR</u>	<u>LEASE STATUS</u>	<u>INTEREST WITHIN UNIT</u>	<u>GROSS ACREAGE IN UNIT</u>
<b><u>Disbursement 01</u></b>				
2	<i>Tax ID - Minerals Only</i> <b><u>Nancy Duty Heirs</u></b> Robert Arrington Unknown/Unlocatable	Unleased	8.26666667	4.85777778
	Sarah Arrington Unknown/Unlocatable	Unleased	4.13333333	2.42888889
	George Duty Unknown/Unlocatable	Unleased	4.13333333	2.42888889
	J. H. Duty Unknown/Unlocatable	Unleased	4.13333333	2.42888889
	D. L. Duty Unknown/Unlocatable	Unleased	4.13333333	2.42888889
	Newbern Owens Unknown/Unlocatable	Unleased	2.06666667	1.21444444
<b>TOTAL GAS ESTATE</b>			<b>26.86666667</b>	<b>15.78777778</b>
<b>TOTAL DISBURSEMENT 01</b>			<b>26.86666667</b>	<b>15.78777778</b>

INSTRUMENT 200000982  
 RECORDED IN THE CLERK'S OFFICE OF  
 DICKENSON CIRCUIT COURT ON  
 OCTOBER 22, 2020 AT 11:44 AM  
 RICHARD W. EDWARDS, CLERK  
 RECORDED BY: CJB