



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: 538279
TRACT(S): 002
LOCATION: BUCHANAN County, Virginia

DOCKET NUMBER: VGOB-19-0319-4203-01

APPLICANTS: EnerVest Operating, LLC on behalf of D.L. Duty c/o Virginia Department of Treasury, George Duty c/o Virginia Department of Treasury, J.H. Duty c/o Virginia Department of Treasury, Newbern Owens c/o Virginia Department of Treasury, Robert Arrington c/o Virginia Department of Treasury, Sarah Arrington 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:

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1. Original Pooling Order Executed 06/04/2019, Recorded on 06/18/2019, Deed Book/Instrument No. 190000809, County BUCHANAN.
2. Supplemental Order Executed 07/24/2019, Recorded on 08/05/2019, Deed Book/Instrument No. 190001087, 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 § 45.1-361.22 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.

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DONE AND EXECUTED this 29 day of June, 2021 by a majority of the Virginia Gas and Oil Board.

Interim Chairman, Donald L. Ratliff

DONE AND PERFORMED this 29 day of June, 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 29th day of June, 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, 2025



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BEFORE THE VIRGINIA GAS AND OIL BOARD

PETITIONER: EnerVest Operating, LLC

DIVISION OF GAS AND OIL

DOCKET NO: VGOB 19-0319-4203-01

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: 538279

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.

8,095' 210000909

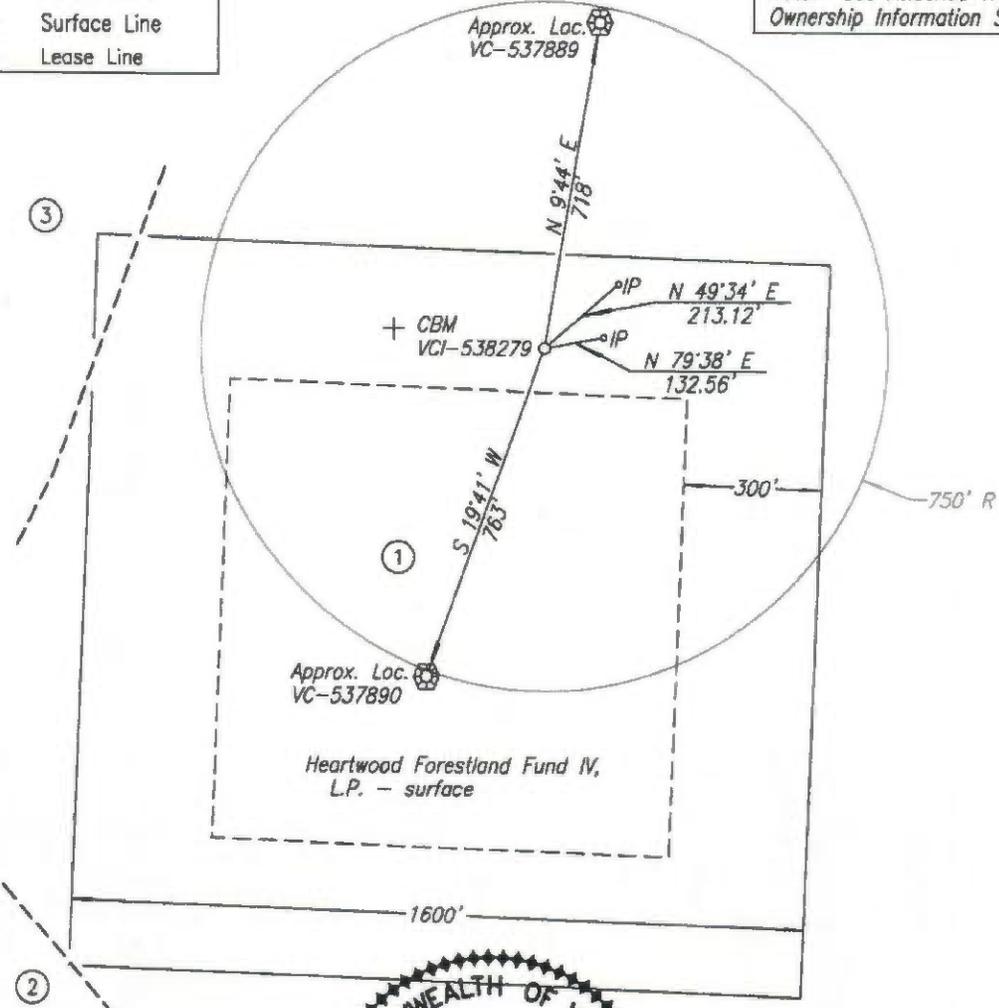
Well Coordinates: (Geographic N83)
37.111855' -82.152613'

Well Coordinates: (UTM N27, Zone 17)
N 13,476,636.69 E 1,304,388.14

Latitude 37° 07' 30"

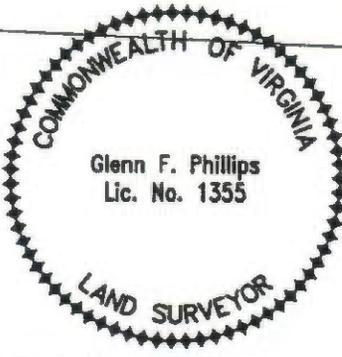
--- Mineral Line
- - - Surface Line
- · - Lease Line

Note: See Attached Tract
Ownership Information Schedule



Longitude -82° 07' 30"

4,830'



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: The well will be drilled within 10' of the permitted coordinates.

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

Area of Unit = 58.77 Ac.

Well Coordinates: (VA St. Plane S. Zone, NAD 83 (1993))
N 3,584,884.45 E 10,418,113.49

Well Coordinates: (VA St. Plane S. Zone, NAD 27 Calculated from NAD 83 (1993))
N 304,007.97 E 935,127.42

Well Coordinates: (Clinchfield Coal Co.)
N 4,295.74 E 67,283.33

WELL LOCATION PLAT NORA GRID AY-79

COMPANY EnerVest Operating, LLC WELL NAME AND NUMBER VCI-538279
TRACT NO. T-612 ELEVATION 1,760.92' QUADRANGLE Duty
COUNTY Buchanan DISTRICT Hurricane SCALE 1" = 400' DATE 1-30-2019

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.

~~Licensed Professional Engineer or Licensed Land Surveyor~~

Glenn F Phillips

Digitally signed by Glenn F Phillips
DN: c=US, o=GLENN F. PHILLIPS COMPANY P.C.,
ou=A01427D00000166C60032B200006EAB, cn=Glenn F Phillips
Date: 2019.02.04 09:36:52 -0500

VCI-538279 PLAT
TRACT OWNERSHIP INFORMATION SCHEDULE
1/30/2019

1. T-612
J. M. Stallard
330.00 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 58.472 Ac. 99.493%

2. TC-222
John H. 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 Corporation
and Nancy Duty Heirs - oil, gas & CBM
P/O 764.25 Acres
Gas 0.002 Ac. 0.003%

3. TC-223
John H. Duty
163.00 Acres
ACIN LLC - coal
Paramont Contura, LLC - coal lessee
WBRD LLC - coal
Dickenson-Russell Contura, LLC - coal lessee
Lease No. 907054
Oliver Gibson (1/2 int.) - oil, gas & CBM
Glynis C. Gibson (1/2 int.) - oil, gas & CBM
70 Acres
Gas 0.296 Ac. 0.504%

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EXHIBIT E
VGOB 19-0319-4203-01
538279
6/15/2021

| <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

EXHIBIT EE
VGOB 19-0319-4203-01
538279
6/15/2021

210000909

| <u>TRACT</u> | <u>LESSOR</u> | <u>LEASE STATUS</u> | <u>INTEREST WITHIN UNIT</u> | <u>GROSS ACREAGE IN UNIT</u> |
|-------------------------|--|---------------------|-----------------------------|------------------------------|
| 2 | <i>Tax ID - Minerals Only</i> <u>Nancy Duty Heirs:</u> Robert Arrington Unknown | Unleased | 0.000667% | 0.00044444 |
| | Sarah Arrington Unknown | Unleased | 0.000333% | 0.00022222 |
| | George Duty Unknown | Unleased | 0.000333% | 0.00022222 |
| | J.H. Duty Unknown | Unleased | 0.000333% | 0.00022222 |
| | D.L. Duty Unknown | Unleased | 0.000333% | 0.00022222 |
| | Newbern Owens Unknown | Unleased | 0.000167% | 0.00011111 |
| TOTAL GAS ESTATE | | | 0.002167% | 0.00144444 |

INSTRUMENT 210000909
RECORDED IN THE CLERK'S OFFICE OF
BUCHANAN COUNTY CIRCUIT COURT ON
JULY 20, 2021 AT 02:23 PM
BEVERLY S. TILLER, CLERK
RECORDED BY: CXE