

VIRGINIA:

BEFORE THE VIRGINIA GAS AND OIL BOARD

|               |                                       |   |                                 |
|---------------|---------------------------------------|---|---------------------------------|
| APPLICANT:    | <b>EnerVest Operating, LLC</b>        | ) | VIRGINIA GAS                    |
|               |                                       | ) | AND OIL BOARD                   |
| RELIEF SOUGHT | <b>EXCEPTION TO STATEWIDE SPACING</b> | ) |                                 |
|               | <b>LIMITATIONS PRESCRIBED BY</b>      | ) | DOCKET NO.                      |
|               | <b>VA. CODE § 45.1-361.17 (a) (2)</b> | ) | <b><u>VGOB-19-0618-4217</u></b> |
|               | <b>FOR <u>WELL NO. V-537558</u></b>   | ) |                                 |

LEGAL DESCRIPTION:

DRILLING UNIT SERVED BY WELL  
 NUMBERED **V-537558**  
 TO BE DRILLED IN THE LOCATION  
 DEPICTED ON **EXHIBIT A** HERETO,  
**Stephen C. Gose T-649 Tract**  
**85.00 acres, more or less**  
**Caney Ridge Quadrangle**  
**Kenady District**  
**Dickenson County, Virginia**  
 (the "Subject Lands" are more particularly described  
 on **Exhibit "A"**, attached hereto and made a part  
 hereof)

REPORT OF THE BOARD

FINDINGS AND ORDER

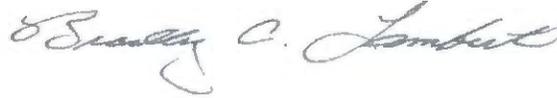
1. Hearing Date and Place: This matter came on for hearing before the Virginia Gas and Oil Board (hereafter "Board") at **9:00 a.m. on July 16, 2019 continued from June 18, 2019** at the Russell County Conference Center, 139 Highland Drive, Lebanon, Virginia.
2. Appearances: **Timothy E. Scott** appeared for the Applicant.
3. Jurisdiction and Notice: Pursuant to Va. Code §§ 45.1-361.1 *et seq.*, the Board finds that it has jurisdiction over the subject matter. Based upon the evidence presented by Applicant, the Board also finds that the Applicant has (1) exercised due diligence in conducting a meaningful search of reasonably available sources to determine the identity and whereabouts of each gas and oil owner, coal owner, or mineral owner having an interest in Subject Drilling Unit underlying and comprised of Subject Lands; and (2) represented to the Board that it has given notice to those parties (hereafter sometimes "person(s)" whether referring to individuals, corporations, partnerships associations, companies, businesses, trusts, joint ventures or other legal entities) entitled by Va. Code § 45.1-361.19 to notice of this application. Further, the Board has caused notice of this hearing to be published as required by Va. Code § 45.1-361.19.B. Whereupon, the

Board hereby finds that the notices given herein satisfy all statutory requirements, Board rule requirements and the minimum standards of state due process.

4. Amendments: None.
5. Dismissals: None.
6. Relief Requested: Applicant requests an exception to the statewide spacing limitations set forth in Va. Code § 45.1-361.17 for Well No. V-537558.
7. Relief Granted: The requested relief in this cause shall be and hereby is granted. The Board hereby grants Applicant consent to permit and drill proposed Well No. V-537558 which is **2,379 feet from EnerVest Well No. V-537557 and 2,093 feet from EnerVest Well No. V-530377** at the location depicted on the Plat attached hereto as **Exhibit A**.
8. Special Findings: The Board specifically and specially finds:
  - 8.1 Applicant is EnerVest Operating, LLC. Applicant is duly authorized and qualified to transact business in the Commonwealth of Virginia;
  - 8.2 Applicant EnerVest Operating, LLC, is an operator in the Commonwealth of Virginia and has satisfied the Board's requirements for operations in Virginia;
  - 8.3 Applicant claims ownership of Conventional Gas Leases of Subject Drilling Unit and the right to explore for, develop and produce Gas from Well No. V-537558 as well as the right to participate and develop the reciprocal well, being EnerVest Operating, LLC Well Nos. V-537557 and V-530377.
  - 8.4 The proposed Well No. V-537558 is located on the Stephen C .Gose 85.00-acre T-649 Tract and the surface, coal, gas and oil owners have consented to the proposed location for Well No. V-537558 that is depicted on the Plat attached hereto as **Exhibit A**;
  - 8.5 The Applicant testified it has the right to operate and participate in the development of the reciprocal EnerVest Operating, LLC, Well Nos. V-537557 and V-530377 that the granting of the application filed herein will not impact the correlative rights of any person;
  - 8.6 An exception to the well spacing requirements of Va. Code § 45.1-361.17 for Well No. V-537558 is necessary to efficiently drain a portion of the common sources of supply (reservoir) underlying Subject Drilling Unit, and the Board's granting of the requested location exception is in the best interest of preventing the waste of an as yet undetermined quantum of Conventional Gas underlying the Subject Drilling Unit, and to generally effect the purposes of the Virginia and Oil Act;
  - 8.7 Applicant proposes the drilling of Well No. V-537558 to a depth of 5,589 feet on the Subject Drilling Unit at the location depicted on Exhibit A to explore for all the formations from the surface to all formations encountered to a total depth drilled, 5,589 feet ("Subject Formations");
  - 8.8 Applicant proposes to drill Well No. V-537558 a distance of **121 feet closer to EnerVest Well No. V-537557 and a distance of 407 feet closer to EnerVest Well No. V-530377** than the 2500 feet mandated by statewide spacing;

- 8.9 Applicant proposes to complete and operate Well No. V-537558 for the purpose of producing Conventional Gas;
9. Conclusion: Therefore, the requested relief and all terms and provisions set forth above be and hereby are granted and **IT IS SO ORDERED.**
10. Appeals: Appeals of this Order are governed by the provisions of Va. Code Ann. § 45.1-361.9 which provides that any order or decision of the Board may be appealed to the appropriate circuit court. Such appeals must be taken in the manner prescribed in the Administrative Process Act, Va. Code Ann. § 9-6.14:1 *et seq.* and Rule 2A of the Rules of the Virginia Supreme Court.
11. Effective Date: This Order shall be effective as of the date of the Board's approval of this Application, which is set forth at Paragraph 1 above.

DONE AND EXECUTED this 26 day of July, 2019 by a majority of the Virginia Gas and Oil Board.



Chairman, Bradley C. Lambert

DONE AND PERFORMED this 26 day of July, 2019 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

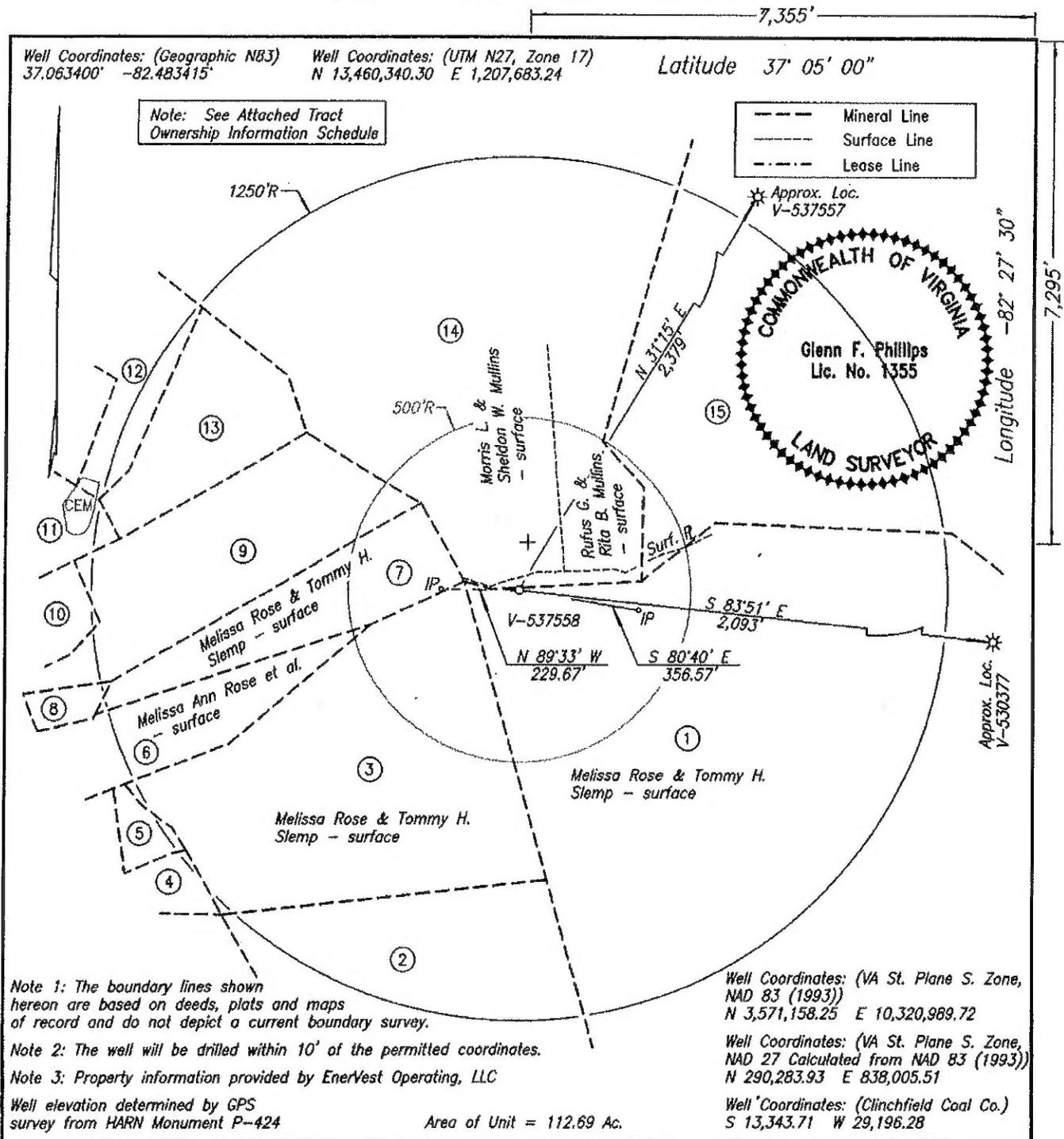
Acknowledged on this 26th day of July, 2019, personally before me a notary public in and for the Commonwealth of Virginia, appeared Bradley C. Lambert, being duly sworn did depose and say that he is the Chairman of the Virginia Gas and Oil Board and appeared Rick Cooper, being duly sworn did depose and 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





WELL LOCATION PLAT NORA GRID BJ-19

COMPANY EnerVest Operating, LLC WELL NAME AND NUMBER V-537558  
TRACT NO. T-649 ELEVATION 2,046.85' QUADRANGLE Caney Ridge  
COUNTY Dickenson DISTRICT Kenady SCALE 1" = 400' DATE 5-8-2019

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: cn=US, o=GLENN F. PHILLIPS  
COMPANY P.C.,  
ou=A01427D00060166C60032820  
006EAA, cn=Glenn F Phillips  
Date: 2019.05.14 09:13:50 -0400

V-537558 PLAT  
TRACT OWNERSHIP INFORMATION SCHEDULE  
5/8/2019

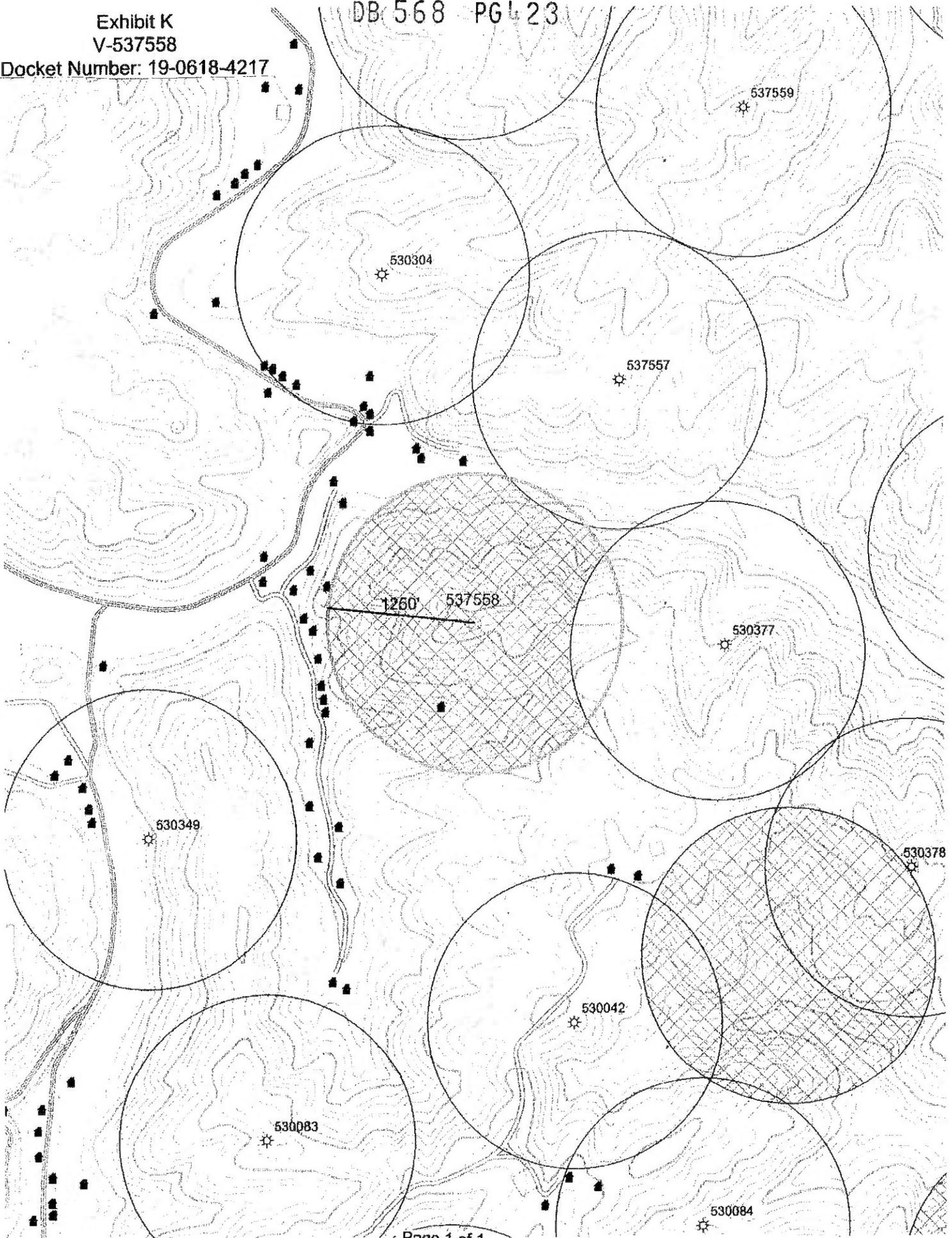
1. T-649  
Stephen C. Gose  
85 Acres  
ACIN LLC - coal  
Paramont Contura, LLC - coal lessee  
WBRD LLC - coal  
Dickenson-Russell Contura, LLC - coal lessee  
EnerVest Energy Institutional Fund XIV-A, L.P., EnerVest Energy Institutional Fund XIV-A1, L.P., &  
EnerVest Energy Institutional Fund XIV-WIC, L.P. - oil & gas  
Gas 31.06 Ac. 27.56%
2. Unleased  
Melissa Rose & Tommy H. Slemp, 50% ea. - oil & gas  
6 Ac. (Tr. 1) & 11 Ac. (Tr. 2)  
Gas 6.21 Ac. 5.51%
3. DI-27  
D. A. J. Mullins  
149.852 Acres  
ACIN LLC - coal  
Paramont Contura, LLC - coal lessee  
Unleased  
Melissa Rose & Tommy H. Slemp, 50% ea. - oil & gas  
18 Acres  
Gas 15.39 Ac. 13.66%
4. Unleased  
Wanda Kiser - oil & gas  
7.22 Ac. (P/O 8 Acres)  
Gas 0.04 Ac. 0.04%
5. Unleased  
Wanda Kiser - oil & gas  
0.78 Acres  
Gas 0.07 Ac. 0.06%
6. DI-27  
D. A. J. Mullins  
149.852 Acres  
ACIN LLC - coal  
Paramont Contura, LLC - coal lessee  
Unleased  
Melissa Ann Rose, Tammy Lynn Dotson,  
Regina Darlene Couch & Tommy Lee Slemp,  
25% ea. - oil & gas  
ALL SUBJECT TO LIFE ESTATE OF Tom Haburn Slemp, their father  
2.7 Acres  
Gas 2.62 Ac. 2.32%
7. DI-27  
D. A. J. Mullins  
149.852 Acres  
ACIN LLC - coal  
Paramont Contura, LLC - coal lessee  
Unleased  
Melissa Rose & Tommy H. Slemp, 50% ea. - oil & gas  
4.5 Ac. (Tr. 5)  
Gas 4.39 Ac. 3.90%

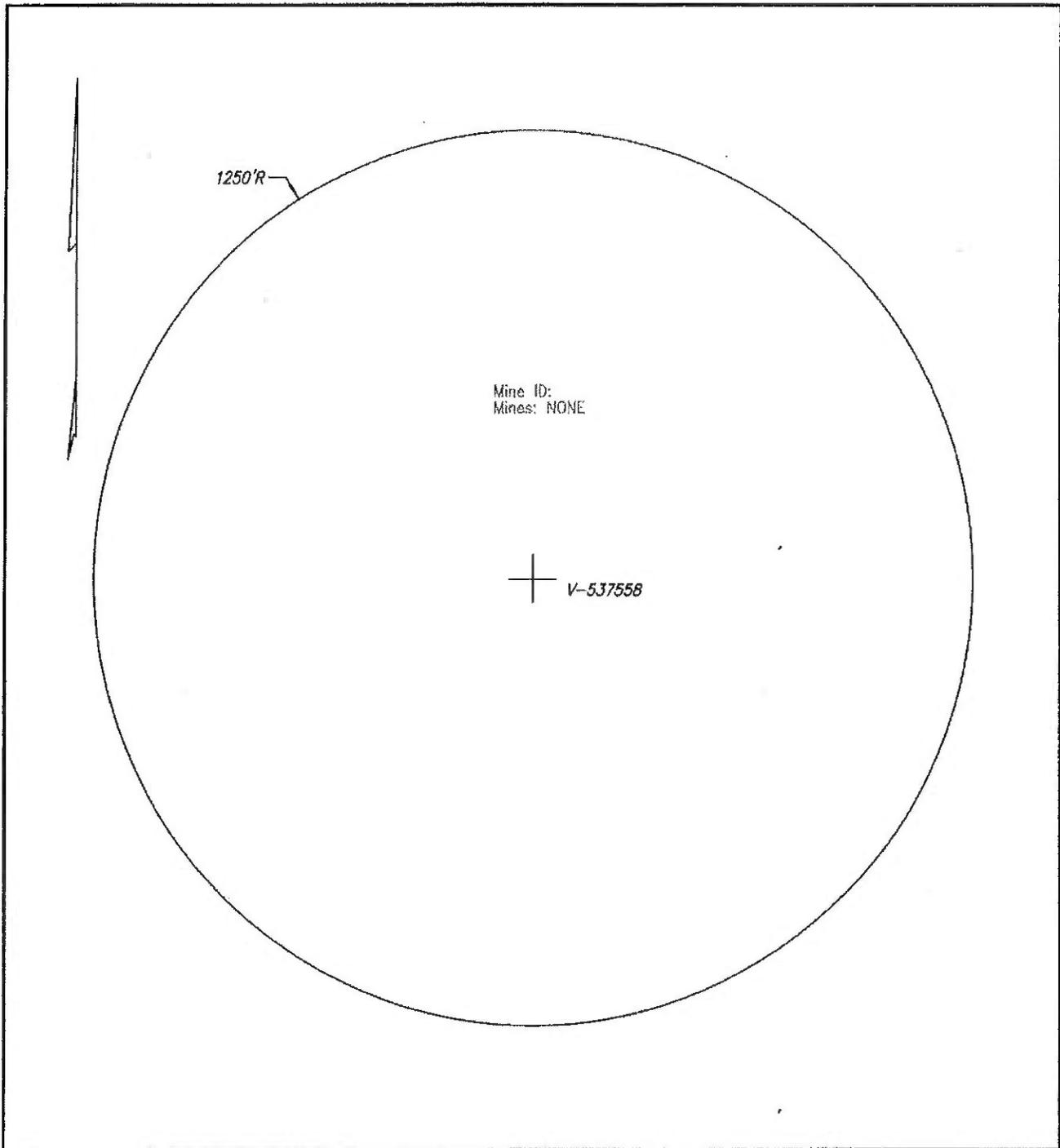
- 8 . Unleased  
Melissa Rose & Tommy H. Slemp, 50% ea. - oil & gas  
0.55 Ac. (Tr. 4)  
Gas 0.02 Ac. 0.02%
  
- 9 . DI-27  
D. A. J. Mullins  
149.852 Acres  
ACIN LLC - coal  
Paramont Contura, LLC - coal lessee  
Unleased  
Haburn Slemp Heirs, Beatrice S. Mullins Heirs &  
Judge Slemp Heirs, 33 1/3% ea. - oil & gas  
P/O 18 Acres  
Gas 7.15 Ac. 6.34%
  
- 10 . Unleased  
Nina Sue Farmer - oil & gas  
2 Acres  
Gas 0.02 Ac. 0.02%
  
- 11 . Unleased  
Gary Wendell Mullins - oil & gas  
4 Acres  
Gas 0.13 Ac. 0.12%
  
- 12 . Unleased  
Matthew Keith - oil & gas  
3.46 Acres, P/O 4.96 Acres  
Gas 0.69 Ac. 0.61%
  
- 13 . Unleased  
Nina Sue Farmer - oil & gas  
4.5 Acres  
Gas 4.25 Ac. 3.77%
  
- 14 . T2-102  
S. C. Gose  
75 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  
Gas 25.74 Ac. 22.84%
  
- 15 . T-648  
Stephen Gose  
526 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  
Gas 14.91 Ac. 13.23%

Exhibit K  
V-537558

Docket Number: 19-0618-4217

DB 568 PGL 23





WELL & MINE LOCATION MAP NORA GRID BJ-19

COMPANY EnerVest Operating, LLC WELL NAME AND NUMBER V-537558  
QUADRANGLE Caney Ridge PERMIT NO. \_\_\_\_\_ SCALE 1" = 400' DATE 5-6-2019

NOTE: The mine locations are approximate locations taken from downloaded DMME data.  
The maps are to be used for anticipated drilling hazards only.

**Exhibit "B"**  
**Docket Number: 19-0618-4217**

**DEPTH - 5,589'**

Dickenson-Russell Coal Company  
Maxxim Shared Services, LLC  
Attn: Steve Smith  
5703 Crutchfield Drive  
Norton, VA 24273

ALPHA Land & Reserves, LLC  
Attn: Steve Smith  
5703 Crutchfield Drive  
Norton, VA 24273

WBRD LLC  
Chad Mooney  
5260 Irwin Road  
Huntington, WV 25705-3247

ACIN LLC  
Chad Mooney  
5260 Irwin Road  
Huntington, WV 25705-3247

Melissa Rose  
7264 Coeburn Rd  
Coeburn, VA 24230

Tommy H. Slemp  
339 Tempes Br  
Coeburn, VA 24230

Wanda Kiser  
371 Tempes Br  
Coeburn, VA 24230

Tammy Lynn Dotson  
5400 Pole Bridge Rd  
Wise, VA 24293

Regina Darlene Couch  
10636 Coeburn Mtn Rd  
Wise, VA 24293

Haburn Slemp Heirs  
Unknown

Beatrice S. Mullins Heirs

Exhibit B  
V-537558

DB 568 PG 26

Docket Number: 19-0618-4217

INSTRUMENT 190000845  
RECORDED IN THE CLERK'S OFFICE OF  
DICKENSON CIRCUIT COURT ON  
AUGUST 13, 2019 AT 08:50 AM  
RICHARD W. EDWARDS, CLERK  
RECORDED BY: TLF

Unknown

Judge Slemp Heirs

Unknown

Nina Sue Farmer  
4009 Coeburn Rd  
Coeburn, VA 24230

Gary Wendell Mullins  
120 Independence Dr  
Coeburn, VA 24230

Matthew Keith  
260 Independence Dr  
Coeburn, VA 24230

Location -

The well site is situated approximately 1,550 feet Northeast of the Intersection of Virginia Route 634 and Slemp Hollow Road and approximately 9,700 feet Southeast of Hibbits Gap in Dickenson County, Virginia.