

INSTRUMENT PREPARED BY  
VIRGINIA GAS AND OIL BOARD

ORDER RECORDED UNDER CODE  
OF VIRGINIA SECTION 45.2-1628

VIRGINIA:

BEFORE THE VIRGINIA GAS AND OIL BOARD

IN RE:

SUPPLEMENTAL ORDER REGARDING  
ELECTIONS: VCI-600004  
(hereinafter "Subject Drilling Unit")

DOCKET NO. VGOB-23-0620-4265

REPORT OF BOARD

FINDINGS AND ORDER

1. This Supplemental Order is entered by the Board *sua sponte* in the form authorized by the Board at its hearing held at 9:00 a.m. on October 20, 1992, Board of Supervisors Room, Courthouse, Grundy, Virginia, and pursuant to authority granted to the Board's Chairman at the hearing of the Virginia Gas and Oil Board on June 16, 1992 at 9:00 a.m. at the Rhododendron Restaurant at the Breaks Interstate Park, Breaks, Virginia; and this Supplemental Order is being recorded for the purpose of (1) complying with the requirements of the Virginia Gas and Oil Board Regulations, 4 VAC 25-160.70C by supplementing the Order previously issued by the Board for subject Docket on July 5, 2023, and recorded as Instrument No. 230000956 in the Office of the Clerk of the Circuit Court for Buchanan County, Virginia on August 3, 2023, (herein "Board Order") and (2) to complete the record regarding elections. The Board Order established a drilling unit and pooled all interests in Subject Drilling Unit including those of the Respondents more particularly set forth and identified by the Designated Operator in the affidavits attached hereto and made a part hereof. The Board finds it has jurisdiction over the subject matter pursuant to the provisions of the Virginia Gas and Oil Act, § 45.2-1600 *et seq.*, Virginia Code, 1950 as amended.
2. Findings: The Board finds that:
  - (a) The Board Order directed EnerVest Operating, LLC, (herein the "Designated Operator"), to mail copies of the Board Order to all Respondents whose interests, if any, were pooled by said Board Order;
  - (b) The Designated Operator filed its affidavit of mailing dated September 1, 2023 disclosing that it was unable to notify the parties



listed on Exhibit B-3 the Board Order within seven (7) days of receipt of said Board Order by the Unit Operator as all parties are unknown and/or unlocatable;

- (c) The Board Order required each Respondent whose interests, if any, were pooled by the terms of said Board Order to make his or her election within thirty (30) days after the date of mailing or recording, as applicable, of said Order; the Designated Operator has filed its affidavit dated September 1, 2023, in accordance with § 7.C of the Virginia Gas and Oil Board Regulations and 4 VAC 25-160.7C (herein "Affidavit of Elections" annexed hereto), wherein it has, for each Respondent whose interests, if any, were pooled by said Board Order, stated: (i) whether each Respondent has made or failed to make a timely election; (ii) the nature of the election(s) made, if any; and (iii) whether, by reason of failure to elect or to timely elect one or more Respondents are deemed, under the terms of the Board's Order, to have leased all their rights, title, interests, estates and claims in Subject Drilling Unit to the Designated Operator;
  - (d) Current Board standards requiring the escrow of funds and the Board's agreement with its Escrow Agent, First Bank and Trust Company, 667 West Main Street, Abingdon, VA 24210; Tel: (276) 466-9222; Attn: Jody Maney, or any successor named by the Board, require the entry of a Supplemental Order establishing of record the elections made or deemed to have been made and specifying the sums or percentage thereof subject to escrow. Current Board escrow standards were made applicable to Subject Drilling Unit by a Board Order dated July 5, 2023. The Affidavit of Elections indicates that the escrow of funds **is not** required with regard to Well No. VCI-600004.
3. Order: By this Order, the Board orders the Designated Operator to tender, consistent with and in accordance with the findings set forth at Paragraph 2 above, to the extent escrow was required and to the extent it pertained to the elections and interests of the Respondents who have entered into a royalty split agreement and no longer require escrow of any funds, the Applicant is hereby directed to provide the Board with reconciliation of its and the Escrow Agent's records so that any funds affected by this Order may be disbursed in an appropriate manner.
  4. Mailing of Order and Filing of Affidavit: The Designated Operator under the captioned Order or its Attorney shall file an affidavit with the Secretary of the Board within ten (10) days after the date of receipt of this Supplemental Order stating that a true and correct copy of this



Supplemental Order was mailed within seven (7) days from the date of receipt of this Supplemental Order to each Respondent whose address is known.

5. Conclusion: Therefore, the findings and all terms and provisions set forth above be and hereby are granted and **IT IS SO ORDERED**.
6. Effective Date: This Supplemental Order shall be effective as of the date of the Board's approval of this Application, which is set forth at Paragraph 1 above.



**VIRGINIA:*****BEFORE THE VIRGINIA GAS AND OIL BOARD***

IN RE: Application of EnerVest Operating, LLC, for the Forced Pooling of Interests in VCI-600004, Docket No. VGOB-23-0620-4265 in the Hurricane District, Big A Mountain Quadrangle, Buchanan County, Virginia.

**AFFIDAVIT OF TIMOTHY E. SCOTT, Attorney-at-Law, Agent for the Designated Operator REGARDING ELECTIONS, ESCROW ACCOUNTS AND SUPPLEMENTAL ORDER**

Timothy E. Scott (herein Affiant), being duly sworn on oath, deposes and says:

1. That the Affiant is an attorney at law and the Agent for the Designated Operator, with offices located at 135 W. Main Street, Suite 200, Kingsport, Tennessee 37660, and is authorized to give this Affidavit in its behalf;
2. That the Order entered on July 5, 2023, by the Virginia Gas and Oil Board regarding the captioned coalbed methane gas unit required the Applicant to mail a true and correct copy of said Order to each person pooled by said Order;
3. That within seven (7) days of the receipt of an executed and recorded copy of the Order referred to at Paragraph 2, above, the Affiant was directed to cause a true and correct copy of said Order to be mailed via the United States Postal Service to each Respondent named in the captioned Application, whose address was known, and to all persons, if any, who are added as Respondents at the hearing held in the captioned matter; that proof of such mailing has previously been tendered to the Division of Gas and Oil, the Office of the Gas and Oil Inspector, at Big Stone Gap, Virginia;
4. That the Order of the Virginia Gas and Oil Board in the captioned matter required all persons pooled thereby to tender written notice of their election of the option selected under Paragraph 9 of the Order to the Designated Operator within thirty (30) days from the date of receipt of a copy of the recorded Order;
5. That the Designated Operator, by and through its agent, Timothy E. Scott, Attorney-at-Law, has established procedures to review all mail received and all written documents received by means other than by mail to ascertain whether parties whose interests have been pooled have made a written election, in a timely fashion, as required by the captioned Order; that said procedures were followed to identify the elections, if any, made



with regard to Subject Drilling Unit; that the following persons or entities delivered, by mail or otherwise, written elections to the Unit Operator, within the thirty day elections period:

NONE

6. That the interest and/or claims of the following persons or entities (who made timely elections, or who are deemed under the terms of the Board's Order to have leased, or who, subsequent to the pooling hearing held in the captioned matter, have leased or otherwise entered into an agreement with the Designated Operator) are subject to escrow under the Board's Order pooling the captioned Unit, as unknown or unlocatable or such interest is the subject of a conflict:

NONE

7. That after the pooling hearing held in the captioned matter, the following persons or entities have leased or entered into a voluntary agreement with the Designated Operator with regard to their interest and/or claims:

NONE

8. That the Designated Operator with regard to persons previously requiring the services of the Escrow Agent have now reached an agreement regarding their interests or claims that allows Applicant/Designated Operator to make royalty distribution without the need to escrow funds which would otherwise be in conflict:

NONE

9. That the Respondents identified in Exhibit B-3 hereto have not made a timely election and have failed to enter into an agreement with the Designated Operator and their respective coalbed methane rights, interests and claims shall be deemed to have leased to Applicant/Designated Operator pursuant to and in accordance with Paragraph 10 of the Board Order dated July 5, 2023:

See Exhibit B-3

10. The Designated Operator requests that the following persons be dismissed as Respondents:

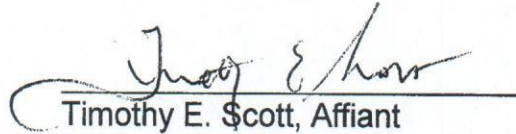
NONE

That pursuant to the provisions of 4VAC 25-160.70.A.10 and .C and VAC 25-160-80, annexed hereto and incorporated herein is a proposed supplemental order to

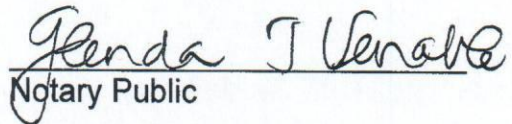
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be entered to complete the record regarding elections; that said annexed supplemental order sets forth that the services of the Escrow Agent **are not required** in this matter pursuant to the terms of §§ 45.2-1620 and 45.2-1622.

Dated at Kingsport, Tennessee, this 1<sup>st</sup> day of September, 2023.

  
Timothy E. Scott, Affiant

Taken, subscribed and sworn to before me by Timothy E. Scott, the Agent for EnerVest Operating, LLC, a limited liability company, on behalf of the limited liability company, this 1<sup>st</sup> day of September, 2023.

  
Notary Public

My commission expires: 3/31/2027

[f:\msword2000\enervest\2023\pooling.VCI-600004.supportorder&aff]





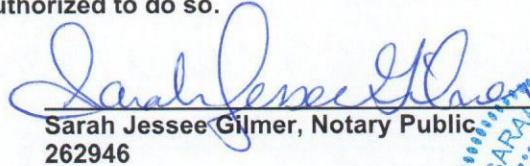
DONE AND EXECUTED this 1 day of December, 2023 by a majority of the Virginia Gas and Oil Board.



Chairman, Donald L. Ratliff

COMMONWEALTH OF VIRGINIA  
COUNTY OF RUSSELL

Acknowledged on this 1<sup>st</sup> day of December, 2023, 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.

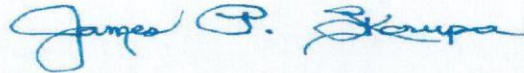


Sarah Jessee Gilmer, Notary Public  
262946



My Commission expires: July 31, 2025

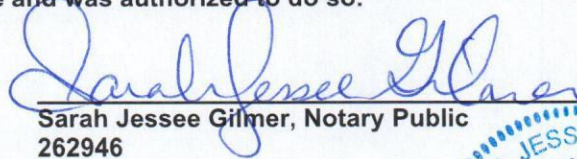
DONE AND PERFORMED this 4 day of December, 2023 by Order of the Virginia Gas and Oil Board.



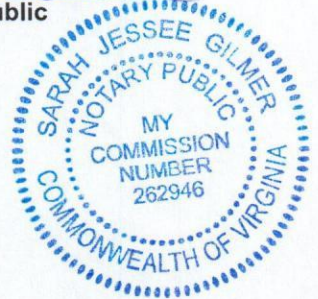
James P. Skorupa  
Principal Executive to the staff,  
Virginia Gas and Oil Board

COMMONWEALTH OF VIRGINIA  
COUNTY OF RUSSELL

Acknowledged on this 4<sup>th</sup> day of December, 2023, 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 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, Notary Public  
262946



My Commission expires: July 31, 2025



**BEFORE THE VIRGINIA GAS AND OIL BOARD****IN RE:**

**Application of EnerVest Operating, LLC  
for the Pooling of Interests in  
Well No. VCI-600004  
Docket No. VGOB-23-0620-4265  
Hurricane District, Big A Mountain Quadrangle,  
Buchanan County, Virginia**

**AFFIDAVIT OF MAILING**

Timothy E. Scott (herein Affiant), being duly sworn on oath, deposes and says:

1. That the Affiant is an attorney and the Agent for EnerVest Operating, LLC, with offices located at 135 W. Main Street, Suite 200, Kingsport, Tennessee 37660; that your affiant, as one of his duties, is required to mail notices to persons required to be notified of hearings before and of decisions made by the Virginia Oil and Gas Board (hereinafter the "Board");

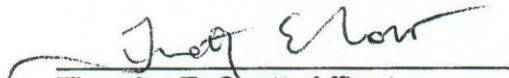
2. That Paragraph eighteen (18) of a Board Order made in the above-captioned matter effective as of the 5<sup>th</sup> day of July, 2023, and recorded in the Clerk's Office of the Circuit Court of Buchanan County, Virginia, on the 3<sup>rd</sup> day of August, 2023 as Instrument No. 230000956 directed EnerVest Operating, LLC, or its Attorney to cause a copy of said Order as entered by the Board to be mailed to the last known address of each Respondent listed in Exhibit B-3 of the said Order within seven (7) days of receipt by the Unit Operator;

3. That your affiant was unable to mail a copy of the Order referred to in Paragraph "2" above in compliance with the Board's Order by certified mail return receipt requested as the parties respondent named therein are unknown and/or unlocatable;

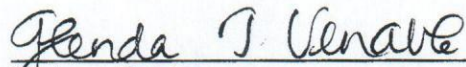


4. That Paragraph eight (8) of the Board's Order required that each owner to whom a copy of the Board's Order was mailed as described above deliver a written election to EnerVest Operating, LLC within thirty (30) days of the date on which copies of the Order were mailed by Timothy E. Scott, Agent for EnerVest Operating, LLC.

Dated at Kingsport, Tennessee, this 1<sup>st</sup> day of September, 2023.

  
Timothy E. Scott, Affiant

Taken, subscribed and sworn to before me by Timothy E. Scott, the Agent for EnerVest Operating, LLC, a limited liability company, on behalf of the limited liability company, this 1<sup>st</sup> day of September, 2023.

  
Notary Public

My commission expires: 3/31/2027

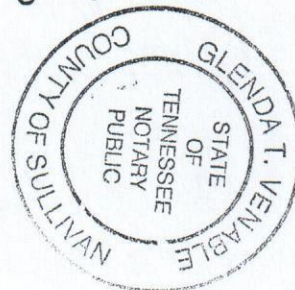
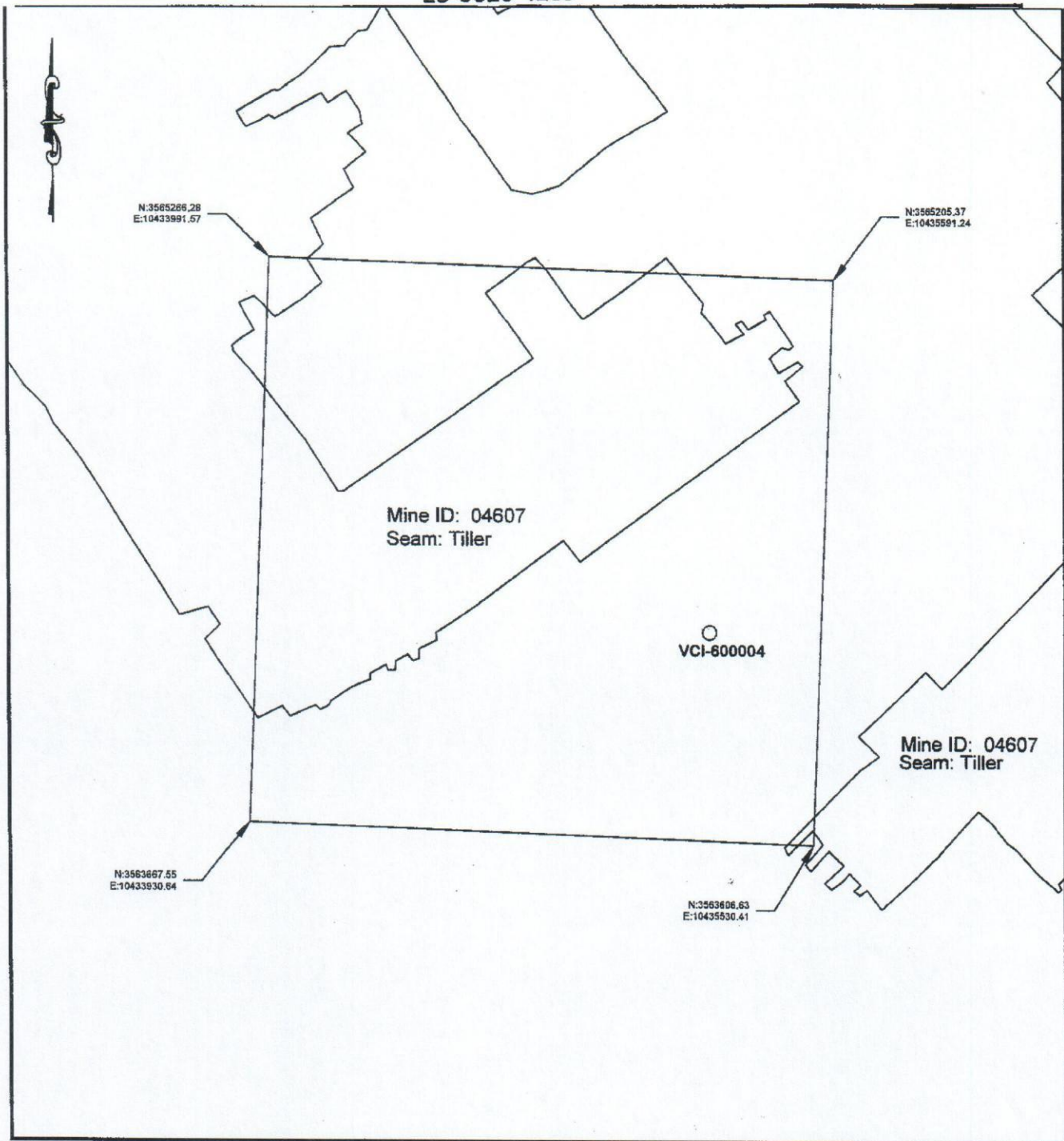




Exhibit "L"  
VCI-600004  
23-0620-4265

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WELL & MINE LOCATION MAP

NORA GRID BK-90

COMPANY EnerVest Operating, LLC WELL NAME AND NUMBER VCI-600004  
QUADRANGLE Big A Mountain PERMIT NO. \_\_\_\_\_ SCALE 1" = 400' DATE 6-21-23

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



2,348'		LATITUDE 37° 05' 00"
<p>PROPOSED CCC COORDINATES OF VCI-600004 N -15,808 E 85,184</p>	<p>(NAD 83 DECIMAL DEGREES) PROPOSED VCI-600004 37.056918 82.091232</p>	<p>Well Coordinates: (VA St. Plane S. Zone, NAD 27 Calculated from NAD 83 (1993)) N 283,334.26 E 952,250.94</p>
<p>TOTAL UNIT AREA = 58.80 ACRES</p>		<p>NOTE: THE BASIS OF THE BEARINGS SHOWN HEREON IS THE VIRGINIA STATE PLANE SOUTH ZONE, GRID MERIDIAN NAD 83</p> <p style="writing-mode: vertical-rl; transform: rotate(180deg);">LONGITUDE 82° 05' 00"</p>
<p><b>NOTE:</b></p> <p>THE BOUNDARY LINES SHOWN HEREON ARE BASED ON DEEDS, PLATS, AND MAPS OF RECORD OR SURVEYS BY OTHERS, AND DO NOT DEPICT A CURRENT BOUNDARY SURVEY. PROPERTY INFORMATION PROVIDED BY ENERVEST OPERATING, LLC. THE WELL WILL BE DRILLED WITHIN 10 (TEN) FEET OF THE PERMITTED COORDINATES. EXISTING WELL POSITIONS WERE TAKEN FROM PLATS IN THE DGO FILES. SEE ATTACHED EXHIBIT PL-1 FOR TRACT OWNERSHIP SCHEDULE.</p>		
<p><b>WELL LOCATION PLAT (Nora Grid BK-90)</b></p>		
COMPANY <u>EnerVest Operating, LLC</u>	WELL NAME OR NUMBER <u>VCI-600004</u>	
TRACT NO. <u>TC-236</u>	QUADRANGLE <u>Big A Mountain</u>	
DISTRICT <u>Hurricane</u>		
WELL COORDINATES (VIRGINIA STATE PLANE 83) <u>N 3,564,211.56' E 10,435,237.23'</u>		
ELEVATION <u>1,847.63'</u> METHOD USED TO DETERMINE ELEVATION: <u>GPS &amp; TRIG.</u>		
COUNTY <u>Buchanan</u> SCALE: <u>1" = 400'</u> DATE <u>05-08-2023</u>		
THIS PLAT IS A NEW PLAT <input checked="" type="checkbox"/> ; AN UPDATED PLAT <input type="checkbox"/> ; OR A FINAL LOCATION PLAT <input type="checkbox"/>		
<p><b>+</b> 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.</p>		
<p><i>Phillip M. Seals</i></p> <p>_____ LICENSED LAND SURVEYOR</p>		<p>(AFFIX SEAL)</p>

1565.55  
Form DGO-GO-7  
Rev. 1-98



EXHIBIT PL-1

Property Ownership Information for VCI-600004  
05-08-2023

①

TC-236  
CORNELIUS BALL  
220 ACRES  
ACIN LLC - coal  
PARAMONT CONTURA, LLC - coal lessee  
DICKENSON-RUSSELL CONTURA, LLC- coal lessee  
ENERVEST XIV-A NORA LLC  
ENERVEST ENERGY INSTITUTIONAL FUND XIV-1A, L.P. &  
ENERVEST XIV-WIC NORA LLC  
(CBM)  
PARTIALLY LEASED  
LEASE # 967220  
ANNA BALL HEIRS - oil & gas (CBM)  
60 ACRES

GAS 23.48 AC. 39.93%

②

T-503  
JASPER COOK  
318.26 ACRES  
ACIN LLC - coal  
PARAMONT CONTURA, LLC - coal lessee  
DICKENSON-RUSSELL CONTURA, LLC- coal lessee  
ENERVEST XIV-A NORA LLC  
ENERVEST ENERGY INSTITUTIONAL FUND XIV-1A, L.P. &  
ENERVEST XIV-WIC NORA LLC  
oil, gas & cbm

GAS 19.09 AC. 32.47%

③

T-580  
FIELDEN COMBS  
87.61 ACRES  
ACIN LLC - coal  
PARAMONT CONTURA, LLC - coal lessee  
DICKENSON-RUSSELL CONTURA, LLC- coal lessee  
ENERVEST XIV-A NORA LLC  
ENERVEST ENERGY INSTITUTIONAL FUND XIV-1A, L.P. &  
ENERVEST XIV-WIC NORA LLC  
oil, gas & cbm

GAS 4.60 AC. 7.82%

④

T-603  
L. L. McFARLAND  
350 ACRES  
ACIN LLC - coal  
PARAMONT CONTURA, LLC - coal lessee  
DICKENSON-RUSSELL CONTURA, LLC- coal lessee  
ENERVEST XIV-A NORA LLC  
ENERVEST ENERGY INSTITUTIONAL FUND XIV-1A, L.P. &  
ENERVEST XIV-WIC NORA LLC  
oil, gas & cbm

GAS 11.63 AC. 19.78%



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**Exhibit "B"**  
**VCI-600004**  
**23-0620-4265**

Tract	Lessor	Lease Status	Interest Within Unit	Gross Acreage in Unit
<b>Gas Estate Only</b>				
1	<i>Tax ID - Minerals Only</i> Norma L.Harris 24 Biscayne Pl. Sterling, VA 20164	Leased	0.81489796	0.47918367
	Terry Skeens 3640 Applewood Rd. Richmond, VA 23234	Leased	0.81489796	0.47918367
	Ellen Parks 143 Farm View Rd. Front Royal, VA 22630	Leased	0.81489796	0.47918367
	Nancy Virginia Skeens, Widow 709 Kilarney Dr. Fredricksburg, VA 22407	Leased	0.81489796	0.47918367
	Shelby Skeens, Widow 153 Old Park Rd. Montross, VA 22520-2002	Leased	0.81489796	0.47918367
	Lacy Breeding, Jr. and Demmie Breeding, h/w 7851 Carrollton Pike Galax, VA 24333-5956	Leased	0.16297959	0.09583673
	Gary D. Breeding 3833 River Rd. Hopewell, VA 23860-1644	Leased	0.16297959	0.09583673
	Tommy J. Breeding 1433 River Mountain Rd. Lebanon, VA 24266	Leased	0.16297959	0.09583673
	Ronald Breeding 1829 Spring City Rd. Cleveland, VA 24225	Leased	0.16297959	0.09583673



230001591

**Exhibit "B"**  
**VCI-600004**  
**23-0620-4265**

<b>Tract</b>	<b>Lessor</b>	<b>Lease Status</b>	<b>Interest Within Unit</b>	<b>Gross Acreage in Unit</b>
1	Peggy A. Leonard 1215 Tremont Ave. Bristol, VA 37620	Leased	0.16297959	0.09583673
	Betty A. Mathis and Ronald K. Mathis, w/h 562 Fulla Lane Heath, OH 43056-9239	Leased	0.13581633	0.07986395
	Ada E. Wilson, Widow 1080 S. 30 St. - Apt.204 Mitchell Retirement Village Heath, OH 43056	Leased	0.13581633	0.07986395
	Leonard Parrott and Pauline Parrott, h/w 244 Browntown Rd. Max Meadows, VA 24360	Leased	0.13581633	0.07986395
	Donald Mabe 244 Browntown Rd. Max Meadows, VA 24360	Leased	0.13581633	0.07986395
	David Mabe 723 Copper Rd. Cleveland, VA 24225	Leased	0.13581633	0.07986395
	James Parrott and Kay Parrott, h/w 572 Myrtle Ave Newark, OH 43055-3193	Leased	0.13581633	0.07986395
	Terry W. McGlothlin 6423 McGlothlin Lane Dublin, VA 24084	Leased	2.85214286	1.67714286
	Betty J. Peyton 4330 Little Creek Rd. Dublin, VA 24084	Leased	2.85214286	1.67714286
	Sharlene Compton Sheets 140 Carib Street Martinsburg, WV 25405	Leased	2.85214286	1.67714286
	Anna Compton Pauley 140 Carib St. Martinsburg, WV 25405	Leased	2.85214286	1.67714286



230001591

**Exhibit "B"**  
**VCI-600004**  
**23-0620-4265**

<b>Tract</b>	<b>Lessor</b>	<b>Lease Status</b>	<b>Interest Within Unit</b>	<b>Gross Acreage in Unit</b>
	Katherine Ball c/o Linda L. Griffith 512 Shannon St. Tazewell, VA 24651	Leased	5.70428571	3.35428571
	Heirs of Lovis Ball Brown Unknown/Unlocateable	Unleased	5.70428571	3.35428571
	Linda L. Griffith 512 Shannon St. Tazewell, VA 24651	Leased	2.85214286	1.67714286
	Mike A. Ball and Emily A. Ball, h/w 3808 Combs Ridge Rd. Honaker, VA 24260	Leased	2.85214286	1.67714286
1	Moses A. Ball, Jr. and Patricia M. Ball, h/w 1262 SW Maplewood Dr. Port Saint Lucie, FL 34986	Leased	2.85214286	1.67714286
	Todd J. Pioch 3405 Brownes Creek Rd Charlotte, NC 28269	Leased	1.42607143	0.83857143
	Tammy K. Pioch 1574 Trestle Glen Rd Oakland, CA 94610	Leased	1.42607143	0.83857143
<b>Tract 1 Totals</b>			<b>39.93000000</b>	<b>23.48000000</b>
2	EnerVest XIV-A Nora, LLC EnerVest XIV-WIC Nora, LLC EnerVest Energy Institutional Fund XIV, 1A, L.P. Attn: Kevin Miller 408 West Main Street Abingdon, VA 24210 Tax # Minerals Only	Owner	32.47000000	19.09000000



230001591

**Exhibit "B"**  
**VCI-600004**  
**23-0620-4265**

<b>Tract</b>	<b>Lessor</b>	<b>Lease Status</b>	<b>Interest Within Unit</b>	<b>Gross Acreage in Unit</b>
3	EnerVest XIV-A Nora, LLC EnerVest XIV-WIC Nora, LLC EnerVest Energy Institutional Fund XIV, 1A, L.P. Attn: Kevin Miller 408 West Main Street Abingdon, VA 24210 Tax # Minerals Only	Owner	7.82000000	4.60000000
4	EnerVest XIV-A Nora, LLC EnerVest XIV-WIC Nora, LLC EnerVest Energy Institutional Fund XIV, 1A, L.P. Attn: Kevin Miller 408 West Main Street Abingdon, VA 24210 Tax # Minerals Only	Owner	19.78000000	11.63000000
<b>TOTAL GAS ESTATE</b>			<b>100.00000000</b>	<b>58.80000000</b>
Percentage of Unit Leased		94.29571429		
Percentage of Unit Unleased		5.70428571		
Acreage in Unit Leased		55.44571429		
Acreage in Unit Unleased		3.35428571		



230001591

**Exhibit "B-3"**

**VCI-600004**

**23-0620-4265**

Tract	Lessor	Lease Status	Interest Within Unit	Gross Acreage in Unit
<b>Gas Estate Only</b>				
1	<i>Tax ID# Minerals Only</i> Heirs of Lovis Ball Brown Unknown/Unlocateable	Unleased	5.70428571	3.35428571
<b>TOTAL GAS ESTATE</b>			<b>5.70428571</b>	<b>3.35428571</b>

INSTRUMENT 230001591  
RECORDED IN THE CLERK'S OFFICE OF  
BUCHANAN COUNTY CIRCUIT COURT ON  
DECEMBER 27, 2023 AT 01:20 PM  
BEVERLY S. TILLER, CLERK  
RECORDED BY: GGB