

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: VC-600012  
(hereinafter "Subject Drilling Unit")

DOCKET NO. VGOB-23-0718-4266

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 October 2, 2023, and recorded as Instrument No. 230001416 in the Office of the Clerk of the Circuit Court for Buchanan County, Virginia on November 1, 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 March 11, 2024 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 by certified mail return receipt requested as such 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 March 11, 2024, 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 October 2, 2023. The Affidavit of Elections indicates that the escrow of funds **is not** required with regard to Well No. VC-600012.
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.

DONE AND EXECUTED this 11 day of March, 2024 by a majority of the Virginia Gas and Oil Board.

*Donald L. Ratliff*

Chairman, Donald L. Ratliff

COMMONWEALTH OF VIRGINIA  
COUNTY OF RUSSELL

Acknowledged on this 11<sup>th</sup> day of March, 2024, 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*

Sarah Jessee Gilmer, Notary Public  
262946



My Commission expires: July 31, 2025

DONE AND PERFORMED this 12 day of March, 2024 by Order of the Virginia Gas and Oil Board.

*James P. Skorupa*

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

COMMONWEALTH OF VIRGINIA  
COUNTY OF RUSSELL

Acknowledged on this 12<sup>th</sup> day of March, 2024, 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*

Sarah Jessee Gilmer, Notary Public  
262946



My Commission expires: July 31, 2025

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

IN RE: Application of EnerVest Operating, LLC, for the Forced Pooling of Interests in VC-600012, Docket No. VGOB-23-0718-4266 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 October 2, 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, if applicable, 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 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 October 2, 2023:

See Exhibit B-3

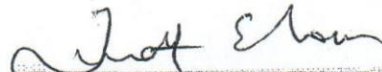
10. The Designated Operator requests that the following persons be dismissed as Respondents:

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

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.

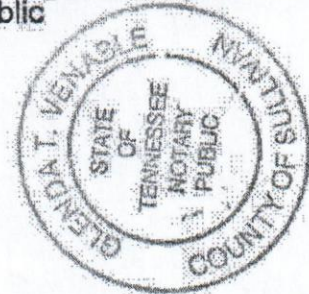
Dated at Kingsport, Tennessee, this 11<sup>th</sup> day of March, 2024.

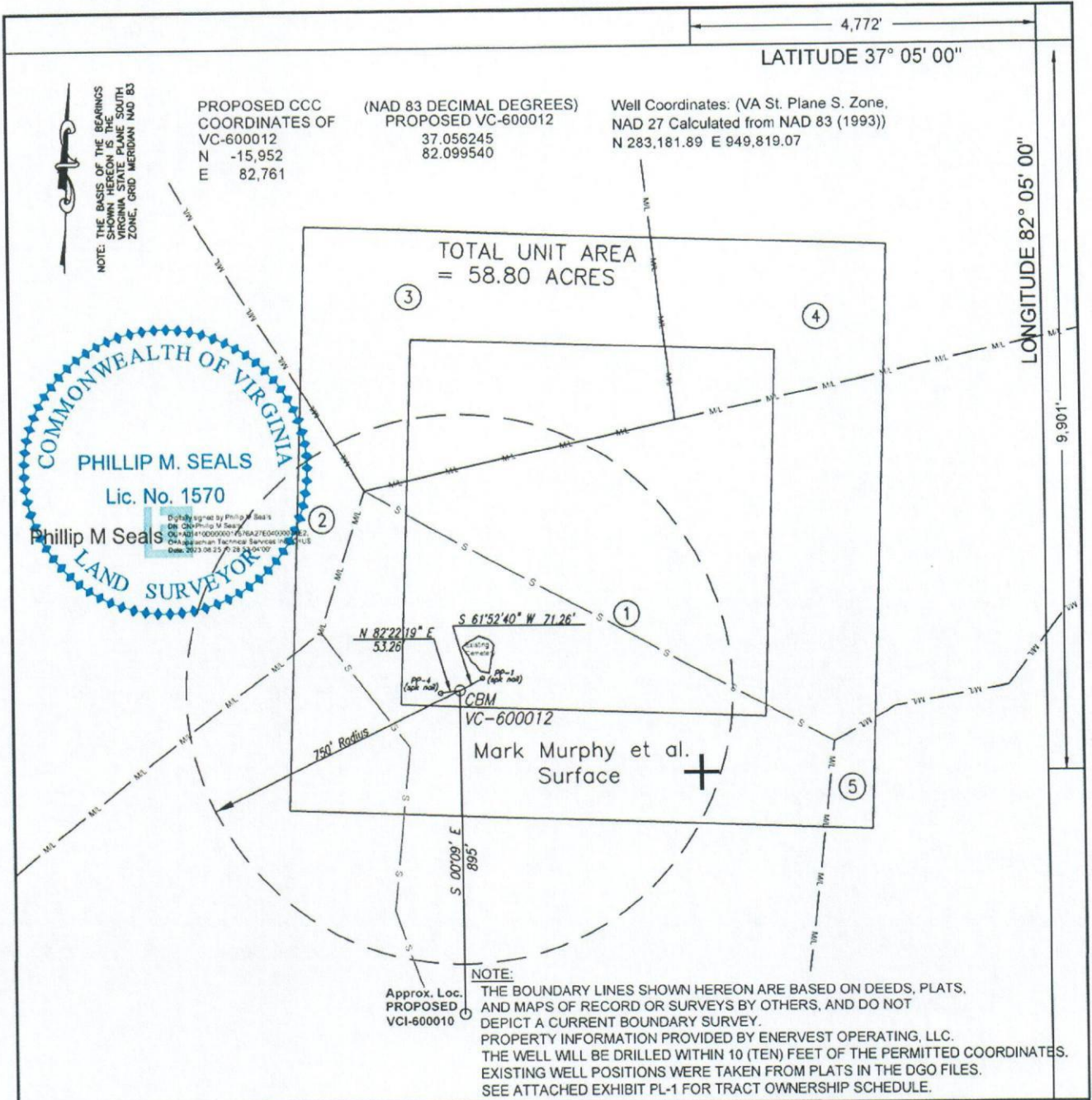
  
\_\_\_\_\_  
Timothy E. Scott, Affiant

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 11<sup>th</sup> day of March, 2024.

  
\_\_\_\_\_  
Notary Public

My commission expires: 3/31/2027





WELL LOCATION PLAT (Nora Grid BK-89)

COMPANY EnerVest Operating, LLC WELL NAME OR NUMBER VC-600012  
 TRACT NO. T-504 QUADRANGLE Big A Mountain  
 DISTRICT Hurricane  
 WELL COORDINATES (VIRGINIA STATE PLANE 83) N 3,564,059.14 E 10,432,805.29  
 ELEVATION 2,435.49 METHOD USED TO DETERMINE ELEVATION: GPS & TRIG.  
 COUNTY Buchanan SCALE: 1" = 400' DATE 8-25-2023  
 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.

*Phillip M. Seals*  
 \_\_\_\_\_  
 LICENSED LAND SURVEYOR (AFFIX SEAL)

EXHIBIT PL-1

Property Ownership Information for VC-600012  
8-25-2023

①

T-504  
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 36.34 AC. 61.80%

②

T2-183  
FIELDEN COMBS  
139.20 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 1.74 AC. 2.96%

③

T-576  
FIELDEN COMBS  
223 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 13.94 AC. 23.71%

EXHIBIT PL-1

Property Ownership Information for VC-600012  
8-25-2023

④

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 6.04 AC. 10.28%

⑤

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 0.74 AC. 1.25%

**Exhibit "B"**  
**VC-600012**  
**23-0718-4266**  
**8/11/2023**

Tract	Lessor	Lease Status	Interest Within Unit	Gross Acreage in Unit
<b>Gas Estate Only</b>				
1	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 <i>Tax ID - Minerals Only</i>	Owner	61.80000000	36.34000000
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 <i>Tax ID - Minerals Only</i>	Owner	2.96000000	1.74000000
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 <i>Tax ID - Minerals Only</i>	Owner	23.71000000	13.94000000
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 <i>Tax ID - Minerals Only</i>	Owner	10.28000000	6.04000000
5	<i>Tax ID - Minerals Only</i> Norma L.Harris 24 Biscayne Pl. Sterling, VA 20164	Leased	0.02551020	0.01510204
	Terry Skeens 3640 Applewood Rd. Richmond, VA 23234	Leased	0.02551020	0.01510204
	Ellen Parks 143 Farm View Rd. Front Royal, VA 22630	Leased	0.02551020	0.01510204

240000406

**Exhibit "B"**  
**VC-600012**  
**23-0718-4266**  
**8/11/2023**

Tract	Lessor	Lease Status	Interest Within Unit	Gross Acreage in Unit
	Nancy Virginia Skeens, Widow 709 Kilarney Dr. Fredricksburg, VA 22407	Leased	0.02551020	0.01510204
5	Shelby Skeens, Widow 153 Old Park Rd. Montross, VA 22520-2002	Leased	0.02551020	0.01510204
	Lacy Breeding, Jr. and Demmie Breeding, h/w 7851 Carrollton Pike Galax, VA 24333-5956	Leased	0.00510204	0.00302041
	Gary D. Breeding 3833 River Rd. Hopewell, VA 23860-1644	Leased	0.00510204	0.00302041
	Tommy J. Breeding 1433 River Mountain Rd. Lebanon, VA 24266	Leased	0.00510204	0.00302041
	Ronald Breeding 1829 Spring City Rd. Cleveland, VA 24225	Leased	0.00510204	0.00302041
	Peggy A. Leonard 1215 Tremont Ave. Bristol, VA 37620	Leased	0.00510204	0.00302041
	Betty A. Mathis and Ronald K. Mathis, w/h 562 Fulla Lane Heath, OH 43056-9239	Leased	0.00425170	0.00251701
	Ada E. Wilson, Widow 1080 S. 30 St. - Apt.204 Mitchell Retirement Village Heath, OH 43056	Leased	0.00425170	0.00251701
	Leonard Parrott and Pauline Parrott, h/w 244 Browntown Rd. Max Meadows, VA 24360	Leased	0.00425170	0.00251701
5	Donald Mabe 244 Browntown Rd. Max Meadows, VA 24360	Leased	0.00425170	0.00251701
	David Mabe 723 Copper Rd. Cleveland, VA 24225	Leased	0.00425170	0.00251701
	James Parrott and Kay Parrott, h/w 572 Myrtle Ave Newark, OH 43055-3193	Leased	0.00425170	0.00251701

240000406

**Exhibit "B"**  
**VC-600012**  
**23-0718-4266**  
**8/11/2023**

Tract	Lessor	Lease Status	Interest Within Unit	Gross Acreage in Unit
5	Terry W. McGlothlin Linda L. Griffith 512 Shannon St. Tazewell, VA 24651	Leased	0.04464286	0.02642857
	Mike A. Ball and Emily A. Ball, h/w 3808 Combs Ridge Rd. Honaker, VA 24260	Leased	0.04464286	0.02642857
	Betty J. Peyton Linda L. Griffith 512 Shannon St. Tazewell, VA 24651	Leased	0.04464286	0.02642857
	Mike A. Ball and Emily A. Ball, h/w 3808 Combs Ridge Rd. Honaker, VA 24260	Leased	0.04464286	0.02642857
	Sharlene Compton Sheets David A. Albaugh 9628 Park Avenue Laurel, MD 20723	Leased	0.02976190	0.01761905
	Pamela D. Albaugh 9881 Wilson Ave Seminole, FL 33776	Leased	0.02976190	0.01761905
	Laura J. Stitely 22472 Willington Square Ashburn, VA 20148	Leased	0.02976190	0.01761905
	Anna Compton Pauley 140 Carib St. Martinsburg, WV 25405	Leased	0.08928571	0.05285714
	Katherine Ball c/o Linda L. Griffith 512 Shannon St. Tazewell, VA 24651	Leased	0.17857143	0.10571429
	Heirs of Lovis Ball Brown Unknown/Unlocateable	Unleased	0.17857143	0.10571429
5	Linda L. Griffith 512 Shannon St. Tazewell, VA 24651	Leased	0.08928571	0.05285714
	Mike A. Ball and Emily A. Ball, h/w 3808 Combs Ridge Rd. Honaker, VA 24260	Leased	0.08928571	0.05285714

240000406

**Exhibit "B"**  
**VC-600012**  
**23-0718-4266**  
**8/11/2023**

Tract	Lessor	Lease Status	Interest Within Unit	Gross Acreage in Unit
	Moses A. Ball, Jr. and Patricia M. Ball, h/w 1262 SW Maplewood Dr. Port Saint Lucie, FL 34986	Leased	0.08928571	0.05285714
5	Todd J. Pioch 12098 83rd Ave Seminole, FL 33772	Leased	0.04464286	0.02642857
	Tammy K. Pioch 1574 Trestle Glen Rd Oakland, CA 94610	Leased	0.04464286	0.02642857
	<b>Tract 5 Totals</b>		<b>1.25000000</b>	<b>0.74000000</b>
	<b>TOTAL GAS ESTATE</b>		<b>100.00000000</b>	<b>58.80000000</b>
	Percentage of Unit Leased		99.82142857	
	Percentage of Unit Unleased		0.17857143	
	Acreage in Unit Leased		58.69428571	
	Acreage in Unit Unleased		0.10571429	

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**Exhibit "B-3"**  
VC-600012  
23-0718-4266  
8/11/2023

Tract	Lessor	Lease Status	Interest Within Unit	Gross Acreage in Unit
<b>Gas Estate Only</b>				
5	<i>Tax ID# Minerals Only</i> Heirs of Lovis Ball Brown Unknown/Unlocateable	Unleased	0.17857143	0.10571429
<b>TOTAL GAS ESTATE</b>			<b>0.17857143</b>	<b>0.10571429</b>

INSTRUMENT 240000406  
RECORDED IN THE CLERK'S OFFICE OF  
BUCHANAN COUNTY CIRCUIT COURT ON  
APRIL 30, 2024 AT 11:47 AM  
BEVERLY S. TILLER, CLERK  
RECORDED BY: GGB