

COMMONWEALTH OF VIRGINIA  
VIRGINIA GAS AND OIL BOARD HEARING  
MINUTES MAY 10, 2016

Pursuant to Sections 45.1-361.9B and 45.1361.22.B of the Code of Virginia, the Virginia Gas and Oil Board held its scheduled monthly hearing commencing at 9 a.m. on Tuesday, May 10, 2016 at the Russell County Government Conference Center, 139 Highland Drive, Lebanon, Virginia.

Board members present were Bradley C. Lambert (Chairman), Bill Harris (Public Representative), Donald Lewis Ratliff (Coal Industry Representative), Donnie W. Rife (Public Representative), Mary Addington Quillen (Public Representative) and Rita Surratt (Public Representative).

Also present were Paul Kugelman, Jr. (Senior Assistant Attorney General), Rick Cooper (Principal Executive to the Board), Sally Ketron (Division of Gas and Oil) and Sarah Gilmer (Division of Gas and Oil).

1. The Board will receive public comments.

There were no public comments.

2. The First Bank and Trust Company, Escrow Agent, for the Virginia Gas and Oil Board, will appear to address the Board on the Quarterly Report.

Ms. Jody Maney and Mr. Jack Phelps with First Bank and Trust Company, presented the quarterly report for the VGOB Escrow Account to the Board.

3. A petition from Appalachian Energy, to release escrowed funds to Janice Compton, (Tract 1), owner of 1/20 of the gas estate under a 90-acre tract of land that makes up a portion of (CBM Well AE-186), Unit E-100. Docket Number VGOB 07-1016-2055-01.

The docket item was approved. The account will close. Authorization for direct payment of royalties.

4. A petition from Appalachian Energy, to release escrowed funds to Janice Compton, (Tract 1), owner of 1/20 of the gas estate under a certain 90-acre tract of land on Horse Branch in Buchanan County, Virginia. (CBM Well AE-187), Unit Nora F-100. Docket Number VGOB 07-1016-2056-01.

The docket item was approved. The account will close. Authorization for direct payment of royalties.

5. A petition from Appalachian Energy, to release escrowed funds to Janice Compton, (Tract 1), owner of 1/20 of the gas estate under a certain 90-acre tract of land on Horse Branch in Buchanan County, Virginia, (CBM well AE-188). Unit Nora G-100. Docket Number VGOB 07-1016-2057-01.

The docket item was approved. The account will close. Authorization for direct payment of royalties.

6. A petition from Appalachian Energy, to release escrowed funds to Janice Compton, (Tract 1), owner of 1/20 of the gas estate under a certain 90-acre tract of land on Horse Branch in Buchanan County, Virginia, (CBM Well AE-231). Unit E-100A. Docket Number VGOB 08-0715-2280-01.

The docket item was approved. The account will close. Authorization for direct payment of royalties.

7. A petition from Appalachian Energy, to release escrowed funds to Janice Compton, (Tract 1), owner of 1/20 of the gas under a 90-acre tract of land that makes up a portion of CBM Unit F-100 (Well AE-232). Docket Number VGOB 08-0819-2312-01.

The docket item was approved. The account will close. Authorization for direct payment of royalties.

8. A petition from Appalachian Energy, to release escrowed funds to Janice Compton, (Tract 3), owner of 1/20 of the gas under a 90-acre tract of land that makes-up a portion of CBM Unit G-100 (Well AE-233). Docket Number VGOB 08-0715-2279-01.

The docket item was approved. The account will close. Authorization for direct payment of royalties.

9. A petition from Magnum Hunter Production, Inc., for Transfer of Unit Operator, from Evan Energy Company, LLC, to Magnum Hunter Production, Inc., with regard to escrowed funds associated with Well Numbers 741 and 1740. Docket Number VGOB 16-0419-4090.

The docket item was approved. Magnum Hunter will deposit funds into the Unit 741 (Docket 4090) escrow account within 60 days.

10. A petition from Magnum Hunter Production, Inc. for pooling of Unit 1740 in the Rocky Station Magisterial District, Pennington Gap Quadrangle, Lee County, Virginia. Docket Number VGOB 16-0419-4091.

The docket item was approved. Escrowing required. Funds for this unit were originally deposited under Unit 740, but will be transferred into Unit 1740. Monies being internally escrowed with Magnum Hunter for the years 2008-2016 will include .2% interest in the amount that will be deposited into the escrow account within 60 days.

11. A petition from CNX Gas Company, LLC, for 1) the disbursement of escrowed funds heretofore deposited with the Board's Escrow Agent, attributable to Tract 3, as depicted upon the annexed table; (2) authorization to begin paying royalties directly to Harrison-Wyatt LLC, David Price, Michael W. Price, Sr., Barbara G. Price, Kermit Price, Kelvin Price, Wilma Diane Taylor, Teresa Stevens, Juanita Elizabeth Price, Russell Price, Mary Elizabeth Shortt, Edna Gail Musick, Tena Dingus & Charles Rexford Musick; and (3) dismissal of coal owner: Harrison-Wyatt, LLC. Unit Z9. Docket Number VGOB 91-0430-0115-02. Carried forward from the April 2016 docket.

The docket item was approved. The account will continue. Authorization for direct payment of royalties.

12. A petition from CNX Gas Company, LLC, for (1) refund of escrow payments heretofore deposited with the Board's Escrow Agent; (2) reimburse overpayment of funds deposited with the Board's Escrow Agent, attributable to unit BUS1 to CNX Gas Company LLC, as depicted upon the annexed exhibit. (3) the disbursement of escrowed funds heretofore deposited with the Board's Escrow Agent, attributable to Tract 12, as depicted upon the annexed table; (4) authorization to begin paying royalties directly to Elmer & Evelyn Jackson; and (5) dismissal of coal owners: Hugh MacRae Land Trust / Torch Oil & Gas Company. Unit BUS1. Docket Number VGOB 91-0716-0136-02. Carried forward from the April 2016 docket.

The docket item was approved. The account will continue. Authorization for direct payment of royalties. The checks for Elmer & Evelyn Jackson are to be made payable to the landowner but mailed to C/O T. Shea Cook, P. C.

13. A petition from CNX Gas Company, LLC, for the disbursement of escrowed funds heretofore deposited with the Board's Escrow Agent, attributable to Tracts 106, 106C, 106F, 106G, 106I, 106J, 106K, 120B, 123A and 999, as depicted upon the annexed tables. Unit SLW11. Docket Number VGOB 92-0818-0248-01. Carried forward from the April 2016 docket.

The docket item was approved. The account will continue. Authorization for direct payment of royalties.

14. A petition from CNX Gas Company, LLC, for (1) the disbursement of escrowed funds heretofore deposited with the Board's Escrow Agent, attributable to Tract 3, as depicted upon the annexed table; and (2) authorization to begin paying royalties directly to the parties of the royalty split between Harrison-Wyatt, LLC, and Robert Russell & Lynette B. Rash. Unit Y8. Docket Number VGOB 92-1117-0291-02. Carried forward from the April 2016 docket.

The docket item was approved. The account will continue. Authorization for direct payment of royalties.

15. A petition from CNX Gas Company, LLC, for (1) the disbursement of escrowed funds heretofore deposited with the Board's Escrow Agent, attributable to Tract 3, as depicted upon the annexed table; and (2) authorization to begin paying royalties directly to the parties of the prevailing plaintiffs: Ira Gordon Ratliff & Connie Marie Ratliff. Unit T18. Docket Number VGOB 95-0321-0494-01. Continued from March 2016. Carried forward from the April 2016 docket.

The docket item was approved. The account will close. Authorization for direct payment of royalties. Parties being disbursed based upon Court Case # 203-92 and Court Case # 187-00 entered with the Circuit Court Clerk's Office of Buchanan County, Virginia.

16. A petition from CNX Gas Company, LLC, for (1) the disbursement of escrowed funds heretofore deposited with the Board's Escrow Agent, attributable to Tracts 1, 2, 3, 6, & 10, as depicted upon the annexed table; and (2) authorization to begin paying royalties directly to Anna R. Lambert, Elizabeth Ann McCowen Justice & CNX Gas Company LLC. Unit X29. Docket Number VGOB 95-0418-0500-03. Carried forward from the April 2016 docket.

The docket item was approved. The account will continue. Authorization for direct payment of royalties.

17. A petition from CNX Gas Company, LLC, for (1) the disbursement of escrowed funds heretofore deposited with the Board's Escrow Agent, attributable to Tracts 2A, 2B, 2C, 3, & 6, as depicted upon the annexed table; (2) authorization to begin paying royalties directly to: Jack Kirby Mullins, Jr., Rita Jill Baker, Kathy Looney, Phyllis J. Boyd, Daniel Arthur Johnson, Russel Dean Johnson, Kendris Harman, Henry F. Harman, Sarah Jane Keen, Walter L. Keen & Patty Chambers, and (3) dismissal of coal owner: Hugh MacRae/Torch Oil & Gas Co. Unit V28. Docket Number VGOB 96-0116-0530-05. Carried forward from the April 2016 docket.

The docket item was approved. The account will continue. Authorization for direct payment of royalties. The checks for Kathy B. Looney, Dickie Looney, Kendris Harman, Henry F. Harman, Sarah Jane Keen & Walter Keen are to be made payable to the landowner but mailed to C/O T. Shea Cook, P. C.

18. A petition from CNX Gas Company, LLC, for 1) the disbursement of escrowed funds heretofore deposited with the Board's Escrow Agent, attributable to Tract 2, as depicted upon the annexed table; (2) authorization to begin paying royalties directly to Yukon Pocahontas Coal Company, LLP, Buchanan Coal Company, LLP, Sayers-Pocahontas Coal Company, LLP, Plum Creek Timberlands, L.P., Emanuel Wade, Nick Deskins, Valmy Shannon, Eleanor Hagy, Scotty Bond, David Smith, Donald Smith, Judy Tiedemann, Paul Smith, Peggy Smith, Pauline Cole Casey & Robert Brian Casey; and (3) dismissal of coal owners: Yukon Pocahontas Coal Company, LLP, Buchanan Coal Company, LLP, Sayers-Pocahontas Coal Company, LLP & Plum Creek Timberlands, L.P. Unit U27. Docket Number VGOB 97-0218-0563-05. Carried forward from the April 2016 docket.

The docket item was approved. The account will continue. Authorization for direct payment of royalties.

19. A petition from CNX Gas Company, LLC, for (1) the disbursement of escrowed funds heretofore deposited with the Board's Escrow Agent, attributable to Tract 5, as depicted upon the annexed table; (2) authorization to begin paying royalties directly to Yukon Pocahontas Coal Company, LLP, Buchanan Coal Company, LLP, Sayers-Pocahontas Coal Company, LLP, Plum Creek Timberlands, L.P., Emanuel Wade, Nick Deskins, Valmy Shannon, Inez Kimbrell, Sherman Baldwin, Eleanor Hagy, Vinnie Wade Newberry, Scotty Bond, David Smith, Donald Smith, Judy Tiedemann, Jo-Ann Perkins Smith, Peggy Smith, Pauline Cole Casey, Chadwick Michael Casey, Robert Brian Casey; and (3) dismissal of coal owners: Yukon Pocahontas Coal Company, LLP, Buchanan Coal Company, LLP, Sayers-Pocahontas Coal Company, LLP & Plum Creek Timberlands, L.P. Unit T28. Docket Number VGOB 97-0218-0565-03.

The docket item was approved. The account will continue. Authorization for direct payment of royalties.

20. A petition from CNX Gas Company, LLC, for (1) the disbursement of escrowed funds heretofore deposited with the Board's Escrow Agent, attributable to Tract 1E, as depicted upon the annexed table; and (2) authorization to begin paying royalties directly to Paul Bohon, Harty Loria, Jennilyn Quillen, Joe Bohon, Charles Dewain Bohon, III., Phyllis Jean Estep, Dorothy E. Lowe & Ruth Stump. Unit X36. Docket Number VGOB 98-0324-0628-03. Carried forward from the April 2016 docket.

The docket item was approved. The account will continue. Authorization for direct payment of royalties.

21. A petition from CNX Gas Company, LLC, for (1) refund of escrow payments heretofore deposited with the Board's Escrow Agent. Reimburse overpayment of funds deposited with the Board's Escrow Agent attributable to Unit L47 to CNX Gas Company LLC, as depicted upon the annexed exhibit; (2) the disbursement of escrowed funds heretofore deposited with the Board's Escrow Agent attributable to Tract 2, as depicted upon the annexed table; and authorization to begin paying royalties directly to Norfolk Southern Railway Company c/o Pocahontas Land Corporation and Buchanan County, VA; and (3) dismissal of coal owner: David Horton. Docket Number VGOB 99-0720-0726-01.

The docket item was approved. The account will close. Authorization for direct payment of royalties.

22. A petition from CNX Gas Company, LLC, for (1) the disbursement of escrowed funds heretofore deposited with the Board's Escrow Agent, attributable to Tracts 3A & 3B, as depicted upon the annexed table; (2) authorization to begin paying royalties directly to Elmer & Evelyn Jackson; and (3) dismissal of coal owners: Hugh MacRae Land Trust / Torch Oil & Gas Company. Unit DD24. Docket Number VGOB 01-0320-0878-03. Carried forward from the April 2016 docket.

The docket item was approved. The account will continue. Authorization for direct payment of royalties.

23. A petition from CNX Gas Company, LLC, for (1) the disbursement of escrowed funds heretofore deposited with the Board's Escrow Agent, attributable to Tract 4, as depicted upon the annexed table; (2) authorization to begin paying royalties directly to Harrison-Wyatt LLC & Deborah Crumpton; and (3) dismissal of coal owner: Harrison-Wyatt, LLC. Unit Y7. Docket Number VGOB 01-0821-0918-01. Carried forward from the April 2016 docket.

The docket item was approved. The account will continue. Authorization for direct payment of royalties.

24. A petition from CNX Gas Company, LLC, for (1) the disbursement of escrowed funds heretofore deposited with the Board's Escrow Agent, attributable to Tracts 20, 21, 22, 23, 32, 34 & 48, as depicted upon the annexed table; (2) authorization to begin paying royalties directly to Jack Kirby Mullins, Jr., Rita Jill Baker, Kathy Looney, Phyllis J. Boyd, Daniel Johnson, Russel Dean Johnson, Kendris Harman, Sarah Jane Keen, Henry F. Harman, Walter L. Keen, William Tickle, and Dale & Patricia Chambers; and (3) dismissal of coal owner(s): Hugh MacRae/Torch Oil & Gas Co. Unit VP2SGU1. Docket Number VGOB 02-0319-1008-05.

The docket item was approved. The account will continue. Authorization for direct payment of royalties.

25. A petition from CNX Gas Company, LLC, for 1) the disbursement of escrowed funds heretofore deposited with the Board's Escrow Agent, attributable to Tracts 1B & 1D, as depicted upon the annexed table; (2) authorization to begin paying royalties directly to Buckhorn Coal Company, Lowie Perkins, Earnest and Nancy Perkins, and Goldie Hess; and (3) dismissal of coal owner: Buckhorn Coal Company. Unit AZ111. Docket Number VGOB 02-0416-1023-03. Carried forward from the April 2016 docket.

The docket item was approved. The account will continue. Authorization for direct payment of royalties.

26. A petition from CNX Gas Company, LLC, for (1) the disbursement of escrowed funds heretofore deposited with the Board's Escrow Agent, attributable to Tracts 2A & 4, as depicted upon the annexed table; (2) authorization to begin paying royalties directly to Teddy Wayne McGlothlin (one time payout from escrow as previous owner) & CNX Gas Company, LLC; authorization to begin paying royalties directly to the party that was previously identified as "unlocatable," Clarence Randall McGlothlin; and (3) dismissal of coal owner: Swords Creek Land Partnership. Unit EE36. Docket Number VGOB 02-1015-1083-02. Carried forward from the April 2016 docket.

The docket item was approved. The account will close. Authorization for direct payment of royalties.

27. A petition from CNX Gas Company, LLC, for (1) the disbursement of escrowed funds heretofore deposited with the Board's Escrow Agent, attributable to Tract 1A, as depicted upon the annexed table; (2) authorization to begin paying royalties directly to Teddy Wayne McGlothlin (one time payout from escrow as previous owner) & CNX Gas Company, LLC.; and (3) dismissal of coal owner: Swords Creek Land Partnership. Unit EE37. Docket Number VGOB 03-1021-1205-03. Carried forward from the April 2016 docket.

The docket item was approved. The account will continue. Authorization for direct payment of royalties.

28. A petition from CNX Gas Company, LLC, for (1) the disbursement of escrowed funds heretofore deposited with the Board's Escrow Agent, attributable to Tracts 1E, 2A, & 2B, as depicted upon the annexed table; (2) authorization to begin paying royalties directly to Swords Creek Land Partnership, Viola Meadows, Arnold J. Keen, Anna R. Lambert, Elizabeth Justice, Bill R. Hale, Linda Matney, Brenda Weddle, Brenda Carol Banks, Judith Fuller, Joyce Baldwin, Wilma Jean Honaker, Joshua M. Harman, Roby A. Hylton, Jr., Regina D. Stoll, Clyde Harman, Jack M. Harman, Eunice Keen Vance, Brandon Keene, Jerry Lee Stilwell, Phyllis Vandyke Keen, Bruce Hammond, Stuart Land & Cattle Co. of VA, Inc., Paul E. Richardson, Shelby Richardson, Robert Blake, Jr., Ralph Yahne, Patricia Tucker, Robert W. Blake, III, Loretta Mae Richardson, Carrie Mullins, Marvin Shortt, Pauline Muse, Claude Junior Newberry, Ricky Vanover, Tammy Hardman, Angela Leonard, Melissa Alley, Harold Westley Newberry, Wanda Salyers; and (3) dismissal of coal owners: Swords Creek Land Partnership and Stuart Land & Cattle of VA, Inc. Unit AW124. Docket Number VGOB 03-1118-1223-02. Carried forward from the April 2016 docket.

The docket item was approved. The account will continue. Authorization for direct payment of royalties.

29. A petition from CNX Gas Company, LLC, for 1) the disbursement of escrowed funds heretofore deposited with the Board's Escrow Agent, attributable to Tract 1A, a portion of 1B, a portion of 1D & 1F, as depicted upon the annexed table; 2) authorization to begin paying royalties directly to Swords Creek Land Partnership, HC Bostic Coal Company, Dorothy J. Keene, David Whittaker, Linda Lowman, Betty Cole, Judy Miller, L. Karen Webb, Donna Plaster, Lilly Keen Whited, Lanny Dale Miller, Jr., Mark Cordle, Loretta Mae Richardson, Lolita Lockhart, Ralph Carter Lockhart, Charlie Powell, Rita Powell, and Loretta Mae Richardson; and (3) dismissal of coal owner: Swords Creek Land Partnership. Unit BD119. Docket Number VGOB 04-0720-1310-01. Carried forward from the April 2016 docket.

The docket item was approved. The account will continue. Authorization for direct payment of royalties.

30. A petition from CNX Gas Company, LLC, for 1) the disbursement of escrowed funds heretofore deposited with the Board's Escrow Agent, attributable to Tracts 6 & 7, as depicted upon the annexed table; (2) authorization to begin paying royalties directly to Swords Creek Land Partnership, Buckhorn Coal Company, Lanny Dale Miller, Jr., Mark Cordle, Lolita Lockhart, & Ralph Carter Lockhart; and (3) dismissal of coal owner: Swords Creek Land Partnership. Unit BE118. Docket Number VGOB 04-1019-1345-01. Carried forward from the April 2016 docket.

The docket item was approved. The account will continue. Authorization for direct payment of royalties.

31. A petition from CNX Gas Company, LLC, for 1) the disbursement of escrowed funds heretofore deposited with the Board's Escrow Agent, attributable to Tract 2, as depicted upon the annexed table; and (2) authorization to begin paying royalties directly to Swords Creek Land Partnership & Buckhorn Coal Company. Unit BF117. Docket Number VGOB 04-1019-1347-01. Carried forward from the April 2016 docket.

The docket item was approved. The account will continue. Authorization for direct payment of royalties.

32. A petition from CNX Gas Company, LLC, for (1) the disbursement of escrowed funds heretofore deposited with the Board's Escrow Agent, attributable to Tracts 2A, 2B, 2C, 2D & 2E, as depicted upon the annexed table; (2) authorization to begin paying royalties directly to Knox Creek Coal Corporation, Coal Mountain Mining Company, Sterling Ball, Charlotte Ball Compton, Phyllis Ball Stilwell, Judy Carol Bales, Connie Houchens, Marvin Cline, Emory A. Horn, Ola Gay Vandyke, Betty Hinkle, Sylvia Miller, Doris Mitchell, Brenda Shortt, Bobby Osborne, Melvin Osborne, Michelle Tuggle, Susie Osborne, John Lee Osborne, Walter Boyd, Ruth Osborne Smith, Ida Proffitt, Nancy Jackson, Darlene Ward, Arthur M. Stilwell, Daniel J. Osborne, Marvin Osborne, Hubbard Osborne, Jackie D. Osborne, Sylvia A. Byrd, Linda S. Shelton, Curtis Stilwell, Elsie Elizabeth Stilwell, Theodore Stilwell, Bessie Lowe, Wanda Hagy, Thomas H. Stilwell, Daniel J. Stilwell, Bernice R. Lamb, Virginia N. Stilwell, Martha J. Stilwell, Jennifer Shawn Compton, Jonathan Lodge Compton, Judith Clayton & Commonwealth Coal Company; and (3) dismissal of coal owner: Coal Mountain Mining Company. Unit AV130. Docket Number VGOB 06-0117-1558-01. Carried forward from the April 2016 docket.

The docket item was approved. The account will continue. Authorization for direct payment of royalties. The disbursement set out for Arthur Stilwell is to be transferred into docket 0625 (Unit T-36) to recoup an overpayment that took place in this unit, as per Board Order set out in docket 0681-04 (Unit S-35).

33. A petition from CNX Gas Company, LLC, for (1) the disbursement of escrowed funds heretofore deposited with the Board's Escrow Agent, attributable to Tracts 2A, 2D, 2H, 2I, 2L, 2M, and 2N, as depicted upon the annexed table; (2) authorization to begin paying royalties directly to the parties to the prevailing plaintiff: Charles Walter Boyd; authorization to begin paying royalties directly to the parties to the royalty split between Coal Mountain Mining Co & CNX Gas Company LLC, and Wanda Hagy; authorization to begin paying royalties directly to Earl Junior Cordill, Gary D. Cordill, Lawrence D. Cordill, Nancy C. Ball, Janey Joyce Stilwell, Sandy Ridge Carbon Corporation, The Edsel Harrison Lester 2011 Amended and Restated Revocable Trust Agreement, Buford & Margie Sisk, Sterling Ball, Charlotte Ball Compton, Marvin Cline, Emory A. Horn, Ola Gay Vandyke, Hermas Ball, Betty Hinkle, Raleigh Ball, Jr, Sterling Osborne, Sylvia Miller, Doris Mitchell, Brenda Short, Bobby Osborne, Melvin Osborne, Michelle Tuggle, Susie Osborne, John Lee Osborne, Walter Boyd, Ruth Osborne Smith, Ida Profitt, Arthur M. Stilwell, Freddie Eugene Casey, Daniel J. Osborne, Marvin J. Osborne, Hubbard Osborne, Jackie D. Osborne, Jerline Davis, Lois Casey, Linda S. Shelton, Curtis Stilwell, Elsie Elizabeth Stilwell, Theodore Stilwell, Bessie Lowe, David W. Stilwell, Thomas H. Stilwell, Daniel J. Stilwell, Bernice R. Lamb, Virginia N. Stilwell, Martha Juanita Stilwell, Kathy Stilwell, Veronica Helton and Casondra Keen; and (3) dismissal of coal owner: Coal Mountain Mining Company. Unit EE38. Docket Number VGOB 02-0521-1029-06.

The docket item was approved. The account will continue. Authorization for direct payment of royalties. The disbursement set out for Arthur Stilwell is to be transferred into docket 0625 (Unit T-36) to recoup an overpayment that took place in this unit, as per Board Order set out in docket 0681-04 (Unit S-35).

34. A petition from CNX Gas Company, LLC, for 1) the disbursement of escrowed funds heretofore deposited with the Board's Escrow Agent, attributable to Tract 1J, as depicted upon the annexed table; and (2) authorization to begin paying royalties directly to the parties to the royalty split between Swords Creek Land Partnership & Kimberly W. Blankenship, Dewey Neal White & Ulys D. White. Unit FF34. Docket Number VGOB 02-0618-1033-04.

The docket item was approved. The account will continue. Authorization for direct payment of royalties.

35. A petition from EQT Production Company, to request an extension pursuant to House Bill 2058. The listed wells had either escrow payment issues that are awaiting resolution or have ownership issues that EQT is continuing to seek resolution to. Unit VC-537150, VC-703169, VAD-773738, VC-535601. Docket Number VGOB 16-0510-4092.

The docket item was approved.

36. A petition from EnerVest Operating, LLC, for (1) modification of the Nora Coalbed Methane Gas Field Rules, to allow one additional coalbed gas well to be drilled within each of the 58.77 acre Nora Units identified herewith; and (2) for an administrative order providing that additional well permits may be issued in the Nora Field after this application is filed and while it is pending. Unit 35BQ, 63BN, 64BN, 61BO, 62BO, 63BO, 64BO, 63BP, 68BB, 68BC, 69BC, 70BC, 71BC, 72BC, 73BC, 81BO, 83BP, 57BA, 58BA, 59BA, 60BA, 58BB, 92BL, 93BL, 94BL, 90BM, 91BM, 92BM, 93BM, 94BM, 68BK, 69BK, 70BK, 71BK, 67BL, 68BL, 69BL, 70BL, 71BL, 72BL, 69BM, 83AT, 83AU, 84AU, 85AU, & 86AU. Docket Number VGOB 89-0126-0009-87.

The docket item was approved.

37. A petition from EnerVest Operating, LLC, to disburse funds from the escrow account for Well V-550323, to all known owners in Tract 1. Unit V-550323. Docket Number VGOB 03-1021-1215-01. Continued from March 2016. Carried forward from the April 2016 docket.

The docket item was withdrawn.

38. A petition from EnerVest Operating, LLC, to disburse funds from the escrow account for Well VC-536171, to all known owners in Tract 2. Unit VC-536171. Docket Number VGOB 07-0220-1885-01.

The docket item was approved. The account will continue. Authorization for direct payment of royalties.

39. The Board received an update of Board and Division activities from the staff.

Mr. Cooper reported to the Board the 2015 coal dismissal disbursements that were processed, which total \$4,492,896.21. He also reported the 2016 coal dismissal disbursements which includes January 2016 through the current date in the amount of \$2,525,302.15. Mr. Cooper updated the Board on the continuous effort to resolve issues with the unfunded account.

40. The Board reviewed the March 2016 minutes for approval.

The docket item was approved.

The hearing adjourned at 2:33 p.m.