STATE OF WEST VIRGINIA
DEPARTMENT OF ENVIRONMENTAL PROTECTION
OFFICE OF OIL AND GAS

AFFIDAVIT OF PLUGGING AND FILLING WELL

AFFIDAVIT SHOULD BE IN TRIPlicate, one copy mailed to the Department, one copy to be retained by the Well Operator and the third copy (and extra copies if required) should be mailed to each coal operator at their respective addresses.

Farm name: Cunningham
Operator Well No.: 2

LOCATION: 1045' G.L.
Elevation: Central Quadrangle: Oxford 7-1/2
District: Doddridge County:
Latitude: See Attached Feet South of _____ Deg. _____ Min. _____ Sec.
Longitude: _____ Feet West of _____ Deg. _____ Min. _____ Sec.

Well Type: OIL GAS X

Company: Ohio L&M Co., Inc.
4150 Belden Village Ave. NW
Suite 410 Canton, OH 44718-2553
Coal Operator or Owner: N/A

Agent: Jeff Sayger
Permit Issued Date: 9-10-12

AFFIDAVIT

STATE OF WEST VIRGINIA,
County of Washington ss:

Martin L. Miller and Damien Lee Posey being first duly sworn according to law depose and say that they are experienced in the work of plugging and filling oil and gas wells and were employed by the above named well operator, and participated in the work of plugging and filling the above well say that said work was commenced on the 11th day of October 2012, and the well was plugged and filled in the following manner:

<table>
<thead>
<tr>
<th>TYPE</th>
<th>FROM</th>
<th>TO</th>
<th>PIPE REMOVED</th>
<th>LEFT</th>
</tr>
</thead>
<tbody>
<tr>
<td>Class A Cement</td>
<td>2300</td>
<td>2205</td>
<td>Yes</td>
<td>2-3/8&quot;</td>
</tr>
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<td>Class A Cement</td>
<td>2106</td>
<td>2008</td>
<td>Yes</td>
<td>2-3/8&quot;</td>
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<td>1749</td>
<td>Yes</td>
<td>2-3/8&quot;</td>
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<tr>
<td>Class A Cement</td>
<td>1087</td>
<td>985</td>
<td>Yes</td>
<td>4-1/2&quot;</td>
</tr>
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<td>Class A Cement</td>
<td>320</td>
<td>0</td>
<td>Yes</td>
<td>4-1/2&quot;</td>
</tr>
</tbody>
</table>

Description of monument: 5-1/2" Casing 30' Above G.L. 10' Below G.L. said well was completed on the 12th day of October 2012, and that the work of plugging and filling said well was completed on the 12th day of October 2012.

And further deponents saith not.

Sworn and subscribe before me this 29th day of October 2012.

My commission expires Feb. 21, 2016.

Affidavit reviewed by the Office of Oil and Gas: Title: OIL Gas Inspector.