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west virginia department of environmental protection

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Office of Oil and Gas  
601 57<sup>th</sup> Street, S.E.  
Charleston, WV 25304  
(304) 926-0450  
fax: (304) 926-0452

Harold D. Ward, Cabinet Secretary  
[www.dep.wv.gov](http://www.dep.wv.gov)

Wednesday, July 16, 2025  
WELL WORK PLUGGING PERMIT  
Vertical Plugging

UNKNOWN - DEP PAID PLUGGING CONTRACT  
601 57TH STREET

CHARLESTON, WV 25304

Re: Permit approval for 11  
47-033-00094-00-00

This well work permit is evidence of permission granted to perform the specified well work at the location described on the attached pages and located on the attached plat, subject to the provisions of Chapter 22 of the West Virginia Code of 1931, as amended, and all rules and regulations promulgated thereunder, and to any additional specific conditions and provisions outlined in the pages attached hereto. Notification shall be given by the operator to the Oil and Gas Inspector at least 24 hours prior to the construction of roads, locations, and/or pits for any permitted work. In addition, the well operator shall notify the same inspector 24 hours before any actual well work is commenced and prior to running and cementing casing. Spills or emergency discharges must be promptly reported by the operator to 1-800-642-3074 and to the Oil and Gas Inspector.

Upon completion of the plugging well work, the above named operator will reclaim the site according to the provisions of WV Code 22-6-30. Please be advised that form WR-38, Affidavit of Plugging and Filling Well, is to be submitted to this office within 90 days of completion of permitted well work, as should form WR-34 Discharge Monitoring Report within 30 days of discharge of pits, if applicable. Failure to abide by all statutory and regulatory provisions governing all duties and operations hereunder may result in suspension or revocation of this permit and, in addition, may result in civil and/or criminal penalties being imposed upon the operators.

Per 35 CSR 4-5.2.g this permit will expire in two (2) years from the issue date unless permitted well work is commenced. If there are any questions, please feel free to contact me at (304) 926- 0450.

James A. Martin  
Chief

Operator's Well Number:  
Farm Name: SWIGER, GEORGE W.  
U.S. WELL NUMBER: 47-033-00094-00-00  
Vertical Plugging  
Date Issued: 7/16/2025

## **PERMIT CONDITIONS**

West Virginia Code §22-6-11 allows the Office of Oil and Gas to place specific conditions upon this permit. Permit conditions have the same effect as law. Failure to adhere to the specified permit conditions may result in enforcement action.

### **CONDITIONS**

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1. In the event of an accident or explosion causing loss of life or serious personal injury in or about the well or while working on the well, the well operator or its contractor shall give notice, stating the particulars of the accident or explosion, to the oil and gas inspector and the Chief within twenty-four (24) hours.
2. Well work activities shall not constitute a hazard to the safety of persons.
3. Notification shall be given by the operator to the Oil and Gas Inspector at least 24 hours prior to the construction of roads, locations and/or pits for any permitted work. In addition, the well operator shall notify the same inspector 24 hours before any actual well work is commenced and prior to running and cementing casing.

1) Date June 26, 2026  
2) Operator's  
Well No. Harrison - 00094  
3) API Well No. 47- 033 - 00094

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

APPLICATION FOR A PERMIT TO PLUG AND ABANDON

4) Well Type: Oil ☐ / Gas ☒ / Liquid injection ☐ / Waste disposal ☐ /  
(If "Gas, Production ☐ or Underground storage ☐ ) Deep ☐ / Shallow ☒

5) Location: Elevation 1142.57' Watershed Coon's Run Branch of Laurel Run  
District Clay County Harrison Quadrangle Shinnston 7.5'

6) Well Operator Unknown - WVDEP Paid Plugging Contract 7) Designated Agent Jason Harmon  
Address 601 57th St., SE Address 601 57th St., SE  
Charleston, WV 26304 Charleston, WV 25304

8) Oil and Gas Inspector to be notified 9) Plugging Contractor  
Name Jeff Propst Name Next LVL Energy (Diversified Owned)  
Address 4936 Little Sand Run Road Address 104 Helliport Loop Rd  
Buckhannon, WV 26201 Bridgeport, WV 25330

10) Work Order: The work order for the manner of plugging this well is as follows:

**See Attached Work Procedures**

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Office Of Oil and Gas

JUL 08 2025

WV Department of  
Environmental Protection

Notification must be given to the district oil and gas inspector 24 hours before permitted work can commence.

Work order approved by inspector Jeff A Propst Date 7-2-2025

07/18/2025

## Plugging Prognosis

API #: 4703300094

West Virginia, Harrison Co.

Lat./Long: 39.403966, -80.252204

Nearest ER: United Hospital Center, 327 Medical Park Dr, Bridgeport, WV 26330

### Casing Schedule:

Tbg visible at surface appears to be some kind of 2" tbg

10" Conductor @ 143.75' (Offset)

8-1/4" Surface Casing @ 701' 5" (Offset)

6-5/8" Casing @ 1536' (set on OWS packer at 1522' with a steel shoe)

5-3/16" Casing @ 2118' (Offset)

2" tbg @ Unknown but visible in photo of 4703300094 well

TD listed @ 2124'

Completion: Offset Not Fractured – 2103-2115'

Fresh Water: Not listed

Salt Water: Not listed

Gas Shows: 2112'; 2107-2114'

Oil Shows: 2107-2114'

Coal: Unknown. Offset – 90'-96'

Elevation: 1071'

**\*\* Make attempts to remove all free casing. Cement across all casing shoes and casing cuts.**

1. Notify Inspector Jeff Propst (681) 990-2569, 48 hrs prior to commencing operations.
2. Check and record pressures on csg/tbg.
3. Check TD w/ wireline and confirm shoe depth of casing and top of cement in inner most casing string with CBL.
4. Run into attainable bottom. Kill well as needed with 6% bentonite gel and fill rat hole. Pump at least 10 bbls gel. Pump 118' Class A/L cement plug from 2118' to 2000'. **(Bottom hole and production/completion zone plug)** Tag TOC. Top off as needed.
5. Pump 6% bentonite gel from 2000' to 1586'.
6. Free point 5-3/16" csg. Cut and TOOH. **Set 100' Class A/L cement plug across csg cut. 50' in/out of cut. Do not omit any plugs listed below. Perforate as needed.**
7. TOOH w/ tbg to 1586'. Pump 100' Class A/L cement plug from **1586' to 1486' (6-5/8" csg shoe plug)**.

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8. TOOH w/ tbg to 1486'. Pump 6% bentonite gel from 1486' to 1121'.
9. TOOH w/ tbg to 1121'. Pump 100' Class A/L cement plug from **1121' to 1021' (elevation plug)**.
10. TOOH w/ tbg to 1021'. Pump 6% bentonite gel from 1021' to 752'.
11. Free point 6-5/8" csg. Cut and TOOH. **Set 100' Class A/L cement plug across csg cut. 50' in/out of cut. Do not omit any plugs listed below. Perforate as needed.**
12. TOOH w/ tbg to 752'. Pump 100' Class A/L cement plug from **752' to 652' (8-1/4" csg shoe plug)**.
13. TOOH w/ tbg to 652'. Pump 6% bentonite gel from 652' to 200'.
14. Free point 8-1/4" csg. Cut and TOOH. **Set 100' Class A/L cement plug across csg cut. 50' in/out of cut. Do not omit any plugs listed below. Perforate as needed.**
15. TOOH w/ tbg to 200'. Pump 200' Class A/L cement plug from **200' to surface (10" conductor shoe, surface and coal plug)**.
16. Reclaim location and well road to WV DEP specifications and erect P&A well monument.

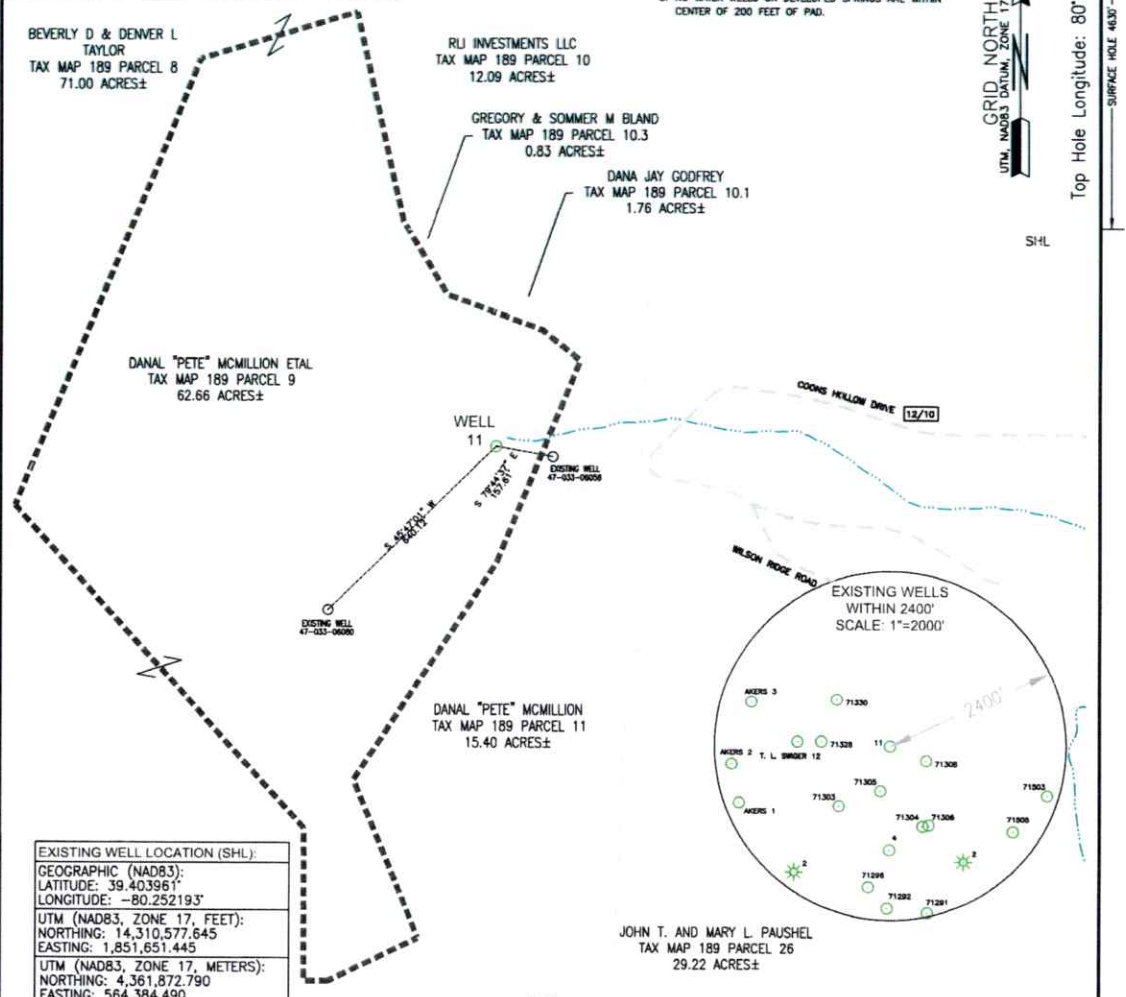
*Jeff A Propst*

7-2-2025

07/18/2025

**CEC**  
Civil & Environmental  
Consultants, Inc.

3574 Teays Valley Road  
Hurricane, WV 25526  
Ph: 304.933.3119  
www.cecinc.com



EXISTING WELL LOCATION (SHL):  
GEOGRAPHIC (NAD83):  
LATITUDE: 39.403961°  
LONGITUDE: -80.252193°  
UTM (NAD83, ZONE 17, FEET):  
NORTHING: 14,310,577.645  
EASTING: 1,851,651.445  
UTM (NAD83, ZONE 17, METERS):  
NORTHING: 4,361,872.790  
EASTING: 564,384.490




**NOTES ON SURVEY**  
1. SURFACE AND ROYALTY OWNER INFORMATION AND THEIR BOUNDARIES SHOWN HEREON WERE PLOTTED FROM DEEDS AND/OR TAX PARCEL MAPS PROVIDED BY CLIENT AND/OR FIELD LOCATIONS.  
2. THIS PLAT DOES NOT REPRESENT A BOUNDARY SURVEY OF THE PARCELS SHOWN HEREON.  
3. ALL INSETS ARE GRID NORTH UNLESS OTHERWISE DEPICTED.

COMPANY:

**NEXT  
LVL  
ENERGY**

I, THE UNDERSIGNED, HEREBY CERTIFY THAT THIS PLAT IS CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF AND SHOWS ALL THE INFORMATION REQUIRED BY LAW AND REGULATIONS ISSUED AND PRESCRIBED BY THE DEPARTMENT OF ENVIRONMENTAL PROTECTION.

P.S. 2396 *Zachary R. Hupp*

 WVDEP OFFICE OF OIL & GAS 601 57TH STREET CHARLESTON, WV 25034	MINIMUM DEGREE OF ACCURACY: 1/200	OPERATOR'S WELL #: 11
	PROVEN SOURCE OF ELEVATION: SURVEY GRADE GPS (NAVD 88, US FT)	API WELL #: 47 033 00094
WELL TYPE: OIL <input type="checkbox"/> WASTE DISPOSAL <input type="checkbox"/> PRODUCTION <input type="checkbox"/> DEEP <input type="checkbox"/> GAS <input checked="" type="checkbox"/> LIQUID INJECTION <input type="checkbox"/> STORAGE <input type="checkbox"/> SHALLOW <input checked="" type="checkbox"/>		
WATERSHED: COON'S RUN ELEVATION: 1069.38		
DISTRICT: CLAY COUNTY: HARRISON QUADRANGLE: SHINNSTON		
SURFACE OWNER: DANAL "PETE" MCMILLION ACREAGE: 64.66±		
OIL & GAS ROYALTY OWNER: N/A ACREAGE: N/A		
DRILL <input type="checkbox"/> DRILL DEEPER <input type="checkbox"/> REDRILL <input type="checkbox"/> FRACTURE OR STIMULATE <input type="checkbox"/> PLUG OFF OLD FORMATION <input type="checkbox"/> PERFORATE NEW FORMATION <input type="checkbox"/>		
CONVERT <input type="checkbox"/> PLUG & ABANDON <input checked="" type="checkbox"/> CLEAN OUT & REPLUG <input type="checkbox"/> OTHER CHANGE <input type="checkbox"/> (SPECIFY) _____		
TARGET FORMATION: N/A ESTIMATED DEPTH: TVD TMD		
WELL OPERATOR: UNKNOWN WVDEP PAID PLUGGING CONTRACT DESIGNATED AGENT: JASON HARMON		
ADDRESS: 601 57TH STREET ADDRESS: 601 57TH STREET		
CITY: CHARLESTON STATE: WV ZIP CODE: 25304 (WVDEP) CITY: CHARLESTON STATE: WV ZIP CODE: 25304		
LEGEND: * ACTIVE PRODUCING WELLHEAD ○ ABANDONED WELLHEAD ----- LEASE BOUNDARY - - - - - ADJOINER LINE - - - - - EXISTING ROAD - - - - - EXISTING STREAM		
REVISIONS:		DATE: 06-09-2025
		352-115
		DRAWN BY: S.C.S.
		SCALE: 1" = 400'
		DRAWING NO: 352-115
		WELL LOCATION PLAT



STATE OF WEST VIRGINIA  
DEPARTMENT OF MINES  
OIL AND GAS DIVISION

## WELL RECORD

Permit No. HAR-94Oil or Gas Well OIL-GAS  
(Circle)

Company TRIAD OIL COMPANY  
Address Union Trust Bldg. Parkersburg, W. Va.  
Farm G. W. Swiger Acres 92  
Location (waters) Coons Run  
Well No. 11 Elev 133.39  
District Clay County Harrison  
The surface of tract is owned in fee by Geo. J. Vincent et al  
P. D. No. 2 Address Shinnston, W. Va.  
Mineral rights are owned by Laurie E. Devaney et al  
317 Watson Ave. Address Fairmont, W. Va.  
Drilling commenced June 16, 1942  
Drilling completed July 27, 1942  
Date Shot 4-42 From 2103 To 2115  
With 30 Gts  
Open Flow /10ths Water in 2.8 W. 21,000-3/4" Inch  
/10ths Merc. in --- Inch  
Volume 21,000 Cu. Ft.  
Rock Pressure -- lbs. -- hrs.  
Oil 1 Bbl ddly bbls. 1st 24 hrs.  
Fresh water -- feet -- feet  
Salt water -- feet -- feet

Casing and Tubing	Used in Drilling	Left in Well	Packers
Size			
16			Kind of Packer
13			<u>O.W.S.</u>
10	<u>143' 8"</u>	<u>142' 8"</u>	<u>Steel Shoe</u>
8 1/2	<u>701' 5"</u>	<u>701' 5"</u>	<u>Size of 4-5/8"</u>
6 1/2	<u>1536"</u>	<u>1526"</u>	Depth set <u>1522'</u>
5 1/2	<u>2118'</u>	<u>2118'</u>	<u>July 1942</u>
3			Perf. top <u>-</u>
2			Perf. bottom <u>-</u>
Linera Used			Perf. top <u>-</u>
			Perf. bottom <u>-</u>

CASING CEMENTED - SIZE - No. Ft. - Date

COAL WAS ENCOUNTERED AT 100 FEET 96 INCHES

- FEET - INCHES - FEET - INCHES

- FEET - INCHES - FEET - INCHES

Formation	Color	Hard or Soft	Top	Bottom	Oil, Gas or Water	Depth Found	Remarks
Clay			surface	13' 6"			
Sand			13' 6"	20			
Lime			20	45			
Shale			45	60			
Lime			60	100			
Pgh. Coal			100	108			
Lime			108	143			
Slate & Shell			143	185			
Lime			185	210			
Slate			210	275			
Lime			275	350			
Blue Mud			350	360			
Lime			360	375			
Pink Rock			375	385			
Slate & Shell			385	425			
Lime			425	440			
Slate & Shell			440	475			
Lime			475	505			
Little Dunkard			505	530			
Lime			530	580			
Slate			580	640			
Big Dunkard			640	670			
Sand, w/ft			670	685			
1st Gas Sand			685	730			
Slate & Shell			730	787			
1st Salt Sand			787	835			
Slate & Shell			835	868			
Sand			868	900			
Slate			900	913			
2nd Salt Sand			913	958			
Slate			958	978			
Sand			978	1003			
Slate			1003	1112			
Sand			1112	1125			

(Over)

07/18/2025

Formation	Color	Hard or Soft	Top	Bottom	Oil, Gas or Water	Depth Found	Remarks
Cont'd.							
Slate			1125	1175			
Red Rock			1175	1255			
Lime & Shell			1255	1263			
Red Rock			1263	1325			
Lime & Shell			1325	1335			
Red Rock			1335	1350			
Lime & Shell			1350	1365			
Red Rock			1365	1425			
Slate			1425	1453			
Lime			1453	1460			
Slate			1460	1485			
Little Lime			1485	1505			
Pencil Cave			1505	1508			
Big Lime			1508	1563			
Big Injun			1563	1674			
Shell			1674	1695			
Squaw Sand			1695	1720			
Slate			1720	1740			
Lime			1740	1795			
Slate			1795	1940			
Lime			1940	1965			
Slate & Shell			1965	2034			
Slate & Shell			2034	2048			
Fifty Foot			2048	2116			
Slate			2116	2124			
					Oil & Gas	Pay 2107-2114	
					Gas	2112	
						2.8" 3/4"	21,000
Total Depth				2124			

Date August 23, 1943. 194

APPROVED TRIAD OIL COMPANY Owner

By *Elin E. Young* Land Agent  
(Title)

07/18/2025



1) Date: 6/26/2025  
2) Operator's Well Number Harrison - 00094  
3) API Well No.: 47 - 033 - 00094

**STATE OF WEST VIRGINIA**  
**DEPARTMENT OF ENVIRONMENTAL PROTECTION, OFFICE OF OIL AND GAS**  
**NOTICE OF APPLICATION TO PLUG AND ABANDON A WELL**

4) Surface Owner(s) to be served:	5) (a) Coal Operator
(a) Name <u>Patricia A. Miller, Est. &amp; Kay Dremia, Est.</u>	Name <u>Not Currently Operated</u>
Address <u>272 Maple Dr.</u>	Address _____
<u>Williamstown, WV 26187</u>	_____
(b) Name <u>Jacob A. Swiger c/o Robert Gabiano</u>	(b) Coal Owner(s) with Declaration
Address <u>2320 Aurora Ave.</u>	Name <u>See Attached</u>
<u>Elkhart, IN 46517</u>	Address _____
_____	_____
(c) Name <u>Danal McMillion</u>	Name _____
Address <u>RR 2 Box 850</u>	Address _____
<u>Shinston, WV 26431</u>	_____
6) Inspector <u>Jeff Propst</u>	(c) Coal Lessee with Declaration
Address <u>4936 Little Sand Run Road</u>	Name <u>None Reported</u>
<u>Buckhannon, WV 26201</u>	Address _____
Telephone <u>681-990-2569</u>	_____
_____	_____

**TO THE PERSONS NAMED ABOVE: You should have received this Form and the following documents:**

- (1) The application to Plug and Abandon a Well on Form WW-4B, which sets out the parties involved in the work and describes the well its and the plugging work order; and
- (2) The plat (surveyor's map) showing the well location on Form WW-6.

The reason you received these documents is that you have rights regarding the application which are summarized in the instructions on the reverses side. However, you are not required to take any action at all.

Take notice that under Chapter 22-6 of the West Virginia Code, the undersigned well operator proposes to file or has filed this Notice and Application and accompanying documents for a permit to plug and abandon a well with the Chief of the Office of Oil and Gas, West Virginia Department of Environmental Protection, with respect to the well at the location described on the attached Application and depicted on the attached Form WW-6. Copies of this Notice, the Application, and the plat have been mailed by registered or certified mail or delivered by hand to the person(s) named above (or by publication in certain circumstances) on or before the day of mailing or delivery to the Chief.

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Office Of Oil and Gas

JUL 08 2025

WV Department of  
Environmental Protection

Well Operator Unknown - WVDEP Paid Plugging Contract  
By: Jason Harmon  
Its: WV Office of Oil and Gas Deputy Chief  
Address 601 57th St. SE  
Charleston, WV 25304  
Telephone 304-926-0452



Subscribed and sworn before me this 14th day of July 2025

My Commission Expires 2-15-28

Notary Public

**Oil and Gas Privacy Notice**

The Office of Oil and Gas processes your personal information, such as name, address and phone number, as a part of our regulatory duties. Your personal information may be disclosed to other State agencies or third parties in the normal course of business or as needed to comply with statutory or regulatory requirements, including Freedom of Information Act requests. Our office will appropriately secure your personal information. If you have any questions about our use of your personal information, please contact DEP's Chief Privacy Officer at [depprivacyoffier@wv.gov](mailto:depprivacyoffier@wv.gov).

07/18/2025

**47-033-00094**

**Coal Owners**

Consolidation Coal Company  
(#1751 Geo. W. Swiger)

1000 Horizon Vue Dr.  
Canonsburg, PA 15317

Bellwood Mining Co., Inc.

2862 War Hill Park Rd.  
Dawsonville, GA 30534

Hillview Resources, LLC

36 Jubilee Ln.  
Fairmont, WV 26554

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Diversified Gas & Oil Corporation  
Permitting Department  
414 SUMMERS STREET  
2ND. FLOOR  
CHARLESTON WV 25301

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4.0 OZ FLAT  
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USPS CERTIFIED MAIL™



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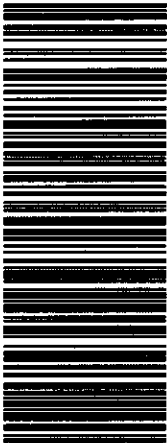
CONSOLIDATION COAL COMPANY  
1000 HORIZON VUE DR  
CANONSBURG PA 15317-6523

07/18/2025

6/26/25, 9:27 AM

Diversified Gas & Oil Corporation  
Permitting Department  
414 SUMMERS STREET  
2ND. FLOOR  
CHARLESTON WV 25301

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9407 1362 0855 1280 0720 75



PATRICIA A MILLER EST & KAY DREMIA EST  
272 MAPLE DR  
WILLIAMSTOWN WV 26187-8043

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2025-06-26  
25301  
C4000004  
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4.0 OZ FLAT  
0901000010750



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6/26/25, 12:08 PM

Diversified Gas & Oil Corporation  
Permitting Department  
414 SUMMERS STREET  
2ND. FLOOR  
CHARLESTON WV 25301

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2025-08-28

25301

C4000004

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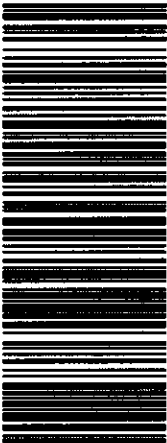
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0901000010771

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9407 1362 0855 1280 0782 06



JACOB A SWIGER  
C/O ROBERT FABIANO  
2320 AURORA AVE  
ELKHART IN 46517-2071

07/18/2025

Diversified Gas & Oil Corporation  
Permitting Department  
414 SUMMERS STREET  
2ND. FLOOR  
CHARLESTON WV 25301

US POSTAGE AND FEES PAID

2025-06-28

25301

C4000004

Retail

4.0 OZ FLAT



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HILLVIEW RESOURCES LLC  
36 JUBILEE LN  
FAIRMONT WV 26554-5331

07/18/2025

Diversified Gas & Oil Corporation  
Permitting Department  
414 SUMMERS STREET  
2ND. FLOOR  
CHARLESTON WV 25301

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BELLWOOD MINING CO INC  
2862 WAR HILL PARK RD  
DAWSONVILLE GA 30534-7454

9407 1362 0855 1280 0728 77



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25301  
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4.0 OZ FLAT  
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WW-9  
(5/16)

API Number 47 - 033 - 00094  
Operator's Well No. Harrison - 00094

STATE OF WEST VIRGINIA  
DEPARTMENT OF ENVIRONMENTAL PROTECTION  
OFFICE OF OIL AND GAS  
FLUIDS/ CUTTINGS DISPOSAL & RECLAMATION PLAN

Operator Name Unknown - WVDEP Paid Plugging Contract OP Code \_\_\_\_\_

Watershed (HUC 10) Coon's Run Branch of Laurel Run Quadrangle Shinnston 7.5'

Do you anticipate using more than 5,000 bbls of water to complete the proposed well work? Yes ☐ No ☒

Will a pit be used? Yes ☐ No ☒

If so, please describe anticipated pit waste: Production fluid and cement returns.

Will a synthetic liner be used in the pit? Yes ☐ No ☐ If so, what ml.? \_\_\_\_\_

Proposed Disposal Method For Treated Pit Wastes:

\_\_\_\_ Land Application (if selected provide a completed form WW-9-GPP)

\* ☒ Underground Injection ( UIC Permit Number #25-744

\_\_\_\_ Reuse (at API Number \_\_\_\_\_)

\_\_\_\_ Off Site Disposal (Supply form WW-9 for disposal location)

\_\_\_\_ Other (Explain \_\_\_\_\_)

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JUL 08 2025

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Will closed loop system be used? If so, describe: N/A

Drilling medium anticipated for this well (vertical and horizontal)? Air, freshwater, oil based, etc. N/A

-If oil based, what type? Synthetic, petroleum, etc. N/A

Additives to be used in drilling medium? N/A

Drill cuttings disposal method? Leave in pit, landfill, removed offsite, etc. N/A

-If left in pit and plan to solidify what medium will be used? (cement, lime, sawdust) N/A

-Landfill or offsite name/permit number? N/A

Permittee shall provide written notice to the Office of Oil and Gas of any load of drill cuttings or associated waste rejected at any West Virginia solid waste facility. The notice shall be provided within 24 hours of rejection and the permittee shall also disclose where it was properly disposed.

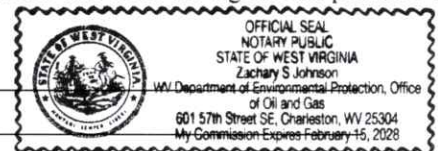
I certify that I understand and agree to the terms and conditions of the GENERAL WATER POLLUTION PERMIT issued on April 1, 2016, by the Office of Oil and Gas of the West Virginia Department of Environmental Protection. I understand that the provisions of the permit are enforceable by law. Violations of any term or condition of the general permit and/or other applicable law or regulation can lead to enforcement action.

I certify under penalty of law that I have personally examined and am familiar with the information submitted on this application form and all attachments thereto and that, based on my inquiry of those individuals immediately responsible for obtaining the information, I believe that the information is true, accurate, and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine or imprisonment.

Company Official Signature Jason Harmon

Company Official (Typed Name) Jason Harmon

Company Official Title Deputy Chief



Subscribed and sworn before me this 14th day of July, 20 25

RECEIVED  
Office of Oil and Gas

Notary Public

My commission expires 2-15-28

JUL 08 2025

WV Department of  
Environmental Protection

07/18/2025

Proposed Revegetation Treatment: Acres Disturbed +/- 1 ac. Prevegetation pH \_\_\_\_\_Lime 3 Tons/acre or to correct to pH 6.5Fertilizer type 10-20-20 or EquivalentFertilizer amount TBD lbs/acreMulch 2 Tons/acre**Seed Mixtures****Temporary****Permanent**

Seed Type	lbs/acre	Seed Type	lbs/acre
Red Fescue	40	Red Fescue	15
Alsike	5	Alsike Clover	5
Annual Rye	15		

## Attach:

Maps(s) of road, location, pit and proposed area for land application (unless engineered plans including this info have been provided). If water from the pit will be land applied, provide water volume, include dimensions (L, W, D) of the pit, and dimensions (L, W), and area in acres, of the land application area.

Photocopied section of involved 7.5' topographic sheet.

Plan Approved by: Jeff A Propat 7-2-2025

Comments: \_\_\_\_\_

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Office Of Oil and Gas

JUL 08 2025

WV Department of  
Environmental ProtectionTitle: INSPECTORDate: 7-2-2025Field Reviewed? ☒ Yes☐ No

07/18/2025



**DIVERSIFIED**  
energy

Date: 6/26/2025

James Martin  
Office of Oil and Gas  
601 57<sup>th</sup> Street, SE  
Charleston, WV 25304  
(304)926-0450

Mr. Martin,

Due to our cement provider, LaFarge Holcem, discontinuing the manufacturing of Class A cement, DGOC will be utilizing Class L cement to plug the following well:

API Number 4703300094 Well Name Harrison - 00094

Attached is the approved variance order for use of Class L cement.

Sincerely,

Chris Veazey  
Permitting Supervisor  
304-590-7707

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west virginia department of environmental protection

Office of Oil and Gas  
601 57<sup>th</sup> Street, SE  
Charleston, WV 25304  
Phone (304) 926-0450

Harold D. Ward, Cabinet Secretary  
dep.wv.gov

**BEFORE THE OFFICE OF OIL AND GAS  
DEPARTMENT OF ENVIRONMENTAL PROTECTION  
STATE OF WEST VIRGINIA**

**IN THE MATTER OF A VARIANCE FROM )  
LEGISLATIVE RULE 35CSR4 )  
SECTION 14.1. AND LEGISLATIVE RULE )  
35CSR8 SECTION 20.1, )  
RELATING TO THE CEMENTING )  
OF OIL AND GAS WELLS )**

**ORDER NO. 2022-13**

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WV Department of  
Environmental Protection

**REPORT OF THE OFFICE**

In response to industry requests, the West Virginia Department of Environmental Protection, Office of Oil and Gas has reviewed the proposed use of American Petroleum Institute (API) Class L cement to be used in place of API Class A cement for well plugging.

**FINDINGS OF FACT**

1. On July 28, 2022, Diversified Gas & Oil Co. (DGO) submitted a variance request from Legislative Rule 35CSR4 for the use of API Class L cement in place of API Class A cement, relating to the plugging of conventional wells.
2. Laboratory analysis submitted by DGO on July 28, 2022, indicates API Class L cement is comparable to API Class A cement and thereby satisfies the requirements of the West Virginia Code.
3. Contemporaneously, the Chief of the Office of Oil and Gas also chose to consider a variance to Legislative Rule 35CSR8 Section 20.1., for the use of API Class L cement in place of API Class A cement, relating to the plugging of horizontal wells.

Promoting a healthy environment.

07/18/2025

4. On August 18, 2022, the Office of Oil and Gas provided public notice of acceptance of public comments on the variance consideration. During the 20-day public comment period, no comments were received.

### **CONCLUSIONS OF LAW**

Pursuant to Article 6 and Article 6A, Chapter 22 of the Code of West Virginia, the Office of Oil and Gas has jurisdiction over the subject matter, and the persons interested therein, and jurisdiction to promulgate the hereinafter prescribed Order.

Pursuant to Legislative Rule 35CSR4, Section 18 and Legislative Rule 35CSR8, Section 14, the Chief of the Office of Oil and Gas may grant a variance from any requirement of these rules.


### **ORDER**

It is ordered that the Class L cement product approved and monogrammed by API is approved for use in place of API Class A cement for well plugging subject to the provisions of Legislative Rule 35CSR4 and Legislative Rule 35CSR8.

Dated this, the 13th day of September, 2022.

IN THE NAME OF THE STATE OF WEST VIRGINIA

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

  
\_\_\_\_\_  
James Martin, Chief  
Office of Oil and Gas

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WV Department of  
Environmental Protection

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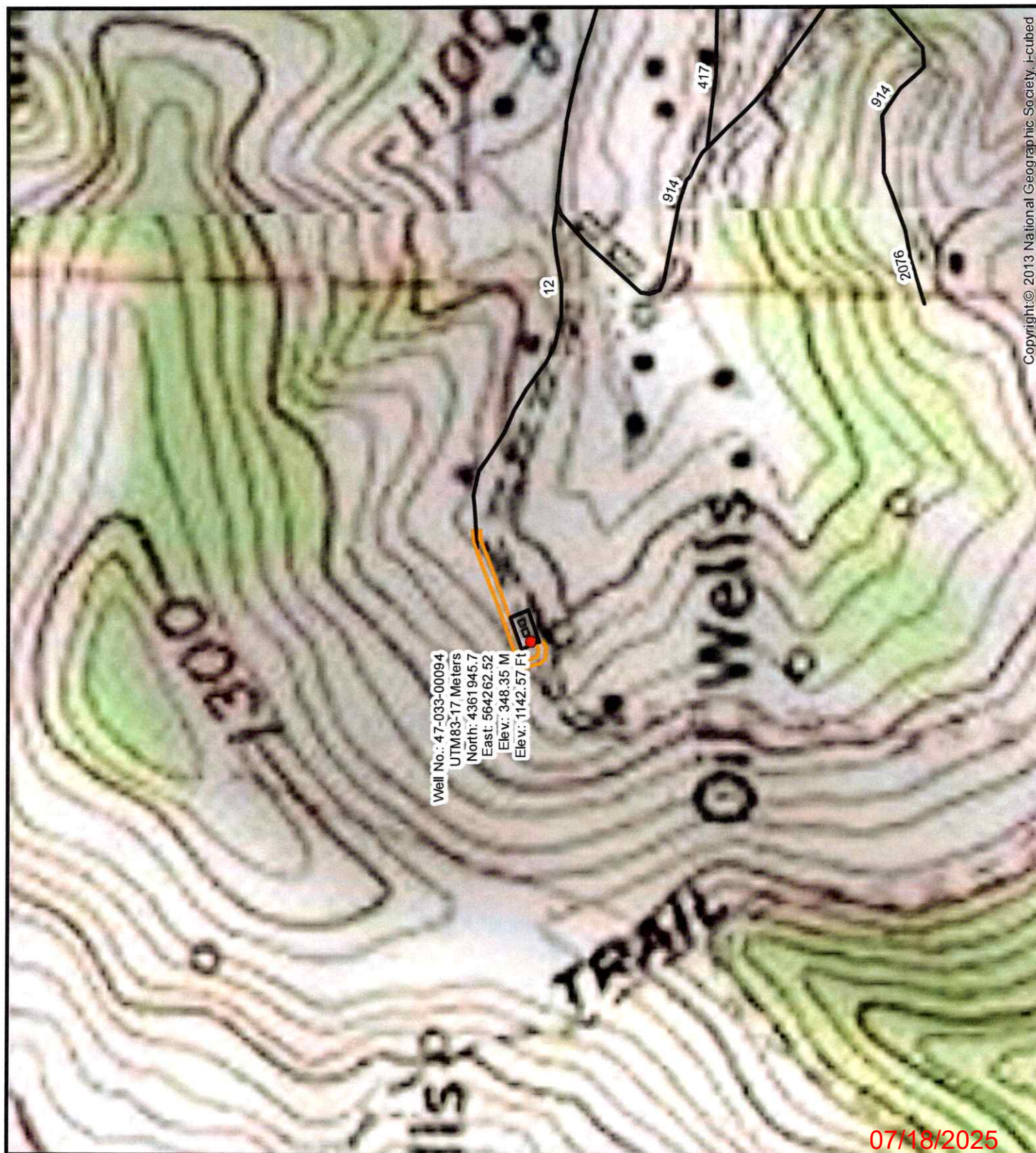
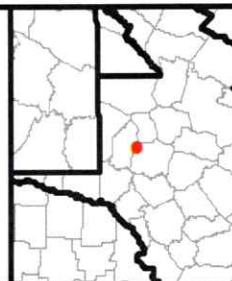
Diversified Gas & Oil  
Corporation  
100 Diversified Way  
Pikeville KY, 41051

47-033-00094

Well Plugging Map

### Legend

- Well
- Access Road
- Pits
- Pad
- Public Roads



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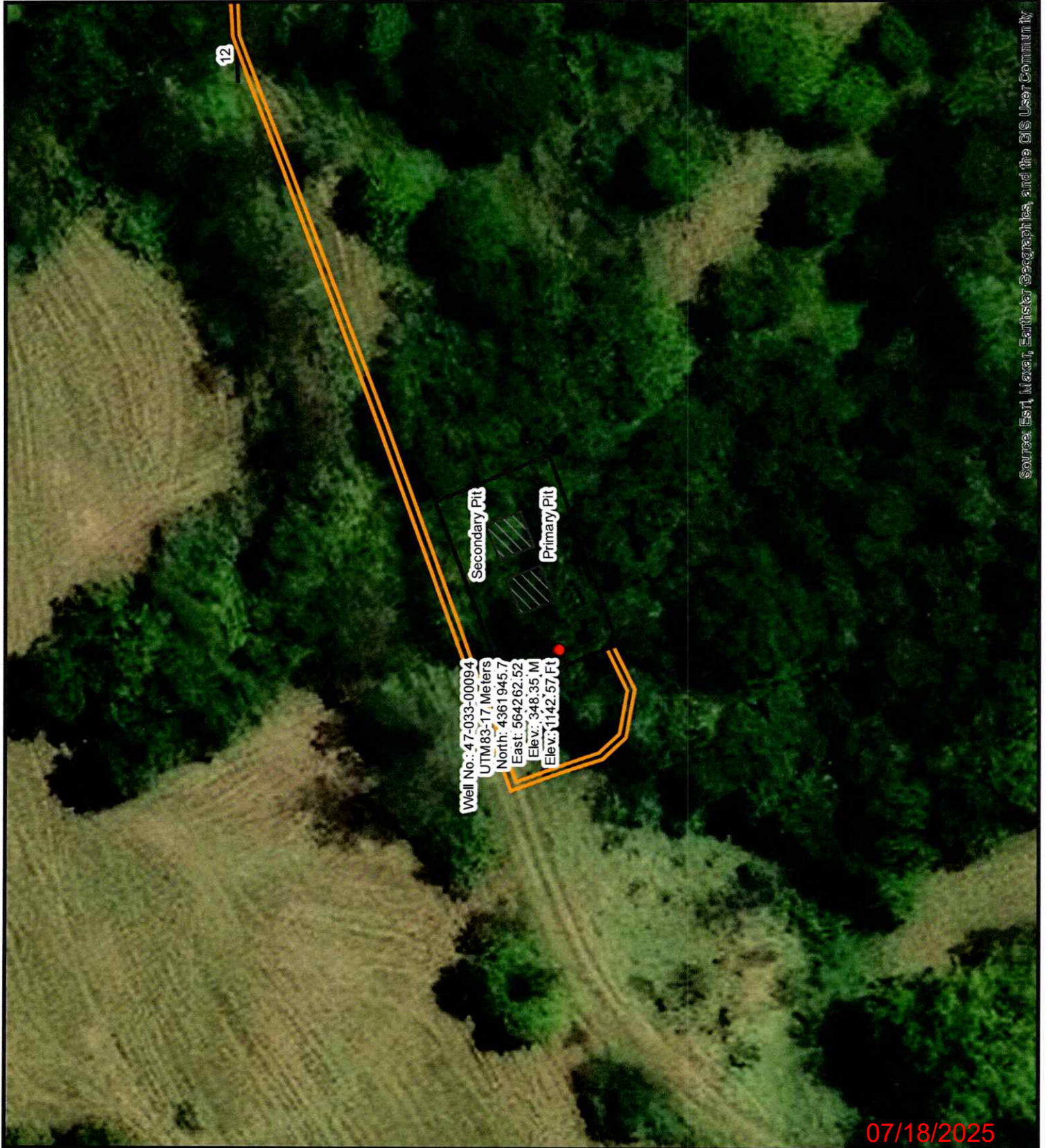
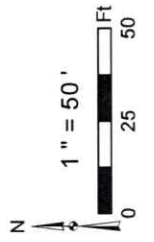
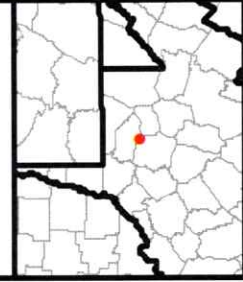
Diversified Gas & Oil  
Corporation  
100 Diversified Way  
Pikeville KY, 41051

47-033-00094

Well Plugging Map

### Legend

- Well
- Access Road
- Pits
- Pad
- Public Roads



Source: Esri, Maxar, Earthstar Geographics, and the GIS User Community



Civil & Environmental  
Consultants, Inc.

3574 Teays Valley Road  
Hurricane, WV 25526

Ph: 304.933.3119

www.cecinc.com

SURFACE HOLE 620'

Top Hole Latitude: 39°25'00"

#### WELL RESTRICTIONS

1. NO OCCUPIED DWELLINGS > WITHIN 200 FEET OF CENTER OF PAD.
2. NO AGRICULTURE BUILDINGS > 2500 SQ. FT. WITHIN 625 FEET OF CENTER OF PAD.
3. NO WATER WELLS OR DEVELOPED SPRINGS ARE WITHIN CENTER OF 200 FEET OF PAD.



Top Hole Longitude: 80°15'00"

SURFACE HOLE 4630'

BEVERLY D & DENVER L  
TAYLOR  
TAX MAP 189 PARCEL 8  
71.00 ACRES±

RLI INVESTMENTS LLC  
TAX MAP 189 PARCEL 10  
12.09 ACRES±

GREGORY & SOMMER M BLAND  
TAX MAP 189 PARCEL 10.3  
0.83 ACRES±

DANA JAY GODFREY  
TAX MAP 189 PARCEL 10.1  
1.76 ACRES±

DANAL "PETE" MCMILLION ETAL  
TAX MAP 189 PARCEL 9  
62.66 ACRES±

WELL  
11

EXISTING WELL  
47-033-00098

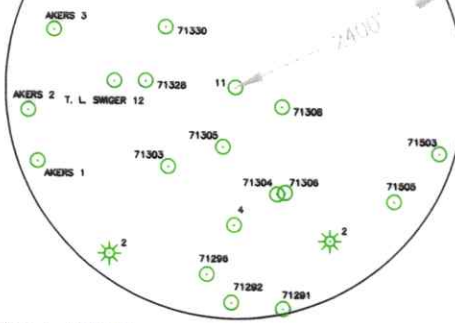
EXISTING WELL  
47-033-00098

DANAL "PETE" MCMILLION  
TAX MAP 189 PARCEL 11  
15.40 ACRES±

COONS HOLLOW DRIVE 12/10

WILSON RIDGE ROAD

EXISTING WELLS  
WITHIN 2400'  
SCALE: 1"=2000'



JOHN T. AND MARY L. PAUSHEL  
TAX MAP 189 PARCEL 26  
29.22 ACRES±

#### EXISTING WELL LOCATION (SHL):

GEOGRAPHIC (NAD83):  
LATITUDE: 39.403961°  
LONGITUDE: -80.252193°  
UTM (NAD83, ZONE 17, FEET):  
NORTHING: 14,310,577.645  
EASTING: 1,851,651.445  
UTM (NAD83, ZONE 17, METERS):  
NORTHING: 4,361,872.790  
EASTING: 564,384.490

SCALE IN FEET



I, THE UNDERSIGNED, HEREBY CERTIFY THAT THIS PLAT IS  
CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF AND SHOWS  
ALL THE INFORMATION REQUIRED BY LAW AND REGULATIONS ISSUED  
AND PRESCRIBED BY THE DEPARTMENT OF ENVIRONMENTAL PROTECTION.

P.S. 2396



#### NOTES ON SURVEY

1. SURFACE AND ROYALTY OWNER INFORMATION AND THEIR BOUNDARIES SHOWN HEREON WERE PLOTTED FROM DEEDS AND/OR TAX PARCEL MAPS PROVIDED BY CLIENT AND/OR FIELD LOCATIONS.
2. THIS PLAT DOES NOT REPRESENT A BOUNDARY SURVEY OF THE PARCELS SHOWN HEREON.
3. ALL INSETS ARE GRID NORTH UNLESS OTHERWISE DEPICTED.

COMPANY:

**NEXT  
LVL  
ENERGY**



(+) DENOTES LOCATION OF WELL ON  
UNITED STATES TOPOGRAPHIC MAPS

WVDEP  
OFFICE OF OIL & GAS  
601 57TH STREET  
CHARLESTON, WV 25034

MINIMUM DEGREE  
OF ACCURACY: 1/200

PROVEN SOURCE  
OF ELEVATION: SURVEY  
GRADE GPS  
(NAVD 88, US FT)

OPERATOR'S WELL #: 11

API WELL #: 47 033 00094  
STATE COUNTY PERMIT

WELL TYPE: OIL ☐ WASTE DISPOSAL ☐ PRODUCTION ☐ DEEP ☐ GAS ☒ LIQUID INJECTION ☐ STORAGE ☐ SHALLOW ☒

WATERSHED: COON'S RUN

ELEVATION: 1069.38

DISTRICT: CLAY COUNTY: HARRISON

QUADRANGLE: SHINNSTON

SURFACE OWNER: DANAL "PETE" MCMILLION

ACREAGE: 64.66±

OIL & GAS ROYALTY OWNER: N/A

ACREAGE: N/A

DRILL ☐ DRILL DEEPER ☐ REDRILL ☐ FRACTURE OR STIMULATE ☐ PLUG OFF OLD FORMATION ☐ PERFORATE NEW FORMATION ☐

CONVERT ☐ PLUG & ABANDON ☒ CLEAN OUT & REPLUG ☐ OTHER CHANGE ☐ (SPECIFY) 07/18/2025

TARGET FORMATION: N/A

ESTIMATED DEPTH: TVD TMD

WELL OPERATOR: UNKNOWN WVDEP PAID PLUGGING CONTRACT

DESIGNATED AGENT: JASON HARMON

ADDRESS: 601 57TH STREET

ADDRESS: 601 57TH STREET

CITY: CHARLESTON STATE: WV ZIP CODE: 25304 (WVDEP)

CITY: CHARLESTON STATE: WV ZIP CODE: 25304

#### LEGEND:

- ☀ ACTIVE PRODUCING WELLHEAD
- ABANDONED WELLHEAD

- ===== LEASE BOUNDARY
- ADJOINER LINE
- EXISTING ROAD
- EXISTING STREAM

#### REVISIONS:

DATE: 06-09-2025

352-115

DRAWN BY: S.C.S.

SCALE: 1" = 400'

DRAWING NO: 352-115

WELL LOCATION PLAT



**DIVERSIFIED**  
energy

Jason Harmon – Deputy Director  
WV Department of Environmental Protection  
Office of Oil and Gas  
601 57<sup>th</sup> Street, SE  
Charleston, WV 26304-2345

Mr. Harmon,

Please find enclosed a permit application to plug and abandon the orphan well listed below.

API #: 4703300094  
Tax District: Clay  
Calhoun County, WV

This well is part of the state orphan multi-well plugging contract for Calhoun County, WV. Next Level Energy will be the plugging contractor operating under the Calhoun County Contract. The oil and gas inspector has reviewed and signed off on the permit application for the work to be carried out. Additionally, a copy of the application has been mailed to the surface owner(s) of record, with the associated mail receipt(s) enclosed.

If you have any questions or require further information regarding the work or the permitting process, please do not hesitate to contact the Diversified Energy Permitting Department

We are here to assist and provide any clarification you may need.

Sincerely,

Nick Bumgardner - Permitting Supervisor  
Diversified Energy Company  
304-545-4848  
[nbumgardner@dgoc.com](mailto:nbumgardner@dgoc.com)

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Office Of Oil and Gas  
JUL 08 2025  
WV Department of  
Environmental Protection

07/18/2025

## SURFACE OWNER WAIVER

Operator's Well  
Number

Harrison - 00094

### INSTRUCTIONS TO SURFACE OWNERS NAMED ON PAGE WW4-A

The well operator named on page WW-4A is applying for a permit from the State to plug and abandon a well. (Note: If the surface tract is owned by more than three persons, then these materials were served on you because your name appeared on the Sheriff's tax ticket on the land or because you actually occupy the surface tract. In either case, you may be the only owner who will actually receive these materials.) See Chapter 22 of the West Virginia Code. Well work permits are valid for 24 months. If you do not own any interest in the surface tract, please forward these materials to the true owner immediately if you know who it is. Also, please notify the well operator and the Office of Oil and Gas.

**NOTE: YOU ARE NOT REQUIRED TO FILE ANY COMMENT.  
WHERE TO FILE COMMENTS AND OBTAIN ADDITIONAL INFORMATION:**

Chief, Office of Oil and Gas  
Department of Environmental Protection  
601 57<sup>th</sup> St. SE  
Charleston, WV 25304  
(304) 926-0450

**Time Limits and methods for filing comments.** The law requires these materials to be served on or before the date the operator files his Application. You have **FIVE (5) DAYS** after the filing date to file your comments. Comments must be filed in person or received in the mail by the Chief's office by the time stated above. You may call the Chief's office to be sure of the date. Check with your postmaster to ensure adequate delivery time or to arrange special expedited handling. If you have been contacted by the well operator and you have signed a "voluntary statement of no objection" to the planned work described in these materials, then the permit may be issued at any time.

**Comments must be in writing.** Your comments must include your name, address and telephone number, the well operator's name and well number and the approximate location of the proposed well site including district and county from the application. You may add other documents, such as sketches, maps or photographs to support your comments.

The Chief has the power to deny or condition a well work permit based on comments on the following grounds:

- 1) The proposed well work will constitute a hazard to the safety of persons.
- 2) The soil erosion and sediment control plan is not adequate or effective;
- 3) Damage would occur to publicly owned lands or resources;
- 4) The proposed well work fails to protect fresh water sources or supplies;
- 5) The applicant has committed a substantial violation of a previous permit or a substantial violation of one or more of the rules promulgated under Chapter 22, and has failed to abate or seek review of the violation..."

**If you want a copy of the permit as it is issued or a copy of the order denying the permit, you should request a copy from the Chief.**

### **VOLUNTARY STATEMENT OF NO OBJECTION**

I hereby state that I have read the instructions to surface owners and that I have received copies of a Notice and Application For A Permit To Plug And Abandon on Forms WW-4A and WW-4B, and a survey plat.

I further state that I have no objection to the planned work described in these materials, and I have no objection to a permit being issued on those materials.

FOR EXECUTION BY A NATURAL PERSON  
ETC.

FOR EXECUTION BY A CORPORATION,

Signature	Date	Name	
By			
Its			Date

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JUL 08 2025

WV Department of  
Environmental Protection

Signature

Date

07/18/2025

WW-4B

API No.	4703300094
Farm Name	Jacob Swiger Farm
Well No.	Harrison - 00094

## INSTRUCTIONS TO COAL OPERATORS OWNERS AND LESSEE

The well operator named on the obverse side of WW-4 (B) is about to abandon the well described in the enclosed materials and will commence the work of plugging and abandoning said well on the date the inspector is notified. Which date shall not be less than five days after the day on which this notice and application so mailed is received, or in due course should be received by the Department of Environmental Protection Office of Oil & Gas.

This notice and application is given to you in order that your respective representatives may be present at the plugging and filling of said well. You are further notified that whether you are represented or not the operator will proceed to plug and fill said well in the manner required by Section 24, Article 6, Chapter 22 of the Code and given in detail on obverse side of this application.

NOTE: If you wish this well to be plugged according to 22-6-24(d) then as per Regulation 35CSR4-13.9 you must complete and return to this office on form OB-16 "Request by Coal Operator, Owner, or Lessee for plugging" prior to the issuance of this plugging permit.

### WAIVER

The undersigned coal operator ☐ / owner ☐ / lessee ☐ of the coal under this well location has examined this proposed plugging work order. The undersigned has no objection to the work proposed to be done at this location, provided, the well operator has complied with all applicable requirements of the West Virginia Code and the governing regulations.

Date: \_\_\_\_\_

By: \_\_\_\_\_

Its \_\_\_\_\_

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WV Department of  
Environmental Protection

07/18/2025

11/10/2016

PLUGGING PERMIT CHECKLIST  
4703300094

Plugging Permit

- ☐ WW-4B
- ☐ WW-4B signed by inspector
- ☐ WW-4A
- ☐ SURFACE OWNER WAIVER or PROOF THAT APPLICATION WAS SENT BY REGISTERED OR CERTIFIED MAIL
- ☐ COAL OWNER/COAL OPERATOR/COAL LESSEE WAIVERS or PROOF THAT APPLICATION WAS SENT BY REGISTERED OR CERTIFIED MAIL
- ☐ WW-9 PAGE 1 (NOTARIZED)
- ☐ WW-9 PAGE 2 with attached drawing of road, location, pit and proposed area for land application
- ☐ WW-9 GPP PAGE 1 and 2 if well effluent will be land applied
- ☐ RECENT MYLAR PLAT OR WW-7
- ☐ WELL RECORDS/COMPLETION REPORT
- ☐ TOPOGRAPHIC MAP OF WELL, SHOWING PIT IF PIT IS USED
- ☐ MUST HAVE VALID BOND IN OPERATOR'S NAME
- ☐ CHECK FOR \$100 IF PIT IS USED

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Office Of Oil and Gas

JUL 08 2025

WV Department of  
Environmental Protection

07/18/2025



Kennedy, James P &lt;james.p.kennedy@wv.gov&gt;

---

**plugging permit issued for 4703300094**

1 message

**Kennedy, James P** <james.p.kennedy@wv.gov>

Wed, Jul 16, 2025 at 12:05 PM

To: Nicholas Bumgardner <nbumgardner@dgoc.com>, Jeff A Propst <jeff.a.propst@wv.gov>, Chris Veazey <CVeazey@dgoc.com>, Henry J Harmon <henry.j.harmon@wv.gov>, Alana C Hartman <alana.c.hartman@wv.gov>, dpalmer@harrisoncountywv.com

To whom it may concern, a plugging permit has been issued for 4703300094.

--

***James Kennedy***

Environmental Resource Specialist III / Permitting

WVDEP Office of Oil and Gas

601 57<sup>th</sup> Street, SE

Charleston, WV 25304

304-926-0499 ext. 45025

[james.p.kennedy@wv.gov](mailto:james.p.kennedy@wv.gov)**4703300094.pdf**  
3044K

07/18/2025