



 west virginia department of environmental protection

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

Austin Caperton, Cabinet Secretary
www.dep.wv.gov

Wednesday, April 17, 2019
 WELL WORK PLUGGING PERMIT
 Vertical Plugging

HG ENERGY, LLC
 5260 DUPONT ROAD
 PARKERSBURG, WV 26101

Re: Permit approval for BLACK BAND 32
 47-039-04745-00-00

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: BLACK BAND 32
 Farm Name: DICKINSON FUEL COMPANY
 U.S. WELL NUMBER: 47-039-04745-00-00
 Vertical Plugging
 Date Issued: 4/17/2019

I

47-039-04745P

04/19/2019

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

1. All pits must be lined with a minimum of 20 mil thickness synthetic liner.
2. 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.
3. Well work activities shall not constitute a hazard to the safety of persons.

04/19/2019

WW-4B
Rev. 2/01

1) Date March 8, 2019
2) Operator's
Well No. Black Band Fuel No. 32
3) API Well No. 47-039 - 04745

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 x / Gas / Liquid injection / Waste disposal /
(If "Gas, Production or Underground storage) Deep / Shallow x

5) Location: Elevation 1222' Watershed Spruce Fork
District Washington County Kanawha Quadrangle Racine 7.5'

6) Well Operator HG Energy, LLC 7) Designated Agent Diane White
Address 5260 Dupont Road Address 5260 Dupont Road
Parkersburg, WV 26101 Parkersburg, WV 26101

8) Oil and Gas Inspector to be notified 9) Plugging Contractor
Name Terry Urban Name To Be Determined Upon Approval of the Permit
Address P. O. Box 1207 Address
Clendenin, WV 25045

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

- See Attached Sheet for the Plugging Manners -

RECEIVED
Office of Oil and Gas

APR 9 2019

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

Terry Urban

Date

4-4-19

47-039-04745P

04/19/2019

WW-4B - Conti
Rev. 2/01

- 1) Date: March 8, 2019
- 2) Operator's Well Number Black Band Fuel No. 32
- 3) API Well No: 47 - 039 - 4745
State County Permit

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 x Liquid Injection _____ Waste Disposal _____ Observation _____
(If "Gas", Production x Underground Storage _____) Deep _____ Shallow x

5) LOCATION: Elevation: 1222' Watershed: Spruce Fork
District: Washington County: Kanawha Quadrangle Racine 7.5'

6) WELL OPERATOR: HG Energy II Appalachia, LLC 494519932 7) DESIGNATED AGENT Diane White
Address 5260 Dupont Road Address 5260 Dupont Road
Parkersburg, WV 26101 Parkersburg, WV 26101

8) OIL & GAS INSPECTOR TO BE NOTIFIED 9) PLUGGING CONTRACTOR
Name Terry Urban Name To Be Determined Upon Approval of Permit
Address P. O. Box 1207 Address _____
Clendenin, WV 25045

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

TD- 2,455'

Manners of plugging:

- 8 5/8" - 729' CTS
- 4 1/2" - 2001' 200 sks
- Big Injun perms - 1880'-1914'
- Big Lime perms - 1820' - 1872'

- Plug No 1 1900' to 1700', cement plug # 1, Free point, cut & pull 4 1/2" - est 800'
- Plug No 2 850' to 675', cement plug 2
- Plug No 3 100' - Surface, cement plug # 3

Monument -
6" minimum diameter metal pipe
30" above surface
10' in well below surface
Sealed with cement
API identification (1/2") height numbering

6% Gel between all plugs

Will cover all pay zone, casing cuts, elevation H₂O

AW [Signature]
4/4/19

RECEIVED
Office of Oil and Gas
APR 9 2019
WV Department of
Environmental Protection

Well Operator's Report of Well Work

Farm name: DICKINSON FUEL COMPANY Operator Well No.: BLACK BAND #32

LOCATION: Elevation: 1222.00 Quadrangle: RACINE

District: WASHINGTON County: KANAWHA
Latitude: 2000 Feet South of 38 Deg. 15Min. 0 Sec.
Longitude 9050 Feet West of 81 Deg. 40 Min. 0 Sec.

Company: PENNZOIL PRODUCTS COMPANY
P. O. BOX 5519
VIENNA, WV 26105-5519

Agent: JAMES A. CREWS

Inspector: CARLOS W. HIVELEY
Permit Issued: 06/11/90
Well work Commenced: 7-4-90
Well work Completed: 7-8-90
Verbal Plugging
Permission granted on: _____
Rotary X Cable _____ Rig
Total Depth (feet) _____
Fresh water depths (ft) 910

Salt water depths (ft) _____
Is coal being mined in area (Y/N)? _____
Coal Depths (ft): _____

Casing & Tubing	Used in Drilling	Left in Well	Cement Fill Up Cu. Ft.
Size			
8-5/8	729	729	To surface
4-1/2	2001	2001	200 sks.
			RECEIVED Office of Oil and Gas
			APR 19 2019
			WV Department of Environmental Protection

OPEN FLOW DATA

Producing formation Big Lime & Big Injun Pay zone depth (ft) 1820

Gas: Initial open flow 0 MCF/d Oil: Initial open flow _____ Bbl/d
Final open flow 27 MCF/d Final open flow _____ Bbl/d
Time of open flow between initial and final tests _____ Hours
Static rock Pressure 160 psig (surface pressure) after 44 Hours

Second producing formation Pay zone depth (ft) _____

Gas: Initial open flow _____ MCF/d Oil: Initial open flow _____ Bbl/d
Final open flow _____ MCF/d Final open flow _____ Bbl/d
Time of open flow between initial and final tests _____ Hours
Static rock Pressure _____ psig (surface pressure) after _____ Hours

NOTE: ON BACK OF THIS FORM PUT THE FOLLOWING: 1). DETAILS OF PERFORATED INTERVALS, FRACTURING OR STIMULATING, PHYSICAL CHANGE, ETC. 2). THE WELL LOG WHICH IS A SYSTEMATIC DETAILED GEOLOGICAL RECORD OF ALL FORMATIONS, INCLUDING COAL ENCOUNTERED BY THE WELLBORE.

For: PENNZOIL PRODUCTS COMPANY

By: Curtis A. Lucas Curtis A. Lucas
Date: October 3, 1990

Perforate: Big Lime: 1820-1823 - 4 holes
 1862-1872 - 10 holes

Big Injun: 1880-1890 - 10 holes
 1910-1914 - 4 holes

Fracture w/10,000 gal. gelled 15% HCl, 200 Bbls. 90 quality foam
 620 Bbls. 75 quality foam, 40,000# 20/40 sand.

Rock and Sand	0-174
Coal	174-178
Rock and Shale	178-320
Mine Shaft	320-325
Sandy Shale	325-1010
Sand	1010-1215
Sand and Shale	1215-1368
Salt Sand	1368-1530
Shale	1530-1618
Sand	1618-1644
Little Lime	1644-1731
Big Lime	1731-1872
Big Injun	1872-1918
Shale	1918-2326
Coffee Shale	2326-2337
Berea	2337-2346
Shale	2346-2455
T.D.	2455'

RECEIVED
 Office of Oil and Gas

APR 9 2019

WV Department of
 Environmental Protection

WW-4A
Revised 6-07

1) Date: March 8, 2019
2) Operator's Well Number Black Band Fuel No. 32

3) API Well No.: 47 - 039 - 04745

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

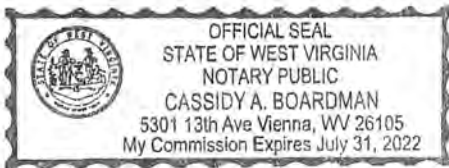
4) Surface Owner(s) to be served:	5) (a) Coal Operator
(a) Name <u>Dickinson Fuel Company</u>	Name <u>NA</u>
Address <u>P.O. Box 311</u>	Address _____
<u>Charleston, WV 25321</u>	_____
(b) Name _____	(b) Coal Owner(s) with Declaration
Address _____	Name <u>NA</u>
_____	Address _____
(c) Name _____	Name _____
Address _____	Address _____
_____	_____
6) Inspector <u>Terry Urban</u>	(c) Coal Lessee with Declaration
Address <u>P. O. Box 1207</u>	Name <u>NA</u>
<u>Clendenin, WV 25045</u>	Address _____
Telephone <u>304-549-5915</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.



Well Operator	<u>HG Energy, LLC</u>	RECEIVED Office of Oil and Gas <u>APR 9 2019</u>
By:	<u>Diane White <i>Diane White</i></u>	
Its:	<u>Agent</u>	WV Department of Environmental Protection
Address	<u>5260 Dupont Road Parkersburg, WV 26101</u>	
Telephone	<u>304-420-1119</u>	

Subscribed and sworn before me this 8th day of MARCH 2019
Cassidy Boardman Notary Public

My Commission Expires 7/31/2022

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 depprivacyofficer@wv.gov.



HG Energy, LLC
5260 Dupont Road
Parkersburg, WV 26101
(304) 420-1100 - Office
(304) 863-3172 - Fax

47-039-04745H
04/19/2019

March 8, 2019

Dickinson Fuel Company
P. O. Box 311
Charleston, WV 25321

RE: Black Band Fuel No. 32 (47-039-04745)
Washington District, Kanawha County
West Virginia

Dear Landowner:

Enclosed are copies of various application papers that we have filed with the West Virginia Department of Environmental Protection (WVDEP), Office of Oil and Gas. A well work permit is being requested for the above-referenced well.

Pursuant to WV Code Chapter 22B, Article 6, you are receiving copies of this correspondence because the well or other anticipated disturbance is located on your surface property. Your rights as a landowner are detailed in the enclosed permit application papers.

No action on your part is required. If you have any questions or comments regarding this application, you may call this office at (304) 420-1119.

Very truly yours,

Diane White

Diane C. White

RECEIVED
Office of Oil and Gas

APR 9 2019

WV Department of
Environmental Protection

Enclosures

WW-9
(5/16)

API Number 47 - 039 - 04745
Operator's Well No. _____

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

Operator Name HG Energy, LLC OP Code 494497948
Watershed (HUC 10) Spruce Fork Quadrangle Racine 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: Fluids encountered while plugging the well

Will a synthetic liner be used in the pit? Yes No If so, what ml.? 20 mil

Proposed Disposal Method For Treated Pit Wastes:

- Land Application (if selected provide a completed form WW-9-GPP)
- Underground Injection (UIC Permit Number _____)
- Reuse (at API Number _____)
- Off Site Disposal (Supply form WW-9 for disposal location)
- Other (Explain Any well effluent will be contained in tanks until disposed of off site at an approved disposal site.)

Will closed loop system be used? If so, describe: No

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

-If oil based, what type? Synthetic, petroleum, etc. NA

Additives to be used in drilling medium? NA

Drill cuttings disposal method? Leave in pit, landfill, removed offsite, etc. NA

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

-Landfill or offsite name/permit number? To be determined upon approval of the plugging permit

RECEIVED
Office of Oil and Gas

APR 9 2019

WV Department of
Environmental Protection

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 Diane White

Company Official (Typed Name) Diane White

Company Official Title Agent

Subscribed and sworn before me this 8th day of MARCH, 20 19

Cassidy Boardman

Notary Public

My commission expires 7/31/2022



04/19/2019

Form WW-9

Operator's Well No. _____

Proposed Revegetation Treatment: Acres Disturbed 2.0 Acres Prevegetation pH _____

Lime 3 Tons/acre or to correct to pH 6.5

Fertilizer type 10/20/20

Fertilizer amount 500 lbs/acre

Mulch Straw 2 Tons/acre

Seed Mixtures

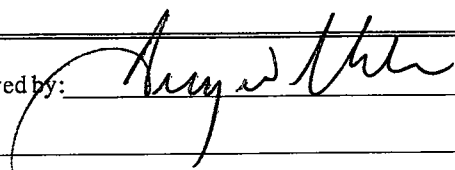
Temporary		Permanent	
Seed Type	lbs/acre	Seed Type	lbs/acre
Tall Fescue	40	Tall Fescue	40
Ladino Clover	5	Ladino Clover	5

- Sediment Control Will Be In Place At All Times -

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: 

Comments: _____

RECEIVED
Office of Oil and Gas

APR 9 2019

WV Department of
Environmental Protection

Title: Inspect O&GAS

Date: 4-4-19

Field Reviewed? Yes No

04/19/2019

WW-9- GPP
Rev. 5/16

Page 1 of 2
API Number 47 - 039 - 04745
Operator's Well No. _____

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

Operator Name: HG Energy, LLC

Watershed (HUC 10): Spruce Fork Quad: Racine 7.5'

Farm Name: _____

- 1. List the procedures used for the treatment and discharge of fluids. Include a list of all operations that could contaminate the groundwater.

NA

- 2. Describe procedures and equipment used to protect groundwater quality from the list of potential contaminant sources above.

NA

- 3. List the closest water body, distance to closest water body, and distance from closest Well Head Protection Area to the discharge area.

NA

RECEIVED
Office of Oil and Gas

APR 9 2019

WV Department of
Environmental Protection

- 4. Summarize all activities at your facility that are already regulated for groundwater protection.

NA

- 5. Discuss any existing groundwater quality data for your facility or an adjacent property.

NA

6. Provide a statement that no waste material will be used for deicing or fill material on the property.

NA

7. Describe the groundwater protection instruction and training to be provided to the employees. Job procedures shall provide direction on how to prevent groundwater contamination.

NA

RECEIVED
Office of Oil and Gas
APR 9 2019

WV Department of
Environmental Protection

8. Provide provisions and frequency for inspections of all GPP elements and equipment.

NA

Signature: Diane White

Date: 3/08/19

Reclamation Plan For:

Black Band Fuel No.32

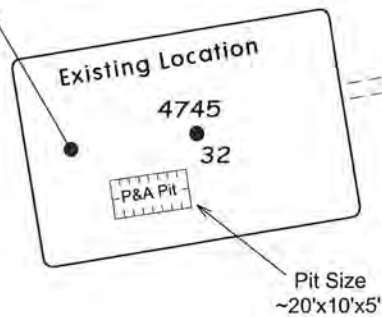
47-039-4745



NOTE
 REFER TO THE WVDEP
 EROSION AND SEDIMENT CONTROL
 FIELD MANUAL VER. MAY 2012 FOR
 BMPs CONTROLLING EROSION AND
 SEDIMENT FROM SOIL-DISTURBING
 OPERATIONS.



NOTE:
 Location is existing. Only minimal earthwork will be required to P&A existing well. Any disturbed areas will be revegetated as per the attached WW-9.



Black Band Fuel Lease

Dickinson Fuel Co.
- Surface

RECEIVED
Office of Oil and Gas

APR 9 2019

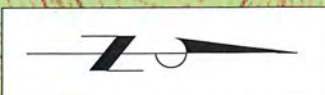
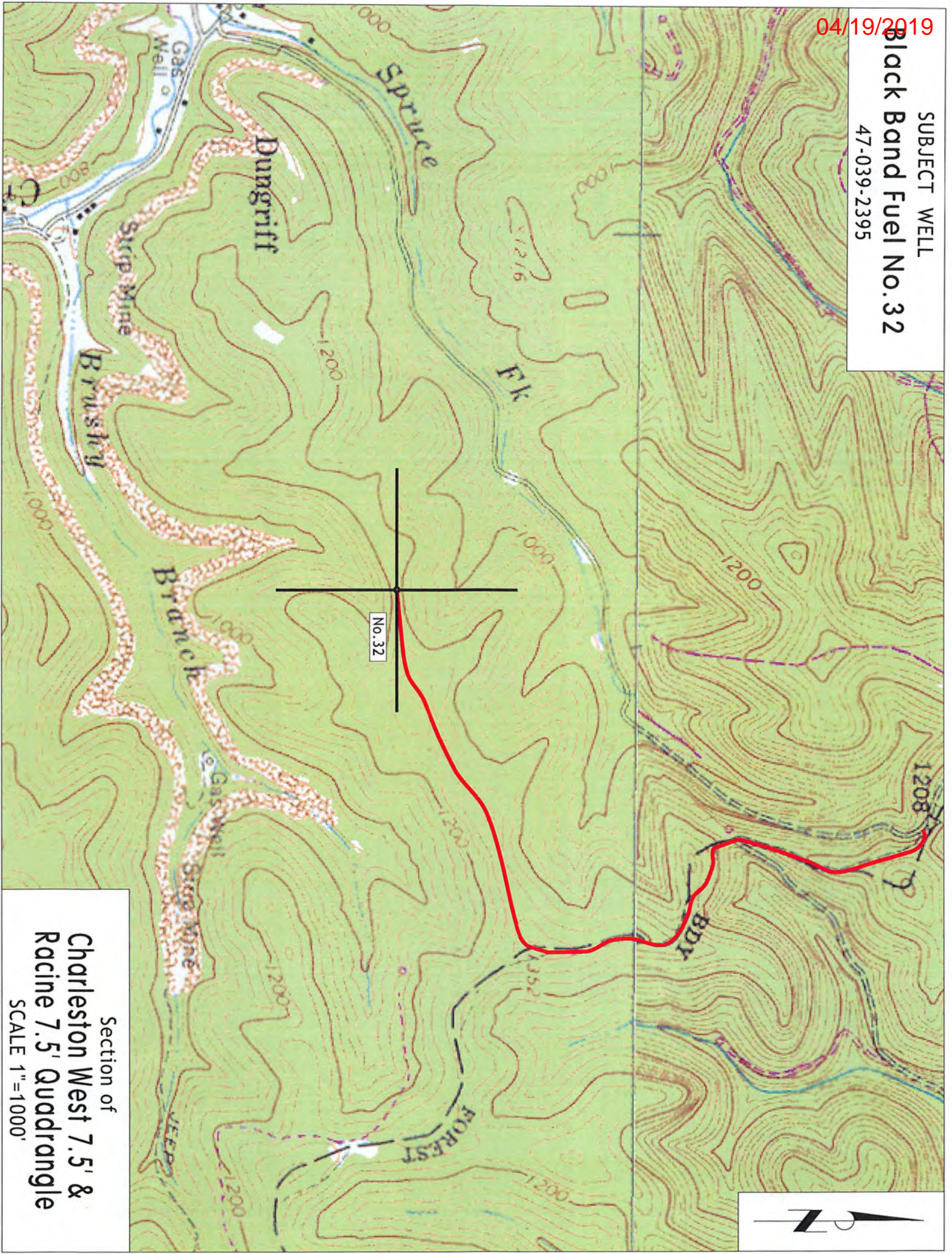
WV Department of Environmental Protection

Notes:

- REQUESTED PERMIT IS FOR PLUGGING AN EXISTING WELL
- ALL ACCESS ROADS ARE EXISTING AND WILL BE UPGRADED IN ORDER TO ACCOMODATE WELL WORK EQUIPMENT AND THEN WILL BE RECLAIMED TO WVDEP STANDARDS.
- ALL DISTURBED AREAS WILL BE RE-VEGETATED AS OUTLINED ON FORM WW-9.
- LOCATION OF DRILL PIT MAY BE CHANGED BASED ON AS-BUILT CONSIDERATIONS.
- DRAWING NOT TO SCALE.

04/19/2019

SUBJECT WELL
Black Band Fuel No. 32
47-039-2395



Section of
 Charleston West 7.5' &
 Racine 7.5' Quadrangle
 SCALE 1"=1000'

47-039-04745P
04/19/2019

WW-7
8-30-06



West Virginia Department of Environmental Protection
Office of Oil & Gas
WELL LOCATION FORM: GPS

API: 47- 039 - 04745 WELL NO: 32

FARM NAME: Black Band Fuel No.32

RESPONSIBLE PARTY NAME: H.G. Energy, LLC

COUNTY: Kanawha DISTRICT: Washington

QUADRANGLE: Racine 7.5'

SURFACE OWNER: Dickinson Fuel Co.

ROYALTY OWNER: HG Energy, LLC

UTM GPS NORTHING: 4,233,190 (NAD 83)

UTM GPS EASTING: 438,933 (NAD 83) GPS ELEVATION: 372 m. (1220')

The Responsible Party named above has chosen to submit GPS coordinates in lieu of preparing a new well location plat for a plugging permit or assigned API number on the above well. The Office of Oil & Gas will not accept GPS coordinates that do not meet the following requirements:

1. Datum: NAD 1983, Zone:17 North, Coordinate Units: meters, Altitude: height above mean sea level (MSL) - meters.
2. Accuracy to Datum - 3.05 meters
3. Data Collection Method:

Survey Grade GPS	<input type="checkbox"/>	Post Processed Differential	<input type="checkbox"/>
		Real-Time Differential	<input type="checkbox"/>
Mapping Grade GPS	<input checked="" type="checkbox"/>	Post Processed Differential	<input checked="" type="checkbox"/>
		Real-Time Differential	<input type="checkbox"/>
- 4 **Letter size copy of the topography map showing the well location.**

RECEIVED
Office of Oil and Gas
APR 9 2019
WV Department of
Environmental Protection

I the undersigned, hereby certify this data is correct to the best of my knowledge and belief and shows all the information required by law and the regulations issued and prescribed by the Office of Oil and Gas.

Diane White
Diane C. White

Designated Agent
Title

11/20/2018
Date



HG Energy, LLC
5260 Dupont Road
Parkersburg, WV 26101
(304) 420-1100 - Office
(304) 863-3172 - Fax

47-039-04745P
04/19/2019

March 8, 2019

RECEIVED
Office of Oil and Gas

APR 9 2019

WV Department of
Environmental Protection

Jeff McLaughlin
WVDEP
Division of Oil & Gas
601 57th Street
Charleston, West Virginia 25304

RE: Black Band Fuel No. 32 - (47-039-04745)
Washington District, Kanawha County
West Virginia

CK# 4071
Amt \$100
Date 3/12/19

Dear Mr. McLaughlin:

Enclosed are Forms WW-4(A), WW-4(B), WW-9, and WW-7, topo map, well record, copy of certified mailing receipt and a check in the amount of \$100.00 to cover the permit fee to plug and abandon the above-captioned well.

Very truly yours,

Diane White

Diane C. White

Enclosures

cc: Dickinson Fuel Company - Certified
Terry Urban - Inspector

47-039-04745P

04/19/2019

7018 1130 0001 2458 8786

U.S. Postal Service™ CERTIFIED MAIL® RECEIPT <i>Domestic Mail Only</i>	
For delivery information, visit our website at www.usps.com ®.	
OFFICIAL USE	
Certified Mail Fee \$ 3.50	
Extra Services & Fees (check box, add fee as appropriate)	
<input checked="" type="checkbox"/> Return Receipt (hardcopy) \$ 0.80	
<input type="checkbox"/> Return Receipt (electronic) \$ _____	
<input type="checkbox"/> Certified Mail Restricted Delivery \$ _____ <input type="checkbox"/> Adult Signature Required \$ _____ <input type="checkbox"/> Adult Signature Restricted Delivery \$ _____	
Postage \$ 1.45	
Total Postage and Fees \$ 7.75	
Sent To Dickinson Fuel Company	
Street and Apt. No., or PO Box No. PO Box 311	
City, State, ZIP+4® Charleston WV 25321	
PS Form 3800, April 2015 PSN 7530-02-000-9047	See Reverse for Instructions

RECEIVED
 Office of Oil and Gas
 APR 9 2019
 U.S. Department of
 Environmental Protection

04/19/2019

10-750

Office of the
Attorney General

APR 19 2019

Department of
Justice

SURFACE OWNER WAIVER

Operator's Well
Number

Black Band Fuel No. 32

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 57th 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,

_____	Date _____	Name _____
Signature		By _____
		Its _____

		Date _____
		Signature _____
		Date _____

RECEIVED
Office of Oil and Gas
APR 9 2019
WV Department of
Environmental Protection