

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

Jim Justice , Governor Austin Caperton , Cabinet Secretary www.dep.wv.gov

Friday, September 01, 2017 WELL WORK PERMIT Horizontal 6A / New Drill

SWN PRODUCTION COMPANY, LLC POST OFFICE BOX 12359

SPRING, TX 773914954

Re: Permit approval for GARY KESTNER OHI 1H 47-069-00237-00-00

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.

Please be advised that form WR-35, Well Operators Report of Well Work 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: GARY KESTNER OHI 1H Farm Name: KESTNER, GARY & TERRY U.S. WELL NUMBER: 47-069-00237-00-00 Horizontal 6A / New Drill Date Issued: 9/1/2017

Promoting a healthy environment.

PERMIT CONDITIONS

West Virginia Code § 22-6A-8(d) 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

- This proposed activity may require permit coverage from the United States Army Corps of Engineers (USACE). Through this permit, you are hereby being advised to consult with USACE regarding this proposed activity.
- 2. If the operator encounters an unanticipated void, or an anticipated void at an unanticipated depth, the operator shall notify the inspector within 24 hours. Modifications to the casing program may be necessary to comply with W. Va. Code § 22-6A-5a (12), which requires drilling to a minimum depth of thirty feet below the bottom of the void, and installing a minimum of twenty (20) feet of casing. Under no circumstance should the operator drill more than one hundred (100) feet below the bottom of the void or install less than twenty (20) feet of casing below the bottom of the void.
- 3. When compacting fills, each lift before compaction shall not be more than 12 inches in height, and the moisture content of the fill material shall be within limits as determined by the Standard Proctor Density test of the actual soils used in specific engineered fill, ASTM D698, Standard Test Method for Laboratory Compaction Characteristics of Soil Using Standard Effort, to achieve 95 % compaction of the optimum density. Each lift shall be tested for compaction, with a minimum of two tests per lift per acre of fill. All test results shall be maintained on site and available for review.
- 4. Operator shall install signage per § 22-6A-8g (6) (B) at all source water locations included in their approved water management plan within 24 hours of water management plan activation.
- 5. Oil and gas water supply wells will be registered with the Office of Oil and Gas and all such wells will be constructed and plugged in accordance with the standards of the Bureau for Public Health set forth in its Legislative rule entitled *Water Well Regulations*, 64 C.S.R. 19. Operator is to contact the Bureau of Public Health regarding permit requirements. In lieu of plugging, the operator may transfer the well to the surface owner upon agreement of the parties. All drinking water wells within fifteen hundred feet of the water supply well shall be flow tested by the operator upon request of the drinking well owner prior to operating the water
- 6. Pursuant to the requirements pertaining to the sampling of domestic water supply wells/springs the operator shall, no later than thirty (30) days after receipt of analytical data provide a written copy to the Chief and any of the users who may have requested such analyses.
- 7. 24 hours prior to the initiation of the completion process the operator shall notify the Chief or his designee.
- 8. During the completion process the operator shall monitor annular pressures and report any anomaly noticed to the chief or his designee immediately.
- 9. If any explosion or other accident causing loss of life or serious personal injury occurs in or about a well or well work on a well, the well operator or its contractor shall give notice, stating the particulars of the explosion or accident, to the oil and gas inspector and the Chief, within 24 hours of said accident.
- 10. During the casing and cementing process, in the event cement does not return to the surface, the oil and gas inspector shall be notified within 24 hours.

PERMIT CONDITIONS

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11. The operator shall provide to the Office of Oil and Gas the dates of each of the following within 30 days of their occurrence: completion of construction of the well pad, commencement of drilling, cessation of drilling, completion of any other permitted well work, and completion of the well. Such notice shall be provided by sending an email to DEPOOGNotify@wv.gov.

API NO. 47-069

OPERATOR WELL NO. Gary Kestner OHI 1H Well Pad Name: Gary Kestner OHI PAD

STATE OF WEST VIRGINIA DEPARTMENT OF ENVIRONMENTAL PROTECTION, OFFICE OF OIL AND GAS WELL WORK PERMIT APPLICATION

1) Well Operator: SWN	Production Co., LLC	494512924	069-Ohio	3- Liberty 247/648-Bethany/
		Operator ID	County	District Quadrangle
2) Operator's Well Numbe	er: Gary Kestner OH	I 1H Well P	ad Name: Gar	y Kestner OHI PAD
3) Farm Name/Surface Ov	vner: Gary & Terry K	estner Public R	oad Access: Gr	eggsville Clinton & Potomac Road
4) Elevation, current groun	nd: 1291.9' I	Elevation, propose	d post-construc	tion: 1291.9'
5) Well Type (a) Gas	X Oil	Un	derground Stor	age
Other				
(b)If Gas	Shallow X	Deep		
	Horizontal X		C. Al	20 = 24 10
6) Existing Pad: Yes or No				SCITI
7) Proposed Target Forma Target Formation- Marcellus,				Pressure(s): ness- 43', Associated Pressure- 3670
8) Proposed Total Vertical	Depth: 6462'			
9) Formation at Total Vert	ical Depth: Marcellu	IS		
10) Proposed Total Measu	red Depth: 13,882'			
11) Proposed Horizontal L	eg Length: 6985'			
12) Approximate Fresh W	ater Strata Depths:	647'		
13) Method to Determine	Fresh Water Depths:	Offset wells; WF	R-35	
14) Approximate Saltwate	r Depths: 781'			
15) Approximate Coal Sea	m Depths: 647'			
16) Approximate Depth to	Possible Void (coal r	nine, karst, other):	None that we	e are aware of.
17) Does Proposed well lo directly overlying or adjac			N	lo X
(a) If Yes, provide Mine	Info: Name:			
	Depth:			
	Seam:			
	Owner:			
			RECEIVED Office of Oil and G	ias
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		1.8	WV Department Environmental Prot	Page 10f 3 09/01/2017

WW-6B (04/15)

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API NO. 47- 069

OPERATOR WELL NO. Gary Kestner OHI 1H Well Pad Name: Gary Kestner OHI PAD

WW-6B (04/15)

18)

CASING AND TUBING PROGRAM

TYPE	Size (in)	<u>New</u> <u>or</u> <u>Used</u>	<u>Grade</u>	Weight per ft. (lb/ft)	<u>FOOTAGE: For</u> <u>Drilling (ft)</u>	INTERVALS: Left in Well (ft)	<u>CEMENT:</u> <u>Fill-up</u> (Cu. Ft.)/CTS
Conductor	20"	New	H-40	94#	100'	100'	CTS
Fresh Water	13 3/8"	New	H-40	48#	707'	707'	693 sx/CTS
Coal	9 5/8"	New	J-55	36#	1933'	1933'	717 sx/CTS
Intermediate	7"	New	J-55	20#	If Needed	If Needed	If Needed/As Needed
Production	5 1/2"	New	HCP-110	20#	13,882'	13,882'	lead 905 sx Tail 1750 sx inside intermedia
Tubing	2 3/8"	New	HCP-110	4.7#	Approx. 6462'	Approx. 6462'	
Liners							

C. P.R. 5-24.17

ТҮРЕ	Size (in)	<u>Wellbore</u> <u>Diameter (in)</u>	<u>Wall</u> <u>Thickness</u> <u>(in)</u>	Burst Pressure (psi)	Anticipated Max. Internal Pressure (psi)	<u>Cement</u> <u>Type</u>	<u>Cement</u> <u>Yield</u> (cu. ft./k)
Conductor	20"	30"	0.25	2120	81	Class A	1.19/50% Excess
Fresh Water	13 3/8"	17.5"	0.380	2740	633	Class A	1.19/50% Excess
Coal	9 5/8"	12 1/4"	0.395	3950	1768	Class A	1.19/50% Excess
Intermediate	7"	8 3/4"	0.317	4360	3250	Class A	1.20/50% Excess
Production	5 1/2"	8 3/4"	0.361	12360	9500	Class A	1.20/50% Excess
Tubing	2 3/8"	4.778"	0.190	Approx 8193'	Approx 8193'	1.1.1	
Liners	100						

PACKERS

Kind:	10K Arrowset AS-1X	
Sizes:	5 1/2"	
Depths Set:		

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API NO. 47- 069

OPERATOR WELL NO. Gary Kestner OHI 1H Well Pad Name: Gary Kestner OHI PAD

WW-6B (04/15)

18)

CASING AND TUBING PROGRAM

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Conductor	20"	New	H-40	94#	100'	100'	CTS
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Coal	9 5/8"	New	J-55	36#	1933'	1933'	717 sx/CTS
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Production	5 1/2"	New	HCP-110	20#	13,882'	13,882'	lead 905 sx Tail 1750 sx inside interm
Tubing	2 3/8"	New	HCP-110	4.7#	Approx. 6462'	Approx. 6462'	
Liners							

CPRO	5-24-17
Con	2

ТҮРЕ	Size (in)	<u>Wellbore</u> Diameter (in)	<u>Wall</u> <u>Thickness</u> <u>(in)</u>	Burst Pressure (psi)	Anticipated Max. Internal Pressure (psi)	<u>Cement</u> <u>Type</u>	<u>Cement</u> <u>Yield</u> (cu. ft./k)
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Fresh Water	13 3/8"	17.5"	0.380	2740	633	Class A	1.19/50% Excess
Coal	9 5/8"	12 1/4"	0.395	3950	1768	Class A	1.19/50% Excess
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PACKERS

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Depths Set:		

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WW-6B (10/14)

API NO. 47- 069 OPERATOR WELL NO. Gary Kestner OHI 1H Well Pad Name: Gary Kestner OHI PAD

19) Describe proposed well work, including the drilling and plugging back of any pilot hole:

Drill and stimulate any potential zones between and including the Benson to Marcellus. **If we should encounter a void place basket above and below void area- balance cement to bottom of void and grout from basket to surface. Run casing not less than 20' below void nor more than 50' below void. (*If freshwater is encountered deeper than anticipated it must be protected, set casing 50' below and cts.)

20) Describe fracturing/stimulating methods in detail, including anticipated max pressure and max rate:

Well will be perforated within the target formation and stimulated with a slurry of water, sand, and chemical additives at a high rate. This will be performed in stages with the plug and perf method along the wellbore until the entire lateral has been stimulated within the target formation. All stage plugs are then drilled out and the well is flowed back to surface. The well is produced through surface facilities consisting of high pressure production unites, vertical separation units, water and oil storage tanks. Max press and anticipated max rate- 9000 lbs @ 80 barrels a minute.

21) Total Area to be disturbed including roads stocknile area nits atc. (acres): N	
21) Total Area to be disturbed, including roads, stockpile area, pits, etc., (acres): $\sqrt[3]{0}$	

22) Area to be disturbed for well pad only, less access road (acres): 5.5

23) Describe centralizer placement for each casing string:

All casing strings will be ran with a centralizer at a minimum of 1 per every 3 joints of casing.

24) Describe all cement additives associated with each cement type:

See Attachment ***

25) Proposed borehole conditioning procedures:

All boreholes will be conditioned with circulation and rotation for a minimum of one bottoms up and continuing until operator is satisfied with borehole conditions.

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*Note: Attach additional sheets as needed.

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	Product Name	Product Use	Chemical Name	CAS Number
Surface	S001	accelerator	calcium chloride	10043-52-4
Intermediate	5001	accelerator	calcium chloride	10043-52-4
	D080	dispersant	sodium polynaphthalene sulfonate	9008-63-3
Ĩ Ĝ	D801	retarder	aromatic polymer derivative	propriatary
Kick Off Plug	D047	antifoam	polypropylene glycol	25322-69-4
	D167	fluid loss	aliphatic amide polymer	propriatary
	D154	extender	non-crystalline silica	7631-86-9
	D400	gas migration	boric acid	10043-35-3
			polypropylene glycol	25322-69-4
pag	D046	antifoam	fullers earth (attapulgite)	8031-18-3
Production-Lead			chrystalline silica	14808-60-7
왌	D201	retarder	metal oxide	propriatary
- P			sulphonated synthetic polymer	propriatary
ă.	D202	dispersant	formaldehyde (impurity)	propriatary
			polypropylene glycol	25322-69-4
	D046	antifoam	fullers earth (attapulgite)	8031-18-3
	D167	fluid loss	aliphatic amide polymer	propriatary
5	1		sodium polynaphthalene sulfonate	9008-63-3
l l	D065	dispersant	sodium sulfate	7757-82-6
Production-Tail			chrystalline silica	14808-60-7
ogu –	D201	retarder	metal oxide	propriatary
- ă	D153	anti-settling	chrystalline silica	14808-60-7

Schlumberger Cement Additives

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SWN Production Company, LLC P O Box 12359 Spring, Texas 77391-2359 www.swn.com



May 16, 2017

Ms. Laura Adkins Office of Oil & Gas 601 57th Street Charleston, WV 25304

RE: Proposed New Well Gary Kestner OHI 1H

Dear Ms. Adkins

SWN has reviewed the area of the above mentioned well and discovered no shallow wells within 500' of the lateral. This well is situated on the Kestner's property, in Liberty District, Ohio County, West Virginia.

If you have any questions or desire additional information, please me at 304-884-1614

Thank you. Sincerely,

Dee Southall Regulatory Supervisor Southwestern Energy Production Company, LLC PO Box 1300 Jane Lew, WV 26378

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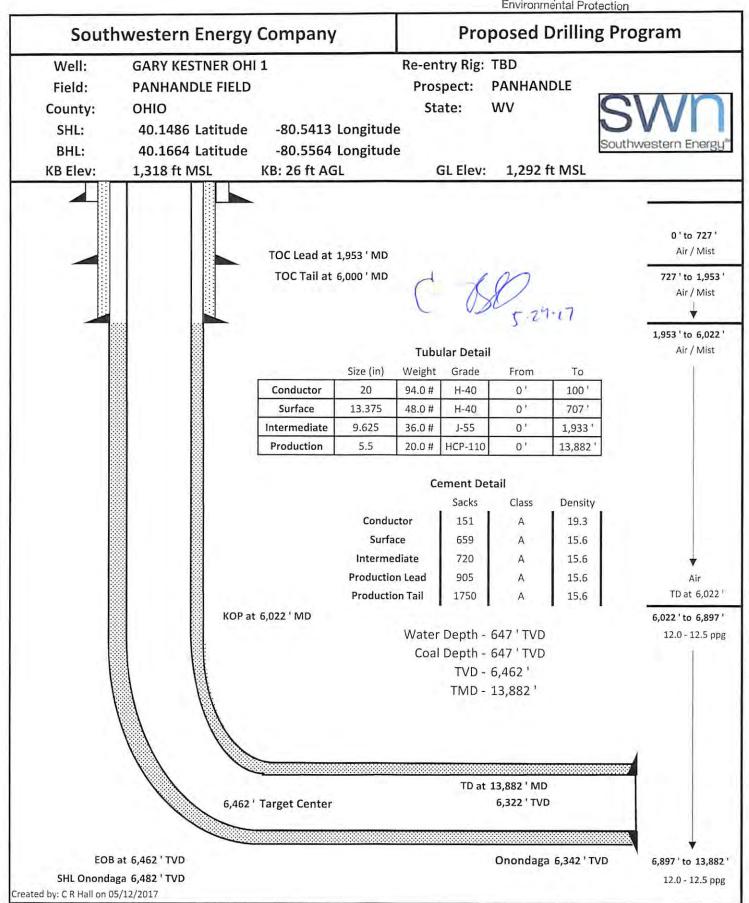
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(4/16)	API Number 47 - 69 -
	Operator's Well No. Gary Kestner OHI 1H
STAT	E OF WEST VIRGINIA
DEPARTMENT OF	FENVIRONMENTAL PROTECTION
OFF	ICE OF OIL AND GAS
FLUIDS/ CUTTINGS	S DISPOSAL & RECLAMATION PLAN
Operator Name SWN Production Company, LLC	OP Code 494512924
Watershed (HUC 10) Upper Ohio North	Quadrangle Bethany/Valley Grove
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:cl	osed loop system in place at this time- cuttings will be taken to a permitted landfill
Will a synthetic liner be used in the pit? Yes	No \checkmark If so, what ml.?
Proposed Disposal Method For Treated Pit Was	tes:
Land Application	
Underground Injection (UIC	Permit Number)
Reuse (at API Number at next	anticipated well, API # will be included with the WR-34/DDMR &/or permit addendum
	m WW-9 for disposal location)
Other (Explain flow back fluid)	s will be put in steel tanks and reused or taken to a permitted disposal facility
Will closed loop system be used? If so, describe: yes	
Drilling medium anticipated for this well (vertical and ho	prizontal)? Air, freshwater, oil based, etc. air drill to KOP, fluid drill with SOBM from KOP to TD
-If oil based, what type? Synthetic, petroleum, of	etc. synthetic oil base
Additives to be used in drilling medium? see attached sh	

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

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

-Landfill or offsite name/permit number? meadow SWF-1032. SS grading SWF-4502, Northwestern SWF-1025, Short Creek 1034/WV0109517/CID28725, Carbon Limester 28726-CID28725 Arden Landfill 1UU/2, American U2-12954, Country VVIde 38390/CID38390, Pine Grove 13688

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 August 1, 2005, 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. Office of Oil and Gas

Company Official Signature	
Company Official (Typed Name) Dee Southall	
Company Official Title Regulatory Supervisor	WV Department of Environmental Protection

Subscribed and sworn before me this and the day of May	, 20 17 OFFICIAL SEAL
Brittany & Woody	Notary Public State of West Virginia BRITTANY R WOODY 3302 Old Elkins Road
My commission expires 112100	Buckhannon, WV 26201 My commission expires November 27, 2022 09/01/2017

Title: oil and gas inspector

C

Field Reviewed?

/) Yes

Proposed Revegetation Treatment: Acres Disturbe	ed 8.6	Prevegetation pH	
Lime Tons/acre or to c	correct to pH <u>55</u>		
Fertilizer type 10-20-20			
Fertilizer amount 600	lbs/acre		
Mulch Hay/Straw 2.5	Tons/acre		
	Seed Mixtures		
Temporary		Perma	ient
Seed Type lbs/acre		Seed Type	lbs/acre
ttach: laps(s) of road, location, pit and proposed area fo rovided). If water from the pit will be land applied			
attach: Maps(s) of road, location, pit and proposed area for rovided). If water from the pit will be land applied creage, of the land application area.	d, include dimensions (L		
Attach: Maps(s) of road, location, pit and proposed area for rovided). If water from the pit will be land applied creage, of the land application area. hotocopied section of involved 7.5' topographic s	d, include dimensions (L		
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Attach: Maps(s) of road, location, pit and proposed area fo rovided). If water from the pit will be land applied creage, of the land application area. Photocopied section of involved 7.5' topographic s Plan Approved by:	d, include dimensions (L heet.		
**See Attachment Attach: Aaps(s) of road, location, pit and proposed area fo rovided). If water from the pit will be land applied creage, of the land application area. Photocopied section of involved 7.5' topographic s Plan Approved by: Comments:	d, include dimensions (L heet.		

09/01/2017

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5 27.17

Date:

)No

Drilling Mediums

Synthetic Oil
Brine
Barite
Calcium Chloride
Lime
Organophilic Bentonite
Primary and Secondary Emulsifiers
Gilsonite
Calcium Carbonate
Friction Reducers

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To Order Se	eed contact Lyndsi Eddy Flippo office 570-996-4271 cell 501-2	69-5451 lyndsi_eddy@swn.com (please allow 7 to 10	days for delivery)
NON-ORGANIC PROPERTIES		ORGANIC PROPERTIES	
Seed Mixture: ROW Mix	SWN Supplied	Seed Mixture: SWN Production Organia	c Mix SWN Supplied
Orchardgrass Timothy	40% 15%	Organic Timothy Organic Red or White Clover	50% 50%
Annual Ryegrass Brown Top Millet Bod Top	15% 5% 5%	OR Organic Perennial Ryegrass Organic Red or White Clover	50% 50%
Red Top Medium Red Clover White Clover Birdsfoot Trefoil Baush Bluesses	5% All legumes are 5% innoculated at 5x normal 5% rate 5%	Apply @ 100lbs per acre April 16th- Oct. 14th Organic Fertilizer @ 200lbs per Acre	Apply @ 200lbs per acre Oct. 15th- April 15th Pelletized Lime @ 2 Tons per Acre
Rough Bluegrass Apply @ 100lbs per acre April 16th- Oct. 14th	5% Apply @ 200lbs per acre Oct. 15th- April 15th PLUS 50lbs per acre of Winter Wheat	WETLANDS (delineated as jurisdic	
SOIL AMENDMENTS		Seed Mixture: Wetland Mix	SWN Supplied
10-20-20 Fertilizer Pelletized Lime	*Apply @ 500lbs per Acre Apply @ 2 Tons per Acre *unless otherwise dictated by soil test results	VA Wild Ryegrass Annual Ryegrass Fowl Bluegrass Cosmos 'Sensation'	20% 20% 20%
Seeding Calculation Information: 1452' of 30' ROW/LOD is One Acre 871' of 50' ROW/LOD is One Acre 622' of 70' ROW/LOD is One Acre		Redtop Golden Tickseed Maryland Senna Showy Tickseed	10%RECEIVED5%Office of Oil and Gas5%JUN5%WV Department of
	, you should be using (2) 50lb bags of seed, (4) 50lb ime (2x seed in winter months + 50lb Winter	Fox Sedge Soft Rush Woolgrass Swamp Verbena	2.5% Environmental Protection 2.5% 2.5%
Special Considerations: Landowner Special Considerations including	g CREP program participants require additional ese requirements with SWN supervision at the pecial seed delivery.	Apply @ 25lbs per acre April 16th- Oct. 14th	Apply @ 50lbs per acre Oct. 15th- April 15th E INSIDE WETLAND LIMITS

MARCELLUS WELL DRILLING PROCEDURES AND WELL SITE SAFETY PLAN

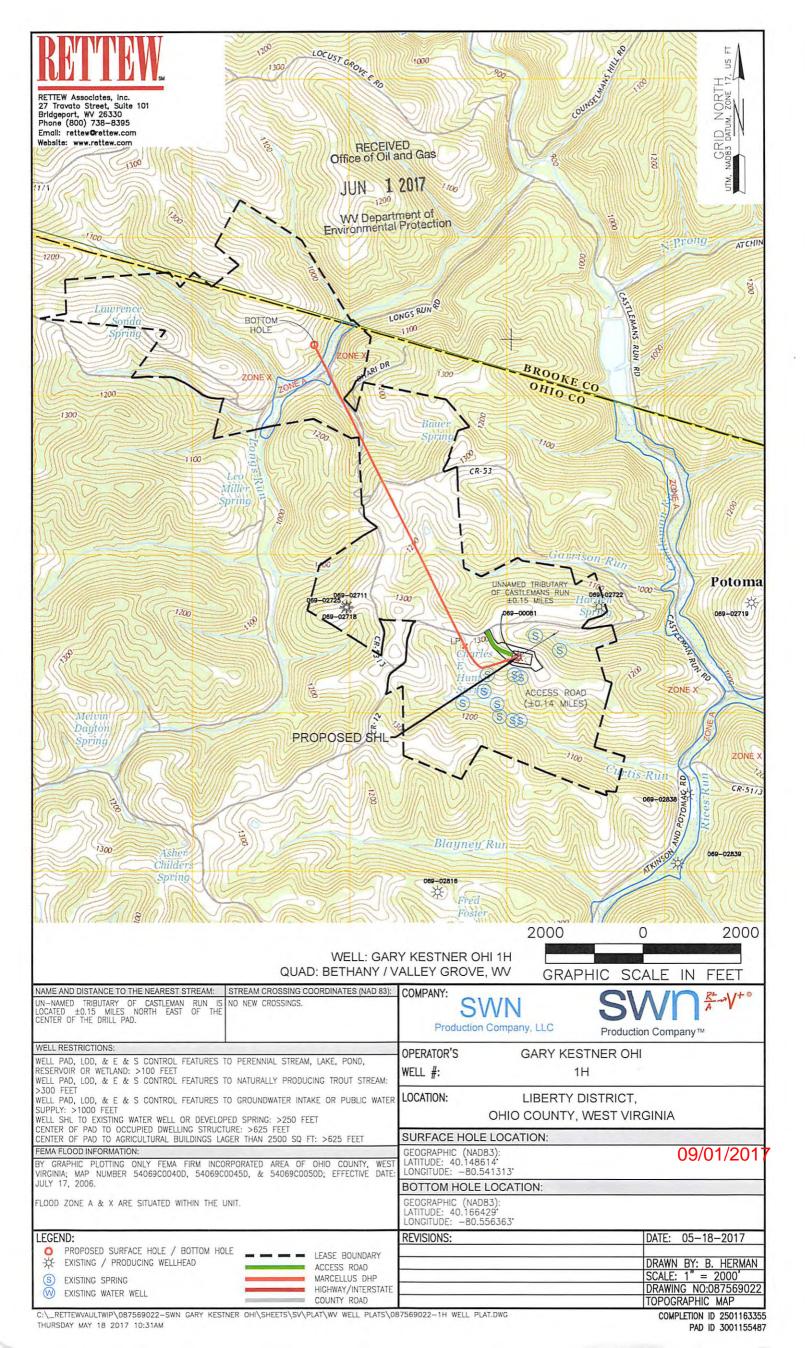


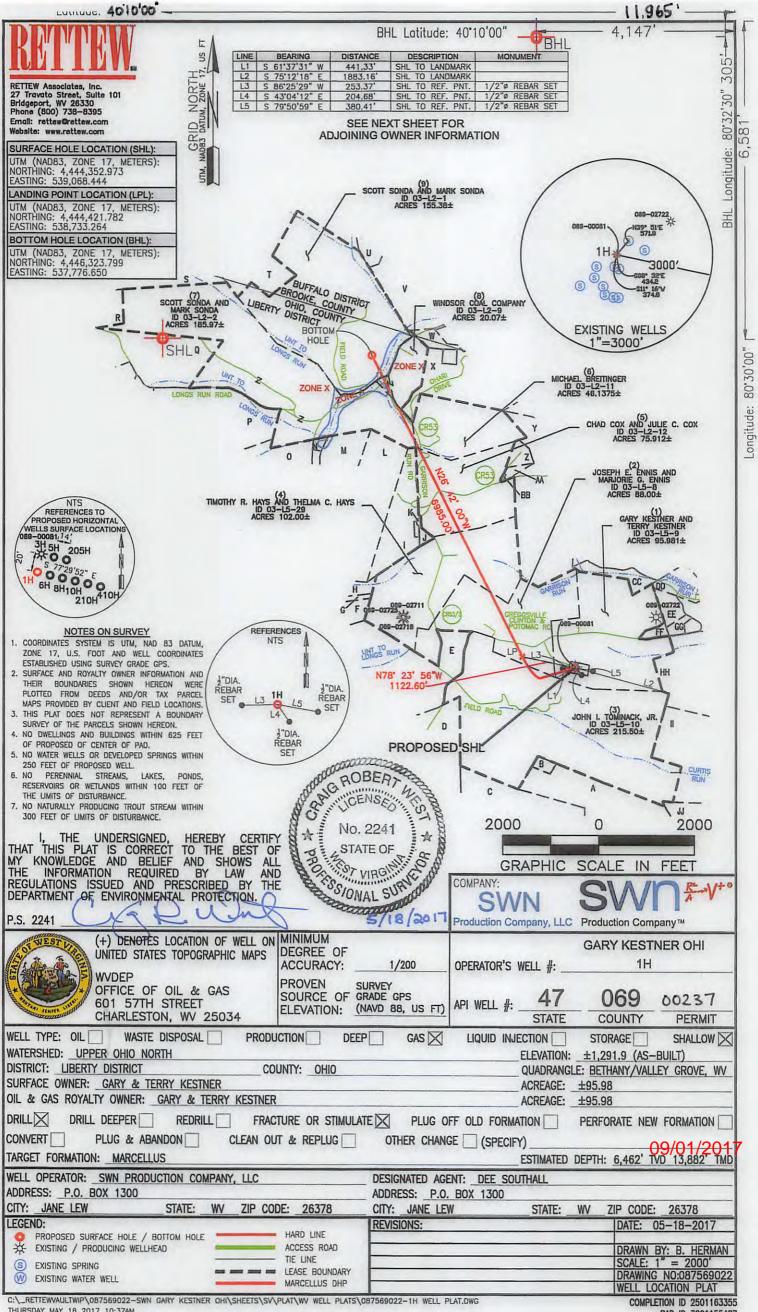
SWN Production Company, LLC 179 Innovation Drive Jane Lew, West Virginia 26378

API NO. 47-XXX-XXXXX WELL NAME: Gary Kestner OHI 1H Bethany/Valley Grove QUAD Liberty DISTRICT Ohio COUNTY, WEST VIRGINIA

Submitted by:

Submitted by:					
Dee Southall	_ Date:	5/9/2017			
Title: Regulatory Supervisor	SWN F	Production Co., LLC			
Approved by:	_ Date:	5-27-17			
Approved by:					
	_ Date:				
Title:	-		ED and Gas	2017	nent of Protection
SWN PRODUCTION COMPANY	, LLC		RECEIVED Office of Oil and Gas	I NUL	WV Department of Environmental Protection





SDAY MAY 18 2017 10:37AM

PAD ID 3001155487



WELL BORE PARCELS

TRACT	SURFACE OWNER	TAX PARCEL	ACRES
1	GARY KESTNER AND TERRY KESTNER	03-L5-9	95.981±
2	JOSEPH E. ENNIS AND MARJORIE G. ENNIS	03-L5-8	88.00±
3	JOHN I. TOMINACK, JR.	03-L5-10	215.50±
4	TIMOTHY R. HAYS AND THELMA C. HAYS	03-L5-29	102.00±
5	CHAD COX AND JULIE C. COX	03-L2-12	75.912±
6	MICHAEL BREITINGER	03-L2-11	46.1375±
7	SCOTT SONDA AND MARK SONDA	03-L2-2	185.97±
8	WINDSOR COAL COMPANY	03-L2-9	20.07±
9	SCOTT SONDA AND MARK SONDA	03-L2-1	155.38±

ADJOINING OWNERS

TRACT	SURFACE OWNERS	TAX PARCEL	ACRES
А	DELMER K. & V. G. LOEW	03-L6-19	139.00±
В	TUNNELL RIDGE LLC	03-L6-22	2.00±
С	LYNN MCELVANY	03-L5-26	91.85±
D	GEORGE F. SMITH	03-L5-27	138.00±
E	DONALD F. & J. L. DOLENCE	03-L5-11	90.22±
F	GEORGE W., JR. & LAURIE GROVE	03-L5-7.1	8.53±
G	GEORGE W., JR. & L. A. GROVE	03-L5-7.4	1.56±
Н	CHARLES W. & CHRISTY D. GROUNDS	03-L5-4	2.81±
1	CHARLES EDWARD & SHARON BOONE	03-L2-8.4	30.97±
J	N/A	03-L2-122	N/A±
K	SHARON L. GILL	03-L2-8.2	0.34±
L	CHARLES EDWARD & SHARON BOONE	03-L2-8	58.95±
М	WINDSOR COAL COMPANY	03-L2-8.3	25.12±
Ν	ALISHA D. & SCOTT B. MEDLEN	03-L2-7.2	1.00±
0	JOAN C. MILLER (LIFE ESTATE) JOHN L. MILLER	03-L2-7.1	266.19±
Ρ	BAIRD C. KLOSS	03-L2-4	142.32±
Q	LARRY G. BALL	03-L1-38	130.46±
R	KEVIN K. & CYNTHIA R. MCGEE	03-L2-15.1	29.36±
S	JOHN W HUPP, JOSEPH T HUPP, & LINDA H. DOUBLE	03-B48-16	184.00±
Т	MARION P. STONE	03-B48-19	150.00±
U	MARK & SCOTT SONDA	03-B48-20	139.00±
٧	MARION PYLE STONE	03-B48-41	133.00±
W	WILLIAM B. COX	05-B47-9	1.56±
Х	MICHAEL & DEIRDRA OHARA	03-L2-10.2	46.94±
Y	HARRY ALAN FISH R. H. & P C (RES'V LF EST)	03-L2-13	78.33±
Ζ	JEREMY R. & TANYA N. DEARING	03-L2-12.3	4.47±
AA	G. L. LEMASTERS, JR.	03-L2-12.1	1.83±
BB	JONATHAN MITCHELL SWEARINGEN	03-L2-12.4	0.17±
CC	GREGORY D. ATKINSON; ET AL	03-L6-10.1	6.00±
DD	GREGORY D. ATKINSON; ET AL	03-L6-10.2	11.00±
EE	LURA MARIE GEAR	03-L6-9.1	5.85±
FF	RICHARD C. COWAN, SR. & C. A. WILLIAMS	03-L6-21	2.22±
GG	RONALD LEROY CONNER	03-L6-11	0.41±
HH	GREGORY N. & SHARON LEE MORMANIS	03-L6-13	105.00±
	WILLIAM I. RODGERS	03-L6-15	67.09±
JJ	JEFFREY J. & JOLENE M. EISENHAUER	03-L6-18	29.21±

REVISIONS:	COMPANY:	SWN Production Company, LLC	SWC Production Compan	Re
	OPERATOR'S WELL #:	GARY KESTNER OHI 1H	. Toussion company	DATE: 05-18-2017 DRAWN BY: B. HERMAN
	LOCATION:	LIBERTY DISTRICT, OHIO COUNTY, WEST VIRG	INIA	SCALE: N/A DRAWING NO:087569022 ADJOINING OWNERS

INFORMATION SUPPLIED UNDER WEST VIRGINIA CODE Chapter 22, Article 6A, Section 5(a)(5) IN LIEU OF FILING LEASE(S) AND OTHER CONTINUING CONTRACT(S)

Under the oath required to make the verification on page 1 of this Notice and Application, I depose and say that I am the person who signed the Notice and Application for the Applicant, and that –

- (1) the tract of land is the same tract described in this Application, partly or wholly depicted in the accompanying plat, and described in the Construction and Reclamation Plan;
- (2) the parties and recordation data (if recorded) for lease(s) or other continuing contract(s) by which the Applicant claims the right to extract, produce or market the oil or gas are as follows:

Lease Name or Number	Grantor, Lessor, etc.	Grantee, Lessee, etc.	Royalty	Book/Page
	e Exhibit	,,		

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WV Department of Environmental Protection

Acknowledgement of Possible Permitting/Approval In Addition to the Office of Oil and Gas

The permit applicant for the proposed well work addressed in this application hereby acknowledges the possibility of the need for permits and/or approvals from local, state, or federal entities in addition to the DEP, Office of Oil and Gas, including but not limited to the following:

- WV Division of Water and Waste Management
- WV Division of Natural Resources WV Division of Highways
- U.S. Army Corps of Engineers
- U.S. Fish and Wildlife Service
- County Floodplain Coordinator

The applicant further acknowledges that any Office of Oil and Gas permit in no way overrides, replaces, or nullifies the need for other permits/approvals that may be necessary and further affirms that all needed permits/approvals should be acquired from the appropriate authority before the affected activity is initiated.

Well Operator:	SWN Production Company, LLC.
By:	ROCK
Its:	Landman

Page 1 of _____

Exhibit "A" Attached to and made a part of the State of West Virginia Oil and Gas Permit Form, WW-6A1, by SWN Production Company, LLC, Operator Gary Kestner OHI 1H Ohio County, West Virginia

#	TAX ID	SURFACE OWNER	DEEDED ACREAGE	LEASE #	LESSOR	LESSEE	ROYALTY	BK/PG
1	03-L5-9	Gary Kestner and Terry Kestner	95.981	729489-000	Gary Kestner and Terry Kestner, husband and wife	Chesapeake Appalachia, L.L.C.	18%	814/427
				1-313947-000	Gary Restrief and reny Restrief, husband and whe	SWN Production Company, LLC		884/1
2	03-L5-8	Joseph E. Ennis and Marjorie G. Ennis	88.00	730213-000	Joseph E. and Marjorie G. Ennis, husband and wife	Great Lakes Energy Partners, L.L.C.	15.5%	771/748
				1-324694-000	Joseph E. and Marjone G. Emilis, husband and whe	Chesapeake Appalachia, L.L.C.		808/368
						SWN Production Company, LLC		883/527
3	03-L5-10	John I. Tominack, Jr.	215.50	730044-000	Helen L. Tominack, widow, (50% Interest), and John I.	Great Lakes Energy Partners, L.L.C.	15.5%	778/505
				1-324178-000	Tominack, Jr. and Dena L. Tominack, his wife (50%	Chesapeake Appalachia, L.L.C.		808/556
1					Interest)	SWN Production Company, LLC		883/515
4	03-L5-29	Timothy R. Hays and Thelma C. Hays	102.00	730533-000	Timothy R. Hays and Thelma C. Hays, husband and	Chesapeake Appalachia, L.L.C.	18%	813/627
				1-325768-000	wife, and Sharon L. Garrison, a widow	SWN Production Company, LLC		883/563
5	03-L2-12	Chad Cox and Julie C. Cox	75.912	731271-000	Chad Cox and Julie C. Cox, husband and wife	Chesapeake Appalachia, L.L.C.	18%	814/555
				1-329208-000		SWN Production Company, LLC		883/575
6	03-L2-11	Michael Breitinger	46.1375	730208-000	Michael Breitinger, single	Great Lakes Energy Partners, L.L.C.	15.5%	771/284
				1-324682-000		Chesapeake Appalachia, L.L.C.		808/343
						SWN Production Company, LLC		883/527
7	03-L2-2	Scott Sonda and Mark Sonda	185.97	730204-000	Scott C. Sonda, a single man, and Mark Alan and Holly	Great Lakes Energy Partners, L.L.C.	15.5%	770/18
				1-324672-000	D. Sonda, husband and wife	Chesapeake Appalachia, L.L.C.		808/350
						SWN Production Company, LLC		883/527
8	03-L2-9	Windsor Coal Company	20.07	740021-000	CNX Gas Company LLC	Range Resources - Appalachia, LLC	17.5%	810/174
				WV0000311-001		Chesapeake Appalachia, L.L.C.		837/125
						SWN Production Company, LLC		885/776
9	03-L2-1	Scott Sonda and Mark Sonda	155.38	730204-000	Scott C. Sonda, a single man, and Mark Alan and Holly	Great Lakes Energy Partners, L.L.C.	15.5%	770/18
				1-324672-000	D. Sonda, husband and wife	Chesapeake Appalachia, L.L.C.		808/350
						SWN Production Company, LLC		883/527

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SWN Production Company, LLC P O Box 12359 Spring, Texas 77391-2359 www.swn.com

May 17, 2017

Ms. Laura Adkins WV DEP Office of Oil & Gas 601 57th St., SE Charleston, WV 25304

RE: SWN's proposed New Well: Gary Kestner OHI 1H in Ohio County, West Virginia, Drilling under Field Road, Ohari Drive, Longs Run Road, Garrison Run Road, and Greggsville Clinton & Potomac Road.

Dear Ms. Adkins:

SWN Production Company, LLC ("SWN") is applying for a drilling permit for the above referenced well. The State of West Virginia has raised some concern as to SWN's right to drill under Field Road, Ohari Drive, Longs Run Road, Garrison Run Road, and Greggsville Clinton & Potomac Road. Please be advised that SWN has leased all mineral owners under said route as it relates to the above-referenced well and unit.

Thank you.

Sincerely,

2th

Bradley Wilson Landman SWN Production Company, LLC PO Box 12359 Spring, TX 77391-2359 RECEIVED Office of Oil and Gas

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WV Department of Environmental Protection

WW-6AC (1/12)

STATE OF WEST VIRGINIA DEPARTMENT OF ENVIRONMENTAL PROTECTION, OFFICE OF OIL AND GAS <u>NOTICE CERTIFICATION</u>

Date of Notice Certification: 5

API No. 47- 069 -Operator's Well No. Gary Kestner OHI 1H Well Pad Name: Gary Kestner OHI PAD

Notice has been given:

Pursuant to the provisions in West Virginia Code § 22-6A, the Operator has provided the required parties with the Notice Forms listed below for the tract of land as follows:

State:	West Virginia	UTM NAD 83	asting:	539068.444	
County:	069-Ohio	UTM NAD 83 No	orthing:	4444352.973	
District:	Liberty	Public Road Access		Greggsville Clinton & Potomac Road	
Quadrangle:	Bethany/Valley Grove	Generally used farm	name:	Gary Kestner	
Watershed:	Upper Ohio North				

Pursuant to West Virginia Code § 22-6A-7(b), every permit application filed under this section shall be on a form as may be prescribed by the secretary, shall be verified and shall contain the following information: (14) A certification from the operator that (i) it has provided the owners of the surface described in subdivisions (1), (2) and (4), subsection (b), section ten of this article, the information required by subsections (b) and (c), section sixteen of this article; (ii) that the requirement was deemed satisfied as a result of giving the surface owner notice of entry to survey pursuant to subsection (a), section ten of this article six-a; or (iii) the notice requirements of subsection (b), section sixteen of this article were waived in writing by the surface owner; and Pursuant to West Virginia Code § 22-6A-11(b), the applicant shall tender proof of and certify to the secretary that the notice requirements of section ten of this article by the applicant.

Pursuant to West Virginia Code § 22-6A, the Op that the Operator has properly served the require *PLEASE CHECK ALL THAT APPLY	erator has attached proof to this Notice Certification d parties with the following:	OOG OFFICE USE ONLY
□ 1. NOTICE OF SEISMIC ACTIVITY or	NOTICE NOT REQUIRED BECAUSE NO SEISMIC ACTIVITY WAS CONDUCTED	RECEIVED/ NOT REQUIRED
\Box 2. NOTICE OF ENTRY FOR PLAT SURV	YEY or 🔳 NO PLAT SURVEY WAS CONDUCTED	□ RECEIVED
3. NOTICE OF INTENT TO DRILL or	□ NOTICE NOT REQUIRED BECAUSE NOTICE OF ENTRY FOR PLAT SURVEY WAS CONDUCTED or	RECEIVED/ NOT REQUIRED
	WRITTEN WAIVER BY SURFACE OWNER (PLEASE ATTACH)	
 4. NOTICE OF PLANNED OPERATION 5 PUBLIC NOTICE 6. NOTICE OF APPLICATION 	RECEIVED Office of Oil and Gas JUN 1 2017 WV Department of Environmental Protection	RECEIVED RECEIVED RECEIVED

Required Attachments:

The Operator shall attach to this Notice Certification Form all Notice Forms and Certifications of Notice that have been provided to the required parties and/or any associated written waivers. For the Public Notice, the operator shall attach a copy of the Class II Legal Advertisement with publication date verification or the associated Affidavit of Publication. The attached Notice Forms and Certifications of Notice shall serve as proof that the required parties have been noticed as required under West Virginia Code § 22-6A. Pursuant to West Virginia Code § 22-6A-11(b), the Certification of Notice to the person may be made by affidavit of personal service, the return receipt card or other postal receipt for certified mailing.

Certification of Notice is hereby given:

THEREFORE, I _______, have read and understand the notice requirements within West Virginia Code § 22-6A. I certify that as required under West Virginia Code § 22-6A, I have served the attached copies of the Notice Forms, identified above, to the required parties through personal service, by registered mail or by any method of delivery that requires a receipt or signature confirmation. I certify under penalty of law that I have personally examined and am familiar with the information submitted in this Notice Certification and all attachments, 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 and imprisonment.

Well Operator:	SWN Production Co., LLC	Address:	P.O. Box 1300
By:	Dee Southall		Jane Lew, WV 26378
Its:	Regulatory Supervisor	Facsimile:	
Telephone:	304-884-1614	Email:	Dee_Southall@swn.com
WEST	NOTARY SEAL	Subscribed and sw	orn before me this <u><u>Qth</u> day of <u><u>May</u> <u>abn</u>.</u></u>

Oil and Gas Privacy Notice:

The Office of Oil and Gas processes your personal information, such as name, address and telephone number, as 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 or your personal information, please contact DEP's Chief Privacy Officer at <u>depprivacyofficer@wv.gov</u>.

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JUN 1 2017

WV Department of Environmental Protection

WW-6A (9-13)

WELL WORK

STATE OF WEST VIRGINIA DEPARTMENT OF ENVIRONMENTAL PROTECTION, OFFICE OF OIL AND GAS <u>NOTICE OF APPLICATION</u>

Notice Time Requirement: notice shall be provided no later than the filing date of permit application.

Dat Not	e of Notice: 53517 Da ice of:	te Permit Application Filed: 53311
\checkmark	PERMIT FOR ANY	CERTIFICATE OF APPROVAL FOR THE

CONSTRUCTION OF AN IMPOUNDMENT OR PIT

Delivery method pursuant to West Virginia Code § 22-6A-10(b)

PERSONAL	\checkmark	REGISTERED	METHOD OF DELIVERY THAT REQUIRES A
SERVICE		MAIL	RECEIPT OR SIGNATURE CONFIRMATION

Pursuant to W. Va. Code § 22-6A-10(b) no later than the filing date of the application, the applicant for a permit for any well work or for a certificate of approval for the construction of an impoundment or pit as required by this article shall deliver, by personal service or by registered mail or by any method of delivery that requires a receipt or signature confirmation, copies of the application, the erosion and sediment control plan required by section seven of this article, and the well plat to each of the following persons: (1) The owners of record of the surface of the tract on which the well is or is proposed to be located; (2) The owners of record of the surface tract or tracts overlying the oil and gas leasehold being developed by the proposed well work, if the surface tract is to be used for roads or other land disturbance as described in the erosion and sediment control plan submitted pursuant to subsection (c), section seven of this article; (3) The coal owner, operator or lessee, in the event the tract of land on which the well proposed to be drilled is located [sic] is known to be underlain by one or more coal seams; (4) The owners of record of the surface tract or tracts overlying the oil and gas leasehold being developed by the proposed well work, if the surface tract is to be used for the placement, construction, enlargement, alteration, repair, removal or abandonment of any impoundment or pit as described in section nine of this article; (5) Any surface owner or water purveyor who is known to the applicant to have a water well, spring or water supply source located within one thousand five hundred feet of the center of the well pad which is used to provide water for consumption by humans or domestic animals; and (6) The operator of any natural gas storage field within which the proposed well work activity is to take place. (c)(1) If more than three tenants in common or other co-owners of interests described in subsection (b) of this section hold interests in the lands, the applicant may serve the documents required upon the person described in the records of the sheriff required to be maintained pursuant to section eight, article one, chapter eleven-a of this code. (2) Notwithstanding any provision of this article to the contrary, notice to a lien holder is not notice to a landowner, unless the lien holder is the landowner. W. Va. Code R. § 35-8-5.7.a requires, in part, that the operator shall also provide the Well Site Safety Plan ("WSSP") to the surface owner and any water purveyor or surface owner subject to notice and water testing as provided in section 15 of this rule.

Application Notice WSSP Notice E&S Plan Notice Well Plat Notice is hereby provided to:

☑ SURFACE OWNER(s)	COAL OWNER OR LESSEE
Name: Gary & Terry Kestner	Name: Windsor Coal Company
Address: 1787 Rock Woods Road	Address: 1000 Consol Energy Drive
Valley Grove, WV 26060	Canonsburg, WV 15317
Name:	COAL OPERATOR
Address:	Name:
	Address:
□ SURFACE OWNER(s) (Road and/or Other Disturbance)	
Name:	SURFACE OWNER OF WATER WELL
Address:	AND/OR WATER PURVEYOR(s)
	Name: See Attachment #1
Name:	Address:
Address:	
	OPERATOR OF ANY NATURAL GAS STORAGE FIELD
SURFACE OWNER(s) (Impoundments or Pits)	Name:
Name:	Address:
Address:	
BECEIVED Office of Oil and Gas	*Please attach additional forms if necessary
Office of Oil and Gas	
1 2017	
JUN 1 2017	
WV Department of Environmental Protection	09/01/2017

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JUN 1 2017

WV Department of Environmental Protection API NO. 47-069 -OPERATOR WELL NO. Gary Kestner OHI 1H Well Pad Name: Gary Kestner OHI PAD

Notice is hereby given:

WW-6A

(8-13)

Pursuant to West Virginia Code § 22-6A-10(b), notice is hereby given that the undersigned well operator has applied for a permit for well work or for a certificate of approval for the construction of an impoundment or pit.

This Notice Shall Include:

Pursuant to W. Va. Code § 22-6A-10(b), this notice shall include: (1) copies of the application; (2) the erosion and sediment control plan required by section seven of this article; and (3) the well plat.

Pursuant to W. Va. Code § 22-6A-10(f), this notice shall include: (1) a statement of the time limits for filing written comments; (2) who may file written comments; (3) the name and address of the secretary for the purpose of filing the comments and obtaining additional information; and (4) a statement that the persons may request, at the time of submitting written comments, notice of the permit decision and a list of persons qualified to test water.

Pursuant to W. Va. Code R. § 35-8-5.7.a, the operator shall provide the Well Site Safety Plan to the surface owner and any water purveyor or surface owner subject to notice and water testing as provided in section 15 of this rule.

Pursuant to W. Va. Code R. § 35-8-15.2.c, this notice shall: (1) contain a statement of the surface owner's and water purveyor's right to request sampling and analysis; (2) advise the surface owner and water purveyor of the rebuttable presumption for contamination or deprivation of a fresh water source or supply; advise the surface owner and water purveyor that refusal to allow the operator to conduct a pre-drilling water well test constitutes a method to rebut the presumption of liability; (3) advise the surface owner and water purveyor of his or her independent right to sample and analyze any water supply at his or her own expense; advise the surface owner and water purveyor whether or not the operator will utilize an independent laboratory to analyze any sample; and (4) advise the surface owner and or water purveyor that he or she can obtain from the Chief a list of water testing laboratories in the subject area capable of and qualified to test water supplies in accordance with standard acceptable methods.

Additional information related to horizontal drilling may be obtained from the Secretary, at the WV Department of Environmental Protection headquarters, located at 601 57th Street, SE, Charleston, WV 25304 (304-926-0450) or by visiting <u>www.dep.wv.gov/oil-and-gas/pages/default.aspx</u>.

Well Location Restrictions

Pursuant to W. Va. Code § 22-6A-12, Wells may not be drilled within two hundred fifty feet measured horizontally from any existing water well or developed spring used for human or domestic animal consumption. The center of well pads may not be located within six hundred twenty-five feet of an occupied dwelling structure, or a building two thousand five hundred square feet or larger used to house or shelter dairy cattle or poultry husbandry. This limitation is applicable to those wells, developed springs, dwellings or agricultural buildings that existed on the date a notice to the surface owner of planned entry for surveying or staking as provided in section ten of this article or a notice of intent to drill a horizontal well as provided in subsection (b), section sixteen of this article was provided, whichever occurs first, and to any dwelling under construction prior to that date. This limitation may be waived by written consent of the surface owner transmitted to the department and recorded in the real property records maintained by the clerk of the county commission for the county in which such property is located. Furthermore, the well operator may be granted a variance by the secretary from these distance restrictions upon submission of a plan which identifies the sufficient measures, facilities or practices to be employed during well site construction, drilling and operations. The variance, if granted, shall include terms and conditions the department requires to ensure the safety and protection of affected persons and property. The terms and conditions may include insurance, bonding and indemnification, as well as technical requirements. (b) No well pad may be prepared or well drilled within one hundred feet measured horizontally from any perennial stream, natural or artificial lake, pond or reservoir, or a wetland, or within three hundred feet of a naturally reproducing trout stream. No well pad may be located within one thousand feet of a surface or ground water intake of a public water supply. The distance from the public water supply as identified by the department shall be measured as follows: (1) For a surface water intake on a lake or reservoir, the distance shall be measured from the boundary of the lake or reservoir. (2) For a surface water intake on a flowing stream, the distance shall be measured from a semicircular radius extending upstream of the surface water intake. (3) For a groundwater source, the distance shall be measured from the wellhead or spring. The department may, in its discretion, waive these distance restrictions upon submission of a plan identifying sufficient measures, facilities or practices to be employed during well site construction, drilling and operations to protect the waters of the state. A waiver, if granted, shall impose any permit conditions as the secretary considers necessary. (c) Notwithstanding the foregoing provisions of this section, nothing contained in this section prevents an operator from conducting the activities permitted or authorized by a Clean Water Act Section 404 permit or other approval from the United States Army Corps of Engineers within any waters of the state or within the restricted areas referenced in this section. (d) The well location restrictions set forth in this section shall not apply to any well on a multiple well pad if at least one of the wells was permitted prior to the effective date of this article. (e) The secretary shall, by December 31, 2012, report to the Legislature on the noise, light, dust and volatile organic compounds generated by the drilling of horizontal wells as they relate to the well location restrictions regarding occupied dwelling structures pursuant to this section. Upon a finding, if any, by the secretary that the well location restrictions regarding occupied dwelling structures are inadequate or otherwise require alteration to address the items

WW-6A (8-13)

OPERATOR WELL NO. Gary Kestner OHI 1H Well Pad Name: Gary Kestner OHI PAD

examined in the study required by this subsection, the secretary shall have the authority to propose for promulgation legislative rules establishing guidelines and procedures regarding reasonable levels of noise, light, dust and volatile organic compounds relating to drilling horizontal wells, including reasonable means of mitigating such factors, if necessary.

Water Well Testing:

Pursuant to West Virginia Code § 22-6A-10(d), notification shall be made, with respect to surface landowners identified in subsection (b) or water purveyors identified in subdivision (5), subsection (b) of this section, of the opportunity for testing their water well. The operator shall provide an analysis to such surface landowner or water purveyor at their request.

Water Testing Laboratories:

Pursuant to West Virginia Code § 22-6A-10(i), persons entitled to notice pursuant to subsection (b) of this section may contact the department to ascertain the names and locations of water testing laboratories in the subject area capable and qualified to test water supplies in accordance with standard accepted methods. In compiling that list of names the department shall consult with the state Bureau for Public Health and local health departments. A surface owner and water purveyor has an independent right to sample and analyze any water supply at his or her own expense. The laboratory utilized by the operator shall be approved by the agency as being certified and capable of performing sample analyses in accordance with this section.

Rebuttable Presumption for Contamination or Deprivation of a Fresh Water Source or Supply:

W. Va. Code § 22-6A-18 requires that (b) unless rebutted by one of the defenses established in subsection (c) of this section, in any action for contamination or deprivation of a fresh water source or supply within one thousand five hundred feet of the center of the well pad for horizontal well, there is a rebuttable presumption that the drilling and the oil or gas well or either was the proximate cause of the contamination or deprivation of the fresh water source or supply. (c) In order to rebut the presumption of liability established in subsection (b) of this section, the operator must prove by a preponderance of the evidence one of the following defenses: (1) The pollution existed prior to the drilling or alteration activity as determined by a predrilling or prealteration water well test. (2) The landowner or water purveyor refused to allow the operator access to the property to conduct a predrilling or prealteration water well test. (3) The water supply is not within one thousand five hundred feet of the well. (4) The pollution occurred more than six months after completion of drilling or alteration activities. (5) The pollution occurred as the result of some cause other than the drilling or alteration activity. (d) Any operator electing to preserve its defenses under subdivision (1), subsection (c) of this section shall retain the services of an independent certified laboratory to conduct the predrilling or prealteration water well test. A copy of the results of the test shall be submitted to the department and the surface owner or water purveyor in a manner prescribed by the secretary. (e) Any operator shall replace the water supply of an owner of interest in real property who obtains all or part of that owner's supply of water for domestic, agricultural, industrial or other legitimate use from an underground or surface source with a comparable water supply where the secretary determines that the water supply has been affected by contamination, diminution or interruption proximately caused by the oil or gas operation, unless waived in writing by that owner. (f) The secretary may order the operator conducting the oil or gas operation to: (1) Provide an emergency drinking water supply within twenty-four hours; (2) Provide temporary water supply within seventy-two hours; (3) Within thirty days begin activities to establish a permanent water supply or submit a proposal to the secretary outlining the measures and timetables to be used in establishing a permanent supply. The total time in providing a permanent water supply may not exceed two years. If the operator demonstrates that providing a permanent replacement water supply cannot be completed within two years, the secretary may extend the time frame on case-by-case basis; and (4) Pay all reasonable costs incurred by the real property owner in securing a water supply. (g) A person as described in subsection (b) of this section aggrieved under the provisions of subsections (b), (e) or (f) of this section may seek relief in court... (i) Notwithstanding the denial of the operator of responsibility for the damage to the real property owner's water supply or the status of any appeal on determination of liability for the damage to the real property owner's water supply, the operator may not discontinue providing the required water service until authorized to do so by the secretary or a court of competent jurisdiction.

Written Comment:

Pursuant to West Virginia Code § 22-6A-11(a), all persons described in subsection (b), section ten of this article may file written comments with the secretary as to the location or construction of the applicant's proposed well work within thirty days after the application is filed with the secretary. All persons described in West Virginia Code § 22-6A-10(b) may file written comments as to the location or construction of the applicant's proposed well work to the Secretary at:

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

JUN 1 2017

WV Department of Environmental Protection

09/01/2017

Such persons may request, at the time of submitting written comments, notice of the permit decision and a list of persons qualified to test water. NOTE: YOU ARE NOT REQUIRED TO FILE ANY COMMENT.

WW-6A (8-13)

API NO. 47-069 -OPERATOR WELL NO. Gary Kestner OHI 1H Well Pad Name: Gary Kestner OHI PAD

Time Limits and Methods for Filing Comments.

The law requires these materials to be served on or before the date the operator files its Application. You have **THIRTY (30) 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.

Pursuant to West Virginia Code § 22-6A-11(c)(2), Any objections of the affected coal operators and coal seam owners and lessees shall be addressed through the processes and procedures that exist under sections fifteen, seventeen and forty, article six of this chapter, as applicable and as incorporated into this article by section five of this article. The written comments filed by the parties entitled to notice under subdivisions (1), (2), (4), (5) and (6), subsection (b), section ten of this article shall be considered by the secretary in the permit issuance process, but the parties are not entitled to participate in the processes and proceedings that exist under sections fifteen, seventeen or forty, article six of this chapter, as applicable and as incorporated into this article by section five of this article.

Comment Requirements

Your comments must be in writing and 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.

Disclaimer: All comments received will be placed on our web site http://www.dep.wv.gov/oil-and-gas/Horizontal-

<u>Permits/Pages/default.aspx</u> and the applicant will automatically be forwarded an email notice that such comments have been submitted. The applicant will be expected to provide a response to comments submitted by any surface owner, water purveyor or natural gas storage operator noticed within the application.

Permit Denial or Condition

The Chief has the power to deny or condition a well work permit. Pursuant to West Virginia Code § 22-6A-8(d), the permit may not be issued or be conditioned, including conditions with respect to the location of the well and access roads prior to issuance if the director determines that:

- (1) The proposed well work will constitute a hazard to the safety of persons;
- (2) The plan for soil erosion and sediment control is not adequate or effective;
- (3) Damage would occur to publicly owned lands or resources; or
- (4) The proposed well work fails to protect fresh water sources or supplies.

A permit may also be denied under West Virginia Code § 22-6A-7(k), the secretary shall deny the issuance of a permit if the secretary determines that the applicant has committed a substantial violation of a previously issued permit for a horizontal well, including the applicable erosion and sediment control plan associated with the previously issued permit, or a substantial violation of one or more of the rules promulgated under this article, and in each instance has failed to abate or seek review of the violation within the time prescribed by the secretary pursuant to the provisions of subdivisions (1) and (2), subsection (a), section five of this article and the rules promulgated hereunder, which time may not be unreasonable.

Pursuant to West Virginia Code § 22-6A-10(g), any person entitled to submit written comments to the secretary pursuant to subsection (a), section eleven of this article, shall also be entitled to receive from the secretary a copy of the permit as issued or a copy of the order modifying or denying the permit if the person requests receipt of them as a part of the written comments submitted concerning the permit application. Such persons may request, at the time of submitting written comments, notice of the permit decision and a list of persons qualified to test water.

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WV Department of Environmental Protection

WW-6A (8-13)
API NO. 47-069
OPERATOR WELL NO. Gary Kestner OHI 1H Well Pad Name: Gary Kestner OHI PAD
Address: P.O. Box 1300
Jane Lew, WV 26378

Oil and Gas Privacy Notice:

Email: Dee_Southall@swn.com

The Office of Oil and Gas processes your personal information, such as name, address and telephone number, as 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 or your personal information, please contact DEP's Chief Privacy Officer at <u>depprivacyofficer@wv.gov</u>.

Facsimile:

OFFICIAL SEAL Notary Public, State of West Virginia BRITTANY R WOODY 3302 Old Elkins Road Buckhannon, WV 26201 My commission expires November 27, 2022	Subscribed and sworn before me this day of day dayday day day day day day day day day dayday dayday day day dayda

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WV Department of Environmental Protection

Attachment #1

Gary Kestnery OHI Pad - Water Purveyors w/in 1500'

Address

Sources

Landowner Gary & Terry Kestner John & Helen Tominack

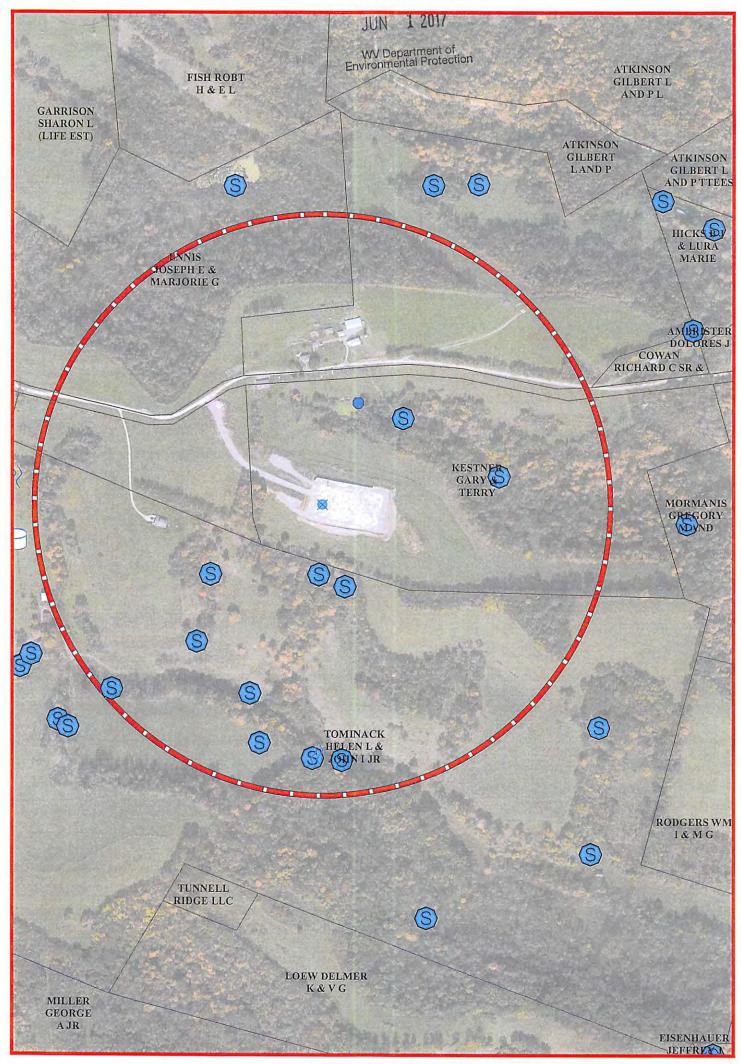
1787 Rock Woods Road, Valley Grove, WV 26060 1554 Rock Woods Road, Valley Grove, WV 26060 2 springs / 9 Springs / ~

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The intent of this map is for general reference only. Information on this map was created using the best available data at the time but is not guaranteed accurate

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-	-				<u> </u>	

Water Purveyor Map		Dus vela S Prevo	Well Pad: Gary Kestner OHI Pad		County: OHIO	
Map by: speart NAD 1983 BLM Zone 17N ftUS	Date: 5/11/2017		Gary Kestner 40.148593, -8		ates: w s	
0 25	0 500	1,000	1,500	2,000 Feet		

STATE OF WEST VIRGINIA DEPARTMENT OF ENVIRONMENTAL PROTECTION, OFFICE OF OIL AND GAS <u>NOTICE OF INTENT TO DRILL</u>

Pursuant to W. Va. Code § 22-6A-16(b), the Notice of Intent to Drill is only required if the notice requirements of W. Va. Code § 22-6A-10(a) have NOT been met or if the Notice of Intent to Drill requirement has NOT been waived in writing by the surface owner.

Date of Notice: 05/11	rement: Notice shall be provided at least TEN (10) days prior to filing Date Permit Application Filed:	RECEIVED Office of Oil and Gas
Delivery method pu	ursuant to West Virginia Code § 22-6A-16(b)	JUN 1 2017
HAND DELIVERY	 CERTIFIED MAIL RETURN RECEIPT REQUESTED 	WV Department of Environmental Protection
	Code § 22-6A-16(b), at least ten days prior to filing a permit application	

receipt requested or hand delivery, give the surface owner notice of its intent to enter upon the surface owner's land for the purpose of drilling a horizontal well: *Provided*, That notice given pursuant to subsection (a), section ten of this article satisfies the requirements of this subsection as of the date the notice was provided to the surface owner: *Provided*, *however*, That the notice requirements of this subsection may be waived in writing by the surface owner. The notice, if required, shall include the name, address, telephone number, and if available, facsimile number and electronic mail address of the operator and the operator's authorized representative.

Notice is hereby provided to the SURFACE OWNER(s):

Name: Gary and Terry Kestner	Name:	/
Address: 1787 Rock Woods Rd	Address:	
Valley Grove, WV 26060		

Notice is hereby given:

Pursuant to West Virginia Code § 22-6A-16(b), notice is hereby given that the undersigned well operator has an intent to enter upon the surface owner's land for the purpose of drilling a horizontal well on the tract of land as follows:

State:	West Virginia	LITMANAD 82	Easting:	539,068.444	
County:	Ohio	UTM NAD 83	Northing:	4,444,352.973	
District:	Liberty	Public Road Acce	ess:	Greggsville Clinton & Potomac Road	
Quadrangle:	Bethany/Valley Grove, WV	Generally used fa	rm name:	Gary Kestner OHI	_
Watershed:	Upper Ohio North	200 B C B C C C B C C C B C C			

This Notice Shall Include:

Pursuant to West Virginia Code § 22-6A-16(b), this notice shall include the name, address, telephone number, and if available, facsimile number and electronic mail address of the operator and the operator's authorized representative. Additional information related to horizontal drilling may be obtained from the Secretary, at the WV Department of Environmental Protection headquarters, located at 601 57th Street, SE, Charleston, WV 25304 (304-926-0450) or by visiting <u>www.dep.wv.gov/oil-and-gas/pages/default.aspx</u>.

Notice is hereby given by:

Well Operator:	SWN Production Company, LLC	Authorized Representative:	Mike Yates
Address:	PO Box 1300, 179 Innovation Drive	Address:	PO Box 1300, 179 Innovation Drive
	Jane Lew, WV 26378		Jane Lew, WV 26378
Telephone:	304-517-6603	Telephone:	304-517-6603
Email:	Michael_Yates@swn.com	Email:	Michael_Yates@swn.com
Facsimile:	304-884-1691	Facsimile:	304-884-1691

Oil and Gas Privacy Notice:

The Office of Oil and Gas processes your personal information, such as name, address and telephone number, as 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 or your personal information, please contact DEP's Chief Privacy Officer at <u>depprivacyofficer@wv.gov</u>.

STATE OF WEST VIRGINIA DEPARTMENT OF ENVIRONMENTAL PROTECTION, OFFICE OF OIL AND GAS NOTICE OF PLANNED OPERATION

Notice Time Requirement: notice shall be provided no later than the filing date of permit application. Date of Notice: 05/11/2017 Date Permit Application Filed:

Delivery method pursuant to West Virginia Code § 22-6A-16(c)

Ш	CERTIFIED MAIL		HAND	
	RETURN RECEIPT REQUESTED		DELIVERY	

Pursuant to W. Va. Code § 22-6A-16(c), no later than the date for filing the permit application, an operator shall, by certified mail return receipt requested or hand delivery, give the surface owner whose land will be used for the drilling of a horizontal well notice of the planned operation. The notice required by this subsection shall include: (1) A copy of this code section; (2) The information required to be provided by subsection (b), section ten of this article to a surface owner whose land will be used in conjunction with the drilling of a horizontal well; and (3) A proposed surface use and compensation agreement containing an offer of compensation for damages to the surface affected by oil and gas operations to the extent the damages are compensable under article six-b of this chapter. (d) The notices required by this section shall be given to the surface owner at the address listed in the records of the sheriff at the time of notice.

Notice is hereby provided to the SURFACE OWNER(s)

(at the address listed in the records of the sheriff at the time of notice):

Name: Gary and Terry Kestner	Name:
Address: 1787 Rock Woods Rd	Address:
Valley Grove, WV 26060	

Notice is hereby given:

Pursuant to West Virginia Code § 22-6A-16(c), notice is hereby given that the undersigned well operator has developed a planned operation on the surface owner's land for the purpose of drilling a horizontal well on the tract of land as follows:

State:	West Virginia	UTM NAD 83	Easting:	539,068.444	
County:	Ohio	01M NAD 83	Northing:	4,444,352.973	
District:	Liberty	Public Road Acc	ess:	Greggsville Clinton & Potomac Road	
Quadrangle:	Bethany/Valley Grove, WV	Generally used f	arm name:	Gary Kestner OHI	
Watershed:	Upper Ohio North				

This Notice Shall Include:

Pursuant to West Virginia Code § 22-6A-16(c), this notice shall include: (1)A copy of this code section; (2) The information required to be provided by **W. Va. Code § 22-6A-10(b)** to a surface owner whose land will be used in conjunction with the drilling of a horizontal well; and (3) A proposed surface use and compensation agreement containing an offer of compensation for damages to the surface affected by oil and gas operations to the extent the damages are compensable under article six-b of this chapter. Additional information related to horizontal drilling may be obtained from the Secretary, at the WV Department of Environmental Protection headquarters, located at 601 57th Street, SE, Charleston, WV 25304 (304-926-0450) or by visiting <u>www.dep.wv.gov/oil-and-gas/pages/default.aspx</u>.

Well Operator:	SWN Production Company, LLC	Address:	PO Box 1300, 179 Innovation Drive	
Telephone:	304-517-6603		Jane Lew, WV 26378	
Email:	Michael_Yates@swn.com	Facsimile:	304-884-1691	

Oil and Gas Privacy Notice:

The Office of Oil and Gas processes your personal information, such as name, address and telephone number, as 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 or your personal information, please contact DEP's Chief Privacy Officer at <u>depprivacyofficer@wv.gov</u>.

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WV Department of Environmental Protety/01/2017



WEST VIRGINIA DEPARTMENT OF TRANSPORTATION

Division of Highways

1900 Kanawha Boulevard East • Building Five • Room 110 Charleston, West Virginia 25305-0430 • (304) 558-3505

Jim Justice Governor

Thomas J. Smith, P. E. Secretary of Transportation/ Commissioner of Highways

Reissued May 11, 2017

James A. Martin, Chief Office of Oil and Gas Department of Environmental Protection 601 57th Street, SE Charleston, WV 25304

Subject: DOH Permit for the Gary Kestner Pad, Ohio County 47-069-00237 Gary Kestner OHI 1H

Dear Mr. Martin,

The West Virginia Division of Highways has transferred Permit #06-2011-0058 for the subject site to Southwestern Energy for access to the State Road for the well site located off of Ohio County Route 12 SLS.

The operator has signed an OIL AND GAS ROAD MAINTENANCE BONDING AGREEMENT and provided the required Bond. This operator is currently in compliance with the DOH OIL AND GAS POLICY dated January 3, 2012.

Very Truly Yours,

Gacy X. Claytin

Gary K. Clayton, P.E. Regional Maintenance Engineer Central Office Oil & Gas Coordinator

Brittany Woody Cc: Southwestern Energy CH, OM, D-6 File

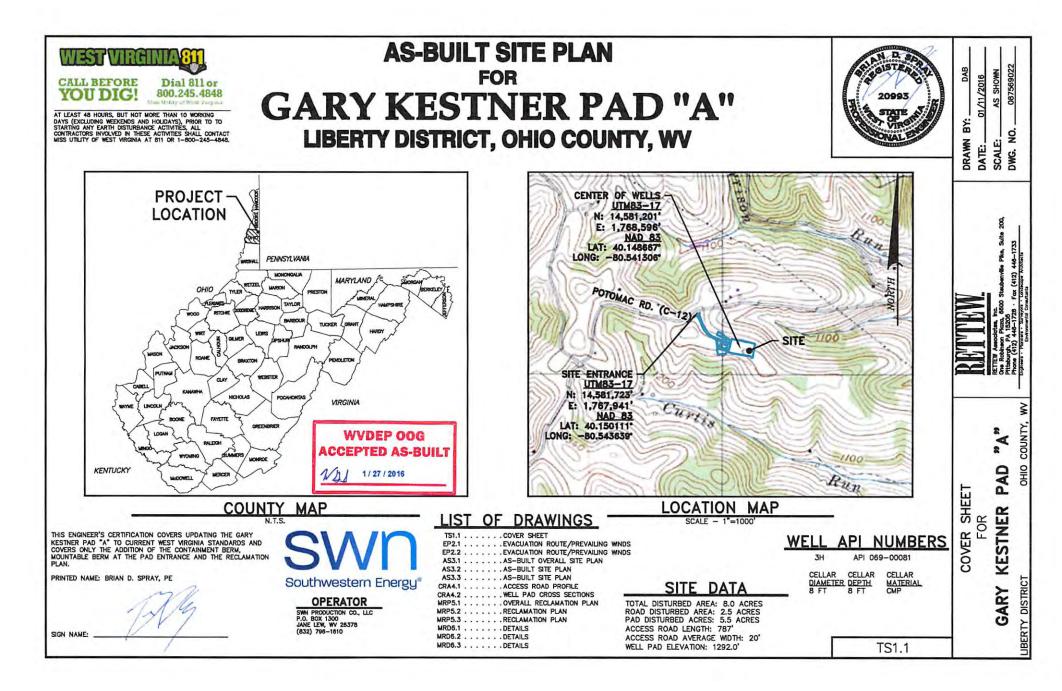
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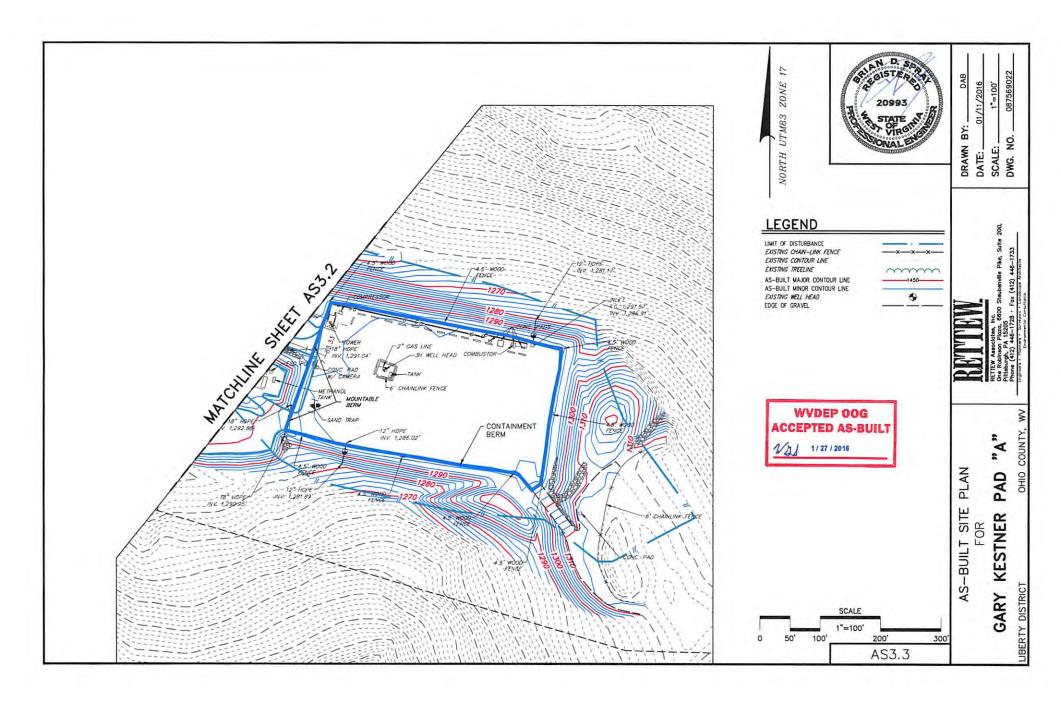
JUN 1 2017

WV Department of Environmental Protection

Product Name	Product Use	Chemical Name	CAS Numbe
		Hydrogen Peroxide	7722-84-1
EC6734A (Champion Technologies)	Biocide	Acetic Acid	64-19-7
		Peroxyacetic Acid	79-21-0
GYPTRON T-390 (Champion	Scale Inhibitor	Methanol	67-56-1
Technologies)		Nonylphenol E thoxylate	Proprietary
		Glutaraldehyde	111-30-8
Bactron K-139 (Champion Technologies)	Biocide	Quaternary Ammonium Compounds, Benzyl-C12 16-Alkyldimethyl, Chlorides	68424-85-1
		E thanol	64-17-5
Bactron K-219 (Champion Technologies)	Biocide	Methanol	67-56-1
r et mologies y		Quaternary Ammonium Compounds, Benzyl-C12 16-Alkyldimethyl, Chlorides	68424-85-1
		Methanol	67-56-1
A264 (Schlumberger)	Corrosion	Aliphatic Acids	Proprietary
	Inhibitor	P rop-2-yn-1-ol	107-19-7
		Aliphatic Alcohols, Ethoxylated #1	Proprietary
Myacide GA 25 (Schlumberger)	Biocide	Water	7732-18-5
		Glutaral	111-30-8
cale Inhibitor B317 (Schlumberger)	Scale Inhibitor	Trisodium Ortho Phosphate	7601-54-9
		E thane-1,2-diol	107-21-1
H 215 (Schlumberger)	Hydrochloric Acid	Hydrochloric Acid	7647-01-0
J 218 (Schlumberger)	Breaker	Diammonium Peroxidisulphate	7727-54-0
EB-Clean* J475 (Schlumberger)	Breaker	Diammonium Peroxidisulphate	7727-54-0
Water Gelling Agent J 580 (Schlumberger)	Gel	Carbohydrate Polymer	Proprietary
Friction Reducer J 609W	Friction	Ammonium Sulfate	7783-20-2
(Schlumberger)	Reducer	Urea	57-13-6
Crosslinker J 610 (Schlumberger)	Crosslinker	Potassium Hydroxide	1310-58-3
		Aliphatic Polyol	P roprietary
on Stabilizer L58 (Schlumberger)	Iron Stabilizer	S odium E rythorbate	6381-77-7
40/70-Mesh Sand S012 (Schlumberger)	Sand	C rystalline S ilica	14808-60-7
Sand S100 (Schlumberger)	Sand	C rystalline Silica	14808-60-7
EC6486A (Nalco Champion)	S cale Inhibitor	Amine Triphosphate	Proprietary
		E thylene Glycol	107-21-1
SSA-2 (Halliburton)	Sand	C rystalline Silica	14808-60-7
FR-76 (Halliburton)	Friction	Inorganic salt	64742-47-8
LCA-1 (Halliburton)	Reducer	Hydrotreated light petroleum distillate	
SP BREAKER (Halliburton)	Breaker	Hydrotreated light petroleum distillate	Proprietary
	DICOKCI	S odium P ersulfate	7775-27-1
HAI-150E (Halliburton)	C orros ion Inhibitor	Methanol Aliphatic Acids Prop-2-yn-1-ol	NA
Hydrochloric Acid 10-30% (Halliburton)		Aliphatic Alcohols, E thoxylated #1 Hydrochloric Acid	7647-01-0
G-36 Gelling Agent (Halliburton)	Gel	Polysaccharide	9000-30-0
BC-140C (Halliburton)	Crosslinker		5000-50-0









AT LEAST 48 HOURS, BUT NOT MORE THAN 10 WORKING DAYS (EXCLUDING WEEKENDS AND HOLIDAYS), PRIOR TO TO STARTING ANY EARTH DISTURBANCE ACTIVITIES, ALL CONTRACTORS INVOLVED IN THESE ACTIVITIES, SHALL CONTACT MISS UTILITY OF WEST VIRGINIA AT 811 OR 1-800-245-4848.

AS-BUILT SITE FOR GARY KESTNE LIBERTY DISTRICT, OHI

