

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

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

Thursday, May 12, 2022 WELL WORK PERMIT Vertical / New Drill

HG ENERGY, LLC 5260 DUPONT ROAD PARKERSBURG, WV 26101

Re: Permit approval for C B FERRELL 128 47-087-04802-00-00

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 Marti Chief

Operator's Well Number: C B FERRELL 128 Farm Name: ED ASBURY U.S. WELL NUMBER: 47-087-04802-00-00 Vertical New Drill Date Issued: 5/12/2022

Promoting a healthy environment.

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. 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 §22-6-20, 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 fifty (50) feet below the bottom of the void or install less than twenty (20) feet of casing below the bottom of the void.
- Pursuant to 35 CSR 4-19.1.a, at the request of the surface owner all water wells or springs within 1000 feet of the proposed well that are actually utilized for human consumption, domestic animals or other general use shall be sampled and analyzed.
- 3. Pursuant to 35 CSR 4-19.1.c, if the operator is unable to sample and analyze any water well or spring with one thousand (1,000) feet of the permitted well location, the Office of Oil and Gas requires the operator to sample, at a minimum, one water well or spring located between one thousand (1,000) feet and two thousand (2,000) feet of the permitted well location.
- 4. All pits must be lined with a minimum of 20 mil thickness synthetic liner.
- 5. 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.
- 6. During the surface casing and cementing process, in the event cement does not return to the surface, or any other casing string that is permitted to circulate cement to the surface and does not return to the surface, the oil and gas inspector shall be notified within twenty-four (24) hours
- 7. Well work activities shall not constitute a hazard to the safety of persons.
- 8. Operator shall provide the Office of Oil & Gas notification of the date that drilling commenced on this well. Such notice shall be provided by sending an email to DEPOOGNotify@wv.gov within 30 days of commencement of drilling.

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FORM WW-3 (B)		E 211	0/22	WWWWWWWWWW	- 1) Date: 03/0	07/2022		
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FORM WW-3 (A) 1/12



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State		County	Permit
UIC2R0	870000	5AP	
	State	State	

STATE OF WEST VIRGINIA

NOTICE OF LIQUID INJECTION OF WASTE DISPOSAL WELL WORK PERMIT APPLICATION FOR THE DEPARTMENT OF ENVIRONMENTAL PROTECTION, OFFICE OF OIL AND GAS,

5) Surface C	wner(S) To Be Served	7) (a) Coal Operator
(a) Name	Ed Asbury	Name NA
Address	5345 Laguna Vista Drive	Address
	Melbourne, FL 32934	
(b) Name		7) (b) Coal Owner(S) With Declaration Of Record
Address	V	Name NA
		Address
(c) Name		Name
Address		Address
6) Inspector	Joe Taylor	7) (c) Coal Lessee with Declaration Of Record
Address	1478 Claylick Road	Name NA
	Ripley, WV 25271	Address
Telephon	304-380-7469	

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

(1) The Application For A Liquid Injection or Waste Disposal Well Work Permit on Form WW-3(B), which sets out the parties involved in the drilling or other work;

- (2) The plat (surveyor's map) showing the well location on Form WW-6; and
- (3) The Construction and Reclamation Plan on Form WW-9 (unless the well work is only to plug a well), which sets out the plan for erosion and sediment control and for reclamation for the site and access road.

The date proposed for the first injection or waste disposal is

20 22

THE REASON YOU HAVE RECEIVED THESE DOCUMENTS IS THAT YOU HAVE RIGHTS REGARDING THE APPLICATION WHICH ARE SUMMARIZED IN THE "INSTRUCTIONS" ON THE REVERSE SIDE OF THE COPY OF THE APPLICATION [(FORM WW-3(B)] DESIGNATED TO YOU. HOWEVER YOU ARE NOT REQUIRED TO TAKE ACTION AT ALL.

Take notice that under Chapter 22-6 of the <u>West Virginia Code</u>, the undersigned well operator proposes to file or has filed this Notice and Application and accompanying documents for a Well Work Permit with the Chief of the Office of Oil and Gas, West Virginia Department of Environmental Protection, with respect to a well at the location described on the attached Application and depicted on the attached Form WW-6. Copies of this Notice, the Application, the plat, and the Construction and Reclamation Plan 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 the mailing or delivery to the Chief.

The person signing this document shall make the following certification:

"I certify under penalty of law that I have personally examined and	Well Operator	HG Energy, LLC	RECEIVED
am familiar with the information submitted in this document and all	Address	5260 Dupont Road	Office of Oil and Gas
attachments and that, based on my inquiry of those individuals		Parkersburg, WV 26101	ALLO 0 4 2022
immediately responsible for obtaining the information, I believe that	By:	Diane White	MAR 2 4 2022
the information is true, accurate and complete. I am aware that there	Its:	Accountant	WV Department of
are significant penalties for submitting false information, including the possibility of fine and imprisonment.	Signature:	Diane White	Environmental Protectio

47087048025



RECEIVED Office of Oil and Gas

MAR 2 4 2022

WV Department of Environmental Protection



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

47087048025

March 7, 2022

Ed Asbury 5345 Laguna Vista Drive Melbourne, FL 32934

RE: C. B. Ferrell No. 128 Smithfield District, Roane County West Virginia

Dear Mr. Asbury,

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

MAR 2 4 2022

WV Department of Environmental Protection

05/13/2022

Enclosures

WW-2A / 3A Surface Waiver

SURFACE OWNER WAIVER

County

087_____

Operator Operator well number HG Energy, LLC C B Ferrell 128

INSTRUCTIONS TO SURFACE OWNERS NAMED ON PAGE WW2-A / 3A

The well operator named on page WW-2A / 3A is applying for a permit from the State to do oil or gas well work. (<u>Note:</u> 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 FIFTEEN (15) 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.

<u>Comments must be in writing.</u> 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.

List of Water Testing Laboratories. The Office maintains a list of water testing laboratories which you can hire to test your water to establish water quality prior to and after drilling. Contact the Chief to obtain a copy.

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 Well Work Permit on Form WW2-A / 3A, and attachments consisting of pages 1 through _____ including a work order on Form WW-2B / 3A, a survey plat, and a soil and erosion plan, all for proposed well work on my surface land as described therein.

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

FOR EXECUTION BY A CORPORATION, ETC.

R.dc	Company Date 03-14-22Name	RECEIVED Office of Oil and Gas	
Signature	By	MAR 9 A SCO	
R. EN ASBURY	lts	WIAN 2 4 Com	Date
		Environmental Protect	on
Print Name		Signature	Date

WW-2B1 (5-12)

Well No. C B Ferrell 128

West Virginia Department of Environmental Protection Office of Oil and Gas

NOTICE TO SURFACE OWNERS

The well operator named below is preparing to file for a permit from the state to drill a new well. Before a well work permit can be filed with the Chief of the Office of Oil and Gas, the well operator is required to have given notice of the right to request water well or spring analytical testing. This notice shall be given to the owners or occupants of land which have a water well or spring being utilized for human consumption, domestic animals, or other general use and which is located within 1000 feet of the proposed well site.

With this form, the operator is giving you notice of your right to request analytical testing. The operator is required to sample and analyze the water wells or springs of all owners or occupants who request it. Therefore, if you wish to have your water well or spring tested, contact the operator named below.

All sampling shall be completed prior to drilling. Within thirty (30) days of the receipt of such sample analyses the operator shall submit the results to the Chief of the Office of Oil and Gas and to the owners or occupants who may have requested them.

Be advised, you have the right to sample and analyze any water supply at your own expense.

Listed below is the laboratory chosen by operator to perform analysis, and contactor chosen to collect sample.

Certified Laboratory Name	Sturm Environmental Labs	
Sampling Contractor	Sturm Environmental Labs	
1		

Well Operator	HG Energy, LLC	
Address	5260 Dupont Road	
	Parkersburg, WV 26101	
Telephone	304-420-1119	

FOR OPERATOR'S USE ONLY: Below, or on an attached page, list those persons which were given this notice. Place an asterisk beside the one(s) that contacted you and requested sampling and analyses. If there were no requests made, indicate by underling which one you have selected to sample and analyze. If there are no water wells or springs within 1000 feet of the proposed site, the Chief may require the operator to test wells up to 2000 feet from the proposed site.

· Ed Asbury 5345 Laguna Vista Drive Melbourne, FL 32934

Timothy May 242 Edgell Fork Road Spencer WV 25276 · Richard Fisher 4513 Clay Road

Spencer WV 25276

· Holly Cottrell

241 Natural Bridge Roboticonmental Protection Looneyville WN 25259 05/13/2022

RECEIVED

Office of Oil and Gas

MAR 2 4 2022

Diane White

From:	Diane White
Sent:	Monday, March 7, 2022 4:44 PM
То:	Vickie Hoops (vhoops@sturmenvironmental.com)
Cc:	Missy Hoops
Subject:	Possible Water Wells to be Tested in Spencer, WV for the CB Ferrell 128 Injection Well
	Site
Attachments:	20220307164357224.pdf

Vicki,

Good afternoon. Please see attached for information for testing/analyzing possible water wells. The four locations (see attached) have been tested in the past, but DEP regulations require we test or at least attempt to offer testing again. If the people don't want testing, please indicate on the forms that they declined testing or didn't respond to your attempts to communicate with them.

Please let me know if you have any questions.

Thanks very much,

Diane

Diane C White



HG Energy, LLC 5260 Dupont Road Parkersburg, WV 26101 304-420-1119 (O) 304-482-0108 (C) dwhite@hgenergyllc.com https://hgenergyllc.com

> RECEIVED Office of Oil and Gas

MAR 2 4 2022

WV Department of Environmental Protection WW-9 (2/15)

API Number 47 -

Operator's Well No. CB Ferrell 128

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) Edgell Fork	Quadrangle Looneyville 7.5'
Do you anticipate using more than 5,000 bbls of ware will a pit be used? Yes V No	ater to complete the proposed well work? Yes NoNoNo
Will a synthetic liner be used in the pit?	
Proposed Disposal Method For Treated P	it Wastes:
Land Application Underground Injection Reuse (at API Number Off Site Disposal (Supp Other (Explain	
Will closed loop system be used? If so, describe: _	No
Drilling medium anticipated for this well (vertical	and horizontal)? Air, freshwater, oil based, etc. Air, Fresh Water
-If oil based, what type? Synthetic, petrol	leum, etc. NA
Additives to be used in drilling medium? Water, S	Joap, KCl
Drill cuttings disposal method? Leave in pit, land	
-If left in pit and plan to solidify what me	dium will be used? (cement, lime, sawdust)_NA
and there is a second the second s	To Be Determined Upon Approval of Permit

-Landfill or offsite name/permit number? To Be Determined Upon Approval of Permit

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.

day of March

Company Official Signat	ure Diane White	
Company Official (Type		
Company Official Title_	Accountant	_

Subscribed and sworn before me this 7th

20 22

Notary Publ

My commission expires 7/31/2022

OFFICIAL SEAL STATE OF WEST VIRGINIA NOTARY PUBLIC CASSIBY A. BOAPBION 5301 130 Ave Vienne, W 220105 My Commission Expires July 31, 2022

47087048025

Form WW-9

Operator's Well No. C B Ferrell 128

HG Energy, LLC

	3 Tons/acre or to corre	ct to pH 6.5	
Fertilizer type 10-2	20-20		
Fertilizer amount	50	00 Ibs/acre	
Mulch Straw	2	_Tons/acre	
		Seed Mixtures	
Те	mporary	Perr	nanent
Seed Type	lbs/acre	Seed Type	lbs/acre
all Fescue	40	Tall Fescue	40
adino Clover	5	Ladino Clover	5

Attach:

Drawing(s) of road, location, pit and proposed area for land application (unless engineered plans including this info have been provided)

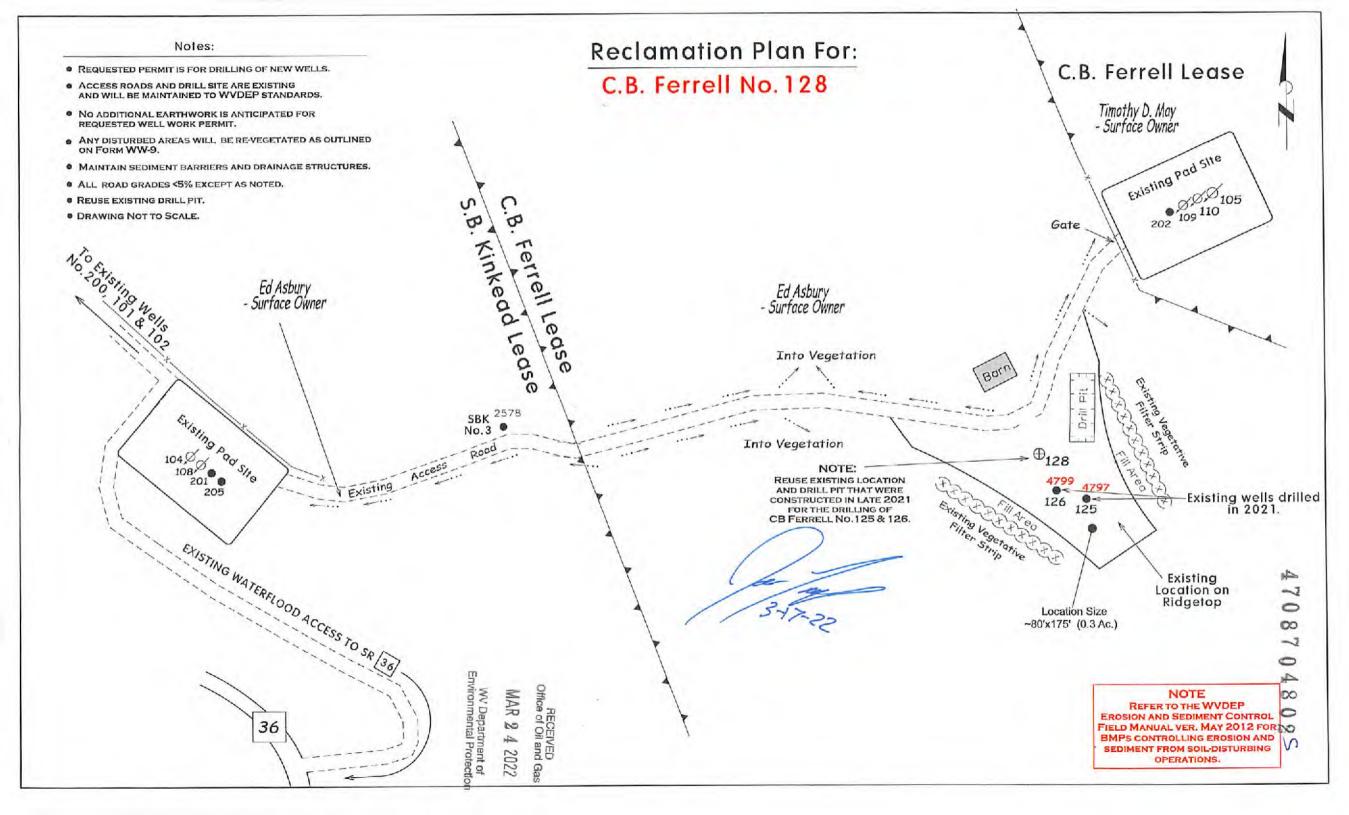
Photocopied section of involved 7.5' topographic sheet.

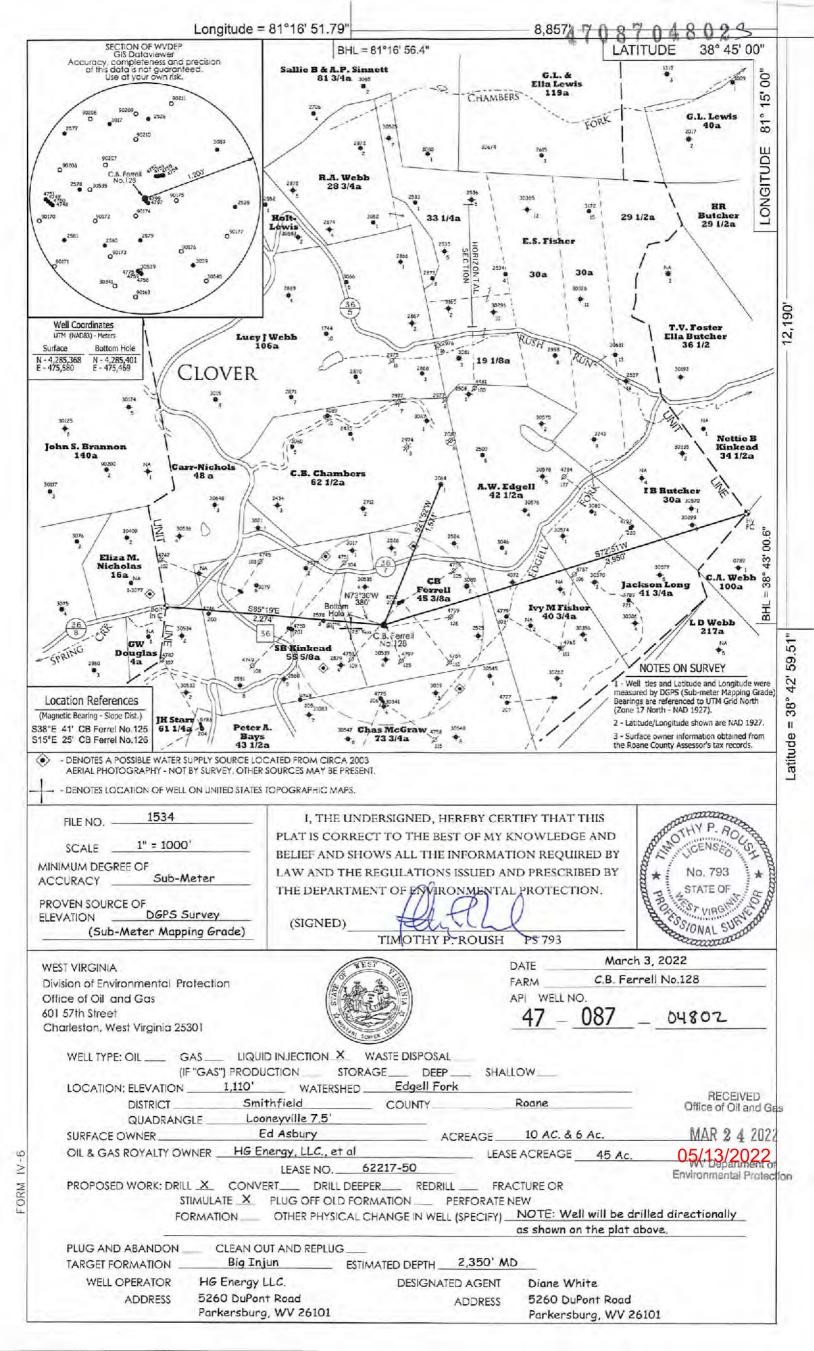
Plan Approved by: Soe Teplar	
Comments:	· · · · · · · · · · · · · · · · · · ·
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mental /	3-17-22 BECEIVED
Title: 006 Fispert Date: Date:	S-1/-22 RECEIVED
Field Reviewed? () Yes () No	Office of Oil and G.
	MAR 2 4 202

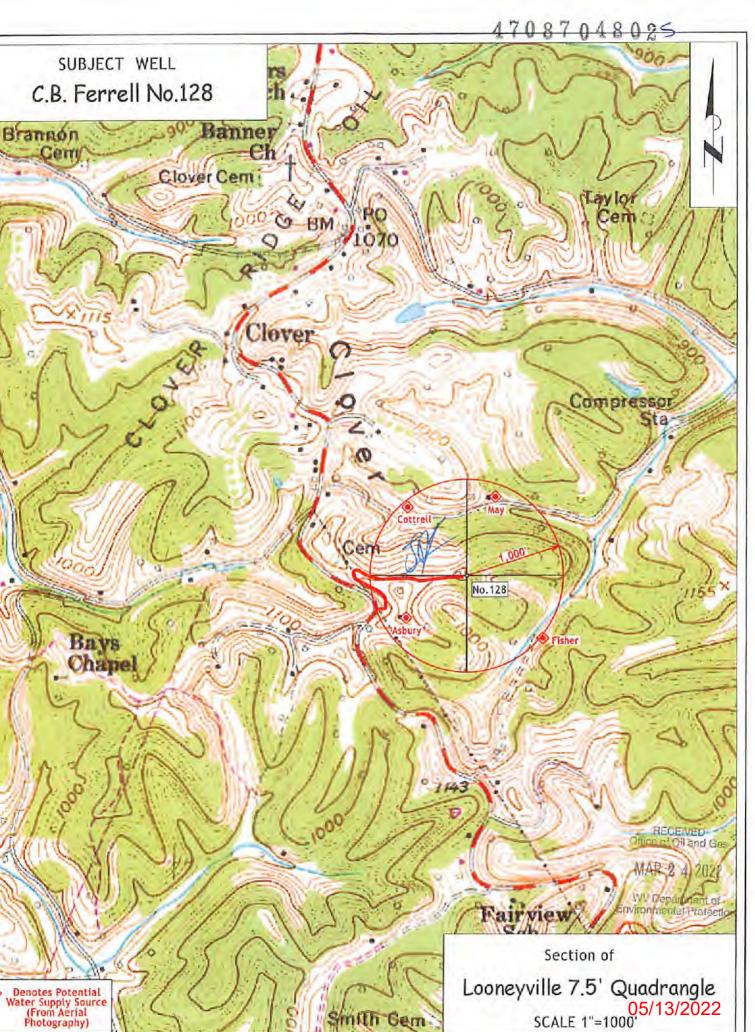
WV Department of Environmental Protection

Gas









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N FORM



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

47087048025

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March 7, 2022

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

RE: C. B. Ferrell No. 128 Smithfield District, Roane County West Virginia

Dear Mr. McLaughlin:

Enclosed are Forms WW-3A, WW-3B, WW-9, WW-3(B1), mylar of plat, reclamation plan, topo map and copies of the certified mailing receipts for a permit to drill the above referenced injection well. Also enclosed is our check in the amount of \$650.00 to cover the associated permit fees.

Very truly yours,

Diane White

Diane C. White

Enclosures

cc: Ed Asbury – Certified Joe Taylor – WV DEP Inspector





Stansberry, Wade A <wade.a.stansberry@wv.gov>

Secondary Recovery Vertical Well Work Permit (API: 47-087-04802 & 47-087-04803)

1 message

Stansberry, Wade A <wade.a.stansberry@wv.gov> Thu, May To: Diane White <dwhite@hgenergyllc.com>, Emily Westfall <ewestfall@wvassessor.com>, "Taylor, Joseph D" <joseph.d.taylor@wv.gov>

Thu, May 12, 2022 at 8:04 AM

I have attached a copy of the newly issued well permit number. This will serve as your copy.

47-087-04802 - CHARLES MCGRAW 130 47-087-04803 - C B FERRELL 128

If you have any questions, then please contact us here at the Office of Oil and Gas.

Thank you,

Wade A. Stansberry

Environmental Resource Specialist 3

West Virginia Department of Environmental Protection

Office of Oil & Gas

601 57th St. SE

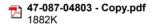
Charleston, WV 25304

(304) 926-0499 ext. 41115

(304) 926-0452 fax

Wade.A.Stansberry@wv.gov

4 attachments



₱ 47-087-04802 - Copy.pdf 1674K

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