west virginia department of environmental protection

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

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

Monday, March 20, 2017
WELL WORK PERMIT
Horizontal 6A / New Drill
MOUNTAINEER KEYSTONE, LLC (A)
6031 WALLACE RD EXT, STE 300
WEXFORD , PA 15090
Re: Permit approval for 215
47-091-01331-00-00

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.

Operator's Well Number: 215
Farm Name: MACDONALD, CHARLES E.
U.S. WELL NUMBER:47-091-01331-00-00

Horizontal 6A / New Drill
Date Issued: 3/20/2017
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

1. 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 $\S 22-6 \mathrm{~A}-8 \mathrm{~g}$ (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 supply well.
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

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.

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

| 1) Well Operator: | Mountaineer Keystone, LL甶 | 494501227 | Taylor | Fetterma | Gladesville 7.5' |
| :---: | :---: | :---: | :---: | :---: | :---: |
|  |  | Operator ID | County | District | Quadrangle |

2) Operator's Well Number: 215 Well Pad Name: UNB
3) Farm Name/Surface Owner: Charles E. MacDonald Public Road Access: Rt. 119
4) Elevation, current ground: 1880.92' Elevation, proposed post-construction: 1878.25'
5) Well Type
(a) Gas $x$
Other
(b)If Gas

| Shallow | $x$ | Deep |
| :--- | :--- | :--- |
| Horizontal |  |  |

Underground Storage
6) Existing Pad: Yes or No
no
7) Proposed Target Formation(s), Depth(s), Anticipated Thickness and Expected Pressure(s): Marcellus Shale, 7877' (Top), 7958' (Bottom), 81', 0.5psi/ft
8) Proposed Total Vertical Depth: 7958'
9) Formation at Total Vertical Depth: Marcellus Shale
10) Proposed Total Measured Depth: $14,263^{\prime}$
11) Proposed Horizontal Leg Length: $5,709^{\prime}$
12) Approximate Fresh Water Strata Depths: 350'
13) Method to Determine Fresh Water Depths: Offsetting wells reported water depths (091-00113, 091-00776, 091-00958, 091-00963, 091-00970)
14) Approximate Saltwater Depths: 910'
15) Approximate Coal Seam Depths: Bakerstown $30^{\circ}$, Upper Freeport $218^{\prime}$, Lower Freeport $290^{\circ}$, Upper Kittenning 345 ; Middle Kitlanning $388^{\circ}$, Lower Kitamning $438^{\prime}$
16) Approximate Depth to Possible Void (coal mine, karst, other): None known
17) Does Proposed well location contain coal seams directly overlying or adjacent to an active mine?

Yes


| Well | Pysell 1HM | Pysell 2HM | Pysell 3HM |
| :--- | :---: | :---: | :---: |
| From | $12 / 1 / 2015$ | $12 / 1 / 2015$ | $12 / 1 / 2015$ |
| To | $3 / 9 / 2017$ | $3 / 9 / 2017$ | $3 / 9 / 2017$ |
| Max P(Cas) (psi) | 3100 | 2900 | 2800 |
| Max TVD | 7,689 | 7,710 | 7,707 |
| Calculated PSI/ft. | $\mathbf{0 . 4 0}$ | $\mathbf{0 . 3 8}$ | $\mathbf{0 . 3 6}$ |

# RECEIVED <br> Office of Oil and Gas 

> MAR 092017
> WV Department of Environmental Protection

WW-6B
API NO. 47 - $91-01331$
OPERATOR WELL NO. 215
18)

CASING AND TUBING PROGRAM

| TYPE | $\frac{\text { Size }}{(\text { in) }}$ | $\begin{aligned} & \frac{\text { New }}{\text { or }} \\ & \text { Used } \end{aligned}$ | Grade | $\frac{\text { Weight per } \mathrm{ft}}{(\mathrm{lb} / \mathrm{ft})}$ | $\frac{\text { FOOTAGE: For }}{\text { Drilling (ft) }}$ | INTERVALS: Left in Well (ft) | CEMENT: <br> Fill-up <br> (Cu. Ft.)/CTS |
| :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: |
| Conductor | $24^{\prime \prime}$ | New | H-40 | 94\# | $80^{\prime}$ | 80' | CTS |
| Fresh Water | 13.375" | New | J-55 | 54.5\# | 500' | 500 | CTS |
| Coal |  |  |  |  |  |  |  |
| Intermediate | 9.625" | New | J-55 | 40\# | $1500{ }^{\prime}$ | 1500' | CTS |
| Production | $5.5{ }^{\prime \prime}$ | New | P-110 | 20\# | 14,263' | 14,263' | TOC @ 1,350' MD |
| Tubing |  |  |  |  |  |  |  |
| Liners |  |  |  |  |  |  |  |

emmest atieradol

| TYPE | Size (in) | Wellbore <br> Diameter (in) |  | $\frac{\text { Burst Pressure }}{(\mathrm{psi})}$ | Anticipated <br> Max. Internal <br> Pressure (psi) | Cement Type | $\begin{aligned} & \frac{\text { Cement }}{\text { Yield }} \\ & \text { (cu. ft./k) } \end{aligned}$ |
| :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: |
| Conductor | $24 "$ | $36 "$ |  |  | 0 | None | None |
| Fresh Water | 13.375" | 17.5" | 0.38" | 2730 | 0 |  | 1.20 |
| Coal |  |  |  |  |  |  |  |
| Intermediate | 9.625" | 12.25 " | 0.395" | 3950 psi | 0 | CmanA $2 \times 8 \mathrm{CaCl}$ | 1.29 |
| Production | 5.5" | 8.5-8.75 | 0.361" | 12,640 psi | 9500 | Type 1 | 1.64/1.32 |
| Tubing |  |  |  |  | 5000 |  |  |
| Liners |  |  |  |  | N/A |  |  |

## PACKERS

| Kind: |  |  |  |  |
| :--- | :--- | :--- | :--- | :--- |
| Sizes: |  |  |  |  |
| Depths Set: |  |  | ReCEIVED |  |

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\text { Environmental Protection }
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OPERATOR WELL NO. 215
Well Pad Name: UnB
19) Describe proposed well work, including the drilling and plugging back of any pilot hole:

The well will be started with a conductor rig drilling a $36^{\prime \prime}$ hole to Conductor programmed depth then running $24^{\prime \prime}$ casing and grout cement back to surface. The conductor rig will move out and the drilling rig will move in and rig up. The drilling rig will then spud a $171 / 2^{\prime \prime}$ hole and drill to fresh water casing (Surface) to the programmed depth, Run $13-3 / 8^{n}$ casing and cement to surface. The rig will continue drilling a $12-1 / 4^{\prime \prime}$ intermediate hole to the programmed depth, run 9 $5 / 8^{\prime \prime}$ casing and cement to surface. The rig with then continue to drill a $8-3 / 4^{\prime \prime}$ hole to a designed KOP and then start drilling the curve and lateral section to the programmed total measured depth, run $5 \frac{1}{2 \prime \prime}$ casing and cement according to the program.
20) Describe fracturing/stimulating methods in detail, including anticipated max pressure and max rate:

The well will be completed using a plug and perforation method and stimulated with a slickwater and sand slurry. The anticipated maximum rate will be 90 bpm and the maximum pressure will be 9,500 psi.
21) Total Area to be disturbed, including roads, stockpile area, pits, etc., (acres): 16.3
22) Area to be disturbed for well pad only, less access road (acres): 5.9
23) Describe centralizer placement for each casing string:
$20^{\prime \prime}$ - No centralizers $133 / 8^{\prime \prime}$ - one bow spring centralizer on every other joint $95 / 8^{\prime \prime}$ - one bow spring centralizer every third joint from TD to surface $51 / 2^{\prime \prime}$ - one semi rigid centralizer on every joint from TD of casing to end of curve. Then every other joint to KOP. Every third joint from KOP to 1,600 '; there will be no centralizers from 1,600' to surface.
24) Describe all cement additives associated with each cement type:
$24^{\prime \prime}$ will be grouted from surface. The $13-3 / 8^{\prime \prime}$ casing will be cemented to surface with Class A cement and no greater than $3 \% \mathrm{CaCl}$ (calcium chloride). The $9-5 / 8^{\prime \prime}$ casing will be cemented to surface with Type 1 cement, \& no greater than $3 \%$ calcium chloride. The $5-1 / 2^{\prime \prime}$ production string will be cemented back to $1,350^{\prime}\left(+/-200^{\prime}\right.$ above the casing shoe for the $9-5 / 8^{\prime \prime}$ ) with Type 1 or Class A cement retarder (to extend pumpability) cellophane flaked for fluid loss, Bentonite gel as an extender (increased pumpability and fluid loss), a defoaming agent to decrease cement foaming during mixing to insure the cement is of proper weight to placement and possibly a gypsum gas blocking additive to aid in blocking/gas migration (in combination with other additive mentioned here, helps cement achieve a "right-angle" set) during the plastic phase of the cement set-up.

## 25) Proposed borehole conditioning procedures:

Top holes will be drilled with fresh water to KOP. At KOP, the wellbore will be loaded with synthetic oil based mud, barite-weighted mud system with such properties as to build a filter-cake on the face to the bore-hole. This will provide lubricity as well as stabilizing the well bore. We will begin rotating the drill string and mud will be circulated upon reaching TD until no further cuttings are observed coming across the shaker screens. Once clean mud is circulated back to surface, we will pull three stands of drill pipe, load the hole, pull three stands and load the hole. The weight indicator on the rig will be monitored for any occurrences of drag and if any are notices, we will re-run the previous stand pfpinepylled across and circulate $2 X$ bottoms up while watching the shakers for signs of cuttings. Once at the base of the curvecherdtrataill be continuously rotated while pumping 2 X bottoms up. We will pull three stands and fill the hole untifieeaci hilvertiadsertiba of the well.
*Note: Attach additional sheets as needed.


MAR 092017 Environmental protection

# Mountaineer Keystone 

## Purpose

The purpose of this pad-specific Hydraulic Fracturing Monitoring Plan is to identify and notify conventional well operators near Mountaineer Keystone hydraulic fracturing in Taylor County, WV prior to hydraulic fracturing at the following MK wells on the UNB 215 Pad.

Due to the apparent presence of unique geological conditions, the potential for communication between deep geologic zones exists in this area. This potential communication, via natural gas, water, or both, may occur between hydraulically fractured wells in the Marcellus formation (approximately 8,000'TVD) and existing conventional natural gas wells in the partially-depleted, relatively high permeability Haverty formation (approximately $5,200^{\prime}$ TVD).
The plan is being implemented as an additional safety measure to be utilized in conjunction with best management practices and emergency action plans for this site. These additional measures include pre-notification of conventional well operators of the timing and location of the hydraulic fracturing, establishment of measures conventional well operators should implement, and assurance that the Division of Oil and Gas is notified of the timeline, as well as any issues that may arise during fracturing.

## 1. Communications with Conventional Operators.

MK, using available data (WV Geological Survey, WVDEP Website, and IHS data service), has identified all known conventional wells and well operators within 500 feet of this pad and the lateral sections. A map showing these wells along with a list of the wells and operators is included in Attachment A.
Upon approval of this plan, MK will notify these operators, via letter, of the hydraulic fracturing schedule for these wells. A copy of this letter is included in Attachment B. The letter provides recommendations to these conventional operators to 1 ) increase their monitoring of their wells during that time period, 2) ensure that their well head equipment is sound, and 3) provide immediate notification to MK and the OOG in the event of any changes in their well conditions.
Specifically, the letter recommends that conventional well operators conduct the following activities during and after fracturing operations:

1. Inspect their surface equipment prior to fracturing to establish integrity and establish prefrac well conditions.
2. Observe wells closely during and after fracturing and monitor for abnormal increases in water, gas or pressure.
3. Inspect or install master valves rated to 3,000 psi or other necessary equipment for wellhead integrity.
4. Notify the $O O G$ and $M K$ if any changes in water, gas production, pressure or other anomalies are identified.
5. Reporting

MK will provide information relating to the hydraulic fracturing schedule, communication with conventional operators, and ongoing monitoring of the work upon request of OOG or immediately after any event of any noted abnormalities.

Area of Review Report - __UNB___Pad,__215__ Lateral, ___Taylor___County, wV

| Well Name | API Number | Operator Name / Address | Well Type | Latitude | Longitude | Total Depth | Perforated Formation(s) | Producing Zones not Perforated |
| :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: |
| Charles E MacDonald 1 | 091-00963 | Alliance Petroleum Corporation | Active | 39.43638 | -79.941142 | 4381 | Little Lime, Big Lime, Keener, Big Injun, Weir, Gantz, Fiftyfoot, Thirty Foot, Fourth, Fifth, Bayard, Elizabeth, Speechley, Balltown, Bradford, Riley, Benson | NA |
| LWeightman J-771 | 091-00314 | Alliance Petroleum Corporation | Vertical-Unknown | 39.440493 | .79.941709 | 5995 | Greenbrier Group, Big Lime, Big Injun, Weir, Fourth, Fifth, Riley, Benson, Elk, Haverty | NA |
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Area of Review Report -_UNB___Pad,___215__ Lateral, ___Taylor___County, wV

| Well Name | API Number | Operator Name / Address | Well Type | Latitude | Longitude | Total Depth | Perforated Formation(s) | Producing Zones not Perforated |
| :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: |
| Charles E MacDonald 1 | 091-00963 | Alliance Petroleum Corporation | Active | 39.43638 | -79.941142 | 4381 | Little Lime, Big Lime, Keener, Big Injun, Weir, Gantz, Fiftyfoot, Thirty Foot, Fourth, Fifth, Bayard, Elizabeth, Speechley, Balltown, Bradford, Riley, Benson | NA |
| L Weightman J-771 | 091-00314 | Alliance Petroleum Corporation | Vertica-Unknown | 39.440493 | -79.941709 | 5995 | Greenbrier Group, Big Lime, Big Injun, Weir, Fourth, Fifth, Riley, Benson, Elk, Haverty | NA |
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## $\qquad$

STATE OF WEST VIRGINIA.

## DEPARTMENT OF ENVIRONMENTAL PROTECTION

OFFICE OF OIL AND GAS
FLUIDS/ CUTTINGS DISPOSAL \& RECLAMATION PLAN
Operator Name Mountaineer Keystone, LLC OP Code 484501227
Watershed (HUC 10) White Day Creek
Do you anticipate using more than 5,000 bels of water to complete the proposed well work? Will a pit be used? $\qquad$ No $\qquad$
 No


If so, please describe anticipated pit waste: produced water
Will a synthetic liner be used in the pit? Yes $\square$ No $\square$ If so, what ml.? 60 ml
Proposed Disposal Method For Treated Pit Wastes:
Land Application
Underground Injection (UIC Permit Number
Reuse (at API Number varus
Off Site Disposal (Supply form WW-9 for disposal location)
Other (Explain
 Drilling medium anticipated for this well (vertical and horizontal)? Air, freshwater, oil based, etc.
-If oil based, what type? Synthetic, petroleum, etc. synthetic
Additives to be used in drilling medium? Bentonite, Soap and Polymer sticks, Soda Ash, Sodium Carbonate, Defoamer, Base Oil, Drill cuttings disposal method? Leave in Emulsifiers, Lime, \& Barite
-If left in pit and plan to solidify what medium will be used? (cement, lime, sawdust) n/a
-Landfill or offsite name/permit number? Advanced Dlappsal Services, Chestnut Valley Landfill
Permitter 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 permitee shall also disclose
where it was property 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 an 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 Company Official Signature
Company Official (Typed Name) Nathan Skeen
Company Official Title Designated Agent

| Subscribed and swam before me this B th | day of December |  |
| :--- | :--- | :--- |
| My commission expires $03 / 15 / 2022$ |  |  |

## $91-01331$

Form WW-9
Mountaineer Keystone, LLC


## Seed Mixtures



## Attach:

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

Photocopied section of involved $7.5^{\prime}$ topographic sheet.

Plan Approved by:


Comments: Pre-seed / mulch all disturbed areas as soon as reasonably possible per regulation. Upgrade E \& S where needed per WV DEP E\& S manual, if necessary.
$\qquad$
$\qquad$
$\qquad$
$\qquad$


# Mountaineer Keystone 

## SITE SAFETY PLAN

## UNB \#215 Well PAD

911 Address:<br>8740 Victory Avenue<br>Grafton, WV 26354



# RECEIVED Office of Oil and Gas 

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Wh Dewnmment of
Environmental Proreftion



FILE NO. 030-1999
SCALE: $1^{\prime \prime}=1000^{\prime}$
MINIMUM DEGREE OF
ACCURACY: 1 in 2500
PROVEN SOURCE OF ELEVATION:
OPUS SURVEY GRADE GPS

STATE OF WEST' TRGINIA DIVISION OF ENYIRONMENTAL PROTECTION OFFICE OF OIL \& GAS

DATE DECEMBER 05 2016

OPERATOR'S WELL NO. UNB NO. 215 API WELL NO.

$$
\frac{47}{\text { STATE }}-\frac{091}{\text { COUNTY }}-\frac{0133 / H 6 A}{\text { PERMIT }}
$$

WELL TYPE: OIL $\square$ GAS $\triangle$ LIQUID INJECTION $\square$ WASTE DISPOSAL $\square$ (IF "GAS"), PRODUCTION $\triangle$ STORAGE $\square$ DEEP $\square$ SHALLOW $\triangle$ LOCATION: ELEVATION: $\qquad$ 1878' WATER SHED: $\qquad$


PROPOSED WORK: DRILL $\triangle$ CONVERT $\square$ DRILL DEEPER $\square$ REDRILL $\square$ FRACTURE OR STIMULATE $\boxtimes$
PERFORATE NEW FORMATION $\square$ PLUG OFF OLD FORMATION $\square$ OTHER PHYSICAL CHANGE IN WELL (SPECIFY)

PLUG AND ABANDON $\qquad$ CLEAN OUT AND REPLUG
TARGET FORMATION:
MARCELLUS SHALE
$\qquad$

WELL OPERATOR: $\qquad$ DESIGNATED AGENT: 7,958' TVD / 14,263' MD

ADDRESS: $\qquad$ MOUNTAINEER KEYSTONE ADDRESS: $\qquad$ NATHAN SKEEN 6031 WALLACE ROAD EX., SU 00 ADDRESS: 65 PROFESSIONAL PLACE, SUITE 200 2 2

[^0]
## 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
*See attached sheet

## Acknowledgement of Possible Permitting/Approval <br> 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: | Mountaineer Keystone, LLC |
| :--- | :--- |
| By: | Eddie Carder Relangh |
| Its: | Regulatory Affairs Manager |

Page 1 of 2

Attachment to WW-6A1, UNB No. 215HM

| Letter Designation/Number Designation <br> on Plat | Grantor, Lessor, Assignor, etc. | Grantee, Lessee, Assignee, etc. | Royalty | Book/Page | $\vartheta_{A}$ |
| :---: | :---: | :---: | :---: | :---: | :---: |
| WVL00519.000 | Union National Bank, Trustee - Truman E. Gore and C. Burke Morris | Pepper Resources, Inc. | 12.50\% | 44/70 | $\because 90 \frac{9}{2}$ |
|  | Pepper Resources, Inc. | Petroleum Development Corporation |  | $\begin{gathered} 19 / 440 \\ 31 / 28 \\ \hline \end{gathered}$ | $\because:=0$ |
|  | Petroleum Development Corporation | PDC Mountaineer, LLC |  | 30/698 | $)$ |
|  | PDC Mountaineer, LLC | PDC Mountaineer Holdings, LLC |  |  | 1 ! W |
| WVL00459.000 | Melba M. Zinn, widow and John V. Zinn II | Pepper Resources, Inc. | 12.50\% | $\begin{aligned} & 44 / 28 \\ & 45 / 60 \\ & \hline \end{aligned}$ | $131$ |
|  | Pepper Resources, Inc. | Petroleum Development Corporation |  | $\begin{aligned} & \hline 19 / 440 \\ & 31 / 28 \end{aligned}$ | 0 |
|  | Petroleum Development Corporation | PDC Mountaineer, LLC |  | 30/698 |  |
|  | PDC Mountaineer, LLC | PDC Mountaineer Holdings, LLC |  |  |  |
| WVL01061.001 | Donald W. Collins and Robin Collins, his wife | PCD Mountaineer, LLC | 12.50\% | 1148/904 | 14 |
|  | PDC Mountaineer, LLC | PDC Mountaineer Holdings, LLC |  |  |  |
| WVL01061.002 | Melba M. Zinn Trust, A West Virginia testamentary trust of which Payton D. Fireman serves as sole Trustee | PCD Mountaineer, LLC | 12.50\% | 1151/618 | 14 |
|  | PDC Mountaineer, LLC | PDC Mountaineer Holdings, LLC |  |  |  |

## Agreement to Drill, Complete and Operate Oil \& Gas Wells

This Agreement to Drill, Complete and Operate Oil \& Gas Wells (this "Agreement"), by and among Mountaineer Keystone LLC, a West Virginia limited liability company ("Mountaineer Keystone"), PDC Mountaineer, LLC, a Delaware limited liability company ("PDC"), and PDC Mountaineer Holdings, LLC, a Delaware limited liability company ("PDC Holdings"), is effective as of October 15, 2014. (the "Effective Date") and sets forth the terms pursuant to which Mountaineer Keystone will drill, complete and operate the Wells (as defined below) on behalf of PDC and PDC Holdings. Mountaineer Keystone, PDC, and PDC Holdings are each a "Party" and are collectively the "Parties". In consideration of the foregoing and the respective agreements hereinafter set forth and the mutual benefits to be derived therefrom, the Parties, intending to be legally bound, hereby agree as follows:

1. Term: This Agreement is effective from the Effective Date until terminated by Mountaineer Keystone on the one hand or PDC and PDC Holdings on the other hand with 30 days' written notice to the other Party or Parties, as applicable (the "Term").
2. Authorization to Operate: PDC and PDC Holdings authorize Mountaineer Keystone to undertake and perform, on PDC and PDC Holdings behalf, all operations, including without limitation permit applications, well pad preparation, drilling and completing wells, and marketing gas, oil and other hydrocarbons therefrom with respect to all oil and gas wells to be drilled on oil and gas leasehold acreage held by PDC or PDC Holdings. PDC, PDC Holdings and Mountaineer Keystone are affiliates with a common parent. Mountaineer Keystone was formed to operate oil and gas leasehold acreage held by PDC, PDC Holdings and certain other affiliates. Mountaineer Keystone agrees that it shall, in a good and workmanlike manner and in accordance with industry standards as they prevail in the area, drill, complete and operate oil and gas wells on leasehold acreage owned by PDC or PDC Holdings from time to time as directed by PDC or PDC Holdings (collectively, the "Wells").
3. No Third Party Beneficiary: This Agreement is for the benefit of the Parties and is not for the benefit of any third party.
4. Counterparts: This Agreement may be simultaneously executed in several counterparts and via facsimile or similar electronic transmittal, each of which shall be deemed to be an original and taken together shall constitute one and the same instrument.

## [Signature Page Follows]



IN WITNESS WHEREOF, Mountaineer Keystone, PDC, and PDC Holdings have caused their duly authorized representatives to execute this Agreement as of the Effective Date.

## MOUNTAINEER KEYSTONE LLC

By:
Name: robent Kenl
Title: CEO

## PDC MOUNTAINEER, LLC

By:
Name! RLert Koxil
Title: C\&O

## PDC MOUNTAINEER HOLDINGS, LLC

By:
Name: Rhert Korel
Title: CEO

REGENED Ononof Ond Cas

DEC 162016
VVDepetment of Envicamenal ?rotection

## Mountaineer <br> Keystone

8/20/2015
Gene Smith
Assistant Chief - Office of Oil and Gas
WVDEP
$60157^{\text {th }}$ Street, SE
Charleston, WV 25304
RE: Ownership of Roadways; UNB Pad, Taylor County, Fetterman District

Dear Mr. Smith:
In preparation of filing a permit application for the above referenced well, Mountaineer Keystone's Title Department conducted thorough title examinations to determine ownership of the oil and gas underlying all roadways crossed by the proposed well. The findings of our examinations show that that the roadways crossed by the proposed well are right of ways only, with the oil and gas being owned and covered by our leasehold as provided on the plat for the proposed well.

If you have any questions, concerns or need further information, please do not hesitate to contact me at the contact information below.

Sincerely,


Orla Lavender
Director of Title


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

Date of Notice Certification: $12 / 13 / 2016$

API No. 47-091-01331<br>Operator's Well No. UNB 215<br>Well Pad Name:<br>$\qquad$

## 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 | Easting: | 4365469.05 |
| :---: | :---: | :---: | :---: | :---: |
| County: | Taylor | UTM NAD 83 | Northing: | 590899.52 |
| District: | Fetterman | Public Road Ac |  | Rt. 119 |
| Quadrangle: | Gladesville 7.5' | Generally used | arm name: | Charles E. MacDonald |

Watershed: White Day Creek

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 have been completed by the applicant.

Pursuant to West Virginia Code § 22-6A, the Operator has attached proof to this Notice Certification that the Operator has properly served the required parties with the following:
*PLEASE CHECK ALL THAT APPLY

1. NOTICE OF SEISMIC ACTIVITY or 回 NOTICE NOT REQUIRED BECAUSE NO SEISMIC ACTIVITY WAS CONDUCTED

OOG OFFICE USE ONLY

RECEIVED/
NOT REQUIRED
2. NOTICE OF ENTRY FOR PLAT SURVEY or $\quad$ NO PLAT SURVEY WAS CONDUCTED
3. NOTICE OF INTENT TO DRILL or
$\square$ NOTICE NOT REQUIRED BECAUSE NOTICE OF ENTRY FOR PLAT SURVEY WAS CONDUCTED or

回 WRITTEN WAIVER BY SURFACE OWNER (PLEASE ATTACH)
4. NOTICE OF PLANNED OPERATION
5. PUBLIC NOTICE
6. NOTICE OF APPLICATION

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 $\qquad$ have read and understand the notice requirements within West Virginia Code § 226A. 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: | Mountaineer Keystone, LLC |
| :--- | :--- |
| By: | $\frac{\text { Nathan Skeen }}{\text { Its: }}$ |
| Telephone: | $\frac{\text { Designated Agent }}{724-940-1202}$ |


| Address: | 65 Professional Place, Suite 200 |
| :--- | :--- |
|  | Bridgeport, WV 26330 |
| Facsimile: | $800-428-0981$ |
| Email: | ecarder@mkeystone.com |



Subscribed and sworn before me this 13th day of December, 2016 . -


## 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 depprivacyofficer@wv.gov.

# STATE OF WEST VIRGINIA DEPARTMENT OF ENVIRONMENTAL PROTECTION, OFFICE OF OIL AND GAS NOTICE OF APPLICATION 

Notice Time Requirement: notice shall be provided no later than the filing date of permit application.
Date of Notice: $\underline{1213 / 2016}$ Date Permit Application Filed: 12/14/2016
Notice of:
7 CERTIFICATE OF APPROVAL FOR THE CONSTRUCTION OF AN IMPOUNDMENT OR PIT

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

PERSONAL SERVICE
REGISTERED MAIL

## (7) METHOD OF DELIVERY THAT REQUIRES A 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.


# STATE OF WEST VIRGINIA DEPARTMENT OF ENVIRONMENTAL PROTECTION, OFFICE OF OIL AND GAS VOLUNTARY STATEMENT OF NO OBJECTION 

## Instructions to Persons Named on Page WW-6A

The well operator named on page WW-6A is applying for a permit from the State of West Virginia to conduct oil or gas well work. Well work permits are valid for twenty-four (24) months. Please contact the listed well operator and the Office of Oil and Gas if you do not own any interest in the listed surface tract.

## Comment and Waiver Provisions

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.

Pursuant to West Virginia Code § 22-6A-8(b) No permit may be issued less than thirty days after the filing date of the application for any well work except plugging or replugging; and no permit for plugging or replugging may be issued less than five days after the filing date of the application except a permit for plugging or replugging a dry hole: Provided, That if the applicant certifies that all persons entitled to notice of the application under the provisions of subsection (b), section ten of this article have been served in person or by certified mail, return receipt requested, with a copy of the well work application, including the erosion and sediment control plan, if required, and the well plat, and further files written statements of no objection by all such persons, the secretary may issue the well work permit at any time.

## VOLUNTARY STATEMENT OF NO OBJECTION

 provisions listed above, and that I have received copies of a Notice of Application, an Application for a Well Work Permit on Form WW-6A and attachments consisting of pages one (1) through $23 \quad$, including the erosion and sediment control plan, if required, and the well plat, all for proposed well work on the tract of land as follows:

| State: | Wast Virginia | UTM NAD 83 | Easting: | 580806.17 |
| :---: | :---: | :---: | :---: | :---: |
| County: | Taylor | UTM NAD 83 | Northing: | 4365485.5 |
| District: | Fetterman | Public Road Ac | ess: | US 119 |
| Quadrangle: | Gladosville | Generally used | mm name: | MacDonatd |
| Watershed: | White Day Creek |  |  |  |

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.


## 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 depprivacyofficerawv.gov.

## STATE OF WEST VIRGINIA <br> DEPARTMENT OF ENVIRONMENTAL PROTECTION, OFFICE OF OIL AND GAS VOLUNTARY STATEMENT OF NO OBJECTION

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## VOLUNTARY STATEMENT OF NO OBJECTION

 provisions listed above, and that I have received copies of a Notice of Application, an Application for a Well Work Permit on Form WW-6A and attachments consisting of pages one (1) through $23 \quad$, including the erosion and sediment control plan, if required, and the well plat, all for proposed well work on the tract of land as follows:


1 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.

```
*Please check the box that applies
    SURFACE OWNER
\square SURFACE OWNER (Road and/or Other Disturbance)
    SURFACE OWNER (Impoundments/Pits)
\square COAL OWNER OR LESSEE
\square COAL OPERATOR
\square WATER PURVEYOR
    OPERATOR OF ANY NATURAL GAS STORAGE FIELD
```



## 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 formal 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 depprivaciofficer@wv.gov.

# STATE OF WEST VIRGINIA <br> DEPARTMENT OF ENVIRONMENTAL PROTECTION, OFFICE OF OIL AND GAS VOLUNTARY STATEMENT OF NO OBJECTION 

## Instructions to Persons Named on Page WW-6A

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## Comment and Waiver Provisions

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## VOLUNTARY STATEMENT OF NO OBJECTION

 provisions listed above, and that I have received copies of a Notice of Application, an Application for a Well Work Permit on Form WW-6A and attachments consisting of pages one (1) through 23 , including the erosion and sediment control plan, if required, and the well plat, all for proposed well work on the tract of land as follows:

| State: | West Vurginta | UTM NAD 83 | Easting: | 590889.52 |
| :---: | :---: | :---: | :---: | :---: |
| County: | Taylor | TM NAD 83 | Northing: | 4365469.05 |
| District: | Fetterman | Public Road Ac |  | US 119 |
| Quadrangle: | Glactesvile | Generally used | m name: | MacDonatd |
| Watershed: | Whito Day Creek |  |  |  | issued on those materials.

*Please check the box that applies
■ SURFACE OWNER
$\square$ SURFACE OWNER (Road and/or Other Disturbance)
■ SURFACE OWNER (Impoundments/Pits)
$\square$ COAL OWNER OR LESSEE
COAL OPERATOR
$\square$ WATER PURVEYOR
OPERATOR OF ANY NATURAL GAS STORAGE FIELD

FOR EXECUTION BY A NATURAL PERSON

 Date: 9/if15

FOR EXECUTION BY A CORPORATION, ETC. Company:
By:
Its:
Signature:
Date: $\qquad$

## Oil and Gas Privacy Notice:

$$
\because \quad \because \ggg \ggg>
$$

The Office of Oil and Gas processes your personal information, such as name, address and telephone number, as part of dur 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 requêsts. 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 depprivacyofficer(aivv.gov.

The well operator, Mountaineer Keystano, LLC $\qquad$ is applying for a permit from the State of West Virginia to conduct oil or gas well work. Please be advised that well work permits are valid for twenty-four (24) months.

## Well Lacation Restrictions

Pursuant to West Virginia Code § 22-6A-12(a), 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.

## WAIVER

 provisions listed above, and that I have received copies of a Notice of Application, an Application for a Well Work Permit on Form WW-6A and attachments consisting of pages one (1) through 23 , including the erosion and sediment control plan, if required, and the well plat, all for proposed well work on the tract of land as follows:

| State: | West Virginta | UTM NAD 83 Easting: | 590836.91 |
| :---: | :---: | :---: | :---: |
| County: | Taybor | UTM NAD 83 Northing: | 4365463.76 |
| District: | Fettomen | Public Road Access: | US 119 |
| Quadrangle: | Cladesvilie | Generally used farm name: | MscDonatd |
| Watershed: | White Day Creet |  |  |

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 and I therefore waive all well site restrictions listed under West Virginia Code § 22-6A-12(a).

## WELL SITE RESTRICTIONS BEING WAIVED

*Please check all that apply
$\square$ EXISTING WATER WELLS
$\square$ DEVELOPED SPRINGS
■ DWELLINGS

- AGRICULTURAL BUILDINGS


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 bras netded to comply with statutory or regulatory requirements, including Freedom of Information Act requests. Our office will appropriately sccure youŕ persónal únformation. If you have any questions about our use or your personal information, please contact DEP's Chief Privacy Officer at depprivacvolliccr ä 11. gon.

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

Notice Time Requirement: notice shall be provided no later than the filing date of permit application.
Date of Notice: $12113 / 2016$ Date Permit Application Filed: $12144 / 2016$

## Notice of:

## (7) PERMIT FOR ANY WELL WORK <br> ( CERTIFICATE OF APPROVAL FOR THE CONSTRUCTION OF AN IMPOUNDMENT OR PIT

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

## PERSONAL $\square$ REGISTERED $\square$ 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.

[^1]
# STATE OF WEST VIRGINIA <br> DEPARTMENT OF ENVIRONMENTAL PROTECTION, OFFICE OF OIL AND GAS NOTICE OF APPLICATION 

Notice Time Requirement: notice shall be provided no later than the filing date of permit application.
Date of Notice: ${ }^{1213 / 1 / 2016}$ Date Permit Application Filed: 1214/2016
Notice of:
T PERMIT FOR ANY
WELL WORK
$\square$ CERTIFICATE OF APPROVAL FOR THE CONSTRUCTION OF AN IMPOUNDMENT OR PIT

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

$\square$ PERSONAL
SERVICE
REGISTERED MAIL
$\square$ METHOD OF DELIVERY THAT REQUIRES A 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.
$\square$ Application Notice $\square$ WSSP Notice $\quad$ E\&S Plan Notice $\square$ Well Plat Notice is hereby provided to:
-SURFACE OWNER(s)
Name:
Address:

## Name:

Address:
$\square$ SURFACE OWNER(s) (Road and/or Other Disturbance) Name:
Address: $\qquad$

## Name:

Address:
SURFACE OWNER(s) (Impoundments or Pits)
Name:
Address:
$\square$ COAL OWNER OR LESSEE
Name: Eastem Associated Coal Corporation
Address: 500 Lee Street East, Sulte 202
Charleston, WV 25301
OCOAL OPERATOR
Name: Eastem Associated Coal Corporation
Address: 500 Leo Street East, Suite 202
Chartoston, WV 25301
$\square$ SURFACE OWNER OF WATER WELL AND/OR WATER PURVEYOR(s)
Name:
Address:
■OPERATOR OF ANY NATURAL GAS STORAGE FIELD
Name:
Address:
$\frac{1: \text { Please attach additionál forms if necessispry }}{\text { * }}$

# STATE OF WEST VIRGINIA DEPARTMENT OF ENVIRONMENTAL PROTECTION, OFFICE OF OIL AND GAS NOTICE OF APPLICATION 

Notice Time Requirement: notice shall be provided no later than the filing date of permit application.
Date of Notice: ${ }^{12 / 13 / 2016}$ Date Permit Application Filed: $12 / 14 / 2016$
Notice of:

## ( $]$ PERMIT FOR ANY <br> WELL WORK <br> (6) CERTIFICATE OF APPROVAL FOR THE CONSTRUCTION OF AN IMPOUNDMENT OR PIT

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

$\square$ PERSONAL SERVICE
REGISTERED
$\checkmark$ METHOD OF DELIVERY THAT REQUIRES A 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.


## Notice is hereby given:

Pursuant to West Virginia Code $\$ 22-6 A-10(b)$, 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 $60157^{\text {th }}$ Street, SE, Charleston, WV 25304 (304-926-0450) or by visiting www.dep.wv.gov/oil-and-gas/pages/default.aspx.

## Well Location Restrictions

Pursuant to W. Va. Code $\S 22-6 \mathrm{~A}-12$, 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
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
$60157^{\text {th }}$ St. SE
Charleston, WV 25304

(304) 926-0450

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


## 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-
Permits/Pages/default.aspx 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 $\S 22-6 \mathrm{~A}-7(\mathrm{k})$, 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 $\S 22-6 \mathrm{~A}-10(\mathrm{~g})$, 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.

## Notice is hereby given by:

Notice is hereby given by:
Well Operator: Mountaineer Keystone, LLC EDAE CAPPOR, $2 \&$ Cain
Telephone: $724-940-1204$
Address: 65 Professional Place, Suite 200
Bridgeport, WV 26330
Email: ecarder@mkeystone.com
Facsimile: 304-848-9134

## 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 depprivacyofficer@wv.gov.


Subscribed and sworn before me this 12 day of Ne, 2016. Nellie Rouge Notary Public
My Commission Expires March 5.2022

# STATE OF WEST VIRGINIA DEPARTMENT OF ENVIRONMENTAL PROTECTION, OFFICE OF OIL AND GAS NOTICE OF INTENT TO DRILL L WAIVER 

Pursuant to W. Va. Code § 22-6A-16(b), at least ten days prior to filing a permit application, an operator shall, by certified mail return 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.

## Surface Owner Waiver:

I, Charles E. Macdonald and Laverne M. Macdonald, hereby state that I have read the notice provisions listed above and hereby waive the notice requirements under West Virginia Code § 22-6A-16(b) for the tract of land as follows:

| State: | West Virginia |
| :--- | :--- |
| County: | Taylor |
| District: | Fetterman |
| Quadrangle: | Gladesville |
| Watershed: | White Day Creek |




Date: $12 / 1311$ Sesternaly Moe Donald

## 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 depprivacyofficer@wv,gov.

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# STATE OF WEST VIRGINIA <br> DEPARTMENT OF ENVIRONMENTAL PROTECTION, OFFICE OF OIL AND GAS VOLUNTARY STATEMENT OF NO OBJECTION 

## Instructions to Persons Named on Page WW-6A

The well operator named on page WW-6A is applying for a permit from the State of West Virginia to conduct oil or gas well work. Well work permits are valid for twenty-four (24) months. Please contact the listed well operator and the Office of Oil and Gas if you do not own any interest in the listed surface tract.

## Comment and Waiver Provisions

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.

Pursuant to West Virginia Code § 22-6A-8(b) No permit may be issued less than thirty days after the filing date of the application for any well work except plugging or replugging; and no permit for plugging or replugging may be issued less than five days after the filing date of the application except a permit for plugging or replugging a dry hole: Provided, That if the applicant certifies that all persons entitled to notice of the application under the provisions of subsection (b), section ten of this article have been served in person or by certified mail, return receipt requested, with a copy of the well work application, including the erosion and sediment control plan, if required, and the well plat, and further files written statements of no objection by all such persons, the secretary may issue the well work permit at any time.

## VOLUNTARY STATEMENT OF NO OBJECTION

 provisions listed above, and that I have received copies of a Notice of Application, an Application for a Well Work Permit on Form WW-6A and attachments consisting of pages one (1) through 23 $\qquad$ , including the erosion and sediment control plan, if required, and the well plat, all for proposed well work on the tract of land as follows:

| State: | Wost Virginia |
| :--- | :--- |
| County: | Taylor |
| District: | Felteman |
| Quadrangle: | Gladesville |
| Watershed: | White Day Creak |
|  |  |


| UTM NAD 83 | Easting: | 590886.91 |
| :---: | :---: | :---: |
|  | Northing: | 4365463.76 |
| Public Road Access: |  | US 119 |
| Generally used | rm name: | MacDorald |

1 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.


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 nomal course of business or as needed to comply with statutory or regulatory requirements, including Freedom of Information Act requestr. 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 depprivacvofficeriawv.gov.

## STATE OF WEST VIRGINIA

DEPARTMENT OF ENVIRONMENTAL PROTECTION, OFFICE OF OIL AND GAS WELL LOCATION RESTRICTION WAIVER

The well operator, Mountaineer Keystone, LLC $\qquad$ is applying for a permit from the State of West Virginia to conduct oil or gas well work. Please be advised that well work permits are valid for twenty-four (24) months.

## Well Location Restrictions

Pursuant to West Virginia Code $\S 22-6 A-12(a)$, 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.

## WAIVER

 provisions listed above, and that I have received copies of a Notice of Application, an Application for a Well Work Permit on Form WW-6A and attachments consisting of pages one (1) through 23 $\qquad$ , including the erosion and sediment control plan, if required, and the well plat, all for proposed well work on the tract of land as follows:


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 and I therefore waive all well site restrictions listed under West Virginia Code § 22-6A-12(a).

## WELL SITE RESTRICTIONS BEING WAIVED

*Please check all that apply
$\square$ EXISTING WATER WELLS

- DEVELOPED SPRINGS
(0) DWELLINGS
- AGRICULTURAL BUILDINGS


Well Operator: Mountaineer Keystone, LLC
By: Nathan Skean
Its: Designated Agent


Subscribed and sworn before me this 27 day of recording Fee 4F1.M COLF DOUS Notary Public My Commission Expires JANUARy 13,2020 O.
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 depprivacioniccrifilv.gov.

# STATE OF WEST VIRGINIA <br> 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: $\qquad$ Date Permit Application Filed: $\qquad$
Delivery method pursuant to West Virginia Code § 22-6A-16(c)

## - CERTIFIED MAIL <br> RETURN RECEIPT REQUESTED

HAND DELIVERY

Pursuant to W. Va. Code $\S 22-6 \mathrm{~A}-16$ (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: Mr. Charles MacDonald
Name:
Address: RR 3 Box 165
Address:

## Notice is hereby given:

Pursuant to West Virginia Code $\S 22-6 \mathrm{~A}-16$ (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 | U | Easting: | 590886.81 |
| :---: | :---: | :---: | :---: | :---: |
| County: | Tayior | UTMNAD 83 | Northing: | 4365463.76 |
| District: | Fetterman | Public Road A |  | Rt. 119 |
| Quadrangle: | Gladesville 7.5' | Generally use | m name: | Charles E. MacDonald |

## 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 $\S 22-6 \mathrm{~A}-10$ (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 $60157^{\text {th }}$ Street, SE, Charleston, WV 25304 (304-926-0450) or by visiting www.dep.wv.gov/oil-andgas/pages/default.aspx.

| Well Operator: | Mountaineer Keystone, LLC |
| :--- | :--- |
| Telephone: | 724-940-1204 |
| Email: | ecarder@mkeystone.com |


| Address: | 65 Professional Place, Suite 200 |  |
| :--- | :--- | :---: |
|  | Bridgeport, WV 26330 |  |
| Facsimile: $\quad 304-848-91347$ |  |  |

## 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 depprivacyofficer@wv.gov.

# STATE OF WEST VIRGINIA DEPARTMENT OF ENVIRONMENTAL PROTECTION, OFFICE OF OIL AND GAS WELL LOCATION RESTRICTION WAIVER 

The well operator, Mcumisineer Keystone, LLC is applying for a permit from the State of West Virginia to conduct oil or gas well work. Please be advised that well work permits are valid for twenty-four (24) months.

## Well Location Restrictions

Pursuant to West Virginia Code § 22-6A-12(a), 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.

## WAIVER

 provisions listed above, and that I have received copies of a Notice of Application, an Application for a Well Work Permit on Form WW-6A and attachments consisting of pages one (1) through 23 $\qquad$ , including the erosion and sediment control plan, if required, and the well plat, all for proposed well work on the tract of land as follows:


# STATE OF WEST VIRGINIA DEPARTMENT OF ENVIRONMENTAL PROTECTION, OFFICE OF OIL AND GAS WELL LOCATION RESTRICTION WAIVER 

The well operator, Mountaineer Keystone, LLC work. Please be advised that well work permits are valid for twenty-four (24) months.

## Well Location Restrictions

Pursuant to West Virginia Code § 22-6A-12(a), 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.

## WAIVER

 provisions listed above, and that I have received copies of a Notice of Application, an Application for a Well Work Permit on Form WW-6A and attachments consisting of pages one (1) through $\qquad$ 23 , including the erosion and sediment control plan, if required, and the well plat, all for proposed well work on the tract of land as follows:

| State: | West Virginta |
| :--- | :--- |
| County: | Teybr |
| District: | Fetterman |
| Quadrangle: | Gladesvila |
| Watershed: |  |
| White Day Creek |  |



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 and I therefore waive all well site restrictions listed under West Virginia Code § 22-6A-12(a).

## WELL SITE RESTRICTIONS BEING WAIVED <br> *Please check all that apply

- EXISTING WATER WELLS

回 DEVELOPED SPRINGS
(1) DWELLINGS

回 AGRICULTURAL BUILDINGS

Well Operator: Mountaineer Keystone, LLC
By: Nathan Steen
Its: Designated Agent

UTM NAD 83 Easting:
UTM NAD 83 Northing:
Public Road Access:
Generally used farm name:


MacDonald


Oil andicasprivacivotice:
The Office of Oil and Gas processes your personal information, such as name, address and telephone number, as part do our f 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 derprivaciofliceriuntigos:

# WEST VIRGINIA DEPARTMENT OF TRANSPORTATION Division of Highways 1900 Kanawha Boulevard East • Building Five • Room 110 

Paul A. Mattox, Jr., P. E. Secretary of Transportation/ Commissioner of Highways

August 21, 2015
James A. Martin, Chief
Office of Oil and Gas
Department of Environmental Protection
$60157^{\text {th }}$ Street, SE
Charleston, WV 25304
Subject: DOH Permit for the UNB Pad, Taylor County

| UNB 211 Well Site | UNB 212 Well Site |
| :--- | :--- |
| UNB 214 Well Site | UNB 215 Well Site |

Dear Mr. Martin,
The West Virginia Division of Highways has issued Permit \#04-2015-0726 for the subject site to Mountaineer Keystone, LLC for access to the State Road for the well site located off of US 119 T in Taylor County.

The operator has signed a DISTRICT WIDE OIL AND GAS ROAD MAINTENANCE BONDING AGREEMENT for DOH District 4 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,


Gary K. Clayton Regional Maintenance Engineer Central Office Oil \&Gas Coordinator

Cc: Amy L. Miller
Mountaineer Keystone, LLC
CH, OM, D-4
File

| WellName UNB \#212, 213, 214 and 215 |  |  |  |  |
| :--- | :---: | :---: | :---: | :---: |
|  | FRACTURING ADDITIVES |  |  |  |
|  | PURPOSE | TRADE NAME | CAS \# |  |
| Additive \#1: | Friction Reducer | WFRA-405 | Proprietary |  |
| Additive \#2: | Scale Inhibitor | SI-1000 | $7440-21-3$ |  |
| Additive \#3: | Biocide | BIOCLEAR 2000 | $25314-61-8$ |  |
| Additive \#4: | Gelling Agent | LGC-15 | $9000-30-0$ |  |
| Additive \#5: | Corrosion Inhibitor | Al-300 | $111-76-2$ |  |
| Additive \#6: | Gel Breaker | AP-One | $7727-54-0$ |  |
| Additive \#7: | Acid | HCI $-7.5 \%$ | $7647-01-0$ |  |

DEC 162016




[^0]:    $\square$

[^1]:    $\square$ Application Notice $\square$ WSSP Notice $\quad$ E\&S Plan Notice $\square$ Well Plat Notice is hereby provided to:
    $\square$ SURFACE OWNER(s)
    Name:
    Address:

    ## Name:

    Address:
    $\square$ SURFACE OWNER(s) (Road and/or Other Disturbance)
    Name:
    Address:

    ## Name:

    Address:
    SURFACE OWNER(s) (Impoundments or Pits)
    Name:
    Address:

    ■ COAL OWNER OR LESSEE
    Name: Patriol Reserve Holdings, LLC
    Address: 500 Lee Street East, Suite 900
    Charteston, WV25301
    COAL OPERATOR
    Name: Patriot Reserve Holdings, LLC
    Address: 500 Leo Street East, Suite 900
    Charleston, WV 25301
    $\square$ SURFACE OWNER OF WATER WELL AND/OR WATER PURVEYOR(s)
    Name:
    Address:
    

