



west virginia department of environmental protection

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

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

Wednesday, January 21, 2026
WELL WORK PLUGGING PERMIT
Vertical Plugging

UNKNOWN - DEP PAID PLUGGING CONTRACT
601 57TH STREET

CHARLESTON, WV 25304

Re: Permit approval for BUTLER DAVIS 5
47-099-02183-00-00

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

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

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

H. Jason Harmon
Acting Chief

Operator's Well Number: BUTLER DAVIS 5
Farm Name: BOTKINS, GREGORY A.
U.S. WELL NUMBER: 47-099-02183-00-00
Vertical Plugging
Date Issued: 1/21/2026

PERMIT CONDITIONS

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

CONDITIONS

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

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

APPLICATION FOR A PERMIT TO PLUG AND ABANDON

4) Well Type: Oil <u> </u> / Gas <u>X</u> / Liquid injection <u> </u> / Waste disposal <u> </u> / (If "Gas, Production <u>X</u> or Underground storage <u> </u>) Deep <u> </u> / Shallow <u>X</u>	5) Location: Elevation <u>686.41</u> District <u>Butler</u>	Watershed <u>Whites Creek - Big Sandy River</u> County <u>Wayne</u> Quadrangle <u>Prichard</u>
6) Well Operator <u>Unknown WVDEP Paid Plugging Contract</u> Address <u>601 57th Street</u> <u>Charleston, WV 25304</u>	7) Designated Agent <u>Jason Harmon</u> Address <u>601 57th Street</u> <u>Charleston, WV 25304</u>	
8) Oil and Gas Inspector to be notified Name <u>Brian Warden</u> Address <u>49 Elk Creek Road</u> <u>Delbarton, WV 25670</u>	9) Plugging Contractor Name <u>Eagle Well Service</u> Address <u>P.O. Box 1666</u> <u>Salyersville, KY 41465</u>	

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

Plugging Work Order Attached
JAN 13 2026
WVDEP
RECEIVED
OIL & GAS
SECTION

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

Work order approved by inspector 

Date 

01/23/2026

Plugging Prognosis
API #: 47-099-02183
West Virginia, Wayne County

Casing Schedule

13" @ 32' – 20 Sacks
9-5/8" @ 292' – 100 Sacks
7" @ 1084' – 135 Sacks
4-1/2" @ 2862' - 150 Sacks
TD: reported at 2808'

Fresh Water: None shown, extended surface plug to cover. (See offset well record)

Saltwater: 1080' (See original well record)

Gas Shows: 1855' and 2460' (See original well record)

Oil Shows: None Reported

Coal: None Reported

Open Mine: None Reported

Elevation: 686'

1. Notify inspector, Brian Warden at 304-205-3229, 48 hours prior to commencing abandonment operations.
2. Blow down well.
3. POOH with tubing, RIH and confirm TD and fill depth.
4. Prep for cement. Notify inspector of tag depth.
5. Pump 6% Bentonite gel between all cement plugs.
 - a. **NOTE:** Class A or Class L can be used for cement plugs.
6. If free pipe exists, free point 4.5" casing, rip and pull pipe, perforate as needed.
7. **Plug 1:** Verify TD. Set 200' cement plug from 2808' (or TD) - 2608', tag TOC, top off as necessary.
8. **Plug 2:** Set cement plug from 2510' - 2340' to cover gas show at 2460', tag TOC, top off as necessary.
9. **Plug 3:** Set cement plug from 1950' – 1724' to cover gas show at 1855', Berea and Brown Shale, tag TOC, top off as needed. (Brown Shale 1874'-1904', Berea 1904' – 1940')
10. **Plug 4:** Set cement plug from 1172' -936' to cover saltwater, and isolate Little Lime, Big Lime, and Injun Sand, tag TOC, top off as needed. (saltwater 1080', Little Lime 1088'-1106', Big Lime 1106'-1280', Injun 1292'-1350')
11. If free pipe exists, free point 7" casing, rip and pull pipe. Perforate as needed.
12. **Plug 5:** Set 100' plug from 715' – 615' to isolate salt sand at from 735' – 1025'.
13. If free pipe exists, free point 9-5/8" casing, rip and pull pipe, perforate as needed.
14. **Plug 6:** Set ~~302~~ cement plug from 302' – Surface to cover casing shoe and freshwater. (no freshwater reported on this well, freshwater reported at 220' on nearby well 47-99-02232)
15. Reclaim location and well road to WVDEP specifications and erect P&A well monument 30" above ground with well name, API and plug date.

**Will cover/isolate with cement all O&G formations – including salt, coal, freshwater.

BV
JK 1/21/2020

01/23/2026

State of West Virginia
Department of Environmental Protection
Office of Oil and Gas

Well Operator's Report of Well Work

Farm name: Gregory A Botkins Operator Well No.: Davis #5LOCATION: Elevation: 700.47 Quadrangle: PrichardDistrict: Butler County: WayneLatitude: 40 41 Feet South of 38 Deg. 12 Min. 30 Sec.
Longitude: 66 51 Feet West of 92 Deg. 32 Min. 30 Sec.Company: BTU Pipeline Inc.

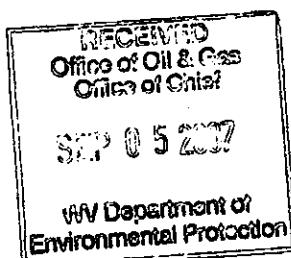
	Casing & Tubing	Used in drilling	Left in well	Cement fill up Cu. Ft.
Address:	32 40' of 13"	32 40' of 13"	32 40' of 13	20 SKS
	292.25 of 95%	292.25 of 95%	292.25 of 95%	100 SKS
Agent:	1084 of 7"	1084 of 7"	1084 of 7"	135 SKS
Inspector: <u>Gary Srites</u>	<u>2862.50 - 4 1/2</u>	<u>2862.50 - 4 1/2</u>	<u>2862.50 - 4 1/2</u>	<u>150 SKS</u>
Date Permit Issued: <u>12-28-06</u>				
Date Well Work Commenced:				
Date Well Work Completed: <u>2-23-07</u>				
Verbal Plugging:				
Date Permission granted on:				
Rotary <input checked="" type="checkbox"/> Cable Rig				
Total Depth (feet): <u>2808</u>				
Fresh Water Depth (ft.):				<u>JA</u>
Salt Water Depth (ft.): <u>1080</u>				
Is coal being mined in area (N/Y)?				
Coal Depths (ft.):				

JAN 13 2026

OPEN FLOW DATA

Producing formation Berea Pay zone depth (ft) 1855
 Gas: Initial open flow 100 MCF/d Oil: Initial open flow _____ Bbl/d
 Final open flow 225 MCF/d Final open flow _____ Bbl/d
 Time of open flow between initial and final tests 12 Hours
 Static rock Pressure 180 psig (surface pressure) after 12 Hours

Second producing formation Brown Shale Pay zone depth (ft) 2460
 Gas: Initial open flow 160 MCF/d Oil: Initial open flow _____ Bbl/d
 Final open flow 275 MCF/d Final open flow _____ Bbl/d
 Time of open flow between initial and final tests 12 Hours
 Static rock Pressure 275 psig (surface pressure) after 12 Hours



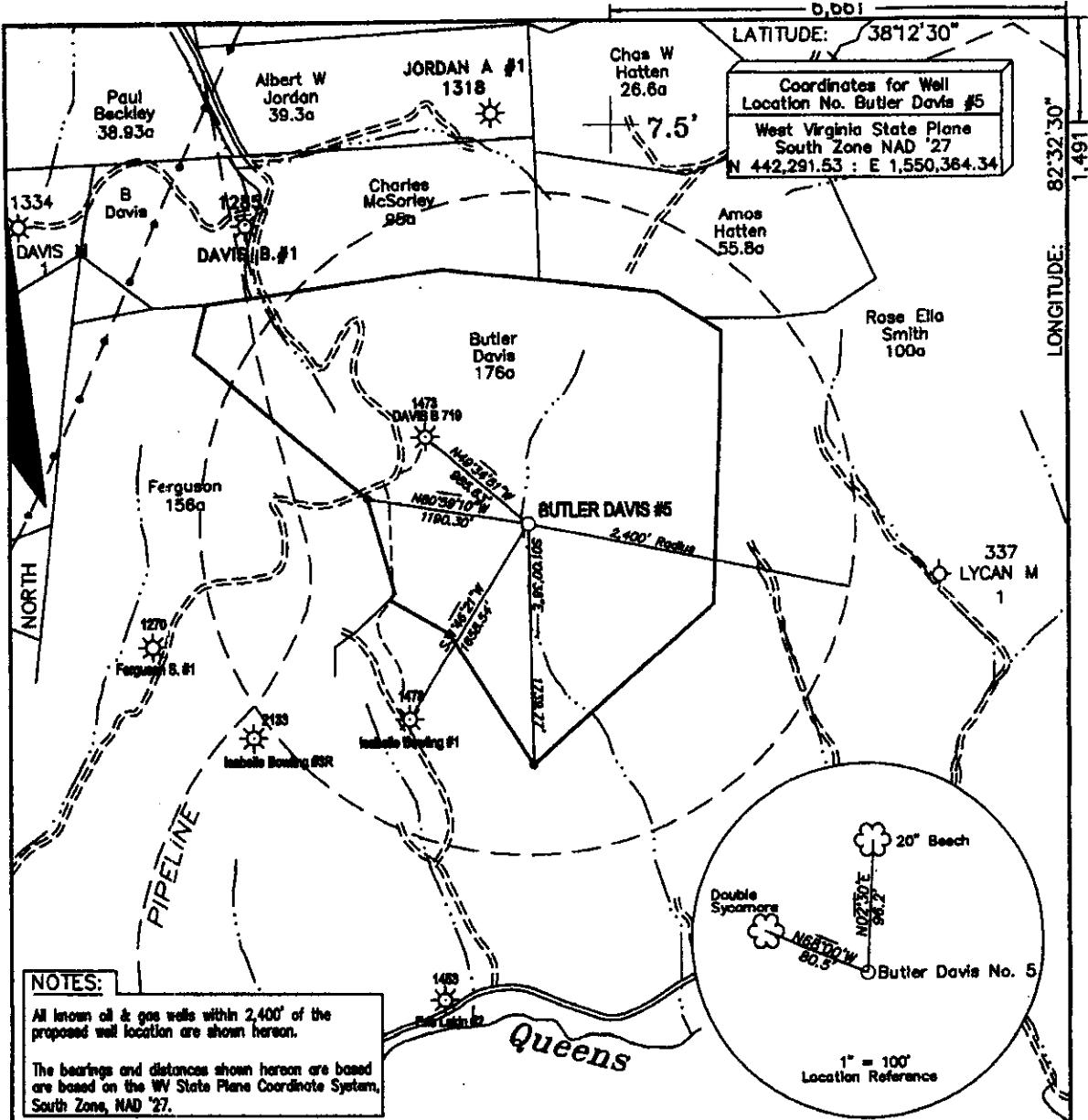
NOTE: ON BACK OF THIS FORM PUT THE FOLLOWING: 1). DETAILS OF PERFORATED INTERVALS, FRACTURING OR STIMULATING, PHYSICAL CHANGE, ETC. 2). THE WELL LOG WHICH IS A SYSTEMATIC DETAILED GEOLOGICAL RECORD OF ALL FORMATIONS, INCLUDING COAL ENCOUNTERED BY THE WELLBORE.

Signed: BTU Pipeline Inc
 By: Ricka Wilt
 Date: 8-30-07

Surface	0 - 10
Slate	10 - 70
Sand	70 - 85
Slate	85 - 145
Sand	145 - 160
Slate	160 - 175
Sand	175 - 210
Slate	210 - 219
Sand	219 - 267
Slate	267 - 390
Sand	390 - 442
Slate	442 - 562
Sand	562 - 574
Slate	574 - 610
Sand	610 - 616
Slate	616 - 735
Salt sand	735 - 1025
Slate	1025 - 1050
Red Rock	1050 - 1056
Slate	1056 - 1084
Sand	1084 - 1088
L. Lime	1088 - 1106
Big Lime	1106 - 1280
Slate	1280 - 1292
Injun Sand	1292 - 1350
Slate	1350 - 1455
Shell	1455 - 1468
Slate + shell	1468 - 1812
Shell	1812 - 1830
Slate	1830 - 1874
Brown Shale	1874 - 1904
Berea Grit	1904 - 1940
Slate	1940 - 1965
Shell	1965 - 1987
Slate	1987 - 2000
B. Shale	2000 - 2135
Slate	2135 - 2275
B. Shale	2275 - 2431
Slate	2431 - 2460
B. Shale	2460 - 2778
Slate	2778 - 2793
Broken Sand	2793 - 2808

RECORDED
C. M. C. 1926

JAN 13 2026

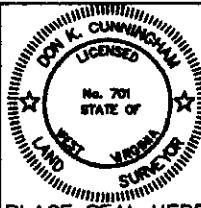


(+) DENOTES LOCATION OF WELL ON UNITED STATES TOPOGRAPHIC MAPS

FILE NO. _____
 DRAWING NO. BD 5 WW6.dwg
 SCALE 1" = 1000'
 MINIMUM DEGREE OF
 ACCURACY 1 : 12,729
 PROVEN SOURCE OF
 ELEVATION Global Positioning
 System (GPS)

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

(SIGNED) Don K. Cunningham
 R.P.E. L.L.S. 701



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

DATE July 7 2005
 OPERATOR'S WELL NO. Butler Davis #5
 API WELL NO. 47 - 099 - 02183



WELL TYPE: OIL GAS LIQUID INJECTION WASTE DISPOSAL
 (IF "GAS.") PRODUCTION STORAGE DEEP SHALLOW

LOCATION: ELEVATION 697.41' WATER SHED Queens Creek of Hurricane Creek
 DISTRICT Butler COUNTY Wayne

SURFACE OWNER Gregory A. Bottkins ACREAGE 176.0
 OIL & GAS ROYALTY OWNER Dana Adkins LEASE ACREAGE 176.0

LEASE NO. _____
 PROPOSED WORK: DRILL CONVERT DRILL DEEPER REDRILL FRACTURE OR
 STIMULATE PLUG OFF OLD FORMATION PERFORATE NEW
 FORMATION OTHER PHYSICAL CHANGE IN WELL (SPECIFY) _____

PLUG AND ABANDON CLEAN OUT AND REPLUG
 TARGET FORMATION Devonian Shale ESTIMATED DEPTH 2,900'
 WELL OPERATOR B.T.U. Pipeline DESIGNATED AGENT Richard Williams
 ADDRESS P.O. Box 242 ADDRESS P.O. Box 707
Salyersville, KY 41465 Salyersville, KY 41465

01/23/2026

State of West Virginia
Department of Environmental Protection
Office of Oil and Gas

Well Operator's Report of Well Work

Farm name: Harry Thompson Operator Well No.: Butler Davis #4R
 LOCATION: Elevation: 700.47 Quadrangle: Prichard
 District: Butler County: Wayne
 Latitude: 2,510 Feet South of 38 Deg. 12 Min. 30 Sec.
 Longitude: 6,346 Feet West of 82 Deg. 32 Min. 30 Sec.

Company: BTU Pipeline Inc

	Casing & Tubing	Used in drilling	Left in well	Cement fill up Cu. Ft.
Address:	<u>30' of 13"</u>	<u>30' of 13"</u>	<u>30' of 13"</u>	<u>28 SKS</u>
Agent:	<u>258' of 9 5/8</u>	<u>258' of 9 5/8</u>	<u>258' of 9 5/8</u>	<u>85 SKS</u>
Inspector:	<u>933' of 7"</u>	<u>933' of 7"</u>	<u>933' of 7"</u>	<u>150 SKS</u>
Date Permit Issued:	<u>3-7-07</u>			
Date Well Work Commenced:	<u>3-7-07</u>			
Date Well Work Completed:	<u>3-23-07</u>			
Verbal Plugging:				
Date Permission granted on:				
Rotary <input checked="" type="checkbox"/> Cable Rig				
Total Depth (feet):	<u>2900'</u>			
Fresh Water Depth (ft.):	<u>220'</u>			
7-5/8 face				
Salt Water Depth (ft.):	<u>1025'</u>			
Is coal being mined in area (N/Y)?				
Coal Depths (ft.):				

OPEN FLOW DATA

Producing formation Berea Pay zone depth (ft) 1860
 Gas: Initial open flow 100 MCF/d Oil: Initial open flow _____ Bbl/d
 Final open flow 150 MCF/d Final open flow _____ Bbl/d
 Time of open flow between initial and final tests 12 Hours
 Static rock Pressure 195 psig (surface pressure) after 12 Hours

RECEIVED
Office of Oil & Gas
Office of Chief

SEP 05 2007

WV Department of
Environmental Protection

Second producing formation Brown Shale Pay zone depth (ft) 2465
 Gas: Initial open flow 140 MCF/d Oil: Initial open flow _____ Bbl/d
 Final open flow 260 MCF/d Final open flow _____ Bbl/d
 Time of open flow between initial and final tests 12 Hours
 Static rock Pressure 275 psig (surface pressure) after 12 Hours

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

Signed: BTU Pipeline Inc
 By: Robert Miller
 Date: 8-30-07

Surface	0 - 30
Sand	30 - 35
mud	35 - 85
Sand	85 - 92
Slate	92 - 145
broken sand	145 - 200
Slate	200 - 245
Sand	245 - 275
Slate	275 - 304
Sand	304 - 326
Slate shell	326 - 465
Sand	465 - 485
Slate	485 - 540
Sand	540 - 558
Slate	558 - 630
broken sand	630 - 660
Slate	660 - 675
Sand	675 - 705
Slate	705 - 715
Sand	715 - 740
Slate + shell	740 - 805
Salt sand	805 - 925
Slate + shells	925 - 1020
Salt sand	1020 - 1040
Slate	1040 - 1070
Sand	1070 - 1080
L. Lime	1080 - 1093 -
Slate	1093 - 1097
B. Lime	1097 - 1245 -
K. Sand	1245 - 1257 -
I. Sand	1257 - 1370 -
Slate + shells	1370 - 1625
hard shells	1625 - 1635
Slate + shells	1635 - 1874
brown shale	1874 - 1889
Berea	1889 - 1900
Slate	1900 - 1914
L. shell	1914 - 1920
Slate + shells	1920 - 1972
B. Shale	1972 - 2092
W. slate	2092 - 2210
B. shale	2210 - 2680
Slate	2680 - 2860
B. Shale	2860 - 2900

Page 2
WF-35

Chesapeake

JAN 1

Chesapeake

3 2026

Chesapeake

JAN 13 2026

Chesapeake

Chesapeake

JAN 13 2026

Eagle Well Service
P.O. Box 1666
Salyersville, KY 41465
(606) 349-4141

December 15, 2025

WV Dept. of Environmental Protection
Office of Oil & Gas
601 57th Street
Charleston, WV 25304

RE: 2022-13 Variance

To Whom It May Concern:

Please see attached Order 2022-13 Variance that allows the use of Class L cement in place of Class A cement for well plugging. Eagle Well Service wishes to have the option of using Class L cement should Class A not be available at the time of plugging.

If you have any questions or need any additional information, please feel free to contact me.

Thank you,

Brent Wright

Brent Wright
Eagle Well Service
(740) 502-6171
BW/db

RECEIVED
WV DEPT. OF ENVIRONMENTAL PROTECTION

JAN 13 2026

RECEIVED
WV DEPT. OF ENVIRONMENTAL PROTECTION

01/23/2026



West Virginia Department of Environmental Protection

Office of Oil and Gas
401 Washington Street, SE
Charleston, WV 25304
Phone: (304) 926-0450

Harold D. Ward, Cabinet Secretary
DEP #1400

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

**IN THE MATTER OF A VARIANCE FROM)
LEGISLATIVE RULE 35CSR4) ORDER NO. 2022-13
SECTION 14.1. AND LEGISLATIVE RULE)
35CSR8 SECTION 20.1,)
RELATING TO THE CEMENTING)
OF OIL AND GAS WELLS)**

*RECEIVED
CIVIL C. DEPT. 1/26/2023*

JAN 30

*WV DEP
Environmental Protection*

REPORT OF THE OFFICE

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

FINDINGS OF FACT

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

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

CONCLUSIONS OF LAW

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

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

ORDER

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

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

IN THE NAME OF THE STATE OF WEST VIRGINIA

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

James Martin, Chief
Office of Oil and Gas

• 2 2026

JAN 13 2026

01/23/2026

1) Date: January 4, 2026

2) Operator's Well Number

Butler Davis 5

3) API Well No.: 47 - 099 - 02183

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

4) Surface Owner(s) to be served:

(a) Name Walter R. and Kathleen A. Flanigan
Address 4905 Trace Creek Road
Milton, WV 25541

(b) Name _____
Address _____

(c) Name _____
Address _____

5) (a) Coal Operator

Name _____
Address _____

(b) Coal Owner(s) with Declaration
Name _____
Address _____

Name _____
Address _____

6) Inspector

Address 49 Elk Creek Road
Delbarton, WV 25670

Telephone 304-205-3229

(c) Coal Lessee with Declaration

Name _____
Address _____

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

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

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

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

Well Operator Unknown WVDEP Paid Plugging Contract

By: Jason Harmon

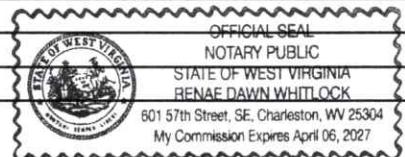
Its: Agent

Address 601 57th Street

REDACTED

Charleston, WV 25304

Telephone 304-926-0499 x 41102



Subscribed and sworn before me this 14th day of January 2026 Notary Public

My Commission Expires April 06, 2021

Oil and Gas Privacy Notice

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

01/23/2026

89
4623
E264
4625
0701
5270
0710
9589
0701
4623

**U.S. Postal Service™
CERTIFIED MAIL® RECEIPT
Domestic Mail Only**

For delivery information, visit our website at www.usps.com

OFFICIAL USE

Certified Mail Fee	\$ 5.00
\$	\$ 4.70
Extra Services & Fees (check box, add fee as appropriate)	
<input type="checkbox"/> Return Receipt (hardcopy)	\$ 0.00
<input type="checkbox"/> Return Receipt (electronic)	\$ 0.00
<input type="checkbox"/> Certified Mail Restricted Delivery	\$ 0.00
<input type="checkbox"/> Adult Signature Required	\$ 0.00
<input type="checkbox"/> Adult Signature Restricted Delivery	\$ 0.00
Postage	\$ 3.00
\$	\$ 0.00
Total Postage and Fees	
\$	\$ 12.70

Sent To: Walter; Kathleen Flanagan
Street and Apt. No., or PO Box No.: 4905 Trace Creek Rd.
City, State, ZIP+4: Milton, WV 25541

PS Form 3800, January 2023 PSN 7530-02-000-9047 See Reverse for Instructions

0701
CHARLESTON WV10
Postmark
Here
JAN 12 2026
01-12-2026
41-9407183

RECEIVED
Office of the Clerk
JAN 13 2026

RECEIVED
Office of the Clerk
JAN 13 2026

RECEIVED
Office of the Clerk
JAN 13 2026

SURFACE OWNER WAIVER

Operator's Well
Number

Butler Davis 5

INSTRUCTIONS TO SURFACE OWNERS NAMED ON PAGE WW4-A

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

NOTE: YOU ARE NOT REQUIRED TO FILE ANY COMMENT.

WHERE TO FILE COMMENTS AND OBTAIN ADDITIONAL INFORMATION:

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

REC'D
CMB

JA

WV DEP
WV DEP

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

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

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

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

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

VOLUNTARY STATEMENT OF NO OBJECTION

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

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

FOR EXECUTION BY A NATURAL PERSON
ETC.

FOR EXECUTION BY A CORPORATION,

Signature _____ Date _____ Name _____

By _____
Its _____ Date _____

Signature

01/23/2026
Date

WW-4B

API No. 47-099-02183

Farm Name Butler Davis

Well No. Butler Davis 5

INSTRUCTIONS TO COAL OPERATORS OWNERS AND LESSEE

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

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

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

WAIVER

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

Date: _____

By: _____

Its _____

13 2026

13 2026

JAN 13 2026

01/23/2026

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

Operator Name Unknown WVDEP Paid Plugging Contract OP Code _____

Watershed (HUC 10) Whites Creek - Big Sandy River Quadrangle Prichard

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

Will a pit be used? Yes No

If so, please describe anticipated pit waste: _____

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

Proposed Disposal Method For Treated Pit Wastes:

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

Underground Injection (UIC Permit Number 13 2026)

Reuse (at API Number 13 2026)

Off Site Disposal (Supply form WW-9 for disposal allocation)

Other (Explain _____)

Will closed loop system be used? If so, describe: Yes, tank return.

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

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

Additives to be used in drilling medium? _____

Drill cuttings disposal method? Leave in pit, landfill, removed offsite, etc. No cuttings expected.

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

-Landfill or offsite name/permit number? _____

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

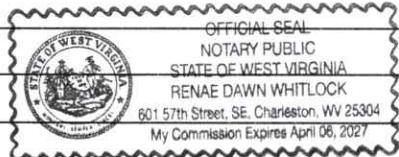
I certify that I understand and agree to the terms and conditions of the GENERAL WATER POLLUTION PERMIT issued on April 1, 2016, by the Office of Oil and Gas of the West Virginia Department of Environmental Protection. I understand that the provisions of the permit are enforceable by law. Violations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

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

Company Official Signature Jason Harmon

Company Official (Typed Name) Jason Harmon

Company Official Title Deputy Chief



Subscribed and sworn before me this 14th day of January, 20 26

Notary Public

My commission expires April 6, 2027

01/23/2026

Proposed Revegetation Treatment: Acres Disturbed 1.0 Prevegetation pH

Lime 3 Tons/acre or to correct to pH 6.5

Fertilizer type 10-10-20

Fertilizer amount 500 lbs/acre

Mulch Hay/Straw Tons/acre

Seed Mixtures

Temporary

Seed Type	lbs/acre
Orchard Grass	12
Landino Clover	3
Timothy	10

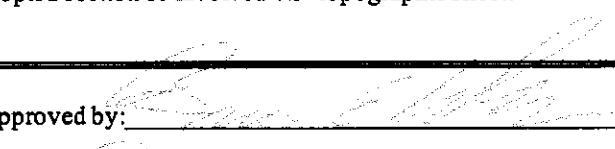
Permanent

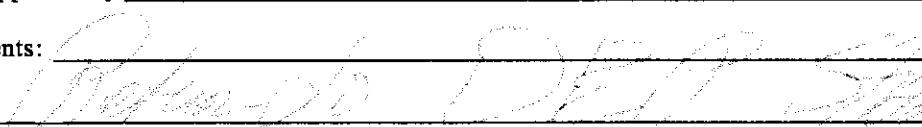
Seed Type	lbs/acre
Orchard Grass	12
Landino Clover	3
Timothy	10

Attach:

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

Photocopied section of involved 7.5' topographic sheet.

Plan Approved by: 

Comments: 

RECEIVED
COURT CLERK'S OFFICE

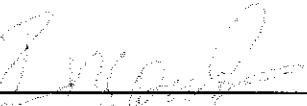
JAN 13 2026

RECEIVED
COURT CLERK'S OFFICE

JAN 13 2026

RECEIVED
COURT CLERK'S OFFICE

JAN 13 2026

Title: 

Date: 

Field Reviewed? Yes No

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

Operator Name: Unknown WVDEP Paid Plugging Contract

Watershed (HUC 10): Whites Creek - Big Sandy River Quad: Prichard

Farm Name: Butler Davis

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

N/A - no discharge of fluids.

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

Closed loop system, all returns will be taken in tanks and hauled to WVDEP approved facility.

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

N/A

*RECEIVED
WVDEP
JAN 13 2026
RECORDED*

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

N/A

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

01/23/2026

N/A

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

Plugging contractor will not use any waste material for deicing or fill material on property.

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

N/A - See section 2

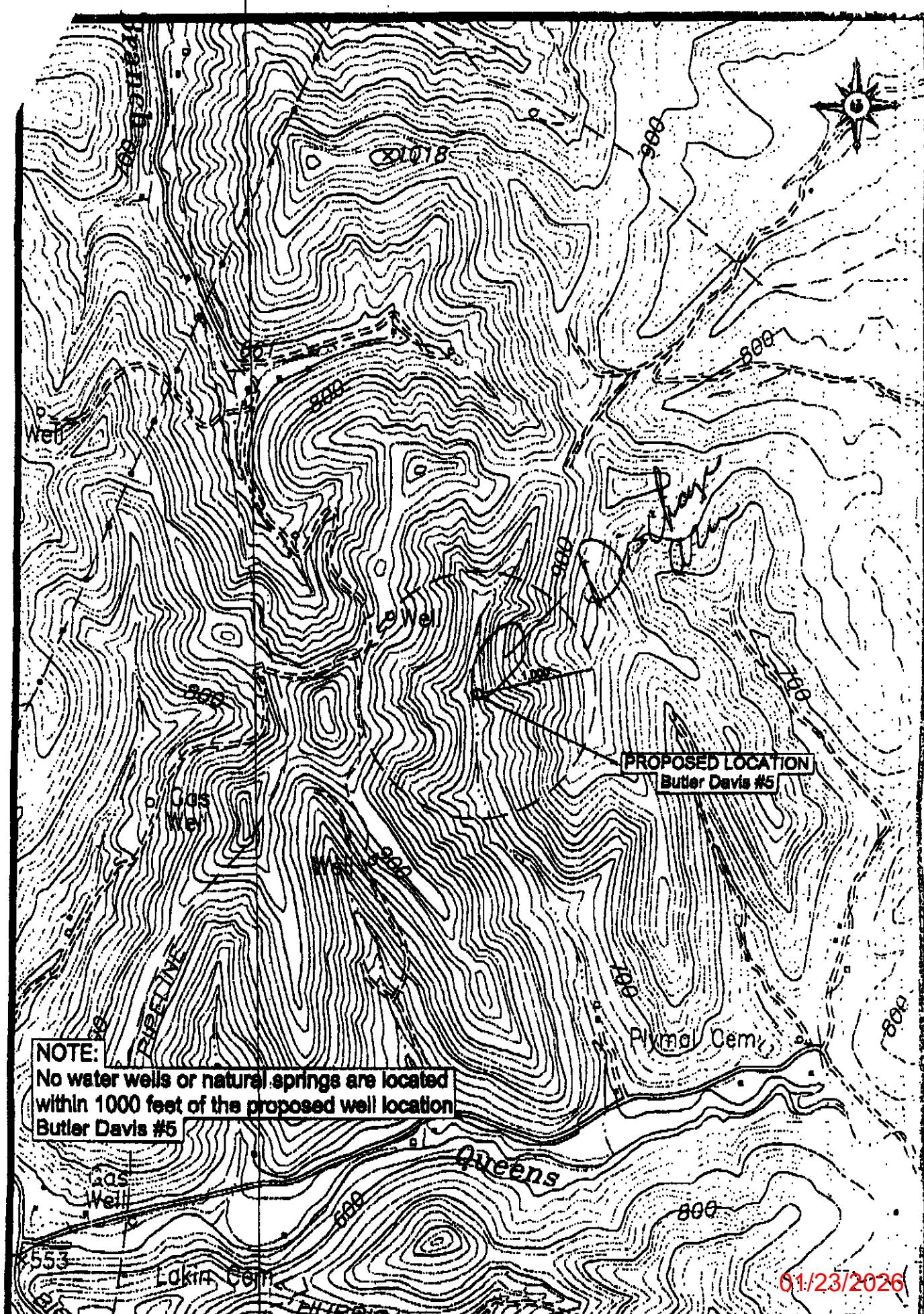
1 C 13 2026

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

Daily inspections of equipment will be performed.

Signature: _____

Date: _____





Civil & Environmental
Consultants, Inc.

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

SURFACE HOLE 6888'

Top Hole Latitude: 38°12'30"

WELL RESTRICTIONS

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

SHL

FLANIGAN WALTER R &
KATHLEEN A
TAX MAP 6 PARCEL 20
196.68 ACRES±

47-099-02183

GRID NORTH
UTM, NAD83 DATUM, ZONE 17, US FT

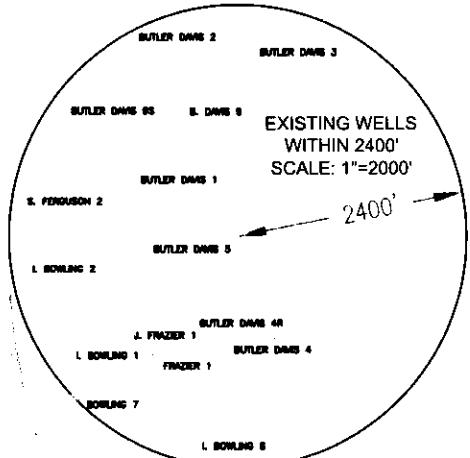
Top Hole Longitude: 82°32'30"

JOHNSON KARL W &
LANA SUE
TAX MAP 7 PARCEL 40
125.35 ACRES±

BREWER DARRELL G
TAX MAP 10 PARCEL 53
76.20 ACRES±

FRAZIER JAMES C
TAX MAP 10 PARCEL 57
102.37 ACRES±

FRAZIER JAMES C
TAX MAP 10 PARCEL 54
33.58 ACRES±



EXISTING WELL LOCATION (SHL):
GEOGRAPHIC (NAD83):
LATITUDE: 38.204228°
LONGITUDE: -82.564816°
UTM (NAD83, ZONE 17, FEET):
NORTHING: 13,876,718.442
EASTING: 1,190,913.442
UTM (NAD83, ZONE 17, METERS):
NORTHING: 4,229,632.184
EASTING: 362,991.143

SCALE IN FEET

0 400' 800'

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

P.S. 2396



(+) DENOTES LOCATION OF WELL ON
UNITED STATES TOPOGRAPHIC MAPS
WVDEP
OFFICE OF OIL & GAS
601 57TH STREET
CHARLESTON, WV 25034



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

COMPANY:

**EAGLE WELL
SERVICE, INC.**

WELL TYPE: OIL <input type="checkbox"/> WASTE DISPOSAL <input type="checkbox"/> PRODUCTION <input type="checkbox"/> DEEP <input type="checkbox"/> GAS <input checked="" type="checkbox"/> LIQUID INJECTION <input type="checkbox"/> STORAGE <input type="checkbox"/> SHALLOW <input checked="" type="checkbox"/>	MINIMUM DEGREE OF ACCURACY: 1/200	OPERATOR'S WELL #: BUTLER DAVIS 5
WATERSHED: WHITES CREEK-BIG SANDY RIVER	PROVEN SOURCE SURVEY GRADE GPS OF ELEVATION: (NAVD 88, US FT)	API WELL #: 47 099 02183
DISTRICT: BUTLER COUNTY: WAYNE		STATE: COUNTY: PERMIT:
SURFACE OWNER: FLANIGAN WALTER R & KATHLEEN A		ELEVATION: 686.41
OIL & GAS ROYALTY OWNER: N/A		QUADRANGLE: PRICHARD
DRILL <input type="checkbox"/> DRILL DEEPER <input type="checkbox"/> REDRILL <input type="checkbox"/> FRACTURE OR STIMULATE <input type="checkbox"/> PLUG OFF OLD FORMATION <input type="checkbox"/> PERFORATE NEW FORMATION <input type="checkbox"/>		ACREAGE: 196.68 ±
CONVERT <input type="checkbox"/> PLUG & ABANDON <input checked="" type="checkbox"/> CLEAN OUT & REPLUG <input type="checkbox"/> OTHER CHANGE <input type="checkbox"/> (SPECIFY) 01/23/2026		ACREAGE: N/A
TARGET FORMATION: N/A		ESTIMATED DEPTH: TVD TMD

WELL OPERATOR: UNKNOWN WVDEP PAID PLUGGING CONTRACT	DESIGNATED AGENT: JASON HARMON
ADDRESS: 601 57TH STREET	ADDRESS: 601 57TH STREET
CITY: CHARLESTON STATE: WV ZIP CODE: 25304 (WVDEP)	CITY: CHARLESTON STATE: WV ZIP CODE: 25304
LEGEND:	REVISIONS:
ACTIVE PRODUCING WELLHEAD	DATE: 10-25-2025
ABANDONED WELLHEAD	356-112
	DRAWN BY: S.C.S.
	SCALE: 1" = 400'
	DRAWING NO: 356-112
	WELL LOCATION PLAT

WELL API# 47-099-02183

ACCESS TO THE WELL SITE WILL BE GAINED USING AN EXISTING ACCESS ROAD OFF OF WAYNE COUNTY ROUTE 27/2. 3,800 FEET OF EXISTING ACCESS ROAD TO BE MAINTAINED AS NEEDED FOR PLUGGING OPERATIONS. DRAINAGE TO BE MAINTAINED. WELL SITE TO BE RECLAIMED AFTER WELL WORK. TOPSOIL IF ANY TO BE STOCKPILED FOR USE IN RECLAMATION.

FLANIGAN WALTER R &
KATHLEEN A
TAX MAP 6 PARCEL 20
196.68 ACRES±

47-099-02183

JOHNSON KARL W &
LANA SUE
TAX MAP 7 PARCEL 40
125.35 ACRES±

BREWER DARRELL G
TAX MAP 10 PARCEL
53
76.20 ACRES±

FRAZIER JAMES C
TAX MAP 10 PARCEL
54
33.58 ACRES±

BUILDING

POND

BUILDING

DWELLING

CO HWY 27/2

NOT TO SCALE

ROAD	SLOPE	CROSS DRAINS
1	2,835'	0 TO 5% AS NEEDED UPGRADE
2	965'	5 TO 10% AS NEEDED UPGRADE

NOTE:
INSTALL CULVERTS AS SHOWN OR AS
CONDITIONS REQUIRE.

SEDIMENT BASINS (TRAPS) AND APPROPRIATE
EROSION CONTROL BARRIERS ARE TO BE
CONSTRUCTED AT ALL CULVERTS AND CROSS
DRAINS AS REQUIRED IN THE WV DEP OFFICE
OF OIL AND GAS EROSION AND SEDIMENT
CONTROL BMP MANUAL. WHERE FIELD
CONDITIONS DICTATE, ALTERNATIVE EROSION
CONTROL MEASURES SHALL BE ENACTED AS
REQUIRED.

ALL ROADS SHOWN HEREON SHALL BE
MAINTAINED IN ACCORDANCE WITH WV DEP
OFFICE OF OIL AND GAS EROSION AND
SEDIMENT CONTROL FIELD MANUAL AS REVISED
5/2012. ENTRANCES UPON COUNTY/STATE
ROADS SHALL BE MAINTAINED IN ACCORDANCE
WITH WV D.O.T. REGULATIONS, HOWEVER,
SEPARATE PERMITS MAY BE REQUIRED BY THE
WV D.O.T..

EARTHWORK CONTRACTORS ARE RESPONSIBLE
FOR NOTIFICATIONS TO THE OPERATOR AND
INSPECTOR PRIOR TO ANY DEVIATION FROM
THIS PLAN.

01/23/2026

LEGEND:

- EXISTING WELLHEAD
- ▨ DIVERSION DITCH
- ▢ EXISTING POWER POLE
- ACCESS

- SILT FENCE
- ▨ OVERHEAD ELECTRIC
- STREAM
- ~~~~~ TREE LINE
- DRAINAGE
- LANDING PAD
- ▢ EXISTING CULVERT

NOTES

1. NO PIT WILL BE CONSTRUCTED.
TANKS WILL BE USED FOR FLUIDS.

WELL OPERATOR:
UNKNOWN-DEP PAID PLUGGING CONTRACT WVDEP

ADDRESS:
601 57TH STREET, SE CHARLESTON, WV 25304

SURFACE OWNER:
WALTER R & KATHLEEN A FLANIGAN

WELL (FARM) NAME:
BUTLER DAVIS

WELL #
5

COUNTY - CODE
WAYNE - 050

DISTRICT;
BUTLER

USGS 7 1/2 QUADRANGLE MAP NAME
PRICHARD, WV

11/10/2016

PLUGGING PERMIT CHECKLIST

Plugging Permit

RECEIVED
State Of Oklahoma

JAN 13 2026

WW-4B

WW-4B signed by inspector

WW-4A

SURFACE OWNER WAIVER or PROOF THAT APPLICATION WAS SENT BY REGISTERED OR CERTIFIED MAIL

COAL OWNER/COAL OPERATOR/COAL LESSEE WAIVERS or PROOF THAT APPLICATION WAS SENT BY REGISTERED OR CERTIFIED MAIL

WW-9 PAGE 1 (NOTARIZED)

WW-9 PAGE 2 with attached drawing of road, location, pit and proposed area for land application

WW-9 GPP PAGE 1 and 2 if well effluent will be land applied

RECENT MYLAR PLAT OR WW-7

WELL RECORDS/COMPLETION REPORT

TOPOGRAPHIC MAP OF WELL, SHOWING PIT IF PIT IS USED

MUST HAVE VALID BOND IN OPERATOR'S NAME

CHECK FOR \$100 IF PIT IS USED



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

Plugging permits issued 4709902232 09902183

1 message

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

Wed, Jan 21, 2026 at 10:24 AM

To: Henry J Harmon <henry.j.harmon@wv.gov>, Brian Warden <brian.warden@wv.gov>, Alana C Hartman <alana.c.hartman@wv.gov>, Danielle Bays <daniellebays@gmail.com>, brent.wright@aol.com, assessor@waynecountywv.org
Cc: Charles T Brewer <charles.t.brewer@wv.gov>

To whom it may concern, plugging permits have been issued for 4709902232 09902183.

--

James Kennedy

Environmental Resource Specialist III / Permitting

WVDEP Office of Oil and Gas

601 57th Street, SE

Charleston, WV 25304

304-926-0499 ext. 45025

james.p.kennedy@wv.gov

2 attachments [4709902183.pdf](#)
1944K [4709902232.pdf](#)
1845K**01/23/2026**