

west virginia department of environmental protection

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

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

Thursday, August 31, 2023 WELL WORK PLUGGING PERMIT Not Available Plugging

UNKNOWN - DEP PAID PLUGGING CONTRACT 601 57TH STREET

CHARLESTON, WV 25304

Re:

Permit approval for 1 47-105-01415-00-00

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

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

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

James A. Martin

Chief

Operator's Well Number:

Farm Name: HEARTWOOD FORESTI

U.S. WELL NUMBER: 47-105-01415-00-00

Not Available Plugging

Date Issued: 8/31/2023

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.

| 1) Date 6/14 | , 20 23 |
|-------------------------|-----------------------|
| 2)Operator's | N |
| Well No. Unknown DEP Pa | aid Plugging Contract |
| 3) API Well No. 47- | - 105 - 01415 |

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

| | APPLICATION FOR A PERM | MIT TO PLUG AND ABANDON |
|----|---|--|
| 4) | Well Type: Oil X / Gas X / Liquid | d injection/ Waste disposal/ |
| | (If "Gas, Production or Und | derground storage) Deep/ Shallow X |
| | | |
| 5) | Location: Elevation | Watershed_0503020310 |
| | District Murphy | County Wirt Quadrangle Girta |
| | Linkneyer DED Daid Diversing Contract | Jacon Harman |
| 6) | Well Operator Unknown DEP Paid Plugging Contract | 7) Designated Agent Jason Harmon |
| | Address 601 57th Street | Address 601 57th Street |
| | Charleston, WV 25304 | Charleston, WV 25304 |
| 01 | Oil and Gas Inspector to be notified | Ol Plugging Control to |
| 0) | Name Joe Taylor | Name North Wind Site Services |
| | Address 1478 Claylick Rd | Address 1425 Higham St |
| | Ripley, WV 25271 | Idaho Falls, ID 83402 |
| | Work Order: The work order for the mann See attached. | er of plugging this well is as follows: |
| | | RECEIVED Office of Oil and Gas |
| | | AUG 222023 |
| | | WV Department of Environmental Protection |
| | | |

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

Work order approved by inspector

Date 6-27-23

08/29/2023



DEPARTMENT OF MINES OIL AND GAS DIVISION

| Quadrangle ELIZABETH Permit No WIR-425 WELL | RECORD | | Oil or Gas | Shut in Dry Hole |
|---|--|----------------------|-----------------|------------------|
| Company Clyde Duskey Address Grantsville, West Virginia Farm Junior D. Eddie Acres 200 | Casing and Tubing | Used in Drilling | Left in Well | Packers 0, |
| Location (waters) Island Run Well No. 1 Elev 633* District Clay County Wirt | Size : 16 | | | Gind of Packer |
| The surface of tract is owned in fee by Junior D. Eddie Address MacFarlan | 10 | · · · · · · | 15, | lize of |
| Mineral rights are owned by Junior D. Eddie Address MacFarlan Drilling commenced 12-17-60 | 698 5 3/16 | | | Perf. top |
| Drilling completed January 1961 Date Shot None From To With | 2Liners Used | None | | Perf. top |
| Open Flow /10ths Water in Inch /10ths Merc. in Inch Volume Cu.:Ft. Rock Pressure None lbs | COAL WAS E | rinch | AT None FE | ETINCHES |
| Fresh Water Feet Formation Color Bard or Top | Salt Water Bottom | Oil, Gas or Water | Depth | Remarks |
| Gravel & Sand Red Rock & Shells Blue Slate & Shells Red Rock Shells S 97 Slate & Red Rock S 97 Slate & Red Rock S 105 Grey Sand Blue Sand Blue Blue Blue Blue Blue Blue Blue Blue | 10 82 97 105 135 154 160 164 172 234 244 289 305 314 358 367 375 | Water | 160' | Hole Full |

47-105-01415

7" casing visible at surface

Well records: None

Offset well records for 47-105-00425 indicate:

Girta #1

Wirt County, WV

TD 375'

Elevation 633'

Casing Schedule:

8 1/4" @ 15'

6 5/8" @ 165'

Oil Show

327'

Water Show

160' and 30'

Notes

- 6% gel water is to be pumped between all cement plugs.
- Any casing that is not cemented in or unable to be retrieved, is to be perforated @ all gas, oil, water, and coal shows.
- Class A Cement or Class L Cement is required.

Procedure

RECEIVED Office of Oil and Gas

- 1) Notify Inspector Joe Taylor 304-380-7469 at least 48 hours prior to commencing 104 gg 1262023 operations.
- operations.

 2) MIRU plugging equipment. RIH w/ wireline, check TD @ approximately 375′. WV Department of Environmental Protection
- 3) TIH w/ tubing to 375'. Pump cement from 375' to 115'. TOOH w/ tubing.
- 4) Free-point 6 5/8" casing. If casing is unable to be pulled, perforate casing @ 100' and 50'.
- 5) TIH w/ tubing to TOC. Circulate cement to surface. TOOH w/ tubing.
- 6) Top off well with cement as needed, set monument, reclaim to WV DEP Specs

| WW-4A | |
|---------|------|
| Revised | 6-07 |

1) Date:

6/14/2023

2) Operator's Well Number

Unknown DEP Paid Plugging Contract

3) API Well No.: 47 -

105

01415

STATE OF WEST VIRGINIA DEPARTMENT OF ENVIRONMENTAL PROTECTION, OFFICE OF OIL AND GAS NOTICE 0F APPLICATION TO PLUG AND ABANDON A WELL

| 4) | Surface Own | er(s) to be served: | 5) | (a) Coal Operator | | | |
|----|---|--|---|---|---|--|---------------------------|
| ٠, | (a) Name | HEARTWOOD FORESTLAND FUND IN | | | | | |
| | Address | 19045 Stone Mountain Rd. | | Address | | | |
| | Address | Abingdon, VA 24210 | | Audress | | | |
| | (b) Nama | Abingdon, VA 24210 | | — (b) Cool O | ner(s) with Declarat | 4.22 | _ |
| | (b) Name | | | | ner(s) with Declarat | ion | |
| | Address | · | | Name | | | |
| | | | | Address | | | |
| | (c) Name | 34 | | Name | | | |
| | Address | | | Address | Protection | Environmental | |
| | | | | 9 | | My Depart | |
| 6) | Inspector | Joe Taylor | / | (c) Coal Less | see with Declaration | ₹ø nou | |
| 5 | Address | 1478 Claylick Rd | // | Name | 3000 | , 6 511V | |
| | | Ripley, WV 25271 | | Address | 000 000 | | |
| | Telephone | 304-380-7469 | | | | Ottice of Oil | |
| | | | | 8 | | 13.748 | |
| | Take notice accompanyin Protection, w the Applicat | u are not required to take any act that under Chapter 22-6 of the Vag documents for a permit to plu with respect to the well at the loc | west Virginia Coo ag and abandon a cation described of tiled by registered | de, the undersigned well o well with the Chief of the on the attached Applicatio d or certified mail or deli | perator proposes to file or h Office of Oil and Gas, Wes n and depicted on the attach | as filed this Notice and Application t Virginia Department of Environment Form WW-6. Copies of this Notice (or by publication) | n and nental otice, |
| | | NOTARY PUBLIC STATE OF WEST VIRGINIA RENAE DAWN WHITLOCK 601 57th Street, St., Charleston, WY 25304 My Commission Expires April 06, 2027 | y: | Jason Ha | E W 253-7 | J | |
| | scribed and s | worn before me this Expires | 289 d | ay of Cue | Notary Publ | ic ic | |

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 depprivacyoffier@wv.gov.

| SENDER: COMPLETE THIS SECTION | COMPLETE THIS SECTION ON DELIVERY |
|--|---|
| Complete items 1, 2, and 3. Print your name and address on the reverse so that we can return the card to you. Attach this card to the back of the mailpiece, or on the front if space permits. | A Signature X Quantification of Agent Address B. Received by (Printed Name) C. Date of Delive Action (Action 1987) |
| HOTHWAY NOTIFY SENDER OF HEARTWOOD FORM | K E |
| 9590 9402 7657 2122 8124 30 | Adult Signature Restricted Delivery Certified Mail Restricted Delivery Corlified Mail Restricted Delivery Signature Confirmation Signature Confirmation |
| 7589 0710 5270 0872 4051 | ☐ Collect on Delivery Restricted Delivery ☐ Insured Mail |

9589 0710 5270 0872 4051 60 PS Form 3811, July 2020 PSN 7530-02-000-9053

Domestic Return Receip



west virginia department of environmental protection

Office of Oil and Gas 601 57th Street, SE Charleston, WV 25304 Phone (304) 926-0450

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

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 |) | | |

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

- 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.
- 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.

 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 monogramed 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 Oll and Gas

SURFACE OWNER WAIVER

Operator's Well Number

Unknown DEP Paid Plugging Contract

RECEIVED

Office of Oil and Gas

INSTRUCTIONS TO SURFACE OWNERS NAMED ON PAGE WW4-A

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

NOTE: YOU ARE NOT REQUIRED TO FILE ANY COMMENT. WHERE TO FILE COMMENTS AND OBTAIN ADDITIONAL INFORMATION:

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

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

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

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

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

5) The applicant has committed a substantial violation of a previous permit or a substantial violation of one or more of the rules promulgated under Chapter 22, and has failed to abate or seek serview of the violation...".

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

VOLUNTARY STATEMENT OF NO OBJECTION OPPORTUNITION Protection

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 objection to a permit being issued or FOR EXECUTION BY A NATURAL ETC. | those materials. | e planned wor | | se materials, and I have no |
|---|------------------|---------------|-----------|-----------------------------|
| Signature | Date | Name By | | |
| | | Its | | Date |
| | | | Signature | 08/29/2023 Date |

| W | W. | 4B |
|---|----|----|

| API No. | 47-105-01415 | |
|-----------|----------------------|---|
| Farm Name | Heartwood Forestland | _ |
| Well No. | Fund - N/A | |

7 405 04445

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 then 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/ over has examined this proposed plugging work order done at this location, provided, the well operated Virginia Code and the governing regulations. | The undersigned ha | n all applicable requirements of the West |
| | | RECEIVED Office of Oil and Gas |
| Date: | | AUG 222023 |
| | Ву: | AV Department of |
| | Its | Environmental Protection |

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

FLUIDS/ CUTTINGS DISPOSAL & RECLAMATION PLAN

| Operator Name Unknown DEP Paid Plugging Contract OP Code |
|--|
| Watershed (HUC 10) 0503020310 Quadrangle Girta |
| 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) Reuse (at API Number) |
| Off Site Disposal (Supply form WW-9 for disposal location) Other (Explain |
| **Any well effluent must be contained in tanks and disposed of off-site at an approved facility. Will closed loop systembe used? If so, describe: N/A |
| Drilling medium anticipated for this well (vertical and horizontal)? Air, freshwater, oil based, etc. N/A |
| -If oil based, what type? Synthetic, petroleum, etc. |
| Additives to be used in drilling medium?N/A |
| Drill cuttings disposalmethod? Leave in pit, landfill, removed offsite, etc. N/A |
| -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 is sue on April 1, 2016, by the Office of Oil and Gas of the West Virginia Department of Environmental Protection derstand that the provisions of the permit are enforceable by law. Violations of any term or condition of the general permit and on the permit and on regulation can lead to enforcement action. I certify under penalty of law that I have personally examined and am familiar with the information 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 is submitting false information, including the possibility of fine or imprisonment. Company Official Signature Company Official (Typed Name) Kimberley Kearney, PMP |
| Company Official Title President |
| Company Official Title President Manual Delication Notary Public No Manual Delication of Countries O8/01/2024 Only Countries O8/01/2024 O8/29/202 |
| 3. manuffer |

| Proposed Revegetation Trea | tment: Acres Disturbed 0.50 | Preveg etation pH | |
|---|--|--|-------------------------|
| Lime 2 - 3 | Tons/acre or to correct to pH | | |
| Fertilizer type 10- | | | |
| Fertilizer amount 3 | 00 Temp -500 Permanent lb | s/acre | |
| Mulch_ Hay/Straw | | acre | |
| | Seec | <u>1 Mixtures</u> | |
| Temporary | | Permanent | |
| Seed Type | lbs/acre | Seed Type | lbs/acre |
| Sudangrass | 40-60 | Crownvetch/Tall Fescue | 10-15/30 |
| | pit will be land applied, provide wa the land application area. | ation (unless engineered plans including tater volume, include dimensions (L, W, D | |
| Maps(s) of road, location, pi provided). If water from the (L, W), and area in acres, of Photocopied section of invol | pit will be land applied, provide wathe land application area. lved 7.5' topographic sheet. | ater volume, include dimensions (L, W, D | o) of the pit, and dime |
| Maps(s) of road, location, pi provided). If water from the (L, W), and area in acres, of Photocopied section of invol | pit will be land applied, provide wa the land application area. | ater volume, include dimensions (L, W, D | o) of the pit, and dime |
| Maps(s) of road, location, pi provided). If water from the (L, W), and area in acres, of Photocopied section of invol | pit will be land applied, provide wathe land application area. lved 7.5' topographic sheet. | HAM Time | of the pit, and dime |
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