

### west virginia department of environmental protection

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

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

Monday, August 21, 2023 WELL WORK PLUGGING PERMIT Vertical Plugging

U.S. DEPT. OF INTERIOR, NATIONAL PARK SERVICE PO BOX 246 104 MAIN ST., NEW RIVER GORGE NAT. PARK & PRESERVE GLEN JEAN, WV 25846

Re: Permit approval for 1 47-019-00082-00-00

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: MOWER LUMBER CO

U.S. WELL NUMBER: 47-019-00082-00-00

Vertical Plugging Date Issued: 8/21/2023

## **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. All pits must be lined with a minimum of 20 mil thickness synthetic liner.
- 2. 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.
- 3. Well work activities shall not constitute a hazard to the safety of persons.
- 4. 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 7/18	, 20 23
2)Operator's Well No. 1718	
	17-019-00082

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

Location: E	levation 1454	Watershed Gauley	
	istrict New Haven	County Fayette	Quadrangle Ansted
Well Operato	uS, DOI National Park Service	7) Designated A	gent Bryan Wender
Addres	5 PO Box 25287	Add	ress 400 James Road
	Denver, CO 80225		Fayetteville, WV 25846
Off and Car	Inspector to be notified	9) Plugging Con	tractor
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	AL	Nor	th Wind Site Services, LLC
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Notification must be given to the district oil and gas inspector 24 hours before permitted work can commence.

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Date 8/9/23 08/25/2023

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APPROVED

(Title)



API: 47-019-00082 Permit: FAY-82

Farm Name: Mower Lumber Company

Fayette County, WV

TD: 2070' (Filled back to 1970')

Elevation: 1457.21'

Casing Schedule:

14" @ 22' 10 3/4" pulled 8 1/4" Pulled 7" @ 1726'6"

Coal: 606'-603', 458'-456', 130'-127'

Gas: 1988', 1806', 1799', 1791'

Oil: 1988'

Water: 1082', 1072', 659', 400', 127'

RECEIVED
Office of Oil and Gas

AUG 1 0 2023

WV Department of Environmental Protection

**Notes:** \*Class A or Class L Cement shall be used for all cement plugs.

\*6% gel must be used between all cement plugs.

- \*100' Class A or Class L Cement Plugs must be set 50' and 50' out of all casing cuts.
- \*Any casing that cannot be retrieved or is not cemented, must be perforated at all Class A or Class L Cement Plugs.
- 1) Notify WV DEP State Inspector Roy Howard 681-990-2568 a minimum of 48 hours prior to beginning plugging operations.
- 2) MIRU. Check CSIP/TSIP and record. Blow down and check TD.
- 3) Release packer and TOOH w/ tubing. Inspect tubing.
- 4) TIH w/ tubing to 1970'. Pump 30 bbls of 6% gel water. Set 294' Cement plug from 1970' to 1676' (covering oil and gas show, 7" casing seat). TOOH w/ 30 jnts of tubing. WOC. Tag TOC, top off with cement as needed.
- 5) TOOH w/ tubing. Free-point 7" casing. Cut and pull 7" casing. If 7" free-point is above 1457', perforate casing @ 1457', 1400', and 1357'. TIH w/ tubing to 1457'. Set 100' cement plug from 1457' to 1357' (covering elevation). TOOH w/ 30 jnts of tubing. WOC. Tag TOC, top off with cement as needed.
- 6) If casing cut is at or below 1457', TIH w/ with tubing to 50' inside of casing cut. Set 100' cement plug 50' in and 50' out of casing cut. TOOH w/ 30 jnts of tubing. WOC. Tag TOC, top off with cement as needed.



- 7) TIH w/ tubing to 1082'. Pump 150' cement plug from 1082' to 932' (water show 1082'-1072'). TOOH w/ 30 jnts of tubing. WOC. Tag TOC, top off with cement as needed.
- 8) TIH w/ tubing to 700'. Set 150' cement plug from 700' to 550' (water 659', coal 606'-603').
- 9) TOOH w/ tubing to 508'. Set 158' cement plug from 508' to 350' (Coal 456-458', water 400').
- 10) TOOH w/ tubing to 200'. Circulate cement from 200' to surface. TOOH w/ tubing.
- 11) Top off cement as needed, install monument to WV DEP Specs, RDMO.
- 12) Reclaim location/lease road to WV DEP Specs.

RECEIVED Office of Oil and Gas

AUG 1 0 2023

WV Department of Environmental Protection

1)	Date:	7/18/2023	
2)	Operator's	s Well Number	
-F-16	6158		

3) API Well No.: 47 -

9 \_ 00082

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

*	ner(s) to be served:	5) (a) Coal Operator
(a) Name Address	US Dept. of Interior, National Park Service PO Box 25287	Name Address
Address	Denver, CO 80225	Address
(b) Name	Deriver, CO 60223	(b) Coal Owner(s) with Declaration
Address	No.	Name
Address		Address
(c) Name		Name RECEIVED Office of Oil and Gas
Address		Address
Address		AUG 1 0 2023
a) I		() C 11
6) Inspector	Roy Howard	(c) Coal Lessee with Declaration  Name  WV Department of Environmental Protection
Address	173 Baumgartner Ave	
m 1 1	Oak Hill, WV 25901	Address
Telephone	681-990-2568	
(2) The property of the reason	that under Chapter 22-6 of the West Virging documents for a permit to plug and abay with respect to the well at the location described.	have rights regarding the application which are summarized in the instructions on the reverses side inia Code, the undersigned well operator proposes to file or has filed this Notice and Application and indon a well with the Chief of the Office of Oil and Gas, West Virginia Department of Environmenta cribed on the attached Application and depicted on the attached Form WW-6. Copies of this Notice gistered or certified mail or delivered by hand to the person(s) named above (or by publication in
	Well Ope.  OFFICIAL SEAL NOTARY PUBLIC STATE OF WEST VIRGINIA RENAE DAWN WHITLOCK 11 57th Street, SE, Charleston, WV 25304 My Cammission Expires April 08, 2027  Telephone	rator Unknown - DEP Phid Plugging Contract  601 57th St SE  Charleston WV 25304  (304) 921-0450
Subscribed and s	sworn before me this 14th Expires	day of August 2023 Notary Public

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 <a href="mailto:depprivacyoffier@wv.gov">depprivacyoffier@wv.gov</a>.

### SURFACE OWNER WAIVER

Operator's Well Number

47-019-00082

### 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 Chiefs office by the time stated above. You may call the Chiefs 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 objection to a permit being issued or FOR EXECUTION BY A NATURAL ETC.	i those materials.	anned w	ork described in these materials, a	
Signature	Date	Name By Its	ANTIONAL PARK SERVICE CHARLES D. SELLARS SUPERIN TENDEM Signature Mult	Date 8/2/27

08/25/2023



### 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	)	RECEIVED Office of Oil and Gas
OF OIL AND GAS WELLS	)	
	ŕ	AUG 1 0 2023
		WV Department of 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.
- 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.

Office Of Oil and Gas

AUG 1 0 2023

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

WV Department of Environmental Protection

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

API Number	47 -	019	_ 00082
Operator's W	ell N	lo. 1-F	-16158

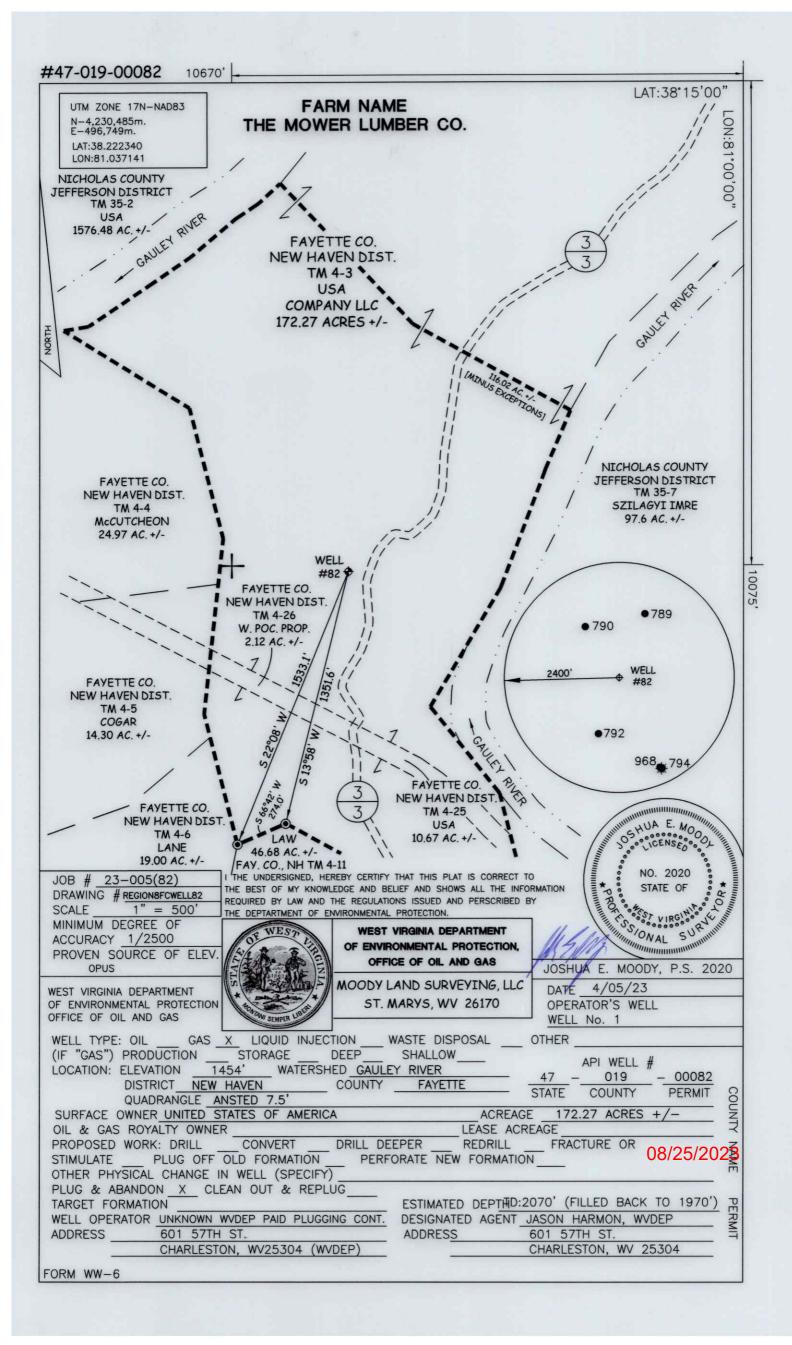
### STATE OF WEST VIRGINIA DEPARTMENT OF ENVIRONMENTAL PROTECTION OFFICE OF OIL AND GAS

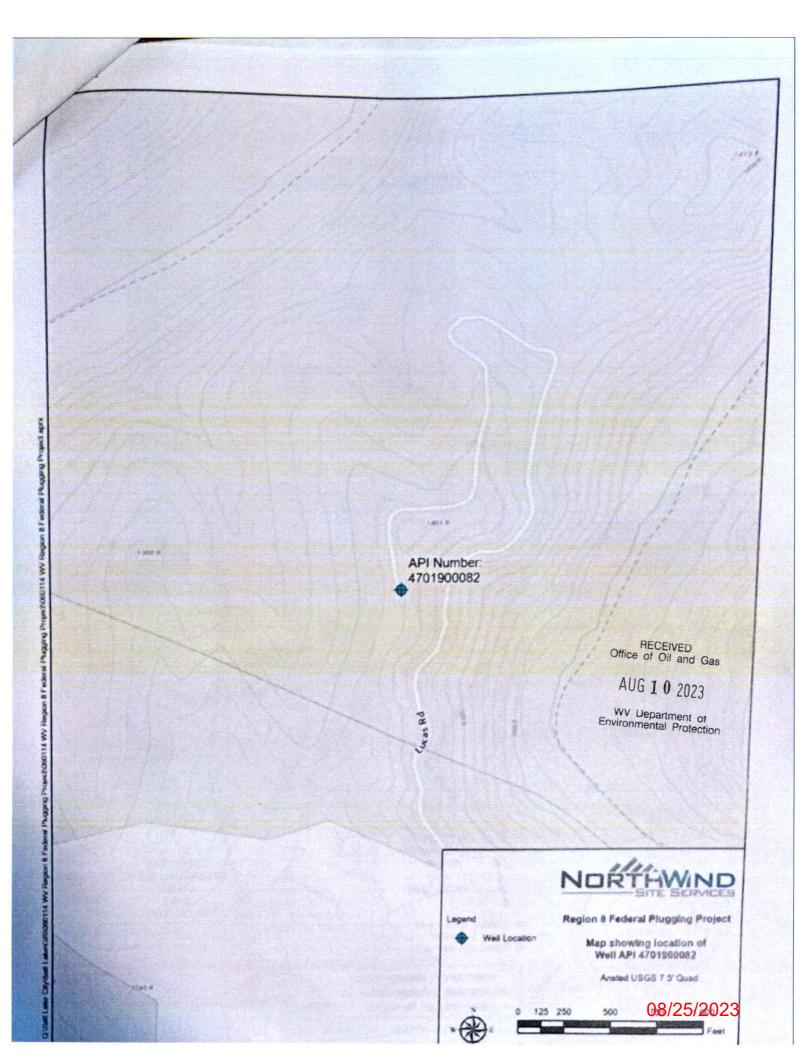
FLUIDS/ CUTTINGS DISPOSAL & RECLAMATION PLAN

Operator Name National Park Serv	ce	OP Code	
Watershed (HUC 10) 5050005	Galey River	Quadrangle Ansted	
Do you anticipate using more	than 5,000 bbls of water to comp	lete the proposed well work?	Yes No _
Will a pit be used? Yes	No 🗸		
	anticipated pit waste:		
Will a synthetic liner	be used in the pit? Yes	No If so, what ml.	?
Proposed Disposal M	fethod For Treated Pit Wastes:		
	nd Application (if selected provid		
	derground Injection ( UIC Permit use (at API Number		
Of	Site Disposal (Supply form WV	7-9 for disposal location)	
Oth	ner (Explain		
	E CONTAINED IN TANKS AN		
	ed? If so, describe:		
Drilling medium anticipated for	or this well (vertical and horizont	al)? Air, freshwater, oil based	HELEIVED
	pe? Synthetic, petroleum, etc		Office of Oil and Gas
Additives to be used in drilling	g medium?		AUG 1 0 2023
Drill cuttings disposal method	? Leave in pit, landfill, removed	offsite, etc	WV Denartment of
	to solidify what medium will be		
-Landfill or offsite na	ame/permit_number?		
West Virginia solid waste faci where it was properly dispose		as of any load of drill cuttings within 24 hours of rejection ar	s or associated waste rejected at a nd the permittee shall also disclos
West Virginia solid waste faci where it was properly dispose  I certify that I unders on April 1, 2016, by the Office provisions of the permit are en or regulation can lead to enfort I certify under penal application form and all attach the information, I believe that	lity. The notice shall be provided d.  stand and agree to the terms and ce of Oil and Gas of the West Virg forceable by law. Violations of a	as of any load of drill cuttings within 24 hours of rejection are conditions of the GENERAL. Wrinia Department of Environm my term or condition of the general examined and am familiar way inquiry of those individuals e, and complete. I am aware	S or associated waste rejected at a nd the permittee shall also disclosed waster POLLUTION PERMIT wental Protection. I understand the permit and/orother applicability with the information submitted of simmediately responsible for obtaining and the protection.
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/		Operator's Well No
Proposed Revegetation To	estment Acres Details 5	

	eatment: Acres Disturbed 5	Prevegetation	on pH
Lime 2-3	Tons/acre or to correct to	pH	
Fertilizer type 10	0-10-20 or similar		
Fertilizer amount	300 temp - 500 permanent	lbs/acre	
Mulch Straw 2 t	to 3	ons/acre	
		SJ.NE.	
	Temporary	Seed Mixtures	rmanent
Seed Type	lbs/acre	Seed Type	lbs/acre
Cereal Rye	40-60	Cereal Rye	75
		Bottlebrush Grass	3-6
A secret or unbackered		Deertongue Grass	3-6
*Seeding per NPS s	pecifications		
Maps(s) of road, location, rovided). If water from the L. W), and area in acres, (	pit and proposed area for land ap- ne pit will be land applied, provid- of the land application area.	plication (unless engineered plans in e water volume, include dimensions	cluding this info have b (L, W, D) of the pit, and
L. W), and area in acres, on the control of the con	of the land application area.	plication (unless engineered plans in e water volume, include dimensions	cluding this info have b (L. W, D) of the pit, and
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Maps(s) of road, location, provided). If water from the L. W), and area in acres, or photocopied section of inv	of the land application area.	plication (unless engineered plans in a water volume, include dimensions)  Date: 8/1/25	RECEIVED Office of Oil and Gas AUG 1 0 2023 WV Department of







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

## plugging permit issued 4701900082

1 message

Kennedy, James P < james.p.kennedy@wv.gov> Mon, Aug 21, 2023 at 10:50 AM To: Nicki McKenzie <nicole.mckenzie@northwindgrp.com>, Henry J Harmon <henry.j.harmon@wv.gov>, Roy W Howard <roy.w.howard@wv.gov>, eyoung1@assessor.state.wv.us

To whom it may concern, a plugging permit has been issued for 4701900082.

James Kennedy

WVDEP OOG

