



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, June 5, 2025
PERMIT MODIFICATION APPROVAL
Vertical / Plugging

SPENCER ENTERPRISES DBA HUGH SPENCER
P. O. BOX 143

SMITHBURG, WV 264360000

Re: Permit Modification Approval for 4
47-033-00254-00-00

Class L Cement Waiver

SPENCER ENTERPRISES DBA HUGH SPENCER

The Office of Oil and Gas has reviewed the attached permit modification for the above referenced permit. The attached modification has been approved and well work may begin. Please be reminded that the oil and gas inspector is to be notified twenty-four (24) hours before permitted well work is commenced.

If there are any questions, please feel free to contact me at (304) 926- 0450.

James A. Martin
Chief

A handwritten signature in blue ink, appearing to read "J. A. Martin", is written over the printed name and title.

Operator's Well Number: 4
Farm Name: PECK, MARY
U.S. WELL NUMBER: 47-033-00254-00-00
Vertical Plugging
Date Modification Issued: 06/05/2025

Promoting a healthy environment.

06/13/2025

1) Date Sept. 11, 2023
2) Operator's
Well No. 4
3) API Well No. 47-033-00254

Mod for CLASS L

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 ____ / Gas ☒ / Liquid injection ____ / Waste disposal ____ /
(If "Gas, Production ____ or Underground storage ____) Deep ____ / Shallow ☒
- 5) Location: Elevation 1065' Watershed THE WESTMILFORD WEST FORK RIVER
District CLARK County HARRISON Quadrangle 7.5 WEST MILFORD
- 6) Well Operator SPENCER ENTERPRISES LLC 7) Designated Agent RON SPENCER C/O MANAGER
Address PO Box 143 Address PO Box 143
Smithburg, WV 26436 Smithburg, WV 26436
- 8) Oil and Gas Inspector to be notified 9) Plugging Contractor
Name Jeff Propst Name _____
Address _____ Address _____
681-990-2569

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

ON following PAGES

RECEIVED
Office of Oil and Gas
OCT 05 2023
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

Jeff A Propst

Date 6/3/2025

06/13/2025

API No. 47-033-00254P (Mary Peck 14)

WW-4B:

This well was originally drilled in 1916. The well record from April of 1962 indicates the following:

- 1) 48' 9" of 10" casing was left in the well as conductor casing.
- 2) 1457' of 6 5/8 " casing.
- 3) 2142' of 5 3/16" casing.
- 4) 3312' of 3" casing
- 5) Gas Zone from 3238' to 3242'. (Ball Town sand)
- 6) Well fractured with 30,000 lbs. of sand, 722 bbls. of water, 400 lbs. of walnut shells, 75 lbs. of J-100, 20 gallons of detergent and 200 gallons of acid.

RECEIVED
Office of Oil and Gas

OCT 05 2023

WV Department of
Environmental Protection

API No. 47-033-00217 (Art Lynch No. 1) was drilled in 1962 to 4650' and plugged back to 3200', and then the Ball Town sand was fractured from 3172' to 3180'. This well is 1750' east of the Mary Peck 14 and was plugged in June of 1981. The well files have been added to this permit for reference.

Plugging Procedure: (6% Bentonite gel spacers between all Class A Plugs) *or CLASS L*

1. Prepare location to move equipment in and make sure the necessary E & S controls are in place.
2. Move in and rig up (MIRU) service rig.
3. Blow down any pressure, Kill with gel if necessary. Check TD.
4. If well has tubing inside the 3" production casing, pull it out of well.
5. Gel to 3000' and set a 150' bottom hole Class A *or L* cement plug from TD (3296') to 3146'. Wait on Cement.
6. Free point, cut and pull out of hole with 3" casing. Set a 100' Class A *or L* plug across the cut (50' in 50' out).
7. Gel to 2400' and then set a 400' Class A cement plug from 2300' to 1900' covering Fifth sand gas (2314' to 2320'), Gordon oil show at 2198' and Fifty Foot Sand gas show at 1929'. Wait On Cement.
8. Free point, cut and pull out of hole with 5 3/16" casing. Set a 100' Class A cement plug across the casing cut (50' in and 50' out) WOC.
9. Gel to 1400 and set a 100' Class A *or L* cement plug from 1500' to 1400'. WOC
10. Free point, cut and pull out of hole with 6 5/8 " casing. Set a 100' Class A *or L* cement plug across the cut (50' in 50' out). WOC.
11. Add Gel if necessary. Set 100' Class A *or L* cement plug from 700' to 600' (Water at 670'). WOC
12. Set 250" Class A cement plug to surface.
13. Install a monument in accordance with WV State Code.
14. Rig down, move equipment out and reclaim location to WV State Code standards.

Jeff A Propst

6/3/2025

06/13/2025

Date: 05/30/2025

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

Mr. Martin,

Due to our cement provider, Kosmos Cement Company LLC, discontinuing Class A cement, the following well we will be utilizing API Class L cement for the plugging operation.

API Number: 47-033-00254
Well Name: Mary Peck #4

Regards,
Terry Rexroad
R&R Well Service L.L.C.

06/13/2025



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

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.

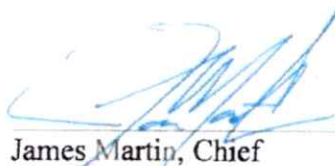
ORDER

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

06/13/2025

1) Date: 8/31/23

2) Operator's Well Number

MARY PECK #4

3) API Well No.: 47 -

033 - 00254

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 Joyce Properties Inc.

Address PO Box 630

CLARKSBURG, WV 26302

(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

Telephone

KEN GREYBODS KENNY WILHEIT

(c) Coal Lessee with Declaration

Name

Address

304-206-6613 681-990-2567

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 reverses 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

By:

Its:

Address

Telephone

SPENCER ENTERPRISES LLC

RON SPENCER Ronald Spencer

CO/MANAGER

P.O. Box 143

SMITHBURG, WV 26436

CE. 873-3300 CELL 588-1554

Subscribed and sworn before me this 31st day of August, 2023

My Commission Expires May 17, 2024

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 deprivacyofficer@wv.gov.

06/13/2025


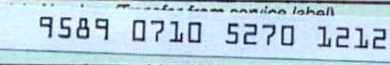


Correction
US POSTAGE  PITNEY BOWES
ZIP 25286 \$ 008.95⁰
02 74 0001336519 MAY 30 2025

Joyce Properties, Inc
Po Box 630
Clarksburg, WV 26302

CERTIFIED MAIL®
9589 0710 5270 1212 4356 94

2 Lynch Ridge
Alton, WV 25286

SENDER: COMPLETE THIS SECTION		COMPLETE THIS SECTION ON DELIVERY													
<ul style="list-style-type: none">■ 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.		<p>A. Signature X <input type="checkbox"/> Agent <input type="checkbox"/> Addressee</p> <p>B. Received by (Printed Name) C. Date of Delivery</p> <p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input type="checkbox"/> No</p>													
<p>1. Article Addressed to:</p> <p>Joyce Properties, Inc Po Box 630 Clarksburg, WV 26302</p> <p> 9590 9402 9397 5002 9633 88</p>		<p>3. Service Type</p> <table border="0"><tr><td><input type="checkbox"/> Adult Signature</td><td><input type="checkbox"/> Priority Mail Express®</td></tr><tr><td><input type="checkbox"/> Adult Signature Restricted Delivery</td><td><input type="checkbox"/> Registered Mail™</td></tr><tr><td><input type="checkbox"/> Certified Mail®</td><td><input type="checkbox"/> Registered Mail Restricted Delivery</td></tr><tr><td><input type="checkbox"/> Certified Mail Restricted Delivery</td><td><input type="checkbox"/> Signature Confirmation™</td></tr><tr><td><input type="checkbox"/> Collect on Delivery</td><td><input type="checkbox"/> Signature Confirmation Restricted Delivery</td></tr><tr><td><input type="checkbox"/> Collect on Delivery Restricted Delivery</td><td></td></tr></table>		<input type="checkbox"/> Adult Signature	<input type="checkbox"/> Priority Mail Express®	<input type="checkbox"/> Adult Signature Restricted Delivery	<input type="checkbox"/> Registered Mail™	<input type="checkbox"/> Certified Mail®	<input type="checkbox"/> Registered Mail Restricted Delivery	<input type="checkbox"/> Certified Mail Restricted Delivery	<input type="checkbox"/> Signature Confirmation™	<input type="checkbox"/> Collect on Delivery	<input type="checkbox"/> Signature Confirmation Restricted Delivery	<input type="checkbox"/> Collect on Delivery Restricted Delivery	
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<p>2.  9589 0710 5270 1212 4356 94</p>		<p>Restricted Delivery</p> <p>06/13/2025</p>													



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

plugging Mod issued 4703300254

1 message

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

Thu, Jun 5, 2025 at 8:47 AM

To: Jeff A Propst <jeff.a.propst@wv.gov>, Terry Rexroad <var304@aol.com>, dpalmer@harrisoncountywv.com

To whom it may concern, a plugging modification has been issued for 4703300254.

--

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



4703300254 MOD.pdf

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06/13/2025