

west virginia department of environmental protection

Office of Oil and Gas 601 57th Street SE Charleston, WV 25304 (304) 926-0450 (304) 926-0452 fax Earl Ray Tomblin, Governor Randy C. Huffman, Cabinet Secretary www.dep.wv.gov

November 13, 2013

WELL WORK PERMIT

Horizontal 6A Well

This permit, API Well Number: 47-5101669, issued to NOBLE ENERGY, INC., 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 all conditions and provisions outlined in the pages attached hereto. Notification shall be given by the operator to the Oil and Gas Inspector at least 24 hours prior to the construction of roads, locations, and/or pits for any permitted work. In addition, the well operator shall notify the same inspector 24 hours before any actual well work is commenced and prior to running and cementing casing. Spills or emergency discharges must be promptly reported by the operator to 1-800-642-3074 and to the Oil and Gas inspector.

Please be advised that form WR-35, Well Operators Report of Well Work is to be submitted to this office within 90 days 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.

In addition to the applicable requirements of this permit, and the statutes and rules governing oil and gas activity in WV, this permit may contain specific conditions which must be followed. Permit conditions are attached to this cover letter.

Per 35CSR-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) 926-0499 ext. 1654.

James Martin

Chief

Operator's Well No: MND3FHS

Farm Name: CONSOLIDATION COAL COMPA

API Well Number: 47-5101669

Permit Type: Horizontal 6A Well

Date Issued: 11/13/2013

Promoting a healthy environment.

INSPECTORS PERMIT SUMMARY FORM

GPS YES [] NO []

DA	TE STARTED/LOCATION:	OPERATOR:	NOBLE ENERGY, INC.			
DR	ILLING COMMENCED:	FARM:	CONSOLIDATION COA	L COMPANY		
то	DATE: DEPTHS:	Well No:	MND3FHS			
WA	TER DEPTHS:	COAL DEPTHS				
	QUESTIONS FOR THIS REPORT ARE IN ACCORDANCE OF WV CODE 22-6-30 AND REGULATIONS 35CSR 4-12.1 AND 35CSR 4-16 AND THE GENERAL WATER POLLUTION CONTROL PERMIT.					
PO	INTS ARE TO BE GIVEN UP TO MAXIMUM AS SH	OWN BASED OF	N PERFORMANCE.			
1.	DID OPERATOR GIVE PROPER NOTICE TO INSPEC	TOR BEFORE TH	HE FOLLOWING:			
	A. CONSTRUCTION YES []	NO[] (2_PTS))	(4_PTS)		
	B. DRILLING YES[]	NO [] (2_PTS))			
2.	WAS THE TIMBER CUT, STACKED, AND BRUSH US BEFORE DIRT WORK STARTED? YES []			(4_PTS)		
3.	ARE ALL LOCATION AND/OR ROAD BANKS BEING	S SLOPED? YES	[] NO [] (4_PTS)	(4_PTS)		
	4. CONSTRUCTIONS: WERE THE FOLLOWING SEDIMENT CONTROL STRUCTURES PROPERLY INSTALLED/MAINTAINED? A. ROAD DITCHES (1)_(2)_(3)_(4)_(PTS) B. CROSS DRAINS (1)_(2)_(3)_(4)_(5)_(PTS) C. CULVERTS (1)_(2)_(3)_(4)_(5)_(PTS) D. CREEK CROSSINGS (1)_(2)_(3)_(PTS) E. DIVERSION DITCHES (1)_(2)_(3)_(PTS) F. BARRIERS (1)_(2)_(3)_(PTS) G. TEMPORARY SEEDING YES[] NO[] (10_PTS)					
	POI	NTS AVAILABLI	E FOR QUESTION 4:	(33_PTS)		
5.	HAS TOP SOIL (IF ANY) BEEN STOCKED PILED?	YES[]	NO [] (2_PTS)	(2_PTS)		
6.	IS THE PIT PROPERLY INSTALLED AND MAINTAIN	NED? YES[] 1	NO [] (9_PTS)	(9_PTS) ——		
7.	RECLAMATION:					
	A. ROADWAY (1)_(2)_(3)_(PTS)	B. LOCATION	(1)_(2)_(3)_(PTS	5)		
	C. PITS (1)_(2)_(3)_(PTS)	D. PIPELINES	(1)_(2)_(3)_(PTS	5)		
	E. TANK DIKES (1)_(2)_(3)_(PTS)		ED YES[] NO[] (3_PTS)		
	G. ADEQUATE SEEDING MATERIALS (1)_(2)_(3	3)_(PTS)				
	H. WAS SEED BED ADEQUATE (1)_(2)_(3	3)_(PTS)				
	POI	NTS AVAILABLE	FOR QUESTION 7:	(24_PTS)		
8.	WAS RECLAMATION COMPLETED WITHIN:					
	6 MTHS OF TD 6_PTS ONLY; 4 MTHS OF TD 12_P	TS ONLY; 2 MT	THS OF TD 19_PTS ONLY	<i>(</i> ;		
	POI	NTS AVAILABLE	FOR QUESTION 8:	(19_PTS)		
T	OTAL MAXIMUM POSSIBLE SCORE OF 99.	TOTAL R	ECLAMATION SCORE:			
	DATE RELEASED	TNIC	SPECTOR'S SIGNATURE			
	DATE RELEASED	117.	PETOK P PIONALOKE			

INSPECTIONS:				
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		-		

API Number: 51-01669

PERMIT CONDITIONS

West Virginia Code § 22-6A-8(d) allows the Office of Oil and Gas to place specific conditions upon this permit. Permit conditions have the same effect as law. Failure to adhere to the specified permit conditions may result in enforcement action.

CONDITIONS

- 1. This proposed activity may require permit coverage from the United States Army Corps of Engineers (USACOE). Through this permit, you are hereby being advised to consult with USACOE regarding this proposed activity.
- 2. If the operator encounters an unanticipated void, or an anticipated void at an unanticipated depth, the operator shall notify the inspector within 24 hours. Modifications to the casing program may be necessary to comply with W. Va. Code § 22-6A-5a (12), which requires drilling to a minimum depth of thirty feet below the bottom of the void, and installing a minimum of twenty (20) feet of casing. Under no circumstance should the operator drill more than fifty (50) feet below the bottom of the void or install less than twenty (20) feet of casing below the bottom of the void.
- 3. When compacting fills, each lift before compaction shall not be more than 12 inches in height, and the moisture content of the fill material shall be within limits as determined by the Standard Proctor Density test of the actual soils used in specific engineered fill, ASTM D698, Standard Test Method for Laboratory Compaction Characteristics of Soil Using Standard Effort, to achieve 95 % compaction of the optimum density. Each lift shall be tested for compaction, with a minimum of two tests per lift per acre of fill. All test results shall be maintained on site and available for review.
- 4. Operator shall install signage per § 22-6A-8g (6) (B) at all source water locations included in their approved water management plan within 24 hours of water management plan activation.
- 5. Oil and gas water supply wells will be registered with the Office of Oil and Gas and all such wells will be constructed and plugged in accordance with the standards of the Bureau for Public Health set forth in its Legislative rule entitled *Water Well Regulations*, 64 C.S.R. 19. Operator is to contact the Bureau of Public Health regarding permit requirements. In lieu of plugging, the operator may transfer the well to the surface owner upon agreement of the parties. All drinking water wells within fifteen hundred feet of the water supply well shall be flow tested by the operator upon request of the drinking well owner prior to operating the water supply well.
- 6. Pursuant to the requirements pertaining to the sampling of domestic water supply wells/springs the operator shall, no later than thirty (30) days after receipt of analytical data provide a written copy to the Chief and any of the users who may have requested such analyses.
- 7. If any explosion or other accident causing loss of life or serious personal injury occurs in or about a well or well work on a well, the well operator or its contractor shall give notice, stating the particulars of the explosion or accident, to the oil and gas inspector and the Chief, within 24 hours of said accident.
- 8. During the casing and cementing process, in the event cement does not return to the surface, the oil and gas inspector shall be notified within 24 hours.

WW - 6B (3/13)

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CASING AND TUBING PROGRAM

ТҮРЕ	Size	New or Used	Grade	Weight per ft.	FOOTAGE: For Drilling	INTERVALS: Left in Well	CEMENT: Fill -up (Cu. Ft.)
Conductor	30"	2	LS	117#	40'	40'	CTS
Fresh Water	20"	Ν	J-55	94#	400'	400'	CTS
Coal	13 3/8"	Ν	J-55	54.5#	1062'	1062'	CTS
Intermediate	9 5/8"	N	J-55	36#	2600' or 100' past Big Injun	2600' or 100' past Big Injun	CTS
Production	5 1/2"	N	P110	20#	12,804'	12,804'	TOC 200' above 9.625 shoe
Tubing							
Liners							

WRH 7-9-13

TYPE	Size	Wellbore Diameter	<u>Wall</u> <u>Thickness</u>	Burst Pressure	Cement Type	Cement Yield
Conductor	30"	36"	.374		Type 1/Class A	1.2
Fresh Water	20"	26"	.438	2730	Type 1/Class A	1.2
Coal	13 3/8"	17 1/2"	.380	2730	Type 1/Class A	1.2
Intermediate	9 5/8"	12 3/8"	.352	3520	Type 1/Class A	1.19
Production	5 1/2"	8 3/4" & 8 1/2"	.361	12,640	Type 1/Class A	1.27
Tubing						
Liners		ļ				

PACKERS

Kind:		
Sizes:		
Depths Set:		

21) Describe centralizer place	ement for each casing strin	g. No central	zers will be used with conductor casing. Surface
casing will have bow spring centralizers on first 2 joint	ts then every third joint to 100' from surface. Intermed	iate casing will have bow spring centr	alizers on first 2 joints then every third joint to 100' from surface. Production
string will have a rigid boy	w spring every joint to KO	P, rigid bow spring	every third joint from KOP to top of
cement.			
22) Describe all cement addit	ives associated with each of	cement type.	Conductor-1.15% CaCl2.
Surface-Class A cement	t with flake and CaCl2		
Intermediate- 15.6 ppg Cl	ass A +0.4% Ret, 0.15%	Disp, 0.2% AntiFo	am, 0.125#/sk Lost circ 30% Excess
Yield=1.19 to surface. Produ	ction- 14.8 ppg class A 25:75	:0 System +2.6% Ce	ment extender, 0.7% Fluid Loss additive,
0.45% high temp retarde	r, 0.2% friction reducer 1	5% Excess Yield	=1.27 TOC greater or equal to 200'
above 9.625" shoe.			
23) Proposed borehole condit	tioning procedures.	Conductor-The hole is drill	ed w/air and casing is run on air. Apart from insuring
the hole is clean via air circ	ulation at TD, there are no	other conditioning p	rocedures. Surface-The hole is drilled
w/air and casing is run on air. Fill with K	(CI water once drilled to TD. Once casing	g is at setting depth, circulate	a minimum of one hole volume prior to pumping cement.
Coal-The hole is drilled and cased w/	air or on Freshwater based mud. Onc	e casing is at setting depth	n, the hole is filled w/KCI water and a minimum of one
hole volume is circulated prior to pur	mping cement. Intermediate-Once s	urface casing is set and c	emented, intermediate hole is drilled either on air or
or SOBM and filled with KCI water	once drilled to TD. Production-The	hole is drilled with SOBM	and once to TD, circulated at maximum allowable
pump rate for at least 6x bottom	s up. Once on bottom with casir	ng, circulate a minimum	of one hole volume prior to pumping cement.

^{*}Note: Attach additional sheets as needed.



DRILLING WELL PLAN MND-3F-HS (Marcellus HZ) Macellus Shale Horizontal Marshall County, WV

									Marshall C	ounty, WV	
						MND-3	F SHL	(Lat/Long)	(49443	0.54N, 1637194.42	E) (NAD27)
Ground Elevation Azm		1112'					MND-3F LP (Lat/Long) (493870.57N, 1636999.43				
		149.302°			MND-3F BHL (Lat/Long)		(488917.84N, 1640467.38E) (NAD27)				
WELLBORE (DIAGRAM	HOLE	CASING	GEOLOGY	MD	TVD	MUD	CEMENT	CENTRALIZERS	CONDITIONING	COMMENTS
		36	30" 117#	Conductor	40	40	AIR	To Surface	N/A	Ensure the hole is clean at TD.	Stabilize surface fill/soil. Conductor casing = 0.375" v thickness
×	×	26	20" 94#	Surface Casing	400	400	AIR	15.6 ppg Type 1 + 2% CaCl, 0.25# Lost Circ 30% Excess Yield = 1.18	Centralized every 3 joints to surface	Fill with KCI water once drilled to TD. Once casing is at setting depth, circulate a minimum of one hole volume prior to pumping cement.	Surface casing = 0.438" w thickness Burst=2730 psi
	X	17 1/2	13-3/8" 54.5# J-55 BTC	Pittsburgh Coal	602	602	AIR	15.6 ppg Type 1 + 2% CaCl, 0.25# Lost Circ 30% Excess Yield = 1.18	Bow Spring on first 2 joints then every third joint to 100' form surface	Fill with KCl water once drilled to TD. Once casing is at setting depth, circulate a minimum of one hole volume prior to pumping cement.	Intermediate casing = 0.3 wall thickness Burst=2730 psi
		12 3/8	9-5/8" 36# J-55 LTC	Price Formation Weir Sand	2190	2190	AIR	15.6ppg Class A +0.4% Ret, 0.15% Disp, 0.2% AntiFoam, 0.125#/sk Lost Circ 20% Excess Yield=1,19	Bow spring centralizers every third joint to 100' feet from surface.	Fill with KCI water once drilled to TD. Once casing is at setting depth, circulate a minimum of one hole volume prior to pumping	Casing to be ran 250' be the 5th Sand. Intermedia casing = 0.352" wall thickr Burst=3520 psi
				Int. Casing	2600	2600		To Surface		cement.	
×	X		Vertical	Speechley		3506	8.0ppg - 9.0ppg				
		8.75" Vertical		Java		4985		14.8ppg Class A 25:75:0	Rigid Bow Spring every third joint from KOP to TOC		Production casing = 0.361 wall thickness Burst=12640 psi Note:Actual centralizer schedules may be change
		litable desermant		Angola		5193	SOBM				
				Rheinstreet		5758		System +2.6% Cement extender.			
				Sonyea		6055		0.7% Fluid Loss		Once at TD, circulate at	
			5-1/2"	Cashaqua		6074		additive, 0.45% high temp retarder, 0.2%		max allowable pump rate	
X	X	2000	20#	Middlesex		6080.5	12.0ppg-	friction reducer		for at least 6x bottoms up. Once on bottom with	
		8.75" Curve	HCP-110 TXP BTC	West River		6126	12.5ppg SOBM	10% Excess		casing, circulate a minimum	
				Burkett		6170		Yield=1.27	Rigid Bow Spring every	of one hole volume prior to pumping cement.	due to hole condition
				Tully Limestone		6197		TOC >= 200'	joint to KOP	pariping certient.	
				Hamilton		6206		above 9.625" shoe			
		0.75* 0.5*		Marcellus	6226	6226	12.0ppg-				
		8.75" - 8.5" Lateral		TD	12804	6279	12.5ppg SOBM				
×	X			Onondaga	6290	6290					
L	LP @ 62	79' TVD / 6758' MD		8.75 / 8.		emented Lo			+/-604	.73.	TD @ +/-6279' TVD +/-12804' MD

Received

8 2013

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

FLUIDS/ CUTTINGS DISPOSAL & RECLAMATION PLAN

Operator Name Noble Energy, Inc OP Code 494501907
Watershed (HUC 10) Short Creek-Ohio River HUC 10 Quadrangle Powhatan Point
Elevation 1112' County Marshall District Franklin
Do you anticipate using more than 5,000 bbls of water to complete the proposed well work? Yes No Will a pit be used for drill cuttings? Yes No If so, please describe anticipated pit waste: Closed Loop-no pit will be utilized Will a synthetic liner be used in the pit? Yes No If so, what ml.? Proposed Disposal Method For Treated Pit Wastes: Land Application Underground Injection (UIC Permit Number) Reuse (at API Number TBD-Next anticipated well) Off Site Disposal (Supply form WW-9 for disposal location) Other (Explain)
Will closed loop system be used? Yes
Drilling medium anticipated for this well? Air, freshwater, oil based, etc. Air/water based mud thru intermediate string then SOBM -If oil based, what type? Synthetic, petroleum, etc. Synthetic
Additives to be used in drilling medium? Please see attached list
Drill cuttings disposal method? Leave in pit, landfill, removed offsite, etc
-If left in pit and plan to solidify what medium will be used? (cement, lime, sawdust)
-Landfill or offsite name/permit number? Please see attached list
I certify that I understand and agree to the terms and conditions of the GENERAL WATER POLLUTION PERMIT issued on August 1, 2005, by the Office of Oil and Gas of the West Virginia Department of Environmental Protection. I understand that the provisions of the permit are enforceable by law. Violations of any term or condition of the general permit and/or other applicable law or regulation can lead to enforcement action. I certify under penalty of law that I have personally examined and 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 Company Official (Typed Name) Laura L. Adkins
Company Official Title Regulatory Analyst
company ciricular rate
Subscribed and sworn before me this day of July Subscribed and sworn before me
My commission expires 72. 14. 70.70 My commission expires January 14, 2020

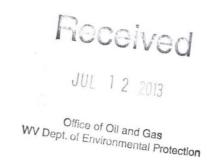
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Office of Oil and Gas

WV Dept. of Environmental Protection

Form WW-9	Operator's Well No. MND	3 FI
Noble Energy, Inc		
Proposed Revegetation Treatment: Acres Dist Lime 2 to 3 Tons/acre or Fertilizer (10-20-20 or equivalent) 5 Mulch hay or straw at 2	or to correct to pH	
	Seed Mixtures	
Seed Type Area I Ibs/acre Tall Fescue 40	Seed Type Area II Seed Type Ibs/acre Tall Fescue 40	
Ladino Clover 5	Ladino Clover 5	
Plan Approved by: Bill Hendersho	not ful flexheshed	
Plan Approved by: Bill Hendersho	•	
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Site Safety Plan

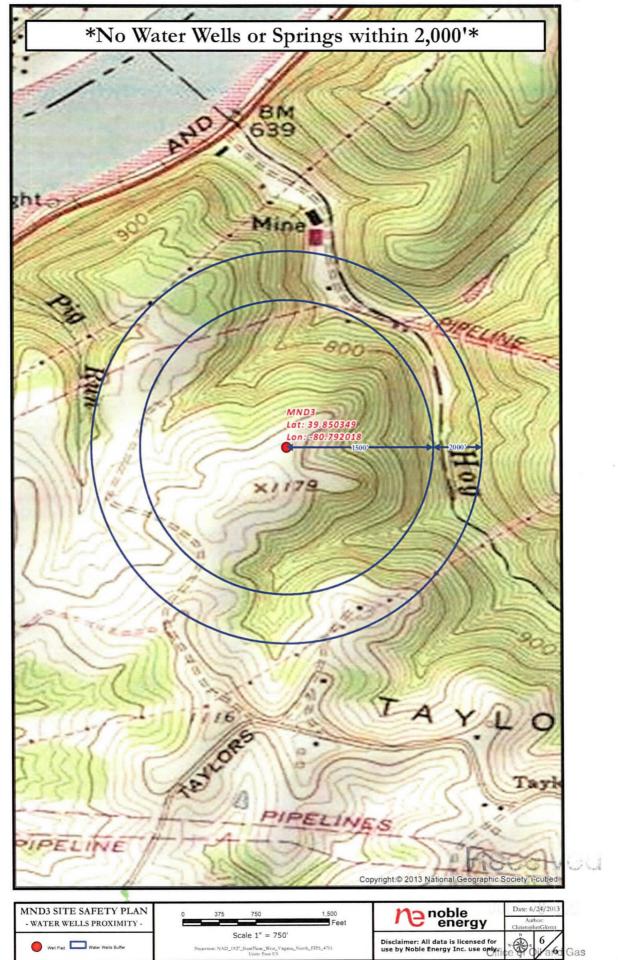
Noble Energy, Inc. MND 3 FHS

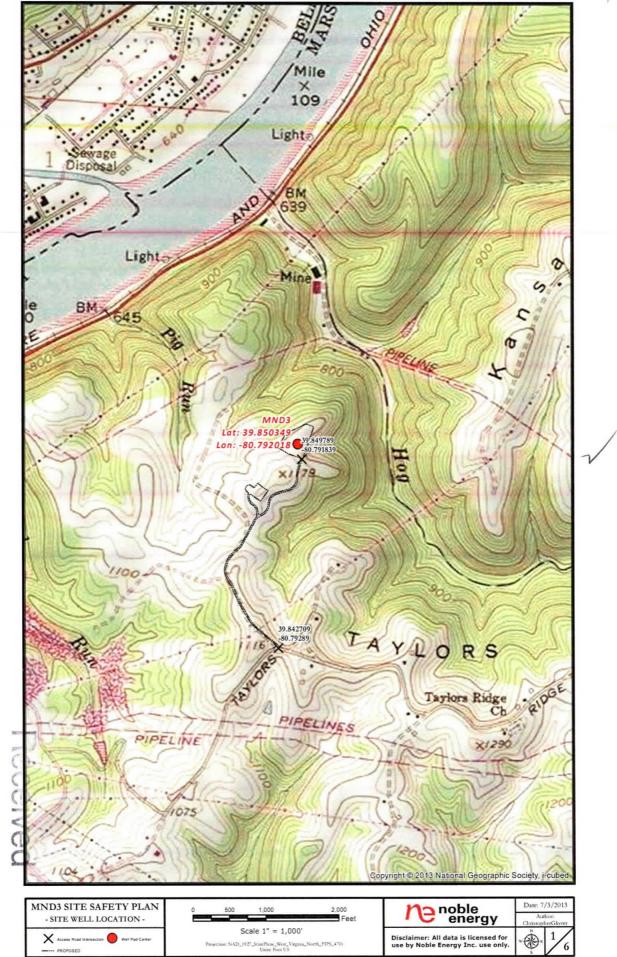
June 2013: Version 1

For Submission to
West Virginia Department of Environmental Protection,
Office of Oil and Gas

Noble Energy, Inc.
Appalachia Offices
333 Technology Drive, Suite 116
Canonsburg, PA 15317-9504

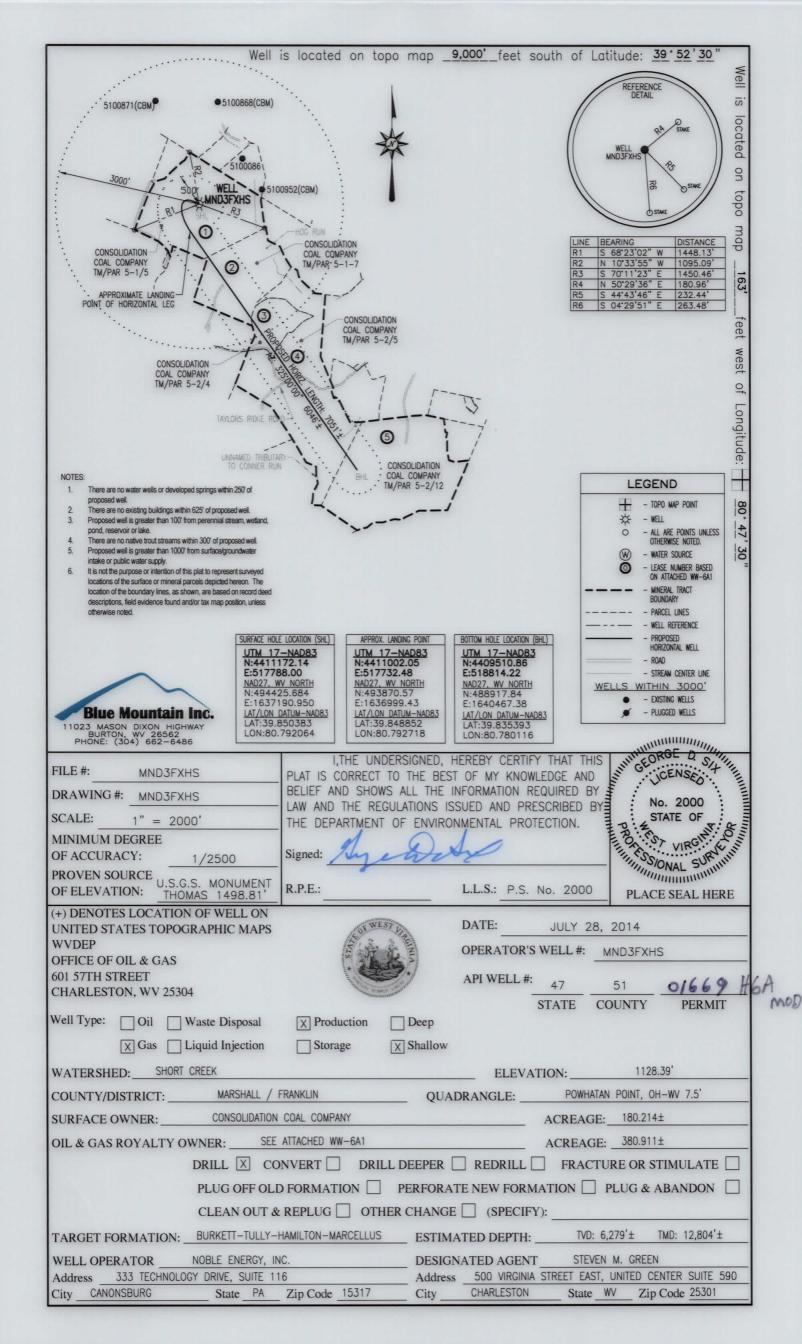
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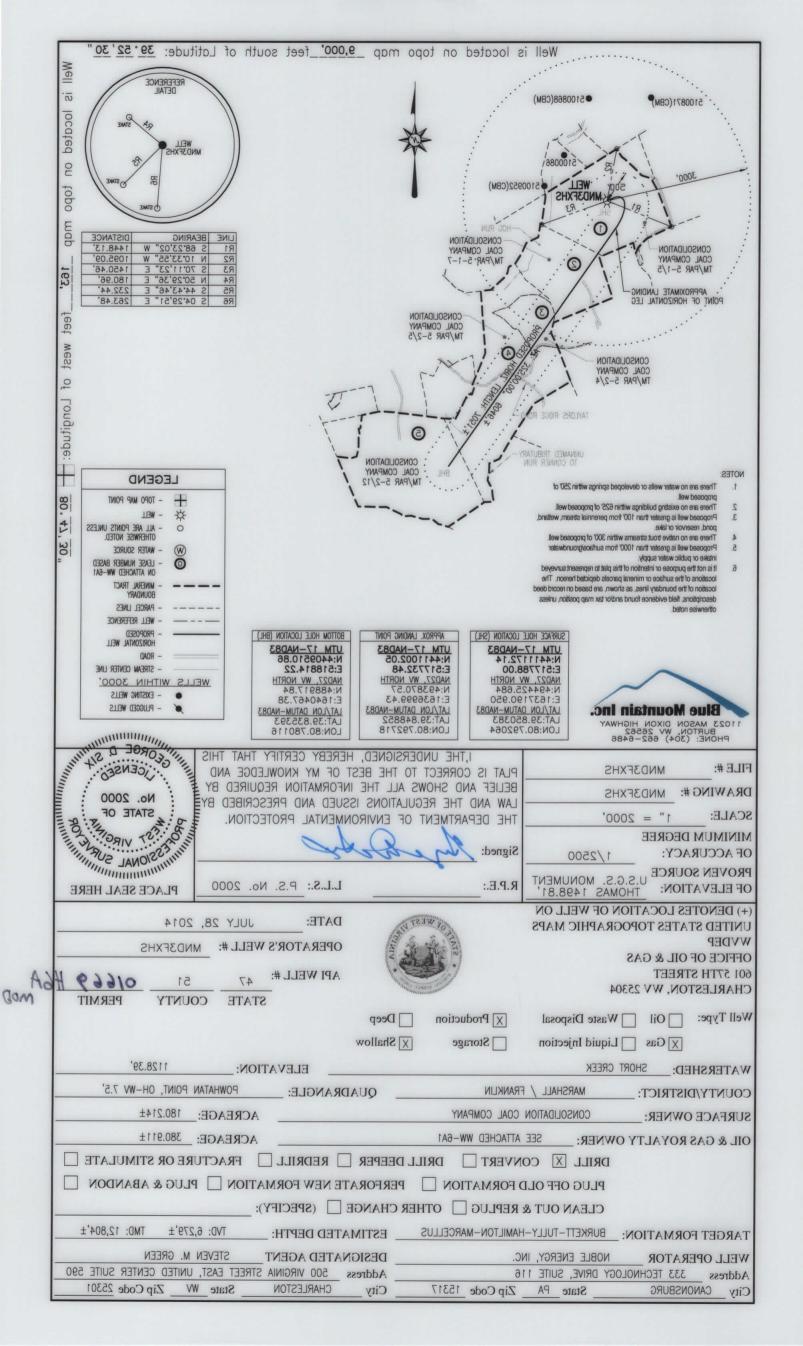




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STATE OF WEST VIRGINIA DEPARTMENT OF ENVIRONMENTAL PROTECTION, OFFICE OF OIL AND GAS NOTICE CERTIFICATION

Date of Notic	te Certification: 7-3-13			Well No. MNI Mame: MND 3	01669 03 FHS
Notice has l					
	e provisions in West Virginia Code	e § 22-6A, the Operator has provi	ided the req	uired parties w	ith the Notice Forms listed
	tract of land as follows:	,	D .'	F47700 007	
State:	West Virginia		Easting:	517789.037	
County:	Marshall		Northing:	4411173.644	
District:	Franklin	Public Road Acces		County Road 2	
Quadrangle: Watershed:	Powhatan Point Short Creek-Ohio River HUC 10	Generally used far	m name:	Consolidaton C	coal Company
Pursuant to V prescribed by it has provide	West Virginia Code § 22-6A-7(b) the secretary, shall be verified and ed the owners of the surface descequired by subsections (b) and (c),	shall contain the following inforribed in subdivisions (1), (2) an	mation: (14 d (4), subs	4) A certification (b), sec	on from the operator that (i) tion ten of this article, the
requirements Virginia Code of this article Pursuant to	surface owner notice of entry to of subsection (b), section sixteen e § 22-6A-11(b), the applicant shal have been completed by the applic West Virginia Code § 22-6A, the Crator has properly served the requi	of this article were waived in value tender proof of and certify to the ant. Operator has attached proof to the	writing by e secretary	the surface ow that the notice	ner; and Pursuant to West
-	ECK ALL THAT APPLY	red parties with the following.			OOG OFFICE USE ONLY
☐ 1. NO	FICE OF SEISMIC ACTIVITY	or NOTICE NOT REQUIR SEISMIC ACTIVITY WAS			☐ RECEIVED/ NOT REQUIRED
■ 2. NO	TICE OF ENTRY FOR PLAT SUI	RVEY or \square NO PLAT SURVE	EY WAS CO	ONDUCTED	☑ RECEIVED
☐ 3. NO	TICE OF INTENT TO DRILL 0	r NOTICE NOT REQUIR NOTICE OF ENTRY FOR P WAS CONDUCTED or			RECEIVED/ NOT REQUIRED
		☐ WRITTEN WAIVER B (PLEASE ATTACH)	BY SURFA	CE OWNER	,
■ 4. NO	TICE OF PLANNED OPERATION	7			RECEIVED
■ 5. PUI	BLIC NOTICE				RECEIVED
■ 6. NO	TICE OF APPLICATION				▼ RECEIVED

Required Attachments:

The Operator shall attach to this Notice Certification Form all Notice Forms and Certifications of Notice that have been provided to the required parties and/or any associated written waivers. For the Public Notice, the operator shall attach a copy of the Class II Legal Advertisement with publication date verification or the associated Affidavit of Publication. The attached Notice Forms and Certifications of Notice shall serve as proof that the required parties have been noticed as required under West Virginia Code § 22-6A. Pursuant to West Virginia Code § 22-6A-11(b), the Certification of Notice to the person may be made by affidavit of personal service, the return receipt card or other postal receipt for certified mailing.

Certification of Notice is hereby given:

THEREFORE, I Land 2. Under West Virginia Code § 22-6A. I certify that as required under West Virginia Code § 22-6A. I certify that as required under West Virginia Code § 22-6A, I have served the attached copies of the Notice Forms, identified above, to the required parties through personal service, by registered mail or by any method of delivery that requires a receipt or signature confirmation. I certify under penalty of law that I have personally examined and am familiar with the information submitted in this Notice Certification and all attachments, and that based on my inquiry of those individuals immediately responsible for obtaining the information, I believe that the information is true, accurate and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment.

 Well Operator:
 Noble Energy, Inc
 Address:
 333 Technology Drive Suite 116

 By:
 Laura L. Adkins
 Canonsburg, PA 15317

 Its:
 Regulatory Analyst
 Facsimile:
 724-820-3098

 Telephone:
 724-820-3118
 Email:
 ladkins@nobleenergyinc.com

OFFICIAL SEAL

OMMISSIONER ROR WEST VINGING

Kevin R. Swiger

Jane Lew, WV 30076

Danission Expires January 14, 2008

Subscribed and sworn before me this 3rd day of Notary Public

My Commission Expires au. 14, 2070

Oil and Gas Privacy Notice:

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

R001/00

Office of Object Gas
WV Dopt. Contract about a Protection

OFFICIAL SEAL

OFFICIAL SEAL

OFFICIAL SWIGOT

OFFICIAL S

API NO. 47-	51-	01669
OPERATOR	WELL N	O. MND 3 FHS
Well Pad Nan	ne. MND	3

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

Notic Date	ce Time Requirement: notice shall be provided no later the of Notice: 7/24 Date Permit Application Filed: 7	an the filing date of permit application.					
Notio	ce of:						
	PERMIT FOR ANY WELL WORK CERTIFICATE OF APPROVAL FOR THE CONSTRUCTION OF AN IMPOUNDMENT OR PIT						
Deliv	Delivery method pursuant to West Virginia Code § 22-6A-10(b)						
		OD OF DELIVERY THAT REQUIRES A IPT OR SIGNATURE CONFIRMATION					
for a or by erosi owned tract roads sever locat oil are enlar Any with dome (c)(1) the L main	Pursuant to W. Va. Code § 22-6A-10(b), no later than the filing date of the application, the applicant for a permit for any well work or for a certificate of approval for the construction of an impoundment or pit as required by this article shall deliver, by personal service or by registered mail or by any method of delivery that requires a receipt or signature confirmation, copies of the application, the erosion and sediment control plan required by section seven of this article, and the well plat to each of the following persons: (1) The owners of record of the surface of the tract on which the well is or is proposed to be located; (2) The owners of record of the surface tract or tracts overlying the oil and gas leasehold being developed by the proposed well work, if the surface tract is to be used for roads or other land disturbance as described in the erosion and sediment control plan submitted pursuant to subsection (c), section seven of this article; (3) The coal owner, operator or lessee, in the event the tract of land on which the well proposed to be drilled is located [sic] is known to be underlain by one or more coal seams; (4) The owners of record of the surface tract or tracts overlying the oil and gas leasehold being developed by the proposed well work, if the surface tract is to be used for the placement, construction, enlargement, alteration, repair, removal or abandonment of any impoundment or pit as described in section nine of this article; (5) Any surface owner or water purveyor who is known to the applicant to have a water well, spring or water supply source located within one thousand five hundred feet of the center of the well pad which is used to provide water for consumption by humans or domestic animals; and (6) The operator of any natural gas storage field within which the proposed well work activity is to take place. (c)(1) If more than three tenants in common or other co-owners of interests described in subsection (b) of this section hold interests in the lands, the applicant may ser						
Noti	ce is hereby provided to:						
Nam Add Cand Nam	SURFACE OWNER(s) ne: Consolidaton Coal Company ress: 1000 Consol Energy Drive consburg, PA 15317 ne: ress:	COAL OWNER OR LESSEE Name: Consolidaton Coal Company Address: 1000 Consol Energy Drive Canonsburg, PA 15317 COAL OPERATOR Name: Consolidaton Coal Company					
Nan	Address: 1000 Consol Energy Drive Canonsburg, PA 15317 Name: Address:						
Nan Add	ne:	Name: None found within 2000' Address: Received Office of Oil & Gas					
Nan Add	SURFACE OWNER(s) (Impoundments/Pits) ne: lress:	OPERATOR OF ANY NATURAL GAS STORAGE FIELD Name: Address:					
		*Place attach additional forms if necessary					

API NO. 47-51 - 01669
OPERATOR WELL NO. MND 3 FHS
Well Pad Name: MND 3

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

Notice Time Requirement: notice shall be provided no later than the filing date of permit application. Date of Notice: 7-3-13 Date Permit Application Filed: 7-3-13 Notice of: PERMIT FOR ANY ☐ CERTIFICATE OF APPROVAL FOR THE WELL WORK CONSTRUCTION OF AN IMPOUNDMENT OR PIT Delivery method pursuant to West Virginia Code § 22-6A-10(b) ■ REGISTERED PERSONAL ■ METHOD OF DELIVERY THAT REQUIRES A **SERVICE** MAIL RECEIPT OR SIGNATURE CONFIRMATION Pursuant to W. Va. Code § 22-6A-10(b), no later than the filing date of the application, the applicant for a permit for any well work or for a certificate of approval for the construction of an impoundment or pit as required by this article shall deliver, by personal service or by registered mail or by any method of delivery that requires a receipt or signature confirmation, copies of the application, the erosion and sediment control plan required by section seven of this article, and the well plat to each of the following persons: (1) The owners of record of the surface of the tract on which the well is or is proposed to be located; (2) The owners of record of the surface tract or tracts overlying the oil and gas leasehold being developed by the proposed well work, if the surface tract is to be used for roads or other land disturbance as described in the erosion and sediment control plan submitted pursuant to subsection (c), section seven of this article; (3) The coal owner, operator or lessee, in the event the tract of land on which the well proposed to be drilled is located [sic] is known to be underlain by one or more coal seams; (4) The owners of record of the surface tract or tracts overlying the oil and gas leasehold being developed by the proposed well work, if the surface tract is to be used for the placement, construction, enlargement, alteration, repair, removal or abandonment of any impoundment or pit as described in section nine of this article; (5) Any surface owner or water purveyor who is known to the applicant to have a water well, spring or water supply source located within one thousand five hundred feet of the center of the well pad which is used to provide water for consumption by humans or domestic animals; and (6) The operator of any natural gas storage field within which the proposed well work activity is to take place. (c)(1) If more than three tenants in common or other co-owners of interests described in subsection (b) of this section hold interests in the lands, the applicant may serve the documents required upon the person described in the records of the sheriff required to be maintained pursuant to section eight, article one, chapter eleven-a of this code. (2) Notwithstanding any provision of this article to the contrary, notice to a lien holder is not notice to a landowner, unless the lien holder is the landowner. Notice is hereby provided to: ■ COAL OWNER OR LESSEE ■ SURFACE OWNER(s) Name: Consolidaton Coal Company Name: Consolidaton Coal Company Address: 333 Technology Drive Suite 116 Address: 1000 Consol Energy Drive Canonsburg, PA 15317 Canonsburg, PA 15317 Name: COAL OPERATOR Address: Name: Consolidaton Coal Company Address: 1000 Consol Energy Drive SURFACE OWNER(s) (Road and/or Other Disturbance) Canonsburg, PA 15317 ☐ WATER PURVEYOR(s) Address: Name: None found within 2000' Name: Address: WV Dept. of Environmental Protection Address: ☐ OPERATOR OF ANY NATURAL GAS STORAGE ☐ SURFACE OWNER(s) (Impoundments/Pits) FIELD Name: Name: Address: Address: *Please attach additional forms if necessary

WW-6A (5-12) API NO. 47- 51 - 01669
OPERATOR WELL NO. MND 3 FHS
Well Pad Name: MND 3

Notice is hereby given:

Pursuant to West Virginia Code § 22-6A-10(b), notice is hereby given that the undersigned well operator has applied for a permit for well work or for a certificate of approval for the construction of an impoundment or pit.

This Notice Shall Include:

Pursuant to W. Va. Code § 22-6A-10(b), this notice shall include: (1) copies of the application; (2) the erosion and sediment control plan required by section seven of this article; and (3) the well plat.

Pursuant to W. Va. Code § 22-6A-10(f), this notice shall also include: (1) a statement of the time limits for filing written comments; (2) who may file written comments; (3)the name and address of the secretary for the purpose of filing the comments and obtaining additional information; and (4) a statement that the persons may request, at the time of submitting written comments, notice of the permit decision and a list of persons qualified to test water.

Additional information related to horizontal drilling may be obtained from the Secretary, at the WV Department of Environmental Protection headquarters, located at 601 57th Street, SE, Charleston, WV 25304 (304-926-0450) or by visiting www.dep.wv.gov/oil-and-gas/pages/default.aspx.

Water Well Testing:

Pursuant to West Virginia Code § 22-6A-10(d), notification shall be made, with respect to surface landowners identified in subsection (b) or water purveyors identified in subdivision (5), subsection (b) of this section, of the opportunity for testing their water well.

Water Testing Laboratories:

Pursuant to West Virginia Code § 22-6A-10(i), persons entitled to notice pursuant to subsection (b) of this section may contact the department to ascertain the names and locations of water testing laboratories in the subject area capable and qualified to test water supplies in accordance with standard accepted methods. In compiling that list of names the department shall consult with the state Bureau for Public Health and local health departments.

Well Location Restrictions

Pursuant to W. Va. Code § 22-6A-12, Wells may not be drilled within two hundred fifty feet measured horizontally from any existing water well or developed spring used for human or domestic animal consumption. The center of well pads may not be located within six hundred twenty-five feet of an occupied dwelling structure, or a building two thousand five hundred square feet or larger used to house or shelter dairy cattle or poultry husbandry. This limitation is applicable to those wells, developed springs, dwellings or agricultural buildings that existed on the date a notice to the surface owner of planned entry for surveying or staking as provided in section ten of this article or a notice of intent to drill a horizontal well as provided in subsection (b), section sixteen of this article was provided, whichever occurs first, and to any dwelling under construction prior to that date. This limitation may be waived by written consent of the surface owner transmitted to the department and recorded in the real property records maintained by the clerk of the county commission for the county in which such property is located. Furthermore, the well operator may be granted a variance by the secretary from these distance restrictions upon submission of a plan which identifies the sufficient measures, facilities or practices to be employed during well site construction, drilling and operations. The variance, if granted, shall include terms and conditions the department requires to ensure the safety and protection of affected persons and property. The terms and conditions may include insurance, bonding and indemnification, as well as technical requirements. (b) No well pad may be prepared or well drilled within one hundred feet measured horizontally from any perennial stream, natural or artificial lake, pond or reservoir, or a wetland, or within three hundred feet of a naturally reproducing trout stream. No wellpad may be located within one thousand feet of a surface or ground water intake of a public water supply. The distance from the public water supply as identified by the department shall be measured as follows: (1) For a surface water intake on a lake or reservoir, the distance shall be measured from the boundary of the lake or reservoir. (2) For a surface water intake on a flowing stream, the distance shall be measured from a semicircular radius extending upstream of the surface water intake. (3) For a groundwater source, the distance shall be measured from the wellhead or spring. The department may, in its discretion, waive these distance restrictions upon submission of a plan identifying sufficient measures, facilities or practices to be employed during well site construction, drilling and operations to protect the waters of the state. A waiver, if granted, shall impose any permit conditions as the secretary considers necessary. (c) Notwithstanding the foregoing provisions of this section, nothing contained in this section prevents an operator from conducting the activities permitted or authorized by a Clean Water Act Section 404 permit or other approval from the United States Army Corps of Engineers within any waters of the state or within the restricted areas referenced in this section. (d) The well location restrictions set forth in this section shall not apply to any well on a multiple well pad if at least one of the wells was permitted prior to the effective date of this article. (e) The secretary shall, by December 31, 2012, report to the Legislature on the noise, light, dust and volatile organic compounds generated by the drilling of horizontal wells as they relate to the well location restrictions regarding occupied dwelling structures pursuant to this section. Upon a finding, if any, by the secretary that the well location restrictions regarding occupied dwelling structures are inadequate or otherwise require alteration to address the items examined in the study required by this subsection the secretary shall have the authority to propose for promulgation legislative rules establishing guidelines and war to propose for promulgation legislative rules establishing guidelines and war to propose for promulgation legislative rules establishing guidelines and war to propose for promulgation legislative rules establishing guidelines and war to propose for promulgation legislative rules establishing guidelines and war to propose for promulgation legislative rules establishing guidelines and war to propose for promulgation legislative rules establishing guidelines and war to propose for promulgation legislative rules establishing guidelines and war to propose for promulgation legislative rules establishing guidelines and war to propose for promulgation legislative rules establishing guidelines and war to propose for promulgation legislative rules establishing guidelines and war to propose for promulgation legislative rules establishing guidelines and war to propose for promulgation legislative rules established to propose for promulgation legislative rules established to propose for promulgation rules established to promulgation rules established to promulgation rules established to propose for promulgation rules established to promulgati noise, light, dust and volatile organic compounds relating to drilling horizontal wells, including reasonable means of mitigating such

WW-6A (5-12)

factors, if necessary.

API NO. 47-51 - 01669
OPERATOR WELL NO. MND 3 FHS
Well Pad Name: MND 3

Written Comment:

Pursuant to West Virginia Code § 22-6A-11(a), all persons described in subsection (b), section ten of this article may file written comments with the secretary as to the location or construction of the applicant's proposed well work within thirty days after the application is filed with the secretary. All persons described in West Virginia Code § 22-6A-10(b) may file written comments as to the location or construction of the applicant's proposed well work to the Secretary at:

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

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

Time Limits and Methods for Filing Comments.

The law requires these materials to be served on or before the date the operator files its Application. You have **THIRTY (30) DAYS** after the filing date to file your comments. Comments must be filed in person or received in the mail by the Chief's office by the time stated above. You may call the Chief's office to be sure of the date. Check with your postmaster to ensure adequate delivery time or to arrange special expedited handling. If you have been contacted by the well operator and you have signed a "voluntary statement of no objection" to the planned work described in these materials, then the permit may be issued at any time.

Pursuant to West Virginia Code § 22-6A-11(c)(2), Any objections of the affected coal operators and coal seam owners and lessees shall be addressed through the processes and procedures that exist under sections fifteen, seventeen and forty, article six of this chapter, as applicable and as incorporated into this article by section five of this article. The written comments filed by the parties entitled to notice under subdivisions (1), (2), (4), (5) and (6), subsection (b), section ten of this article shall be considered by the secretary in the permit issuance process, but the parties are not entitled to participate in the processes and proceedings that exist under sections fifteen, seventeen or forty, article six of this chapter, as applicable and as incorporated into this article by section five of this article.

Comment Requirements

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

Disclaimer: All comments received will be placed on our web site http://www.dep.wv.gov/oil-and-gas/Horizontal-Permits/Pages/default.aspx and the applicant will automatically be forwarded an email notice that such comments have been submitted. The applicant will be expected to provide a response to comments submitted by any surface owner, water purveyor or natural gas storage operator noticed within the application.

Permit Denial or Condition

The Chief has the power to deny or condition a well work permit. Pursuant to West Virginia Code § 22-6A-8(d), the permit may not be issued or be conditioned, including conditions with respect to the location of the well and access roads prior to issuance if the director determines that:

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

Received

A permit may also be denied under West Virginia Code § 22-6A-7(k), the secretary shall deny the issuance of a permit if the secretary determines that the applicant has committed a substantial violation of a previously issued permit for a horizontal well, including the applicable erosion and sediment control plan associated with the previously issued permit, or a substantial violation of one or more of the rules promulgated under this article, and in each instance has failed to abate or seek review of the violation within the time prescribed by the secretary pursuant to the provisions of subdivisions (1) and (2), subsection (a) Environmental Protection

OPERATOR WELL NO. MND 3 FHS Well Pad Name: MND 3

Pursuant to West Virginia Code § 22-6A-10(g), any person entitled to submit written comments to the secretary pursuant to subsection (a), section eleven of this article, shall also be entitled to receive from the secretary a copy of the permit as issued or a copy of the order modifying or denying the permit if the person requests receipt of them as a part of the written comments submitted concerning the permit application. Such persons may request, at the time of submitting written comments, notice of the permit decision and a list of persons qualified to test water.

Notice is hereby given by:

Laura L. adkensoress: 333 Technology Drive Suite 116 Well Operator: Noble Energy, Inc.

724-820-3118 Telephone: Canonsburg, PA 15317 Email: ladkins@nobleenergyinc.com Facsimile: 724-820-3098

Oil and Gas Privacy Notice:

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

OFFICIAL SEAL COMMISSIONER FOR WEST VIRGINIA

Kevin [©] Gwiger 333 Vall Avenue ..√ 26378 Jane Les

My Commission Expires January 14, 2020

Subscribed and sworn before me this 3 nd day of Joh, 20 v.

Notary Public

My Commission Expires

Notary Seal

Office of Oll and Gas WV Dept. of Environmental Frotection

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STATE OF WEST VIRGINIA DEPARTMENT OF ENVIRONMENTAL PROTECTION, OFFICE OF OIL AND GAS **NOTICE OF PLANNED OPERATION**

Notice Time R Date of Notice	: 7-3-13 Date Perm	led no later than lit Application			application.
Delivery meth	od pursuant to West Virginia Co	de § 22-6A-16(c)		
	ED MAIL N RECEIPT REQUESTED	HAND DELIVE	RY		
return receipt re the planned op required to be published drilling of a ho damages to the	equested or hand delivery, give the peration. The notice required by the provided by subsection (b), section prizontal well; and (3) A proposed surface affected by oil and gas ope	surface owner whis subsection sten of this article surface use an rations to the experience.	whose land shall include le to a surfand d compens oftent the da	will be used for de: (1) A copy ace owner whos ation agreemen mages are comp	cation, an operator shall, by certified mail or the drilling of a horizontal well notice of of this code section; (2) The information e land will be used in conjunction with the t containing an offer of compensation for pensable under article six-b of this chapter, sted in the records of the sheriff at the time
(at the address Name: Consolida	by provided to the SURFACE OV listed in the records of the sheriff at aton Coal Company		Name:		
Address: 1000 (Consol Energy Drive		Address); 	
operation on th		oose of drilling	a horizonta	l well on the tra	well operator has developed a planned ct of land as follows: 517789.037
-	Marshali	U1	rm nad 8	Northing:	4411173.644
-	Franklin		blic Road A		County Road 2/1
	Powhatan Point	Ge	enerally use	ed farm name:	Consolidaton Coal Company
Watershed:	Short Creek-Ohio River HUC 10				
to be provided horizontal well surface affecte information rel	est Virginia Code § 22-6A-16(c), the by W. Va. Code § 22-6A-10(b) the proposed surface use and by oil and gas operations to the lated to horizontal drilling may be located at 601 57th Street, SE,	to a surface ow nd compensatio extent the dama obtained from	on agreeme ages are co the Secret	e land will be unt containing an ompensable und ary, at the WV	code section; (2) The information required used in conjunction with the drilling of a noffer of compensation for damages to the ler article six-b of this chapter. Additional Department of Environmental Protection or by visiting

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



51-01669

WEST VIRGINIA DEPARTMENT OF TRANSPORTATION

Division of Highways

1900 Kanawha Boulevard East • Building Five • Room 110 Charleston, West Virginia 25305-0430 • (304) 558-3505

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

July 31, 2013

James A. Martin, Chief Office of Oil and Gas Department of Environmental Protection 601 57th Street, SE Charleston, WV 25304

Subject: DOH Permit for the MND-3 Well Site, Marshall County

Dear Mr. Martin,

Earl Ray Tomblin

Governor

The West Virginia Division of Highways has requested a permit application for the subject site from Noble Energy, Inc. for access to the State Road for the well site located off of Marshall County Route 2/1 SLS.

The operator has signed an OIL AND GAS ROAD MAINTENANCE BONDING AGREEMENT and provided the required Bond. This operator is currently in compliance with the DOH OIL AND GAS POLICY dated January 3, 2012.

Very Truly Yours,

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

Day K. Clayton

Cc: James L. McCune Noble Energy, Inc. CH, CHH, OM, D-6

File

Office of Oil and Gas
WV Dept. of Environmental Protection

Received

OIL AND GAS ROAD STATEWIDE BONDING AGREEMENT



THIS AGREEMENT, executed in duplicate, made and entered into this _2_ day of _May__, 2012, by and between the WEST VIRGINIA DEPARTMENT OF TRANSPORTATION, DIVISION OF HIGHWAYS, hereinafter called "DEPARTMENT," and Noble Energy, Inc. a Delaware, company, hereinafter called "COMPANY."

WITNESSETH:

WHEREAS, Company has horizontal gas well drilling operations in certain areas of West Virginia; and

WHEREAS, the Department believes that the frequent and repetitive use of certain sections of highways in the State by Company, its contractors, agents, independent contractors or suppliers of drilling materials or drilling equipment, and employees contributes to increased wear and tear to public roads in the state road system in the State, including local roads ("State Owned Roads"); and,

WHEREAS, the Department and Company have entered into this Agreement to satisfy the requirements of the Department's policy entitled "Oil & Gas Road Policy" dated January 3, 2012, as issued by Paul A. Mattox, Jr., Secretary of Transportation / Commissioner of Highways, and any subsequent related policies, hereinafter called "Policy", a copy of which is made a part of this Bonding Agreement and is identified as Attachment 1.

NOW, THEREFORE, for and in consideration of the mutual agreements hereinafter set forth, the parties agree as follows:

- I. For purposes of this Bonding Agreement, "Project Transportation Usage" of the Company shall be understood to mean use of one or more State Owned Roads for the delivery and removal of drilling materials and drilling equipment at the site or location of one or more of Company's horizontal gas well pad locations. To the extent reasonably practical, prior to commencing use of a State Owned Road for Project Transportation Usage after January 1, 2011, the Company shall submit to the Department a section or sections of current official WVDOH County Highway maps identifying the exact location of the proposed project and the State Owned Roads that the Company will utilize for the Project Transportation Usage.
- II. Company and Department shall within 14 days of the Company's submittal, agree to a list of these sections of State Owned Roads, hereinafter called "Project Roads List", to be utilized for each of Company's projects, identified by route number and milepost; at a time to be mutually agreed to by the parties prior to initial commencement of Project Transportation Usage of a particular State Owned Road on a Project Roads List, the Company and Department will jointly review the condition of the roads and bridges on the Project Roads List. The Department will document the road type and surface condition and general right-of-way width of each section of road on the Project Road List. Either party may supplement this documentation with photographs, video or other evidence of the present condition of the road surface, shoulders, ditches, culverts, bridges or other structures or appurtenances of roads on the Project Road List, as well as approaches to the roads, utility facilities located within or along the right-of-way, or any other condition, including third-party activities, that may affect the duties and responsibilities of the parties under this Agreement. A copy of any such documentation must be made and provided to the other party within ten business days after the joint review of the roads on the Project Roads List.

III. Department shall issue a Project Agreement or Project Permit, as appropriate, to Environmental Protection Company to use State Owned Roads and may include any minor or major improvements required of Company prior to, during or after Project with the assignment of responsibilities of both parties prior to, during and after the operator has completed well fracturing.

Ordice of Oil and Gas

- In the Project Agreement/Project Permit, the Department shall not require the use IV. of State Owned Roads other than the roads proposed by Company unless the Department has safety concerns as to the Company's proposed roads. A failure to agree on roads that may otherwise be lawfully used for a particular Project Transportation Usage shall result in the designation of the State Owned Roads proposed by Company, with milepost determinations as designated by Department. This Agreement shall only cover portions of State Owned Roads designated on the Project Roads List.
- For the duration of Company's Project Transportation Usage of the Stated Owned Roads on the Project Roads List, whether by the Company, its contractors (while working on behalf of Company), agents, independent contractors or suppliers of drilling materials or drilling equipment, or employees, the Company agrees to pay for all reasonable maintenance and repair costs incurred by the Department to repair areas of the State Owned Roads included in the Project Roads List that were directly damaged by Company's Project Transportation Usage, as determined to be reasonably necessary and appropriate by the Department. The Department shall keep a record of all labor performed by Department employees and contractors for such maintenance and repairs and shall send an invoice for the same to Company.
- Company shall be responsible for the cost of all maintenance and repairs VI. reasonably necessary to put the existing roadways, bridges and appurtenances on the Project Roads List utilized for the Project Transportation Usage in the condition that existed immediately prior to the Project Transportation Usage. Company shall not be required to pay for maintenance or repairs to put any areas of such roadways, bridges and appurtenances on the Project Roads List in a condition better than the condition that existed immediately prior to the Project Transportation Usage. Company shall also not be required to pay for maintenance or repairs to any areas of these roadways, bridges or appurtenances on the Project Roads List that are not actually utilized for the Project Transportation Usage or for damage not caused by Project Transportation Usage.
- Company shall notify the Department in writing of Company's final completion VII. of Project Transportation Usage for particular roadways, bridges and appurtenances on the Project Roads List. Within fourteen days after its receipt of written notification of the completion of the Project Transportation Usage for all roads on a Project Roads List, the Department will review the condition of the roadways, bridges and appurtenances on the Project Roads List actually utilized for the Project Transportation Usage and advise Company of any final repairs reasonably necessary to leave these roads, bridges and appurtenances in a condition reasonably deemed by Department to be equal to their condition prior to commencement of Project Transportation Usage; and, upon completion of all such final repairs by or on behalf of Company and acceptance by Department, the Company shall be released from all further liability for maintenance or repairs to roads, bridges, or appurtenances on said Project Roads List. Any maintenance or repair work under the Project Agreement/Project Permit for roads, bridges or appurtenances on the Project Roads List may be performed by a contractor directly chosen by the Company as approved by the Department, the Department's workforce, or a private contractor hired by the Department through the public bid process in accordance with state law, all of which work shall be subject to the standards and specifications of the Department.
- In order to ensure performance of Company's performance and payment obligations under this Bonding Agreement, the Company shall post a corporate surety bond, hereinafter called "Master Bond", with the Department named as the beneficiary, which form of bond shall be subject to the consent of the Department, not to be unreasonably withheld. The of bond shall be subject to the consent of the Department, not to be unreasonably within a amount and form of the bond shall be in accordance with the Policy as set forth above However, the amount of the Master Bond does not limit the amount of claims that may be made by the Department against the Company under this Bonding Agreement. The Company shall provide the Master Bond to the Department within one (1) month after the execution of this Bonding Agreement. The Master Bond shall secure the good faith performance of all payment obligations of Company under the terms of this Bonding Agreement respecting the roads, bridges and appurtenances on the Project Roads List for each Project Transportation Usage undertaken by the Company, and shall remain in effect until termination of this Agreement. Company shall Giffice of Oil and Gas not be obligated to provide any other bonds, sureties, or other guarantees of performance to the Department for Company's use of State Owned Roads, except as required in this Agreement.

Office of Oil and Gas

- IX. Company shall maintain Commercial General Liability Insurance in the amount of two million dollars, with a minimum coverage of one million dollars per occurrence, for personal injury or death to persons, or for property damage, resulting from Company's Project Transportation Usage and shall present evidence of such insurance to Department upon request.
- X. Company's usage of State Owned Roads under the Project Agreement/Project Permit shall comply with all applicable Federal, State and local laws and regulations including, but not limited to, to the extent applicable, the National Environmental Policy Act, Section 404 of the Clean Water Act, Section 106 of the National Historic Preservation Act, Rare, Threatened and Endangered Species Act, Section 401 Water Quality Certification, and hazardous waste requirements. Further, upon reasonable written request of Department, Company shall furnish Department with acceptable documentation of such compliance which is in the possession of the Company.
- XI. Company shall defend, indemnify and hold Department harmless from and against any and all losses, damage, and liability, and from all claims for damages on account of or by reason of bodily injury, including death, which may be sustained, or claimed to be sustained, by any person or persons, including employees of Department, and from and against any and all claims, losses or liabilities for damages to property, arising out of the negligent or willful acts or omissions of Company, its agents, independent contractors and suppliers of drilling materials or drilling equipment, employees and contractors, in the performance of all Project Transportation Usage activities undertaken pursuant to this Agreement (collectively, "claims"). The Company shall not be responsible to indemnify, defend or hold harmless Department for any claims caused by the negligent or willful acts or omissions of the Department or its agents, employees and contractors or third parties not performing work at the direction of Company or delivering drilling equipment or drilling materials, including water, for use by or for company.
- XII. If a provision of this Agreement is or becomes illegal, invalid or unenforceable in any jurisdiction, that shall not affect the validity or enforceability of any other provision of this Agreement; or the validity or enforceability in other jurisdictions of that or any other provision of this Agreement.
- XIII. Department shall give Company a minimum of thirty days written notice of default under the terms of this Bonding Agreement and the opportunity to cure this default during such thirty-day period. If a default is not cured to the satisfaction of Department, or provision acceptable to Department is not made for a cure, Department may then elect to terminate this Bonding Agreement in whole or in part, and may in addition exercise its rights under the Master Bond or seek any other lawful relief available. Company may terminate this Bonding Agreement upon thirty days written notice to Department for any reason. In the event Company terminates this Agreement for any reason, it shall be liable for the repair and maintenance costs set forth above for prior Project Transportation Usage.
- XIV. Nothing herein shall be construed to mean that Company shall have any jurisdiction or control over any public roads in the state road system.
- XV. Company, its contractors, agents, employees and suppliers shall at all times be subject to applicable provisions of state and federal law, including without limitation laws requiring operation of vehicles in accordance with legal size and weight restrictions and posted weight limits. Oversize/overweight permits for vehicle or loads not otherwise conforming with law must be obtained in accordance with law; Department agrees to work in good faith with Company to review and grant (where authorized by law) such permits in a timely manner upon request by Company.
- XVI. This Bonding Agreement shall be construed and enforced in accordance with the laws of the State of West Virginia, as they may be amended.
- **XVII.** This Bonding Agreement shall be binding upon the successors and assigns of each party hereto.

be executed by their duly authorized officers effective as of the date first above written.

WEST VIRGINIA DEPARTMENT OF TRANSPORTATION, DIVISION OF HIGHWAYS

Witness

By: State Highway Engineer

Witness

Robert Ovitz

Title: Senior Operations Manager

(To be executed in duplicate)

RECEIVED

MAINTENAGE DIVISION

APPROVED AS TO FORM THIS

ATTORNEY LEGAL DIVISION WEST VIRGINIA DIVISION OF HIGHWAYS

FOR WANTED

Office of Oil and Gas WV Dept. of Environmental Protection

Chemical List Including CAS#'s

Type: Friction Reducer (DWP-612)

Chemical Component as listed on MSDS: Long Chain Polyacrylamide

CAS: N/A

Type: Biocide (DWP-944)

 $1^{\rm st}$ Chemical Component as listed on MSDS: 2,2-Dibromo-3-nitrilopropionamide

CAS: 10222-01-2

2nd Chemical Component as listed on MSDS: Polyethylene Glycol Mixture

CAS: 25322-68-3

Type: Scale Inhibitor (DAP-901)

1st Chemical Component as listed on MSDS: Methanol

CA5: 67-56-1

2nd Chemical Component as fisted on MSDS: Phosphoric Acid Ammonium Salt

CAS: Trade Secret

3rd Chemical Component as listed on MSDS: Ammonium Chloride

CAS: 12125-02-9

4th Chemical Component as listed on MSDS: Organic Phosphonate

CAS: Trade Secret

5th Chemical Component as listed on MSDS: Amine Salt

CAS: Trade Secret

6th Chemical Component as listed on MSDS: Oxyalkylated Polyamine

CAS: Trade Secret

Type: Surfactant (DWP-938)

Chemical Component as listed on MSDS: Soap

CAS: N/A

Type: Hydrochloric Acid

Chemical Component as listed on MSDS: Hydrochloric Acid

CAS: 7647-01-0

Type: PA Breaker (DWP-690)

Chemical Component as listed on MSDS: Hydrogen Peroxide

CAS: Trade Secret

Type: Gel Slurry (DWP-111)

Chemical Component as listed on MSDS: Viscosifier

CAS: N/A

Type: Oxidizer Breaker (DWP-901)

Chemical Component as listed on MSDS: Ammonium Persulfate

CAS: 7727-54-0

Type: Buffer (DWP-204)

Chemical Component as listed on MSDS: Formic Acid

CAS: 64-18-6

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Office of Oil and Gas
WV Dept. of Environmental Protection

Received

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THE TOPOGRAPHIC SURVEY UTILIZED FOR THIS BASE MAPPHO WAS PERFORMED BY RETTEN ASSOCIATES, NO N MAY 2013.

GENERAL NOTES

THE HORZONIAL DATUM IS WEST VRIGHTA STATE PLANE, HORTH AMERICAN DATUM 1983 (HAD BS), HORTH ZONE. PROPERTY BOUNDARES, LANDOWNER INFORMATION AND ROAD NETWORKS SHOWN ON THIS PLAN ARE BASED ON AVAILABLE COUNTY OF PARCEL DATA.

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CANTRACTOR TO PROTECT ALL WETLANDS, NO METLAND SUPACTS ARE PROPOSED IN THIS WETLANDS PRESENCE/ABSENCE SURVEY WAS PERFORMED BY RETTEM ASSOCIATES IN MAY 0.3.

OIT & FILL SUMMAY CACOLATIONS PRESENTED ON THIS PLAN ARE FOR PERMITTHEN INFORMATIONAL PROPOSES ONEY. IT SHALL BE THE CONTRACTIONS RESPONSIBILITY TO THE DISTRIBUTION OF CALLIFORNIA FACILIZATION PROCESSIONS. TO SERVICE AND OWNERS ATTENTION PRICE TO BE DECORATE TO THE DISTRIBUTION AND OWNERS ATTENTION PRICE TO UNCLUSIVE TO WORKER AND OWNERS ATTENTION PRICE TO UNCLUSIVE THE OWNERS AND OWNERS ATTENTION PRICE TO

ENSTING STRUCTURES, TREE LINES AND ROADWAYS HAVE BEEN LOCATED PER AVAILABLE ONLINE AERIAL PHOTOGRAPHY.

EROSION & SEDIMENT CONTROL PLAN

FRANKLIN DISTRICT, MARSHALL COUNTY, WV MND 3 WELL PAD







YOU DIG! LEAST 44 MOUNTS, MAT WATE THAN 10 MOUSTON DATE (DICTUDENCE TOWNESS, AM MOUDANTS), PRIOR TO TO STAFFING ANY LEATH CONTINUENCE THATES, ALL CONTINUENCE WOULD BE THESE ACTIVITIES SALL CONTINUENCE AND LIBERTY AND AND SETTING THAT SALL CONTINUENCE AND SALL CONTINUENCE AND SETTING THAT SALL CONTINUENCE AND SETTING THAT SALL CONTINUENCE AND Dial 811 or 800.245.4848

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DISTURBANCE SUMMARY
TOTAL LIMITS OF DESTINATIONS
- 115.5 ACRES
FAD DESTURBANCE - 21 ACRES
FAD DESTURBANCE - 21 ACRES



	MANAGER: MICHAEL R. OGDE					
16	DESIGN BY: ASN	ASL B				
	DRAWN BY: ASN	OHKD B				
	SURV. CHIEF	PELDROOD DATA COLL				
7						

GDEN	FOR RETTEN ASS
KD 8Y: SL	OF MOSTER
KD BY:	18906
DROOK NO.	PIAST
	Jan Comment

COVER SHEET MND 3 WELL PAD

NOTES:
1. THE ASSAURD TOP MORE APPRIES OF THE SENTED ON THE PLAN HAT FOR INTOMATIONAL PRIMOSES DAY.
2. THE CITY IS PLAN DIMBERS OF RESPONDED TO A VERY DESTINA CRACES AND WERT LABINATIONAL VALUES.
ALTHOUGH AND PROCESSES AND RESIDES AND TO BE DECIDED TO THE DESCRIPTS AND OWNERS ATTENDED.

PRIOR TO COMMISCISSION OF WERK.

12,100 C.Y. 12,100 C.Y. 194 C.Y. 210 C.Y. 11,581 C.Y.

1014 SIE 10592 CX 1,803 CX 1,803 CX 1,803 CX 1,803 CX

IRECTIONS TO THE SITE

IO WORK SHALL BE DONE OUTSIDE THE UNITS OF DISTURBANCE OR IN PROTECTED AREAS

NTRACTIR SUALL STOP MORE MARCHATRY AND CONTACT HOBE DEEGY AND STORMER RESPONSELE AMPROPERS SHOULD MAY HISTORICAL ARTEACTS (I.E. BONES, TITENY, ETC.) BE ENCOUNTERED DURING CONSTRUCTION.

ALL CLEARED THEE GRANDINGS SHALL BE PLACED ON UPHILL SDE OF COMPOST FILTER SOCKS ON OT STOCKPILED ON-STE.

EED AND MILLOH ALL DISTURBED AREAS PER DETAILS IN THIS PLAN.

REPOSED ROCK CONSTRUCTION EXTRANCE TO BE BUILT SUCH THAT RUNGIT FROM PROPOSED CESS WILL NOT SHEET ALOW ON TO PUBLIC ROAD.

NITRACTOR MAY WIDDI ACCESS ROAD DUE TO STEEP SLOPES IF DEEMED NECESSARY AND IN APPROVAL BY THE OWNER AND ENCHEER. With Cides shall address and the project site prior to the start of asstruction.

TRACTOR TO RELOCATE UTILITIES AS REQUIRED.

RECEASED AND STRUCTURES AND MEL BE RESPONSIBLE FOR THE PROTECTION OF THESE TILTES AND STRUCTURES AT ALL THES. FORMATION.

ADRET, DE RECORDER STATE HE REPUBLICAND HANGESTEEN AND COMPLETE A LEGISLACION SECURITARIA DE L'ESTATE TRACTOR SHALL BE RESPONSIBLE FOR THE REPLACEMENT OF DAMAGED OR DESTROYED DISCARE AND LAWNS.

NE WILL BE ON ROOM.

NE WILL BE ON ROOM.

DWG. NO. 093842008 SHEET NO. 1 OF 18

6/24/13