

API# 059-01823

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

AFFIDAVIT OF PLUGGING AND FILLING WELL

AFFIDAVIT SHOULD BE IN TRIPPLICATE, one copy mailed to the Department, one copy to be retained by the Well Operator and the third copy (and extra copies if required) should be mailed to each coal operator at their respective addresses.

Farm name: Carbon Fuels Operator Well No.: # 5

LOCATION: Elevation: 1085.4' Quadrangle: WHARNCLIFFE
 District: STAFFORD County: MINO
 Latitude: 9770' Feet South of 37 Deg. 35 Min. 00 Sec.
 Longitude: 3100' Feet West of 81 Deg. 57 Min. 30 Sec.

Well Type: OIL GAS X

Company: NYTIS EXPL. CO., LLC.
260 Broadway St.
Charlestown, Pa 15129

Coal Operator KWV Operations, LLC.
 or Owner P.O. Box 209B
Williamson, WV 25661

Agent: CT CORPORATION

Coal Operator
 or Owner

Permit Issued Date: 2/23/2007

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JUN 27 2008

STATE OF WEST VIRGINIA,
 County of MINO ss:

AFFIDAVIT

WV Department of
 Environmental Protection

X Jackie L. Short Jr. and Robert Ross being first duly sworn according to law depose and say that they are experienced in the work of plugging and filling oil and gas wells and were employed by the above named well operator, and participated in the work of plugging and filling the above well say that said work was commenced on the 20th day of JUNE, 2008 and the well was plugged and filled in the following manner:

| TYPE | FROM | TO | PIPE REMOVED | LEFT |
|---------------------------|-----------|------------|--------------|---------------------|
| <u>20"</u> | <u>0'</u> | <u>26'</u> | | |
| <u>13 7/8"</u> | <u>0'</u> | <u>42'</u> | | <u>LEFT IN HOLE</u> |
| | | | | <u>LEFT IN HOLE</u> |
| <u>150 Sacks, Class A</u> | <u>0'</u> | <u>52'</u> | | |
| <u>with 6%-2% CaCl</u> | | | | |
| | | | | |
| | | | | |

Description of monument: 7" x 8" = 4' BELOW SURFACE + 4' ABOVE SURFACE and that the work of plugging and filling said well was completed on the 20th day of JUNE, 2008.

And further deponents saith not.

Sworn and subscribe before me this 24th day of June, 2008
 My commission expires: July 8, 2008
Madan J. Ray
 Notary Public

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APR 08 2014

Affidavit reviewed by the Office of Oil and Gas: [Signature] 4-9-14
 Title: Inspector OOG

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 Environmental Protection