



### 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 18, 2011

### FINAL INSPECTION REPORT

### **New Well Permit Cancelled**

TRIANA ENERGY, LLC,

The FINAL INSPECTION REPORT for the CANCELLED permit, API Well Number: 47-6700936, issued to TRIANA ENERGY, LLC, and listed below has been received in this office. The permit has been cancelled as of 11/4/2011.

James Martin Chief

Operator: TRIANA ENERGY, LLC

Operator's Well No: TRIANA NEW GAULEY 16D

Farm Name: PLUM CREEK TIMBERLAND LP

**API Well Number: 47-6700936** 

Date Issued: 11/03/2009

Date Cancelled: 11/04/2011

Promoting a healthy environment.

IR - 26 (REV 08) Same 3-926

### INSPECTORS PERMIT SUMMARY FORM

GPS YES [ ] NO [ ]

DA	TE STARTED/LOCATION: 16-15-2007	OPERATOR:	TRIANA ENERGY, LL	С
	ILLING COMMENCED:	FARM:	PLUM CREEK TIMBE	RLAND LP
то	DATE: DEPTHS:	Well No:	TRIANA NEW GAULE	EY 16D
WA	ATER DEPTHS:	COAL DEPTHS		
	JESTIONS FOR THIS REPORT ARE IN ACCORDANC 2.1 AND 35CSR 4-16 AND THE GENERAL WATER I			ONS 35CSR
PC	DINTS ARE TO BE GIVEN UP TO MAXIMUM AS S	SHOWN BASED O	N PERFORMANCE.	
1.	DID OPERATOR GIVE PROPER NOTICE TO INSPE	ECTOR BEFORE T	HE FOLLOWING:	
		NO[] (2_PTS)		(4_PTS)
	B. DRILLING YES [ /	NO[] (2_PTS)	1	
2.	WAS THE TIMBER CUT, STACKED, AND BRUSH BEFORE DIRT WORK STARTED? YES	USED FOR SEDIM NO [ ] (2_PT	ENT BARRIERS S)	(4_PTS)
3.	ARE ALL LOCATION AND/OR ROAD BANKS BEI	NG SLOPED? YES	NO[] (4_PTS)	(4_PTS)
4.	CONSTRUCTIONS: WERE THE FOLLOWING SEDIMENT CONTROL S A. ROAD DITCHES (1)_(2)_(3)_(4)_(PTS) C. CULVERTS (1)_(2)_(3)_(4)_(5)_(PTS) E. DIVERSION DITCHES (1)_(2)_(3)_(PTS) G. TEMPORARY SEEDING YES[_] NO[_] (10)	B. CROSS DRA 5) D. CREEK CRO F. BARRIERS	AINS (1)_(2)_(3)_(4 DSSINGS (1)_(2)_(3)_(1	4)_(5)_(PTS) PTS)
	/ PO	DINTS AVAILABL	E FOR QUESTION 4:	(33_PTS)
5.	HAS TOP SOIL (IF ANY) BEEN STOCKED PILED?	YES[ ] 1	NO [ ] (2_PTS)	(2_PTS)
6.	IS THE PIT PROPERLY INSTALLED AND MAINTA	AINED?YES[] 1	NO [ ] (9_PTS)	(9_PTS)
7.	E. TANK DIKES (1)_(2)_(3)_(PTS) G. ADEQUATE SEEDING MATERIALS (1)_(2)_ H. WAS SEED BED ADEQUATE (1)_(2)_	D. PIPELINES F. API INSTALL (3)_(PTS) (3)_(PTS)	(1)_(2)_(3)_(PT	S) ] (3_PTS)
8.	WAS RECLAMATION COMPLETED WITHIN: 6 MTHS OF TD 6_PTS ONLY; 4 MTHS OF TD 12_			ΣY;
T	RECEIVED TOTAL MAXIMUM POSSIBLE OFF OFF OFF & C	Gas	E FOR QUESTION 8: ECLAMATION SCORE	(19_PTS)
	DATE RELEASED WV Departmen Environmental Pro RECORD INSPECTIONS	tection To THIS WELL O	SPECTOR'S SIGNATURE ON PAGE 2	
	Never Buit	Caro	· C (	



### 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 Joe Manchin III, Governor Randy C. Huffman, Cabinet Secretary www.wvdep.org

November 03, 2009

### WELL WORK PERMIT

#### New Well

This permit, API Well Number: 47-6700936, issued to TRIANA ENERGY, LLC, 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 of completion of drilling, 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 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: TRIANA NEW GAULEY 16D

Farm Name: PLUM CREEK TIMBERLAND LP

**API Well Number: 47-6700936** 

Permit Type: New Well Date Issued: 11/03/2009

Promoting a healthy environment.

67-00936

Form: WW - 2B

### **STATE OF WEST VIRGINIA** DEPARTMENT OF ENVIRONMENTAL PROTECTION, OFFICE OF OIL AND GAS WELL WORK PERMIT APPLICATION

1) Well Operator TRIANA ENERGY, LLC Nich	olas Kentucky Craigsville
77 77011 0 5014401 17411 1471 1 21121 1 0 1 7 1 2 2 2	
Operator ID Count	y District Quad
2) Operator's Well Number: TRIANA NEW GAULEY #16D 3)	Elevation: 2,387' GL
4) Well Type: (a) Oil ☐ or Gas ☒ (b) If Gas: Production ☒ / Underground Storage ☐ Deep ☐ / Shallow ☒	
5) Proposed Target Formation(s): Devonian Sands & Shales	
6) Proposed Total Depth: 7,275 feet KB	
7) Approximate fresh water strata depths: 463'	** ;
8) Approximate salt water depths: 2,305'	
9) Approximate coal seam depths: 460,486,657,705	
10) Does land contain coal seams tributary to active mine? YES	
11) Describe proposed well work Drill, e-log and complete (hydra well	aulically fracture) a vertical gas

CASING AND TUBING PROGRAM 12)

1 <i>4</i>	<u>.'</u>		<u> </u>	110011	<u> </u>	71110 10	<u>101110</u>	<u> </u>			121
TYPE	ITERVALS CI	VAL	<b>INTER</b>	TAGE	FC			ATIONS	PECIFIC PECIFIC	PE S	
	eft in Well Fill-up	Wel	Left in	Drilling	Fo	ght per ft	Weig	<u>Grade</u>	<u>Size</u>		
Conductor	30' G	)'	30	30'		37.0		LS	13-3/8"	nductor	
Fresh Water	1,105'	 عد،	1 10	105'		32.30		LS	9-5/8"	h Water	Fre
Coa	1,105	),)	1,10	103		32.30		LS	9-5/6	Coal	
Intermediate	3,105' @	)5'	3,10	105'		23.0		LS	7"	mediate	Int
Production	7,265' *300 sha com obj	65'	7,26	265'		10.5		M-65	4-1/2"	oduction	F
Tubing	et 50 ft. above botto oduction and ligas			Will be		4.6		J-55	2-3/8	Tubing	, <del>-</del>
	Hice of Oll a 2009	ice of	P	X_						Liner	
	ob			Will be		4.6				Liner	

\* Will be determined after logging well.

Packers: Kind N/A
002386 Sizes: N/A
650 Depths Set:: N/A Packers:

10-14.2009

WW-2A	<b>Notice</b>	&	<b>Application</b>
Revised	8/02		

1) Date:

October 12, 2009

2) Operator's Well Number

**TRIANA NEW GAULEY #16D** 

3) API Well No.: 47 -

067 County 00936

## STATE OF WEST VIRGINIA - BUREAU OF ENVIRONMENT DEPARTMENT OF ENVIRONMENTAL PROTECTION, OFFICE OF OIL AND GAS NOTICE AND APPLICATION FOR A WELL WORK PERMIT

	TO THOSE 7 ALL STORY	<del>////                                 </del>	VELLE VIOLATION I
4) Surface Ow	nor(a) to be conved:	(a) Coal Oper	otor
,		(a) Coal Opera	<del></del>
(a) Name	Plum Creek Timberlands	ivame	White Buck Coal Company
Address	P.O. Box 1109	Address	P.O. Box 180
	Lewisburg, WV 24901-4109		Leivasy, WV 26676
41.5.64	10 10 10	<b>"</b> \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \	( ) W <b>5</b> 1 W
` '	*See Attached Sheet for	•	er(s) with Declaration
Address	Ownership of Surface Tracts	Name	WPP, LLC (NRP, LP)
	Affected by Access Road	Address	
			Huntington, WV 25705
(c) Name		Name	/
Address		Address	
6) Inspector	Dave Gilbert	(c) Coal Less	ee with Declaration
Address	1727 Horsefork Road	Name	Green Valley Coal Company
	Wallback, WV 25285		P.O. Box 190
	,	Address	Leivasy, WV 26676
Telephone	304-389-3705		•
	TO THE PERSONS NAM	ED ABOVE TA	AKE NOTICE THAT:
☐ Included is the			ts by which I hold the right to extract oil and gas
OR	•		
	information required by Chapter 22,	Article 6, Section 8	8(d) of the Code of West Virginia (see page 2)
l cortific th	at an required under Chapter 22 6	of the Most Mirain	is Code I have control conice of this nation and
	tion plat, and accompanying docume		ia Code I have served copies of this notice and
Certified Mail (	Postmarked postal receipt attached)		WED GAS \
☐ Publication (No	ice (Affidavit attached) Postmarked postal receipt attached) otice of Publication attached)  d and understand Chapter 22-6 and application. Inder penalty of law that I have persorm and all attachments, and that bas mation, I believe that the information		ECEON & Com
		of oot 1 10%	tice of 1. 1. 1009
I have rea	d and understand Chapter 22-6 and	35 CSR 4, andΨ	agree to the terms and conditions of any permit
issued under this a	application. oder penalty of law that I have perso	nally evamined a	nd amore alliance the information submitted on
this application for	m and all attachments, and that bas	sed on my inquiry	nd am familian with the information submitted on of those carbon aviduals immediately responsible for
obtaining the infor	mation, I believe that the information	is true, accurate a	Action plete.
Ĭ am awar	e that there are significant penalties	for submitting false	e information, including the possibility of fine and
imprisonment.			
	Well Operator	TRIANA ENERG	
STATE	OF WEST VIRGINIA By: OTARY PUBLIC Its:	Ray Prudnick, J Vice President,	
An An	gela R. Lanning hagement Services, LLC Address		eet, East, Suite 400
	P.O. Box 6870		st Virginia 25301
My Commis	rieston, WV 25362 sion Expires March 20, 2018 Telephone	(304) 380-0113	
		Malal.	7600
Subscribed and sv	vorn before me this day of	UUJOBE	Notary Bublic
My Commission E	volres	larch 20, 20	Notary Public
iviy Commission	Δ <b>μ</b> ιιου <b>1</b> /	<u>larun 20, 20</u>	018

### Triana Energy, LLC

Well: Triana New Gauley #16D

Surface Tracts and Ownership affected by Well Access Road:

Tax Map 15, Parcel 11.1 Judy Hammons 36885 Cherry Hill Westland, MI 48186

Tax Map 15, Parcel 12.1 Charles & Elouise Counts 141 Nice Lane Nettie, WV 26681

Tax Map 15, Parcel 11.2
James & Charlene Scarlett
3342 Bailes Road
Nettie, WV 26681

Tax Map 15, Parcel 11 Larry & Helen Scarlett 199 A Middletown Richwood, WV 26261



# TW KINTER DrillingCo Po Box 155 WILN Ky 41601-0155

### MEMORANDUM OF OIL AND GAS LEASE

This Memorandum of Oil and Gas Lease made and entered into this <u>IST</u> day of <u>MAY</u>, 2009, by and between NEW GAULEY COAL CORPORATION (a West Virginia corporation), Post Office Box 2827, Huntington, WV 25727, herein called "Lessor", and J. W. KINZER, Post Office Box 155, Allen, KY 41601, herein called "Lessee".

#### WITNESSETH

WHEREAS, Lessor and Lessee have entered into an Oil and Gas Lease dated May 1, 2000, and wish to give notice to all parties of same.

NOW THEREFORE, be it known that under and by virtue of the terms, obligations and conditions of said Lease, Lessor, for good and valuable consideration, has granted, demised, leased and let unto Lessee, for oil and gas purposes only, certain properties, or interest in same, situate in Greenbrier and Nicholas Counties, West Virginia, and being more particularly shown on the map titled, "Exhibit A Map to Accompany Oil and Gas Lease between New Gauley Coal Corporation, Lessor and J. W. Kinzer, Lessee", which is attached hereto and made a part hereof.

Said oil and gas lease is for a primary term of one (1) year with the option of extending same for an additional period of time, but not beyond twelve (12) years, provided Lessee is in compliance with all terms, obligations, and conditions of same.

The leased premises has been leased to Lessee upon certain terms, obligations and conditions more fully set forth in said oil and gas lease and which certain terms, obligations and conditions are hereby incorporated by reference as if completely set forth herein.

In witness whereof, this Memorandum of Oil and Gas I we have duly executed by Lessor and Lessee as of the day and year first above written.

Office of Oil 8 2009

LESSOR.

LESSEE:

NEW CAULEY CORPORATION,

a West Wirginia Corporation

By: Vus

J. W. KINZER

Ву

Operator's Well Number TRIANA NEW GAULEY #16D

### INFORMATION SUPPLIED UNDER WEST VIRGINIA CODE Chapter 22, Article 6, Section 8(d) IN LIEU OF FILING LEASE(S) AND OTHER CONTINUING CONTRACT(S)

Under the oath required to make the verification on page 1 of this Notice and Application, I depose and say that I am the person who signed the Notice and Application for the Applicant, and that –

- (1) the tract of land is the same tract described in this Application, partly or wholly depicted in the accompanying plat, and described in the Construction and Reclamation Plan;
- (2) the parties and recordation data (if recorded) for lease(s) or other continuing contract(s) by which the Applicant claims the right to extract, produce or market the oil or gas are as follows:

Grantor, lessor, etc.	Grantee, lessee, etc.	Royalty	Book/Page
New Gauley Coal Corporation	J.W. Kinzer	1/8	Unrecorded

Office of Oil & 2009
OCT 1 b 2009
OCT 1 b 2009
Environmental Protection

Well Operator:

TRIANA ENERGY, LLC

By:

Its:

Vice President of Operations

Well No. Triana New Gauley #16D

### West Virginia Department of Environmental Protection Office of Oil and Gas

### NOTICE TO SURFACE OWNERS

The well operator named below is preparing to file for a permit from the state to drill a new well. Before a well work permit can be filed with the Chief of the Office of Oil and Gas, the well operator is required to have given notice of the right to request water well or spring analytical testing. This notice shall be given to the owners or occupants of land which have a water well or spring being utilized for human consumption, domestic animals, or other general use and which is located within 1000 feet of the proposed well site.

With this form, the operator is giving you notice of your right to request analytical testing. The operator is required to sample and analyze the water wells or springs of all owners or occupants who request it. Therefore, if you wish to have your water well or spring tested, contact the operator named below.

All sampling shall be completed prior to drilling. Within thirty (30) days of the receipt of such sample analyses the operator shall submit the results to the Chief of the Office of Oil and Gas and to the owners or occupants who may have requested them.

If no water well or spring is located within 1000 feet, the Chief may require the operator to sample and analyze water from a water well or spring within 2000 feet of the proposed well site.

Be advised, you have the right to sample and analyze any water supply at your own expense.

The laboratory used by the operator to analyze the samples will be approved by the Chief. The operator named below has decided to use the following laboratory to analyze the water samples:

Χ	Contractor Name		REIC Labs		$\wedge$	
	Well operator's pri	ivate laboratory			ED Cas	
	Well Operator	Triana Energy, L		XCX.0	Page 811	
	Address	900 Virginia Stre	et, East – Suite	400ce	1 b L and of chief	
		Charleston, WV	25301	10,40	Plotes	
	Telephone	304-380-0100		7	A Des Billia	
				1 4	Olli.	

FOR OPERATOR'S USE ONLY: Below, or on an attached page, list the persons which were given this notice. Place an asterisk beside the one(s) that contacted you and requested sampling and analyses. If there were no requests made, indicate by underling which one you have selected to sample and analyze. If there are no water wells or springs within 1000 feet of the proposed site please indicate such.

<sup>\*</sup>none within 1,000'\*

API Number 47 - Page of of of of of operator's Well No. Triana New Gauley #16D

## STATE OF WEST VIRGINIA DIVISION OF ENVIRONMENTAL PROTECTION, OFFICE OF OIL AND GAS CONSTRUCTION AND RECLAMATION PLAN AND SITE REGISTRATION APPLICATION FORM GENERAL PERMIT FOR OIL AND GAS PIT WASTE DISCHARGE

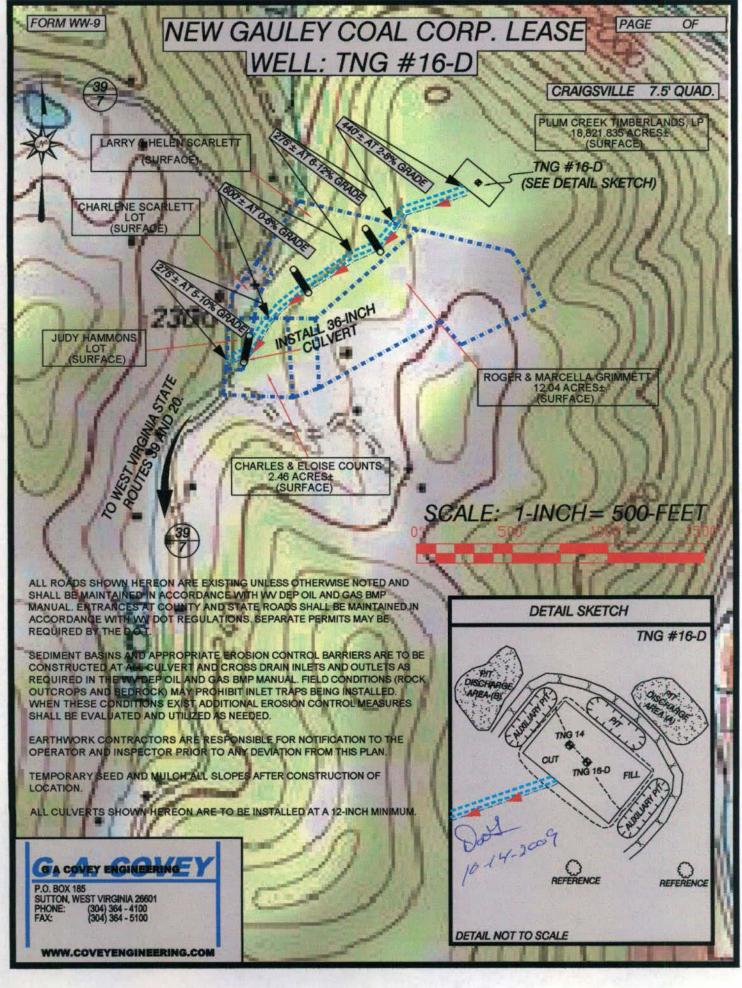
Operator Na	neTriana Ener	gy, LLC		OP Code		
Watershed	Panther Cree	k of Gauley River	Quadran	gleCraigs	ville	<del></del>
Elevation _	2,387'	County	Nicholas	District	Kentucky	
Description of	of anticipated Pit Wa	ste:Drill Water	, Frac Blow Back, &	Various Formation	Cuttings	
Will a synthe	etic liner be used in t	ne pit? _YYes, if in	npervious material is n	ot available on site_	<del>,</del>	
Proposed Di	Reus	Application erground Injection ( Ue (at API Number Site Dispposal (Suppl	JIC Permit Number y form WW-9 for disp	osal location)		
Proposed Wo	ork For Which Pit W	ill Be Used:		g		
31, 1999, by enforceable action.  I c all attachment information of fine or im	the Office of Oil and by law. Violations ertify under penalty into the thereto and that, is true, accurate, and prisonment.	d Gas of the West Virgof any term or condition of law that I have persuased on my inquiry complete. I am awar	ginia Division of Environ of the general per sonally examined and a of those individuals in that there are significant.	ronmental Protection mit and/or other app am familiar with the neediately responsib	. I understand that the blicable law or regulat information submitted ble for obtaining the in	ERMIT issued on December provisions of the permit are ion can lead to enforcement on this application form and aformation, I believe that the ion, including the possibility
Company Of	ficial Signature	tay	Frudines	hy.		
Company Of	ficial (Typed Name	Ray Prudni	ck, Jr	$\nu$	(C) (S)	<del></del>
Company Oi	ficial Title\	/ice President - (	Operations		ACCENTED COS	3 <sub>300</sub>
Subscribed a	nd sworn before me		ay of Octo	Notory F	White the state of	
My commiss	ion expires	11 larch	20,2018			

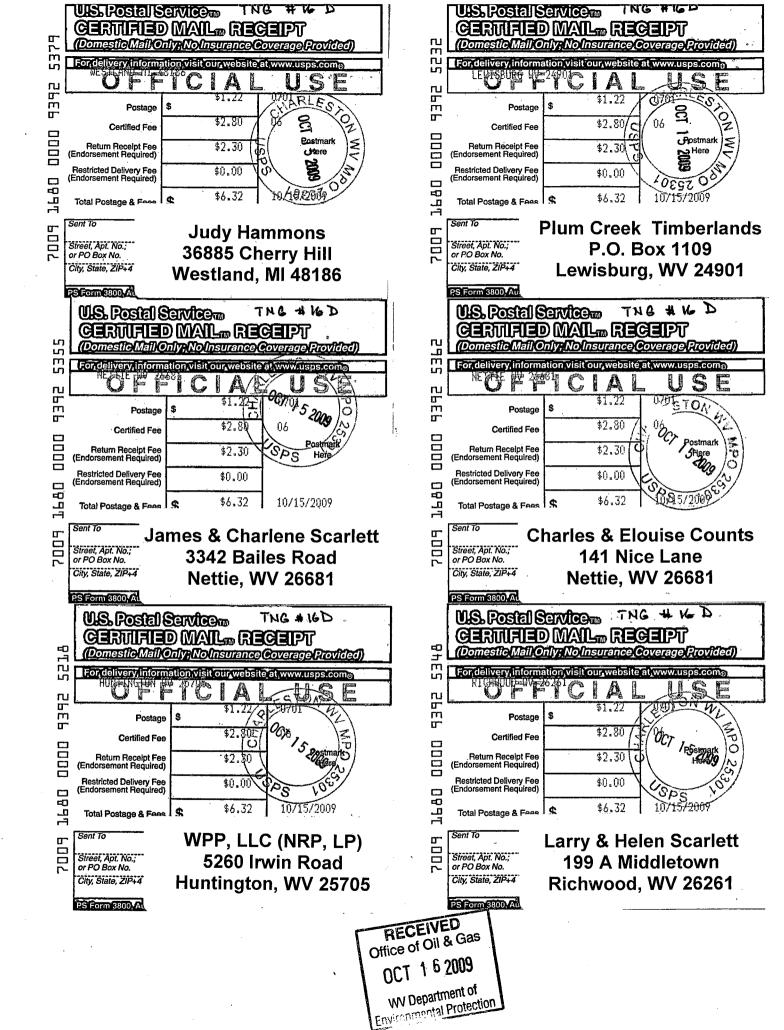


### **TNG #16D**

Existing Fence — X  Planned Fence — /  Stream / /  Open Ditch —  Rock # # # # # # # # # # # # # # # # # # #	====== - × - × - - / - / - - ·	Spring Wet Spot  Drain Pipe with size in inches  Waterway  Cross Drain  Artificial Filter Strip  Pit: cut walls  Pit: compacted fill walls	
Water wells  Drill site	9	Area for Land Application of	THI WASTE
Proposed Revegetation Treatr	nent: Acres Disturbed+/-	- 2.75 Prevegetation pH	
Lime3	Tons/acre or to correct to pl	H6.5	
Fertilizer (10-20-20	or equivalent)1/3 Ton	_lbs/acre (500 lbs minimum)	
MulchHa	y @ 2	Tons/acre	
		Seed Mixtures	
A Seed Type	rea I lbs/acre	A Seed Type	rea II lbs/acre
KY-31	40	Orchard Grass	15
Alsike Clover	5	Alsike Clover	5
Annual Rye	15		
Attach: Drawing(s) of road, location, Photocopied section of involv	pit and proposed area for land appliced 7.5' topographic sheet.	ication.	de 2019  Le
Plan Approved by:	JANA	Will My	Interitor
Comments:		E	
Title: Debug	lipeton (1) Yes	Date: 10-14-2009	

LEGEND





U.S. Postal Service™ CERTIFIED MAILTM RECEIPT (Domestic Mail Only; No Insurance Coverage Provided) 9392 \$2.80 **Certified Fee** 0000 \$2.30 .Return Receipt Fee (Endorsement Required) Restricted Delivery Fee (Endorsement Required) \$0.00 1680 Total Postage & Food | @ White Buck Coal Co. 7009 Street, Apt. No.; P.O. Box 180 or PO Box No. Leivasy, WV 26676 City, State, ZIP+4

PS Form 3800. Au

U.S. Postal Service™ CERTIFIED MAILT RECEIPT (Domestic Mail Only; No Insurance Coverage Provided) 9392 \$2,80 Certified Fee □ Return Receipt Fee (Endorsement Required) \$2.30 Restricted Delivery Fee (Endorsement Required) \$0.00 1680 \$6.32 Total Postage & Fees \$ Green Valley Coal Co. 009 Street, Apt. No.; P.O. Box 190 or PO Box No. Leivasy, WV 26676 City, State, ZIP+4

PS Form 3800, Au



Craig	svello			
Operator:	TRIANA ENERGY, LLC			
API:	6700936			
WELL No:	TRIANA NEW GAULEY 16D			
Reviewed by:	<u>La</u> Date: 10-24-09			
15 Day End of Comment:				

### **CHECKLIST FOR FILING A PERMIT**

New Well

WW-2B
Inspector signature on WW-2B
WW-2A (Notarized)
Certified Mail Receipts, Waivers, or Affidavits of Personal Service
Surface Owner Waiver
Coal Owner / Lessee /Operator Waiver
WW-2A-1 (Signed) Showing Book/Page Number and Royalty Percentage
WW-2B-1 (Names, addresses, and spot on topographical map listed as water testing)
WW-9 (Page 1 & 2) (Notarized)
Inspector Signature on WW-9
Reclamation plan
Topographic Map of location of well
Mylar Plat (Signed and Sealed) (Surface owner on plat matches WW-2A)
Bond
Company is Registered with the SOS
Worker's Compensation / Unemployment Insurance account is OK
\$650.00 check (\$550.00 if no pit)
· · · · · · · · · · · · · · · · · · ·