

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

May 14, 2013

WELL WORK PERMIT

Horizontal 6A Well

This permit, API Well Number: 47-6900170, issued to CHESAPEAKE APPALACHIA, L.L.C., 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: CLARENCE FARMER OHI 206H

Farm Name: FARMER, CLARENCE S. SR. & Cl

API Well Number: 47-6900170

Permit Type: Horizontal 6A Well

Date Issued: 05/14/2013

Promoting a healthy environment.



PERMIT CONDITIONS

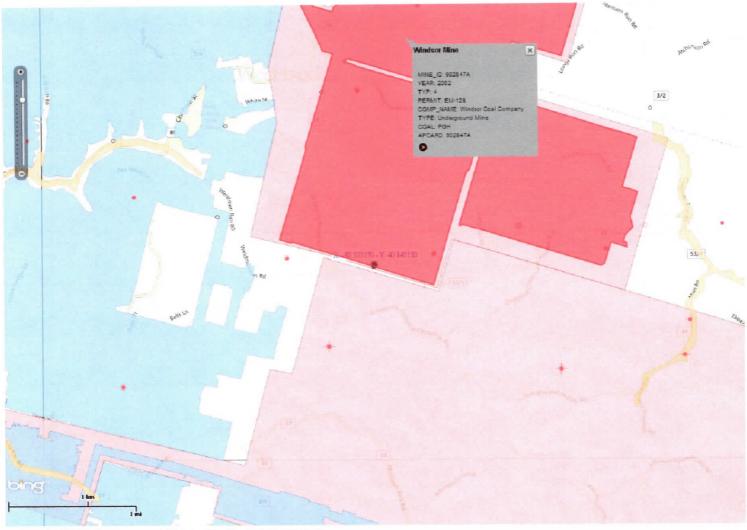
West Virginia Code § 22-6A-8(d) allows the Office of Oil and Gas to place specific conditions upon this permit. Permit conditions have the same effect as law. Failure to adhere to the specified permit conditions may result in enforcement action.

CONDITIONS

- 1. 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.
- 2. When compacting fills, each lift before compaction shall not be more than 12 inches in height, and the fill material shall be within plus or minus 2% (unless soil test results show a greater range of moisture content is appropriate and 95% compaction can still be achieved) of the optimum moisture content as determined by the standard proctor density test, ASTM D698, Standard Test Method for Laboratory Compaction Characteristics of Soil Using Standard Effort. Each lift must meet 95 % compaction of the optimum density based on results from the standard proctor density test of the actual soils used in specific engineered fill sites. 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.
- 3. 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.
- 4. 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.
- 5. 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.

Map from a Flex Viewer application

Powered by ArcGIS



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Drilling through a mine

STATE OF WEST VIRGINIA DEPARTMENT OF ENVIRONMENTAL PROTECTION, OFFICE OF OIL AND GAS W.VA. CODE §22-6A - WELL WORK PERMIT APPLICATION

nty District Quad Name: Clarence Farmer OHI Pad Instruction: 1,330' A A C C C C C C C C C C C C C C C C C	rangle
nstruction: 1,330'	}
1.07/	\
- 481C 3/24/2013	<u> </u>
3 20	
ciated Pressure(s): Pressure- 3903	
radius	
bandoned Mine.	
No.	
a void, place basket above and below	
and the well is flowed back to surface.	method along
TET GO	
2013	oiion_
t t A	a void, place basket above and below id nor more than 50' below void. will be performed in stages with the plug and performed that the well is flowed back to surface.

20)

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	20"	New	J-55	94#	100'	V 100'	CTS
Fresh Water	13 3/8"	New	J-55	54.5#	540'	√ 540'	500 sx/CTS
Coal	9 5/8"	New	J-55	40#	2,100'	2,100'	800 sx/CTS
Intermediate	7"	New	P-110	20#	If Needed	✓ If Needed	If Needed/As Needed
Production	5 1/2"	New	P-110	20#	16,000'	→ 16,000'	Lead 1,080 sx Tail 1,680 sx/100' inside intermediate
Tubing	2 3/8"	New	N-80	4.7#	Approx. 6,894'	Approx. 6,894'	
Liners							

M&K 3/26/2013

ТҮРЕ	Size	Wellbore Diameter	Wall Thickness	Burst Pressure	Cement Type	Cement Yield
Conductor	20"	30"	0.25	2120	15.6 ppg	1.19/50% Excess
Fresh Water	13 3/8"	17.5"	0.380	2740	15.6 ppg	1.19/50% Excess
Coal	9 5/8"	12 1/4"	0.395	3950	15.6 ppg	1.19/50% Excess
Intermediate	7"	8 3/4"	.0317	4360	15.6 ppg	1.20/15% Excess
Production	5 1/2"	8 3/4"	0.361	12360	15.6 ppg	1.20/15% Excess
Tubing	2 3/8"	4.778"	0.190			
Liners						

PACKERS

		PACKERS
Kind:	10K Arrowset AS1-X	365 VIII 0013
Sizes:	5 1/2"	-4hr 202 (0)
Depths Set:	Approx. 6,197'	Al Commissional

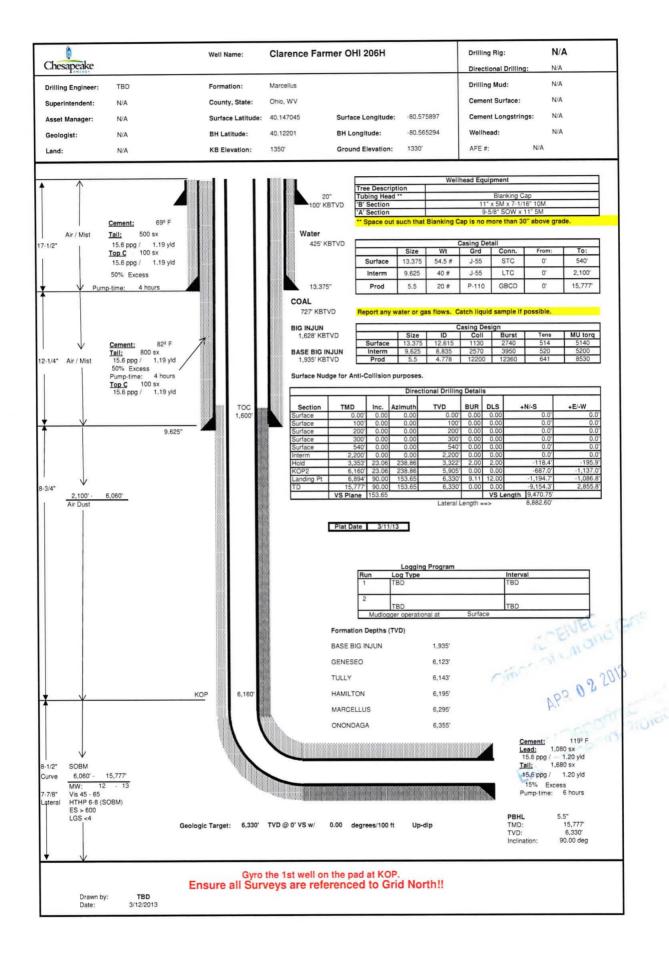
1) Describe centralizer placement for each casing str	ring.
All casing strings will be ran with a centralizer at a minimum of 1 per	every 3 joints of casing.
2) Describe all cement additives associated with each	ch cement type.
**Please see attached sheets for Chemical Listing of Cement & Add	
2) P	
3) Proposed borehole conditioning procedures.	
All boreholes will be conditioned with circulation and rotation for a m	ninimum of one bottoms up and continuing until
operator is satisfied with borehole conditions.	

*Note: Attach additional sheets as needed.

EIN 31 TO BE STOREGICT

Chemical Name	CAS Number	% Concentration Used
Fuller's earth (attapulgite)	8031-18-3	0.2% BWOC
Polypropylene glycol	25322-69-4	
polyethylene terephthalate	25038-59-9	0.125 lb/sk
calcium chloride	10043-52-4	2% BWOC
polyethylene terephthalate	25038-59-9	1 lb/bbl
bentonite	1302-78-9	20 lb/bbl
Fuller's earth (attapulgite)	8031-18-3	0.2% BWOC
Polypropylene glycol	25322-69-4	0.2 % BVVOC
polyethylene terephthalate	25038-59-9	0.125 lb/sk
sodium chloride	7647-14-5	
chrystalline silica	14808-60-7	10% BWOW 0.15% BWOC
	11000-00-1	0.1376 BVVOC
bentonite	1200 70 0	
polyethylene terephthalate	1302-78-9	20 lb/bbl
polyetriylerie terepritrialate	25038-59-9	1 lb/bbl
product classified as non-hazardous.		0.05 gal/sk
product classified as non-hazardous		0.01 gal/sk
polypropylene glycol	25322-69-4	0.02 gal/sk
Carlandard		
Carbohydrate	proprietary	1 lb/bbl
Silica Organic Polymer	proprietary	0.1 gal/bbl
barium sulfate	7727-43-7	310 lb/bbl
fatty acid amine	proprietary	
ethoxylated alcohol	proprietary	
glycerol	56-81-5	
2.2'-Iminodiethanol	111-42-2	1 gal/bbl
aliphatic amide polymer	proprietary	0.35% BWOC
non-crystalline silica	7631-86-9	6% BWOC
boric acid	10043-35-3	0.8% BWOC
Fuller's earth (attapulgite)	8031-18-3	0.070 BVVCC
Polypropylene glycol	25322-69-4	0.2% BWOC
chrystalline silica	14808-60-7	5.270 24400
metal oxide	proprietary	0.2% BWOC
sulphonated synthetic polymer	proprietary	5.270 2000
formaldehyde (impurity)	50-00-0	0.3% BWOC
Fuller's earth (attapulgite)	8031-18-3	3.370 2000
Polypropylene glycol	25322-69-4	0.2% BWOC
aliphatic amide polymer	proprietary	0.35% BWOC
Sodium Polynaphthalene Sulfonate	9008-63-3	0.3370 BVVOC
Sodium Sulfate	7757-82-6	0.25% BWOC

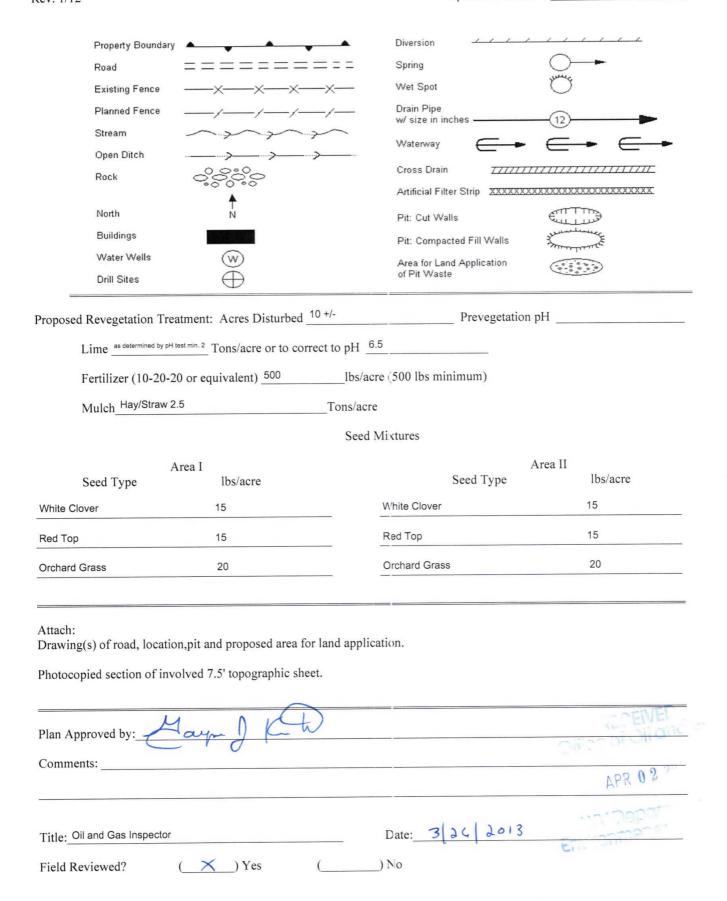
2013



STATE OF WEST VIRGINIA DEPARTMENT 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 Name Chesapeake Appalachia, L	LC	OP Code	494477557	
Watershed Upper Ohio South	Quadran	gle 247- Bethany		
Elevation 1,330'	County_69- Ohio	District_3- Lib	erty	
Description of anticipated Pit Waste: C				
Do you anticipate using more than 5,000			× No	V
Will a synthetic liner be used in the pit?	If so, what m	iil.?	- BA	3/26/201.
Reuse (at AI Off Site Disp		included with the WR-34/DDMR &/orsal location)	610306/ 2D0610317) permit addendum)	3/26/2
Drilling medium anticipated for this we	ll? Air, freshwater, oil based, etc	Air and salt saturate mud		_
-If oil based, what type? Synth	netic, petroleum, etc. Synthetic Oil Ba	se		_
Additives to be used? see attached shee	ets			_
Will closed loop system be used ? yes				
Drill cuttings disposal method? Leave	n pit, landfill, removed offsite, etc.	Landfill		-
-If left in pit and plan to solidit	what medium will be used? Cem	ent, lime,		_
-Landfill or offsite name/perm	it number? Meadowfill SWF-1032, SS	Grading SWF-4902, Northwe	estern SWF-1025	
Short Creek 1034/WV0109517 / CID28726 , Arden Landfill	100172, Carbon Limestone 28726/CID 28723, Americ	an 02-12954, Country Wide 38390/CI	D 38390, Pine Grove 13688	
on August 1, 2005, by the Office of Oi provisions of the permit are enforceable or regulation can lead to enforcement a	e by law. Violations of any term or ection. v that I have personally examined ereto and that, based on my inquiry ormation is true, accurate, and con the possibility of fine or imprisonment.	artment of Environmenta condition of the general and am familiar with of those individuals im- uplete. I am aware that	al Protection. I understand permit and/or other application the information submitted mediately responsible for o	I that the able law I on this obtaining
Company Official Title Regulatory Analy	rst II		PEIVEL	
		C#	or of the different	
Subscribed and sworn before me this	10th day of March	, 20_13	APR 02 2013	
Brittary & Wood	/	Notary Pi	ublic	~~~
My commission expires 11 3	*	WILLIAM TO THE PARTY OF THE PAR	2 10 2 10 2	te of West Virgin R WOODY Ikins Road



Marcellus Well Drilling Procedures And Site Safety Plan

Chesapeake Appalachia, LLC

47 - 69

Well name: Clarence Farmer OHI 206H

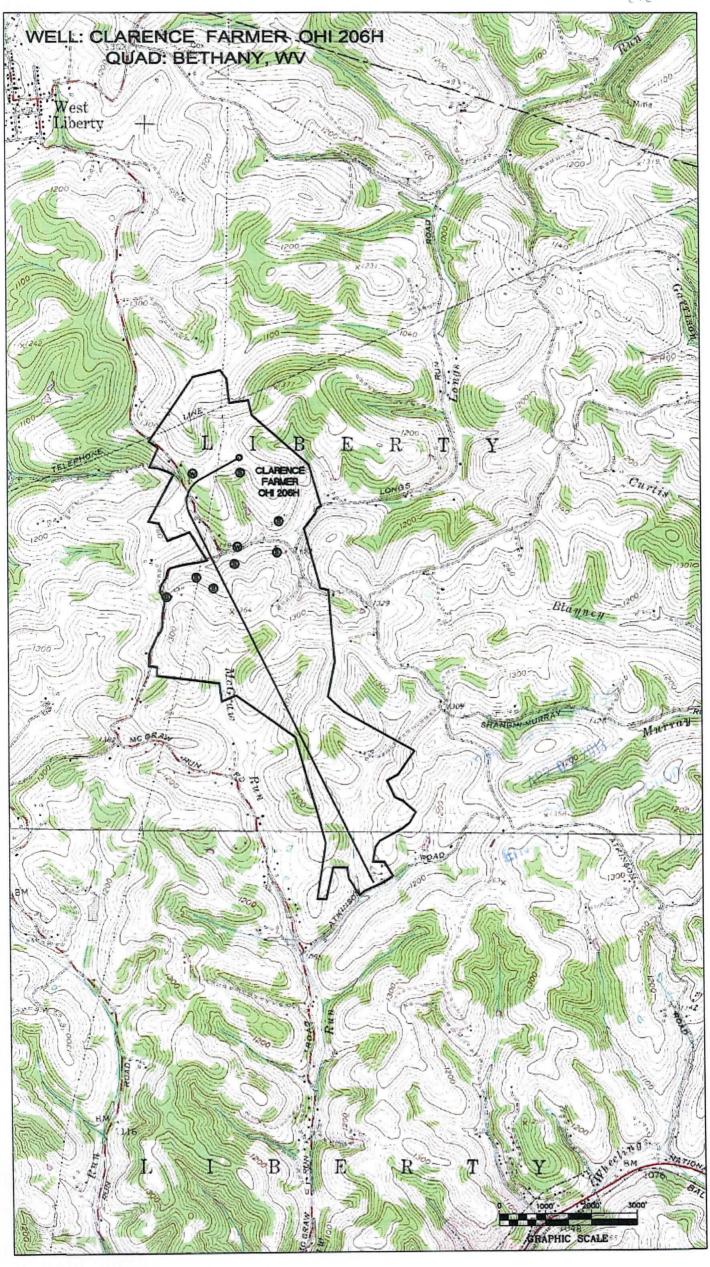
Bethany, Quad

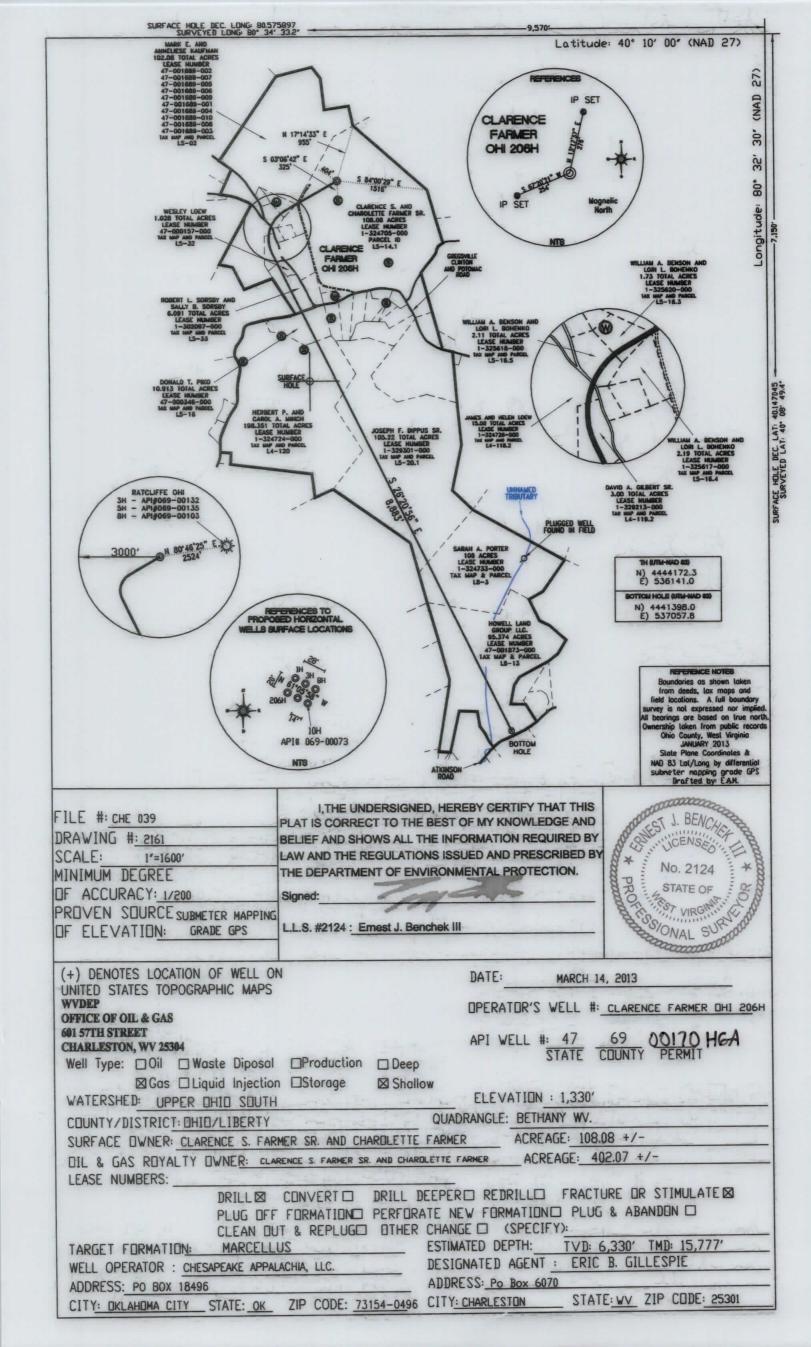
Liberty, District

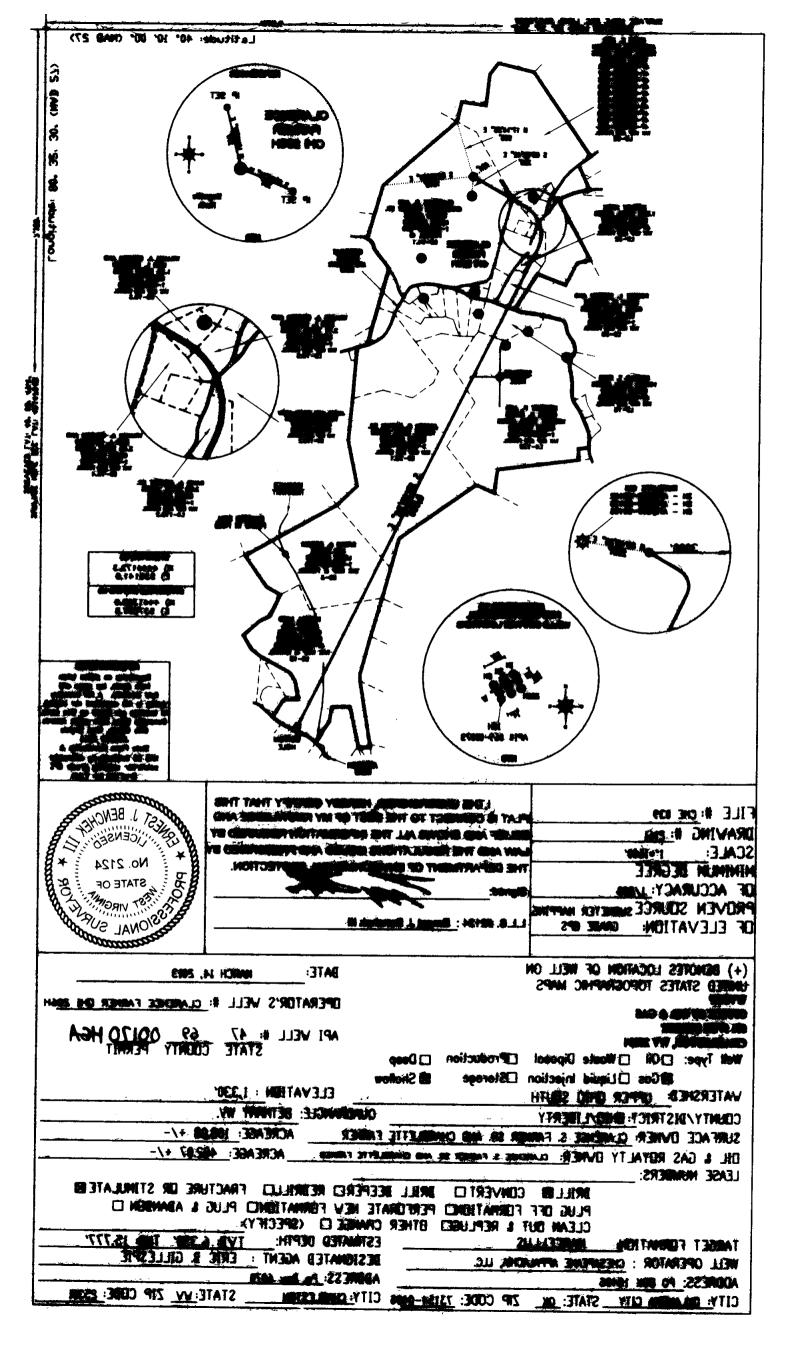
Ohio County, West Virginia

3/26/2013 HDK

Submitted by Danielle Southall	Date:	3/18/2013	
Title Regulatory Analyst II	Chesapeake	Appalachia, LLC	
Approved by:			
	Date:		_
Title:	-		
Approved by:			
	Date:		
Title:	_		-TIVET GO
Chesapeake Appalachia, L.L.C. – Confidenti	ial		CA OH OH
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STATE OF WEST VIRGINIA DEPARTMENT OF ENVIRONMENTAL PROTECTION, OFFICE OF OIL AND GAS NOTICE CERTIFICATION

API No. 47- 69- Ohio -Date of Notice Certification: Operator's Well No. Clarence Farmer OHI 206H Well Pad Name: Clarence Farmer OHI Pad Notice has been given: Pursuant to the provisions in West Virginia Code § 22-6A, the Operator has provided the required parties with the Notice Forms listed below for the tract of land as follows: West Virginia Easting: 536141.0 State: UTM NAD 83 County: 69- Ohio Northing: 4444172.3 District: 3- Liberty Public Road Access: Gregsville Clinton and Potomac Road Quadrangle: 247- Bethany Generally used farm name: Clarence Farmer Watershed: Upper Ohio South Pursuant to West Virginia Code § 22-6A-7(b), every permit application filed under this section shall be on a form as may be prescribed by the secretary, shall be verified and shall contain the following information: (14) A certification from the operator that (i) it has provided the owners of the surface described in subdivisions (1), (2) and (4), subsection (b), section ten of this article, the information required by subsections (b) and (c), section sixteen of this article; (ii) that the requirement was deemed satisfied as a result of giving the surface owner notice of entry to survey pursuant to subsection (a), section ten of this article six-a; or (iii) the notice requirements of subsection (b), section sixteen of this article were waived in writing by the surface owner; and Pursuant to West Virginia Code § 22-6A-11(b), the applicant shall tender proof of and certify to the secretary that the notice requirements of section ten of this article have been completed by the applicant. Pursuant to West Virginia Code § 22-6A, the Operator has attached proof to this Notice Certification that the Operator has properly served the required parties with the following: OOG OFFICE USE *PLEASE CHECK ALL THAT APPLY ONLY ☐ 1. NOTICE OF SEISMIC ACTIVITY or ☐ NOTICE NOT REQUIRED BECAUSE NO RECEIVED/ SEISMIC ACTIVITY WAS CONDUCTED NOT REQUIRED ☐ 2. NOTICE OF ENTRY FOR PLAT SURVEY or ■ NO PLAT SURVEY WAS CONDUCTED RECEIVED ■ 3. NOTICE OF INTENT TO DRILL or □ NOTICE NOT REQUIRED BECAUSE RECEIVED/ NOTICE OF ENTRY FOR PLAT SURVEY NOT REQUIRED WAS CONDUCTED or ☐ WRITTEN WAIVER BY SURFACE OWNER (PLEASE ATTACH) ■ 4. NOTICE OF PLANNED OPERATION

Required Attachments:

■ 5. PUBLIC NOTICE

■ 6. NOTICE OF APPLICATION

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.

Telephone:

Certification of Notice is hereby given:

THEREFORE, I Danielle Southall , have read and understand the notice requirements within 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, including the possibility of fine and imprisonment.

Well Operator: Chesapeake Appalachia, LLC

By: Danielle Southall

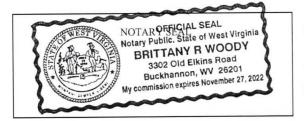
Its: Regulatory Analyst II

Address: PO Box 1300

Jane Lew, WV 26378

Facsimile: 304-471-2497

Email: danielle.southall@chk.com



304-517-1416

Subscribed and sworn before me this 10th day of 11000.

Notary Public

My Commission Expires 11 3

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.

APR 03 2013

API NO. 47- 69- Ohio - OO 17 O
OPERATOR WELL NO. Clarence Farmer OHI 206H
Well Pad Name: Clarence Farmer OHI Pad

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: 4213 Date Permit Application Filed: 4213 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 ☐ METHOD OF DELIVERY THAT REQUIRES A PERSONAL RECEIPT OR SIGNATURE CONFIRMATION **SERVICE** MAIL 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 LESSE ■ SURFACE OWNER(s) Name: Windsor Coal Company Name: Clarence & Charlotte Farmer, Sr. Address: 1000 Consol Energy Drive Address: 3589 GC & P Road Valley Grove, WV 26060 Canonsburg, PA 26059 Name: COAL OPERATOR Address: Name: Address: SURFACE OWNER(s) (Road and/or Other Disturbance) Name: ■ WATER PURVEYOR(s) Address: Name: James Loew Address: 307 Harvey Road Name: Address: Valley Grove, WV 26060 OPERATOR OF ANY NATURAL GAS STORAGE ☐ SURFACE OWNER(s) (Impoundments/Pits) FIELD Name: Name: Address: Address: *Please attach additional forms if necessary

API NO. 47- 69- ohio OPERATOR WELL NO. Clarence Farmer OHI 206H

Well Pad Name: Clarence Farmer OHI Pad

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 that Date of Notice: 4/2/13 Date Permit Application Filed: 4/2	an the filing date of permit application.
Notice of:	
PERMIT FOR ANY WELL WORK CONSTRUCTION OF	PROVAL FOR THE AN IMPOUNDMENT OR PIT
Delivery method pursuant to West Virginia Code § 22-6A-10	0(b)
	OD OF DELIVERY THAT REQUIRES A IPT OR SIGNATURE CONFIRMATION
for a certificate of approval for the construction of an impound or by registered mail or by any method of delivery that require rosion and sediment control plan required by section seven of owners of record of the surface of the tract on which the well is tract or tracts overlying the oil and gas leasehold being developed or other land disturbance as described in the erosion and sedimenthis article; (3) The coal owner, operator or lessee, in the even [sic] is known to be underlain by one or more coal seams; (4) The gas leasehold being developed by the proposed well work, enlargement, alteration, repair, removal or abandonment of any surface owner or water purveyor who is known to the applicant thousand five hundred feet of the center of the well pad which animals; and (6) The operator of any natural gas storage field of the more than three tenants in common or other co-owners of intellands, the applicant may serve the documents required upon	date of the application, the applicant for a permit for any well work of ment or pit as required by this article shall deliver, by personal services as a receipt or signature confirmation, copies of the application, the this article, and the well plat to each of the following persons: (1) The sor is proposed to be located; (2) The owners of record of the surface and by the proposed well work, if the surface tract is to be used for roads ent control plan submitted pursuant to subsection (c), section seven on the tract of land on which the well proposed to be drilled is located. The owners of record of the surface tract or tracts overlying the oil and if the surface tract is to be used for the placement, construction impoundment or pit as described in section nine of this article; (5) Any to have a water well, spring or water supply source located within one this used to provide water for consumption by humans or domestic within which the proposed well work activity is to take place. (c)(1) It erests described in subsection (b) of this section hold interests in the fit the person described in the records of the sheriff required to be a of this code. (2) Notwithstanding any provision of this article to the less the lien holder is the landowner.
☐ SURFACE OWNER(s)	☐ COAL OWNER OR LESSEE
Name:	Name:
Address:	Address:
Name:Address:	COAL OPERATOR Name:
SURFACE OWNER(s) (Road and/or Other Disturbance) Name:	Address:Gos
Address:	■ WATER PURVEYOR(s)
Name:	Name: David Gilbert x2 Address: 253 Harvey Road
Address:	Wheeling, WV 26003
SURFACE OWNER(s) (Impoundments/Pits) Name: Address:	OPERATOR OF ANY NATURAL GAS STORAGE FIELD Name: Address:
	*Please attach additional forms if necessary

API NO. 47- 69- ohio OPERATOR WELL NO. Clarence Farmer OHI 206H
Well Pad Name: Clarence Farmer OHI Pad

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: 4455 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 ☐ METHOD OF DELIVERY THAT REQUIRES A PERSONAL RECEIPT OR SIGNATURE CONFIRMATION **SERVICE** MAIL 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: ☐ SURFACE OWNER(s) ☐ COAL OWNER OR LESSEE Name: Name: Address: Address: Name: ☐ COAL OPERATOR Address: Name: Address: SURFACE OWNER(s) (Road and/or Other Disturbance) ■ WATER PURVEYOR(s) Address: Name: William Benson Address: 302 Harvey Road Wheeling, WV 26003 Address: OPERATOR OF ANY NATURAL GAS STORAGE
FIELD ☐ SURFACE OWNER(s) (Impoundments/Pits) Name: Name: Address: Address: *Please attach additional forms if necessary

API NO. 47- 69- ohio OPERATOR WELL NO. Clarence Farmer OHI 206H
Well Pad Name: Clarence Farmer OHI Pad

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

Noti Date	ce Time Requirement: notice shall be provided no later the of Notice: 2 Date Permit Application Filed:	an the filing date of permit application. $\frac{2}{13}$
Noti	ce of:	
■	PERMIT FOR ANY WELL WORK CONSTRUCTION OF	PROVAL FOR THE AN IMPOUNDMENT OR PIT
Deli	very method pursuant to West Virginia Code § 22-6A-10	0(b)
		IOD OF DELIVERY THAT REQUIRES A IPT OR SIGNATURE CONFIRMATION
for a or b eros own tract or o this [sic gas enla surf thou anim mor land mail com	a certificate of approval for the construction of an impound y registered mail or by any method of delivery that requi- ion and sediment control plan required by section seven of the serior of record of the surface of the tract on which the well is to retracts overlying the oil and gas leasehold being developed ther land disturbance as described in the erosion and sedim- article; (3) The coal owner, operator or lessee, in the ever is known to be underlain by one or more coal seams; (4) a leasehold being developed by the proposed well work, argement, alteration, repair, removal or abandonment of any face owner or water purveyor who is known to the applicant alsand five hundred feet of the center of the well pad white heals; and (6) The operator of any natural gas storage field the te than three tenants in common or other co-owners of interest.	date of the application, the applicant for a permit for any well work of ment or pit as required by this article shall deliver, by personal services are receipt or signature confirmation, copies of the application, the this article, and the well plat to each of the following persons: (1) The sor is proposed to be located; (2) The owners of record of the surface ed by the proposed well work, if the surface tract is to be used for roads the tract of land on which the well proposed to be drilled is located. The owners of record of the surface tract or tracts overlying the oil and if the surface tract is to be used for the placement, construction impoundment or pit as described in section nine of this article; (5) Any to have a water well, spring or water supply source located within one ch is used to provide water for consumption by humans or domestic within which the proposed well work activity is to take place. (c)(1) If the series described in subsection (b) of this section hold interests in the nation of this code. (2) Notwithstanding any provision of this article to the less the lien holder is the landowner.
	SURFACE OWNER(s)	☐ COAL OWNER OR LESSEE
Nar	ne:	Name:
Add	dress:	Address:
Nor	mar.	
	ne: fress:	☐ COAL OPERATOR
7144		Name:
		Address:
	SURFACE OWNER(s) (Road and/or Other Disturbance)	/ -
Nar	me:	VEINER GO
Add	dress:	WATER PURVEYOR(s) Name: Clarence, Sr. & Charlotte Farmer x4
_		Name: Clarence, Sr. & Charlotte Farmer x4
Nai	ne:	Address: 3589 GC & P Road Valley Grove, WV 26003
Add	dress:	Valley Grove, WV 26003
		☐ OPERATOR OF ANY NATURAL GAS STORAGE
	SURFACE OWNER(s) (Impoundments/Pits)	FIELD
Nai	me:	Name:
	dress:	Address:
		V-
		*Please attach additional forms if necessary

API NO. 47- 69- ohio -

OPERATOR WELL NO. Clarence Farmer OHI 206H
Well Pad Name: Clarence Farmer OHI Pad

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

Notice of: PERMIT FOR ANY ☐ CERTIFICATE OF APPROVAL FOR THE CONSTRUCTION OF AN IMPOUNDMENT OR PIT WELL WORK Delivery method pursuant to West Virginia Code § 22-6A-10(b) ■ REGISTERED ☐ METHOD OF DELIVERY THAT REQUIRES A PERSONAL RECEIPT OR SIGNATURE CONFIRMATION **SERVICE** MAIL 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: Name: Address: Address: Name: ☐ COAL OPERATOR Address: Name: Address: SURFACE OWNER(s) (Road and/or Other Disturbance) Address: ■ WATER PURVEYOR(s) Name: Mark & Anneliese Kaufman Address: RR 5 Box 420 Wheeling, WV 26003 Address: ☐ OPERATOR OF ANY NATURAL GAS STORAGE ☐ SURFACE OWNER(s) (Impoundments/Pits) FIELD Name: Address: Address: *Please attach additional forms if necessary

API NO. 47-69-Ohio -

OPERATOR WELL NO. Clarence Farmer OHI 206H

Well Pad Name: Clarence Farmer OHI Pad

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 well pad 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 procedures regarding reasonable levels of noise, light, dust and volatile organic compounds relating to drilling horizontal wells, including reasonable means of mitigating such factors, if necessary.

OPERATOR WELL NO. Clarence Farmer OHI 206H

Well Pad Name: Clarence Farmer OHI Pad

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.

Permit Denial or Condition

The Chief has the power to deny or condition a well work permit. Fursuant 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.

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), section five of this article and the rules promulgated hereunder, which time may not be unreasonable.

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.

WW-6A (1-12)

API NO. 47-69-Ohio -

OPERATOR WELL NO. Clarence Farmer OHI 206H

Well Pad Name: Clarence Farmer OHI Pad

Notice is hereby given by:

Well Operator: Chesapeake Appalachia, LLC Address: PO Box 1300

Telephone: 304-517-1416 Jane Lew, WV 26378

Email: danielle.southall@chk.com Facsimile: 304-471-2497

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 deprivacyofficer@wv.gov.



Operator Well No. Clarence Farmer OHI 2066

WW-6A5 (1/12)

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

Notic Date	e Time Re of Notice:	quirement: notice shall be provided 02/04/2013 Date Permit	l no Ap	later than the filing d plication Filed:	ate of permit a	pplicati	on.
Deliv	ery metho	d pursuant to West Virginia Code	§ 2	2-6A-16(c)			
	CERTIFIE RETURN	ED MAIL RECEIPT REQUESTED		HAND DELIVERY			
the prequi drilli	n receipt re lanned ope red to be pi ng of a hou iges to the si he notices	Va. Code § 22-6A-16(c), no later to quested or hand delivery, give the substantion. The notice required by this rovided by subsection (b), section to rizontal well; and (3) A proposed surface affected by oil and gas operate required by this section shall be given	urfa s su n of urfa tion	ce owner whose land bsection shall include this article to a surfa- ce use and compensa- ts to the extent the dar	will be used for e: (1) A copy of ce owner whose ation agreement mages are comp	the drill of this contain contain contain	ling of a horizontal well notice of ode section; (2) The information ill be used in conjunction with the ing an offer of compensation for under article six-b of this chapter.
(at th Nam Addi	e: Clarence ress: 3589 C	y provided to the SURFACE OW! isted in the records of the sheriff at t S Farmer Sr and Charlotte Farmer Breggsville Clinton and Potomac Road Grove, WV 26060	he t	ime of notice): Name: _	:		
Purs	ce is hereb	y given: st Virginia Code § 22-6A-16(c), noti e surface owner's land for the purpo	ice i	s hereby given that the	e undersigned v	vell oper	ator has developed a planned
State		Vest Virginia	300		Facting:	536141.	0
Cour	_	69- Ohio		UTM NAD 83	Northing:	4444172	2.3
Dist	T	3- Liberty		Public Road A			lle Clinton and Potomac Road
Qua	drangle:	247- Bethany		Generally use	d farm name:	Clarence	e Farmer
Wate	ershed:	Jpper Ohio South					
This Notice Shall Include: Pursuant to West Virginia Code § 22-6A-16(c), this notice shall include: (1)A copy of this code section; (2) The information required to be provided by W. Va. Code § 22-6A-10(b) to a surface owner whose land will be used in conjunction with the drilling of a horizontal well; and (3) A proposed surface use and compensation agreement containing an offer of compensation for damages to the surface affected by oil and gas operations to the extent the damages are compensable under article six-b of this chapter. Additional information related to horizontal drilling may be obtained from the Secretary, at the WV Department of Environmental Protection headquarters, located at 601 57 th Street, SE, Charleston, WV 25304 (304-926-0450) or by visiting www.dep.wv.gov/oil-and-gas/pages/default.aspx .							
Wel	l Operator:	Chesapeake Appalachia, LLC		Address:	PO Box 1300	M	02 0000
	phone:	304-517-1416			Jane Lew, WV 2	6378	Vb. 2
Ema		danielle.southall@chk.com		Facsimile:	304-471-2497		ACION SION
							187.00

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.



WEST VIRGINIA DEPARTMENT OF TRANSPORTATION

Division of Highways

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

May 25, 2011

To:

Heather Huffman

From:

Gary K. Clayton Day L. Clayton

MAINTENANCE DIVISION

Attached please find the original Bond provided by Chesapeake for their Statewide Blanket Bond and the Oil and Gas Statewide Bonding Agreement.

Also transmitted herewith please find a bonding agreement to accompany a bond you already have received from Gastar Exploration USA Inc..



OIL AND GAS ROAD STATEWIDE BONDING AGREEMENT MAINTENANCE DIVISION.

THIS AGREEMENT, executed in duplicate, made and entered into this 19th day of May, 2011, by and between the WEST VIRGINIA DEPARTMENT OF TRANSPORTATION, DIVISION OF HIGHWAYS, hereinafter called "DEPARTMENT," and CHESAPEAKE APPALACHIA LLC, 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 February 1, 2011, 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.
- 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 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..

02 2013

IV. In the Project Agreement/Project Permit, the Department shall not require the use 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.

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- V. 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.
- VI. Company shall be responsible for the cost of all maintenance and repairs 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 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.
- VIII. 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 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 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.

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.

IN WITNESS WHEREOF, the parties hereto have caused this Bonding Agreement to

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

WEST VIRGINIA DEPARTMENT OF TRANSPORTATION, DIVISION OF HIGHWAYS

Witness Executive Secretary

By: State Highway Engineer

Chesapeake Appalachia LLC, A limited liability company

By: Staag & Robert

Title: Vice President - Risk Management

(To be executed in duplicate)

APR 02 2013

APPROVED AS TO FORM THIS

ATYORNEY LEGAL DIVISION WEST VIRGINIA DEPARTMENT OF HIGHWAYS





MAY 2 7 2011

Liberty Mutual Surety 1001 4th Avenue, Suite 1700 Seattle, WA 98154

MAINTENANCE DIVISION

PERFORMANCE BOND	Bond 022033412
KNOW ALL BY THESE PRESENTS, That we, Chesapeak	e Appalachia, L.L.C.
A	
(hereinafter called the Principal), as Principal, and Safeco In	surance Company of America , a corporation
Statized under the laws of the State of	ata-
bound unto West Virginia Department of Transportations	, Division of Highways
	(haroineft
in the sum of One Million Dollars And Zero Cents	, (hereinafter called the Obligee),
(\$ 1,000 (200.00
to be made, we, the said Principal and the said Surety, bind jointly and severally, firmly by these presents.	O00.00) Dollars, for the payment of which sum well and truly dourselves, our heirs, executors, administrators, successors and assigns,
Signed and sealed this 19th day of	May . 2011
WHEREAS, said Principal has entered into a written Contract y	May , 2011 .
for use of State roadways pursuant to Cil and Co. D.	with said Obligee, dated,
for use of State roadways pursuant to Oil and Gas Road	Statewide Bonding Agreement
	- FIVEL
	11.311
in accordance with the terms and conditions of said Contra	Cal
	, which is hereby referred to and made a part hereof as if fully set forth
Principal kept, done and performed, at the times and in the reimburse to the above named Obligee, all loss and damage w of said Principal so to do, then this obligation shall be null and	TION IS SUCH, That if the above bounden Principal shall well and truly matters and things in said contract set forth and specified to be by said manner in said contract specified, or shall pay over, make good and which said Obligee may sustain by reason of failure or default on the part word; otherwise shall remain in full force and effect.
THE BOLL, ACTION OR PROPERTY AND OFFICE AND ADDRESS OF THE OFFICE ADDRESS OF	A STATE OF THE PARTY OF THE PAR
within two (2) years following the date on which Principal cea	sed work on said Contract.
SEAL CORPORATION OF AHOMA	Chesapeake Appalachia, L.L.C. By Safeco Insurance Company of America EAL 5 OF Note: Stacy L. Roberts Attomey-in-Pact



POWER

Safeco Insurance Companies of America 1001 4th Aveune Suite 1700

VALORE ALL DAY THE CO.					Seattle, WA 98154
KNOW ALL BY THESE PRESENTS:	21		No.	13359	
That SAFECO INSURANCE COMPANY OF	AMERICA,	, a Washingto	n corporat	lion, does	hereby appoint
**************************************	ROBER	TS: Oklahom	a City, Ol	clahoma**	***********

its true and lawful attorney(s)-in-fact, with full authority to execute on behalf of the company fidelity and surety bonds or undertakings and other documents of a similar character issued in the course of its business, and to bind SAFECO INSURANCE COMPANY OF AMERICA thereby as fully as if such instruments had been duly executed by its regularly elected officers at its home office. IN WITNESS WHEREOF, SAFECO INSURANCE COMPANY OF AMERICA has executed and attested these presents

this 17th Dexter R. Lay TAMilolajewsla Dexter R. Legg, Secretary Timothy A. Mikolajewski, Vice President

CERTIFICATE

Extract from the By-Laws of SAFECO INSURANCE COMPANY OF AMERICA:

Extract from the By-Laws of SAFECO INSURANCE COMPANY OF AMERICA:

"Article V, Section 13. - FIDELITY AND SURETY BONDS ... the President, any Vice President, the Secretary, and any Assistant Vice President appointed for that purpose by the officer in charge of surety operations, shall each have authority to appoint individuals as attorneys-in-fact or under other appropriate titles with authority to execute on benaif of the company fidelity and surety bonds and other documents of similar character issued by the company in the course of its business... On any instrument making or evidencing such appointment, the signatures may be affixed by facsimile. On any instrument conferring such authority or on any reproduced; provided, however, that the seal shall not be necessary to the validity of any such instrument or undertaking."

Extract from a Resolution of the Soard of Directors of SAFECO INSURANCE COMPANY OF AMERICA adopted July 28, 1970.

"On any certificate executed by the Secretary or an assistant secretary of the Company setting out,

(i) The provisions of Article V, Section 13 of the By-Laws, and

(ii) A copy of the power-of-attorney appointment, executed pursuant thereto, and

(iii) Certifying that said power-of-attorney appointment is in full force and effect,

the signature of the certifying officer may be by facsimile, and the seal of the Company may be facsimile thereof."

I, Dexter R. Legg . Secretary of SAFECO INSURANCE COMPANY OF AMERICA, do hereby certify that the foregoing extracts of the By-Laws and of a Resolution of the Board of Difectors of this corporation, and of a Power of Attorney issue pursua thereto, are true and correct, and that both the By-Laws, the Resolution and the Power of Attorney are still in full force and effect.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the facsimile seal of said corporation

19th May 2011. CE COMPAN Dexter B. Lay Dexter R. Legg, Secretary S-1300/SAEF 3/09

Supplier Name	Product Name	Product Use	Chemical Name	CAS Number
			Didecyl Dimethyl Ammonium Chloride	007173-51-1
			Ethanol	000064-17-5
	ALPHA 1427	Biocide	Glutaraldehyde (Pentanediol)	000111-30-8
			Quaternary Ammonium Compound	068424-85-1
			Water	007732-18-5
	BF-7L	Buffer	Potassium Carbonate	000584-08-7
		Olav Otabilia	Choline Chloride	000067-48-1
BAKER HUGHES	ClayCare	Clay Stabilizer	Water	007732-18-5
	Enzyme G-I	Breaker	No Hazardous Components	NONE
	ENZYME G-NE	Breaker	No Hazardous Components	NONE
	FRW-18	Friction Reducer	Petroleum Distillate Hydrotreated Light	064742-47-8
	0.4.0.05		Petroleum Distillate Blend	N/A-014
	GW-3LDF	Gel	Polysaccharide Blend	N/A-021
			Diethylene Glycol	000111-46-6
	SCALETROL 720	Scale Inhibitor	Ethylene Glycol	000107-21-1
			Boric Acid	010043-35-3
	XLW-32	Crosslinker	Methanol (Methyl Alcohol)	000067-56-1
FRAC TECH SERVICES	APB01 (AMMONIUM PERSUFATE BREAKER)	Breaker	Ammonium Persulfate	007727-54-0
	B05 (LOW PH BUFFER)	Buffer	Acetic acid	000064-19-7
	BXL03 Borate XL Delayed High Temp	Crosslinker	No Hazardous Components	NONE
	FRW-200	Friction Reducer	No Hazardous Components	NONE
	HVG01 (TURQUOISE-1 BULK)	Gelling Agen	Petroleum Distillate Hydrotreated Light	064742-47-8
	KCLS-4	Clay Stabilize	No Hazardous Components	NONE
	LTB-1	Breaker	Ammonium Persulfate	N/A

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Supplier Name	Product Name	Product Use	Chemical Name	CAS Number
NALCO ONESOURCE			Ethanol	000064-17-5
	EC6110A	Biocide	Glutaraldehyde (Pentanediol)	000111-30-8
			Quaternary Ammonium Compounds	N/A-063
	EC6629A	Biocide	No Hazardous Components	NONE
	WBK-133 OXIDIZER	Breaker	Ammonium Persulfate	007727-54-0
H	WBK-134	Breaker	Ammonium Persulfate	007727-54-0
			Crystalline Silica (Quartz Sand, Silicon Dioxide)	014808-60-7
	WCS-631LC	Clay Stabilizer	Proprietary Non Hazardous Salt	N/A-229
WEATHERFORD		Olay Stabilizer	Water	007732-18-5
	WFR-55LA	Friction Reducer	No Hazardous Components	NONE
	WGA-15L	Gel	Petroleum Distillate Hydrotreated Light	064742-47-8
	WPB-584-L	Buffer	Potassium Carbonate	000584-08-7
			Potassium Hydroxide	001310-58-3
	WXL-101LE	Corsslinker	No Hazardous Components	NONE
	WXL-101LM	Crosslinker	Petroleum Distillate Hydrotreated Light	064742-47-8
	WXL-105L	Crosslinker	Water	007732-18-5
			Ethylene Glycol	000107-21-1
			Boric Acid	010043-35-3
			Ethanolamine	000141-43-5
	B244 Green-Cide 25G	Biocide	Glutaraldehyde	111-30-8
	L071 Temporary Clay Stabilizer	Clay Stabilizer	Cholinium Chloride	67-48-1
SCHLUMBERGER	Breaker J218		Diammonium Peroxidisulphate 2 2013	7727-54-0
	EB-Clean* J475 Breaker	Breaker	Diammonium Peroxidisulphate	7727-54-0
	Friction Reducer B315	Friction Reducer	Distillates (petroleum), Hydrotreated light Aliphatic Alcohol Glycol Ether	64742-47-8 Proprietary
	Friction Reducer J609	Keducer	Ammonium Sulfate	7783-20-2

Supplier Name	Product Name	Product Use	Chemical Name	CAS Number
SCHLUMBERGER	Water Gelling Agent J580	Gel Carbohydrate Polymer		Proprietary
	Scale Inhibitor B317	Scale Inhibitor	Trisodium ortho phosphate Ethane-1, 2-diol	7601-54-9 107-21-1
	Borate Crosslinker J532	- Crosslinker	Aliphatic polyol Sodium tetraborate decahydrate	Proprietary 1303- 96-4
	Crosslinker J610		Aliphatic polyol Potassium hydroxide	Proprietary 1310- 58-3

