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west virginia department of environmental protection

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Office of Oil and Gas  
601 57<sup>th</sup> Street, S.E.  
Charleston, WV 25304  
(304) 926-0450  
fax: (304) 926-0452

Harold D. Ward, Cabinet Secretary  
[www.dep.wv.gov](http://www.dep.wv.gov)

Monday, June 10, 2024  
WELL WORK PERMIT  
Horizontal 6A / New Drill

JAY-BEE OIL & GAS, INC.  
23 EGANFUSKEE ST., SUITE 126

JUPITER, FL 33477

Re: Permit approval for P5N2  
47-073-02631-00-00

This well work permit 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 any additional specific 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 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.

Per 35 CSR 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- 0450.

James A. Martin  
Chief

A blue ink signature of James A. Martin, Chief, is written over the printed name and title.

Operator's Well Number: P5N2  
Farm Name: JayBee Royalty, LLC  
U.S. WELL NUMBER: 47-073-02631-00-00  
Horizontal 6A New Drill  
Date Issued: 6/10/2024

Promoting a healthy environment.

06/14/2024

# 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

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1. This proposed activity may require permit coverage from the United States Army Corps of Engineers (USACE). Through this permit, you are hereby being advised to consult with USACE regarding this proposed activity.
2. If the operator encounters an unanticipated void, or an anticipated void at an unanticipated depth, the operator shall notify the inspector within 24 hours. Modifications to the casing program may be necessary to comply with W. Va. Code § 22-6A-5a (12), which requires drilling to a minimum depth of thirty feet below the bottom of the void, and installing a minimum of twenty (20) feet of casing. Under no circumstance should the operator drill more than one hundred (100) feet below the bottom of the void or install less than twenty (20) feet of casing below the bottom of the void.
3. When compacting fills, each lift before compaction shall not be more than 12 inches in height, and the moisture content of the fill material shall be within limits as determined by the Standard Proctor Density test of the actual soils used in specific engineered fill, ASTM D698, Standard Test Method for Laboratory Compaction Characteristics of Soil Using Standard Effort, to achieve 95 % compaction of the optimum density. Each lift shall be tested for compaction, with a minimum of two tests per lift per acre of fill. All test results shall be maintained on site and available for review.
4. Operator shall install signage per § 22-6A-8g (6) (B) at all source water locations included in their approved water management plan within 24 hours of water management plan activation.
5. Oil and gas water supply wells will be registered with the Office of Oil and Gas and all such wells will be constructed and plugged in accordance with the standards of the Bureau for Public Health set forth in its Legislative rule entitled *Water Well Regulations*, 64 C.S.R. 19. Operator is to contact the Bureau of Public Health regarding permit requirements. In lieu of plugging, the operator may transfer the well to the surface owner upon agreement of the parties. All drinking water wells within fifteen hundred feet of the water supply well shall be flow tested by the operator upon request of the drinking well owner prior to operating the water supply well.
6. Pursuant to the requirements pertaining to the sampling of domestic water supply wells/springs the operator shall, no later than thirty (30) days after receipt of analytical data provide a written copy to the Chief and any of the users who may have requested such analyses.
7. 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. Also, 24 hours prior to the initiation of the completion process the operator shall notify the Chief or his designee.
8. During the completion process the operator shall monitor annular pressures and report any anomaly noticed to the chief or his designee immediately.
9. If any explosion or other accident causing loss of life or serious personal injury occurs in or about a well or well work on a well, the well operator or its contractor shall give notice, stating the particulars of the explosion or accident, to the oil and gas inspector and the Chief, within 24 hours of said accident.
10. During the casing and cementing process, in the event cement does not return to the surface, the oil and gas inspector shall be notified within 24 hours.
11. The operator shall provide to the Office of Oil and Gas the dates of each of the following within 30 days of their occurrence: completion of construction of the well pad, commencement of drilling, cessation of drilling, completion of any other permitted well work, and completion of the well. Such notice shall be provided by sending an email to DEPOOGNotify@wv.gov.

06/14/2024

WW-6B  
(04/15)

RECEIVED  
Office of Oil & Gas  
MAY 09 2024

WV Department  
Environmental

4707302631

API NO. 47-073 - 02631  
OPERATOR WELL NO. P5N-2  
Well Pad Name: P5

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

1) Well Operator: Jay-Bee Oil & Gas, Inc. 24610 Pleasants Union Bens Run 7 1/2'  
Operator ID County District Quadrangle

2) Operator's Well Number: P5N-2 Well Pad Name: P5

3) Farm Name/Surface Owner: Jay-Bee Royalty, LLC Public Road Access: Arvilla Rd.

4) Elevation, current ground: 868.9' Elevation, proposed post-construction: 868.1'

5) Well Type (a) Gas X Oil \_\_\_\_\_ Underground Storage \_\_\_\_\_  
Other \_\_\_\_\_

(b) If Gas Shallow X Deep \_\_\_\_\_  
Horizontal X

6) Existing Pad: Yes or No Yes

7) Proposed Target Formation(s), Depth(s), Anticipated Thickness and Expected Pressure(s):  
Marcellus Formation Target Depth 6,300' MD Thickness 12' Expected PSI at surface 0

8) Proposed Total Vertical Depth: 5,830'

9) Formation at Total Vertical Depth: Marcellus

10) Proposed Total Measured Depth: 18,999'

11) Proposed Horizontal Leg Length: 12,697.6'

12) Approximate Fresh Water Strata Depths: 127'

13) Method to Determine Fresh Water Depths: API 47-073-00798 Freshwater, 47-073-00636 Saltwater, 47-073-00099 Coal

14) Approximate Saltwater Depths: 1,756.1'

15) Approximate Coal Seam Depths: 456.1-461.1'

16) Approximate Depth to Possible Void (coal mine, karst, other): N/A

17) Does Proposed well location contain coal seams directly overlying or adjacent to an active mine? Yes \_\_\_\_\_ No X

(a) If Yes, provide Mine Info: Name: \_\_\_\_\_  
Depth: \_\_\_\_\_  
Seam: \_\_\_\_\_  
Owner: \_\_\_\_\_

*Jerry Miller*  
5-1-2024



WW-6B  
(04/15)

MAY 09 2024

API NO. 47- 073

02631

WV Department of  
Environmental Protection

OPERATOR WELL NO. P5N-2

Well Pad Name: P5

18)

CASING AND TUBING PROGRAM

TYPE	Size (in)	New or Used	Grade	Weight per ft. (lb/ft)	FOOTAGE: For Drilling (ft)	INTERVALS: Left in Well (ft)	CEMENT: Fill-up (Cu. Ft.)/CTS
Conductor	26"	New	H-40	102 lb./ft.	30'	30'	CTS
Surface	18 5/8"	New	J-55	87.5 lb./ft.	300'	300'	370 Cu. Ft. CTS
Intermediate 1	13 3/8"	New	J-55	61 lb./ft.	2,000'	2,000'	1,339 Cu. Ft. CTS
Intermediate 2	9 5/8"	New	HCP110	40-43.5 lb./ft.	5,000'	5,000'	1,664 Cu. Ft. CTS
Production	5 1/2"	New	P-110	20 lb./ft.	18,999'	18,999'	4,395 Cu. Ft. 300' Top
Tubing	2 3/8"	New	L-80	4.7 lb./ft.	N/A	6,300'	N/A
Liners	N/A						

TYPE	Size (in)	Wellbore Diameter (in)	Wall Thickness (in)	Burst Pressure (psi)	Anticipated Max. Internal Pressure (psi)	Cement Type	Cement Yield (cu. ft./k)
Conductor	26"	30"	.375	N/A	50	A	1.19
Surface	18 5/8"	24"	.435	2,250	1,000	A/L	1.19/1.15
Intermediate 1	13 3/8"	17 1/2"	.480	3,090	2,000	A/L	1.19/1.14
Intermediate 2	9 5/8"	12 1/4"	.395-.435	8,700-8,980	4,500	A/L	1.31/2.29
Production	5 1/2"	8 1/2"	.304	12,640	7,500	A/H/G	1.29-1.41/1.32/1.06
Tubing	2 3/8"	5 1/2"	.190	7,700	2,500	N/A	N/A
Liners	N/A						

PACKERS

Kind:	N/A			
Sizes:	N/A			
Depths Set:	N/A			





WW-6B  
(10/14)

MAY 09

WV Department of Environmental Protection

API NO. 47- 073 -  
OPERATOR WELL NO. P5N-2  
Well Pad Name: P5

19) Describe proposed well work, including the drilling and plugging back of any pilot hole:

Drill and Stimulate a new Horizontal Well. Using a top hole rig, we will drill top hole to set conductor and surface casing, move in bottom hole rig drill on air or water based fluid to set intermediate 1 and 2 casing strings, drill on air or water based fluid to top of curve (KOP). Load hole with SOBM trip out pick up BHA for curve and lateral drill well to planned TD. Run production casing and cement per design. Move out rig move in frac company stimulate well with water, sand and chemicals per frac design.

20) Describe fracturing/stimulating methods in detail, including anticipated max pressure and max rate:

200' per stage plug to plug approx 8,500 bbls of water, approx 400,000-500,000 lbs of propan, friction reducer, 1gpt. scale inhibitor and biocide .25 gpt 2,000 gallons 15% vol acid. 95 bpm @ 7,500# pressure.

21) Total Area to be disturbed, including roads, stockpile area, pits, etc., (acres): 30.73

22) Area to be disturbed for well pad only, less access road (acres): 8.97

23) Describe centralizer placement for each casing string:

Vertical - Every 3rd joint place a centralizer to surface.  
Horizontal - Every other joint place a solid body centralizer.  
Curve - Every other joint place a solid body centralizer.

24) Describe all cement additives associated with each cement type:

Class A  
o Surface string (13-3/8") - 15.6 PPG - Class A Cement, 1.5% Calcium Chloride, Cello-flake (if required)  
o Intermediate String (9-5/8") - 15.6 PPG - Class A Cement, 1.5% Calcium Chloride, Foam Preventer (FP-29L)  
o Intermediate String #2 (9-5/8") - 15.6 PPG - Class A Cement, 1.5% Calcium Chloride, Foam Preventer (FP-29L) retarder  
o Production string (5-1/2") - 14.5 PPG - 50% Class A Cement, 50% Fly Ash, Bentonite, Fluid Loss (FL-66), Foam Preventer (FP-24), Foam Preventer (FP-29L), Retarder (R-3), Sugar (Displacement only), Biocide (displacement only)  
Class L  
o Surface String (13-3/8") - 15.6 PPG - Class L Cement, 1.75% Calcium Chloride, Cello-flake (if required)  
o Intermediate String (9-5/8") - 15.6 PPG - Class L Cement, 0.75% Calcium Chloride, Foam Preventer (FP-29L)  
Class G & A Blend  
o Production string (6.5) 14.8-15.6 PPG Antifoam, Surfactant, Class A lead Class G tail, Dispersant, Fluid loss, GAS Block (gas migration preventer) retarder  
Class H & A Blend  
o Production string (6.5) 13.5-15.2 PPG Antifoam, Surfactant, Class A lead Class H tail, Fly Ash, Fluid Loss, XCEM 703 Gas Migration, retarder

25) Proposed borehole conditioning procedures:

-24" surface hole- for the 18 5/8" fresh water case-circulate until clean with air or fresh water. If soaping, slug then dry.  
-17.5" hole- for the intermediate #1 13 3/8" case-circulate until clean with air or fresh water. If soaping, slug then dry.  
-12.25" hole- for the intermediate #2 9 5/8" case-circulate until clean with air or water based fluid. If soaping, slug then dry.  
-8.5" hole from KOP or bottom of 9 5/8" to TD- 5.5" production case-circulate with mud and sweep to condition well bore. If needed weight up mud until no cuttings retrieved, then circulate with mud and sweeps until none or minimal cuttings are being reretrieved.

\*Note: Attach additional sheets as needed.

Jay-Bee Oil & Gas Inc.

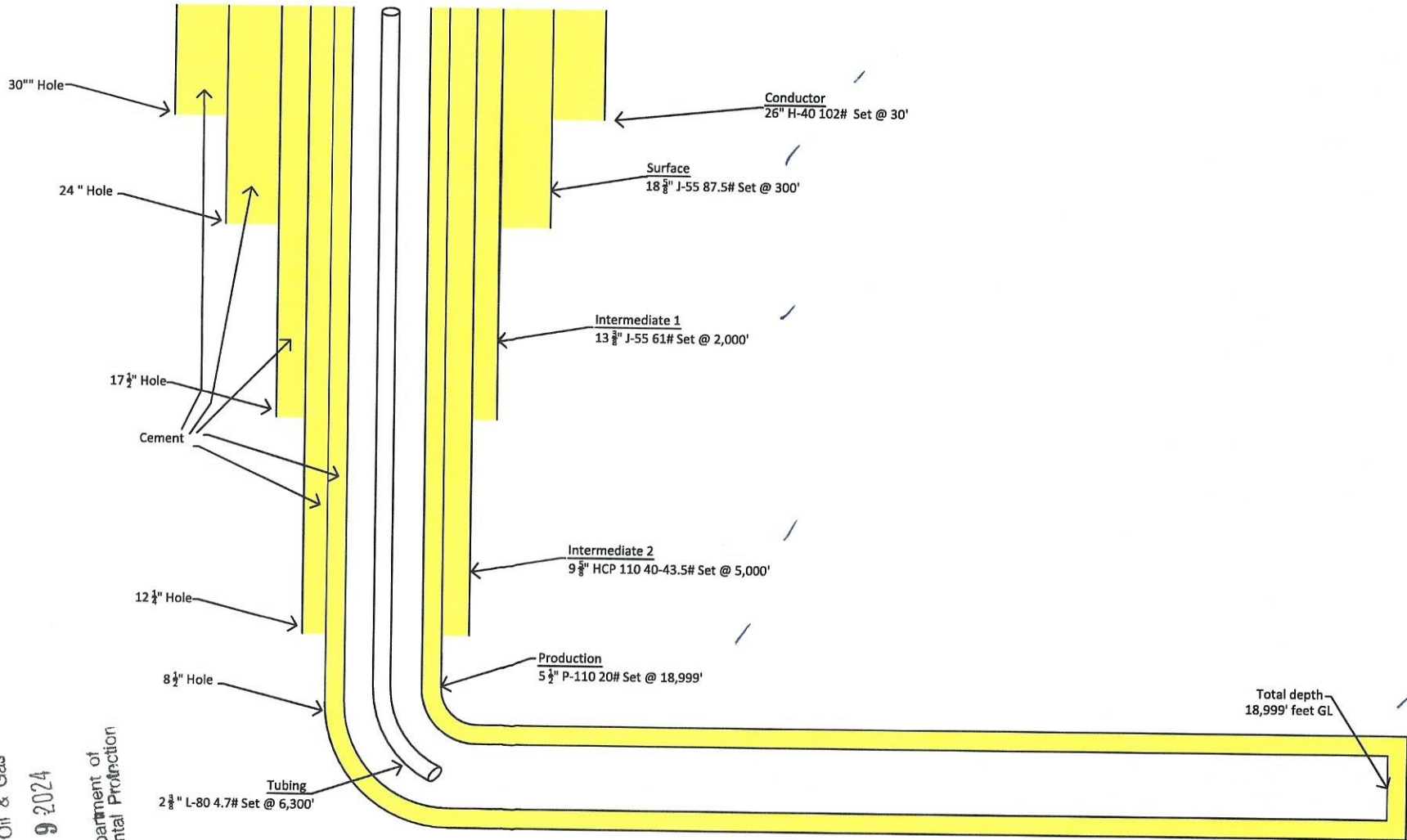
Well Name: P5N2

GL Elevation: 868.9'

District: Union

County: Pleasants

State: West Virginia



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Office of Oil & Gas  
MAY 09 2024  
WV Department of  
Environmental Protection

*Gregory R. ...* 5-1-2024

4707302631

WW-9  
(4/16)

API Number 47 - 073 - 02631  
Operator's Well No. PSN-2

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

FLUIDS/ CUTTINGS DISPOSAL & RECLAMATION PLAN

Operator Name Jay-Bee Oil & Gas, Inc. OP Code 24610

Watershed (HUC 10) Sugar Creek of Outlet Middle Island Creek Quadrangle Bens Run 7 1/2'

Do you anticipate using more than 5,000 bbls of water to complete the proposed well work? Yes  No

Will a pit be used? Yes  No

If so, please describe anticipated pit waste: \_\_\_\_\_

Will a synthetic liner be used in the pit? Yes  No  If so, what ml.? \_\_\_\_\_

Proposed Disposal Method For Treated Pit Wastes:

- Land Application
- Underground Injection ( UIC Permit Number 47-085-09721 )
- Reuse (at API Number \_\_\_\_\_)
- Off Site Disposal (Supply form WW-9 for disposal location)
- Other (Explain Using Contract Haulers (API 47-085-05151))

Will closed loop system be used? If so, describe: Yes, Centrifuge Drying Shaker System for Top Hole & Horizontal section

Drilling medium anticipated for this well (vertical and horizontal)? Air, freshwater, oil based, etc. Air Vertical/Horizontal OBM

-If oil based, what type? Synthetic, petroleum, etc. ABS 40 (Aliphatic Base System)

Additives to be used in drilling medium? Barite, ABS MUL/VIS, Bentone990, CACL2, CalCarb, FLR, Lime, Multifiber, Permaseal, Nut Plug

Drill cuttings disposal method? Leave in pit, landfill, removed offsite, etc. Landfill

-If left in pit and plan to solidify what medium will be used? (cement, lime, sawdust) Landfill

-Landfill or offsite name/permit number? Meadowfill/Permit 101219WV

Permittee shall provide written notice to the Office of Oil and Gas of any load of drill cuttings or associated waste rejected at any West Virginia solid waste facility. The notice shall be provided within 24 hours of rejection and the permittee shall also disclose where it was properly disposed.

I certify that I understand and agree to the terms and conditions of the GENERAL WATER POLLUTION PERMIT issued on August 1, 2005, by the Office of Oil and Gas of the West Virginia Department of Environmental Protection. I understand that the provisions of the permit are enforceable by law. Violations of any term or condition of the general permit and/or other applicable law or regulation can lead to enforcement action.

I certify under penalty of law that I have personally examined and am familiar with the information submitted on this application form and all attachments thereto and that, based on my inquiry of those individuals immediately responsible for obtaining the information, I believe that the information is true, accurate, and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine or imprisonment.

Company Official Signature Emily Potesta

Company Official (Typed Name) Emily Potesta

Company Official Title Regulatory Agent

Subscribed and sworn before me this 30 day of April, 2024

Kendall Hamrick Notary Public

My commission expires 9/14/2028





MAY 09 2024

Form WW-9

WV Department of  
Environmental Protection

Operator's Well No. P5N-2

**Jay-Bee Oil & Gas, Inc.**

Proposed Revegetation Treatment: Acres Disturbed 30.73 Prevegetation pH 6.8

Lime 3 Tons/acre or to correct to pH 6.8

Fertilizer type 10-20-20

Fertilizer amount 500 lbs/acre

Mulch Hay 20 Tons/acre

Seed Mixtures

Temporary		Permanent	
Seed Type	lbs/acre	Seed Type	lbs/acre
Annual Ryegrass	40	Perennial Ryegrass	10
See Well Plan		Creeping Red Fescue	30

Attach:

Maps(s) of road, location, pit and proposed area for land application (unless engineered plans including this info have been provided). If water from the pit will be land applied, include dimensions (L x W x D) of the pit, and dimensions (L x W), and area in acreage, of the land application area

Photocopied section of involved 7.5' topographic sheet.

Plan Approved by: Jeremy Newton ✓

Comments: Follow DEP Regulations

Title: OOG Inspector

Date: 5-1-2024

Field Reviewed? ( ) Yes ( ) No

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WV Department of  
Environmental Protection

# P5N-2

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# WELL SITE SAFETY PLAN

JAY-BEE OIL & GAS, INC

*[Handwritten Signature]*

5-1-2024

06/14/2024



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Office of Oil & Gas

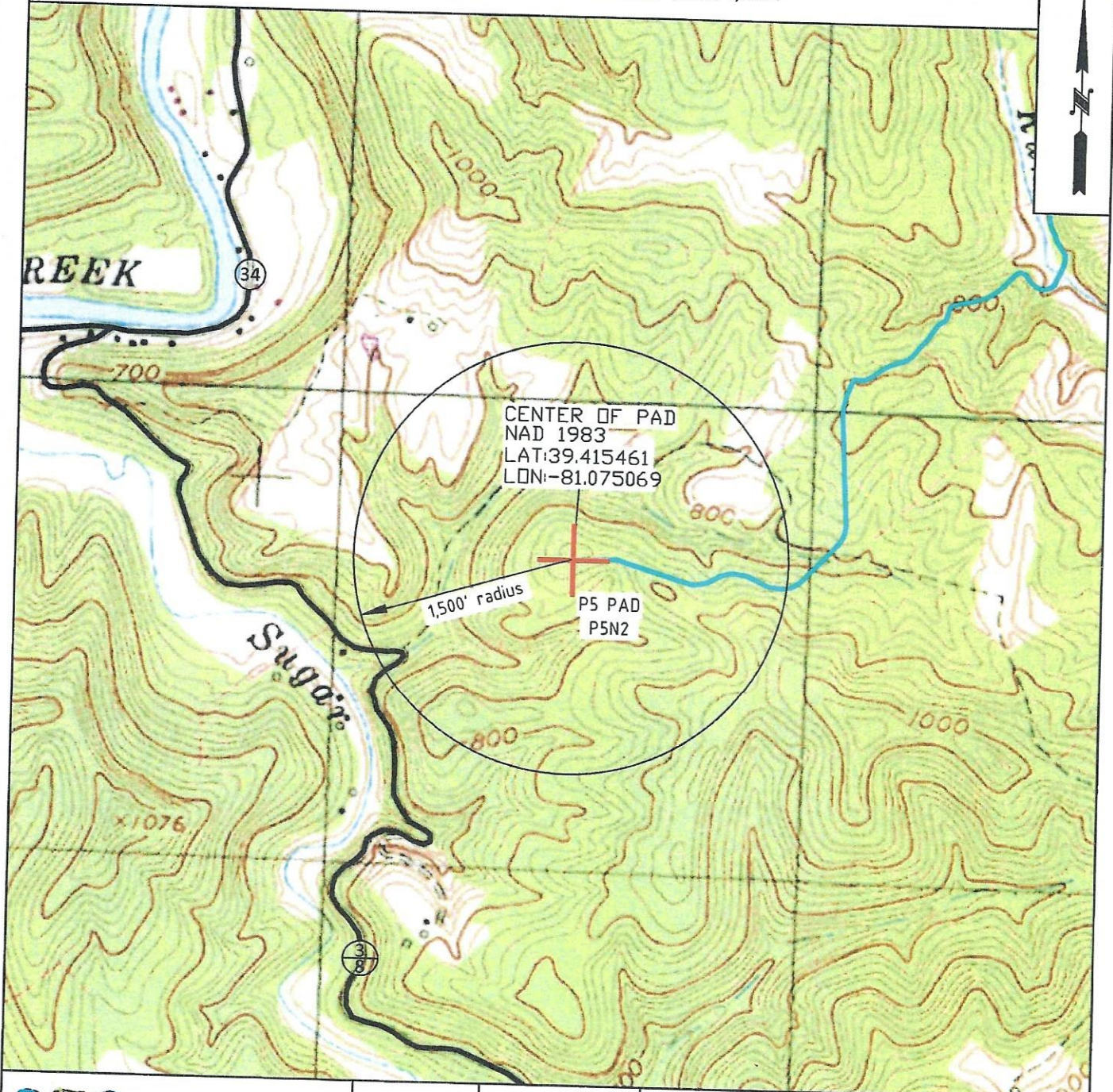
MAY 09 2024

WV Department of  
Environmental Protection

# PROPOSED P5 PAD P5N2

EXHIBIT 3

There appears to be Zero (0) residences within 1,500'.



Jay Bee  
Oil & Gas  
**DRILLING**  
into the future

OPERATOR	TOPO SECTION	WELL NAME
JAYBEE OIL & GAS INC. 429 Simonton Rd. Ellenboro, WV 26346	BENS RUN 7.5'	P5N2
	SCALE: 1" = 1000'	DATE: DATE: 04-03-2024

06/14/2024



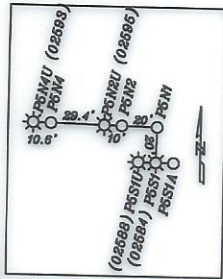
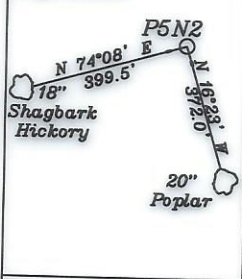
LATITUDE 39-25-00 N (TH)

Top Hole 9,449'

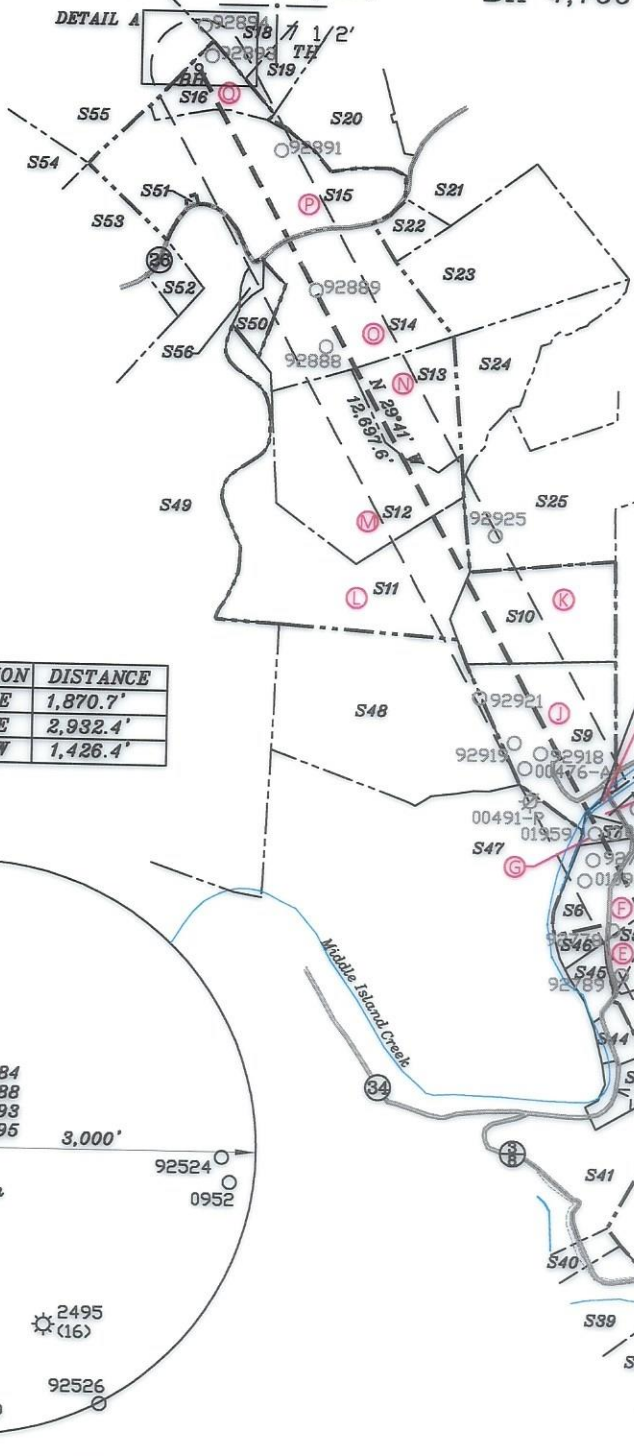
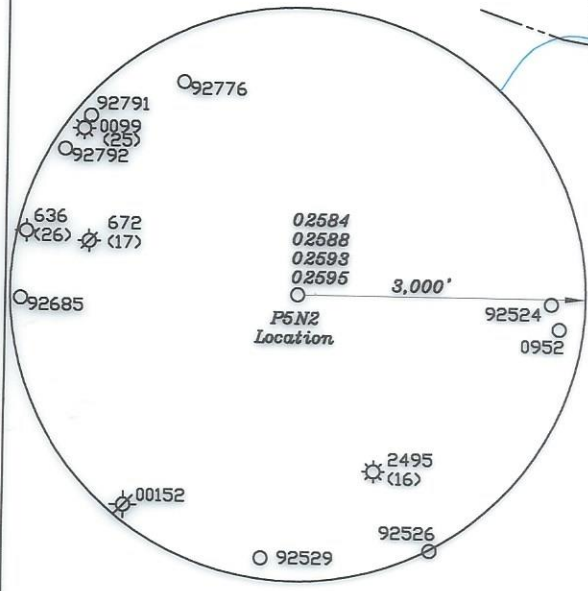
LATITUDE 39-27-30 N (BH)

BH 4,766'

References:



NUMBER	DIRECTION	DISTANCE
L1	N04°08' E	1,870.7'
L2	S73°36' E	2,932.4'
L3	N33°08' W	1,426.4'



<b>Top Hole</b>
Geo NAD 83- 39.415518 N, 81.075109 W
UTM NAD 83(Meters)- 4362891.35 N, 493534.42 E
UTM NAD 83(Feet)- 14313919.37N, 1619204.19 E
<b>Landing Point</b>
Geo NAD 83- 39.418759 N, 81.077942 W
UTM NAD 83(Meters)- 4363251.31 N, 493290.86 E
UTM NAD 83(Feet)- 14315100.35 N, 1618405.10 E
<b>Bottom Hole</b>
Geo NAD 83- 39.449043 N, 81.100210 W
UTM NAD 83(Meters)- 4366614.12 N, 491377.76 E
UTM NAD 83(Feet)- 14326133.15 N, 1612128.53 E

-- LEGEND --	
	Lease lines
	500' from well
	bore path
	Surface tracts
	within lease
	Adjoiner tracts

LONGITUDE 81-05-00 W  
Bottom Hole 3,384'

LONGITUDE 81-02-30 W  
Top Hole 419'

FILE NO. \_\_\_\_\_  
DRAWING NO. 1  
SCALE 1" = 2000'  
MINIMUM DEGREE OF  
ACCURACY 1 in 200  
PROVEN SOURCE OF  
ELEVATION GPS  
submeter unit

I THE UNDERSIGNED, HEREBY CERTIFY THAT THIS PLAT IS CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF AND SHOWS ALL THE INFORMATION REQUIRED BY LAW AND THE RULES ISSUED AND PRESCRIBED BY THE DEPARTMENT OF ENVIRONMENTAL PROTECTION.

(SIGNED) David L Jackson  
R.P.E. \_\_\_\_\_ P.S. 708



STATE OF WEST VIRGINIA  
Division of Environmental Protection  
OFFICE OF OIL AND GAS

DATE May 07, 2024

OPERATOR'S WELL NO. P5N2  
API WELL NO. 47-073-02631  
STATE COUNTY PERMIT

WELL TYPE: OIL GAS  LIQUID INJECTION WASTE DISPOSAL  
(IF "GAS") PRODUCTION  STORAGE DEEP SHALLOW

LOCATION: ELEVATION 868.9' WATER SHED Sugar Creek of Outlet Middle Island Creek (HUC-10)  
DISTRICT Union COUNTY Pleasants  
QUADRANGLE Bens Run 7 1/2'

SURFACE OWNER Jay-Bee Royalty, LLC ACREAGE 165.0 Ac.  
OIL & GAS ROYALTY OWNER Jay-Bee Royalty, LLC LEASE ACREAGE 165.0 Ac.  
LEASE 06/14/2024

PROPOSED WORK: DRILL  CONVERT DRILL DEEPER REDRILL FRACTURE OR  
STIMULATE  PLUG OFF OLD FORMATION PERFORATE NEW  
FORMATION OTHER PHYSICAL CHANGE IN WELL (SPECIFY)

PLUG AND ABANDON CLEAN OUT AND REPLUG  
TARGET FORMATION Marcellus ESTIMATED DEPTH TVD = 5,830'; TMD = 18,999'  
WELL OPERATOR Jay-Bee Oil & Gas, Inc. DESIGNATED AGENT Deborah Broda-Morgan  
ADDRESS 16 South Avenue W, Ste 118, Cranford NJ 07016 ADDRESS 429 Simonton Road, Ellenboro, WV 26346



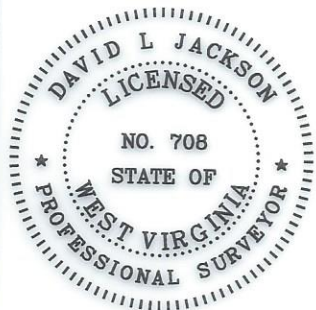
form wv6

**JACKSON SURVEYING  
INC.**  
2413 East Pike Street  
#112  
Clarksburg, WV 26301  
304-623-5851

**Notes:**

- All wells within 500' of the horizontal leg are shown on this plat based upon information taken from DEP mapping, well plats, & aerial photos.
- Ties to wells and corners are based on State Plane Grid North-WV North Zone NAD 83.
- Surface and Royalty owner information and boundaries shown hereon were plotted from deeds and/or Tax Parcel Maps and/or field locations.
- This plat does not represent a boundary survey of parcels shown hereon.
- No water wells were found within 250' of the well location. No dwellings or buildings were found within 625' from the center of the proposed pad. No perennial streams are located within 100' of LOD. No producing trout stream is located within 300' of LOD.

Tags	Number	Tax Map -Parcel	Surface Owner	Acres
A	S1	7-11-29	Jay-Bee Royalty LLC	165
B	S2	7-11-27	Darin J Barber	165
C	S3	7-11-25.10	Marvin E & Sandra K Lamm	18.287
D	S4	7-11-25.9	Roger Q & Kimberly A Holmes	20.534
E	S5	7-11-25.2	Joshua Scott & Abigail Kathryn Holmes	4.687
F	S6	7-11-3	Sandra K. Lamm, Ronald S. Holmes, Roger Q. Holmes, & Kenneth G. Holmes	18.203
G	S7	7-11-3.1	Brian M. Holmes	1.75
H	S8	7-11-4	Brian M. Holmes	1
I	S17		West Virginia Department of Natural Resources	Middle Island Creek
J	S9	7-6-103	Robert William Butler & Cathleen Louisa Peracchio	38.93
K	S10	7-6-67	Robert William Butler & Cathleen Louisa Peracchio	37
L	S11	7-6-64	Lisa Stanley Trustee of R Dean Smith 2009 Trust FBO Lisa	69.887
M	S12	7-6-37	Louie A. Stanley	60
N	S13	7-5-38	Charles R. & Beth Ann Mankins	23.5
O	S14	7-6-30	Charles R. & Beth Ann Mankins	45
P	S15	7-6-100.1	Tyrell W. & Amanda L Childers	66.71
Q	S16	7-6-13	Tyrell W. Childers	12.06
	S18	7-6-1	James E & Lenora E Renner	100
	S19	7-6-2	James Clemmons	15.38
	S20	7-6-14	Rodney A & Trudy L Penthtel	29.885
	S21	7-6-26	Benny Edward & Nancy Jane Dalrymple	20.697
	S22	7-6-32	Richard L Jr. & Berylann Lewis	6.08
	S23	7-6-33	Jay-Bee Royalty LLC	51.478
	S24	7-6-39	Charles R. & Beth Ann Mankins	25.5
	S25	7-6-65	Haessly Land and Timber LLC	47.5
	S26	7-6-70	Kay K. Lonas, Billie A. Doss, Constance E. Smith & Martha L. Sams	141.361
	S27	7-11-5	Roger Q. & Kimberly A. Holmes	111
	S28	7-11-16	John A. & Edith U. Smith	189.21
	S29	7-11-28	Jay-Bee Royalty LLC	56.5
	S30	7-11-30	Jay-Bee Oil & Gas Inc	25.14
	S31	7-11-31	Jay-Bee Oil & Gas Inc	13.11
	S32	7-11-45.1	Gardner Cemetery	0.5343
	S33	7-11-45	Matthew A. & Dawna M. Taylor	94.61
	S34	7-11-43	Matthew A. & Dawna M. Taylor	18.6
	S35	7-11-44	Matthew A. & Dawna M. Taylor	25.8
	S36	7-11-41	Melanie Jo Manuse Revocable Trust	123.27
	S37	7-11-40	Jay-Bee Royalty LLC	62.063
	S38	7-11-34	Max E. & Linda L. Hall & Christopher G. Hall & Curtis M. Hall	38.33
	S39	7-11-35	Jay-Bee Royalty LLC	30.893
	S40	7-11-33	Edward W. Williamson & Jeffrey L. Williamson	14.25
	S41	7-11-25.12	Kenneth G. & Doris A. Holmes	21.267
	S42	7-11-25.14	Joshua S. & Abigail K. Holmes	2.268
	S43	7-11-25.11	Joshua Holmes	9.131
	S44	7-11-25	Joshua Scott & Abigail Kathryn Holmes	5.033
	S45	7-11-02	Gary & Beverly Burian	6.130
	S46	7-11-03.2	Edward B Holmes	3.447
	S47	7-11-1	Jay-Bee Royalty LLC	157.5
	S48	7-6-66	Jay-Bee Royalty LLC	85
	S49	7-6-111	Spring Mountain Holding, LLC	321.62
	S50	7-6-30.1	David Roger & Patty Sue McCartney	6
	S51	7-6-100	C J Barnhart Heirs (Cemetery)	0.25
	S52	7-6-109	Nathan Wade Bennett	5.011
	S53	7-5-38	Timothy R & Pamela J Nichols	11.211
	S54	7-5-3	Bens Run Land Company Limited Partnership	176.05
	S55	7-1-5	Bens Run Land Company Limited Partnership	139.21
	S56	7-6-31	David Roger & Patty Sue McCartney	0.75



P.S. 708

*David L Jackson*

**DETAIL A**



06/14/2024



Jay Bee  
Oil & Gas  
**DRILLING**  
into the future

API #: 47-073-02631  
WELL #: P5N2  
DISTRICT: Union  
COUNTY: Pleasants  
STATE: WV

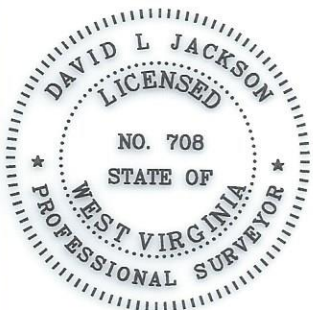
**WELL PLAT**  
PAGE 2 OF 3  
DATE: 05/07/2024



form wv6

JACKSON SURVEYING  
 INC.  
 2413 East Pike Street  
 #112  
 Clarksburg, WV 26301  
 304-623-5851

<u>Tract</u>	<u>District Tax Map/Parcel</u>	<u>JB Tract #</u>	<u>Lessor, Grantor, etc</u>	<u>Deed Book/Page</u>	<u>Acres</u>
A	P7207	07-11-29	Jay-Bee Royalty, LLC	312/470 312/199 312/465 312/481 316/347 318/674	165
B	P7206	07-11-27	Carl Edward Evans, Jr., et al	301/242	165
C	P7267J	07-11-25.10	Jeffrey Dale Sole, et al	317/13	18.287
D	P7267I	07-11-25.9	Roger Q. & Kimberly A. Holmes, et al	316/644	20.534
E	P7267B	07-11-25.2	Ronald S. Holmes, et al	317/17	4.687
F	P7267O	07-11-3	Sandra K. Lamm, et al	317/30	18.203
G	P7267P	07-11-3.1	Roger Q. & Kimberly A. Holmes	316/644	1.75
H	P7267R	07-11-4	Roger Q. & Kimberly A. Holmes	316/644	1
I	DNR 5	Middle Island Creek	West Virginia Division of Natural Resources	329/653	Middle Island Creek
J	P7059	07-6-103	Ridgetop Capital IV, LP, et al	294/257	38.93
K	P7201A, P7201	07-6-67	Karen J. Bennett, et al	315/419	38.93
L	P7122	07-6-64	BMB Enterprises, LLC, et al	293/620	69.887
M	P7121	07-6-37	BMB Enterprises, LLC, et al	293/620	60
N	P7111	07-6-38	Riverside Resources, LLC	300/193	23.5
O	P7070	07-6-30	Ridgetop Capital IV, LP, et al	294/257	45
P	P7113	07-6-100.1	BMB Enterprises, LLC, et al	293/620	66.71
Q	P7062	07-6-13	Ridgetop Capital IV, LP, et al	294/257	12.06



P.S. 708 *David L Jackson*

06/14/2024



Jay Bee  
 Oil & Gas  
**DRILLING**  
 into the future

API #: 47-073- 02631  
 WELL #: P5N2  
 DISTRICT: Union  
 COUNTY: Pleasants  
 STATE: WV

**WELL PLAT**  
 PAGE 3 OF 3  
 DATE: 05/07/2024



WW-6A1  
(5/13)

RECEIVED  
Office of Oil & Gas

Operator's Well No. P5N-2

MAY 09 2024

WV Department of Environmental Protection  
**INFORMATION SUPPLIED UNDER WEST VIRGINIA CODE  
Chapter 22, Article 6A, Section 5(a)(5)  
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:

Lease Name or Number	Grantor, Lessor, etc.	Grantee, Lessee, etc.	Royalty	Book/Page
----------------------	-----------------------	-----------------------	---------	-----------

PLEASE SEE ATTACHED EXHIBIT TO WW-6A1

**Acknowledgement of Possible Permitting/Approval  
In Addition to the Office of Oil and Gas**

The permit applicant for the proposed well work addressed in this application hereby acknowledges the possibility of the need for permits and/or approvals from local, state, or federal entities in addition to the DEP, Office of Oil and Gas, including but not limited to the following:

- WV Division of Water and Waste Management
- WV Division of Natural Resources WV Division of Highways
- U.S. Army Corps of Engineers
- U.S. Fish and Wildlife Service
- County Floodplain Coordinator

The applicant further acknowledges that any Office of Oil and Gas permit in no way overrides, replaces, or nullifies the need for other permits/approvals that may be necessary and further affirms that all needed permits/approvals should be acquired from the appropriate authority before the affected activity is initiated.

Well Operator: Jay-Bee Oil & Gas, Inc.  
 By: Emily Potesta  
 Its: Regulatory Agent

## Jay-Bee Oil &amp; Gas, Inc. - P5N-2 Permit - WW-6A1 Exhibit

Tracts	JB Tract #	First	Middle	Last	Lessee, Grantee, etc.	Royalty %	Deed Book/Page	Leased Acres
A	07-11-29	Jay-Bee Royalty, LLC			BB Land, LLC	≥ 12.5%	312/470 312/199 312/465 312/481 316/347 318/674	165
B	07-11-27	Carl	Edward	Evans, Jr.	BB Land, LLC	≥ 12.5%	301/242	165
B	07-11-27	Nancy	Alberta	Tabler	BB Land, LLC	≥ 12.5%	301/242	165
B	07-11-27	Leslie	Mae	Bunner	Antero	≥ 12.5%	301/242	165
B	07-11-27	Jay-Bee Royalty, LLC			BB Land, LLC	≥ 12.5%	312/13 312/5 312/1 311/695 312/21 312/17 312/25 312/33 312/29 312/9	165
B	07-11-27	Assignment from Antero to BB Land, LLC			BB Land, LLC		318/620	165
C	07-11-25.10	Marvin E. &	Sandra K.	Lamm	BB Land, LLC	≥ 12.5%	317/30	18.287
C	07-11-25.10	Jeffrey	Dale	Sole	BB Land, LLC	≥ 12.5%	317/13	18.287
C	07-11-25.10	Patrick	Dean	Sole	BB Land, LLC	≥ 12.5%	317/13	18.287
C	07-11-25.10	Joyce	Kay Mixer	Caputo	BB Land, LLC	≥ 12.5%	317/25	18.287
C	07-11-25.10	Stuart	A.	Hamilton	BB Land, LLC	≥ 12.5%	317/25	18.287
D	07-11-25.9	Roger Q. &	Kimberly A.	Holmes	BB Land, LLC	≥ 12.5%	316/644	20.534
D	07-11-25.9	Jeffrey	Dale	Sole	BB Land, LLC	≥ 12.5%	317/13	20.534
D	07-11-25.9	Patrick	Dean	Sole	BB Land, LLC	≥ 12.5%	317/13	20.534
D	07-11-25.9	Joyce	Kay Mixer	Caputo	BB Land, LLC	≥ 12.5%	317/25	20.534
D	07-11-25.9	Stuart	A.	Hamilton	BB Land, LLC	≥ 12.5%	317/25	20.534
E	07-11-25.2	Ronald	S.	Holmes	BB Land, LLC	≥ 12.5%	317/17	4.687
E	07-11-25.2	Roger	Q.	Holmes	BB Land, LLC	≥ 12.5%	316/644	4.687
E	07-11-25.2	Sandra	K.	Lamm	BB Land, LLC	≥ 12.5%	317/30	4.687
E	07-11-25.2	Kenneth	G.	Holmes	BB Land, LLC	≥ 12.5%	317/21	4.687
E	07-11-25.2	Joyce	Kay Mixer	Caputo	BB Land, LLC	≥ 12.5%	317/25	4.687
E	07-11-25.2	Stuart	A.	Hamilton	BB Land, LLC	≥ 12.5%	317/25	4.687
F	07-11-3	Ronald	S.	Holmes	BB Land, LLC	≥ 12.5%	317/17	18.453
F	07-11-3	Roger	Q.	Holmes	BB Land, LLC	≥ 12.5%	316/644	18.453
F	07-11-3	Sandra	K.	Lamm	BB Land, LLC	≥ 12.5%	317/30	18.453
F	07-11-3	Kenneth	G.	Holmes	BB Land, LLC	≥ 12.5%	317/21	18.453
F	07-11-3	Joyce	Kay Mixer	Caputo	BB Land, LLC	≥ 12.5%	317/25	18.453





4707302631



**Jay-Bee Oil & Gas, Inc.**  
429 Simonton Rd.  
Ellenboro, WV 26346

RECEIVED  
Office of Oil & Gas

MAY 09 2024

WV Department of  
Environmental Protection

May 6<sup>th</sup>, 2024

Permitting Office  
Office of Oil and Gas  
WV Department of Environmental Protection  
601 57<sup>th</sup> St. SE  
Charleston, WV 25304

Re: P5N-2 Well

Permitting Office:

As you know we have applied for a well permit for the P5N-2 Well in Pleasants County, West Virginia. This pad is located off of Arvilla Rd. This wellbore does not travel under any public roads maintained by the WV Department of Highways.

If you would have any questions concerning this matter, please feel free to contact me at our office or by cell phone – 304-933-3878 or 304-203-0665.

Sincerely,

Emily Potesta  
Regulatory Agent

WW-PN  
(11-18-2015)

Office of Oil & Gas

MAY 09 2024

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WV Department of  
Environmental Protection

### Horizontal Natural Gas Well Work Permit Application Notice By Publication

**Notice is hereby given:**

Pursuant to West Virginia Code 22-6A-10(e) prior to filing an application for a permit for a horizontal well the applicant shall publish in the county in which the well is located or is proposed to be located a Class II legal advertisement.

**Paper:** St. Marys Oracle

**Public Notice Date:** 03/13/2024 & 03/20/2024

The following applicant intends to apply for a horizontal natural well work permit which disturbs three acres or more of surface excluding pipelines, gathering lines and roads or utilizes more than two hundred ten thousand gallons of water in any thirty day period.

**Applicant:** Jay-Bee Oil & Gas, Inc.

**Well Number:** P5N-2

**Address:** 429 Simonton Rd.

Ellenboro, WV 26346

**Business Conducted:** Natural gas production.

**Location –**

State: West Virginia ✓

County: Pleasants ✓

District: Union ✓

Quadrangle: Bens Run 7 1/2' ✓

UTM Coordinate NAD83 Northing: 4362891.35 ✓

UTM coordinate NAD83 Easting: 493534.42 ✓

Watershed: Sugar Run of Outlet Middle Island Creek (HUC 10)

**Coordinate Conversion:**

To convert the coordinates above into longitude and latitude, visit: [http://tagis.dep.wv.gov/convert/llutm\\_conus.php](http://tagis.dep.wv.gov/convert/llutm_conus.php)

**Electronic notification:**

To receive an email when applications have been received or issued by the Office of Oil and Gas, visit <http://www.dep.wv.gov/insidedep/Pages/DEPMailingLists.aspx> to sign up.

**Reviewing Applications:**

Copies of the proposed permit application may be reviewed at the WV Department of Environmental Protection headquarters, located at 601 57<sup>th</sup> Street, SE Charleston, WV 25304 (304-926-0450). Full copies or scans of the proposed permit application will cost \$15, whether mailed or obtained at DEP headquarters. Copies may be requested by calling the office or by sending an email to [DEP.comments@wv.gov](mailto:DEP.comments@wv.gov).

**Submitting Comments:**

Comments may be submitted online at <https://apps.dep.wv.gov/oog/comments/comments.cfm>, or by letter to Permit Review, Office of Oil and Gas, 601 57<sup>th</sup> Street, SE Charleston, WV 25304. Please reference the county, well number, and operator when using this option.

Regardless of format for comment submissions, they must be received no later than thirty days after the permit application is received by the Office of Oil and Gas.

For information related to horizontal drilling visit: [www.dep.wv.gov/oil-and-gas/pages/default.aspx](http://www.dep.wv.gov/oil-and-gas/pages/default.aspx)

06/14/2024



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Office of Oil & Gas  
MAY 09 2024

4707302631

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

Date of Notice Certification: 05/06/2024

API No. 47- 073  
Operator's Well No. P5N-2  
Well Pad Name: P5

**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:

State:	<u>West Virginia</u>	UTM NAD 83	Easting:	<u>493534.42</u>
County:	<u>Pleasants</u>		Northing:	<u>4362891.35</u>
District:	<u>Union</u>	Public Road Access:	<u>Arvilla Rd.</u>	
Quadrangle:	<u>Bens Run 7 1/2'</u>	Generally used farm name:	<u>Jay-Bee Royalty, LLC</u>	
Watershed:	<u>Sugar Run of Outlet Middle Island Creek (HUC 10)</u>			

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:  *PLEASE CHECK ALL THAT APPLY  <input type="checkbox"/> 1. NOTICE OF SEISMIC ACTIVITY or <input checked="" type="checkbox"/> NOTICE NOT REQUIRED BECAUSE NO SEISMIC ACTIVITY WAS CONDUCTED  <input type="checkbox"/> 2. NOTICE OF ENTRY FOR PLAT SURVEY or <input checked="" type="checkbox"/> NO PLAT SURVEY WAS CONDUCTED  <input checked="" type="checkbox"/> 3. NOTICE OF INTENT TO DRILL or <input type="checkbox"/> NOTICE NOT REQUIRED BECAUSE NOTICE OF ENTRY FOR PLAT SURVEY WAS CONDUCTED or  <input type="checkbox"/> WRITTEN WAIVER BY SURFACE OWNER (PLEASE ATTACH)  <input checked="" type="checkbox"/> 4. NOTICE OF PLANNED OPERATION  <input checked="" type="checkbox"/> 5. PUBLIC NOTICE  <input checked="" type="checkbox"/> 6. NOTICE OF APPLICATION		<b>OOG OFFICE USE ONLY</b>  <input type="checkbox"/> RECEIVED/ NOT REQUIRED  <input type="checkbox"/> RECEIVED  <input type="checkbox"/> RECEIVED/ NOT REQUIRED  <input type="checkbox"/> RECEIVED  <input type="checkbox"/> RECEIVED  <input type="checkbox"/> RECEIVED
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**Required Attachments:**

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

06/14/2024

4707302631

WW-6AC  
(1/12)

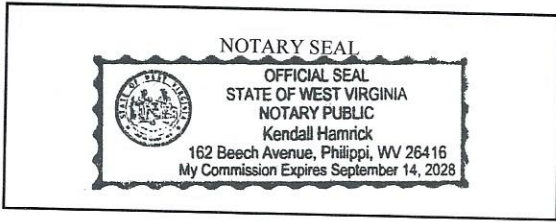
RECEIVED  
Office of Oil & Gas  
MAY 09 2024

**Certification of Notice is hereby given:**

THEREFORE, I Emily Potesta, 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 of Enforcement above, to the required parties through personal service, by registered mail or by any method of delivery that requires a receipt or signature confirmation. I certify under penalty of law that I have personally examined and am familiar with the information submitted in this Notice Certification and all attachments, and that based on my inquiry of those individuals immediately responsible for obtaining the information, I believe that the information is true, accurate and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment.

Well Operator: Jay-Bee Oil & Gas, Inc.  
By: Emily Potesta  
Its: Regulatory Agent  
Telephone: 304-628-3111

Address: 429 Simonton Rd. P.O. Box 129  
Ellenboro, WV 26346  
Facsimile: 304-628-3119  
Email: epotesta@jaybeoil.com



Subscribed and sworn before me this 7 day of May 2024.  
Kendall Hamrick Notary Public  
My Commission Expires 9/14/2028

**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](mailto:depprivacyofficer@wv.gov).

06/14/2024



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.

RECEIVED  
Office of Oil & Gas  
MAY 09 2024

Date of Notice: 4/19/2024 Date Permit Application Filed: 5/6/2024

Notice of:

- PERMIT FOR ANY WELL WORK
- CERTIFICATE OF APPROVAL FOR THE CONSTRUCTION OF AN IMPOUNDMENT OR PIT

WV Department of Environmental Protection

Delivery method pursuant to West Virginia Code § 22-6A-10(b)

- PERSONAL SERVICE
- REGISTERED MAIL
- METHOD OF DELIVERY THAT REQUIRES A RECEIPT OR SIGNATURE CONFIRMATION

Pursuant to W. Va. Code § 22-6A-10(b) no later than the filing date of the application, the applicant for a permit for any well work or for a certificate of approval for the construction of an impoundment or pit as required by this article shall deliver, by personal service or by registered mail or by any method of delivery that requires a receipt or signature confirmation, copies of the application, the erosion and sediment control plan required by section seven of this article, and the well plat to each of the following persons: (1) The owners of record of the surface of the tract on which the well is or is proposed to be located; (2) The owners of record of the surface tract or tracts overlying the oil and gas leasehold being developed by the proposed well work, if the surface tract is to be used for roads or other land disturbance as described in the erosion and sediment control plan submitted pursuant to subsection (c), section seven of this article; (3) The coal owner, operator or lessee, in the event the tract of land on which the well proposed to be drilled is located [sic] is known to be underlain by one or more coal seams; (4) The owners of record of the surface tract or tracts overlying the oil and gas leasehold being developed by the proposed well work, if the surface tract is to be used for the placement, construction, enlargement, alteration, repair, removal or abandonment of any impoundment or pit as described in section nine of this article; (5) Any surface owner or water purveyor who is known to the applicant to have a water well, spring or water supply source located within one thousand five hundred feet of the center of the well pad which is used to provide water for consumption by humans or domestic animals; and (6) The operator of any natural gas storage field within which the proposed well work activity is to take place. (c)(1) If more than three tenants in common or other co-owners of interests described in subsection (b) of this section hold interests in the lands, the applicant may serve the documents required upon the person described in the records of the sheriff required to be maintained pursuant to section eight, article one, chapter eleven-a of this code. (2) Notwithstanding any provision of this article to the contrary, notice to a lien holder is not notice to a landowner, unless the lien holder is the landowner. W. Va. Code R. § 35-8-5.7.a requires, in part, that the operator shall also provide the Well Site Safety Plan ("WSSP") to the surface owner and any water purveyor or surface owner subject to notice and water testing as provided in section 15 of this rule.

Application Notice  WSSP Notice  E&S Plan Notice  Well Plat Notice is hereby provided to:

SURFACE OWNER(s)

Name: SEE ATTACHED LIST Exhibit 6A  
Address: \_\_\_\_\_

Name: \_\_\_\_\_  
Address: \_\_\_\_\_

SURFACE OWNER(s) (Road and/or Other Disturbance)

Name: SEE ATTACHED LIST Exhibit 6A  
Address: \_\_\_\_\_

Name: \_\_\_\_\_  
Address: \_\_\_\_\_

SURFACE OWNER(s) (Impoundments or Pits)

Name: \_\_\_\_\_  
Address: \_\_\_\_\_

COAL OWNER OR LESSEE

Name: \_\_\_\_\_  
Address: \_\_\_\_\_

COAL OPERATOR

Name: \_\_\_\_\_  
Address: \_\_\_\_\_

SURFACE OWNER OF WATER WELL AND/OR WATER PURVEYOR(s)

Name: SEE ATTACHED LIST Exhibit 6A  
Address: \_\_\_\_\_

OPERATOR OF ANY NATURAL GAS STORAGE FIELD

Name: \_\_\_\_\_  
Address: \_\_\_\_\_

\*Please attach additional forms if necessary



WW-6A

(8-13)

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Office of Oil & Gas

4707302631  
API NO. 47-073  
OPERATOR WELL NO. P5N-2  
Well Pad Name: P5

**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 operations 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 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.

Pursuant to W. Va. Code R. § 35-8-5.7.a, the operator shall provide the Well Site Safety Plan to the surface owner and any water purveyor or surface owner subject to notice and water testing as provided in section 15 of this rule.

Pursuant to W. Va. Code R. § 35-8-15.2.c, this notice shall: (1) contain a statement of the surface owner's and water purveyor's right to request sampling and analysis; (2) advise the surface owner and water purveyor of the rebuttable presumption for contamination or deprivation of a fresh water source or supply; advise the surface owner and water purveyor that refusal to allow the operator to conduct a pre-drilling water well test constitutes a method to rebut the presumption of liability; (3) advise the surface owner and water purveyor of his or her independent right to sample and analyze any water supply at his or her own expense; advise the surface owner and water purveyor whether or not the operator will utilize an independent laboratory to analyze any sample; and (4) advise the surface owner and or water purveyor that he or she can obtain from the Chief a list of water testing laboratories in the subject area capable of and qualified to test water supplies in accordance with standard acceptable methods.

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

**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

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WW-6A  
(8-13)

API NO. 47- 073 -  
OPERATOR WELL NO. P5N-2  
Well Pad Name: P5

Wv. Department of  
Environmental Protection

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.

**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. The operator shall provide an analysis to such surface landowner or water purveyor at their request.

**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. A surface owner and water purveyor has an independent right to sample and analyze any water supply at his or her own expense. The laboratory utilized by the operator shall be approved by the agency as being certified and capable of performing sample analyses in accordance with this section.

**Rebuttable Presumption for Contamination or Deprivation of a Fresh Water Source or Supply:**

W. Va. Code § 22-6A-18 requires that (b) unless rebutted by one of the defenses established in subsection (c) of this section, in any action for contamination or deprivation of a fresh water source or supply within one thousand five hundred feet of the center of the well pad for horizontal well, there is a rebuttable presumption that the drilling and the oil or gas well or either was the proximate cause of the contamination or deprivation of the fresh water source or supply. (c) In order to rebut the presumption of liability established in subsection (b) of this section, the operator must prove by a preponderance of the evidence one of the following defenses: (1) The pollution existed prior to the drilling or alteration activity as determined by a predrilling or prealteration water well test. (2) The landowner or water purveyor refused to allow the operator access to the property to conduct a predrilling or prealteration water well test. (3) The water supply is not within one thousand five hundred feet of the well. (4) The pollution occurred more than six months after completion of drilling or alteration activities. (5) The pollution occurred as the result of some cause other than the drilling or alteration activity. (d) Any operator electing to preserve its defenses under subdivision (1), subsection (c) of this section shall retain the services of an independent certified laboratory to conduct the predrilling or prealteration water well test. A copy of the results of the test shall be submitted to the department and the surface owner or water purveyor in a manner prescribed by the secretary. (e) Any operator shall replace the water supply of an owner of interest in real property who obtains all or part of that owner's supply of water for domestic, agricultural, industrial or other legitimate use from an underground or surface source with a comparable water supply where the secretary determines that the water supply has been affected by contamination, diminution or interruption proximately caused by the oil or gas operation, unless waived in writing by that owner. (f) The secretary may order the operator conducting the oil or gas operation to: (1) Provide an emergency drinking water supply within twenty-four hours; (2) Provide temporary water supply within seventy-two hours; (3) Within thirty days begin activities to establish a permanent water supply or submit a proposal to the secretary outlining the measures and timetables to be used in establishing a permanent supply. The total time in providing a permanent water supply may not exceed two years. If the operator demonstrates that providing a permanent replacement water supply cannot be completed within two years, the secretary may extend the time frame on case-by-case basis; and (4) Pay all reasonable costs incurred by the real property owner in securing a water supply. (g) A person as described in subsection (b) of this section aggrieved under the provisions of subsections (b), (e) or (f) of this section may seek relief in court... (i) Notwithstanding the denial of the operator of responsibility for the damage to the real property owner's water supply or the status of any appeal on determination of liability for the damage to the real property owner's water supply, the operator may not discontinue providing the required water service until authorized to do so by the secretary or a court of competent jurisdiction.

**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 57<sup>th</sup> 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.**

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**Time Limits and Methods for Filing Comments.**

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

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

**Comment Requirements**

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

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

**Permit Denial or Condition**

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

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

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.

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WW-6A  
(8-13)

4707302631  
API NO. 47-073  
OPERATOR WELL NO. P5N-2  
Well Pad Name: P5

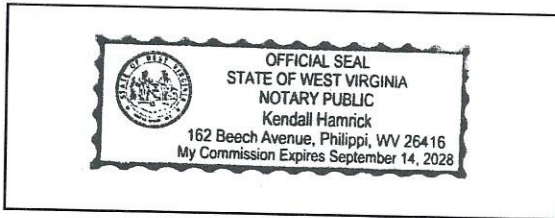
**Notice is hereby given by:**

Well Operator: Jay-Bee Oil & Gas, Inc  
Telephone: 304-628-3111  
Email: epotesta@jaybeeoil.com

Address: 429 Simonton Rd. P.O. Box 129  
Ellenboro, WV 26346  
Facsimile: 304-628-3119

**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](mailto:depprivacyofficer@wv.gov).



Subscribed and sworn before me this 7 day of May, 2024.

Kendall Hamrick Notary Public

My Commission Expires 9/14/2028

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WW-6A4  
(1/12)

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Operator Well No. P5N-2

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STATE OF WEST VIRGINIA  
DEPARTMENT OF ENVIRONMENTAL PROTECTION, OFFICE OF OIL AND GAS  
NOTICE OF INTENT TO DRILL

Pursuant to W. Va. Code § 22-6A-16(b), the Notice of Intent to Drill is only required if the notice requirements of W. Va. Code § 22-6A-10(a) have NOT been met or if the Notice of Intent to Drill requirement has NOT been waived in writing by the surface owner.

**Notice Time Requirement:** Notice shall be provided at least **TEN (10)** days prior to filing a permit application.

**Date of Notice:** 04/19/2024

**Date Permit Application Filed:** 05/06/2024

**Delivery method pursuant to West Virginia Code § 22-6A-16(b)**

HAND DELIVERY  
 CERTIFIED MAIL RETURN RECEIPT REQUESTED

Pursuant to W. Va. Code § 22-6A-16(b), at least ten days prior to filing a permit application, an operator shall, by certified mail return receipt requested or hand delivery, give the surface owner notice of its intent to enter upon the surface owner's land for the purpose of drilling a horizontal well: *Provided*, That notice given pursuant to subsection (a), section ten of this article satisfies the requirements of this subsection as of the date the notice was provided to the surface owner: *Provided, however*, That the notice requirements of this subsection may be waived in writing by the surface owner. The notice, if required, shall include the name, address, telephone number, and if available, facsimile number and electronic mail address of the operator and the operator's authorized representative.

**Notice is hereby provided to the SURFACE OWNER(s):**

Name: Jay-Bee Royalty, LLC

Address: 23 Eganfuskee St. Ste 126  
Jupiter, FL 33477

Name: \_\_\_\_\_

Address: \_\_\_\_\_

**Notice is hereby given:**

Pursuant to West Virginia Code § 22-6A-16(b), notice is hereby given that the undersigned well operator has an intent to enter upon the surface owner's land for the purpose of drilling a horizontal well on the tract of land as follows:

State: West Virginia  
County: Pleasants  
District: Union  
Quadrangle: Bens Run 7 1/2'  
Watershed: Sugar Run of Outlet Middle Island Creek (HUC 10)

UTM NAD 83 Easting: 4362891.35  
Northing: 493534.42  
Public Road Access: Arvilla Rd.  
Generally used farm name: Jay-Bee Oil & Gas, Inc.

**This Notice Shall Include:**

Pursuant to West Virginia Code § 22-6A-16(b), this notice shall include the name, address, telephone number, and if available, facsimile number and electronic mail address of the operator and the operator's authorized representative. Additional information related to horizontal drilling may be obtained from the Secretary, at the WV Department of Environmental Protection headquarters, located at 601 57<sup>th</sup> Street, SE, Charleston, WV 25304 (304-926-0450) or by visiting [www.dep.wv.gov/oil-and-gas/pages/default.aspx](http://www.dep.wv.gov/oil-and-gas/pages/default.aspx).

**Notice is hereby given by:**

Well Operator: Jay-Bee Oil & Gas, Inc.  
Address: 429 Simonton Rd. P.O. Box 129  
Ellenboro, WV 26346  
Telephone: 304-628-3111  
Email: epotesta@jaybeeoil.com  
Facsimile: 304-628-3119

Authorized Representative: Emily Potesta  
Address: 429 Simonton Rd. P.O. Box 129  
Ellenboro, WV 26346  
Telephone: 304-203-0665  
Email: epotesta@jaybeeoil.com  
Facsimile: 304-628-3119

**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](mailto:depprivacyofficer@wv.gov).



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

Notice Time Requirement: notice shall be provided no later than the filing date of permit application.  
Date of Notice: 04/19/2024 Date Permit Application Filed: 05/06/2024

Delivery method pursuant to West Virginia Code § 22-6A-16(c)

- CERTIFIED MAIL RETURN RECEIPT REQUESTED
- HAND DELIVERY

Pursuant to W. Va. Code § 22-6A-16(c), no later than the date for filing the permit application, an operator shall, by certified mail return receipt requested or hand delivery, give the surface owner whose land will be used for the drilling of a horizontal well notice of the planned operation. The notice required by this subsection shall include: (1) A copy of this code section; (2) The information required to be provided by subsection (b), section ten of this article 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. (d) The notices required by this section shall be given to the surface owner at the address listed in the records of the sheriff at the time of notice.

Notice is hereby provided to the SURFACE OWNER(s)  
(at the address listed in the records of the sheriff at the time of notice):

Name: Jay-Bee Royalty, LLC  
Address: 23 Eganfuskee St. Ste 126  
Jupiter, FL 33477

Name: \_\_\_\_\_  
Address: \_\_\_\_\_

Notice is hereby given:

Pursuant to West Virginia Code § 22-6A-16(c), notice is hereby given that the undersigned well operator has developed a planned operation on the surface owner's land for the purpose of drilling a horizontal well on the tract of land as follows:

State: West Virginia  
County: Plesants  
District: Union  
Quadrangle: Bens Run 7 1/2'  
Watershed: Sugar Creek of Outlet Middle Island Creek (HUC 10)

UTM NAD 83 Easting: 4362891.35  
Northing: 493534.42  
Public Road Access: Arvilla Rd.  
Generally used farm name: Jay-Bee Oil & Gas, Inc.

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<sup>th</sup> Street, SE, Charleston, WV 25304 (304-926-0450) or by visiting [www.dep.wv.gov/oil-and-gas/pages/default.aspx](http://www.dep.wv.gov/oil-and-gas/pages/default.aspx).

Well Operator: Jay-Bee Oil & Gas, Inc.  
Telephone: 304-628-3111  
Email: epotesta@jaybeeoil.com

Address: 429 Simonton Rd. P.O. Box 129  
Ellenboro, WV 26346  
Facsimile: 304-628-3119

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](mailto:depprivacyofficer@wv.gov).



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WEST VIRGINIA DEPARTMENT OF TRANSPORTATION  
**Division of Highways**

Office of the District Engineer/Manager  
District Four

Post Office Box 4220 · Clarksburg, West Virginia 26302 · (304) 842-1500

Alanna J. Keller, P.E.  
Deputy Secretary of Transportation  
Deputy Commissioner of Highways

Jimmy Wriston, P. E.  
Secretary of Transportation  
Commissioner of Highways

April 22, 2024

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

Subject: DOH Permit for the P5 Well Pad, Pleasants County  
P5N2 Well Site

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Office of Oil & Gas  
MAY 09 2024  
WV Department of  
Environmental Protection

Dear Mr. Martin,

This well site will be accessed from a DOH permit #03-2018-0350 which has been issued to Jay-Bee Oil and Gas, Inc. for access to the State Road for a well site located off Pleasants County Route 7 SLS MP 4.22.

This operator is in compliance with §22-6A-20 of the WV Code. Operator has signed a STATEWIDE OIL AND GAS ROAD MAINTENANCE BONDING AGREEMENT and provided the required Bond. This operator is currently in compliance with the DOH OIL AND GAS POLICY dated March 6, 2023. This letter is valid for permitting purposes for one year from the date of this letter.

Very Truly Yours,

Lacy D. Pratt  
Central Office O&G Coordinator

Cc: Emily Potesta  
Jay-Bee Oil and Gas Inc.  
OM, D-3  
File





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Office of Oil & Gas

MAY 09 2024

WV Department of  
Environmental Protection

Jay-Bee Oil & Gas, Inc.  
429 Simonton Rd.  
Ellenboro, WV 26346

ENTER DATE HERE

Permitting Office  
Office of Oil and Gas  
WV Department of Environmental Protection  
601 57<sup>th</sup> St. SE  
Charleston, WV 25304

Re: Frac Additives

Permitting Office:

As requested on the Well Permit Checklist, the CAS numbers are referenced for all submitted permits on WW-6B, page, 1, and listed below:

- Water (7732-18-5)
- Sand (14808-60-7, 1344-28-1, 1309-37-1, 13463-67-7)
- Friction Reducer (64742-47-8)
- Scale Inhibitor (107-21-1, 111-46-6)
- Bacteria Prevention (111-30-8, 7173-51-5, 68424-85-1, 64-17-5)
- 15% Vol Acid (7647-01-0)
- Citric Acid (77-92-9)
- Guar Gum (9000-30-0)
- Corrosion Inhibitor (67-56-1, 107-19-7)
- Surfactant (111-76-2)

If you would have any questions concerning this matter, please feel free to contact our office at 304-933-3878 or my cell at 304-203-0665.

Sincerely,

Emily Potesta  
Regulatory Agent

OPERATOR: Jay-Bee Oil & Gas, Inc.

WELL NO: P5N-2

PAD NAME: P5

REVIEWED BY: Emily Potesta

SIGNATURE: *Emily Potesta*

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MAY 09 2024

WV Department of  
Environmental Protection

### WELL RESTRICTIONS CHECKLIST

#### HORIZONTAL 6A WELL

#### Well Restrictions

At Least 100 Feet from Pad and LOD (including any E&S Control Feature) to any Perennial Stream, Lake, Pond, Reservoir or Wetland; OR

DEP Waiver and Permit Conditions

At Least 300 Feet from Pad and LOD (including any E&S Control Feature) to any Naturally Producing Trout Stream; OR

DEP Waiver and Permit Conditions

At Least 1000 Feet from Pad and LOD (including any E&S Control Feature) to any Groundwater Intake or Public Water Supply; OR

DEP Waiver and Permit Conditions

At Least 250 Feet from an Existing Water Well or Developed Spring to Well Being Drilled; OR

Surface Owner Waiver and Recorded with County Clerk, OR

DEP Variance and Permit Conditions

At Least 625 Feet from an Occupied Dwelling Structure to Center of the Pad; OR

Surface Owner Waiver and Recorded with County Clerk, OR

DEP Variance and Permit Conditions

At Least 625 Feet from Agricultural Buildings Larger than 2500 Square Feet to the Center of the Pad; OR

Surface Owner Waiver and Recorded with County Clerk, OR

DEP Variance and Permit Conditions