



west virginia department of environmental protection

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, March 13, 2023  
WELL WORK PERMIT  
Horizontal 6A / New Drill

JAY-BEE OIL & GAS, INC.  
16 SOUTH AVE W  
STE 118  
CRANFORD, NJ 07016

Re: Permit approval for RPT8-5  
47-095-02851-00-00

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

Operator's Well Number: RPT8-5  
Farm Name: JACK & JEFFERY HAIR  
U.S. WELL NUMBER: 47-095-02851-00-00  
Horizontal 6A New Drill  
Date Issued: 3/13/2023

Promoting a healthy environment.

03/17/2023

# PERMIT CONDITIONS

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

## CONDITIONS

1. This proposed activity may require permit coverage from the United States Army Corps of Engineers (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. 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.

03/17/2023

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.

<u>24610</u>	<u>Tyler</u> /	<u>McElroy</u> /	<u>Shirley 7 1/2'</u> /
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Operator ID County District Quadrangle

2) Operator's Well Number: RPT8-5 / Well Pad Name: RPT8

3) Farm Name/Surface Owner: Jack & Jeffrey Hair / Public Road Access: Big Run Rd.

4) Elevation, current ground: 1245.5' Elevation, proposed post-construction: 1245.5'

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 Target Depth 6,935', Total Depth 15,714' /

8) Proposed Total Vertical Depth: 6,935' /

9) Formation at Total Vertical Depth: Marcellus /

10) Proposed Total Measured Depth: 15,714' /

11) Proposed Horizontal Leg Length: 7,605.8' /

12) Approximate Fresh Water Strata Depths: 215' /

13) Method to Determine Fresh Water Depths: Well Record 47-095-02141

14) Approximate Saltwater Depths: N/A

15) Approximate Coal Seam Depths: 1,690'

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

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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: \_\_\_\_\_

*Steve McCoy*  
1/25/23

WW-6B  
(04/15)

API NO. 47-095 -  
OPERATOR WELL NO. RPT8-5  
Well Pad Name: RPT8

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	18 5/8"	New	J-55	87.5 lb./ft.	30'	30' ✓	45 CTS
Surface	13 3/8"	New	H-40	48 lb./ft.	300'	300' ✓	208 CTS
Intermediate 1	8 5/8"	New	J-55	24 lb./ft.	1,800'	1,800' ✓	524.13 Cu ft/CTS
Intermediate 2							
Production	5 1/2"	New	P-110	20 lb./ft.	15,714'	15,714' ✓	2,760 Cu ft/CTS
Tubing	N/A						**** 300' from surface
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	18 5/8"	26"	0.435	2,250	50	Class A/L	1.19/1.15 CF per sack
Surface	13 3/8"	17 1/2"	0.330	1,730	1000	Class A/L	1.19/1.15 CF per sack
Intermediate 1	8 5/8"	11"	0.264	2,950	1,500	Class A/L	1.19/1.14 CF per sack
Intermediate 2							
Production	5 1/2"	7 7/8"	0.304	12,640	7,500	Class A/L	1.19/1.27 CF per sack
Tubing	N/A						
Liners	N/A						

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PACKERS

Kind:	N/A			WV Department of Environmental Protection
Sizes:	N/A			
Depths Set:	N/A			

Steve M. G. /  
1/25/23

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 to set intermediate casing, drill on air to top of curve (KOP). Load hole with OBM 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 and sand per frac design.

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

Approx 200' per state approx 8,500 bbls of water, 150,000-400,000 lbs of sand, friction reducer, 1# per gallon, scale inhibitor and bacteria prevention 1/4# per gallon 2,000 gallons 15% vol acid. 77 bpm @ 6,500# pressure.

21) Total Area to be disturbed, including roads, stockpile area, pits, etc., (acres): 27.64

22) Area to be disturbed for well pad only, less access road (acres): 8.69

23) Describe centralizer placement for each casing string:

Vertical - Every 500' Bow Centralizer, and 50' from top of ground.  
Horizontal - Every 84' Spiral Centralizer.  
Curve - Every 84' Spiral Centralizer.

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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 (8-5/8") - 15.6 PPG - Class A Cement, 1.5% Calcium Chloride, Foam Preventer (FP-29L)  
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 (8-5/8") - 15.6 PPG - Class L Cement, 0.75% Calcium Chloride, Foam Preventer (FP-29L)  
o Production String (5-1/2") - 14.5 PPG - 80% Class L, 20% Fly Ash, Bentonite, Fluid Loss (FL-66) Foam Preventer (FP-29L), Foam Preventer (FP-29L), Retarder (R-3), Sugar (Displacement only), Biocide (Displacement only)

25) Proposed borehole conditioning procedures:

Air Hole: 17.5" hole for the 13 3/8" fresh water case-Circulate until clean with air. If soaping, slug then dry.  
Air Hole: 11" hole for the 8 5/8 intermediate water case-Circulate until clean with air. If soaping, slug then dry.  
7 7/8" hole for the 5 1/2 production case-Circulate with mud and sweeps for two times bottoms up. If needed, weight up mud until no cuttings retrieved, then circulate with mud and sweeps for two times bottoms up.

\*Note: Attach additional sheets as needed.

1/25/23  
Page 3 of 3  
Stevemy

03/17/2023

WW-9  
(4/16)

API Number 47 - 095 -

Operator's Well No. RPT8-5

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 26410

Watershed (HUC 10) Big Run of Outlet Middle Island Creek Quadrangle Shirley 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 MULVIS, 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


FEB 6 2023

WV Department of Environmental Protection

Subscribed and sworn before me this 25 day of January

Theresa K Ritter

Official Seal  
Notary Public, State Of West Virginia  
Theresa K Ritter  
1113 Patterson Fork Road  
Salem WV 26426  
My commission expires May 12, 2033



My commission expires May 12, 2033

SP112  
1/25/23

03/17/2023

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

Proposed Revegetation Treatment: Acres Disturbed 36.33 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: 

Comments: Properly seed and mulch disturbed areas.

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Title: WV Oil & Gas Inspector Date: 1/25/23

Field Reviewed?  Yes  No

# RPT8-5

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# WELL SITE SAFETY PLAN

JAY-BEE OIL & GAS, INC

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*Smiley*  
1/25/23

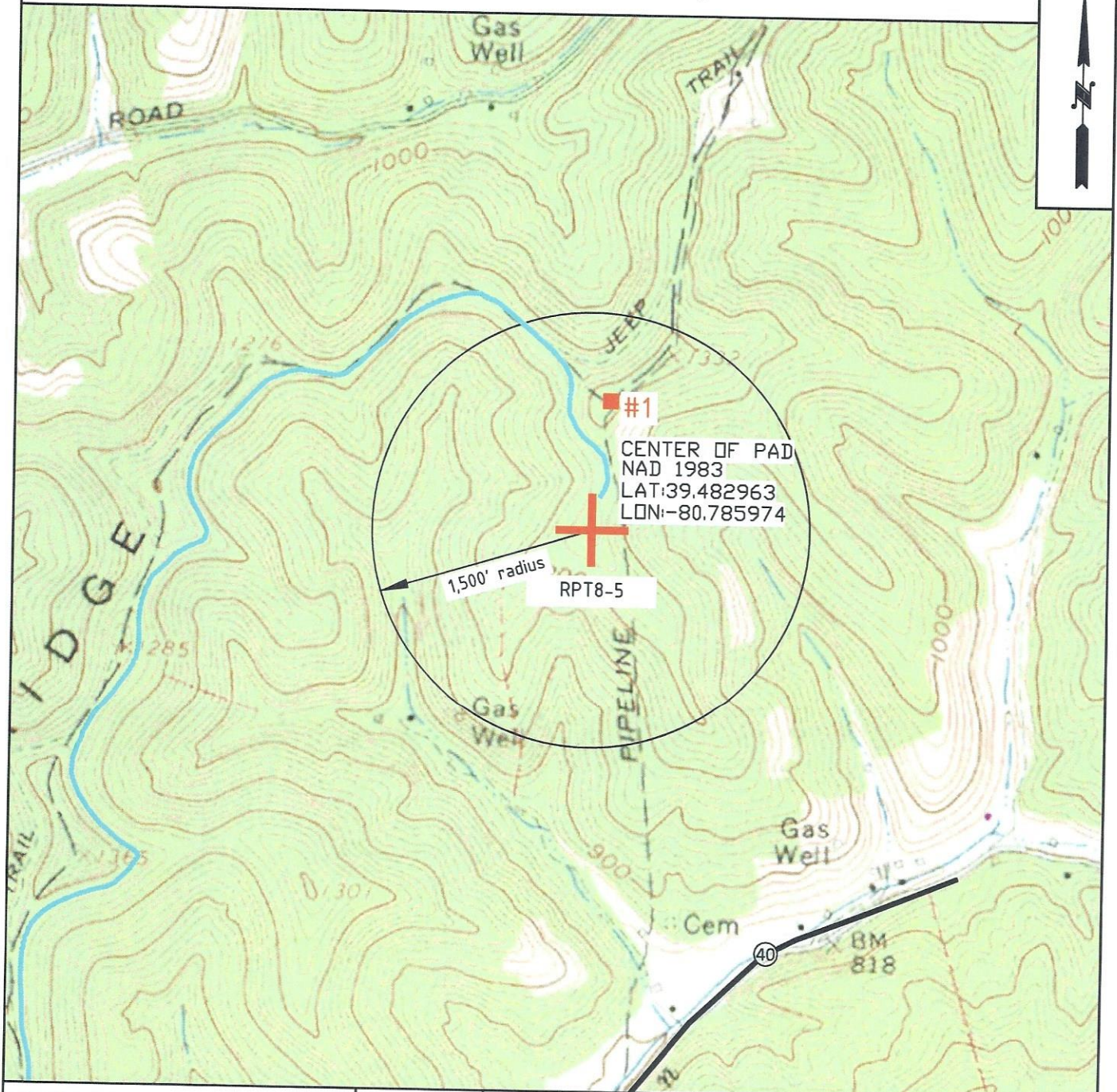
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# PROPOSED RPT8-5

EXHIBIT 3

There appears to be One (1) residence within 1,500'



OPERATOR	TOPO SECTION	LEASE NAME
JAY-BEE OIL & GAS INC. 429 Simonton Rd. Ellenboro, WV 26346	SHIRLEY 7.5'	RPT8-5
	SCALE: 1" = 1000'	DATE: DATE: 01-12-2023

*Smig 1/25/23*

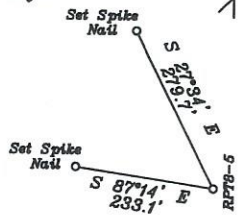
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<b>RESIDENCES WITHIN 1500' OF RPT8 WELL PAD</b>				
<b>RPT8-5</b>				
<b>DISTRICT: McElroy</b>		There appear to be One (1) Residences, No Businesses, Churches, Schools or Emergency Facilities within 2000' of the RPT8 Well Pad.		
<b>COUNTY: Tyler</b>				
<b>STATE: WV</b>				
	<b>Topo Spot #</b>	<b>Description</b>	<b>Property Owner</b>	<b>E-911 Address</b>
	House/Cabin	5-2-3	Sherwood, Michael	No E-911 Address
				3279 Big Run Rd.; Alma, WV 26320

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References:



Notes:

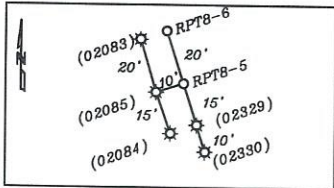
- All wells within 500' of the horizontal leg are shown on this plat based upon information taken from DEP mapping, well plats, & aerial photos.
- Ties to wells and corners are based on State Plane Grid North-WV North Zone NAD 83.

NUMBER	DIRECTION	DISTANCE
L1	N38°01'W	1930.4'
L2	S58°54'E	2019.1'

— LEGEND —

- 500' from Bore Path
- - - Well Lateral
- ==== Unit Boundary
- - - Lease Tracts
- - - Surface Tracts
- (A) Well Bore Tracts
- Utica Leg
- Marcellus Leg

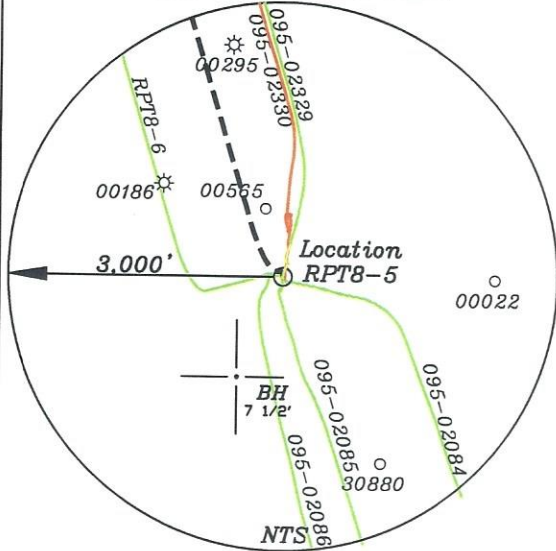
NUMBER	DIRECTION	DISTANCE
L3	N31°14'W	673.0'



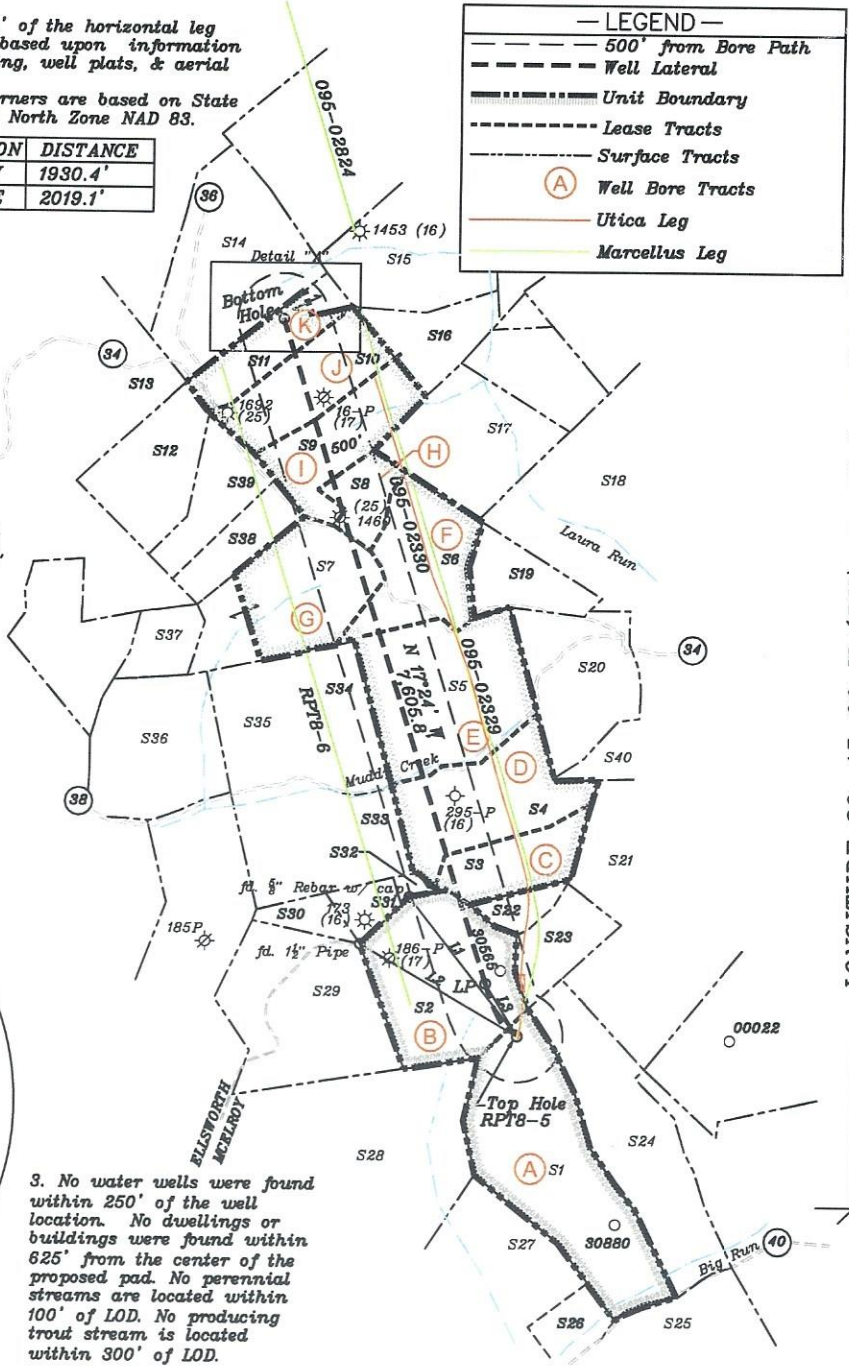
**Top Hole**  
 Geo NAD 83- 39.483170 N, 80.786016 W  
 UTM NAD 83(Meters)-4370418.52 N, 518402.59 E  
 UTM NAD 83(Feet)-14338614.75 N, 1700792.51 E

**Landing Point**  
 Geo NAD 83- 39.484736 N, 80.787282 W  
 UTM NAD 83(Meters)-4370592.06 N, 518293.33 E  
 UTM NAD 83(Feet)-14339184.13 N, 1700434.06 E

**Bottom Hole**  
 Geo NAD 83- 39.504570 N, 80.795709 W  
 UTM NAD 83(Meters)-4372791.63 N, 517563.56 E  
 UTM NAD 83(Feet)-14346400.63 N, 1698039.78 E



3. 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.

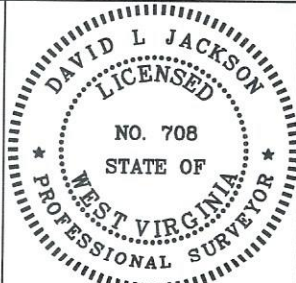


(+) DENOTES LOCATION OF WELL ON UNITED STATES TOPOGRAPHIC MAPS

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 January 19, 2023  
 OPERATOR'S WELL NO. RPT8-5  
 API WELL NO. \_\_\_\_\_

WELL TYPE: OIL GAS LIQUID INJECTION X WASTE DISPOSAL \_\_\_\_\_  
 (IF 'GAS') PRODUCTION X STORAGE \_\_\_\_\_ DEEP \_\_\_\_\_ SHALLOW X

LOCATION: ELEVATION 1245.5' WATER SHED Big Run of Outlet Middle Island Creek (HUC-10)  
 DISTRICT McElroy COUNTY Tyler  
 QUADRANGLE Shirley 7 1/2'

SURFACE OWNER Jack A. Hair & Jeffrey K Hair ACREAGE 85.0 Ac.  
 OIL & GAS ROYALTY OWNER Jack A. Hair & Jeffrey K Hair LEASE ACREAGE 85.0 Ac.  
 LEASE NO. See Page 2

PROPOSED WORK: DRILL X CONVERT \_\_\_\_\_ DRILL DEEPER \_\_\_\_\_ REDRILL \_\_\_\_\_ FRACTURE OR STIMULATE X 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 = 6,935'; TMD = 15,714'  
 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

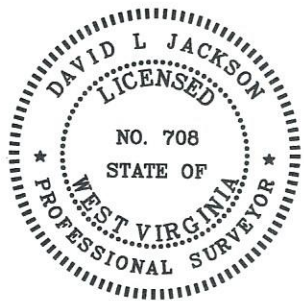
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LONGITUDE 80-45-00 W (BH) Bottom Hole 13,513'  
 LONGITUDE 80-45-00 W (TH) Top Hole 6,131'

form .wv6

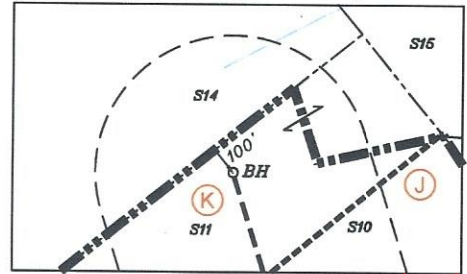
Parcels within Unit Boundary				
Tags	Number	Tax Map -Parcel	Surface Owner	Acres
A	S1	05-02-17	JACK A HAIR & JEFFREY K HAIR	85
B	S2	05-02-02	JACK ALTON HAIR & JEFFREY HAIR	53.75
C	S3	02-23-06	DALE H & BETTY PARR	18.62
D	S4	02-23-07	DALE H & BETTY PARR	46.5
E	S5	02-23-08	DALE H & BETTY PARR	62
F	S6	02-17-55	WANDA J PARR	34
G	S7	02-17-56	J A WEEKLEY HRS, MONFORD NICHOLS & BETTY CUNNINGHAM	49.81
H	S8	02-17-57	RICHARD D & ERIKA L WILLIAMS	12.51
I	S9	02-17-57.3	RICHARD D & ERIKA L WILLIAMS	31.22
J	S10	02-17-57.2	RICHARD D & ERIKA L WILLIAMS	29.65
K	S11	02-17-57.1	RICHARD D & ERIKA L WILLIAMS	20.47
Adjoining Parcels Ownership Table				
	Number	Tax Map -Parcel	Surface Owner	Acres
	S12	02-16-32	JAMES A. WEEKLEY HRS	58
	S13	02-16-28	KENNETH & LORI TOMBLIN & MICHAEL TOMBLIN	290.32
	S14	02-16-31	CHRISTOPHER INVESTMENTS INC	60
	S15	02-17-32	SHALYNN R MCGRAW	61.66
	S16	02-17-34	SAMUEL C & SHERRI L HAMMETT & ROBERT E HAMMETT	20.45
	S17	02-17-35	SAMUEL C & SHERRI L HAMMETT & ROBERT E HAMMETT	29.54
	S18	02-17-53	WILLIAM J & ALMEDA S JAMES IRREVOCABLE TRUST	91.46
	S19	02-17-54	WANDA J PARR	17.43
	S20	02-23-09	DALE H & BETTY PARR	43.48
	S21	05-02-04	LLOYD D & PHYLLIS J WEEKLEY, BRIAN C LAPP & KEVIN L LAPP	167.56
	S22	02-23-6.1	DALE H & BETTY PARR	8.01
	S23	05-02-03	MICHAEL SHERWOOD	14.5
	S24	05-02-18	MICHAEL SHERWOOD	62.5
	S25	05-02-16	DUANE G NICHOLS	76.82
	S26	05-02-19	DUANE G NICHOLS, PHILLIP TODD NICHOLS & MORSE- BRANDT FAMILY TRUST	12.5
	S27	05-02-29.1	MICHAEL D MORSE TRUSTEE MORSE-BRANDT FAMILY TRUST	34.341
	S28	05-02-15	LEO W WIKER JOHN S WIKER & WILLIAM J WIKER	155.27
	S29	05-02-01	JACK HAIR & JEFFREY K HAIR	53.31
	S30	02-23-03	JACK A HAIR & JEFFREY K HAIR	9
	S31	02-23-04	JACK A HAIR & JEFFREY K HAIR	9
	S32	02-23-05	JACK A HAIR & JEFFREY K HAIR	3
	S33	02-23-27	LOUISA WEEKLEY EST	7
	S34	02-23-01	MARGARET ADAMS	20
	S35	02-23-02	DALE H & BETTY PARR	70
	S36	02-22-11	ANGELA KAY DEGUELLE & KATHY A BLAKE	45.983
	S37	02-22-10	LESLIE ANN HENDERSON	45.983
	S38	02-16-34	JAMES A WEEKLEY HEIRS, MONFORD NICHOLS & BETTY CUNNINGHAM	15
	S39	02-16-33	JAMES A. WEEKLEY HRS	16.5
	S40	02-23-10	DALE H & BETTY PARR	6.53



P.S. 708

David L Jackson

Detail "A"



03/17/2023



Jay Bee Oil & Gas  
DRILLING into the future

API #: 47-095-02851  
WELL #: RPT8-5  
DISTRICT: McELROY  
COUNTY: TYLER  
STATE: WV

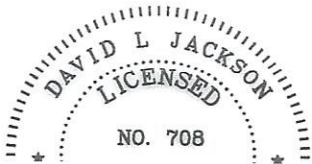
WELL PLAT  
PAGE 2 OF 2  
DATE: 01/19/2023

SM 1/25/23

form ww6

Jay-Bee Oil & Gas, Inc. - RPT8-5 Permit - WW-6A1 Exhibit

<u>Tract s</u>	<u>District Tax Map/Parcel</u>	<u>JB Tract #</u>	<u>Grantor, Lessor, etc</u>	<u>Deed Book/Page</u>	<u>Acres</u>
A	05-02-17	RPT8	Jeffery A Hair	398/535	85.000
A	05-02-17	RPT8	Jack J Hair	398/528	85.000
B	05-02-02	T1-13	Drilling Appalachia Company	558/96	53.750
C	02-23-06	T3106	Larry Mark Adams et al	385/41	18.620
D	02-23-07	T4002B	Cherie Lynn Bennett et al	402/772	46.500
E	02-23-08	T3109	Dale H & Betty Parr	385/697	62.000
F	02-17-55	T3246	Pamela J Bonovitch et al	400/233	34.000
G	02-17-56	T3247	Robert L Archer et al	420/41	36.790
H	02-17-57	T3246A	Bounty Minerals, LLC	285/506	93.850
I	02-17-57.3	T3246A	Bounty Minerals, LLC	285/506	93.850
J	02-17-57.2	T3246A	Bounty Minerals, LLC	285/506	93.850
K	02-17-57.1	T3246A	Bounty Minerals, LLC	285/506	93.850



03/17/2023

WW-6A1  
(5/13)

Operator's Well No. RPT8-5

**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

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Office of Oil and Gas  
**FEB 6 2023**  
WV Department of  
Environmental Protection

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 & Gas, Inc. - RPT8-5 Permit - WW-6A1 Exhibit**

Tracts	Tax Map/Parcel	District	JB Tract #	First	Middle	Last	Lessee, Grantee, etc.	Royalty %	Deed Book/Page	Acres
A	05-02-17		RPT8	Jeffrey	A.	Hair	Jay-Bee	≤12.5%	398/535	85.000
A	05-02-17		RPT8	Jack	J.	Hair	Jay-Bee	≤12.5%	398/528	85.000
B	05-02-02		T1-13	Drilling Appalachia Company			Jay-Bee	≤12.5%	558/96	53.750
C	02-23-06		T3106	Larry	Mark	Adams	Jay-Bee	≤12.5%	385/41	18.620
C	02-23-06		T3106	L.	Marie	Cline	Jay-Bee	≤12.5%	415/804	18.620
C	02-23-06		T3106	Loranna		Ferrell	Jay-Bee	≤12.5%	415/823	18.620
C	02-23-06		T3106	Brian	C.	Lapp	Jay-Bee	≤12.5%	385/843	18.620
C	02-23-06		T3106	Kevin	L.	Lapp	Jay-Bee	≤12.5%	385/843	18.620
C	02-23-06		T3106	Greg		Licht	Jay-Bee	≤12.5%	385/843	18.620
C	02-23-06		T3106	Rondi	A.	Mosteller	Jay-Bee	≤12.5%	416/136	18.620
C	02-23-06		T3106	Stephanie	R.	Walters	Jay-Bee	≤12.5%	416/169	18.620
C	02-23-06		T3106	Elizabeth		Weekley	Jay-Bee	≤12.5%	385/843	18.620
C	02-23-06		T3106	Lloyd	D.	Weekley	Jay-Bee	≤12.5%	385/843	18.620
C	02-23-06		T3106	Ronald	D.	Weekley	Jay-Bee	≤12.5%	416/15	18.620
D	02-23-07		T4002B	Cherie	Lynn	Bennett	Jay-Bee	≤12.5%	402/772	46.500
D	02-23-07		T4002B	Christopher	M.N.	Blake	Jay-Bee	≤12.5%	405/688	46.500
D	02-23-07		T4002B	Kathalyn		Blake	Jay-Bee	≤12.5%	405/829	46.500
D	02-23-07		T4002B	Lois	W.	Booth	Jay-Bee	≤12.5%	410/327	46.500
D	02-23-07		T4002B	Linda	Lou	Campbell	Jay-Bee	≤12.5%	402/772	46.500
D	02-23-07		T4002B	Tamie	Jo	Clegg	Jay-Bee	≤12.5%	402/772	46.500
D	02-23-07		T4002B	Eric		Cochran	Jay-Bee	≤12.5%	401/844	46.500
D	02-23-07		T4002B	Betty	Louise	Cunningham Famire	Jay-Bee	≤12.5%	389/541	46.500
D	02-23-07		T4002B	Mary	Kay	Datiello	Jay-Bee	≤12.5%	447/89	46.500
D	02-23-07		T4002B	Angela	L.	DeGuelle	Jay-Bee	≤12.5%	406/570	46.500
D	02-23-07		T4002B	Susan		Deisordo	Jay-Bee	≤12.5%	404/174	46.500
D	02-23-07		T4002B	Daniel		Ferrell	Jay-Bee	≤12.5%	389/833	46.500
D	02-23-07		T4002B	Iris	E.	Ferrell	Jay-Bee	≤12.5%	406/8	46.500
D	02-23-07		T4002B	Paula	S.	Ferrell	Jay-Bee	≤12.5%	404/80	46.500
D	02-23-07		T4002B	Sheldon	A.	Ferrell	Jay-Bee	≤12.5%	384/730	46.500
D	02-23-07		T4002B	Patricia	Carol	Fonner	Jay-Bee	≤12.5%	384/89	46.500
D	02-23-07		T4002B	Norma	Louise	Franks	Jay-Bee	≤12.5%	384/83	46.500
D	02-23-07		T4002B	Jean	Ann	Gump	Jay-Bee	≤12.5%	549/586	46.500
D	02-23-07		T4002B	Cheryl		Harman	Jay-Bee	≤12.5%	404/98	46.500
D	02-23-07		T4002B	Sheryl		Hayes	Jay-Bee	≤12.5%	405/686	46.500
D	02-23-07		T4002B	Gail	F.	Headley	Jay-Bee	≤12.5%	549/586	46.500
D	02-23-07		T4002B	Joseph	E.	Henderson	Jay-Bee	≤12.5%	402/1	46.500
D	02-23-07		T4002B	Kathleen	A.	Henderson	Jay-Bee	≤12.5%	401/846	46.500
D	02-23-07		T4002B	Leslie	Ann	Henderson	Jay-Bee	≤12.5%	405/831	46.500
D	02-23-07		T4002B	Norma	Jean	Henderson	Jay-Bee	≤12.5%	402/12	46.500
D	02-23-07		T4002B	Ronald	P.	Henderson, Et Ux	Jay-Bee	≤12.5%	402/6	46.500
D	02-23-07		T4002B	Donald &	Heidi L.	Huffman	Jay-Bee	≤12.5%	401/844	46.500
D	02-23-07		T4002B	John	D.	Kocher	Jay-Bee	≤12.5%	404/113	46.500
D	02-23-07		T4002B	Lewis	A.	Kocher	Jay-Bee	≤12.5%	406/771	46.500
D	02-23-07		T4002B	Michael	A.	Kocher	Jay-Bee	≤12.5%	422/571	46.500
D	02-23-07		T4002B	Robert	J.	Kocher	Jay-Bee	≤12.5%	425/584	46.500
D	02-23-07		T4002B	Robert	P.	Kocher	Jay-Bee	≤12.5%	404/507	46.500
D	02-23-07		T4002B	Charles	A.	Kocher, Jr.	Jay-Bee	≤12.5%	422/575	46.500
D	02-23-07		T4002B	Linda	Katherine	Lee	Jay-Bee	≤12.5%	384/85	46.500
D	02-23-07		T4002B	Margaret	B.	Lemasters	Jay-Bee	≤12.5%	404/172	46.500
D	02-23-07		T4002B	Sandra		Metz	Jay-Bee	≤12.5%	404/600	46.500
D	02-23-07		T4002B	Yvonne	M.	Minor, Et Vir	Jay-Bee	≤12.5%	402/3	46.500
D	02-23-07		T4002B	Betty	Nichols Weekley	Morehead	Jay-Bee	≤12.5%	389/541	46.500
D	02-23-07		T4002B	Betty	Henderson	Nicoles	Jay-Bee	≤12.5%	406/572	46.500
D	02-23-07		T4002B	Dale H.	and Betty	Parr	Jay-Bee	≤12.5%	387/104	46.500

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D		02-23-07	T4002B	Susan	E.	Quinet	Jay-Bee	≤12.5%	422/222	46,500
D		02-23-07	T4002B	Arnold	L.	Schulberg	Jay-Bee	≤12.5%	400/336	46,500
D		02-23-07	T4002B	Beverly	Lewis	Stuzman	Jay-Bee	≤12.5%	404/494	46,500
D		02-23-07	T4002B	Gary	L.	Weekley	Jay-Bee	≤12.5%	404/199	46,500
D		02-23-07	T4002B	James	M.	Weekley	Jay-Bee	≤12.5%	404/530	46,500
D		02-23-07	T4002B	John	Wayne	Weekley	Jay-Bee	≤12.5%	384/81	46,500
D		02-23-07	T4002B	Lloyd	A.	Weekley	Jay-Bee	≤12.5%	402/10	46,500
D		02-23-07	T4002B	Lorraine	B.	Weekley	Jay-Bee	≤12.5%	404/534	46,500
D		02-23-07	T4002B	Michael	L.	Weekley	Jay-Bee	≤12.5%	384/87	46,500
D		02-23-07	T4002B	Robert	E.	Weekley	Jay-Bee	≤12.5%	400/396	46,500
D		02-23-07	T4002B	Sadie	T.	Weekley	Jay-Bee	≤12.5%	404/536	46,500
D		02-23-07	T4002B	Terry	Gene	Weekley	Jay-Bee	≤12.5%	404/528	46,500
D		02-23-07	T4002B	David A.	David A.	Weekley Raber	Jay-Bee	≤12.5%	402/737	46,500
D		02-23-07	T4002B	Teresa	J.	White	Jay-Bee	≤12.5%	404/184	46,500
D		02-23-07	T4002B	Wilma	Jean	White II	Jay-Bee	≤12.5%	418/721	46,500
D		02-23-07	T4002B	Richard	Lee	Wilcox	Jay-Bee	≤12.5%	385/153	46,500
D		02-23-07	T4002B	David	Mark	Wilcox	Jay-Bee	≤12.5%	385/155	46,500
D		02-23-07	T4002B	Philip	Ronald	Wilmart	Jay-Bee	≤12.5%	407/161	46,500
D		02-23-07	T4002B	Loretta	Henderson	Wilt	Jay-Bee	≤12.5%	402/8	46,500
D		02-23-07	T4002B	Carla	M.	Zinn	Jay-Bee	≤12.5%	385/81	46,500
D		02-23-07	T4002B	Ann	Marie		Jay-Bee	≤12.5%	410/223	46,500
D		02-23-07	T4002B	Antero Minerals LLC			Jay-Bee	≤12.5%	410/220	46,500
D		02-23-07	T4002B	Antero Minerals LLC			Jay-Bee	≤12.5%	402/19	46,500
D		02-23-07	T4002B	Five Star Resources			Jay-Bee	≤12.5%	405/599	46,500
E		02-23-08	T3109	Jay Bee Royalty, LLC			Jay-Bee	≤12.5%	385/697	62,000
F		02-17-55	T3246	Dale H. &	Betty	Parr	Jay-Bee	≤12.5%	400/233	34,000
F		02-17-55	T3246	Pamela	J.	Bonovitch	Jay-Bee	≤12.5%	399/365	34,000
F		02-17-55	T3246	David	David	Bowyer	Jay-Bee	≤12.5%	400/608	34,000
F		02-17-55	T3246	Rita	K.	Falkowski	Jay-Bee	≤12.5%	400/608	34,000
F		02-17-55	T3246	Roger	B.	Flanick	Jay-Bee	≤12.5%	400/229	34,000
F		02-17-55	T3246	Debra	K.	Wharton	Jay-Bee	≤12.5%	404/231	34,000
F		02-17-55	T3246	Texanita		Wright	Jay-Bee	≤12.5%	400/606	34,000
G		02-17-56	T3247	Constance F. Thomas Wholly Discretionary Trust			Jay-Bee	≤12.5%	420/41	36,790
G		02-17-56	T3247	Robert	L.	Archer	Jay-Bee	≤12.5%	552/539	36,790
G		02-17-56	T3247	Johannie	"John"	Bailey	Jay-Bee	≤12.5%	549/568	36,790
G		02-17-56	T3247	Tammy	K.	Blake	Jay-Bee	≤12.5%	549/571	36,790
G		02-17-56	T3247	Bethel		Bolton	Jay-Bee	≤12.5%	552/542	36,790
G		02-17-56	T3247	Dennis	G.	Carroll	Jay-Bee	≤12.5%	547/4	36,790
G		02-17-56	T3247	Judy	K.	Davis	Jay-Bee	≤12.5%	549/580	36,790
G		02-17-56	T3247	Marla		DiGiannarino	Jay-Bee	≤12.5%	549/580	36,790
G		02-17-56	T3247	Jeffrey	Neil	Fortney	Jay-Bee	≤12.5%	549/565	36,790
G		02-17-56	T3247	Pam		Fritch	Jay-Bee	≤12.5%	552/545	36,790
G		02-17-56	T3247	David		Kuehne	Jay-Bee	≤12.5%	549/574	36,790
G		02-17-56	T3247	Lori	A.	Kuehne	Jay-Bee	≤12.5%	552/545	36,790
G		02-17-56	T3247	Wayne		Kuehne II	Jay-Bee	≤12.5%	389/819	36,790
G		02-17-56	T3247	Charles	F.	Morehead	Jay-Bee	≤12.5%	441/391	36,790
G		02-17-56	T3247	Betty		Morehead	Jay-Bee	≤12.5%	552/548	36,790
G		02-17-56	T3247	Betty		Seckman	Jay-Bee	≤12.5%	549/568	36,790
G		02-17-56	T3247	Linda		Waters	Jay-Bee	≤12.5%	549/568	36,790
G		02-17-56	T3247	Michael	Alan	Waters	Jay-Bee	≤12.5%	547/7	36,790
G		02-17-56	T3247	Nathan	Trent	Wells	Jay-Bee	≤12.5%	549/559	36,790
G		02-17-56	T3247	Janet	W.	Williamson	Jay-Bee	≤12.5%	419/781	36,790
G		02-17-56	T3247	Karen		Yost	Jay-Bee	≤12.5%	369/300	36,790
G		02-17-56	T3247	Madelyn	Archer		Jay-Bee	≤12.5%	549/577	36,790
G		02-17-56	T3247	BP Mineral Holding II LLC			Jay-Bee	≤12.5%	558/117	36,790
G		02-17-56	T3247	Foss Minerals LLC			Jay-Bee	≤12.5%		
G		02-17-56	T3247	Lisa Stackpole, General Receiver per Special Commissioner's Lease			Jay-Bee	≤12.5%		

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G	02-17-56	T3247	OXY USA Inc.			Jay-Bee	≤12.5%	369/300	36.790
G	02-17-56	T3247	Riverwood Resources LLC			Jay-Bee	≤12.5%	549/577	36.790
G	02-17-56	T3247	Somerset Mineral LLC			Jay-Bee	≤12.5%	369/300	36.790
H	02-17-57	T3246A	Bounty Minerals, LLC			Jay-Bee	≤12.5%	285/506	93.850
I	02-17-57.3	T3246A	Bounty Minerals, LLC			Jay-Bee	≤12.5%	285/506	93.850
J	02-17-57.2	T3246A	Bounty Minerals, LLC			Jay-Bee	≤12.5%	285/506	93.850
K	02-17-57.1	T3246A	Bounty Minerals, LLC			Jay-Bee	≤12.5%	285/506	93.850

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Office of Oil and Gas  
FEB 6 2023  
WV Department of  
Environmental Protection

03/17/2023



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

February 3<sup>rd</sup>, 2023

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

Re: RPT8-5 Well

Permitting Office:

As you know we have applied for a well permit for the RPT8-5 Well in Tyler County, West Virginia. This pad is located on what we call the RPT8 tract. 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 our office at the numbers listed below.

Sincerely,

Emily Potesta  
Regulatory Agent

RECEIVED  
Office of Oil and Gas  
FEB 6 2023  
WV Department of  
Environmental Protection

WW-PN  
(11-18-2015)

**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:** Tyler Star News

**Public Notice Date:** 12/7/2022 & 12/14/2022

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:** RPT8-5

**Address:** 429 Simonton Rd.

Ellenboro, WV 26346

**Business Conducted:** Natural gas production.

**Location –**

State: West Virginia

County: Tyler

District: McElroy

Quadrangle: Shirley 7 1/2'

UTM Coordinate NAD83 Northing: 4370418.52

UTM coordinate NAD83 Easting: 518402.59

Watershed: Big Run of Outlet Middle Island Creek

**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)

RECEIVED  
Office of Oil and Gas  
FEB 6 2023

WV Department of  
Environmental Protection

03/17/2023

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

Date of Notice Certification: 02/03/2023

API No. 47- 095 - \_\_\_\_\_  
Operator's Well No. RPT8-5  
Well Pad Name: RPT8

**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>518402.59</u>
County: <u>Tyler</u>		Northing: <u>4370418.52</u>
District: <u>McElroy</u>	Public Road Access: <u>Big Run Rd.</u>	
Quadrangle: <u>Shirley 7 1/2'</u>	Generally used farm name: <u>Jack Hair, et al</u>	
Watershed: <u>Big Run of Outlet Middle Island Creek</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.

<p>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:</p> <p>*PLEASE CHECK ALL THAT APPLY</p> <p><input type="checkbox"/> 1. NOTICE OF SEISMIC ACTIVITY or <input checked="" type="checkbox"/> NOTICE NOT REQUIRED BECAUSE NO SEISMIC ACTIVITY WAS CONDUCTED</p> <p><input type="checkbox"/> 2. NOTICE OF ENTRY FOR PLAT SURVEY or <input checked="" type="checkbox"/> NO PLAT SURVEY WAS CONDUCTED</p> <p><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</p> <p style="padding-left: 100px;"><input type="checkbox"/> WRITTEN WAIVER BY SURFACE OWNER (PLEASE ATTACH)</p> <p><input checked="" type="checkbox"/> 4. NOTICE OF PLANNED OPERATION</p> <p><input checked="" type="checkbox"/> 5. PUBLIC NOTICE</p> <p><input checked="" type="checkbox"/> 6. NOTICE OF APPLICATION</p>	<p><b>OOG OFFICE USE ONLY</b></p> <p><input type="checkbox"/> RECEIVED/ NOT REQUIRED</p> <p><input type="checkbox"/> RECEIVED</p> <p><input type="checkbox"/> RECEIVED/ NOT REQUIRED</p> <p><input type="checkbox"/> RECEIVED</p> <p><input type="checkbox"/> RECEIVED</p> <p><input type="checkbox"/> RECEIVED</p>
<p>RECEIVED Office of Oil and Gas FEB 6 2023 WV Department of Environmental Protection</p>	

**Required Attachments:**

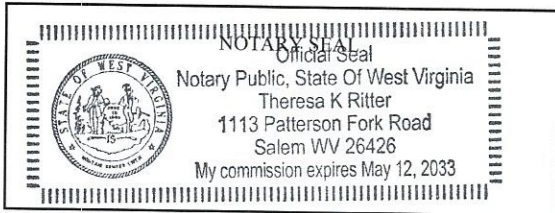
The Operator shall attach to this Notice Certification Form all Notice Forms and Certifications of Notice that have been provided to the required parties and/or any associated written waivers. For the Public Notice, the operator shall attach a copy of the Class II Legal Advertisement with publication 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.

03/17/2023

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

Well Operator:	<u>Jay-Bee Oil &amp; Gas, Inc.</u>	Address:	<u>429 Simonton Rd. P.O. Box 129</u>
By:	<u>Emily Potesta</u>		<u>Ellenboro, WV 26346</u>
Its:	<u>Regulatory Agent</u>	Facsimile:	<u>304-628-3119</u>
Telephone:	<u>304-628-3111</u>	Email:	<u>epotesta@jaybeoil.com</u>



Subscribed and sworn before me this 25 day of January 2023  
Sheesa K Ritter Notary Public  
 My Commission Expires May 12, 2033

**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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WW-6A  
(9-13)

API NO. 47- 095 -  
OPERATOR WELL NO. RPT8-5  
Well Pad Name: RPT8

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: 01/23/2023 Date Permit Application Filed: 2/3/2023

Notice of:

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

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

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(8-13)

API NO. 47- 095 -  
OPERATOR WELL NO. RPT8-5  
Well Pad Name: RPT8

**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 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 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.depwv.gov](http://www.depwv.gov) and [and-gas/pages/default.aspx](http://and-gas/pages/default.aspx).

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**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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API NO. 47-095 -  
OPERATOR WELL NO. RPT8-5  
Well Pad Name: RPT8

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

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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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(8-13)

API NO. 47- 095 - \_\_\_\_\_  
OPERATOR WELL NO. RPT8-5 \_\_\_\_\_  
Well Pad Name: RPT8 \_\_\_\_\_

**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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API NO. 47-095 -  
OPERATOR WELL NO. RPT8-5  
Well Pad Name: RPT8

**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 23 day of Jan, 2023.

Theresa K Ritter Notary Public

My Commission Expires May 12, 2033

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FEB 6 2023  
WV Department of  
Environmental Protection

03/17/2023

**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:** 01/23/2023 **Date Permit Application Filed:** 02/03/2023

**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: SEE ATTACHED LIST      Name: \_\_\_\_\_  
Address: \_\_\_\_\_      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      UTM NAD 83      Easting: 518402.59  
County: Tyler      Northing: 4370418.52  
District: McElroy      Public Road Access: Big Run Rd.  
Quadrangle: Shirley 7 1/2'      Generally used farm name: Jack Hair, et al  
Watershed: Big Run of Outlet Middle Island Creek

**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 RECEIVED  
Ellenboro, WV 26346 Office of Oil and Gas  
Telephone: 304-203-0665  
Email: epotesta@jaybeeoil.com FEB 6 2023  
Facsimile: 304-628-3119 WV Department of Environmental Protection

**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).

03/17/2023

**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:** 01/23/2023      **Date Permit Application Filed:** 02/03/2023

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

CERTIFIED MAIL                                       HAND  
RETURN RECEIPT REQUESTED                                      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: SEE ATTACHED LIST                                      Name: \_\_\_\_\_  
Address: \_\_\_\_\_                                      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:	<u>West Virginia</u>	UTM NAD 83	Easting:	<u>518402.59</u>
County:	<u>Tyler</u>		Northing:	<u>4370418.52</u>
District:	<u>McElroy</u>	Public Road Access:	<u>Big Run Rd.</u>	
Quadrangle:	<u>Shirley 7 1/2'</u>	Generally used farm name:	<u>Jack Hair, et al</u>	
Watershed:	<u>Big Run of Outlet Middle Island Creek</u>			

**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

RECEIVED  
Office of Oil and Gas  
**FEB 6 2023**  
WV Department of  
Environmental Protection

**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).

**03/17/2023**



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

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

D. Alan Reed, P.E.  
 State Highway Engineer

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

January 20, 2023

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 RPT 8 Pad, Tyler County  
 RPT8-5 Well Site

Dear Mr. Martin,

This well site will be accessed from a DOH permit #06-2013-0198 which has been issued to Jay-Bee Companies for access to the State Road for a well site located off Tyler County Route 40 SLS MP 1.83.

This operator is in compliance with §22-6A-20 of the WV Code. Operator has signed a DISTRICT WIDE 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 October 1, 2018. This letter is valid for permitting purposes for one year from the date of this letter.

Very Truly Yours,

*Gary K. Clayton*

Gary K. Clayton, P.E.  
 Regional Operations Engineer  
 Central Office O&G Coordinator

Cc: Emily Potesta  
 Jay-Bee Companies  
 CH, OM, D-6  
 File

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 Office of Oil and Gas  
 FEB 6 2023  
 WV Department of  
 Environmental Protection



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

February 3<sup>rd</sup>, 2023

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

RECEIVED  
Office of Oil and Gas  
FEB 6 2023  
WV Department of  
Environmental Protection

WW-6A7  
(6-12)

OPERATOR: Jay-Bee Oil & Gas, Inc.

WELL NO: RPT8-5

PAD NAME: RPT8

REVIEWED BY: Emily Potesta

SIGNATURE: 

## 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

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Office of Oil and Gas  
FEB 6 2023  
WV Department of  
Environmental Protection

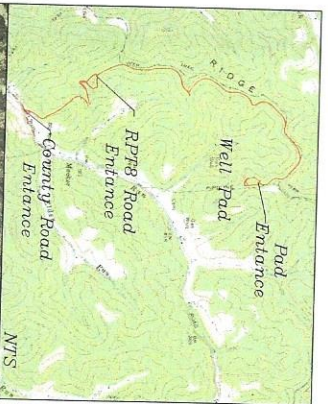
03/17/2023

# RPT8 ASBUILT / MODIFICATION

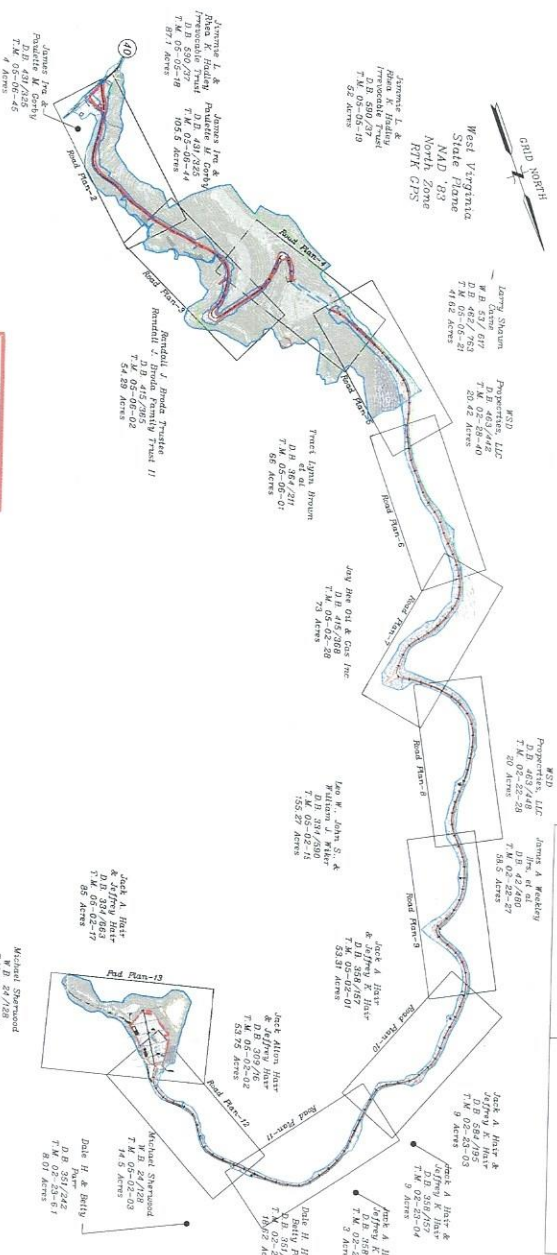
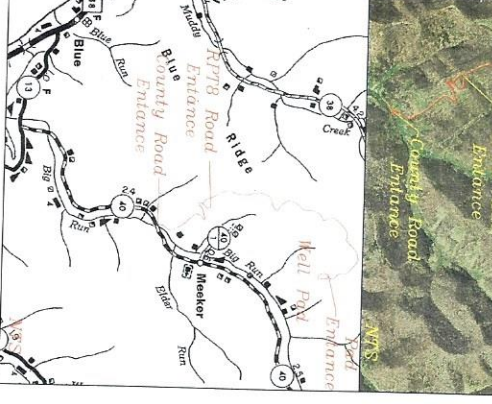
## McELROY DISTRICT, TYLER COUNTY, WV

Prepared for **JAY BEE OIL & GAS**

Date: September 14, 2015



Well Pad	Geographic NAD83	Latitude	Longitude	UTM, NAD83 (METERS)	North	East
RPT8-1	(47-095-02085)	Geographic NAD83	Latitude: 39.483160	Longitude: 80.786051	UTM, NAD83 (METERS)	North: 4370417.46 East: 518399.56
RPT8-2	(47-095-02084)	Geographic NAD83	Latitude: 39.483120	Longitude: 80.786032	UTM, NAD83 (METERS)	North: 4370412.98 East: 518401.24
RPT8-3	(47-095-02083)	Geographic NAD83	Latitude: 39.483213	Longitude: 80.786073	UTM, NAD83 (METERS)	North: 4370423.36 East: 518397.69
RPT8-4	(47-095-02329)	Geographic NAD83	Latitude: 39.483129	Longitude: 80.785998	UTM, NAD83 (METERS)	North: 4370413.08 East: 518404.12
RPT8-5	(Proposed Well)	Geographic NAD83	Latitude: 39.483170	Longitude: 80.786016	UTM, NAD83 (METERS)	North: 4370418.52 East: 518402.59
RPT8-6	(Proposed Well)	Geographic NAD83	Latitude: 39.483222	Longitude: 80.786038	UTM, NAD83 (METERS)	North: 4370424.33 East: 518400.63
RPT8 ROAD ENTRANCE	Geographic NAD83	Latitude: 39.483710	Longitude: 80.785874	UTM, NAD83 (METERS)	North: 4370478.55 East: 518414.61	
PAD ENTRANCE	Geographic NAD83	Latitude: 39.483710	Longitude: 80.785874	UTM, NAD83 (METERS)	North: 4370478.55 East: 518414.61	
CENTER OF PAD ENTRANCE	Geographic NAD83	Latitude: 39.482963	Longitude: 80.785974	UTM, NAD83 (METERS)	North: 4370395.56 East: 518406.26	



**WVDEP 006**  
ACCEPTED AS-BUILT  
3/10/2023

**WEST VIRGINIA 811**

CALL BEFORE YOU DIG!  
800.245.4848  
WWW.WV811.COM

Jay Bee  
OIL & GAS  
DRILLING

Into the Future

**REGISTERED PROFESSIONAL ENGINEER**  
STATE OF WEST VIRGINIA  
19380

Joshua R. Cook, PE  
17950

The information reflects a gas well drilling pad and road.

Date: 01-19-2023

**North Central Engineering, LLC**

Joshua Cook, PE  
P.O. Box 628  
Bridgeport, WV 26330  
Call: 304-299-1583  
E-Mail: jcook@NorthCentralEngineering.com



**Jackson Surveying Inc.**

Cover Sheet 1 of 27  
RPT8 AsBuilt & Modification

NO.	DESCRIPTION	QUANTITY	UNIT	TOTAL QUANTITY
1	COVER	1	SHEET	1
2	Road Plan & Profile	1	SHEET	1
3	Road Plan & Profile	1	SHEET	1
4	Road Plan & Profile	1	SHEET	1
5	Road Plan & Profile	1	SHEET	1
6	Road Plan & Profile	1	SHEET	1
7	Road Plan & Profile	1	SHEET	1
8	Road Plan & Profile	1	SHEET	1
9	Road Plan & Profile	1	SHEET	1
10	Road Plan & Profile	1	SHEET	1
11	Road Plan & Profile	1	SHEET	1
12	Road Plan & Profile	1	SHEET	1
13	Road Plan & Profile	1	SHEET	1
14	Road Plan & Profile	1	SHEET	1
15	Road Plan & Profile	1	SHEET	1
16	Road Plan & Profile	1	SHEET	1
17	Road Plan & Profile	1	SHEET	1
18	Road Plan & Profile	1	SHEET	1
19	Road Plan & Profile	1	SHEET	1
20	Road Plan & Profile	1	SHEET	1
21	Road Plan & Profile	1	SHEET	1
22	Road Plan & Profile	1	SHEET	1
23	Road Plan & Profile	1	SHEET	1
24	Road Plan & Profile	1	SHEET	1
25	Road Plan & Profile	1	SHEET	1
26	Road Plan & Profile	1	SHEET	1
27	Road Plan & Profile	1	SHEET	1
28	Road Plan & Profile	1	SHEET	1

NO.	DESCRIPTION	QUANTITY	UNIT	TOTAL QUANTITY
1	CONCRETE	1	SHEET	1
2	CONCRETE	1	SHEET	1
3	CONCRETE	1	SHEET	1
4	CONCRETE	1	SHEET	1
5	CONCRETE	1	SHEET	1
6	CONCRETE	1	SHEET	1
7	CONCRETE	1	SHEET	1
8	CONCRETE	1	SHEET	1
9	CONCRETE	1	SHEET	1
10	CONCRETE	1	SHEET	1
11	CONCRETE	1	SHEET	1
12	CONCRETE	1	SHEET	1
13	CONCRETE	1	SHEET	1
14	CONCRETE	1	SHEET	1
15	CONCRETE	1	SHEET	1
16	CONCRETE	1	SHEET	1
17	CONCRETE	1	SHEET	1
18	CONCRETE	1	SHEET	1
19	CONCRETE	1	SHEET	1
20	CONCRETE	1	SHEET	1
21	CONCRETE	1	SHEET	1
22	CONCRETE	1	SHEET	1
23	CONCRETE	1	SHEET	1
24	CONCRETE	1	SHEET	1
25	CONCRETE	1	SHEET	1
26	CONCRETE	1	SHEET	1
27	CONCRETE	1	SHEET	1
28	CONCRETE	1	SHEET	1

Changes: PER DEP  
03-04-16  
Changes: PER DEP  
01-19-23

03/17/2023



**RPTB-1**  
 (47-095-02083)  
 Geographic NAD83  
 Latitude: 39.483160  
 Longitude: 80.786051  
 UTM NAD83 (METERS)  
 North: 4370417.46  
 East: 518399.56

**RPTB-2**  
 (47-095-02084)  
 Geographic NAD83  
 Latitude: 39.483120  
 Longitude: 80.786032  
 UTM NAD83 (METERS)  
 North: 4370412.98  
 East: 518401.24

**RPTB-3**  
 (47-095-02083)  
 Geographic NAD83  
 Latitude: 39.483213  
 Longitude: 80.786073  
 UTM NAD83 (METERS)  
 North: 4370423.36  
 East: 518397.69

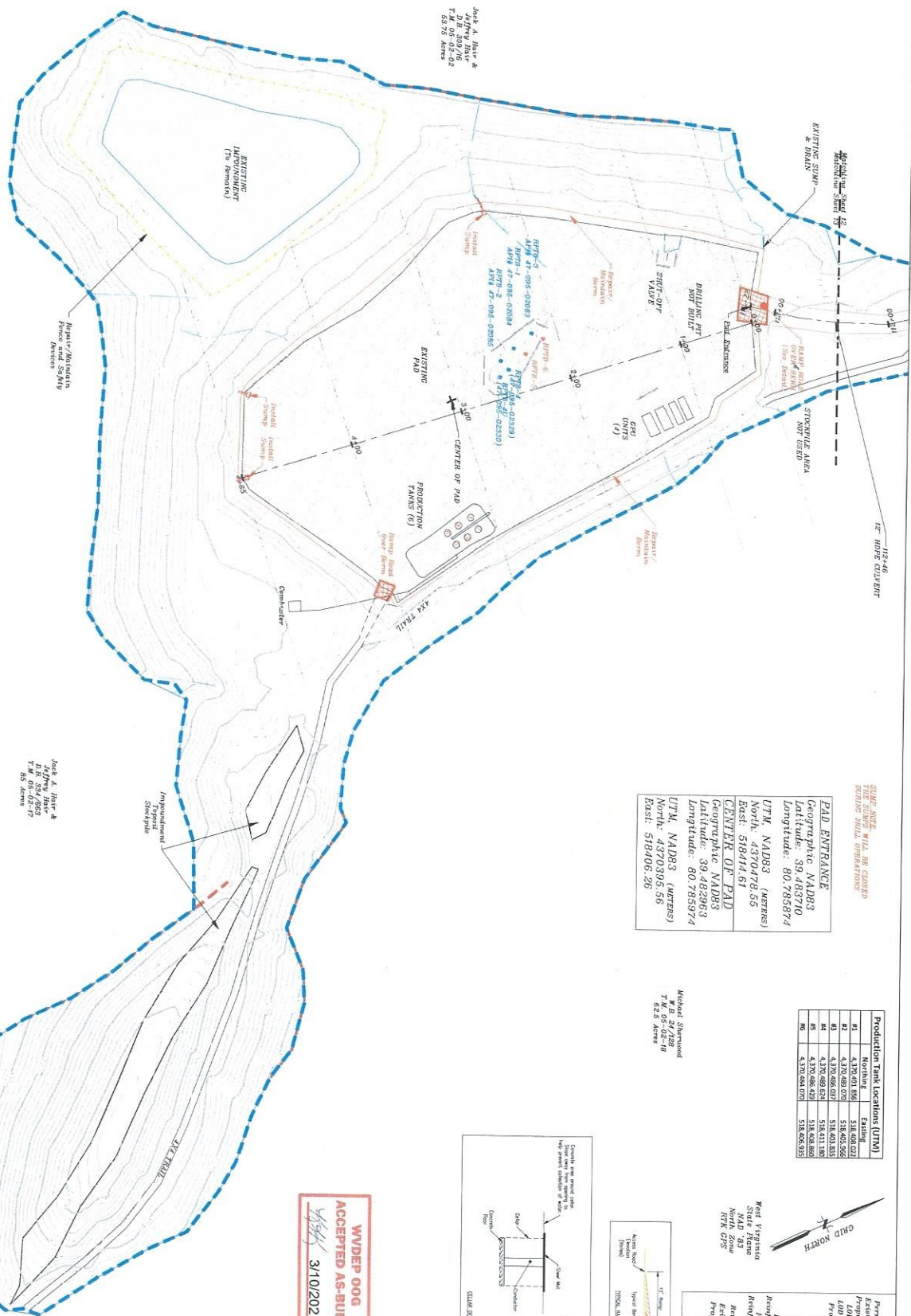
**RPTB-4U**  
 (47-095-02330)  
 Geographic NAD83  
 Latitude: 39.483102  
 Longitude: 80.785990  
 UTM NAD83  
 North: 4370411.03  
 East: 518404.84

**RPTB-4**  
 (47-095-02329)  
 Geographic NAD83  
 Latitude: 39.483129  
 Longitude: 80.785998  
 UTM NAD83 (METERS)  
 North: 4370413.08  
 East: 518404.12

**RPTB-5**  
 (Proposed Well)  
 Geographic NAD83  
 Latitude: 39.483170  
 Longitude: 80.786016  
 UTM NAD83 (METERS)  
 North: 4370418.52  
 East: 518402.59

**RPTB-6**  
 (Proposed Well)  
 Geographic NAD83  
 Latitude: 39.483222  
 Longitude: 80.786038  
 UTM NAD83 (METERS)  
 North: 4370424.33  
 East: 518400.63

Log W. John S. &  
 William A. Kiker  
 T.M. 05-08-18  
 158.27 Acres



**PAD ENTRANCE**  
 Geographic NAD83  
 Latitude: 39.482710  
 Longitude: 80.785874  
 UTM NAD83 (METERS)  
 East: 518414.61  
**CENTER OF PAD**  
 Geographic NAD83  
 Latitude: 39.482963  
 Longitude: 80.785974  
 UTM NAD83 (METERS)  
 North: 4370395.56  
 East: 518408.26

**NOTE:**  
 THE SITES WILL BE CLOSED  
 DURING DRILL OPERATIONS

**Production Tank Locations (UTM)**

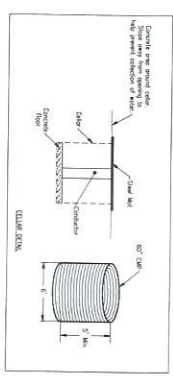
#	North	East
#1	4,370,491.86	518,408.02
#2	4,370,488.07	518,405.56
#3	4,370,486.97	518,403.53
#4	4,370,486.52	518,411.88
#5	4,370,484.07	518,406.53

Michael Symmond  
 T.M. 05-08-18  
 62.5 Acres



**LEGEND**

---	Permit Feature
---	Existing Feature
---	Proposed Feature
---	400' (roadfield)
---	Property line
---	Drain
---	Crack
---	Removal of Site Fence
---	Removal of Site Fence
---	Removal of Site Fence
---	Proposed Well
---	Crack



**WVDEP 006  
 ACCEPTED AS-BUILT  
 3/10/2023**

**North Central Engineering, LLC**  
 Justin Cook, RPE  
 Bridgeton, WY 26330  
 Cell: 304-299-1533  
 E-Mail: [jcook@NorthCentralEngineering.com](mailto:jcook@NorthCentralEngineering.com)



**Jackson Surveying Inc.**  
 Pad Plan  
 Sheet 13 of 27  
 RPTB AsBuilt/Modification

03/17/2023