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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, May 5, 2025

WELL WORK PLUGGING PERMIT  
Vertical Plugging

DIVERSIFIED PRODUCTION LLC  
101 MCQUISTON DRIVE

JACKSON CENTER, PA 16133

Re: Permit approval for Y & O COAL 126  
47-109-01138-00-00

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.

Upon completion of the plugging well work, the above named operator will reclaim the site according to the provisions of WV Code 22-6-30. Please be advised that form WR-38, Affidavit of Plugging and Filling Well, 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:  
Farm Name: GEORGIA-PACIFIC CORP.  
U.S. WELL NUMBER: 47-109-01138-00-00  
Vertical Plugging  
Date Issued: 5/5/2025

# PERMIT CONDITIONS

West Virginia Code §22-6-11 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. All pits must be lined with a minimum of 20 mil thickness synthetic liner.
2. In the event of an accident or explosion causing loss of life or serious personal injury in or about the well or while working on the well, the well operator or its contractor shall give notice, stating the particulars of the accident or explosion, to the oil and gas inspector and the Chief within twenty-four (24) hours.
3. Well work activities shall not constitute a hazard to the safety of persons.
4. 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.

1) Date March 25, 2025  
2) Operator's  
Well No. Georgia-Pacific Corp Y&O Coal 126  
3) API Well No. 47-109 -01138

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

APPLICATION FOR A PERMIT TO PLUG AND ABANDON

4) Well Type: Oil  / Gas  / Liquid injection  / Waste disposal  /  
(If "Gas, Production  or Underground storage  ) Deep  / Shallow

5) Location: Elevation 1697.98' Watershed Rock House of Clover Fork  
District Oceana County Wyoming Quadrangle Matheny 7.5'

6) Well Operator Diversified Production, LLC 7) Designated Agent Chris Veazey  
Address 414 Summers Street Address 414 Summers St.  
Charleston, WV 25301 Charleston, WV 25301

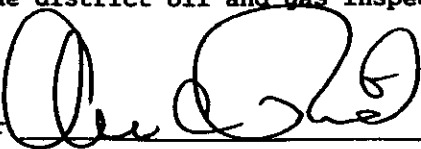
8) Oil and Gas Inspector to be notified  
Name Christian Porter  
Address PO Box 181  
Holden, WV  
9) Plugging Contractor  
Name Next LVL Energy (Diversified Owned)  
Address 104 Helliport Loop Rd  
Bridgeport, WV 25330

10) Work Order: The work order for the manner of plugging this well is as follows:

**See Attached**

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Office Of Oil and Gas  
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WV Department of  
Environmental Protection

Notification must be given to the district oil and gas inspector 24 hours before permitted work can commence.

Work order approved by inspector  Date 4-22-25

## Plugging Prognosis

API #: 47-109-01138

West Virginia, Wyoming County

Lat/Long – 37.739953, -81.507129

Nearest ER: Raleigh General Emergency Room – 1710 Harper Rd, Beckley, WV 25801

## Casing Schedule

16" @ 21' – CTS

13-3/8" @ 46' – CTS

8-5/8" @ 1064' – CTS

4-1/2" @ 2820' – Cemented w/ ??? sks – Well Operator's Report of Well Work states TOC @ 1210'  
TD @ 2878'

Completion: Big Lime – 2726'-2734' – 5000 gal 15% HCL, 5600 gal gel H2O, 139,000 scf N2  
Big Lime – 2474'-2497' – 5000 gal 15% HCL, 5700 gal gel H2O, 105,000 scf N2  
Maxon – 1810'-1826' – 500 gal 15% FE Acid, 75Q Foam, 33,900 gal H2O, 242,000 scf N2,  
47,000 lbs 20/40 sand

Fresh Water: 700'

Salt Water: 950'

Gas Shows: None Reported

Oil Shows: None Reported

Coal: 90'-93', 600'-604', 716'-718', 1021'-1024'

Open Mine: None Reported

Elevation: 1671'

1. Notify Inspector Christian Porter @ 304-541-0079, 48 hrs prior to commencing operations.
2. MIRU service rig and ancillary equipment.
3. Check and record pressures on csg/tbg. Kill well as necessary with fresh water or brine water.
4. Check TD w/ sandline/tbg.
5. TOOH w/ any rods and/or tbg in well.
6. Pump 6% Bentonite gel between each plug.
7. TIH w/ tbg to 2868', 10' above TD. Kill well as needed with 6% bentonite gel and fill rat hole with gel. Pump at least 10 bbls gel.
8. Pur 458' Class L/Class A cement plug from 2868' to 2410' (4-1/2" Csg Shoe & Completion – Big Lime Plug). Approximately 47 sks @ 1.14 yield. Tag TOC. Top off as needed. Do not omit any plugs listed below. Perforate as needed.
9. TOOH w/ tbg to 1876'. Pump 255' Class L/Class A cement plug from 1876' to 1621' (Completion Plug – Maxon, Elevation Plug). Approximately 21 sks @ 1.14 yield. Tag TOC. Top off as needed. Do not omit any plugs listed below. Perforate as needed.
10. Free point 4-1/2" csg. Cut and TOOH.
11. TIH w/ tbg to 1260'. Pump 70' expanding Class L/Class A cement plug from 1260' to 550' (4-1/2" Csg Cut, 8-5/8" Csg Shoe, Coal, Saltwater, & Freshwater Plug). Approximately 213 sks @ 1.14 yield. Tag TOC. Top off as needed. Do not omit any plugs listed below. Perforate as needed.

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12. TOOH w/ tbg to 143'. Pump 143' **Expanding Class L/Class A** cement plug from 143' to Surface (Coal, 13-3/8" Csg Shoe, & Surface Plug). Approximately 46 sks @ 1.14 yield. Tag TOC. Top off as needed. **Do not omit any plugs listed below. Perforate as needed.**
13. Reclaim location and well road to WVDEP specifications and erect P&A well monument.

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WA 35  
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 Office of Environmental Protection  
 JUL 27 91  
 WV Division  
 Environmental Protection

12-Apr-90  
 API # 47-109-01138

State of West Virginia  
 DEPARTMENT OF ENERGY  
 Division of Oil and Gas

Well Operator's Report of Well Work

Farm name: GEORGIA-PACIFIC CORP. Operator Well No.: Y & O #126

LOCATION: Elevation: 1671.00 Quadrangle: MATHENY

District: OCEANA County: WYOMING  
 Latitude: 3700 Feet South of 37 Deg. 45Min. 0 Sec.  
 Longitude 2100 Feet West of 81 Deg. 30 Min. 0 Sec.

Company: SONAT EXPLORATION CO.  
 P. O. BOX 1513  
 HOUSTON, TX 77251-1513

Agent: DANA R. BLACKSHIRE

Inspector: RODNEY G. DILLON  
 Permit Issued: 04/12/90  
 Well work Commenced: 5/04/91  
 Well work Completed: 6/14/91  
 Verbal Plugging  
 Permission granted on:  
 Rotary  Cable \_\_\_\_\_ Rig  
 Total Depth (feet) 2878'  
 Fresh water depths (ft) 700  
 Salt water depths (ft) 950

Casing & Tubing	Used in Drilling	Left in Well	Cement Fill Up Cu. Ft.
Size			
16	21'	21'	surface
13 3/8	46'	46'	surface
8 5/8	1064'	1064'	surface
4 1/2	2820'	2820'	TOC 1210'


Is coal being mined in area (Y/N)? N  
 Coal Depths (ft): \_\_\_\_\_

OPEN FLOW DATA

Producing formation Big Lime Pay zone depth (ft) 2703-2734  
 Gas: Initial open flow Maxon 2.4 MMCF/d Oil: Initial open flow \_\_\_\_\_ Bbl/c  
 Final open flow 2400 MCF/d Final open flow \_\_\_\_\_ Bbl/c  
 Time of open flow between initial and final tests 24 Hours  
 Static rock Pressure 590 psig (surface pressure) after 10 days ~~Hours~~

Second producing formation \_\_\_\_\_ Pay zone depth (ft) \_\_\_\_\_  
 Gas: Initial open flow \_\_\_\_\_ MCF/d Oil: Initial open flow \_\_\_\_\_ Bbl/c  
 Final open flow \_\_\_\_\_ MCF/d Final open flow \_\_\_\_\_ Bbl/c  
 Time of open flow between initial and final tests \_\_\_\_\_ Hour:  
 Static rock Pressure \_\_\_\_\_ psig (surface pressure) after \_\_\_\_\_ Hour:

NOTE: ON BACK OF THIS FORM PUT THE FOLLOWING: 1). DETAILS OF PERFORATE INTERVALS, FRACTURING OR STIMULATING, PHYSICAL CHANGE, ETC. 2). THE WELL LOG WHICH IS A SYSTEMATIC DETAILED GEOLOGICAL RECORD OF ALL FORMATIONS INCLUDING COAL ENCOUNTERED BY THE WELLBORE.

  
 For: SONAT EXPLORATION CO.  
 By: Bruce Heath  
 Date: 11/26/91

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1. Details of Perforated Intervals, Fracturing or Stimulating, Physical Change, etc.

Big Lime Perf 1st stage: 2726-34' & 2703-715'. Acidized w/5000 gals 15% HCl & 5600 gals gel wtr. Used 139,000 scf of N<sub>2</sub>. Perf 2nd stage: 2474-497'. Acidized w/5000 gals 15% HCl & 5700 gals gel wtr. Used 105,000 scf of N<sub>2</sub>. N<sub>2</sub> rate 400 scf/bbl.

Maxon Perf 1810-26'. Pumped 500 gals 15% FE acid + additives. Loaded hole w/25% methanol prepad & broke down @ 385 psi. Frac'd w/33,900 gals 75Q & 47,000# 20-40 sand. Used 242,000 scf of N<sub>2</sub>.

2. Geological record of all formation.

<u>Formation</u>	<u>Top Feet</u>	<u>Bottom Feet</u>
Coal	90	93
Coal	600	604
Coal	716	718
Coal	1021	1024
Princeton	1410	1430
Ravenclyff	1532	1550
Avis	1550	1587
U. Maxon	1796	1830
L. Maxon	2166	2264
L. Lime	2284	2460
Big Lime	2460	2761
TD:	2878'	

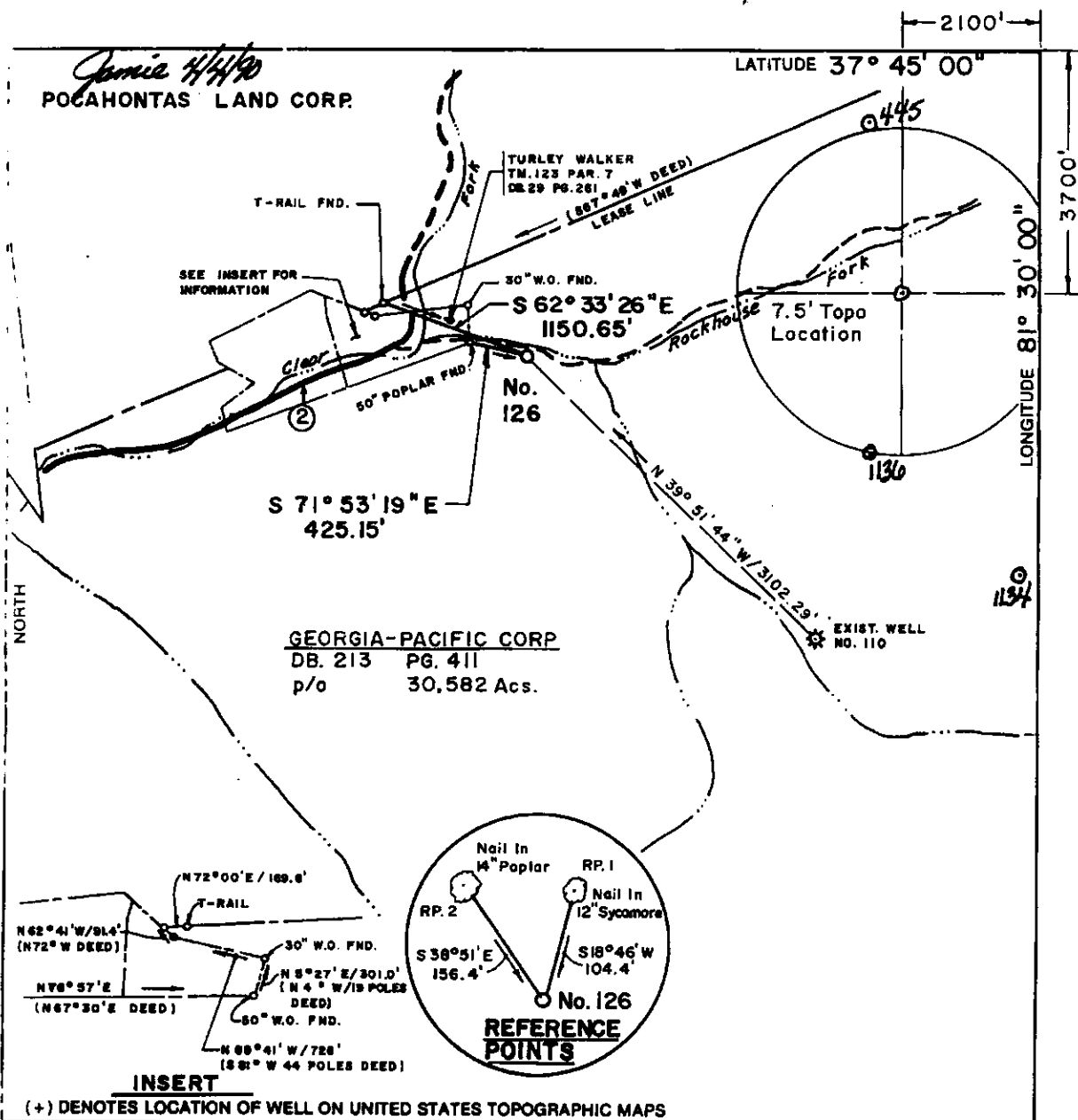
27 32

W. S. C.

1040c

WYOM 1128

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WV Department of  
Environmental Protection



FILE NO. \_\_\_\_\_  
 DRAWING NO. \_\_\_\_\_  
 SCALE 1" = 1000'  
 MINIMUM DEGREE OF ACCURACY 1:2500  
 PROVEN SOURCE OF ELEVATION U.S.G.S. B.M. 50-SKS 1963/Ed. Rd. NEAR INTER. OF ROCKHOUSE FR. AND CLEAR FK. E. 1835

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 REGULATIONS ISSUED AND PRESCRIBED BY THE DEPARTMENT OF ENERGY.  
 (SIGNED) *Thomas E. Kuhl*  
 R.P.E. 3698 L.L.S.

PLACE SEAL HERE

**STATE OF WEST VIRGINIA**  
 DEPARTMENT OF ENERGY  
 OIL AND GAS DIVISION

DATE MARCH 15, 1990  
 OPERATOR'S WELL NO. Y80 COAL N82E  
 API WELL NO. 47-109-1138

WELL TYPE: OIL \_\_\_ GAS X LIQUID INJECTION \_\_\_ WASTE DISPOSAL \_\_\_  
 (IF "GAS,") PRODUCTION X STORAGE \_\_\_ DEEP \_\_\_ SHALLOW X  
 LOCATION: ELEVATION 1671 WATERSHED ROCKHOUSE FORK  
 DISTRICT OCEANA COUNTY WYOMING  
 QUADRANGLE MATHENY 7.5

SURFACE OWNER GEORGIA PACIFIC CORP ACREAGE 30,582  
 OIL & GAS ROYALTY OWNER Y80 COAL CO. et al LEASE ACREAGE 30,582  
 LEASE NO. \_\_\_\_\_

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

PLUG AND ABANDON \_\_\_ CLEAN OUT AND REPLUG \_\_\_  
 TARGET FORMATION BEREA SAND ESTIMATED DEPTH 3490  
 WELL OPERATOR SONAT EXPLORATION CO. DESIGNATED AGENT DANA BLACKSHIRE  
 ADDRESS P.O. BOX 1513 ADDRESS P.O. BOX 766  
HOUSTON, TX 77251-1513 CHARLESTON, WV. 25323

Office Of Oil and Gas  
 WV Department of Environmental Protection  
 COLLECTOR NAME  
 PERMIT 24 2025  
 05/09/2025



WW-4A  
Revised 6-07

1) Date: 3/25/2025  
2) Operator's Well Number Georgia-Pacific Corp Y&O Coal 126

3) API Well No.: 47 - 109 - 01138

**STATE OF WEST VIRGINIA**  
**DEPARTMENT OF ENVIRONMENTAL PROTECTION, OFFICE OF OIL AND GAS**  
**NOTICE OF APPLICATION TO PLUG AND ABANDON A WELL**

4) Surface Owner(s) to be served:	5) (a) Coal Operator
(a) Name <u>Lyme Mountaineer Timberlands II, LLC</u>	Name <u>Prime Met, Inc.</u>
Address <u>c/o The Lyme Timber Company, LP</u>	Address <u>838 Euclid Ave Ste 302</u>
<u>23 S. Main St. Hanover, NH 03755</u>	<u>Lexington, KY 40502</u>
(b) Name _____	(b) Coal Owner(s) with Declaration
Address _____	Name <u>WV Mid Vol, Inc - c/o Eagle Specialty Materials</u>
	Address <u>PO Box 305</u>
	<u>Cadiz, OH 43907</u>
(c) Name _____	Name _____
Address _____	Address _____
6) Inspector <u>Christian Porter</u>	(c) Coal Lessee with Declaration
Address <u>PO Box 181</u>	Name <u>Mountain Eagle Land, LLC</u>
<u>Holden, WV</u>	Address <u>PO Box 305</u>
Telephone <u>(304) 541-0079</u>	<u>Cadiz, OH 43907</u>

**TO THE PERSONS NAMED ABOVE: You should have received this Form and the following documents:**

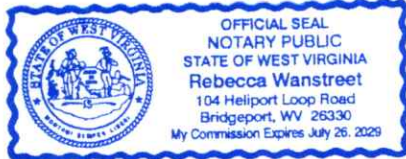
- (1) The application to Plug and Abandon a Well on Form WW-4B, which sets out the parties involved in the work and describes the well its and the plugging work order; and
- (2) The plat (surveyor's map) showing the well location on Form WW-6.

The reason you received these documents is that you have rights regarding the application which are summarized in the instructions on the reverses side. However, you are not required to take any action at all.

Take notice that under Chapter 22-6 of the West Virginia Code, the undersigned well operator proposes to file or has filed this Notice and Application and accompanying documents for a permit to plug and abandon a well with the Chief of the Office of Oil and Gas, West Virginia Department of Environmental Protection, with respect to the well at the location described on the attached Application and depicted on the attached Form WW-6. Copies of this Notice, the Application, and the plat have been mailed by registered or certified mail or delivered by hand to the person(s) named above for publication in certain circumstances) on or before the day of mailing or delivery to the Chief.

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Environmental Protection



Well Operator Diversified Production, LLC  
 By: Chris Veazey  
 Its: Director of Administration  
 Address 414 Summers Street  
Charleston, WV 25301  
 Telephone 304-590-7707

Subscribed and sworn before me this 25<sup>th</sup> day of March 2025  
Rebecca Wanstreet Notary Public  
 My Commission Expires 7-26-29

**Oil and Gas Privacy Notice**

The Office of Oil and Gas processes your personal information, such as name, address and phone number, as a 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 of your personal information, please contact DEP's Chief Privacy Officer at [depprivacyofficer@wv.gov](mailto:depprivacyofficer@wv.gov).

05/09/2025

Diversified Gas & Oil Corporation  
Permitting Department  
414 SUMMERS STREET  
2ND. FLOOR  
CHARLESTON WV 25301

USPS CERTIFIED MAIL™



9407 1362 0855 1277 7915 83



LYME MOUNTAINEER TIMBERLANDS II, LLC  
C/O THE LYME TIMBER COMPANY, LP  
23 S MAIN ST STE 3A  
HANOVER NH 03755-2075

US POSTAGE AND FEES PAID  
2025-03-25  
25301  
C4000004  
Retail  
4.0 OZ/FLAT



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Diversified Gas & Oil Corporation  
Permitting Department  
414 SUMMERS STREET  
2ND FLOOR  
CHARLESTON WV 25301

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PRIME MET, INC.  
838 EUCLID AVE STE 302  
LEXINGTON KY 40502-1773

US POSTAGE AND FEES PAID  
2025-03-25  
25301  
C4000004  
Retail  
4.0 OZ/FLAT



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Diversified Gas & Oil Corporation  
Permitting Department  
414 SUMMERS STREET  
2ND FLOOR  
CHARLESTON WV 25301

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9407 1362 0855 1277 7916 68



WV MID VOL INC  
C/O EAGLE SPECIALTY MATERIALS  
838 EUCLID AVE  
LEXINGTON KY 40502-1773

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2025-03-25  
25301  
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4.0 OZELAT  
easypost  
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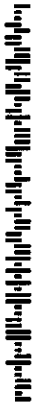
05/09/2025

Diversified Gas & Oil Corporation  
Permitting Department  
414 SUMMERS STREET  
2ND. FLOOR  
CHARLESTON WV 25301

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WV MID VOL INC  
C/O EAGLE SPECIALTY MATERIALS  
PO BOX 305  
CADIZ OH 43907-0305

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25301  
CA0000004  
Retail  
410 OZ/ELAT



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Permitting Department  
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2ND FLOOR  
CHARLESTON WV 25301

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MOUNTAIN EAGLE LAND LLC  
PO BOX 305  
CADIZ OH 43907-0305



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2025-03-25  
25301  
C4000004  
Retail  
4.0 OZ FLAT



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05/09/2025

WW-9  
(5/16)

API Number 47 - 109 - 01138  
Operator's Well No. Georgia-Pacific Corp Y&O Coal 126

STATE OF WEST VIRGINIA  
DEPARTMENT OF ENVIRONMENTAL PROTECTION  
OFFICE OF OIL AND GAS  
FLUIDS/ CUTTINGS DISPOSAL & RECLAMATION PLAN

Operator Name: Diversified Production, LLC OP Code 494524121

Watershed (HUC 10) Rock House of Clover Fork Quadrangle Mathery 7.5'

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: Production fluid and cement returns.

Will a synthetic liner be used in the pit? Yes  No  If so, what ml.? 20

Proposed Disposal Method For Treated Pit Wastes:

- Land Application (if selected provide a completed form WW-9-GPP)
- \* Underground Injection ( UIC Permit Number 2D03902327 002 )
- Reuse (at API Number \_\_\_\_\_)
- Off Site Disposal (Supply form WW-9 for disposal location)
- Other (Explain \_\_\_\_\_)

Will closed loop system be used? If so, describe: N/A

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

-If oil based, what type? Synthetic, petroleum, etc. N/A

Additives to be used in drilling medium? N/A

Drill cuttings disposal method? Leave in pit, landfill, removed offsite, etc. N/A

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

-Landfill or offsite name/permit number? N/A

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APR 24 2025

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 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 April 1, 2016, 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 *Chris Veazey*

Company Official (Typed Name) Chris Veazey

Company Official Title Manager Plugging Operations

Subscribed and sworn before me this 25<sup>th</sup> day of March, 2025

Rebecca Wanstreet Notary Public

My commission expires 7-26-29



Proposed Revegetation Treatment: Acres Disturbed +/- 1 ac. Prevegetation pH \_\_\_\_\_

Lime 3 Tons/acre or to correct to pH 6.5

Fertilizer type 10-20-20 or Equivalent

Fertilizer amount TBD lbs/acre

Mulch 2 Tons/acre

**Seed Mixtures**

Temporary		Permanent	
Seed Type	lbs/acre	Seed Type	lbs/acre
Red Fescue	40	Red Fescue	15
Alsike	5	Alsike Clover	5
Annual Rye	15		

**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, provide water volume, include dimensions (L, W, D) of the pit, and dimensions (L, W), and area in acres, of the land application area.

Photocopied section of involved 7.5' topographic sheet.

Plan Approved by: [Signature]

Comments: Operator to cover with cement all pit and gas foundations including salt, chert, coke and fresh water.

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WV Department of  
Environmental Protection

Title: Inspector Date: 4-22-20

Field Reviewed?  Yes  No





**DIVERSIFIED**  
energy

Date: 3/25/2025

James Martin  
Office of Oil and Gas  
601 57<sup>th</sup> Street, SE  
Charleston, WV 25304  
(304)926-0450

Mr. Martin,

Due to our cement provider, LaFarge Holcem, discontinuing the manufacturing of Class A cement, DGOC will be utilizing Class L cement to plug the following well:

API Number 4710901138 Well Name Georgia-Pacific Corp Y&O Coal 126

Attached is the approved variance order for use of Class L cement.

Sincerely,

Chris Veazey  
Permitting Supervisor  
304-590-7707

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west virginia department of environmental protection

Office of Oil and Gas  
601 57th Street, SE  
Charleston, WV 25304  
Phone (304) 926-0450

Harold D. Ward, Cabinet Secretary  
dep.wv.gov

**BEFORE THE OFFICE OF OIL AND GAS  
DEPARTMENT OF ENVIRONMENTAL PROTECTION  
STATE OF WEST VIRGINIA**

**IN THE MATTER OF A VARIANCE FROM )  
LEGISLATIVE RULE 35CSR4 )  
SECTION 14.1. AND LEGISLATIVE RULE )  
35CSR8 SECTION 20.1, )  
RELATING TO THE CEMENTING )  
OF OIL AND GAS WELLS )**

**ORDER NO. 2022-13**

**REPORT OF THE OFFICE**

In response to industry requests, the West Virginia Department of Environmental Protection, Office of Oil and Gas has reviewed the proposed use of American Petroleum Institute (API) Class L cement to be used in place of API Class A cement for well plugging.

**FINDINGS OF FACT**

1. On July 28, 2022, Diversified Gas & Oil Co. (DGO) submitted a variance request from Legislative Rule 35CSR4 for the use of API Class L cement in place of API Class A cement, relating to the plugging of conventional wells.
2. Laboratory analysis submitted by DGO on July 28, 2022, indicates API Class L cement is comparable to API Class A cement and thereby satisfies the requirements of the West Virginia Code.
3. Contemporaneously, the Chief of the Office of Oil and Gas also chose to consider a variance to Legislative Rule 35CSR8 Section 20.1., for the use of API Class L cement in place of API Class A cement, relating to the plugging of horizontal wells.

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4. On August 18, 2022, the Office of Oil and Gas provided public notice of acceptance of public comments on the variance consideration. During the 20-day public comment period, no comments were received.

### CONCLUSIONS OF LAW

Pursuant to Article 6 and Article 6A, Chapter 22 of the Code of West Virginia, the Office of Oil and Gas has jurisdiction over the subject matter, and the persons interested therein, and jurisdiction to promulgate the hereinafter prescribed Order.

Pursuant to Legislative Rule 35CSR4, Section 18 and Legislative Rule 35CSR8, Section 14, the Chief of the Office of Oil and Gas may grant a variance from any requirement of these rules.

### ORDER

It is ordered that the Class L cement product approved and monogrammed by API is approved for use in place of API Class A cement for well plugging subject to the provisions of Legislative Rule 35CSR4 and Legislative Rule 35CSR8.

Dated this, the 13th day of September, 2022.

IN THE NAME OF THE STATE OF WEST VIRGINIA

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



James Martin, Chief  
Office of Oil and Gas

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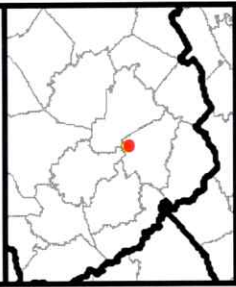
Diversified Gas & Oil Corporation  
100 Diversified Way  
Pikeville KY, 41051

47-109-01138

Well Plugging Map

**Legend**

- Well
- Access Road
- Pits
- Pad
- Public Roads



Source: Esri, Maxar, Earthstar Geographics, and the GIS User Community

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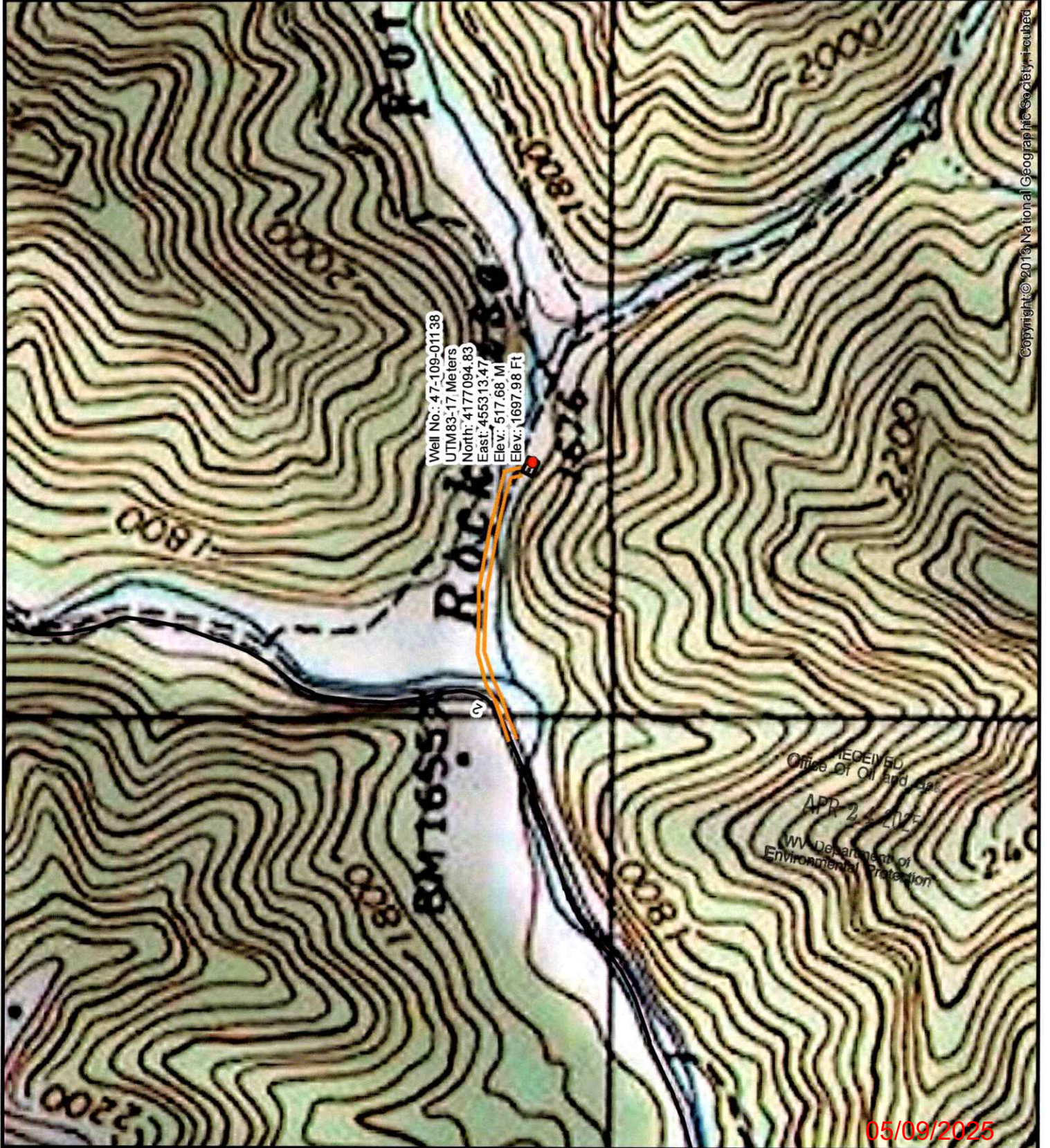
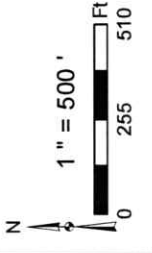
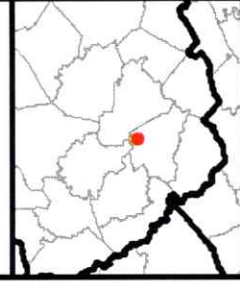
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100 Diversified Way  
Pikeville KY, 41051

47-109-01138

Well Plugging Map

**Legend**

- Well
- Access Road
- ▨ Pits
- Pad
- Public Roads



WW-7  
8-30-06



West Virginia Department of Environmental Protection  
Office of Oil and Gas  
**WELL LOCATION FORM: GPS**

API: 4710901138 WELL NO.: Georgia-Pacific Corp Y&O Coal 126

FARM NAME: Georgia Pacific Corp.

RESPONSIBLE PARTY NAME: Diversified Production, LLC

COUNTY: Wyoming DISTRICT: Oceana

QUADRANGLE: Matheny 7.5'

SURFACE OWNER: Lyme Mountaineer Timberlands II, LLC

ROYALTY OWNER: Unknown at the moment

UTM GPS NORTHING: 4177094.83

UTM GPS EASTING: 455313.47 GPS ELEVATION: 1697.98'

The Responsible Party named above has chosen to submit GPS coordinates in lieu of preparing a new well location plat for a plugging permit or assigned API number on the above well. The Office of Oil and Gas will not accept GPS coordinates that do not meet the following requirements:

1. Datum: NAD 1983, Zone: 17 North, Coordinate Units: meters, Altitude: height above mean sea level (MSL) – meters.
2. Accuracy to Datum – 3.05 meters
3. Data Collection Method:

Survey grade GPS : Post Processed Differential

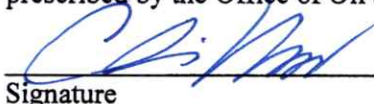
Real-Time Differential

Mapping Grade GPS : Post Processed Differential

Real-Time Differential

4. Letter size copy of the topography map showing the well location.

I the undersigned, hereby certify this data is correct to the best of my knowledge and belief and shows all the information required by law and the regulations issued and prescribed by the Office of Oil and Gas.

  
Signature

Chris Veazey - Director of Administration  
Title

3/25/25  
Date

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**SURFACE OWNER WAIVER**

Operator's Well  
Number

Georgia-Pacific Corp Y&O Coal 126

**INSTRUCTIONS TO SURFACE OWNERS NAMED ON PAGE WW4-A**

The well operator named on page WW-4A is applying for a permit from the State to plug and abandon a well. (Note: If the surface tract is owned by more than three persons, then these materials were served on you because your name appeared on the Sheriff's tax ticket on the land or because you actually occupy the surface tract. In either case, you may be the only owner who will actually receive these materials.) See Chapter 22 of the West Virginia Code. Well work permits are valid for 24 months. If you do not own any interest in the surface tract, please forward these materials to the true owner immediately if you know who it is. Also, please notify the well operator and the Office of Oil and Gas.

**NOTE: YOU ARE NOT REQUIRED TO FILE ANY COMMENT.**  
**WHERE TO FILE COMMENTS AND OBTAIN ADDITIONAL INFORMATION:**

Chief, Office of Oil and Gas  
Department of Environmental Protection  
601 57<sup>th</sup> St. SE  
Charleston, WV 25304  
(304) 926-0450

**Time Limits and methods for filing comments.** The law requires these materials to be served on or before the date the operator files his Application. You have **FIVE (5) 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.

**Comments must be in writing.** Your comments must 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.

The Chief has the power to deny or condition a well work permit based on comments on the following grounds:

- 1) The proposed well work will constitute a hazard to the safety of persons.
- 2) The soil erosion and sediment control plan is not adequate or effective;
- 3) Damage would occur to publicly owned lands or resources;
- 4) The proposed well work fails to protect fresh water sources or supplies;
- 5) The applicant has committed a substantial violation of a previous permit, or a substantial violation of one or more of the rules promulgated under Chapter 22, and has failed to abate or seek review of the violation...".

**If you want a copy of the permit as it is issued or a copy of the order denying the permit, you should request a copy from the Chief.**

**VOLUNTARY STATEMENT OF NO OBJECTION**

I hereby state that I have read the instructions to surface owners and that I have received copies of a Notice and Application For A Permit To Plug And Abandon on Forms WW-4A and WW-4B, and a survey plat.

I further state that I have no objection to the planned work described in these materials, and I have no objection to a permit being issued on those materials.

FOR EXECUTION BY A NATURAL PERSON  
ETC.

FOR EXECUTION BY A CORPORATION,

_____	Date _____	Name _____
Signature		By _____
		Its _____
		Date _____

Signature

Date

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11/10/2016

PLUGGING PERMIT CHECKLIST  
4710901138

Plugging Permit

- WW-4B
- WW-4B signed by inspector
- WW-4A
  
- SURFACE OWNER WAIVER or PROOF THAT APPLICATION WAS SENT BY REGISTERED OR CERTIFIED MAIL
- COAL OWNER/COAL OPERATOR/COAL LESSEE WAIVERS or PROOF THAT APPLICATION WAS SENT BY REGISTERED OR CERTIFIED MAIL
- WW-9 PAGE 1 (NOTARIZED)
- WW-9 PAGE 2 with attached drawing of road, location, pit and proposed area for land application
- WW-9 GPP PAGE 1 and 2 if well effluent will be land applied
- RECENT MYLAR PLAT OR WW-7
- WELL RECORDS/COMPLETION REPORT
- TOPOGRAPHIC MAP OF WELL, SHOWING PIT IF PIT IS USED
- MUST HAVE VALID BOND IN OPERATOR'S NAME
- CHECK FOR \$100 IF PIT IS USED

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Kennedy, James P <james.p.kennedy@wv.gov>

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## plugging permit issued 4710901138

1 message

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**Kennedy, James P** <james.p.kennedy@wv.gov>

Mon, May 5, 2025 at 1:38 PM

To: Nicholas Bumgardner <nbumgardner@dgoc.com>, Chris Veazey <CVeazey@dgoc.com>, Alvis C Porter <alvis.c.porter@wv.gov>, mecook2@assessor.state.wv.us

To whom it may concern, a plugging permit has been issued for 4710901138.

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### **James Kennedy**

Environmental Resource Specialist III / Permitting

WVDEP Office of Oil and Gas

601 57<sup>th</sup> Street, SE

Charleston, WV 25304

304-926-0499 ext. 45025

[james.p.kennedy@wv.gov](mailto:james.p.kennedy@wv.gov)

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