FORM WR-38 (Affidavit of Plugging)

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

AFFIDAVIT OF PLUGGING AND FILLING WELL

AFFIDAVIT SHOULD BE MADE IN TRIPLICATE, one copy mailed to the Division, one copy to be retained by the Well Operator and the third copy (and extra copies if required) should be mailed to each coal operator at their respective addresses.

CONSOL PENNSYLVANIA COAL COMPANY

Coal Operator or Owner

1000 CONSOL ENERGY DRIVE, CANONSBURG, PA 15317

Address

CONSOL PENNSYLVANIA COAL COMPANY

Coal Operator or Owner

1000 CONSOL ENERGY DRIVE, CANONSBURG, PA 15317

Address

DAVID AND LINDSEY KERR

Lease or Property Owner

2211 VERMONT ROUTE 128, WESTFORD, VT 05494

Address

LEATHERWOOD, INC.

Name of Well Operator

1000 CONSOL ENERGY DRIVE, CANONSBURG, PA 15317

Complete Address HUNDRED, WV 7.5

Well Location

CHURCH District

WETZEL County

5401

Well No. HENRY HIMELRICK

Farm

RECEIVED Office of Oil and Gas

STATE INSPECTOR SUPERVISING PLUGGING

MAR 2 1 2016

STATE OF WEST VIRGINIA, County of MONONGALIA ss:

WV Department of Environmental Protection

DAVID HARMAN and KEVIN S. WRIGHT being first duly sworn according to law depose and say that they are experienced in the work of plugging and filling oil and gas wells and were employed by CONSOLIDATION COAL COMPANY well operator. and participated in the work of plugging and filling the above well, that said work was commenced on the 9th day of December, 2015 and that the well was plugged in the following manner:

AFFIDAVIT

| | Filling Material | Casing | Casing Pulled | Casing Left In |
|--|---|---|------------------|-------------------|
| Formation | | Size & Kind | | |
| Removed 2605' to 3 ½" casing from Surface to 2605' with extreme difficulty. Left an unknown amount of 3 ½" casing in the hole from 2605' to an unknown | | 16" Conductor | 0' | 20' |
| depth. Cemented bottom hole plug from 2605' to 2261' with 70 sacks of Expandable Cement. Removed 1564' of 7° casing from Surface to 1564'. | | 10 ¾" | 0' | 325' |
| Left 800' of 7" casing in the hole from 1564' to 2364'. Cut remaining 7" casing at the following depths: 2252', 2165', 2055', 1949', 1862', 1760', and 1652'. | | 8 5/8" | 1262' | 253' |
| Cemented from 2261' to 1415' with 150 sacks of Expandable Cement. Removed 1262' of 8 5/8" casing from Surface to 1262'. Left 253' of 8 5/8" | | 7" | 1564' | 800' |
| following depth: 1407'. C 9 7/8' hole through the W. Sewickley Coal seam fron 183' to 1190'. Reduced 1415'. Tagged cement pli from Surface to 325'. Left Surface to 20'. | 62' to 1515'. Cut remaining 8 5/8" casing at the leaned 9 7/8" hole from Surface to 1262'. Cleaned aynesburg Coal seam from 821' to 827', the n 1078' to 1082', and the Pittsburgh Coal seam from hole to 7 7/8". Cleaned 7 7/8" hole from 1262' to ug at 1415'. Left 325' of 10 3/4" casing in the hole 20' of 16" conductor casing in the hole from 5' back to Surface as follows: urface with 440 sacks of Expandable Cement. e Surface. | 3 ½" | 2605' | Unknown |
| Coal Seams | | Description of Monument | | |
| WAYNESBURG COAL | 821' to 827' | 77" of 7" casing w/company name, well number, | | |
| SEWICKLEY COAL | 1078' to 1082' | permit number and date cemented stated on 7" | | |
| PITTSBURGH COAL | 1183' to 1190' | casing. Well marker will be attached to the | | |
| (Name) | | cement plug at ground level. | | |

... And that the work of plugging and filling said well was completed on the 28th day of December, 2015

And further deponents saith not.

David Harman

KWW S. Wright Kevin S. Wright

Sworn to and subscribed before me this 18th day of Feb

Notary Public .

My commission expires: 9-12-17

NOTARY PUBLIC OFFICIAL SEAL Permit No. 47-103-00062-P STATE OF WEST VIRGINIA Well No. 5401 CAROLEA. MAYLE 495 BUCKEYE RD. CORE, WV 26541 MY COMMISSION EXPIRES SEPT. 12, 2017

03/25/2016