

## west virginia department of environmental protection

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

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

Monday, January 30, 2023 WELL WORK PLUGGING PERMIT Vertical Plugging

WEST VIRGINIA LAND RESOURCES, INC. 46226 NATIONAL ROAD WEST

ST. CLAIRSVILLE, OH 43950

Re:

Permit approval for I. D. MORGAN 5

47-103-01569-00-00

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. Mar Chief

Operator's Well Number: I. D. MORGAN 5

Farm Name: BAKER, MICHAEL

U.S. WELL NUMBER: 47-103-01569-00-00

Date Issued: 1/30/2023

Vertical Plugging

Promoting a healthy environment.

## 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**

- 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.

WW-4B Rev. 2/01

1) Date	NOVE	MBER	11,	20	22
2)Opera	tor's				
Well	No.		729	0	
3) API W	ell N	0. 47-	- 103	-	01569

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

APPLICATION	FOR	A	PERMIT	TO	PLUG	AND	ARANDON

	APPLICATION FOR A PERM	MIT TO PLUG AND ABANDON
4)	Well Type: Oil X / Gas/ Liquid  (If "Gas, Production or Und	d injection/ Waste disposal/ derground storage) Deep/ Shallow
5)	Location: Elevation 953.80'	Watershed PRICE RUN OF SOUTH FORK FISHING CREEK
	District GRANT	County WETZEL Quadrangle BIG RUN W.VA
6)	Well Operator WEST VIRGINIA LAND RESOURCES INC.	7) Designated Agent DAVID RODDY
	Address 1 BRIDGE STREET	Address 1 BRIDGE STREET
	MONONGAH, WV 26554	MONONGAH, WV 26554
8)	Oil and Gas Inspector to be notified	9) Plugging Contractor
	Name STEVE MCCOY	Name
	Address 13016 INDIAN CREEK RD.  JACKSONBURG, WV 26377	Address
*	MSHA 101 C EXEMPTION FOR A  SEE EXHIBIT No 1.	gavan
	MSHA 101 C EXEMPTION	05050/50
	FOR HARRISON COUNTY MINE.	RECEIVED Office of Oil and Gas
		DEC 16 2022
		WV Department of
		Environmental Protection
		Environmental Protection
Noti	fication must be given to the district oi can commence.	1 and gas inspector 24 hours before permitted
Noti	can commence.	1 and gas inspector 24 hours before permitted    Digitally signed by Stephen
work	fication must be given to the district oi can commence.  Stephen order approved by inspector Mccoy	1 and gas inspector 24 hours before permitted

#### EXHIBIT NO. 1

From the experience and technology developed since 1970 in plugging oil and gas wells for mining through, Consolidation Coal Northern West Virginia Operations will utilize the following method to plug all future wells.

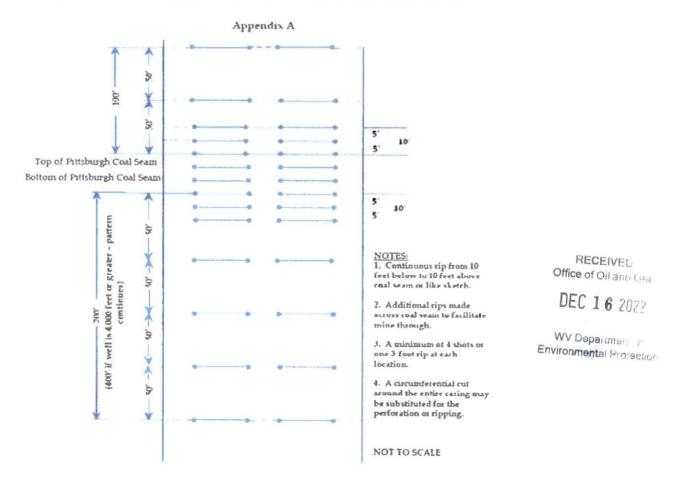
#### SOLID PLUG METHOD

(a) If active well: clean out to total depth and set solid cement plug from TD back to minimum of 200 feet below lowest minable coal seam

THIS IS A PREVIOUSLY PLUGGED WELL. 3



- (b) If abandoned well: Entire wellbore will be loaded with Gel and will clean out to at least 200 feet below lowest minable coal seam. 2 933'
- (c) A diligent attempt will be made by pulling 150% of the calculated string weight to remove casing.
- (d) If all diligent attempts fail, the casing will be cut, ripped or perforated according to Appendix A below
- (c) Circulate through tubing or drill steel an expanding Class A cement plug from a minimum of 200 feet below lowest minable coal seam to 100' above coal seam.
- (d) Tag previous cement plug, cement from 100' above coal seam to surface.



In the matter of:
The Harrison County Coal Company
Harrison County Mine
I.D. No. 46-01318

Petition for Modification

MSHA loic EXEMPTION Docket No. M-2016-019-C

#### **DECISION AND ORDER**

On May 31, 2016, a petition was filed seeking a modification of the application of 30 C.F.R. § 75.1700 to The Harrison County Coal Company's Harrison County Mine located in Marion County, West Virginia. The Petitioner filed the petition to permit an alternative method of compliance with the standard with respect to vertical to horizontal oil and gas wells into the underground coal seams. The petitioner request to amend their current Proposed Decision and Order (PDO) granted by MSHA on July 13, 2001, under Docket M-2001-015-C formerly known as Consolidation Coal Company, Robinson Run No. 95 mine to the alternate method stipulated in the April 29, 2013 PDO granted to ACI Tygart Valley, Leer Mine.

The Petitioner alleges that the proposed alternative method will at all times guarantee no less than the same measure of protection afforded miners under 30 C.F.R. § 75.1700 as that provided by the standard, which states:

#### § 75.1700 Oil and gas wells.

Each operator of a coal mine shall take reasonable measures to locate oil and gas wells penetrating coalbeds or any underground area of a coal mine. When located, such operator shall establish and maintain barriers around such oil and gas wells in accordance with State laws and regulations, except that such barriers shall not be less than 300 feet in diameter, unless the Secretary or his authorized representative permits a lesser barrier consistent with the applicable State laws and regulations where such lesser barrier will be adequate to protect against hazards from such wells to the miners in such mine, or unless the Secretary or his authorized representative requires a greater barrier where the depth of the mine, other geologic conditions, or other factors warrant such a greater barrier.

The Petition addresses items for which District Manager approval is required, procedures for cleaning out and preparing oil and gas wells prior to plugging or replugging, procedures for plugging or re-plugging oil or gas wells to the surface, procedures for plugging or re-plugging oil or gas wells for use as degasification boreholes, alternative procedures for preparing and plugging or re-plugging oil or gas

the lowest mineable coal seam for wells less than 4000 feet in depth and 400 feet below the lowest mineable coal seam for wells 4000 feet or greater, unless the District Manager requires cleaning out and removal of casing to a greater depth based on his judgement as to what is required due to geological strata, or due to the pressure within the well.

If the operator, using a casing bond log, can demonstrate to the satisfaction of the District Manager that all annuli in the well are already adequately sealed with cement, then the operator will not be required to perforate or rip the casing for that particular well. When multiple casing and tubing strings are present in the coal horizon(s), any casing which remains shall be ripped or perforated and filled with expanding cement as indicated above. An acceptable casing bond log for each casing and tubing string is needed if used in lieu of ripping or perforating multiple strings.

(4) If the District Manager concludes that the completely cleaned-out well is emitting excessive amounts of gas, the operator must place a mechanical bridge plug in the well.

It must be placed in a competent stratum at least 200 feet (400 feet if the total well depth is 4,000 feet or greater) below the base of the lowest mineable coal seam, but above the top of the uppermost hydrocarbon-producing stratum, unless the District Manager requires a greater distance based on his judgment that it is required due to the geological strata, or due to the pressure within the well. The operator shall provide the District Manager with all information it possesses concerning the geological nature of the strata and the pressure of the well. If it is not possible to set a mechanical bridge plug, an appropriately sized packer may be used. The mine operator shall document what has been done to "kill the well" and plug the hydrocarbon producing strata.

(5) If the upper-most hydrocarbon-producing stratum is within 300 feet of the base of the coal seam to be mined, or lowest mineable seam, whichever is lower, the operator shall properly place mechanical bridge plugs as described in subparagraph (a)(4) to isolate the hydrocarbon-producing stratum from the expanding cement plug.

Nevertheless, the operator shall place a minimum of 200 feet (400 feet if the total well depth is 4,000 feet or greater) of expanding cement below the coal seam to be mined, or lowest mineable seam, whichever is lower, unless the District Manager requires a greater distance based on his judgment that it is required due to the geological strata, or due to the pressure within the well.

# b. MANDATORY PROCEDURES FOR PLUGGING OR RE-PLUGGING OIL OR GAS WELLS TO THE SURFACE

After completely cleaning out the well as specified in paragraph 2(a) above, the following procedures shall be used to plug or re-plug wells:

- (1) The operator shall pump expanding cement slurry down the well to form a plug which runs from at least 200 feet (400 feet if the total well depth is 4,000 feet or greater) below the base of the coal seam to be mined, or lowest mineable seam, whichever is lower, (or lower if required by the District Manager based on his judgment that a lower depth is required due to the geological strata, or due to the pressure within the well) to the surface. The expanding cement will be placed in the well under a pressure of at least 200 pounds per square inch. Portland cement or a lightweight cement mixture may be used to fill the area from 100 feet above the top of the uppermost mineable coal seam (or higher if required by the District Manager based on his judgment that a higher distance is required due to the geological strata, or due to the pressure within the well) to the surface.
- (2) The operator shall embed steel turnings or other small magnetic particles in the top of the cement near the surface to serve as a permanent magnetic monument of the well. In the alternative, a 4-inch or larger diameter casing, set in cement, shall extend at least 36 inches above the ground level with the API well number engraved or welded on the casing. When the hole cannot be marked with a physical monument (e.g. prime farmland), high-resolution GPS coordinates (one-half meter resolution) are required.

# c. MANDATORY PROCEDURES FOR PLUGGING OR RE-PLUGGING OIL AND GAS WELLS FOR USE AS DEGASIFICATION WELLS

After completely cleaning out the well as specified in paragraph 2(a) above, the following procedures shall be utilized when plugging or re-plugging wells that are to be used as degasification wells:

(1) The operator shall set a cement plug in the well by pumping an expanding cement slurry down the tubing to provide at least 200 feet (400 feet if the total well depth is 4,000 feet or greater) of expanding cement below the coal seam to be mined, or lowest mineable seam, whichever is lower, unless the District Manager requires a greater depth based on his judgment that a greater depth is required due to the geological strata, or due to the pressure within the well. The expanding cement will be placed in the well under a pressure of at least 200 pounds per square inch. The top of the expanding cement shall extend at least 50

feet above the top of the coal seam being mined, unless the District Manager requires a greater distance based on his judgment that a greater distance is required due to the geological strata, or due to the pressure within the well.

- (2) The operator shall securely grout into the bedrock of the upper portion of the degasification well a suitable casing in order to protect it. The remainder of this well may be cased or uncased.
- (3) The operator shall fit the top of the degasification casing with a wellhead equipped as required by the District Manager in the approved ventilation plan. Such equipment may include check valves, shut-in valves, sampling ports, flame arrestor equipment, and security fencing.
- (4) Operation of the degasification well shall be addressed in the approved ventilation plan. This may include periodic tests of methane levels and limits on the minimum methane concentrations that may be extracted.
- (5) After the area of the coal mine that is degassed by a well is sealed or the coal mine is abandoned, the operator must plug all degasification wells using the following procedures:
  - (i) The operator shall insert a tube to the bottom of the well or, if not possible, to within 100 feet above the coal seam being mined. Any blockage must be removed to ensure that the tube can be inserted to this depth.
  - (ii) The operator shall set a cement plug in the well by pumping Portland cement or a lightweight cement mixture down the tubing until the well is filled to the surface.
  - (iii) The operator shall embed steel turnings or other small magnetic particles in the top of the cement near the surface to serve as a permanent magnetic monument of the well. In the alternative, a 4-inch or larger casing, set in cement, shall extend at least 36 inches above the ground level with the API well number engraved or welded on the casing.
  - (iv) This provision does not apply to traditional degasification holes which have not intersected the seam to be mined, have not commercially produced gas and have no API number.
- d. MANDATORY ALTERNATIVE PROCEDURES FOR PREPARING AND PLUGGING OR RE-PLUGGING OIL OR GAS WELLS

The following provisions apply to all wells which the operator determines, and with which the MSHA District Manager agrees, cannot be completely cleaned out due to damage to the well caused by subsidence, caving, or other factors.

- (1) The operator shall drill a hole adjacent and parallel to the well, to a depth of at least 200 feet (400 feet if the total well depth is 4,000 feet or greater) below the coal seam to be mined, or lowest mineable seam, whichever is lower, unless the District Manager requires a greater depth based on his judgment that a greater depth is required due to the geological strata, or due to the pressure within the well.
- (2) The operator shall use a geophysical sensing device to locate any casing which may remain in the well.
- (3) If the well contains casing(s), the operator shall drill into the well from the parallel hole. From 10 feet below the coal seam to 10 feet above the coal seam, the operator shall perforate or rip all casings at least every 5 feet. Beyond this distance, the operator shall perforate or rip at least every 50 feet from at least 200 feet (400 feet if the total well depth is 4,000 feet or greater) below the base of the coal seam to be mined, or lowest mineable seam, whichever is lower, up to 100 feet above the seam being mined, unless the District Manager requires a greater distance based on his judgment that a greater distance is required due to the geological strata, or due to the pressure within the well. The diagram shown in Appendix A is representative of the locations of the perforations or ripping that must be done.

The operator shall fill the annulus between the casings and between the casings and the well wall with expanding (minimum 0.5% expansion upon setting) cement, and shall ensure that these areas contain no voids. If the operator, using a casing bond log, can demonstrate to the satisfaction of the District Manager that the annulus of the well is adequately sealed with cement, then the operator will not be required to perforate or rip the casing for that particular well, or fill these areas with cement. When multiple casing and tubing strings are present in the coal horizon(s), any casing which remains shall be ripped or perforated and filled with expanding cement as indicated above. An acceptable casing bond log for each casing and tubing string is needed if used in lieu of ripping or perforating multiple strings.

(4) Where the operator determines, and the District Manager agrees, that

there is insufficient casing in the well to allow the method outlined in subparagraph (d)(3) to be used, then the operator shall use a horizontal hydraulic fracturing technique to intercept the original well. From at least 200 feet (400 feet if the total well depth is 4,000 feet or greater) below the base of the coal seam to be mined, or lowest mineable seam, whichever is lower, to a point at least 50 feet above the seam being mined, the operator shall fracture in at least six places at intervals to be agreed upon by the operator and the District Manager after considering the geological strata and the pressure within the well. The operator shall then pump expanding cement into the fractured well in sufficient quantities and in a manner which fills all intercepted voids.

- (5) The operator shall prepare down-hole logs for each well. Logs shall consist of a caliper survey, a bond log if applicable, a deviation survey, and a gamma log for determining the top, bottom, and thickness of all coal seams down to the coal seam to be mined, or lowest mineable seam, whichever is lower, potential hydrocarbon producing strata and the location of any existing bridge plug. The operator may obtain the logs from the adjacent hole rather than the well if the condition of the well makes it impractical to insert the equipment necessary to obtain the log.
- (6) A journal shall be maintained describing the depth of each material encountered; the nature of each material encountered; bit size and type used to drill each portion of the hole; length and type of each material used to plug the well; length of casing(s) removed, perforated or ripped or left in place; any sections where casing was cut or milled; and other pertinent information concerning sealing the well. Invoices, work-orders, and other records relating to all work on the well shall be maintained as part of this journal and provided to MSHA upon request.
- (7) After the operator has plugged the well as described in subparagraphs (d)(3) and/or (d)(4), the operator shall plug the adjacent hole, from the bottom to the surface, with Portland cement or a lightweight cement mixture.

The operator shall embed steel turnings or other small magnetic particles in the top of the cement near the surface to serve as a permanent magnetic monument of the well. In the alternative, a 4-inch or larger casing, set in cement, shall extend at least 36 inches above the ground level.

A combination of the methods outlined in subparagraphs (d)(3) and (d)(4) may have to be used in a single well, depending upon the conditions of the hole and the presence of casings. The operator and the District Manager shall discuss the nature of each hole. The District Manager may

require that more than one method be utilized. The mine operator may submit an alternative plan to the District Manager for approval to use different methods to address wells that cannot be completely cleaned out. The District Manager may require additional documentation and certification by a registered petroleum engineer to support the proposed alternative methods.

# 3. MANDATORY PROCEDURES WHEN MINING WITHIN A 100-FOOT DIAMETER BARRIER AROUND WELL

- a. A representative of the operator, a representative of the miners, the appropriate State agency, or the MSHA District Manager may request that a conference be conducted prior to intersecting any plugged or re-plugged well. Upon receipt of any such request, the District Manager shall schedule such a conference. The party requesting the conference shall notify all other parties listed above within a reasonable time prior to the conference to provide opportunity for participation. The purpose of the conference shall be to review, evaluate, and accommodate any abnormal or unusual circumstance related to the condition of the well or surrounding strata when such conditions are encountered.
- b. The operator shall intersect a well on a shift approved by the District Manager. The operator shall notify the District Manager and the miners' representative in sufficient time prior to intersecting a well in order to provide an opportunity to have representatives present.
- c. When using continuous mining methods, the operator shall install drivage sights at the last open crosscut near the place to be mined to ensure intersection of the well. The drivage sites shall not be more than 50 feet from the well. When using longwall-mining methods, distance markers shall be installed on 5-foot centers for a distance of 50 feet in advance of the well in the headgate entry and in the tailgate entry.
- d. The operator shall ensure that fire-fighting equipment including fire extinguishers, rock dust, and sufficient fire hose to reach the working face area of the well intersection (when either the conventional or continuous mining method is used) is available and operable during all well intersections. The fire hose shall be located in the last open crosscut of the entry or room. The operator shall maintain the water line to the belt conveyor tailpiece along with a sufficient amount of fire hose to reach the farthest point of penetration on the section. When the longwall mining method is used, a hose to the longwall water supply is sufficient.

- e. The operator shall ensure that sufficient supplies of roof support and ventilation materials shall be available and located at the last open crosscut. In addition, emergency plugs and suitable sealing materials shall be available in the immediate area of the well intersection.
- f. On the shift prior to intersecting the well, the operator shall service all equipment and check it for permissibility. Water sprays, water pressures, and water flow rates used for dust and spark suppression shall be examined and any deficiencies corrected.
- g. The operator shall calibrate the methane monitor(s) on the longwall, continuous mining machine, or cutting machine and loading machine on the shift prior to intersecting the well.
- h. When mining is in progress, the operator shall perform tests for methane with a handheld methane detector at least every 10 minutes from the time that mining with the continuous mining machine or longwall face is within 30 feet of the well until the well is intersected. During the actual cutting process, no individual shall be allowed on the return side until the well intersection has been completed, and the area has been examined and declared safe. All workplace examinations on the return side of the shearer will be conducted while the shearer is idle. The operator's most current Approved Ventilation Plan will be followed at all times unless the District Manager deems a greater air velocity for the intersect is necessary.
- i. When using continuous or conventional mining methods, the working place shall be free from accumulations of coal dust and coal spillages, and rock dust shall be placed on the roof, rib, and floor to within 20 feet of the face when intersecting the well. On longwall sections, rock dusting shall be conducted and placed on the roof, rib, and floor up to both the headgate and tailgate gob.
- j. When the well is intersected, the operator shall de-energize all equipment, and thoroughly examine and determine the area to be safe before permitting mining to resume.
- k. After a well has been intersected and the working place determined to be safe, mining shall continue inby the well a sufficient distance to permit adequate ventilation around the area of the well.
- l. If the casing is cut or milled at the coal seam level, the use of torches should not be necessary. However, in rare instances, torches may be used for inadequately or inaccurately cut or milled casings. No open flame shall be permitted in the area until adequate ventilation has been

established around the well bore and methane levels of less than 1.0% are present in all areas that will be exposed to flames and sparks from the torch. The operator shall apply a thick layer of rock dust to the roof, face, floor, ribs and any exposed coal within 20 feet of the casing prior to the use of torches.

- m. Non-sparking (brass) tools will be available and will be used exclusively to expose and examine cased wells.
- n. No person shall be permitted in the area of the well intersection except those actually engaged in the operation, including company personnel, representatives of the miners, personnel from MSHA, and personnel from the appropriate State agency.
- o. The operator shall alert all personnel in the mine to the planned intersection of the well prior to their going underground if the planned intersection is to occur during their shift. This warning shall be repeated for all shifts until the well has been mined through.
- p. The well intersection shall be under the direct supervision of a certified individual. Instructions concerning the well intersection shall be issued only by the certified individual in charge.
- q. If the mine operator cannot find the well in the longwall panel or if a development section misses the anticipated intersection, the operator shall cease mining to examine for hazardous conditions at the projected location of the well, notify the District Manager, and take reasonable measures to locate the well, including visual observation/inspection or through survey data. Mining may resume if the well is located and no hazardous conditions exist. If the well cannot be located, the mine operator shall work with District Manager to resolve any issues before mining resumes.
- r. The provisions of this Order do not impair the authority of representatives of MSHA to interrupt or halt the well intersection, and to issue a withdrawal order, when they deem it necessary for the safety of the miners. MSHA may order an interruption or cessation of the well intersection and/or a withdrawal of personnel by issuing either a verbal or written order to that effect to a representative of the operator, which order shall include the basis for the order. Operations in the affected area of the mine may not resume until a representative of MSHA permits resumption. The mine operator and miners shall comply with verbal or

- written MSHA orders immediately. All verbal orders shall be committed to writing within a reasonable time as conditions permit.
- s. A copy of this Order shall be maintained at the mine and be available to the miners.
- t. If the well is not plugged to the total depth of all minable coal seams identified in the core hole logs, any coal seams beneath the lowest plug will remain subject to the barrier requirements of 30 C.F.R. § 75.1700, should those coal seams be developed in the future.
- u. All necessary safety precautions and safe practices according to Industry Standards, required by MSHA regulations and State regulatory agencies having jurisdiction over the plugging site will be followed to provide the upmost protection to the miners involved in the process.
- v. All miners involved in the plugging or re-plugging operations will be trained on the contents of this Petition prior to starting the process and a copy of this Petition will be posted at the well site until the plugging or replugging has been completed.
- w. Mechanical bridge plugs should incorporate the best available technologies that are either required or recognized by the State regulatory agency and/or oil and gas industry.
- x. Within 30 days after this Order becomes final, the operator shall submit proposed revisions for its approved 30 C.F.R. Part 48 training plan to the District Manager. These proposed revisions shall include initial and refresher training on compliance with the terms and conditions stated in the Order. The operator shall provide all miners involved in well intersection with training on the requirements of this Order prior to mining within 150 feet of the next well intended to be mined through.
- y. The responsible person required under 30 C.F.R. § 75.1501 Emergency Evacuations, is responsible for well intersection emergencies. The well intersection procedures should be reviewed by the responsible person prior to any planned intersection.
- z. Within 30 days after this Order becomes final, the operator shall submit proposed revisions for its approved mine emergency evacuation and firefighting program of instruction required under 30 C.F.R § 75.1502. The operator will revise the program of instruction to include the hazards and evacuation procedures to be used for well intersections. All

underground miners will be trained in this revised plan within 30 days of submittal.

SUBJECT TO THE ABOVE TERMS AND CONDITIONS, and under the authority delegated by the Secretary of Labor to the Administrator for Coal Mine Safety and Health, and under § 101(c) of the Federal Mine Safety and Health Act of 1977, 30 U.S.C. § 811(c), and 30 C.F.R. Part 44, a modification of the application of 30 C.F.R. § 75.1700 at The Harrison County Coal Company's Harrison County Mine is hereby **GRANTED**.

#### **DISTRIBUTION**

Winfield Wilson
Office of the Solicitor, U.S. Dept. of Labor
201 12th St S, Suite 401
Arlington, VA 22202

Christopher D. Pence Hardy Pence PLLC 500 Lee Street East, Suite 701 Charleston, WV 25301

Stephen Gigliotti
Coal Mine Safety & Health, Safety Division
Mine Safety and Health Administration, U.S. Dept. of Labor
201 12th St S, Suite 401
Arlington, VA 22202

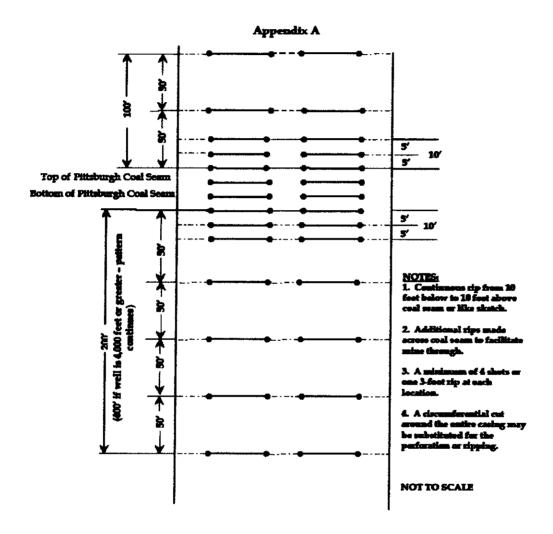
Sheila McConnell
Office of Standards Regulations and Variances
Mine Safety and Health Administration, U.S. Dept. of Labor
201 12<sup>th</sup> St S, Suite 401
Arlington, VA 22202

David Roddy Harrison County Coal Company 1 Bridge Street Monongalı, WV 26554

Greg J. Norman, Director West Virginia Office of Miners' Health Safety & Training #7 Players Club Dr. Suite 2 Charleston WV 25311

Todd Toothman UMWA Representative, Harrison County Coal Mine 53 Casey Lane Metz, West Virginia 26585

David Hollis UMWA Representative, Harrison County Coal Mine P. O. Box 362 Pursglove, WV 26546



API # 47-103 0150

#### STATE OF WEST VIRGINIA DIVISION OF ENVIRONMENTAL PROTECTION SECTION OF OIL AND GAS

103.1569

#### AFFIDAVIT OF PLUGGING AND FILLING WELL

AFFIDAVIT SHOULD BE 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.

LOCATION: EJ Di La	AKER, MICHAEL levation: 964.00 ( istrict: GRANT atitude: 11700 Feet ongitude 9200 Feet	uadrangle: B; Co South of 39	ounty: WETZEL Deg. 32 Min. 30	Sec	
Well Type: OI	IL X GAS				
POB	WELL SERVICE INC OX 4652 RSBURG WV 26104	Coal Or or Owne		C RICHFIELD h STREET CO 80202	COAL
Agent: CURTI:	S A LUCAS	Coal Og	perator		
Permit Issued:	09/28/99	or Owne	:r		
	A	FFIDAVIT			
STATE OF WEST County of WI	VIRGINIA, ETZEL ss:				
the above name and filling to the distribution of the well was properly commenced on the well was properly comment com	1850 1200 780 400 1.00	mg oil and ga and participa RANDAL  Director, ay of DEc in the foll TO 1900(tac) 1750 1100 680 300 surf	s wells and were ted in the work MICK say that said ember , 1999, owing manner: PIPE REMOVED ged) shot off2 3/8 5 3/16 1774 6 5/8 1100 8 378 Note: 8" csg @ 738,716.	e employed by of plugging Oil and work was and that  LEFT  thg @ 2022 21 21 288 772 perforated	1/20/00
Description and that the 6th day	on of monument: 1 joi the work of pluggir ofJanuary,	. AM ZUUU		completed on	Isoloc
And furthur dep	ponents saith not.	WIT	U.S. Herrison		
Sworn and subso My commission e	cribe before me this expires: June 7, 200	6th day o	January  Licenter Publication	, <u>*2 200</u> 0	
	Oil and Gas Inspec	tor.		RECEIVED	)
	and the second second second second second	3		Office of Oil and	
	7/3	3		250 10 2	1177

NOTARY PUBLIC STATE OF WEST VIRGINIA CURTIS A LUCAS

1604 Race Street Parkemourg, West Virginia 26101

My Commission Expres June 7, 2000

DEC 16 2022

WV Department of Enviror 02/03/2023

NW 01 93

103-1569N

		, , ,		10.	· j
Well Sold to J	PENN OIL			PLETI(	on .
DRILLING COMMENCED	Fork of 7/22/1800	So Fork of Wotzel	0/24/180	CI V	2850
SANDS	TOP	92770Й	ELEV TOP		CASING
PEH. COAL ON SHELLER	725	733		10	<b>⇔</b> 350
Big Injun Sand	2030	2190		87	1150
lst Pay	2117			68	1778
2nd Pay	2122	• 1		58	1795
Stray Sand	2818	2934	,	-30-	
Gordon Sand	2838	2000		PACKEP	S AND DEPTH SET
1st Pay	2845				, بــــــعالمالج
INITIAL PROD 100	Bbls.	SAND BS	E Inja	DEPTH_	2117
GAS TEST					
SHO 10/26/189QUARTS 10 Big Injun 2117					
REMARKS Drilled	to Gardon	Savid 21	34-2850	9/10	/OF.
				,,	
REPORTED BY WI	ETZEL DI	STRICT	AUAN	DONED_	
					EL GOVERNO CONTRACTOR DE LA CONTRACTOR D

RECEIVED
Office of Oil and Gas

DEC 16 2022

VVV Laparime T & Environmental Procession

5 S E. 5 vi District Grant ounty Vetrel ate West Vir	Ri Dr ginia Dr	cation Made Api g Completed Jun g Commenced Jun g Completed Oct	- 043 300		
FOI	RMATION	To the State and the second		discourse and	en a per j
Kind Top	Bottom Steel Line Meas.	Tests	Siżo Bo	CASING RE	CORD
Conductor :	20	APPLICATE - July oppose	10	Zarr g ave. (1)	Tally Meas. Comente
Josl, Pitts. 725	733		83	350 1150	Date Size Cag.
las Sand 1580	1750		6 5/8 5 3/16	1778	Top "
lig Lime 1950 'encil Cave 1940	1950		. 20	Liner 370	135 Bot. "
ig Injun 2030	2190		5 3/16 4x4&FJ	1795	
st.Pay 2117 nd.Pay 2122			220,	PACKERS AND	SHOES
tray Sand 2313	2834		Kind	Size	Depth Set   Date Set
ordon Sand 2838 st.Pay Gil 2345		Q	umaco Batton	Walu 5-3/12 U 98"	5.5.55
otal	55-5				8 .
ŧ	2850	4.	Constitution of the community of	PV1	
Total	2134- 222	n weil	************	TORPEDO REC	
. 4	2134- Say	Mark to the state of the state	Date Oct.26, 199	No. Qts. Size Shell Top	*
G47		<u> </u>	lay 22, 101	30 91 23	117
		Se	opt.20, '06	1	
		1 1	an.29, '08	60 26 21	36 mez of Cl & Gas
•					SEP 22 1999
		ļ			1
		,	ma <del>ma</del> sa pa pili	DRILLING DEE	Vir Emilian of
			Commenced Co	empleted   Original Depth	Final Depth Contracto
The total	2,150 2/1	1, 6	/12/06 9/	10/06 2134	2850
7	2,155 4/1	// ( )	!	ABANDONMENT	
(C)		4.		4	RECORD
		-1	Filled With	From , To	Size Kind D :
,		- 9 - 4	;		
		į		REC Office of	EIVED Oil and Gas
	;	! .	. !	•	<b>1 6</b> 2022
× ×		* >			
•	Completion & 30 Days After	*		, WV Del	ntal Protection
.00		ĀF	PROVED		
		1- 1-	. noveb		02/03/2023
iA. Cu. Ft.	Smithfield, W. V.	Α.		ETS, REPORTS AND HEA	IARRA ON HE VET DE SH
- may harten the manufacture of the state of		ir. Links	), w <sup>*</sup> · · · · · · · · · · · · · · · · · · ·		,

WW-4A	
Revised	6-07

1) Date:	NOVEMBE	ER 11,	2022	
2) Operator's Well Number				
	7290			
3) API Well No.: 47 -	103		01569	

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

		NOTICE OF APPLIC	ATION TO PLUG	AND ABANDON A WELL
4)	Surface Own (a) Name	er(s) to be served:  MAGNOLIA LAND PARTNERS	5) (a) Coal Operat Name	or WEST VIRGINIA LAND RESOURCES INC.
	Address	100 S JUNIPER ST. (FLOOR 3)	Address	1 BRIDGE STREET
		PHILADELPHIA, PA 19107		MONONGAH, WV 26554
	(b) Name		(b) Coal (	Owner(s) with Declaration
	Address		Name	•
			Address	
	(c) Name		Name	The state of the s
	Address		Address	- Martin Paragua Anna Anna Anna Anna Anna Anna Anna An
6) I	nspector	STEVE MCCOY	(c) Coal I	essee with Declaration
	Address	13016 INDIAN CREEK RD.	Name	cosee with Decialation
		JACKSONBURG, WV 26377	Address	
	Telephone	(681) 344-3265		
TC	THE PER	RSONS NAMED ABOV	E: You should have re	ceived this Form and the following documents:
	well it	s and the plugging work order; and		ch sets out the parties involved in the work and describes the
	(2) The pl	at (surveyor's map) showing the well	location on Form WW-6.	
	The reason y However, you	ou received these documents is that you! a are not required to take any action at all.	have rights regarding the app	dication which are summarized in the instructions on the reverses side

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 (or by publication in certain circumstances) on or before the day of mailing or delivery to the Chief

OFFICIAL SEAL **NOTARY PUBLIC** STATE OF WEST VIRGINIA F Duane Dilly 105 Pleasant Valley Drive Reedsville, WV 26547 My Commission Expires November 22, 2021

By: Its:

Address

Telephone

Well Operator WEST VIRGINIA LAND RESOURCES INC.

DAVID RODDY

**PROJECT ENGINEER** 

1 BRIDGE STREET

MONONGAH, WV 26554

(304) 534-4748

WV Departmed **Environmental Projection** 

Subscribed and sworn before me this

My Commission Expires

**Notary Public** 

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 depprivacyoffic wv. rov.





02/23/2023

WW-4B

API No.	47-103-01569
Farm Name	
Well No.	7290

# INSTRUCTIONS TO COAL OPERATORS OWNERS AND LESSEE

The well operator named on the obverse side of WW-4 (B) is about to abandon the well described in the enclosed materials and will commence the work of plugging and abandoning said well on the date the inspector is notified. Which date shall not be less then five days after the day on which this notice and application so mailed is received, or in due course should be received by the Department of Environmental Protection Office of Oil & Gas.

This notice and application is given to you in order that your respective representatives may be present at the plugging and filling of said well. You are further notified that whether you are represented or not the operator will proceed to plug and fill said well in the manner required by Section 24, Article 6, Chapter 22 of the Code and given in detail on obverse side of this application.

NOTE: If you wish this well to be plugged according to 22-6-24(d) then as per Regulation 35CSR4-13.9 you must complete and return to this office on form OB-16 "Request by Coal Operator, Owner, or Lessee for plugging" prior to the issuance of this plugging permit.

	WAIVER
has examined this proposed plugging work or	/ owner/ lessee/ of the coal under this well location rder. The undersigned has no objection to the work proposed to be erator has complied with all applicable requirements of the West
Date:	By: Vine Rock

WW-9 (5/16)

API Number 47 -	103	01569
Operator's Well No.	7290	7

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

Operator Name WEST VIRGINIA LAND RESOURCES INC. OP Code	
Watershed (HUC 10) PRICE RUN OF SOUTH FORK FISHING CREEK Quadrangle BIG RUN W.VA	
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 (if selected provide a completed form WW-9-GPP)  Underground Injection (UIC Permit Number  Reuse (at API Number  Off Site Disposal (Supply form WW-9 for disposal location)  Other (Explain Tanks, see attached letter	
Will closed loop system be used? If so, describe: Yes. Gel circulated from tank thru well bore and returned to	tank
Drilling medium anticipated for this well (vertical and horizontal)? Air, freshwater, oil based, etc. Gel or Cer	
-If oil based, what type? Synthetic, petroleum, etc	
Additives to be used in drilling medium? Bentonite, Bicarbonate of Soda	
Drill cuttings disposal method? Leave in pit, landfill, removed offsite, etc. Shaker cutting buried on site.	
-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	
Permittee shall provide written notice to the Office of Oil and Gas of any load of drill cuttings or associated west Virginia solid waste facility. The notice shall be provided within 24 hours of rejection and the permittee where it was properly disposed.	waste rejected at any e shall also disclose
I certify that I understand and agree to the terms and conditions of the GENERAL WATER POLLL on April 1, 2016, by the Office of Oil and Cas of the West Virginia Department of Environmental Protection provisions of the permit are enforceable by law. Violations of any term or condition of the general permit and or regulation can lead to enforcement action.  I certify under penalty of law that I have personally examined and am familiar with the information form and all attachments thereto and that, based on my inquiry of those individuals immediately in the information, I believe that the information is true, accurate, and complete. I am aware that there are submitting false information, including the possibility of fine or imprisonment.	on. I understand that the d/or other applicable law ation submitted on this responsible for a braining
Company Official Signature	RECEIVED Office of Oil and Gas
Company Official (Typed Name) David Roddy	
Company Official Title Project Engineer	DEC 1 6 2022
	WV Department of
Subscribed and swom before me this 16th day of November, 20 22	Environmental Protection
My commission expires 11/22 /-	OFFICIAL SEAL NOTARY PUBLIC STATE OF WEST VIRGINIA

Consolidation Coal Company Northern West Virginia Operations 1 Bridge Street Monongah, WV 26554

phone: 304-534-4748 fax: 304-534-4739

e-mail: ronnieharsh@consolenergy.com

web: www.coalsource.com

\*Name: RONNIE HARSH \*title: Project Engineer

April. 7, 2014

Department of Environmental Protection Office of Oil and Gas 601 57th Street, SE Charleston, WV 25304-2345 Phone: (304) 926-0499 Fax: (304) 926-0452

### To Whom It May Concern:

As per the Department of Environmental Protection, Office of Oil and Gas request, Consolidation Coal Company, Northern West Virginia Operations, submits the following procedures utilizing pit waste.

Upon submitting a well work application (without general permit for Oil and Gas Pit Waste Discharge Application), Consolidation Coal Company, Northern West Virginia Operations, will construct no pits, but instead will use mud tanks to contain all drilling muds.

Once the well is completed, that material (minus the cave material) will be trucked to the next well to be plugged or to DEP impoundment facilities number U-78-83, U-104-83, or U-1011-93.

Sincerely,

Ronnie Harsh Project Engineer

Rome Wind

RECEIVE:

DEC 16

WV Dap. . Environmen and Form WW-9

02/23/2023 Operator's Well No. 7210

ropose	ed Revegetation Treatme	ent: Acres Disturbed 1		Preveg etation p	Н
	Lime 3	Tons/acre or to correct		Open A Colonia	
	Fertilizer type 10-20	-20 or equivalent			
	Fertilizer amount 500	)	lbs/acre		
	Mulch_2		Tons/acre		
			Seed Mixtures		
	Temp	porary	Permanent		
_	Seed Type	lbs/acre		Seed Type	lbs/acre
See	Attachment	100	See	Attachment	100
Attach:	of road, location, pit and	nd proposed area for land a	application (unles	s engineered plans includ	ding this info have been
Maps(s) provided L, W),	<ol> <li>If water from the pit and area in acres, of the</li> </ol>	will be land applied, prove land application area.  d 7.5' topographic sheet.	application (unles ide water volume ed by Stephen Mccoy 2.10 13:54:29 -05'00'	s engineered plans includ, include dimensions (L,	ding this info have been W, D) of the pit, and dime
Maps(s) provided L, W), Photoco	d). If water from the pit and area in acres, of the pied section of involved proved by: Stephen	will be land applied, prove land application area.  d 7.5' topographic sheet.	ed by Stephen Mccoy 2.10 13:54:29 -05'00'	s engineered plans includ, include dimensions (L,	ding this info have been W, D) of the pit, and dime
Maps(s) rovided L, W), thotoco	d). If water from the pit and area in acres, of the pied section of involved proved by: Stephen	will be land applied, prove land application area.  d 7.5' topographic sheet.  Mccoy  Digitally sign Date: 2022.12	ed by Stephen Mccoy 2.10 13:54:29 -05'00'	s engineered plans include, include dimensions (L,	W, D) of the pit, and dime
flaps(s) rovided W), hotoco	d). If water from the pit and area in acres, of the pied section of involved proved by: Stephen	will be land applied, prove land application area.  d 7.5' topographic sheet.  Mccoy  Digitally sign Date: 2022.12	ed by Stephen Mccoy 2.10 13:54:29 -05'00'	s engineered plans includ, include dimensions (L,	W, D) of the pit, and dime
Maps(s) rovided L, W), thotoco	d). If water from the pit and area in acres, of the pied section of involved proved by: Stephen	will be land applied, prove land application area.  d 7.5' topographic sheet.  Mccoy  Digitally sign Date: 2022.12	ed by Stephen Mccoy 2.10 13:54:29 -05'00'	s engineered plans include, include dimensions (L,	W, D) of the pit, and dime
Maps(s) provided L, W), Photoco	d). If water from the pit and area in acres, of the pied section of involved proved by: Stephen	will be land applied, prove land application area.  d 7.5' topographic sheet.  Mccoy  Digitally sign Date: 2022.12	ed by Stephen Mccoy 2.10 13:54:29 -05'00'	s engineered plans includ, include dimensions (L,	RECEIVEL Office of Oil and was

( ) | ( ) | ( ) - 1864 E HRIN HUY 68 HOUSE =2 . MOREHERD KY 48351 . RMS = 4923

NOTICE TO CONSUMERS

Notice Arbitration/condiction/mediation required
by several states. Under the seed laws of several
states. Under the seed laws of several
states, whitestion, mediation, or condiction is
required as a prorequistation maintaining a legal
action based upon the beture of seed, to which this
notice is stached, to produce as represented. The
consumer first file is complaint [several brAR, FL,
IM, MS, SC, TX, WA, signed only CA, IO, MD, SO)
along with the required ting less (where applicable)
with the Commissionar Director/Secretary of
Agricultural Original Control of the set of third
Agricultural Original within such time as to permit

rispection of the crops, plants, or trees by the designated agency and the seedaman from whom

the read was purchased. A copy of the complaint shall be sent to the seller by cartilled or registered

mand or an otherwise provided by state statue."

MIXTURE-COASTAL SEED 2015
LOT NO: THIRDD
CROP: .58 INERT: 1
KIND
ANNUAL RYEGRASS
ORCHARDORRSS
COATING MATERIAL
PERENNIAL RYEGRASS
CLOVER
COATING MATERIAL
TIHOTHY
BIRDSFOOT TREFOIL
COATING MATERIAL
LADING CLOVER
COATING MATERIAL
COATING MATERIAL
COATING MATERIAL
COATING MATERIAL
COATING MATERIAL

INERT: 1.56 NET HT 50

VARIETY
HAGNUM
POTOMAC

LINN
NOT STATED

CLIMAX
NOT STATEO

SEMINOLE

.26

DRG PURE GERM HARD DORM TEST OR 29-40 90 20 20 20 10/16 OR 11:39 85 80 60 60 10/16 OR 15:50 85 80 60 60 11/16 OR 15:50 85 80 85 80 7.80 80 11/16 OR 15:51 60 80 25 80 80 8/16 OR 17:51 60 80 25 80 80 8/16

NOTICE TO BUYER WE WARRANT
THAT SEEDS WE SELL WILL CONFORM
TO TIC LASEL DESCRIPTION REQUIRED
UNCER STATE AND REDEPAL LAWS.
WITHIN RECOGNIZED TO EPRANCES. WE
MAKE NO WARRANTERS. DOPRESSED
OF IMPAUED, OF MERCHANTABUTY,
FITNESS FOR PURPOSE, CA OTHERMISE,
WHICH WOULD EXTEND SEYOND SUCH
DESCRIPTIONS, AND IN MAY EVENT OUR
LIABILITY FOR BREACH OF ANY WARRANTY
OR CONTRACT WITH RESPECT TO SUCH
SEED IS LIMITED TO THE PURCHASE
PHICE OF SUCH SEEDS.

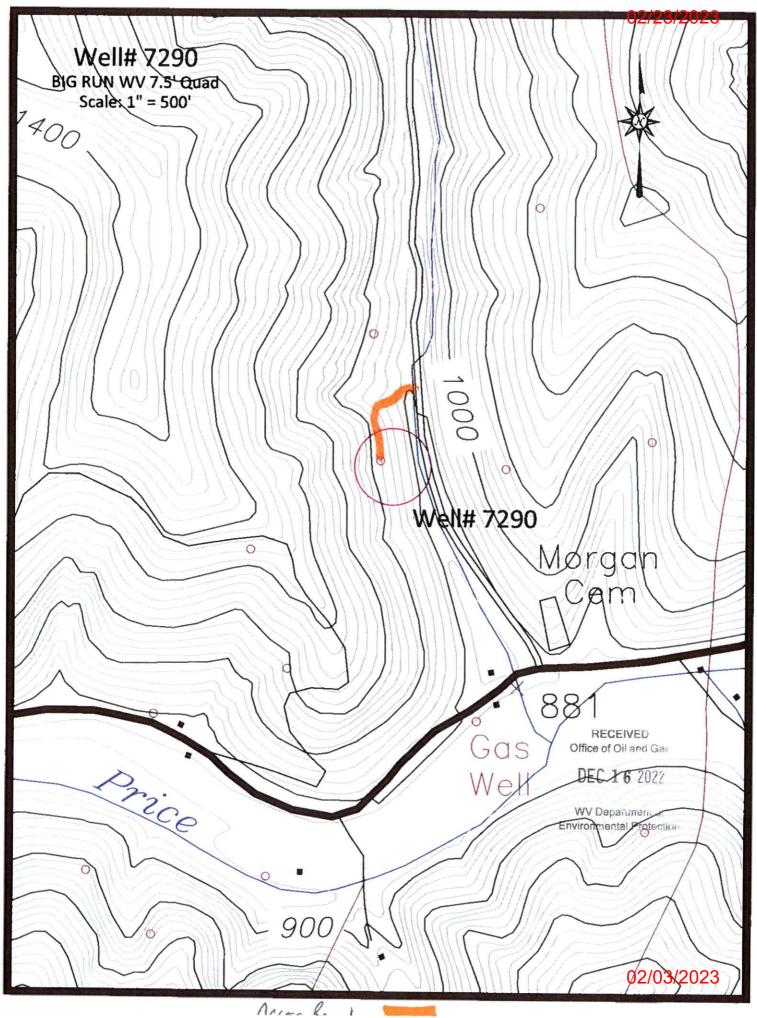
Memo Treatments

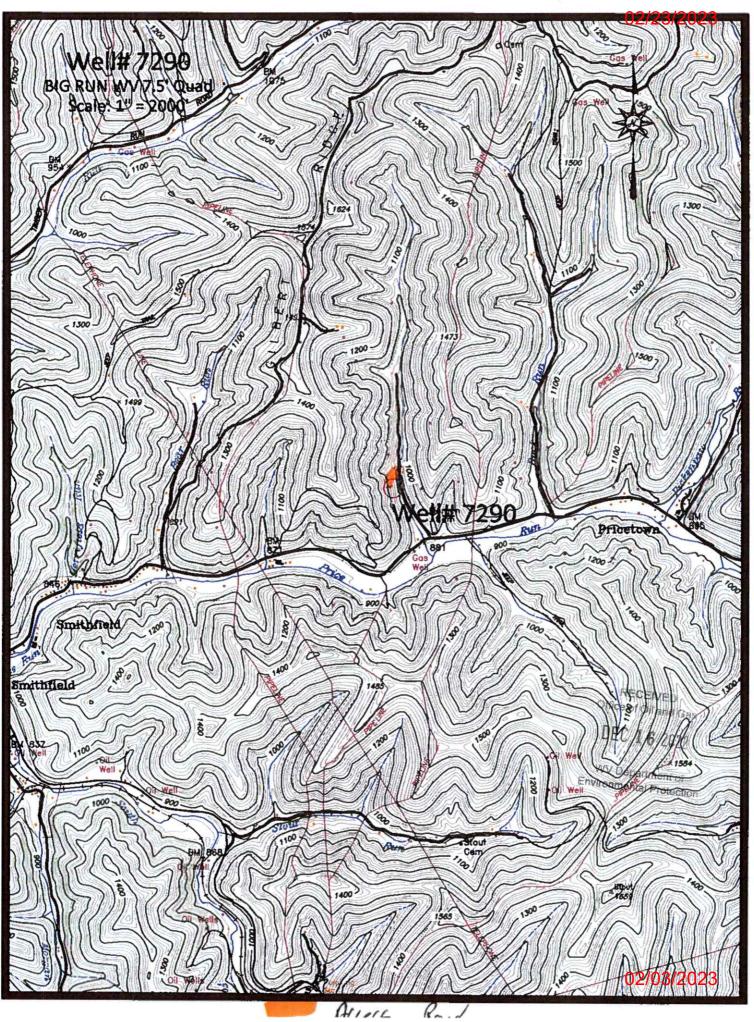
NOXIOUS WEEDS PER LB

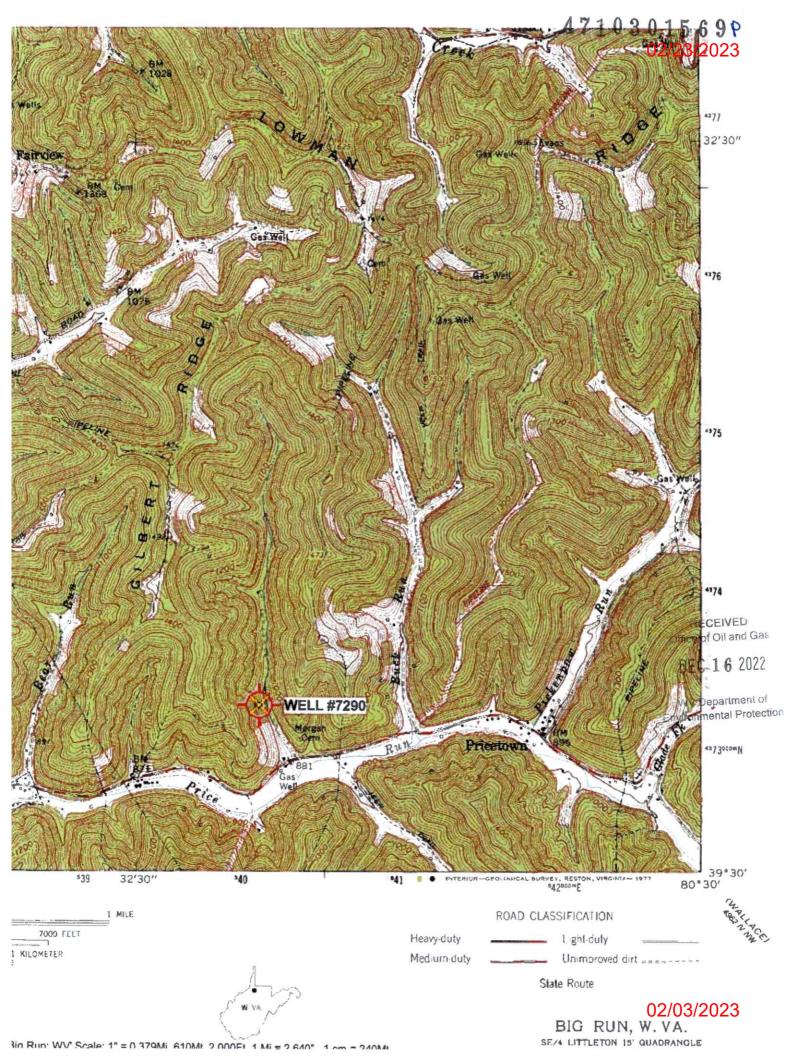
Office of O

**DEC 16** 

WV Dep..... Environmenta







WW-7 8-30-06

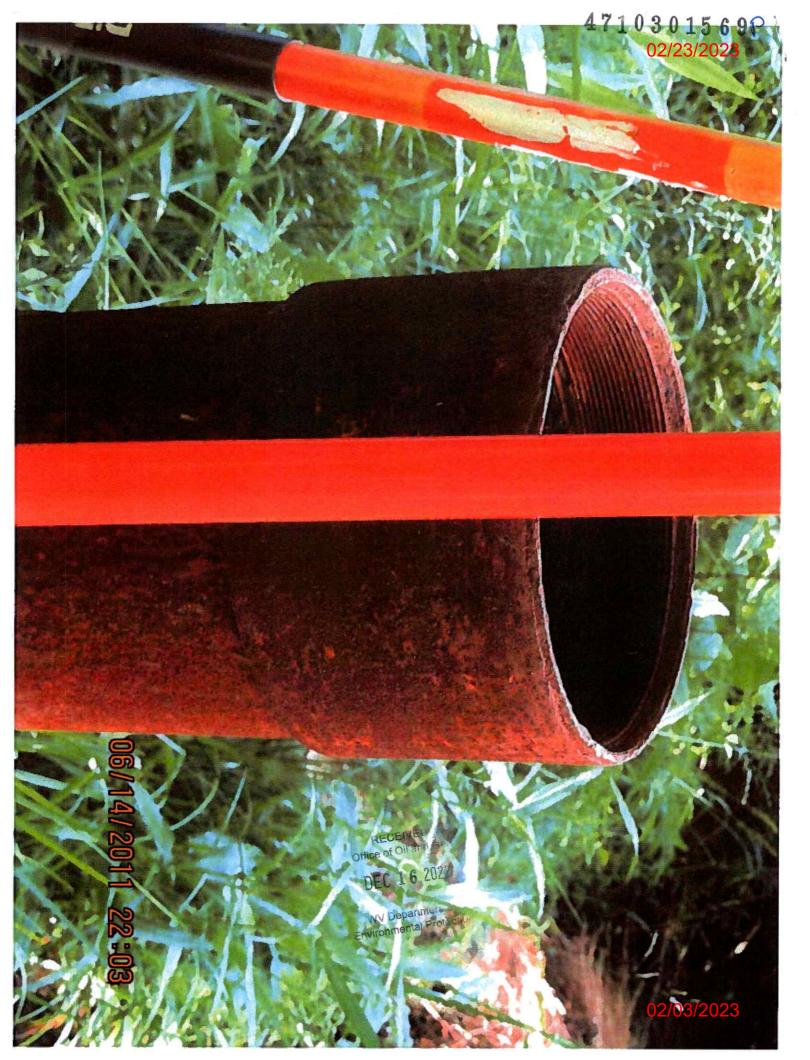


# West Virginia Department of Environmental Protection Office of Oil and Gas

# WELL LOCATION FORM, CDS

VV III	LUCATION	FORM. GIS					
API: 47-10	03-01569	WELL NO.:	7290				
FARM NAME: I.D.	MORGAN						
RESPONSIBLE PARTY N	NAME: WEST VIRO	GINIA LAND RES	SOURCES INC.				
COUNTY: WEIZE	:L	DISTRICT: GR	RANT				
QUADRANGLE: BIC	3 RUN W.V	<u>'A</u>					
SURFACE OWNER: M	AGNOLIA L	AND PAF	RTNERS				
ROYALTY OWNER:							
UTM GPS NORTHING: UTM GPS EASTING:	4,373,429	m	(954')				
UTM GPS EASTING:	540,201 m	GPS ELEVATION	<sub>on:</sub> 291 m				
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							
	Dool Time Different	-1	Office of Oil and Gas				
Mapping Grade GPS	: Post Processed Di	fferential X	DEC 16 2022				
	Real-Time Differe	ntial	WV Department of Environmental Protection				
4. Letter size copy I the undersigned, hereby cer belief and shows all the infor prescribed by the Office of C	rmation required by la-	t to the best of my k	l location. nowledge and				
53. TV	Profession	nal Surveyor	NOVEMBER 11, 2022				
Signature	T	itle	Date				
			02/03/2023				









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

## Pugging permit issued 4710301569

1 message

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

Mon, Jan 30, 2023 at 1:31 PM

To: "Roddy, David" <DavidRoddy@acnrinc.com>, Stephen E McCoy <stephen.e.mccoy@wv.gov>, slemley@wvassessor.com

To whom it may concern, a plugging permit has been issued for 4710301569.

James Kennedy

WVDEP OOG

#### 2 attachments



**IR-8 4710301569.pdf** 120K



**4710301569.pdf** 4942K