API NO. 47-_____-_____
OPERATOR WELL NO. _____
Well Pad Name: _____

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

1) Well Operator: _____

| | | | |
|---|---|---|---|
| Operator ID | County | District | Quadrangle |

2) Operator's Well Number: _____ Well Pad Name: _____

3) Farm Name/Surface Owner: _____ Public Road Access: _____

4) Elevation, current ground: _____ Elevation, proposed post-construction: _____

5) Well Type (a) Gas _____ Oil _____ Underground Storage _____
Other _____
(b)If Gas Shallow _____ Deep _____
Horizontal _____

6) Existing Pad: Yes or No _____

7) Proposed Target Formation(s), Depth(s), Anticipated Thickness and Expected Pressure(s):
_____

8) Proposed Total Vertical Depth: _____

9) Formation at Total Vertical Depth: _____

10) Proposed Total Measured Depth: _____

11) Proposed Horizontal Leg Length: _____

12) Approximate Fresh Water Strata Depths: _____

13) Method to Determine Fresh Water Depths: _____

14) Approximate Saltwater Depths: _____

15) Approximate Coal Seam Depths: _____

16) Approximate Depth to Possible Void (coal mine, karst, other): _____

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

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

API NO. 47-_____-_____
OPERATOR WELL NO. _____
Well Pad Name: _____

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 | | | | | | | |
| Fresh Water | | | | | | | |
| Coal | | | | | | | |
| Intermediate | | | | | | | |
| Production | | | | | | | |
| Tubing | | | | | | | |
| Liners | | | | | | | |

| **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 | | | | | | | |
| Fresh Water | | | | | | | |
| Coal | | | | | | | |
| Intermediate | | | | | | | |
| Production | | | | | | | |
| Tubing | | | | | | | |
| Liners | | | | | | | |

**PACKERS**

| | | | | |
|---|---|---|---|---|
| Kind: | | | | |
| Sizes: | | | | |
| Depths Set: | | | | |

API NO. 47-_____-_____
OPERATOR WELL NO. _____
Well Pad Name: _____

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

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

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

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

23) Describe centralizer placement for each casing string:

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

25) Proposed borehole conditioning procedures:

*Note: Attach additional sheets as needed.

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:** _____

**Public Notice Date:** _____

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:** _____ **Well Number:** _____

**Address:** _____

_____

**Business Conducted:** Natural gas production.

**Location** –

State: _____ County: _____
District: _____ Quadrangle: _____
UTM Coordinate NAD83 Northing: _____
UTM coordinate NAD83 Easting: _____
Watershed: _____

**Coordinate Conversion:**
To convert the coordinates above into longitude and latitude, visit: 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 57th 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.

**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 57th 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

WW-6A
(9-13)

API NO. 47-_____-_____
OPERATOR WELL NO. _____
Well Pad Name: _____

**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**: _____ **Date Permit Application Filed**: _____

**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: _____
Address: _____
_____
Name: _____
Address: _____
_____

☐ SURFACE OWNER(s) (Road and/or Other Disturbance)
Name: _____
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: _____
Address: _____
_____

☐ OPERATOR OF ANY NATURAL GAS STORAGE FIELD
Name: _____
Address: _____
_____

*Please attach additional forms if necessary

API NO. 47-_____-_____
OPERATOR WELL NO. _____
Well Pad Name: _____

**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 or water purveyor that he or she can obtain from the Chief a list of water testing laboratories in the subject area capable of and qualified to test water supplies in accordance with standard acceptable methods.

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

**Well Location Restrictions**
Pursuant to W. Va. Code § 22-6A-12, Wells may not be drilled within two hundred fifty feet measured horizontally from any existing water well or developed spring used for human or domestic animal consumption. The center of well pads may not be located within six hundred twenty-five feet of an occupied dwelling structure, or a building two thousand five hundred square feet or larger used to house or shelter dairy cattle or poultry husbandry. This limitation is applicable to those wells, developed springs, dwellings or agricultural buildings that existed on the date a notice to the surface owner of planned entry for surveying or staking as provided in section ten of this article or a notice of intent to drill a horizontal well as provided in subsection (b), section sixteen of this article was provided, whichever occurs first, and to any dwelling under construction prior to that date. This limitation may be waived by written consent of the surface owner transmitted to the department and recorded in the real property records maintained by the clerk of the county commission for the county in which such property is located. Furthermore, the well operator may be granted a variance by the secretary from these distance restrictions upon submission of a plan which identifies the sufficient measures, facilities or practices to be employed during well site construction, drilling and operations. The variance, if granted, shall include terms and conditions the department requires to ensure the safety and protection of affected persons and property. The terms and conditions may include insurance, bonding and indemnification, as well as technical requirements. (b) No well pad may be prepared or well drilled within one hundred feet measured horizontally from any perennial stream, natural or artificial lake, pond or reservoir, or a wetland, or within three hundred feet of a naturally reproducing trout stream. No well pad may be located within one thousand feet of a surface or ground water intake of a public water supply. The distance from the public water supply as identified by the department shall be measured as follows: (1) For a surface water intake on a lake or reservoir, the distance shall be measured from the boundary of the lake or reservoir. (2) For a surface water intake on a flowing stream, the distance shall be measured from a semicircular radius extending upstream of the surface water intake. (3) For a groundwater source, the distance shall be measured from the wellhead or spring. The department may, in its discretion, waive these distance restrictions upon submission of a plan identifying sufficient measures, facilities or practices to be employed during well site construction, drilling and operations to protect the waters of the state. A waiver, if granted, shall impose any permit conditions as the secretary considers necessary. (c) Notwithstanding the foregoing provisions of this section, nothing contained in this section prevents an operator from conducting the activities permitted or authorized by a Clean Water Act Section 404 permit or other approval from the United States Army Corps of Engineers within any waters of the state or within the restricted areas referenced in this section. (d) The well location restrictions set forth in this section shall not apply to any well on a multiple well pad if at least one of the wells was permitted prior to the effective date of this article. (e) The secretary shall, by December 31, 2012, report to the Legislature on the noise, light, dust and volatile organic compounds generated by the drilling of horizontal wells as they relate to the well location restrictions regarding occupied dwelling structures pursuant to this section. Upon a finding, if any, by the secretary that the well location restrictions regarding occupied dwelling structures are inadequate or otherwise require alteration to address the items

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 57th St. SE
Charleston, WV 25304
(304) 926-0450

Such persons may request, at the time of submitting written comments, notice of the permit decision and a list of persons qualified to test water. **NOTE: YOU ARE NOT REQUIRED TO FILE ANY COMMENT.**

API NO. 47-_____-_____
OPERATOR WELL NO. _____
Well Pad Name: _____

## 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.

WW-6A
(8-13)

API NO. 47-_____-_____
OPERATOR WELL NO. _____
Well Pad Name: _____

**Notice is hereby given by**:

Well Operator:_____ Address:_____
Telephone: _____ _____
Email: _____ Facsimile: _____

**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.

Subscribed and sworn before me this _____ day of _____,_____.

_____ Notary Public

My Commission Expires_____

WW-6AW
(1-12)

API NO. 47-_____-_____
OPERATOR WELL NO. _____
Well Pad Name: _____

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

# VOLUNTARY STATEMENT OF NO OBJECTION

**Instructions to Persons Named on Page WW-6A**
The well operator named on page WW-6A is applying for a permit from the State of West Virginia to conduct oil or gas well work. Well work permits are valid for twenty-four (24) months. Please contact the listed well operator and the Office of Oil and Gas if you do not own any interest in the listed surface tract.

**Comment and Waiver Provisions**
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.

Pursuant to West Virginia Code § 22-6A-8(b) No permit may be issued less than thirty days after the filing date of the application for any well work except plugging or replugging; and no permit for plugging or replugging may be issued less than five days after the filing date of the application except a permit for plugging or replugging a dry hole: *Provided,* That if the applicant certifies that all persons entitled to notice of the application under the provisions of subsection (b), section ten of this article have been served in person or by certified mail, return receipt requested, with a copy of the well work application, including the erosion and sediment control plan, if required, and the well plat, and further files written statements of no objection by all such persons, the secretary may issue the well work permit at any time.

## VOLUNTARY STATEMENT OF NO OBJECTION

I, _____, hereby state that I have read the Instructions to Persons Named on Page WW-6A and the associated provisions listed above, and that I have received copies of a Notice of Application, an Application for a Well Work Permit on Form WW-6A and attachments consisting of pages one (1) through _____, including the erosion and sediment control plan, if required, and the well plat, all for proposed well work on the tract of land as follows:

State: _____
County: _____
District: _____
Quadrangle: _____
Watershed: _____

UTM NAD 83 Easting: _____
Northing: _____
Public Road Access: _____
Generally used farm name: _____

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.

| *Please check the box that applies | **FOR EXECUTION BY A NATURAL PERSON** |
|---|---|
| ☐ SURFACE OWNER | Signature: _____ |
| ☐ SURFACE OWNER (Road and/or Other Disturbance) | Print Name: _____ |
| ☐ SURFACE OWNER (Impoundments/Pits) | Date: _____ |
| ☐ COAL OWNER OR LESSEE | **FOR EXECUTION BY A CORPORATION, ETC.** |
| ☐ COAL OPERATOR | Company:_____ |
| ☐ WATER PURVEYOR | By: _____ |
| ☐ OPERATOR OF ANY NATURAL GAS STORAGE FIELD | Its: _____ |
| | Signature: _____ |
| | Date: _____ |

**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.

WW-6AC
(1/12)

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

**Date of Notice Certification**: _____

**API No.** 47- _____-_____
**Operator's Well No**._____
**Well Pad Name**: _____

**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: _____
County: _____
District: _____
Quadrangle: _____
Watershed: _____

UTM NAD 83 Easting: _____
Northing: _____
Public Road Access: _____
Generally used farm name: _____

Pursuant to West Virginia Code § 22-6A-7(b), every permit application filed under this section shall be on a form as may be prescribed by the secretary, shall be verified and shall contain the following information: (14) A certification from the operator that (i) it has provided the owners of the surface described in subdivisions (1), (2) and (4), subsection (b), section ten of this article, the information required by subsections (b) and (c), section sixteen of this article; (ii) that the requirement was deemed satisfied as a result of giving the surface owner notice of entry to survey pursuant to subsection (a), section ten of this article six-a; or (iii) the notice requirements of subsection (b), section sixteen of this article were waived in writing by the surface owner; and Pursuant to West Virginia Code § 22-6A-11(b), the applicant shall tender proof of and certify to the secretary that the notice requirements of section ten of this article have been completed by the applicant.

| Pursuant to West Virginia Code § 22-6A, the Operator has attached proof to this Notice Certification that the Operator has properly served the required parties with the following:<br>*PLEASE CHECK ALL THAT APPLY | OOG OFFICE USE ONLY |
|---|---|
| ☐ 1. NOTICE OF SEISMIC ACTIVITY or ☐ NOTICE NOT REQUIRED BECAUSE NO SEISMIC ACTIVITY WAS CONDUCTED | ☐ RECEIVED/ NOT REQUIRED |
| ☐ 2. NOTICE OF ENTRY FOR PLAT SURVEY or ☐ NO PLAT SURVEY WAS CONDUCTED | ☐ RECEIVED |
| ☐ 3. NOTICE OF INTENT TO DRILL or ☐ NOTICE NOT REQUIRED BECAUSE NOTICE OF ENTRY FOR PLAT SURVEY WAS CONDUCTED or<br>☐ WRITTEN WAIVER BY SURFACE OWNER (PLEASE ATTACH) | ☐ RECEIVED/ NOT REQUIRED |
| ☐ 4. NOTICE OF PLANNED OPERATION | ☐ RECEIVED |
| ☐ 5. PUBLIC NOTICE | ☐ RECEIVED |
| ☐ 6. NOTICE OF APPLICATION | ☐ RECEIVED |

**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.

WW-6AC
(1/12)

**Certification of Notice is hereby given**:

THEREFORE, I _____, 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: | _____ | Address: | _____ |
| By: | _____ | | _____ |
| Its: | _____ | Facsimile: | _____ |
| Telephone: | _____ | Email: | _____ |

| NOTARY SEAL | Subscribed and sworn before me this _____ day of _____.<br><br>_____ Notary Public<br><br>My Commission Expires_____ |
|---|---|

**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.

WW-6A2
(1/12)

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

**Notice Time Requirement:** The notice shall be provided at least **THREE (3) DAYS** prior to commencement of the seismic activity.
**Date of Notice**: _____ **Date of Seismic Activity**: _____

**Delivery method pursuant to West Virginia Code § 22-6A-10a**

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

Pursuant to West Virginia Code § 22-6A-10(j), (1) Prior to conducting any seismic activity for seismic exploration for natural gas to be extracted using horizontal drilling methods, the company or person performing the activity shall provide notice to Miss Utility of West Virginia Inc. and to all surface owners, coal owners and lessees, and natural gas storage field operators on whose property blasting, percussion or other seismic-related activities will occur. (2) The notice shall be provided at least three days prior to commencement of the seismic activity. (3) The notice shall also include a reclamation plan in accordance with the erosion and sediment control manual that provides for the reclamation of any areas disturbed as a result of the seismic activity, including filling of shotholes used for blasting. (4) Nothing in this subsection decides questions as to whether seismic activity may be secured by mineral owners, surface owners or other ownership interests.

**Notice is hereby provided to:**

☐ MISS UTILITY OF WEST VIRGINIA INC.
Address: _____
_____

☐ SURFACE OWNER(s)
Name: _____
Address: _____
_____
Name: _____
Address: _____
_____

☐ COAL OWNER OR LESSEE
Name: _____
Address: _____
_____

☐ NATURAL GAS STORAGE FIELD OPERATOR
Name: _____
Address: _____
_____

**Notice is hereby given**:
Pursuant to West Virginia Code § 22-6A-10(j), notice is hereby given that the undersigned well operator will be conducting seismic related activities for seismic exploration for natural gas to be extracted using horizontal drilling methods on the tract of land as follows:

State:_____;
County:_____;
District:_____;
Quadrangle: _____;

UTM Coordinate NAD83 Northing:_____;
UTM Coordinate NAD83 Easting: _____;
Public Road Access: _____;
Watershed: _____;
Generally used farm name: _____;

**This Notice Shall Include**:
Pursuant to West Virginia Code § 22-6A-10(j)(3), this notice shall include a reclamation plan in accordance with the erosion and sediment control manual that provides for the reclamation of any areas disturbed as a result of the seismic activity, including filling of shotholes used for blasting. Additional information related to horizontal drilling may be obtained from the Secretary, at the WV Department of Environmental Protection headquarters, located at 601 57th Street, SE, Charleston, WV 25304 (304-926-0450) or by visiting www.dep.wv.gov/oil-and-gas/pages/default.aspx.

**Notice is hereby given by**:
Well Operator:_____
Telephone: _____
Email:_ _____

Address:_____
_____
Facsimile: _____

**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.

WW-6A3
(1/12)

Operator Well No. _____

# STATE OF WEST VIRGINIA
# DEPARTMENT OF ENVIRONMENTAL PROTECTION, OFFICE OF OIL AND GAS
## NOTICE OF ENTRY FOR PLAT SURVEY

**Notice Time Requirement:** Notice shall be provided at least **SEVEN (7)** days but no more than **FORTY-FIVE (45)** days prior to entry
**Date of Notice**: _____ **Date of Planned Entry**: _____

**Delivery method pursuant to West Virginia Code § 22-6A-10a**

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

Pursuant to West Virginia Code § 22-6A-10(a), Prior to filing a permit application, the operator shall provide notice of planned entry on to the surface tract to conduct any plat surveys required pursuant to this article. Such notice shall be provided at least seven days but no more than forty-five days prior to such entry to: (1) The surface owner of such tract; (2) to any owner or lessee of coal seams beneath such tract that has filed a declaration pursuant to section thirty-six, article six, chapter twenty-two of this code; and (3) any owner of minerals underlying such tract in the county tax records. The notice shall include a statement that copies of the state Erosion and Sediment Control Manual and the statutes and rules related to oil and gas exploration and production may be obtained from the Secretary, which statement shall include contact information, including the address for a web page on the Secretary's web site, to enable the surface owner to obtain copies from the secretary.

**Notice is hereby provided to:**

☐ SURFACE OWNER(s)
Name: _____
Address: _____
_____
Name: _____
Address: _____
_____
Name: _____
Address: _____
_____

☐ COAL OWNER OR LESSEE
Name: _____
Address: _____
_____

☐ MINERAL OWNER(s)
Name: _____
Address: _____
_____
*please attach additional forms if necessary

**Notice is hereby given**:
Pursuant to West Virginia Code § 22-6A-10(a), notice is hereby given that the undersigned well operator is planning entry to conduct a plat survey on the tract of land as follows:

State: _____ Approx. Latitude & Longitude: _____
County: _____ Public Road Access: _____
District: _____ Watershed: _____
Quadrangle: _____ Generally used farm name: _____

Copies of the state Erosion and Sediment Control Manual and the statutes and rules related to oil and gas exploration and production may be obtained from the Secretary, at the WV Department of Environmental Protection headquarters, located at 601 57th Street, SE, Charleston, WV 25304 (304-926-0450). Copies of such documents or additional information related to horizontal drilling may be obtained from the Secretary by visiting www.dep.wv.gov/oil-and-gas/pages/default.aspx.

**Notice is hereby given by**:
Well Operator: _____ Address: _____
Telephone: _____
Email: _____ Facsimile: _____

**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.

WW-6A4
(1/12)

Operator Well No. _____

# 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**: _____ **Date Permit Application Filed**: _____

**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: _____ 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: _____ UTM NAD 83 Easting: _____
County: _____ Northing: _____
District: _____ Public Road Access: _____
Quadrangle: _____ Generally used farm name: _____
Watershed: _____

### 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 57th Street, SE, Charleston, WV 25304 (304-926-0450) or by visiting www.dep.wv.gov/oil-and-gas/pages/default.aspx.

### Notice is hereby given by:

Well Operator: _____ Authorized Representative: _____
Address: _____ Address: _____
_____ _____
Telephone: _____ Telephone: _____
Email: _____ Email: _____
Facsimile: _____ Facsimile: _____

### 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.

Operator Well No. _____

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

# WAIVER

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.

**Surface Owner Waiver**:
I, _____, hereby state that I have read the notice provisions listed above and hereby waive the notice requirements under West Virginia Code § 22-6A-16(b) for the tract of land as follows:

State: _____
County: _____
District: _____
Quadrangle: _____
Watershed: _____

UTM NAD 83 Easting: _____
Northing: _____
Public Road Access: _____
Generally used farm name: _____

Name: _____
Address: _____
_____

Signature: _____

Date: _____

**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.

WW-6A5
(1/12)

Operator Well No. _____

# 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**: _____ **Date Permit Application Filed**: _____

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

☐ CERTIFIED MAIL RETURN RECEIPT REQUESTED ☐ HAND DELIVERY

Pursuant to W. Va. Code § 22-6A-16(c), no later than the date for filing the permit application, an operator shall, by certified mail return receipt requested or hand delivery, give the surface owner whose land will be used for the drilling of a horizontal well notice of the planned operation. The notice required by this subsection shall include: (1) A copy of this code section; (2) The information required to be provided by subsection (b), section ten of this article to a surface owner whose land will be used in conjunction with the drilling of a horizontal well; and (3) A proposed surface use and compensation agreement containing an offer of compensation for damages to the surface affected by oil and gas operations to the extent the damages are compensable under article six-b of this chapter. (d) The notices required by this section shall be given to the surface owner at the address listed in the records of the sheriff at the time of notice.

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

Name: _____ 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: _____
County: _____
District: _____
Quadrangle: _____
Watershed: _____

UTM NAD 83 Easting: _____
Northing: _____
Public Road Access: _____
Generally used farm name: _____

**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 57th Street, SE, Charleston, WV 25304 (304-926-0450) or by visiting www.dep.wv.gov/oil-and-gas/pages/default.aspx.

Well Operator: _____ Address: _____
Telephone: _____ _____
Email: _____ Facsimile: _____

**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.

WW-6RW
(1-12)

API NO. 47-_____-_____
OPERATOR WELL NO. _____
Well Pad Name: _____

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

# WELL LOCATION RESTRICTION WAIVER

**The well operator, _____** is applying for a permit from the State of West Virginia to conduct oil or gas well work. Please be advised that well work permits are valid for twenty-four (24) months.

**Well Location Restrictions**
Pursuant to West Virginia Code § 22-6A-12(a), 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.

# WAIVER

I, _____, hereby state that I have read the Instructions to Persons Named on Page WW-6A and the associated provisions listed above, and that I have received copies of a Notice of Application, an Application for a Well Work Permit on Form WW-6A and attachments consisting of pages one (1) through _____, including the erosion and sediment control plan, if required, and the well plat, all for proposed well work on the tract of land as follows:

State: _____ UTM NAD 83 Easting: _____
County: _____ UTM NAD 83 Northing: _____
District: _____ Public Road Access: _____
Quadrangle: _____ Generally used farm name: _____
Watershed: _____

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 and I therefore waive all well site restrictions listed under West Virginia Code § 22-6A-12(a).

| **WELL SITE RESTRICTIONS BEING WAIVED** | **FOR EXECUTION BY A NATURAL PERSON** |
|---|---|
| *Please check all that apply | Signature: _____ |
| ☐ EXISTING WATER WELLS | Print Name: _____ |
| ☐ DEVELOPED SPRINGS | Date: _____ |
| ☐ DWELLINGS | **FOR EXECUTION BY A CORPORATION, ETC.** |
| ☐ AGRICULTURAL BUILDINGS | Company:_____ |
| | By: _____ |
| | Its: _____ |
| | Signature: _____ |
| | Date: _____ |

Well Operator:_____ Signature:_____
By:_____ Telephone: _____
Its: _____

NOTARY SEAL

Subscribed and sworn before me this_____day of _____

_____Notary Public

My Commission Expires _____

**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.

Operator's Well No. _____

**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 |
|---|---|---|---|---|

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

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

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

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

Well Operator: _____
By: _____
Its: _____

WW-9
(4/16)

API Number 47 - _____ - _____
Operator's Well No._____

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

FLUIDS/ CUTTINGS DISPOSAL & RECLAMATION PLAN

Operator Name_____ OP Code _____

Watershed (HUC 10)_____ Quadrangle _____

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_____)
_____ 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: _____

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

-If oil based, what type? Synthetic, petroleum, etc._____

Additives to be used in drilling medium?_____

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

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

-Landfill or offsite name/permit number? _____

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_____

Company Official (Typed Name)_____

Company Official Title_____

Subscribed and sworn before me this_____ day of_____, 20_____

_____ Notary Public

My commission expires_____

Form WW-9

Operator's Well No._____

Proposed Revegetation Treatment: Acres Disturbed _____ Prevegetation pH _____

Lime _____ Tons/acre or to correct to pH _____

Fertilizer type _____

Fertilizer amount_____lbs/acre

Mulch_____Tons/acre

**Seed Mixtures**

| Temporary | | Permanent | |
|---|---|---|---|
| Seed Type | lbs/acre | Seed Type | lbs/acre |
| | | | |
| | | | |
| | | | |

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: _____

Title:_____ Date:_____

Field Reviewed? (_____) Yes (_____) No

# Site Safety Plan Table of Contents

**For H6A Well Work Permits and Deep Well Work Permits**

*Please prepare a Site Safety Plan to accompany each applicable H6A and/or Deep well work permit, adhering to the following organizational and informational structure. Plans submitted must contain an index of the content entirety including page-number references.*

## 1. Contacts, Schedules, and Meetings

A. Emergency point of contact for the well operator covering all phases of activities and including 24 hour contact information (35-8 5.7.b.4)

B. List of telephone numbers for (35-8 5.6.4):
   1. Operator
   2. Contractors
   3. DEP office and oil/gas inspector
   4. Local emergency response units
   5. Local ER personnel
   6. All schools and public facilities within a one mile radius of proposed well site (35-8 5.7.b.5)

C. Method of notification of public of $H_2S$ gas presence and how access will be controlled**.** (applicable horizontal wells include all residents and emergency response personnel who may be affected by an event. Such events may include the presence of H2S, blow-outs, and flaring) (35-8 5.7.f.1)

D. Pre-spud meeting held prior to drilling operations, including (35-8 5.7.h):
   1. Attendance log, including personnel to be employed and involved in drilling operations
   2. Notification of County oil and gas inspector or other designated Office of Oil and Gas representative

E. Describe schedule for conducting regular well site safety meetings. Log attendance at all meetings and also initiate check in check out during drilling, completion, and workover phases (35-8 5.7.h)

## 2. Maps and Diagrams

A. Plan view map of location, access road, pit(s), flare lines, nearby dwellings, note the north direction and the prevailing wind direction (35-8 5.7.b.1)

B. Topographic map of well location, including
   1. 1 mile radius of well location
   2. UTM NAD 83 coordinates of well site entrance (35-8 5.7.b.2)
   3. UTM NAD 83 coordinates of the point the access road intersects the public route (35-8 5.7.b.2)
   4. Identify public route number and/or route name (35-8 5.7.b.2)

C. Evacuation plan for the removal of personnel from the drilling location and residents in the surrounding area who have the potential to be affected by an emergency (35-8 5.7.b.3)

## 3. Well Work

A. Detailed written descriptions of well work and procedure to be used during the drilling, completion, and production phases, including schematic plan views of each (35-8 5.7.a)

B. Statement detailing how a copy of the plan will be provided to the local emergency planning committee or county emergency services office within at least 7 days from land disturbance or well work (35-8 5.7.a)

## 4. Chemical Inventory & MSDS

A. Material Safety Data Sheets for all chemicals anticipated to be used in all aspects of the operation (can be provided on CD or USB drive) (35-8 5.7.a)
B. Statement that all MSDS are to be readily available at the well site and their location indicated in the site safety plan including contact information for person(s) responsible maintaining them on site. (35-8 5.7.g)
C. Inventory of all materials on site for mixing of mud including numbers and type of mixing units - mixed mud amount and weight, amount of weighting material and volume of mixing fluid (35-8 5.7.d.1 & 5.7.d.2)

## 5. BOP and Well Control

A. BOP equipment and casing heads with types, sizes and ratings to be utilized and available during the drilling for both intermediate and lateral drilling phases (35-8 5.7.c.1 & 5.7.c.8)
B. Procedure and schedule for testing the BOP stack for intermediate drilling phase the BOP tested upon initial set up and the annular tested to 70% of capacity and the ram preventers tested to 80%. Same testing % for bottom and horizontal phase except testing to be done upon initial installation, weekly and after each bit trip (35-8 5.7.c.2)
C. BOP equipment and assembly installation schedule (35-8 5.7.c.3)
D. List and names of all personnel with well control training (35-8 5.7.c.4)
E. Description of system of maintaining detailed records of and for immediate notification to OOG inspector for all significant drilling issues, including but not limited to (35-8 5.7.c.5):
    1. Lost circulation
    2. Hydrogen sulfide gas
    3. Fluid entry
    4. Abnormal pressures
F. Notification of the oil and gas inspector or designated representative as soon as possible of any unusual drilling events, hydrogen sulfide gas* or large kicks that occur during drilling operations). *(Mandatory immediate notification is required of any encounter of hydrogen sulfide gas - 22-6A wells >10ppm H2S Gasses!) (35-8 5.7.c.5)
G. Schematic and detailed written description of the wellhead assembly to be placed on the well upon completion (35-8 5.7.c.6)
H. Method and type of kill procedures as recognized by the IADC – Wild Well Control Kill Sheet (35-8 5.7.d.3)

## 6. Hydrogen Sulfide ($H_2S$)

A. Detection, monitoring and warning equipment including location of the monitoring detection equipment on the site (35-8 5.7.e.1)
B. Statement of $H_2S$ personnel training provided (35-8 5.7.e.2)
C. Method to notify the OOG of $H_2S$ presence (35-8 5.7.e.4)
D. Establish and maintain Protection Zones. Describe detailed written general procedures proposed in drilling phases. (application horizontal wells must include the completion, work-over, and production phases) (35-8 5.7.f.2)
E. List of personal protective equipment (PPE) and the amount of each piece of PPE that will be maintained and available on site. (35-8 5.7.e.3)

## 7. Flaring

A. Proposed written description and plan including schematic of installation for duration of flaring activities (35-8 5.7.f.1)

## 8. Collision Avoidance

A. Protocol and established safeguard designed to prevent underground collisions during any drilling on multi-well pads(35-8 5.7)

## 9. Deep Well Additional Requirements

A. List of anticipated freshwater, saltwater, oil and gas, hydrogen sulfide, thief zones, high pressure and volume zones and their expected depths
B. Detailed casing and cementing program that employs a minimum of three strings of casing which are sufficient weight and quality for the anticipated conditions
C. Flaring activities: Size, construction and length of flare line-anchor method and choke assembly description, Flare lighting system and back up igniters, Notify local fire department (if possible) prior to igniting flares, Minimum clearing distance beyond end of flare.
D. List of names, addresses, and telephone numbers of all residents, businesses, churches, schools and emergency facilities within 1 mile radius that may be affected by specific events during the drilling process. Such events may include presence of hydrogen sulfide, and flaring, etc.

## 10. Deep Vertical Well Requirements per Policy Statement (Deep Well Drilling Procedures and Site Safety Plan Requirements)

The following selections are needed from the above contents:

**1.** A - E (E. drilling phase only)
**2.** A - C
**3.** A (drilling phase only)
**4.** B - C
**5.** A - H
**6.** A - E
**9.** A - D.

WW-6A7
(6-12)

OPERATOR:_____ WELL NO:_____

PAD NAME:_____

REVIEWED BY: _____ 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

OPERATOR: _____

PAD NAME: _____ WELL: _____

PAD BUILT: _____YES _____NO DATE REVIEWED: _____INT._____

REVIEWED BY (APPLICANT): _____

CONTACT PHONE: _____ EMAIL: _____

APPLICANT SIGNATURE: _____

# CHECKLIST FOR FILING A PERMIT
# HORIZONTAL 6A WELL

Please include these required elements in the Horizontal Well 6A applications, in order listed below. Do not use staples.

| First Well | Subsequent Well |
|---|---|
| $10,150.00 ☐ | $5,150.00 ☐ |

_____ Fees

_____Checklist / Cover letter

_____ WW-6B Notice of Application _____ Field Approved

_____Cement Additives

_____Well Bore Schematic

_____ WW-9 Fluids/Cuttings Disposal and Reclamation Plan _____ Field Approved

_____ Site Safety Plan _____ Field Approved

_____ Water Management Plan _____ DWWM Approval

_____Topographic Map w/water purveyors, showing access road

_____ Mylar Plat (Signed and sealed) (Surface Owner matches WW-6A)

_____ WW-6A1 Lease Information

_____ Road Crossing Letter

_____ WW-PN Application Notice by Publication

_____ Public Notice (dated copy of advertisement or affidavit of publication)

_____ WW-6AC Notice Certifications, notarized

_____ WW-6A Notice of Application notarized w/ any attachments

_____Topographic Map with labeled surrounding water wells

_____ Certified Mail receipts for WW-6A

_____ WW-6A3 Notice of Entry for Plat Survey

_____ Certified Mail receipts for WW-6A3

_____ WW-6A4 Notice of Intent to Drill

_____ Certified Mail receipts for WW-6A4

_____ WW-6A5 Notice of Planned Operation

_____ Certified Mail receipts for WW-6A5

_____ WW-6RW Well Location Restriction Waiver

_____ WW-6AW Voluntary Statement of No Objection

_____Waiver for Surface Owner at Wellhead

_____Waiver for Surface Owner for Roads or other Disturbances

_____Waiver for Coal Owner, Operator or Lessee

_____Waiver for surface owner for Impoundment or Pit

_____Waiver for Surface Owner or Water Purveyor within 1500 feet of Center of Pad

_____Waiver for Natural gas Storage Field Operator

_____ Road Bonding Agreement / DOH Certification

_____ Frac Additives List of Chemical Names & CAS #s

_____ Site Construction, Reclamation, Erosion & Sediment Control Plans _____ Field Approved

_____Copy of To Scale Plans

_____Inspector packet mailed to inspector (Plat, Topographic Map, WW-6B, WW-9, All Plans)

_____ Bond ($250,000)

_____Operator is registered with the SOS

_____Workers Compensation / Unemployment Insurance account is OK

_____ Professional Engineer/Company has COA

_____ Check for Mine Data at proposed coordinates

_____ Check for Floodplain Data at proposed coordinates

_____ IMP-1A Associated Pit or Impoundment

_____ WW-6A7 Well Restrictions Form w/ Signature

- _____ At Least 100 Feet from Pad and LOD (including any E&S Control Feature) to any Perennial Stream, Lake, Pond, Reservoir or Wetland
  - _____ 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
  - _____ 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
  - _____ DEP Waiver and Permit Conditions
- _____ At Least 250 Feet from an Existing Water Well or Developed Spring to Well Being Drilled
  - _____ Surface Owner Waiver and Recorded with County Clerk, OR
  - _____ DEP Variance and Permit Conditions
- _____ At Least 625 Feet from an Occupied Dwelling Structure to the Center of the Pad
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