

VIOLATION NO. 82-19

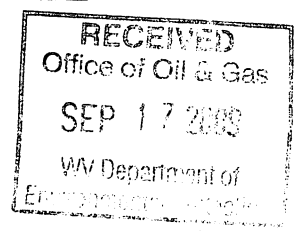
DATE 9-9-09

47-17
5214

FORM VI 27
(REV 3-2007)

API NO. 47-017-05814

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



NOTICE OF VIOLATION

LOCATION: FARM NAME Powell, Dennis & Mellic WELL NO. Powell 7
DISTRICT Grant COUNTY Deedridge

TO: TAPCO DESIGNATED AGENT Jerry Peling
ADDRESS P.O. Box 235 ADDRESS P.O. Box 235
West Union, W.V. 26456 West Union, W.V. 26456

The above well is being posted this 9th day of September, 2009, for a violation of West Virginia Code 22-6-7(1) and/or 35 CSR Series , Section , a Legislative rule of the Office of Oil and Gas of the Department of Environmental Protection, set forth in detail as follows: Allow pollutants or the effluent therefrom, produced by or emanating from any point source, to flow into the water of this state;

To abate the violation you must: Make every effort to clean up spill, report volume amounts. Maintain norms on stream daily for residual oil residue as long as it may be deemed necessary to appropriately restore stream to pre-spill condition. Also, you must share information as needed with the Office of Oil & Gas related to anything that may be used

A copy of this notice has been posted at the wellsite and sent by certified or registered mail to the person or Designated Agent named above.

You are hereby granted until September 16th, 2009, to abate this violation. Failure to abate the violation by that date will result in bond forfeiture and may result in assessment of civil penalties, filing of misdemeanor charges and/or an action for injunctive relief.

An informal conference with the Oil and Gas inspector should be arranged prior to the date set forth above for abatement of the violation.

If you wish to contest this violation, refer to procedures outlined in West Virginia Code 22-6-4.

SIGNED David K. Seravage ADDRESS P.O. Box 11

TITLE Oil & Gas Inspector Last Creek, W.V. 26435

TELEPHONE (304) 380-3749

UNTIL THE DISTRICT OIL AND GAS INSPECTOR ISSUING THIS NOTICE RECEIVES A CALL FROM YOU (THE OPERATOR) STATING THIS VIOLATION IS ABATED, IT WILL BE ASSUMED THAT THE VIOLATION