

EPA Region III held a public hearing on these proposed permits on March 23, 2011, at the Columbus Township Social Hall, in Columbus Township, PA. Region III evaluated oral testimony presented at the hearing, as well as written comments received during the public comment period, and initially issued the permits as final on June 8, 2011. After the permits were issued, a petition for appeal was filed with EPA's Environmental Appeals Board (EAB). On June 28, 2012, the EAB remanded both permits back to EPA Region III. The remand asked the Region to clarify the record on the location of drinking water wells within the one quarter mile area of review for each of the proposed injection wells. Pursuant to the EAB remand, the Region issued a public notice to reopen the public comment period limited to the specific issue from the EAB remand: the identification of drinking water wells within the one-quarter mile areas of review around each injection well. The 60-day public comment period on this issue closed November 3, 2012, however, because November 3 fell on a Saturday, the Region accepted comments until November 5, 2012. Public comments did not identify any drinking water wells within the one-quarter mile areas of review around each injection well.

The administrative record for this permitting action remains available for public review during normal business hours at the Office of Drinking Water & Source Water Protection, Ground Water & Enforcement Branch (3WP22), 1650 Arch Street, Philadelphia, PA 19103. A copy of the final permits and responsiveness summary, specific to the remand, have been sent to all individuals that submitted oral and written comments regarding this permitting action as well as to individuals that requested this information. Pursuant to 40 C.F.R. § 124.19(f), the issuance of these permits completes the remand procedures and constitutes final agency action for the purposes of judicial review. The responsiveness summary is also available below.

[Responsiveness Summary for Bear Lake permits \(PDF\)](#) (4pp, 5.72MB)

Interested persons may obtain further information, including copies of the final permits and responsiveness summary, by contacting Stephen Platt by email platt.steve@epa.gov, by telephone at 215-814-5464, or through regular mail at the above address.

Brady Township, Pennsylvania

Windfall Oil and Gas, Inc.

U.S. ENVIRONMENTAL PROTECTION AGENCY, REGION 3

Water Protection Division, Office of Drinking Water and Source Water Protection

Ground Water & Enforcement Branch (3WP22)

1650 Arch Street

Philadelphia, Pennsylvania 19103

Public Comments will be accepted until December 10, 2012

NOTE: Comment period has been extended to December 31, 2012

The U.S. Environmental Protection Agency has developed a draft final Underground Injection Control (UIC) permit PAS2D020BCLE for Windfall Oil and Gas Inc. (Windfall) under the authority of the UIC regulations at 40 CFR Parts 124, 144, 146, and 147. The permit is necessary for the construction and operation of one commercial Class II-D injection well, the Zelman #1, to dispose of produced fluids produced in association with oil or gas production operations.

DESCRIPTION:

Windfall submitted a UIC permit application to EPA on April 11, 2012. After review and resolution of application deficiencies, EPA was able to develop a draft final permit. Windfall plans to use the Zelman #1 as a commercial injection well to dispose of fluids produced in association with oil and gas production. Injection will occur into the Huntersville Chert/Oriskany formation. The injection well will be located in Brady Township, Clearfield County, PA. A permit is required to meet the provisions of the EPA administered UIC Program in Pennsylvania.

OPPORTUNITY FOR COMMENT

The Administrative Record for this permitting action remains available for public inspection during normal business hours at:

EPA Region III
Ground Water & Enforcement Branch
Office of Drinking Water and Source Water Protection (3WP22)
1650 Arch Street
Philadelphia, Pennsylvania 19103

All information submitted by the applicant, unless deemed confidential, is available to the public in the Administrative Record. The Administrative Record includes the permit application, the draft permit, statement of basis and all related correspondence. A copy of the permit application, draft permit and statement of basis for this permitting action is available for review at the:

DuBois Public Library
31 S. Brady Street
DuBois, Pennsylvania 15801

EPA solicits public comment on the proposal to issue a final UIC permit for this injection well. A public hearing has been tentatively scheduled for Monday, December 10, 2012, at 7:00 PM at the:

Brady Township Community Center
71 Community Street
Luthersburg, Pennsylvania 15848

Requests to hold this hearing must be received in the office listed above by December 4, 2012. When requesting a public hearing, please state the nature of the issues proposed to be raised. EPA expressly reserves the right to cancel this hearing unless a significant degree of public interest, specific to this permitting action, is evidenced by the above date. The public comment period for this permitting action will remain open until December 10, 2012.

NOTE: Comment period has been extended to December 31, 2012

Interested persons may obtain further information, including copies of the draft permit and statement of basis, by contacting Stephen Platt at the address listed above, at the following email address, platt.steve@epa.gov, or phone number, 215-814-5464.

Highland Township, Pennsylvania

Seneca Resources Corporation

U.S. ENVIRONMENTAL PROTECTION AGENCY, REGION 3
Water Protection Division, Office of Drinking Water and Source Water Protection
Ground Water & Enforcement Branch (3WP22)

1650 Arch Street

Philadelphia, Pennsylvania 19103

Public Comments will be accepted until December 11, 2012

NOTE: Comment period has been extended until December 31, 2012

DESCRIPTION:

The U.S. Environmental Protection Agency has developed a draft final Underground Injection Control (UIC) permit PAS2D025BELK for Seneca Resources Corporation (Seneca) under the authority of the UIC regulations at 40 CFR Parts 124, 144, 146, and 147. The permit is necessary for the construction and operation of one private

**PROOF OF PUBLICATION OF NOTICE APPEARING IN THE
COURIER EXPRESS/TRI-COUNTY SUNDAY/JEFFERSONIAN DEMOCRAT
PUBLISHED BY McLEAN PUBLISHING COMPANY,
DUBOIS PENNSYLVANIA**

Under act 587, Approved May 16, 1929, P.L. 1784

STATE OF PENNSYLVANIA
COUNTY OF CLEARFIELD

SS:

Linda Smith, Advertising Director or Dory Ferra, Classified Advertising Supervisor of the **Courier-Express/Tri-County Sunday/Jeffersonian Democrat** of the County and State aforesaid, being duly sworn, deposes and says that the **Courier Express**, a daily newspaper, the **Tri-County Sunday**, a weekly newspaper and **Jeffersonian Democrat**, a weekly newspaper published by McLean Publishing Company at 500 Jeffers Street, City of DuBois, County and State aforesaid, which was established in the year 1879, since which date said, the daily publication and the weekly publications, has been regularly issued in said County, and that a copy of the printed notice of publication is attached hereto exactly as the same was printed and published in the regular editions of the paper on the following dates, viz: the

7th day of November A.D., 2012

Affidavit further deposes that he is an officer duly authorized by the **Courier-Express**, a daily newspaper, **Tri-County Sunday**, a weekly newspaper, and/or **Jeffersonian Democrat**, a weekly newspaper to verify the foregoing statement under oath and also declared that affiant is not interested in the subject matter of the aforesaid notice of publication, and that all allegations in the foregoing statement as to time, place and character of publication are true.

**McLEAN PUBLISHING COMPANY Publisher of
COURIER-EXPRESS/TRI-COUNTY SUNDAY/JEFFERSONIAN DEMOCRAT**

By Linda Smith

Sworn and subscribed to before me this 7th day of Dec., 2012.

Robin M. Duttry
NOTARY PUBLIC



Statement of Advertising Cost
McLEAN PUBLISHING COMPANY
Publisher of
**COURIER-EXPRESS/TRI-COUNTY SUNDAY/
JEFFERSONIAN DEMOCRAT**
DuBois, PA

NOTARIAL SEAL
ROBIN M. DUTTRY, NOTARY PUBLIC
CITY OF DUBOIS, CLEARFIELD COUNTY
MY COMMISSION EXPIRES APRIL 16, 2014

TO U.S. Environmental Protection Agency

For publishing the notice or advertisement attached hereto on the above stated dates.....	<u>\$373.61</u>
Probating same.....	<u>\$7.50</u>
Total.....	<u>\$381.11</u>

Publisher's Receipt for Advertising Costs

The **Courier-Express**, a daily newspaper, **Tri-County Sunday**, a weekly newspaper, and/or **Jeffersonian Democrat**, a weekly newspaper, hereby acknowledges receipt of the aforesaid advertising and publication costs, and certifies that the same have been fully paid.

Office: Jeffers Street and Beaver Drive, DuBois, PA 15801
Established 1879, Phone 814-371-4200
McLEAN PUBLISHING COMPANY
Publisher of

COURIER-EXPRESS/TRI-COUNTY SUNDAY/JEFFERSONIAN DEMOCRAT

By _____

I hereby certify that the foregoing is the original Proof of Publication and receipt for the Advertising costs in the subject matter of said notice.

ATTORNEY FOR

Brady Township, Pennsylvania
Windfall Oil and Gas, Inc.

U.S. Environmental Protection Agency, Region 3
Water Protection Division, Office of Drinking Water & Source Water Protection
Ground Water & Enforcement Branch (3WP22)
1650 Arch Street
Philadelphia, Pennsylvania 19103

Public Comments will be accepted until December 10, 2012

The U.S. Environmental Protection Agency has developed a draft final Underground Injection Control (UIC) permit PAS2D020BCLE for Windfall Oil and Gas Inc. (Windfall) under the authority of the UIC regulations at 40 CFR Parts 124, 144, 146, and 147. The permit is necessary for the construction and operation of one commercial Class II-D injection well, the Zelman #1, to dispose of produced fluids produced in association with oil or gas production operations.

Description: Windfall submitted a UIC permit application to EPA on April 11, 2012. After review and resolution of application deficiencies, EPA was able to develop a draft final permit. Windfall plans to use the Zelman #1 as a commercial injection well to dispose of fluids produced in association with oil and gas production. Injection will occur into the Huntersville Chert/Oriskany formation. The injection well will be located in Brady Township, Clearfield County, PA. A permit is required to meet the provisions of the EPA administered UIC Program in Pennsylvania.

Opportunity for Comment: The Administrative Record for this permitting action remains available for public inspection during normal business hours at:

EPA Region III
Ground Water & Enforcement Branch
Office of Drinking Water and Source Water Protection (3WP22)
1650 Arch Street
Philadelphia, Pennsylvania 19103

All information submitted by the applicant, unless deemed confidential, is available to the public in the Administrative Record. The Administrative Record includes the permit application, the draft permit, statement of basis and all related correspondence. A copy of the permit application, draft permit and statement of basis for this permitting action are available for review at the:

DuBois Public Library
31 S. Brady Street
DuBois, Pennsylvania 15801

EPA solicits public comment on the proposal to issue a final UIC permit for this injection well. A public hearing has been tentatively scheduled for Monday, December 10, 2012, at 7:00 PM at the:

Brady Township Community Center
71 Community Street
Luthersburg, Pennsylvania 15848

Requests to hold this hearing must be received in the office listed above by **December 4, 2012**. When requesting a public hearing, please state the nature of the issues proposed to be raised. EPA expressly reserves the right to cancel this hearing unless a significant degree of public interest, specific to this permitting action, is evidenced by the above date. The public comment period for this permitting action will remain open until **December 10, 2012**.

Interested persons may obtain further information, including copies of the draft permit and statement of basis, by contacting Stephen Platt at the address listed above, at the following email address, platt.steve@epa.gov, or phone number, 215-814-5464.

11/7/2012