

# GENE A. WILSON

---

101 Madison Street, P.O. Box 702, Louisa, KY 41230  
(606) 638-9601 • Fax (606) 638-1041

August 8, 2006

Ms. Patricia A. Bullock  
Regional Hearing Clerk  
U.S. Environmental Protection  
Agency, Region 4  
61 Forsyth Street, S.W.  
Atlanta, GA 30303

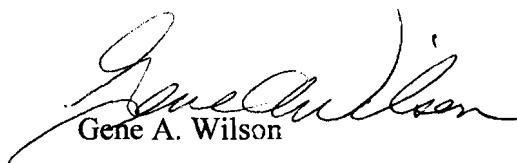
RE: Docket No. SDWA-04-2006-1016

Dear Ms. Bullock:

Please file the enclosed styled "Facts and Exhibits For Stipulation and Motion For Summary Judgment" in the above referenced case.

I'm not familiar with your system; therefore, I assume you will notify the Regional Judicial Officer, Ms. Susan B. Schub, of this filing. Please advise if I am in error.

Very Truly Yours,

  
Gene A. Wilson

GAW:pmc

Enclosures

Cc: Ms. Zylpha Pryor

RECEIVED  
EPA REGION IV  
2006 AUG 11 AM 11:53  
HEARING CLERK

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION 4

IN THE MATTER OF

Mr. Gene A. Wilson  
101 Madison Street  
P. O. Box 702  
Louisa, KY 41230

FACTS AND EXHIBITS FOR  
STIPULATION AND MOTION  
FOR SUMMARY JUDGMENT

Respondent

Docket No. SDWA-04-2006-101

2006 AUG 11 PM 2:53  
RECEIVED  
EPA REGION IV

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1. On March 9, 1984 Respondent purchased a farm on Collier Creek, Lawrence County, Kentucky and on May 13, 1987 an adjoining tract was purchased making a total farm of approximately 300 acres.

The hole (neither an oil, gas or injection well) in question is near the center of the land, not affecting anyone with the nearest neighbor some half (1/2) mile away.

Respondent still owns the farm in fee simple and is not leased as alleged in numbered paragraph 4 of the Complaint. See Exhibits "A" and "B" attached herewith.

2. Approximately five (5) years after purchasing the Collier Creek farm Respondent decided to reopen the plugged hole and place gas in the tenant house. Kentucky West Virginia Gas Company was contacted who furnished the drilling log showing the well drilled in 1954 to a depth of one thousand forty-six (1,046) feet and plugged. Respondent reopened the well using six hundred twenty-seven (627) feet of seven (7) inch and one thousand twenty-four (1,024) feet of four and one-half (4 1/2) inch casing with Halliburton Services doing the cementing. See Exhibits "C", "D" and "E" attached herewith.

3. Halliburton circulated the cement through the four and one-half (4 1/2) inch

casing to the surface between the four and one-half (4 ½) inch and seven (7) inch casing using one hundred fifty (150) sacks of cement and pogmix.

This activity supra being conducted in February 1989 was stopped due to weather expecting further activities to start up again in the Spring. See Exhibits "F" and "G" attached herewith.

4. On April 25, 1989 Respondent purchased another farm in the Martha area of Lawrence County, Kentucky consisting of four hundred (400) acres more or less. This tract had a large tobacco base (reason for purchase) and several producing oil wells and natural gas to the home and out buildings. The Corporate Grantor, it turned out, had problems with E.P.A. on brine disposal. See Exhibit "H" attached herewith.

5. Respondent began inquiring on how to resolve the issues with E.P.A. and was advised about injection wells for brine. Respondent immediately started the process of converting two (2) oil wells for injection and the brainy idea of making the hole on Collier Creek an injection well for other producers of oil instead of gas for the tenant house. See letter to E.P.A. Representative Mr. Ken Harris dated June 21, 1991 and Injection permit for Collier Creek farm attached together as Exhibit "I".

6. After completing the two (2) injection wells on the Cam Creek farm (400 acre tract) and placed in service, Respondent began preparation to start on the Collier Creek farm (the subject of this litigation) but noted the permit only allowed brine from Respondents operation on Cam Creek. See attached E.P.A. Permit at Part 1 Page 2 Section B Operating Requirements 1. Injection Operation marked Exhibit "J" attached herewith.

7. Respondent attempted by numerous telephone calls and letters to E.P.A. to

modify the permit to allow brine from other producers of oil to no avail. See letters to E.P.A. Representative Mr. Greg Fraley dated November 11, 1992 and Ms. Jean Dove dated August 11, 1993 marked Exhibit "K" and "L" attached herewith.

8. Without taking action to modify Respondents permit, E.P.A.'s Notice to perform an MIT test on the permitted hole on Collier Creek was accomplished on October 15, 1993. During the running of the tubing and setting the packer, it was discovered Halliburton had not completely circulated the cement leaving one hundred forty-six (146) feet of solid cement at the bottom of the hole. Since the E.P.A. inspector was present, Respondent's employees completed the integrity test. See marked Exhibit "M" and "N" attached herewith.

9. Respondent continually attempted to have the injection permit modified and on August 31, 1994 sold the Cam Creek farm with the oil wells and two (2) injection wells to Edward Jordan making the Collier Creek permit useless without modification.

10. Respondent no longer in the oil production business continually attempted to have the permit for injecting brine on Collier Creek modified. On January 5, 1999, Respondent received notice to do another mechanical integrity test before January 21, 1999. The weather was terrible so Respondent contacted E.P.A. Representative Carol Chen and she was gracious enough to change the date for MIT to Monday, April 26, 1999. The E.P.A. Inspector David Hayes of TSA did not appear for the test. Ms. Chen was notified of the no show and she was to reschedule and get back to Respondent which never occurred. See Exhibit "O" attached herewith.

11. On August 2, 2000 Respondent was notified by E.P.A. to furnish information on the permitted hole on Collier Creek and on August 18, 2000 Respondent replied the

proposed injection well was never put into operation, at no time was brine water injected into the well nor will it ever be in the future and would like to plug the well. See Exhibit "P" and "Q" attached herewith.

12. Nothing further was heard from E.P.A. concerning plugging until March 14, 2005 giving permission to plug. On the same day E.P.A. wrote a letter notifying Respondent he had permission to plug the well, Respondent received a letter from E.P.A. stating he had violated the Safe Drinking Water Act, that the well had been inactive since 1993 and since it had been inactive for two (2) years it was considered temporarily abandoned. All activities mentioned herein were ignored. See Exhibit "R" and "S" attached herewith.

13. The threat of civil or criminal actions against Respondent prompted numerous letters and telephone calls between the parties which are attached herewith and marked Exhibit "T-1" through "T-12" in sequence oldest dated first.

### ARGUMENT

Respondent would never knowingly violate an E.P.A. directive and would never create a hazard to the environment, especially to his own farm. The record also reflects Respondent has cooperated fully with all aspects of E.P.A. duties to enforce the Safe Drinking Water Act.

Respondent stopped the flow of brine water on the surface of the land on Cam Creek with two (2) injection wells before selling the farm to Mr. Jordan and attempted to make available a location on Collier Creek for other oil producers to dispose of their brine water which is a natural byproduct from an oil producing operation in the Martha field. This idea never materialized as indicated herein.

Respondent did not wish to expend additional capital on the proposed injection well for Collier Creek until properly permitted for its intended purpose, therefore the cement in the bottom of the hole was never spudded out nor was the four and one-half (4 ½) inch casing fracked (perforated) for receiving brine in the earths strata below eight hundred ninety (890') feet. All formations were completely safe from any foreign substance.

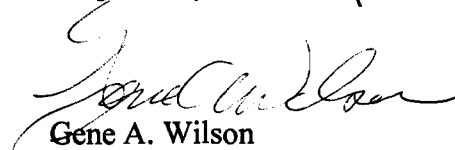
The permit at Part 1 Page 1-4 require "observation and recording of injection pressure, annulus pressure, flow rate and cumulative volume shall be made over equal time intervals beginning on the date on which the well commences operation". It never commenced operations.

E.P.A. always gave notice to operators to perform certain functions of a permit to avoid noncompliance and had notice been given, Respondent would have never received the "Notice of Violation of the Safe Drinking Water Act" issued in February of 2005.

Wherefore Respondent prays for the following:

1. If Complainant stipulates to all the facts as outlined herein supported by exhibits that Summary Judgment be granted Respondent.
2. If Summary Judgment is not granted, that Ombudsman Nicholas N. Owens be given time to study all issues and for Respondent to travel to Atlanta for viewing and copying pertinent documents in his file mentioned by Complainant.

Respectfully Submitted,



Gene A. Wilson

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that on the date noted below, the original and one (1) copy of the Facts and Exhibits For Stipulation and Motion For Summary Judgment was mailed to the Regional Hearing Clerk and one (1) copy to Ms. Zylpha Pryor and one (1) copy to Mr. Nicholas N. Owens in the manner specified below:

Ms. Patricia A. Bullock (Via Certified Mail-Return Receipt Requested)  
Regional Hearing Clerk  
U.S. Environmental Protection  
Agency, Region 4  
61 Forsyth Street, S.W.  
Atlanta, GA 30303

Ms. Zylpha Pryor (Via Certified Mail-Return Receipt Requested)  
Associate Regional Counsel  
U.S. Environmental Protection  
Agency, Region 4  
61 Forsyth Street, S.W.  
Atlanta, GA 30303

Mr. Nicholas N. Owens  
National Ombudsman  
U.S. Small Business Administration  
409 3<sup>rd</sup> Street, SW  
MC 2120  
Washington, DC 20416-0005

Date: 8-7-06

  
\_\_\_\_\_  
GENE A. WILSON

COMMISSIONER'S DEED

*Deed Lay 50.00*

*Lodged 3-13-84*

WHEREAS, in the action of Eastern Kentucky Production Credit Association, plaintiff vs. Robert E. Trador, et al, defendants pending in the Lawrence Circuit Court No. 82-CI-051, an order was entered directing DALE PHILLIPS, Special Commissioner of said Court, to expose for sale at Public Auction to the best and highest bidder, the property hereinafter described, and

000162

WHEREAS, said property was sold in accordance with said Order on the 23rd day of December, 1983, for the sum of FIFTY THOUSAND (\$50,000.00) DOLLARS when Eastern Kentucky Production Credit Association became the purchaser thereof, and

WHEREAS, the Report of said sale was confirmed by said Court, and after subsequent proceedings, on January 17, 1984, an Order was entered directing DALE PHILLIPS, Special Commissioner, to execute a deed of conveyance of said property to Eastern Kentucky Production Credit Association, but for greater certainty, reference is made to said records and proceedings, and

WHEREAS, the bid of Eastern Kentucky Production Credit Association was subsequently assigned to Gene A. Wilson.

NOW, THEREFORE, This Indenture, made and entered into, this 9 day of March, 1984, Between ROBERT E. TRADOR and JANICE L. TRADOR, his wife; CHARLES TRADOR, JR., and MAEZELL TRADOR, his wife; DYREL TRADOR and JANICE K. TRADOR, his wife; CORBIE DAVIS and WILMA DAVIS, his wife, by DALE PHILLIPS, Special Commissioner of said Court, of the first part, and GENE A. WILSON, P.O. Box 702, Louisa, Kentucky 41230, party of the second part.





assigns forever, the following described tracts or parcels of land in Lawrence County, Kentucky, bounded and described as follows, to-wit:

000163

TRACT NO. 1: Beginning at the forks of the branch near Ellander Gambill's house; thence on the road and with the county road to a point below the Frank Kazee house; thence up the point to the top of the hill to a black oak to the C. H. Bishop line; thence with the Bishop line straight down the hill to a branch at the county road; thence up the road with said road to a black oak at the Elijah Boggs line; thence with said Boggs line to the C. H. Bishop line on the center of the ridge; thence with the center of the ridge and with the said Bishop line to a chestnut oak on a point; thence down the hill to a drain; thence down the drain to the branch below the C. H. Bishop barn; thence down the branch to the beginning, containing seventy-five (75) acres, more or less.

TRACT NO. 2: Beginning on a beech near the forks of the branch at the foot of the hill near the county road; thence up the point a straight line to an oak near the top of the hill; thence around the center of the ridge to the Garfield Rice line; thence with the Rice line to the Dan Ramey line; thence with the Dan Ramey line to the county road leading from Collier Creek to Caines Creek; thence with the county road to the foot of the hill; thence a straight line to the beginning, containing seventy-five (75) acres, more or less.

TRACT NO. 3: Beginning on the line between U. S. Bishop and Peter Miller's on the east side of the road; thence with Peter Miller's line to the top of the hill; thence down the hill with the Dorcas Castle line to the road; thence with the road to the beginning, containing four (4) acres, more or less.

TRACT NO. 4: Beginning at the mouth of a branch below Norman Miller's house; thence an east course to a spring on the right side of the branch near the

house where Willie Blythe lived; thence with the branch to a small hickory on the left side of the branch; thence a straight line to a well at the foot of the hill; thence a straight line to the top of the hill to W. H. Boggs line; thence with the ridge and W. H. Boggs line to Norman Miller's line; thence with said Miller's line down the hill to the John M. Gibson cemetery; thence a straight line down the hill to the beginning, containing twenty-five (25) acres, more or less.

There is excepted out one-fourth ( $\frac{1}{4}$ ) acre of land including the John M. Gibson cemetery and enough around it so as to include the one-fourth ( $\frac{1}{4}$ ) acre. Also a road is going to the cemetery sufficient to haul over if the party so desires. Also the road leading from the beginning corner to the well.

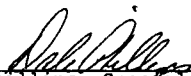
The above four tracts of land were conveyed to Robert E. Trador and Janice L. Trador, by deed of record in Deed Book 174, Page 648, of the Lawrence County Court Clerk's Office. Also being the same property, or interest therein acquired by Charles Trador, Jr., et al, by deed dated September 24, 1981, and recorded in Deed Book 180, Page 601, Lawrence County Court Clerk's Office Records.

000164

TO HAVE AND TO HOLD said property, with its appurtenances unto the said grantee, his heirs and assigns.

The said Commissioner conveys all the right, title and interest, legal and equitable of the parties and persons mentioned herein or in the proceedings herein, in and to said property, and warrants the title thereto, so far as he is authorized by the Judgment, Orders and Proceedings in said cause, and no further; but he does not bind himself personally by anything contained herein, in any event, whatever.

IN TESTIMONY WHEREOF, said DALE PHILLIPS, Special Commissioner aforesaid, has hereunto subscribed his name, this 9th day of March, 1984.

  
Dale Phillips, Special Commissioner

Acknowledged by the Commissioner, examined and approved in open Court, this 9th day of March, 1984.

*James H. Kiser*  
JUDGE, LAWRENCE CIRCUIT COURT

STATE OF KENTUCKY  
SCT.  
LAWRENCE CIRCUIT COURT

000165

I, Martha Kiser, Clerk of the Lawrence Circuit Court, do hereby certify that this Deed from Robert Trador, et al, by Dale Phillips, Special Commissioner of said Court, to Gene A. Wilson, was, this day, presented in open court by Dale Phillips, Special Commissioner, and was by him duly acknowledged to be his act and deed. And that said deed having been examined by the Court, was approved and confirmed, and so endorsed by the Judge, and ORDERED to be transferred, duly certified, to the Clerk of the Lawrence County Court for record, which is now done accordingly.

MARTHA KISER, CLERK

By *Martha S. Kiser* D.C.

I certify to preparation of the foregoing instrument.

*Dale Phillips*  
Dale Phillips, P.S.C.  
Box 668  
Paintsville, Kentucky 41240

STATE OF KENTUCKY )  
LAWRENCE COUNTY ) Sgt.

I, AMOS SEE, Clerk of the County Court for the County and State aforesaid, certify that the foregoing Deed was on the 13 day of 3 1984 lodged for record whereupon the same, with the foregoing and this certificate, have been duly recorded in my office.

Witness my hand this 16 day of 3, 1984

AMOS SEE, CLERK

By: *Sandra Joke* D.C.

TAX COLLECTED \$15.00

487

This deed of Conveyance, made and entered this 13<sup>th</sup> day of May, 1987

between MAXINE E. MULKEY, single, of Martha, Lawrence County, Kentucky; LARRY MULKEY and EMMA JEAN MULKEY, husband and wife, 45 Willow Wood Lane, London, Ohio 43140

Parties of the first part, and GENE A. WILSON  
P.O. Box 702  
Louisa, KY 41230

part y of the second part Witnesseth: That the said part ies of the first part for and in consideration of the sum of Fifteen thousand (\$15,000.00) Dollars, cash in hand paid, the receipt of which is hereby acknowledged, this being the full and complete consideration for this conveyance, do hereby sell and convey to the party of the second part his heirs and assigns, the following described property, to-wit: Two (2) tracts of land lying and being in Lawrence County, Kentucky, on Collier Creek, a tributary to Right Fork of Big Blaine Creek:

TRACT I Beginning at a mouth of a drain just above the orchard; thence with said drain a southeast course to a cliff rock marked "X"; thence a south course to the top of the ridge to Annie Skaggs line; thence with said Skaggs line an east course to an oak tree at the W. H. Boggs and Annie Skaggs land; thence with the ridge and said Boggs line an east course to Millard Blankenship's land; thence with the said Blankenship line down the hill to the well; thence a straight line to twin hickories at the branch in front of the Bill Blythe house; thence with the branch to a spring; thence with the branch to the Norman Miller line; thence down the branch to the point of beginning, containing forty (40) acres more or less.

TRACT II Beginning at a stone at the creek at Annie Skaggs line (formerly W. O. Gambill's line); thence with Annie Skaggs line to John C. Mulkey's line; thence with John C. Mulkey's line down the hill to a cliff rock marked "X"; thence a northwesterly course with a drain to the mouth of a drain at Norman Miller's line; thence with Norman Miller's line down to the forks of the branch at Annie Skaggs line; thence with the creek with Annie Skaggs line to the beginning, containing ten (10) acres.

Being the same property conveyed to Maxine E. Mulkey by James C. Mulkey and Sandra Mulkey, husband and wife, by deed dated September 20, 1982 of record in Deed Book 183, page 164, and the remainder interest in the minerals conveyed to Larry Mulkey (male Grantor herein) by deed from Maxine Mulkey dated July 31, 1978 of record in Deed Book 174, page 3, all being of record in the Lawrence County Court Clerk's Office, Louisa, Kentucky.

This conveyance includes all the right, title and interest of the first parties in and to the mineral rights.

488 TO HAVE AND TO HOLD the same together with all appurtenances thereunto belonging unto GENE A. WILSON the party of the second part his heirs and assigns forever. And the said parties of the first part hereby covenant with the party of second part, that they will warrant the title to the property hereby conveyed unto said party of the second part and his heirs and assigns forever

~~As here is the same as the property hereby conveyed in Kentucky book 114 page 114~~  
~~XXXXXX~~

In testimony whereof, the parties of the first part have here unto subscribed their names the day and year aforesaid.

PREPARED BY:

Gene A. Wilson  
Gene A. Wilson  
Attorney at Law  
101 Madison  
P.O. Box 702  
Louisa, KY 41230

Maxine E. Mulkey  
Maxine E. Mulkey

Larry Mulkey  
Larry Mulkey

Emma Jean Mulkey  
Emma Jean Mulkey

STATE OF KENTUCKY, } Certificate of Acknowledgment  
LAWRENCE County

I, Diana K. Frasher, Notary Public for

the County and State aforesaid, certify that the foregoing Deed of Conveyance from  
MAXINE E. MULKEY, et al  
to GENE A. WILSON

was on the 13<sup>th</sup> day of May 19 87 produced to me in said  
County and acknowledged before me by MAXINE E. MULKEY, LARRY MULKEY, and  
EMMA JEAN MULKEY,  
parties grantors thereto, to be their act and deed.

Given under my hand this 13<sup>th</sup> day of May, 1987

Commission expires May 16, 1988 Diana K. Frasher  
Notary Public

STATE OF KENTUCKY, } Clerk's Certificate of Lodgment and Record  
LAWRENCE County

I, Gallie Isaac, Jr., Clerk of the County Court for the County and  
State aforesaid, certify that the foregoing deed was on the 13<sup>th</sup> day of May  
19 87, lodged for record

whereupon the same, with the foregoing and this certificate, have been duly recorded in my  
office.

Witness my hand this 15<sup>th</sup> day of May, 1987.

GALLIE ISAAC, JR. Clerk  
By Klaris J. Cassell D. C.

MAXINE MULKEY, LARRY  
MULKEY and EMMA JEAN  
MULKEY

TO { DEED

GENE A. WILSON

Lodged for Record 5/13/87

Recorded in Deed Book No. 195

Page 487

Fee for Recording 10.00

Additional Certificate \_\_\_\_\_

Additional Tract \_\_\_\_\_

County Tax 15.00

Total \$ 25.00

Gallie Mae, Clerk

By Lisa A. Boyd P.A.P.C.



7046  
 N-203.70  
 E-203.92

KENOVA S.W. S.W.

Levi Mulkey Farm, Well #1  
 Located on Collier Br. of  
 the Right Fk. of Blaine Creek,  
 About 3 miles north of Martha,  
 Lawrence County Kentucky

Operator: Barron Kidd, Dallas Texas  
 c/o Sam Morris, Paintsville, Ky.

Commenced: 6-1-1954  
 Completed: 6-16-1954

Formation	Top	Bottom	Remarks
Mud	0	12	
Sand	12	35	Water at 336'
Shale	35	170	
Shells	170	198	
Salt Sand	198	497	Casing Record:
Shale	497	507	6 5/8" -- 17'
Little Lime	507	535	7" ----- 530'
Break	535	540	
Big Lime	540	551	
Big Lime	551	679	
Break	679	681	DRY HOLE & P.P.& A.
Big Injun	681	702	
Shale	702	788	Well Not Shot
Sandy Shells (break)	788	924	
Weir	924	1043	
<del>Shale</del>			
<del>Shale</del>			
<del>Shale</del>			
Total Depth	1046' -3'		in Sunbury Shale

EXHIBIT  
 "C"



**McJunkin  
APPALACHIAN**

OIL  
FIELD  
SUPPLY  
COMPANY

REMIT TO:  
McJUNKIN / APPALACHIAN  
DEPARTMENT 00545  
CINCINNATI, OH 45263

INVOICE

TRANS. CHGS.  
1 P.P. & ALLOW  
2 COLLECT  
3 P.P. & CHARGE OUTBOUND  
4 P.P. & EQUALIZE  
5 P.P. & CHARGE INBOUND  
6 P.P. & CHARGE IN AND OUT

SHIPPED VIA  
1 COMM TRUCK  
2 McJUNKIN DELIVERY  
3 P.P. OR U.P.S.  
4 BUS/TAXI/AIR FRT  
5 CALL T-RAIL/BARGE  
6 SPECIAL

SALESMAN  
416 102

DATE SHIPPED  
12/28/88

MCJ-6-4-A (REV. 12/88)

EXHIBIT

INVOICE DATE	INVOICE NUMBER	PAGE	"SOLD TO" NUMBER	"SHIP TO" NUMBER	TERMS	TERMS
01/04/89	45-63424-00	1	46883 0019	46883 0027	E	B-2% - 10 DAYS-NOO E-NET 30 DAYS F-SEE BELOW

SOLD TO: LOUISA SAND & GRAVEL INC  
BOX 702  
LOUISA KY 41230

SHIP TO: LOUISA SAND & GRAVEL INC  
8 MILES N OF KY POWER  
ON U S 23  
LOUISA KY 41230

NOTICE: NO DISCOUNT ALLOWED  
ON SALES TAX AND FREIGHT

YOUR PURCHASE ORDER NUMBER

QUANTITY		U/M	DESCRIPTION	UNIT PRICE	TOTAL PRICE
BACK ORDERED	SHIPPED				
	627.00	FT	7 IN OD 20# ERW USED CASING ST&C R-2	5.25	3291.75
			SUB TOTAL		3291.75
			WEST VIRGINIA STATE TAX 6%	SS	197.51
			TOTAL		3489.26
			PLEASE NOTE OUR NEW REMIT TO ADDRESS AS SHOWN ABOVE.		

*Martha farm  
9/24/88*

SEE REVERSE SIDE FOR TERMS  
AND CONDITIONS OF SALE

ORIGINAL INVOICE

ADDRESS ALL QUESTIONS  
PERTAINING TO THIS INVOICE TO:

McJUNKIN / APPALACHIAN  
P.O. BOX 513  
CHARLESTON, WEST VIRGINIA 25322  
TELEPHONE (304) 348-5211



683



REMIT TO:  
 McJUNKIN / APPALACHIAN  
 DEPARTMENT 00545  
 CINCINNATI, OH 45263

INVOICE

TRANS. CHGS.  
 1. P.P. & ALLOW  
 2. COLLECT  
 3. P.P. & CHARGE OUTBOUND  
 4. P.P. & EQUALIZE  
 5. P.P. & CHARGE INBOUND  
 6. P.P. & CHARGE IN AND OUT

SHIPPED VIA  
 1. COMM. TRUCK  
 2. TRAILER DELIVERY  
 3. P.P. OR U.P.A.  
 4. AIR FREIGHT  
 5. CALL TRAILER/BOAT  
 6. SPECIAL

SALESMAN: 416 102  
 DATE SHIPPED: 01/27/89

MCJ-8-4-A (REV. 12/88)

INVOICE DATE	INVOICE NUMBER	PAGE	"SOLD TO" NUMBER	"SHIP TO" NUMBER	TERMS	TERMS
01/31/89	45-64359-00	1	46883 0019	46883 0019	E	B-2% - 10 DAYS-NOO E-NET 30 DAYS F-SEE BELOW

SOLD TO: LOUISA SAND & GRAVEL INC  
 BOX 702  
 LOUISA KY 41230

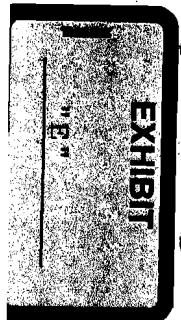
SHIP TO: LOUISA SAND & GRAVEL INC  
 BOX 702  
 LOUISA KY 41230

NOTICE - NO DISCOUNT ALLOWED ON SALES TAX AND FREIGHT

YOUR PURCHASE ORDER NUMBER

QUANTITY		U/M	DESCRIPTION	UNIT PRICE	TOTAL PRICE
BACK ORDERED	SHIPPED				
	1024.00	FT	4 1/2 IN 9.50# USED CASING R2	2.65	2713.60
			SUB TOTAL		2713.60
			KENTUCKY STATE TAX 5 %	SS	135.68
			TOTAL		2849.28
			PLEASE NOTE OUR NEW REMIT TO ADDRESS AS SHOWN ABOVE.		

1035



SEE REVERSE SIDE FOR TERMS

ORIGINAL INVOICE

ADDRESS ALL QUESTIONS PERTAINING TO THIS INVOICE TO:

McJUNKIN / APPALACHIAN  
 P.O. BOX 513  
 CHARLESTON, WEST VIRGINIA 25322

**HALLIBURTON SERVICES**

P.O. BOX 651045  
DALLAS, TX 75265

**INVOICE**

A Halliburton Company

722199 01/06/89

WELL/LEASE NO./PLANT NAME		WELL/PLANT LOCATION		STATE	WELL/PLANT OWNER
NE WILSON 01		LAWRENCE		KY	SAME
SERVICE LOCATION	CONTRACTOR	JOB PURPOSE		TICKET DATE	
INTSVILLE	ED JORDON	CEMENT SURFACE CASING		01/06/1989	
CIT. NO.	CUSTOMER AGENT	VENDOR NO.	CUSTOMER P.O. NUMBER	SHIPPED VIA	FILE NO.
5468	ED JORDON		NONE	COMPANY TRUCK	71109

\*PD BY CK# 982

\$1,192.53\*

DIRECT CORRESPONDENCE TO:

GENE WILSON  
P O BOX 702  
LOUISA, KY 41230

SUITE 775  
PARKWAY CENTER INN  
PITTSBURGH, PA 15220

RICE REF. NO.	DESCRIPTION	QUANTITY	U/M	UNIT PRICE	AMOUNT
00-117	MILEAGE	30	MI	2.20	66.00
		1	UNT		
01-016	CEMENTING CASING	627	FT	525.80	525.80
		1	UNT		
30-018	CEMENTING PLUG SW, PLASTIC TOP	7	IN	61.00	1.00
		1	EA		
04-308	STANDARD CEMENT	50	SK	6.20	310.00
09-408	CALCIUM CHLORIDE	1	SK	24.50	24.50
00-207	BULK SERVICE CHARGE	52	CFT	.95	49.40
00-306	MILEAGE CMTG MAT DEL OR RETURN	72.61	TMI	1.670	50.83
<b>INVOICE SUBTOTAL</b>					<b>1,087.53</b>
<b>*-KENTUCKY STATE SALES TAX</b>					<b>20.75</b>
<b>INVOICE TOTAL - PLEASE PAY THIS AMOUNT</b>					<b>1,108.28</b>

**TERMS** INVOICES PAYABLE NET BY THE 20TH OF THE FOLLOWING MONTH AFTER DATE OF INVOICE. UPON CUSTOMER'S DEFAULT IN PAYMENT OF CUSTOMER'S ACCOUNT BY THE LAST DAY OF THE MONTH FOLLOWING THE MONTH IN WHICH THE INVOICE IS DATED, CUSTOMER AGREES TO PAY INTEREST THEREON AFTER DEFAULT AT THE HIGHEST LAWFUL CONTRACT RATE, APPLICABLE BUT NEVER TO EXCEED 18% PER ANNUM. IN THE EVENT IT BECOMES NECESSARY TO EMPLOY AN ATTORNEY TO ENFORCE COLLECTION OF SAID ACCOUNT, CUSTOMER AGREES TO PAY ALL COLLECTION COSTS AND ATTORNEY FEES IN THE AMOUNT OF 20% OF THE AMOUNT OF THE UNPAID ACCOUNT.

**EXHIBIT**

"F"

P O BOX 702  
DALLAS TX 75205

**HALLIBURTON SERVICES**

**INVOICE**



722045 02/08/19

WELL/LEASE NO./PLANT NAME		WELL/PLANT LOCATION		STATE	
GENE WILSON 01		LAWRENCE		KY	
SERVICE LOCATION		CONTRACTOR		JOB PURPOSE	
PAINTSVILLE		NA		CEMENT PRODUCTION CASING	
DATE		TIME		DATE	
01/27/19					
ACC. NO.	CUSTOMER AGENT	VENDOR NO.	CUSTOMER P.O. NUMBER	SHIPMENT	DATE
975868	ED JORDON		NONE	COMPANY TRUCK	716

\*PD BY CK# 1025 \$1,873.52\*

GENE WILSON  
P O BOX 702  
LOUISA, KY 41230

DIRECT CORRESPONDENCE TO:  
SUITE 775  
PARKWAY CENTER INN  
PITTSBURGH, PA 15220

PRICE REF. NO.	DESCRIPTION	QUANTITY	U/M	UNIT PRICE	AMOUNT
000-117	MILEAGE	30	MI	2.20	66.00
		1	UNT		
001-016	CEMENTING CASING	1024	FT	684.60	684.60
		1	UNT		
030-018	CEMENTING PLUG SW, PLASTIC TOP	4.5	IN	36.00	36.00
		1	EA		
504-308	STANDARD CEMENT	50	SK	6.20	310.00
506-105	POZMIX A	50	SK	3.03	151.50
509-968	SALT	479	LB	.14	67.06
509-554	HALLIBURTON GEL	2	SK	10.20	20.40
500-207	BULK SERVICE CHARGE	107	CFT	.95	101.65
506-121	HALLIBURTON-GEL 2X	100	SK	.00	N/C
500-306	MILEAGE CMTG MAT DEL OR RETURN	138.705	TMI	.70	97.09
<b>INVOICE SUBTOTAL</b>					<b>1,534.30</b>
*-KENTUCKY STATE SALES TAX					39.18
<b>INVOICE TOTAL - PLEASE PAY THIS AMOUNT</b>					<b>1,573.48</b>

*id*  
*checked*



TERMS INVOICES PAYABLE NET BY THE 20TH OF THE FOLLOWING MONTH AFTER DATE OF CUSTOMER'S DEFAULT IN PAYMENT OF CUSTOMER'S ACCOUNT BY THE LAST DAY OF FOLLOWING THE MONTH IN WHICH THE INVOICE IS DATED. CUSTOMER AGREES TO THEREON AFTER DEFAULT AT THE HIGHEST LAWFUL CONTRACT RATE APPLICABLE TO EXCEED 18% PER ANNUM. IN THE EVENT IT BECOMES NECESSARY TO EMPLOY AN ENFORCE COLLECTION OF SAID ACCOUNT. CUSTOMER AGREES TO PAY ALL COLLECTOR ATTORNEY FEES IN THE AMOUNT OF 20% OF THE AMOUNT OF THE UNPAID ACCOUNT.

SH JOB \*\*

PAGE:

AMOUNT OF TAX COLLECTED: \$40.00 - DATE COLLECTED: 5/8/89  
This deed of Conveyance, made and entered this 25 day of APRIL, 1989

553

between COLUMBINE INVESTMENTS LTD., a Canadian Corporation  
P. O. Box 5  
Fort Saint James, British Columbia  
Canada VOJ 1P0

Part y of the first part, and GENE A. WILSON  
101 Madison  
Louisia, Kentucky 41230

party of the second part Witnesseth: That the said party of the first part  
for and in consideration of the sum of Forty Thousand (\$40,000.00) Dollars,  
cash in hand paid, the receipt of which is hereby acknowledged,  
this being the full and complete consideration for this conveyance,

do hereby sell and convey to the party of the second part his heirs and assigns,  
the following described property, to-wit: Three (3) certain tracts or parcels  
of land, situate, lying and being in Lawrence County, Kentucky, and  
more particularly bounded and described as follows:

TRACT NUMBER ONE

Being on Wyley Fork of the right hand fork of Big Blaine  
Creek in Lawrence County, Kentucky, and beginning on an oak tree  
standing on the right hand side of the creek, a corner of Nelson  
and M. B. Sparks; thence crossing the branch and up the hill with  
a cross fence, a western course to the top of the hill; thence,  
down the hill with the fence to the branch; thence down the branch  
to the creek; thence, up the creek to the beginning.

TRACT NUMBER TWO

A certain tract of land containing 200 acres and lying  
on the right hand fork of Big Blaine Creek in Lawrence County,  
Kentucky, and situated on the Road Fork leading from the right hand  
fork of Walow Hold Fork of the Little Fork and is the same land  
deeded to M. B. Sparks from Nelson Sparks, and bounded as follows:

BEGINNING on a corner of Wash Sparks in his field above  
the house near a poplar on a stone marked; thence a Southwest  
course running with the line to a maple and beech about 50 poles;  
thence N 48 W 56 poles to a two small black oaks, N 19 W 40 poles  
to two black oaks; N 40 W 61 poles to a chestnut; N 71 W 49 poles  
to a hickory on a knob, a corner of Henry Hayes; thence, with R.  
M. Sparks' line to a point at F. E. Holbrook's fence; thence,  
down the hill and crossing the creek to a white oak standing at the  
left side of the road near the foot of a point; thence, up said  
point to the top of the ridge; thence an Eastern course and with the  
ridge of F. E. Holbrook's line; thence turning to the right with  
F. E. Holbrook's line down the point to a rock near Damell Holbrook's



house; thence a straight line to a walnut between two orchards; thence, with F. E. Holbrook's line to a beech; thence up the point with the center of the point to a pine; thence a straight line to a yellow oak, a corner of F. E. Holbrook's; thence turning to the right on a divide between Barn Branch and Campbell Holbrooks Branch, running with said divide to the head of Blue Ash Branch; thence, down the point between the Campbell Holbrook Branch and the Blue Ash Branch to a rock; thence, a straight line to the beginning.

TRACT NUMBER THREE

A certain tract or parcel of land, lying in Lawrence County, Kentucky, on Cam Creek of the right hand fork of Big Blaine Creek and more particularly described as follows:

Situated on the Road Fork Branch, and beginning on a rock at the center of the point above the graveyard between the two branches near the Campbell Holbrook house; thence running with the center of the ridge between the branches to two hickories near the head of Caines Creek and with the branch to two hickories and a yellow oak at the head of Gambill's Fork of said branch to the head of Barn Branch to a yellow oak; thence to the right running to a pine; thence, running down the center of the point to a beech; thence, a straight line down the branch between two orchards, to a walnut; thence, a straight line to the beginning, and containing 200 acres, more or less.

Being the same property conveyed to the Grantor herein from Homer Neeley, et ux., by deed dated August 15, 1980, recorded in Deed Book 178, page 444, Lawrence County Court Clerk records, Louisa, Kentucky, and containing four hundred six (406) acres, more or less.

It is specifically agreed and understood between the parties hereto that the Grantor is conveying with the above-described property all its undivided interest in the oil and gas on and under the realty, together with all of the Grantor's interest in all tanks, pumps, pipes and any and all other personal property and equipment located on said premises and used in connection therewith.

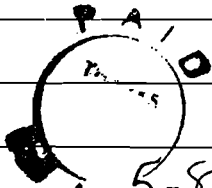
It is also agreed and understood between the parties hereto that the Grantee is to receive the 1989 tobacco crop.



COLUMBINE INVESTMENTS, LTD.

TO { DEED

GENE A. WILSON



Lodged for Record APR 5-8-89

Recorded in Deed Book No. 202

Page 553

Fee for Recording 10.50

Additional Certificate \_\_\_\_\_

Additional Tract \_\_\_\_\_

County Tax 40.00

Total 50.50

[Signature] Clerk

By [Signature] D. C.

# Wilson Enterprises

P.O. Box 702 • Louisa, Kentucky 41230 • (606) 686-2969

June 21, 1991

Mr. Ken Harris  
United States Environmental  
Protection Agency  
Region IV  
345 Courtland Street, N.E.  
Atlanta, GA 30365

RE: Mechanical Integrity Test for  
injection well KYS1270250  
before July 31, 1991

Dear Mr. Harris:

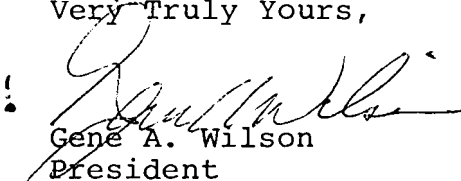
Pursuant to our telephone conversation concerning the above referenced matter please be advised the well is not being used for injection of brine and will not be in service until 1992.

Current programs has the well scheduled for completion for the MIT during the month of September, 1991, and to move the service rig and equipment before that time would create an unbearable financial hardship on the company. Therefore, a ninety (90) day extension on the deadline will be appreciated.


For your files Injection well KYI0344 went into service November 29, 1990; Injection well KYI0503 now has the tubing and packer set for the MIT test which will probably be scheduled for testing during the month of July. It is also not being used at this time.

If you have any further questions concerning this matter feel free to call anytime.

Very Truly Yours,

  
Gene A. Wilson  
President

GAW:pm





● **SENDER:** Complete Items 1 and 2 when additional services are desired, and complete items 3 and 4.

Put your address in the "RETURN TO" Space on the reverse side. Failure to do this will prevent this card from being returned to you. The return receipt fee will provide you the name of the person delivered to and the date of delivery. For additional fees the following services are available. Consult postmaster for fees and check box(es) for additional service(s) requested.

1.  Show to whom delivered, date, and addressee's address. (Extra charge)  
2.  Restricted Delivery (Extra charge)

3. Article Addressed to:  
Mr. Ken Harris  
U. S. E. P. A.  
Region IV  
345 Courtland Street, N.E.  
Atlanta, GA 30365

4. Article Number  
P 032 227 081

Type of Service:  
 Registered  Insured  
 Certified  COD  
 Express Mail  Return Receipt for Merchandise

Always obtain signature of addressee or agent and DATE DELIVERED.

5. Signature — Addressee  
X

8. Addressee's Address (ONLY if requested and fee paid)

6. Signature — Agent  
X Charles Davis

7. Date of Delivery  
6-24-91

C7

U. S. ENVIRONMENTAL PROTECTION AGENCY  
UNDERGROUND INJECTION CONTROL PERMIT  
AUTHORIZATION TO OPERATE A CLASS II INJECTION WELL  
EPA UIC PERMIT NUMBER KYI0376

Pursuant to the Underground Injection Control regulations of the U.S. Environmental Protection Agency codified at Title 40 of the Code of Federal Regulations, Parts 124, 144, 146 and 147,

Gene A. Wilson  
P. O. Box 702  
Louisa, Kentucky 41230

is hereby authorized to convert, operate, and plug and abandon the following Class II enhanced recovery injection well:

Gene Wilson #1  
Martha Field  
Lawrence County, Kentucky  
Latitude 38° 02' 31" and Longitude 82° 54' 59"

This authorization is in accordance with the limitations, monitoring requirements and other conditions set forth herein. This permit consists of this cover sheet; Part I, 6 pages and Part II, 13 pages.

All references to Title 40 of the Code of Federal Regulations are to regulations that are in effect on the date that this permit becomes effective.


JAN 12 1990

This permit shall become effective on \_\_\_\_\_.

This permit and the authorization to inject shall remain in full force and effect during the operating life of the well, unless this permit is otherwise modified, revoked and reissued, terminated, or a minor modification is made as provided at 40 C.F.R. §§144.39, 144.40 and 144.41. This permit shall be reviewed at least once every five years from the effective date.

JAN 12 1990

\_\_\_\_\_  
Date

  
\_\_\_\_\_  
W. Ray Cunningham, Director  
Water Management Division  
U.S. Environmental Protection  
Agency, Region IV



PART I

WELL SPECIFIC CONDITIONS

SECTION A. CONSTRUCTION REQUIREMENTS

1. Casing and Cementing

The permittee shall maintain all casing and cement so as to prevent the movement of fluids into or between underground sources of drinking water. The casing and cement used in the conversion of the well shall be designed for the life expectancy of the well.

2. Tubing and Packer

Injection may only take place through tubing with a packer set within the casing no higher than 890 feet below land surface. The tubing and packer shall be maintained in a manner which is compatible with the injection operation specified in Part I, Section B, and to prevent the movement of fluids into or between underground sources of drinking water.

3. Logs, Tests and Reports

The following logs, tests, and reports shall be prepared and submitted to EPA to demonstrate mechanical integrity:

- (a) The tubing/casing annulus shall be pressure tested to at least 300 psig. This pressure must be held for thirty (30) minutes with less than three percent (3%) loss. The pressure test must be run with a packer set no higher than 890 feet below land surface and must be witnessed by an EPA representative.
- (b) The permittee shall prepare a report, including procedures and results, of the logging and testing programs. Each log shall include a written interpretation prepared by a knowledgeable log analyst. The report must be submitted in accordance with Part I, Section A, item 4 and shall be signed in accordance with Part II, Section E, item 11 of this permit.

4. Commencing Injection

The well authorized by this permit may not commence injection until:

- (a) Conversion is complete, and the permittee has submitted to the Director, by Certified Mail with return receipt requested, a notice of completion using EPA Form 7520-10, and either:
  - (i) The Director has inspected or otherwise reviewed the new injection well and finds it is in compliance with the conditions of the permit; or
  - (ii) The permittee has not received, within 13 days of date of the Director's receipt of the notice required above, notice from the Director of his or her intent to inspect or otherwise review the new injection well, in which case prior inspection or review is waived and the permittee may commence injection.
- (b) The permittee has demonstrated to EPA that the injection well has mechanical integrity, and has submitted the reports as specified in Part I, Section A, item 3.

SECTION B. OPERATING REQUIREMENTS

1. Injection Operation

{ Beginning on the date that Part I, Section A, item 4 is completed and lasting through the term of this permit, the permittee is authorized to inject only fluids brought to the surface in connection with conventional oil and natural gas production from the permittee's operations in the Martha Field for enhanced recovery operations under the following conditions:

(a) Injection Zone

Injection shall be limited to the Weir Sandstone in the selectively perforated interval between 900 feet and 1031 feet below land surface.

(b) Injection Pressure Limitation

- (i) Maximum injection pressure, measured at the wellhead, shall not exceed 540 psig unless the permittee submits the results of a step-rate injectivity test (or other acceptable method) to show that a higher pressure will not initiate fractures in the injection zone. Test procedures must be approved by the Director prior to conducting the test, and the test must be witnessed by an EPA representative.
- (ii) Injection at a pressure which initiates or propagates fractures in the confining zone or causes the movement of injection or formation fluids into an underground source of drinking water is prohibited.
- (iii) Injection between the outermost casing protecting underground sources of drinking water and the well bore is prohibited.

2. Annulus Operation

The annulus between the tubing and the long-string casing shall be filled with air or other fluid as approved by the Director. The annulus pressure shall be maintained at 0 psig.

The annulus shall be monitored with a gauge designed to indicate both a vacuum (below atmospheric) and positive pressure (above atmospheric). The permittee shall comply with Part I, Section B, item 3 when a change in the annulus pressure of 15 psig occurs. The permittee shall provide an explanation to the Director for the change in pressure, and measures that will be taken to restore annulus pressure to achieve compliance with this section. If the cause of annulus pressure change is not corrected within 48 hours, the permittee shall cease injection unless such order to cease operation is waived by the Director.

3. Loss of Mechanical Integrity During Operation

The permittee shall cease injection if a loss of mechanical integrity as defined at 40 C.F.R. §146.8 becomes evident during operation. Operation shall not be resumed until the permittee has complied with the provisions of Part II, Section G, of this permit regarding mechanical integrity demonstration and testing.

The permittee shall notify the Director of the loss of mechanical integrity in accordance with the reporting procedures in Part II, Section E, item 12(d).

SECTION C. MONITORING REQUIREMENTS

1. Sampling and Analysis Methods

Samples and measurements taken for the purpose of monitoring shall be representative of the monitored activity. Grab samples shall be used for the laboratory analysis of the physical and chemical characteristics as specified in Part I, Section C, item 3(a). Test methods and procedures shall be as specified at 40 C.F.R. §136.3 or 40 C.F.R. Part 261, Appendix III. When the analytical method for a particular parameter is not specified at either 40 C.F.R. §136.3 or 40 C.F.R. Part 261, Appendix III, the permittee must obtain the Director's approval of the method used. The permittee shall identify the types of tests and methods used to generate all monitoring data. Reports to be generated from monitoring data are specified in Part I, Section D.

2. Injection Operation Monitoring

The permittee shall monitor the operation of the injection well as follows:

<u>Parameter</u>	<u>Monitoring Frequency</u>
Injection Pressure (psig) at Wellhead	Weekly
Annulus Pressure (psig) at Wellhead	Weekly
Flow Rate (barrels/day) of Injected Fluid	Weekly
Cumulative Volume (barrels) of Injected Fluid	Weekly

Observation and recording of injection pressure, annulus pressure, flow rate and cumulative volume shall be made over equal time intervals beginning on the date on which the well commences operation. Recordings shall be of representative values.

3. Injection Fluid Analysis

The permittee shall conduct an injection fluid analysis at least once every twelve months and whenever changes are made to the injection fluid. Analyses shall be made beginning within twelve months from the effective date of this permit, or twelve months from the most recent analysis, whichever is later. An analysis must include:

- (a) pH, total dissolved solids, and specific gravity; and
- (b) a list of all chemicals and their composition used for any well stimulation and fracturing during that sampling year; and a list of any additives used and their chemical composition, including any inhibitors used to prevent scaling, corrosion, or bacterial growth. These lists should indicate the brand name of the product and the manufacturer.

On the written request of EPA, an injection fluid analysis shall include the following additional constituents: barium, calcium, total iron, magnesium, sodium, bicarbonate, carbonate, chloride, sulfate, carbon dioxide, dissolved oxygen, hydrogen sulfide, and purgeable aromatic hydrocarbons.

SECTION D. REPORTING REQUIREMENTS

1. Reports on Well Tests and Workovers

Within ninety (90) days after the completion of the activity, the permittee shall report to the Director the results of the following:

- (a) Mechanical integrity tests; other than those specified in Part I, Section A, item 3; and
- (b) Any well workover, logging or other test data, other than those specified in Part I, Section A, revealing downhole conditions.

2. Reporting of Monitoring Results

Monitoring results, as specified in Part I, Section C, shall be reported each year on EPA Form 7520-11 and must be postmarked by the 28th day of the month following the first full year after the effective date of this permit.

Copies of the monitoring results required by Part I, and all other reports required by Part II, shall be submitted to the Director at the following address:

U. S. Environmental Protection Agency  
Region IV, Water Management Division  
Ground-Water Protection Branch  
Underground Injection Control Section  
345 Courtland Street, NE  
Atlanta, Georgia 30365

3. Reporting of New Wells Drilled Within the AOR

Within ten (10) days after spud date, the permittee shall report to the Director by certified mail, return receipt requested, the construction plans for any new well within the AOR of the permitted facility that will penetrate the confining zone or injection zone. The permittee shall provide information on proposed construction (including location and quantities of cement), location and depth. This requirement applies to any construction activity regardless of ownership of the well.

If the construction of the new well will not protect USDWs from contamination, the Director may terminate the permit under 40 CFR §144.40(a)(3) if he or she determines that continued injection may endanger human health or the environment.

SECTION E. PLUGGING AND ABANDONMENT PLAN

Plugging and abandonment of the permitted injection well shall be in accordance with Part II, Section F of this permit and 40 C.F.R. §146.10.

The plugging of this injection well shall be performed in the following general manner:

1. Remove injection tubing and packer from the well.
2. Place the well in a state of static equilibrium by circulating drilling mud until static conditions are reached and the entire mud system is uniformly weighted in the well bore from total depth to surface. Fluid motion shall be suppressed during and after placement of cement to assure proper setting.
3. Fill the entire well bore with cement to 3' below land surface.
4. Cut off casings 3' below land surface, weld steel cap on the well, and restore the surface.



# GENE A. WILSON

---

101 Madison Street, P.O. Box 702, Louisa, KY 41230  
(606) 638-0202 • Fax (606) 638-1041

November 11, 1992

Mr. Greg Fraley  
United States Environmental  
Protection Agency  
Region IV  
345 Courtland Street, N.E.  
Atlanta, GA 30365

RE: E. P. A. UIC Permit No. KYI0376

Dear Mr. Fraley:

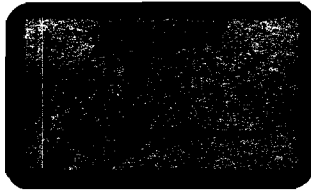
Pursuant to my secretary's conversation with you this week concerning the above referenced permit, please be advised we would like to modify Section B, numbered paragraph 1, to permit fluids brought to the surface in connection with conventional oil production in the Martha Field to include "other operators in the general area". We are currently restricted to only brian produced from my operations.

Feel free to call collect if anything is necessary on my part other than this written request as directed.

Very Truly Yours,

  
Gene A. Wilson

GAW:pm



# GENE A. WILSON

---

101 Madison Street, P.O. Box 702, Louisa, KY 41230  
(606) ~~638-9601~~ • Fax (606) 638-1041  
638-9601

August 11, 1993

Ms. Jean Dove  
United States Environmental  
Protection Agency  
Region IV  
UIC Section  
345 Courtland Street, N.E.  
Atlanta, GA 30365

RE: E.P.A. UIC Permit No. KYI0376

Dear Ms. Dove:

As directed by you in our telephone conversation today, I have enclosed a copy of our letter to Mr. Greg Fraley asking for our permit to be modified.

If you have any questions concerning the above referenced matter or need additional information feel free to call anytime.

Sincerely,

*Patty Maynard*

Patty Maynard  
Secretary

Enclosure





UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION IV

345 COURTLAND STREET, N.E.  
ATLANTA, GEORGIA 30365

JUN 14 1991

CERTIFIED MAIL  
RETURN RECEIPT REQUESTED

REF: 4WM-GP

Mr. Gene A. Wilson  
101 Madison Street  
P. O. Box 702  
Louisa, Kentucky 41230

Re: Notice to Demonstrate Mechanical Integrity of Injection Well

Dear Mr. Wilson:

On June 25, 1984, the U. S. Environmental Protection Agency (EPA) began implementation of the Underground Injection Control (UIC) Program in Kentucky. This program has been promulgated in response to the Safe Drinking Water Act (SDWA), 42 U.S.C. §300h-1, *et seq.* and is intended to protect underground sources of drinking water (USDWs) from contamination by injection activities.

EPA records show that you are the owner or operator of an enhanced recovery injection well. The Regional Administrator of EPA, by written notice, may require the owner or operator of such well to comply with a schedule for demonstrating the mechanical integrity of each well, pursuant to 40 C.F.R. §144.28(g)(2)(iv)(B). Therefore, you are hereby required to demonstrate the mechanical integrity of the following well by the date specified:

<u>EPA ID No.</u>	<u>Well</u>	<u>Deadline</u>
KYS1270250	Gene A. Wilson #1	July 31, 1991

The demonstration of mechanical integrity is made by passing a Mechanical Integrity Test (MIT). An MIT consists of a pressure test of the well (internal integrity) and a review of cementing records or well logging to verify the presence of adequate cement to prevent fluid movement into or between USDWs (external integrity).



# UIC MECHANICAL INTEGRITY TEST

**EPA**  
Region IV Water Supply Branch  
345 Courtland St. NE  
Atlanta, Georgia 30365  
Phone (404)347-3379

McCoy & McCoy ENVIRONMENTAL CONSULTANTS, INC.  
A SUBSIDIARY OF MCCOY & MCCOY, INC.  
UNDER SUBCONTRACT TO THE CADMUS GROUP, INC.

## WELL IDENTIFICATION

OPERATOR Gene A. Wilson EPA KYS NO. KYS1270250  
 ADDRESS P.O. Box 702 LEASE/WELL NO. Gene A. Wilson #1  
Louisa, KY 41230 STATE PERMIT NO. 75810 POOL Martha  
 PHONE # (606) 638-9301 DOW TANK BATTERY REG. NO. N/A  
 3000 FNL: 90 FWL: 15.5.80 LATITUDE 38° 2' 31" LONGITUDE 82° 54' 59"

## WELL COMPLETION

WELL TYPE (code) 2-R TOTAL DEPTH 1100 (ft) SURFACE ELEVATION 823 (ft MSL)

CASING STRING	Hole size	CASING DIAMETER (inches)	CEMENT SHOE DEPTH	CEMENT VOLUME (sacks/type)	TOP OF CEMENT	TOC CALCULATED FROM
Surface						RECORDS <input type="checkbox"/>
Intermediate		<u>7"</u>	<u>630</u>	<u>N/A</u>		CBL <input type="checkbox"/>
Production	<u>6 1/4"</u>	<u>4 1/2"</u>	<u>1003</u>	<u>N/A</u>		REMEDIAL <input type="checkbox"/>
Tubing						

PACKER TYPE Pamoco INJECTION FORMATION [ ]  
 PACKER DEPTH 825 (ft) FORMATION NAME Weir  
 PERFORATIONS @ 941-951 (ft) TOP ELEVATION 900'

## OPERATIONAL DATA

INJECTED FLUID Produced waters INJECTION RATE N/A (bbl/day)  
 ANNULAR FLUID Fresh water INJECTION PRESSURE N/A (psi)

STATUS (check one) [ ] SHUT-IN  SINCE \_\_\_\_\_  
 ACTIVE   
 NEW

TYPE (check one) [ ] CASING INJECTOR   
 TUBING AND PACKER

## ANNULAR PRESSURE TEST

ANNULAR SPACE	INITIAL TEST PRESSURE (psi)	FINAL TEST PRESSURE (psi)	PRESSURE CHANGE (+/- psi)	LENGTH OF TEST (minutes)
	<u>303</u>	<u>310</u>	<u>17</u>	<u>30</u>

## COMMENTS

N/A - INFORMATION NOT AVAILABLE  
KYTC376, permitted well, no cement records available at MIT

OPERATOR REPRESENTATIVE <u>Gene Clark</u>	DATE <u>10/15/93</u>	UIC INSPECTOR (McCoy & McCoy) <u>David M. Adams</u>
--	-------------------------	--



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
 REGION 4  
 ATLANTA FEDERAL CENTER  
 61 FORSYTH STREET  
 ATLANTA, GEORGIA 30303-8960

RECEIVED JAN 07 1999

CERTIFIED MAIL  
RETURN RECEIPT REQUESTED

JAN 5 1999

REF: 4WM-GWDW

Mr. Gene A. Wilson  
 101 Madison Street  
 P. O. Box 702  
 Louisa, KY 41230

SUBJ: Notice to Demonstrate Mechanical Integrity of Injection Well

Dear Mr. Wilson:

On June 25, 1984, the U.S. Environmental Protection Agency (EPA) began implementation of the Underground Injection Control (UIC) Program in Kentucky. This program has been promulgated in response to the Safe Drinking Water Act (SDWA), 42 U.S.C. 300h-1, *et seq.*, and is intended to protect underground sources of drinking water (USDW) from contamination by injection activities.

EPA records show that you are the owner or operator of an enhanced recovery injection well. The owner or operator of such well is required by the regulations at 40 C.F.R. §144.28(g)(2)(iv)(A) to demonstrate the mechanical integrity of a Class II injection well at least once every five (5) years, in a manner pursuant to 146.8 of this chapter. In addition, the Regional Administrator of EPA, by written notice, may require the owner or operator of such well to comply with a schedule for demonstrating the mechanical integrity of each well, pursuant to 40 C.F.R. §144.28(g)(2)(iv)(B). Therefore, you are hereby required to demonstrate the mechanical integrity of the following well on the date specified:

<u>EPA ID No.</u>	<u>Well</u>	<u>Test Date</u>
KYS1270250	Gene Wilson #1	1/21/99

The demonstration of mechanical integrity is made by passing a Mechanical Integrity Test (MIT). An MIT consists of a pressure test of the well (internal integrity) and a test of cementing records or well logging to verify the presence of adequate external cement to prevent fluid movement into or between USDWs (external integrity).

Your well must pass both the internal and external portions of the test to be in compliance with this directive. Repairs or workovers necessary to pass must be completed prior



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION 4  
ATLANTA FEDERAL CENTER  
61 FORSYTH STREET  
ATLANTA, GEORGIA 30303-8960

AUG 02 2000

CERTIFIED MAIL  
RETURN RECEIPT REQUESTED

RECEIVED AUG 07 2000

Mr. Gene A. Wilson  
Gene A. Wilson Enterprises, Inc.  
P.O. Box 702, 101 Madison St.  
Louisa, KY 41230

SUBJ: Class II UIC Well Name: Gene A. Wilson #1  
EPA Permit Number: KYI0376  
EPA ID Number: KYS1270250  
File Reviewer: Brian Thames

Dear Mr. Wilson:

On June 25, 1984, the U.S. Environmental Protection Agency (EPA) began implementation of the Underground Injection Control Program in Kentucky. This program has been promulgated in response to the Safe Drinking Water Act, 42 U.S.C. 300h-1, et seq., and is intended to protect underground sources of drinking water from contamination by injection activities.

EPA Region 4 is conducting a compliance review of the file for the above-referenced Class II injection well. After reviewing the file on this injection well, it was determined that some required documentation is not present. Pursuant to 40 CFR 144.51(h) and Part II, Section E(7) of the permit for the subject well, EPA hereby requests that you provide the information identified below:

- (1) Please provide the current status of the subject injection well.
- (2) Please provide annual monitoring reports and fluid analyses for the last five years.
- (3) Please provide a copy of the most recent mechanical integrity test conducted on the subject injection well.
- (4) Please provide an explanation for the minimum packer set depth as shown on page I-1 of the permit (890 ft.) and the depth shown on the mechanical integrity test report (copy enclosed) dated October 15, 1993 (825 ft.)

Internet Address (URL) • <http://www.epa.gov>

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Please furnish this information to EPA in writing within 30 days of your receipt of this letter. Send your response to:

Brian Thames  
EPA Region 4  
Ground Water & UIC Section  
61 Forsyth Street, S.W.  
Atlanta, GA 30303

Failure to respond to this request may result in further action by EPA. If you are no longer the owner or operator of the above-referenced injection well, please furnish information relating to the identity of the current responsible party and the date and nature of transfer, as a response to this request. If you have any questions regarding this matter, please contact Brian Thames at (404) 562-9454.

Sincerely,

A handwritten signature in black ink, appearing to read "Chris Thomas", written in a cursive style.

Chris Thomas  
Acting Chief  
Ground Water & UIC Section

Enclosure

# GENE A. WILSON

---

101 Madison Street, P.O. Box 702, Louisa, KY 41230  
(606) 638-9601 • Fax (606) 638-1041

August 18, 2000

Mr. Chris Thomas  
United States Environmental  
Protection Agency  
Region 4  
Atlanta Federal Center  
61 Forsyth Street  
Atlanta, GA 30303-8960

RE: Class II UIC Well Name: Gene A. Wilson #1  
EPA Permit Number: KYI0376  
EPA ID Number: KYS1270250  
File Reviewer: Brian Thames

Dear Mr. Thomas:

In response to your letter concerning the above referenced matter please be advised of the following:

(1) The proposed injection well was never put into operation. At no time has brine water been placed in the well nor will it ever be in the future. The anticipated use was do to our own oil wells in the community; however, they were all sold to Mr. Ed Jordan before the need arose.

(2) No fluid analyses has been conducted since the well was never put in service.

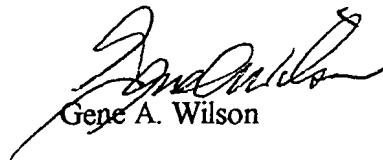
(3) Only the initial mechanical integrity was performed.

(4) It is believed the packer was set at 925 feet and not at 825 therefore the inspector was merely misinformed. Also his comments that cement records not available are attached herewith.

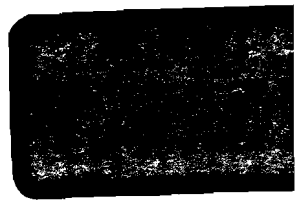
(5) We plan on plugging the well as soon as Mr. Ed Jordan is available for his services.

Please advise if additional information is required.

Very Truly Yours,

  
Gene A. Wilson

GAW:pm  
Enclosures





RECEIVED MAR 17 2005



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION 4  
ATLANTA FEDERAL CENTER  
61 FORSYTH STREET  
ATLANTA, GEORGIA 30303-8960

REF: 4WM-GW/DW-15

MAR 14 2005

Mr. Gene A. Wilson  
P.O. Box 702  
Louisa, KY 41230

SUBJ: Plugging and Abandonment Plan Approval, Gene Wilson #1

Dear Mr. Wilson:

By letter dated March 4, 2005, you notified the U.S. Environmental Protection Agency (EPA) that you intended to plug and abandon (P&A) the Gene Wilson #1 located in Lawrence County, Kentucky. On January 12, 1990, EPA issued UIC Permit KYI0376 which authorized you to convert, operate, and plug and abandon the subject injection well. A copy of that permit is enclosed for your use. Part I, Page 6 of permit KYI0376 contains the approved plugging and abandonment plan for the well.


You are required to inform EPA of the proposed date on which you will plug the well at least 15 days prior to plugging in order for an EPA representative to witness the plugging. Please contact Ms. Carol Chen at (404) 562-9415 to arrange for an EPA representative to witness the P&A operations on the well.

Within 60 days of plugging the well, you must submit a report which consists of either:

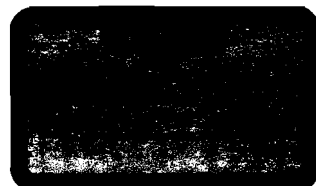
1. A statement that the well was plugged in accordance with an EPA approved plan, or
2. Where actual plugging differed from an EPA approved P&A plan, an updated version of the plan specifying the differences.

If you have any questions concerning this matter, please contact William Mann at (404) 562-9452.

Sincerely,

  
Natalie Ellington, Chief  
Ground Water & UIC Section  
Ground Water/Drinking Water Branch  
Water Management Division

Enclosure





UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION 4  
ATLANTA FEDERAL CENTER  
61 FORSYTH STREET  
ATLANTA, GEORGIA 30303-8960  
FEB 09 2005

RECEIVED FEB 14 2005

CERTIFIED MAIL 7000 11670 0003 0087 7415  
RETURN RECEIPT REQUESTED

4WM-WPEB

Mr. Gene A. Wilson  
101 Madison Street  
P.O. Box 702  
Louisa, KY 41230

SUBJ: Gene A. Wilson Well #1, EPA ID # KYS1270250,  
Permit # KYI0376  
Notice of Violation of the Safe Drinking Water Act and  
Notice of Opportunity to Show Cause

Dear Mr. Wilson:

The U. S. Environmental Protection Agency - Region 4 (EPA) has conducted a file review of your Underground Injection Control (UIC) program records for the Gene A. Wilson Well #1. EPA has found that you are in violation of the Safe Drinking Water Act (SDWA), 42 U.S.C. §300f et seq., and the UIC program regulations at 40 CFR 144.28(a) as follows:

40 CFR §144.51(a) states that any permit non-compliance constitutes a violation of the SDWA. The records file for the Gene A. Wilson #1 injection well shows that the well has been inactive since 1993. EPA considers an injection well that has been inactive for more than two years to be temporarily abandoned. EPA, in accordance with Part II, Section F, Paragraph 3 of the permit, requires that mechanical integrity be demonstrated every two years for a temporarily abandoned injection well, or that the well be plugged and abandoned in accordance with an EPA-approved plugging and abandonment plan. The records file for the Gene A. Wilson #1 injection well shows that the last demonstration of mechanical integrity for the injection well was conducted on October 15, 1993.

This violation may subject you to enforcement action pursuant to Section 1423 of the SDWA, 42 U.S.C. §300h-2 et seq. This section provides for the issuance of administrative penalty and compliance orders and/or the initiation of civil and/or criminal actions. Therefore, within seven (7) days of your receipt of this Notice of Violation you, or your representative, must contact this office to arrange a meeting to show cause why EPA should not initiate legal proceedings. In lieu of appearing in EPA's office for this meeting, a telephone conference may be scheduled. You, or your representative, should be prepared to provide all relevant information with documentation pertaining to the above violation. EPA's legal counsel may be present at this meeting. You also have the right to have your legal counsel present.

Internet Address (URL) • <http://www.epa.gov>

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To arrange the particulars of this meeting or to arrange for a telephone conference, please contact me at (404) 562-8977 or Mr. Randy Vaughn, Enforcement Officer, at (404) 562-9793. If you fail to attend the scheduled meeting/telephone conference or to contact Mr. Randy Vaughn or me prior to the meeting/conference date, EPA may issue an administrative complaint against you without further notice.

Enclosed is an EPA information sheet entitled "U.S. EPA Small Business Resources" which you may find useful. It explains your right to comment on regulatory enforcement activities pursuant to the Small Business Regulatory Enforcement and Fairness Act.

Sincerely,



Alfreda F. Freeman, Chief  
Central Enforcement Section  
Water Programs Enforcement Branch

Enclosure

*Called both numbers of Feb 14 - no one in office  
left office msg for call back*

*Second attempt Feb 16<sup>th</sup> wad - answering machine  
left message*

# GENE A. WILSON

---

101 Madison Street, P.O. Box 702, Louisa, KY 41230  
(606) 638-9601 • Fax (606) 638-1041

February 21, 2005

Ms. Alfreda F. Freeman  
United States Environmental Protection Agency  
Region 4  
Atlanta Federal Center  
61 Forsyth Street  
Atlanta, Georgia 30303-8960

RE: Gene A. Wilson Well #1, EPA ID  
#KYS1270250, Permit #KYI0376 Notice of  
Violation of the Safe Drinking Water Act  
and Notice of Opportunity to Show Cause

Dear Ms. Freeman:


This will acknowledge your letter dated February 9, 2005, concerning the above referenced matter that I received on February 14, 2005.

I immediately called your office on February 14, 2005 but got your answering machine stating it was the week of February 7<sup>th</sup>. I assumed you were on vacation so I called Mr. Randy Vaughn's telephone number furnished in your letter but also got his answering machine. I attempted again on February 16<sup>th</sup>, calling both numbers with the same results. That afternoon, after I had left the office for the day, someone from your agency called stating I must call 404-562-9535 at 9:00 a.m. the following day.

The next day I called the telephone number given and a lady answered stating it was a conference call and that Mr. Vaughn was present. The connection was bad and I could not understand all her comments (or her name) so she offered to call back stating it would be cheaper on me.

The call back was a little clearer but with static. She repeated numerous times I was in violation of the law and would be assessed a fine of Nine Thousand Dollars (\$9,000.00). If I couldn't afford the fine, then send in three (3) years of my past tax returns. My violation was not having an M.I.T. test done in the past five (5) years--that your agency could only go back five (5) years because of the statute of limitations. If I didn't like her decision, I could come to Atlanta for a hearing with my attorney. That was the conversation I listened to with her repeating the fine and violation several times.

I asked the E.P.A. lawyer if there was a letter in my file from me stating the status of the well which she confirmed was there. I told her I intended on plugging the well but



didn't know there was a hurry--she accused me of abandoning the well which I assured her was false since I also own the farm the well is on for over twenty (20) years and I had no intentions of abandoning it either. I own three hundred (300) acres around this one (1) well that was drilled on my farm in 1954 (prior to my purchase) and was found to be a dry hole. See attached report from Kentucky West Virginia Gas dated March 9, 1984 and marked Exhibit "A".

The lady lawyer was so authoritative and generally unpleasant that I asked to talk with someone else about the matter and she referred me to a Mr. William Mann at 562-9452. He was a pleasant gentleman and informative, suggesting I give my self a deadline to plug the well which may satisfy Mr. Vaughn and the lawyer.

I attempted many times to have the contractor, Mr. Edward Jordan, plug the well to no avail. So now that I understand your agency considers it a major issue even though the well was never used for any purpose I contacted Mr. Monte Hay of Hay Exploration, Inc., to take care of the job of plugging. Mr. Hay agreed to do the work but said inclement weather is preventing him from performing the service until late spring or early summer.

It is hereby requested your agency give me until July 1, 2005, to plug the well since along with the wet winter, a road will need to be built up the hollow for concrete trucks to reach the well location.

If there is an insistence that I be fined (which I don't want on my record) please forward the "U.S. E.P.A. Small Business Resources" information sheet you referred to in your letter but failed to enclose. I need to know what my rights may be.

If you don't accept Mr. Mann's suggestion of a fixed date for plugging please forward me a copy of my permit since I cannot find where one was ever issued. Please understand, we are going back some fifteen plus (15+) years and all I have is a draft of a permit and a letter where I requested a modification to a Mr. Greg Fraley with no response.

Please advise.

Very Truly Yours,

  
Gene A. Wilson

GAW:pmc  
Enclosure

Cc: Mr. Randy Vaughn

# GENE A. WILSON

---

101 Madison Street, P.O. Box 702, Louisa, KY 41230  
(606) 638-9601 • Fax (606) 638-1041

March 4, 2005

Mr. Randy Vaughn  
United State Environmental Protection Agency  
Region 4  
Atlanta Federal Center  
61 Forsyth Street  
Atlanta, Georgia 30303-8960

RE: Plugging of drilled well, EPA ID  
#KYS1270250, Permit #KYI0376

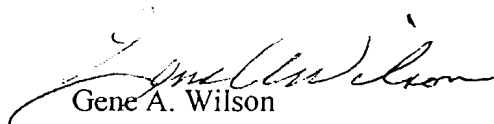
Dear Mr. Vaughn:

Pursuant to our telephone conference call today, please forward a copy of my entire file for the well on my farm at Collier Creek, Lawrence County, Kentucky.


Also I am requesting for the second time a copy of the "U.S.E.P.A. Small Business Resources" information that was suppose to be enclosed in Ms. Alfreda F. Freeman's letter of February 9, 2005.

I will be writing Ms. Carol Chinn for plugging instructions and what process is required.

Very Truly Yours,

  
Gene A. Wilson

GAW:pmc



# GENE A. WILSON

101 Madison Street, P.O. Box 702, Louisa, KY 41230  
(606) 638-9601 • Fax (606) 638-1041

March 4, 2005

Ms. Carol Chin  
United State Environmental Protection Agency  
Region 4  
Atlanta Federal Center  
61 Forsyth Street  
Atlanta, Georgia 30303-8960

RE: EPA ID #KYS1270250

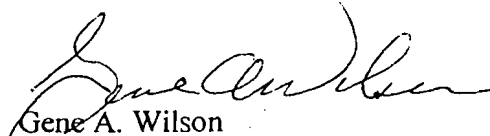
Dear Ms. Chin:

Attempting to splice together my old records on a well I wanted to permit for injection of brine on my farm in Lawrence County, Kentucky, has been difficult; however, in any event it needs to be plugged and Mr. Randy Vaughn directed that I contact you on plugging instructions.

I have been meaning to plug the well since 1993 but never got around to it since it's a dry hole, was never used for injecting brine and does not effect the environment. It is partially sealed already since we circulated cement through a four and one-half (4 ½") inch casing and the outer wall. All is left is to fill the four and one-half (4 ½") inch with cement.

Please forward all information needed to properly seal the well drilled back in 1954 for gas production but found to be a dry hole. I have committed myself to have it plugged on or before July 1, 2005; therefore, your prompt attention to this matter will be deeply appreciated.

Very Truly Yours,

  
Gene A. Wilson

GAW:pmc

CC: Mr. Randy Vaughn



**GENE A. WILSON**

101 Madison Street, P.O. Box 702, Louisa, KY 41230  
(606) 638-9601 • Fax (606) 638-1041

March 7, 2005

Mr. Bill Mann  
United State Environmental Protection Agency  
Region 4  
Atlanta Federal Center  
61 Forsyth Street  
Atlanta, Georgia 30303-8960

RE: EPA ID #KYS1270250

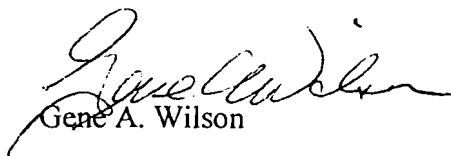
Dear Mr. Mann:

On Friday, March 4, 2005, I had a conference call with Mr. Randy Vaughn and Attorney Pryor (we never could understand her first name) concerning my dry hole (well) on Collier Creek, Lawrence County, Kentucky. During the discussions I took your advise and gave myself until July 1, 2005 to complete the plugging.

I was told to contact Ms. Carol Chin to set up a plugging date and your office on a plugging plan; therefore, please forward all documents and information on how to seal the well.

Your time in this matter is appreciated.

Very Truly Yours,

  
Gene A. Wilson

GAW:pmc

cc: Mr. Randy Vaughn



RECEIVED MAR 14 2005



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION 4  
ATLANTA FEDERAL CENTER  
61 FORSYTH STREET  
ATLANTA, GEORGIA 30303-8960

March 9, 2005

Gene A. Wilson  
101 Madison Street  
P.O. Box 702  
Louisa, KY 41230

Re: NOV for Gene A. Wilson Well #1

Dear Mr. Wilson:

Enclosed please find a form entitled "Individual Ability to Pay Claim." As discussed during our telephone conference last week, you may complete and submit this form to EPA in lieu of submitting the past three years of tax returns. Your submission of this form will enable us to determine whether or not you are able to pay the penalty discussed during settlement negotiations of the referenced matter.

Thank you for your anticipated cooperation in this matter. Please contact me at 404-562-9535 if I may assist you further.

Sincerely,

A handwritten signature in black ink, appearing to read "Zylpha Pryor".

Zylpha Pryor.  
Associate Regional Counsel

Enclosure



# GENE A. WILSON

---

101 Madison Street, P.O. Box 702, Louisa, KY 41230  
(606) 638-9601 • Fax (606) 638-1041

March 14, 2005

Hon. Zylpha Pryor  
United States Environmental Protection Agency  
Region 4  
Atlanta Federal Center  
61 Forsyth Street  
Atlanta, Georgia 30303-8960

Dear Ms. Pryor:

This will acknowledge your letter of March 9, 2005 and the enclosed form "Individual Ability To Pay Claim".

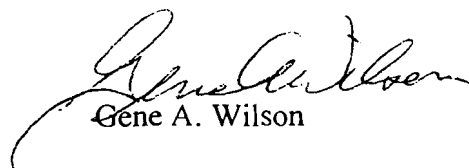
It is regrettable my government treats its citizens differently i.e. If you work hard and produce all you life, you will be penalized higher for a possible non compliance as apposed to a non productive person during his life time.

The only information I am willing to provide is that I am a white male, 67+ years of age, on social security with no earned income.

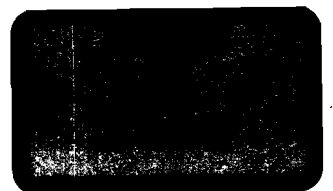
I look forward to receiving a copy of my entire file held by your agency for the dry well on Collier Creek, Lawrence County, Kentucky.

I know you have a job to do but I feel I should not be held financially accountable for an agency's short comings.

Sincerely,

  
Gene A. Wilson

GAW:pmc



# GENE A. WILSON

---

101 Madison Street, P.O. Box 702, Louisa, KY 41230  
(606) 638-9601 • Fax (606) 638-1041

March 29, 2005

Ms. Kindra Callahan  
United States Environmental Protection Agency  
Region 4  
Atlanta Federal Center  
61 Forsyth Street, S.W.  
Atlanta, GA 30303-8960

RE: Freedom of Information Act (FOIA),  
5 U.S.C. 552 Request #: 04-RIN-  
00449-05

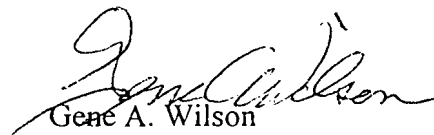
Dear Ms. Callahan:

This will acknowledge your letter of March 21, 2005 concerning the above referenced matter.


Subsequent to my correspondence, Ms. Natalie Ellington sent information for plugging the well on my farm; therefore, hold my request until additional information is needed.

Thank you for your prompt attention to this matter.

Sincerely,

  
Gene A. Wilson

Cc: Ms. Natalie Ellington



# GENE A. WILSON

---

101 Madison Street, P.O. Box 702, Louisa, KY 41230  
(606) 638-9601 • Fax (606) 638-1041

March 31, 2005

Hon. Zylpha Pryor  
United States Environmental Protection Agency  
Region 4  
Atlanta Federal Center  
61 Forsyth Street, S.W.  
Atlanta, GA 30303-8960

RE: Filing Complaint

Dear Ms. Pryor:

This will acknowledge your telephone call today at my home. I am surprised you plan on filing a complaint against me before studying my file.

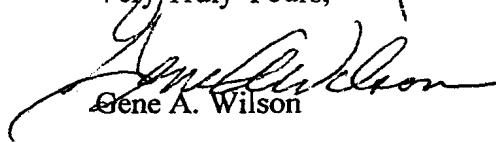
On March 14, 2005, I received correspondence from Ms. Natalie Ellington on plugging instructions and today we talked with your field inspector Mr. Boots Fox.

I have given a contract to Edward Jordan to plug the dry hole (well) as soon as the weather breaks. It is currently raining about every other day and very little sun to dry up the earth.

It bothers me you wish to fine me Nine Thousand Dollars (\$9,000.00+) because I failed to have an MIT test within a five (5) year period although your records will reflect you reminded other operators when the five (5) year period was approaching. You will note in my correspondences to your agency in 2000 I asked for additional information which came five (5) years later from your office.

After you review my file and still insist on an administrative hearing, it is requested it be held in this jurisdiction where the property is located and that I have time to have a "Small Business Ombudsman" review my file and prepare for hearing.

Very Truly Yours,



Gene A. Wilson

GAW:pmc

Cc: Mr. Randy Vaughn



# GENE A. WILSON

---

101 Madison Street, P.O. Box 702, Louisa, KY 41230  
(606) 638-9601 • Fax (606) 638-1041

June 14, 2005

Ms. Carol Chin  
United States Environmental Protection Agency  
Region 4  
Atlanta Federal Center  
16 Forsyth Street  
Atlanta, Georgia 30303-8960

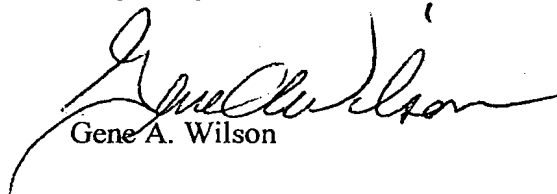
RE: Gene A. Wilson Well#1, EPA ID  
#KYS1270250, Permit #KY10376,  
Notice of Plugging

Dear Ms. Chin:

On Friday, June 10, 2005 the above referenced well was plugged solid with concrete.

The State Inspector, Doug Hamilton, was on sight observing the entire procedure and his report will be forthcoming within the given sixty (60) day period.

Very Truly Yours,



Gene A. Wilson

GAW:pmc

Cc: Ms. Zylphia Pryor  
Mr. Randy Vaughn  
Mr. Doug Hamilton



# GENE A. WILSON

---

101 Madison Street, P.O. Box 702, Louisa, KY 41230  
(606) 638-9601 • Fax (606) 638-1041

July 15, 2005

Ms. Carol Chin  
United States Environmental Protection Agency  
Region 4  
Atlanta Federal Center  
16 Forsyth Street  
Atlanta, Georgia 30303-8960

RE: Gene A. Wilson Well #1, EPA ID  
#KYS1270250, Permit #KY10376,  
Notice of Plugging

Dear Ms. Chin:

Please find enclosed the plugging report on the above referenced injection well.

Doug Hamilton, who was present during the plugging, is a Senior Inspector for the Commonwealth of Kentucky, Department of Mines and Minerals, Division of Oil and Gas. As his report reflects, the well was filled completely with cement.


Feel free to call anytime if you have any questions concerning this matter.

Very Truly Yours.

  
Gene A. Wilson

GAW:pmc

Enclosures



# GENE A. WILSON

---

101 Madison Street, P.O. Box 702, Louisa, KY 41230  
(606) 638-9601 • Fax (606) 638-1041

July 24, 2006

Ms. Zylpha Pryor  
U. S. Environmental Protection Agency  
Region 4  
61 Forsyth Street, S.W.  
Atlanta, GA 30303-8960

RE: Gene A. Wilson Well #1, EPA ID  
#KYS1270250, Permit #KY 10376, Plugged Well

Dear Ms. Pryor:

I have thought about our two (2) telephone conversations since I filed my Answer to your Complaint against me. The first conversation you stated you could have filed a criminal charge against me but was not going to and in our last conference call you stated you could file another charge against me when I stated I didn't recall posting a bond when the permit was issued. You may consider these comments lightly, but when you're on the receiving end and your Government is attempting to take you through court proceedings its not a laughing matter.

Years ago, when I was a Metropolitan Police Officer, in Washington, D.C. the department's policy was to place new officers on one (1) year probation. Some people when given authority over others became abusive and I regret you remind me of that human short coming.

In Ms. Susan Schub's Order of July 11, 2006, among other things, she wanted us to stipulate to issues to reduce witnesses, etc., at a hearing and you informed me Friday, July 21, 2006, you would not agree that I had not injected fluid in the well. I knew settlement was impossible.

At the conclusion of our conference call and knowing my lack of knowledge of E.P.A. Administrative Regulations I contacted the Ombudsman Officer in Washington for help. Also, pursuant to the Freedom Of Information Act, I contacted Florence Telp-Johnson requesting permission to review my file on August 24<sup>th</sup> and 25<sup>th</sup>, 2006.

You stated over a year ago you were going to file a complaint against me although I had already plugged the well, which is beyond my comprehension. I must give you credit for tenacity. A year later you start litigation.

Very Truly Yours,

  
Gene A. Wilson



# GENE A. WILSON

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101 Madison Street, P.O. Box 702, Louisa, KY 41230  
(606) 638-9601 • Fax (606) 638-1041

July 24, 2006

Mr. Randy Dominy  
U. S. Environmental Protection Agency  
Region 4  
61 Forsyth Street  
Atlanta, GA 30303-8960

RE: Freedom Of Information Request  
No. 4-RIN-00449-05

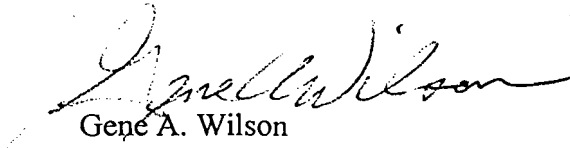
Dear Mr. Dominy:

Ms. Zylpha Pryor of E.P.A. finally filed a Complaint against me even though a year has lapsed since our last correspondence as indicated by your enclosed letter of August 11, 2005.

I have attempted all day to reach Ms. Florence Telp-Johnson at 404-562-9219 with no luck to reopen my request to inspect the files on EPA ID #KYS1270250, Permit KY10376, Collier Creek, Lawrence County, Kentucky.

It is requested I be permitted to view and copy pertinent documents, notes, etc. on August 24<sup>th</sup> and 25<sup>th</sup>, 2006 during your regular office hours until completed. Your cooperation in this matter is deeply appreciated.

Very Truly Yours,

  
Gene A. Wilson

GAW:pmc

Enclosure





# GENE A. WILSON

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July 24, 2006

Ms. Anne Eaddy  
Office of the National Ombudsman

RE: Enforcement Action by EPA

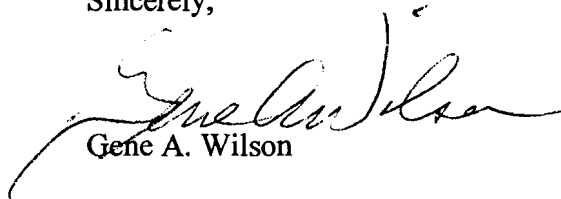
Dear Ms. Eaddy:

Pursuant to our telephone conversation Friday, July 21, 2006, I am faxing a copy of the Complaint filed against me and my Answer. Also the Notice and Order by the Regional Judicial Officer, Ms. Susan Schub. I am taking this avenue of communication since time may be of essence.

I will be mailing you all correspondence I have had with EPA and a letter of why I consider its actions against me in error by separate cover.

Your assistance in this matter is deeply appreciated.

Sincerely,

  
Gene A. Wilson

GAW:jsi

