



**D & L ENERGY, INC.**  
**LAND DEPARTMENT**

2761 Salt Springs Road, Youngstown, Ohio 44509  
(330) 792-9524 (888) 343-4427 Fax (330) 270-1202  
[www.dandlenergy.com](http://www.dandlenergy.com)

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October 10, 2011

**RECEIVED**

OCT 12 2011

Ohio Department of Natural Resources  
Division of Mineral Resources Management  
2045 Morse Road, Building H-3  
Columbus, OH 43229-6693

DIVISION OF MINERAL  
RESOURCES MANAGEMENT

Ladies and Gentlemen:

Enclosed please find a sample notification letter and the list of landowners notified as requested for a Permit to drill a Saltwater Injection Well for NORTHSTAR NEXLEV WELL NO. 5.

Water sampling was not required from the proposed well site, drinking water is provided from a municipal water source.

If you have any questions, please contact Nicholas Paparodis at 330-792-9524, ext. 132.

Very truly yours,

D&L ENERGY, INC.

A handwritten signature in cursive script that reads 'Kimberly Little'.

Kimberly Little  
Land Administration

/kl

Enclosures



**D&L ENERGY, INC.  
LAND DEPARTMENT**

2761 Salt Springs Road, Youngstown, Ohio 44509  
330-792-9524 888-343-4427 Fax 330-270-1202  
www.dandlenergy.com

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COPY

"Sample"

October 7, 2011

Yellow Equipment & Terminals Inc.  
10990 Roe Avenue  
Shawnee Mission, KS 66207

Dear Landowner(s):

D & L Energy, Inc. is writing to let you know that we have made an application with the Ohio Department of Natural Resources, Division of Mineral Resources Management, in Columbus, Ohio to drill a salt water injection well (NORTHSTAR NEXLEV NO. 5) shown on the enclosed well plat. As required we are notifying all property owners located within 500' of the well site.

If you have any questions concerning this application, please feel free to contact Nicholas Papparodis, V.P. of Land Operations at 330-792-9524.

Very truly yours,

*Kimberly A. Little*

Kimberly Little  
Land Administration

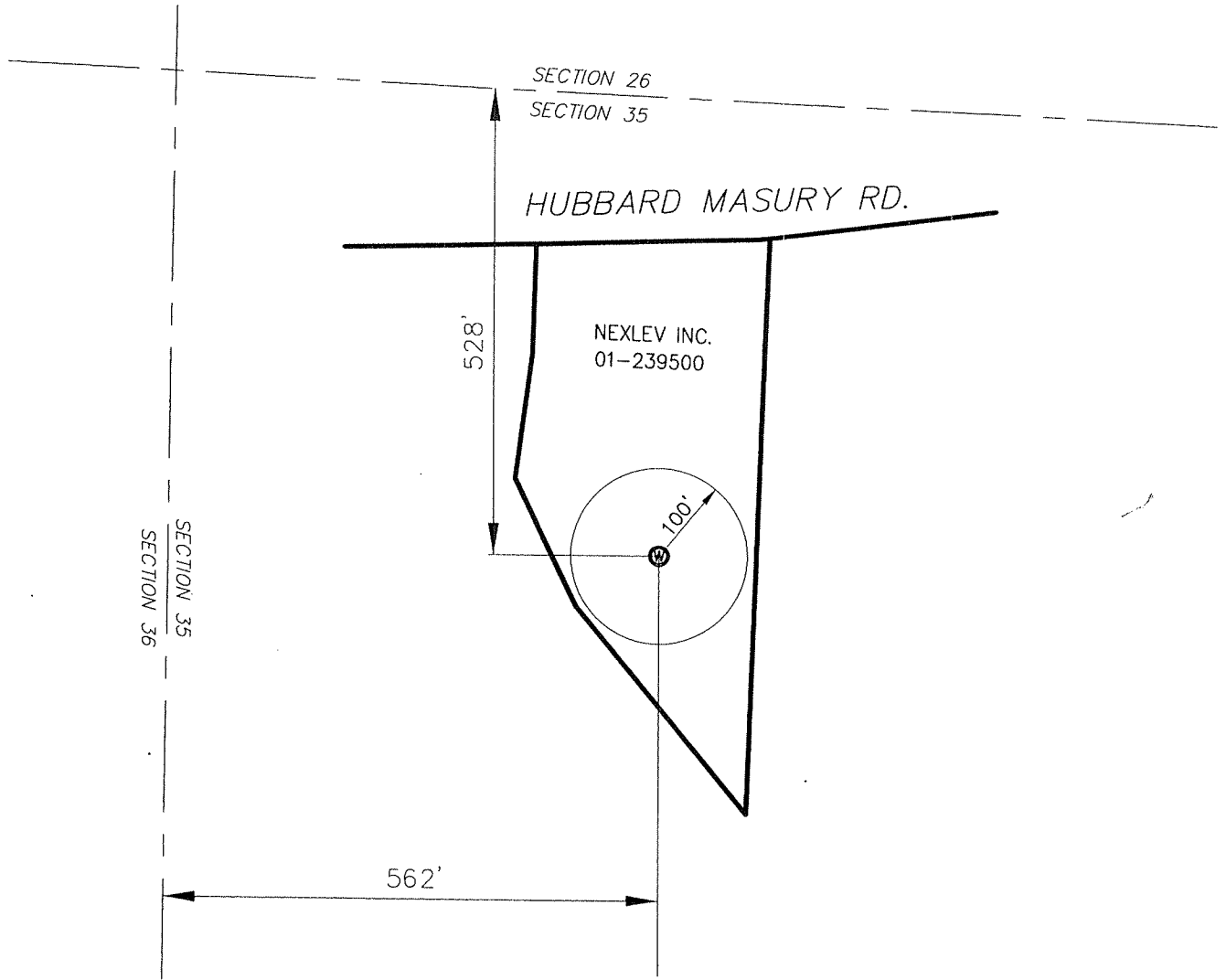
Enclosure

Latitude: 41° 10' 24.73"  
 NORTH: 554888  
 Longitude: 80° 33' 59.93"  
 EAST: 2500693

# WELL LOCATION PLAT

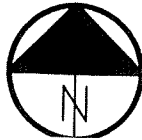
LEGEND:

⊙ PROPOSED BRINE WATER INJECTION WELL  
 NEW LOCATION



Surveyor or Engineer	GARY TANERI	Phone #	330-207-5502	Date	SEPT. 8, 2011	Scale	1"=200'	Acreage	3.98				
Lat. & Long Metadata Method	GPS	Accuracy	3 ft.	Datum	NAD83	Elevation Metadata Method	USGS	Accuracy	10 ft.	Datum	NGVD29	Survey Date	9/01/11
Applicant / Well Operator Name	D & L ENERGY, INC.		Well(Farm) Name	NORTHSTAR NEXLEV		Well #	5						
Address	2761 SALT SPRINGS ROAD YOUNGSTOWN, OH 44509		County	TRUMBULL		Municipality	HUBBARD TOWNSHIP						
Surface Landowner	NEXLEV, INC.		USGS 71/2 Quadrangle Map Name	SHARON WEST			Angle & Course of Deviation (Drilling)	VERTICAL	Surface Elevation	947 ft.	Anticipated Total Depth	9300 ft.	
Surface Lessor	D & L ENERGY, INC.												

STATE OF OHIO  
 DEPARTMENT OF NATURAL RESOURCES  
 MINERAL RESOURCES MANAGEMENT  
 COLUMBUS, OH 43224



Gary Richard Taneri  
 Registered Professional Surveyor No. 7672



Tomiel J. Mikes  
405 Montridge Drive  
Canfield, OH 44406-1232

AVI FOODSYSTEMS, INC.  
Anthony Payiavlas, President  
2590 Elm Road NE  
Warren, OH 44483

Yellow Equipment & Terminals Inc.  
10990 Roe Avenue  
Shawnee Mission, KS 66207

T G Investments LLC  
4695 Mahoning Avenue  
Youngstown, OH 44515

Nexlev, Inc.  
7041 Truck World Blvd.  
Hubbard, OH 44425

G & K Martin Family  
3154 Cresent Drive NE  
Warren, OH 44483

D&F Management and Properties  
2000 North River Road  
Warren, OH 44483

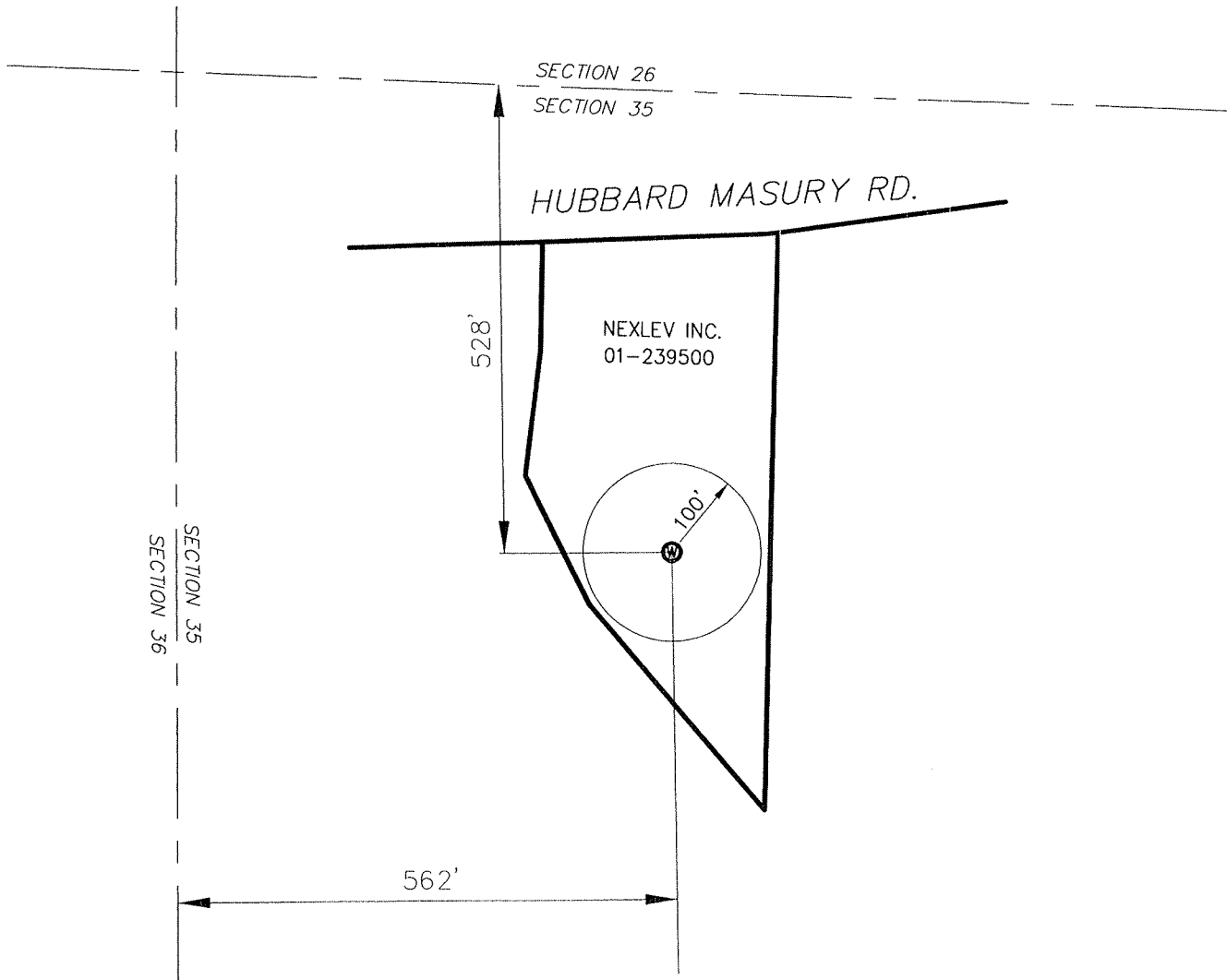
Loves Travel Stops and Country  
Stores, Inc.  
3336 East 32<sup>nd</sup> Street Suite 217  
Tulsa, OK 74134

Latitude: 41° 10' 24.73"  
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# WELL LOCATION PLAT

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⊙ PROPOSED BRINE WATER INJECTION WELL  
 NEW LOCATION



RECEIVED

SEP 26 2011

Surveyor or Engineer	GARY TANERI	Phone #	330-207-5502	Date	SEPT. 8, 2011	Scale	1"=200'	Acreage	3.98				
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Surface Landowner	NEXLEV, INC.			USGS 71/2 Quadrangle Map Name	SHARON WEST			Surface Elevation	947 ft.	Anticipated Total Depth	9300 ft.		
Surface Lessor	D & L ENERGY, INC.			Angle & Course of Deviation (Drilling)	VERTICAL								

STATE OF OHIO  
 DEPARTMENT OF NATURAL RESOURCES  
 MINERAL RESOURCES MANAGEMENT  
 COLUMBUS, OH 43224



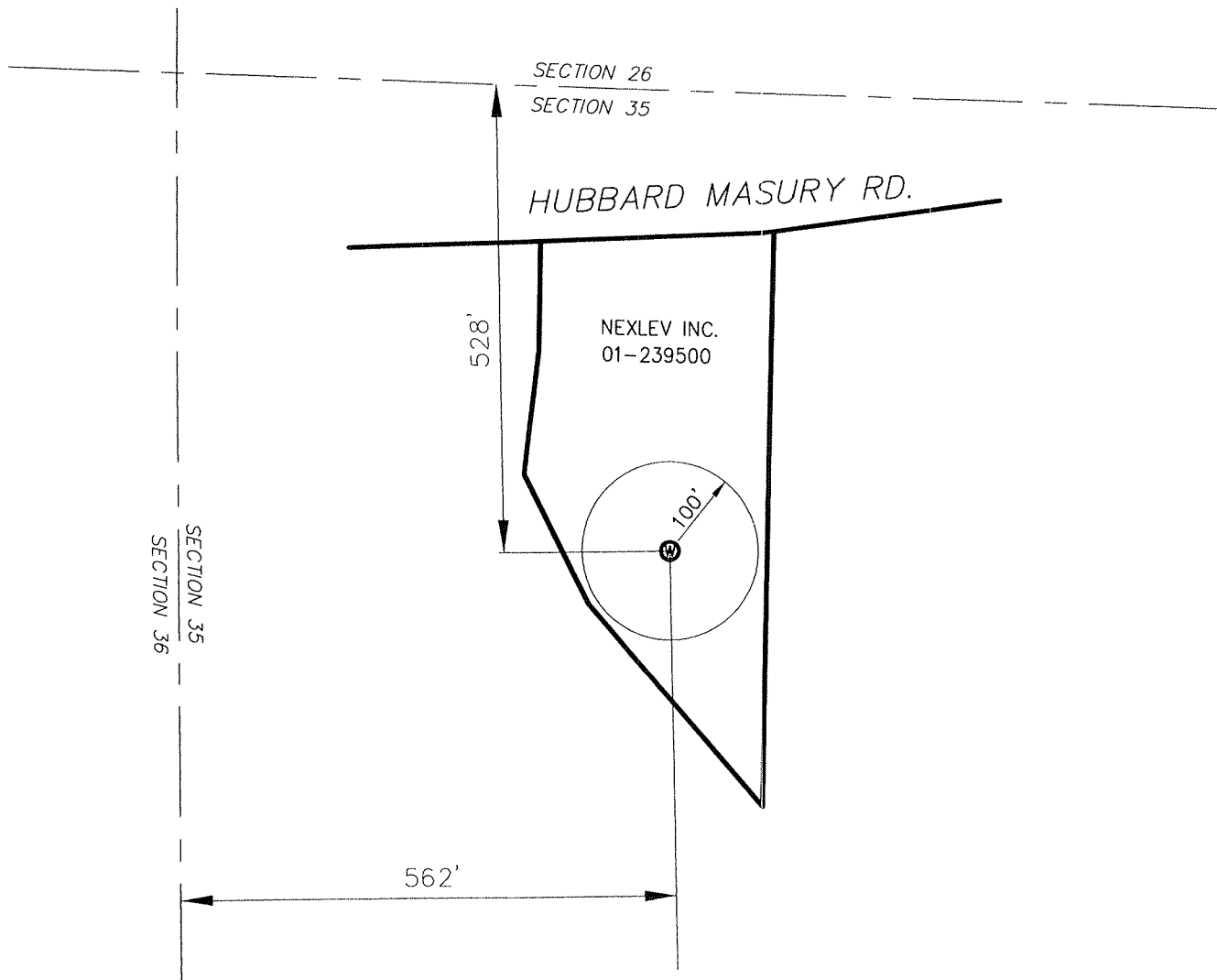
Gary Richard Taneri  
 Registered Professional Surveyor No. 7672



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STATE OF OHIO  
 DEPARTMENT OF NATURAL RESOURCES  
 MINERAL RESOURCES MANAGEMENT  
 COLUMBUS, OH 43224



Gary Richard Taneri  
 Registered Professional Surveyor No. 7672



# RESTORATION PLAN (Form 4)

Ohio Department of Natural Resources  
Division of Mineral Resources Management, 2045 Morse Road, Bldg. H-3, Columbus OH 43229-6693

<p>1. DATE OF APPLICATION: <b>SEPT. 19, 2011</b></p> <p>2. OWNER NAME, ADDRESS, &amp; TELEPHONE NO.: D&amp;L ENERGY, INC 2761 SALT SPRINGS RD., YOUNGSTOWN, OH 44509 330-792-984</p>	<p>3. API #: _____</p> <p>4. WELL #: <b>5</b></p> <p>5. LEASE NAME: <b>NORTHSTAR NEXLEV</b></p> <p>6. PROPERTY OWNER: <b>NEXLEV INC.</b></p> <p>7. COUNTY: <b>TRUMBULL</b></p> <p>8. CIVIL TOWNSHIP: <b>HUBBARD</b></p> <p>9. SECTION: <b>35</b>      10. LOT: _____</p> <p>17. TYPE OF WELL:  <input type="checkbox"/> Oil    <input type="checkbox"/> Gas    <input checked="" type="checkbox"/> Other</p>
<p>11. LAND USE:  <input checked="" type="checkbox"/> Cropland    <input type="checkbox"/> Commercial  <input checked="" type="checkbox"/> Pasture    <input checked="" type="checkbox"/> Idle Land  <input type="checkbox"/> Wetlands    <input type="checkbox"/> Recreational  <input type="checkbox"/> Residential    <input type="checkbox"/> Industrial  <input type="checkbox"/> Unreclaimed strip mine  <input type="checkbox"/> Woodland:    <input type="checkbox"/> Broadleaf    <input type="checkbox"/> Needlelike</p>	<p>18. STEEPEST SLOPE GRADIENT CROSSING SITE:  <input type="checkbox"/> 0 to 2%    <input checked="" type="checkbox"/> 2.1 to 8%  <input type="checkbox"/> 8.1 to 10%    <input type="checkbox"/> greater than 24%  <input type="checkbox"/> 10.1 to 24%</p>
<p>12. SLOPE GRADIENT &amp; LENGTH DETERMINED FROM:  <input type="checkbox"/> Ground Measurement  <input type="checkbox"/> U.S. Geological Survey Topographical Maps  <input checked="" type="checkbox"/> Other: (explain) <b>COUNTY GIS MAP</b></p>	<p>19. LENGTH OF STEEPEST SLOPE CROSSING SITE:  <input type="checkbox"/> 1 to 100 ft.    <input type="checkbox"/> 101 to 200 ft.  <input checked="" type="checkbox"/> 201 to 400 ft.    <input type="checkbox"/> greater than 400 ft.</p>
<p>13. TYPE OF FALL VEGETAL COVER:  <input type="checkbox"/> Little or no vegetal cover  <input type="checkbox"/> Short grasses  <input checked="" type="checkbox"/> Tall weeds or short brush (1 to 2 ft.)  <input type="checkbox"/> Brush or bushes (2 to 6 ft.)  <input type="checkbox"/> Agricultural crops  <input type="checkbox"/> Trees with sparse low brush  <input type="checkbox"/> Trees with dense low brush</p>	<p>20. RESTORATION OF DRILLING PITS: **  <input checked="" type="checkbox"/> Haul drilling fluids and fill pits  <input type="checkbox"/> Use steel circulating tanks  <input type="checkbox"/> Proposed alternative _____</p>
<p>14. SOIL &amp; RESOILING MATERIAL AT WELLSITE:  <input checked="" type="checkbox"/> Stockpile and protect topsoil to be used when preparing seedbed  <input type="checkbox"/> Use of soil additives (e.g., lime, fertilizer)  <input type="checkbox"/> No resoiling planned  <input type="checkbox"/> Proposed alternative _____</p>	<p>21. BACKFILLING AND GRADING AT SITE:  <input type="checkbox"/> Construct diversions channeled to naturally established drainage systems  <input type="checkbox"/> Construct terraces across slopes  <input type="checkbox"/> Grade to approximate original contour  <input type="checkbox"/> Grade to minimize erosion &amp; control offsite runoff  <input checked="" type="checkbox"/> Proposed alternative <b>DISPOSAL FACILITY</b></p>
<p>15. DISPOSAL PLAN FOR TREES AND TREE STUMPS:  <input type="checkbox"/> No trees disturbed    <input type="checkbox"/> Haul to landfill  <input type="checkbox"/> Cut into firewood    <input type="checkbox"/> Sell to lumber company  <input type="checkbox"/> Bury with landowner's approval  <input checked="" type="checkbox"/> Mulch small trees and branches, erosion control  <input checked="" type="checkbox"/> Use for wildlife habitat with landowner approval  <input type="checkbox"/> Proposed alternative _____</p>	<p>22. VEGETATIVE COVER TO BE ESTABLISHED AT SITE:  <input checked="" type="checkbox"/> Seeding plan    <input type="checkbox"/> Sod  <input type="checkbox"/> Agricultural crops    <input type="checkbox"/> Trees and/or Bushes  <input type="checkbox"/> Proposed alternative _____</p>
<p>16. SURFACE AND SUBSURFACE DRAINAGE FACILITIES:  <input checked="" type="checkbox"/> No existing drainage facilities for removal of surface and/or subsurface water  <input type="checkbox"/> Tile drainage system underlying land to be disturbed  <input type="checkbox"/> Drain pipe(s) underlying land to be disturbed  <input type="checkbox"/> Surface drainage facilities on land to be disturbed</p>	<p>23. ADDITIONAL HOLES:  <input checked="" type="checkbox"/> Rat/Mouse, if used, will be plugged</p> <p>24. PROPOSED OR CURRENT LENGTH OF ACCESS ROAD:  <input type="checkbox"/> 100 ft. or less    <input checked="" type="checkbox"/> 101 to 500 ft.  <input type="checkbox"/> 501 to 1500 ft.    <input type="checkbox"/> greater than 1500 ft.</p>
<p>16. SURFACE AND SUBSURFACE DRAINAGE FACILITIES: (continued)  <input type="checkbox"/> Cropland    <input type="checkbox"/> Pasture    <input type="checkbox"/> Commercial  <input checked="" type="checkbox"/> Idle land    <input type="checkbox"/> Wetlands    <input type="checkbox"/> Recreation  <input type="checkbox"/> Industrial    <input type="checkbox"/> Residential  <input type="checkbox"/> Unreclaimed strip mine  <input type="checkbox"/> Woodland:    <input type="checkbox"/> Broadleaf    <input type="checkbox"/> Needlelike</p>	<p>25. CURRENT LAND USE OF PATH OF ACCESS ROAD:  <input type="checkbox"/> Cropland    <input type="checkbox"/> Pasture    <input type="checkbox"/> Commercial  <input checked="" type="checkbox"/> Idle land    <input type="checkbox"/> Wetlands    <input type="checkbox"/> Recreation  <input type="checkbox"/> Industrial    <input type="checkbox"/> Residential  <input type="checkbox"/> Unreclaimed strip mine  <input type="checkbox"/> Woodland:    <input type="checkbox"/> Broadleaf    <input type="checkbox"/> Needlelike</p>

**\*\*PITS MUST BE FILLED WITHIN TWO MONTHS AFTER COMMENCEMENT OF THE WELL AND WITHIN FOURTEEN DAYS AFTER COMMENCEMENT OF THE WELL IN AN URBANIZED AREA.**

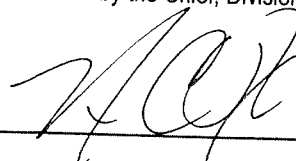
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SEP 26 2011

REQUIRED BY SECTION 1509.06 (A)(10), OHIO REVISED CODE -- FAILED TO SUBMIT MAY RESULT IN AN ASSESSMENT OF CRIMINAL FINES NOT LESS THAN \$10 NOR MORE THAN \$2,000.00 OR CIVIL PENALTIES NOT LESS THAN \$4,000.00.

<p>26. SURFACING MATERIAL FOR ACCESS ROAD:</p> <p><input checked="" type="checkbox"/> Gravel                      <input type="checkbox"/> Brick and/or tile waste</p> <p><input type="checkbox"/> Slag                              <input type="checkbox"/> Crushed stone</p> <p><input type="checkbox"/> No surfacing material to be used</p> <p><input type="checkbox"/> Proposed alternative _____</p>	<p>29. STEEPEST SLOPE GRADIENT ON ACCESS ROAD:</p> <p><input checked="" type="checkbox"/> 0 to 5%</p> <p><input type="checkbox"/> 6 to 10%</p> <p><input type="checkbox"/> greater than 10%</p>
<p>27. PATH OF ACCESS ROAD TO BE DETERMINED BY:</p> <p><input type="checkbox"/> Landowner                      <input type="checkbox"/> Contractor</p> <p><input type="checkbox"/> Existing access road              <input checked="" type="checkbox"/> Operator</p>	<p>30. APPROXIMATE LENGTH OF STEEPEST SLOPE ON ROAD:</p> <p><input checked="" type="checkbox"/> 0 to 100 ft.                      <input type="checkbox"/> 101 to 200 ft.</p> <p><input type="checkbox"/> 201 to 400 ft.                      <input type="checkbox"/> greater than 400 ft.</p>
<p>28. GRADING AND EROSION CONTROL PRACTICE ON ROAD:</p> <p><input checked="" type="checkbox"/> Diversions                              <input type="checkbox"/> Filter strips</p> <p><input type="checkbox"/> Drains                                      <input type="checkbox"/> Riprap</p> <p><input type="checkbox"/> Open top culverts                      <input type="checkbox"/> Water breaks</p> <p><input type="checkbox"/> Outsloping of road</p> <p><input type="checkbox"/> Pipe culverts</p> <p><input type="checkbox"/> Proposed alternative _____</p>	<p>31. HAS LANDOWNER RECEIVED A COPY OF THIS RESTORATION PLAN?</p> <p><input type="checkbox"/> Yes                                      <input checked="" type="checkbox"/> No</p>

The undersigned hereby agrees to implement all restoration operations identified on this form, and conform to all provisions of Section 1509.072 of the Ohio Revised Code, and to all Orders and rules issued by the Chief, Division of Mineral Resources Management.

Signature of Owner/Authorized Agent 

Name (Typed or Printed) NICHOLAS PAPARODIS Date 9/20/2011

RESTORATION PLAN MUST BE SUBMITTED TO THE DIVISION IN DUPLICATE.

**RECEIVED**

SEP 26 2011



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Ohio Department of Natural Resources

Division of Mineral Resources Management, 2045 Morse Road, Bldg. H-3, Columbus OH 43229-6693

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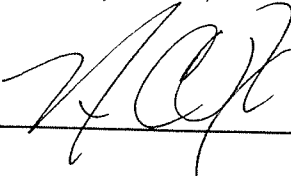
RECEIVED

REQUIRED BY SECTION 1509.06 (A)(10), OHIO REVISED CODE -- FAILED TO SUBMIT MAY RESULT IN AN ASSESSMENT OF CRIMINAL FINES NOT LESS THAN \$100.00 NOR MORE THAN \$2,000.00 OR CIVIL PENALTIES NOT LESS THAN \$4,000.00.

SEP 26 2011

<p>26. SURFACING MATERIAL FOR ACCESS ROAD:</p> <input checked="" type="checkbox"/> Gravel <input type="checkbox"/> Brick and/or tile waste <input type="checkbox"/> Slag <input type="checkbox"/> Crushed stone <input type="checkbox"/> No surfacing material to be used <input type="checkbox"/> Proposed alternative	<p>29. STEEPEST SLOPE GRADIENT ON ACCESS ROAD:</p> <input checked="" type="checkbox"/> 0 to 5% <input type="checkbox"/> 6 to 10% <input type="checkbox"/> greater than 10%
<p>27. PATH OF ACCESS ROAD TO BE DETERMINED BY:</p> <input type="checkbox"/> Landowner <input type="checkbox"/> Contractor <input type="checkbox"/> Existing access road <input checked="" type="checkbox"/> Operator	<p>30. APPROXIMATE LENGTH OF STEEPEST SLOPE ON ROAD:</p> <input checked="" type="checkbox"/> 0 to 100 ft. <input type="checkbox"/> 101 to 200 ft. <input type="checkbox"/> 201 to 400 ft. <input type="checkbox"/> greater than 400 ft.
<p>28. GRADING AND EROSION CONTROL PRACTICE ON ROAD:</p> <input checked="" type="checkbox"/> Diversions <input type="checkbox"/> Filter strips <input type="checkbox"/> Drains <input type="checkbox"/> Riprap <input type="checkbox"/> Open top culverts <input type="checkbox"/> Water breaks <input type="checkbox"/> Outsloping of road <input type="checkbox"/> Pipe culverts <input type="checkbox"/> Proposed alternative	<p>31. HAS LANDOWNER RECEIVED A COPY OF THIS RESTORATION PLAN?</p> <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No

The undersigned hereby agrees to implement all restoration operations identified on this form, and conform to all provisions of Section 1509.072 of the Ohio Revised Code, and to all Orders and rules issued by the Chief, Division of Mineral Resources Management.

Signature of Owner/Authorized Agent 

Name (Typed or Printed) NICHOLAS PAPANODIS Date 9/20/2011

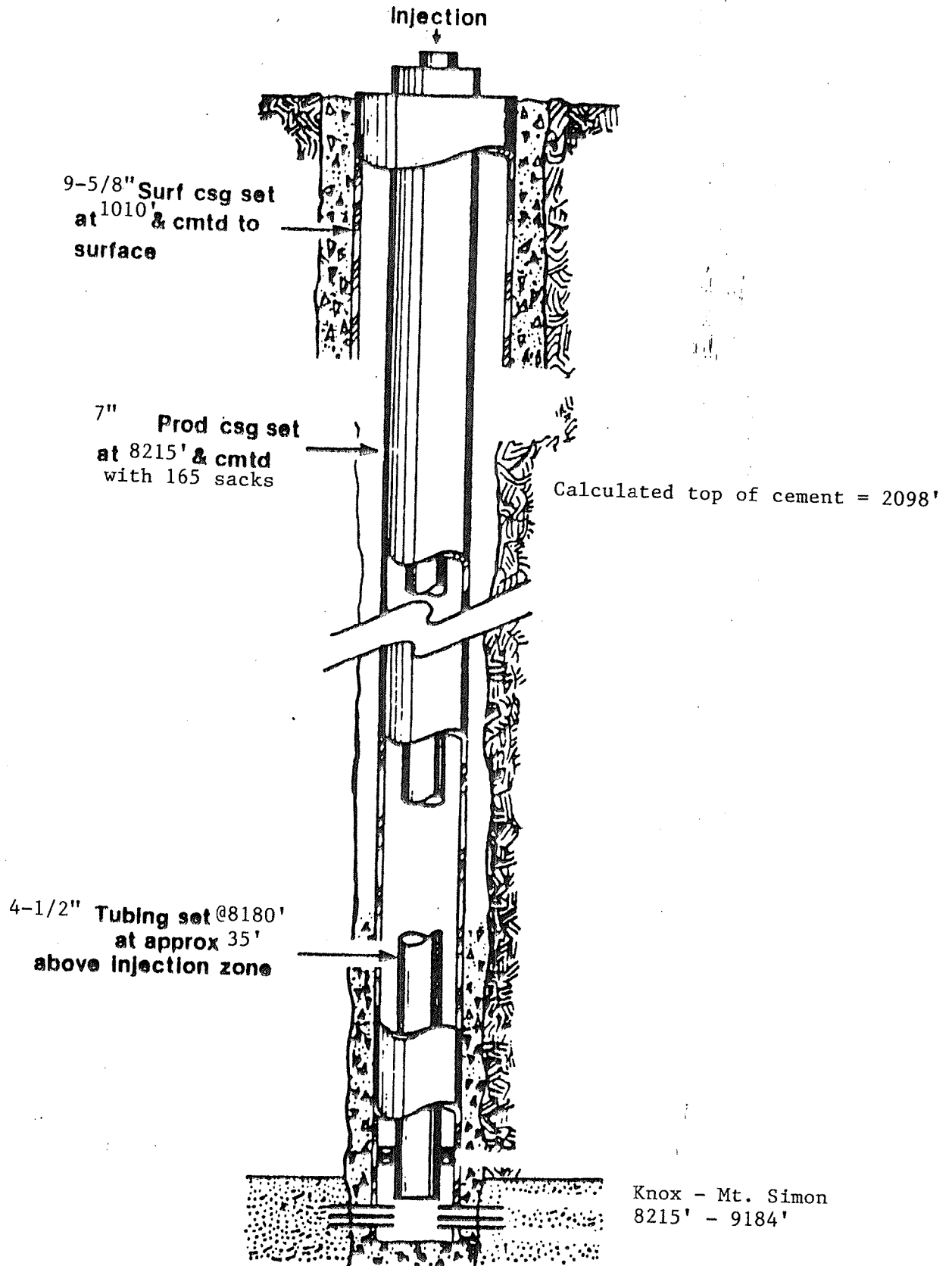
RESTORATION PLAN MUST BE SUBMITTED TO THE DIVISION IN DUPLICATE.

**RECEIVED**

SEP 26 2011

### Subsurface Construction For Injection Well

Maximum Injection Pressure: 1890 psi



Total Depth: 9184 feet



**D & L ENERGY, INC.**  
**LAND DEPARTMENT**

2761 Salt Springs Road, Youngstown, Ohio 44509  
(330) 792-9524 (888) 343-4427 Fax (330) 270-1202  
[www.dandlenergy.com](http://www.dandlenergy.com)

---

September 23, 2011

Ohio Department of Natural Resources  
Division of Mineral Resources Management  
2045 Morse Road, Building H-3  
Columbus, OH 43229-6693

Ladies and Gentlemen:

Enclosed please find the Application for a Permit to drill a **Saltwater Injection Well** and the required documentation for the following wells:

**North Star Nexlev Well #5**  
**North Star Collins Well #6**

Also, enclosed is check #21461, in the amount of \$2,000.00.

If you have any questions, please contact Nicholas Paparodis at 330-792-9524, ext. 132.

Very truly yours,

D&L ENERGY, INC.

A handwritten signature in cursive script that reads 'Kimberly Little'.

Kimberly Little  
Land Administration

/kl

Enclosures

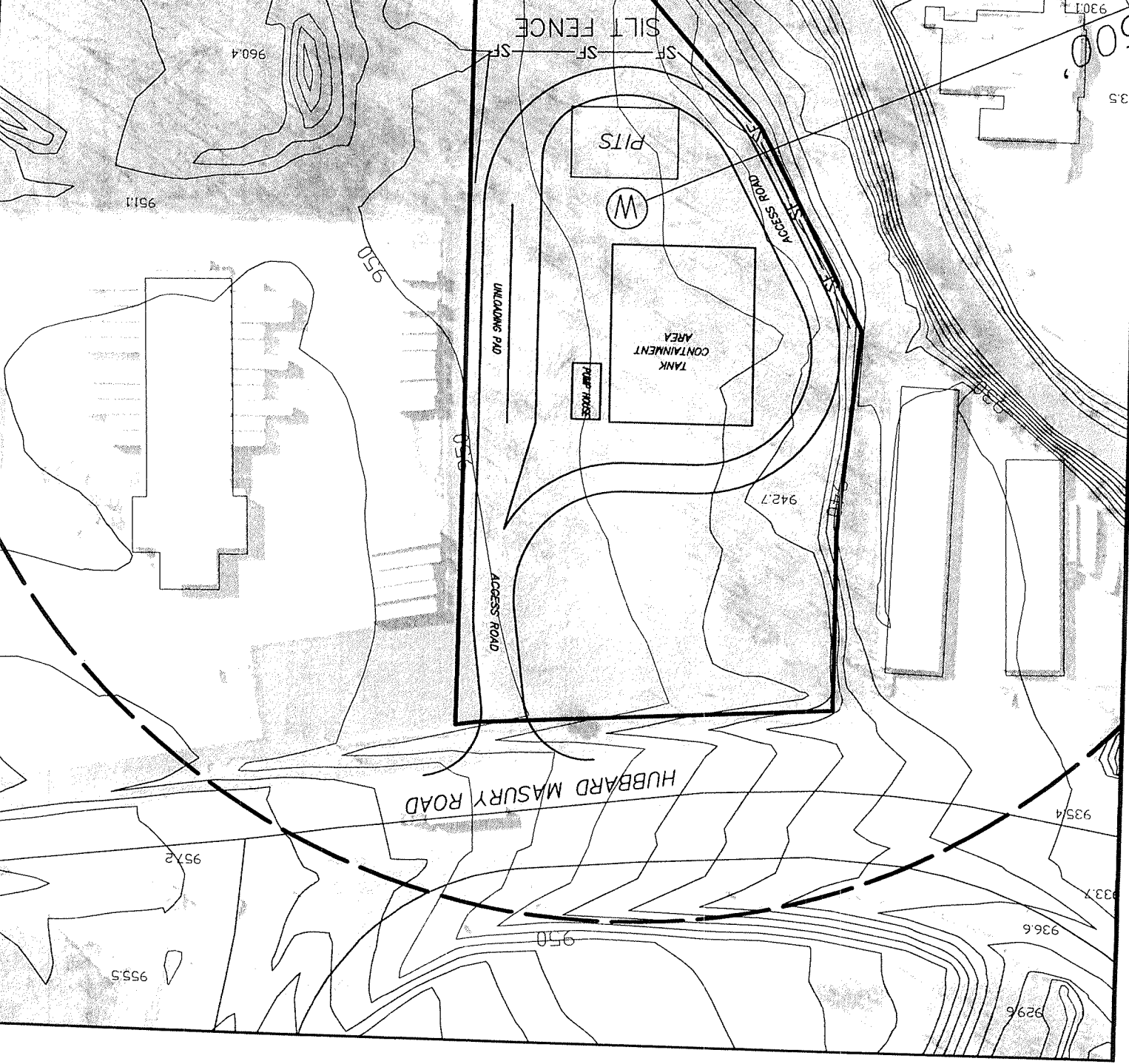
**RECEIVED**

SEP 26 2011

D & L ENERGY, INC.  
2761 SALT SPRINGS ROAD  
YOUNGSTOWN, OH 44509  
330-792-9524

NORTHSTAR NEXLEV NO.5  
FOR  
PROPOSED SITE PLAN

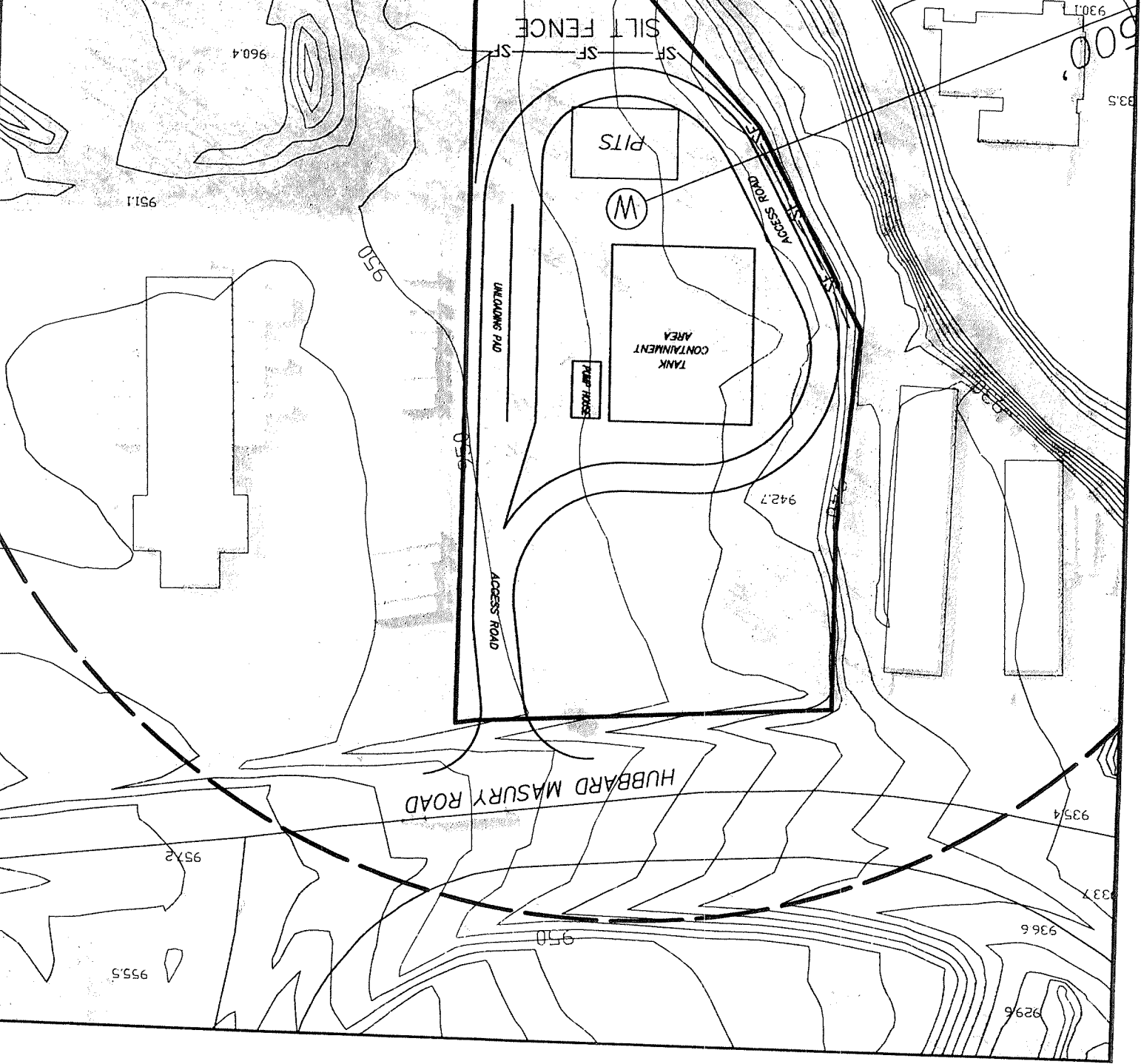
SCALE: 1"=100'



D & L ENERGY, INC.  
2761 SALT SPRINGS ROAD  
YOUNGSTOWN, OH 44509  
330-792-9524

NORTHSTAR NEXLEV NO.5  
FOR  
PROPOSED SITE PLAN

SCALE: 1"=100'



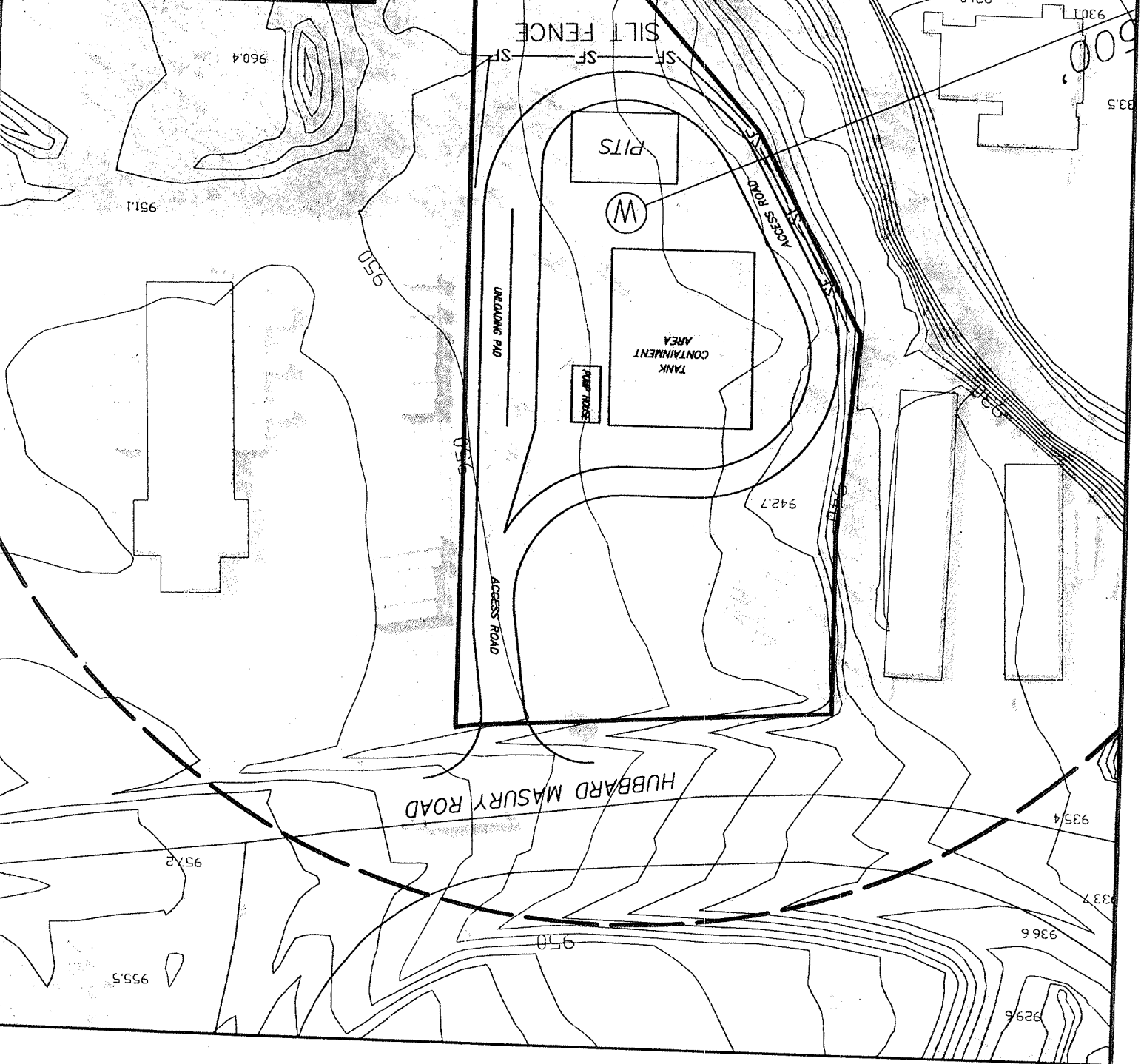
D & L ENERGY, INC.  
2761 SALT SPRINGS ROAD  
YOUNGSTOWN, OH 44509  
330-792-9524

NORTHSTAR NEXLEV NO.5  
FOR  
PROPOSED SITE PLAN

SCALE: 1"=100'



RECEIVED  
SEP 26 2011



THE STATE OF OHIO }  
Mahoning County

Proof of Publication

LEGAL NOTICE

PUBLIC NOTICE

D & L Energy, Inc. 2761 Salt Springs Rd, Youngstown, OH, 44509, (330) 792-9524 is applying to permit a well for the injection of brine water produced in association with oil and natural gas. The location of the proposed injection well is Northstar Nexlev #5, well, Section 35, Hubbard Township, Trumbull County, Ohio. The proposed well will inject into the Knox - Mt. Simon Sandstone at a depth of 8215 feet to 9180 feet. The average injection is estimated to be 1500 barrels per day. The maximum injection pressure is estimated to be 1890 psi. Further information can be obtained by contacting D & L Energy, Inc. or the Division of Mineral Resources Management. The address of the Division is: Ohio Department of Natural Resources, Division of Mineral Resources Management, 2045 Morse Road, Building H-3, Columbus, Ohio, 43229-6693, (614) 265-6633. For full consideration, all comments and objections must be received by the Division, in writing, within fifteen calendar days of the date of this published legal notice.

Personally appeared before the undersigned authority, Julia Richardson  
of THE VINDICATOR PRINTING COMPANY, publishers of THE VINDICATOR,  
a newspaper printed and of general circulation in Mahoning, Trumbull and  
Columbiana Counties in Ohio and Lawrence and Mercer Counties in Pennsylvania,  
and being duly sworn, on h...<sup>5</sup>... oath deposes and says that the notice hereto  
attached was published ..... times and that insertions were as follows:

.....  
.....  
.....  
Advertisement..... \$ 95.00  
Affidavit..... \$ 2.00  
TOTAL..... \$ 97.00

Sworn to and subscribed before me this 28 day of Oct. A.D. 2011

RECEIVED

NOV 3 2011

DIVISION OF MINERAL  
RESOURCES MANAGEMENT

Kelley I. Kurtz  
KELLEY I. KURTZ  
NOTARY PUBLIC, STATE OF OHIO  
MAHONING COUNTY  
My Comm. Expires June 4, 2012

NOTARY PUBLIC





**D & L ENERGY, INC.**  
**LAND DEPARTMENT**

2761 Salt Springs Road, Youngstown, Ohio 44509  
(330) 792-9524 (888) 343-4427 Fax (330) 270-1202  
[www.dandlenergy.com](http://www.dandlenergy.com)

---

November 1, 2011

RECEIVED

NOV 3 2011

Tom Tomastik, Geologist  
Division of Mineral Resources Management  
2045 Morse Road, Building H-3  
Columbus, OH 43229-6693

DIVISION OF MINERAL  
RESOURCES MANAGEMENT

Dear Tom:

Enclosed please find the original Proof of Publication from The Vindicator for the NORTHSTAR NEXLEV WELL NO. 5. Should you need anything further do not hesitate to contact us.

Very truly yours,

D&L ENERGY, INC.

  
Kimberly Little  
Land Administration

/kl

Enclosures

SAMPLES

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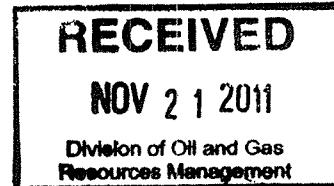


*D&L ENERGY, INC.  
LAND DEPARTMENT*

2761 Salt Springs Road, Youngstown, Ohio 44509  
330-792-9524 888-343-4427 Fax 330-270-1202  
www.dandlenergy.com

November 22, 2011

Ohio Department of Natural Resources  
Division of Mineral Resources Management  
Building H-3  
2045 Morse Road, Columbus, OH 43229-6693  
Attn: Mr. Tom Tomastik



RE: Northstar Nexlev Well No. 5 (SWIW),  
Township of Hubbard Objection Letter dated October 19, 2011

Dear Mr. Tomastik,

D&L Energy, Inc. would like to address and clarify the misinformation that was sent by Hubbard Township to the ODNR via the above referenced letter.

1. D&L Energy, Inc. has complied with all notifications requirements in regard to the permitting of the proposed Northstar Nexlev Well No. 5 (SWIW). The ORC that the Township refers to in their letter does not pertain to notifications for the permitting of Saltwater Injection wells.

2. a.) Distances to Tributary of Little Yankee Run are as follows: Wellhead: 186', Limits of drilling location: 65', Pits: 130', Tank Storage: 140'.

b.) Groundwater Aquifer is protected by casing and cement programs.

c.) This property is not within the 100 year floodplain. The lowest elevation on site is 14 feet above the 100 year flood elevation of 928.5'. Our facility will be constructed at elevation 944' plus or minus.

d.) The Township does not have nor did it submit any data that would support their claim and is only speculating that disposal wells are causing earthquakes.

e.) The Township is right it is paramount that Ohio capitalizes on the revenue stream that is and will be generated by the disposal of brine water.

D&L Energy, Inc. is requesting that the objection of Hubbard Township be denied due to the Township's submittal of misinformation, speculation, and its inability to demonstrate a valid health or safety concern.

Sincerely,

Nicholas C. Pappas  
Vice President of Land Operations

**D&L ENERGY, INC.**

2761 Salt Springs Rd., Youngstown, OH 44509  
Telephone: 330-792-9524, ext. 132  
Fax: 330-270-1202

# Fax

<b>To:</b> Tom Tomastik / ODNR	<b>From:</b> Nicholas C. Paparodis, V.P. Land
<b>Fax:</b> 614-265-7998	<b>Pages:</b> Cover plus 1
<b>Phone:</b> 614-265-6633	<b>Date:</b> November 22, 2011
<b>Re:</b> Northstar Nexlev Well No. 5	<b>CC:</b>

<b>Urgent</b>	<b>XFor Review</b>	<b>Please Comment</b>	<b>Please Reply</b>	<b>Please Recycle</b>
---------------	--------------------	-----------------------	---------------------	-----------------------

Tom,  
See following letter.  
  
Nick Paparodis

If any further information is needed feel free to contact Nick at letterhead # or by e-mail address: [NPaparodis@dandlenergy.com](mailto:NPaparodis@dandlenergy.com)

**D&L ENERGY, INC.**

2761 Salt Springs Rd., Youngstown, OH 44509  
Telephone: 330-792-9524, ext. 132  
Fax: 330-270-1202

# Fax

<b>To:</b> Tom Tomastik / ODNR	<b>From:</b> Nicholas C. Paparodis, V.P. Land
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<b>Phone:</b> 614-265-6633	<b>Date:</b> November 23, 2011
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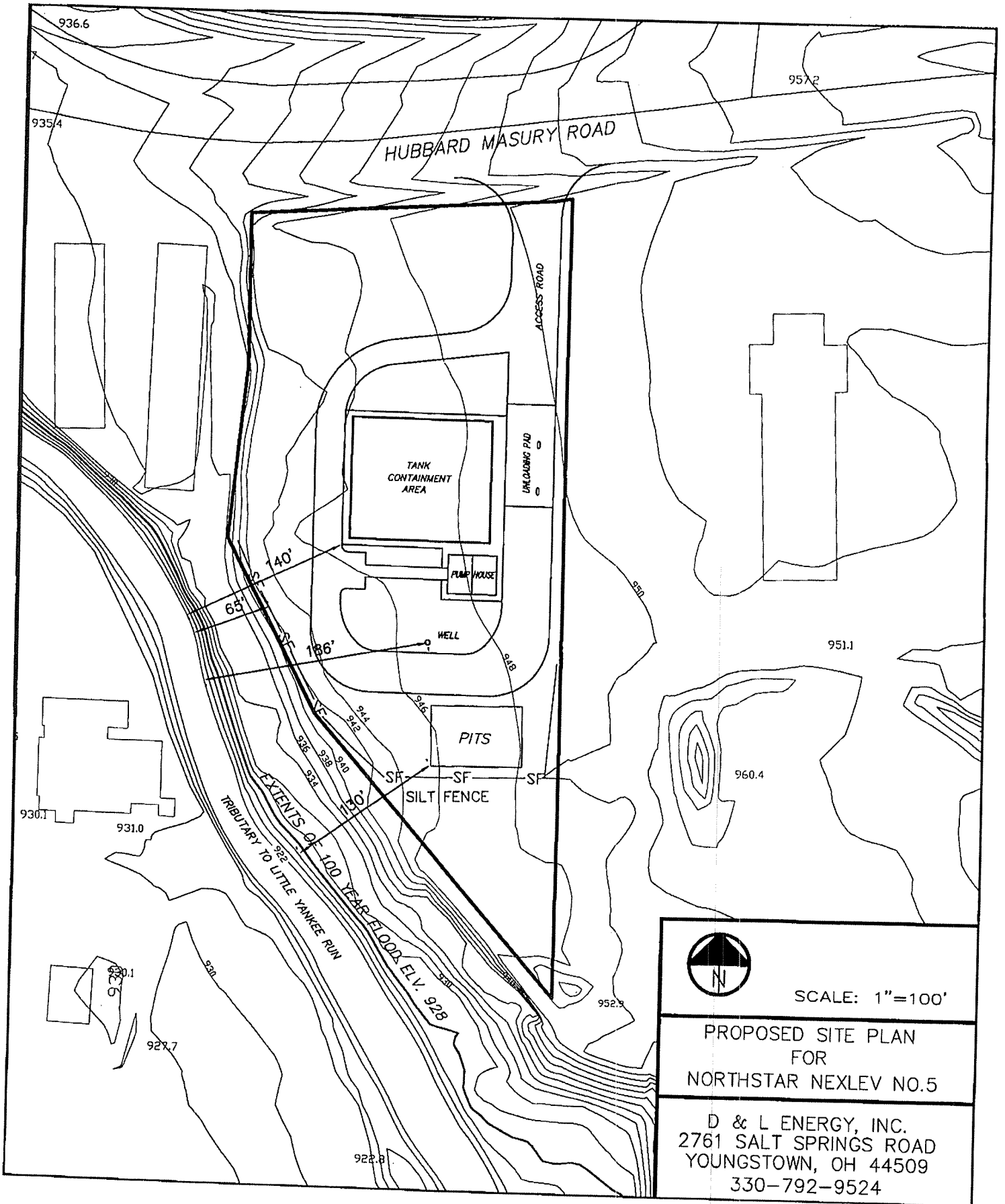
**Urgent**    **XFor Review**    **Please Comment**    **Please Reply**    **Please Recycle**

Tom,

Pursuant to our telephone conversation I have attached a map that depicts distances as referred to in my letter to you dated November 22, 2011.

Nick Paparodis

If any further information is needed feel free to contact Nick at letterhead # or by e-mail address: [NPaparodis@dandlenergy.com](mailto:NPaparodis@dandlenergy.com)



SCALE: 1"=100'

PROPOSED SITE PLAN  
FOR  
NORTHSTAR NEXLEV NO.5

D & L ENERGY, INC.  
2761 SALT SPRINGS ROAD  
YOUNGSTOWN, OH 44509  
330-792-9524

**Tomastik, Tom**

**From:** Venita Bowman [VBowman@runfola.com]  
**Sent:** Tuesday, November 29, 2011 12:25 PM  
**To:** Tomastik, Tom  
**Subject:** RE: Upcoming public meeting and need for a court reporter

Thank you, Tom.

Your confirmation number for December 13<sup>th</sup> starting at 3:00 is 14670VBO.

**Ms. Venita Bowman**  
**Administrative Director**



[www.Runfola.com](http://www.Runfola.com)  
(614) 841-7759  
(614) 841-7749 (fax)

*Wavtext Digital Systems*  
*Green Global Reporti*

**From:** Tomastik, Tom [mailto:Tom.Tomastik@dnr.state.oh.us]  
**Sent:** Tuesday, November 29, 2011 8:25 AM  
**To:** Venita Bowman  
**Subject:** Upcoming public meeting and need for a court reporter

Venita:

The Division of Oil and Gas Resources Management will need a court reporter for an upcoming public meeting on December 13th starting at 3:00pm. The location is the Hubbard Township Trustees office in Trumbull County. The address is Administration Building, 2600 Elmwood Drive Ext. Hubbard, Ohio 44425. Their phone number is (330) 534-1411. Please let me know if this date and time wil work for you.

Thanks,  
Tom Tomastik, Geologist 4  
Division of Oil and Gas Resources Management  
2045 Morse Road, H-3  
Columbus, Ohio 43229-6693  
(614) 265-1032

11/29/2011



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« 'A long road'

Ohio Parole Board hears Lorr...»

# Meeting held on injection well

## Hubbard Township residents learn about disposal practice

December 14, 2011

By DAN POMPILI - reporter (dpompili@tribtoday.com) , Tribune Chronicle | TribToday.com

Save | Comments (10) | Post a comment | SHARE ...

HUBBARD TOWNSHIP - Township residents gathered in the administration meeting hall Tuesday to hear from the Ohio Department of Natural Resources Division of Oil and Gas regarding a proposed brine injection well on Masury Road.

ODNR geologist Tom Tomastik gave a presentation on oil and gas drilling history in Ohio, the drilling and injection process, as well as Ohio laws regarding the practice.

In turn, the roughly 30 residents in attendance spent the next hour and a half asking him about safety, chemical contamination, land rights and interstate commerce laws.

"We can't stop it coming in, but obviously we want to properly dispose of it," Tomastik said.

The brine water currently being disposed of in Ohio comes largely from Pennsylvania, where disposing or recycling at wastewater treatment plants has been banned.

Tomastik and two other ODNR Oil and Gas representatives explained that interstate commerce laws allow Pennsylvania to send the brine water over state lines, and that deep-well injection remains the safest means of disposing of the water. He also insisted multiple times that the saltwater is not "hazardous."

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He said 98 percent of all brine water is injected deep into geologically formed pockets below the earth's crust, while two percent is used by city and state governments for dust and ice control on roads.

Tomastik also said that unless the permit application or the drilling or injection site violates the Ohio Revised Code, ODNR is required to grant the permit.

"You're seeing the wells in Pennsylvania but their dumps are in Ohio," said resident John Pieton.

Tomastik said that while local citizens cannot appeal the permits, they should take comfort that Ohio's laws are far more stringent than federal standards.

Township Trustee Fred Hanley urged all residents present to begin calling their legislators and demanding control be restored to citizens.

Tomastik said the state earns \$.05 per gallon injected within the designated injection well districts and \$.20 for each gallon outside those districts.

"It's not about the jobs, god knows we need the jobs," Hanley said. "This is toxic waste coming from Pennsylvania. This is why we objected. The state is the only one making any money off this."

Hanley also claimed the state did not inform the township properly either. He said the county engineer handed the trustees a copy of a road bond D&L Energy was required to file because the drilling rig weighs more than 90,000 pounds and will likely damage the roads.

He said they filed a formal objection with ODNR on Oct. 19. On Nov. 14, they filed an appeal with the governor's office requesting a moratorium on the well. The governor sent a reply that the matter would be turned over to ODNR. Hanley said no moratorium has been issued. When appeals are filed on a permit, ODNR will hold meetings with residents like the one held Tuesday.

All three trustees spoke against the well, and Hanley said the greatest concern was the well's proximity to Little Yankee Run Creek.

Hanley said it will sit less than 100 meters from the creek and that the well will be drilled through an aquifer that provides well water for 7,500 or more township residents.

Tomastik said that in 2010 more than 8.5 million barrels of brine were injected into 194 wells across Ohio, at 42 gallons per barrel. He said some of the higher volume wells can inject from 1,000 to 2,000 barrels per day.

Hanley said 3,500 gallons per day are already coming in from Pennsylvania and he is worried that the damage to the Interstate-80



interchange will be too much to handle if the heavy truck traffic continues to increase.

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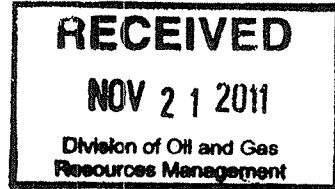


D&L ENERGY, INC.  
LAND DEPARTMENT

2761 Salt Springs Road, Youngstown, Ohio 44509  
330-792-9524 888-343-4427 Fax 330-270-1202  
www.dandlenergy.com

November 22, 2011

Ohio Department of Natural Resources  
Division of Mineral Resources Management  
Building H-3  
2045 Morse Road, Columbus, OH 43229-6693  
Attn: Mr. Tom Tomastik



RE: Northstar Nexlev Well No. 5 (SWIW),  
Township of Hubbard Objection Letter dated October 19, 2011

Dear Mr. Tomastik,

D&L Energy, Inc. would like to address and clarify the misinformation that was sent by Hubbard Township to the ODNR via the above referenced letter.

1. D&L Energy, Inc. has complied with all notifications requirements in regard to the permitting of the proposed Northstar Nexlev Well No. 5 (SWIW). The ORC that the Township refers to in their letter does not pertain to notifications for the permitting of Saltwater Injection wells.
2. a.) Distances to Tributary of Little Yankee Run are as follows: Wellhead: 186', Limits of drilling location: 65', Pits: 130', Tank Storage: 140'.  
b.) Groundwater Aquifer is protected by casing and cement programs.  
c.) This property is not within the 100 year floodplain. The lowest elevation on site is 14 feet above the 100 year flood elevation of 928.5'. Our facility will be constructed at elevation 944' plus or minus.  
d.) The Township does not have nor did it submit any data that would support their claim and is only speculating that disposal wells are causing earthquakes.  
e.) The Township is right it is paramount that Ohio capitalizes on the revenue stream that is and will be generated by the disposal of brine water.

D&L Energy, Inc. is requesting that the objection of Hubbard Township be denied due to the Township's submittal of misinformation, speculation, and its inability to demonstrate a valid health or safety concern.

Sincerely,

Nicholas C. Pappas  
Vice President of Land Operations

**D&L ENERGY, INC.**

2761 Salt Springs Rd., Youngstown, OH 44509  
Telephone: 330-792-9524, ext. 132  
Fax: 330-270-1202

# Fax

<b>To:</b> Tom Tomastik / ODNR	<b>From:</b> Nicholas C. Paparodis, V.P. Land
<b>Fax:</b> 614-265-7998	<b>Pages:</b> Cover plus 1
<b>Phone:</b> 614-265-6633	<b>Date:</b> November 22, 2011
<b>Re:</b> Northstar Nexlev Well No. 5	<b>CC:</b>

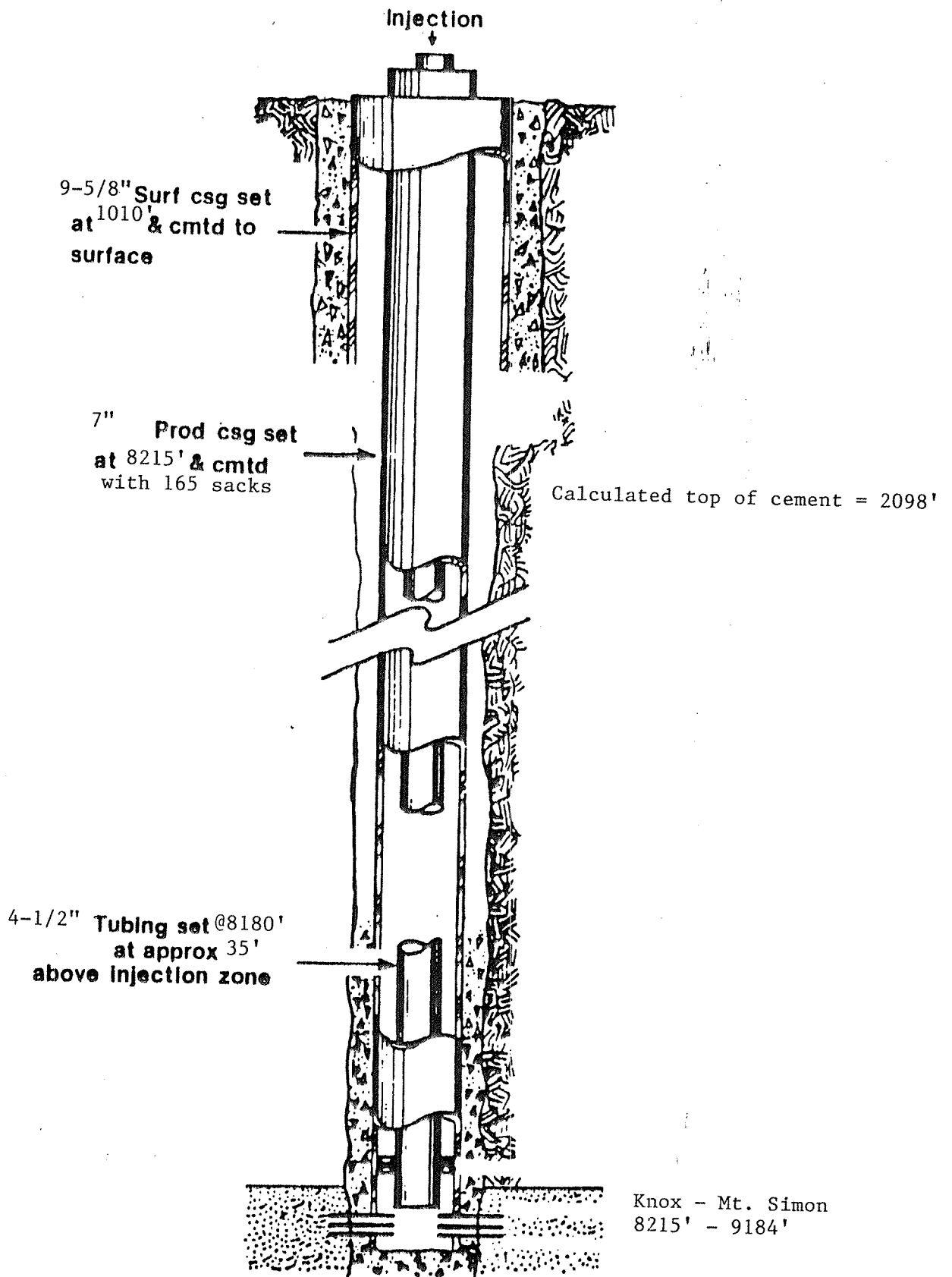
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Tom,  
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Nick Paparodis

If any further information is needed feel free to contact Nick at letterhead # or by e-mail address: [NPaparodis@dandlenergy.com](mailto:NPaparodis@dandlenergy.com)

### Subsurface Construction For Injection Well

Maximum Injection Pressure: 1890 psi



Total Depth: 9184 feet

Mr. Tom Tomastik

Ohio D N R Oil & Gas Division

Attn: Mr. Tomastik

As a resident of Trumbull County, Ohio and Hubbard Township 44425 I strongly OPPOSE the Idea of a brine well in our Area, in our State and even in our country.

The waste that they want to inject into the earth is destined to cause some type of Contamination, Spill or Pollution. The amount of traffic that the number of daily trucks arriving to dump will cause massive traffic jams in an already very busy travel area. The possibility of a spill into a nearby creek would kill fish, and endanger wildlife and the population. But it would be a just desert for Pennsylvania as the creek flows East right into the Shenango River and they would be getting their trash right back. But how long would it be before they tried to sue Ohio for the pollution of their water and killing their fish?

This area of the county has a massive aquifer and most of the Township has good well water. The only area that I know of where it is bad is due to ground water contamination most of which are rather shallow wells and in an area of poor septic pecculation. There is already a move on to install a sanitary sewer system in those areas.

This drilling boom is driving the cost of common land very high and will end up in a disaster in future land development. The technology is sort of new and very little has been done to investigate the other options for getting rid of this waste.

The company in Warren Ohio which is using the warren water treatment and sewer plant to get rid of the same waste has been working. Go there and not here. Pennsylvania will NOT let them dump in their state, Why Should We? ? ?

John R. Walsh Hubbard Township resident

Mr. Tom Tomastik

Ohio D N R Oil & Gas Division

Attn: Mr. Tomastik

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