

MEMORANDUM OF AGREEMENT BETWEEN

THE WEST VIRGINIA DEPARTMENT OF ENVIRONMENTAL PROTECTION AND THE WEST VIRGINIA DEPARTMENT OF HEALTH

This Memorandum of Agreement (MOA) is established and entered into by the West Virginia Department of Environmental Protection, Division of Water and Waste Management (DWWM) and The West Virginia Department Of Health, Office of Environmental Health Services (OEHS). This MOA is effective as of the date both parties' sign. DWWM is the West Virginia Agency with the duty and authority to administer West Virginia Chapter 22 Article 11, 11A, 11B and 12 statutes and rules related to Class 1, 4, Non-Mining Class 5 and Class 6 Underground Injection Control (UIC) operations.

PURPOSE

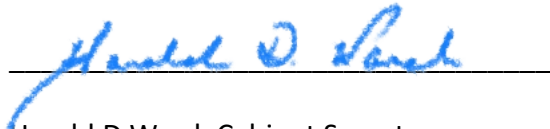
- > To ensure safe Drinking Water (DW) is provided and maintained for the area near the proposed Injection Wells.
- > To understand the possible effects upon the health of the public which may occur if injected fluids were to enter an Underground Source of Drinking Water.

AGREEMENT

As part of the review of new permit applications DWWM and WV OEHS shall administer practices in the following manner:

1. DWWM will, upon receipt, provide access to its permitting system for administratively complete permit applications or renewals and major modifications to the WV OEHS.
2. DWWM will deliver draft permit documents and Public Notices to WV OEHS.
3. WV OEHS will conduct a review of the proposed area of work and permit application details and provide input for the DWWM review to assist in permit determinations.

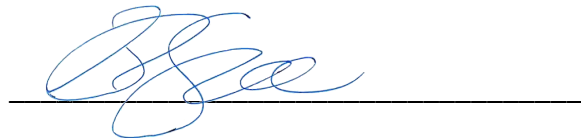
4. Upon receipt of comments provided by the WV OEHS regarding the source of DW Intake, DWWM will review each comment thoroughly, further communicate with WV OEHS if necessary, and ultimately utilize this information to make proper permit determination.
5. DWWM will provide access to WV OEHS for assessing reports on Mechanical Integrity of Wells and DW Safety.
6. This MOA may be terminated by DWWM or WV OEHS on six months' written notice. Notice of Termination and all other communications about this MOA shall be addressed as follows:



Harald D Ward, Cabinet Secretary
West Virginia Department of Environmental Protection
601 57th St, S.E.
Charleston, WV 25304
Phone: 304-926-0499
Fax: 304-926-0463

4-26-2024

Date



Sherri A. Young, DO, MBA, FAAFP
Cabinet Secretary
West Virginia Department of Health
One Davis Square, Suite 100, East
Charleston, WV 25301
Phone: 304-558-0684
Fax: 304-558-1130

April 26, 2024

Date

This MOA constitutes of the sole and entire agreement of the DWWM and WV OEHS with respect to subject matter of MOA, and supersedes all prior and contemporaneous understandings and agreements, both written and oral, with respect to the subject matter hereof.

By mutual consent, both parties agree that this MOA is effective on the date specified on the face of this document and that the signatories below have authority to enter into this MOA.

This MOA may be executed in counterparts, both of which when so executed and delivered shall be deemed to be original, but both such counterparts together shall constitute one and the same agreement. Delivery of any executed counterpart of a signature page of this MOA by facsimile or other electronic transmission shall be effective as a delivery of manually executed counterpart of this MOA.