



pennsylvania
DEPARTMENT OF ENVIRONMENTAL
PROTECTION

August 28, 2024

CERTIFIED MAIL NO: [REDACTED]

[REDACTED]

Re: Water Supply Investigation: 372907
Notice Sent to Operator
Terry Township, Bradford County

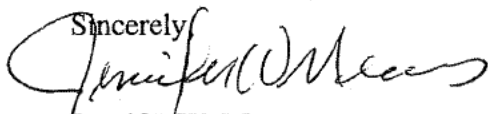
Dear [REDACTED]

The purpose of this letter is to notify you of the Department's action of approving a rebuttal to the presumption of liability submitted by Chesapeake Appalachia, LLC ("CALLC") regarding your water supply. The Department action is set forth in the enclosed letter. On August 1, 2023, you received a letter from the Department stating that CALLC was presumed responsible for the pollution of your water supply located at the above address ("Water Supply"). Section 3218(d)(2) of the Oil and Gas Act, 58 Pa. C.S. § 3218(d)(2), allows an oil and gas operator the opportunity to rebut the presumption that oil and gas activities impacted the Water Supply. On July 3, 2023 and April 17, 2024, CALLC submitted two reports to the Department that rebutted the previously described presumption. These two reports are collectively referred to as the Rebuttal Report.

The Rebuttal Report asserted that the rebuttable presumption of liability does not apply because the pollution occurred as the result of a cause other than drilling or alteration of an unconventional gas well, as provided by Section 3218(d)(2)(v) of the Oil and Gas Act, 58 Pa. C.S. § 3218(d)(2)(v). The Department reviewed the Rebuttal Report and concurred with the conclusions therein.

Please see the enclosed Department approval of CALLC's Rebuttal Report for further explanation. The Department is not requiring any additional action regarding the Water Supply at this time for the reasons described in the enclosed letter.

If you have any questions about any of the above, please contact William J. Kosmer, P.G. at 570.974.2613.

Sincerely,

Jennifer W. Means
Environmental Program Manager
Eastern Oil and Gas District

Enclosures:
Letter to CALLC

cc:
Stephanie Wharton
William J. Kosmer, P.G.
Sean VanFleet
Chris Southard
Complaint File # 372907



pennsylvania
DEPARTMENT OF ENVIRONMENTAL
PROTECTION

August 1, 2023

CERTIFIED MAIL NO: [REDACTED]

[REDACTED]

Re: Water Supply Request for Investigation CID#372907
Notice Sent to Operator
Terry Township, Bradford County

Dear [REDACTED]

This letter is regarding your water supply located at the above referenced address. The Department's investigation, prompted by the information that you provided to the Department on June 10, 2023, indicates that oil and gas activities are presumed to be the cause of the pollution of your water supply.

Please find the Department's Notice of Presumption to Chesapeake Appalachia LLC ("Notice"). As you can see, the Notice requests that certain actions take place within defined timeframes. The Department will continue to pursue this matter.

If you have any questions about any of the above, please contact John Rogers at 570.916.4142 or by electronic mail at jhrogers@pa.gov.

Sincerely,

Jennifer W. Means
Environmental Program Manager
Eastern Oil and Gas District

Enclosures:

Notice to Operator

cc: Stephanie Wharton (email)
Sean VanFleet (email)
Complaint File