

Windfall Oil & Gas Inc.  
Frank & Susan Zelman #1

Attachment A.

Statement 1. Per previous approval of the Pittsburgh office of the PA DEP Oil & Gas: The Frank & Susan Zelman #1 well is considered a non-conservation well due to the definition of a "well" under ACT 359; that being a wellbore for the purpose of production of oil & gas or both. Therefore an injection well is not subject to the act.

Statement 2. Windfall is requesting an exception for the 1000' distance requirement for the proposed Frank & Susan #1 well from well permit #37-033-20597. The Zelman well projected TD is 7500 ft. while well permit #37-033-20597 TD is 3565 ft. Since the vertical distance between the target formations is greater than 1000' the exception should be granted under Act 214 Section 7 c.