



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION III
1650 Arch Street
Philadelphia, Pennsylvania 19103-2029

Mr. James Hemme
Environmental Resources Management, Inc.
204 Chase Drive
Hurricane, West Virginia 25526

JUL 23 2018

Re: Chesapeake Appalachia, LLC
Lynn Camp Run/ Chesapeake B Site
Wetzel County, WV
Civil Action 5:13-CV-00170-FPS

Dear Mr. Hemme:

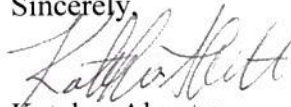
The U.S. Environmental Protection Agency (EPA) has completed its review of *Annual Monitoring Report: Year 5 for Lynn Camp Run Stream and Wetland Restoration* (Monitoring Report). The Report indicated that approximately 0.81 acres of the 1 acre of wetlands construction have been established and are self-sustaining with a request for release from monitoring. The approved restoration plan identified an objective of 1.0 acres restored wetland.

Based on my review of the Monitoring Report, our site visit on May 9, 2018, and our discussions, EPA understands that Chesapeake Appalachia, LLC (CALLC) intends to provide an additional 0.19 acres of wetlands restoration at the Evick Site in order to account for the difference between the Monitoring Report objective and the amount of wetlands restored at the Lynn Camp Site. EPA agrees that CALLC has implemented the approved restoration plan for the Lynn Camp Site and that further efforts by CALLC at that Site are unlikely to result in restoration of an additional 0.19 acres of wetlands. EPA further agrees to CALLC's proposal to apply excess acres of restoration at the Evick Site to account for the deficiency at the Lynn Camp Site. Accordingly, EPA conditionally agrees pursuant to Appendix B, Paragraph II.b that the performance measures for restoration of the Lynn Camp Site have been achieved, no further monitoring is required, and the Site is conditionally released from further review. EPA reserves its ability to withdraw this conditional agreement in the event that an excess of 0.19 acres of wetlands is not generated at the Evick Site.



Should you have any questions or concerns, please feel free to contact me at 215-814-2797 or by email at almeter.katelyn@epa.gov.

Sincerely,



Katelyn Almeter
Office of Environmental Programs

cc: Mr. Mark Hollingsworth - Chesapeake Appalachia, LLC
Mr. Steven Feisal - Chesapeake Appalachia, LLC
Mr. Jon Coleman - USACE, Pittsburgh District
Ms. Dana Adipietro, Esq. - USACE, Pittsburgh District
Mr. Jeremy Bandy - WV DEP, EE
Ms. Tonya Mather - WV DEP, EE
Ms. Jackie Thornton - WV DEP, OOG
Mr. Clifford Brown - WV DNR