

**BEFORE THE  
OIL & GAS COMMISSION**

ROCKWELL RESOURCES, INC.,

Case No. 766

Appellant,

Review of Chief's Order 2006-89

-vs-

DIVISION OF MINERAL RESOURCES  
MANAGEMENT,

**ORDER OF THE  
COMMISSION ADOPTING  
CONSENT AGREEMENT**

Appellee.

Appearances: William L. Burton, Counsel for Appellant Rockwell Resources, Inc., Molly Corey, Assistant Attorney General, Counsel for Appellee Division of Mineral Resources Management.

The Oil & Gas Commission has received and reviewed the parties' Consent Agreement and finds it well taken. Accordingly, the Commission hereby **ADOPTS** the Consent Agreement. There being no outstanding issues of law or fact, the Commission hereby **DISMISSES** appeal no. 766, with prejudice.


Date Issued: 12/11/06

  
WILLIAM J. TAYLOR, Chairman

  
JOHN A. GRAY

  
JAMES H. CAMERON

M. HOWARD PETRICOFF, Secretary

  
TIMOTHY C. McNUTT

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BEFORE THE  
OIL AND GAS COMMISSION  
STATE OF OHIO

RECEIVED

DEC 8 2006

OIL AND GAS  
COMMISSION

ROCKWELL RESOURCES, INC.

Appellant,

v.

DIVISION OF MINERAL  
RESOURCES MANAGEMENT,

Appellee.

Case Nos. 766

Review of Chief's  
Order No. 2006-89

**CONSENT AGREEMENT**

Now come the parties, Appellant, Rockwell Resources, Inc. and Appellee, Division of Mineral Resources Management, in order to settle the presently pending administrative proceeding captioned Rockwell Resources, Inc. v. Division of Mineral Resources Management, Case Number 766, stipulate to the following facts and conditions:

**FACTS:**

1. Rockwell Resources, Inc. (hereinafter "Rockwell") is the owner of the oil and gas well known as the Peck Well No. 1-A, Permit 3501, located in Morgan County, Center Township.

2. The Peck Well No. 1-A is incapable of producing oil and gas in commercial quantities.

3. Chief's Order No. 2006-89 was issued by the Chief of the Division of Mineral Resources Management (hereinafter "Chief" or "Division") on July 25, 2006 and

received by Rockwell Resources, Inc., on August 7, 2006. The Chief's Order required that the subject well either be placed into production within ten (10) days of receipt of that Order or properly plugged and abandoned within thirty (30) days of receipt of the Order.

4. The subject well has not been plugged or placed into production.

5. Rockwell appealed the issuance of Chief's Order No. 2006-89 to the Oil and Gas Commission on September 6, 2006.

**CONDITIONS:**

6. By May 1, 2007, Rockwell shall either place into production or plug, in accordance with the requirements of R.C. Chapter 1509 and Ohio Admin. Code Chapter 1501, the Peck Well No. 1-A.

7. In the event the well is plugged pursuant to the requirements of R.C. Chapter 1509, the well site shall be reclaimed within six (6) months of the plugging. Rockwell shall be responsible to follow-up at the Peck Well No. 1-A site to insure full compliance with the requirements of R.C. Chapter 1509 and Ohio Admin. Code Chapter 1501, including but not limited to the establishment of vegetative cover to bind the soil and prevent substantial erosion. If necessary, Rockwell will reseed the site until proper growth occurs.

8. All work on the well site will be performed in a prudent and workmanlike manner and in compliance with the requirements of R.C. Chapter 1509 and Ohio Admin. Code Chapter 1501.

9 Nothing in this Consent Agreement shall be construed so as to prejudice the right of the Division to issue other decisions and orders to enforce the provisions of R.C. Chapter 1509 and Ohio Admin. Code Chapter 1501, including the seeking of civil penalties for the failure to comply with this Consent Agreement.

10. Nothing in this Consent Agreement shall be construed to contradict the oil and gas laws of the State of Ohio.

11. Appeal No. 766 is dismissed with prejudice.

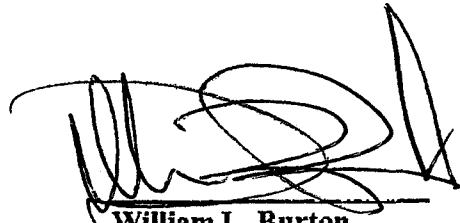
**IN WITNESS WHEREFORE,** The parties hereby acknowledge that they have read and understood the terms and conditions of this Consent Agreement and with full awareness of the legal consequences, make a voluntary, knowing, and intelligent commitment, and intend to be fully bound thereby.

**AGREED:**

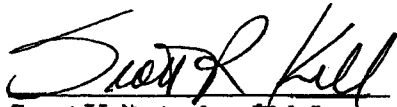


Rockwell Resources, Inc.  
By Darrell R. Cline  
~~TITLE~~; who has authority  
to enter into this agreement  
and bind Rockwell Resources, Inc.

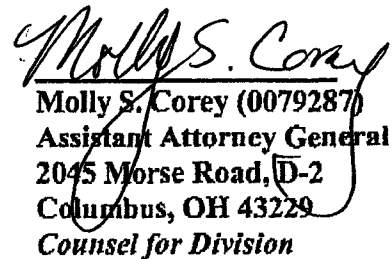
*President*



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