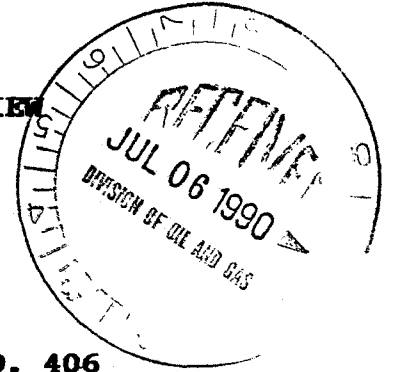


BEFORE THE OIL AND GAS BOARD OF REVIEW
STATE OF OHIO



COSHOCTON PIPE COMPANY,

Appellant,

v.

J. MICHAEL BIDDISON, Chief,
Division of Oil and Gas,
Ohio Dept. of Natural Resources,

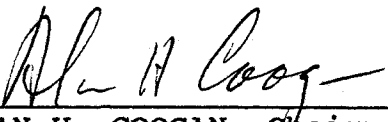
Appellee.

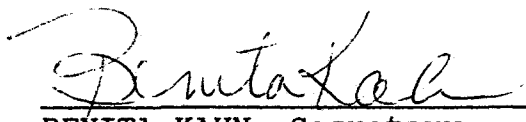
APPEAL NO. 406

REVIEW OF CHIEF'S ORDER
NO. 90-335

ENTRY AND ORDER

This matter came for hearing before the Oil and Gas Board of Review on June 27, 1990. Prior to the hearing, the parties hereto reached an agreement that disposed of the need for a hearing of this matter. Now before this Board is the parties' Joint Motion to Consent Decision. The Board has reviewed the Joint Motion and finds it well-taken. The Board hereby adopts the Consent Decision submitted by the parties hereto and dismisses the above appeal with prejudice.


ALAN H. COOGAN, Chairman


BENITA KAHN, Secretary

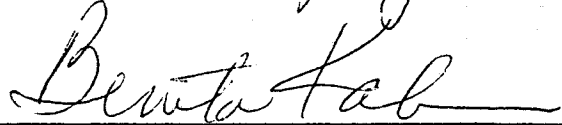

ROBERT H. ALEXANDER


GAIL IGNATZ-HOOVER


WILLIAM G. WILLIAMS

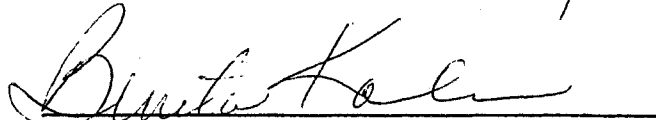
CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the foregoing document was served upon Jeffrey C. House, Arter & Hadden, One Columbus, Ten West Broad Street, Columbus, Ohio 43215, by Certified Mail, postage prepaid, this 3rd day of July, 1990.



BENITA KAHN, Secretary

The undersigned hereby certifies that a copy of the foregoing document was served upon Laura J. Steffee, Assistant Attorney General, Environmental Enforcement Section, Division of Oil and Gas, Building A, 4435 Fountain Square Drive, Columbus, Ohio 43224 by regular U.S. mail, postage prepaid, this 3rd day of July, 1990.



BENITA KAHN, Secretary

BEFORE THE OIL AND GAS BOARD OF REVIEW

STATE OF OHIO

COSHOCTON PIPE COMPANY,)	
)	
Appellant,)	
)	APPEAL NO. 406
v.)	
)	REVIEW OF CHIEF'S ORDER
J. MICHAEL BIDDISON, Chief,)	NO. 90-335
Division of Oil and Gas,)	
Ohio Dept. of Natural Resources,)	
)	
Appellee.)	

JOINT MOTION FOR CONSENT DECISION

Now come the parties to the above action with their Joint Motion and respectfully request this Board to adopt the following Consent Decision and dismiss the instant appeal with prejudice.

WHEREAS:

A. On April 9, 1990, Chief's Order No. 90-335 was issued to appellant Coshocton Pipe Company ordering appellant, its successors, assignees, and agents, to cause the Number One (1) well on the Mast-Houseburg Lease, Permit No. 3838, located in Franklin Township, Morrow County, Ohio; the Number One (1) well on the Mast Lease, Permit No. 3776, located in Franklin Township, Morrow County, Ohio; and the Number One (1) well on the Smith-Banks Lease, located in Congress Township, Morrow County, Ohio, to be properly plugged and abandoned. Chief's Order No. 90-335 further ordered all work to properly plug and abandon the above-referenced wells must be completed in a prudent and workmanlike manner within thirty (30) days of receipt of Chief's Order No. 90-335.

B. On May 1, 1990, appellant filed an appeal of Chief's Order No. 90-335 with the Oil and Gas Board of Review in accordance with R.C. Chapter 1509 and the rules promulgated thereunder.

C. On June 27, 1990, this appeal was scheduled for hearing before the Oil and Gas Board of Review; however, an agreement was reached between the parties to this action which disposed of the need for a hearing of this matter.

NOW THEREFORE, in settlement of this matter, the parties hereby agree to the following:

1. Appellant Coshocton Pipe Company consents to the entry of this Consent Decision and waives any objection or further right to appeal it may have with respect to this appeal for the purpose of settling the claims alleged in the appeal.

2. The provisions of this Consent Decision shall apply to and be binding upon the signatories hereto, their agents, officers, employees, assignees, heirs, and successors in interest.

3. Appellant Coshocton Pipe Company agrees to either place the wells described above in Paragraph A identified as the Mast and Mast-Houseburg Lease into production or make them capable of production to the satisfaction of the Division of Oil and Gas, **on or before July 27, 1990**, in accordance with R.C. Chapter 1509 and the rules adopted thereunder.

4. Appellant Coshocton Pipe Company agrees to place the well described above in Paragraph A identified as the Smith-Banks Lease into production or make it capable of production to

the satisfaction of the Division of Oil and Gas, **on or before August 6, 1990**, in accordance with R.C. Chapter 1509 and the rules adopted thereunder.

5. Appellant Coshocton Pipe Company shall give written or oral notice within forty-eight (48) hours to the Division of Oil and Gas when the referenced wells have been either placed into production or been made capable of production.

6. In the event the referenced wells have not been either placed into production or made capable of production, to the satisfaction of the Division of Oil and Gas, **by July 27, 1990 and August 6, 1990**, appellant Coshocton Pipe Company, its successors, assignees, and agents, shall cause the wells to be properly plugged and abandoned **by August 20, 1990**, in accordance with R.C. Chapter 1509 and the rules adopted thereunder.

7. Nothing in this order shall be construed so as to prejudice the right of the Division of Oil and Gas to issue other decisions and orders and enforce the provisions of R.C. Chapter 1509 and Chapter 1501 of the Ohio Administrative Code.