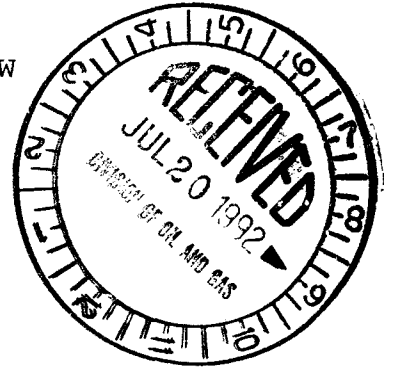


BEFORE THE OIL AND GAS BOARD OF REVIEW  
DEPARTMENT OF NATURAL RESOURCES



CHARLES ORWIG, d.b.a. :  
ORWIG OIL :

Appellant, : Appeal No. 448

v. : Chief's Order No. 91-78

DONALD L. MASON, :  
Chief, Division of Oil and :  
Gas, Ohio Department of :  
Natural Resources :

Appellee. :

ENTRY AND ORDER

The Oil and Gas Board of Review has received and reviewed the parties' Joint Motion for Consent Decision and finds it well taken. Accordingly, the Board hereby ADOPTS the Consent Decision. There being no issue of law or fact that needs to be heard, the Board hereby dismisses Appeal No. 448 with prejudice.

Alan Coogan \*  
Alan Coogan, Chairman

James H. Cameron \*  
James H. Cameron

William G. Williams \*  
William G. Williams

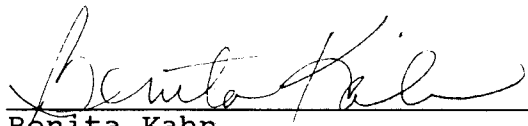
Benita Kahn  
Benita Kahn, Secretary

Gail Ignatz-Hoover \*  
Gail Ignatz-Hoover

*All authorization granted  
7/15/92*

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true copy of the foregoing was served by regular U.S. Mail, postage prepaid this 17<sup>th</sup> day of July, 1992, upon Charles Gerken, Gerken Law Office Company, L.P.A., 59 East Second Street, Logan, Ohio 43138-0565, and Joan Fishel, Assistant Attorney General, Division of Oil and Gas, Environmental Enforcement Section, Bldg. A, 4435 Fountain Square Drive, Columbus, Ohio 43224.

  
\_\_\_\_\_  
Benita Kahn  
Secretary



B. On or about April 5, 1991, appellant filed an appeal of Chief's Order No. 91-78 with the Oil and Gas Board of Review in accordance with R.C. Chapter 1509 and the rules adopted pursuant thereto.

C. Prior to hearing of any issue of law or fact in this appeal, 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 Charles Orwig, d.b.a. Orwig Oil consents to the entry of this Consent Decision and waives any objection or further right to appeal he 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 parties to this action, their agents, officers, employees, assignees, heirs, and successors in interest.

3. Appellant agrees to properly restore the wellsite described above in Paragraph A in accordance with R.C. 1509.072, and Chief's Order No. 91-78, to the satisfaction of the Division of Oil and Gas, **on or before April 15, 1992,** by completing as follows:

a. repair the lease road by 1) lining the ditch/waterway with stone in accordance with the Soil Conservation Service Inventory and Evaluation attached hereto as Attachment A and incorporated herein by reference; and 2) grading, seeding and mulching the bank of the lease road;

b. move the tanks located on Griggs Road to a minimum of fifty (50) feet from the traveled portion of a public road;

c. maintain the wellsite in accordance with R.C. Chapter 1509 and the rules adopted pursuant thereto.

4. Appellant shall give written or oral notice to the Division of Oil and Gas forty-eight (48) hours prior to the commencement of any work at the wellsite.

5. Appellant shall complete all work on the wellsite in a prudent and workmanlike manner, and in compliance with the requirements of R.C. Chapter 1509 and the rules adopted pursuant thereto.

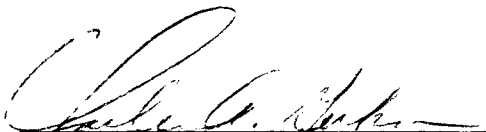
6. Nothing in this Consent Decision shall be construed so as to prejudice the right of the Division of Oil and Gas to issue other decisions and orders and enforce the provisions of R.C. Chapter 1509 and Chapter 1501 of the Ohio Administrative Code.

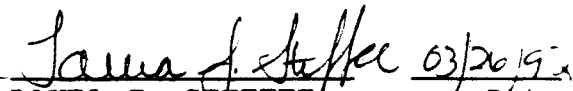
7. All parties to this action state that they have read and fully understand this Consent Decision and agree to comply with it fully.

8. Appeal No. 448 is dismissed with prejudice.

Respectfully submitted,

LEE FISHER  
ATTORNEY GENERAL OF OHIO

  
Date 3/16/19  
CHARLES A. GERKEN  
Gerken Law Office Co., L.P.A.  
59 East Second St.  
Logan, Ohio 43138-0565  
(614) 385-2153  
Counsel for Appellant

  
Date 03/20/19  
LAURA J. STEFFEE  
Assistant Attorney General  
Environmental Enforcement Sec.  
Division of Oil and Gas  
Columbus, Ohio 43224  
(614) 265-6939  
Counsel for Appellee