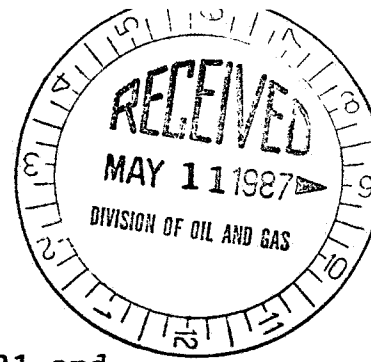


BEFORE THE OIL AND GAS BOARD OF REVIEW
STATE OF OHIO



PAUL GRIM,
Appellant,

APPEAL NO. 220
ORDER NOS. 86-531 and
86-532

v.

RENEE J. HOUSER, Chief,
DIVISION OF OIL AND GAS,

Appellee.

Having read and considered the foregoing Motion to Dismiss, filed on behalf of the Chief of the Division of Oil and Gas, this Board finds said Motion well taken and hereby dismisses the instant appeal for mootness.

APPROVED:

ANTHONY J. CELEBREZZE, JR.
ATTORNEY GENERAL OF OHIO

William G. Williams

By: Karlin R. Dunlop
KARLIN R. DUNLOP
Asst. Attorney General
Environmental Enforcement
Section
Division of Oil and Gas
Building A, Fountain Square
Columbus, Ohio 43224
(614) 265-6939
Attorney for Appellee.

Torrell Alexander

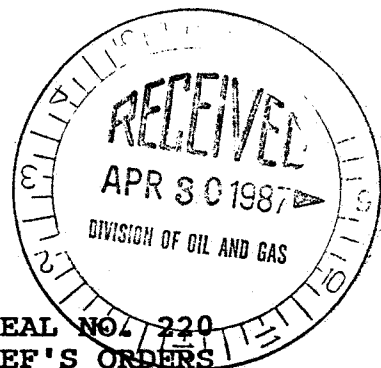
Alvin Coog

Jon Glaney

Certified true and correct copy

William G. Williams
William G. Williams, Secretary

BEFORE THE OIL AND GAS BOARD OF REVIEW
STATE OF OHIO



PAUL GRIM
12555 Maysville-Williams Road
Logan, Ohio 43138

APPEAL NO. 220
CHIEF'S ORDERS
86-531, 86-532

Appellant,

v.

RENEE J. HOUSER, Chief
DIVISION OF OIL AND GAS
DEPARTMENT OF NATURAL RESOURCES

OIL AND GAS BOARD
OF REVIEW

APR 23 1987

Appellee.

MOTION TO DISMISS

Now comes Renee J. Houser, Chief of the Division of Oil and Gas (hereinafter the "chief"), by and through counsel, Anthony J. Celebrezze, Jr., Attorney General, and moves the Board for an order dismissing the instant appeal as moot on the grounds set forth in the following Memorandum in Support.

MEMORANDUM IN SUPPORT

On November 28, 1986, the chief issued Order Nos. 86-531 and 86-532 to Paul Grim. Order 86-531 required Paul Grim, within thirty days of receipt of the order, to:

- (A) Replace the water supply of Mr. Jeff Powell; or
- (B) Notify the chief of his determination that the cost of replacing the water supply exceeds the difference between the fair market value of Mr. Powell's interest in the real property before the damage occurred to the water supply and the fair market value after the damage occurred.

Order 86-532 required Paul Grim, within thirty days of receipt of the order, to:

- (A) Replace the water supply of Mr. Scott McComas; or
- (B) Notify the chief of his determination that the cost of replacing the water supply exceeds the difference between the fair market value of Mr. McComas' interest in the real property before

the damage occurred to the water supply and the fair market value after the damage occurred.

As of April 20, 1987, Paul Grim had replaced the water supplies as required by Orders 86-531 and 86-532.

Therefore, no issues remain to be decided with respect to the appeal filed by Paul Grim. Accordingly, the Chief of the Division of Oil and Gas respectfully requests that Appeal No. 220 be dismissed as moot.

Respectfully submitted,

ANTHONY J. CELEBREZZE
ATTORNEY GENERAL OF OHIO

By: Karlin R. Dunlop
KARLIN R. DUNLOP
Asst. Attorney General
Environmental Enforcement
Section
Division of Oil and Gas
Building A, Fountain Square
Columbus, Ohio 43224
(614) 265-6939
Counsel for Appellee

CERTIFICATE OF SERVICE

Appellee served the foregoing Motion to Dismiss and Memorandum in Support by regular U.S. mail on the 23rd day of April, 1987 upon:

Paul Grim
12555 Marysville-Williams Road
Logan, Ohio 43138
Appellant.

Karlin R. Dunlop
KARLIN R. DUNLOP
Asst. Attorney General

BEFORE THE OIL AND GAS BOARD OF REVIEW

STATE OF OHIO

PAU GRIM,

Appellant,

APPEAL NO. 220
ORDER NOS. 86-531 and
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ATTORNEY GENERAL OF OHIO

By:

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Environmental Enforcement
Section

Division of Oil and Gas
Building A, Fountain Square
Columbus, Ohio 43224
(614) 265-6939

Attorney for Appellee.
