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Division of Oil and Gas

BEFORE THE

OIL & GAS BOARD OF REVIEW

SHAWN D. WATSON,

Appellant,

-vs-

DONALD L. MASON, CHIEF,
DIVISION OF OIL & GAS,

Appellee.

Appeal No. 601

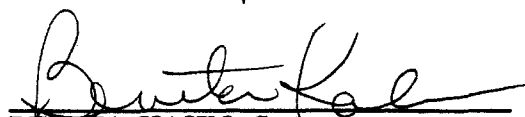
Review of Chief's Order 96-247

ORDER OF THE BOARD
ADOPTING CONSENT
AGREEMENT

The Oil & Gas Board of Review has received and reviewed the parties' Consent Agreement and finds it well taken. Accordingly, the Board hereby **ADOPTS** the Consent Agreement. There being no outstanding issues of law or fact, the Board hereby **DISMISSES** appeal no. 601, with prejudice.


Date Issued: 2/26/97


WILLIAM J. TAYLOR, Chairman


BENITA KAHN, Secretary

JAMES H. CAMERON


JOHN A. GRAY


GAIL IGNATZ-HOOVER

DISTRIBUTION:

Shawn D. Watson
Raymond Studer

<u>Well Name</u>	<u>Permit Number</u>
Zurbrugg Lease No. 1	384
Smith-Herald Lease No. 3-A	414
Marshall Lease No. 1	476-1
Marshall Lease No. 2	476-2

2. Inspections conducted by the Division of Oil and Gas on various occasions, including August 21, 1996, found the above referenced wells to be incapable of producing oil or gas in commercial quantities. Therefore, pursuant to Ohio Revised Code Section 1509.12, these wells are required to be plugged. Ohio Revised Code Section 1509.072(B) requires that the well sites of wells which are plugged be restored.

3. The inspections by the Division also found that the identification signs required by Ohio Admin. Code Section 1501:9-9-05(A)(10) were not posted at the above referenced well sites.

4. On or about October 3, 1996, Chief's Order 96-247 was issued requiring that John L. Watson and Melva J. Watson either place the above referenced wells into production within 10 days of the receipt of Chief's Order 96-247 or that these wells be plugged within 30 days of the receipt of Chief's Order 96-247.

5. Chief's Order 96-247 also required that the identification signs required by Ohio Admin. Code Section 1501:9-9-05(A)(10) be posted within 10 days of the receipt of the Chief's Order.

6. The certified mail receipt for Chief's Order was signed for by Melva J. Watson on or about October 7, 1996.

7. Appellant Shawn D. Watson filed a Notice of Appeal for Chief's Order 96-247 on or about October 30, 1996.

CONDITIONS

8. Within 10 days of the signing of this Consent Agreement Shawn D. Watson, John L. Watson and Melva J. Watson shall post the identification signs required by Ohio Admin. Code Section 1501:9-9-05(A)(10) at all of the well sites listed in Paragraph 1.

9. By June 15, 1997 Shawn D. Watson, John L. Watson and Melva J. Watson shall plug 2 of the wells listed in Paragraph 1 in accordance with the requirements of Ohio Revised Code Chapter 1509. and Ohio Admin. Code Chapter 1501.

10. By September 15, 1997, Shawn D. Watson, John L. Watson and Melva J. Watson shall plug a third of those wells listed in Paragraph 1.

11. By December 15, 1997, Shawn D. Watson, John L. Watson and Melva J. Watson shall plug the fourth of those wells listed in Paragraph 1.

12. The well site for each of the wells listed in Paragraph 1 shall be restored in accordance with Ohio Revised Code Chapter 1509. and Ohio Admin. Code Chapter 1501., within 6 months of the plugging of the respective well.

13. This Consent Agreement is conditioned upon no contamination or pollution occurring at any of the well sites listed in Paragraph 1. In the event contamination or pollution is found at any of the well sites prior to the plugging of that well

pursuant to the terms of this Consent Agreement, immediate steps will be required to bring that specific well into compliance with Ohio Revised Code Chapter 1509. and Ohio Admin. Code Chapter 1501.

14. This appeal is dismissed with prejudice.

15. The Division of Oil and Gas reserves all rights to enforce R.C. Chapter 1509. and Ohio Admin. Code Chapter 1501. including but not limited to the filing of a civil action seeking injunctive relief and civil penalty for the failure of Shawn D. Watson, John L. Watson and Melva J. Watson to comply with the terms of this Consent Agreement.

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