

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

NORAMCO., INC., )

and )

PAUL A. GRIM, )

Appellants, )

v. )

DONALD L. MASON, Chief, )  
Division of Oil and Gas )

Appellee. )

APPEAL NO. 512

REVIEW OF CHIEF'S ORDER 92-119

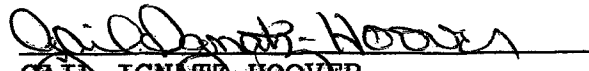
ENTRY

The Oil and Gas Board of Review has received and reviewed the Joint Motion for Consent Decision of Appellant Noramco, Inc., and the Appellee, 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. 512 as to Appellant Noramco, Inc. The appeal of Paul Grim has been separately addressed.

\_\_\_\_\_  
JAMES CAMERON


  
\_\_\_\_\_  
BENITA KAHN

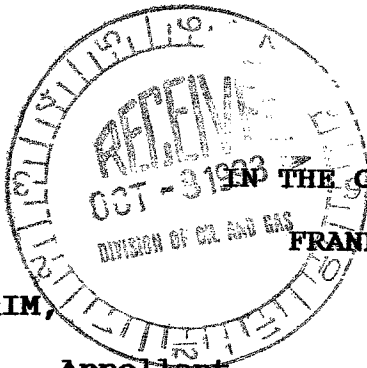
  
\_\_\_\_\_  
WILLIAM TAYLOR, Chairman

  
\_\_\_\_\_  
GAIL IGNATZ-HOOVER

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true copy of the foregoing was served on Frank Barton, Noramco, Inc., 8530 North St. Rt. 669 N.W., McConnelsville, OH 43756, and Joan I. Fishel, Assistant Attorney General, Division of Oil and Gas, 4435 Fountain Square, Bldg. A, Columbus, OH 43224 by regular U.S. mail, postage prepaid, this 20th day of May, 1993.

  
\_\_\_\_\_  
BENITA KAHN, Secretary



IN THE COURT OF COMMON PLEAS  
FRANKLIN COUNTY, OHIO

ON COMPUTER

PAUL GRIM,  
Appellant,

v.

DONALD L. MASON, Chief  
Division of Oil and Gas

Appellee.

**FINAL APPEALABLE ORDER**

CASE NO. 93CVF-04-2779

JUDGE MILLARD

TERMINATION NO. 18  
BY K. Howell

JUDGMENT ENTRY

For the reasons stated in the Decision rendered in this case on August 26, 1993 the Order of the Oil and Gas Board of Review is hereby affirmed. Appellant Paul Grim shall pay all costs associated with this appeal.

The Clerk is hereby directed to serve notice of this judgment and its date of entry upon the journal in a manner prescribed by Civ. R. 5(B).

IT IS SO ORDERED.

THOMAS J. ENIG  
CLERK OF COURT

SEP - 7 PM 4: 54

FILED  
COMMON PLEAS COURT  
FRANKLIN CO OHIO

4246817

William L. Millard  
JUDGE WILLIAM L. MILLARD

APPROVED:

Sandra H. Ramos 8/31/93  
SANDRA H. RAMOS [Reg #0037399]  
Assistant Attorney General  
Environmental Enforcement Sec.  
Division of Oil and Gas  
Bldg. A, 4435 Fountain Square  
Columbus, OH 43224  
(614) 265-6939

APPROVED:

Michael A. Brame - per phone authorization 8/31/93 - SHR  
MICHAEL A. BRAME, Esq.  
[Reg. #002909]  
119 N. Market Street  
McArthur, OH 45651  
(614) 596-2783  
Counsel for Appellant

PURSUANT TO RULE OF PROCEDURE ESTABLISHED BY THE SUPREME COURT OF OHIO WRITTEN NOTICE HAS BEEN SERVED ON EVERY PARTY. BY REGULAR MAIL ON 9/8/93 INDICATING THAT A FINAL APPEALABLE ORDER WAS FILED

[Signature]  
BY \_\_\_\_\_  
DEPUTY CLERK

IN THE COURT OF COMMON PLEAS, FRANKLIN COUNTY, OHIO

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COMMON PLEAS COURT  
FRANKLIN COUNTY, OHIO

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THOMAS J ENRIGHT  
CLERK OF COURTS

PAUL GRIM,

] CASE NO. 93CVF-04-2779

Appellant,

] JUDGE MILLARD

vs.

]

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

]

]

Appellee.

]

DECISION

Rendered this 26<sup>th</sup> day of August, 1993



Millard, J.,

This case comes before the Court on an R.C. §1509.37 appeal from a decision of the Oil and Gas Review Board holding that Appellant Paul Grim is obligated to plug certain non-producing oil wells.

Based on a review of the record below and the arguments of counsel, the Court finds that the decision of the Board is both lawful and reasonable. Regardless of transfers of ownership interests between Appellant and any other party, R.C. §1509.12 imposes an obligation on an owner to plug a well that has stopped producing oil or gas in commercial quantities. The record below, including signed statements and testimony from Mr. Grim, has more than enough evidence for the Board to determine that Appellant is an owner with responsibility for the statutory plugging.

**As the order of the Oil and Gas Board of Review is lawful and reasonable, that order is AFFIRMED at Appellant's cost. Counsel for Appellee Chief of the Oil and Gas Division shall prepare an appropriate judgment entry.**

 8/26/98 (WLM)  
\_\_\_\_\_  
**WILLIAM L. MILLARD, JUDGE**

**Appearances:**

**MICHAEL A. BRAME, Esq.  
Counsel for Appellant**

**SANDRA H. RAMOS, Esq.  
Assistant Attorney General  
Division of Oil and Gas**

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

EXHIBIT  
"A"

NORAMCO, INC. AND PAUL GRIM, )  
Appellant, )  
v. )  
DONALD L. MASON, Esq., Chief )  
Division of Oil and Gas )  
Department of Natural )  
Resources )  
Appellee. )

APPEAL NO. 512  
REVIEW OF CHIEF'S ORDER 92-119

DECISION AND ENTRY

The matter of the appeal of Paul Grim to Chief's Order 92-119 came before the Board for hearing on March 18, 1993, the matter of the appeal of Noramco, Inc. having been settled prior to hearing. Following the presentation of evidence and arguments Chairman Coogan moved that:

the appeal be dismissed on the basis that for some period of time Mr. Grim was in fact an owner and the wells were not capable of production and the requirement of the law is that as soon as they become incapable that the obligation to plug then arises.

Upon deliberation it was the unanimous decision of the Board members present to grant the motion.

Therefore, it is hereby ORDERED that the appeal of Paul Grim be DISMISSED and that Chief's Order 92-119 as to Paul Grim be affirmed as lawful and reasonable.

William Taylor (bk)\*  
WILLIAM TAYLOR

Alan Coogan (bk)\*  
ALAN COOGAN, CHAIRMAN

Gail Ignatz-Hoover (bk)  
GAIL IGNATZ-HOOVER

Benita Kahn  
BENITA KAHN

\_\_\_\_\_  
JAMES CAMERON

per authorization 3/18/93

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

NORAMCO, INC. AND PAUL GRIM, )  
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Appellant, )  
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DONALD L. MASON, Esq., Chief )  
Division of Oil and Gas )  
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APPEAL NO. 512

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DECISION AND ENTRY

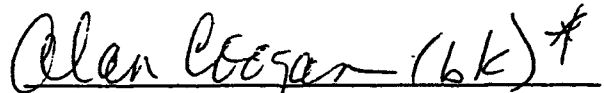
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ALAN COOGAN, CHAIRMAN

  
GAIL IGNATZ-HOOVER

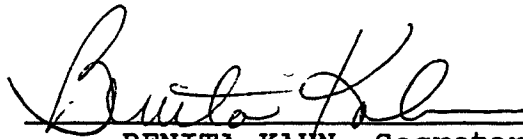
  
BENITA KAHN

\_\_\_\_\_  
JAMES CAMERON

per authorization 3/18/93

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing Decision and Entry was sent by ordinary U.S. mail this 27<sup>th</sup> day of March, 1993, to Joan I. Fishel, Assistant Attorney General, 4435 Fountain Square, Bldg. A, Columbus, Ohio 43224 and Paul Grim, 15104 St. Rt. 328, Logan, Ohio 43138.

  
\_\_\_\_\_  
BENITA KAHN, Secretary