

**BEFORE THE
OIL & GAS BOARD OF REVIEW**

HALWELL COMPANY,

Appellant,

-vs-

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

Appellee.

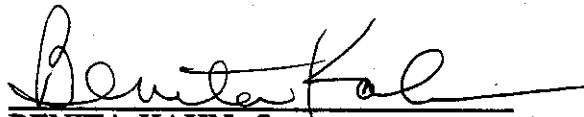
Appeal No. 597


Review of Chief's Order 96-208

**ORDER OF THE BOARD
GRANTING JOINT MOTION
FOR CONSENT DECISION**

The Oil & Gas Board of Review has received and reviewed the parties' proposed Consent Decision and finds it well taken. Accordingly, the Board hereby **ADOPTS** the Consent Decision. There being no outstanding issues of law or fact, the Board hereby **DISMISSES** appeal no. 597, with prejudice.

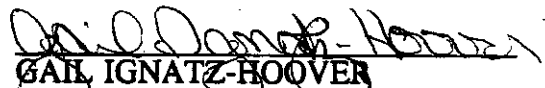
Date Issued: 3/26/97


BENITA KAHN, Secretary


JOHN A. GRAY


WILLIAM J. TAYLOR, Chairman

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BEFORE THE OIL AND GAS BOARD OF REVIEW

FRANKLIN COUNTY, OHIO

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JAN 31 1997

HALWELL COMPANY, INC.)	
)	
Appellant,)	APPEAL NO. 597
)	
v.)	REVIEW OF CHIEF'S
)	ORDER NO. 96-208
DONALD L. MASON, Esq., Chief,)	
Division of Oil and Gas)	
Ohio Dept. of Natural)	
Resources)	
)	
Appellee.)	

OIL AND GAS COMMISSION

JOINT MOTION FOR CONSENT DECISION

Now come the parties, Appellant Halwell Company, Inc. ("Halwell") and Appellee, Donald L. Mason, Chief of the Division of Oil and Gas ("Division") who, in order to settle the above captioned appeal, hereby stipulate to the following and respectfully request this Board to adopt the following Consent Decision and dismiss the instant appeal with prejudice.

WHEREAS,

A. Halwell is a "person" as that term is defined in R.C. 1509.01(T) and R.C. 1.59 and an "owner" as that term is defined in R.C. 1509.01(K) of various oil and gas wells in the State of Ohio including the following:

<u>PERMIT NO.</u>	<u>COUNTY</u>	<u>TOWNSHIP</u>	<u>LEASE NAME & NO.</u>
5024	Washington	Newport	A. Pritchett #1
6307	Washington	Waterford	Newberger #2
2158	Morgan	Malta	Gifford Unit #3
2202	Morgan	Malta	Snodgrass #2
2222	Morgan	Malta	Whitehouse #1
2499	Morgan	Meigsville	Strelecki #1
2611	Morgan	Center	Schaad #1

B. On August 8, 1996, Chief's Order No. 96-208 was issued to Appellant Halwell ordering Appellant, its successors, assignees, and agents to either place the wells listed in paragraph A above into production or properly plug and abandon said wells because they were all found to be incapable of producing oil and/or gas in commercial quantities.

C. On or about September 6, 1996, Appellant filed an appeal of Chief's Order No. 96-208 with the Oil and Gas Board of Review in accordance with R.C. Chapter 1509 and the rules promulgated thereunder.

D. Prior to hearing of any issue of law or fact in this appeal, an agreement has been reached between the parties to this action which disposes of the need for a hearing of this matter.

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

1. Halwell 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 therein. 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.

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2. No later than January ~~12~~, 1997 Halwell shall place into domestic and/or commercial production all of the wells listed in paragraph A of this Joint Motion for Consent Decision except for the A. Pritchett No. 1 well, permit no. 5024.

3. No later than April 9, 1997, Halwell shall recomplete and place into commercial production the A. Pritchett No. 1 well, permit no. 5024, and thereafter complete all surface restoration in accordance with R.C. 1509.072.

4. All work required by the terms of this Consent Order shall be completed in a prudent and workmanlike manner and in accordance with the requirements of R.C. Chapter 1509 and Ohio Admin. Code 1501:9.

5. 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.

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

7. Appeal No. 597 is dismissed with prejudice.

Respectfully submitted,

HALWELL COMPANY, INC.

BETTY D. MONTGOMERY
ATTORNEY GENERAL OF OHIO

By:



EDDY L. BIEHL, President
and authorized representa-
tive of Halwell Co., Inc.
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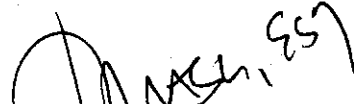
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Counsel for Appellee

APPROVED:

By:



DONALD D. MASON, Esq., Chief
Division of Oil and Gas