

IN THE COURT OF COMMON PLEAS

HARDIN COUNTY, OHIO

STATE OF OHIO, ex rel.
ANTHONY J. CELEBREZZE, JR.
ATTORNEY GENERAL OF OHIO

CASE NO. 85-239

Plaintiff

v.

ALAN GABLE OIL DEVELOPMENT COMPANY

Defendant

DEFAULT JUDGMENT

Upon motion of Plaintiff for default judgment on the basis that defendant has failed to plead or otherwise defend as required by the Civil Rules and the Court finding that such motion has merit, it is hereby ORDERED AND ADJUDGED THAT Defendant:

A. properly plug and abandon the Kellogg No. 1 well, Permit No. 123, issued September 14, 1983 located in the north-east quarter of Section 25, Jackson Township, Hardin County, Ohio;

B. properly plug and abandon the Von Stein No. 6 well, Permit No. 277, issued November 25, 1983, located in Section 6, Van Buren Township, Hancock County, Ohio;

C. complete the final restoration of the Kellogg No. 1 and Von Stein No. 6 well-sites in accordance with R.C. 1509.072 (B);

D. complete the work described in paragraphs A and B of this judgment by no later than November 30, 1985;

E. complete the work described in paragraph C of this judgment by no later than December 31, 1985;

F. pay a civil penalty in the amount of one hundred thousand dollars for the failure of Defendant to comply with Order No. 85-39 issued by the Ohio Division of Oil and Gas on April 19, 1985

and for the failure of Defendant to complete the initial restoration of the Kellogg No. 1 and Von Stein No. 6 well-sites in accordance with R.C. 1509.072 (A). Such payment shall be made by certified check made payable to the "Treasurer, State of Ohio" and shall be forwarded to the Fiscal Section, Division of Oil and Gas, Ohio Department of Natural Resources, Fountain Square, Building A, Columbus, Ohio 43224. Defendant shall pay the fine in full by no later than December 31, 1985; and

G. pay court costs.

_____ Date

Thomas M. ...

Judge, Common Pleas

APPROVED:

ANTHONY J. CELEBREZZE, JR.
ATTORNEY GENERAL OF OHIO

By:

Dominic J. Hanket

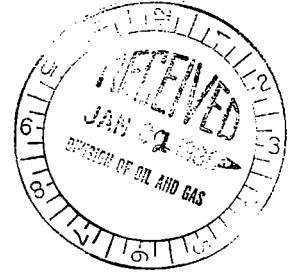
DOMINIC J. HANKET
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Building A., Fountain Square
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CASE NO. 85-239

Plaintiff

v.

ALAN GABLE OIL DEVELOPMENT COMPANY

Defendant

MOTION FOR DEFAULT JUDGMENT

Plaintiff moves the Court for an order granting judgment by default against the defendant, Alan Gable Oil Development Company. Said Defendant has failed to plead or otherwise defend as required by the Civil Rules.

A proposed judgment is attached for the Court's consideration.

Respectfully submitted,

ANTHONY J. CELEBREZZE, JR.
ATTORNEY GENERAL OF OHIO

By: *Dominic J. Hanket*
DOMINIC J. HANKET
Assistant Attorney General
Environmental Enforcement Section
Division of Oil and Gas
Building A., Fountain Square
Columbus, OH 43224
(614) 265-6914

PROOF OF SERVICE

Plaintiff served the foregoing motion for default judgment and proposed judgment by ordinary U.S. mail, postage pre-paid, this 23^d day of October, 1985 upon defendant's statutory agent, The Situation Company, at its address of 140 East Town Street, Suite 1200, Columbus, Ohio 43215.

Dominic J. Hanket
DOMINIC J. HANKET
Assistant Attorney General