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I, Phillip Scott, Clerk of Courts
Richland County, Ohio, hereby certify that
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James

IN THE COURT OF COMMON PLEAS
RICHLAND COUNTY, OHIO

STATE OF OHIO, ex rel.)
LEE FISHER)
ATTORNEY GENERAL OF OHIO)

Plaintiff,)

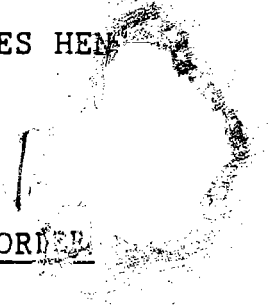
vs.)

WHITE CONSOLIDATED INDUSTRIES,)
INC.)
246 East Fourth Street)
Mansfield, Ohio,)

Defendant.)

CASE NO. 91-518-H
JUDGE JAMES HEM

CONSENT ORDER



WHEREAS, Plaintiff State of Ohio by its Attorney General
Lee Fisher (hereinafter "Plaintiff") filed the complaint in the
above-captioned matter;

WHEREAS, Defendant White Consolidated Industries, Inc.
(hereinafter "WCI") represented by counsel in this proceeding,
has denied and continues to deny the violations alleged in the
Complaint;

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Environmental Enforcement Section

WHEREAS, Plaintiff and WCI (collectively, "the Parties") have consented to the entry of this Consent Order without trial of any issues in order to resolve the claims in the Complaint; and

WHEREAS, the Parties have agreed that settlement of this matter is in the public interest in that entry of this Consent Order without further litigation is the most appropriate means of resolving this matter;

NOW THEREFORE, without trial of any issue of fact or law herein or admission by WCI of any allegations alleged in the Complaint, and upon consent of the parties hereto, it is hereby ORDERED, ADJUDGED AND DECREED as follows:

I. JURISDICTION AND VENUE

1. The Court has jurisdiction over the parties and the subject matter of this case. The Complaint states a claim upon which relief can be granted against Defendant WCI under Chapter 6111. of the Ohio Revised Code ("O.R.C.") and the rules adopted thereunder, and venue is proper in this Court.

II. PARTIES

2. The provisions of this Consent Order shall apply and be binding upon the parties to this action, including their corporate officers, assigns, agents and successors in interest. Defendant WCI is ordered to file, within seven (7) days of the Court's entry of this Order, a copy of this Consent Order in both the Secretary of State's office and the Richland County

recorder's office. In the event the realty upon which the wastewater treatment plant is situated is sold, Defendant is ordered to provide a copy of this Order to the purchaser immediately upon closing on the realty.

III. SATISFACTION OF LAWSUIT

3. Compliance with the terms of this Consent Order shall constitute full satisfaction of any civil liability of Defendant, for all claims or conditions set forth in the Complaint. Nothing in this Order shall be construed to limit the authority of the State of Ohio to seek relief for claims or conditions not alleged in the Complaint, regardless of when they occurred, or for violations which occur after the filing of this Consent Order.

IV. EFFECT OF CONSENT ORDER

4. This Consent Order does not constitute authorization or approval of the construction of any physical structure or facilities, or the modification of any existing treatment works or sewer system. Approval for any such construction or modification shall be by permit issued by the Director of Environmental Protection or other such permits as may be required by applicable federal, state, or local laws, rules or regulations.

5. The parties reserve and do not waive any and all legal and equitable rights, remedies, and defenses that may be available for violation or enforcement of this Consent Order.

V. PAYMENT FOR CLAIMS PURSUANT TO O.R.C. 6111.09

6. Defendant WCI shall pay to the State of Ohio Seventy Thousand Dollars (\$70,000.00) in settlement of Plaintiff's claims for civil penalties in accordance with and pursuant to O.R.C. § 6111.09. The amount paid, in accordance with and pursuant to O.R.C. 6111.09, shall be paid by delivering to Janis Miller, Administrative Assistant, Environmental Enforcement Section, or her successor, a certified check for that amount, payable to the order of "Treasurer, State of Ohio" within thirty (30) days of the Court's entry of this Consent Order.

7. In the event that Defendant WCI fails to meet the requirements of Paragraph 6, Defendant shall be liable for and shall pay Seventy Thousand Dollars (\$70,000) plus an amount in interest at the rate of 10% per annum charged upon the unpaid balance.

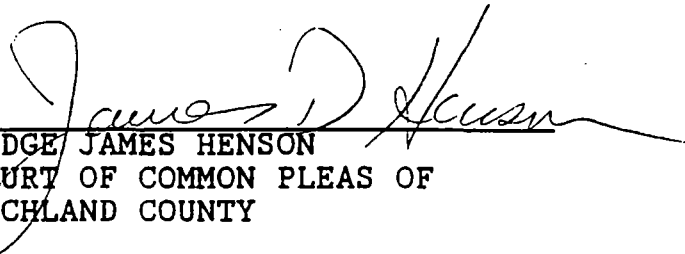
VI. RETENTION OF JURISDICTION

8. The Court will retain jurisdiction of this action for the purpose of enforcing the terms and provisions of this Consent Order.

VII. COSTS

9. Defendant WCI hereby agrees and is ordered to pay the costs of this action accruing up through the date of entry of this Consent Order only.

Entered this 21st day of August 1992.



JUDGE JAMES HENSON
COURT OF COMMON PLEAS OF
RICHLAND COUNTY

APPROVED:

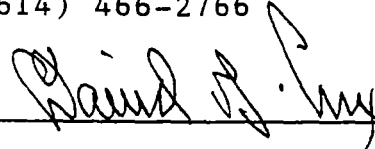
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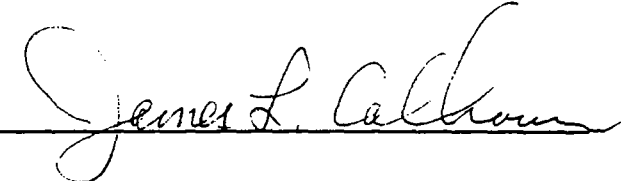
WHITE CONSOLIDATED INDUSTRIES, INC.

BY:

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Authorized Representative for
White Consolidated Industries