

IN THE COURT OF COMMON PLEAS OF WASHINGTON COUNTY, OHIO

STATE OF OHIO, EX REL. :
Plaintiff, :
vs. : Case No. 83M278
BERRESFORD ENTERPRISES, INC., :
ET AL., :
Defendants. :

AGREED ENTRY

Upon Motion of the plaintiff, State of Ohio, for a Preliminary Injunction and upon agreement of the defendants, Berresford Enterprises, Inc., James A. Berresford and Jerry M. Welch, it is hereby stipulated by the parties and ORDERED by the Court that, during the pendency of the within action, said defendants shall not engage in the following acts:

1. Storing or disposing of salt water and other oil field wastes, other than in a manner approved by the Chief of the Division of Oil & Gas, at the Number 3 Singree Well, Lot 21, Olive Green and Elk Run Allotment, Waterford Township, Washington County, at the tank battery site which serves Wells Numbers 4, 6, 8, 10, 11, 17 and 18 on the Schilling lease on Lots 34 and 35, Olive Green and Elk Run Allotment, Waterford Township, Washington County;

2. Disposing of salt water or other oil field wastes, under pressure or otherwise, into the annular space of the Number 3 Singree Well, absent the approval of the Division of Oil & Gas, and from transporting additional salt water to this well by a means other than pipeline;

3. Placing additional fluids into the pit adjacent to the tank battery which serves Schilling Wells Numbers 4, 6, 8, 10, 11, 17 & 18;

It is further agreed and stipulated by the parties that the Number 3 Singree Well is not presently being used for the pressurized disposal of salt water or oil field wastes;

that no equipment designed or used for pressurized disposal is presently located on the Number 3 Singree Well site; that the pit adjacent to the tank battery which serves Schilling Wells Numbers 4, 6, 8, 10, 11, 17 & 18 has been collapsed, filled, and replaced by a storage tank; and that the Number 3 Singree Well site and the area adjacent to the tank battery serving the aforementioned Schilling Wells have been seeded and mulched to prevent erosion.

It is further agreed by the parties and ORDERED by the Court that said defendants shall continue to make reasonable efforts to establish vegetation sufficient to bind the soil and prevent erosion at the Number 3 Singree Well site and the tank battery site which serves Schilling Wells Numbers 4, 6, 8, 10, 11, 17 & 18.

It is further agreed by the parties and ORDERED by the Court that this Entry not be construed as an admission of guilt on the part of any party to this action, or any other person or entity, with respect to any of the allegations set forth in the Complaint and/or the Motion For Preliminary Injunction filed herein.

SO ORDERED.

Judge Roland W. Riggs, II

APPROVED:

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