

*get in judgement book*

IN THE COURT OF COMMON PLEAS  
HOCKING COUNTY, OHIO

**RECEIVED**  
OCT 21 1983  
DIVISION OF  
RECLAMATION

STATE OF OHIO, ex rel.  
ANTHONY J. CELEBREZZE  
State Office Tower  
30 East Broad Street  
Columbus, Ohio 43215,

Plaintiff,

-vs-

~~BOYLE~~ COAL COMPANY  
Box 3  
New Straitsville, Ohio 43766,

and

LEO J. BOYLE, President  
BOYLE COAL COMPANY  
15586 State Route 595  
Logan, Ohio 43138,

Defendants.

Case No. 83-CIV-270

JUDGMENT

**FILED**

OCT 18 1983

HOCKING COUNTY COMMON PLEAS  
MAXINE W. DALTON, Clerk

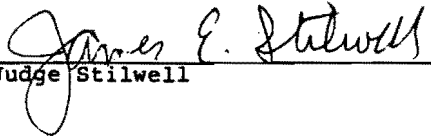
This action came on for hearing on Plaintiff's motion for preliminary injunction, complaint for permanent injunction, and motion to consolidate. The issues having been duly heard and a decision heretofore rendered, it is hereby

ORDERED AND ADJUDGED that:

1. Plaintiff's motion to consolidate hearings on its request for preliminary and permanent injunctive relief is granted; and further
2. Upon stipulation of the parties Defendants Boyle Coal Company and Leo J. Boyle as president of Boyle Coal Company have engaged in a coal mining operation without a permit in violation of R.C. §§1513.17(A) and 1513.16(A)(20) on an area of land adjacent to Boyle Coal Company permit no. C-1031 located in Ward Township, Hocking County, Ohio; and further
3. Defendants, their agents, employees, contractors or any acting by or on behalf of Defendants are PERMANENTLY ENJOINED from conducting any coal mining operations on the unpermitted, unbonded areas outside the permit limits of Boyle Coal Company permit no. C-1031 until such time as Defendants submit a complete application for a D permit, post the required bond and acreage fees and obtain a D permit from the Chief of the Division of Reclamation for any and all areas already so affected and any

additional areas proposed to be affected beyond the C-1031 permit limits.

Dated at LOGAN, Ohio, this 18<sup>th</sup> day of OCTOBER, 1983.

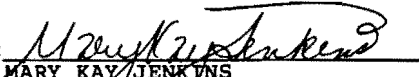
  
Judge Stilwell

Journalized this 18<sup>th</sup> day of OCTOBER, 1983.

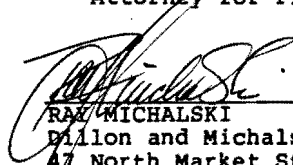
By: \_\_\_\_\_  
Clerk of Court

APPROVED AS TO FORM

ANTHONY J. CELEBREZZE  
ATTORNEY GENERAL OF OHIO

By:   
MARY KAY JENKINS  
Assistant Attorney General  
Environmental Law Section  
Division of Reclamation  
Fountain Square, Building B-3  
Columbus, Ohio 43224

Attorney for Plaintiff

  
RAY MICHALSKI  
Dillon and Michalski  
47 North Market Street  
P.O. Box 816  
Logan, Ohio 43138

Attorney for Plaintiff