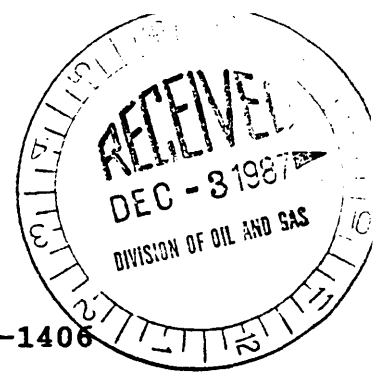


IN THE COURT OF COMMON PLEAS  
LAKE COUNTY, OHIO



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

Plaintiff,

DIXIE ENERGY COMPANY, INC.,  
et al.

Defendants.

CASE NO. 85CIV-1406

JUDGE MARTIN PARKS

NOV 30 4 01 PM '87  
ANDREW J. COFFIN  
CLERK OF COURTS  
LAKE CO., OHIO

FILED

JUDGMENT

The instant cause was called to trial on Thursday, November 12, 1987 before the Honorable Martin Parks, Judge of the Court of Common Pleas, Lake County, Ohio. Neither Defendants Dixie Energy Company, Inc. and Phillip Dallman nor any counsel representing these defendants appeared before this Court. The Court has in its possession a documentation filed by the plaintiff which includes a sworn affidavit, deposition testimony and other supporting documents. It is hereby ORDERED, ADJUDGED and DECREED that Defendants Phillip Dallman and Dixie Energy Company are:

(A) Permanently enjoined to remove all contaminated soils at the Rought No. 1 wellsite in an environmentally sound manner within thirty days after entry of this judgment according to the following guidelines:

(1) excavation and solidification of the contaminated soils shall include all materials down to the clay layer at 12.5 feet;

(2) soil samples shall be collected from the bottom and sides of the excavation and analyzed for sodium and soluble salts

by a method approved by the Division of Oil and Gas to insure that all of the contaminated material has been removed;

(3) the excavated material shall be solidified prior to disposal at a location approved by the Ohio Environmental Protection Agency.

(4) before excavation and removal of the material commences, notice shall be given to the Division of Oil and Gas so that an inspector may be present at the time such activities occur.

(B) Permanently enjoined to provide an alternate source of drinking water free of charge to those persons whose water wells are contaminated by brine and other oilfield wastes from the Rought lease until such time as the wells meet the standards of the Safe Drinking Water Act. In providing such source, the defendants are ordered to install and maintain at each residence one 1500-gallon tank that is to be filled regularly so that the needs of the inhabitants are met;

(C) Each ordered to pay a civil penalty in the amount of \$16,000 to the Division of Oil and Gas. Payment shall be made by sending a certified check made payable to the "Treasurer, State of Ohio" to the Division of Oil and Gas, Fountain Square, Building A, Columbus, Ohio 43224, ATTN: Todd Musheff, Assistant Attorney General, within thirty days after entry of this judgment.

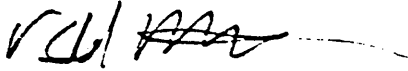
(D) Ordered to bear the Court costs of this action.

Date: \_\_\_\_\_

\_\_\_\_\_  
Honorable Martin O. Parks  
Judge, Court of Common Pleas  
Lake County, Ohio

APPROVED:

ANTHONY J. CELEBREZZE, JR.  
ATTORNEY GENERAL OF OHIO



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TODD MUSHEFF  
Assistant Attorney General  
Environmental Enforcement Section  
Division of Oil and Gas  
Building A, Fountain Square  
Columbus, Ohio 43224  
(614) 265-6939

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Judge Parks

IN THE COURT OF COMMON PLEAS

LAKE COUNTY, OHIO

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

CASE NO. 85CIV1406

Plaintiff,

v.

JUDGE PARKS

DIXIE ENERGY COMPANY, INC.  
242 E. Liberty Street  
Wooster, OH 44691  
and  
PHILLIP E. DALLMAN  
242 E. Liberty Street  
Wooster, OH 44691  
and  
B & B DRILLING COMPANY  
P.O. Box 418  
Stockport, OH 43787

Defendants.

JUDGMENT

Upon motion of Plaintiff State of Ohio for Default Judgment against B & B Drilling Company filed with the Court on February 12, 1986, and Defendant B & B Drilling Company having failed to plead or appear at the hearing on plaintiff's motion scheduled on April 18, 1986, it is hereby ORDERED AND ADJUDGED that Defendant B & B Drilling Company is:

(A) permanently enjoined to remove all contaminated soils at the Rought No. 1 well-site in an environmentally sound manner within thirty days after entry of this judgment according to the following guidelines:

- (1) excavation of the contaminated soils shall include all materials down to the clay layer at 12.5 feet;
- (2) soil samples shall be collected from the bottom and sides of the excavation and analyzed for sodium and soluble salts by a method approved by the division of oil and gas to insure that all of the contaminated material has been removed;

(3) the excavated material shall be air-dried prior to disposal at a location approved by the Ohio Environmental Protection Agency. To dry the material, B & B Drilling Company shall place it on a plastic liner and cover it with an additional plastic liner until removal can be achieved;

(4) before excavation and removal of the material commences, notice shall be given to the division of oil and gas so that an inspector may be present at the time such activities occur.

(B) permanently enjoined to provide an alternate source of drinking water free of charge to those persons whose water wells are contaminated by brine and other oil field wastes from the Rought lease until such time as the wells meet the standards of the Safe Drinking Water Act. In providing such source, B & B is ordered to install at each residence one 1500 gallon tank that is to be filled regularly so that the needs of the inhabitants are met;

(C) ordered to pay a civil penalty in the amount of \$16,000 to the Division of Oil and Gas. Payment shall be made by sending a certified check made payable to the "Treasurer, State of Ohio" to the division of oil and gas, Fountain Square, Building A, Columbus, Ohio 43224, within thirty days after entry of this judgment.

Date: MAY 01 1986  
\_\_\_\_\_ Judge, Common Pleas

Approved:

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)\_ 265-6942