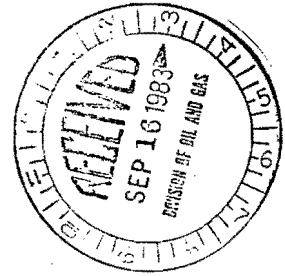


CLERK OF COURTS  
MAHONING COUNTY, OH  
FILED

SEP 15 3 18 PM '83  
ANTHONY VIVO, CLERK



IN THE COURT OF COMMON PLEAS  
MAHONING COUNTY, OHIO

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

CASE NO. 83-CV-1389

v.

MARK'S TRUCKING & EXCAVATING, INC. et al.

CONSENT JUDGMENT  
FOR INJUNCTION AND  
CIVIL PENALTY

The complaint, having been filed on July 21, 1983 and answers having been filed on August 19, 1983,

NOW, THEREFORE, upon the pleadings and agreement of the parties,


this Court hereby ORDERS, ADJUDGES, and DECLARES that:

- a. this Court has jurisdiction over the parties consenting to this decree and over the subject matter of this enjoined action;
- b. the complaint states a claim upon which relief may be granted under Chapter 1509 of the Revised Code;
- c. defendants are permanently enjoined from disposing of saltwater, as that term is defined in O.A.C. 1501:9-3-01 (E), and other oil field wastes in a manner other than that approved by the Chief of the Division of Oil and Gas pursuant to Section 1509.22 of the Ohio Revised Code and the rules adopted thereunder on property owned by Heiser Stone Company, Inc. located in Section 6, Smith Township, Mahoning County, Ohio, and from disposing of saltwater and other oil field wastes in such a manner onto other lands or into the waters of Mahoning County, Ohio;
- d. defendants shall pay a civil penalty totalling one thousand dollars, payment to be made within ten days of entry of this judgment by delivering to counsel for the State a check in that amount made payable to "Treasurer, State of Ohio".

- e. plaintiff agrees to pay court costs of this action;
- f. this court retains jurisdiction of this matter for the purpose of making any order or decree necessary to carry out this judgment; and
- g. this judgment shall in no way relieve the defendants of their obligations, if any, to comply with any local, state or federal law in any way related to the substance of this judgment.

15 Sept 83

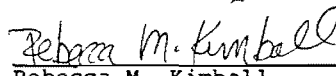
Date

  
Judge Jenkins  
Mahoning County  
Court of Common Pleas

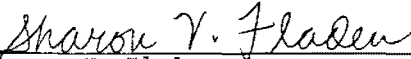
APPROVED:

ANTHONY J. CELEBREZZE, JR.  
ATTORNEY GENERAL OF OHIO

By:



Rebecca M. Kimball  
Assistant Attorney General  
Attorney for Plaintiff State of Ohio



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