

Ohio Department of Natural Resources

JOHN R. KASICH, GOVERNOR

JAMES ZEHRINGER, DIRECTOR

June 7, 2018

Delaware County Fair Board P.O. Box 1278 Delaware, Ohio 43015 Richard J. Simmers, Chief Division of Oil and Gas Resources Management 2045 Morse Road, Building F-2 Columbus Ohio 43229-6693

Columbus, Ohio 43229-6693 26576932; Fax: (614) 265-6910

RE: Surface Application Annual Reports (Form 15) Late Letter.

To whom it may it concern:

Surface Application Annual Report (Form 15) was due on 15th April 2018, setting for the total volume of production brine spread per each application points during the preceding calendar year. A recipient of an approved surface spreading resolution is required by Section 1509.226(F) of the Ohio Revised Code to file a report with the Division on a yearly basis designating the volume of production brine applied under an active spreading resolution.

To date, the Division has not received 2017 Surface Application Annual Report for your approved resolution. The Surface Application Annual Report (Form 15) is considered later. Form 15 is required even if there was no brine spread in the preceding year.

The enclosed form is to be completed and returned to the Division. Failure to submit these reports will be considered a violation of the aforementioned law and may result in additional enforcement action.

If Delaware County Fair Board wishes to no longer spread brine on any roads maintained by Delaware County Fair Board then a new resolution must be passed by Delaware County Fair Board terminating the original resolution and submitted to the Division of Oil and Gas Resources Management.

If you have any questions regarding this matter, please feel free to contact me at (614) 265-6933 email me at michael.brown@dnr.state.oh.us

Sincerely,

Kenny Brown Geologist

Underground Injection Control Section Division of Oil and Gas Resources Management

2045 Morse Road, Bldg. F-2 Columbus, Ohio 43229-6693

File

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AUG 03 2018

Division of Oil & Gas Columbus Aug 02 2018 12:37PM HP Fax 17403485099

page 2

Jim Neumeyer

740-363-6162

President Cell 740-258-3082

Don's Dust Control LLC 1504 Blue Jay Rd. Heath, OH 43056

Dust Control Service neumeyerjames@yahoo.com

5 loads

14,000 gallons Brine

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ATTA- 0.3 2018

Limitation of 2018

Columbus

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Ohio Department of Natural Resources

TED STRICKLAND, GOVERNING

SEAN D. LOGAN, DIRECTOR

Mr. Mark Numeyer R.H. Penick Company 1504 Blue Jay Road Heath, Ohio 43056

Dear Mr. Numeyer:

The R. H. Penick Company has been an owner/operator of wells located in Licking County that produce naturally occurring brine from the Lockport Pornation that is a non-producing oil and gas horizon in this area of Ohio. The brine water from these wells is produced exclusively for use as a dust suppressant and for snow and ice control in the winter. This brine has no association with oil and gas exploration, drilling, or production and is therefore exempt from Sections 1509.222 (registration certificate to transport brine by vehicle) and 1509.226 (surface application of brine to roadway and similar surfaces) of the Ohio Revised Code.

If you have any additional questions regarding this matter, please feel free to contact me at (614) 265-1032.

Sincerely,

Tom Tomastik, Geologist 4

Division of Mineral Resources Management

2045 Morse Road, H-3 Columbus, Ohio 43229-6693

Co: R. H. Penick file

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AUG 03 2018

Division of Oil & Gas Columbus

Brown, Michael

From: Kuhn, Sandy <SKuhn@delawarecountyfair.com>

Sent: Thursday, August 2, 2018 2:48 PM

To: Brown, Michael

Subject: Surface Application Annual Report Form attached

Attachments: brine info 2017.pdf

Sorry for the tardiness, I don't remember receiving anything before the letter on June 7. I have been trying to get the information from the company we use and just received it. I have attached everything they faxed to me. They are in the process of changing mangers/owners.

Let me know if you need anything else from us.

Sandy Kuhn
General Manager
Delaware County Fair
236 Pennsylvania Ave., P.O. Box 1278
Delaware OH 43015
O – 740-362-3851
C – 614-203-9524

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