



# Ohio Department of Natural Resources

JOHN R. KASICH, GOVERNOR

JAMES ZEHRINGER, DIRECTOR

*Richard J. Simmers, Chief*  
Division of Oil and Gas Resources Management  
2045 Morse Road, Building H-3  
Columbus, OH 43229-6693  
Phone: (614) 265-6633; Fax: (614) 265-7999

## ORDER BY THE CHIEF

**TO: Robert Barr, President**  
**Big Sky Energy Inc.**  
**1245 Friendship Drive**  
**New Concord, OH 43762**

**ORDER NO.: 2012-25**

**DATE: November 20, 2012**

**RE: Application for Temporary Inactive Status**  
**API 34-007-20965-00-00, Ashtabula County, Trumbull Township**  
**Cutter #1**

**SUBJECT: Application Denial**

Pursuant to Ohio Revised Code Section 1509.03, the Chief of the Division of Oil and Gas Resources Management ("Division") hereby makes the following **Findings** and issues the following **Order**:

### **FINDINGS:**

- 1) Big Sky Energy, Inc. is the "owner," as that term is defined in R.C. 1509.01(K), of the Cutter #1 Well, API 34-007-20965-00-00, Trumbull Township, Ashtabula County, Ohio.
- 2) The county inspector for the Division of Oil and Gas Resources Management visited the Cutter #1 well on February 17, 2012, in response to a landowner complaint, and determined that the well is idle and is not in production.
- 3) On August 1, 2012, the county inspector visited the Cutter #1 well again and determined that no activity has been initiated to put the well into production.
- 4) On September 26, 2012, the Division received an application from Big Sky Energy Inc. to obtain temporary inactive well status for the Cutter #1 Well.

- 5) Division (A) of R.C. 1509.11 states in part that "[t]he owner of any well \* \* \* producing or capable of producing oil or gas shall file with the chief of the division of oil and gas resources management, on or before the thirty-first day of March, a statement of production of oil, gas, and brine for the last preceding calendar year \* \* \*."
- 6) At the time that the application was received, the Cutter #1 well was not producing, and no production report was received for the well for year 2011. Furthermore, the well has no recordable production since 2005.
- 7) Division (B) of R.C. 1509.062 states that "[i]n order for the owner of a well to submit an application for temporary inactive well status for the well \* \* \*, the owner and the well shall be in compliance with \* \* \* [R.C. Chapter 1509] and rules adopted under it, any terms and conditions of the permit for the well, and applicable orders issued by the chief."
- 8) Big Sky Energy Inc. is the owner of more than 200 wells that are located in Ohio. In addition, Big Sky Energy Inc. has numerous violations for failure to comply with R.C. Chapter 1509 and Ohio Adm.Code 1501:9.

#### **ORDERS**

- (1) Pursuant to R.C. 1509.062(C), it is hereby ordered that the application to grant Temporary Inactive status to the Cutter #1 well is denied.

Nov 20, 2012  
Issue Date

Richard J. Simmers  
Richard J. Simmers, Chief  
Division of Oil and Gas Resources Management

#### **APPEAL PROCEDURES:**

Addressee is hereby notified that this action is final and effective and may be appealed to the Oil and Gas Commission pursuant to Section 1509.36 of the Ohio Revised Code. The appeal must be in writing and must set forth the Orders complained of and the grounds upon which the appeal is based. Such appeal must be filed with Linda Osterman, Executive Director, Oil and Gas Commission, Ohio Department of Natural Resources, 2045 Morse Road, Building H-3, Columbus, Ohio 43229-6693, within thirty (30) days after receipt of this Order.

In addition, within three (3) days after the appeal is filed with the Oil and Gas Commission, notice of the filing must be submitted to Richard J. Simmers, Chief, Division of Oil and Gas Resources Management, Ohio Department of Natural Resources, 2045 Morse Road, Building F-2, Columbus, Ohio 43229-6693.

Enclosures

**CERTIFIED MAIL TO:**

Robert Barr, President           (91 7199 9991 7030 3104 8422)  
Big Sky Energy Inc.  
1245 Friendship Drive  
New Concord, OH 43762

cc: Permit File  
Legal File  
Mike McCormac, Permitting Manager  
Tom Hill, North Region Supervisor  
Jerry Kohl, Ashtabula County Well Inspector



Date: 11/29/2012

ELLA HARGRO:

The following is in response to your 11/29/2012 request for delivery information on your Certified Mail(TM) item number 7199 9991 7030 3104 8422. The delivery record shows that this item was delivered on 11/23/2012 at 02:31 PM in NEW CONCORD, OH 43762. The scanned image of the recipient information is provided below.

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Signature of Recipient: *Jessica M. Hargro*

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Sincerely,

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