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Ohio Department of Natural Resources

JOHN R. KASICH, GOVERNOR

JAMES ZEHRINGER, DIRECTOR

Ohio Division of Wildlife
Michael R. Miller, Chief
2045 Morse Road, Bldg. G
Columbus, OH 43229-6693
Phone: (614) 265-6300

October 6, 2017

DJ Wagner Acres LLC
Attn: Dan Wagner
10759 County Road 175
Kenton, Ohio 43326

CERTIFIED MAIL

Dear Mr. Wagner:

The Division of Wildlife investigated a wild animal kill that occurred in Bloom Ditch and the Blanchard River in Pleasant and Blanchard Townships, Hardin County, Ohio on or about August 4, 2017.

It was determined that 14,615 wild animals were killed as a result of animal manure runoff entering the stream, subsequent to your application of animal manure to nearby crop fields.

All wild animals not legally confined are held in trust by the State of Ohio for the benefit of the people by virtue of Section 1531.02 of the Revised Code. Section 1531.04 places upon the Division of Wildlife, through the Chief, the responsibilities for enforcing the laws of the state protecting these wild animals. In performance of these duties, I must insist that the state be compensated for its loss.

Therefore, I respectfully request that a check be made payable to the Division of Wildlife in the amount of \$6,142.03 and sent to the Division of Wildlife, Law Enforcement Section, Attn: Dirk Cochran, 2045 Morse Road, Bldg. G, Columbus, Ohio 43229-6693 by November 9, 2017, as settlement of this loss. Please be advised that this figure does not represent the full amount that will be sought should the Division be required to file suit, but represents a compromise put forward for purposes of settlement only.

If you need additional information on this matter, please contact Mr. Dirk Cochran, Division of Wildlife, Law Enforcement Section, (614) 265-6326.

Sincerely,

A handwritten signature in blue ink, appearing to read "Michael R. Miller".

Michael R. Miller,
Chief

MRM:dsc
cc: D. Cochran
J. Payne
C. Rowan
B. Miskimen
Molly Corey A.A.G.