

BEFORE THE OIL AND GAS BOARD OF REVIEW
DEPARTMENT OF NATURAL RESOURCES, STATE OF OHIO

EDWARD E. ATHA
475 Richard Ave,
P.O. Box 567
Athens, Ohio 45701

APPEAL NO. 213

Appellant

vs

RENEE J. HOUSER, CHIEF
Division of Oil and Gas
Ohio Department of Natural Resources
Fountain Square, Columbus
Ohio 43224

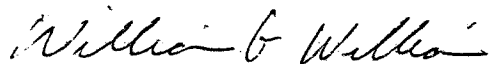
Apellee

Appearances:

For Appellant: Mr. John Atha
P.O. Box 567
Athens, Ohio
45701

For Apellee: Anthony J. Celebrezze, Jr
Attorney General
By: Edda S. Post
Assist. Attorney General
Fountain Square, Columbus
Ohio 43224

CERTIFIED TRUE AND CORRECT COPY



William G. Williams, Secretary
Ohio Oil and Gas Board of Review

ENTRY

This matter came on for hearing before the Oil and Gas Board of Review on April 28, 1987 at Fountain Square, Building E, Columbus, Ohio pursuant to a Notice of Appeal filed October 27,, 1986 by the Appellant. The appeal was taken from Adjudication Order No. 86-335 issued by the Chief, Division of Oil and Gas to the Appellee regarding the No. 3 Simpson Well (P-2470) located in Rome Township, Athens County, Ohio.

The appeal was heard by the testimony and exhibits presented to the Board by the Appellant's representative, Mr. John Atha, and by the Appellee.

The findings of the Chief in Order 85-345 related to the ownership of the No. 3 Simpson well, and to the finding of the Chief that the well was incapable of producing oil and gas in paying quantities.

ISSUES

The issue before the Board was whether the Chief's Order No. 86-335 was lawful and reasonable in finding the well incapable of producing in commercial quantities and of ordering the owner and operator to either plug or produce the well.

FINDINGS OF FACT

Based on the testimony, evidence presented and exhibits the Board finds as follows:

1. The No. 3 Simpson well is currently standing idle.
2. Equipment has been removed from the well so that it is incapable of production.

3. Several miles of pipeline would be required in order to connect the well to sales lines.

4. When last produced to supply the landowner, the well made 15-20 barrels of water and 10 MCF per day.

5. No request has been made to the Chief for temporary abandonment.

6. The operator has no current plans to produce the well.

7. The well is not supplying natural gas for domestic purposes at this time.

8. The well has been inspected recently by ODNR Division of Oil and Gas personnel.

CONCLUSIONS OF LAW AND ORDER

Based on the Findings of Fact set forth herein and the applicable law, the Board finds that Adjudication Order 85-335 issued by the Chief of the Division of Oil and Gas is lawful and reasonable, and

The Board ORDERS that Adjudication Order 86-335 be and hereby is AFFIRMED.

This Order is effective this 30th day of April, 1987.

OIL AND GAS BOARD OF REVIEW

ROBERT H. ALEXANDER

Alan H Coogan
ALAN H. COOGAN, CHAIRMAN

William G. Williams
WILLIAM G. WILLIAMS, SECRETARY

BEATRICE E. WOLPER

Dissenting Vote:

JOHN J. CARNEY

CONCLUSIONS OF LAW AND ORDER

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Dissenting Vote:

JOHN J. CARNEY

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BEATRICE E. WOLPER

Dissenting Vote:

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Dissenting Vote:

John J. Carney
JOHN J. CARNEY