



**Attorney General
Anthony J. Celebrezze, Jr.**

September 10, 1985

Mr. Paul V. Jones, Trustee
Frederick Petroleum Corporation
P. O. Box 511
Zanesville, Ohio 43701-0180

RE: Frederick Petroleum Corporation v. Houser, Appeal No. 92,
Oil and Gas Board of Review

Frederick Petroleum Corporation v. Houser, Appeal No. 113,
Oil and Gas Board of Review

Dear Mr. Jones:

Please find enclosed copies of two Entries recently issued by the Oil and Gas Board of Review in the above referenced cases.

Appeal No. 92 affirms Chief's Order No. 84-16 requiring that Frederick Petroleum Corporation plug the Luther Bell well drilled under Permit No. 3714. The well is located in Section 10, Monday Creek Township, Perry County, Ohio. In this Order the Board finds that the Bell No. 2 well is incapable of producing oil and gas in commercial quantities and must therefore be plugged. The Board further finds that Frederick Petroleum Corporation is the owner and permit holder of the well and is responsible for the plugging of the well.

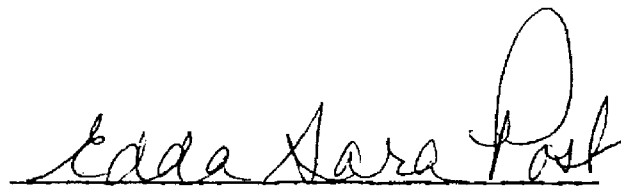
The Order entered in Appeal No. 113 journalizes the settlement agreement made by the Division and Tom Lloyd as Attorney for Frederick Petroleum Corporation earlier this year. Pursuant to that agreement, Frederick Petroleum Corporation had until June 15, 1985 to comply with Chief's Order No. 84-98. You will note that the order of the Board uses the date June 15, 1986 as the compliance date. I have contacted George Hauswirth regarding this clerical error, and expect an order correcting the date.

Mr. Paul V. Jones, Trustee
September 10, 1985
Page 2

Should you have any questions regarding these appeals or the orders entered by the Board, please feel free to contact me at the address listed or (614) 265-6939.

Very truly yours,

ANTHONY J. CELEBREZZE, JR.
ATTORNEY GENERAL

A handwritten signature in cursive script that reads "Edda Sara Post". The signature is written in dark ink and is positioned above a horizontal line.

EDDA SARA POST
Assistant Attorney General
Environmental Enforcement Section
Division of Oil and Gas
Columbus, Ohio 43224

ESP/aj

Encl.

Paul Jones

BEFORE THE OIL AND GAS BOARD OF REVIEW

STATE OF OHIO

Federick Petroleum Corp.,
Appellant,

vs.

Appeal No. 92

Renee J. Houser, Chief
Division of Oil and Gas
Appellee.

ORDER

This matter came on for hearing before the Oil and Gas Board of Review on February 12, 1985 in the Assembly Center of Fountain Square. No witnesses were produced by the Appellant. Mr. Thomas Lloyd counsel for Appellant did give a statement to the Board. Likewise, Mr. Leslie Johnson an attorney representing the landowner Mrs. Bell represented that there had never been any interference to plugging by the landowner. The Division introduced certain exhibits into the record.

The uncontested facts show that well in question is the Luther Bell well Permit No. 3714 located in Section 10 Monday Creek Township, Perry County, Ohio. By Order No. 84-16 the Chief of the Division of Oil and Gas ordered Frederick Petroleum Corp. to produce or plug the well in question. The exhibits presented to the Board show that the Luther Bell well has been idle for several years.

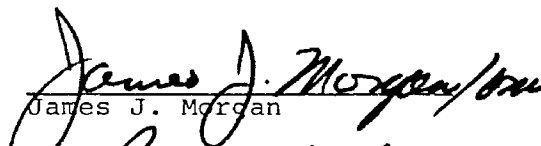
The Exhibits further show that in October of 1981 Frederick Petroleum applied for a permit to plug the Bell well. On the application for a permit Reliable Exploration represented that it was the owner of the Bell lease. In a letter dated December 3, 1981 Frederick Petroleum Corporation said it had bought the well and explained that Reliable's name had been changed to Frederick




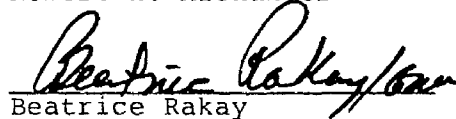
Petroleum Corp. Finally on December 10, 1981 a permit to plug and abandon the Bell No. 2 well was issued to Frederick Petroleum Corp.

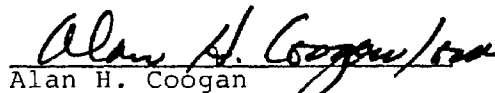
The Board finds that the Bell No. 2 well permit No. 3714 in Monday Creek Township of Perry County, Ohio is incapable of producing oil and gas in commercial quantities. The Board further finds that Frederick Petroleum Corp. is the owner and permit holder for such well for the purposes of Sections 1509.12 and 1509.22 of the Ohio Revised Code.

IT IS THEREFORE ORDERED that the Chief's Order No. 84-16 be and the same is hereby Affirmed by the Board. 8/27/85


James J. Morgan


Robert H. Alexander


Beatrice Rakay


Alan H. Coogan


George M. Hauswirth

A/G
Order Book

BEFORE THE OIL AND GAS BOARD OF REVIEW
STATE OF OHIO

Federick Petroleum Corp.,
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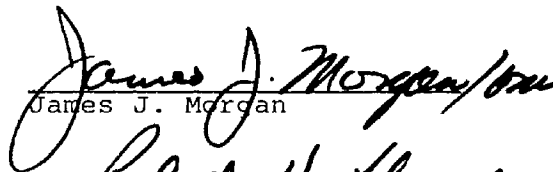
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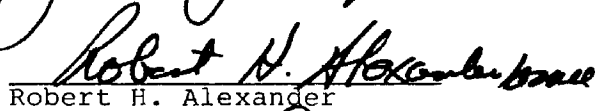


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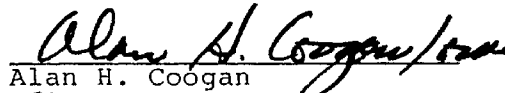
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BEFORE THE OIL AND GAS BOARD OF REVIEW

STATE OF OHIO

Federick Petroleum Corp.,
Appellant,

vs.

Appeal No. 113

Renee J. Houser, Chief
Division of Oil and Gas
Appellee.

ORDER

By agreement of the Parties the Appellant in this case is given until June 15, 1986 to comply with the Chief's Order No. 84-98. By further agreement of the Parties this Order is non-appealable.

Dated this 27th day of August, 1985.

OIL AND GAS BOARD OF REVIEW 8/27/85

James J. Morgan
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Robert H. Alexander
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Beatrice Rakay
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Alan H. Coogan
Alan H. Coogan

George M. Hauswirth
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BEFORE THE OIL AND GAS BOARD OF REVIEW

STATE OF OHIO

FREDERICK PETROLEUM CORPORATION,

APPEAL 92

Appellant,

v.

RENEE J. HOUSER, CHIEF
Division of Oil and Gas

STIPULATION FOR CONTINUANCE

By agreement of the parties through respective counsel,
it is stipulated that the hearing on this appeal will not
be held on June 22, 1984, and that the matter will be con-
tinued.

Frederick Petroleum Corporation

By: Thomas R. Lloyd / RMK
Thomas R. Lloyd
Attorney for Appellant
Route 1, Box 124
Marietta, OH 45750
signed per telephone authori-
zation by Rebecca M. Kimball

ANTHONY J. CELEBREZZE, JR.
ATTORNEY GENERAL OF OHIO

By: Rebecca M. Kimball
Rebecca M. Kimball
Counsel for Appellee
Assistant Attorney General
Building A., Fountain Square
Columbus, OH 43224
(614) 265-6941

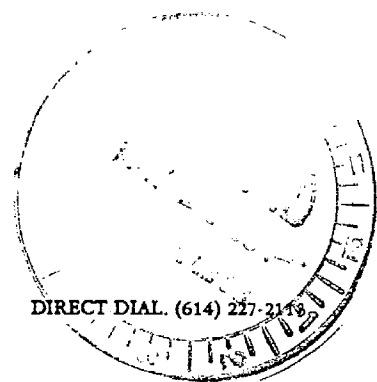
PORTER, WRIGHT,
MORRIS & ARTHUR
ATTORNEYS AT LAW

37 WEST BROAD STREET, COLUMBUS, OHIO 43215-4171

TELECOPIER: (614) 227-2100

TWX: 810-482-1702

GEORGE M. HAUSWIRTH



May 9, 1984

Mr. Thomas R. Lloyd
Frederick Petroleum Corporation
P. O. Box 124
Marietta, Ohio 45750

Re: Oil and Gas Board of Review Appeal No. 92

Dear Mr. Lloyd:

A hearing in this matter has been set for June 22, 1984 at 1:45 p.m. The hearing will be held in the Assembly Center on the ground floor of Building E, in the Fountain Square complex off Morse Road, here in Columbus. The Fountain Square complex is just east of the Northland Shopping Center on Morse Road, which is on Morse Road east of I-71.

If there is any possibility of arriving at a settlement in this matter prior to the hearing please do so. The Board has a full load of cases set for hearing and does not appreciate waiting while parties work out settlements and agreements which could have been discussed with the Attorney General by telephone prior to the hearing. If a settlement or stipulation is possible, please contact Mr. Dan Hanket, Assistant Attorney General, at the Division of Oil and Gas, to work out the details. If Mr. Hanket is not personally handling your case he will refer you to the attorney that is handling the case. Mr. Hanket's phone number is (614) 265-6914.

If you have any questions, please give me a call.

Very truly yours,

George M. Hauswirth

cc: Mr. Dominic Hanket

GMH/sf