

## OHIO TURNPIKE COMMISSION

Resolution Granting Permission to Rowley & Brown  
Petroleum Corporation to Extract Oil and Gas and  
Their Constituents From Beneath the Right of Way

WHEREAS Rowley & Brown Petroleum Corporation, 3040 Riverside Drive, Suite 223, Columbus, Ohio 43221, has sought permission to extract gas and oil and their constituents by means of wells from a pooling area consisting of 127.51 acres which include 14.77 acres of the right of way of the Ohio Turnpike in Canfield Township, Mahoning County, Ohio, said wells being drilled outside the Turnpike right of way upon the property of K. N. Flickinger and Cora Ewanik;

WHEREAS said Rowley & Brown Petroleum Corporation has submitted to the executive director a plat of the aforesaid pooling area showing the acreage of the Ohio Turnpike involved and the location of the wells within said pooling area;

WHEREAS the consulting engineer has advised the Commission that the gas and oil and their constituents to be extracted are not needed and serve no useful purpose in connection with the operation or maintenance of the Ohio Turnpike, and has approved this resolution in writing, a copy of such approval being hereto attached;

WHEREAS said Rowley & Brown Petroleum Corporation is willing to pay to the Commission a royalty computed by dividing the Turnpike acreage included by the total acreage of the said pooling area and multiplying the fraction so obtained by one-eighth of the gross profits from the sale of products of said wells which is the standard and customary method for determining and distributing such royalties; and

WHEREAS the Commission desires to consent to the extraction of oil and gas and their constituents by means of wells as aforesaid, and to receive the royalty mentioned as compensation therefor;

NOW, THEREFORE, BE IT

RESOLVED that the Commission authorizes and ratifies the actions necessary to be taken or heretofore taken by the executive director to comply with said request of Rowley & Brown Petroleum Corporation and grants to said corporation permission to extract oil and gas and their constituents from beneath the Turnpike upon the terms and conditions aforesaid; and

FURTHER RESOLVED that the executive director be, and hereby he is, directed to do anything necessary to carry out the terms of this resolution, including anything necessary to further assure, confirm or amend permission to Rowley & Brown Petroleum Corporation to extract oil and gas and their constituents as aforesaid, and to obtain and receive the royalties on behalf of the Commission and report the amounts and disposition thereof to the Trustee.

(Resolution No. 16 -1976 adopted September 14, 1976)

Copies hereof distributed 9/15/76 to:

Commission Members, Executive Director,  
Deputy Executive Director, Comptroller,  
Director of Administrative Services,  
Purchasing Agent, J. E. Greiner Co. (2),  
Director of Operations, Director of  
Information & Research, Chief Engineer,  
Squire, Sanders & Dempsey

J. E. GREINER COMPANY  
CONSULTING ENGINEERS

C-720-54

INTER-OFFICE  
CORRESPONDENCE

September 8, 1976

TO: Francis K. Cole, General Counsel  
Ohio Turnpike Commission

FROM: H. A. Harnden  
J. E. Greiner Company

SUBJECT: Ohio Turnpike  
Gas and Oil Well Installation  
K. N. Flickinger & Cora Ewanik Property  
Canfield Township - Mahoning County, Ohio  
Rowley & Brown Petroleum Corporation  
Request for Permission to Extract Oil and  
Gas from Beneath the Right of Way

We have reviewed the plans and the proposal made by Rowley & Brown Petroleum Corporation to drill the subject oil and gas well. I wish to confirm my oral advice to you that the materials to be extracted are not needed and serve no useful purpose in connection with the maintenance and operation of the Turnpike.

I have reviewed the resolution which you have drafted and hereby approve it. It is returned herewith.

  
H. A. HARNDEN

Attachment

cc: Executive Director  
Asst. General Counsel  
James E. Sawyer