

Case No.

85

Application, Transcript,
Small Exhibits, Etc.

BEFORE THE OIL CONSERVATION COMMISSION
OF THE STATE OF NEW MEXICO

IN THE MATTER OF THE HEARING CALLED BY
THE OIL CONSERVATION COMMISSION OF THE
STATE OF NEW MEXICO FOR THE PURPOSE OF
CONSIDERING:

CASE 85

ORDER NO. 675

THE APPLICATION OF CENTRAL SURETY AND
INSURANCE CORPORATION, SURETY UPON THE
PLUGGING BOND FOR THE HEREINAFTER DESCRIBED WELL,
REQUIRING E. L. FULTON TO SHOW CAUSE WHY E. L.
FULTON-CONKLIN-STATE NO. 1, SWSWNE, SECTION 36,
TOWNSHIP 17S, RANGE 27E, EMPIRE POOL, EDDY COUNTY,
SHOULD NOT BE DECLARED ABANDONED AND ORDERED
PLUGGED IN ACCORDANCE WITH THE REGULATIONS OF
THE NEW MEXICO OIL CONSERVATION COMMISSION AND
THE PROVISIONS OF SAID BOND.

ORDER OF THE COMMISSION

BY THE COMMISSION:

This cause came on for hearing at ten o'clock A.M., September 13, 1946, at Santa Fe, New Mexico, the testimony therein having been adduced before, and the record thereof having been made under the supervision of R. R. Spurrier, Secretary and Member of the Oil Conservation Commission of New Mexico, hereinafter referred to as the "Commission".

NOW, on this 8th day of October, 1946, the Commission having before it for consideration said record and being fully advised in the premises, the Commission finds that:

F I N D I N G S

1. E. L. Fulton is the principal and the petitioner is the surety upon the bond assuring the plugging of Fulton-Conklin-State No. 1, SWSWNE, Section 36, Township 17S, Range 27E, Empire Pool, in accordance with the program approved by the Oil Conservation Commission when dry or abandoned.

2. Said well is abandoned unplugged, and in its present state capable of producing a small amount of oil. Said well should either be plugged in accordance with the provisions of said bond, or further operated and produced by one having the right so to do and with proper plugging bond.

IT IS THEREFORE ORDERED THAT:

I. One having the right to operate and further produce said well shall have 90 days from the effective date of the order herein to cover said well with plugging bond as required by the Commission. Otherwise, within a reasonable time thereafter, the petitioner shall plug said well as provided by said plugging bond and in accordance with the laws, rules, regulations, and administrative requirements of the Commission for the plugging of a well.

II. The order herein does not purport to be a grant of any property rights involved, these being matters strictly between any parties in interest, but is a matter of conservation.

This order shall be come effective upon its execution.

Done at Santa Fe, New Mexico, on the day and year hereinabove designated.

OIL CONSERVATION COMMISSION



JOHN J. DEMPSEY, CHAIRMAN



JOHN E. MILES, MEMBER



R. R. SPURRIER, SECRETARY

SEAL

BILL OF SALE

KNOW ALL MEN BY THESE PRESENTS:

That the undersigned E. L. Fulton, joined by Lela C Fulton, his wife, in consideration of the sum of \$1.00 and other good and valuable considerations to them in hand paid, do hereby sell, assign, transfer and convey to J. E. Bedingfield all of the following described property in Eddy County, New Mexico, to wit:

That certain well drilled for oil and gas in the SW¹/₄NE¹/₄ of Section 36, Township 17 South, Range 27 East, N.M.P.M., together with all casing, tubing, rods and equipment in said well and all rights of the undersigned to produce and operate said well, and all right, title and interest in the oil and gas in and under the land herein described.

Said land above described was formerly included in a certain oil and gas lease which has been cancelled and the well was drilled and equipment placed thereon during the term of the lease which has been cancelled, and it is the intention of the undersigned to fully convey any rights, titles and interests that they may have in and to the well, including the hole drilled, and in and to the casing, tubing, rods and physical equipment and the right to produce the oil and gas from said well.

TO HAVE AND TO HOLD said property unto the said J. E. Bedingfield, his heirs, personal representatives and assigns forever.

IN WITNESS WHEREOF, we have hereunto set our hands this the 11th day of Sept., A.D., 1946.

E. L. Fulton

Lela C. Fulton

Case - 85
AW & W & E
Fulton, Oklahoma
State No. 1.

STATE OF Colorado)
COUNTY OF Montezuma) ss.

On this 11th day of Sept., 1946, before me personally appeared E. L. Fulton and Leila C. Fulton, his wife, to me known to be the persons described in and who executed the foregoing instrument and acknowledged that they executed the same as their free act and deed.

IN WITNESS WHEREOF, I have hereunto set my hand and seal the day and year above written.

Dorothy A. Smith
Notary Public

My Commission Expires:

My Commission Expires March 19, 1950

New Mexico Oil Conservation Commission
Box 871
Santa Fe, New Mexico

ACCEPTANCE OF WELLS

STATE OF NEW MEXICO)
 : ss.
County of Eddy)

The undersigned J. E. Bedingfield is the grantee in two certain Bills of Sale from E. L. Fulton and wife covering the following described oil wells and physical equipment therein in Eddy County, New Mexico, to-wit:

Case 85
That certain well drilled for oil and gas in the SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 36, Township 17 South, Range 27 East, N.M.P.M., together with all casing, tubing, rods and equipment in said well; and

** Case 83 - 6782
Case 84 - 7854*
Those certain wells drilled for oil and gas in the NE $\frac{1}{4}$ NE $\frac{1}{4}$ and NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 36, Township 17 South, Range 27 East, N.M.P.M., together with all casing, tubing, rods and equipment in said wells.

The undersigned hereby accepts said transfer of said wells under the undersigned's well plugging bond on file with the New Mexico Oil Conservation Commission, with the same force and effect as though the permits to drill said wells had been originally approved in the name of the undersigned.

J. E. Bedingfield

SUBSCRIBED and sworn to before me this 17 day of September, 1946.

Neil Blanton
Notary Public

My commission expires:
December 4, 1946

Accepted for filing by J. E. Bedingfield, Grantor, and E. L. Fulton, grantee, on September 17, 1946, at Santa Fe, New Mexico.
E. L. Fulton, grantee
J. E. Bedingfield, grantor

OIL CONSERVATION COMMISSION
SANTA FE, NEW MEXICO

C
O
P
Y

AIRMAIL

October 7, 1946

Mr. Donuil Hillis
Capital Company
649 South Olive Street
Los Angeles 14, California

Re: Case 85 - Fulton-Conklin State No. 1, SWNE
36-178-27E, Empire Pool.

My dear Don:

In reply to your letter of September 30 with regard to the above captioned well you are informed that the insurance company upon the Fulton plugging bond has brought proceeding before the Commission for an order determining the well as abandoned and for an order to plug the well in accordance with the provisions of the bond, the laws, rules and regulations of the Commission.

E. L. Fulton, however, has transferred whatever property rights he has in the well to J. E. Bedingfield of Artesia, New Mexico. Bedingfield has filed his acceptance of plugging responsibility of said well under his blanket bond. If Bedingfield does not operate the well doubtless he will desire to plug the well and remove whatever casing he purports to own in said well, or if he succeeds in obtaining a lease for said well doubtless he will proceed to operate the well until the well is deemed incapable of any commercial production. My understanding is that the well is a 4 or 5 barrel well.

Any operator of a well on state or patented land is required to supply plugging bond with corporate surety.

Very truly yours,

Chief Clerk & Legal Adviser

CBL:MSH

CAPITAL COMPANY

649 SOUTH OLIVE STREET

LOS ANGELES

14

September 30, 1946

New Mexico Oil Conservation Commission
Santa Fe, New Mexico


Re: New Mexico State Lands
Artesia Field - Eddy Co.

Gentlemen:

On October 10, Tract #1-A described as the SW $\frac{1}{4}$ of the NE $\frac{1}{4}$ Section 36, T-17-S, R-27-E, will be offered by oral bid. In the center of the SW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of the NE $\frac{1}{4}$, E. L. Fulton completed a well on this parcel. If we are the successful bidder we would like to know our obligations. Is the well producing at the present time and if so, will we be required to drill other wells and how soon. If the well is not producing and has not been properly abandoned, will we be required to do certain remedial work for abandoning it and if so what would be the nature of this work.

If you do not have a record of the present condition of the well we would appreciate your advising us where we can obtain the above information.

Very truly yours,



Donuil Hillis
Geologist

DH:LG

NOTICE OF PUBLICATION
STATE OF NEW MEXICO
OIL CONSERVATION COMMISSION

The Oil Conservation Commission, as provided by law, hereby gives notice of the following hearing to be held at Santa Fe, New Mexico, at 10 A.M., September 13, 1946.

Case 83

In the matter of the application of the American Employers' Insurance Company, surety upon the plugging bond for the hereinafter described well, requiring E. L. Fulton to show cause why E. L. Fulton-State Well No. 1, NESENE, Section 36, Township 17S, Range 27E, Empire Pool, Eddy County, should not be declared abandoned and ordered plugged in accordance with the regulations of the New Mexico Oil Conservation Commission and the provisions of said bond.

Case 84

In the matter of the application of the American Employers' Insurance Company, surety upon the plugging bond for the hereinafter described well, requiring E. L. Fulton to show cause why E. L. Fulton-Gowall-State No. 1, NESENE, Section 36, Township 17S, Range 27E, Empire Pool, Eddy County, should not be declared abandoned and ordered plugged in accordance with the regulations of the New Mexico Oil Conservation Commission and the provisions of said bond.

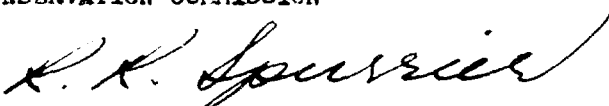
Case 85

In the matter of the application of Central Surety and Insurance Corporation, surety upon the plugging bond for the hereinafter described well, requiring E. L. Fulton to show cause why E. L. Fulton-Goslin-State No. 1, SESENE, Section 36, Township 17S, Range 27E, Empire Pool, Eddy County, should not be declared abandoned and ordered plugged in accordance with the regulations of the New Mexico Oil Conservation Commission and the provisions of said bond.

Any interested party is entitled to be heard.

Given under the seal of said Commission at Santa Fe, New Mexico,
On August 20, 1946.

OIL CONSERVATION COMMISSION


BY: R. R. SPURRLER, SECRETARY

SEAL

J. O. SETH
A. K. MONTGOMERY
OLIVER SETH

SETH AND MONTGOMERY
ATTORNEYS AND COUNSELORS AT LAW
III SAN FRANCISCO ST.
SANTA FE, NEW MEXICO

August 16, 1946

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Oil Conservation Commission
Santa Fe, New Mexico

Gentlemen:

Enclosed please find Petition of Central
Surety and Insurance Corporation, surety on the
bond of E. L. Fulton, that the well drilled by
him on the SW $\frac{1}{4}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 36, Township 17
South, Range 27 East, be abandoned.

Very truly yours,



JOS:CB
Encls.

BEFORE THE OIL CONSERVATION COMMISSION
OF THE STATE OF NEW MEXICO

In the Matter of the Abandonment of
Well Drilled by E. L. Fulton on the
~~SW¹/₄SW¹/₄NE¹/₄~~, Section 36, Township 17
South, Range 27 East.

Case No. 85

PETITION OF CENTRAL SURETY AND INSURANCE CORPORATION

Comes now Central Surety and Insurance Corporation and states
that it is the surety on the drilling bond given by E. L. Fulton in
connection with the drilling of a well on the SW¹/₄SW¹/₄NE¹/₄, Section
36, Township 17 South, Range 27 East;

That a well has been drilled under said bond, but this Peti-
tioner is informed and believes that said well has been abandoned
and should be plugged.

Petitioner is informed that T. E. Brown, of Artesia, New
Mexico, claims some interest in the above well or its casing.

WHEREFORE, Petitioner prays that a hearing be ordered, and that
said E. L. Fulton be required to show cause why said well should not
be declared abandoned and plugged in accordance with the regulations
of this Commission.

SETH AND MONTGOMERY

By 

Attorneys for Petitioner.

STATE OF NEW MEXICO)
COUNTY OF SANTA FE) ss.

J. O. Seth, being first duly sworn, deposes and says that he is one of the attorneys for the Petitioner in the above Petition; that he has read said Petition, knows the contents thereof, and the matters and things therein stated are true, as he is reliably informed and believes.

J. O. Seth

Subscribed and sworn to before me this 16th day of August,
1946.

Catherine Beers

Notary Public.

My Commission Expires:

May 27, 1950