

CASE 3758: Application of WM. A.  
AND EDWARD R. HUDSON FOR AN  
EXCEPTION TO ORDER R-3221.

Case Number

3758

Application

Transcripts.

Small Exhibits

ETC.



Duval Potash Co. salt  
water disposal pond - looking  
eastward toward plant.  
Picture taken May 9, 1968.

Exhibit \*10

BEFORE THE OIL CONSERVATION COMMISSION  
OF THE STATE OF NEW MEXICO

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

CASE No. 3758  
Order No. R-3424

APPLICATION OF WILLIAM A. AND EDWARD R.  
HUDSON FOR AN EXCEPTION TO ORDER NO.  
R-3221, EDDY COUNTY, NEW MEXICO.

ORDER OF THE COMMISSION

BY THE COMMISSION:

This cause came on for hearing at 9 a.m. on May 15, 1968, at Santa Fe, New Mexico, before the Oil Conservation Commission of New Mexico, hereinafter referred to as the "Commission."

NOW, on this 31st day of May, 1968, the Commission, a quorum being present, having considered the testimony presented and the exhibits received at said hearing, and being fully advised in the premises,

FINDS:

(1) That due public notice having been given as required by law, the Commission has jurisdiction of this cause and the subject matter thereof.

(2) That the applicants, William A. and Edward R. Hudson, are the owners and operators of the Hudson & Hudson Federal, Hudson & Hudson Gulf Federal, and Hudson & Hudson Eddy State "BB" Leases located in Sections 28, 32, and 33, Township 20 South, Range 30 East, NMPM, Los Hermanos Yates-Sevon Rivers Pool, Eddy County, New Mexico.

(3) That effective January 1, 1969, Order (3) of Commission Order No. R-3221, dated May 1, 1967, prohibits, in that area encompassed by Lea, Eddy, Chaves, and Roosevelt Counties, New Mexico, the disposal, subject to minor exceptions, of water produced in conjunction with the production of oil or gas, or both, on the surface of the ground, or in any pit.

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CASE No. 3758

Order No. R-3424

pond, lake, depression, draw, streambed, or arroyo, or in any watercourse, or in any other place or in any manner which will constitute a hazard to any fresh water supplies and said disposal has not previously been prohibited.

(4) That the applicants seek an exception to the provisions of the aforesaid Order (3) to permit the continued surface disposal of produced water on said leases on or after January 1, 1969.

(5) That substantial amounts of water are produced in conjunction with the production of oil or gas, or both, from the aforementioned leases.

(6) That said produced water is presently being disposed of in surface pits located on said leases.

(7) That several large surface ponds, or lakes, containing extremely high concentrations of chlorides exist in the immediate and mediate vicinity of said disposal pits which ponds, or lakes, are not subject to the provisions of Order No. R-3221.

(8) That in relation to said surface lakes, the subject disposal pits are small in volume of water and the concentrations of chlorides are inappreciable.

(9) That the aforesaid disposal pits and surface lakes overlie the same general subsurface drainage system.

(10) That the purpose of Order No. R-3221, to protect fresh water supplies from the hazard posed by surface disposal of produced water, would not be advanced by the enforcement of said order as to the subject leases at this time.

(11) That approval of the subject application will relieve the applicants of unnecessary operating expenses, and will otherwise prevent waste and protect correlative rights.

IT IS THEREFORE ORDERED:

(1) That the applicants, William A. and Edward R. Hudson, are hereby granted an exception to Order (3) of Commission Order No. R-3221, to continue to dispose of water produced in conjunction with the production of oil or gas, or both, from wells located on their Hudson & Hudson Federal, Hudson & Hudson Gulf Federal, and Hudson & Hudson Jody State "BB" leases located in

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CASE No. 3758

Order No. R-3424

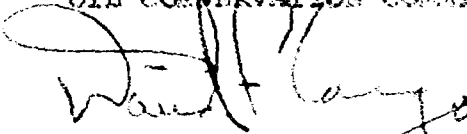
Sections 28, 29, and 33, Township 20 South, Range 30 East, NMPM, Dos Hermanos Yates-Seven Rivers Pool, Eddy County, New Mexico, in pits located on said leases until further order of the Commission.


(2) That the Commission may by administrative order rescind such authority whenever it reasonably appears to the Commission that such rescission would serve to protect fresh water supplies from pollution.


(3) That jurisdiction of this cause is retained for the entry of such further orders as the Commission may deem necessary.

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

STATE OF NEW MEXICO  
OIL CONSERVATION COMMISSION

  
DAVID F. CARGO, Chairman

  
GUYTON B. HAYS, Member

  
A. L. PORTER, Jr., Member & Secretary

esx/



United States Department of the Interior

GEOLOGICAL SURVEY

Drawer 1857  
Roswell, New Mexico 88201

July 27, 1971

Mrs. Ida Rodriguez  
Secretary to Director  
New Mexico Oil Conservation Commission  
P.O. Box 2088  
Santa Fe, New Mexico 87501

Dear Ida:

The exhibits we borrowed on July 23 (No. 1 through No. 13, case 3758, and No. 1 through No. 4, case 4182) are returned herewith. Thank you for your cooperation in making these exhibits available to us.

Sincerely yours,

CARL C. TRAYWICK  
Acting Oil and Gas Supervisor

Atchs



GOVERNOR  
DAVID F. CARGO  
CHAIRMAN

*State of New Mexico*  
**Oil Conservation Commission**



LAND COMMISSIONER  
GUYTON B. HAYS  
MEMBER

P. O. BOX 2088  
SANTA FE

STATE GEOLOGIST  
A. L. PORTER, JR.  
SECRETARY - DIRECTOR

May 31, 1968

Mr. Jason Kellahin  
Kellahin & Fox  
Attorneys at Law  
Post Office Box 1769  
Santa Fe, New Mexico

Re: Case No. 3758  
Order No. R-3424  
Applicant:  
Wm. A. & Ed. Hudson

Dear Sir:

Enclosed herewith are two copies of the above-referenced Commission order recently entered in the subject case.

Very truly yours,

A. L. PORTER, Jr.  
Secretary-Director

ALP/ir

Carbon copy of order also sent to:

Hobbs OCC X

Artesia OCC X

Aztec OCC       

Other Mr. John Anderson, U. S. Geological Survey, Roswell, New Mexico

DOCKET: REGULAR HEARING - WEDNESDAY - MAY 15, 1968

OIL CONSERVATION COMMISSION - 9 A.M. - MORGAN HALL, STATE LAND OFFICE  
BUILDING, SANTA FE, NEW MEXICO

- ALLOWABLE (1) Consideration of the oil allowable for June, 1968;
- (2) Consideration of the allowable production of gas for June, 1968, from thirteen prorated pools in Lea, Eddy, and Roosevelt Counties, New Mexico; also presentation of purchaser's nominations for said pools for the six-month period beginning July, 1968; consideration of the allowable production of gas from nine prorated pools in San Juan, Rio Arriba and Sandoval Counties, New Mexico, for June, 1968.

CASE 3757: Application of Mobil Oil Corporation for an exception to Order No. R-3221, Chaves County, New Mexico. Applicant, in the above-styled cause, seeks an exception to Commission Order No. R-3221, which order prohibits the disposal of water produced in conjunction with the production of oil on the surface of the ground in Lea, Eddy, Chaves and Roosevelt Counties, New Mexico, after January 1, 1969. Said exception would be for applicant's C. L. O'Brien "C" lease in Section 1, Township 9 South, Range 28 East, Twin Lakes-Devonian Pool, Chaves County, New Mexico. Applicant seeks authority to continue to dispose of produced water in a surface pit on said lease.

CASE 3758: Application of William A. and Edward R. Hudson for an exception to Order No. R-3221, Eddy County, New Mexico. Applicants, in the above-styled cause, seek an exception to Commission Order No. R-3221, which prohibits the disposal of water produced in conjunction with production of oil on the surface of the ground in Lea, Eddy, Chaves, and Roosevelt Counties, New Mexico, after January 1, 1969. Said exception would be for applicants' Federal, Gulf Federal, and Eddy State "BD" leases in Sections 28, 32, and 33, Township 20 South, Range 30 East, Dos Hermanos Yates-Seven Rivers Pool, Eddy County, New Mexico. Applicants seek authority to continue to dispose of produced water in surface pits in said leases.

CASE 3759: Southeastern New Mexico nomenclature case calling for an order for the creation, abolishment, contraction, and extension of certain pools in Chaves, Lea, Eddy and Roosevelt Counties, New Mexico.

(a) Create a new pool in Lea County, New Mexico, classified as an oil pool for Strawn production and designated as the South Crossroads-Strawn Pool. The discovery well is J. M. Huber Corporation, Santa Fe "22" No. 1, located in Unit B of Section 22, Township 10 South, Range 36 East, NMPM. Said pool should comprise the following-described area:

TOWNSHIP 10 SOUTH, RANGE 36 EAST, NMPM  
SECTION 22: NE/4

(b) Create a new pool in Eddy County, New Mexico, classified as an oil pool for Strawn production and designated as the Mesquite-Strawn Pool. The discovery well is Pennzoil Company, Federal A No. 1, located in Unit D of Section 3, Township 18 South, Range 31 East, NMPM. Said pool should comprise the following-described area:

TOWNSHIP 18 SOUTH, RANGE 31 EAST, NMPM  
SECTION 3: NW/4 NW/4

(c) Create a new pool in Lea County, New Mexico, classified as a gas pool for Wolfcamp production and designated as the South Osudo-Wolfcamp Gas Pool. The discovery well is Amerada Petroleum Corporation, State WE "K" No. 1, located in Unit F of Section 15, Township 21 South, Range 35 East, NMPM. Said pool should comprise the following-described area:

TOWNSHIP 21 SOUTH, RANGE 35 EAST, NMPM  
SECTION 15: NW/4

(d) Abolish the Lane-Pennsylvanian Pool in Lea County, New Mexico, described as:

TOWNSHIP 9 SOUTH, RANGE 33 EAST, NMPM  
SECTION 23: NE/4  
SECTION 24: W/2  
SECTION 25: W/2 and SE/4  
SECTION 35: E/2  
SECTION 36: All

TOWNSHIP 9 SOUTH, RANGE 34 EAST, NMPM  
SECTION 30: S/2  
SECTION 31: W/2

TOWNSHIP 10 SOUTH, RANGE 33 EAST, NMPM

SECTION 1: All  
SECTION 2: E/2 and SW/4  
SECTION 12: N/2

TOWNSHIP 10 SOUTH, RANGE 34 EAST, NMPM

SECTION 6: W/2 and SE/4

(e) Contract the Inbe Permo-Pennsylvanian Pool in Lea County, New Mexico, by deletion of the following-described area:

TOWNSHIP 10 SOUTH, RANGE 33 EAST, NMPM

SECTION 3: SE/4  
SECTION 10: E/2  
SECTION 11: All

(f) Extend the Vada-Pennsylvanian Pool in Lea County, New Mexico, to include therein:

TOWNSHIP 9 SOUTH, RANGE 33 EAST, NMPM

SECTION 36: SW/4

TOWNSHIP 9 SOUTH, RANGE 34 EAST, NMPM

SECTION 9: SW/4  
SECTION 15: NE/4  
SECTION 29: NW/4 and S/2  
SECTION 30: All  
SECTION 31: N/2 and SE/4

TOWNSHIP 10 SOUTH, RANGE 33 EAST, NMPM

SECTION 1: NW/4 and S/2  
SECTION 2: All  
SECTION 3: SE/4  
SECTION 10: All  
SECTION 11: All

TOWNSHIP 10 SOUTH, RANGE 34 EAST, NMPM

SECTION 5: NW/4  
SECTION 6: All

(g) Extend the Bagley-Pennsylvanian Pool in Lea County, New Mexico, to include therein:

TOWNSHIP 11 SOUTH, RANGE 33 EAST, NMPM

SECTION 36: SE/4

(h) Extend the North Bagley-Lower Pennsylvanian Pool in Lea County, New Mexico, to include therein:

TOWNSHIP 11 SOUTH, RANGE 33 EAST, NMPM  
SECTION 17: NW/4  
SECTION 18: NE/4  
SECTION 20: NE/4

(i) Extend the North Bagley-Upper Pennsylvanian Pool in Lea County, New Mexico, to include therein:

TOWNSHIP 11 SOUTH, RANGE 33 EAST, NMPM  
SECTION 16: N/2  
SECTION 17: N/2  
SECTION 28: NW/4  
SECTION 29: N/2

(j) Extend the Buffalo Valley-Pennsylvanian Gas Pool in Chaves County, New Mexico, to include therein:

TOWNSHIP 14 SOUTH, RANGE 27 EAST, NMPM  
SECTION 35: N/2

TOWNSHIP 15 SOUTH, RANGE 27 EAST, NMPM  
SECTION 1: W/2  
SECTION 2: S/2

(k) Extend the Cato-San Andres Pool in Chaves County, New Mexico, to include therein:

TOWNSHIP 9 SOUTH, RANGE 30 EAST, NMPM  
SECTION 5: E/2

(l) Extend the Chaveroo-San Andres Pool in Roosevelt County, New Mexico, to include therein:

TOWNSHIP 7 SOUTH, RANGE 32 EAST, NMPM  
SECTION 23: SE/4

(m) Extend the East EK-Queen Pool in Lea County, New Mexico, to include therein:

TOWNSHIP 18 SOUTH, RANGE 34 EAST, NMPM  
SECTION 22: NE/4

(n) Extend the Inbe Permo-Pennsylvanian Pool in Lea County, New Mexico, to include therein:

TOWNSHIP 10 SOUTH, RANGE 33 EAST, NMPM  
SECTION 13: NW/4  
SECTION 24: NE/4

(o) Extend the Littman-San Andres Pool in Lea County, New Mexico, to include therein:

TOWNSHIP 21 SOUTH, RANGE 38 EAST, NMPM  
SECTION 21: W/2

(p) Extend the East Mason-Delaware Pool in Lea County, New Mexico, to include therein:

TOWNSHIP 26 SOUTH, RANGE 32 EAST, NMPM  
SECTION 20: SW/4

(q) Extend the Scharb-Bone Springs Pool in Lea County, New Mexico, to include therein:

TOWNSHIP 19 SOUTH, RANGE 34 EAST, NMPM  
SECTION 1: S/2  
SECTION 11: SE/4  
SECTION 12: All

(r) Extend the Simanola-Pennsylvanian Pool in Lea County, New Mexico, to include therein:

TOWNSHIP 10 SOUTH, RANGE 34 EAST, NMPM  
SECTION 17: NE/4

(s) Extend the North Vacuum-Abo Pool in Lea County, New Mexico, to include therein:

TOWNSHIP 17 SOUTH, RANGE 34 EAST, NMPM  
SECTION 13: SE/4

(t) Extend the Vacuum-Middle Pennsylvanian Pool in Lea County, New Mexico, to include therein:

TOWNSHIP 17 SOUTH, RANGE 34 EAST, NMPM  
SECTION 13: SE/4

(u) Extend the Vacuum-Upper Pennsylvanian Pool in Lea County, New Mexico, to include therein:

TOWNSHIP 17 SOUTH, RANGE 34 EAST, NMPM  
SECTION 14: SE/4

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Regular Hearing - May 15, 1968

Docket No. 14-68

(v) Extend the Warren-Drinkard Pool in Lea County,  
New Mexico, to include therein:

TOWNSHIP 20 SOUTH, RANGE 38 EAST, NMPM  
SECTION 35: NE/4

JASON W. KELLAHIN  
ROBERT E. FOX

KELLAHIN AND FOX  
ATTORNEYS AT LAW  
54 1/2 EAST SAN FRANCISCO STREET  
POST OFFICE BOX 1769  
SANTA FE, NEW MEXICO 87501

TELEPHONE 982-4315  
AREA CODE 505

April 10, 1968

*Case 3758*

New Mexico Oil Conservation Commission  
P. O. Box 2088  
Santa Fe, New Mexico

Gentlemen:

Enclosed is the application of William A. and  
Edward R. Hudson for an exception to the pro-  
visions of New Mexico Oil Conservation Commis-  
sion Order No. R-3221.

It is requested that this case be set before the  
Commission's examiner, or at the May statewide  
Commission hearing.

Yours very truly,

*Jason W. Kellahin*  
Jason W. Kellahin

JWK:ss  
Encl.

69 APR 11 PM 1 10

DOCKET MAILED

Date 5/2/68



BEFORE THE  
OIL CONSERVATION COMMISSION OF NEW MEXICO

APPLICATION OF WILLIAM A. AND  
EDWARD R. HUDSON FOR APPROVAL  
OF AN EXCEPTION TO THE PROVI-  
SIONS OF ORDER R-3221, DOS  
HERMANOS POOL, EDDY COUNTY,  
NEW MEXICO

*Case 3758* APR 11 PM 1 10

A P P L I C A T I O N

Comes now WILLIAM A. and EDWARD R. HUDSON and apply to the Oil Conservation Commission of New Mexico, for an exception to the provisions of Order No. R-3221, to permit continued use of unlined surface pits for the disposal of produced waters in the Dos Hermanos Pool, Eddy County, New Mexico, and in support thereof would show the Commission:

Applicants are the operators of leases designated as the Federal, the Gulf Federal and Eddy State "BD" leases, located in Sections 28, 32 and 33, in Township 20 South, Range 30 East, Eddy County, New Mexico, all as more particularly shown on plat attached to this application and made a part hereof.

The applicants' leases are presently producing 81 barrels of oil, plus 6,428 barrels of water per day, or in excess of 98 percent (98%) water. Future life of the leases is estimated not to exceed five years.

Cost for installing water disposal facilities would be prohibitive, cannot be economically justified and the leases would have to be abandoned if an exception is not granted.

At the present time large volumes of heavily concentrated salt water is being disposed of into surface depressions approximately one-half mile east of the Dos Hermanos Pool, and other surface disposal is being carried on on an extensive

scale in other portions of the township. Continued use of surface pits by applicants would not augment any problem that may exist on account of surface disposal, and the elimination of surface disposal on applicants' leases would not put an end to salt water seepage in the area, if such seepage is in fact occurring.

Approval of this application will make possible the recovery of an additional 107,800 barrels of oil from the Dos Hermanos Pool before abandonment, resulting in the prevention of waste and the production of oil that would not otherwise be recovered.

WHEREFORE, applicants pray that this application be set for hearing before the Commission or the Commission's duly appointed examiner, and that after notice and hearing as required by law, an exception to the provisions of Order No. R-3221, be granted.

Respectfully submitted,

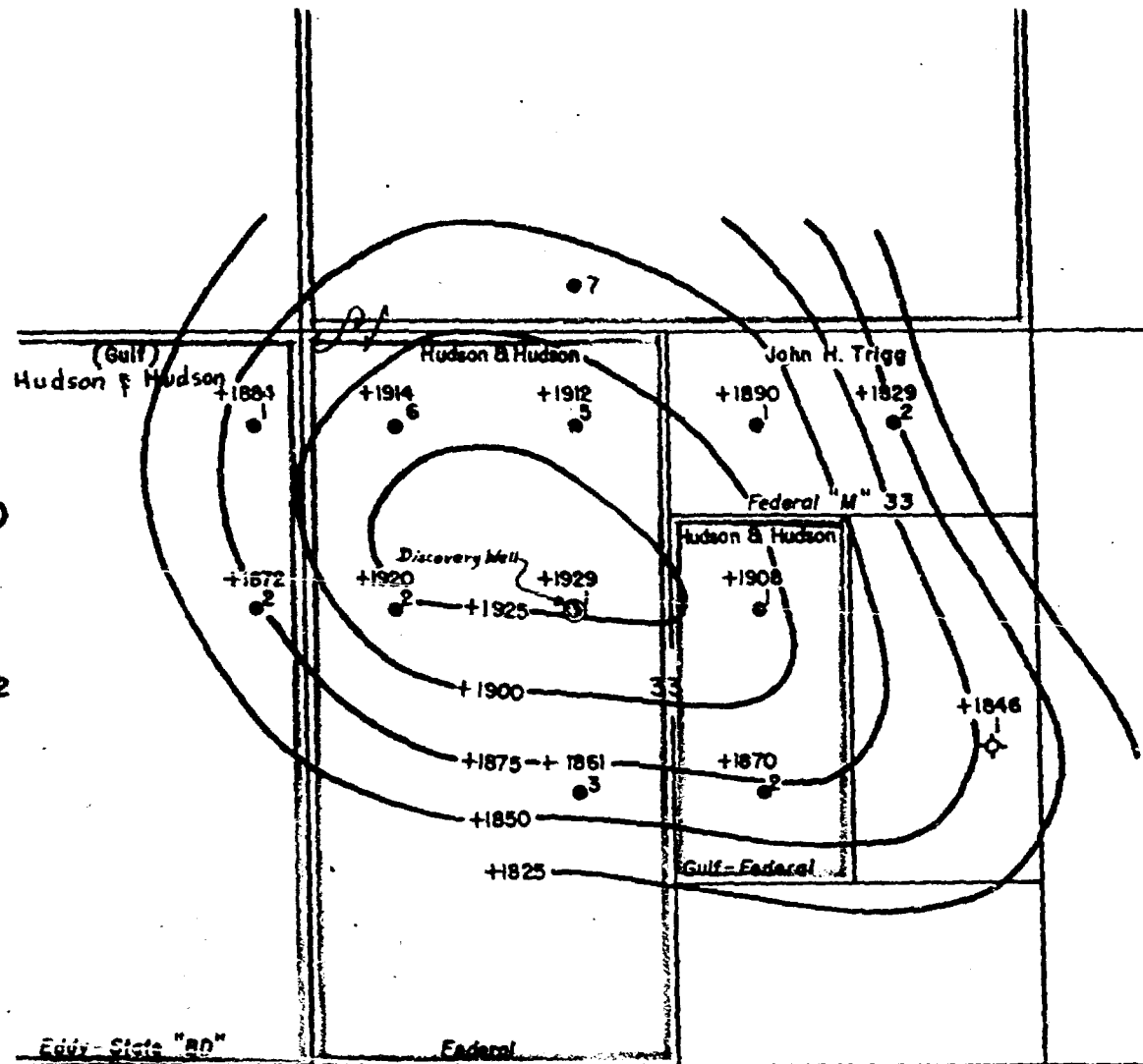
WILLIAM A. and EDWARD R. HUDSON

BY Jason W. Kellahin  
KELLAHIN & FOX  
Post Office Box 1769  
Santa Fe, New Mexico

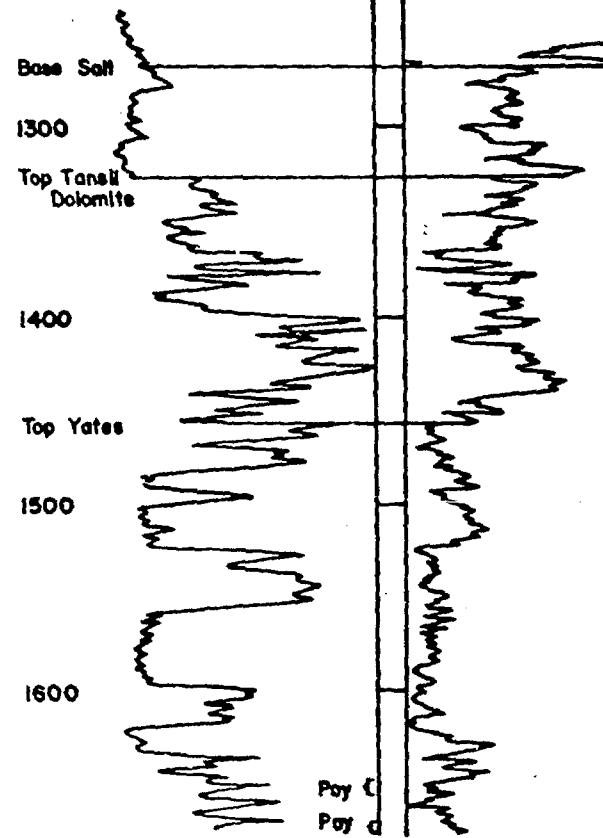
ATTORNEYS FOR APPLICANTS

R 30 E

T  
20  
S  
32



TYPE LOG



DOS HERMANOS FIELD  
EDDY COUNTY, NEW MEXICO  
STRUCTURAL CONTOURS ON  
TOP OF YATES  
SCALE IN MILES  
0 1/4 1/2

Page 375-8

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SPECIALIZING IN: DEPOSITIONS, HEARINGS, STATEMENTS, EXPERT TESTIMONY, DAILY COPY, CONVENTIONS

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BEFORE THE  
OIL CONSERVATION COMMISSION  
Santa Fe, New Mexico  
May 15, 1968

REGULAR HEARING

IN THE MATTER OF:

Application of William A. and  
Edward R. Hudson for an exception  
to Order No. R-3221, Eddy County,  
New Mexico.

Case No. 3758

BEFORE: Honorable David Cargo  
Mr. A. L. Porter  
Mr. Guyton B. Hays

TRANSCRIPT OF HEARING

MR. PORTER: We will take up Case 3758.

MR. HATCH: Application of William A. and Edward R. Hudson for an exception to Order No. R-3221, Eddy County, New Mexico.

MR. KELLAHIN: If the Commission please, Jason Kellahin, Kellahin and Fox, Santa Fe, appearing for the applicant. I have one witness I would like to have sworn, please.

MR. PORTER: Before we have the witness sworn, are there any other appearances in this case? Does anyone desire to present testimony in the case? You may proceed to swear the witness.

(Witness sworn.)

MR. KELLAHIN: We have one large exhibit I would like to put up on the board.

(Whereupon, Applicant's Exhibits 1 through 13 were marked for identification.)

RALPH L. GRAY

called as a witness, having been first duly sworn, was examined and testified as follows:

DIRECT EXAMINATION

BY MR. KELLAHIN:

Q Will you state your name, please?

A Ralph L. Gray.

Q Mr. Gray, what business are you engaged in?

A Consulting engineering.

Q Where are you located?

A Artesia, New Mexico.

Q In connection with your work as a consulting engineer, have you done any work for William A. and Edward R. Hudson in connection with Case 3758?

A Yes, sir.

Q Have you testified before the Oil Conservation Commission as a petroleum engineer and made your qualifications a matter of record?

A Yes, sir.

MR. KELLAHIN: Are the witness' qualifications acceptable?

MR. PORTER: Yes, they are.

Q (By Mr. Kellahin) Mr. Gray, briefly, what is proposed by William A. and Edward R. Hudson in Case 3758?

A The applicant has made application for an exception to Order Number R-3221 so as to permit the applicant to continue to dispose of produced waters into unlined surface pits on his leases in the Dos Hermanos Pool.

Q How many wells are there located on that lease, or

those leases?

A There are ten wells owned and operated by the applicant.

Q Now, referring to what has been marked as Exhibit No. 1, would you identify that exhibit, please?

A Exhibit No. 1 is a map of the Dos Hermanos Pool showing the leases and wells. This map also shows the type of structure, with contours being shown on top of the Yates formation.

Q What is the significance of the area that's outlined in yellow on that exhibit?

A The areas outlined in yellow are leases which are owned by William A. and Edward R. Hudson.

Q Now, referring to what has been marked as Exhibit No. 2, would you explain that exhibit?

A Exhibit No. 2 shows well data for all of the wells which are operated by the Hudsons. This table shows that most of the wells were completed during 1956, although two wells were completed in 1955 and one well was completed in 1957.

MR. PORTER: Mr. Fry, at this point now, you testified that they had ten wells. Is one of those temporarily abandoned?

THE WITNESS: Yes.

MR. PORTER: So actually, they have nine wells producing?

THE WITNESS: Very recently we temporarily abandoned the Eddy State "B" No. 1 well.

MR. PORTER: So we have nine producing wells?

THE WITNESS: Nine producing wells.

Q (By Mr. Kellahin) What was the reason for abandoning that well, Mr. Gray?

A Well, an economical reason, essentially. Also, this well had some large equipment which we wanted to use at some other location. Exhibit No. 2 also shows the total depth of these wells, and you will note that the depth of these wells range from approximately sixteen to seventeen hundred feet. They're relatively shallow wells. Also, information on casing and casing depth and sacks of cement are shown on Exhibit No. 2.

Q Now, referring to what has been marked as Exhibit No. 3, will you identify that exhibit?

A I think I can best explain this if I hold this exhibit up on the board here and explain a few parts of it a little more clearly.

Exhibit No. 3 is a gamma ray neutron survey of the Hudson Federal Well No. 7. This is presented as a typical log



in the area. I think it's maybe significant that there's a prominent shale member at a depth of approximately 150 to 160 feet. I believe on most of your exhibits this shale member will be indicated by green coloring here. Usually a shale member as prominent as that is a permeability barrier and we can't definitely state, of course, that this is the case in this area, but many times a shale member like that will prevent any movement of fluid up or down through it. Usually they are permeability barriers.

There is a shallow fresh water zone in the area. It isn't the quality of water that is suitable for domestic use, but it is being used for watering cattle, and this shallow fresh water is encountered, oh, usually they get a show beginning at about 250 feet, and this extends on down to approximately 400 feet. Most of the better parts of this water sand are encountered at depths between three and four hundred feet from the surface.

Exhibit 3 shows the top of the salt formation, which in this well was encountered at 513 feet; the base of salt was encountered at 1362 feet, the top of the Yates is found at 1493 feet. This well has a total depth of 1710 feet and the pay interval is indicated on this log by the red coloring at the very bottom part of the hole.

MP. PORTER: What do you have, about fifteen feet of pay there, Mr. Gray?

THE WITNESS: Well, we really don't know, because these wells were drilled in with cable tools and usually they just barely penetrated the oil pay and they were wanting to stay as far away from water as possible, and usually they did not drill through the pay. So, actually we don't know how thick that thing is.

Q (By Mr. Kellahin) Then any fresh water in the area is located below the shale member, is that correct, Mr. Gray?

A Yes. If you want to call it fresh water. It hardly would qualify as what we normally speak of as fresh water. The shallow water that we are referring to does occur below the shale member.

Q The water is not fit for human consumption?

A That is correct.

Q Only fit for use by livestock?

A Yes.

Q What is the general nature of this reservoir, Mr. Gray?

A Oil is produced from the Yates dolomite reef formation. The reservoir has a natural water drive and a large quantity of water has been produced from these wells.

Q You will have an exhibit later to show that, is that right?

A Yes.

Q Now, referring to what has been marked as Exhibit No. 4, would you identify that exhibit, please?

A Exhibit No. 4 shows monthly oil production for the three Hudson leases for 1965, 1966 and 1967. It will be noted that oil production is declining, and Exhibit No. 4 shows that during 1965, 33,192 barrels of oil were produced; 1966, 29,447 barrels of oil were produced; and in 1967, this figure had declined to 27,585 barrels of oil.

Q In the meanwhile did the production of water increase?

A Yes.

Q Referring to what has been marked as Exhibit No. 5, would you identify that exhibit?

A Exhibit No. 5 is a table showing water production for the three leases operated by the Hudsons, as reported to the state and federal agencies. The total of the figures, as shown on this report, shows that a cumulative water production of approximately six million barrels have been produced up through March of 1968. However, I would like to state that these figures, of course, are not accurate figures, that it is quite common practice in the oil industry to not

spend a great deal of money or a great deal of time in determining accurate water figures. That's quite common with all of the companies, and as a general rule, these figures are very conservative.

Now, we don't intentionally try to mislead anyone on submitting this information. It's just a case of where we don't actually know ourselves a lot of the time just what quantities of water are being produced.

Q What information are these figures based on generally, Mr. Gray?

A Well, generally they're based on whatever testing facilities that are available at the time on the lease, and quite often the method used in determining this is based on a very short testing period, and usually the water is, or a well is tested into a tank and the water is drained off and then the pumper makes a determination by the amount of water that has been drained off and the amount of oil that's left in the tank.

However, there are some shortcomings to this method. In the case of a property of this nature it takes a very long time in some instances to drain off quantities of water, especially if we try to get a longer period in the test, and usually the pumper has a lot of other things to do, he's

supposed to be different places, and it's quite common for pumpers to be a little careless in the way that they make these tests.

One thing I would like to point out is that one error that they quite commonly make is that just as soon as the first appearance of oil is found in draining the tank down, well, then they shut the tank off and they record the water production as being that that has been drained off down to this top of the valve. The error in that is that some of this oil will start coning up from a higher level, actually, and will find its way into the water stream. I might illustrate that a little more graphically here. I will draw a rough outline of a tank and show a pipe connection coming out of the bottom, close to the bottom with a valve on it and, of course, when the pumper starts his test, well, the fluid level in the tank may be in the upper portion and then the pumper draws this fluid down; before the level of the oil actually reaches the top of the drainoff point, due to the flow of this volume of fluid out of the pipe, the oil will have a tendency to cone into the drainage nipple here and the pumper will shut the thing off at that point. Well, he's calling everything water from the top part of this pipe down to the bottom of the tank, and everything above, oil. Well,

you can see the error, because as soon as he shuts that valve off, well, the oil level is up above that at some point and the additional water in there which he is calling oil is actually water; so, that's one reason why most of our measurements are on the conservative side.

Then, in addition to that, quite often there will be some water held up in suspension with the oil up in here, which wouldn't be settled out, so there again, that will cause some inaccuracy of the actual measurement of the thing. I just want to explain that point because someone who isn't too familiar with lease operation might get the idea that we're purposely filing wrong information on ~~water~~ production and that isn't the case at all. It's usually a case of where in the past it hasn't really been necessary to determine these water volumes accurately and we know that the volumes haven't been accurate.

Another thing that can cause inaccuracies is that we may run a series of tests, say, in February, and we may not run these tests again, say, for another year. Well, in the meantime the water production is increasing and so all of the time that the water production is increasing, well, we're not aware of this in our report figures; and a third factor is that sometimes we may install larger pumping equipment in order

to get more oil out of the well and, of course, when we do that, well, we do recover more fluid from the well, and that, again, makes our water figures too conservative. So I just want to point out these reasons for these conservative figures which we report.

Q In order to get a more accurate report, have you recently made tests, Mr. Gray?

A Yes, sir. We were faced with having to comply with this "no pit order", and the first thing that we did was to make some calculations on what it would cost to install pumping equipment and to actually dispose of this water; so, in order to know how to size our pumps, well, it was necessary that we have accurate water figures, and during the month of February 1968 we rented a 500-barrel tank and made tests of each well in a manner just as accurately as we could.

Q Now, referring to what has been marked as Exhibit No. 6, would you identify that exhibit?

A Exhibit No. 6 is a table showing the results of these individual well tests which were made during the month of February 1968. You will note that oil production varied between two and a half and 25 barrels of oil per day and the water figures varied between 224 and 1105 barrels per day. The total oil recovered --

MR. PORTER: I believe that's 151 to 1105.

THE WITNESS: Excuse me, Mr. Porter, you are right. I overlooked that. The low figure should be 151 barrels per day.

MR. PORTER: Right.

A Yes, sir. The total figures amount to 81 barrels of oil and 6,428 barrels of water per day. The last column on Exhibit No. 6 shows the percentage of water produced by each well and you will note that these figures vary from a low of 97.4 to a high of 99.5 percent water. The over-all average for the properties is 98.75 percent water.

MR. PORTER: In other words, you have to pump some of these wells here, this Eddy State "BD" No. 2, for instance, you have to produce a hundred barrels of fluid to get a half barrel of oil?

THE WITNESS: Yes, sir.

Q (By Mr. Kellahin) Is that a marginal operation, then, Mr. Cray?

A Yes, this property has reached an advanced stage of completion.

MR. HAYS: How much longer do you think this will continue?

THE WITNESS: Well, if we can continue with our



present operation and continue disposing of our produced water as we do now, we feel that we have four to five years of profitable operation left.

Q (By Mr. Kellahin) Have you had an examination made of the produced water to determine its quality, Mr. Gray?

A Yes, sir.

Q Referring to what has been marked as Exhibit No. 7, would you identify that exhibit?

A Exhibit No. 7 is a water analysis showing the analysis that was made on a sample of water from the Hudson Federal lease at the tank battery. I won't go over all of these figures. The most significant figure on this analysis, I think, is the chloride content, and this analysis shows chloride content of 18,150 milligrams per liter.

Q Now, referring to what has been marked as Exhibit No. 8, would you identify that exhibit?

A Mr. Kellahin, may I make one more additional statement in regard to Exhibit No. 7?

Q Sure.

A We have investigated some experiments that have been conducted by various agencies, and one example, we would refer you to a publication which has been prepared by the United States Geological Survey in cooperation with the New Mexico

Department of Public Health. This bulletin is entitled "Proposed Water Quality Standards for the Pecos River in New Mexico". It was prepared by John W. Hernandez. This publication summarizes the quality of water data at selected sampling stations on the Pecos River. There's one reference I would like to make for the record. I don't see any page numbers in this publication, but there is a table which is shown as "Frequency of Occurrence of Selected Chemical Constituents in Properties at Water Quality Stations in the Pecos River Basin, 1960 to 1965, Water Years". This table shows chloride content in parts per million.

There's one water station here which they designate as Pierce Canyon Crossing, in which they show that samples containing as high as 15,500 parts per million of chloride were found.

Q As compared to the 18,550 on your produced water?

A Yes.

MR. PORTER: That's in the Pecos River?

THE WITNESS: Pecos River, yes.

MR. PORTER: The figure was above 15,000?

THE WITNESS: 15,500. That's a maximum. That isn't an average figure.

MR. PORTER: Yes, sir.

A Then in Red Bluff Reservoir, well, some of their measurements were as high as 16,600 parts per million chloride, so, again, I repeat, that these aren't average values at all but it does show that values as high as that have been found. So this water isn't really too different --

MR. PORTER: Mr. Gray, does that study indicate at what depth those samples were taken?

THE WITNESS: No, sir, not as far as I know. I am not certain what their sampling point was. It's possible that the bulletin states that. I have not gone through the bulletin in that much detail.

MR. HAYS: They are from the wells?

MR. PORTER: From the Pecos River, and at Red Bluff.

THE WITNESS: Out of the Pecos River.

Q (By Mr. Kellahin) Does that complete your summary?

A Yes.

Q Now, referring to what has been marked as Exhibit No. 8, would you identify that exhibit, please?

A I have an enlarged map of Exhibit No. 8 which we have on the board here and I will refer to this rather than the small maps that you have. The Dos Hermanos Pools in which the Hudsons have these properties is shown in the southern part of the map in part of Section 28, and mostly in

Section 33. This is in Township 20 South and Range 30 East.

Also there are two wells located in the eastern portion of Section 32. This map was prepared for the Hudsons by John West Engineering Company of Hobbs. Mr. West surveyed in the open pits on the Hudson leases and these are indicated by the square or rectangular markings or symbols on the map.

You will note that in some cases there is more than one pit. For example, in the Northwest Quarter of Section 33 there are two water pits there. The reason for that is that from time to time these pits will fill up and quit taking water and we have found it necessary over a period of years in some cases to go out and construct another pit nearby and convert it for water disposal --

MR. PORTER: Does salt crystallize in the bottom of the pits?

THE WITNESS: I don't know what happens, Mr. Porter. They do quit taking water over a period of time, and I can't say, really.

A Then the Duval Sulphur and Potash Company has a potash mine working which is shown on this map in the extreme northeastern part of Section 35. Their mill tailings go over a stockpile which is indicated on the map in the North Half of Section 35, and in this area there's a large stockpile of

material which has been built up over the years containing various types of clays and silt material, along with salt. These heavier constituents drop out on this pile and then the salt water continues on in an easterly direction and finally collects in a natural surface depression, which is located in the northern part of Section 34 and in the southern part of Section 27, and this is indicated on our map by these green crosshatched colorings.

This pond presently has two earthen dams which have been constructed, one in the northern portion and one over on the west side here, which served to contain these waters. It's my understanding that at the present time Duval is dumping approximately 24,000 barrels of salt water into this lake per day.

I would like to also point out the location of the Barber Pool which is mostly in Section 20. This pool was discovered much earlier than the Dos Hermanos Pool. It was discovered in 1937 so it has been producing over a substantially larger period of time and this pool also produces from this reef formation and has a natural water drive. It also has produced large amounts of water.

Then the PCA Pool is located principally in Section 15. It also is a reef-type pool with a natural water drive,

and produces water.

MR. PORTER: Does it produce water on pretty much the same order that the Dos Hermanos or Barber or are you familiar with that?

THE WITNESS: Mr. Porter, I have not made a study of production in the PCA Pool. I know from the records that it is a reef-type pool and produces water. Other than that, I don't have any information on it.

MR. PORTER: That would be reflected in the Commission records, I suppose.

THE WITNESS: Yes.

A The last item which I would like to call to your attention on the map is the workings of the Potash Company of America, which is located in Section 4 of this township. In the case of the Duval tailings pond, we had the surveyor to survey in this body of water here so that we could get a fairly accurate determination of its extent, which roughly is approximately 80 acres in size.

In the case of the PCA salt water ponds, which we indicate on the map by the green crosshatching, we have not made a survey of those ponds. The map states that this is the approximate location of these ponds. They're based on a very rough visual determination of three salt water ponds which

exist in that area. We do not claim that these are the actual outlines of those lakes, but this being further away from our operation, we just merely want to call attention to the fact that it is there and that the water is also being put into the ground in this area, and other than that we don't have specific figures on the size or the area of these things.

Q What is the distance of the Duval salt water pond from the Hudson leases?

A The Duval salt water pond is approximately one-half mile east of the oil properties.

Q Would it be less than a mile from your closest pit, disposal pit?

A Yes. The closest Hudson pit would be in the Northwest Quarter of the Southeast Quarter of Section 33, and this would be approximately one mile.

Now, there is one other feature that we would call your attention to, there is a shallow water well which is being used by the rancher to water cattle with in this area and this water well is shown on the map; it's located in the Northeast Quarter of the Southeast Quarter of Section 33. It is still in use and being used to water cattle.

MR. PORTER: You don't know what the chemical analysis of the water is, what the chloride content is?

THE WITNESS: No, sir, we didn't get a sample for analysis simply because to us the fact that it is being used for watering cattle is a significant thing.

MR. PORTER: But as far as you know, it is not being used for human consumption?

THE WITNESS: No. It is far from the quality that can be used for human consumption. Back in 1955 when the Hudsons drilled this field they located a pumper on one of these leases, they put a trailer out there and he was never able to use this shallow water even from the start for domestic use. He has always had to haul that water.

MR. PORTER: That's prior to the disposal of any salt water in the pool?

THE WITNESS: Yes.

Q (By Mr. Kellahin) Is there any possibility of water flowing over this stockpile and leaking further salt down into the disposal pit?

A Well, I am sure that every time it rains, well, some of that rain will dissolve some of that salt from the stockpile.

Q Does the water that is being disposed of by Duval Potash Company go directly across this stockpile?

A Yes, sir.



Q It just flows right across it, is that right?

A Yes, sir.

Q So, if there is any rain, that would just be additional water going across the same place, is this the way it would work?

A Yes.

Q Have you had an analysis made of the water being disposed of by Duval?

A Yes.

Q Referring to what has been marked Exhibit 9, would you identify that Exhibit 9, please?

A Exhibit No. 9 shows an analysis of a sample of water which was taken from the Duval Disposal Pond, and here again we will only refer you to the chloride content. This analysis shows the chloride content of 197,000 milligrams per liter, which is more than ten times the salt content of the produced water on the Hudson lease.

Q Do you know how long Duval has been disposing of water in that pit?

A No, I don't.

Q It has been a number of years, has it not?

A Yes. It's been a number of years, but I can't say how long. I think it's interesting in that if we consider

the fact that Duval is putting approximately four times the volume of water into their pit as the Hudsons are into their leases, and the water has ten times as much, or over ten times as much salt content, you can readily see that there is over forty times as much salt being put into that little pond than the Hudsons are putting into the ground on all of their leases.

Q Do you know of the approximate surface acreage of the Duval pond?

A Well, the Exhibit No. 8 shows the approximate outline of this pond.

Q It would be roughly 80 acres or more?

A Roughly, yes.

Q Now, referring to what has been marked as Exhibit No. 10, would you identify that exhibit, please?

A Well, Exhibit No. 10 is a photograph which I took standing on the western edge of the Duval Salt Water Pond and looking in an easterly direction. This photograph shows the mine workings in the background and this just shows one little edge of this salt water pond.

Q That doesn't show the pond as a whole, does it?

A No, sir.

Q In the photograph there appears to be a light

colored area to the rear in the right side of the picture, what is that?

A Well, the very light portion in that photograph in the general area that you referred to is this tailings dump that we show on the map as a stockpile.

Q In response to a question by Mr. Hays, Mr. Gray, you stated that if you could continue to operate as you are presently operating and disposing of water on the surface, you'd have a remaining life of about four years in the Dos Hermanos Pool?

A Four to five years.

Q Is the pool, in your opinion, substantially depleted?

A Yes, sir.

Q Have you made a study of the economics of continued operation of this pool under different conditions?

A Yes, sir, we have.

Q Would you refer to what has been marked as Exhibit No. 11, please, and discuss that exhibit?

A Exhibit No. 11 is an estimated realization schedule of the Hudson interests based on the conditions that operations will continue under the present conditions. The fourth column that we show is the estimated annual gross oil production and you will note that the total figure for our

estimated five years of future life is 107,800 barrels of oil, so by continuing to operate this property for five more years, we should recover 107,800 barrels of oil, or approximately that much.

The second column shows the Hudson gross income by years. The next column shows the direct charges, or what we commonly refer to as lifting costs, and these figures are based on the company's actual direct charges incurred during the year of 1967. It does not include any figures for depreciation.

Q You mean 1972, don't you?

A Pardon?

Q You say your direct charges into 1972? Did you say '67?

A I said that our direct charges were based upon the actual lifting cost figures that were actually incurred during the year 1967.

Q The next column on taxes.

A The next column shows the estimated taxes that will be paid. The next column shows the estimated operating and administrative overhead charges, which again are taken from the 1967 records; and, then, the total expense is shown in the next column for each year. The last column shows the

estimated Hudson net profit figure which was determined by subtracting the total expense from the Hudson gross income figures. You will note that during 1968 we predict a net profit of \$11,111.00. In 1969 we predict a net profit of \$8,211.00; 1970, a net profit of \$4,465.00; 1971, a net profit of \$695.00; and in 1972, a loss of \$2,685.00.

Usually a company continues to operate a property for some time even after it starts losing money simply because it takes a certain amount of time to get into the plugging part of these fields. So we estimate that over the five-year period Hudson will gain a net profit of possibly \$23,456.00.

Q Have you made a study of the cost of installing disposal equipment to handle the water from this pool?

A Yes, sir.

Q Referring to what has been marked as Exhibit No. 12, would you identify that exhibit?

A Exhibit No. 12 is an estimated realization schedule, again, for the Hudson portion of the interest, showing our estimate of cost and income, assuming that four triplex pumps will be installed, and that other related disposal facilities will be installed so as to handle all of the produced water.

The estimated gross oil figures are the same as for



application result in the failure to produce oil that would otherwise be produced?

A Yes, sir. We think we can get a little over a hundred thousand more barrels of oil, which in view of the oil becoming more scarce and harder to find, we consider that that's a worthwhile goal to produce that much more oil.

Q You are familiar with the provisions of the Commission's order prohibiting surface disposal of produced water. Is it your position, Mr. Gray, that because Duval Potash is disposing of water on the surface you should be permitted to do so, is that the reason for your exhibit?

A No, not in that light really, because somebody does something, somebody else shouldn't necessarily be allowed to do the same thing. The point is that even though we should abandon all of these leases and discontinue disposing of this produced water, that isn't going to put an end to salt being continued to be disposed of in the area. The potash companies are still going to dispose of it, as far as we know, so you are really not eliminating any pollution by shutting this little portion of the thing down.

Q Now, referring again to the well located in the Northeast, Southeast Quarter of Section 33, does that indicate that in spite of the surface disposal of produced

water and the Duval water also, there has still been no contamination, in your opinion?

A Well, I would almost have to come to the conclusion that in view of the millions and millions of barrels of salt water that have been put into the ground on the Hudson leases, and in the Duval pond, that after all these years if there's no visible evidence of pollution by this time, I frankly seriously doubt if there will ever be any, because you can do some rough calculating and see that since the potash people are putting forty times as much salt as we are into the ground, I can see that maybe our cumulative water figure, instead of being what the records show, is more probably in the nature possibly of fifteen million barrels of water; so when you consider all of these factors, well, it looks to me like that there's a very good chance that this shale member is perhaps a barrier and maybe we will never get any contamination. I can't say definitely, but certainly by this time it looks like we would have had some indication that contamination is occurring.

Q Mr. Gray, were Exhibits 1 through 12 prepared by you or under your supervision?

A Yes, sir.

MR. KELLAHIN: At this time I would like to offer



in evidence Exhibits 1 through 12.

MR. PORTER: If there are no objections, the exhibits will be admitted.

(Whereupon, Exhibits 1 through 12 were offered and admitted in evidence.)

Q (By Mr. Kellahin) Do you have anything further to add to your testimony?

A No, sir.

Q One further question, are the Hudson leases federal, state or fee, do you know?

A The Hudsons have one state lease, the Eddy State "BD" lease, and then two leases which are federal, the Federal lease, and the Gulf Federal lease.

Q And no fee land involved here, is that right?

A That's correct.

MR. PORTER: How many wells are producing on state lease, Mr. Gray, at this time?

THE WITNESS: One well.

MR. PORTER: Do you have a disposal pit on state land there?

THE WITNESS: Yes, sir.

MR. PORTER: And the other disposal pits are located on federal land?

THE WITNESS: Yes, sir.

MR. KELLAHIN: If the Commission please, that completes our direct testimony in this case. I would like also to offer in evidence our Exhibit No. 13, which is an abstractor's certificate to show that all of Section 27, 34 and 35, which include the area of the Duval salt water pond and the salt stockpile are actually federal lands.

MR. PORTER: Any objection to the admission of this letter? It will be entered as Exhibit 13.

(Whereupon, Exhibit 13 was offered and admitted in evidence.)

CROSS EXAMINATION

BY MR. PORTER:

Q Mr. Gray, I wanted to review a little bit of your testimony that I missed at the outset. Did you testify as to the depth from which this stock well is producing from, this water, I mean the well that's producing the water for the livestock?

A I do not have the figures on this particular water well. I do have records on some of the wells, the oil wells which have been drilled in the pool, and these records indicate that this shallow water was encountered from, between depths of approximately 250 and 400 feet, with most of the

prolific part of the water being obtained between 300 and 400 feet.

Q That is below this shale member that you were talking about?

A Yes.

MR. PORTER: Anyone have any questions? Mr. Nutter.

CROSS EXAMINATION

BY MR. NUTTER:

Q Mr. Gray, does this shale member appear on the logs of all the wells that have been drilled in the Dos Hermanos?

A As far as I can tell, some of the wells have been logged on different sensitivity scales and in some cases it doesn't show up exactly like this one, but as far as I can tell it's a predominant formation.

Q Do you think it's a blanket situation that covers the general area?

A Probably.

Q Any any water soaking into the surface of the ground, be it a potash tailings, produced water, or anything else, would only go down to the impermeable shale barrier and could go no further, in your opinion?

A No, I didn't say it couldn't. I said it's quite often that these shale members are permeability barriers.

Q Now, what is the distance between the well and the house?  
A The distance is approximately 100 feet. The house is on the west side of the well.  
Q And the well is on the east side of the house?  
A Yes, the well is on the east side of the house.  
Q Now, what is the distance between the well and the road?  
A The distance is approximately 50 feet. The road is on the south side of the well.  
Q And the well is on the north side of the road?  
A Yes, the well is on the north side of the road.

Q Now, what is the distance between the well and the house?  
A The distance is approximately 100 feet. The house is on the west side of the well.

Q Yes, sir.

Q Now, what is the distance between the well and the house?  
A The distance is approximately 100 feet. The house is on the west side of the well.

Q I cannot state how many. I have a copy of the records to determine that. I don't know.

Q Well, now, Mr. [redacted], how did you make the statement that in your opinion, after all the oil and gas and water have been put on the surface of the ground here and over east of it, that it hasn't contaminated the water? When you say that this water in this well was not fit to drink anyway?

A Well, it never was fit to drink.

Q Before there was any oil production or gas production?

A Yes. In fact, these shallow waters, you can find them over Eddy County and they are notoriously high in salt content. I don't know of any place in this area or in a lot

of places in Eddy County where this type of water is suitable for domestic use.

Q Is it the gyp content or the chloride content?

A Well, both.

Q It's high in both?

A Yes, sir.

MR. PORTER: Sulphates and chloride?

THE WITNESS: Yes, sir. You see, the point is that nature herself has been a hindrance to collection of suitable waters for domestic use. There are deposits of gyp or caliche, we call it, all over the whole country. Everybody is familiar with these caliche pits all over the area. All over Eddy County, and water percolating down through these caliche pits causes the water to become brackish and not suitable for domestic use, and that is very common throughout Eddy County.

Q (By Mr. Nutter) So far as you know, this water in this particular well has been bad water --

A From the start.

Q -- from the start?

A Yes, sir.

Q Well, now, Mr. Gray, not long ago I was down in this area and I saw a water well over here in the Barber Pool and

they said it was producing from about 65 feet. You don't know of any water sand in 65 feet which would be above the shale member in the Dos Hermanos area?

A There's no such reference in our records. I went through all of our records, and in the process of drilling the wells there was no notation of any water being encountered at that depth.

Q Above the shale?

A Yes, sir. Also I went through the records of the United States Geological Survey office and I didn't find any indication in their records of that shallow water.

Q Well, now, this would be the Rustler formation immediately above the salt there?

A Yes, I suppose so.

Q So these water wells would be producing from the upper and middle Rustler?

A No. Your Rustler is a rather thin bed of anhydrite just above the salt. These waters occur above the Rustler.

Q Then, isn't it a fact, Mr. Gray, that the Rustler immediately above the salt constitutes an aquifer that is carrying large volumes of water in this area in a southerly direction and that this salt water flows into the Pecos River through springs at Malaga Bend?



A Did I understand you right? Did you make the statement that the Rustler is a body-carrying water?

Q It constitutes an aquifer-carrying water.

A I don't think so. As far as I know there is no water encountered in the Rustler at all. In fact, in drilling these wells you will note that the surface casing has been set in the Rustler anhydrite and the reason that they did that was that it's a good, hard formation that doesn't contain fluids, they shut off these upper waters by setting the pipe into the anhydrite and then they continue drilling the hole below dry, so as far as I know there is no water in the anhydrite. If it is there, I am not aware of it.

Q Well, the name itself would indicate there's no water there, but the Rustler formation does contain some permeable sands?

A In some areas.

Q Which constitute this aquifer, which is the aquifer which is pouring the salt water into the Pecos River at Malaga Bend, isn't it?

A I don't consider that it exists in this area because there's no indication of water in the Rustler in this area, otherwise there wouldn't have been much point in setting the pipe there.



Q Are you acquainted with the method of salt water disposal in the Barber Pool?

A No, sir.

Q You are not aware, then, that water is being disposed of on a vacuum into a well into the Rustler formation in that pool?

A No, sir. I have just been so busy that I didn't extend my investigation that far.

Q And the cost of water disposal does include four triplex pumps and all this other expensive equipment?

A I don't know what they're doing, but as I pointed out, our pits do fill up over a period of time. I would consider that in our area, that although we may get by with putting some water in at the start of the thing in under a vacuum, it's my belief and my experience that before the end of the project that we will have to pump the water into the formation under pressure.

Q What formation were you considering that you will have to dispose of?

A The same formation that we are producing the oil from.

Q In other words, right back to the pay?

A Yes.

MR. NUTTER: I believe that's all.

MR. PORTER: Anyone else have a question? Mr. Utz.

CROSS EXAMINATION

BY MR. UTZ:

Q Mr. Gray, you referred to some report there from Mr. Hernandez --

MR. PORTER: Dr. Hernandez.

Q The first sample that you stated in that report, when was that taken? Is that available there and where was it taken?

A Would you like to look at the publication?

Q Oh, I might later. I was interested in that first sample, whether it was taken above or below Malaga Bend.

A Well, the sample that I referred to initially was at the Pierce Canyon Crossing. You may get some idea of where that is, let me just run down the stations here. Here is one, and I am going to go progressively south on the Pecos River so we will know where we are. Here is one at Artesia, the next is Carlsbad, the next is near Malaga, the next is Pierce Canyon Crossing, which I referred to.

Q That would be below Malaga, then?

A Yes.

Q How about the sands above Malaga, do they have as

much salt in them?

A NO.

Q So this sample does represent some of the salt that's getting in at Malaga Bend?

A Yes, sir.

Q In regard to your Exhibit No. 11, your economics exhibit, where you estimated the gross production, how did you determine that decline?

A Oh, by roughly continuing the same decline that we seem to be following now.

Q For how many previous years?

A Of course, it varies from year to year. It's not a constant decline, but if you will plot these points on some graph paper I think you might agree that it is a reasonable estimate.

Q That's the way you arrived at it, you plotted annual production on graph paper and then drew an average line through?

A Yes.

Q What price are you getting for the oil? I guess -- would the division from gross oil into that figure give you the price per barrel? If it will, well, that's satisfactory.

A Well, no, it wouldn't, because the Hudson gross

income doesn't represent a hundred percent of the income.

Q Oh, I see.

A It represents roughly about 71 percent.

Q It has a pretty hefty override, hasn't it?

A No.

Q 29 percent goes out?

A Well, in some cases there is more working interests in this, too. I don't know that I -- Well, let's see --

MR. PORTER: What were you trying to establish, Mr. Utz, by this line of questioning?

MR. UTZ: I am trying to find out what is included in the expenses here, how they arrived at these economics.

A It's a regular posted price, I should have it somewhere.

Q (By Mr. Utz) It would be around what?

MR. LIGHT: \$2.56.

Q (By Mr. Utz) Do you agree with the man?

A That sounds close.

Q What do all these direct charges include in this pool, is that just lifting costs?

A Just lifting costs. Just direct charges that are necessary in the operation of the property. That includes pulling costs, well service costs, power cost, some of the electric motors on some of the producing wells are as large

as 25 horsepower. It includes maintenance, cost of all types, all direct charges.

Q What percent did you use for taxes?

A Well, these taxes are the figures that the operator had in their data files. These are the exact amount, based on the exact amount of taxes that they paid during the year 1967.

Q That includes income tax, too?

A No, not income tax.

Q These are just production taxes?

A Just production type taxes, yes, sir.

Q I notice in your next column is operating and administration cost. I am having trouble in my mind differentiating between operating costs here and direct charges. What would operating costs include here?

A Well, what we mean by operating cost is, for instance, office expense in preparing monthly reports and making inventories and so forth. The type of expense that would be incurred by an operator usually in his office in that part of the operation; filing all of these reports, bookkeeper, so forth.

MR. UTZ: I think that's all I have.

MR. PORTER: Does anyone else have any questions?

Mr. Kellahin. I see a picture here. Did your witness testify to that exhibit?

MR. KELLAHIN: Yes. He identified that as Exhibit No. 10.

MR. PORTER: All right. Well, Exhibit No. 10 is a picture of the water disposal pond at Duval Potash Company, is that correct?

THE WITNESS: Yes, sir.

MR. PORTER: If there are no further questions of the witness, he may be excused.

(Witness excused.)

MR. PORTER: Does anyone have anything further to offer in this case? Mr. Anderson.

MR. ANDERSON: John A. Anderson, supervisor, United States Geological Survey. In addition to the two federal leases that were brought out in the testimony, owned by Hudson and Hudson, there's another federal lease in the Dos Hermanos Pool, operated by John Trigg. It has two wells producing from the same formation and both of them make large quantities of water which goes into the surfact pits. Now, the engineers of our Artesia office have been aware of the water situation in the Dos Hermanos Pool for approximately the last eight or ten years. We believe that the circumstances

of the case warrant an exception to the general rule in Southeastern New Mexico.

MR. PORTER: Does anyone else have anything to offer in the case? The Commission will take the case under advisement.

I N D E X

<u>WITNESS</u>	<u>PAGE</u>
RALPH L. GRAY	
Direct Examination by Mr. Kellahin	2
Cross Examination by Mr. Porter	31
Cross Examination by Mr. Nutter	32
Cross Examination by Mr. Utz	38

<u>EXHIBIT</u>	<u>MARKED</u>	<u>OFFERED AND ADMITTED</u>
Exhibits 1 through 12	2	30
Exhibit 13	2	31



STATE OF NEW MEXICO )  
 ) SS  
COUNTY OF BERNALILLO )

I, ADA DEARNLEY, Notary Public in and for the County of Bernalillo, State of New Mexico, do hereby certify that the foregoing and attached Transcript of Hearing before the New Mexico Oil Conservation Commission was reported by me; and that the same is a true and correct record of the said proceedings, to the best of my knowledge, skill and ability.

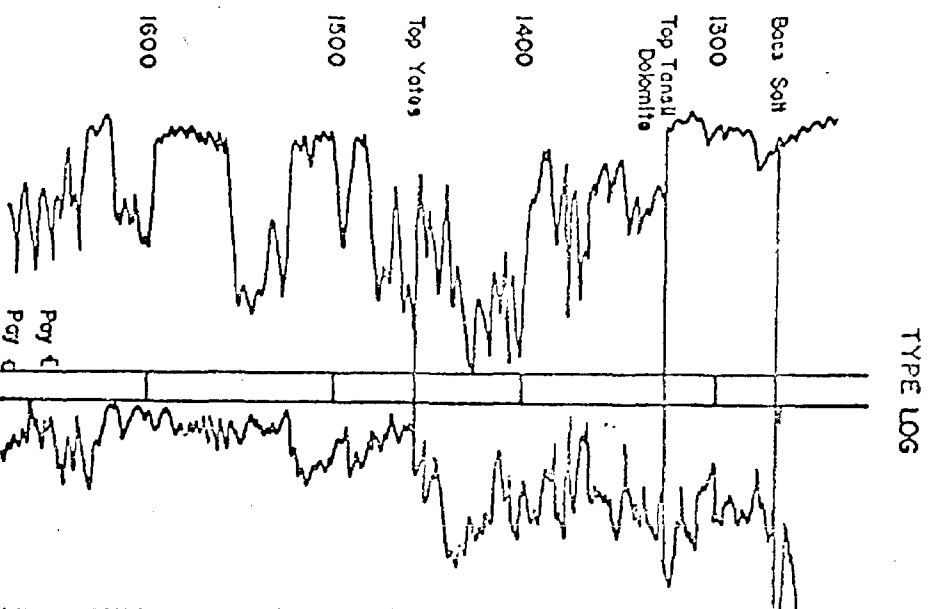
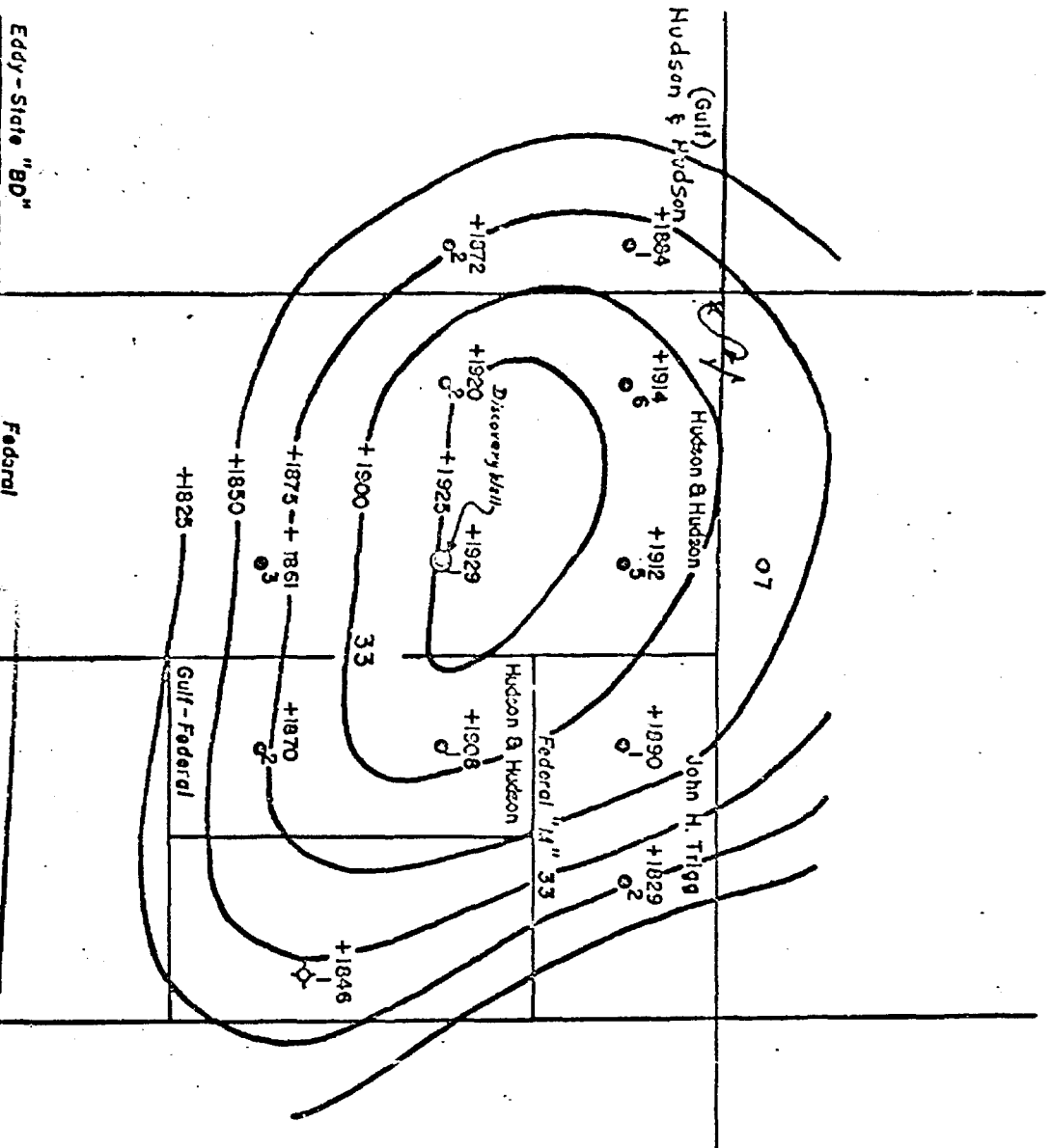
Witness my Hand and Seal this 8th day of June, 1968.

Ada Dearnley  
NOTARY PUBLIC

My Commission Expires:

June 19, 1971.

R 30 E



BEFORE THE  
OIL CONSERVATION COMMISSION  
S. H. Fe, New Mexico  
Exhibit No. 1  
Case No. 3157

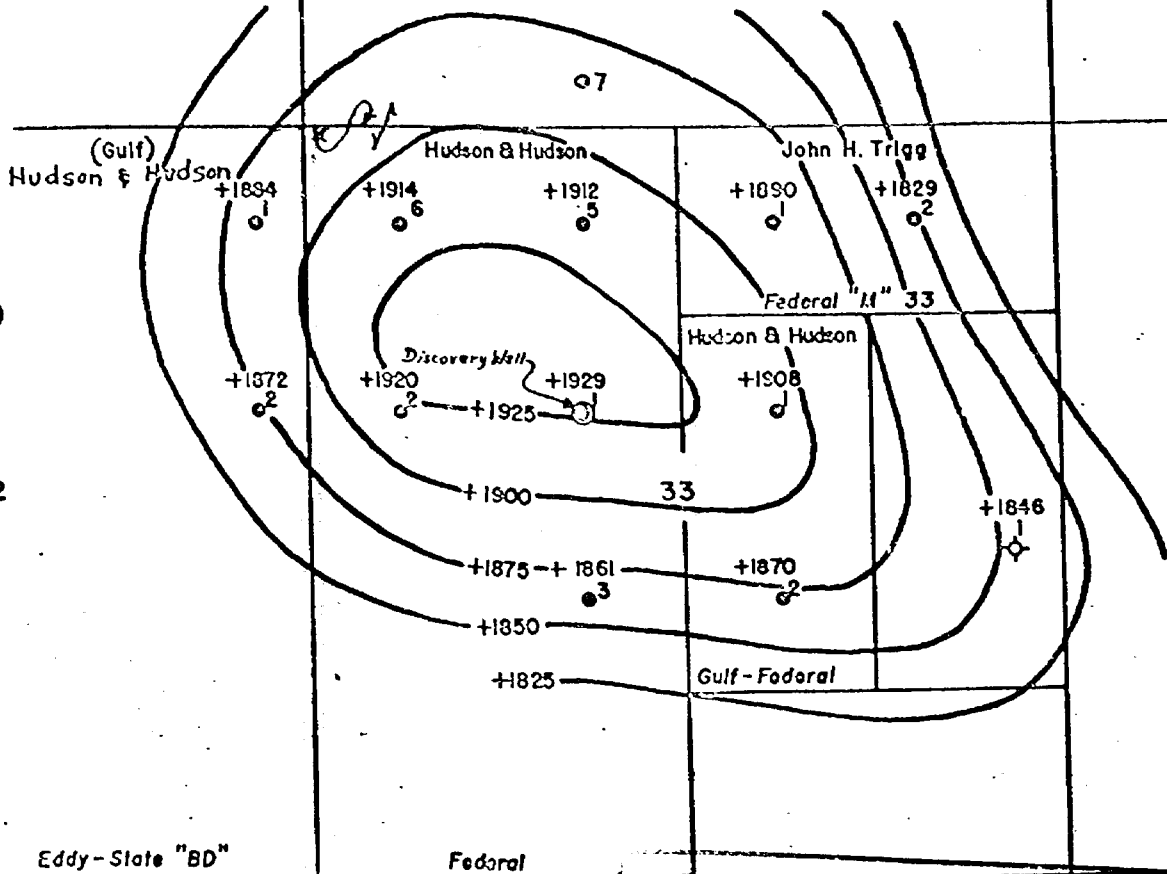
DOS HERMANOS FIELD  
EDDY COUNTY, NEW MEXICO  
STRUCTURAL CONTOURS ON  
TOP OF YATES  
SCALE IN MILES  
0 1/4 1/2

Exhibit # 1

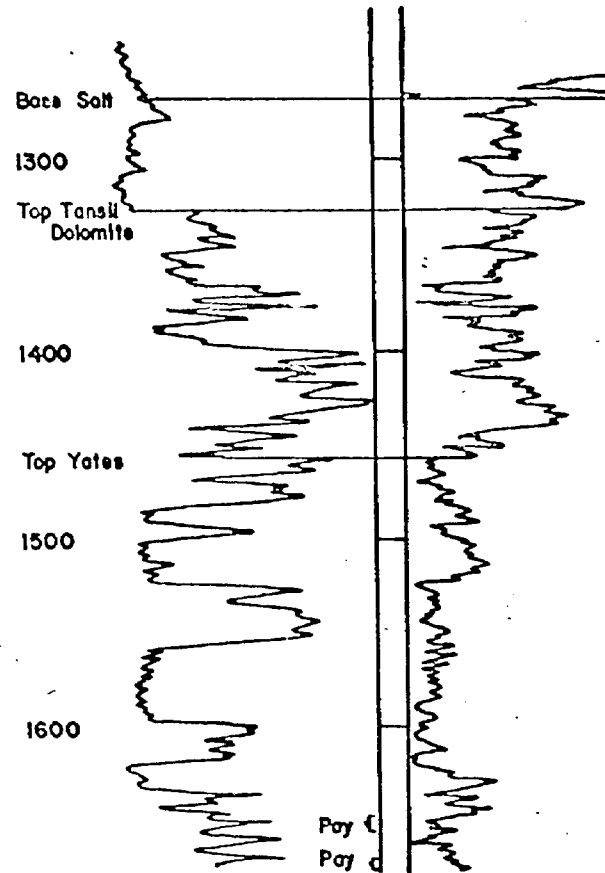
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TYPE LOG



BEFORE THE  
OIL CONSERVATION COMMISSION  
Santa Fe, New Mexico  
Exhibit No. \_\_\_\_\_  
Case No. \_\_\_\_\_

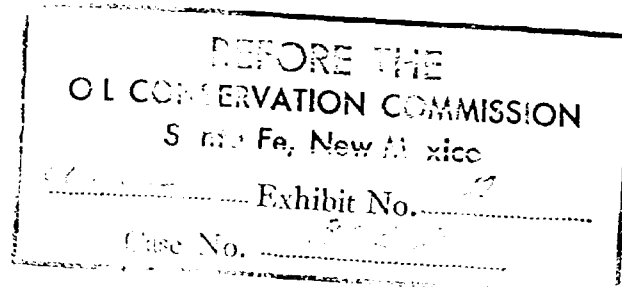
DOS HERMANOS FIELD  
EDDY COUNTY, NEW MEXICO  
STRUCTURAL CONTOURS ON  
TOP OF YATES  
SCALE IN MILES  
0 1/4 1/2

Exhibit #1

WILLIAM A. & EDWARD R. HUDSON WELL DATA

LEASES IN DOS HERMANOS POOL

WELL NO.	ELEVATION	COMPLETED	TOTAL DEPTH	CASING SIZE-DEPTH		SACKS OF CEMENT	SURFACE CASING		
							SIZE	DEPTH	SX. CEMENT
Federal #1	3372	7- 1-55	1642	7"	1468	15	8-5/8"	728	225
				2"	1634				
Federal #2	3361 GL	11-22-55	1610	8-5/8	823	750			
				7"	1590	375	10"	397	745
Federal #3	3384 DF	1-24-56	1730	8-5/8	1696	500	10-3/4"	480	500
Federal #5	3370 GL	3-22-56	1654	7"	1613	275	8-5/8"	475	275
Federal #6	3355 GL	4- 7-56	1667	7"	1600	275	8-5/8"	493	150
Federal #7	3346 DF	3- 1-57	1710	7"	1690	275	8-5/8"	485	125
				2"	1713				
Gulf Federal #1	3372 DF	2-18-56	1634	7"	1615	275	8-5/8"	471	175
Gulf Federal #2	3362 GL	5- 9-56	1706	7"	1648	275	8-5/8"	477	150
Eddy "BD" St. #1	3358 GL	6-21-56	1689	5 1/2"	1620	600	8-5/8"	450	200
Eddy "BD" St. #2	3365 GL	8-27-56	1696	5 1/2"	1620	600	8-5/8"	450	200



WILLIAM A. & EDWARD R. HUDSON

BEFORE THE  
OIL CONSERVATION COMMISSION

San Antonio, New Mexico

OIL PRODUCTION - DOS HERMANOS POOL

Exhibit No. 1

Case No. 2758  
EDDY "RD" STATE

	FEDERAL LEASE	GULF FEDERAL LEASE	LEASE
1965 - Jan.	1,870	745	108
Feb.	1,653	602	175
Mar.	1,868	741	205
Apr.	1,935	712	158
May	1,917	742	174
June	1,844	629	166
July	2,055	714	163
Aug.	1,852	747	160
Sept.	1,928	708	136
Oct.	2,065	710	169
Nov.	1,921	1,138	138
Dec.	1,967	220	157
	22,875	8,408	1,909

Total 1965 Oil Production - - - - 33,192

1966 - Jan.	1,898	685	171
Feb.	1,668	578	131
Mar.	1,856	681	174
Apr.	2,062	630	146
May	1,774	599	147
June	1,656	633	155
July	1,701	686	135
Aug.	1,287	630	132
Sept.	1,713	598	141
Oct.	1,551	661	165
Nov.	1,619	584	107
Dec.	1,349	595	149
	20,134	7,560	1,753

Total 1966 Oil Production - - - - 29,447

1967 - Jan.	1,632	592	149
Feb.	1,633	523	105
Mar.	1,749	578	132
Apr.	1,707	529	132
May	1,704	567	127
June	1,381	499	114
July	1,389	567	134
Aug.	1,826	584	127
Sept.	1,620	568	105
Oct.	1,510	540	102
Nov.	1,681	538	143
Dec.	1,642	537	119
	19,474	6,622	1,489

Total 1967 Oil Production - - - - 27,585

Exhibit #4

WATER PRODUCTION - WILLIAM A. & EDWARD R. HUDSON LEASES

DOS HERMANOS POOL

<u>YEAR</u>	<u>FEDERAL LEASE</u>	<u>GULF FEDERAL</u>	<u>EDDY "BD" ST.</u>
1955			
1956	14,400		1,060
1957	21,600		1,273
1958	401,435*	10,178*	2,018*
1959	824,470	20,356	3,291
1960	767,510	18,355	6,477
1961	670,605	14,835	38,128
1962	614,774	13,773	111,624
1963	521,002	11,191	84,902
1964	438,828	9,570	61,054
1965	407,470	8,813	53,544
1966	361,415	7,934	48,422
1967	353,817	6,952	40,694
1968 (3 Mos.)	<u>81,312</u>	<u>1,649</u>	<u>8,458</u>
	5,478,638	123,606	460,945

\* Estimated. Actual water production figures not available.

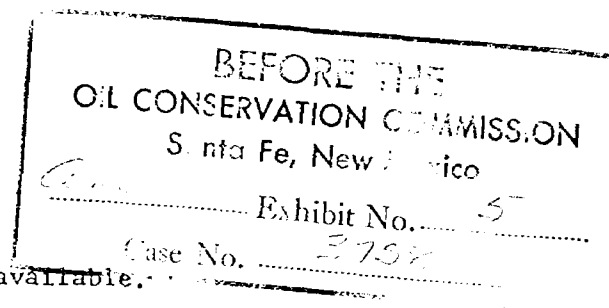


Exhibit #5

WILLIAM A. & EDWARD R. HUDSON LEASES  
DOS HERMANOS POOL, EDDY COUNTY, NEW MEXICO

WELL TESTS MADE DURING FEBRUARY, 1968

<u>Well</u>	<u>Bbls. Per Day</u>		<u>% Water</u>
	<u>Oil</u>	<u>Water</u>	
Federal #1	10	935	98.9
Federal #2	7	683	99.0
Federal #3	7	493	98.6
Federal #5	25	1105	97.8
Federal #6	3	224	98.7
Federal #7	4	151	97.4
Gulf Federal #1	8½	1051	99.2
Gulf Federal #2	11	862	98.7
Eddy St. "BD" #1	2½	277	99.3
Eddy St. "BD" #2	3	647	99.5
Total	<u>81</u>	<u>6428</u>	<u>98.75%</u>

BEFORE THE  
OIL CONSERVATION COMMISSION  
Santa Fe, New Mexico  
Exhibit No. 6  
Case No. 8-158

Exhibit #6

W. A. and E. R. Anderson  
200 Becker Bldg.  
Artesia, New Mexico

February 22, 1968

SM 28350

El Estero, Santa Fe

WCS Highway

San Juan River

Section 1, Leased

Source	WCS Highway		Section 1, Leased	
Tank Battery	7.3		1.132	
CONSTITUENTS	mg/l	mg/l	mg/l	mg/l
Sodium	11,080	482	18,150	510
Calcium	1,200	60	870	11
Magnesium	486	40	2,950	61
Iron	Not determined		0	-

STIFF MACHON  
HCO<sub>3</sub>/10

Na/1000	6	5	4	3	2	1	0	1	2	3	4	5	6	Cl/1000
Ca/100														HCO <sub>3</sub> /10
Mg/100														SO <sub>4</sub> /10
Fe/10														CO <sub>3</sub> /10
Remarks	Hydrogen Sulfide - present													

George W. Green, Jr.  
Greenhaw - 2  
Trisa Lab

BEFORE THE  
OIL CONSERVATION COMMISSION  
Santa Fe, New Mexico

Exhibit No. 7

Page No.

NOT RECORDED

Exhibit # 7



For: W.A. & B.R. Hall  
Booker Field,  
Artesia, New Mexico.

4-23-64  
Midland, Texas

MX 20978

Attn: Mr. Ralph Gray

Desal Mine

Salt Water  
Disposal Lake  
CONCENTRATES

7.3 1.235 72

Sodium	122,300	5,534
Calcium	600	30
Magnesium	4,250	350
Iron	Not Determined	

Calcium	197,000	5,540
Magnesium	207	3
Sulfur	8,200	171
Carbonate	0	

STER DIAGRAM  
(Unit 1)

	6	5	4	3	2	1	0	1	2	3	4	5	6	
Na/1000														Cl/1000
Ca/100														HCO <sub>3</sub> /10
Mg/100														SO <sub>4</sub> /10
Fe/10														CO <sub>2</sub> /10
Remarks														

George N. Green, Jr.  
cc: Artesia Division  
Crenshaw - 2  
Tulsa Lab

Exhibit "g"

WILLIAM A. & EDWARD R. HUDSON LEASES

DOS HERMANOS POOL, EDDY COUNTY, NEW MEXICO

ESTIMATED REALIZATION SCHEDULE - CONTINUATION OF PRESENT OPERATIONS

YEAR	ESTIMATED GROSS OIL	HUDSON GROSS INCOME	HUDSON EXPENSE			TOTAL EXPENSE	HUDSON NET PROFIT
			DIRECT CHARGES	TAXES	OPERATING & ADMINISTRATION		
1968	25,300	\$51,236	\$26,770	\$3,440	\$8,855	\$39,065	\$ 12,171
1969	23,300	47,000	26,770	3,165	8,855	38,790	8,210
1970	21,400	43,000	26,770	2,910	8,855	38,535	4,465
1971	19,700	39,000	26,770	2,680	8,855	38,305	695
1972	<u>18,100</u>	<u>36,000</u>	<u>26,770</u>	<u>2,460</u>	<u>8,855</u>	<u>38,085</u>	<u>-( 2,085)</u>
	107,800	\$216,236	\$133,850	\$14,655	\$44,275	\$192,780	\$ 23,456

Note: Expense based upon actual 1967 cost. No allowance is being made for equipment replacement for the remaining life.

EXHIBIT 11  
OIL CONSERVATION COMMISSION  
Santa Fe, New Mexico

Approved \_\_\_\_\_ Exhibit No. 11  
Case No. 3758

WILLIAM A. & EDWARD R. HUDSON LEASES

DOS HERMANOS POOL, EDDY COUNTY, NEW MEXICO

ESTIMATED REALIZATION SCHEDULE - OPERATING DISPOSAL FACILITY

YEAR	ESTIMATED GROSS OIL	HUDSON GROSS INCOME	HUDSON EXPENSE				TOTAL EXPENSE	HUDSON PROFIT OR LOSS (-)
			DIRECT CHARGES	TAXES	OPERATING & ADMINISTRATION	NEW DEVELOPMENT EXPENSE		
1968	25,300	\$51,236	\$35,320	\$3,440	\$8,855	\$22,800	\$70,415	-( \$19,179)
1969	23,300	47,000	35,320	3,165	8,855	--	47,340	-( 340)
1970	21,400	43,000	35,320	2,910	8,855	--	47,085	-( 4,085)
1971	19,700	39,000	35,320	2,680	8,855	--	46,855	-( 7,855)

Note: Additional direct charges of \$8,550 per year will be required to operate 4-30 Hp. electric motors.  
New Development expense includes installation of 4 tri-plex pumps, storage tank and distribution and gathering facilities.

Exhibit #12

OLC. L. A. H. S. E. S. S. I. O. N  
S. A. F. E. N. O. W. A. S. I. O.  
Exhibit No. 12  
3058

# Federal Abstract Company

STATE • FEDERAL • INDIAN LANDS

POST OFFICE BOX 2266 - PHONE 982-5537 - SANTA FE, NEW MEXICO 87501

APRIL 26, 1968

WILLIAM A. & EDWARD HUDSON  
C/O KELLAHIN & FOX  
54½ E. SAN FRANCISCO  
SANTA FE, NEW MEXICO

ATTN: MR. JASON KELLAHIN

DEAR SIR:

THIS IS TO CERTIFY THAT THE RECORDS IN THE UNITED STATES LAND  
OFFICE AT SANTA FE, NEW MEXICO, REFLECT THAT ALL OF SECTION 27, ALL  
OF SECTION 34 AND ALL OF SECTION 35, T. 20 S. - R. 30 E., NMPM, EDDY  
COUNTY, NEW MEXICO, IS FEDERAL LAND.

TRUSTING THAT THIS IS THE INFORMATION YOU DESIRE, WE REMAIN

VERY TRULY YOURS,

FEDERAL ABSTRACT COMPANY

*Hoover H. Wright*  
HOOVER H. WRIGHT, VICE-PRESIDENT

HHW:MMG

BEFORE THE	
OIL CONSERVATION COMMISSION	
Santa Fe, New Mexico	
<i>C. J. ...</i>	Exhibit No. <u>1-3</u>
Case No. <u>97588</u>	