

**STATE OF NEW MEXICO  
ENERGY, MINERALS AND NATURAL RESOURCES DEPARTMENT  
OIL CONSERVATION DIVISION**

IN THE MATTER OF THE HEARING  
CALLED BY THE OIL CONSERVATION  
DIVISION FOR THE PURPOSE OF  
CONSIDERING:

CASE NOS. 10927, 10928 and  
10929 (Consolidated)

APPLICATION OF BRECK OPERATING  
CORPORATION FOR SURFACE COMMINGLING,  
SAN JUAN COUNTY, NEW MEXICO.

FEB 25 1991

**PRE-HEARING STATEMENT**

This Prehearing Statement is submitted by Campbell, Carr, Berge & Sheridan, P.A., as required by the Oil Conservation Division.

**APPEARANCES OF PARTIES**

**APPLICANT**

Breck Operating Corporation \_\_\_\_\_  
c/o Walsh Engineering \_\_\_\_\_  
204 N. Auburn \_\_\_\_\_  
Farmington, NM 87401 \_\_\_\_\_  
Attn: Paul Thompson  
(505) 327-4892 \_\_\_\_\_  
name, address, phone and  
contact person

**ATTORNEY**

William F. Carr, Esq. \_\_\_\_\_  
Campbell, Carr, Berge & Sheridan, P.A.  
Post Office Box 2208 \_\_\_\_\_  
Santa Fe, New Mexico 87504 \_\_\_\_\_  
  
(505) 988-4421 \_\_\_\_\_

**OPPOSITION OR OTHER PARTY**

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\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
name, address, phone and  
contact person

**ATTORNEY**

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\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**STATEMENT OF CASE**

**APPLICANT**

(Please make a concise statement of what is being sought with this application and the reasons therefore.)

Breck Operating Corporation, applicant in the above-captioned cause, seeks an exception to Division General Rule 303A for the surface commingling of production from the Basin-Fruitland Coal Gas Pool in its Kutz Government Well No. 8J located 930 feet from the South line and 1720 feet from the West line (Unit N) of Section 21, Township 28 North, Range 10 West, and production from the Fulcher Kutz-Pictured Cliffs Gas Pool in its Kutz Government Well No. 8 located 990 feet from the South and West lines (Unit M) of said Section 21. Applicant also seeks an exception to Division General Rule 303A for the surface commingling of production from the Basin-Fruitland Coal Gas Pool in its Kutz Government Well No. 7 located 790 feet from the South line and 1650 feet from the West line (Unit N) of Section 3, Township 27 North, Range 10 West, and production from the Fulcher Kutz-Pictured Cliffs Gas Pool in its Kutz Government Well No. 7J located 1840 feet from the South line and 1050 feet from the West line (Unit L) of said Section 3. Applicant further seeks an exception to Division General Rule 303A for the surface commingling of production from the Basin-Fruitland Coal Gas Pool in its Kutz Government Well No. 6 located 990 feet from the North line and 1650 feet from the East line (Unit B) of Section 3, Township 27 North, Range 10 West, and production from the Fulcher Kutz-Pictured Cliffs Gas Pool in its Kutz Government Well No. 6J located 1640 feet from the North line and 1190 feet from the East line (Unit H) of said Section 3.

**OPPOSITION OR OTHER PARTY**

(Please make a concise statement of the basis for opposing this application or otherwise state the position of the party filing this statement.)

**PROPOSED EVIDENCE**

APPLICANT

WITNESSES (Name and expertise)	EST. TIME	EXHIBITS
Paul Thompson, Petroleum Engineer	20 Min.	Approximately 6

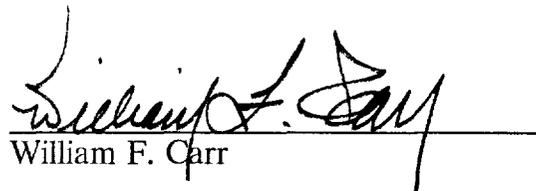
OPPOSITION

WITNESSES (Name and expertise)	EST. TIME	EXHIBITS
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**PROCEDURAL MATTERS**

(Please identify any procedural matters which need to be resolved prior to hearing)

Breck Operating Corporation will request that Cases 10927, 10928 and 10929 be consolidated for purposes of testimony.

  
William F. Carr



STATE OF NEW MEXICO  
ENERGY, MINERALS AND NATURAL RESOURCES DEPARTMENT

OIL CONSERVATION DIVISION



BRUCE KING  
GOVERNOR

ANITA LOCKWOOD  
CABINET SECRETARY

POST OFFICE BOX 2088  
STATE LAND OFFICE BUILDING  
SANTA FE, NEW MEXICO 87504  
(505) 827-5800

March 11, 1994

CAMBELL, CARR, BERGE  
& SHERIDAN  
Attorneys at Law  
P. O. Box 2208  
Santa Fe, New Mexico 87504

RE: CASE NO. 10928  
ORDER NO. R-10080

Dear Sir:

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

Sincerely,

*Sally E. Martinez*  
Sally E. Martinez  
Administrative Secretary

cc: BLM Farmington Office  
OCD Aztec Office  
Taxation & Revenue Dept.

**STATE OF NEW MEXICO  
ENERGY, MINERALS, AND NATURAL RESOURCES DEPARTMENT  
OIL CONSERVATION DIVISION**

**IN THE MATTER OF THE HEARING CALLED  
BY THE OIL CONSERVATION DIVISION  
FOR THE PURPOSE OF CONSIDERING:**

**CASE NO. 10928  
Order No. R-10080**

**APPLICATION OF BRECK OPERATING  
CORPORATION FOR SURFACE COMMINGLING,  
SAN JUAN COUNTY, NEW MEXICO.**

**ORDER OF THE DIVISION**

**BY THE DIVISION:**

This cause came on for hearing at 8:15 a.m. on March 3, 1994, at Santa Fe, New Mexico, before Examiner David R. Catanach.

NOW, on this 9th day of March, 1994, the Division Director, having considered the testimony, the record, and the recommendations of the Examiner, and being fully advised in the premises,

**FINDS THAT:**

- (1) Due public notice having been given as required by law, the Division has jurisdiction of this cause and the subject matter thereof.
- (2) Division Case Nos. 10927, 10928 and 10929 were consolidated at the time of the hearing for the purpose of testimony.
- (3) The applicant, Breck Operating Corporation, seeks authority to surface commingle Basin-Fruitland Coal and Fulcher Kutz-Pictured Cliffs Gas Pool production, respectively, from its Kutz Government Well No. 7 located 790 feet from the South line and 1650 feet from the West line (Unit N) of Section 3, and its Kutz Government Well No. 7-J located 1840 feet from the South line and 1050 feet from the West line (Unit L) of Section 3, both in Township 27 North, Range 10 West, NMPM, San Juan County, New Mexico.

(4) The Kutz Government Well No. 7, currently completed in the Basin-Fruitland Coal Gas Pool, is dedicated to the W/2 of Section 3, and the Kutz Government Well No. 7-J, currently completed in the Fulcher Kutz-Pictured Cliffs Gas Pool, is dedicated to the SW/4 of Section 3.

(5) By virtue of different well spacing, the ownership between the Kutz Government Well Nos. 7 and 7-J is not common.

(6) Evidence and testimony presented by the applicant indicates that the Kutz Government Well No. 7 is currently being produced with the aid of a compressor.

(7) Further evidence indicates that the Kutz Government Well No. 7-J is incapable of sustained production due to high pressure within the gas sales line.

(8) The applicant seeks authority to commingle gas production from the Kutz Government Well Nos. 7 and 7-J and thereby utilize existing compression facilities to aid in sustaining Pictured Cliffs production.

(9) Testimony by the applicant indicates that the Pictured Cliffs producing rates from the Kutz Government Well No. 7-J are insufficient to economically justify installation of its own compression facilities.

(10) The applicant proposes to utilize existing sales meters to accurately meter individual well production prior to commingling.

(11) Liquids production from the subject wells is negligible.

(12) The proposed commingling has been approved by the United States Bureau of Land Management (BLM).

(13) No interest owner appeared at the hearing in opposition to the application.

(14) Approval of the proposed surface commingling will allow the applicant the opportunity to recover Pictured Cliffs gas reserves which may otherwise not be

recovered, thereby preventing waste, and will not violate correlative rights provided individual well production is separately metered as proposed by the applicant.

(15) This facility should be installed and operated in accordance with the applicable provisions of Rule 309-B of the Division Rules and Regulations and the Division "Manual for the Installation and Operation of Commingling Facilities".

(16) The applicant should be required to notify the supervisor of the Aztec district office of the Division prior to the installation of commingling facilities.

**IT IS THEREFORE ORDERED THAT:**

(1) The applicant, Breck Operating Corporation, is hereby authorized to surface commingle Basin-Fruitland Coal and Fulcher Kutz-Pictured Cliffs Gas Pool production, respectively, from its Kutz Government Well No. 7 located 790 feet from the South line and 1650 feet from the West line (Unit N) of Section 3, and its Kutz Government Well No. 7-J located 1840 feet from the South line and 1050 feet from the West line (Unit L) of Section 3, both in Township 27 North, Range 10 West, NMPM, San Juan County, New Mexico.

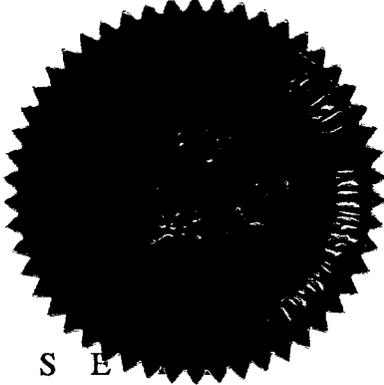
(2) Production from the Basin-Fruitland Coal and Fulcher Kutz-Pictured Cliffs Gas Pools shall be determined by separately metering the production from each pool prior to commingling.

(3) This facility shall be installed and operated in accordance with the applicable provisions of Rule 309-B of the Division Rules and Regulations and the Division "Manual for the Installation and Operation of Commingling Facilities".

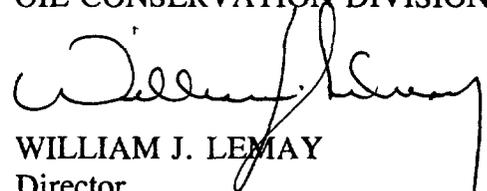
(4) The applicant shall notify the supervisor of the Aztec district office of the Division prior to the installation of commingling facilities.

(5) Jurisdiction is hereby retained for the entry of such further orders as the Division may deem necessary.

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



STATE OF NEW MEXICO  
OIL CONSERVATION DIVISION

  
WILLIAM J. LEMAY  
Director