

NM - 8

BONDS

Kieling, Martyne

From: Kieling, Martyne
Sent: Friday, January 03, 2003 2:54 PM
To: 'Emarti01@mail.state.mo.us'
Subject: Protective Casualty Insurance Co.

Eric Martin,

I was given your name and address by Thomas Rushton of the New Mexico Insurance Department. I was wondering if you may be able to help me or direct me to someone who can.

I am with the New Mexico Oil Conservation Division and I have on file a \$25,000 bond for a company by the name of Double I, Inc. The Surety is Protective Casualty Insurance Company, Bond # 719. I was told by the NM Insurance Department that this Surety went into receivership in 1991. Thomas Rushton said he closed his file out in March of 1993 and returned any financial holdings back to Missouri. This bond is for a waste oil processing/treating plant facility that has left behind contamination. The NMOCD is currently investigating the former facility and trying to track down the company's subsequent ownership and any information regarding the status or viability of the this bond.

If you can help me or direct my inquiry on to someone who can help me I would appreciate it. Thank you for your time.

Sincerely,

Martyne J. Kieling

Martyne J. Kieling
Environmental Geologist
New Mexico Oil Conservation Division
(505) 476-3488

MEMO TO FILE

FROM : Martyne Kieling
DATE: December, 13, 2002
SUBJECT: Double I treating plant bond.

Protective Casualty Insurance Company, a corporation organized in the state of Missouri.

Bond 719 issued on February 21, 1991.

I phoned 827-4547 NM Insurance Department. The company went into receivership in 1991 and the state took it over. We can check with Thomas R. Rushton at 827-4309 to see if there is any money to recoup.

DATE: January 3, 2003,

I spoke to Thomas R. Rushton with the NM Insurance Department. I was told that he closed his file on Protective Casualty Insurance Company in March of 1993. The file is now at archives. When closing a file he would have returned any financial holdings to the State of Missouri. Thomas gave me a contact with the Missouri General council to see if I could gain any further knowledge. General Council Eric Martin, emarti01@mail.state.mo.us



STATE OF NEW MEXICO

ENERGY, MINERALS AND NATURAL RESOURCES DEPARTMENT

OIL CONSERVATION DIVISION

BRUCE KING
GOVERNOR

March 7, 1991

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

Bob Ferguson Inc.
1001 West Main
Artesia, New Mexico 88210

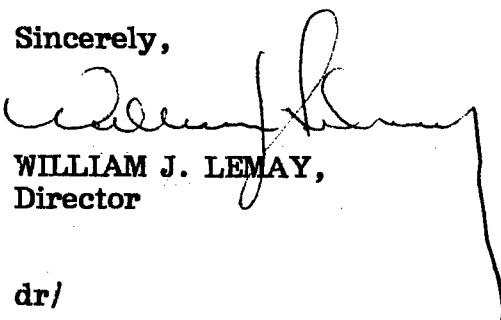
Attention: Linda Holley

Re: \$25,000 Treating Plant Bond
Double I, Inc., Principal
Protective Casualty Insurance Co., Surety
Bond No. 719

Dear Ms. Holley:

The Oil Conservation Division hereby approves the above-referenced treating plant bond effective March 6, 1991.

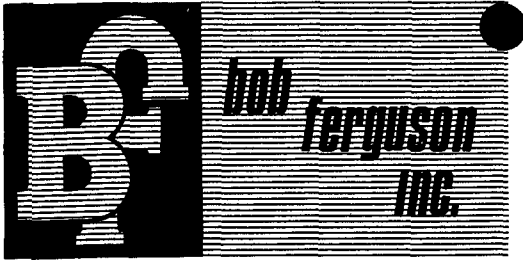
Sincerely,


WILLIAM J. LEMAY,
Director

dr/

cc: Oil Conservation Division
Artesia, New Mexico

Double I, Inc.
P. O. Box 1013
Artesia, New Mexico 88210



OIL CONSERVATION DIVISION
RECEIVED

'91 MAR 6 AM 9 03

INSURANCE - BONDS
FINANCIAL SERVICES
REAL ESTATE

March 4, 1991

Diane Richardson
Energy and Minerals Department
Oil Conservation Division
P.O. Box 2088
Santa Fe, New Mexico 87501

Re: Double I, Inc.
\$25,000 Treating Plant bond
#719
Protective Casualty Insurance Co.

Dear Diane,

Enclosed please find the above referenced bond which replaces the Travelers
Indemnity Company Bond #427F2565 which was terminated on February 7, 1991.

If you have any questions or I can be of any further assistance please do not
hesitate to contact me.

Sincerely,

Linda Holley
Commercial Lines



1001 WEST MAIN • ARTESIA, NEW MEXICO 88210
(505) 746-3501 • FAX (505) 746-4404



NEW MEXICO
OIL CONSERVATION DIVISION OF THE
ENERGY & MINERALS DEPARTMENT
RECEIVED

'91 MAR 6 AM 9 05 \$25,000.00 TREATING PLANT BOND

BOND NO. 719
(For Use of Surety Company)

File with Oil Conservation Division, P.O. Box 2088, Santa Fe,
New Mexico 87501.

KNOW ALL MEN BY THESE PRESENTS:

That Double I, Inc., P.O. Box 1013, Artesia, NM 88210
(corporation organized in the State of New Mexico),
with its principal office in the city of Artesia State of
New Mexico, and authorized to do business in the
State of New Mexico), as PRINCIPAL, and Protective Casualty Ins. CO.
a corporation organized and existing under the laws of the State of
Missouri, and authorized to do business in the State of
New Mexico with duly appointed resident agent licensed in the
State of New Mexico to execute this bond on behalf of the surety
company, as SURETY, are held firmly bound unto the State of
New Mexico, for the use and benefit of the Oil Conservation
Division of the Energy & Minerals Department pursuant to Chapter 72,
Laws of New Mexico, 1935, as amended, and to the State of New Mexico
in the sum of Twenty-Five Thousand (\$25,000.00) Dollars lawful
money of the United States for the payment of which, well and
truly to be made, said PRINCIPAL and SURETY hereby bind themselves,
their successors and assigns, jointly and severally, firmly
by these presents.

The conditions of this obligation are such that:

WHEREAS, The above principal has heretofore or may hereafter
enter into the process of treating and reclaiming sediment oil
within the State of New Mexico,

NOW, THEREFORE, This \$25,000.00 performance bond is conditioned
upon substantial compliance with all applicable statutes of the
State of New Mexico and all rules, regulations, and orders of the
Oil Conservation Division of the Energy and Minerals Department;
other wise the principal amount of the bond to be forfeited to
the State of New Mexico.

PROVIDED, HOWEVER, That sixty (60) days after receipt by the
Oil Conservation Division of written notice of cancellation from
the Surety, the obligation of the Surety shall terminate as to
activities or operations conducted by PRINCIPAL after said sixty
(60) day period but shall continue in effect, notwithstanding
said notice, as to such activities or operations conducted or commenced
before the expiration of the sixty day period.

Signed and sealed this 21st day of February, 1991,

Double I, Inc.

PRINCIPAL

By

Signature

Title

Protective Casualty Ins Co

SURETY

By

Attorney-in-Fact

George Graham

POWER OF ATTORNEY

Protective Casualty Insurance Company

C.P. 00719

HOME OFFICE: P.O. BOX 14897

BATON ROUGE, LA 70898-4897

TEL. (504) 924-8000

KNOW ALL MEN BY THESE PRESENTS: That PROTECTIVE CASUALTY INSURANCE COMPANY, a MO. Corporation, having its principal office in the City of Baton Rouge, County/Parish of East Baton Rouge, State of LA., does hereby make, constitute and appoint George Graham

in the City of Baton Rouge, County (Parish) of East BR, State of LA with limited authority, its true and lawful Agent and Attorney-in-Fact, with full-power and authority hereby conferred, to sign, execute, acknowledge, and deliver for and on its behalf as Surety, subject to the limitation as herein set forth, any and all papers and documents necessary or incidental to
\$25,000.00 Treating Plant Bond for Double I, Inc. in
Artesia, NM.

The acknowledgement and execution of any such document by the said Attorney-in-Fact shall be as binding upon this Company as if such bond has been executed and acknowledged by the regularly elected officers of this Company.

The signature of the President or a Vice President and the seal of the Company may be affixed by facsimile on any power of attorney granted, and the signature of the Assistant Secretary and the seal of the Company may be affixed by facsimile to any certificate of any such power and any such power or certificate bearing such facsimile signature and seal shall be valid and binding on the Company. Any such power so executed and sealed and certified by certificate so executed and sealed shall, with respect to any bond or undertaking to which it is attached, continue to be valid and binding on the Company.

All authority conferred shall expire and terminate without notice unless used before midnight of n/a

PROTECTIVE CASUALTY INSURANCE COMPANY further certifies that the following is a true and exact copy of a resolution of the Board of Directors of PROTECTIVE CASUALTY INSURANCE COMPANY, duly adopted and now in force, to wit: All bonds of the Corporation shall be executed in the corporate name of the Company by the President or Vice-President, or by such other officers as the Board of Directors may authorize. The President or Vice-President, Secretary, or any Assistant Secretary may appoint Attorneys-in-Fact or agents who shall have authority to issue bonds in the name of the Company. The Corporate Seal is not necessary for the validity of any bonds of the Corporation.

IN WITNESS WHEREOF, the said PROTECTIVE CASUALTY INSURANCE COMPANY has caused these presents to be executed by its officers this 28th day of March, 1990

State of Louisiana

Parish of EAST BATON ROUGE

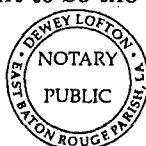


PROTECTIVE CASUALTY INSURANCE COMPANY

By David C. Haley, Pres.
DULY AUTHORIZED OFFICER

On this 28th day of March, 1990, before me, a Notary Public personally appeared David C. Haley, who being by me duly sworn, acknowledged that he signed the above Power of Attorney as an officer of the said PROTECTIVE CASUALTY INSURANCE COMPANY and acknowledged said instrument to be the voluntary act and deed of said corporation.

My Commission expires at death.



[Signature]
Notary Public

Double "I" ~~TANK SERVICE Co~~
Lowell Toby
BEFORE THE OIL CONSERVATION COMMISSION
OF THE STATE OF NEW MEXICO

Just N of Loco Hills

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

CASE NO. 4543
Order No. R-4151

APPLICATION OF TANK SERVICE
COMPANY FOR AUTHORITY TO
OPERATE AN OIL TREATING PLANT,
EDDY COUNTY, NEW MEXICO.

ORDER OF THE COMMISSION

BY THE COMMISSION:

This cause came on for hearing at 9 a.m. on June 2, 1971,
at Santa Fe, New Mexico, before Examiner Elvis A. Utz.

NOW, on this 7th day of June, 1971, the Commission, a
quorum being present, having considered the testimony, the
record, and the recommendations of the Examiner, 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 applicant, Tank Service Company, seeks
authority to install and operate a water-bath and heat-treatment
type oil treating plant in the SE/4 SW/4 NW/4 SE/4 of Section 21,
Township 17 South, Range 30 East, NMPM, Eddy County, New Mexico,
for the reclamation of sediment oil to be obtained from tank
bottoms and waste pits.

(3) That the proposed plant and method of processing will
efficiently process, treat, and reclaim the aforementioned
waste oil, thereby salvaging oil which would otherwise be
wasted.

(4) That the subject application should be approved as
being in the best interest of conservation.

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CASE NO. 4543

Order No. R-4151

IT IS THEREFORE ORDERED:

(1) That the applicant, Tank Service Company, is hereby authorized to install and operate a water-bath and heat-treatment type oil treating plant in the SE/4 SW/4 NW/4 SE/4 of Section 21, Township 17 South, Range 30 East, NMPM, Eddy County, New Mexico, for the purpose of treating and reclaiming sediment oil to be obtained from tank bottoms and waste pits;

PROVIDED HOWEVER, that the continuation of the authorization granted by this order shall be conditioned upon compliance with the laws of the State of New Mexico and the rules and regulations of the New Mexico Oil Conservation Commission;

PROVIDED FURTHER, that prior to commencing operation of said plant, the applicant shall file with the Commission a performance bond in the amount of \$10,000.00 conditioned upon substantial compliance with applicable statutes of the State of New Mexico and all rules, regulations, and orders of the Oil Conservation Commission.

(2) That the operator of the above-described oil treating plant shall clear and maintain in a condition clear of all debris and vegetation a fireline at least 15 feet in width and encircling the tract upon which the plant is located.

(3) That the disposal of waste water accumulated in conjunction with the operation of the above-described plant on the surface of the ground, or in any pit, 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 is hereby prohibited.

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

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CASE NO. 4543

Order No. R-4151

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

STATE OF NEW MEXICO
OIL CONSERVATION COMMISSION

BRUCE KING, Chairman

ALEX J. ARMIJO, Member

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

S E A L

dr/