

Case NO.  $\eta$ 

Application

Transcript.s

Small Exhibits

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#### STATE OF NEW NEXICO ENERGY AND MINERALS DEPARTMENT OIL CONSERVATION DIVISION

IN THE MATTER OF THE HEARING Called by the oil conservation Division for the purpose of Considering:

> CASE NO. 7177 Order No. R-6629

IN THE MATTER OF THE HEARING CALLED BY THE OIL CONSERVATION DIVISION ON ITS OWN MOTION TO PERMIT HENRY S. BIRDSEYE AND ALL OTHER INTERESTED PARTIES TO APPEAR AND SHOW CAUSE WHY THE STATE WELL NO. 10-2 IN UNIT G OF SECTION 10, TOWNSHIP 19 NORTH, RANGE 10 WEST, MCKINLEY COUNTY, SHOULD NOT BE PLUGGED AND ABANDONED IN ACCORDANCE WITH A DIVISION-APPROVED PLUGGING PROGRAM.

### URDER OF THE DIVISION

# BY THE DIVISION:

This cause came on for hearing at 9 a.m. on March 11, 1981, at Santa Fe, New Mexico, before Examiner Richard L. Stamets.

NOW, on this <u>7th</u> day of April, 1981, the Division Director, 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 Division has jurisdiction of this cause and the subject matter thereof.

(2) That Henry S. Birdseye is the owner and operator of the State Well No. 10-2, located in Unit G of Section 10, Township 19 North, Range 10 West, NHPH, McKinley County, New Mexico.

(3) That in order to prevent waste and protect correlative rights said State Well No. 10-2 should be plugged and abandoned in accordance with a program approved by the Artec District Office of the New Mexico Dil Conservation Division on or before April 15, 1981, or the well chould be returned to active drilling status or placed on production. -2-Coop No. 7177 Order No. 8-6629

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# IT IS THEREFORE ORDERED:

(1) That Henry 5. Birdseye is hereby ordered to plug and abandon the State Well No. 10-2, located in Unit G of Section 10, Township 19 North, Range 10 West, NMPM, McKinley County, New Mexico, or in the alternative, to return the well to active drilling status or place the well on production on or before April 15, 1981.

(2) That Henry S. Birdseys, prior to plugging and abandoning the above-described well, shall obtain from the Aztec office of the Division, a Division-approved program for said plugging and abandoning, and shall notify said Aztec office of the date and hour said work is to be commenced whereupon the Division may, at its option, witness such work.

(3) That jurisdiction of this cause is retained for the entry of such further orders as the Division may deam mecessary.

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

STATE OF NEW MEXICO OIL CONSERVATION DIVISION JOE D. RAMEY Director

1 1 2 STATE OF NEW MEXICO ENERGY AND MINERALS DEPARTMENT 3 OIL CONSERVATION DIVISION STATE LAND OFFICE BLDG. SANTA FE, NEW MEXICO 11 March 1981 EXAMINER HEARING IN THE MATTER OF: 7 The hearing called by the Oil Con-8 servation Division on its own motion: CASE ê 7176 To permit Marjory M. Grier, U.S. 19 Casualty Company of New York, and other interested parties to appear 11 and show cause why the Red Mountain Wells Nos. 6, 7, and 10 in McKinley 12 County, New Mexico, should not be plugged and abandoned in accordance 13 with a Division-approved plugging program. 14 To permit Henry S. Birdseye and all 15 other interested parties to appear and show cause why the State Well CASE 16 No. 10-2 in McKinley County, should 7177 not be plugged and abandoned in ac-17 cordance with a Division Approved plugging program. 18 To permit Noland and Wells and all 19 other interested parties to appear and show cause why the Reinhardt Well No. 1 CASE 20 in San Juan County, should not be 7178 plugged and abandoned in accordance 31 with a Division-approved plugging program. 22 23 24 25

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1 2 2 To permit "26" Oil Company and all 3 other interested parties to appear and show cause why the Jackson Well No. 1 4 in San Juan County, should not be CASE pluqued and shandoned in accordance 7179 5 with a Division-approved plugging program. 6 To permit Vincent and Goodrum and all 7 other interested parties to appear and show cause why the Refinery Hare Fall CASE 2 No. 1 in San Juan County, should not 7180 be plugged and abandoned in accordance 9 with a Division-approved plugging program. 10 11 12 BEFORE: Richard L. Stamets 13 14 TRANSCRIPT OF HEARING 15 16 APPEARANCES 17 18 For the Oil Conservation Ernest L. Padilla, Esq. Division: 19 Legal Counsel to the Division State Land Office Bldg. 20 Santa Fe, New Mextco 87501 21 22 23 24 25

Starting Contraction

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MR. STAMETS: We'll call next Case 7176. MR. PADILLA: Mr. Examiner, Ernest L. Padilla on behalf of the Oil Conservation Division, and for purpose of testimony I think it would be best to consolidate Cases 7176 through Case 7180.

MR. STAMETS: Any objection to this

consolidation?

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1'll call those cases, then. 7176 --all of these will be in the matter of the hearing called by the Oil Conservation Division on its own motion -- and 7176 being to permit Marjory M. Grier, U.S. Casualty Company of 12 New York, and other interested parties to appear and show cause why the Red Mountain Wells Nos. 5, 7, and 10 in McKinley County, New Mexico, should not be plugged and abandoned in accordance with a Division-approved plugging program. In 7177 the affected well will be the Henry S. Birdseye State Well No. 10-2 in McKinley County. In 7179 it will be the Noland and Wells relative to the Reinhardt Well No. 1, San Juan County. Case 7179 it will be "26" Oil Company relative to the Jackson Well No. 1 in San Juan County. 22 And in 7180 it will be Refinery -- no. I'm sorry. It's Vincent and Goodrum relative to the Refinery Hare Well No. 1, San Juan County.

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3	(Witness Sworn.)
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5	FRANK CHAVE2
6	being called as a witness and being duly sworn upon his oath,
7	testified as follows, to-wit:
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9	DIRECT EXAMINATION
19	BY MR. PADILLA:
11	Q. Mr. Chavez, for the record will you please
12	state your name, by whom you're employed, and in what capa-
13	city?
14	A. I am District Supervisor of the Oil
15	Conservation Division Office in Aztec.
25	Q. Have you testified before this Commission
17	previously, have you not?
18	A. Yes, I have.
19	Q Do your duties include recommending to
<b>20</b>	the Division plugging of certain wells in the State in your
21	district?
22	A. That's correct.
23	Q. Are you familiar with the subject matter
<b>24</b> °	of these cases today?
25	A. Yes, I am.

Q Starting out with the Case 7176, would you please state why it is necessary to plug the wells contained in that case?

6

A Okay. What we have here is three wells that were drilled by a Marjory M. Grier in the early '50's in the Red Mountain Mesaverde Oil Pool. These wells were later temporarily abandoned and as of now the operator, Mrs. Grier, or Marjory M. Grier, is defunct to the best of our knowledge and efforts to contact her have not been able to --- have not succeeded.

Exhibit Number One shows the locations of the three wells in question, the No. 10, the No. 7 and No. 6, along with photos of the present conditions of the surface where these wells are located.

The Well No. 10 was converted to an injection well at one time and was used to inject water for a waterflood. At this time at that location there is just a small piece of surface pipe just below ground level. It's not discernable in the photograph.

Well No. 7 is in the same condition at
the surface except that it was not used as an injection well.
And if either 10 or 7 have been plugged

we show no records of it.

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Well No. 6 shows a piece -- the photo

of Well No. 6 shows a section of casing sticking up out of the ground.

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The reason these wells need to be plugged is that they're in an area which is possibly -- which could possibly be used as a tertiary recovery area and the conditions of the wells now as they are would make them unsuitable as either injectors or producers in the area.

Also there are some shallow water sands in this area. It's not very good quality water; it's not human -- it's not used for human consumption but it can be used for livestock. It could possibly be endangered if there should be casing failures or communication of some other kind downhole in these wells.

Q Could waste result by not plugging these wells?

A Yes, it could. The Mesaverde producing interval in this area is several scattered sands and the efficiency of any recovery project in this area is -- is determined by how well any well is completed in these sands and the particular sands that are opened up, so that there's no cross flow of, say, oil or water, just between the zones themselves.

Exhibit Number Two shows that we have no records of any of the casing being cemented in the holes

8 1 except for the surface pipe -- well, no, it doesn't show the 2 surface pipe, excuse me, but we don't show any comenting was 3 ever done on any of the casing that's recorded for these walle. Are you prepared to recommend a plugging Q 7 program at this time or would you prefer to wait until actual 8 plugging of the wells? I'd prefer to actual plugging time on 9 A. these wells because of the particular problems we might come 10 11 up against in the No. 10 and the No. 7, because we don't know 12 if there might be a surface plug set in those two. MR. PADILLA: Mr. Examiner, I ---13 Do you have anything else to present on 14 Q 15 this --16 Not on this case. A. 17 MR. PADILLA: Mr. Examiner, I offer Ex-18 hibits One and Two at this time. 19 MR. STAMETS: These exhibits will be 20 admitted. 21 Mr. Chavez, would you go on now to the Q 22 wells concerned in Case 7177 and explain why it is necessary 23 that well be plugged? Okay, the Henry Birdseye State No. 10-2 24 **λ**. was drilled in 1962 and as of yet we have no records on how 25

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this well was completed. It was intended to be drilled to the Menefee formation and that area would be at approximately 500 feet. We have no records as to whether or not the surface pipe was cemented in the hole; however, that was the standard operation by this operator at the time.

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We have no record as to the depth the well was drilled to, and therefor, we need to investigate as to whether or not it penetrated the oil sands and the shallower water sands which are located in this area.

At one time we -- we feel that this well may have been used as a water well. The photo on Exhibit One first page, shows a small piece of pipe sticking up beside the casing, and other evidence at the location shows there may have been a pump at the well at one time, and it's not shown in the photo, but across the road from this well there is an old house that we feel may have used water from thiswell if it had been converted.

Q Would -- how would waste occur if the well is not plugged?

A If it's not plugged correctly, oil from the Menefee sands that may have been penetrated could contaminate the shallow fresh water in the area, or vice versa, the water could go into the oil formation. We don't have any kind of gas evidence or history in the Menefee formation

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2	in this area, so there's no type of driving mechanism for the
3	oil. It would be just the hydrostatic pressures that would
4	be causing the cross flow.
5	Q. So you actually have two problems, one
6	of waste and the other of fresh water contamination.
7	A That's correct.
8	Q. Would you also prefer to wait until ac-
9	tual plugging of this well?
10	A Yes, there is
11	0. To make a recommandation?
12	A. There is a possibility that there may
13	be a bottom plug set in this well to cover the oil sands of
14	the Menefee.
15	0 Do you have anything else to add on the
16	plugging of this well?
17	A No, I don't.
18	MR. PADILLA: Mr. Examiner, I offer Ex-
19	hibit Number One for Case 7177.
20	MR. STAMETS: This exhibit will be ad-
21	mitted.
22	Q Mr. Chavez, going on to Case 7178, would
23	you explain why it is necessary to plug and abandon the well
24	in that case, being the Reinhardt Well No. 17
25	A The Reinhardt Well No. 1 was drilled in

1939 and completed in 1940 in the Farmington formation in the Bloomfield area.

At this time the well is located in a residential area within 100 feet of some houses. We don't find any gas leaking from the well at this time: however, we have no record that the well was ever plugged correctly.

Q So this well poses a potential health hazard?

A That's correct. In this particular area there is little or no fresh water above the Farmington formation that is suitable for any type of use: however; our experience in this area shows that the Farmington can at times produce some gas and oil and thus pose a problem to the hazard and safety -- to the safety of the people indthe area.

> How about waste --The waste could ---- of hydrocarbons?

A The waste of hydrocarbons that could occur here would be only if the -- there were a manner to produce the Farmington sandstone in that area to recover the oil, and the possibility of water. Here we have a possibility of water contaminating the oil in this area because we have the Ojo Alamo sandstone above this, and if at some later date a method could be used to recover that oil, it would be con-

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12 Ĩ 2 taminated with this water. 3 Q. Do you have anything else to add in this case? 5 No, I don't. λ. MR. PADILLA: Mr. Examiner, I offer Ex-7 hibit One into evidence. 8 MR. STAMETS: Exhibit One will be ad-9 mitted. 10 Mr. Chavez, with respect to Case 7179, a 11 would you explain the circumstances for why it's necessary 12 to plug that proposed well --- that well? 13 This well, along with the previous well A 14 and the one to follow, are located in the same area, in a 15 residential area of Bloomfield, New Mexico. The purpose of 16 this hearing actually is to get an order. We've actually 17 plugged the well at this time because in December the well 18 started producing water and gas in a backyard at a point a 19 few feet away from where the casing was. 20 This gas was natural gas. It was methane 21 gas, flammable, and we set about to plug these wells and 22 then obtain an order later. 23 This well was drilled in 1926 and com-24 pleted in 1927 in the Farmington formation, and it was posing 25 an imminent hazard with the water and the gas being produced

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13 1 2 from it, so we did plug the well. 3 And you were unable to ascertain who Q. 4 the interest owners, if any, were? 5 No, as best as we can rind out, the "26" Â. ó Oil Company got its name because it was founded in 1926, and 7 all the principals are now defunct. 8 Do you have anything else to add in this Q. 9 case? 10 No, I don't. A. 11 MR. STAMETS: I offer Exhibit One into 12 evidence in respect to Case 7179, Mr. Examiner. 13 MR. STAMETS: Exhibit One will be ad-14 mitted. 15 Mr. Chavez, now with respect to Case 7180. Q. 16 would you explain the circumstances of that case? As to why 17 it's necessary to plug the well? 18 The circumstances surrounding this well A. 19 are similar to the previous two. It's located in a backyard 20 in the residential area of Bloomfield. 21 At the time that we inspected this well 22 it was making bubbles of gas to the surface and because of 23 the proximity to the well approximately 100 feet away, which 24 was producing water and gas to the surface, we plugged this 25 one at the same time so that there would be no hazard involve

14 1 2 in perhaps a buildup in the nearby formation. 3 This particular well was completed in the đ. Farmington sandstone a little bit deeper than the previous 5 well, about -- about 200 feet deeper, and it did have a little bit of oil on the top of the water in the casing. The cir-7 cumstances. like I say, were similar, so we did -- did plug 8 this well because it posed a hazard and the same type waste Q potential existed. 10 Do you have anything further to add? 0. 11 No, I don't. À. 12 MR, PADILLA: Mr. Examiner, that's all 13 I have. 14 I'd offer Exhibit One in this case. 15 MR. STAMETS: Exhibit One will be ad-16 mitted. 17 MR. PADILLA: And I have nothing further, 18 19 CROSS EXAMINATION 20 BY MR. STAMETS: 21 Has any kind of an order already been 0. 22 issued relative to 7179 and 7180? 23 MR. PADILLA: No, sir, we just felt that 24 it was unnecessary to issue an order since it would at some 25 point become (inaudible) -- so we decided just to hold a



16 1 CERTIFICATE 2 3 I, SALLY W. BOYD, C.S.R., DO HEREPY CERTIFY that the foregoing Transcript of Hearing before the Oil Conserva-5 tion Division was reported by me; that the said transcript is a full, true, and correct record of the hearing, prepared 7 by me to the best of my ability. 8 Sally W. Boyd C.S.E. 2 10 SALLY W. BOYD, C.S.R 11 Box 193-E 12 T do hereby centry that the foregoing is 13 Edinas in 14 15 Examine 16 o comile Oil Conservation Division the se 17 neuro Vi 18 19 20 21 22 -90 24 <u>×</u>

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# NEW MEXICO OIL CONSERVATION COMMISSION Seeta F2, New Mexico

Form G-101 Revised (12/1/55)

NOTICE OF INTENTION TO DRILL

Notice must be given to the District Office of the Oil Conservation Commission and approval obtained before drilling or recompletion begins. If changes in the proposed plan are considered advisable, a copy of this notice showing such changes will be returned to the scader. Submit this notice in QUINTUPLICATE. One copy will be returned following approval. See additional instructions in Rules and Regulations of the Commission If State Land submit 6 Copies Attach Form G- 128 in triplicate to first 3 copies of form 0-108.

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well السبا المعالم الم 2. Name of Operator	THER. Dry hole - water well		2. Farm or Lease No	1.00
Banry S. Birdaeya			State (K-27	32)
3. Address of Operator P O Box 8294, Albumeroue	- ¥- ¥-		10-2 St.	
4. Location of Well		·····	10. Field and Pool,	or Wildcat
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in an	15. Elevation (Show whether DF, RT, GR, 6528 est.	, «IC=/	12. County McKinley	illillill
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# NEW MEXICO OIL CONSERVATION COMMISSION Sents Fe, New Mexico

NOTICE	OF	INTENTION TO DRILL	
NOTIOL	<b>U</b>	INTERTION TO DRIFE	

Form C-101 Revised (12/1/55)

Notice must be given to the District Office of the Oil Conservation Commission and approval obtained before drilling or recompletion breins. If changes in the proposed plan are considered advisable, a copy of this notice showing such changes will be returned to the sender. Submit this notice in QUINTUPLICATE. One copy will be returned following approval. See additional instructions is. Rules and Regula-tions of the Commission. If State Land submit 6 Copies Attach Form C- 128 in triplicate to first 3 copies of form 0-101.

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<b>.</b>					PROGRAM		
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DISTRIBUTION		Form C-103 Supersedes Old
	MEXICO OIL CONSERVATION COMMISSION	C-102 and C-103 Elfective 14-65
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USE THIS TWEN FOR PROPOSALS TO DRILL USE "APPLICATION FOR PERMIT -	" (FORM C-101) FOR SUCH PROPOBALE.)	
		7. Unit Agreement Name
2. Name of Operator	Dry hole - water well	
		S. Form or Lease Name
Jenry S. Birdseye 3. Address of Operator		State (K-2732)
	и ···	10-2 St.
P O Box 8294, Albumerque, N. M.		10, Field and Pool, or Wildcat
	11	Wildcat
UNIT LETTER 2310 FELT	PROM THE NOTTH LINE AND 2310 PEET	PROM WELGORE
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17. Describe Proposed or Completed Operations (Clearly		
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ERMMENT PRINTING OFFICE 1973-314-0

Hearing Date

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# NEW MEXICO OIL CONSERVATION COMMISSION

Santa Fe, New Mexico

Parm C-101 Revised (12/2/55)

INOTICE OF INTENTIO	DN T	ΌΙ	DRILL
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Notice must be given to the District Office of the Oil Conservation Commission and approval obtained before drilling or recompletion breins. If changes in the proposed plan are considered advisable, a copy of this notice showing such changes will be returned to the sender. Submit this notice in QUINTUPLICATE. One copy will be returned following approval. See additional instructions in Rules and Regulations of the Commission. If State Land submit 6 Copies Attach Form G-128 in triplicate to first 3 sector of form G-101

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DISTRIBUTION			Form: C=103 Supersedes: Old
SANTA FE	NEW MEXICO OIL CONSERVAT	NON COMMISSION	C-102 and C-103 Effective 1-1-65
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Dockets Nos. 12-81 and 13-81 are tentatively set for March 25 and April 8, 1981. Applications for hearing must be filed at least 22 days in advance of hearing date.

#### DOCKET: EXAMINER HEARING - WEDNESDAY - MARCH 11, 1981

9 A.M. - OIL CONSERVATION DIVISION CONFERENCE ROOM, STATE LAND OFFICE BUILDING, SANTA FE, NEW MEXICO

The following cases will be heard before Richard L. Stamets, Examiner, or vaniel S. Nutter, Alternate Examiner:

- ALLOWABLE: (1) Consideration of the allowable production of gas for April, 1981, from fifteen prorated pools in Lea, Eddy, and Chaves Counties, New Mexico.
  - (2) Consideration of the allowable production of gas for April, 1981, from four prorated pools in San Juan, Rio Arriba, and Sandoval Counties, New Mexico.
- CASE 7176: In the matter of the hearing called by the Oil Conservation Division on its own motion to permit Marjory M. Grier, U. S. Casualty Company of New York, and all other interested parties to appear and show cause why the Red Mountain Wells Nos. 6, 7, and 10, all located in Unit B of Section 29, Township 20 North, Range 9 West, McKinley County, should not be plugged and abandoned in accordance with a Division-approved plugging program.
- CASE 7177: In the matter of the hearing called by the Oil Conservation Division on its own motion to permit Henry S. Birdseye and all other interested parties to appear and show cause why the State Well No. 10-2 in Unit G of Section 10, Township 19 North, Range 10 West, McKinley County, should not be plugged and abandoned in accordance with a Division-approved plugging program.
- CASE 1178: In the matter of the hearing called by the Oil Conservation Division on its own motion to permit Noland and Wells and all other interested parties to appear and show cause why the Reinhardt Well No. 1 in Unit A of Section 21, Township 29 North, Range 11 West, San Juan County, should not be plugged and abandoned in accordance with a Division-approved plugging program.
- <u>CASE 7179</u>: In the matter of the hearing called by the Oil Conservation Division on its own motion to permit "26" Oil Company and all other interested parties to appear and show cause why the Jackson Well No. 1 in Unit A of Section 21, Township 29 North, Range 11 West, San Juan County, should not be plugged and abandoned in accordance with a Division-approved plugging program.
- CASE 7180: In the matter of the hearing called by the Oil Conservation Division on its own motion to permit Vincent and Goodrum and all other interested parties to appear and show cause why the Refinery Hare Well No. 1 in Unit A of Section 21, Township 29 North, Range 11 West, San Juan County, should not be plugged and abandoned in accordance with a Division-approved plugging plogram.
- CASE 7181: Application of Read & Stevens, Inc. for a unit agreement, Chaves County, New Mexico. Applicant, in the above-styled cause, seeks approval for the Kernandez Draw Unit Area, comprising 2,560 acres, more or less, of Federal, State, and Fee lands in Townships 4 and 5 South, Ranges 26 and 27 East.
- <u>CASE 7182</u>: Application of Wiser Oil Company for an unorthodox well location, Lea County, New Mexico. Applicant, in the above-styled cause, seeks approval for the unorthodox location of its Downes A Well No. 5 to be drilled in the approximate Genter of the SW/4 of Section 32, Township 21 South, Range 37 East, Penrose Skelly Pool.
- CASE 7183: Application of Flag-Redfern Oil Company for an unorthodox gas well location, Lea County, New Mexico. Applicant, in the above-styled cause, seeks authority to drill its Osudo St. Com Well No. 2 at an unorthodox location 990 feet from the North and East lines of Section 18, Township 20 South, Range 36 East, North Osudo-Morrow Gas Pool.

#### CASE 7147: (Readvertised)

Application of Yates Petroleum Corporation for an unorthodox gas well location and simultaneous dedication, Eddy County, New Mexico. Applicant, in the above-styled cause, seeks approval for the unorthodox location of a well to test all Pennsylvanian formations to be drilled 1650 feet from the South line and 660 feet from the East line of Section 35, Township 18 South, Range 25 East, the S/2 of said Section 35 to be dedicated to said well and to applicant's "JX" Well No. 2 located in Unit N.

<u>CASE 7184</u>: Application of Harvey E. Yates Company for compulsory pooling, Eddy County, New Mexico. Applicant, in the above-styled cause, seeks an order pooling all mineral interests in the Morrow formation underlying the ±/2 of Section 13, Township 17 South, Range 28 East, to be dedicated to a well to be drilled at a standard location thereon. Also to be considered will be the cost of drilling and completing said well and the allocation of the cost thereof as well as actual operating costs and charges for supervision, designation of applicant as operator of the well, and a charge for risk involved in drilling said well.



# STATE OF NEW MEXICO ENERGY AND MINFRALS DEPARTMENT

OIL CONSERVATION DIVISION AZTEC DISTRICT OFFICE

December 19, 1980

GOVERNOR

BRUCE KING

Mr. Ernest Padilla Oil Conservation Division P.O. Box 2088 Santa Fe, N.M. 87501

Re: Forced plugging cases

Dear Ernie:

1000 RIC BRAZOS ROAD AZTEC. NEW MEXICO 87410 (505) 234-6178  $\odot$   $\odot$ OIL CLOSE MERTER DIMISION SANTA FE

Case 7/77

Please docket the following forced plugging cases:

1. A case calling Marjory M. Grier, U.S. Casualty Company of New York and all other interested parties to appear and show cause why the Red Mountain #6,#7 and #10, all in Unit B, Section 29, Township 20North, Range 9 West, McKinley County, should not be plugged and abandoned in accordance with a Division approved plugging program.

2. A case calling Henry S. Birdseye and all other interested parties to appear and show cause why the State #10-2 located in Unit G, Section 10, Township 19 North, Range 10 West, McKinley County, should not be plugged and abandoned in accordance with a division approved plugging program.

3. A case calling Noland and Wells and all other interested parties to appear and show cause why the Reinhardt #1 located in Unit A, Section 21, Township 29 North, Range 11 West, San Juan County, should not be plugged and abandoned in accordance with a division approved plugging program.

4. A case calling "26" Oil Company and all other interested parties to appear and show cause why the Jackson #1 located in Unit A, Section 21, Township 29 North, Range 11 West, San Juan County, should not be plugged and abandoned in accordance with a division approved plugging program.



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STATE OF NEW MEXICO ENERGY AND MINERALS DEPARTMENT OIL CONSERVATION DIVISION

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

CASE NO. 7177

Order No. R- 6629

IN THE MATTER OF THE HEARING CALLED BY THE OIL CONSERVATION DIVISION ON ITS OWN MOTION TO PERMIT HENRY S. BIRDSEYE AND ALL OTHER INTERESTED PARTIES TO APPEAR AND SHOW CAUSE WHY THE STATE WELL NO. 10-2 IN UNIT G OF SECTION 10, TOWNSHIP 19 NORTH, RANGE 10 WEST, MCKINLEY COUNTY, SHOULD NOT BE PLUGGED AND ABANDONED IN ACCORDANCE WITH A DIVISION-APPROVED PLUGGING PROGRAM.

### ORDER OF THE DIVISION

BY THE DIVISION:

This cause came on for hearing at 9 a.m. on <u>March 11</u>, 19<u>81</u>, at Santa Fe, New Mexico, before Examiner <u>Richard L. Stamets</u> NOW, on this <u>day of March</u>, 19<u>81</u>, the Division Director, 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 Division has jurisdiction of this cause and the subject matter thereof.

(2) That Henry S. Birdseye is the owner and							
operator of the <u>State Well No. 10-2</u>							
located in Unit 6 of Section 10 , Township 19 North							
Range 10 West , NMPM, McKinley County, New Mexico.							
(3) That is the							
surety on the Oil Conservation Division plugging bond on which							
is principal.							
(4) That the purpose of said bond is to assure the state							
that the subject well(s) will be properly plugged and abardoned							
when not capable of commercial production.							
(3) (5) That in order to prevent waste and protect correlative							
rights said							

be plugged and abandoned in accordance with a program approved by

the <u>Aztec</u> District Office of the New Mexico Oil Conservation Division on or before <u>Factor</u> <u>15</u>, 19<u>8</u>, or the well should be returned to active drilling status or placed on production.

IT IS THEREFORE ORDERED:

(1) That Henry S. Birdseye

the state Well No. 10-2

located in Unit <u>G</u> of Section <u>10</u>, Yownship <u>19 North</u> Range <u>10 West</u>, <u>NMPM</u>, <u>McKinley</u> County, <u>New Mexico</u>, or in the alternative, to return the well to active drilling status or place the well on production on or before <u>funct</u> <u>19 8</u>.

(2) That <u>Henry S. Birdseve</u>

, prior to plugging and abandoning the above described well, shall obtain from the <u>Aztec</u> office of the Division, a Division-approved program for said plugging and abandoning, and shall notify said <u>Aztec</u> office of the date and hour said work is to be commenced whereupon the Division may, at its option, witness such work.

(3) That jurisdiction of this cause is 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.