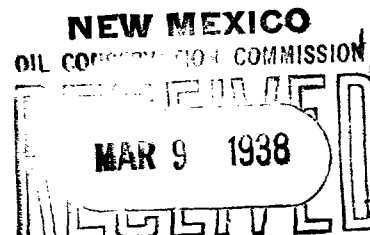


HERBERT C. DENNY
ATTORNEY AND COUNSELOR AT LAW
GALLUP, NEW MEXICO



March 8, 1938

New Mex. Oil Conservation Commission
Santa Fe, New Mexico

Attention: Carl B. Livingston, Atty.

Gentlemen:


This will acknowledge receipt of your letters of the 5th and 7th instant, together with enclosures.

I am unable to determine the exact subdivisions on which these wells are located, as Williams had leases on the entire sections. There are no other wells drilled on either of these sections by H. L. Williams or anyone else. The wells are generally known as H. L. Williams' Wells No. 3 and 4. Well No. 4 is in Township 18-8, rather than 19-8 as indicated in your letter.

So long as there can be no question as to what wells are referred to, I cannot see that it makes any difference whether we describe the exact subdivision of the section, so long as these are the only wells in the sections described. At any rate, please consider the papers as complete, and advise us of the date of hearing with respect thereto.

The only other wells drilled by H. L. Williams were on the even-numbered sections constituting the public domain in this same township. Both of said wells have been plugged under the supervision of the U. S. G. S. They were known as Williams' Wells No. 1 and 2.

Very truly yours,


Henry S. Glascock

HSG:EH

March 7, 1938

Mr. H. S. Glascock
Attorney at Law
Gallup, N. M.

Re: H. L. Williams Wells-
Pulling of Casing.

Dear Mr. Glascock:

Supplementing my letter of March 5, relative to your petition to the Commission to show cause why the two wells in the above designated matter should not be adjudged by the Commission as abandoned, and your further petition for pulling casing from said wells, please be advised that Mr. A. Andreas, Acting State Geologist, reports that there are no logs on file at the School of Mines pertaining to these wells.

It is highly important that they be accurately described, in order that the Commission's Notice for Publication will, in fact, be notice. Both Mr. Andreas and I are of the belief that the two wells you have in mind are the same two reported in Bulletin No. 9, Oil and Gas Resources of New Mexico by Deane E. Winchester, 1933 Edition, page 89, as set out in my letter to you of March 5. However, this is only a surmise and you should check up and get your wells accurately described.

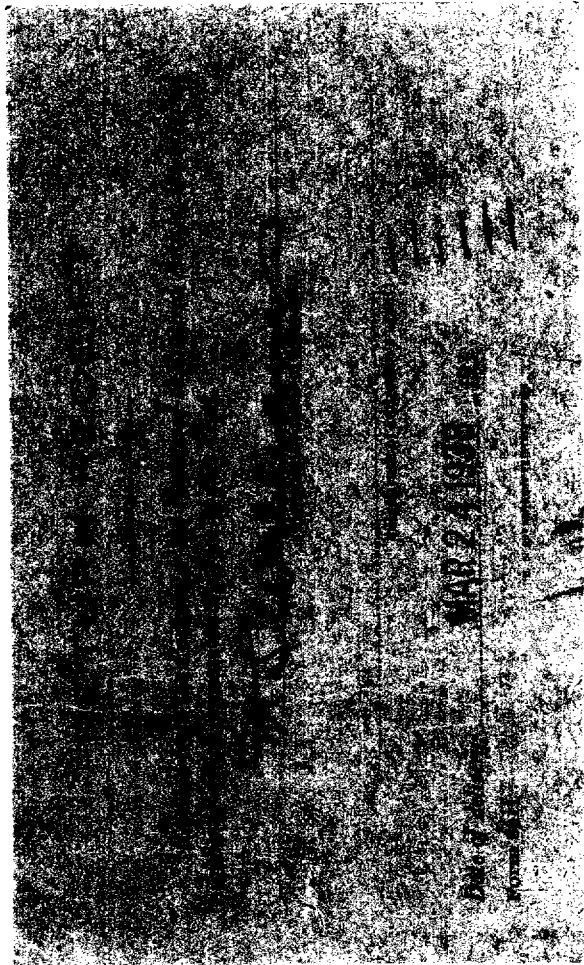
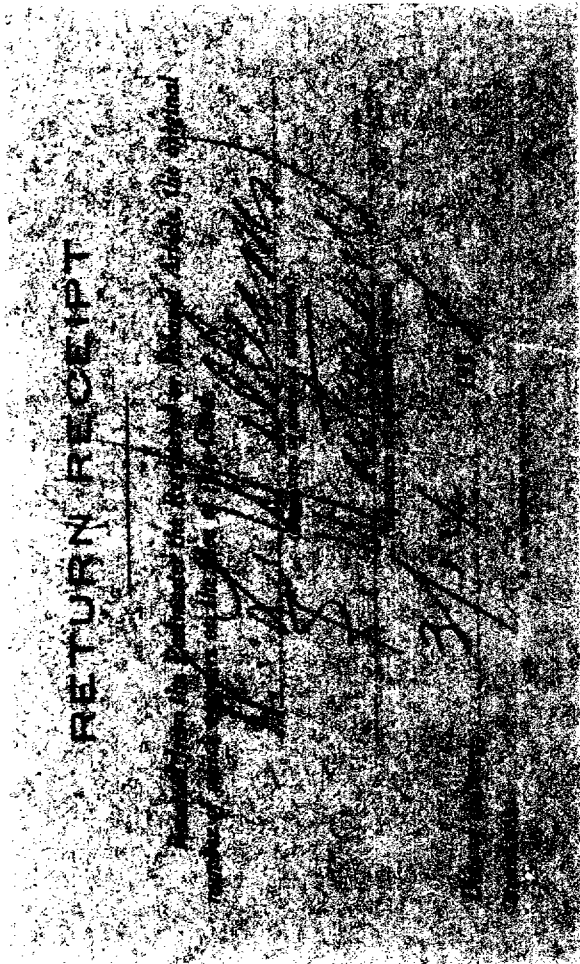
For that purpose we are returning the following matters:

1. Application, in duplicate, by David Finkelstein and R. A. Nipper setting up abandonment of said wells.
2. Application, in duplicate, by same said parties for pulling of casing in support of their Miscellaneous Notices, on Form C-102.
3. Form C-102, covering each well, in triplicate.

Very truly yours,

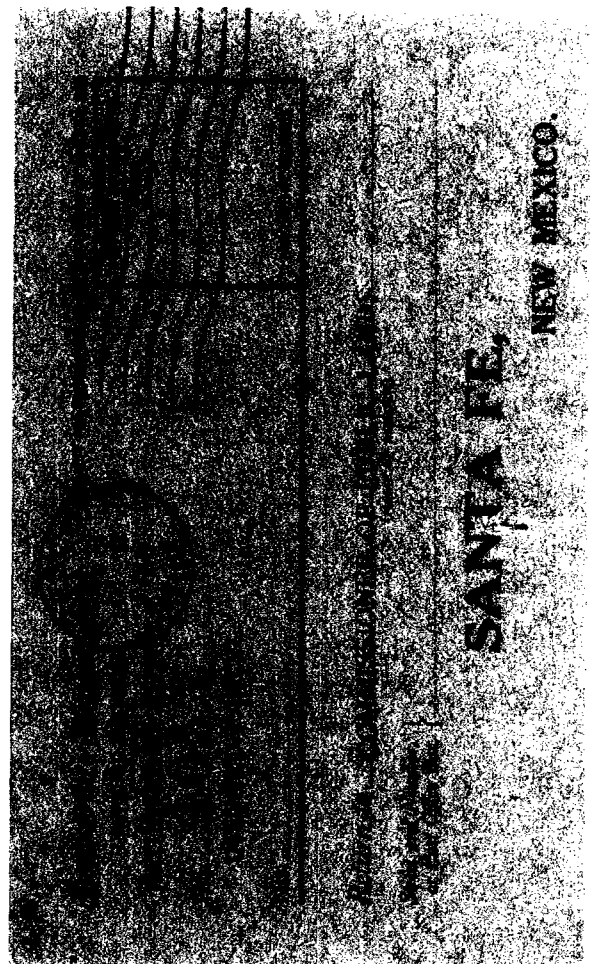
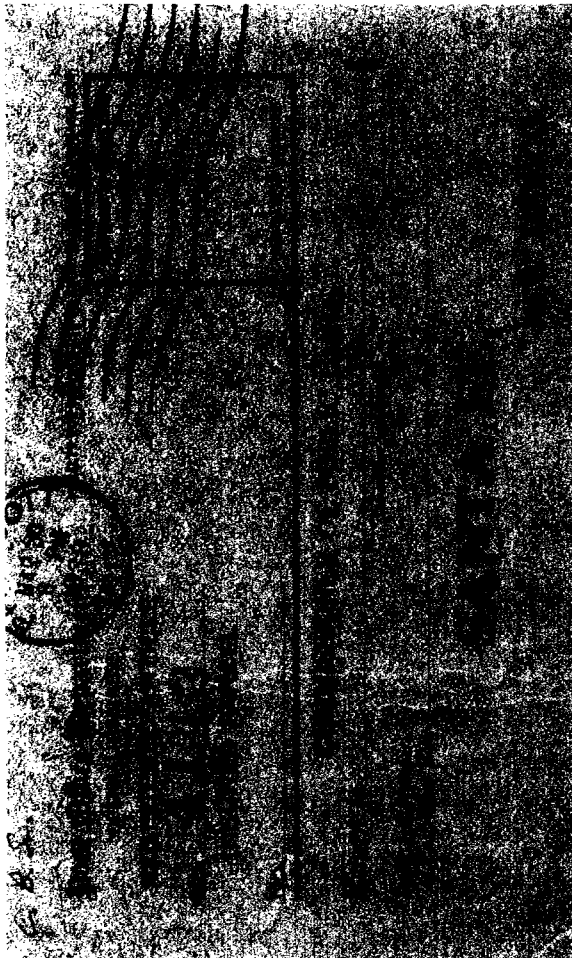
Carl B. Livingston
Attorney

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March 7, 1938

Mr. H. S. Glascock
Attorney at Law
Gallup, N. M.

Re: H. L. Williams Wells-
Pulling of Casing.

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Very truly yours,

Carl B. Livingston
Attorney

CBL:m
encls.

March 5, 1938

H. S. Glascock, Esq.,
Gallup, N. M.

Re: H. L. Williams Wells- Pulling of Casing.

Dear Mr. Glascock:

Your petition, in duplicate, was received in your letter of February 21. The identical wells are being identified by the Acting State Geologist, Mr. A. Andreas. This information, however, necessitated the obtaining of the logs of the two wells in question from the School of Mines.

Your designation of the wells is not sufficiently specific. You refer to "H. L. Williams Well No. 3, located in Section 29, Township 18 North, Range 8 West", and "H. L. Williams Well No. 4 located on Section 19, Township 18 North, Range 8 West". There could be several other wells on each of these sections. We note in Bulletin No. 9, Oil and Gas Resources of New Mexico by Deane E. Winchester, Edition, 1933, page 89 what probably are the wells to which you refer, which are designated as follows:

<u>Company</u>	<u>Well</u>	<u>Location</u>	<u>Depth</u>	<u>Completed</u>
H.L.Williams	No.1	Santa Fe SW $\frac{1}{4}$ SW $\frac{1}{4}$	29-18-8 1,812	1-10-29, Dry and abandoned.
" "	" "	A.T.&S.F.NW cor.NE $\frac{1}{4}$ SW $\frac{1}{4}$	19-18-8 1,910	4-1-31, Shut Down

Probably these are H. L. Williams Wells Nos. 3 and 4, respectively, to which you refer.

It is superfluous to point out to you, as an attorney, the importance of specific designation in your petition, and, in turn, in the Notice of Publication charging that the wells are in fact abandoned. In other words, if we are not specific and H. L. Williams has other wells, and I understand he had had other operations in that area, he would not be upon notice perhaps, as to the charges.

2.

As soon as the information desired is definitely determined, the matter will be ready for the Commission to act upon and the Notice of Publication containing the specific charge as to the two specific wells once operated by a specific person will be issued.

Very truly yours,

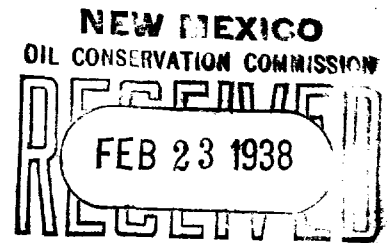
OIL CONSERVATION COMMISSION

By Carl B. Livingston
Attorney

CBL:m

HENRY S. GLASCOCK

HERBERT C. DENNY
ATTORNEY AND COUNSELOR AT LAW
GALLUP, NEW MEXICO



February 21, 1938

New Mexico Oil Conservation Commission
Santa Fe, New Mexico

Attention: Carl B. Livingston, Secretary

Gentlemen:

I enclose herewith original and one copy of application that certain wells be declared abandoned. I also enclose triplicate original notices of intention to pull or otherwise alter casing, and duplicate original application to pull casing from certain wells. All of these papers have to do with the same two wells. The application to declare the wells to be abandoned is drawn in accordance with my correspondence with you. I would appreciate it very much if you would file all of these papers and notify me of the date set by the Commission for the hearing with reference to the same. I would appreciate it if the same date could be set for hearing on all of these matters.

Very truly yours,



Henry S. Glascock

HSG:EH
Enc.

February 4, 1938

Mr. H. S. Glascock
Attorney at Law
Gallup, N. M.

Re: H. L. Williams Wells----Pulling of Casing.

Dear Mr. Glascock:

In answer to your letter of February 3, you do not seem to have any clear idea of the functions of the Commission, sitting as a quasi-judicial body. Under the laws, rules and regulations pertaining to oil conservation, all wells must be properly plugged when abandoned. This is the duty of the operator who has a good corporate surety bond to assure proper plugging upon abandonment.

If, however, a well is in fact abandoned and the operator will not take steps so to do, I see no reason why an interested party may not file his court petition before the Commission, setting up the necessary facts, and thereby making a prima facie case of abandonment. If the petitioner proves his case, the Commission is then in the position of making an order accordingly and the matter of extracting casing could follow as a very natural and logical consequence.

It would be an absolute violation of the law to extract casing or perform any other operation about the well without the express permission of the Commission.

Any hearing for any such order of abandonment is with full opportunity of any interested person, including the operator, to be heard before the Commission, such hearing to be called for the specific matter, at a special time and place.

We do not have special forms for such petition.

Very truly yours,
OIL CONSERVATION COMMISSION

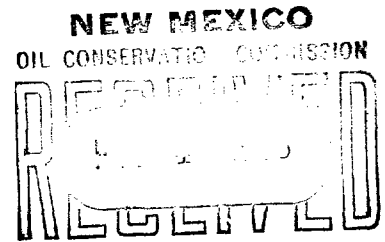
By _____
Carl B. Livingston
Attorney

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CBL:m

HEN S. GLASCOCK

HERBERT C. DENNY
ATTORNEY AND COUNSELOR AT LAW
GALLUP, NEW MEXICO



February 3, 1938

New Mexico Oil Conservation Commission
Santa Fe, New Mexico

Attention: Carl B. Livingston, Attorney

Gentlemen:

This will acknowledge receipt of your letter of February 1st, regarding the Williams wells. Regarding paragraph five of the proposed order which I had drawn to read as follows: "That this Commission cannot authorize the pulling of said casing from said wells," I meant this to be a finding that under the particular circumstances, the Commission would not specifically authorize the pulling of said casing. I did not mean it as a denial of the Commission's power to authorize the pulling of casing.

The reason that we have hesitated to file a petition asking the Commission to declare the wells abandoned is that we were somewhat doubtful of our **right** to make such petition in view of the fact that we were **not** the operators of said wells. In view of your feeling in the matter, we have decided to petition for abandonment. If you have any special forms upon which a petition should be filed, please forward six copies of said form to me.

Very truly yours,

H. S. Glascock
Henry S. Glascock

HSG:EH

February 1, 1938

Henry S. Glascock, Esq.,
Gallup, New Mexico

Dear Mr. Glascock:

The form of tentative order which you submitted in your letter of January 31 is a matter which the Commission only could pass upon. For one thing, whether or not the form is well drawn will depend upon the allegations of your petition. Assuming that your tentative order form follows your petition, it goes back to the same old error that has repeatedly been pointed out to you: the theory, it seems to me, should be upon abandonment. Has Williams abandoned this well? If he has not, I do not see how the Commission could allow any pulling of casing and plugging of wells.

You state in your order form that the Commission has no right to authorize the pulling of the casing. It certainly does have that right. You cannot legally pull the casing any other way. The thing that the Commission does not pass upon is title to casing and equipment, but once the well is shown to have been abandoned, then that well should be properly abandoned by plugging and the like. Then, the pulling of the casing, if any there be, is apropos for the consideration of the Commission as a logical consequence of abandonment, provided, of course, the Commission finds that the well is in fact, abandoned, and that steps should be taken toward plugging.

I am returning herewith the form of order which you submitted.

Very truly yours,

OIL CONSERVATION COMMISSION

By Carl B. Livingston
Attorney

CBL:m