

U. S. BUREAU OF LAND CONSERVATION COMMISSION  
SANTA FE, NEW MEXICO

C  
O  
P  
Y

August 10, 1944

Paul W. Forker, Esquire  
National Surety Corporation  
307 Railway Exchange Building  
Denver 2, Colo.

Re: Case No. 52, Order No. 571

Dear Mr. Forker:

Attached is copy of Order No. 571 in the  
above captioned case.

Very truly yours,

John M. Kelly  
Director

By

Chief Clerk & Legal Adviser

CEL:MS

L CONSERVATION COMMISSION  
SANTA FE, NEW MEXICO

C  
O  
P  
Y

August 10, 1944

Honorable Glenn Staley  
Proration Office  
Hobbs, New Mexico

Re: Case No. 52, Order No. 571

Dear Glenn:

Attached is copy of Order No. 571 in the  
above captioned case.

Very truly yours,

John M. Kelly  
Director

By

Chief Clerk & Legal Adviser

CEB:MS

IL CONSERVATION COMMISSIC'  
SANTA FE, NEW MEXICO

May 12, 1944

Paul W. Forker, Esquire  
National Surety Corporation  
307 Railway Exchange Building  
Denver 2, Colorado

Re: Edward S. McAuliffe - \$5000 - SWNE 3-188-23E -  
National Surety Corp. Filed 7-21-39.

Dear Mr. Forker:

Your petition to have the well covered by the above captioned bond heard on the issue of abandonment is in good form and is today filed.

You will be notified in ample time when the Commission sets your petition for hearing. The procedure ordinarily is to hear a number of petitions at one time inasmuch as all three members of the Commission are busy officials with many irons in the fire.

Very truly yours,

John A. Kelly  
Director

By

Chief Clerk & Legal Adviser

CEL:MS

C  
O  
P  
Y

# NATIONAL SURETY CORPORATION

NEW YORK

VINCENT CULLEN  
PRESIDENT

LAW AND CLAIM DEPARTMENT  
HENRY W. NICHOLS  
GENERAL COUNSEL

DENVER DIVISION  
PAUL W. FORKER, ATTORNEY  
307 RAILWAY EXCHANGE BLDG.  
DENVER, COLO. -2

May 10, 1944

Mr. Carl B. Livingston  
Oil Conservation Commission  
Santa Fe, New Mexico

Re: Edward S. McAuliffe-SW $\frac{1}{4}$ NW $\frac{1}{4}$  3-18S-23E

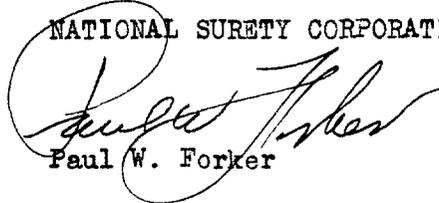
Dear Sir:

I enclose herewith a petition for the abandonment of the McAuliffe well. I should appreciate your checking this over and if it is in order, filing it with the Commission and arrange to have a hearing date set.

If it is not in order, I should appreciate your suggestions as to how it should be amended.

Very truly yours

NATIONAL SURETY CORPORATION



Paul W. Forker

PWF:v  
Enc.

TO THE OIL CONSERVATION COMMISSION OF NEW MEXICO

P E T I T I O N

The petition of National Surety Corporation respectfully shows that heretofore to wit: on or about the 21st day of July, 1939 National Surety Corporation filed a one well drilling bond as surety for one Edward S. McAuliffe covering a well being drilled on the SW $\frac{1}{4}$ NW $\frac{1}{4}$ , 3-18S-23E, said well being located near Hope, New Mexico on property belonging to William M. Coates.

That there have been no operations on said well since about October of 1939 and that present whereabouts of Edward S. McAuliffe is unknown; that said Edward S. McAuliffe has failed and neglected to pay premiums on said bond since 1939 and that National Surety Corporation is unable to locate said Edward S. McAuliffe to secure information as to his future intentions.

WHEREFORE, National Surety Corporation prays that this honorable Commission hold a hearing to determine that said well has been abandoned and make and enter its order ordering that the well be plugged.



Attorney for

NATIONAL SURETY CORPORATION

Dated this 9 day of May, 1944.

OFFICE OF CONSERVATION COMMISSION  
SANTA FE, NEW MEXICO

July 25, 1944

C  
O  
P  
Y  
Mr. W. M. Coates  
Box 133  
Hope, New Mexico

Re: Case No. 52 -  
McAuliffe-Coates No. 1, SWNE 3-18S-23E, Eddy County

Dear Mr. Coates:

This is in acknowledgment of your letter of July 19, in which you state you desire the above captioned well for a water well. You are informed as follows:

When the petitioner, the insurance company on Mr. McAuliffe's plugging bond, obtains an order from the Commission determining the well in question as abandoned as an oil well and ordering the plugging thereof pursuant to the laws, rules and regulations of the Commission and the provisions of the plugging bond, the insurance company may then proceed to plug said well which, if agreeable to the insurance company and to you, may be plugged as a water well; however, that will be a matter primarily between you and the insurance company. The usual procedure is to plug a well from bottom to top but where a well may be beneficially used for a water well, such as you indicate, then the well may be plugged below the water to convert it into a water well upon permission of the Commission.

You should communicate with Paul W. Fosker, National Surety Corporation, 307 Railway Exchange Building, Denver 2, Colorado.

Very truly yours,

John M. Kelly  
Director

CBL:MS  
cc Paul W. Fosker

By  
Chief Clerk & Legal Adviser

Wiley

This is the McAuliffe well  
being tried for abandonment  
any rights or petition of Insurance  
Co. C. R. K. Case 52-

July 19 1944

Hope m m.  
Box 133 -

Mr John M Kelly.

Dear Sir In regard to the well  
on my Land which you are wanting  
to plug I would like to have it put  
a water well for my cows an it has  
500 ft of pipe in it now an the water  
stands to 340 ft at the stop so  
if you would let me have for a water  
well I could use it an would like to  
for you to let me know what I have  
to do for you all to turn it to me  
for Ranch use, please let me  
hear from you at once thanks to  
you all yours truly.

W. M. Coates

Box 133.

Hope m m.  
New Mexico

WIL CONSERVATION COMMISSION  
SANTA FE, NEW MEXICO

July 7, 1944

Paul W. Forker, Esquire  
National Surety Corporation  
307 Railway Exchange Building  
Denver 2, Colorado

Re: Case No. 52 - Notice for Publication

Dear Mr. Forker:

Enclosed is a copy of the notice of hearing in  
the above captioned case.

Very truly yours,

John M. Kelly  
Director

By

Chief Clerk & Legal Adviser

CBL:MS

C  
O  
P  
Y

IL CONSERVATION COMMISSION  
SANTA FE, NEW MEXICO

C  
O  
P  
Y

July 7, 1944

The Santa Fe New Mexican  
Santa Fe, New Mexico

Artesia Advocate  
Artesia, New Mexico

Re: Case No. 52, Notice for Publication

Gentlemen:

Please publish the enclosed notice once, immediately.  
Please proof read the notice carefully and send a copy of  
the paper carrying such notice.

UPON COMPLETION OF THE PUBLICATION, PLEASE SEND  
PUBLISHER'S AFFIDAVIT.

For payment please submit statement in duplicate  
accompanied by voucher executed in duplicate. The vouchers  
must be signed by a notary in the space provided on the back  
of the voucher. The necessary voucher blanks are enclosed.

Very truly yours,

John M. Kelly  
Director

By

Chief Clerk & Legal Adviser

CBL:MS

OIL CONSERVATION COMMISSION  
SANTA FE, NEW MEXICO

September 13, 1944

Mr. Bruce K. Matlock  
Box 6753  
Roswell, New Mexico

Re: Case 52 - Order No. 571 - Order to plug McAuliffe-Coates  
well No. 1, SWNE 3-18S-23E, Eddy County.

Dear Mr. Matlock:

In reply to your letter of August 30, on August 4 the Commission held a hearing upon the petition of the National Surety Corporation, principal upon the bond to assure plugging of the above captioned well. The petitioner petitioned that the well be adjudged as abandoned and for an order to permit the petitioner to plug said well in accordance with the laws, rules and regulations of the Commission. Pursuant to said hearing the Commission, after considering the testimony adduced at said hearing, promulgated Order No. 571, adjudging said well as abandoned and directing the National Surety Corporation to plug said well either from the top to the bottom or to plug below the water so as to convert said well into a stock water well, if desired by the National Surety Corporation and the land owner. A copy of said order is enclosed for your information. You can see that as to whether the well is plugged as a water well is entirely a matter between the corporate surety and Mr. Coates, the land owner. Mr. Paul W. Forker represents the National Surety Corporation. His address is 307 Railway Exchange Building, Denver, Colorado.

I trust the foregoing clarifies the matter for you and Mr. Coates.

Very truly yours,

John M. Kelly,  
Director

By

Chief Clerk & Legal Adviser

C  
O  
P  
Y

BRUCE K. MATLOCK  
BOX 6758  
ROSWELL, NEW MEXICO  
August 30, 1944.

Mr. John Kelly,  
State Geologist,  
Capitol Building,  
Santa Fe, New Mexico.

Dear John:

The Coates family of Hope, New Mexico, have asked me to write to you concerning the plugging of an old oil test drilled by Edward S. McAlauffe to a depth of approximately 1000' in Section 3-18S-23E, Eddy County. It appears the National Surety Corporation is the holder of the bond put up by McAlauffe with the State for protection on plugging the well. McAlauffe has left the country and the Surety Company now is concerned over plugging this well.

The Coates family tell me that this well, as it now stands, has a nice water level and they would like to use it on their ranch and I believe they could deal with the Surety Company if it could be released of its bond with the State.

I am therefore asking you if there is any authority for you or the Conservation Commission to release the Surety Company of its bond and save this test as a water well for ranching purposes. It is my understanding that there is  $8\frac{1}{4}$ " casing set at around 800' which should be well into the lime and has a proper seal in order to not contaminate any of the upper beds, if present. I also understand that this well is out of any water district and therefore would not affect the water flow of any neighboring wells.

At your earliest convenience will you advise me on this matter?

Best personal regards.

Yours sincerely,



Bruce K. Matlock

BKM;w

Case 52 -- Order 551  
Mason Forks, Nat Surety Corp  
509 Railway Exchange Bldg  
Albuquerque

STATE BUREAU OF MINES AND MINERAL RESOURCES

A DEPARTMENT OF NEW MEXICO SCHOOL OF MINES

SOCORRO, NEW MEXICO

OIL AND GAS  
DIVISION

September 4, 1944

Mr. John M. Kelly, State Geologist  
Oil Conservation Commission  
Box 871  
Santa Fe, New Mexico

Dear John:

The subject of the attached letter, which was sent here from your office, seems to be out of my jurisdiction. I find that we have no log on the well in question, and that our card simply states that the well was "abandoned" at 1079 feet.

Very truly yours,

*Robert L. Bates*

Geologist

RLE/mb  
Enclosure