CASE 5972: OCC - PLUGGING CASE LYNN & McCOY

(ase Number Application Transcripts. Small Exhibits

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#### BEFORE THE NEW MEXICO OIL CONSERVATION COMMISSION Santa Fe, New Mexico July 6, 1977

#### EXAMINER HEARING

IN THE MATTER OF:

The hearing called by the OCC on its own motion to permit Lynn & McCoy and all other interested parties to appear and show cause why the Bishop Well No. 1 should not be plugged and abandoned.

CASE 5972

BEFORE: Daniel S. Nutter, Examiner

### TRANSCRIPT OF HEARING

#### APPEARANCES

For the New Mexico Oil Conservation Commission:

Lynn Teschendorf, Esq. Legal Counsel for the Commission State Land Office Building Santa Fe, New Mexico

825 Calle Mejia,

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INDEX

Page A. R. KENDRICK Direct Examination by Ms. Teschendorf Cross Examination by Mr. Nutter

EXHIBIT INDEX

	Offered	Admitted
OCC Exhibit One, Card	4	6

81G MOLTISh reporting service
General Court Reporting Service
825 Calle Mejia, No. 122, Santa Fe, New Mexico 8750
Phone (505) 982-9212

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MR. NUTTER: We will call Case Number 5972 which is in the matter of the hearing called by the Oil Conservation Commission on its own motion to permit Lynn & McCoy and all other interested parties to appear and show cause why the Bishop Well No. 1 located in Section 15, Township 29 North, Range 15 West, San Juan County, New Mexico, should not be plugged and abandoned in accordance with a Commission-approved plugging program.

Call for appearances in this case.

MS. TESCHENDORF: Lynn Teschendorf appearing on behalf of the Commission and I would like the record to show that Mr. Kendrick will be my witness and he is still under oath.

MR. NUTTER: Are there any other appearances in Case Number 5972?

Would you proceed, Ms. Teschendorf, your witness is under oath?

#### A. R. KENDRICK

called as a witness, having been previously sworn, was examined and testified as follows:

#### DIRECT EXAMINATION

BY MS. TESCHENDORF:

Q Mr. Kendrick, are you familiar with the subject

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matter of Case Number 5972?

- A. Yes.
- What well is the subject of this hearing?
- A. The operator was Lynn & McCoy, the Well is the Bishop No. 1.
- 0. Have any reports on this well been filed with the Commission?
  - A. Not to my knowledge.
  - Q. What records do we have on this well?
- A. We have a card that was prepared by the Bureau of Mines office, possibly from scout tickets. If it was from Commission records they have all been destroyed, there are none in this office, there are none in the District Office.
  - Q That is your Exhibit Number One, is it not?
  - A. Yes.
- Q. According to this card what is the history of the well?
- A. The well was spudded on July 21st, 1934, completed September 16th, 1934. It is located one hundred and fifteen feet from the south line and two hundred feet from the west line of Section 15, Township 29 North, Range 11 West.

The well has eight and a quarter inch casing at one hundred and eight feet at an estimated initial potential of five barrels of oil per day at a total depth of seven hundred feet.

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Outside of what's on the card, I called the Bureau of Mines office and they said they had a further note on their card that said that the production interval was from six hundred and seventy-three feet to seven hundred feet and that the information had been supplied from the Stanolind Oil and Gas Company scout ticket.

The top of the casing of this well is approximately level with the surface in a residential driveway. The well was plugged with a post driven into the casing. Several weeks ago the casing or the post blew out of the casing and gas and oil emitting from the well caught fire and had a fire ball of about fifteen feet across during the time it burned and this is within the city limits of Bloomfield. The Bloomfield Fire Department extinguished the fire and replaced the post. It didn't stay and about two weeks later it blew out again. I think they rolled it in sand the second time, they put it back and it seems to still be in place but gas does seep around the post and vents to the air and it carries a sufficient amount of oil to keep a greasy spot in the driveway.

Q. To your knowledge is there a bond in effect on this operator on this well?

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A. No.

Q. Do you have any recommendations for the well?

A. Yes, I would recommend that the Commission prepare to plug this out of the Commission's plugging fund established

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by the last legislature and I recommend that we just go in the well and fill this one with cement from bottom to top.

- Q. In your opinion could failure to plug this well cause waste?
  - A. Yes, it could cause waste and it is a fire hazard.
  - 0 Do you have anything further?
  - A. No.

MS. TESCHENDORF: At this time I offer Exhibit One.

MR. NUTTER: Exhibit Number One in Case Number 5972 will be admitted.

(THEREUPON, CCC Exhibit One was admitted into evidence.)

#### CROSS EXAMINATION

BY MR. NUTTER:

- Q Mr. Kendrick, this is inside the city limits and it is close to an inhabited dwelling, is that correct?
  - A. Yes, it is.
- Q And it constitutes a fire hazard as well as a potential threat to waste of underground hydrocarbons and a potential threat to underground water supplies, is that correct
  - A. Right.
  - Q. Now, does anyone know who Lynn & McCoy are?
- A. I do not know and I have inquired and someone advised me that they thought some fifty years ago there was

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a fellow around whose name was Lynn McCoy but that may or may not be the same party and if he were in business fifty years ago he may not survive at this time.

- Q But as far as you know there is no operator operating in the vicinity of Bloomfield at this present time under the name of Lynn & McCoy that we could make a call on?
- A. That's correct, there is no operater in District Three of this Commission by that name.
  - Q And there is no bond that you know of on the well?
  - A. No bond.
- Q What type of land is the mineral ownership here, would this be fee?
- A. This is on fee mineral ownership and the minerals have been traded several times since this well was drilled in 1934 so the present owners are not apprised of the name or location of Lynn & McCoy or Lynn or McCoy.
- Q. Under the circumstances you would consider this well to be a condidate for plugging by the Commission under the recently enacted plugging authority?
  - A. Yes.

MR. NUTTER: Are there further questions of Mr. Kendrick? He may be excused.

(THEREUPON, the witness was excused.)

MR. NUTTER: Do you have anything further,

Ms. Teschendorf?

MS. TESCHENDORF: No, I don't.

MR. NUTTER: Does anyone have anything they wish to offer in Case 5972? We will take the case under advisement.

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REPORTER'S CERTIFICATE

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I, SIDNEY F. MORRISH, a Certified Shorthand Reporter, do hereby certify that the foregoing and attached Transcript of Hearing before the New Mexico Oil Conservation Commission was reported by me, and the same is a true and correct record of the said proceedings to the best of my knowledge, skill and

./ Morrish, C.S.R.

I do nareby certify that the foregoing 19 Now Wex100

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# BEFORE THE OIL CONSERVATION COMMISSION OF THE STATE OF NEW MEXICO

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

> CASE NO. 5972 Order No. R-5485

IN THE MATTER OF THE HEARING CALLED BY THE OIL CONSERVATION COMMISSION ON ITS OWN MOTION TO PERMIT LYNN & MCCOY AND ALL OTHER INTERESTED PARTIES TO APPEAR AND SHOW CAUSE WHY THE BISHOP WELL NO. 1, SAN JUAN COUNTY, NEW MEXICO, SHOULD NOT BE PLUGGED AND ABANDONED IN ACCORDANCE WITH A COMMISSION-APPROVED PLUGGING PROGRAM.

#### ORDER OF THE COMMISSION

#### BY THE COMMISSION:

This cause came on for hearing at 9 a.m. on July 6, 1977, at Santa Fe, New Mexico, before Examiner Daniel S. Nutter.

NOW, on this 19th day of July, 1977, 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 Lynn & McCoy is the apparent owner and operator of the Bishop Well No. 1, located 115 feet from the South line and 200 feet from the West line of Section 15, Township 29 North, Range 11 West, NMPM, San Juan County, New Mexico.
- (3) That said well was drilled and completed in 1934, and was subsequently plugged and abandoned in a manner not consonant with today's plugging practices.
- (4) That said well is located within the corporate limits of the town of Bloomfield and is located in near proximity to an inhabited dwelling.
- (5) That said well constitutes a fire and safety hazard, and should be re-entered and properly plugged and abandoned.

-2-Case No. 5972 Order No. R-5485

- (6) That the identity of Lynn & McCoy, or of Lynn or McCoy, or their whereabouts, is unknown at this time.
- (7) That there is no surety bond on file with the Commission in the name of Lynn & McCoy to cover plugging of the subject Bishop Well No. 1.
- (8) That Lynn & McCoy should be given the opportunity to re-enter and properly plug said well by September 1, 1977.
- (9) That should Lynn & McCoy not re-enter and properly plug said well by September 1, 1977, the Secretary-Director of the Commission should re-enter and properly plug said well pursuant to the provisions of Section 65-3-38 N.M.S.A., 1953 Comp.

#### IT IS THEREFORE ORDERED:

- (1) That Lynn & McCoy are hereby ordered to re-enter and properly plug and abandon the Bishop Well No. 1, located 115 feet from the South line and 200 feet from the West line of Section 15, Township 29 North, Range 11 West, NMPM, San Juan County, New Mexico, on or before September 1, 1977.
- (2) That Lynn & McCoy, prior to plugging and abandoning the above-described well, shall obtain from the Aztec office of the Commission, a Commission-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 Commission may, at its option, witness such work.
- (3) That if Lynn & McCoy have not re-entered and properly plugged and abandoned said well by September 1, 1977, the Secretary-Director of the Commission shall cause to be prepared plans for the re-entry and plugging and abandonment of said well.
- (4) That pursuant to the provisions of Section 65-3-38 N.M.S.A., 1953 Comp., the Secretary-Director of the Commission shall reclaim, and properly plug, the aforesaid well in a manner which will confine any crude petroleum oil, natural gas, or water occurring in said well in the strata in which they are found.
- (5) That jurisdiction of this cause is retained for the entry of such further orders as the Commission may deem necessary.

-3-Case No. 5972 Order No. R-5485

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

STATE OF NEW MEXICO OIL CONSERVATION COMMISSION

PHIL R. LUCERO, Chairman

EMERY C. ARNOLD. Member

JOE D. RAMEY, Member & Secretary

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COUNTY San Juan	SEC. 15 T. 29N R. 117
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BEFORE EXAMINER NUTTER
OIL CONSERVATION COMMISSION
ACC EXHIBIT NO. /
CASE NO. 5 972

Dockets Nos. 24-77 and 25-77 are tentatively set for hearing on July 20 and August 3, 1977. Applications for hearing must be filed at least 22 days in advance of hearing date.

#### DOCKET: FXAMINER HEARING - WEDNESDAY - JULY 6, 1977

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

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

CASE 4962: (Reopened) (Continued from June 22, 1977, Examiner Hearing)

In the matter of Case 4962 being reopened pursuant to the provisions of Order No. R-4538 which order established temporary special pool rules for the Peterson-Pennsylvanian Associated Pool, Roosevelt County, New Mexico. All interested parties may appear and show cause why said temporary special pool rules should not be rescinded.

CASE 5967: (Continued from June 22, 1977, Examiner Hearing)

Application of Belco Petroleum Corporation for compulsory pooling, Lea County, New Mexico. Applicant, in the above-styled cause, seeks an order pooling all mineral interests in the Morrow formation underlying all of Section 8 and in the other Pennsylvanian formations underlying the E/2 of said Section 8, Tomship 24 South, Range 35 East, Cinta Roja-Morrow Gas Peol, Lea County, New Mexico, 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 >hereof, as well as actual operating costs and charges for supervision. Also to be considered will be the designation of applicant as operator of the well and a charge for risk involved in drilling said well.

ASE 5971: In the matter of the hearing called by the Oil Conservation Commission on its own motion to permit John J. Moya, Fidelity & Casualty Company of New York, and all other interested parties to appear and show cause why the following wells in Township 30 North, Range 11 West, San Juan County, New Mexico, should not be plugged and abandoned in accordance with a Commission-approved plugging program:

Hubbard Well No. 1 located in Unit M of Section 4; Goode Well No. 1 located in Unit P of Section 18.

CASE 5972:

In the matter of the hearing called by the Oil Conservation Commission on its own motion to permit Lynn & McCoy and all other interested parties to appear and show cause why the Bishop Well No. 1 located 115 feet from the South line and 200 feet from the West line of Section 15, Township 29 North, Range 11 West, San Juan County, New Mexico, should not be plugged and abandoned in accordance with a Commission-approved plugging program.

ASE 5973: In the matter of the hearing called by the Oil Conservation Commission on its own motion to permit G & B Oil Company, American Employers Insurance Company, and all other interested parties to appear and show cause why the Donella Well No. 1 located in Unit P of Section 3, Township 29 North, Range 15 West, San Juan County, New Mexico, should not be plugged and abandoned in accordance with a Commission-approved plugging program.

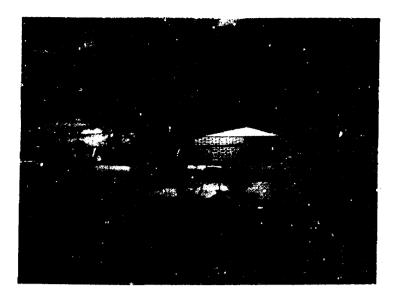
Application of Maddox Energy Corporation for compulsory pooling, Eddy County, New Mexico. Applicant, in the above-styled cause, seeks an order pooling all mineral interests in the Pennsylvanian formation underlying the E/2 of Section 9, Township 18 South, Range 26 East, Atoka-Pennsylvanian Pool, Eddy County, New Mexico, 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. Also to be considered will be the designation of applicant as operator of the well and a charge for risk involved in drilling said well.

CASE 5975: Application of Bettis, Boyle, & Stovall for salt water disposal, Lea County, New Mexico. Applicant, in the above-styled cause, seeks authority to dispose of produced salt water into the Seven Rivers-Queen formation through the perforated and open-hole interval from 2,975 feet to 3,285 feet in its Annie L. Christmas Well No. 1 located in Unit E of Section 20, Township 25 South, Range 37 East, Jalmat Pool, Lea County, New Mexico.

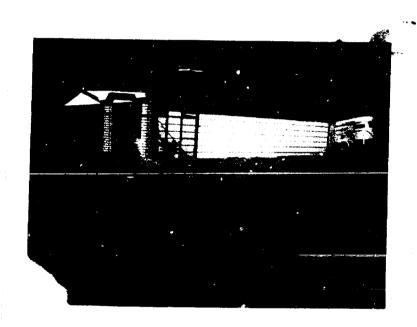
CASE 5976: Application of Coquina Oil Corporation for special pool rules, Eddy County, New Mexico. Applicant, in the above-styled cause, seeks the promulgation of special pool rules for the North Burton-Pennsylvanian Cas Pool, Eddy County, New Mexico, including a provision for 320-acre proration units. In the absence of objection, this pool will be placed on the standard 320-acre spacing for Pennsylvanian gas pools, rather than the present 160-acre spacing.

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A. R. KENDRICK Supervisor

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NEW MEXICO OIL CONSERVATION COMMISSION - AZTEC, NEW MEXICO

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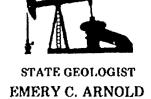
#### **OIL CONSERVATION COMMISSION**

STATE OF NEW MEXICO 1000 RIO BRAZOS RD. - AZTEC

87410

DIRECTOR
JOE D. RAMEY

LAND COMMISSIONER
PHIL R. LUCERO



June 1, 1977

Ms. Lynn Teschendorf New Mexico Oil Conservation Commission P. O. Box 2088 Santa Fe, New Mexico 87501

Re: Abandoned well

Dear Lynn:

I believe the well referred to in Mr. Payne's letter is the Lynn & McCoy #1 Bishop well located 115' from the South line and 200' from the West line of Section 15, Township 29 North, Range 11 West.

What type of hearing must we put together to cause an order to be entered?

I reckon we'd better get started on the hearings.

Yours very truly,

A. R. Kendrick Supervisor, District #3

ARK:no

Och Conservation Comm. 1000 Rio Brayes Rt. Custee, n. May 87410

Dear Sim,

We would like to make a formal request that the oil were adjacent to our home, located at Irontier and Blanco Sto. in Bloomfield, he plugged as soon as possible, hecause it creater a fire and pafety hazard.

your co-operation is appreciated.

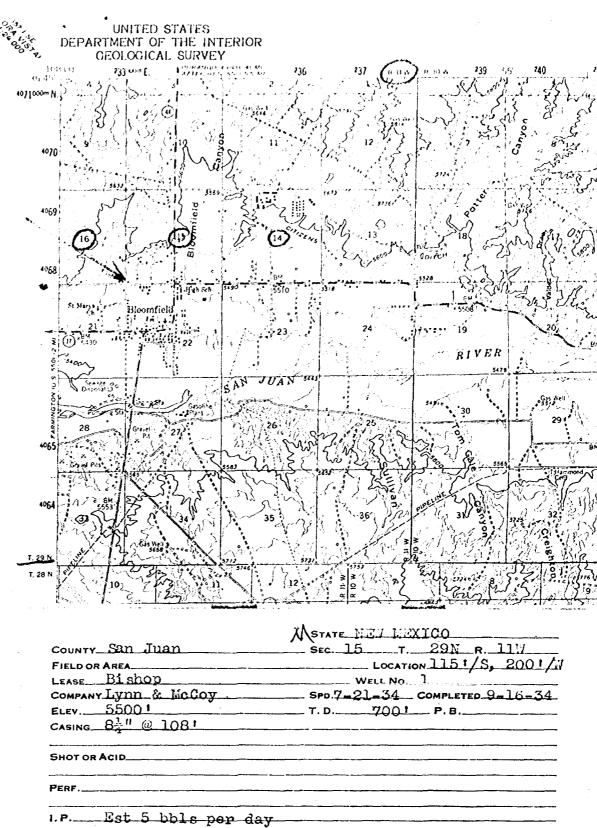
JUN 11977 OIL CON. COM. DIST. 3 Sincerely, Bob Pape

ROBERT B. PAYNE P G BOX 67 BLOOMFIELD, N.M. 87413





Dil Conservation Comm. 1000 Ris Brazon Rd. antec, n. Mex. 87410



REMARKS:

PRODUCING FORM.

PRODUCTIVE DEPTH OR INTERVAL

# BEFORE THE OIL CONSERVATION COMMISSION OF THE STATE OF NEW MEXICO

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

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CASE NO. 5972

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Order No. R- 5485

IN THE MATTER OF THE HEARING CALLED BY
THE OIL CONSERVATION COMMISSION ON ITS OWN MOTION TO
PERMIT LYNN & McCOY AND ALL OTHER INTERESTED PARTIES TO
APPEAR AND SHOW CAUSE WHY THE BISHOP WELL NO. 1, SAN JUAN COUNTY,
NEW MEXICO, SHOULD NOT BE PLUGGED AND ABANDONED IN ACCORDANCE
WITH A COMMISSION-APPROVED PLUGGING PROGRAM.

	ORDER OF THE COMMISSION
	BY THE COMMISSION:
	This cause came on for hearing at 9 a.m. on July 6 , 19 77, at Santa Fe, New Mexico, before Examiner Daniel S. Nutter
	NOW, on this day of July , 19 77 , 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 Lynn & McCoy is the owner and
line ar	operator of the Bishop Well No. 1, located 115 feet from the South d 200 feet from the West line located in Unit of Section 15, Township 29 North
	Range 11 West , NMPM, San Juan County, New Mexico.
:	(3) That said well was drilled and sompleted in 1934,
gar Para tana mananan statu un uran gar affini Para	and was subsequently plugged and abandoned
in and the same of the same same	in a manner mat consonant with today's pluggin
	practices.
	(4) That said well is located within the corporate
	simile of the fown of Bloomfield and is located

## ORDER OF THE COMMISSION

## BY THE COMMISSION:

	This cause came on for hearing at 9 a.m. on July 6
	19 77, at Santa Fe, New Mexico, before Examiner Daniel S. Nutter
	NOW, on this day of July , 19 77, 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 Lynn & McCoy is the pwner and
line ar	operator of the Bishop Well No. 1, located 115 feet from the South
	located in Unit of Section 15, Township 29 North
	Range 11 West , NMPM, San Juan County, New Mexico.
· · · · · · · · · · · · · · · · · · ·	(3) That said well was drilled and sompleted in 1934,
	and was subsequently plugged and abandoned
and an experience of the second secon	in a manner mak consonant with today's plugging
	practices.
	(4) That said well is breaked within the corporate
	Smits of the Your of Bloomfield and is located
	in near proximity to an inhabited dwelling.
	(5) That said well constitutes a fire and
	safeter howard, and should be the - suttered
	and peoperly singged and abandonely
	(6) That the identity of Lynn & mc Coy, or their
-4	whereabouts, is unknown at this time.
• (	1) That these is no surely bond on file with
	the Commission in the name of Rynn & mclay
	to cover plugging of the subject Britophice to
	(8) That Lynn of mclay should be jurn the apportunity
(	to be-atil a l'aranerly slug said not el les
	Le re-enter and praperly plus said well by September 1, 1977.
(	19) That should Lynn & Mc Cay mak kerenter and
•	Properly plug said well been deplanter 1, 1977
P =	the Recretary-Director of the Commission
• · · · · · · · · · · · · · · · · · · ·	about where ke-enter and maserly plug said
	wree furnant to the provincins Section 65-3-38
	NMSA 1953 Comp.

designated.