

*Plug*

CASE 6179: OCC - PLUGGING CASE  
MCCOY AND PHILLIPS  
JOHN BERGIN WELL NO. 1

*Lips)*

Case NO.

6179

Application

Transcripts

Small Exhibits

ETC.

STATE NEW MEXICO  
COUNTY San Juan SEC. 21 T. 29N R. 11W  
FIELD OR AREA \_\_\_\_\_ LOCATION 2515' N, 1410' W  
LEASE Burgen, John (Pat.) WELL NO. 1  
COMPANY McCoy & Phillips SPD. 6-5-33 COMPLETED 7/11/33  
ELEV. \_\_\_\_\_ T. D. 704' P. B. \_\_\_\_\_  
CASING \_\_\_\_\_  
SHOT OR ACID \_\_\_\_\_  
PERF. \_\_\_\_\_  
I. P. \_\_\_\_\_  
PRODUCING FORM \_\_\_\_\_  
PRODUCTIVE DEPTH OR INTERVAL \_\_\_\_\_

REMARKS:

PB for wtr. well on 7-24-33

*Not an exhibit*

IT IS THEREFORE ORDERED:

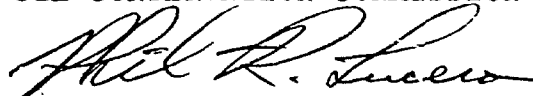
(1) That McCoy and Phillips are hereby ordered to plug and abandon the John Bergin Well No. 1, located 2515 feet from the North line and 1410 feet from the West line of Section 21, Township 29 North, Range 11 West, NMPM, San Juan County, New Mexico, or in the alternative, to return the well to active drilling status or place the well on production on or before May 15, 1978.

(2) That McCoy and Phillips, 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.

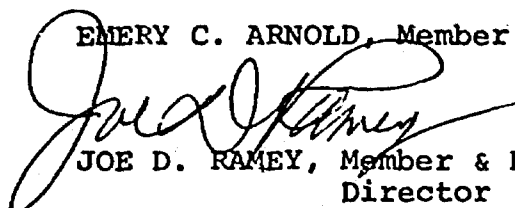
(3) That jurisdiction of this cause is retained for the entry of such further orders as the Division may deem necessary.

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 & Division  
Director

S E A L

jr/

BEFORE THE OIL CONSERVATION COMMISSION  
OF THE STATE OF NEW MEXICO

CASE NO. 6179  
Order No. R-5681

IN THE MATTER OF THE HEARING CALLED BY THE  
OIL CONSERVATION COMMISSION ON ITS OWN MOTION  
TO PERMIT MCCOY AND PHILLIPS AND ALL OTHER  
INTERESTED PARTIES TO APPEAR AND SHOW CAUSE  
WHY THE JOHN BERGIN WELL NO. 1 LOCATED 2515  
FEET FROM THE NORTH LINE AND 1410 FEET FROM  
THE WEST LINE OF SECTION 21, 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.

ORDER OF THE COMMISSION

BY THE COMMISSION:

This cause came on for hearing at 9 a.m. on March 22, 1978,  
at Santa Fe, New Mexico, before Examiner Richard L. Stamets.

NOW, on this 4th day of April, 1978, 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 McCoy and Phillips are the owners and operator of  
the John Bergin Well No. 1, located 2515 feet from the North line  
and 1410 feet from the West line of Section 21, Township 29 North,  
Range 11 West, NMPM, San Juan County, New Mexico.

(3) That in order to prevent waste and protect correlative  
rights said John Bergin Well No. 1 should be plugged and abandoned  
in accordance with a program approved by the Aztec District Office  
of the Oil Conservation Division of the New Mexico Energy and  
Minerals Department on or before May 15, 1978, or the well should  
be returned to active drilling status or placed on production.

BEFORE THE  
NEW MEXICO OIL CONSERVATION COMMISSION  
Santa Fe, New Mexico  
March 22, 1978

EXAMINER HEARING

IN THE MATTER OF:

Application of the Oil Conservation  
Commission on its own motion to permit  
McCoy and Philips and others to show  
cause on John Bergin Well No. 1,  
San Juan County, New Mexico.

CASE  
6179

BEFORE: Richard L. Stamets, Examiner.

TRANSCRIPT OF HEARING

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

**sid morrish reporting service**  
General Court Reporting Service  
825 Calle Mejia, No. 122, Santa Fe, New Mexico 87501  
Phone (505) 982-9212

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1 MR. STAMETS: Call the next case, Case 6179, in  
2 the matter of the hearing called by the Oil Conservation  
3 Commission on its own motion to permit McCoy and Philips and  
4 all other interested parties to appear and show cause why the  
5 John Bergin Well No. 1 located 2515 feet from the North line  
6 and 1410 feet from the West line of Section 21, Township 29  
7 North, Range 11 West, San Juan County, New Mexico, should not  
8 be plugged and abandoned in accordance with a Commission-  
9 approved plugging program.

10 Call for appearances in this case?

11 MR. TESCHENDORF: Lynn Teschendorf, appearing on  
12 behalf of the Commission and I would like the record to  
13 show that this witness has been previously sworn and qualified.

14 MR. STAMETS: The record will so show.  
15

16 A. R. KENDRICK

17 was called as a witness by the Commission, and having been  
18 first duly sworn, testified upon his oath as follows, to-wit:  
19

20 DIRECT EXAMINATION

21 BY MS. TESCHENDORF:

22 Q Mr. Kendrick, you are familiar with the subject  
23 case, Case 6179, are you not?

24 A Yes.

25 Q Do you have all reports that were filed with the

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1 Commission concerning this particular well?

2 A. Neither the District office nor the Santa Fe office  
3 have any reports on this well except one scout ticket obtained  
4 from the Bureau of Mines in Socorro.

5 Q. From your own personal knowledge of this well would  
6 you please describe any history you have of it?

7 A. The only information we have is from the scout  
8 tickets from the Bureau of Mines at Socorro which indicates  
9 that the well was drilled in 1933, to a total depth of seven  
10 hundred and four feet.

11 I visited the location and the well is flowing at  
12 the surface and in my opinion it should be plugged and  
13 abandoned.

14 Q. Is there a bond on this well?

15 A. No.

16 Q. How could the failure to plug this well cause waste?

17 A. The well was drilled into the Farmington sandstone  
18 which was producible in the proximity of this well and without  
19 records we do not know whether there is gas or oil or both  
20 in the formation at the bottom of the well. But if water  
21 is pouring into that pay zone it is flooding out that pay  
22 zone.

23 Q. Are you prepared to recommend a plugging program at  
24 this time or would you rather wait until the time of plugging?

25 A. I would rather wait and work with the plugging

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1 contractor or at the time the rig is on the hole because we  
2 don't know for sure whether the well is seven hundred and  
3 four feet deep.

4 Q Is there anything further you wish to add to your  
5 testimony?

6 A No.

7 MS. TESCHENDORF: No further questions.

8

9

CROSS EXAMINATION

10 BY MR. STAMETS:

11 Q Mr. Kendrick, since we don't have any other records  
12 on this well how were you able to determine that the well was  
13 drilled as an oil or gas as you have testified?

14 A We have a scout ticket from the Bureau of Mines in  
15 Socorro which was the source of information in the early  
16 30's before the Oil Conservation Commission was formed in  
17 1935.

18 Q And that indicates that this was an oil and gas  
19 well?

20 A Yes, and there was production in this area.

21 MR. STAMETS: Any other questions of the witness?

22 He may be excused. Anything further in this case? The case  
23 will be taken under advisement.

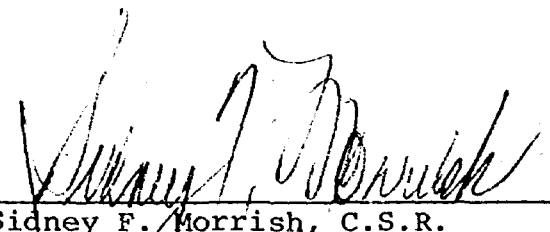
24 (THEREUPON, the case was concluded.)

25

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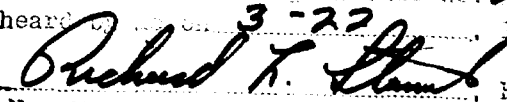
## REPORTER'S CERTIFICATE

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  
ability.

  
Sidney F. Morrish, C.S.R.

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825 Calle Mejia, No. 122, Santa Fe, New Mexico 87501  
Phone (505) 982-9212

I do hereby certify that the foregoing is  
a complete and correct transcript of the proceedings in  
the New Mexico Oil Conservation Commission Case No. 6179  
heard on 3-22-78, 1978.  
  
Richard T. Starn, Examiner  
New Mexico Oil Conservation Commission

Dockets Nos. 12-78 and 13-78 are tentatively set for hearing on April 5 and 19, 1978. Applications for hearing must be filed at least 22 days in advance of hearing date.

DOCKET: EXAMINER HEARING - WEDNESDAY - MARCH 22, 1978

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

The following cases will be heard before Richard L. Stanets, Examiner, or Daniel S. Mutter, Alternate Examiner:

CASE 6151: (Continued from February 22, 1978, Examiner Hearing)

In the matter of the hearing called by the Oil Conservation Commission on its own motion to permit Vega Petroleum Corporation, American Employers' Insurance Company, and all other interested parties to appear and show cause why the North Caprock Queen Unit No. 1 Well No. 5Y located in Unit E of Section 8, Township 13 South, Range 32 East, Lea County, New Mexico, should not be plugged and abandoned in accordance with a Commission-approved plugging program.

CASE 6152: (Continued from February 22, 1978, Examiner Hearing)

In the matter of the hearing called by the Oil Conservation Commission on its own motion to permit Al Greer, American Employers' Insurance Company, and all other interested parties to appear and show cause why the Thompson Well No. 1 located in Unit N of Section 10, 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.

CASE 6179:

In the matter of the hearing called by the Oil Conservation Commission on its own motion to permit McCoy and Phillips and all other interested parties to appear and show cause why the John Bargin Well No. 1 located 2515 feet from the North line and 1410 feet from the West line of Section 21, 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.

CASE 6180:

In the matter of the hearing called by the Oil Conservation Commission on its own motion to permit Elvis L. Roberts, The Travelers Indemnity Company, and all other interested parties to appear and show cause why the Wade Well No. 1 located 850 feet from the North line and 1750 feet from the East line of Section 21, 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.

CASE 6137: (Continued from February 8, 1978, Examiner Hearing)

Application of Amoco Production Company for an unorthodox gas well location, Lea County, New Mexico. Applicant, in the above-styled cause, seeks approval for the unorthodox location of its Nellis Federal Well No. 3 to be located 1980 feet from the North line and 660 feet from the West line of Section 8, Township 19 South, Range 33 East, West Tonto-Pennsylvanian Gas Pool, Lea County, New Mexico, the N/2 of said Section 8 to be dedicated to the well.

CASE 6172: (Continued from March 8, 1978, Examiner Hearing)

Application of Morris R. Antweil 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 22, Township 19 South, Range 25 East, 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 6181:

Application of Yates Petroleum Corporation for an unorthodox location, Eddy County, New Mexico. Applicant, in the above-styled cause, seeks approval for the unorthodox location of its Rio Pecos "GB" Well No. 2 to be located 1980 feet from the South line and 1100 feet from the West line of Section 20, Township 18 South, Range 27 East, Red Lake Field, Eddy County, New Mexico, to test the Wolfcamp and Pennsylvanian formations, the S/2 of said Section 20 to be dedicated to the well.

CASE 6182:

Application of Union Oil Company of California for a unit agreement, Lea County, New Mexico. Applicant, in the above-styled cause, seeks approval for its Laguna Deep Unit Area comprising 2,558 acres, more or less, of State, Federal and fee lands in Townships 19 and 20 South, Range 33 East, Lea County, New Mexico.

CASE 6183:

Application of Mesa Petroleum Company for a unit agreement, Lea County, New Mexico. Applicant, in the above-styled cause, seeks approval for its North Scharb Unit Area comprising 1911 acres, more or less, of State and fee lands in Township 18 South, Range 35 East, Lea County, New Mexico.

BEFORE THE OIL CONSERVATION COMMISSION  
OF THE STATE OF NEW MEXICO

CASE NO. 6179  
Order No. R-5681

IN THE MATTER OF THE HEARING CALLED BY THE  
OIL CONSERVATION COMMISSION ON ITS OWN MOTION  
TO PERMIT MCCOY AND PHILLIPS AND ALL OTHER  
INTERESTED PARTIES TO APPEAR AND SHOW CAUSE  
WHY THE JOHN BERGIN WELL NO. 1 LOCATED 2515  
FEET FROM THE NORTH LINE AND 1410 FEET FROM  
THE WEST LINE OF SECTION 21, 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.

ORDER OF THE COMMISSION

BY THE COMMISSION:

This cause came on for hearing at 9 a.m. on March 22, 1978,  
at Santa Fe, New Mexico, before Examiner Richard L. Stamets.

NOW, on this 4th day of April, 1978, 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 McCoy and Phillips are the owners and operator of  
the John Bergin Well No. 1, located 2515 feet from the North line  
and 1410 feet from the West line of Section 21, Township 29 North,  
Range 11 West, NMPM, San Juan County, New Mexico.

(3) That in order to prevent waste and protect correlative  
rights said John Bergin Well No. 1 should be plugged and abandoned  
in accordance with a program approved by the Aztec District Office  
of the Oil Conservation Division of the New Mexico Energy and  
Minerals Department on or before May 15, 1978, or the well should  
be returned to active drilling status or placed on production.

-2-

Case No. 6179

Order No. R-5681

IT IS THEREFORE ORDERED:

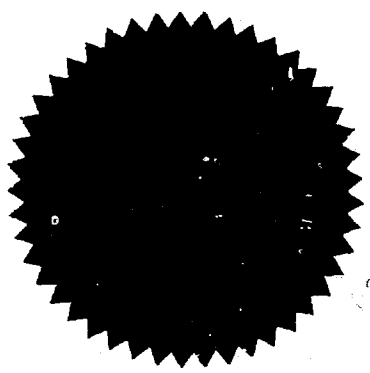
(1) That McCoy and Phillips are hereby ordered to plug and abandon the John Bergin Well No. 1, located 2515 feet from the North line and 1410 feet from the West line of Section 21, Township 29 North, Range 11 West, NMPM, San Juan County, New Mexico, or in the alternative, to return the well to active drilling status or place the well on production on or before May 15, 1978.

(2) That McCoy and Phillips, 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 deem necessary.

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

STATE OF NEW MEXICO  
OIL CONSERVATION COMMISSION

  
*Phil R. Lucero*  
PHIL R. LUCERO, Chairman

EMERY C. ARNOLD, Member

*Joe D. Ramey*  
JOE D. RAMEY, Member & Division  
Director

S E A L

jr/

ROUGH

dr/

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. 6179

Order No. R- 5681

IN THE MATTER OF THE HEARING CALLED BY THE OIL CONSERVATION COMMISSION ON ITS OWN MOTION TO PERMIT MCCOY AND PHILLIPS AND ALL OTHER INTERESTED PARTIES TO APPEAR AND SHOW CAUSE WHY THE JOHN BERGIN WELL NO. 1 LOCATED 2515 FEET FROM THE NORTH LINE AND 1410 FEET FROM THE WEST LINE OF SECTION 21, 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.

BY THE COMMISSION:

This cause came on for hearing at 9 a.m. on March 22, 1978, at Santa Fe, New Mexico, before Examiner Richard L. Stamets

NOW, on this day of 1978, 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 McCoy and Phillips are the owners and operator of the John Bergin Well No. 1, 2515 feet from the North line and 1410 feet from the West line located in Section 21, Township 29 North, Range 11 West, NMPM, San Juan County, New Mexico.

(3) That is the surety on the Oil Conservation Commission plugging bond on which McCoy and Phillips are principal.

(4) That the purpose of said bond is to assure the state that the subject well(s) will be properly plugged and abandoned when not capable of commercial production.

(3) That in order to prevent waste and protect correlative rights said John Bergin Well No. 1 should be plugged and abandoned in accordance with a program approved by the Aztec District Office of the New Mexico Oil Division of the New Mexico Energy and Minerals Department Conservation Commission on or before May 15, 1978, or the well should be returned to active drilling status or placed on production.

IT IS THEREFORE ORDERED:

(1) That McCoy and Phillips

are hereby ordered to plug and abandon  
the John Bergin Well No. 1,  
2515 feet from the North line and 1410 feet from the West line  
located ~~xxxxxxx~~ of Section 21, Township 29 North,  
Range 11 West, NMPM, San Juan County, New Mexico,  
or in the alternative, to return the well to active drilling  
status or place the well on production on or before May 15  
19 78.

(2) That McCoy and Phillips

, prior to plugging and abandoning the above-  
described well, shall obtain from the Aztec office of the  
~~Division, a Division-~~  
~~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~~ <sup>Division</sup>  
may, at its option, witness such work.

(3) That jurisdiction of this cause is retained for the  
entry of such further orders as the <sup>Division</sup> ~~Commission~~ may deem necessary.

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

St of NM  
Oil Cons. Comm  
Ricero Chairman  
Arnold Member  
Famey Member and  
Division Director



Case 6179

McCoy & Phillips

John Bergin # 1  
2515 FNL & 1410 FWL  
21 - 29N - 11W  
San Juan Cty

show cause  
fn 3-22