

# FIDELITY AND DEPOSIT COMPANY OF MARYLAND

HOME OFFICE - BALTIMORE 3

FIDELITY AND SURETY  
BONDS



BURGLARY AND GLASS  
INSURANCE

R. O. McKENZIE  
MANAGER

CLAIM OFFICE  
804 EQUITABLE BUILDING  
DENVER 2, COLO.

TELEPHONE  
MA 1245

October 10, 1955

Mr. Roy E. Timmons  
2635 Blake Street  
Denver, Colorado

Re: Bond #42 75 246 - Roy E. Timmons et al -  
State of New Mexico - File #2868  
Claim #326 638

Dear Mr. Timmons:

Under date of September 1st we wrote you concerning the request as made on you by the Oil Conservation Commission of the State of New Mexico and at that time requested that within twenty days of the date of that letter that you take the necessary action to comply with the requirements of the Commission. We are now in receipt of a letter from our attorneys stating that to date you have not replied to their request. The attorneys also forwarded a copy of a letter which the commission had addressed to you under date of October 3rd wherein the Commission requests certain action on your part. We are by copies of this letter notifying your indemnitors that action must be taken by them within twenty days of the date of this letter to comply with the requirements of the State of New Mexico. We do not desire that this matter again get to the stage wherein the Commission has a hearing and enters an order forcing this company to take action.

Since you do not desire to comply with the requirements of the State of New Mexico and if within twenty days of the date of this letter the indemnitors do not comply with the request or furnish this office with collateral in the amount of \$2500, we

TO **Roy E. Timmons**

will have no alternative but to allow the State of New Mexico to take whatever action it desires and will in turn demand full repayment from you and the indemnitors.

Again it must be recognized that all expenses which we are incurring including the attorneys fees will in turn be due from you. Your action is increasing the attorney's fees considerably.

Yours very truly



JOHN A. HICKISCH

JH/rr

cc: George O. Zimmerman  
Howard and Padella  
Carl E. Berter

BCC: Gilbert, White & Gilbert  
Attorneys at Law  
Santa Fe, New Mexico  
(In Duplicate)

OIL CONSERVATION COMMISSION

P. O. BOX 871

SANTA FE, NEW MEXICO

November 8, 1954

Fidelity & Deposit Co. of Maryland  
Denver Claim Office  
804 Equitable Building  
DENVER, COLORADO

Attention: Mr. John R. Hickisch, Attorney

Gentleman:

We enclose a copy of our letter of this date to Mr. Roy Timmons, operator of CO<sub>2</sub> wells in Harding County, New Mexico, who is principal on a \$2,500.00 one-well plugging bond which you have been carrying for several years.

The letter, I believe, will be self-explanatory. Your bond covers the Tixier No. 1 Well, SW/4 NE/4 Section 2, Township 20 North, Range 30 East, NMPM. For further information you might refer to your letters of June 17 and July 20, 1954, and to correspondence from this office in relation thereto.

We will send you a copy of the formal legal notices by which the case will be advertised for the December 16 hearing.

Very truly yours,

OIL CONSERVATION COMMISSION

W. B. Macey  
Secretary-Director

WBM:nr

Encl.

OIL CONSERVATION COMMISSION

P. O. BOX 871

SANTA FE, NEW MEXICO

December 8, 1954

Mr. Roy Timmons  
1845 Wynkoop Street  
DENVER COLORADO

Dear Mr. Timmons:

We refer to our previous correspondence indicating the Oil Conservation Commission's intention to hold a "show cause" hearing relating to the plugging of the Kerlin No. 1, Tixier No. 1 and Timmons No. 1 Wells, all of which have been a part of your carbon dioxide operations in Harding County, New Mexico.

By our letter of November 8 we notified you, as well as the surety companies who wrote the bonds on the latter two wells, that the hearing would be held on December 16, 1954, at Santa Fe, N. M. However, we found that the agenda for that meeting was already overcrowded, and we now feel that it will be best to bring the matters up at the regular hearing of January 13, 1955, instead.

You will be further notified by copy of the legal advertisement issued for the January 13 hearing.

Very truly yours,

W. B. Macey  
Secretary - Director

WBH:mr

cc: Mr. D. D. Monroe  
Clayton Abstract Co., Inc.  
Clayton, N. M.  
(for American Employers' Insurance Company)

Fidelity and Deposit Co. of Maryland  
Attention: Mr. John Mickisch, Attorney  
Denver Claim Office  
804 Equitable Bldg, DENVER

E. A. Chavez, OCC  
Santa Fe

OIL CONSERVATION COMMISSION

P. O. BOX 871

SANTA FE, NEW MEXICO

December 23, 1954

Mr. Roy Timmons  
1845 Wynkoop Street  
DENVER COLORADO

Dear Sir:

We attach a copy of the legal notices issued this date in Oil Conservation Commission Cases 812, 813 and 814, all of which were brought up on the Commission's own motion. As you will note, these are set for hearing January 13, 1955, in Santa Fe, New Mexico.

The surety companies mentioned herein are being sent this same notice.

Very truly yours,

W. B. Macey  
Secretary - Director

WBM:jnr

cc: Mr. D. D. Monroe  
Clayton Abstract Co., Inc.  
CLAYTON, N. M.  
(for American Employers' Insurance Company)

Fidelity and Deposit Co. of Maryland  
Attention: Mr. John Hickisch, Attorney  
Denver Claim Office  
804 Equitable Bldg., DENVER, COLO.

V I A    R E G I S T E R E D    M A I L

OIL CONSERVATION COMMISSION

P. O. BOX 871

SANTA FE, NEW MEXICO

May 10, 1955

Mr. John Hickisch, Attorney  
Fidelity & Deposit Co. of Maryland  
804 Equitable Building  
DENVER 2 - COLORADO

Dear Sir:

RE: OCC Case 814

The Oil Conservation Commission expects to issue the order in the captioned case, involving the Roy Timmons Tixier Well No. 1, SW/4 NE/4 2-20N-30E, within the next few days.

A copy of the order will be sent to you as soon as it is signed by the Commission in official meeting.

Very truly yours,

W. B. Macey  
Secretary - Director

WBM:nr

*Copy 1 made  
June 5-16-55*

OIL CONSERVATION COMMISSION  
P. O. BOX 871  
SANTA FE, NEW MEXICO

August 19, 1955

Mr. L. C. White  
Gilbert, White & Gilbert  
Bishop Building  
Santa Fe, New Mexico

Re: Roy E. Timmons Drilling Bond

Dear Sir:

Reference is made to your letter of August 17 pertaining to the bond executed by the Fidelity & Deposit Company on the Roy E. Timmons No. 1 Tixier.

This is to advise that this office has written Mr. Timmons to inform him that the bond cannot be released until the mud pit at the well location is filled and the location leveled, or a waiver is obtained from the surface owner. To date we have had no correspondence from Mr. Timmons concerning this matter, although the well has been properly plugged in accordance with our rules.

When Mr. Timmons contacts us concerning this matter, I will advise you immediately.

Very truly yours,

W. B. Macey  
Secretary - Director

WBM:brp

C  
O  
P  
Y

October 2, 1955

Mr. Roy E. Timmons  
1845 Wynkoop Street  
Denver, Colorado

Mr. W. Perry Smith  
3815 West Lawn  
Amarillo, Texas

Re: Roy E. Timmons  
Tixier No. 1 and John Doe No. 1  
SW/4 NE/4 Sec. 2, T-20N, R-30E  
Harding County, New Mexico

Gentlemen:

Reference is made to our letter of August 3, 1955, wherein we requested that Form C-103, Report of Plugging, be submitted to describe the plugging work which you did on the above-captioned wells last July.

As we stated in our letter, the locations around the wells must be leveled and cleared of junk or land-owner's waiver to the effect that he does not desire said work performed must be filed with the Form C-103.

To date we have heard from neither of you regarding this matter.

It is of utmost imperativeness that this matter be taken care of immediately. We are therefore requesting that the Forms C-103 describing the plugging jobs to be submitted at once, with the reminder that one of the two following courses to be followed insofar as surface work is concerned:

1. Clear the locations of junk and restore surface to original condition.



-2-

Mr. Roy Timmons  
Mr. W. Peery Smith

2. Secure land-owner's waiver that this surface work is not necessary nor desired.

We would appreciate hearing from you regarding this work at your earliest convenience.

Very truly yours,

D. S. Nutter  
Petroleum Engineer

DSN:jh

cc: Fidelity and Deposit Company of Maryland  
% L. C. White, Attorney At Law  
Bishop Building, Santa Fe, New Mexico

# FIDELITY AND DEPOSIT COMPANY OF MARYLAND

HOME OFFICE - BALTIMORE 3

FIDELITY AND SURETY  
BONDS



BURGLARY AND GLASS  
INSURANCE

R. O. McKENZIE  
MANAGER

CLAIM OFFICE  
804 EQUITABLE BUILDING  
DENVER 2, COLO.

TELEPHONE  
MA 1245

November 11, 1955

Mr. Roy E. Timmons  
2635 Blake Street  
Denver, Colorado

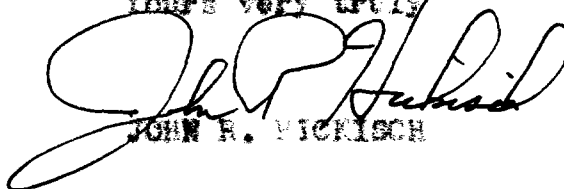
Re: Bond #42 75 246 - Roy E. Timmons et al -  
State of New Mexico - File #2882  
Claim #326 638

Dear Mr. Timmons:

After receipt of our letter of October 10th, you called this office and stated that you would proceed to comply with the requirements of the State of New Mexico on the well which had been plugged. To date we have not received any further word from you nor have we been notified by the state that you have complied with their requests. We are again demanding that action be taken by you to satisfy the requirements of the State of New Mexico.

You, of course, no doubt recognize that we can bring a suit for exoneration so as to secure cancelation of the bond and at the same time secure a judgment and attach any property which you may own in the State of New Mexico. Any expenses incurred will, of course, be due from you and your indemnitors. It would, therefore, be to your interest to proceed before we are forced to take legal action.

Yours very truly



JOHN R. MICKISCH

JRM/rr

cc: George O. Zimmerman  
Howard and Padella  
Carl B. Berter

BCC: Gilbert, White & Gilbert (duplicate)  
Santa Fe, New Mexico

# Fidelity and Deposit Company

HOME OFFICE OF MARYLAND BALTIMORE 3

FIDELITY AND SURETY  
BONDS



BURGLARY AND GLASS  
INSURANCE

JOHN R. HICKISCH  
CLAIMS ATTORNEY

DENVER CLAIM OFFICE  
804 EQUITABLE BUILDING  
DENVER 2, COLO.

TELEPHONE  
MAIN 1245

May 5, 1955

Oil and Gas Commission  
State of New Mexico  
Post Office Box # 871  
Santa Fe, New Mexico

Attention: Mr. Eugene A. Chavez

Re: Roy Timmons No. 1 and Tixier,  
SWNE 2-20N-30E, File No. 2888.

Gentlemen:

Our last information on the above captioned matter was with regard to your docket for regular hearing on March 16, 1955. It would be appreciated if you would notify this office as to the present status of the matter as far as our principal, Roy E. Timmons, is concerned, and the status of our bond.

Yours very truly,

JOHN R. HICKISCH

JRH/tip

*D. G. Reider*

# Fidelity and Deposit Company

HOME OFFICE OF MARYLAND BALTIMORE 3

FIDELITY AND SURETY  
BONDS



BURGLARY AND GLASS  
INSURANCE

JOHN R. HICKISCH  
CLAIMS ATTORNEY

DENVER CLAIM OFFICE  
804 EQUITABLE BUILDING  
DENVER 2, COLO.

TELEPHONE  
MAIN 1245

June 28, 1955

New Mexico Oil Conservation Commission  
Post Office Box # 871  
Santa Fe, New Mexico

Attention: Mr. W. E. Macey

Re: Bond 42 75 243, Roy E. Timmons - State of  
New Mexico, File No. 2888, Claim 326 638.  
Your Re: OCC Case 814.

*Order # R630*

Gentlemen:

We have been informed by Mr. Timmons that he has employed a Mr. W. Perry Smith to plug the wells as required by your order dated May 12, 1955. We have conferred with Mr. Smith by telephone and he informed this office he would be on the site within 6 days of June 28, 1955. Mr. Smith's address is 3815 W. Long Street, Amarillo, Texas, and his phone number is DR39412.

Mr. Smith has agreed to notify this office when he has moved on the site. We in turn will notify you as soon as possible.

Yours very truly,

*John R. Hickisch*  
JOHN R. HICKISCH

JRH/tip

GILBERT, WHITE AND GILBERT  
ATTORNEYS AND COUNSELORS AT LAW  
BISHOP BUILDING  
SANTA FE, NEW MEXICO

GILBERT, WHITE AND GILBERT  
ATTORNEYS AND COUNSELORS AT LAW  
BISHOP BUILDING  
SANTA FE, NEW MEXICO

August 2, 1955

Oil Conservation Commission  
Santa Fe, New Mexico

Attention: Mr. Macy

Gentlemen: Re: Roy E. Timmons- State of New Mexico,  
Drilling Bond, Claim No. 326 638,  
File No. 2888

It is our understanding that Roy E. Timmons has plugged the above subject well according to the specifications prescribed by the Oil Conservation Commission on June 13, 1955. We would appreciate your verifying this, and if the plugging has been accomplished, we would appreciate a letter from you releasing Fidelity and Deposit Company, bondsmen, from any further liability, and, if possible, that the bond be returned to us.

Thanking you for your courtesy, we remain

Very truly yours,

*L. C. White*

L. C. WHITE

LCW:cc

*cc L. C. White, advised him  
that bond can be returned  
leaving well pits sealed and  
leaving area that is back with  
Timmons to either do this or not*

**GILBERT, WHITE AND GILBERT**

ATTORNEYS AND COUNSELORS AT LAW

BISHOP BUILDING

SANTA FE, NEW MEXICO

CARL H. GILBERT  
L. C. WHITE  
WILLIAM W. GILBERT  
SUMNER S. KOCH

August 17, 1955

Oil Conservation Commission  
Santa Fe, New Mexico

Attention: Mr. Macy

Re: Roy E. Timmons - State of New Mexico,  
Drilling Bond, Claim No. 326 638,  
File No. 2888

Gentlemen:

At your earliest opportunity I would appreciate your advising us whether or not Mr. Timmons has been successful in obtaining a waiver from the surface owners as to the clearing of the well location and the leveling of the mud pits. It is my recollection, when we last discussed the matter, you stated the well had been plugged but you could not release the bondsman until this work was either accomplished or waivers obtained. As you know, I am interested in the matter from the bondsman's position.

Thanking you for any courtesies you may afford us in this matter, I remain

Very truly yours,



L. C. WHITE

LCW:LG

**GILBERT, WHITE AND GILBERT**

ATTORNEYS AND COUNSELORS AT LAW

BISHOP BUILDING

SANTA FE, NEW MEXICO

CARL H. GILBERT  
L. C. WHITE  
WILLIAM W. GILBERT  
SUMNER S. KOCH

January 24, 1956

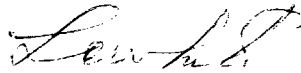
Mr. Bill Mason  
Secretary, Oil Conservation Commission  
Santa Fe, New Mexico

Dear Bill:

Will you please be so kind as to give me the present status of the Roy E. Timmons matter wherein our client, Fidelity and Deposit Company of Maryland, is bondsman.

As you know, Fidelity and Deposit Company have brought considerable pressure upon Mr. Timmons to comply with your regulations, and we are interested in knowing what action he is taking.

Very truly yours,



L. C. WHITE

LCW:cc

cc: Fidelity and Deposit Company of Maryland  
804 Equitable Building  
Denver 2, Colorado

*called King  
Charlton and  
told him we  
were attempting  
to determine  
whether the  
bond could be  
released on the  
strength of Timmons  
letter of 11-28-55  
containing answer  
to lawyers*

**GILBERT, WHITE AND GILBERT**

ATTORNEYS AND COUNSELORS AT LAW

BISHOP BUILDING

SANTA FE, NEW MEXICO

CARL H. GILBERT  
L. C. WHITE  
WILLIAM W. GILBERT  
SUMNER S. KOCH

November 14, 1955

Mr. W. B. Macey  
Oil Conservation Commission  
Santa Fe, New Mexico

Re: Roy E. Timmons - State of New Mexico  
Claim No. 326 638, File No. 2888

Dear Bill:

Enclosed herewith please find copy of Fidelity and Deposit Company's recent letter addressed to Roy E. Timmons in regard to his compliance with the Commission's rules and regulations.

Very truly yours,



L. C. WHITE

LCW:LG  
Enclosure



*WBr*

*Sent To  
Don*

**GILBERT, WHITE AND GILBERT**

ATTORNEYS AND COUNSELORS AT LAW

BISHOP BUILDING

SANTA FE, NEW MEXICO

CARL H. GILBERT  
L. C. WHITE  
WILLIAM W. GILBERT  
SUMNER S. KOCH

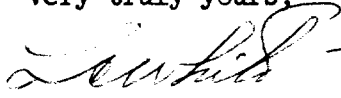
October 17, 1955

Mr. W. B. Macey  
Oil Conservation Commission  
Santa Fe, New Mexico

Dear Bill:            Re: Roy E. Timmons-State of New Mexico  
                              Claim No. 326 638, File No. 2888

Enclosed herewith please find copy of letter addressed to Roy E. Timmons from the Fidelity and Deposit Company. This is for your information and to bring your file up to current date, and to show what action the bonding company is taking.

Very truly yours,



L. C. WHITE

LCW:cc  
Encl.-1

NEW MEXICO OIL CONSERVATION COMMISSION  
MISCELLANEOUS REPORTS ON WELLS  
(Submit to appropriate District Office as per Commission Rule 1106)

Company \_\_\_\_\_  
(Address)  
Lease ROY E TIMMONS Well No. 1686 East 46th Denver, Colorado. Unit S T R  
Date work performed \_\_\_\_\_ POOL NE Harding County  
Tixer 1 2 20E 30E

This is a Report of (Check appropriate block) ☐ Result of Test of Casing Shut-off  
☐ Beginning Drilling Operations ☐ Remedial Work  
☐ Plugging ☐ Other \_\_\_\_\_  
July 12 - 15

Detailed account of work done, nature and quantity of materials used and results obtained.

Twelve sacks cement at bottom  
185 sacks of mud  
15 sacks of cement  
16 sacks mud  
10 sacks cement on top  
4" pipe on top to mark location.

In order used.

*see letter in well file in which Roy E. Timmons asserts that he is landowner and as such waives restoring surface, clearing junk and back filling pits*

FILL IN BELOW FOR REMEDIAL WORK REPORTS ONLY

Original Well Data:  
DF Elev. \_\_\_\_\_ TD \_\_\_\_\_ PBD \_\_\_\_\_ Prod. Int. \_\_\_\_\_ Compl. Date \_\_\_\_\_  
Tbng. Dia. \_\_\_\_\_ Tbng. Depth \_\_\_\_\_ Oil String Dia \_\_\_\_\_ Oil String Depth \_\_\_\_\_  
Perf. Interval (s) \_\_\_\_\_  
Open Hole Interval \_\_\_\_\_ Producing Formation (s) \_\_\_\_\_

RESULTS OF WORKOVER.	BEFORE	AFTER
Date of Test	_____	_____
Oil Production, bbls. per day	_____	_____
Gas Production, Mcf per day	_____	_____
Water Production, bbls. per day	_____	_____
Gas-Oil Ratio, cu. ft. per bbl.	_____	_____
Gas Well Potential, Mcf per day	_____	_____
Witnessed by _____		

Oil Conservation Commission  
Name \_\_\_\_\_ Title \_\_\_\_\_ Date \_\_\_\_\_  
I hereby certify that the information given above is true and complete to the best of my knowledge.  
Name Roy E Timmons Position Owner  
Company \_\_\_\_\_