

Client Alert

Energy & Environmental Practice

September 18, 2014

Studies Identify Flawed Well Construction (not Fracturing) as Source of Gas Contamination

More Questions Posed for Further Investigation

For the past several years, the rapid growth of oil and natural gas production from shale and other unconventional sources has prompted vocal and often sensationalized concerns regarding the potential for migration of gas from hydraulic fracturing operations into sources of drinking water. Studies issued this week indicate that the presence of gas in drinking water resulted from faults in well casing or completion, not from the fractures. However, researchers pose for further study the question of whether unconventional wells are more prone to well construction flaws than their conventional counterparts.

The Studies

The Department of Energy's National Energy Technology Laboratory (NETL) issued its report on the fracturing of six Marcellus Shale wells.¹ The researchers monitored pressures, conducted isotopic analyses of produced gas, and utilized tracers to detect gas migration. The results include:

- Pressure records before and after fracturing do not show migration of gas from the Marcellus Shale.
- Analysis of gas and produced water do not show isotopes indicative of migration.
- Testing showed no detection of perfluorocarbon (PFC) tracers that would have indicated migration of gas from fractures.

University researchers also published a paper concerning wells in both the Marcellus and Barnett Shales.² Their paper studied noble gas isotopes as indicators of whether fugitive gas had migrated from fractures into drinking water wells, concluding that:

- Poor well construction (casing or cementing) or well failure were the likely source of contamination.
- Data “do not suggest that horizontal drilling or hydraulic fracturing has provided a conduit to connect” deep shale resources to drinking water aquifers.

For more information, contact:

Cynthia A.M. Stroman

+1 202 626 2381

+1 713 276 6374

cstroman@kslaw.com

King & Spalding

Washington, D.C.

1700 Pennsylvania Avenue, NW

Washington, D.C. 20006-4707

Tel: +1 202 737 0500

Fax: +1 202 626 3737

Houston

1100 Louisiana Street

Suite 4000

Houston, Texas 77002-5213

Tel: +1 713 751 3200

Fax: +1 713 751 3290

Further Research Urged

These study results provide promising evidence that hydraulic fracturing of properly constructed wells does not result in gas migration to drinking water sources. However, the researchers suggested that attention should turn to a potential relationship between unconventional wells and the propensity for casing or cementing failures. The university researchers in particular prompted that future study “should evaluate whether the large volumes of water and high pressures required for horizontal drilling and hydraulic fracturing influence well integrity.”³ Accordingly, oil and gas producers should consider whether and how to anticipate additional scrutiny of their well construction procedures.



Celebrating more than 125 years of service, King & Spalding is an international law firm that represents a broad array of clients, including half of the Fortune Global 100, with 800 lawyers in 17 offices in the United States, Europe, the Middle East and Asia. The firm has handled matters in over 160 countries on six continents and is consistently recognized for the results it obtains, uncompromising commitment to quality and dedication to understanding the business and culture of its clients. More information is available at www.kslaw.com.

This alert provides a general summary of recent legal developments. It is not intended to be and should not be relied upon as legal advice. In some jurisdictions, this may be considered “Attorney Advertising.”

¹ Hammack, et al. *An Evaluation of Fracture Growth and Gas/Fluid Migration as Horizontal Marcellus Shale Gas Wells are Hydraulically Fractured in Greene County, Pennsylvania*. NETL-TRS-3-2014 (Sept. 15, 2014).

² Darrah, et al. *Noble gases identify the mechanisms of fugitive gas contamination in drinking-water wells overlying the Marcellus and Barnett Shales*. PNAS Early Edition (Sept. 15, 2014).

³ *Id.* at 6. This suggestion is consistent with a paper published a few weeks earlier indicating that risk of cement or casing impairment was elevated for unconventional wells in comparison to conventionally drilled wells. See Ingraffea et al. *Assessment and risk analysis of casing and cement impairment in oil and gas wells in Pennsylvania, 2000-2012*. PNAS 11:10955-10960 (July 29, 2014).