

# Correspondence

Case No. 18

Sept. 1939

September 18, 1939

Honorable Glenn Staley  
Proration Umpire  
Hobbs, New Mexico

Dear Mr. Staley:

Request has been made that those wells having export connections within the Artesia-Grayburg-Jackson-Malgamar area be allowed to produce between September 18 and October 15, 1939, 45,000 barrels of oil for export purposes only so as to fill the pipe line in order that the delivery of export oil will not be unduly delayed.

Permission is herewith granted to produce 45,000 barrels of oil for export purposes only from those wells having export connections within the Artesia-Grayburg-Jackson-Malgamar area for the purpose of filling the pipe line in order to prevent undue delay in accomplishing export, subject, however, to the following conditions: The permission herein is not to be interpreted as an extra allowable, but merely permission to make the runs as advance allowables to be charged back against the allowables of the wells making such advance runs. This permission is intended to alleviate an emergency, to-wit, the filling of the pipe line to prevent delay in making export delivery.

This letter shall be the authority of the Proration Umpire to permit the runs as indicated in the permission granted hereinabove.

Very truly yours,

Frank Worden, Secretary  
Oil Conservation Commission

FW:ik

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CLASS OF SERVICE

This is a full-rate Telegram or Cablegram unless its deferred character is indicated by a suitable symbol above or preceding the address.

# WESTERN UNION

1220

SYMBOLS

DL = Day Letter

NL = Night Letter

LC = Deferred Cable

NLT = Cable Night Letter

Ship Radiogram

R. B. WHITE  
PRESIDENT

NEWCOMB CARLTON  
CHAIRMAN OF THE BOARD

J. C. WILLEVER  
FIRST VICE-PRESIDENT

The filing time shown in the date line on telegrams and day letters is STANDARD TIME at point of origin. Time of receipt is STANDARD TIME at point of destination

Received at

SEP 17 1938

1938 SEP 12 PM 12 38

TELEGRAMS... (Faint, mostly illegible text)

Under EMERGENCY Allowable

EXPERT

## ILLEGIBLE



# SKELLY OIL COMPANY

TULSA, OKLAHOMA

September 11, 1939

LAND AND LEASE DEPARTMENT  
JAMES FITZGERALD, JR., MANAGER  
WEST TEXAS-NEW MEXICO DIVISION  
MIDLAND, TEXAS

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

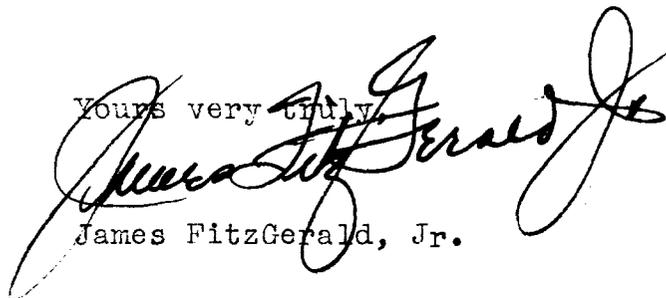
Dear Carl:

This will acknowledge your letter of September 8th attached to Order No. 197 of the Oil Conservation Commission.

My compliments to the Governor and members of the Commission upon issuance of Order No. 196. There is no question in my mind and the oil men in this area that the afore mentioned order was a splendid thing for the industry. I am certain the State has protected the peoples royalty interest and have avoided the loss of natural resources at unfair prices.

Best personal regards,

Yours very truly,



James FitzGerald, Jr.

JFG:RH

# CITIES SERVICE OIL COMPANY

PRODUCERS-REFINERS-MARKETERS OF PETROLEUM PRODUCTS

BARTLESVILLE  
OKLAHOMA

Legal Division  
September 11, 1939

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

In re: Oil Conservation  
New Mexico

My dear Mr. Livingston:

I acknowledge receipt of your letter of September 8 and a copy of Order No. 197 of the Commission terminating the suspension of production of petroleum in New Mexico, and thank you therefor.

The suspension of production appears not to have seriously injured the lessees, the purchasers or the users of petroleum products. I am afraid it furnished momentum to federal regulation of the oil business as will enable the sponsors of acts pending in the congress to procure the passage thereof. If it has, I suspect such regulation will never be released by the federal government. The courts in recent years have gone far in sustaining federal regulation of businesses formerly considered local and the power of regulation to be vested in the states.

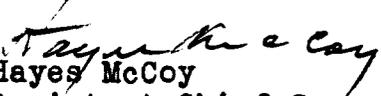
It appears to me that if the courts are consistent they will hold substantially all business of every kind to be subject to regulation by the congress. For the most part, all of the wheat, corn, coal, cattle, hogs, sheep, lumber, coal, oil, and manufactured products move in interstate commerce. If our constitution gives the congress such jurisdiction and authority and such was intended by

Mr. Carl B. Livingston #2  
9-11-39

by the framers of the constitution, one wonders why the  
states were permitted to exist and adopt constitutions.

With best wishes, I am

Sincerely yours,

  
Hayes McCoy  
Assistant Chief Counsel

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September 8, 1939

Mr. G. H. Card  
Stanolind Oil & Gas Company  
Fort Worth, Texas

My dear George:

Enclosed please find copy of Order  
No. 197 of the Commission, which is being sent  
you for your files, terminating the suspension  
of production of petroleum in New Mexico.

Very truly yours,

Carl B. Livingston  
Attorney

CBL:lk  
Enc.

September 8, 1939

Mr. J. P. Shannon  
Snowden-McSweeney Company  
Fort Worth, Texas

My dear Mr. Shannon:

Enclosed please find copy of Order  
No. 197 of the Commission, which is being sent  
you for your files, terminating the suspension  
of production of petroleum in New Mexico.

Very truly yours,

Carl B. Livingston  
Attorney

CEB:ik  
Enc.

September 8, 1939

Honorable Hayes McCoy  
Cities Service Oil Company  
Bartlesville, Oklahoma

My dear Mr. McCoy:

Enclosed please find copy of Order  
No. 197 of the Commission, which is being sent  
you for your files, terminating the suspension  
of production of petroleum in New Mexico.

Very truly yours,

Carl B. Livingston  
Attorney

CBL:ik  
Enc.

September 8, 1939

Colonel James Fitzgerald, Jr.  
Skelly Oil Company  
Midland, Texas

My dear Colonel Jim:

Enclosed please find copy of Order  
No. 197 of the Commission, which is being sent  
you for your files, terminating the suspension  
of production of petroleum in New Mexico.

Very truly yours,

Carl B. Livingston  
Attorney

CBL:ik  
Enc.

September 8, 1939

Mr. Edgar Kraus  
Atlantic Refining Company  
Carlsbad, New Mexico

My dear Edgar:

Enclosed please find copy of Order  
No. 197 of the Commission, which is being sent  
you for your files, terminating the suspension  
of production of petroleum in New Mexico.

Very truly yours,

Carl B. Livingston  
Attorney

CBL:ik  
Enc.

September 8, 1939

Mr. D. D. Bodie  
Cities Service Oil Company  
Hobbs, New Mexico

My dear Dan:

Enclosed please find copy of Order  
No. 197 of the Commission, which is being sent  
you for your files, terminating the suspension  
of production of petroleum in New Mexico.

Very truly yours,

Carl B. Livingston  
Attorney

CBL:ik  
Enc.

September 8, 1939

Mr. A. K. McCorkle  
Stanolind Oil Company  
Fort Worth, Texas

My dear Mr. McCorkle:

Enclosed please find copy of Order  
No. 197 of the Commission, which is being sent  
you for your files, terminating the suspension  
of production of petroleum in New Mexico.

Very truly yours,

Carl B. Livingston  
Attorney

CBL:ik  
Enc.

September 8, 1939

Colonel J. D. Atwood  
Roswell, New Mexico

My dear Colonel Atwood:

Enclosed please find copy of Order  
No. 197 of the Commission, which is being sent  
you for your files, terminating the suspension  
of production of petroleum in New Mexico.

Very truly yours,

Carl E. Livingston  
Attorney

CBL:ik  
Enc.

September 8, 1939

Honorable James M. Murray  
Lieutenant Governor of New Mexico  
Hobbs, New Mexico

My dear Jim:

Enclosed please find copy of Order No. 197 of the Commission, which is being sent you for your files, terminating the suspension of production of petroleum in New Mexico.

Very truly yours,

Carl E. Livingston  
Attorney

CBL:kk  
Enc.

September 5, 1939

C  
O  
P  
Y  
  
Honorable Ernest O. Thompson  
Railroad Commission of Texas  
Austin, Texas

My dear Colonel Thompson:

I am profoundly grateful to you for your letter of August 29, enclosing a copy of the text of your radio address. I was fortunate in being able to hear portions of your address over the radio.

Enclosed please find a copy of the Commission's order on Case No. 18, lifting the shutdown in New Mexico, which I have termed all the way through the proceedings a suspension of production of petroleum.

Very truly yours,

OIL CONSERVATION COMMISSION

By \_\_\_\_\_  
Carl B. Livingston  
Attorney

CBL:ik  
Enc.