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ATTORNEYS AT LAW

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YUCCA 3-9396
YUCCA 2-2991

RECEIVED
AUG 18 1960

Mr. Oliver E. Payne
Oil Conservation Commission
P. O. Box 871
Santa Fe, New Mexico

Mr. Jack M. Campbell
Campbell & Russell
P. O. Box 721
Roswell, New Mexico

Mr. Ray C. Cowan
Cowan & Leach
P. O. Box 1526
Hobbs, New Mexico

Re: Jalmat Appeal

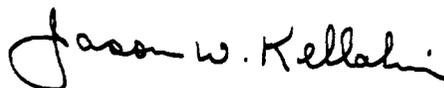
Mr. Robert W. Ward
201 North Love
Lovington, New Mexico

Mr. Manuel A. Sanchez
Batts Building
Santa Fe, New Mexico

Gentlemen:

Enclosed is a copy of Order entered on August 16,
1960, by Chief Justice Compton in the captioned case.

Very truly yours,



Jason W. Kellahin

jwk:mas

cc: Mr. Ross L. Malone
Mr. Howard Bratton

IN THE SUPREME COURT OF THE STATE OF NEW MEXICO

CONTINENTAL OIL COMPANY
AMERADA PETROLEUM CORPORATION
PAN AMERICAN PETROLEUM CORPORATION
SHELL OIL COMPANY
THE ATLANTIC REFINING COMPANY
STANDARD OIL COMPANY OF TEXAS
HUMBLE OIL & REFINING COMPANY

Petitioners-Appellants

-vs-

No. 6830

OIL CONSERVATION COMMISSION OF
NEW MEXICO, Composed of John
Burroughs, Member and Chairman,
Murray Morgan, Member, and A. L.
Porter, Secretary;
TEXAS PACIFIC COAL & OIL COMPANY,
a Foreign Corporation;
PERMIAN BASIN PIPELINE COMPANY,
a Foreign Corporation;
SOUTHERN UNION GAS COMPANY,
a Foreign Corporation,

Respondents-Appellees

OIL CONSERVATION COMMISSION OF
NEW MEXICO,

Cross-Appellant.

C E R T I F I C A T E

I certify that true copies of Order entered by Chief Justice J. C. Compton in the above entitled cause on August 16, 1960, have been mailed properly addressed and postage pre-paid to opposing counsel this 18th day of August, 1960.

Jason W. Kellahin
Kellahin & Fox
P. O. Box 1713
Santa Fe, New Mexico

ATTORNEYS FOR PETITIONER

IN THE SUPREME COURT OF THE STATE OF NEW MEXICO

CONTINENTAL OIL COMPANY
AMERADA PETROLEUM CORPORATION
B&B AMERICAN PETROLEUM CORPORATION
SHELL OIL COMPANY
THE ATLANTIC REFINING COMPANY
STANDARD OIL COMPANY OF TEXAS
HUMBLE OIL & REFINING COMPANY

Petitioners-Appellants

-vs-

No. _____

OIL CONSERVATION COMMISSION OF
NEW MEXICO, Composed of John
Burrroughs, Member and Chairman,
Murray Morgan, Member, and A. L.
Porter, Secretary;
TEXAS PACIFIC COAL & OIL COMPANY,
a Foreign Corporation;
EL PASO NATURAL GAS COMPANY,
a Foreign Corporation;
PERMIAN BASIN PIPELINE COMPANY,
a Foreign Corporation;
SOUTHERN UNION GAS COMPANY,
a Foreign Corporation,

Respondents-Appellees

OIL CONSERVATION COMMISSION OF
NEW MEXICO,

Cross-Appellant

O R D E R

This matter coming on regularly to be heard on the motion of petitioners for consolidation of the appeals and preparation and acceptance of the record herein, and it appearing to the Court:

1. That the above styled cause was filed in the District Court of the Fifth Judicial District as separate appeals from the order entered by the Oil Conservation Commission of New Mexico, said appeals being designated on the Docket of said Court as follows: Continental Oil Company, No. 16213; Amerada

Petroleum Corporation, No. 16214; Pan American Petroleum Corporation, No. 16215; Shell Oil Company, No. 16217; The Atlantic Refining Company, No. 16218; Standard Oil Company of Texas, No. 16219; and Humble Oil & Refining Company, No. 16220; the respondents in each case being as shown in the above styled cause.

2. That thereafter said causes were consolidated for trial in the District Court under style and designation of "Continental Oil Company, et al., Petitioners, vs. Oil Conservation Commission of New Mexico, et al., Respondents, No. 16213 through No. 16220, inclusive; consolidated under No. 16213," heard on a common record, and a consolidated judgment entered therein,

3. That separate appeals were allowed in each of said consolidated cases and thereafter all parties hereto, by their respective counsel, stipulated that said appeals be consolidated for all purposes and said appeals by petitioners be heard and determined upon a single transcript and record, and such consolidation was approved by Order of the District Court, as shown by the Transcript of record on file herein.

4. It further appearing that parties hereto, by their respective attorneys, have heretofore stipulated that the original transcript of the hearing before the Oil Conservation Commission of New Mexico, with exhibits and attachments thereto, in the Application of Texas Pacific Coal & Oil Company for an order amending the pool rules of the Jalmat Gas Pool, Lea County, New Mexico, heard as Case No. 1327 on the docket of said Commission, which transcript of proceedings was received in evidence as an exhibit in the District Court be considered as if the same had been included in the transcript, bill of exceptions

and record as prepared and certified by the clerk of the court in this appeal.

And the Court being fully advised in the premises and good cause appearing therefor

It is, therefore, ORDERED that the Order of the District Court of the Fifth Judicial District in and for Lea County, New Mexico, consolidating Causes Nos. 16213, 16214, 16215, 16217, 16218, 16219, and 16220 on the docket of that court for all purposes be, and the same hereby is ratified and confirmed, and said causes be, and they hereby are consolidated for all purposes in this Court.

It is FURTHER ORDERED that the original only of the transcript of hearing with all exhibits and attachments thereto of the hearing before the Oil Conservation Commission of New Mexico in Case No. 1327 on the docket of said Commission be, and the same is hereby, received in this Court for all intents and purposes as if the same had been included in the transcript and bill of exceptions certified to the Court by the aforesaid District Court in its transcript and bill of exceptions.

It is FURTHER ORDERED that the original exhibits offered and received in evidence at the trial of Causes Nos. 16213 through 16220, inclusive, consolidated under Docket No. 16213 in the District Court of the Fifth Judicial District in and for Lea County, New Mexico, certified in the original only, be, and the same are hereby received in this Court for all intents and purposes as if the same had been included in the transcript and bill of exceptions certified to this Court by the aforesaid District Court in its transcript and bill of exceptions.

CHIEF JUSTICE