FOR ROYALTY OIL PREFERENCE.

CASE Mo.
55074

Application,

Transcripts,

Small Ekhibts

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BEFORE THE NEW MEXICO OIL CONSERVATION COMMISSION STATE LAND OFFICE BUILDING SANTA FE, NEW MEXICO October 16, 1973

COMMISSION HEARING

IN THE MATTER OF:

The hearing called by the Oil Conservation Commission of New Mexico upon its own motion to consider the application of Plateau, Inc., operator of a petroleum refinery located approximately 1-1/2 miles southeast of Bloomfield, New Mexico, for certification to the Commissioner of Public Lands as a small business enterprise within the state not having adequate supply of charge stocks and eligible to be granted a preference, pursuant to Chapter 34, New Mexico Law of 1967, for the purchase of state royalty oil.

Case No. 5074

BEFORE: A. L. Porter, Jr., Secretary-Director

I. R. Trujillo, Chairman

TRANSCRIPT OF HEARING

1	INDEX		
2	WITNESS	PAGE	
3	B. G. DIMON:		
4	Direct Examination by Mr. Cooley	A.	
5	Cross-Examination by Mr. Mutter	7	
6			
7	WILLIAM MAGLER:		
8	Direct Examination by Mr. Cooley	1.0	
9	Cross-Examination by Mr. Nutter	14	
10	Re-Cross Examination by Mr. Porter	1.7	
11	Re-Direct Examination by Mr. Cooley	17	
12	Re-Cross Examination by Mr. Porter	1.8	
13	Re-Cross Examination by Mr. Trujillo	19	
14			
15	CLEO E. WALL:		
16	Direct Examination by Mr. Cooley	20	
17	Cross-Examination by Mr. Porter	30	
18	Re-Cross Examination by Mr. Mutter	32	
19	Ro-Cross Examination by Mr. Porter	37	
20	Re-Cross Examination by Hr. Stametz	VI	
21	Re-Cross Examination by Pr. Porter	43	
22	Re-Direct Tramination by Er. Cooley	43	
23	Re-Cross Examination by I'r. Hutter	47	
24	Pe-Cross Examination by Mr. Porter	51.	
25	Re-Direct Examination by Mr. Cooley	52	

MR. PORTER: The hearing will come to order, please. Let the record show that present for the hearing are Mr. I. R. Trujillo, Chairman of the Commission, A. L. Porter, Jr., Secretary-Director. The Commission will consider the first case 5074.

MR. CARR: In the matter of the hearing called by the Oil Conservation Commission of New Mexico upon its own motion to consider the application of Plateau, Inc., operator of a petroleum refinery located approximately 1-1/2 miles southeast of Bloomfield, New Mexico, for certification to the Commissioner of Public Lands as a small business enterprise within the state not having an adequate supply of charge stocks and eligible to be granted a preference, pursuant to Chapter 34, New Mexico Laws of 1967, for the purchase of state royalty oil.

MR. COOLEY: William J. Cooley, Burr & Cooley, Farmington, New Mexico, appearing on behalf of applicant.

We have three witnesses we will elicit testimony from in this case.

MR. PORTER: How many witnesses?

MR. COOLEY: Three.

MR. PORTER: Will the witnesses stand and be sworn,

please?

Anyone else desire to present testimony in Case

25 5074?

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Mr. Cooley.

5 stand Mr. Dixon. B. G. DIXON, a witness, having been first duly sworn according to law, upon his oath testified as follows: 8 DIRECT EXAMINATION 9 BY MR. COOLEY: 10 Would you please state your full name for the record? . 11 B. G. Dixon. 12 Where do you reside and how are you employed, Mr. Dixon? 13 Reside in Farmington, New Mexico, and employed by 14 Plateau, Inc. 15 In what capacity are you employed by Plateau? 16 Vice-President and comptroller. 17 How long have you been so employed? 18 A little over eight years. 19 It is true, is it not, that Plateau, Inc., is a corporation organized under the laws of the State of New Mexico? 22 That's right. 23 Are you familiar with the stock ownership of Plateau, 24 Inc.?

(No response.)

MR. PORTER: You may call your first witness,

MR. COOLEY: As our first witness, we call to the

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NEW MEXICO 87103	801100 MAN
E 243-6691 • ALBUQUERQUE,	EAST ON BUOUFROUR
SIMMS BLDG. + P.O. BOX 1092 - PHONE 243-6601 - ALBUQUERQUE, NEW MEXICO 87103	1216 FIRST NATIONAL BANK BLOG, EAST OALBUOURROUT NEW MEXICO 51.05

		PAGE ³
i	A	Yes.
2	Q	What is that?
3	A	It's a solely-owned subsidiary of Suburban Propane Gas
4	Cor	poration.
5	Q	What is the primary business activity of Suburban
6		Propane Gas Corporation?
7	A	Its primary activity is the marketing of propane through
8		various outlets on the East Coast through the Midwest
9		and on the West Coast.
10	Q	What is the primary business activity of Plateau, Inc.?
11	A	Petroleum refining and marketing.
12	Q	Is the marketing aspect of the business simply an
13		adjunct of the refinery business?
14	A	That is correct.
15	Q	That is an outlet for the refined products?
16	A	For the refined products.
17	Q	Are you familiar with the management of both Suburban and
18		Plateau?
19	A	Yes.
20	Q	Are they separate and distinct?
21	A	Yes, they are. Operations of Plateau are made through
22		its president, Mr. O. L. Garretson.
23	Q	And is Mr. Garretson the chief executive officer of
24		Plateau, Inc.?
25	A	Yes, he is.

Q

		implement the policies of Plateau, Inc. Independ
		the parent Suburban Propane Gas Corporation?
	A	That's right, he does all the operating policy and
		procedures.
		MR. PORTER: What's his position?
		THE WITNESS: He's the president of Plateau, Inc.,
,		chief executive officer.
,	Q	(By Mr. Cooley) Is Suburban Propane Gas Corporation of
L		New Jersey affiliated with any other petroleum refinery
2		operation besides Plateau, Inc.?
3	A	No.
14	Q	Is Plateau, Inc. so affiliated?
15	A	No.
16	Q	And the refinery with which we're here concerned is
17		located where?
18	A	Oh, just south of Bloomfield, New Mexico. Returning again to the separation of activities of the
19	Q	Returning again to the separaters two companies, the parent and the subsidiary, what is
20		two companies, the parent und the situation with respect to keeping records?
21		We keep all of our own records, file all of our own
22	A	We keep all of our own reserved with tax returns, keep completely separate records, all
23		data are separated from Suburban Propane.
24	•	Now you say you file all of your own tax returns, is the
25	5 Q	Now you say you zzzz

And as such, has it been your experience that he is free

implement the policies of Plateau, Inc. independent of

on a day-to-day operating basis to set forth and

1		return of Plateau filed as a consolidated return with
2		the parent?
3	A	No, it's filed as an individual corporation under
4		Plateau's name, both Federal and the various States.
5	Q	Do you have knowledge as to whether an Attorney General
6		opinion has been submitted with respect to whether
7		Plateau, Inc. qualifies as a small business as defined
8		in the Act with which we're concerned?
9	A	Yes. The Cliver Payne opinion?
10	Q	Yes. Is that opinion, Attorney General Opinion No.
11		73-50, dated June 25, 1973?
12	A	Yes.
13	Q	And is that attached as a part of the package which has
14		been handed to the Commissioners?
15	A	Yes.
16	Ŏ	From your own personal observation is there any question
17		in your mind but what Plateau, Inc. is completely
18	-	independently operated insofar as the parent is concerned
19	A	No question in my mind.
20		MR. COOLEY: I have no further questions of this
21		witness.
22	ru.	MR. PORTER: Anyone else have a question?
22		CROSS-EXAMINATION

Mr. Dixon, I noticed on the Application of Plateau and

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BY MR. NUTTER:

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		PAGE 8
1		on their letterhead they defined themselves as being
2		petroleum producers, refiners and marketers. To what
3		extent is Plateau a producer?
4	A	It has one well in Southeastern New Mexico.
5	Q	How much oil does that well produce per day?
6	À	Mr. Wall could answer that better than I. It's a very
7		small amount.
8	Q	Does Plateau operate in any state except New Mexico?
9	A	We're licensed to do business in all four states,
10		Utah, Colorado, Arizona and New Mexico.
11	Q	The four corner states?
12	A	That's correct. We're incorporated in the laws of the
13		State of New Mexico.
14	Ω	Now do you do business in fact in these other states?
15	A	Yes.
16	Q	As marketers primarily?
17	A	As marketers only.
18	Q	Do you have any refinery operations in any other states?
19	A	No.
20	Q	So Plateau has one refinery near Bloomfield, New Mexico?
21	A	Yes, sir.
22	Q	And one oil well in Lea County?
23	Α	I'm not for sure where it is, but I think it's in Lea
24	;	County.
25	Q 1	Do you have marketing outlets in the State of New Mexico?

1	A	Yes.
2	Q	What percentage of the product of the Bloomfield
3		refinery is sold in New Mexico?
4	A	I'm going to speak off the top of my head because I
5		haven't I'd have to remember what from last year's
6		tax return, we separated out then. I would think that
7		it's somewhere in the neighborhood of 60 percent or
8		better, either sold through our outlets in New Mexico
9		or sold off of our dock in New Mexico.
10	Q	Well, if it's sold off of your dock in New Mexico it
11		could be retailed then somewhere else besides New Mexico?
12	A	That's correct.
13	Q	So you're not only selling to your own, through your
14		own marketing outlets but also selling to other outlets?
15	A	Yes, that's correct.
16	Q	Do you have a supply of oil for your refinery from other
17		states besides New Mexico?
18	A	There is a small amount that we're getting in from Colorado
19	Q	What percentage of your total refinery input would come
20	,	from out of state?
21	A	Mr. Wall or Mr. Hagler could better answer that for you.
22		MR. NUTTER: I believe that's all then. Thank you.
23		MR. PORTER: Are there any other questions of this
24	-	witness?
25		(No response.)
- L		

MR. PORTER: The witness may be excused. Call

MR. COOLEY: Mr. Hagler, please.

25

Inc.?

	4		WILLIAM HAGLER,
	5	a wi	tness, having been first duly sworn according to law,
S	6	upon	his oath testified as follows:
iate	7		DIRECT EXAMINATION
associates	8	BY M	R. COOLEY:
ර	9	Q	Would you state your full name for the record, please?
	10	A	William N. Hagler.
Rearnley, meler	11	Ω	Where do you reside and how are you employed?
] []	12	A	Farmington, New Mexico.
Gea	13	·	MR. PORTER: How do you spell your last name?
EX KEN	14		THE WITNESS: H-a-g-l-e-r.
ALBUQUERQUE, NEW ME. UQUERQUE, NEW MEXICO	15	A	I'm employed by Plateau, Inc.
POUER C	16	Q	(By Mr. Cooley) In what capacity?
BUQUE	17	A	I'm assistant to the president.
243-669	18	Q	So the major portion of your duties concern themselves
PHONE :	19		with actual refinery operations?
1092 . P	20	A	Yes.
P.O. BOX	21	Q	Of the Plateau refinery near Bloomfield?
00.0 P.	22	A	Yes, they do.
209 SIMMS BLOC. • P.O.	23	Q	Are you familiar with the refinery capacity which
209 SIN	24		presently exists in the Bloomfield refinery of Plateau,

your next witness.

BUDDER DUE NEW MEXICO 87108		
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1	Α	Yes, I am.
2	Q	Would you tell us what the present nominal design
3		capacity of that facility is?
4	A	The present nominal design capacity of the refinery
5		at Bloomfield is 5200 barrels per day.
6	Q	Is that based upon engineering studies that have been
7		performed?
8	A	This is based upon the engineering design studies and
9		actual demonstrated throughput.
10	Q	Do you have evidence of actual demonstrated throughput?
11	A	Yes, I do.
12	Ω	I hand you what's been marked as Applicant's Exhibit A
13		and ask you if that is a tabulation of some evidence
14		of that capacity.
15	7	Yes, this is just an example period of time.
		Would you explain what it purports to show?
16	٨	This is a period of six days in August and early
17		September of 1972, listing the volume of charge to the
18	В	refinery in barrels per day, and the gravity of that
1	9	particular of the charge on those particular days.
2	0	Do you want me to read those?
2	21	I think the exhibit speaks for itself.
2	22 Q	MR. PORTER: Now you have a range there, I believe,
;	23	of 5175 to 5450?
	24	THE WITNESS: Yes, sir, that's correct. The
	25	THE HITCHOOL.

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average, as you see, sir, is 5267.

MR. PORTER: Right.

Q (By Mr. Cooley) Are there other periods of time which you're personally familiar that the Plateau Refinery at Bloomfield has performed at substantially the same as set forth in Applicant's Exhibit A?

- A Yes, there are.
- Q Have you simply chosen this as a representative period?
- A That's correct.
- Q Does the capacity and design of the refinery assume an optimum gravity of charge stock?
- A Yes, it does. The optimum gravity of the commingled stream, that is the composite stream to the refinery is between about 53 gravity and about 57 or 8 gravity.

 Under present mix and availability of crude we achieve this by running crude with gravity of about 41 degrees and higher.
- By this am I to understand that 40-degree gravity or less when commingled with your other available charge stock tends to reduce the efficiency and capacity of the refinery?
- A That's correct.
- Q How did this come about; why did it come about?
- A Well, the very heavy crudes have an exceedingly high yield of residual fuel or bottoms and after that yield

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reaches a certain level, then it exceeds the capability of the refinery pumps, tower sizes, cooling capacity to remove that from the towers and the towers load up and the charge must be cut back.

MR. PORTER: While we're on that point, in other words, the high-gravity oil would, as you say, tend to interfere with the efficiency of the operation?

MR. COOLEY: Low gravity.

THE WITNESS: Low gravity, sir.

MR. PORTER: Low gravity, anything below 410 would tend to interfere with the efficiency of the operation of the plant equipment to the degree that you could not process as much oil?

THE WITNESS: Yes, sir.

MR. PORTER: And your output would not be as much?

THE WITNESS: Yes, sir. Basically the reason is because the input is reduced.

MR. PORTER: I see.

(By Mr. Cooley) Does it also effect the various yields and the types of products that it will produce? Yes, it does. Maybe I can illustrate that by an example. The third gravity crude, for example, has a yield of heavier residual fuel of about 60, 65%, where a 55 or 60 gravity crude has a residual yield

		logarithmically, certainly geometrically.
		3 Q And, summarily then, has it been established from
		both engineering data and actual operation that the use
		of crude charge stock below 41° gravity is undesirable
		and unsuitable for your present existing facilities?
		7 A That's correct.
	8	MR. COOLEY: No further questions.
	9	
	10	CROSS-EXAMINATION
	11	BY MR. MUTTER:
	12	Q Mr. Hagler, the reason for this is because this
	13	refinery is designed and the facilities are installed
	14	for the handling of high-gravity input; is this right?
	15	A Yes.
1	6	Of course, refineries can handle below-grade crude
1	7	oil, can't they?
18	8 A	Correct, yes, sir.
19)	But not this type refinery?
20	Z	Not this type.
21	Q	What is the process in putting this average 56.7
73 23 Q		gravity input into the refinery? What's the process
23		for making the product out of it and what is the
24		Product yield?
25	Λ	There are two major refinery processes. I assume you

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209 SIMMS BLDG. 8 P.D. BDX 1082 8-DHONE 243-6691" ALBUQUERQUE. NEW MEXICO 87103 1216 FIRST NATIONAL BANK BLDG. EAST 8ALBUQUERQUE. NEW MEXICO 87108

want me to describe the process at this refinery? Yes, I do. Go ahead, Hr. Hagler. May I ask how much detail you'd like to go into, broad and general? Enough so we'll know if this is a mechanical blending of the input to make a product, or whether there's some actual refining operation going on, whether there's a heat treatment, whether there's cracking, whether there's preliminarization or just what. Right. The initial refining step is the crude distillization. This is conducted in three distillization towers. The first phase is to preheat the crude by off-streams from the downstream part of the refinery. This yields light strain gasoline overhead from the first tower. The bottoms from that tower are charged to a second tower that yields naptha which becomes charge for the catalytic reformer. Further down, it's kerosine, diesel, and finally residual fuel of the bottoms of the second tower. The cat reformer is rather a conventional catalytic reformer with a unifier, ahead of the reformer for catalyst production. You eluded to one point. The crude oil is not really mechanically blended; it's blended by selection of stock that's stored in tankage for subsequent running.

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1	Ω	So you've mentioned four products that you obtain,	
2		gasoline, kerosine, diesel and residual. You also	
3		have a yield of butane and propanes?	
4	A	No, sir. We have a combined yield of those materials,	
5		but they're burned in the refinery process.	
6	Q	I see. So those four products that you mentioned	
7		are the four products of the refinery?	
8	A	Yas, sir. We make a very small volume of white	
9		gasoline, but that's mostly convenience.	
10	Q	Now, taking your average crude input of 56.70 here,	
. 11		what would the percentage of gasoline, kerosine.	
12		diesel and residual that you'd get out of it, sir?	
13	A	Can I refer to a note on that?	
14	Q	Sure.	
15	V	The data I'm citing is not from the precise period	
16		of time set forth in Exhibit A, but it is generally	
17		representative. The yield of residual fuel is	
18		approximately 16%. The yield of butane, propane	
19		gas is approximately 2%.	
20	Ü	And that's consumed in the refinery process?	
21	v	Yes, it is. The yield of diesel and korosine is	
22	· 2	approximately 13%.	
23	Ω	Combined?	
24	λ	Yes, sir. Do you wish me to break them down?	
25	ନ	No, sir.	

	And the yield of gasoline is approximately 65%.	
	Q Thank you.	
	Approximately 4% refining loss and shrinkage.	
•	MR. NUTTER: Mr. Cooley, is your other witness	
·	going to testify on supply?	
,	MR. COOLEY: Yes.	
7	MR. NUTTER: I don't have any further questions	
8	of Mr. Hagler.	
9	PE-CROSS EXAMINATION	
10	BY MR. PORTER:	
11	Q Mr. Hagler, I assume that the major portion of your	
a 12	input accounts from liquids from natural gas wells?	
0 13	A Under the most desirable conditions, yes.	
> A	You mean, that is normally where you do get most of	
ZΣ	your stock?	
0 . 3 . 3 . 3 . 4 . 4 . 6 .	A That's desired normally.	
17 17	Q Well, what's been your account to get gas?	
18 18	A Well, that'll be covered in more detail later.	
90 19	Q Okay, I see.	
10 2001 4 7.7 50	MR. PORTER: Anyone else have a question?	
x o o o o o o o o o o o o o o o o o o o	MR. COOLEY: I have one question on re-direct.	
0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0	RE-DIRECT EXAMINATION	
MS BLD 6 FIRST 6	BY MR. COOLEY:	
W15 24	Mr. Hagler, is there any other process in your refining	
25	operating that tends to upgrade the quality of your	
	200 SIMMS BLDC. 4.P.O. BOX 1092 49-6091 ALBUQUERQUE, NEW MEXICO 87108 1216 FIRST NATIONAL BARK BLDG. EAST ALBUQUERQUE, NEW MEXICO 87108 12 7 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1	

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200 SIMMS BLDG. - P.O. BOX 1092 - PHONE 243-6691 - ALBUQUERQUE, NEW MEXICO 87103
1216 FIRST NATIONAL BANK BLDG. EAST - ALBUQUERQUE, NEW MEXICO 87108

1	ı	gasoline?
2	A	Well, I think the chief process I've alluded to is
. 3	:	the catalytic reformer. This takes the low-octane
4		stocks, over 40 octane, and upgrades them to a range
5		of 90 to 100.
6	Q	Is that the process wherein platinum was used?
7	A	Yes, it is.
8	Q	So then, 65% of the gasoline production is not
9		simply natural gasoline that dripped, as we call it,
10		that you'd go out and burn in the car; it's quite
11	i d	a considerable different refined product?
12	A	It's a fairly careful blended mixture of several
13		streams.
14	Q	Then treated as a catalytic reformer?
15	A	Yes, sir. Well, maybe for the record I should correct
16		that. The material from the catalytic reformer is
17		one of the fine ingredients of finished gasoline.
18	Q	But it has the effect of substantially upgrading the
19		total end product?
20	A	Yes.
21		MR. PORTER: One more question.
22		RE-CROSS EXAMINATION
23	BY MR. 1	PORTER:
24	Ω	You give a figure of approximately 4% loss in the
25		refining process. Does that vary much and would it vary

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much the type of oil that you process?
                Yes, sir. It would everything. The lighter the crude
      2
               the higher that figure would be. I might point out that
               the majority of that loss is not truly an absolute
               loss of product. The catalytic reforming process,
     5
               in converting low-octane molecules to higher octane
     6
              molecules tends to form gas methane and othene.
              Those are analogous gases and recovered and burned in
    8
              the furnaces, but we treat them for reporting purposes
              as a loss.
   10
             And use them for fuel at the plant?
  11
             Yes, sir.
  12
                  MR. PORTER: Anyone else have a question?
  13
  14
                         RE-CROSS EXAMINATION
    BY MR. TRUJILLO:
  15
            The input stock at the refinery you say is between
 16
            53 and 58° of gravity?
 17
 18
            Yes.
           Do you have any trouble maintaining that kind of input
19
2Û
           at the plant?
21
           Yes, we do.
          But you manage to do it anyway?
22
          No, we don't. On many occasions, we are forced to run
23
          heavier materials just because that's all that's
24
          available, and with the result in loss in capacity
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25

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and result in production of materials that are less
           desirable in the marketplace.
                MR. PORTER: By the way, you don't process that
           oil from your well in Southeast New Mexico, do you?
                THE WITNESS: No, sir, we don't.
                MR. PORTER: That would be a long pipeline.
 ó
                THE WITHESS: Yes, it sure would.
                MR. PORTER: The witness may be excused.
                MR. COOLEY:
                             The next witness is Mr. Wall.
                           CLEO E. WALL
10
11 a witness, having been first duly sworn according to law, upon
  his oath testified as follows:
12
                        DIRECT EXAMINATION
13
  BY MR. COOLEY:
14
          Would you state your full name for the record, please?
15
          Cleo E. Wall.
16
          Where to you reside and by whom are you employed?
17
          I reside in Farmington, New Mexico and am employed
18
          by Plateau, Inc.
19
          How long have you been employed by Plateau, Inc.?
20
          Thirteen years.
21
          Since its inception?
22
          Right.
23
          What is your position currently with Plateau, Inc.?
24
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Manager of the Crude Oil Department.

		14 db
1	Ω	Does this include among its responsibilities the
2		procurement of supplies?
3	A	Yes.
4	Q	And refinery charge stock?
5	A	Yes.
б	Ω	Mr. Wall, is Plateau, Inc. currently unable to
7		purchase in the open market at prevailing prices an
8		adequate supply of refinery charge stocks of a quality
9		to meet needs of its existing refining capacity?
10	A	Yes.
11	Ω	You've answered that Plateau is unable to do so.
12		To what extent has it been unable to do so, currently
13		unable to do so?
14	Ą	Well, at present, over 1,200 barrels a day short of
15		the adequate supply.
16	Ω	How have you arrived at this particular figure? Is
17		this based somewhat on Mr. Hagler's testimony?
18	A	Yes, it is.
19	Ω	Would you recite what portions of that testimony?
20	X	Well, the nominal design of the refinery and engineering
21	•	of the refinery, the 41 gravity and up. We've been
32		able to obtain only about 4,000 barrels a day of
23		charge stock to meet the 53 to 57 gravity desired
24		charged to the refinery,
25	Q .	So you've been able to obtain approximately 4,000

NEW MEXICO 87103	7 MEXICO 87108
209 SIMMS BLDG. # P.O. BOX 1092 #PHONE 243-6691 # ALBUQUERQUE, NEW MEXICO 67103	1216 FIRST NATIONAL BANK BLOG. EAST • ALBUQUERQUE, NEW MEXICO 87108

		4.2.
1		barrels of a total design capacity of 5,200; is that
2		correct?
3	V	That's correct.
4	δ	Have you prepared an exhibit which reflects on a
5		monthly basis the actual purchases over the most
6		recent twelve-month period that's available to you from
7		your company's records?
8	Λ	Yes, I have.
9	ů	I refer you to what is identified as Exhibit 5.
10		Exhibit 5 is attached to the application.
11		This is an exhibit consisting of 1.3 pages. I ask
12		you if that is the tabulation which you've just
13		referred to?
14	A	Yes, it is.
15	Ω	Would you explain what is set forth thereon?
16	Α	We prepared for each month starting with September
17		of '72 through August of '73, which is the latest
18		information I have, showing all oil purchased, 41
19		gravity and up. On the cover sheet it shows the
20		barrels per month, the barrels per day for each month.
21		The weighted average of the still 41 gravity and up
22		and the 4,020 barrels a day.
23	Ω	Did Plateau, during this same period, purchase some
24		quantities of crude of gravities lower than 410?
25	Λ	Yes, we did.
•		

dearnley, meier & associate	200 SIMMS BLDG. # P.O. BOX 1092 *PHONE 243-6691 * ALBUQUERQUE, NEW MEXICO 67103 1216 FIRST NATIONAL BANK BLDG. EAST * ALBUQUERQUE, NEW MEXICO 67108
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1	Ω	What disposition was made of those, in the most part?
2	Α	In the most part, these were put in the pipeline
3		on trades that we have with other companies, for another
4		higher gravity oil. As already testified, we've
5		had to use some of the lower gravities of oil during
6		certain times of the year.
7	Ω	That's more or less an emergency procedure?
8	Λ	Yes, it is.
9	Ω	But generally speaking, if you have an adequate
10		supply of the optimum gravity of 410 and up, then
11		your testimeny is that that has been traded to other
12		oil companies for gravities which are more desirable
13		to you?
14	7	Correct.
15		And are all the low-gravity oils that you purchase
16		cormitted to such a trade?
17	7	Yes, they are.
18	1 ~	Currently purchased?
19	λ,	currently.
20		Now, if you're granted the preference for State royalty
2		oils which would have gravities lower than those
2		desired by you, would they be committed to any existing
		trade-out agreements?
	13 14 A	Yes.
	"	But are they currently committed to any?
2	25 🔛	

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209 SIMMS PLDG P.O. BOX 1092-PHONE 243-6691-ALBUQUERQUE, NEW MEXICO 87103 1216 First national Bank Bldg. "Fast-Albuquerque, new mexico 87108

		PAGE 2A
1	V	They're not currently committed.
2	Ď	But you would anticipate trading them for desirable
3		charge stock?
4	Λ	Yes, we would.
5	Ω	Is there an availability of the additional amounts
6		of charge stocks in the area adjacent to your refinery?
7	Α	There is an availability of charge stock in the
8		Four Corners area adjacent to the refinery.
9	Ö	That's 41° and up?
10	V	41° and up.
11	Ω	So it would be practical, and these products of
12		charge stocks do exist if you could acquire them?
13	V	Correct.
14	Ω	And in your opinion, would you be able to successfully
15		exchange royalty oils that you might obtain in
16		Southeastern New Mexico for such desirable charge
17		stocks?
18	A	We believe we can, yes.
19	O.	Now, you've testified to a 1,200 barrel shortage
20	over a period of the past 12 months. Do you have any	
21	projections as to what the shortage might be during	
22		the ensuing 12 months?
23	λ .	We are projecting the decline in the Four Corners
24		area of approximately 10% per year. We would need
25		additionally 400 barrels a day.

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2. PHONE 243-6691 ALBUQUER	1216 FIRST NATIONAL BANK BLDG. LAST FALBUQUERQUE, NEW MEXICO 87108
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1	G	Now you arrive at that, I presume, on the basis that
Ź		you're currently purchasing 4,020 harrels to be exact
3		per day on an average over the past year, and if that
4		quantity declines the projected 10%, it would be 400
5		barrels?
6	V	Yes.
7	Ω	For the ensuing twelve-month period, you'll be
8		1,600 barrels short; is that correct?
9	¥	Correct.
10	Ω	And likewise, from year to year thereafter, a similar
11		decline?
12	У	Right.
13	Ω	Is this just your estimate, this 10% decline, or do
14		you have some other basis for this opinion?
13	λ	No, this is an opinion of a consulting engineering
16		firm.
17	$\Omega_{_{_{_{_{_{_{_{_{_{_{_{_{_{_{_{_{_{_{$	Was this engineering firm employed by Plateau, Inc.
18		specifically for this purpose?
19	A	Yes.
20	Ω	If I understand it, that purpose was to project a
21	7	decline of your sources of supply?
22	\mathbf{V}_{-}	That's correct.
23	Ö	For a given period of years?
24	λ	Right.
25	Ü	Have you tabulated the particular producers from whom

you are currently purchasing refinery charge stocks

for the Plateau Refinery?

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3	V	Yes, I have.
4	δ	Have you tabulated that in the materials attached to
5		the application?
6	A	Well, we've only we give the source of supply.
7	δ	That's my question. You give the producers?
8	Α	
9	Ω	And is that attached to the application as Exhibit 4?
10	7	Yes, it is.
11	Ω	So that simply lists each of the operators from whom
12		you are purchasing; is that correct?
13	λ	That's correct.
14	Ω	Have you likewise tabulated fields from whence this
15		production has been forthcoming?
16	Λ	Yes. This is actually a copy of what's in the
17		engineering committee report book and we purchased
18		from nearly all of these fields in the engineering
19		report at certain times.
20	Ω	Is that attached to the application?
21	Α	Yes, it is.
22	Ω	As Exhibit 6?
23	Λ	Yes.
24	G	Is it your personal responsibility to procure
25		supplies of refinery charge stock for Plateau?

	1 A Yes.	PAGE 27
	2 Q In that capacity, did	
	efforts to obtain supp	you exhaust all reasonable
	in the open market at	Plies of refinery charge stock
	year?	Prevailing prices during the pas
es	6 A Yes.	
ciat	γ Ω What precise efforts ca	in you exhibit to the commission
: associates	raide by	you on behalf of your employer
& ⊗ 		
	producers in the Four Co	coximately 25 of the major
	Ω Have these letters been	attached to the application
X	as Exhibit 1?	to the application
₩ 0 * X 14 * X 14 * X 14	A Yes they have.	
	Q Consisting of 28 pages?	
3000 16	A Yes.	
AL. 8	What responses and to what received from those a state	end, to what
E 243.6	www.chese solicit	tationas
BLDG. E	T believe we have answers a	From three comm
2601 X	andanth co.	
21 Ω	Do you have evidence that ea	ach of those
22	vere actually received by th	solicitations
20 218 FIRST NATIONAL BANK 52 52 52 52 52 52 52 52 52 52 52 52 52 5	Yes, we do.	e accressees?
24 Q	What is that evidence?	
25 12	We sent the letters by return	

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1	Ω	And does the return receipt appear on each of the 28
2		solicitations attached to the application?
3	Λ	Yes, it does.
4	Ω	Did these efforts result in the acquisition of any
5		additional refinery charge stock for Plateau, Inc.
6		Refinery in Bloomfield?
7	V	No.
8	Ω	In addition to the letters that are attached as
9		Exhibit 1 to the application, did you make other
10		solicitations?
11	A	Yes, I made numerous phone calls and visits to the
12		major oil company offices.
13	Ω	Were those to companies you from your personal know-
14		ledge were aware had in fact available to them
15	·	charge stocks of the quality that you desired?
16	Þ	Yes, they did.
17	Ω	Were you in a position to offer them anything in
18		exchange with respect to any of these solicitations?
19	77	Yes, to my knowledge.
20	Ω.	Did you understand my question?
21	i	Were you in a position to offer anything in exchange
22	,	for the oil?
23	a	no.
24	ր	That might induce the holders of these desirable
25		charge stocks to make them available to Plateau, Inc.?

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No. If you had had such trading material available to you δ 2 in the form of State royalty oil in Southeastern New Mexico, do you believe that your inferences would have been more successful? Yes, they would. Ö Are you aware, Mr. Wall, what percentage of Plateau, Inc.'s current charge stock available to it is being purchased out of the State of New Mexico? It's approximately 7%. And from whence is that obtained? From Mobile Oil in the Dove Creek Colorado area. Is that the only out-of-State source? Yes.

MR. COOLEY: Mr. Chairman, we have no further questions of this witness. At this time I would like to move the admission into evidence in this record of all materials attached to the application on file herein that have been submitted here which probably should be identified as applicant's Exhibit 1 which includes the applications, as well as applicant's Exhibit A which was offered by Mr. Hagler.

UR. PORTER: Without objection, the exhibits will be admitted.

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BY MR. PORTER: Mr. Wall, I believe you mentioned the fact that you are unable to get a supply of the desirable kind of input stock at prevailing prices. Are you paying a bonus above posted prices for any crude oil at this time? Mo, we're paying Shell what we call Shell's posted 8 price, which is 391 a barrel in the Four Corners 9 aroa. 10 Are you conducting any new wells, any new oil wells? 11 Well, we have purchased some wells recently drilled, 12 yes. 13 Are you having to pay more than the 391 for the new 14 oil? 15 Mo, sir. We can't by Phase 4. We're not. 16 Well, it was my understanding that the old oil price <u>1</u>7 was frozen, but that crude oil from new wells was not. 18 Maybe I don't understand it. 19 Well, new oil price. 20 Yes. In other words, we're not paying a bonus; we're 22 paying new oil prices. This is a dollar a barrel 23 over posting. 24 A Collar a barrel over posting? 25

CROSS-EXAMINATION

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Yes.
This is just a matter of information for myself, I
mean curiosity. Do you know what the highest prices
now being offered for crude oil, new oil, are in the
San Juan Basin area?
Well, to my knowledge it's 491 a harrol; it's the
highest price for new oil.
We were discussing a while ago, I was with the
previous witness, the percentage of your stock that
comes from dry gas wells that are dry gas liquids.
Do you know about what that percentage was on a year-
round basis?
The year-round basis, I imagine would be approximately
90%.
Does this fluctuate with the amount available?
I would expect it to be. The reason I ask the question
on account of increased demand for natural gas and
the high demand amounts and so forth, is there quite
a fluctuation throughout the year as to how much gas
liquid you can get?
Yes, there is. Winter months they're more available
than the summer months when they drop low, probably
50 to 60%.
In those summer months, now, that requires the use
of a greater percentage of the lower-gravity oil that

cuts down the capacity? Phat's correct. MR. PORTER: Mr. Nutter, do you have	any
	any
MR. PORTER: Mr. Nutter, do you have	any
4 questions?	
MR. NUTTER: Yes, sir.	
6 RE-CROSS EXAMINATION	•
7 BY MR. MUTTER:	
8 0 Mr. Wall, I'm confused. First you say tha	t you need
a composite stock of 53 to 57° gravity. T	hen I hear
10 41° gravity mentioned. Then, on your Exhi	bit 5 you
show the tabulation of the amount of avail	able stocks
of 41° and up as being approximately 4,000	barrels a
day.	
14 A Yes.	
15 Q Yet, in your application, you said that you	u had 5,200
barrels per day available to you.	
17 A Well, let me	e de la companya del companya de la companya del companya de la co
18 Q Did you mean 5,200 barrels of total stock :	including
41 and above, and also below 41?	
20 A Well, let me explain it to you this way.	le seek
21 41 gravity and up, that is the commingled st	tream
which we ultimately hope to get better than	n 53 gravity
for charge stock. And, granted with the lo	ower gravity
of the crude oil of gravities, we purchase	probably
5,000, 5,200 barrels during certain times of	of the year.

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		33.
1	Ω	Well, what is your average throughput in your
2		refinery throughout the twelve-month period?
3		We've got 5,267 barrels as the average throughput
4		in one-week period in August and early September.
5	Δ	Last year, around 4,300 barrels a day.
5	δ	Year-round average?
7	A	Year round, that's afigure that would report all
8		import attempts of oil and gas, oil imports.
9	Ω	Now this Exhibit 5 shows crude oil and condensate
10		purchases of 41° and up, and I guess the average must
11		be about 4,000, because the total barrels per day is
12		48,000 for twelve months, so that would be around
13		4,000 barrels per day average for the twelve months?
14	A	Right. That's 41 gravity and up.
15	υ	41 and up?
16	Ŋ.	Yes.
17	Ω	Now, is this the maximum that you can run if you're
18		using 41 and up?
19	A	No, we can run 5,200 and as already testified,
20		sometimes 5,400.
21	D.	Is this including 41° and 57° and 53?
	h.	It includes 41 gravity and up.
22		MR. COOLEY: Mr. Mutter, if I may intervene.
23		
24		I think the confusion is that the witnesses have
25		testified that if you will refer, for instance, to

the attached totals of Exhibit 5, it shows a range of gravities for each months.

MR. NUTTER: From 41 to 68 in some months, and in some months, from 41 to 77, even.

MR. COOLEY: Correct. That, on an average you take all the oils available to Plateau, 41° and up, and commingle them, mix them up. The result is 53 to 58 and commingled charge stock is what Mr. Hagler testified to, that's the optimum charge stock for this refinery. The result of mixing these crudes set forth on the tables on Exhibit 5.

THE WITHESS: And that if you inject any lower grades, you get below the optimum that was testified to by Mr. Hagler.

(By Mr. Nutter) Well, to obtain maximum capacity for the refinery facility, can you run 41° oil as long as you've got enough of this 65 and 68° oil to blend with it?

Yes, that's what Mr. Hagler, I think, testified to, that as long as we have enough of the higher gravities to commingle with the lower gravities. If we just run straight 41° oil, as Mr. Hagler indicated, we would not be able to run capacity.

And when in your application --

MR. COOLEY: Where are you referring to?

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		55
1		MR. MUTTER: The original application on page 3,
2		second paragraph.
3	ς.	(By Mr. Nutter) It says, "The total purchases for
4		1972 was 5,231 barrels per day. The charge stock that
5		we purchased during this period available to the
6		refinery was 4,563 barrels per day."
7		Does that mean that you had 4,563 barrels per day
8		of 41° and up?
9	A	At the time that we made this application which was
10		on May 16, possibly we may have been around 44 or
11		4,600 barrels a day, and due to the depletion in oil
12		that we have lost, that is now decreased down to 4,000
13		so it's 41 gravity and up.
14,	Ω	Now you've got about 4,000 barrels?
15	A	4,000.
16	Ü	Of 41 and up?
17	λ	Yes.
18	ŭ	And what were the total purchases in 1972? 5,231 and
19		this included the 41 and up and also below 41; is
20	,	that correct?
21	A	Yes, it is.
22	Ω	So you had now, using these figures that you submitted
23	-,	on your application, you had about 700 barrels per
24	`	day that you could not run in your refinery; is that
25		it?
(

1 A

 $\mathbf{\hat{z}} \mid \Omega$

Yes.

That was traded with some of the major companies; Λ 3 we shipped it in the pipelines. Q This is what I want to get to. Are you trading that 5 in its entirety or are you exchanging or are you selling some of this? We're selling it in exchange, as I testified, for 8 some high-gravity oils released to us in exchange 9 for lower-gravity oil which we sold. 10 Then, if you had an extra 700 barrels to trade with and 11 you traded it for high-gravity oil, then you had more 12 than 4,500 barrels of high-gravity oils; didn't you? 13 The crude oil production is more than the level 14 production through the year and the high-gravity 15 materials from the gas well fluctuates. So we're unable 16 to actually receive the amount of high gravity oil 17 than the amount of crude oil that we sell to them. 18 By the same token, I mean we go out to producers and 19 they may have oil wells and gas wells and we make 20 package trades with them and they prefer to trade by 21 oil in the production in a given area. So we end 22 up with some oil that really is undesirable for our 23 refinery use. 24

Do you make a flat sale of some of this excess below

What did you do with that 700 barrels?

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A	We actionly
\$	the heavy oil for high gravity.
	MR. PROMER: So some of it you just sell?
	THE WITHESS: Right.
•	MR. PORTER: Well, this is what I wanted to get
7	clear, whether you were trading all of this or actually
8	
و	selling some of the oil that you have.
0	THE WITNESS: Some of it is straight sale.
	MR. PORTER: Were you through, Mr. Mutter?
1	MR. MUTTER: I'm just as confused as I can get.
2	MR. PORTER: Do you think you may be able to
13	
14	clear it up?
15	MR. NUTTER: You go ahead.
16	RE-CROSS EXAMINATION
	BY MR. PORTER:
	Now. I was just going to ask you, your Exhibit A,
18	O now, a man of the submitted to actually show the
19	capacity of the plant when you're using this 53, 58
20	
21	gravity?
22	A Yes.
23	That shows the capacity of the plant which is from
24	51.75 to 5450?
	A Yes.
25	

gravity oil that you've gotten, or do you use it as

a bartering medium in exchange for high-gravity stuff?

We attempt to but we're not able to, to trade all of

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		PAGE 39
1	Ū	And your Exhibit 5 shows the actual throughPut,
2		I suppose, the barrels per month?
3	λ	These are purchases, Mr. Porter, of 41 gravity and up.
4	_υ	Now, does that pretty closely coinside with what
5		you actually put through the plant?
6	A	No, it doesn't. I think we show during certain
7		periods there we have exceeded the capacity of 5,200
8		barrels with our average throughput per year is
9		less than our capacity. It runs approximately 4,300
10		barrels per year.
11		MR. NUTTER: That's your average throughput for
12		a year?
13		THE WITNESS: It was for '72, approximately.
14		MR. HUTTER: So, actually, your refinery is
15		running maybe 900 to 1,000 barrels short of capacity?
16	`*)	THE WITNESS: Right.
17		MR. NUTTER: As an average throughout the year?
18		THE WITNESS: Right.
	Ω	(By Hr. Porter) Now, there was one other question
) 	I have here in connection with your letter you've
20		written to the various producers. You say your
21		present needs are for an additional 5,000 barrels of
22		
23		oil. I'm interested to know where the 5,000 barrel

figure came from and in view of the fact, it's my

understanding that you're talking about a net shortage

2 | A

here of maybe 1,200.

Well, when this letter was prepared, of course, we're also thinking of expansion and this letter was written primarily to get our refinery up to capacity. And, in talking to a lot of these people in their offices and by phone, we were asking that if we attempt to purchase another 5 to 6,000 barrels a day for future use. But our application is not made for an expansion, it's only for our present existing capacity.

MR. COOLEY: It's our understanding, Mr. Commissioner, that the statute with which we're here involved, confines the applicant to the existing refinery capacity in 7-11-61 on the fourth line of that section, if I may quote its requirements, "Petroleum refinery unable to purchase in the open market at the prevailing prices an adequate supply of refinery charge stocks of a quality to meet the needs of its existing petroleum refinery capacity."

MR. PORTER: Right.

MR. COOLEY: It was on my advice after reading this statute that no one is entitled to a preference from this commission or the Land Commissioner for projected facilities or anything of that nature, that they must be existing. So that's the reason we

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have confined our testimony here today to the existing facilities. There is no question but we have on hand. We can bring Mr. Hagler back on to testify in detail.

MR. PORTER: That you could expand?

MR. COOLEY: Not only that we can, but that we desire to. But I felt that it was outside of the scope and limited our presentation here for that purpose.

(By Mr. Porter) What I was understanding in connection with the 5,000 barrels per day, now your offer there is to, I suppose, all or any part of the 5,000 barrels per day?

Yes, that's right.

Up to that amount?

Yes.

Do you think it might have helped you to procure more crude oil if you had tested some lesser amount? Do you think any of these purchasers got the impression here that you were asking to buy the full 5,000 barrels from them?

No, I think that we're in pretty close contact with all of them.

I see.

MR. PORTER: Anyone else?

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BY HR. STMUTZ: Mr. Wall, kind of getting back to the 700 barrels per day Mr. Nutter was discussing, what percentage of that have you been able to trade on a more-or-less regular basis for high-gravity crude? Probably 200 barrels. 200 barrels a day. Now would it be fair to put that 200 barrels into your charge-stock figure that you have shown there, 4,563, whother you actually have 4,763 and is that 200 barrels in the 4,563? Well, the 200 barrels a day will fluctuate depending on what time of the year you are talking about. It's probably in there during some time of the year because we actually use some of the heavier crudes. I don't know that you understood me. Now we've got two figures here, 5,231 total barrels and 4,563 barrels that are available to the retinery. The difference is about 700 barrels. Say 200 barrels of it you can trade for high-gravity crude, now is that 200 barrels already calculated in the 4,563 or could we add that to the 4,563 and say you actually had 4,763 available? Well, it's probably that the 200 is --MR. COOLBY: Maybe I could interject. Whatever you

RE-CROSS EXAMINATION

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24 Q

could trade you did trade and it is in the total figure; isn't it?

THE WITNESS: Right.

(By Mr. Stametz) So that 200 barrels is really in there twice?

No.

MR. COOLEY: It increases the total, Mr. Stametz.

MR. NUTTER: Must have been 900 barrels if the 200 barrels got into the refinery charge stocks.

THE WITHESS: It would be simpler to explain if we had a straight line, but the production fluctuates and we have to use some of the heavier material at different times of the year. Do you understand that?

MR. STAMETA: I'll figure it out later.

(By Mr. Staretz) The second question I had was if you can't trade all of the 700 barrels that you had now for high-gravity crude, how would you trade the 1,200 barrels that you seek for high-gravity crude? Well, there's a high-gravity crude available which we're not buying in the northwest, and if we're finding a heavy royalty oil, we can trade it for southeast oil and oil in the Four Corners areas which we're not buying.

In other words, you have the 700 barruls in the northwest and it's a problem to you there. If you had it in 1

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high-gravity crude in the northwest?
 3
           Yes.
           So it's just a matter of where it's located?
 4
   Ω
 5 A
           Yes.
                MR. STAMETZ: That's all.
 6
                        RE-CROSS EXAMINATION
 7
   BY HR.
          PORTER:
           Do you have any idea whether there's any crude oil
   Ω
 9
           available in the southeast?
10
           Yes. Well, as far as I know, I mean I don't know
11 A
           whether there's any available at this time.
12
           We're only asking for the prevailing purchase price.
13
                MR. PORTER: It isn't for this commission to
14
           determine availability.
15
                THE WITNESS: Yes.
ĺÓ
                MR. PORTER: Anyone else have a question of
17
           Mr. Wall?
18
                MR. COOLEY:
                            .i∵do.
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                MR. PORTER: Mr. Cooley, you have another
21
           question.
                       RE-DIRECT EXAMINATION
22
23 BY MR. COOLEY:
24
          Directing your attention to the questions most
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recently addressed to you by Mr. Porter, what fields

the southeast, you could probably trade it all for

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specifically in Southeast New Mexico do you believe offer a potential refinery charge stock supply which you could obtain? Within our application we come on page 3, we show six different fields there that we feel like there is enough State royalty oil produced to meet our needs in Southeast New Mexico. Is that the Vacuum Abo Reef in Lee County, New Mexico; the Vacuum Abo Morth, Lee County, New Mexico; the Empire Abo, Los County, Man Menico; Dagley-Denn Month, Lee County, New Mexico; Chaveroo-San Andres, Chaves County, New Mexico; and the Caprock Queen, Eddy County Mew Mexico pools? Yes, it is. Mow, on cross-examination, there have been numerous references to the second paragraph on page 3 of your application. When was your application made, Mr. Wall? Approximately May 16, 1973. And was paragraph 2 of page 3 of that application increased to historical purchases and availability of charge stock for the year 1972? Yes, it was. And at my direction did you update this information that is set forth in that paragraph to make it conform to the most recent months available to you in your

5 A	That's correct.
6 Q	And thus, for the historical period again, September '72
7	through August '73 you were approximately 1,200 barrels
8	short of refinery charge stock; is that correct?
9 A	That's correct.
10 Ω	Recapping your projection with respect to the ensuing
11	twelve-month period you have reason based upon good
12	engineering principals to believe that you'll be 1,600
13	barrels short?
14 A	Yes, we do.
15 ^Ω	Now, to possibly clarify this one point that was again
16	alluded to by Mr. Nutter and Mr. Stametz of the
17	differential between the total purchases and the
18	available refinery charge stock of desirable quality.
19	Is it true that your undesirable or low-grade crudes
20	have a rather steady production level taking into
21	consideration, naturally, their decline throughout the
22	year?
23 A	Yes.
24	And those amounts are purchased more or less in
25	contents, are they not?

And are those the figures that are now controlling

Exhibit 5?

Yes, we did.

here today?

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and get confused.

NEW MEXICO 87103	COLVEY COLVEY
MMS BLDC. • P.O. BOX 1092 • PHONE 243-6691 • ALBUQUERQUE, NEW MEXICO 87103	16 NIRSH NAMIONAL BANK BLOG, MASTEALBLOGENOUS NEW MEXICO AT 10 A
OX 1092 . PHONE 2	L BANK BLOG. E.
AMS BLDC P.O. B	ANDITION THE NATIONAL

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1	Λ	Yes.
2	Ω	That the availability of higher-grades, more desirable
3		grades, fluctuates extremely seasonally?
4	P.	Yes, they do.
5	Q	And when you trade the undesirable or low-grade gravity
6		oil for higher-gravity oil, it has the effect of
7		increasing by any amount that you're able to trade,
8		the total barrels purchases; does it not?
9	Λ	That's correct.
10	δ	So if the trade had not been made, the figure as
11		evidenced in paragraph 2 of page 3 of 5,231 harrels
12		would have been reduced by any number of barrels that
13		you were unable to trade?
14	y.	Right.
15	Ω	And, it does include any barrels that you were able
ĺÓ		to trade?
17	V	Right.
18		MR. COOLEY: Does that clarify it for you,
19		Mr. Mutter?
20	:	MR. STAMMIZ: I think I got it figured out before
21		we got to this.
22		MR. COOLEY: It's a matter of mathematics, some-
23		times it tells the truth and sometimes tell a lie

We have no further questions of this witness, and

BLOG. P.O. BOX 1092 PHONE 243-6691 • ALBUQUERQUE. NEW MEXICO 87103 Trst national bank blog. East • Albuquerque, new Mexico 87108 no further testimony to present in this cause.

MR. PORTER: Mr. Mutter?

RE-CROSS EXAMINATION

BY MR. MUTTER:

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Mr. Wall, I was just looking at the statutes here on this thing. The applicant in a proceeding such as this is supposed to furnish the commission with the following information, full name and address of the applicant, location of the refinery, complete disclosure of applicant's affiliation or association with any other petroleum refiner of oil if such a relationship exists, the reasons for believing the applicant is entitled to a preference under the act, including a full showing of the efforts made to purchase refinery charge stocks in the open market, the capacity of the refinery to be supplied and the amounts, sort and grade of all refinery charge stocks currently available to the applicant by purchase and the minimum amount and grade of additional refinery charge stocks needed to meet existing refinery needs or existing refinery capacity, the field or fields in which the petroleum refiner believes offer a potential source of refinery charge stocks because of proximity to the refinery and the available transportation facilities which the refiner proposes to utilize.

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209 SIMMS BLDG. - P.O. BOX 1092-PHONE 243-15691-ALBUQUERQUE, NEW MEXICO 87103 1216 FIRST NATIONAL BANK BLDG. EAST-ALBUQUERQUE, NEW MEXICO 87108

Now, Dr. Wall, I submit that you've attempted
to do everything here except raybe the last two, the
field or fields which you believe offer a potential
source of refinery charge stocks because of proximity
to your refinery and the available transportation
facilities which you propose to utilize. I presume that
although you name six pools here, they're not in any
proximity to your refinery, and, therefore, you don't
have any available transportation facilities you
propose to utilize. But it's your intent that if you
can locate oil in Southeast New Mexico, that you would
use this oil as a bartering medium and exchange it for
high-gravity liquids in the northwest; is that correct?
Yes, that's right.
So then you proport to have shown all the things that
are required then under paragraph A, B and C of the
statute?
Well, here is the purchasing in Exhibit 6, there's
different fields in Northwest New Mexico and that's
where we purchased.
Right.
And to answer your question
What's the amount, source and grade of the stuff
that's currently available?
Yes.

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MMS BLDG.+ P.O. BOX 1092+PHONE 243-6601+ALBUQUERQUE, NEW MEXICO 87103 16 First national bank bldg. East+Jlbuquerque, new mexico 87108 But under paragraph C of the statute, you're supposed to show the fields that you believe offer a potential source under this act because of their proximity and also the available pipelines or transportation facilities you propose to use.

All of these fields are the sources we have and we buy from all of the fields in Morthwest New Mexico that have white gas and condensate.

And that comes under paragraph B of the statute.

And additional sources here.

True, there is no potential in the Northwest retaining you say, is that what you're saying?

In our list here.

MR. COOLEY: The exhibit, if I may, please.

The Exhibit & has a dual purpose. It satisfies the source of current supply as well as reflects the source of potential supply. Now, if you'll recall his testimony was that there is additional available refinery crude stock of optimum grade, desirable grade available in Northwest New Mexico.

MR. MUTTER: Royalty oil.

MR. COOLEY: It doesn't say royalty oil in section C. Now, it just says the source.

MR. NUTTER: I thought this was what it was all about, obtaining royalty oil.

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MR. COOLEY: Specifying permitting exchange of oil. Does counsel agree with this?

MR. CARR: Yes, that's right.

MR. COOLEY: So there's nothing that would prohibit the purchase in one area and exchange in another and I thought that Mr. Wall made it quite clear that royalty oils purchased in Southeast New Mexico would be exchanged for available, desirable charge stocks in Morthwest New Mexico.

MR. CARR: That is set out in 7-11-60 Dl.

MR. NUTTER: Well, this was the point I was trying to make, Mr. Cooley, that you're not going to use transportation facilities because your whole aim is to exchange.

MR. COOLEY: That was made clear by his testimony, I thought. We certainly don't anticipate transporting anything from Southeast New Mexico to Bloomfield.

MR. MUTTER: Good. Because you haven't shown any transportation facilities.

MR. COOLEY: And we don't intend to construct a pipeline from our one well down there.

MR. STANDER: Mr. Cooley, I'd like to point out to you that you got a couple of counties wrong on page 3 of the application. The Empire-Abo is in Eddy County and the Caprock Queen in Chaves County.

MR. COOLEY: Thank you.

MR. PORTER: Caprock Queen is in all three of these counties.

MR. STAMETZ: You're right.

MR. PORTER: There was some development in all three counties, Mr. Stametz. I don't know whether it's still producing in all three counties, but originally it was.

MR. COOLBY: Let the record stand corrected.

RE-CROSS EXAMINATION

BY MR. PORTUR:

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To kind of summarize what you're saying here, I believe you are saying you need an average of 5,200 barrels per day of oil that will turn out at 53 to 58 gravity?

Yes.

And that you're actually processing in the neighborhood of 1,200 barrels per day, less than that on a year-round basis?

Well, let me say this: We're actually processing a little more but we need 41 gravity and up; we need 1,200 harrols a day now.

And that is in that quantity and of such a grade and such prevailing prices?

At the prevailing prices.

OF JIMMS BLDG. P.O. BOX 1092 PHONE 243-6631 • ALBUQUERQUE, NEW MEXICO 87103	1216 FIRST NATIONAL BANK BLDG. EAST OALBUQUERQUE, NEW MEXICO 87108		

. 1	ŭ	Under the conditions of the law?
2	Λ	Yes.
3		MR. PORTER: Anyone else have questions.
4		MR. COOLEY: Just one final question.
5		RE-DIRECT EXAMINATION
6	BY MR.	COOLEY:
7	Ö 	In respect to this brought out by your last question,
8		you are paying currently, as I understand it, the
9		highest price for crude permitted by law; is that
10		correct?
11	Α	Yes, on Phase 4.
12	Ω	Under Phase 4 of the Cost of Living Council?
13	Λ	Yes.
14		MR. PORTER: Do you actually know what you can
15		pay under Phase 4 in all cases?
16		THE WITNESS: NO.
17		MR. COOLEY: As I understand it, he's complying
18		with it.
19		MR. PORTER: If there are no further questions,
20		the witness may be excused. Does anyone else desire
21		to present testimony in this case?
22		(No response.)
23		MR. PORTER: If there is no further testirony
24		in this case, we'd like to hear from anyone who has
25		a statement concerning Case 5074 and would like to take
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MS BLDG.«P.O. BOX 1092«PHONE 243-66F1» ALBUQUERÇUE, NEW MEXICO 87103 6 FIRST NATIONAL BANK BLDG. EAST«ALBUQUERQUE, NEW MEXICO 87108 a position in this case.

MR. COOLEY: If there are no other statements, I understand there were no other appearances in this case, I'd like to make a very short closing statement. I think that we have proven all of the elements required of the applicant under the law. The facets of this total act impose certain responsibilities upon the Oil Conservation Cormission and we're here today attempting to fulfill those. We're fully aware that the other side of this coin lests with the Cormissioner of Public Lands. We have no concern with that whatsoever here today. We're simply attempting to establish to the satisfaction of this cormission the eligibility irrespective of availability of this applicant for State royalty oil under this particular act and the right to a preference if that availability exists.

The act further provides in that portion referring to the Oil Conservation Commission that if the Convission, for any reason, feels that the submissions of an applicant are incalequate that the procedure unlike other Oil Conservation procedures, is not to deny the application but rather to require additional submissions. If we have in any way failed to fully satisfy the requirements of this act in the opinion of

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this Commission, we would happily provide any other additional information that would be required.

MR. PORTER: It's your position that the Commission can't deny the application but could just keep on making you come in with additional submissions?

MR. COOLEY: I submit that this is probably one of the most confusing acts that the honorable legislature has ever passed, but it says in 7-11-72 that upon being dissatisfied that the applicant is a bona fide small business enterprise operating an oil refinery in this State within the school of this act, the Oil Conservation Commission will notify the Cormission of Public Land in writing that the applicant is eligible to be granted a preference under this act for the purchase of royalty oil.

From this, I conclude that the only way the application could be denied by this Commission is upon a finding that the applicant is not a bona fide small business enterprise operating an oil refinery in this State.

MR. PORTER: I appreciate your opinion, Mr. Cooley,

MR. COOLHY: You asked for it, Fr. Commissioner.

MR. PORTER: If there is nothing further to core before the Commission in this case, we'll take it

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under advisement. (Whereupon the hearing was concluded) CERTIFICATE 6 STATE OF NEW MEXICO SS COUNTY OF BERNALILLO) I, Chaudla Fairenthold, a court Peporter in and for the County of Bernalillo, State of New Mexico, do hereby certify that the foregoing and attached transcript of hearing 11 before the New Mexico Oil Conservation Commission was reported 12 by me, and that the same is a true and correct record of the 13 said proceedings to the best of my knowledge and skill and ability. Court Reporter 15 16 17 18 19 20 21 22 23 24

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	NEW MEXICO OIL CONSERVATION COMM	Page 1 ISSION
6	COMMISSION HEARING	
	SANTA FE , NEW 1	MEXICO
Hearing Date	OCTOBER 16, 1973	TIME: 9 A.M.
NAME	REPRESENTING	LOCATION
B.G. DIXON	PLATEAU, INC.	FARMINGTON
W.N. HAGGE		FARMINGZO
R.H. Beck ar Kend C	Yotes	autosia Cayloc.
a ar Kend c	iell occ	, , , , , , , , , , , , , , , , , , , ,
W. J. Cooley Jason Kellahin	Plateau Inc.	Sing Ton
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W M MARCO		

PETROLEUM PRODUCERS . REFINERS . MARKETERS

PLATEAU, INC.

P. O. Box 108 • Farmington, N. M. 87401 Telephone: Area Code 505 / 325-1921



CLEAN . SILENT . POWER

EXECUTIVE OFFICES

1921 Bloomfield Blvd. Valle Grande Center Farmington, N.M. 87401

Care,

5-074

September 20, 1973

Mr. Dan Nutter New Mexico Oil Conservation Commission P. O. Box 2088 Santa Fe, New Mexico 87501

Re:

Addendum to Application for Preference to Purchasing New Mexico State Royalty Oil

Dated May 16, 1973

Dear Dan:

Attached are copies of certified letters sent to major producers in the San Juan Basin and the return receipts.

We received two written notices from the number of letters that were mailed.

Please advise what additional information is needed in order for us to have our hearing at the earliest possible date for State royalty oil.

Yours very truly,

PLATEAU, INC.

Cleo E. Wall

Manager of Crude Oil Supplies

CEW/ojh Attachments

DOCKET MAILED

Date 10-5-73

El Paso Natural Gas Company Com 5074

El Paso, Texas 79178

July 23, 1973

Mr. Cleo E. Wall Plateau, Incorporated Post Office Box 108 Farmington, New Mexico 87401

Dear Cleo:

This is in reply to your letter of July 10, 1973, wherein you expressed an urgent need for additional volumes of condensate and orude oil for your San Juan Basin retinery.

As you know El Paso has no new sources of supply and does not anticipate any increase in the forseeable future of additional production of crude and condensate from its present sources. Therefore, we will make no redetermination of volumes of crude and condensate to our customers at this time.

If any significant change in our supply situation comes about your desires will be considered along with those of our other San Juan Basin customers.

Yours very truly,

EL PASO NATURAL GAS COMPANY

E. H. Brown

Natural Gas Liquids Department

EHB:gr

PETHOLEUM PHODUCERS . HEFINERS . MARKETERS

PLATEAU, INC.

P.O. Rox 108 Farmington, N.N. 57401 Telephones Area Code 606 / 886-1921



EXECUTIVE OFFICES

1921 Bloomftatd Blod.
Vallo Grando Contor
Farmington, N. M. 87401

•

July 10, 1973

Case 5-674

El Paso Natural Gas Co. P. O. Box 1492 El Paso, Texas 79978

Attention: Mr. Ed Brown:

Gentlemen:

With the Government controls in effect on price control, we are unable to give, and you are unable to receive, higher prices for your crude oil and/or condensate until August 13, 1973, per the regulation.

We would appreciate, at the first opportunity, to give you a bid for all of your crude oil and/or condensate production we are not presently purchasing in the San Juan Basin. We would also consider an exchange of crude oil/condensate.

Our present needs are an additional 5,000 barrels per day. At your carliest convenience, we would like to discuss our requirements with you in order to consummate a feasible trade for both parties.

Yours very truly,

PLATEAU, INC.

PLEASE FURNISH SERVICE(S) INDICATED BY CHECKED BLOCK(S).
REQUIRED FEE(S) PAID. OR CERTIFIED MAIL-30c (plus postage) Show to whom, date and address where delivered **Deliver ONLY** aso Natural Gas Co. to addresses .Mr. Ed Brown ... RECEIPT Received the numbered article described below. . Box 1492 OF ADDRESSEE (Must always be filled in) - CODE REGISTERED NO. EL PASO NATURAL SAS CULIFUR 1so, Texas 79978 IL SERVICES FOR ADDITIONAL TELS Shows to whom and date delivered with derivere to addressee upon Shows to whom, date and where delivered With delivere to addressee only CIR IIIID NO. SIGNATURE OF AUDRESSEE'S AGENT, IF ANY 575915 SEE ONLY INSURED NO. extra fee required) SHOW, WHERE DELIVERED (only if requested) NO INSURANCE COVERAGE PROVIDED-NOT FOR INTERNATIONAL MAIL DATE DELIVERED JUL 18197 c55-16--71548-11 347-198

Union 76 Division: Western Region

Union Oil Company of California Union Oil Center, Box 7600, Los Angeles, California 90051 Telephone (213) 486-6471 • 486-6473

11 To [1]

COS-479

Howard K. Said Manager of Crude Oil Supply Linn M. Kelleher Supervisor, Crude Oil Supply July 23, 1973

Plateau, Inc. P. O. Box 108 Farmington, New Mexico 87401

Attn: Mr. Cleo E. Wall

Gentlemen:

Thank you for your letter of July 10, 1973 in which you expressed an interest in purchasing or exchanging crude oil and/or condensate from the San Juan Basin.

We are sure that you are familiar with our situation in that area. We do not have sufficient crude or condensate there to take care of our own requirements and therefore, are not in a position at this time to offer you any encouragement with respect to obtaining supply from us.

Very truly yours,

Howard & Sind

HKS:pg

cc: L. R. Williams

PRINCLEUM PRODUCERS : HEFTHERS .

PLATEAU, INC.

P.O. Box 108 Farmington, N.H. 87401 Telephone: Area Code 606 / 826-1921



EXECUTIVE OFFICES 10%1 Bloomfield Blod. Valle Grande Conter Farmington, N. M. 87401

July 10, 1973

Union Oil Co. of California Union Oil Center Los Angeles, California 90017

Attention: Mr. H. J. Said

Gentlemen:

With the Government controls in effect on price control, we are unable to give, and you are unable to receive, higher prices for your crude oil and/or condensate until August 13, 1973, per the regulation.

We would appreciate, at the first opportunity, to give you a bid for all of your crude oil and/or condensate production we are not presently purchasing in the San Juan Basin. We would also consider an exchange of crude oil/condensate.

Our present needs are an additional 5,000 barrels per day. At your carliest convenience, we would like to discuss our requirements with you in order to consummate a feasible trade for both parties.

Yours very truly,

PLATEAU, INC.

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PETHOLEUM PHODUCERS . PERFINENS . MANKETERS

PLATEAU, INC.

P.O. Hux 108 Parmington, N.H. H7401 Telephone: Area Cude tob / 126-1921



1081 Rtoomffold Alvd. Valle Grande Center Farmington, N. M. 87401

EXECUTIVE OFFICES

CLEAN . SILENT . POWER .

July 10, 1973

Tenneco Oil·Co. P. O. Box 2511 Houston, Texas 77001

Attention: Mr. Allen F. Ernst

Gentlemen:

With the Government controls in effect on price control, we are unable to give, and you are unable to receive, higher prices for your crude oil and/or condensate until August 13, 1973, per the regulation.

We would appreciate, at the first opportunity, to give you a bid for all of your crude oil and/or condensate production we are not presently purchasing in the San Juan Basin. We would also consider an exchange of crude oil/condensate.

Our present needs are an additional 5,000 barrels per day. At your carliest convenience, we would like to discuss our requirements with you in order to consummate a feasible trade for both parties.

Yours very truly,

PLATEAU, INC.

PLEASE FURNISH SERVICE(S) INDICATED BY CHECKED BLOCK(S).
REQUIRED FEE(S) PAID. Show to whom, date and address where delivered **Deliver ONLY** to addressee RECEIPT Received the numbered article described below. REGISTERED NO. SIGNATURE OR NAME OF ADDRESSEE (Must always be filed in) TENNECO, INC. CERTIFIED NO. 575923 SIGNATURE OF ADDRESSEE'S AGENT, IF ANY INSURED NO. SHOW WHERE DELIVERED (only of requelled) DATE DELIVERED ----

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r Crude Oll Supplies

FOR CERTIFIED MAIL-30c (plus postage) meco Oil Co, PUSTWER! OR OATE n: Mr. Allen F. Ernst O. Box 2511 uston, Tex. 77001 FIGNAL SERVICES FOR ADDITIONAL FELS Shows to whom and date unlivered
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EXECUTIVE OFFICES

1981 Bloomfleld Blod. Valls Grando Contor Farmington, N. M. 87401

July 10, 1973

Sun Oil Co. 907 So. Detroit Avenue Tulsa, Oklahoma 74102

Attention: Mr. Donald M. Shields

Gentlemen:

With the Government controls in effect on price control, we are unable to give, and you are unable to receive, higher prices for your crude oil and/or condensate until August 13, 1973, per the regulation.

We would appreciate, at the first opportunity, to give you a bid for all of your crude oil and/or condensate production we are not presently purchasing in the San Juan Basin. We would also consider an exchange of crude oil/condensate.

Our present needs are an additional 5,000 barrels per day. At your earliest convenience, we would like to discuss our requirements with you in order to consummate a feasible trade for both parties.

Yours very truly,

PLATEAU, INC.

Wall Oll Supplies

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P.O. Haz 108 Farmington, N.N. 87401 Telephone: Area Code 106 / 826-1921



EXECUTIVE OFFICES

1981 Bloomfield Blod,
Valle Grando Contor
Farmington, H. H. 87401

CLEAN . SILENT . POWER .

July 10, 1973

The Superior Oil Co. P. O. Box 1521 Houston, Texas 77001

Attention: Mr. Jerry R. Jax

Gentlemen:

With the Government controls in effect on price control, we are unable to give, and you are unable to receive, higher prices for your crude oil and/or condensate until August 13, 1973, per the regulation.

We would appreciate, at the first opportunity, to give you a bid for all of your crude oil and/or condensate production we are not presently purchasing in the San Juan Basin. We would also consider an exchange of crude oil/condensate.

Our present needs are an additional 5,000 barrels per day. At your carliest convenience, we would like to discuss our requirements with you in order to consummate a feasible trade for both parties.

Yours very truly,

PLATEAU, INC.

PLEASE FURNISH SERVICE(S) INDICATED BY CHECKED BLOCK(S).

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where delivered

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Received the numbered article described below.

RECEIPT

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BOX 15

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SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

INSURED NO.

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SHOW WHERE DELIVERED (only if requested)

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Superior Oil Co.

Mr. Jerry R. Jax

1. Box 1521

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(See other side)

PLATEAU, INC.

P.O. Hor 108 Farmington, N.M. 87401 Telephona: Area Code 606 / 826-1921



CLEAN . BILENT . POWER .

EXECUTIVE OFFICES

1981 Bloomfluid Blod. Valle Grando Centur Farmington, N. M. 07401

July 10, 1973

Getty Oil Co. One Allen Center P. O. Box 1404 Houston, Texas 77001

Attention: Mr. B. B. McNott

Gentlemen:

With the Government controls in effect on price control, we are unable to give, and you are unable to receive, higher prices for your crude oil and/or condensate until August 13, 1973, per the regulation.

We would appreclate, at the first opportunity, to give you a bid for all of your crude oil and/or condensate production we are not presently purchasing in the San Juan Basin. We would also consider an exchange of crude oil/condensate.

Our present needs are an additional 5,000 barrels per day. At your . earliest convenience, we would like to discuss our requirements with you in order to consummate a feasible trade for both parties.

Yours very truly,

PLATEAU, INC.

PLEASE FURNISH SERVICE(S) INDICATED BY CHECKED BLOCK(S).
REQUIRED FEE(S) PAID. Wall r Crude Oil Supplies Show to whom, date and address where delivered **Deliver ONLY** FOR CERTIFIED MAIL-30¢ (plus postage) RECEIPT Received the numbered article described below. ty Oil Co. REGISTERED NO. SIGNATURE OR NAME OF ADDRESSEE (Afait always be filled in) ni Mr. B. B. McNott

One Allen Center CERTIFICO NO. O. Box 1404___ 575916 iston, Texas 77001 INSURED NO. Tional Services for anothernal fees

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PETHOLEUM PHODUCEHS . HEFINEHS . MANKETENS

PLATEAU, INC.

P.O. Hom 108 Farmington, N.H. 8740 Telephone: Area Code 606 / 826-198

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CLEAN . SILENT . POWER .

EXECUTIVE OFFICES

1081 Bloomffold Blod. Vallo Grando Contor Farmington, N. M. 117401

July 10, 1973

Gulf Oil Corp. P. O. Box 2100 Houston, Texas 77001

Attention: Mr. J. W. Streit

Gentlemen:

With the Government controls in effect on price control, we are unable to give, and you are unable to receive, higher prices for your crude oil and/or condensate until August 13, 1973, per the regulation.

We would appreciate, at the first opportunity, to give you a bid for all of your crude oil and/or condensate production we are not presently purchasing in the San Juan Basin. We would also consider an exchange of crude oil/condensate.

Our present needs are an additional 5,000 barrels per day. At your earliest convenience, we would like to discuss our requirements with you in order to consummate a feasible trade for both parties.

Yours very truly,

PLATEAU, INC.

PLEASE FURNISH SERVICE(S) INDICATED BY CHECKED BLOCK(S).
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PETHOLEUM PHODUCEHS + HEFINKHS + MANKETKIS

PLATEAU, INC.

P.O. Box 108 Farmington, N.M. 87401 Telephone: Area Code 606 / 886-1921



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EXECUTIVE OFFICES

1931 Bloomffald Blud, Vallo Grando Contor Farmington, N. N. 87401

July 10, 1973

Bco Inc.
P. O. Box 669
Santa Fe, New Mexico 87501

Attention: Mr. Bob Bigbee

Gentlemen:

With the Government controls in effect on price control, we are unable to give, and you are unable to receive, higher prices for your crude off and/or condensate until August 13, 1973, per the regulation.

We would appreciate, at the first opportunity, to give you a bid for all of your crude oil and/or condensate production we are not presently purchasing in the San Juan Basin. We would also consider an exchange of crude oil/condensate.

Our present needs are an additional 5,000 barrels per day. At your earliest convenience, we would like to discuss our requirements with you in order to consumnate a feasible trade for both parties.

Yours very truly,

PLATEAU, INC.

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PRINCLEUM PRODUCENS . HEFINENS . MANKETENS

PLATEAU, INC.

P.O. Bon 108 Farmington. H.M. 17401 Telephone: Area Code LOL / 826-1021



EXECUTIVE OFFICES 1081 Bloomflatd Blvd. Valla Granda Contor Valla Aranda Contar Farmington, N. M. 87401

July 10, 1973

Benson-Montin-Greer 501 Airport Drive Farmington, N. Mex. 87401

Attention: Mr. Al Greer

Gentlemen:

With the Government controls in effect on price control, we are unable to give, and you are unable to receive, higher prices for your crude oil and/or condensate until August 13, 1973, per the regulation,

We would appreciate, at the first opportunity, to give you a bid for all of your crude oil and/or condensate production we are not presently purchasing in the San Juan Basin. We would also consider an exchange

Our present needs are an additional 5,000 barrels per day. At your . carliest convenience, we would like to discuss our requirements with you in order to consummate a feasible trade for both parties.

Yours very truly,

PLATEAU, INC.

POST OFFICE DEPARTMENT OFFICIAL BUSINESS PAYMENT OF PRINATE USE TO ALCIU POSTMARK OF DELIVERING O Print your name and address I-RETURN A. 1. TO PLATEAU, INC.

P. O. Box 108 Farmington, NM 87401 (Letter written 7-10-73 CEW)

FOR CERTIFIED MAIL-30c (nlus postage) nson-Montin-Greer tn: Mr. Al Greer l Airport Drive trmington, N.M. 8740 FIONAL SERVICES FOR ADDITIONAL FELS 1. Shams to whem and date deficied With deficies to addressive and Shows to whom, date and whele delivered With delivers to an inesser only DOMESSEE DALY
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PETROLEUM PHODUCEHS

PLATEAU, INC.

P.O. Rus 108 Farmington, N.H. 87401 Telephone: Area Code 106 / 886-1921



CLEAN . SILENT . POWER "

EXECUTIVE OFFICES

1021 Bloomflatd Blod. Valle Grando Contor Farmington, N.M. 87461

July 10, 1973

Amerada Hess PO Box 52 Galena Park, Texas 77547

Attention: Mr. B. W. Angrus

Gentlemen:

With the Government controls in effect on price control, we are unable to give, and you are unable to receive, higher prices for your crude oil and/or condensate until August 13, 1973, per the regulation.

We would appreciate, at the first opportunity, to give you a bid for all of your crude oil and/or condensate production we are not presently purchasing in the San Juan Basin. We would also consider an exchange of crude oil/condensate.

Our present needs are an additional 5,000 barrels per day. At your earliest convenience, we would like to discuss our requirements with you in order to consummate a feasible trade for both parties.

Yours very truly,

PLATEAU, INC.

. Wall PLEASE FURNISH SERVICE(S) INDICATED BY CHECKED BLOCK(S).
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PETHOLEUM PHODUCERS . HEFINERS . MARKETERS

PLATEAU, INC. P.O. Non 108 Familington, N.M. 87401 Telephone: Area Code 406 / 826-1921



CLEAN . BILENT . POWER .

EXECUTIVE OFFICES

1031 Illiamy fatel lityd. Valla Aranda Cantar Farmington, N. M. 87401

July 10, 1973

Continental Oil Co. P. O. Box 2197 Houston, Texas 77001

Attention: Mr. Jerry A. Nicks

Gentlemen:

JUL 12 1373

With the Government controls in effect on price control, we are unable to give, and you are unable to receive, higher prices for your crude oil and/or condensate until August 13, 1973, per the regulation.

We would appreciate, at the first opportunity, to give you a bid for all of your crude oil and/or condensate production we are not presently purchasing in the San Juan Basin. We would also consider an exchange of crude oil/condensate.

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Yours very truly,

PLATEAU, INC.

, Wall PLEASE FURNISH SERVICE(S) INDICATED BY CHECKED BLOCK(S).
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FOR CERTIFIED MAIL—30c (plus postage)

ntinental Oil Co.

nt Mr. Jerry A. Nicks

O. Box 2197

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HO INSURANCE COVERAGE PROVIDED-NOT FOR INTERNATIONAL MAIL (See other side)

PRINCLEUM PRODUCERS . HEFINERS . MANKETENS

PLATEAU, INC.

F.O. Noz 108 Yarmington, N.N. 87401 Telephone: Area Code Lab / 821-1921



EXECUTIVE OFFICES

1081 Bloomfload Blod.
Valla Grando Centur
Farmington, N. M. 07401

July 10, 1973

Caulkins Oil Co. 2100 Colorado State Bank Building Denver, Colorado 80202

Attention: Production Manager

Gentlemen:

With the Government controls in effect on price control, we are unable to give, and you are unable to receive, higher prices for your crude oil and/or condensate until August 13, 1973, per the regulation.

We would appreciate, at the first opportunity, to give you a bid for all of your crude oil and/or condensate production we are not presently purchasing in the San Juan Basin. We would also consider an exchange of crude oil/condensate.

Our present needs are an additional 5,000 barrels per day. At your carliest convenience, we would like to discuss our requirements with you in order to consummate a feasible trade for both parties.

Yours very truly,

PLATEAU, INC.

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DATE DELIVERED (only if requested) 7./3.) 3 055-16-71518-11 347-108 0P0	2. Shows to whom, date and where delivered 35: With democration addresses only 85e RESSEE ONLY IV [outen fon required] NO INSURANCE COVERAGE PROVIDED— (See other side) NOT FOR INTERNATIONAL MAIL

PETROLEUM PRODUCERS + REFINERS + MARKETERS

PLATEAU, INC.

P.O. Pox 108 Farmington, N.H. 87401 Telephone: Area Code 606 / 326-1221



EXECUTIVE OFFICES

1021 Bloomflold Alnd. Vallo Arando Contor Farmington, N. H. 47401

CLEAN . SILENT . POWER

July 10, 1973

Skelly Oil Co. P. O. Box 1650 Tulsa, Oklahoma 74102

Attention: Mr. J. B. Sleeper

Gentlemen:

With the Government controls in effect on price control, we are unable to give, and you are unable to receive, higher prices for your crude oil and/or condensate until August 13, 1973, per the regulation.

We would appreciate, at the first opportunity, to give you a bid for all of your crude oil and/or condensate production we are not premently purchasing in the San Juan Basin. We would also consider an exchange of crude oil/condensate.

Our present needs are an additional 5,000 barrels per-day. At your earliest convenience, we would like to discuss our requirements with you in order to consummate a feasible trade for both parties.

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Yours very truly,

PLATEAU, INC.

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FOR CERTIFIED MAIL—30. (plus postage)

COLLY OIL CO.

ttn: Mr. J. B. Sleeper

NO.

O. Box 1650

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ULSa, Oklahoma 74102

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PETNOLEUM PHODUCERS . NEFINERS . MANKETERS

PLATEAU, INC.

P.O. Bon 108 Farmington, R.N. 87401 Telephone: Area Code 104 / 321-1021

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CLEAN . SILENT . POWER .

EXECUTIVE OFFICES 1921 Bloomflold Blod. Vallo Grando Conter Farmington, N. M. 87401

July 10, 1973

Amoco Production 2831 Security Life Building Denver, Colorado 80202

Attention: Mr. H. S. Harmon

Gentlemen:

With the Government controls in effect on price control, we are unable to give, and you are unable to receive, higher prices for your crude oil and/or condengate until August 13, 1973, per the regulation.

We would appreciate, at the first opportunity, to give you a bid for all of your crude oil and/or condensate production we are not presently purchasing in the San Juan Basin. We would also consider an exchange of crude oil/condensate.

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Yours very truly,

PLATEAU, INC.

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CERTIFIED MAIL-30e (plus postage) o Production Mr. H. S. Harmon ecurity Life Bldg. r, Colo. 80202

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PETROLEUM PRODUCERS . HEFINERS . MARKETERS

PLATEAU, INC.

P.O. Noz 108 Farmington, N.H. 87401 Telephone: Arma Code 105 / 885-1921



EXECUTIVE OFFICES

1981 Hitomorfold Hind.
Valto Grando Contor
Farmington, N. M. 87401

•

July 10, 1973

Kerr McGee Corp. Kerr McGee Building Oklahoma City, Oklahoma 73102

Attention: Mr. B. G. Taylor, Vice President Production Division

Gentlemen:

With the Government controls in effect on price control, we are unable to give, and you are unable to receive, higher prices for your crude oil and/or condensate until August 13, 1973, per the regulation.

We would appreciate, at the first opportunity, to give you a bid for all of your crude oil and/or condensate production we are not presently purchasing in the San Juan Basin. We would also consider an exchange of crude oil/condensate.

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Yours very truly,

PLATEAU, INC.

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REGISTERED NO.	KERR-MCGEE OIL INDUSTRIES INC. OKLA CITY, OKLA 13125
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INSŪRED NO.	Steve Wilhelm
DATE DELIVERED	SHOW WHERE DELIVERED (only if required)
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Wall c Crude Oil Supplies

FOR CERTIFIED MAIL—30¢ (plus postage)

FF McGee Corp.

In: B. G. Taylor, Vice Pres. OR ONE

Production Division

FF McGee Building

ZIP CODE

Lahoma City, Okla. 73102

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PETHOLEUM PRODUCERS . HEFIRENS : MARKETERS

PLATEAU, INC.

P.O. Haz 108 Farmington, N.H. 87401 Telephones Area Code 606 / 824-1921



EXECUTIVE OFFICES

1981 Hloomfluid Hind.
Valle Grande Center
Farmington, N. M. 07401

July 10, 1973

Atlantic Richfield 1115 One Main Place P. O. Box 2819 Dallas, Texas 75221

Attention: Mr. E. J. Henry, Jr.

Gentlemen:

With the Government controls in effect on price control, we are unable to give, and you are unable to receive, higher prices for your crude oil and/or condensate until August 13, 1973, per the regulation.

We would appreciate, at the first opportunity, to give you a bid for all of your crude oil and/or condensate production we are not presently purchasing in the San Juan Basin. We would also consider an exchange of crude oil/condensate.

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Yours very truly,

PLATEAU, INC.

Mr. E. Marc

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antic Richfield n: Mr. E. J. Henry, Jr.	PUST FREE
.5 One Main Place	ON, N.
LIAS, Texas 75221 TIONAL SERVICES FOR ADDITIONAL TEXS	(\$7.70°)
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PETHOLKUM PRODUCENS . HEFINENS . MASSHETERS

PLATEAU, INC.
P.O. Noz 108 Farmington, N.H. 67401
Telephonoi Area Code bob / 326-1921



1981 Bloomflotd Blad. Valle Grando Center Farmington, N. M. 87401

EXECUTIVE OFFICES

CLEAN . BILENT . POWER "

July 10, 1973

Marathon Oil Co. 539 So. Main St. Findley, Ohio 45840

Attention: Mr. B. A. Orr, Jr.

Gentlemen:

JUL 1 6 1973

With the Government controls in effect on price control, we are unable to give, and you are unable to receive, higher prices for your crude oil and/or condensate until August 13, 1973, per the regulation.

We would appreciate, at the first opportunity, to give you a bid for all of your crude oil and/or condensate production we are not presently purchasing in the San Juan Basin. We would also consider an exchange of crude oil/condensate.

Our present needs are an additional 5,000 barrels per day. At your earliest convenience, we would like to discuss our requirements with you in order to consummate a feasible trade for both parties.

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Yours very truly,

PLATEAU, INC.

PLEASE FURNISH SERVICE(S) INDICATED BY CHECKED BLOCK(S).

REQUIRED FEE(S) PAID.

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INSURED NO.

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r Crude Oil Supplies

PR CERTIFIED MAIL—30¢ (plus postage)

athon Oil Co.

1: Mr. B. A. Orr, Jr.

So. Main St.

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tley, Ohio 45840

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PETHOLKUM PRODUCKHE + HEFINERS + MAHKETEHS

PLATEAU. INC.

P.O. Box 108 Farmington, N.H. 87401 Telephone: Area Code 100 / 326-1921



EXECUTIVE OFFICES

10%1 Bloomflold Blod. Vallo Grando Contur Vallo Grando Contur Farmington, N. M. 87401

CLEAN . SILENT . POWER .

July 10, 1973

Mobil Oil Corp. P. O. Box 900 Dallas, Texas 75221

Attention: Mr. E. J. Stricker Gentlemen:

With the Government controls in effect on price control, we are unable to give, and you are unable to receive, higher prices for your crude oil and/or condensate until August 13, 1973, per the regulation.

We would appreciate, at the first opportunity, to give you a bid for all of your crude oil and/or condensate production we are not presently purchasing in the San Juan Basin. We would also consider an exchange of crude oil/condensate.

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Yours very truly,

PLATEAU, INC.

Wall

PLEASE FURNISH SERVICE(S) INDICATED BY CHECKED BLOCK(S).
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r Crude Oil Supplier

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I Oil Corp.

Mr. E. J. Stricker

Box 900

S, Texas 75221 AL SERVICES FOR ADDITIONAL FELS

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PETHOLKUM PHODUCKIES . MEPINEIES . MAHKETERS

PLATEAU, INC.

P.O. Rox 10% Yarmington, N.H. 07401 Telephone: Area Code 606 / 826-1981



CLEAN . BILENT . POWER .

EXECUTIVE OFFICES

1981 Bloomflold Blod. Valla Grando Center Farmington, N. M. 47401

July 10, 1973

Tesoro Petroleum 8520 Crownhill Blvd. San Antonio, Texas 78209

Attention: Mr. John Hafernick

Gentlemen:

With the Government controls in effect on price control, we are unable to give, and you are unable to receive, higher prices for your crude oil and/or condensate until August 13, 1973, per the regulation.

We would appreciate, at the first opportunity, to give you a bid for all of your crude oil and/or condensate production we are not presently purchasing in the San Juan Basin. We would also consider an exchange of crude oil/condensate.

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Yours very truly,

PLATEAU, INC.

PLEASE FURNISH SERVICE(S) INDICATED BY CHECKED BLOCK(S).
REQUIRED FEE(S) PAID. Show to whom, date and address where delivered **Deliver ONLY** to addressee RECEIPT Received the numbered urticle described below. REGISTERED NO. SIGNATURE OR NAME OF ADDRESSEE (Must always be filled in) CERTIFIED NO. SIGNALDRE OF ADDRESSEE'S AGENT, IF ANY 575924 INSURED NO. SHOW WHERE DERIVERED (only if regioned) DATE DELIVERED e65--16--71548-11 347-198

er Crude Oil Supplies

T FOR CERTIFIED MAIL _30. (plus postage esoro Petroleum Co. ittn: Mr. John Hofernick 520 Crownhill Blvd. AND ZIP CODE Antonio, Texas 78209

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PETROLEUM PHODUCEHS . HEPINERS . MANKETERS

PLATEAU, INC.

P.O. Hoz 108 Farmington, N.M. 87401 Talephone: Area Code 606 / 826-1981



CLEAN . SILENT . POWER .

EXECUTIVE OFFICES

1981 Bloomflatd Blod. Vallo Grando Contor Farmington, N. M. 87401

July 10, 1973

. Y.

Pubco Oil Co. P. O. Box 869 Albuquerque, New Mexico 87102

Attention: Vice President of Production

Gentlemen:

With the Government controls in effect on price control, we are unable to give, and you are unable to receive, higher prices for your crude oil and/or condensate until August 13, 1973, per the regulation.

We would appreciate, at the first opportunity, to give you a bid for all of your crude oil and/or condensate production we are not presently purchasing in the San Juan Basin. We would also consider an exchange of crude oil/condensate.

Our present needs are an additional 5,000 barrels per day. At your earliest convenience, we would like to discuss our requirements with you in order to consummate a feasible trade for both parties.

Yours very truly,

PLATEAU, INC.

r Crude Oil Supplies PLEASE FURNISH SERVICE(S) INDICATED BY CHECKED BUCKEGUIL
REQUIRED FEE(S) PAID. ! CERTIFIED MAIL—30¢ (plus postage) Show to whom, date and address where delivered Deliver ONLY to addressee Oil Co. ON DATE RECEIPT Vice-President of Prod. Received the numbered article described below. Box 869 REGISTERED NO. SIGNATURE OR NAME OF ADDRESSEE (Must always be filled in) CDF terque, N. M. 87102 CERTIFIED NO. SIRVELS FOR ADDITIONAL Fees.
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stra fee required) 575909 INSURED NO. ames b Brion Thee Deliveren (enty if ecquered IO INSURANCE COVERAGE PROVIDED-NOT FOR INTERNATIONAL MAIL (See other side) -65-16-71548-11 347-198 OPO

PETHOLEUM PHODUCERS . HEFINEHE .

PLATEAU, INC.

.O. Ruz 108 Farmington, N.H. 87401 elsphone) Area Cuile LOL / 326-1981 Telephone



CLEAN . BILENT . POWER .

EXECUTIVE OFFICES 1021 Bloomffald Blod. vallu Grandu Conter Yallu Grandu Conter Parmington, N. M. 17401

July 10, 1973

Standard Oil-Co. of California 130 Sutter Street San Francisco, California 94104

Attention: Mr. D. D. Ostrom

With the Government controls in effect on price control, we are unable to give, and you are unable to receive, higher prices for your crude Gentlement oil and/or condensate until August 13, 1973, per the regulation.

We would appreciate, at the first opportunity, to give you a bid for all of your crude oil and/or condensate production we are not presently purchasing in the San Juan Basin. We would also consider an exchange of crude oil/condensate.

Our present needs are an additional 5,000 barrels per day. At your earliest convenience, we would like to discuss our requirements with you in order to consummate a feasible trade for both parties.

PLATEAU, INC.

RECEIPT FOR CERTIFIED MAIL-30¢ (plus postage) SINI 10 Standard Oil Co. of Calif.

Attn: Mr. D. D. Ostrom. NAS 575920itten 7-10-73 130 Sutter St. San Francisco, Calif. 94104 P.O., STATE AND ZIP CODE San Francisco, Calit. 94104

OPTIONAL SERVICES FOR ADDITIONAL FEES

RETURN
RECEIPT
2. Shows to whom and date delivered delivered services to whom, date and where delivered straylets

OFLIVER TO ADDRESSEE ONLY
SPECIAL DELIVERY leastes bee required

PS. Farm

OR LINE 10 ALLE OF COULDAGE DELIVERY

OF LIVERY LEAST STORE COULDA written CEW! (See other side) NO INSURANCE COVERAGE PROVIDED— NOT FOR INTERNATIONAL MAIL 470 1970 0 197 498 PS Form 3800 Nov.1971

CEW/ojh

PRTHOLEUM PRODUCKIIS . HEFINERS . MARKETERS

PLATEAU, INC.

P.O. Hoz 108 Farmington, N.M. 17401 Telephone: Arva Code 606 / 326-1911



CLEAN . SILENT . POWER .

EXECUTIVE OFFICES

1981 Bloomffald Blod. Vallo Grando Contor Farmington, N. M. 87401

July 10, 1973

Texaco, Inc. P. O. Box 52332 Houston, Texas 77052

Attention: Mr. J. T. Elgick

Gentlemen:

With the Government controls in effect on price control, we are unable to give, and you are unable to receive, higher prices for your crude oil and/or condensate until August 13, 1973, per the regulation.

We would appreciate, at the first opportunity, to give you a bid for all of your crude oil and/or condensate production we are not presently purchasing in the San Juan Basin. We would also consider an exchange of crude oil/condensate.

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Yours very truly,

PLATEAU, INC.

Cleo E. Wall

Manager Crude Oil Supplies

CEW/ojh

REGISTERED MAIL RETURN RECEIPT REC

	RECEIPT FOR CERTIFIED MAIL-30 (pl	us postage)
ſ	RECEIPT FOR CERTIFIED MALE	PUSTWER!!. OR DAYS
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925 en 7-10	P. O. BOX STATE AND ZIP CODE TOWAR 77052	(2112) S
SE OL	RETURN With delivery to addressee only 850 RECEIPT 2. Shows to whom and date delivered 350 RECEIPT 2. Shows to whom, date and where delivered 350 RECEIPT 2. Shows to whom, date and where delivered 350 RECEIPT 2. Shows to whom the state of	TONVE
o.57	DELIVER TO ADDRESSEE ONLY SPECIAL DELIVERY LANGE 100 required)	(See other side)
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PETROLEUM PRODUCERS . REFINERS . MARKETERS

PLATEAU, INC.

P.O. Box 108 Farmington, N.M. 87401 Telephone: Area Code 505 / 325-1921



CLEAN . SILENT . POWER ®

EXECUTIVE OFFICES

1921 Bloomfield Blud. Valle Grande Center Farmington,N.M. 87401

Case 5-074

July 11, 1973



Mr. Dan Nutter
New Mexico Oil Conservation Commission
State Land Office
P. O. Box 2088
Santa Fe, New Mexico 87501

Re: Addendum to Application for Preference to Purchasing New Mexico State Royalty Oil dated May 16, 1973

Dear Dan:

Attached are three (3) copies each of twenty-two (22) letters we wrote July 10, 1973, to producing companies in Northwest New Mexico, advising them of our need for crude oil in order to supply our local market. These letters were sent Registered Mail, Return Receipt Requested.

Upon receipt of an answer from each of these companies, we will send you a copy of their reply.

Yours very truly,

PLATEAU, INC.

Cleo E. Wall

Manager Crude Oil Supplies

CEW/ojh Attachments ~ 66 PETROLEUM PRODUCERS . HEFINERS . MAHKETERS

PLATEAU, INC.

P.O. Box 108 Farmington, N.M. 87401 Telephone: Area Code LOS / 825-1921



CLEAN . BILENT . POWER .

EXECUTIVE OFFICES

1881 Bloomflold Blod, Valla Grando Conter Farmington, N. M. 87401

July 10, 1973

Amoco Production 2831 Security Life Building Denver, Colorado 80202

Attention: Mr. H. S. Harmon

JUL 1 2 1973

Oil Conservation Comm.

Santa Fo

Gentlemen:

With the Government controls in effect on price control, we are unable to give, and you are unable to receive, higher prices for your crude oil and/or condensate until August 13, 1973, per the regulation.

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Yours very truly,

PLATEAU, INC.

Cleo E. Wall

Manager Crude Oll Supplies

CISW/ojh

PETHOLEUM PRODUCERS . HEFINERS . MANKETERS

PLATEAU, INC.

P.O. Box 108 Farmington, N.H. 87401 Telephones Area Code 106 / 525-1921



EXECUTIVE OFFICES

1081 Ploomflatd Plvd. Vallo Grando Contur Farmington, N. M. 87401

CLEAN . SILENT . POWER .

July 10, 1973

Atlantic Richfield 1115 One Main Place P. O. Box 2819 Dallas, Texas 75221

Attention: Mr. E. J. Henry, Jr.

Gentlement

With the Government controls in effect on price control, we are unable to give, and you are unable to receive, higher prices for your crude oil and/or condensate until August 13, 1973, per the regulation.

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Yours very truly,

PLATEAU, INC.

Cloo E. Wall

Manager Crude Olf Supplier

CHW/ojh

PRYHOLEUM PHODUCEHS + HEFINEHS + MAHXKTERS

PLATEAU, INC.

P.O. Nov. 108 Farmington, N.H. 87401 Telephone: Area Code 505 / 321-1921



EXECUTIVE OFFICES

1081 Bloomftold Blod.
Valla Granda Contor
Farmington, N. M. 87401

July 10, 1973

OIL CONSERVATION COMM. Santa Fo

Skelly Oil Co. P. O. Box 1650 Tulsa, Oklahoma 74102

Attention: Mr. J. B. Sleeper

Gentlemen:

With the Government controls in effect on price control, we are unable to give, and you are unable to receive, higher prices for your crude oil and/or condensate until August 13, 1973, per the regulation.

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Yours very truly,

PLATEAU, ING.

Cleo E. Wall

Manager Crude Oil Supplies

CEW/ojh

PETHOLEUM PRODUCERS . HEFINERS . MANKETENS

PLATEAU, INC.

P.O. Hox 100 Farmington, N.H. 87401 Telephono: Area Codo 606 / 326-1921



EXECUTIVE OFFICES

1821 Bloomffald Blod. Valla Grando Cantor Farmington, N. M. 87401

CLEAN . SILENT . POWER .

July 10, 1973

Pubco Oil Co. P. O. Box 869 Albuquerque, New Mexico 87102

Attention: Vice President of Production

Gentlemen:

With the Government controls in effect on price control, we are unable to give, and you are unable to receive, higher prices for your crude oil and/or condensate until August 13, 1973, per the regulation.

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Yours very truly,

PLATEAU, INC.

Cleo E. Wall

Manager Crude Oil Supplies

CEW/ojh

PETHOLEUM PHODUCEHS

PLATEAU, INC.

P.O. Hoz 108 Farmington, N.H. 87401 Telephone: Area Code LOD / 824-1921



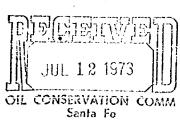
. SILENT . POWER

EXECUTIVE OFFICES 1981 Bloomflold Blod. Valla Granda Contar Farmington, N. M. 87401

July 10, 1973

Caulkins Oil Co. 2100 Colorado State Bank Building Denver, Colorado 80202

Attention: Production Manager



With the Government controls in effect on price control, we are unable to give, and you are unable to receive, higher prices for your crude Gentlemen: oil and/or condensate until August 13, 1973, per the regulation.

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PLATEAU, INC.

Cleo F. Wall

Manager Crude Oil Supplies

CEW/ojh

PETROLEUM PRODUCKIE

PLATEAU, INC.

P.O. Box 108 Farmington, N.M. 87401 Telephones Area Code 606 / 325-1921



CLEAN . BILENT . POWER 6

EXECUTIVE OFFICES

1921 Bloomflald Blod, Valle Grande Center Farmington, N. M. 87401

CONSERVATION COMM

Santa Fe

July 10, 1973

Continental Oil Co. P. O. Box 2197 Houston, Texas 77001

Attention: Mr. Jerry A. Nicks

Gentlemen:

With the Government controls in effect on price control, we are unable to give, and you are unable to receive, higher prices for your crude oil and/or condensate until August 13, 1973, per the regulation.

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Yours very truly,

PLATEAU, ING.

Cleo E. Wall

Manager Crude Oll Supplies

CEW/ojh

PETHOLEUM PRODUCERS + HEPINERS + MARKETERS

PLATEAU, INC.

P.O. Box 108 Farmington, N.M. 87401 Telephono: Area Code 106 / 326-1921



EXECUTIVE OFFICES

1921 Bloomfield Blod, Vallo Grando Conter Farmington, N. N. 87401

CLEAN . SILENT . POWER .

July 10, 19

Kerr McGee Corp.

Kerr McGee Building

Oklahoma City, Oklahoma 73102

Attention: Mr. B. G. Taylor, Vice President Production Division

Gentlemen:

With the Government controls in effect on price control, we are unable to give, and you are unable to receive, higher prices for your crude oil and/or condensate until August 13. 1973, per the regulation.

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Yours very truly,

PLATEAU, INC.

Cleo E. Wall

Manager Crude Oil Supplier

CEW/oJh

PETROLEUM PRODUCERS . REFIRENS . MANKETERS

PLATEAU, INC.

P.O. Hox 108 Farmington, N.M. 87401 Telephone: Area Code 101 / 811-1921



CLEAN . BILENT . POWER .

EXECUTIVE OFFICES

1921 "toomftald utvd. Vallo Grando Conter Farmington, N.M. 87401

July 10, 1973

Amerada Hess PO Box 52 Galena Park, Texas 77547

Attention: Mr. B. W. Andrus

Gentlemen:

With the Government controls in effect on price control, we are unable to give, and you are unable to receive, higher prices for your crude oil and/or condensate until August 13, 1973, per the regulation.

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Yours very truly,

PLATEAU, INC.

Cleo E. Wall

Manager Crude Oil Supplies

CEW/oJh

PETHOLEUM PHODUCEHR . HEPINERS . MARKETERS

PLATEAU, INC.

P.O. How 188 Farmington, N.M. 87401 Telephone: Area Code 606 / 826-1981



EXECUTIVE OFFICES

10%1 Utoomftald atvd. Vallo Grando Contor Farmington, N. N. 17401

July 10, 1973

OIL CONSERVATION COMM

Santa Fo

Bco Inc. P. O. Box 669 Santa Fe, New Mexico 87501

Attention: Mr. Bob Bigbee

Gentlemen:

With the Government controls in effect on price control, we are unable to give, and you are unable to receive, higher prices for your crude ell and/or condensate until August 13, 1973, per the regulation.

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Yours very truly,

PLATEAU, INC.

Cleo E. Wall

Manager Grude Oil Supplies

CEW/ojh

PETROLEUM PRODUCERS . HEFINERS . MARKETERS

PLATEAU, INC.

P.O. Rox 108 Farmington, N.M. 87401 Talephona: Area Code 105 / 825-1981

14



EXECUTIVE OFFICES

1981 Bloomfined Hind. Valla Granda Contar Farmington, N. M. 87401

CLEAN . SILENT . POWER .

July 10, 1973

OIL CONSERVATION COMM Santa Fe

Benson-Montin-Greer 501 Airport Drive Farmington, N. Mex. 87401

Attention: Mr. Al Greer

oon: Mr. Al Greer

Gentlemen:

With the Government controls in effect on price control, we are unable to give, and you are unable to receive, higher prices for your crude oil and/or condensate until August 13, 1973, per the regulation.

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Yours very truly,

PLATEAU, INC.

Cleo E. Wall

Manager Crude Oil Supplies

CEW/ojh

PETHOLEUM PRODUCERS + HEPINERS + MARKETERS

PLATEAU, INC.

P.O. Box 108 Farmington, N.M. 87401 Telephone: Area Code 606 / 826-1021



EXECUTIVE OFFICES

1931 History fald Hivd. Valle Orando Contor Farmington, N. M. 87401

CLEAN . SILENT . POWER .

El Paso Natural Gas Co. P. O. Box 1492 El Paso, Texas 79978

Attention: Mr. Ed Brown

Gentlemen:

With the Government controls in effect on price control, we are unable to give, and you are unable to receive, higher prices for your crude oil and/or condensate until August 13, 1973, per the regulation.

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Yours very truly,

PLATEAU, INC.

Cleo E. Wall

Manager Crude Oil Supplier

OIL CONSERVATION COMM

CEW/ojh

PLATEAU, INC.

P.O. Hox 108 Farmington, N.M. 87401 Talaphone: Area Coda 606 / 826-1921



CLEAN . SILENT . POWER .

EXECUTIVE OFFICES

1021 Bloomffold Blod, Vallo Grando Contor Farmington, N.M. 87401

OIL CONSERVATION COMM

Santa Fo

July 10, 19

Getty Oil Co. One Allen Center P. O. Box 1404 Houston, Texas 77001

Attention: Mr. B. B. McNott

Gentlemen:

With the Government controls in effect on price control, we are unable to give, and you are unable to receive, higher prices for your crude oil and/or condensate until August 13, 1973, per the regulation.

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Yours very truly,

PLATEAU, INC.

Cleo E. Wall

Manager Crude Oil Supplies

CEW/ojh

PETHOLEUM PHODUCKHS + REPINERS + MARKETERS

PLATEAU, INC.

P.O. Noz 108 Farmington, N.M. 87401 Telephono: Area Code tob / 326-1921



CLEAN . SILENT . POWER .

EXECUTIVE OFFICES

1931 Blocinfluld Hivd. Valls Grando Contor Farmington, N. M. 87401

Gulf Oil Corp. P. O. Box 2100 Houston, Texas 77001

Attention: Mr. J. W. Streit

July 10, 1973

DECEMBER 1973

OIL CONSERVATION COMM
Santa Fo

Gentlemen:

With the Government controls in effect on price control, we are unable to give, and you are unable to receive, higher prices for your crude oil and/or condensate until August 13, 1973, per the regulation.

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Yours very truly,

PLATEAU, INC.

Manager Crude Oil Supplies

CEW/ojh

PRTHOLKUM PHODUCCHS . HERINEHE . PARRETPHO

PLATEAU, INC.

F.O. Hox 108 Farmington, N.H. 87401 Telephone: Area Cade 505 / 825-1821

9 ·



CLEAN . SILENT . POWER .

EXECUTIVE OFFICES

1981 Bloomflald Blod. Valla Grando Contur Farmington, N. M. 87401

July 10, 1973

Marathon Oil Co. 539 So. Main St. Findley, Ohio 45840

Attention: Mr. B. A. Orr, Jr.

JUL 1 2 1973
OIL CONSERVATION COMM

Gentlemen:

With the Government controls in effect on price control, we are unable to give, and you are unable to receive, higher prices for your crude oil and/or condensate until August 13, 1973, per the regulation.

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Yours very truly,

PLATEAU, INC.

Clao E. Wall

Manager Crude Oil Supplier

CEW/ojh

PETHOLKUM PRODUCKHS + HEFINERS + MANKETERS

PLATEAU, INC.

P.O. Noz 108 Farmington, N.N. 87401 Telephone: Area Code tot / 326-1921



EXECUTIVE OFFICES

1081 Discomplated Abod. Vallo Granda Contor Farmington, N. M. 87401

CLEAN . SILENT . POWER .

July 10, 1973

Santa Fe

COMM

Mobil Oil Corp. P. O. Box 900 Dallas, Texas 75221

Attention: Mr. E. J. Stricker

Gentlemen:

With the Government controls in effect on price control, we are unable to give, and you are unable to receive, higher prices for your crude oil and/or condensate until August 13, 1973, per the regulation.

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Yours very truly,

PLATEAU, INC.

Cleo E. Wall

Manager Crude Oil Supplies

CEW/ojh

PETHOLIUM PRODUCENS . HEFINERS . MARKETERS

PLATEAU, INC.

P.O. Box 108 Farmington, N.H. 87401 Telephone: Area Code 106 / 321-1921



EXECUTIVE OFFICES

1921 Bloomfield Blud.
Valla Granda Contor
Farmington, N. M. 07401

CLEAN . SILENT . POWER .

July 10, 1973

Standard Oil·Co. of California 130 Sutter Street San Francisco, California 94104

Attention: Mr. D. D. Ostrom

JUL 1 2 1973
OIL CONSERVATION COMM

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Yours very truly,

PLATEAU, INC.

Cleo E. Wall

Manager Crude Oil Supplies

CEW/ojh

REGISTERED MAIL
RETURN RECEIPT REQUESTED

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PETHOLEUM PHODUCERS . REFINING . MARKETERS

PLATEAU, INC.

P.O. Rox 108 Farmington, N.H. #7401 Telephone: Area Code 101 / 321-1921



EXECUTIVE OFFICES

1981 Ploomfield Blod. Vallo Grando Center Farmington, N. M. 87401

CLEAN . SILENT . POWER .

July 10, 1973

Sun Oil Co. 907 So. Detroit Avenue Tulsa, Oklahoma 74102

Attention: Mr. Donald M. Shields



Gentlemen:

With the Government controls in effect on price control, we are unable to give, and you are unable to receive, higher prices for your crude oil and/or condensate until August 13, 1973, per the regulation.

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Yours very truly,

PLATEAU, INC.

Cleo E. Wall

Manager Crude Oil Supplier

CEW/ojh

PETHOLEUM PRODUCERS . REFINERS . MARKETERS

PLATEAU, INC.

P.O. Box 108 Farmington, N.H. 87401 Telephone: Area Code tot / 325-1821



EXECUTIVE OFFICES

1921 Bloomffald Blod. Valla Grando Contor Farmington, N. M. 07401

The Superior Oil Co. P. O. Box 1521 Houston, Texas 77001

Attention: Mr. Jerry R. Jax

July 10, 1973

DECEMBER 1973

OIL CONSERVATION COMM

Santa Fe

Gentlemen:

With the Government controls in effect on price control, we are unable to give, and you are unable to receive, higher prices for your crude oil and/or condensate until August 13, 1973, per the regulation.

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Yours very truly,

PLATEAU, INC.

Cleo E. Wall

Manager Crude Oil Supplies

CEW/ojh

PETROLEUM PRODUCERS + HEFINERS + MARKETERS

PLATEAU, INC.

P.O. Hox 10H Farmington, N.H. 87401 Telephone: Area Code tob / 326-1921



EXECUTIVE OFFICES

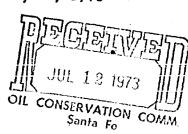
1821 Bloomflatd Blod. Vallo Grando Contor Farmington, N. M. 87401

CLEAN . SILENT . POWER *

July 10, 1973

Tenneco Oil·Co. P. O. Box 2511 Houston, Texas 77001

Attention: Mr. Allen F. Ernst



Gentlemen:

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Yours very truly,

PLATEAU, INC.

Cleo E. Wall

Manager Crude Oil Supplies

CEW/ojh

REGISTERED MAIL RETURN RECEIPT REQUESTED 1

PETROLEUM PRODUCENS + HEFINERS + MARKETERS

PLATEAU, INC.

P.O. Rox 108 Farmington, N.M. 87401 Telephona: Area Code 606 / \$26-1921



EXECUTIVE OFFICES

1921 Bloomfleid Blod. Vallo Grando Conter Farmington, N. M. 87401

July 10, 1973

OIL CONSERVATION

Santa Fo

Tesoro Petroleum 8520 Crownhill Blvd. San Antonio, Texas 78209

Attention: Mr. John Haf grnick

steation. Wil. John Hai Çillic

Gentlemen:

With the Government controls in effect on price control, we are unable to give, and you are unable to receive, higher prices for your crude oil and/or condensate until August 13, 1973, per the regulation.

We would appreciate, at the first opportunity, to give you a bid for all of your crude oil and/or condensate production we are not presently purchasing in the San Juan Basin. We would also consider an exchange of crude oil/condensate.

Our present needs are an additional 5,000 barrels per day. At your earliest convenience, we would like to discuss our requirements with you in order to consummate a feasible tride for both parties.

Yours very truly,

PLATEAU, INC.

Cleo E. Wall

Manager Crude Oil Supplies

CEW/ojh

PETHOLEUM PRODUCENS . REFINERS . MARKETERS

PLATEAU, INC.

P.O. Hox 106 Farmington, N.H. 87401 Telaphono: Area Code 10t / 826-1921



CLEAR . SILENT . POWER .

EXECUTIVE OFFICES

1921 Bloomflaid Blod. Valls Grande Cuntar Farmington, N. M. 87401

July 10, 1973

Texaco, Inc. P. O. Box 52332 Houston, Texas 77052

Attention: Mr. J. T. Elsick

JUL 12 1973

OIL CONSERVATION COMM.

Santa Fo

Gentlemen:

With the Government controls in effect on price control, we are unable to give, and you are unable to receive, higher prices for your crude oil and/or condensate until August 13, 1973, per the regulation.

We would appreciate, at the first opportunity, to give you a bid for all of your crude oil and/or condensate production we are not presently purchasing in the San Juan Basin. We would also consider an exchange of crude oil/condensate.

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Yours very truly,

PLATEAU, INC.

Cleo E. Wall

Manager Crude Oil Supplies

CEW/oJh

PETHOLEUM PHODUCERS . HEFINERS . MARKETERS

PLATEAU, INC.

P.O. Haz 10H Farmington, N.M. 47401 Tolephone: Arag Code 686 / 826-1921



CLEAN . SILENT . POWER .

EXECUTIVE OFFICES

1921 Bloomffold Blvd. Valle Grando Center Farmington, N. M. 87401

July 10, 1973

Union Oil Co. of California Union Oil Center Los Angeles, California 90017

Attention: Mr. H. J. Said

JUL 1 2 1973

OIL CONSERVATION COMM.
Santa Fo

Gentlemen:

With the Government controls in effect on price control, we are unable to give, and you are unable to receive, higher prices for your crude oil and/or condensate until August 13, 1973, per the regulation.

We would appreciate, at the first opportunity, to give you a bid for all of your crude oil and/or condensate production we are not presently purchasing in the San Juan Basin. We would also consider an exchange of crude oil/condensate.

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Yours very truly,

PLATEAU, INC.

Cleo E. Wall

Manager Crude Oil Supplies

CEW/ojh

PETROLEUM PRODUCERS + REFINERS + MARKETERS

PLATEAU, INC.

P.O. Box 108 Farmington, N.M. 87401 Telephone: Area Code 505 / 325-1921 Plateau

EXECUTIVE OFFICES

1921 Bloomfield Blvd. Valle Grande Center Rarmington, N. M. 87401

LEAN • SILENT • POWER 6

July 10, 11973 CONSERVATION COMM.

507

Mr. A. L. Porter, Jr. Director New Mexico Oil Conservation Commission P. O. Box 2088 Santa Fe, New Mexico 87501

> Re: Addendum to Application for Preference to Purchasing New Mexico State Royalty Oil dated May 16, 1973

Dear Mr. Porter:

As indicated in our application, we purchase from 15,000 to 24,000 barrels per month of crude oil/condensate below 41° gravity. The major percentage of these barrels are in the low 30° gravity range.

The purchase of these barrels are from various producers who desire to sell their entire production to one purchaser for accounting reasons.

In 1972, we purchased 5228 barrels/day and runs to the still were 4563 barrels/day, a difference of 674 barrels. We sell the heavier crude oil for frac oil and the remaining barrels to Shell Oil Company.

Our Refinery is designed to operate on 41° gravity and up crude oil/condensate. Raw materials below 41° gravity is not economically feasible for us to charge due to yields of finished products obtained.

Yours very truly,

PLATEAU, INC.

Cleo F. Wall

Manager Crude Oil Supplies

OIL CONSERVATION COMMISSION P. O. BOX 2088 SANTA FE, NEW MEXICO 87501

Case 50 14

June 7, 1973

The Honorable David L. Norvell Attorney General of New Mexico Suprema Court Building Santa Fe, New Mexico 87501

Dear Mr. Norvell:

Plateau Inc. is a petroleum producer, refiner and marketer with its executive offices in Farmington, New Mexico. It is a New Mexico corporation and a subsidiary of Suburban Propane Gas Corporation located in Whippany, New Jersey.

This corporation has applied for a preference in the sale of royalty oil pursuant to the provisions of the Laws of 1967, Chapter 31, Sections 1 through 7 (N.M. Stat. Ann. Secs. 7-11-57 to 7-11-63).

This act defines "small business" as follows:

"c. 'Small business' means an independently owned and operated concern primarily engaged in petroleum refining...."

Since there is some confusion about the definition of "independently owned", I hereby request a formal opinion on the following question:

Is Plateau Inc. an independently owned refiner for the purpose of qualifying for a preference in the sale of royalty oil pursuant to the provisions of the Laws of 1967, Chapter 31?

Very truly yours,

A. L. PORTER, Jr. Secretary-Director

ALP/WFC/dr



STATE OF NEW MEXICO

Office of the Attorney General DEPARTMENT OF JUSTICE

P. O. BOX 2246 Santa Je, N. M. 87501

OLIVER E. PAYNE
DEPUTY ATTORNEY GENERAL

OPINION
of
DAVID L. NORVELL
Attorney General

No. 73-50

June 25, 1973

By: Oliver E. Payne

Deputy Attorney General

To: Mr. J. L. Porter, Jr. Secretary-Director

Oil Conservation Commission

Post Office Box 2088

Santa Fe, New Mexico 87501

Facts:

Plateau, Inc. is a petroleum producer, refiner and marketer with its executive offices, and a full accounting office, in Farmington, New Mexico. Its refinery is located approximately 1 1/2 miles Southeast of Bloomfield, New Mexico. Plateau is a New Mexico corporation and is a subsidiary of Suburban Propane Gas Corporation located in New Jersey. Plateau has applied for a preference in the sale of state royalty oil pursuant to Sections 7-11-57 through 7-11-63, N.M.S.A., 1953 Comp. (P.S.).

Question:

Is Plateau, Inc. an independently owned and operated refiner within the meaning of Section 7-11-58, supra, so that it qualifies for a preference in the sale of state royalty oil?

Conclusion:

Yes.

Mr. A. L. Porter, Jr. Page 2

June 25, 1973 No. 73-50

Analysis:

Section 7-11-57, supra, states as follows:

"The purpose of this act [7-11-57 to 7-11-63] is to assist small business enterprise within the state by encouraging the establishment and operation of petroleum refineries not having an adequate supply of refinery charge stocks through granting a preference to such petroleum refineries in the sale of state royalty oil accruing from public land oil and gas leases." (Emphasis added.)

"Small business" is defined in Section 7-11-58, supra, to be:

"An independently owned and operated concern primarily engaged in petroleum refining when it does not have more than thirty thousand [30,000] barrels per day of crude oil capacity from owned or leased facilities."

Beyord question Plateau, Inc. is engaged primarily in petroleum refining. The documentation furnished by this Company also establishes that the capacity of its refinery is 5200 barrels per day. Depending on the type of charge stock available, the thruput sometimes exceeds this capacity but is considerably less than thirty thousand barrels per day.

This brings us to the question whether Plateau, Inc. is an independently owned and operated refinery. Certainly it is independent in the sense that its own crude oil production represents a small fraction of its refinery requirements. This appears clear from the Affidavit of Mr. Cleo E. Wall, Manager of the Crude Oil Department of Plateau, Inc. See in this connection Docket No. OIAB 137-72 (1973).

This leaves us with this question: Does the fact that Plateau, Inc. exists as a subsidiary of Suburban Propane Gas Corporation, a New Jersey corporation, render the former incapable of being an independently owned and operated refinery as that term is defined in Section 7-11-58, supra?

As Mr. Justice Cardozo said in Berkey v. Third Ave. Ry. Co., 244 N.Y. 84, 155 N.E. 58:

Mr. A. L. Porter, Jr. Page 3

June 25, 1973 No. 73-50

"The whole problem of the relation between parent and subsidiary corporations is one that is still enveloped in the mists of metaphor."

We do know, however, that a subsidiary and parent corporation may have independent existence. <u>International Order v. Fridia</u>, Tex. Civ. App., 91 S.W.2d 404 (1936). It is not enough to call for adjudicating two corporations to be in legal effect one and the same that the parent corporation owns most or all of the stock of the other. The mere fact that the stockholders of two corporations are the same does not of itself make the subsidiary corporation a mere instrumentality of the parent corporation. <u>Perlman v. Great States Life Ins. Co.</u>, Colo. 436 P.2d 124; Di Re v. Central Livestock Order Buying Co., 246 Minn. 279, 74 N.W.2d 518.

Many circumstances must be considered in overcoming or failing to overcome the indicia of separate entities. Sameness of members, officers and objects, and the absence of distinct interests are indicia of agency or identity. Pan Pacific Sash and Door Co. v. Greendale Park, Inc., 166 Cal. App.2d 652, 333 P.2d 802; Republic-Transcon Industries, Inc. v. Templeton, Miss., 175 So.2d 185. Conversely, differences in officers, objects or conduct are indications of separate recognizable entities. Wade & Wade v. Central Broadcasting Co., 227 Iowa 427, 288 N.W. 441.

Where a parent corporation exercises its control over its subsidiary, not as a majority stockholder in the usual and normal manner in due course of husiness, but to such an extent that the subsidiary has become a mere instrumentality or adjunct in its business, or the properties or affairs of the two corporations have become so inextricably intertwined that it is impracticable to identify one from the other, then the parent corporation and the subsidiary are ordinarily treated as one entity. Powell, Parent and Subsidiary Corporations, Chapter 6 (1931).

The test then is whether there is submergence of independent management of the subsidiary by its own directors due to direct management by the principal corporation. Kingston Dry Dock Co. v. Lake Champlain Transportation Co., 31 F.2d 265. You must look to see if the property rights of the two corporations are so commingled and their affairs so intimately related in management as to render it apparent that they are, in fact and intent, one and the same. H. E. Briggs & Co. v. Harper Clay Products Co., 150 Wash. 235, 272 P. 962.

Mr. A. L. Porter, Jr. Page 4

June 25, 1973 No. 73-50

Applying these "tests" to Plateau, Inc. we find that the indicia of separateness considerably outweigh those of sameness of identity. Suburban Propane, the parent corporation, is concerned chiefly with wholesaling and retailing liquefied petroleum gas on the East Coast. Some ninety percent of its revenues are generated through this facet of its operation. Suburban also maintains an exploration office in San Antonio, Texas, the primary interest of which is in finding natural gas sources for various small gasoline plants. Plateau's manager states that its president sets the policies for refining and marketing by Plateau, Inc.

Based on the information furnished this office, which we assume is factual, it is our conclusion that Plateau, Inc. is an independently owned and operated refinery within the meaning of Section 7-11-58, supra.

DAVID L. NORVELL Attorney General

OLIVER E. PAYNE

Deputy Attorney General

OEP/gr

Care 507%

EXECUTIVE OFFICES

1921 Bloomfield Blud. Valle Grande Center Farmington, N.E. 87101

PETROLEUM PRODUCERS . REFINERS . MARKETERS

PLATEAU, INC.

P.O. 80x 108 Farmington, N.M. 87431 Telephone: Area Code 805 / 385-1921



CLEAN . SILENT . POWER O

May 24, 1973

MAY 1.5 15/3

OIL CONSERVATION COMES

Sansa Fe

Mr. Dan Nutter
New Mexico Oil & Gas Conservation Comm.
State Land Office Building
Santa Fe, NM 87501

Dear Dan:

Enclosed is a bulletin from the National Petroleum Refiner's Association dated May 18, 1973 in which the Oil Import Board defines "independent refiner." I am mailing you this in order to support our application for State Royalty Oil as an independent refiner.

Very truly yours,

PLATEAU, INC.

Cleo E. Wall Nanager, Grude Oil

CEW/raf.

Enclosure

Whatingion Bulletin

NATIONAL PETROLEUM REFINERS ASSOCIATION

May 18, 1973

BONALO C. O'HARA, Breval Cosmil 17/19 De tisten Storet, R.W. Washington, D. C. 24016

NPRA Survey of U.S. Capability to Process Sweet/Sour Crude. A survey conducted by the MPRA of U.S. domestic petroleum refiners has disclosed that reported runs of 12.5 million barrels per day would be reduced by 1.2 million barrels per day if U.S. refiners would have to substitute sour crude for 20% of their current sweet crude runs. The results of the survey, which was begun in March of this year, included responses from about 98% of the U.S. total refinery capacity.

The survey was conducted by an Ad Hoc Committee of the NPRA after it became evident that some refiners were having difficulty running at full capacity because they could not obtain adequate stocks of low sulphur crude in the U.S. or abroad. Current shortages of U.S. refining capacity and increasing reliance upon imported crude oil emphasized the need for determining the capability to process sour crude in view of the limitations imposed by environmental regulations, metallurgy of crude units, and the lack of sulphur recovery units and other downstream processing units.

The results indicate that if environmental regulations on sulphur content of fuel oil and plant emissions were eliminated the impact of 20% substitution of sour crude would be lessened by 500M B/D. It should also be noted that the study shows that as the amount of sweet crude run at a given refinery is reduced its ability to process sour crude is lessened dramatically.

Of the 200 refineries reporting statistics, 95 reported operating below capacity and 83 refineries reported crude loss was at least a substantial factor in their inability to operate at full capacity.

Approximately 12.5 million barrels per day of total runs were reported of which 9.5 million consisted of domestic crude and approximately 3 million barrels per day were of foreign origin. Of the total runs, approximately 8 million barrels per day consisted of sweet while the remaining 4 1/2 million barrels were sour crude. Approximately 1.5 million barrels per day of sour crude is of foreign origin.

The report includes data submitted by respondents listing the first, second and third most important restrictions on their ability to process sour crude. In terms of numbers of refineries, 47 reported that the most important restriction was crude unit metallurgy, while 37 reported that sulphur in residue was the most significant factor. Sulphur in distillate was listed by 28 refineries as the most significant factor affecting their ability to process sour crude, while 25 reported process emission limits, was the most significant. The latter, process emission limits, was the most significant in affecting refining capacity of plants having a capacity of 2,800,000 B/D, while sulphur in residue most significantly affected refineries having capacity of 2,632,000 B/D.

Copies of the report of the results of the survey have been furnished to the members of several MPRA committees and the Board of Directors. Please write us if you would like a copy.

- 2 -

refiners had elected to challenge the regulations providing for lead free and phosphorous free fuel issued by EPA recently. In response to the decision on April 11th by the Administrator of the EPA to grant automobile makers a one year extension of the deadline for 1975 auto emission standards required by the Clean Air Act, two refiners, Atlantic Richfield and Gulf Oil, have filed petitions for review with the United States Court of Appeals for the District of Columbia. While no specific allegations have been made we are advised that the general nature of the challenge relates to the fact that in light of the one year rollback given auto makers, the January 10th regulations requiring the general availability of unleaded gasoline in practically all stations carrying name bronds will result in no-lead product availability throughout the country without a substantial market for it.

This contention is somewhat clouded by the recent announcement of General Motors' Chairman, Richard C. Gerstenberg that catalytic converters will be needed on all 1975 cars to meet nationwide emission standards and not just the 10% of 1975 cars estimated by EPA. Even more perplexing is a statement by GM President, Edward N. Cole that GH will not appeal the April 11th decision at this time. Cole, like Gerstenberg, stated that it was possible that GM may need to use catalysts on all its 1975 vehicles.

Oil Import Appeals Board defines "independent refiner." A recent decision by the Uil Import Appeals Board on a petition by Crown Central Petroleum Corporation (See OIAB 156-73) dated May 8th, 1973 contains a discussion of the applicability of the term "independent refiner" to the petitioner. The Board found it pertinent to consider this question under the new Appeals Board Guidelines published by the Oil Policy Committee (See page A-315, Oil Import Digest). Under Section 4(b) of those guidelines the Board is charged with considering the public interest in preserving the independent segment of the petroleum industry.

In its decision of the Crown Central case the Board stated that, "The present record and that in <u>Docket No. OIAB 137-72</u> show that, for some time, the Houston refinery has been operating under processing agreements with major oil companies, which accounted for more than one-third portion of its inputs and for a very substantial (although not presently quantifiable) portion of its outputs. The major portions of its inputs and outputs, however, apparently have been purchased or sold outside the framework of such processing agreements. Petitioner is not a fully integrated oil company. Its own crude production represents a small fraction of its requirements; and although it sells gasoline through 291 owned or controlled service stations, the witness stated that 55-60 percent of its gasoline production (excluding commitments under processing agreements) historically has been sold to non-branders or private branders. The Board concludes, therefore, that Crown Central should be considered as an "independent," as this term is used in trade parlance.

to A Industry Meeting. The Environmental Protection Agency has announced that it will hold an open meeting to which interested U.S. firms and/or industry association representatives are invited to "close the gap between generalities in fact" about the "diseconomies suffered by American firms in compliance with strict U.S. environmental standards when they try to compete abroad."

The meeting will be held in the Department of Commerce Auditorium in Washington, D.C. on Wednesday, June 13th, 1973 commencing at 9:30 a.m. Participants will include Acting Administrator, Robert Fri, Associate Administrator Fitzhugh Green and Terry Day, Senter Staff Bember, Council on Environmental Quality. The topic, "Problems as Seen by U.S. Industry: Opportunities and Responsibilities" will be discussed by Robert Anderson, (Atlantic Richfield Corporation), Chester E. Otis (Dow Chemical Company) and F. Taylor Ostrander (Business and Industry Advisory Council). Write us if you are Interested in attending.

PETROLEUM PRODUCERS . REFINERS . MARKETERS

PLATEAU, INC.

P.O. Bcz 108 Farmington, N.M. 87401 Telephone: Area Code 505 / 325-1921



EXECUTIVE OFFICES

1921 Bloomfield Blvd. Valle Grande Center Farmington, N.M. 87401

CLEAN . SILENT . POWER 8

May 16, 1973

Case 5074

Statia Fo

Mr. A. L. Porter, Jr.
Director
New Mexico Oil Conservation Commission
P. O. Box 2088
Santa Fe, New Mexico 87501

Re: Application for Preference to Purchasing
New Mexico State Royalty Oil Pursuant
to the Provisions of § 7-11-57, N.M.S.A.
1953 Comp. (Repl. Vol. 2, 1971 Pocket Supp.)
ET.SEQ.

Dear Mr. Porter:

Plateau, Inc., a New Mexico corporation, hereby makes its application for a preference to purchase New Mexico State royalty oil to operate it's refinery at full capacity.

1. The full name and address of the applicant is:

Plateau, Inc. P. O. Box 108 Farmington, New Mexico 87401

The principal office of Platcau, Inc. is located at 1921 Old Bloomfield Road, Farmington, New Mexico 87401.

- 2. Plateau, Inc. refinery is located approximately 1 1/2 miles southeast of Bloomfield, New Mexico.
- 3. Plateau, Inc. is not affiliated with any other petroleum refinery although we are wholly owned subsidiary of Suburban Propane Gas Corp., Whippany, New Jersey.

Suburban Propane mainly is wholesaling and retailing of LP gas on the east coast. Approximately 90% of the revenue of Suburban is generated through sales of LP, the remaining 10% is generated between various small service companies which they own and the oil and marketing division in which Plateau is a part of. Suburban maintains an exploration office in San Antonio, Texas in which they are mainly interested in finding natural gas sources for various

Mr. A. L. Porter, Jr. May 16, 1973
Continued - Page 2

small natural gasoline plants in which they have an interest in.

Plateau, Inc. is the only refinery owned by Suburban Propane and we maintain a full accounting office in Farmington, New Mexico, and operate independently of Suburban Propane's main office. Mr. O. L. Garretson, President of Plateau, Inc., is also one of the original founders of the Company and he is our Chief Executive Officer and sets the policies for refining and marketing for Plateau, Inc.. By virtue of the statute, Plateau, Inc. is entitled to preference for State royalty oil as stated in the law. "The purpose of this Act is to assist small business enterprises within the State by encouraging the establishment in operations of petroleum refineries in having an adequate supply of refinery charge stocks through granting a preference to such petroleum refineries in a sale of State royalty oil accruing from public oil and gas leases."

For approximately eighteen months, Plateau, Inc. has made numerous attempts to purchase refinery stock from the producers in the Four Corners Area that would meet our refinery needs.

Attached is Exhibit 1 which shows letters stating that oil is not available to us from certain major oil companies.

Attached is Exhibit 2, an affidavit, stating that various companies of which we have contacted by phone and the reasons that have been given to us as to why the crude oil and condensate is not available for sale or exchange.

It is our intent to request royalty oil to meet sales demands to our refinery capacity. It is not the intent of the law to grant royalty oil for the expansion of a refinery for future sales.

4. The capacity of Plateau Refinery is 5200 barrels per day. Attached is Exhibit 3, showing various days in which we have charged or exceeded the rated capacity. The Refinery is so designed that during certain times of the year, depending on the type of charge stock available, we are able to have a thruput of more than 5200 barrels per day.

Exhibit 4 lists the producing companies from which we presently purchase all of our crude oil and condensate charge stock. Also, attached is Exhibit 5 from January of 1972 thru December, 1972, showing, by gravities, the number of barrels of crude oil and condensate purchased by the applicant.

Due to the design of our Refinery, we are able to economically charge only crude oil with 41 gravity and up. At the present time, we are manufacturing Premium and Regular gasoline, Kerosene, Diesel and Residual (sold for fuel oil). You will note that we are purchasing all the way from 15,000 to

Mr. A. L. Porter, Jr. May 16, 1973 Continued - Page 3

24,000 barrels per month of crude oil, 40 gravity and below. These purchases are from companies from which we are purchasing a major part of our raw material needs that have dual completed wells or desire to have one purchaser for the entire production in the area.

The total purchases for 1972 was 5231 barrels per day. The charge stock that we purchased during this period available to the Refinery was 4563, barrels per day.

We are requesting 1200 barrels per day of State royalty oil. In Northwest New Mexico, approximately 150 barrels per day of crude oil and/or condensate is produced.

In Exhibit 6 is enclosed all fields in Northwest New Mexico in which we purchase all or a major part thereof. This request for 1200 barrels is based on the fact that we need 600 to 700 barrels per day additional for charge stock inventory for the low production during the summer months.

Enclosed is Exhibit 7 - A graph showing our total purchases by months in 1972, the amount of charge stock 41° gravity and up, and our desired charge rate of 5200 barrels per day.

- 5. The fields which the applicant believes offer potential refinery charge stock supply are:
 - a. Vacuum Abo Reef Lea County, New Mexico
 - b. Vacuum Abo North Lea County, New Mexico
 - c. Empire-Abo Lea County, New Mexico
 - d. Bagley-Penn-North Lea County, New Mexico
 - e. Chaveroo-San Andres Chavez County, New Mexico
 - f. Caprock Queen Eddy County, New Mexico.

It is the intent of the applicant to trade the crude oil and/or condensate in Southeast New Mexico for the type and grade oil and/or condensate that meets our Refinery needs and made available to us in Northwest New Mexico on a volume or value basis in accordance with the provisions of Article 7-11-60, NMSA, 1953 Com., (Repl., Vol. 2 1971 Pocket Supp.).

After the Oil Commission and State Land Office approval of any trades, the crude oil and condensate in Northwest New Mexico will be transported by truck or pipeline into our Bloomfield Refinery.

Nume rous negotiations are now being discussed with various major independent producers in the area to meet our Refinery requirements in order that we may use the full capacity of 5200 barrels per day on a year around basis.

The Applicant respectively requests that the Oil Conservation Commission

Mr. A. L. Porter, Jr. May 16, 1973 Continued - Page 4

immediately process our application for the purchasing of New Mexico State royalty oil.

Yours very truly,

PLATEAU, INC.

Cleo E. Wall

Manager of Crude Oil Department

CEW/ojh Attachments as mentioned above

cc: Mr. Alex J. Armijo Commissioner of Public Lands Santa Fe, New Mexico

STATE OF New Mexico)
) ss.
COUNTY OF San Juan

I, Cleo E. Wall, Manager of Crude Oil Department of PLATEAU, INC, verify that all documents included in the application of Plateau, Inc. for the preference in sale of New Mexico State oil reflects all the information in our Company records at our main office in Farmington, New Mexico, that these statements in this application are true and correct to the best of my knowledge.

Cleo E. Wall

The foregoing instrument was acknowledged before me this day of

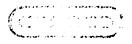
of Pertiese, Inc

a New Mexico corporation, on behalf of said corporation.

they become form in the cold of the spoon

Notary Public

My Commission expires:



Wastarn Häinisphure Patraloom Division Continental Oil Compuny P.O. Poz 2197 Harrier Texas 77001 (713) 229 1511.

April 12, 1973

Mr. Gleo E. Wall Plateau, Inc. Box 108 Farmington, New Mexico 87401

Dear Cleo;

Confirming our telephone discussion of Continental's production in the Four Corners area that could be available to your plant, Continental now is using all of this crude to supply Continental's refining needs on the West Coast or Plateau is presently receiving the crude Irom another source.

If we can be of further assistance, please don't hesitate to call,

11: 13 15 W

Thomas D. Brunett Representative Crude OLL Trading Department

acc

Exhibit I (Four Roges)

TESORO CRUDE OIL COMPANY 1818 First City Fart Bullouis Houseois, Texas 77002

April 25, 1973

713 - 224 6965 TELEX: 76-2088

Platenu, Inc. P. O. Box 108 Farmington, New Mexico 87401

Attention: Mr. Cleo E. Wall

Gentlemen:

Thank you for your inquiry of April 18, 1973, concerning our production from the Hospah Field, McKinley County, New Mexico.

The bulk of our Rospah production is low gravity crude and we doubt if this type of crude would be suitable for your refinery. At the present time, we are selling the crude to Shell Oil Company and we are using these barrels as an exchange for Alaskan crube oil for our Alaskan refinery.

We shall be a you to mind if we have any additional crude off or condensate for sale or exchange in the future.

Very truly yours,

H. L. BURTON

III.B:pe

ce: Ar. Jack Pearce Tenoró Crude Olf Co. Midfand, Texas What oil Gomeonaya U.S.

CRUDE OU DEPARTMENT

d. VI. Silvan Brazio eriptione

710 11 25, 1973

P. O. Baz Alem Bunston, Têzak 77091

Mr. Gleo E. Wall Plateau, Inc. P. O. Box 108 Farmington, New Mexico 87401

Dear Cleo:

Receipt is acknowledged of your letter dated April 18, 1973, addressed to Mr. J. W. Streft and inquiring about the possibility of purchase, trade or exchange of production in the Four Corners area.

Production from the area you are interested in comes under the jurisdiction of Gulf Oll Company - California, and therefore your letter, with copy of this one, has been forwarded to Mr. O. H. Cloud, Manager - Crude Oll and Product Supply, with the request that he reply to your inquiry,

Very truly yours,

B L Millians

DIM: mb

ee: Mr. O. H. Glood, Manager (W/Actachment) Gulf Oll Company - California Grude Oll and Product Supply P. O. Box 54064 Lon Augelen, California 90054

DENIES The SACE of May Couche on TO PONTEM

of the Ward warner

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100 kg to cant 8/30

TENNECO UIL COUNTAINY A Major Compound of January Inc.

April 27, 1973

II, J. Hopseli Vice President

> Mr. O. L. Garretson, President Plateau, Inc. P. O. Box 103 Farmington, New Mexico 87401

Dear Carry:

Thank you for your letter of April 18 regarding the possibility of working out an arrangement involving a supply of crude oil. Your letter is being passed along to Mr. Allen F. Ernst, whose department has the responsibility for such matters. I am sure you will hear from him soon.

I personally am no longer involved directly in crude supply matters. I have a new assignment handling Tenneco Oil's relations with the Federal Agencies on oil matters. I will tell you more about it when I see you, which I hope will be soon.

Best regards,

Horry

AFFIDAVIT

STATE OF	New Mexico)	
)	ss.
COUNTY OF	San Juan)	

Cleo E. Wall, after being duly deposed and sworn upon his oath states:

1. This Affidavit is made in support of Plateau's application for preference to purchase New Mexico State royalty oil on behalf of Plateau, Inc.

During the month of March, 1973, I talked to Mr. Jim Damewood, Representative of the Crude Oil Purchase and Sales Section of Amoco Prod. Co., Denver, Colorado, in our effort to purchase production from their Tocito Dome Penn (D) leases located approximately twenty miles south of Shiprock, New Mexico. I was advised by Mr. Dangwood that this oil is presently sold to Standard Oil of California and shipped to the West Coast via the Four Corners Pipeline. I then talked to Mr. D. D. Ostrom, Manager of Oil Producers and Exchange Department of Standard Oil Co. of California, San Francisco, California, to the possibility of our purchasing this Tocito Dome Penn (D) oil in exchange for heavier crude oil which we are unable to use in our Refinery. Mr. Ostrom advised that this oil was traded on an exchange basis with Gulf Oil Co..

From March thru May 9, 1973, we have been in continuous contact with Mr. D. L. Williams, Director of Crude Oil Purchases and Sales, Gulf Oil Co., Houston, Texas, Mr. R. M. Weise, Manager Foreign Crude Oil and Contract Administration, Gulf Oil Co., Houston, Texas and Orrin H. Cloud, Manager of Crude Oil And Product Supply Department of Gulf Oil Co., Los Angeles, California, in attempting to make some type of a purchase or exchange of crude oil in the Tocito Dome Penn (D) leases for heavier crude oil. To date, we have been unsuccessful in making an exchange for this production.

- 2. I have contacted Mr. Damewood with Amoco Production, into the possibility of our reacquiring certain leases in which we lost to a broker several years ago and the broker at the present time is selling in the open market to various other refineries. We have been unsuccessful in reacquiring these leases.
- 3. In February, 1973, I talked with Mr. E. J. Henry, Jr., Manager of North American Supply, Atlantic Richfield Co., of the possibility of our Company purchasing of certain oils produced in the Horse Shoe Gallup Field, San Juan County. This oil would be used for exchange purposes. To date, we have been unsuccessful in consummating a trade as this production is tied to Shell's pipeline.
- 4. In April, 1973, I talked to Mr. A. P. Prasil, Vice President of Southern Union Gas Co. for the purchase of their main line drip in Northwest New Mexico. To date, we have been unable to consummate a trade with Southern Union. It is their desire to continue their present marketing arrangement.
- 5. February, 1973, I talked with Mr. D. R. Wall, Jr., Regional Market Crude Oil, Mobil Oil Corp., Dallas, Texas, of our purchase of their entire production of Dove Creek Field near Dove Creek, Colorado. Although this field is out of state, it is near enough for a supply to our Refinery. This oil is presently being purchased by Western Crude Oil. To date, we are buying 350 barrels per day from this source and Western Crude Oil is purchasing the remaining 1000 barrels per day of production. We have made efforts to purchase the entire production but due to numerous exchanges that Mobil Oil as with Western Crude, we have been unable to consummate a trade to date.
- 6. For the last several months we have had numerous conversations with T. B. Medders, Manager of Field Operations of Raw Materials Supply Department, Shell Oil Company, Houston, Texas, to our making a pipeline tap on

Shell's Pipe Line that runs through our Refinery tank farm. We have been refused a tap on this line due to the uncertainity of the type and grade of crude oil that is required at our Refinery. I have been advised by Mr. Medders and the representative of the Shell Pipe Line Company that it would be physically impossible to make a tap on the line and transport us certain oils and that it would disrupt the crude oil supply of crude oil going into Shell's Ciniza Refinery. During the past years, we have supplied Shell Oil up to 40,000 barrels per month of heavy crude oil and we are continuing to put into the Shell Pipe Line, approximately 2000 barrels per month of undesirable crude oil for our Refinery.

- 7. In the month of November, 1972 and February, 1973, I talked with Jack G. Pierce, Tesoro Petroleum Corp., San Antonio, Texas, requesting that we be given the opportunity to bid on certain oils in the Lone Pine Dakota Field in McKinley and Sandoval Counties, New Mexico. We were told that their production was dedicated to Shell Oil for a new pipeline being constructed from this field directly to the Ciniza Refinery. Although the bulk of the oil production is low gravity, we can certainly use the same oil for trading purposes for desirable crude for our Refinery. To date, we have been unable to make any trade from Tesoro for all or part of their production.
- 8. Approximately in June, 1972, we were purchasing the major part of the condensate production of El Paso Natural Gas Co.. We were advised that approximately 400-500 barrels per day would be taken away from us to supply Thriftway and the Caribou Refinery in the Four Corners Area. We are still purchasing a major part of El Paso Natural's production, but a large volume of their production from the Blanco Mesa Verde Field is sold to Shell Oil Co.. This oil is pipelined into El Paso Natural Gas' Blanco plant located near Bloomfield, New Mexico, in which they strip out the Kerosene for absorption oil and the remaining part is re-injected into Shell Pipe Linc. On numerous occasions we have attempted to negotiate with El Paso and Shell to purchase a part or all of this production. To date, we have been unsuccessful in doing so. This oil could be easily transported into a pipeline.
- 9. A large volume of natural gasoline liquids has been taken from us from Southern Union Production Co. due to sales of these liquids to Mid America. These liquids are now transported by Mid America Pipeline to Southeast New Mexico and on to a new g asoline plant in Illinois.
- 10. We have contacted all producers in the Area in the last six months, attempting to negotiate various exchanges or deals in order to adequately supply our present Refinery capacity.
- 11. May 14, 1973, I talked with Walter Famariss and asked if he would sell us State royalty oil and he advised me that all State royalty oil that he had under contract was under contract for sale and he had no oil available.

I, Cleo E. Wall, Manager of Crude Oil Department of PLATEAU, INC., hereby subscribe and sworn to that the above statements are correct. This 16 day of ________, 1973.

Cleo E. Wall

CEW/ojh

DAILY TRANSFER SHEET

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Exhibit I (Light Pages)

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       THRU
              65.9
                       27604 • 18
66.0
```

GRAVITY CHODE OIL LISTING

TOTAL OF LARGES 180, 448, 50

66.9

67.9

68.9

10.9

11.9

THRU

THIRLE

HIRU

Daku

THRU

67.0

68.0

10.0

71.0

5820 B/D

2/123-76

649+67

990.97

851+93

30 • 85%

55011

```
APRIL
                                                      PAGE.
                            1972
            KARGE
                           NET BBLS
     29.0
            THRU
                  29.9
                              480 - 18
     30.0
            THRU
                  30.9
                               67.77
     31 . ņ
            THRU
                  31.9
                              431.29
    32.0
           THRU
                  32.9
                           2,643.68
    33.0
           THRU
                  33.9
                           1,788.22
    34.0
           THRU
                  34.9
                              406+59
    35.0
           THRU
                  35.9
                             540.66
    36.0
           THRU
                  36.9
                           51 998.69
    37.0
           THRU
                  37.9
                           1,457.19
                                         JA11.72
    38 . O
           THRU
                 38.9
                           2,195.66
   39.0
           THRU
                 39 \cdot 9
                           3,290.42
   40.0
                                       21,211 BBL
          THE
                 40.9
                          42217937
   41.0
          THIRU
                 41.9
                          5, 397.57
   42.0
                                          707 B/D
          THRU
                 42.9
                          3,665.38
   43.0
          THRU
                 43.9
                          3,012,32
   44.0
          THIRD
                 44.9
                          1,754.08
   45.0
          THRU
                 45.9
                            898.18
   46.0
          THRU
                 46.9
                         2,375.17
   47.0
          THRU
                47.9
  48.0
         THRU
                48.9
                         2,214.93
  49.0
         THRU
                49.9
                         1,078.07
  50.0
         THRU
                50.9
                           986.04
  51.0
         THRU
                51.9
                         1,741.33
  52.0
         THRU
                52.9
                           711.66
  53.0
         THRU
                53.9
                         3,275,19
  54.0
         THRU
               54.9
                         4,941.05
  55.0
         THRU
               55.9
                         4,591.76
 56.0
        THRU
               56.9
                         4,409.88
 57.0
        DIRU
               57.9
                         3, 882.60
 58.0
        THRU
               58.9
                       27,174.15
 59.0
        THILL
               59.9
                       26,887.04
 60.0
        THIRU
               60.9
                        7,898.73
 61.0
        THRU
               61.9
                       13, 151, 55
 62.0
        THIRL
              62.9
                        4,445.87
63.0
       TRRU
              63.9
                        3,276.70
64.0
       THRU
              64.9
                       3,184.20
65.0
       THRU
              65 + 9
                       31014-27
66.0
       THRU
              66.9
                       1,662.58
67.0
       THRU
              67.9
                         637.19
68.0
       THRU
              68.9
                         133+57
69.0
       THIRU
              69.9
                         494.61
70.0
       THRU
             70.9
                         125:00
71.0
      THRU
             71.9
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GRAVITY CRUDE OIL LISTING

TOTAL HET BBLS. 160,396.20

5,346 BBCS

226.39

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RANGE
                         NET BBLB
   27:0
          THRU
                 27.9
                             124 - 10 ) 222 - 55
   28.0
          THRU
                 58.9
   31.0
          THRU
                 31.9
                             990+16
   0.80
          THRU
                 32.9
                          2,989.61
   33.0
          THRU
                 33.9
                             651+19
   34.0
          THRU
                 34.9
                          1,057.99
   35.0
          THRU
                 35.9
                             731 + 23
   36.0
          THRU
                 36.9
                          2,423.75
   37.0
          THRU
                 37.9
                          3,014.06
  38.0
          THRU
                 38.9
                          1,462.86
  39.0
          THRU
                 39.9
                          3,862.18
          THRU
  40.0
                40.9
                          40008-401
  41.0
          THRU
                41.9
                          3,262.53
  42.0
         THRU
                42.9
                          3,002.41
  43.0
         THRU
                43.9
                         1 . 447 . 61
  44.0
         THRU
                44.9
                         1/136+09
  45.0
         THRU
                45.9
                            910.60
  46.0
         THRU
                46.9
                         1,062.13
  47.0
         THRU
                47.9
                         1,496,39
  48.0
         THRU
                48.9
                         3,412,39
  49.0
         THRU
                49.9
                         1,460.46
 50.0
         THRU
                50.9
                         17492.54
 51.0
        THRU
               51.9
                         1,301.13
 52.0
        THRU
               52 \cdot 9
                         1,579.80
 53.0
        THRU
               53.9
                        3,909.09
 54.0
        THRU
               54.9
                        2,694.96
 55.0
        THRU
               55+9
                        3,916,71
 56.0
        THRU
               56.9
 57.0
        THRU
               57.9
                       17,333,08 27,303,92
 58.0
        THRU
               58.9
59.0
        THRU
               59 + 9
                       21,364,41
60.0
               60.9
        THRU
                        7,422+99
61.0
        THRU
               61 + 9
                        6,243,86
68.0
        THRU
              62.9
                        80.55649
63.0
        THRU
              63.9
                        4,241,18
64.0
       THRU
              64.0
                       2,728,29
65.0
       THRU
              66:9
                       2,483,40
66+0
       THRU
              66 . 9
                       27021.86
67.0
       THEU
              67.9
                         883.39
68 + 0
       THRU
              6579
                         453+51
6970
       THIRU
              69 69
                         225.02
70.0
       THRU
              70.9
                         456.27
```

TOTAL NUT BILLS: 157,511.97

5,081 BBW

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DATE
        RANGE
                       HET BBLS
 55.0
        THRU
               55.9
                            19.94
 27.0
        THRU
               27.9
                          205 - 69
 31.0
        THRU
               31.9
                          223 + 25
 32.0
        THRU
               32.49
                        1:131:06
 33.0
        THRU
               33.9
                        1,571.93
 34.0
        THRU
               34.9
                          436.96
 35.0
        THRU
               35.9
                        1,635 - 16
 36.0
        THRU
               36.9
                        3,473.04
 37.0
        THRU
               37.9
                        2,432.08
 38.0
        THRU
               38.9
                        1,710.91
 39+0
        THRU
              39+9
                        1,760.08_
                                     18,645 8813
 40.0
        THRU
               40.9
                        41065.54
 41.0
        THRU
               41.9
                        1,750.89
                                        622 8/0
42.0
                       1,455.52
       THRU
              42.9
43.0
       THRU
              43.9
                       2,181.88
44.0
              44.9
       THRU
                          434+68
45.0
       THRU
              45,9
                          423+09
46.0
       THRU
              46.9
                       1.404.08
47.0
       THRU
              47.9
                       1,524.38
48.0
       THRU
              48.9
                       1/845-65
49.0
       THRU
              49.9
                       1,356.71
50.0
       THRU
              50.9
                       21070.42
51.0
       THRU
              51.9
                       1,512,55
52.0
       THRU
              52 • 9
                       2,247.21
53.0
       THRU
              53.9
                       4,397,93
54.0
       THRU
              54.9
                       4,759.89
       THRU
55.0
              55.9
                      10,840.73
56.0
       THORU
              56.9
                       5,187,25
57.0
       THERU
              57.9
                      14,478.25
58 × 0
       THRU
              58.9
                      19,070.98
59.0
       THIRU
              59 * 9
                      14,759.72
60.0
       THRU
              60.9
                      5,808-73
                      61665.23
61.0
       THRU
              61.9
       THRU
62.0
              65:3
                      5,931 +53
63.0
       THRU
             63.9
                      3,385.55
64.0
       THRU
             64 + 9
                      13208-51
65.0
       THRU
             65.9
                      51665+95
6610
       THRU
             66 + 9
                      17449+57
68.0
       THRU
             68.9
                         889.83
```

PAGE 001

GRAVITY CRUDE OIL LISTING

JUNE

130,006.69 TOTAL NET BBLS.

71.9

76.9

77+9

71.0

76.0

77 + 0

THRU

THRU

THRU

4,434 8/0

88.055

221 + 92

224 + 49

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GRAVITY CHUDE OIL LISTING
DATE
       JULY
                    1972
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PAGE 001

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RANGE
                         NET BBLS -
   31.0
          THRU
                 31.9
                            451 • 46
   38+0
          THRU
                 32.9
                          2,187.40
   33.0
          THRU
                 33.9
                            296 • 96
   34.0
          THRU
                 34.9
                            193.65
   35.0
          THRU
                35.9
                         1,008.65
   36.0
          THRU
                36.9
                         1,306.54
   37.0
          THRU
                37.9
                         41446.18
   38.0
         THRU
                38.9
                         2,123.92
   39.0
         THRU
                39.9
                         51565.51
  40.0
         THRU
                40.9
                         41176.64
                                       18,481
  41.0
         THRU
                41.9
                         2,418.78
  42.0
                                         597
                                                610
         THRU
                42.9
                         1,589.00
  43.0
         THRU
                43.9
                         1,622.68
  44.0
         THRU
                44.9
                           644.24
  45.0
         THRU
               45.9
                           940.74
  46.0
         THRU
               46.9
                        2,790.72
  47.0
         THRU
               47.9
                           646.76
  48.0
        THRU
               48.9
                        2,527.51
 49.0
        THRU
               49.9
                        1,487.09
 50.0
        THRU
               50.9
                        1,401.52
 51.0
        THRU
               51.9
                        2,235,45
 52.0
        THRU
               52.9
                        2,030.51
 53.0
        THRU
               53.9
                        1,600.38
 54.0
        THRU
              54.9
                       1,875.29
 55.0
        THRU
              55.9
                       2,797.63
 56.0
        THRU
              56.9
                       4,157.44
 57.0
        THRU
              57.9
                      11,367.96
 58.0
       THRU
              58.9
                      21,907.16
59.0
       THRU
              59.9
                       7,314.77
60.0
       THRU
              60.9
                                                  3248
                       9,013.58
61.0
       THRU
              61.9
                       6, 799, 32
62.0
       THRU
              62.9
                       5,216,29
63.0
       THRU
             63.9
                      2:601.74
64.0
       THRU
             64.9
                      1,779.38
65.0
       THRU
             65.9
                      1,237.25
66.0
       THRU
             66.9
                        849+29
67.0
      THRU
             67.9
                        670.95
68.0
      THRU
             68.9
                        650.34
```

TOTAL HET BBLS.

119, 157.38

3843 810

PAGE 001

TOTAL NET BBLS. 163,518.95

68.9

68.0

THRU

GRAVITY CRUDE OIL EISTING

5,242 BID

226+58

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RANGE
                       NET BBLS
  29.0
         THRU 29.9
                          452.51
  32.0
         THRU
              38.9
                        3,981,39
  33.0
         THRU
               33.9
                        2,534+16
  34.0
        THHU 34.9.
                      - 224.480 m
  35.0
         THRU
               35.9
                        1,111,31
  36.0
        THRU
               36.9
                        2+336+63
  37.0
        THRU
               37.9
                        4 + 296 + 40
 38.0
        THRU
               38.9
                        27101.64
  39.0
        THRU
               39.9
                       2,077.79
                                                    21680 BBL)
 40.0
        THRU
               40.9
                        3,564.15
                                                     722 6/0
 41.0
        THRU
               41.9
                       3,632.46
 42.0
        THRU
               42.9
                       1,134,53
                                                       756.
 43:0
        THRU
               43.9
                       2,397.78
 44.0
        THRU
              44 • 9
                       1.019.09
 45.0
        THRU
              45 + 9
                       1 . 672 . 76
 46.0
        THRU
              46.9
                       1,173,55
 47.0
        THRU
              47.9
                       1,368.62
 48.0
        THRU
              48.9
                       21128.62
 49.0
        THRU
              49.9
                       6,841.68
 50.0
       THRU
              50.9
                       8,821.42
 51.0
       THRU
              51.9
                       2,893,13
 52.0
       THRU
              52.9
                      2,526.91
                                             17.50
 53.0
       THRU
              53.9
                      42506 .87
                                             1.30
54.0
       THRU
              54.9
                      6,014.59
                                             18
55.0
       THRU
              55:9
                      7,953.19
56.0
       THRU
                                            11.7%
              56.9
                      6,981.25
57.0
       THRU
             57.9
                                             11.64
                      6,143.50
                                 7
58.0
       THRU
             58.9
                                       · 14/1/4/1
                      5,760.01
59.0
       THRU
             59.9
                      7,639.34
60.0
       THRU
             60.9
                     10,188.40
                                 .7210
61.0
       THRU
             61.9
                     11,460.86
                                 1232
62.0
       THRU
             62.9
                     10,305.62
63.0
       THRU
             63.9
                      67719+22
64.0
       THRU
             64.9
                      5,398,95
65.0
      THRU
             65.9
                      4,509,46
66.0
      THRU
             66+9
                      1, 362.78
                                 71:51
67.0
      THRU
                                      an 6.34.76
             67.9
                        892+64
                                .71,11
68.0
      THRU
             68.9
                        595+62
               154,723.65 76,30%.

157,757,810
TOTAL NET BBLS.
                                   H-40-1- TI
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	GRAVITY CRUDE DATE OCTOBER	OIL FISTING	PAGE 001
	RANGE 32.0 THRU 32.0 33.0 THRU 33.0	476.07103	en e
*	35.0 THRU 35.5	940.73	Control of the state of the sta
	37.0 THRU 37.9	1,703.28	12/6/27
	39.0 [HRU 39.9 40.0 [HRU 40.9	1,420,63	1768 22
the state of the s	41.0 HRU 41.9 42.0 THRU 42.9	4,860.34	17,305 BAW 561,60
	43.0 THRU 43.9	1,182,72 3,314,73	•
and the second	45.0 THRU 45.9	1/148-46	and the second s
the second second second second second	47.0 1HRU 47.9 48.0 THRU 48.9	8,873,90 8,002,32	The second secon
the community of the co	- 49+0 THRU 49+9 - 50+0 THRU 50+4	21404+05 21644+34 11520+87	
	51.0 THRU 51.9 52.0 THRU 52.9~	1,431,54 2,204,75	
and the second of the second s	53.0 THRU 53.9 54.0 THRU 54.9	3,256.35 3,736.29	
e de la production de la company de la compa	55.0 THRU 55.9 56.0 THRU 56.9 57.0 THRU 57.0	4,187,31 4,576,53	
	58.0 THRU 58.9	2,171.58 7,292.19	
	60.0 PHRU 60.9	6,181,87 6,805, ₁₃	
	61+0 THRU 61+9 62+0 THRU 62+9 63+0 THRU 63+9	6,915+44 9,645+88	and the same of th
	64.0 THRU 64.9 65.0 THRU 65.9	7,561.56 7,890.41	A Commence of the Commence of
	66.0 THRU 66.9	5/596•73 2/301•95	 One of the control of t
eries de la companya del companya de la companya del companya de la companya de l	68.0 1HRU 68.9	1,721,34 1,083,43	
	70.0 THRU 70.9	927•22 225•77	Note that the second se

101AL HET BBLS. 124,801.64
4,025 Blo

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PAGE 001
  GRAVITY CRUDE OIL LISTING
  DATE ROYLINGER
                                                                      ()
       RANGE
                      RET BBLS
9520 - 4HHU - 06.9 - 91-88 - Eliver Shored Be 55.0
                                                                      1)
32.0
        THRU
              32.9
                          235.94
33.0
              33.9
        THIRLE
                          688.46
34.0
        THRU
              34.9
                           34.78
35.0
        THRU
              35.9
                       1/095.37
36.0
        THRU
              36:9
                       1 . 878 . 14
37.0
        THRU
              37.9
                       3,040.44
38.0
       THRU
              38.9
                       1,771.70
39.0
              39.9
       THRU
                       2 865 54
                                                                     ()
40.0
       THRU
              40.9
                       3,909,65
       THRU
42.0
              41.9
                       2,926.77
42.0
       THRU
              42.9
                       4,410.00
                                                                     13
43.0
       THRU
                       1,759.43
              43.9
44.0
       THRU
              44.9
                       1,645,15
45.0
       THRU
              45.9
                       1,794,15
                                                                     13
       THRU
46.0
              46.9
                       1,678.40
47.0
       THRU
              47.9
                       1,543.74
                                                                    1111
48.0
       THRU
              48.9
                       1,943,27
                                                                     13
49.0
              49.9
       THRU
                       2,673.59
50:0
       THRU
              50+9
                       1,206,66
51.0
       THRU
              51.9
                       2,183,38
                                                                     13
52.0
       THRU
              52.9
                       1,291.43
53.0
       THRU
              53.9
                       3,950.05
5400
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                                                                     ()
را به را نام
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              .55.40.
                       5,038.47- 51.50. 85°
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       THRU
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50.0
       Telecti
              588 + 9
                       52215458
                                                                     1)
59.0
       11030
              59.9
                      16,498+12
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60.0
       THRU
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                      20,760.74
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61.0
       THRU
              61.9
                       8,502+69
       THRU
              62.9
65.0
                       7,493,24
63.0
       THRU
              63+9
                       6,663.87
                                                                     D
64.0
       THRU
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                       62546479
65.0
       THRU
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                       8,152.05
       THRU
              66.9
                       21160:04
66+0
                                                                     1)
67.0
              67.9
                       1,076.87
       THRU
             68 + 9
0.80
       THRU
                         639+59
69+0
       THURD
             69.9
                         440 668
                                                                     D
       THRU
              10.9
                         144.52
10.0
71.0
       HIRU
              11.49
                         232.92
                                                                   1291
                                                                     1)
TOTAL NET BULS.
                    145/837+05
                      4,861 8/0
                                                                    1)
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1)

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13
  GRAVITY CRUDE DIL LISTING
                                                  PAGE
                                                         001
  DATE DECEMBER
                                                                       10
                                                                     11:3
        RANGE
                       HET BBLS
 32.0
        THRU
               38.9
                          881.44
                                                                       13
 33.0
        THRU
               33.9
                        3/645+59
 34.0
        THRU
               34 + 9
                        3,945.29
 35.0
        Discu
               35 + 9
                          626 • 61
                                                                       13
 36.0
        THIVU
               36.9
                          702 - 17
 37.0
        THRU
               37 + 9
                        2,116.22
 38.0
        THIRU
               36.9
                        1,821.70
                                                                       13
 33.0
        THRU
               39 + 9
                        1,283.15
                                      19,485 BOLLY
 40.0
        THRU
              40.9
                        4,463.06
 41.0
        THRU
                                         629 BID
              41.5
                        4,683.37
                                                                      13
42.0
        THEO
              48.9
                        41798+41
                                                                     HIT
4340
                        4 / 745 - 48
        THRU
              43.9
44.0
        THRU
              44.9
                        1,819.45
                                                                      1)
45.0
        THRU
              45.9
                        1 861 797
46.0
        THRU
              46.9
                        11172+64
47.0
        1111111
              47.9
                        1,197.05
                                                                      1)
48.0
        DERU
              48.9
                        4 # 656 + 84
49.0
        THRU
              49.9
                        3,955.20
50.0
        THRU
              56.9
                       2, 837.48
                                                                      (3)
51.0
        THRU
              51.9
                       1,730.80
52+0
        THRU
              52.5
                       3,338.67
53.0
        THRU
              53.9
                       3,943,44
                                                                      (3)
              54.9
54.0
        THRU
                       3,049.07
                                                                     1910
                                                   4048
55.0
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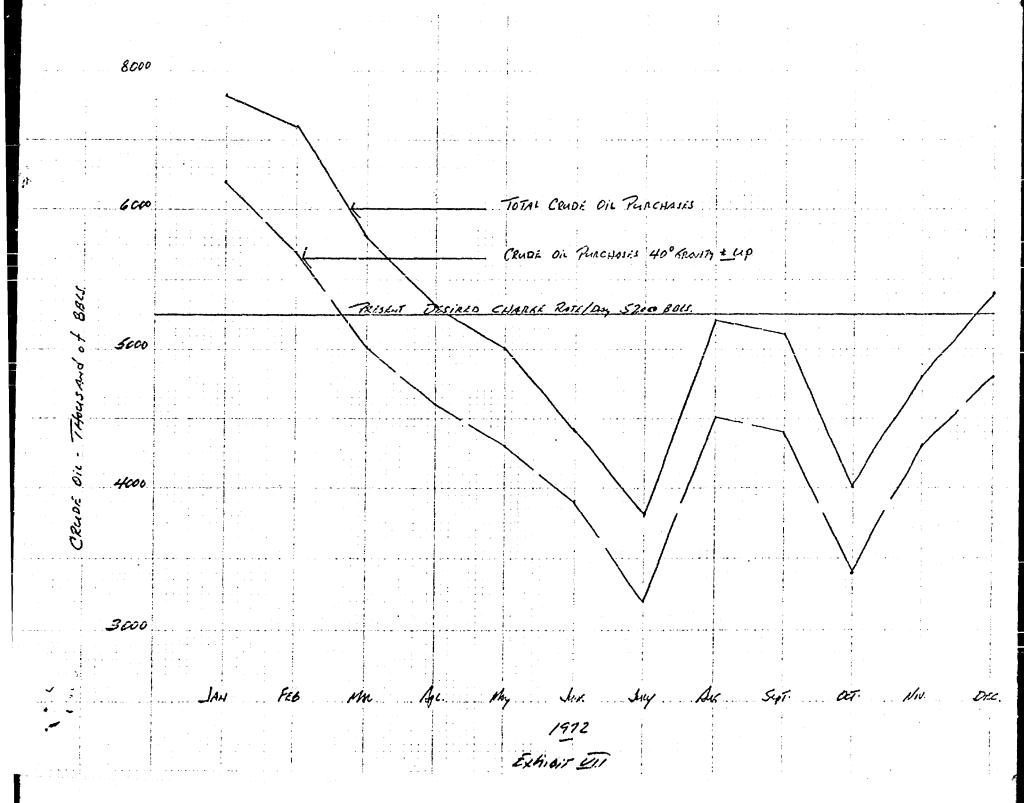
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Lind application liked

PLATEAU, INC.

P.O. For 108 Farmington, U.R. Co. Telephone; From Code (45 / 52) 100

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CLEAD + SHEDD + POWER "

May 11, 1973

Mr. A. L. Porter, Jr., Secty-Dir. New Mexico Oil Conservation Commission P. O. Box 2088 Santa Fe, New Mexico 87501

Re: Application for State Royalty Oil

Dear Mr. Porter:

Per State of New Mexico law enacted March 2, 1967, providing for the sale of State royalty oil, we hereby submit our application for 1200 barrels per day of crude oil and/or condensate. This is the amount of additional crude oil and/or condensate required for us to maintain full charge rate.

All of the pertinent data required by Articles 7-11-57 to 7-11-63, Ch. 34, Laws 1967, are enclosed.

Article 7-11-61 - Ch. 34

A. Name of Applicant:

Plateau, Inc. P. O. Box 108 Farmington, New Mexico 87401

Location of Refinery:

One and one half miles south of Bloomfield, New Mexico,

Mr. A. L. Porter Page Two May 11, 1973

Applicant's Affiliation & Reason Applicant is Entitled to a Preference:

Plateau, Inc. is not affiliated with any other petroleum refiner.

Plateau, Inc. is entitled to a preference for State royalty oil as stated in the law:

"The purpose of this Act (7-11-57 to 7-11-63) is to assist small business enterprise within the State by encouraging the establishment and operation of petroleum refineries not having an adequate supply of refinery charge stocks through granting a preference to such petroleum refineries in the sale of State royalty oil accruing from public land oil and gas leases."

Plateau, Inc. is a New Mexico corporation, incorporated in February 1960. Due to our geographical location in the Four Corners area, we are obligated to serve the Four States area, especially our customers in New Mexico. The refinery was constructed to make a market for crude oil and condensate in the Four Corners area and at the same time create job opportunities.

By recent action of the Federal Government classifying the major oil companies from the independents, we are definitely considered as a small independent refinery.

Plateau, Inc. is a subsidiary of Suburban Propane Gas Corporation located in Whippany, New Jersey. Suburban's principal business is wholesale and retail LP-gas. This constitutes ninety per cent of their business. The refinery and producing properties contribute approximately ten per cent to Suburban's business.

May 11, 1973

We are requesting that our application be given a preferred position due to our immediate needs in meeting the requirements of the State Royalty Oil Act.

Enclosed are copies of letters from Tesoro, Tenneco, Conoco and Gulf showing that we have made efforts to purchase or exchange crude oil. The major producers of production are not willing to make any type of exchange or sale at the present time.

Due to the high gravity of the crude oil and condensate production in the Four Corners area, the purchasers out of the State are reluctant to release their purchases. The ultimate users are using the Four Corners production to co-mingle with heavier production for better yields of finished products.

B. Refinery Capacity:

Rated capacity, Januay 1, 1973: 5200 barrels per day.

Source (producers) & Grade of Refinery Charge Stock
Currently Available:

See Exhibit I. The average charge stock is 51° gravity.

C. Minimum Amounts & Grades of Additional Refinery Charge:

The minimum amount of additional charge stock required is 1200 barrels per day of 40° gravity and up crude oil and/or condensate.

The State royalty oil in Northwest New Mexico is approximately 150 barrels per day. This production is from various fields in San Juan, Rio Arriba, McKinley and Sandoval Counties. Enclosed is a list of these fields that have producing wells with State royalty oil (Exhibit II).

Mr. A. L. Porter Page Four May 11, 1973

We are also requesting to be granted the number of barrels in Southeast New Mexico from the following fields to make up the deficit in Northwest New Mexico: Chaveroo, San Andrea, Baum Upper Penn, and Caprock Queen.

The transporation of the royalty oil will be handled by our own trucking department or pipeline exchange. We do not contemplate any major problems to require the type and grade of crude oil and condensate for charge stock provided the royalty oil is granted.

We are requesting that our application be processed at the earliest possible date. Please advise by phone if additional information is required.

Very truly yours,

PLATEAU, INC.

Gleo E. Wall

Manager, Crude Oil

CEW/jm

Encls.

TESORO CHODE OR COMPANY

HOUSTON, TEXAS 77002

April 25, 1973

713 - 224-0900 TELEX: 70-2000

Plateau, Inc. P. O. Box 108 Farmington, New Mexico 87401

Attention: Mr. Cleo E. Wall

Gentlemen:

Thank you for your inquiry of April 18, 1973, concerning our production from the Hospah Field, McKinley County, New Mexico.

The bulk of our Hospah production is low gravity crude and we doubt if this type of crude would be suitable for your refinery. At the present time, we are selling the crude to Shell Oil Company and we are using these barrets as an exchange for Alaskan crude oil for our Alaskan refinery.

We shall keep you in mind if we have any additional crude oil or condensate for sale or exchange in the future.

Very truly yours, N.L. Burton

H. L. BURTON

HLB: pe

cc: Mr. Jack Pearce Tesoro Crude Off Co. Midland, Texas

TENNECO OIL COMPANY A Major Component of Tenneco Inc.

1: O BOX 2511 + HOUSTON, TEXAS /1001

April 27, 1973

H. J. HORSCH Vice President

> Mr. O. L. Garretson, President Plateau, Inc. P. O. Box 108 Farmington, New Maxico 87401

Dear Garry:

Thank you for your letter of April 18 regarding the possibility of working out an arrangement involving a supply of crude oil. Your letter is being passed along to Mr. Allen F. Ernst, whose department has the responsibility for such matters. I am sure you will hear from him soon.

I personally am no longer involved directly in crude supply matters. I have a new assignment handling Tenneco Oil's relations with the Federal Agencies on oil matters. I will tell you more about it when I see you, which I hope will be soon.

Best regards,

Horry

Waktern Homisphore Petroleum Division Continuedal Oil Company P.O. Box 2197 Houston, Texas 77001 (713) 229, 1511

April 12, 1973

Mr. Cleo E. Wall Plateau, Inc. Box 108 Farmington, New Mexico 87401

Dear Cleo:

Confirming our telephone discussion of Continental's production in the Four Corners area that could be available to your plant, Continental now is using all of this crude to supply Continental's refining needs on the West Coast or Plateau is presently receiving the crude from another source.

If we can be of further assistance, please don't hesitate to call.

Thomas D. Brunett Representative

Crade 011 Trading Department

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Civily Oil Company . U.S.

CRUDE OIL DEPARTMENT

J. W. titroft Manager (Assestables

April 25, 1973

P. O. Box 2100 Houston, Texas 77001

Mr. Cleo E. Wall Plateau, Inc. P. O. Box 108 Farmington, New Mexico 87401

Dear Cleo:

Receipt is acknowledged of your letter dated April 18, 1973, addressed to Mr. J. W. Streit and inquiring about the possibility of purchase, trade or exchange of production in the Four Corners area.

Production from the area you are interested in comes under the jurisdiction of Gulf Oil Company - California, and therefore your letter, with copy of this one, has been forwarded to Mr. O. H. Gloud, Manager - Crude Oil and Product Supply, with the request that he reply to your inquiry.

Very truly yours,

D. I. Williams

DLW;mb

cc: Mr. O. H. Cloud, Manager (W/Attachment)
Gulf Oll Company - California
Grude Oll and Product Supply
P. O. Box 54064
Los Angeles, California 90054

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SOURCE OF PRODUCTION FROM FOLLOWING PRODUCERS:

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EXHIBIT I

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ARTEC PROFILAND TOAST		05 1954			3+		*		132		
AZIFC FAULTLAND, MINTH CABANDO	N)	64 1955							139		
BARRER CHEEK-LAKUFA EGASI		63 1750			4				[39		
BARFER COLLE PARADOR PERM. IGA	51	C3 1950			8	\		•	140		
BLANCO FRUFICAND (GAS)		05 1972			4			•	140		
ELANCO PICTOPEO CLIFFS (GAS)		03 1450			296				140		
BLANCO PÍCTUSTÓ CETETS, CAST O	'. A '. 3	01 [954			21			1	144		
BEUE HILL FARADUL CADAMUMENT		J& 1958			**			•	144		
SS 815A GALLUF (GAS)		11 1767			13				144		
CHOZA PESA PECHNEO CLERES TOA	.	06 1956			8			1	144		
CROOCH MESA MESAVENUE EGAST	••	65 1972			3			2	144		
FLURA VISTA FRUTTLAND (GAS)		US 1957			á			4	144		
FEURA VISTA GALLIP (GAS)		03 1914			3				144		
PLURA VISTA MESAVEROL (GAS)		21 1961			10			,	145		
GAEREGOS I RULTUANO TOASI		04 1955			1				145		
GALLEGOS FRUITLAND SOUTH (GAS)		03 1972	FR		,				145		
WAYELAN PESTURED CLIFFS COASE		03 1953			90			2	145		
GUNTALES MESA MESAVINOL IGASI		05 1972			"			•	147		
MARCE BILL FAULT NO P C TOAS		03 1971			•						
HARRIS MESA CHACRA IGASI		05 1977			,				147		
HUERFAND PIGTURED CLIFFS 1GAST		65 1972									
KUTZ FARMINGICH IGASI		92 1956			2				147		
KUTZ PAUTILANO IGASE		03 1950			7			1	147		
KUTZ EKUTTEANO, WEST TGAST		05 1954			ź				147		
					2				147		
LARGO CHACFA (GAS) S LARGO DALLOF (GAS)		05 8977 04 1963							147		
EINORITH GALLUP TOAST					1				147		
TOS PINOS FROITEANIS HORIO (GAS		05 1972			2				148		
LOS PINOS FRUETLAND, SORDI EGAS		D9 1954			-			•	148		
nju-64tor (645)		US 1954			1				148		
BIEFR CHACEA EGASE		1 1967			_				146		
Pitos intiliant toos		26 1951			115				148		
		1461			•				149		
PINOS FOLITANO SECULIDADO		5 1947			1				149		
POSE FISA FROITEAND TEAS)		35 1412			1				149		
SHIPP ON GALLUP - NUMBER (SAS)		77 1947			1				149		
SNAKE EVES DAKOTA D EGASI		N 1912			4				149		
TABLE MISA MISSISSEPPIAN CHASE		4 1967			1			i	150		
TECTTO DUNE WENN HOLTER FRASE		3 1977			ı				150		
THIN BURN MESAVERDE (AMANGARE)		15 1954			_				150		
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SANDOVAL UNDESTO EARCTA TOASE		1		151
SAN JUAN UNDESTE FARM (GAS)		•	,	151
REO ARKERA UNDI SEGNATED ER EGASE 💎				151
SAN JUAN UNIESTGNÄTED FR. EGAST		3		151
REG ARRENA UNDESTA, GALEGR EGASE		1	1	151
KID AKREBA UNDESIG GIL EGAŠ)		1	1	151
KTO ARREDA UNDESTO NY EGAST		1		151
SAN JUAN UNDESTUNATED NV. EGAST		i i	1	151
SAN JUAN ONDESIGNATED MISS' EGAST		i	ı	151
LEG ARKENA UNDESIG P.C. EGASE		•		151
IAN JUAN UNIESTG P.C. TGAST		2	. 1	152
ANDOVAL UNDESSE P.C. IGASE			•	142



OIL CONSERVATION COMMISSION

STATE OF NEW MEXICO
P. O. BOX 2088 - SANTA FE
87501

October 27, 1973

I. R. TRUJILLO
CHAIRMAN

LAND COMMISSIONER
ALEX J. ARMIJO
MEMBER

STATE GEOLOGIST
A. L. PORTER, JR.
SECRETARY – DIRECTOR

Honorable Alex J. Armijo Commissioner of Public Lands State of New Mexico Santa Fe, New Mexico

Re: CASE NUMBER 5074 - Application of Plateau, Inc. for Preference in Sale of Royalty Oil

Dear Sir:

The Oil Conservation Commission received an application dated May 16, 1973, from Plateau, Inc. for Preference in the Sale of Royalty Oil.

Plateau, Inc. filed with the New Mexico Oil Conservation Commission documents purporting to show that it is a petroleum refinery within the state unable to purchase in the open market at prevailing prices an adequate supply of refinery charge stocks of a quality to meet the needs of its existing petroleum refinery capacity.

Public Notice was given of the aforesaid application and the matter was set and came on for public hearing on October 16, 1973.

The Commission, a quorum being present, having considered the application, supporting documents, and the evidence adduced at the hearing, and being fully advised in the premises, finds that Plateau, Inc. is a bona fide small business enterprise operating an oil refinery in the State of New Mexico; that Plateau, Inc. is an independently owned and operated refiner within the meaning of Section 7-11-58, N.M.S.A., 1953 Comp.; that said refinery is unable to purchase in the open market at prevailing prices an adequate supply of refinery

-2Honorable Alex J. Armijo
Commissioner of Public Lands
State of New Mexico
Santa Fe, New Mexico

October 27, 1973

charge stocks of a quality to meet the needs of its existing refinery capacity; and that Plateau, Inc. is eligible to be granted a preference for the purchase of royalty oil.

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

STATE OF NEW MEXICO
OIL CONSERVATION COMMISSION

1. R. TRUJILLO, Chairman

A. L. PORTER, Jr., Member & Secretary

SEAL

Docket No. 28-73

DOCKET: REGULAR HEARING - TUESDAY - OCTOBER 16, 1973

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

CASE 5074:

In the matter of the hearing called by the Oil Conservation Commission of New Mexico upon its own motion to consider the application of Plateau, Inc., operator of a petroleum refinery located approximately 1 1/2 miles southeast of Bloomfield, New Mexico, for certification to the Commissioner of Public Lands as a small business enterprise within the state not having an adequate supply of charge stocks and eligible to be granted a preference, pursuant to Chapter 34, New Mexico Laws of 1967, for the purchase of state royalty oil. The Commission will consider the application and such pertinent evidence as may be submitted concerning the capacity of the refinery, the source and grade of all refinery charge stocks currently available to the applicant, the minimum amount and grade of additional refinery charge stocks needed to meet existing refinery commitments or existing refinery capacity, and the efforts made by applicant to purchase refinery charge stocks on the open market.

CASE 5057: (Continued and readvertised)

Application of Coquina Oil Corporation for an unorthodox location, Eddy County, New Mexico. Applicant, in the above-styled cause, seeks authority to drill a proposed gas well at an unorthodox location 330 feet from the South and East lines of Section 12, Township 18 South, Range 25 East, West Atoka-Morrow Gas Pool, Eddy County, New Mexico, the S/2 of Section 12 to be dedicated to the well. In the alternative, applicant seeks approval of an unorthodox location 660 feet from the South and East lines of said Section 12.

Suburban Propone Dan Con. lom N. Hagler - asso to vice. design capacity 52.00 Apd. optimim grav og composite stock Hoor less comminged w/ oher stock recuer composite. too much however the gosparty to be out 30 grov 60-65% josed residual puso 65 10 diesel) 13 gesit for lact 16% poince white butane pring 2% consumed wall 1200 66 et play short of adequate supply 391 Jet about 4000 lept of 53-51 chy Nock, 7% Coming from Mayer - Day Cock Colo



STATE OF NEW MEXICO

Office of the Attorney General DEPARTMENT OF JUSTICE P. O. BOX 2246 Santa Fe, N. M. 187501

OLIVER E. PAYNE DEPUTY ATTORNEY GENERAL

OPINION
of
DAVID L. NORVELL
Attorney General

No. 73-50

June 25, 1973

By: Oliver E. Payne

Deputy Attorney General

To: Mr. A. L. Porter, Jr.
Secretary-Director
Oil Conservation Commission
Post Office Box 2088
Santa Fe, New Mexico 87501

Facts:

Plateau, Inc. is a petroleum producer, refiner and marketer with its executive offices, and a full accounting office, in Farmington, New Mexico. Its refinery is located approximately 1 1/2 miles Southeast of Bloomfield, New Mexico. Plateau is a New Mexico corporation and is a subsidiary of Suburban Propane Gas Corporation located in New Jersey. Plateau has applied for a preference in the sale of state royalty oil pursuant to Sections 7-11-57 through 7-11-63, N.M.S.A., 1953 Comp. (P.S.).

Question:

Is Plateau, Inc. an independently owned and operated refiner within the meaning of Section 7-11-58, supra, so that it qualifies for a preference in the sale of state royalty oil?

Conclusion:

Yes.

Mr. A. L. Porter, Jr. Page 2

June 25, 1973 No. 73-50

Analysis:

Section 7-11-57, supra, states as follows:

"The purpose of this act [7-11-57 to 7-11-63] is to assist small business enterprise within the state by encouraging the establishment and operation of petroleum refineries not having an adequate supply of refinery charge stocks through granting a preference to such petroleum refineries in the sale of state royalty oil accruing from public land oil and gas leases." (Emphasis added.)

"Small business" is defined in Section 7-11-58, supra, to be:

"An independently owned and operated concern primarily engaged in petroleum refining when it does not have more than thirty thousand [30,000] barrels per day of crude oil capacity from owned or leased facilities."

Beyond question Plateau, Inc. is engaged primarily in petroleum refining. The documentation furnished by this Company also establishes that the capacity of its refinery is 5200 barrels per day. Depending on the type of charge stock available, the thruput sometimes exceeds this capacity but is considerably less than thirty thousand barrels per day.

This brings us to the question whether Plateau, Inc. is an independently owned and operated refinery. Certainly it is independent in the sense that its own crude oil production represents a small fraction of its refinery requirements. This appears clear from the Affidavit of Mr. Cleo E. Wall, Manager of the Crude Oil Department of Plateau, Inc. See in this connection Docket No. OIAB 137-72 (1973).

This leaves us with this question: Does the fact that Plateau, Inc. exists as a subsidiary of Suburban Propane Gas Corporation, a New Jersey corporation, render the former incapable of being an independently owned and operated refinery as that term is defined in Section 7-11-58, supra?

As Mr. Justice Cardozo said in Berkey v. Third Ave. Ry. Co., 244 N.Y. 84, 155 N.E. 58:

Mr. A. L. Porter, Jr. Page 3

June 25, 1973 No. 73-50

"The whole problem of the relation between parent and subsidiary corporations is one that is still enveloped in the mists of metaphor."

We do know, however, that a subsidiary and parent corporation may have independent existence. International Order v. Fridia, Tex. Civ. App., 91 S.W.2d 404 (1936). It is not enough to call for adjudicating two corporations to be in legal effect one and the same that the parent corporation owns most or all of the stock of the other. The mere fact that the stockholders of two corporations are the same does not of itself make the subsidiary corporation a mere instrumentality of the parent corporation. Perlman v. Great States Life Ins. Co., Colo. 436 P.2d 124; Di Re v. Central Livestock Order Buying Co., 246 Minn. 279, 74 N.W.2d 518.

Many circumstances must be considered in overcoming or failing to overcome the indicia of separate entities. Sameness of members, officers and objects, and the absence of distinct interests are indicia of agency or identity. Pan Pacific Sash and Door Co. v. Greendale Park, Inc., 166 Cal. App.2d 652, 333 P.2d 802; Republic-Transcon Industries, Inc. v. Templeton, Miss., 175 So.2d 185. Conversely, differences in officers, objects or conduct are indications of separate recognizable entities. Wade & Wade v. Central Broadcasting Co., 227 Iowa 427, 288 N.W. 441.

Where a parent corporation exercises its control over its subsidiary, not as a majority stockholder in the usual and normal manner in due course of business, but to such an extent that the subsidiary has become a mere instrumentality or adjunct in its business, or the properties or affairs of the two corporations have become so inextricably intertwined that it is impracticable to identify one from the other, then the parent corporation and the subsidiary are ordinarily treated as one entity. Powell, Parent and Subsidiary Corporations, Chapter 6 (1931).

The test then is whether there is submergence of independent management of the subsidiary by its own directors due to direct management by the principal corporation. Kingston Dry Dock Co. v. Lake Champlain Transportation Co., 31 F.2d 265. You must look to see if the property rights of the two corporations are so commingled and their affairs so intimately related in management as to render it apparent that they are, in fact and intent, one and the same. H. E. Briggs & Co. v. Harper Clay Products Co., 150 Wash. 235, 272 P. 962.

Mr. A. L. Porter, Jr.

June 25, 1973

Applying these "tests" to Plateau, Inc. we find that the indicia of separateness considerably outweigh those of sameness of identity. Suburban Propane, the parent corporation, is concerned chiefly with wholesaling and retailing liquefied petroleum gas on the East Coast. Some ninety percent of its gubunhan also maintains an exploration office in gan Antonio Suburban also maintains an exploration office in San Antonio, Texas, the primary interest of which is in finding natural gas sources for various small gasoline plants. Plateau's manager marketing by Plateau, Inc.

Based on the information furnished this office, which we assume is factual, it is our conclusion that Plateau, Inc. is an independently owned and operated refinery within the meaning

DAVID L. NORVELL Attorney General

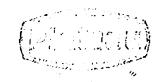
OLIVER E. PAYNE Deputy Attorney General

OEP/gr

PETROLEUM PRODUCTIES • INSTINCTES • MARKETERS

PLATEAU, INC.

ASA: Rox 108 - Eurolington, B.H. 97401 - Talophinoz - Area Code 106 / 221-1961



CLEAN . SHEET . POWER "

EXECUTIVE OFFICED 1981 Bloomsfield stell valte Grande Center Farmlington, N. H. 182431

May 16, 1973

Mr. A. L. Porter, Jr.

Director

New Mexico Oil Conservation Commission

P. O. Box 2088

Santa Fe, New Mexico 87501

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[ESPORE THE
	OIL CONSERVATION COMMISSION
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	Case No. 5074 118 18 18 18 1
	Submitted for
	Hearing Do

Re:

Application for Preference to Durchasing New Mexico State Royalty Oil Pursuant to the Provisions of § 7-11-57, N.M.S.A. 1953 Comp. (Repl. Vol. 2, 1971 Pocket Supp.) ET. SEQ.

Dear Mr. Porter:

Plateau, Inc., a New Mexico corporation, hereby makes its application for a preference to purchase New Mexico State royalty oil to operate it's refinery at full capacity.

1. The full name and address of the applicant is:

Plateau, Inc. P. O. Box 108 Farmington, New Mexico 87401

The principal office of Plateau, Inc. is located at 1921 Old Bloomfield Road, Farmington, New Mexico 87401.

- 2. Plateau, Inc. refinery is located approximately 1 1/2 miles southeast of Bloomfield, New Mexico.
- 3. Plateau, Inc. is not affiliated with any other petroleum refinery although we are wholly owned subsidiary of Suburban Propane Gas Corp., Whippany, New Jersey.

Suburban Propose mainly is wholesaling and retailing of LP gas on the east coast. Approximately 90% of the revenue of Suburban is generated through sales of LP, the remaining 10% is generated between various small service companies which they own and the oil and marketing division in which Plateau is a part of. Suburban maintains an exploration office in San Antonio, Texas in which they are mainly interested in finding natural gas sources for various

cMr. A. L. Porter, Jr. May 16, 1973 Continued - Page 2

small natural gasoline plants in which they have an interest in.

Plateau, Inc. is the only refinery owned by Suburban Propane and we maintain a full accounting office in Farmington, New Mexico, and operate independently of Suburban Propane's main office. Mr. O. L. Garretson, President of Plateau, Inc., is also one of the original founders of the Company and he is our Chief Executive Officer and sets the policies for refining and marketing for Plateau, Inc.. By virtue of the statute, Plateau, Inc. is entitled to preference for State royalty oil as stated in the law. "The purpose of this Act is to assist small business enterprises within the State by encouraging the establishment in operations of petroleum refineries in having an adequate supply of refinery charge stocks through granting a preference to such petroleum refineries in a sale of State royalty oil accruing from public oil and gas leases."

For approximately eighteen months, Plateau, Inc. has made numerous attempts to purchase refinery stock from the producers in the Four Corners Area that would meet our refinery needs.

Attached is Exhibit I which shows letters stating that oil is not available to us from certain major oil companies.

Attached is Exhibit 2, an affidavit, stating that various companies of which we have contacted by phone and the reasons that have been given to us as to why the crude oil and condensate is not available for sale or exchange.

It is our intent to request royalty oil to meet sales demands to our refinery capacity. It is not the intent of the law to grant royalty oil for the expansion of a refinery for future sales.

4. The capacity of Plateau Refinery is 5200 barrels per day. Attached is Exhibit 3, showing various days in which we have charged or exceeded the rated capacity. The Refinery is so designed that during certain times of the year, depending on the type of charge stock available, we are able to have a thruput of more than 5200 barrels per day.

Exhibit 4 lists the producing companies from which we presently purchase all of our crude oil and condensate charge stock. Also, attached is Exhibit 5 from January of 1972 thru December, 1972, showing, by gravities, the humber of barrels of crude oil and condensate purchased by the applicant.

Due to the design of our Refinery, we are able to economically charge only crude oil with 41 gravity and up. At the present time, we are manufacturing Premium and Regular gasoline, Kerosene, Diesel and Residual (sold for fuel oil). You will note that we are purchasing all the way from 15,000 to

Mr. A. L. Porter, Jr. May 16, 1973 Continued ~ Page 3

24,000 barrels per month of crude oil, 40 gravity and below. These purchases are from companies from which we are purchasing a major part of our raw material needs that have dual completed wells or desire to have one purchaser for the entire production in the area.

The total purchases for 1972 was 5231 barrels per day. The charge stock that we purchased during this period available to the Refinery was 4563 barrels per day.

We are requesting 1200 barrels per day of State royalty oil. In Northwest New Mexico, approximately 150 barrels per day of crude oil and/or condensate is produced.

In Exhibit 6 is enclosed all fields in Northwest New Mexico in which we purchase all or a major part thereof. This request for 1200 barrels is based on the fact that we need 600 to 700 barrels per day additional for charge stock inventory for the low production during the summer months.

Enclosed is Exhibit 7 - A graph showing our total purchases by months in 1972, the amount of charge stock 41° gravity and up, and our desired charge rate of 5200 barrels per day.

- 5. The fields which the applicant believes offer potential refinery charge stock supply are:
 - a. Vacuum Abo Reef Lea County, New Mexico
 - b. Vacuum Abo North Lea County, New Mexico
 - c. Empire-Abo Lea County, New Mexico
 - d. Bagley-Penn-North Lea County, New Mexico
 - e. Chaveroo-San Andres Chavez County, New Mexico
 - f. Caprock Queen Eddy County, New Mexico.

It is the intent of the applicant to trade the crude oil and/or condensate in Southeast New Mexico for the type and grade oil and/or condensate that meets our Refinery needs and made available to us in Northwest New Mexico on a volume or value basis in accordance with the provisions of Article 7-11-60, NMSA, 1953 Com., (Repl., Vol. 2-1971 Pocket Supp.).

After the Oil Commission and State Land Office approval of any trades, the crude oil and condensate in Northwest New Mexico will be transported by truck or pipeline into our Bloomfield Refinery.

Numbrous negotiations are now being discussed with various major independent producers in the area to meet our Refinery requirements in order that we may use the full capacity of 5200 barrels per day on a year around basis.

The Applicant respectively requests that the Oil Conservation Commission

Mr. A. L. Pörter, Jr. May 16, 1973 Continued - Page 4 immediately process our application for the purchasing of New Mexico State royalty oil. Yours very truly, PLATEAU, INC. Cleo E. Wall Manager of Crude Oil Department CEW/ojh Attachments as mentioned above ee: Mr. Alex J. Armijo Commissioner of Public Lands Santa Fe, New Mexico STATE OF New Mexico) SS. COUNTY OF San Juan I, Cleo E. Wall, Manager of Crude Oil Department of PLATEAU, INC, verify that all documents' included in the application of Plateau, Inc. for the preference in sale of New Mexico State oil reflects all the information in our Company records at our main office in Farmington, New Mexico, that these statements in this application are true and correct to the best of my knowledge, Cleo E. Wall The foregoing instrument was acknowledged before me this _____ day of

Notary Public

a New Mexico corporation, on behalf of said corporation,

My Commission espires:

AFFIDAVIT

STATE OF	New Mexico	}		
		}	88.	(1 145)
COUNTY OF	San Juan)		200

Cleo E. Wall, after being duly deposed and sworn upon his oath states:

1. This Affidavit is made in support of Plateau's application for preference to purchase New Mexico State royalty oil on behalf of Plateau, Inc.

During the month of March, 1973, I talked to Mr. Jim Damewood, Representative of the Crude Oil Purchase and Sales Section of Amoco Prod. Co., Denver, Colorado, in our effort to purchase production from their Tocito Doine Penn (D) leases located approximately twenty miles south of Shiprock, New Mexico, I was advised by Mr. Dangwood that this oil is presently sold to Standard Oil of California and shipped to the West Coast via the Four Corners Pipeline, I then talked to Mr. D. D. Ostrom, Manager of Oil Producers and Exchange Department of Standard Oil Co. of California, San Francisco, California, to the possibility of our purchasing this Tocito Dome Penn (D) oil in exchange for heavier crude oil which we are unable to use in our Refinery. Mr. Ostrom advised that this oil was traded on an exchange basis with Gulf Oil Co.,

From March thru May 9, 1973, we have been in continuous contact with Mr. D. L. Williams, Director of Crude Oil Purchases and Sales, Gulf Oil Co., Houston, Texas, Mr. R. M. Weise, Manager Foreign Crude Oil and Contract Administration, Gulf Oil Co., Houston, Texas and Orrin H. Cloud, Manager of Crude Oil And Product Supply Department of Gulf Oil Co., Los Angeles, California, in attempting to make some type of a purchase or exchange of crude oil in the Tocito Dome Penn (D) leases for heavier crude oil. To date, we have been unsuccessful in making an exchange for this production.

- 2. I have contacted Mr. Damewood with Amoco Production, into the possibility of our reacquiring certain leases in which we lost to a broker several years ago and the broker at the present time is selling in the open market to various other refineries. We have been unsuccessful in reacquiring these leases.
- 3. In February, 1973, I talked with Mr. E. J. Henry, Jr., Manager of North American Supply, Atlantic Richfield Co., of the possibility of our Company purchasing of certain oils produced in the Horse Shoe Gallup Field, San Juan County. This oil would be used for exchange purposes. To date, we have been unsuccessful in consummating a trade as this production is tied to Shell's piperline.
- 4. In April, 1973, I talked to Mr. A. P. Pravil, Vice President of Southern Union Gas Co. for the purchase of their main line drip in Northwest New Mexico. To date, we have been unable to consummate a trade with Southern Union. It is their desire to continue their present marketing arrangement.
- 5. February, 1973, I talked with Mr. D. R. Wall, Jr., Regional Market Grude Oil, Mobil Oil Gorp., Dallas, Texas, of our purchase of their entire production of Dove Greek Field near Dove Greek, Colorado. Although this field is out of state, it is near enough for a supply to our Refinery. This oil is presently being purchased by Western Grude Oil. To date, we are buying 350 burrels per day from this source and Western Grude Oil is purchasing the remaining 1000 barrels per day of production. We have made efforts to purchase the entire production but due to numerous eachanges that Mobil Oil as with Western Grude, we have been made to consummate a trade to date.
- 6. For the last several month, we have had numerous conversations with T. B. Medders, Marcoger of Eadd Operations of Raw Materials Supply Departs ment, Shelf Oil Company, House, Fesses, to our nating a pipeline tap on

Shell's Pipe Line that runs through our Refinery tank farm. We have been refused a tap on this line due to the uncertainity of the type and grade of crade oil that is required at our Refinery. There been advised by Mr. Medders and the representative of the Shell Pipe Line Company that it would be physically impossible to make a tap on the line and transport us certain oils and that it would disrupt the crude oil supply of crude oil going into Shell's Ciniza Refinery. During the past years, we have supplied Shell Oil up to 40,000 barrels per month of heavy crude oil and we are continuing to put into the Shell Pipe Line, approximately 2000 barrels per menth of makes rathe per meath of makes rathe crude oil for our Refinery.

- 7. In the month of November, 1972 and February, 1973, I talked with Jack G. Pierce, Tesoro Petroleum Corp., San Antonio, Texas, requesting that we be given the opportunity to bid on certain oils in the Lone Pine Dakota Field in McKinley and Sandoval Counties, New Mexico. We were told that their production was dedicated to Shelf Oil for a new pipeline being constructed from this field directly to the Ciniza Refinery. Although the bulk of the oil production is low gravity, we can certainly use the same oil for trading purposes for desirable crude for our Refinery. To date, we have been unable to make any trade from Tenoro for all or part of their production.
- 8. Approximately in June, 1972, we were purchasing the major part of the condensate production of El Paso Natural Gas Co.. We were advised that approximately 400-500 barrels per day would be taken away from us to supply Thriftway and the Caribou Refinery in the Four Corners Area. We are still purchasing a major part of El Paso Natural's production, but a large volume of their production from the Blanco Mesa Verde Field is sold to Shell Oil Co.. This oil is pipelined into El Paso Natural Gas' Blanco plant located near Bloomfield, New Mexico, in which they strip out the Kerosene for absorption oil and the remaining part is re-injected into Shell Pipe Line. On numerous occasions we have attempted to negotiate with El Paso and Shell to purchase a part or all of this production. To date, we have been unsuccessful in doing so. This oil could be easily transported into a pipeline.
- 9. A large volume of natural gasoline liquids has been taken from us from Southern Union Production Co. due to sales of these liquids to Mid America. These liquids are now transported by Mid America Pipeline to Southeast New Mexico and on to a new g asoline plant in Illinois.
- 10. We have contacted all producers in the Area in the last six months, attempting to negotiate various exchanges or deals in order to adequately supply our present Refinery capacity.
- 11. May 14, 1973, I talked with Walter Famariss and asked if he would sell us State royalty oil and he advised me that all State royalty oil that he had under contract was under contract for sale and he had no oil available.

I, Cleo E. Wall, Manager of Crade Oil Departs	
subscribe and sworn to that the above statements are co	rrect. This day of
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. Gleo E. W	all



STATE OF NEW MEXICO

Office of the Attorney General

p. 0. 80x 2246 Sunta Je, N. M. 1975111

> OLIVER E. PAYNE DEPUTY ATTORNEY GENERAL

OPINION
of
DAVID L. NORVELL
Attorney General

No. 73-50

June 25, 1973

By: Oliver E. Payne
Deputy Attorney General

To: Mr. A. L. Porter, Jr.
Secretary-Director
Oil Conservation Commission
Post Office Box 2088
Santa Fe, New Mexico 87501

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Question:

Is Plateau, Inc. an independently owned and operated refiner within the meaning of Section 7-11-58, supra, so that it qualifies for a preference in the sale of state royalty oil?

Conclusion:

Yes.

Mr. A. L. Porter, Jr. Page 2

June 25, 1973 No. 73-50

<u>Analysis:</u>

Section 7-11-57, supra, states as follows:

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Mr. A. L. Porter, Jr. Page 3

June 25, 1973 No. 73-50

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Mr. A. L. Porter, Jr.

June 25, 1973 No. 73-50

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> DAVID L. NORVELL Attorney General

OLIVER E. PAYNE Deputy Attorney General

OEP/gr

PRTHOLEUM PRODUCEHS + HEPINERS + MARKETER

EXHIBIT I - Consisting of 28 Pages

PLATEAU, INC.

P.O. Hox 108 Firmington, N.M. H7401 Tolephone: Arva Code 605 / 326-1981



CLEAN . SILENT . POWER .

EXECUTIVE OFFICES

1921 Bloomflaid Blvd. Vallo Grando Genter Farmington, N. H. 87401

July 10, 1973

Texaco, Inc. P. O. Box 52332 Houston, Texas 77052

Attention: Mr. J. T. Elaick

Gentlemen:

With the Government controls in effect on price control, we are unable to give, and you are unable to receive, higher prices for your crude oil and/or condensate until August 13, 1973, per the regulation.

We would appreciate, at the first opportunity, to give you a bid for all of your crude oil and/or condensate production we are not presently purchasing in the San Juan Basin. We would also consider an exchange of crude oil/condensate.

Our present needs are an additional 5,000 barrels per day. At your . earliest convenience, we would like to discuss our requirements with you in order to consummate a feasible trade for both parties.

Yours very truly,

PLATEAU, INC.

Cleo E. Wall

Manager Grade Oll Supplies

CEW/ojh

REGISTERED MAIL RETURN RECEIPT REC

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PETHOLKUM PHODUCERS . REPIHERS . MARKETERS

PLATEAU, INC.

P.O. Hoz 108 Farmington, N.M. 87401 Telephone: Area Code bob / 826-1021



CLEAN . SILENT . POWER .

EXECUTIVE OFFICES

1981 Bloomfield Blod. Valle Grands Conter Farmington, N. M. 87401

July 10, 1973

Standard Oil·Co. of California 130 Sutter Street San Francisco, California 94104

Attention: Mr. D. D. Ostrom

Gentlemen:

With the Government controls in effect on price control, we are unable to give, and you are unable to receive, higher prices for your crude oil and/or condensate until August 13, 1973, per the regulation.

We would appreciate, at the first opportunity, to give you a bid for all of your crude oil and/or condensate production we are not presently purchasing in the San Juan Basin. We would also consider an exchange of crude oil/condensate.

Our present needs are an additional 5,000 barrels per day. At your earliest convenience, we would like to discuss our requirements with you in order to consummate a feasible trade for both parties.

7-10-73

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Yours very truly,

PLATEAU, INC.

Cleo E. Wall

RECEIPT FOR CERTIFIED MAIL-30c (plus postage)

Standard Oil Co. of Calif. Attn: Mr. D. D. Ostrom

STREET AND NO.
130 Sutter St.

P.O. STATE AND ZIP CODE

San Francisco, Calif. 94104

OPTIONAL SERVICES FOR ADDITIONAL FEES

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Nov. 1971 3800

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REGISTERED MAIL RETURN RECEIPT REQU PKTHOLEUM PHODUCKHS . HEFTHERS . MAHKETERS

PLATEAU, INC.

P.O. Nox 108 Farmington, N.H. 87401 Interphone: Arva Code 606 / 326-1081



EXECUTIVE OFFICES

1021 Bloomflold Blod. Vallo Grando Contor Farmington, N. M. 87401

8.7.

July 10, 1973

Pubco Oil Co. P. O. Box 869 Albuquerque, New Mexico 87102

Attention: Vice President of Production

Gentlemen:

With the Government controls in effect on price control, we are unable to give, and you are unable to receive, higher prices for your crude oil and/or condensate until August 13, 1973, per the regulation,

We would appreciate, at the first opportunity, to give you a bid for all of your crude oil and/or condensate production we are not presently purchasing in the San Juan Basin. We would also consider an exchange

Our present needs are an additional 5,000 barrels per day. At your . earliest convenience, we would like to discuss our requirements with you in order to consummate a feasible trade for both parties.

Yours very truly,

PLATEAU, INC.

PLEASE FURNISH SERVICE(S) INDICATED BY CHECKED EXCLASSIVE REQUIRED FEE(S) PAID. r Crude Oil Supplies Show to whom, date and address where delivered Deliver ONLY to addressee CERTIFIED MAIL-30¢ (plus postage) RECEIPT Received the numbered article described below. REGISTERED NO. Oil Co. SIGNATURE OR HAME OF ADDRESSEE (Must always be filled in) Vice President of Prod. CERTIFILO NO. 3ox 869 575909 300. INSURED NO: terque, N. M. 87102 SERVICES FOR ADDITIONAL FELS home to whom and date convered with security SHOW WHERE DELIVERED (enty if required) ixira len required) NO INSURANCE COVERAGE PROVIDED-NOT FOR INTERNATIONAL HAIL (See other side) e65-16-71545-11 J47-198

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PRTHOLEUM PRODUCKHS . NEPINEHU . MAHKETERS

PLATEAU, INC.

P.O. Rox 104 Farmington, N.H. 07401 Telephones Area Code tot / 826-1921



EXECUTIVE OFFICES

1021 Bloomflatd Blod. Valla Grando Contar Valla Grando Contar Farmington, N. M. 117401

(See other side)

CLEAN . BILENT . POWER .

July 10, 1973

Tesoro Petroleum 8520 Crownhill Blvd. San Antonio, Texas 78209

Attention: Mr. John Hasernick

Gentlemen:

With the Government controls in effect on price control, we are unable to give, and you are unable to receive, higher prices for your crude oil and/or condensate until August 13, 1973, per the regulation.

We would appreciate, at the first opportunity, to give you a bid for all of your crude oil and/or condensate production we are not presently purchasing in the San Juan Basin. We would also consider an exchange

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Yours very truly,

PLATEAU, INC.

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PLATEAU, INC.

P.O. Box 108 Farmington, N.H. 87401 Telephones Area Code 101 / 886-1021



EXECUTIVE OFFICES

IPRI Bloomflaid Flod. Vallo Granda Centur Farmington, B. M. 87401

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July 10, 1973

Mobil Oil Corp. P. O. Box 900 Dallas, Texas 75221

Attention: Mr. E. J. Stricker

Gentlemen:

With the Government controls in effect on price control, we are unable to give, and you are unable to receive, higher prices for your crude oil and/or condensate until August 13, 1973, per the regulation.

We would appreciate, at the first opportunity, to give you a bid for all of your crude oil and/or condensate production we are not presently purchasing in the San Juan Basin. We would also consider an exchange of crude oil/condensate.

Our present needs are an additional 5,000 barrels per day. At your carliest convenience, we would like to discuss our requirements with you in order to consummate a feasible trade for both parties.

Yours very truly,

PLATEAU, ING.

Wall Wall

r Crude Oil Supplies PLEASE FURNISH SERVICE(S) INDICATED BY CHECKED BLOCK(S).
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PLATEAU, INC.

P.O. Rox 108 Farmington, N.H. 87401 Telephonet Area Code tob / 826-1921



CLEAN . BILENT . POWER .

EXECUTIVE OFFICES

1921 Bloomfield Blod.
Valla Grande Center
Farmington, N. H. 87401

July 10, 1973

Marathon Oil Co. 539 So. Main St. Findley, Ohio 45840

Attention: Mr. B. A. Orr, Jr.

Gentlemen:

With the Government controls in effect on price control, we are unable to give, and you are unable to receive, higher prices for your crude oil and/or condensate until August 13, 1973, per the regulation.

We would appreciate, at the first opportunity, to give you a bid for all of your crude oil and/or condensate production we are not presently purchasing in the San Juan Basin. We would also consider an exchange of crude oil/condensate.

Our present needs are an additional 5,000 barrels per day. At your earliest convenience, we would like to discuss our requirements with you in order to consummate a feasible trade for both parties.

Yours very truly,

PLATEAU, INC.

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CHOIL OIL Co.

Mr. B. A. Orr, Jr.

So. Main St.

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PETROLEUM PRODUCKHS . HEFTHEITS . MARKETERS

PLATEAU, INC.

P.O. Noz 108 Farmington, N.H. 87401 Telephone: Area Code 808 / 826-1921



CLEAN . BILENT . POWER "

EXECUSE VE OFFICES

1081 Ploomflatd Afrid, Valla Granda Confor Farmington, N. M. 87401

July 10, 1973

Atlantic Richfield 1115 One Main Place P. O. Box 2819 Dallas, Texas 75221

Attention: Mr. E. J. Henry, Jr.

Gentlemen:

With the Government controls in effect on price control, we are unable to give, and you are unable to receive, higher prices for your crude oil and/or condensate until August 13, 1973, per the regulation.

We would appreciate, at the first opportunity, to give you a bid for all of your crude oil and/or condensate production we are not presently purchasing in the San Juan Basin. We would also consider an exchange of crude oil/condensate.

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Yours very truly,

Mr. E. Mace

PLATEAU, INC.

PLEASE FURNISH SERVICE(S) INDICATED BY CHECKED BLOCK(S).

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OR CERTIFIED MAIL—30c (plus postage)

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n: Mr. E. J. Henry, Jr.

5 One Main Place

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las, Texas 75221

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CLEAN . SILENT . POWER .

EXECUTIVE OFFICES 1021 Wloomflold Wlod. Valla Grando Contar Farmington, N. M. 87401

July 10, 1973

Kerr McGee Corp. Kerr McGee Building Oklahoma City, Oklahoma 73102

Attention: Mr. B. G. Taylor, Vice President Production Division

Gentlemen:

With the Government controls in effect on price control, we are unable to give, and you are unable to receive, higher prices for your crude oil and/or condensate until August 13, 1973, per the regulation.

We would appreciate, at the first opportunity, to give you a bid for all of your crude oil and/or condensate production we are not presently purchasing in the San Juan Basin. We would also consider an exchange of crude oil/condensate.

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Yours very truly,

PLATEAU, INC.

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REQUIRED FEE(S) PAID. Crude Oil Supplies Show to whom, date and address RECEIPT FOR CERTIFIED MAIL-30c (plus postage) SEAL TO Kerr McGee Corp.
Attn: B. G. Taylor, Vice Pres.
STREET AND NO Production Division RECEIPT Received the numbered article descrit REGISTERED NO. KERR-MOGEE OIL INDI Kerr McGee Building CERTIFIED NO. OKLA CITY, OKLA PO. STATE AND ZIP CODE 575912 Oklahoma City, Okla. 7310 SIGNATURE OF ADDRESSEE'S AGI 759. INSURED NO. REIDRN RECEIPT 2. Shows to where, case and where delivered with decisers to patrosper units DATE DELIVERED വ SHOW WHERE DELIVERED (only if reque DELINER TO ADDRESSEE DISCY.
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PETHOLEUM PHODUCENS + HEFINERS + MARKETENS

PLATEAU, INC.

P.O. Box 108 Farmington, N.H. 87401 Telephone: Area Code 606 / 826-1021

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CLEAN . BILENT . POWER .

EXECUTIVE OFFICES 1021 Bloomftold Alvd. Vallo Grando Cantor Farmington, N. M. 87401

July 10, 1973

Amoco Production 2831 Security Life Building

Denver, Colorado 80202

Attention: Mr. H. S. Harmon

Gentlemen:

With the Government controls in effect on price control, we are unable to give, and you are unable to receive, higher prices for your crude oil and/or condensate until August 13, 1973, per the regulation.

We would appreciate, at the first opportunity, to give you a bid for all of your crude oil and/or condensate production we are not presently purchasing in the San Juan Basin. We would also consider an exchange of crude oil/condensate.

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Yours very truly,

PLATEAU, INC.

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Mr. H. S. Harmon

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PETROLEUM PRODUCERS . REFINERS . MARKETERS

PLATEAU, INC.

P.O. Rox 108 Farmington, N.H. 87401 Telephone: Arna Code 606 / 826-1921



CLEAN . SILENT . POWER .

EXECUTIVE OFFICES

1021 Bloomffald Blod. Valla Granda Contor Farmington, N. M. 87401

July 10, 1973

Skelly Oil Co. P. O. Box 1650 Tulsa, Oklahoma 74102

Attention: Mr. J. B. Sleeper

Gentlemen:

With the Government controls in effect on price control, we are unable to give, and you are unable to receive, higher prices for your crude oil and/or condensate until August 13, 1973, per the regulation.

We would appreciate, at the first opportunity, to give you a bid for all of your crude oil and/or condensate production we are not presently purchasing in the San Juan Basin. We would also consider an exchange of crude oil/condensate.

Our present needs are an additional 5,000 barrels per day. At your earliest convenience, we would like to discuss our requirements with you in order to consummate a feasible trade for both parties.

Yours very truly,

PLATEAU, ING.

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r Crude Oll Supplies

I FOR CERTIFIED MAIL—30c (plus postage)

kelly Oil Co.

ttn: Mr. J. B. Sleeper

No.

O. Box 1650

AND 21P CODE

ulsa, Oklahoma 74102

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PLATEAU, INC.

P.O. Hox 108 Farmington, N.H. 87401 Telephone: Area Code tob / 821-1921



CLEAN . SILENT . POWER .

EXECUTIVE OFFICES

1021 Bloomflold Blod. Vallo Grando Contor Farmington, N. M. 87401

July 10, 1973

Caulkins Oil·Co. 2100 Colorado State Bank Building Denver, Colorado 80202

Attention: Production Manager

Gentlemen:

With the Government controls in effect on price control, we are unable to give, and you are unable to receive, higher prices for your crude oil and/or condensate until August 13, 1973, per the regulation.

We would appreciate, at the first opportunity, to give you a bid for all of your crude oil and/or condensate production we are not presently purchasing in the San Juan Basin. We would also consider an exchange of crude oil/condensate.

Our present needs are an additional 5,000 barrels per day. At your carliest convenience, we would like to discuss our requirements with you in order to consummate a feasible trade for both parties.

Yours very truly,

PLATEAU, INC.

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OR CERTIFIED MAIL—30c (plus postage) ilkins Oil Co.

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PLATEAU, INC.

P.O. Nov. 108 Farmington, N.H. 87401 Telaphones Area Coda 105 / 821-1921



EXECUTIVE OFFICES

1021 Bloomffold Blyd. Valla Grando Centar Farmingion, B. B. 87401

CLEAN . SILENT . POWER .

July 10, 1973

Continental Oil Co. P. O. Box 2197 Houston, Texas 77001

Attention: Mr. Jerry A. Nicks

Gentlemen:

With the Government controls in effect on price control, we are unable to give, and you are unable to receive, higher prices for your crude oil and/or condensate until August 13, 1973, per the regulation,

We would appreciate, at the first opportunity, to give you a bid for all of your crude oil and/or condensate production we are not presently purchasing in the San Juan Basin. We would also consider an exchange of crude oil/condensate.

Our present needs are an additional 5,000 barrels per day. At your earliest convenience, we would like to discuss our requirements with you in order to consummate a feasible trade for both parties.

Yours very truly,

PLATEAU, INC.

PLEASE FURNISH SERVICE(S) INDICATED BY CHECKED BLOCK(S).
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CONTINENTAL OIL CO. REGISTERTO NO. O. Box 2197 . ZIP CODE P. O. E N 2197 CERTIFIED NO. HUMBI ON APPROXIMENT OF THE HOLD HAVE THE HO , 575911 INSURED NO. 2. Shows to whom, date and Yest designers to a fee bressee oner DATE DELIVERED SHOW WHERE DELIVERED (out) RY (extra lee required) JUL 12 1973

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FOR CERTIFIED MAIL—30c (plus postage) 1,517 (1) 090/12 n:_Mr. Jerry A. Nicks iston, Texas 77001 TOWAL SERVICES FOR PROFITIONAL FELS 1. Shows to whom and vale coincing with delivery to addressed one

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PLATEAU, INC.

P.O. Hox 108 Farmington, N.H. 87401 Telephone: Area Code 105 / 826-1921



CLEAN . SILENT . POWER &

EXECUTIVE OFFICES

1921 Hloomflatd Blod. Vallo Granda Contar Farmington, N. M. 87401

July 10, 1973

Amerada Hess PO Box 52 Galena Park, Texas 77547

Attention: Mr. B. W. Andrus

Gentlemen:

With the Government controls in effect on price control, we are unable to give, and you are unable to receive, higher prices for your crude oil and/or condensate until August 13, 1973, per the regulation.

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Yours very truly,

PLATEAU, INC.

. Wall PLEASE FURNISH SERVICE(S) INDICATED BY CHECKED BLOCK(S).
REQUIRED FEE(S) PAID. er Crude OH Supplies Show to whom, date and address **Deliver ONLY** FOR CERTIFIED MAIL-30c (plus postage) RECEIPT Received the numbered article described below. nerada Hess REGISTERED NO. SIGNATURE OR NAME OF ADDRESSEE (Mast always be filled in) tn:_Mr._B._W._Andrus O. Box 52 CERTIFIED NO. D ZIP CODE 575913 lena Park, Texas 77547 INSURED NO. IONAL SERVICES TOR ADDITIONAL IEES

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2. Shows to whom, date and where delivered with delivery to addressed any DATE DELIVIRED SHOW WHERE DELIVITED (enly if requested) SORESSEE ONLY (baringes on crize) TRI NO INSURANCE COVERAGE PROVIDED-NOT FOR INTERNATIONAL MAIL (See other side) c55-10-71518-11 347-198

PRTHOLEUM PRODUCEHS . REPINENS . MANKETERS

PLATEAU, INC.

P.O. Box 108 Farmington, N.H. 87401 Telephone: Aroa Code 606 / 826-1021



CLEAN + SILENT + POWER ®

EXECUTIVE OFFICES

1021 Bloomflold Blod. Vallo Grando Conter Farmington, N. M. 87401

July 10, 1973

Benson-Montin-Greer 501 Airport Drive Farmington, N. Mex. 87401

Attention: Mr. Al Greer

Gentlemen:

With the Government controls in effect on price control, we are unable to give, and you are unable to receive, higher prices for your crude oil and/or condensate until August 13, 1973, per the regulation.

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Yours very truly,

PLATEAU, INC.

3. Wall

POST OFFICE DEPARTMENT OFFICIAL BUSINESS

POSTMARK OF DELIVERING OFFICE

RETURN TO

PLATEAU, INC. P. O. Box 108

Form 3811

Farmington, NM 87401 (Letter written 7-10-73 CEW)

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mson-Montin-Greer tn: Mr. Al Greer

irmington, N.M. 8740

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PETHOLEUM PHODUCENS + HEFINEHS + MARKETERS

PLATEAU, INC.

P.O. Nuz 108 Yarmington, H.H. 87401 Telephono: Area Code LUL / 826-1921

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EXECUTIVE OFFICES

1831 Bloomflatd Blod. Vallo Brando Center Farmington, B.M. 87401

CLEAN . BILENT . POWER "

July 10, 1973

Bco Inc. P. O. Box 669 Santa Fe, New Mexico 87501

Attention: Mr. Bob Bigbee

Gentlemen:

With the Government controls in effect on price control, we are unable to give, and you are unable to receive, higher prices for your crude oil and/or condensate until August 13, 1973, per the regulation.

We would appreciate, at the first opportunity, to give you a bid for all of your crude oil and/or condensate production we are not presently purchasing in the San Juan Basin. We would also consider an exchange of crude oil/condensate.

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Yours very truly,

PLATEAU, INC.

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FOR CERTIFIED MAIL—30c (plus postage)

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PLATEAU, INC.

P.O. How 108 Farmington, N.H. 87401 Telephono: Area Code 606 / 826-1921



EXECUTIVE OFFICES

1021 Bloomflate Block Vallo Grando Contar Farmington, B. N. 187101

July 10, 1973

Gulf Oil Corp. P. O. Box 2100 Houston, Texas 77001

Attention: Mr. J. W. Streit

Gentlemen:

With the Government controls in effect on price control, we are unable to give, and you are unable to receive, higher prices for your crude oil and/or condensate until August 13, 1973, per the regulation.

We would appreciate, at the first opportunity, to give you a bid for all of your crude oil and/or condensate production we are not presently purchasing in the San Juan Basin. We would also consider an exchange of crude oil/condensate.

Our present needs are an additional 5,000 barrels per day. At your earliest convenience, we would like to discuss our requirements with you in order to consummate a feasible trade for both parties.

Yours very truly,

PLATEAU, INC.

PLEASE FURNISH SERVICE(S) INDICATED BY CHECKED BLOCK(S).
REQUIRED FEE(S) PAID. Crude Oil Supplies Show to whom, date and address where delivered **Deliver ONLY** R CERTIFIED MAIL—30c (plus postage) RECEIPT Received the numbered article described below. Oil Corp. CA 0215 SIGNATURE OR NAME OF APPRESSEE (About always be filled in) : Mr. J. W. Streit RECISTERED NO. SUMPREOF AUDRESSIER OPENT, IF ANY Box 2100 CERTIFIED NO. CODE • 575917 n, Texas 77001 INSURID NO. I Services for apportional fecs Shows to whom and date or world with dissert to add to some one. Shows to whom, date and where delivered with decirate to an investment only. DATE DELIVERED SHOW WILLRE DELIVERED LONG SEE PALT istra lee required) NO INSURANCE COVERAGE PROVIDEDc55-16-71848-11 347-198

PRYHOLEUM PRODUCERY . HEPINERS . MARKETERS

PLATEAU, INC.

P.O. Hor 108 Yarmington, N.H. 17401 Telephonus Area Code 606 / 826-1981



EXECUTIVE OFFICES

1081 Bloomffold Blvd. Valla Grando Center Farmington, N. M. 87401

CLEAN . SILENT . POWER 9

July 10, 1973

Getty Oil Co. One Allen Center P. O. Bez 1404 Houston, Texas 77001

Attention: Mr. B. B. McNott

Gentlemen:

With the Government controls in effect on price control, we are unable to give, and you are unable to receive, higher prices for your crude oil and/or condensate until August 13, 1973, per the regulation.

We would appreciate, at the first opportunity, to give you a bid for all of your crude oil and/or condensate production we are not presently purchasing in the San Juan Basin. We would also consider an exchange of crude oil/condensate.

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PLATEAU, INC.

PLEASE FURNISH SERVICE(S) INDICATED BY CHECKED BLOCK(S).
REQUIRED FEE(S) PAID. Show to whom, date and address where delivered Deliver ONLY RECEIPT Received the numbered article described below. REGISTERED NO. SIGNATURE OR NAME OF ADDRESSEE (Mast always be filled in) CERTIFIED NO. 575916 INSURED NO. DATE PELLYERLO JUL 1 3 1973

c33-16-71345-11 347-193

r Crude OH Supplies

FOR CERTIFIED MAIL-30c (plus postage) ly Oil Co. a: Mr. B. B. McNott One Allen Center O. Box 1404 iston, Texas 77001

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PRTHOLEUM PRODUCKHS + HEPINERS + MARKETERS

PLATEAU, INC.

P.O. Box 108 Farmington, N.H. 87491 Telephono: Area Code 106 / 826-1921



CLEAN . SILENT . POWER .

EXECUTIVE OFFICER

10%1 Uloomffald Ulod. Vallo Grando Contor Farmington, N. H. 87401

July 10, 1973

The Superior Oil Co. P. O. Box 1521 Houston, Texas 77001

Attention: Mr. Jerry R. Jax

Gentlemen:

With the Government controls in effect on price control, we are unable to give, and you are unable to receive, higher prices for your crude oil and/or condensate until August 13, 1973, per the regulation.

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PLATEAU, INC.

PLEASE FURNISH SERVICE(S) INDICATED BY CHECKED BLOCK(S).

REQUIRED FEE(S) PAID.

Show to whom, date and address
Where delivered

RECEIPT

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CERTIFIED NO.

SIGNATURE OF ADDRESSEE (Alexa diagrabs filled in)

DATE DELIVERED

SHOW WHERE DELIVERED (entry if repaired)

CSS-16-71515-11 347-128 GPO

Vall Crude Oil Supplies

CERTIFIED MAIL—300 (plus postage)

Superior Oil Co.

Mr. Jerry R. Jax

1. Box 1521

Cool

Iton, Texas 77001

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See other normand

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PRTHOLEUM PRODUCERS . HEFINERS . MARKETERS

PLATEAU, INC.

8 Farmington, N.H. Arna Cade 505 / 82



CLEAN . BILENT . POWER "

EXECUTIVE OFFICES

1921 Bloomffold Blod. Vallo Grando Conter Farmington, R. M. 97401

July 10, 1973

Sun Oil Co. 907 So. Detroit Avenue Tulsa, Oklahoma 74102

Attention: Mr. Donald M. Shields

Gentlemen:

With the Government controls in effect on price control, we are unable to give, and you are unable to receive, higher prices for your crude oil and/or condenuate until August 13, 1973, per the regulation.

We would appreciate, at the first opportunity, to give you a bid for all of your crude oil and/or condensate production we are not presently purchasing in the San Juan Basin. We would also consider an exchange of crude oil/condensate.

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PLATEAU, INC.

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INSUREC NO.

DATE DELIVERED

575921

SIGHATURE OF ADDRESSEE'S AGENT. IF SHOW WHERE DELIVERED (only if repolite.

653-10-11515-11 317-193 GPO

OR CERTIFIED MAIL-30c (plus postage) 177 (1864) 277**0 R**)

Oil Company n:_ Mr._ Donald M._ Shields

So. Detroit Avenue

: Crude OH Supplier

za, Okla, 74102

OHAL SERVICES FOR FURIEUNAL FELS 1. Shows to meen and date delivered with delivery to addressed univ.
2. Shows to whom, date and where delivered with the sector to deliver senionly.

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PRTHOLEUM PRODUCERS . HEFINERS . MAHKETERS

PLATEAU, INC.

P.O. Pox 108 Farmington, N.M. 47401 Telephonos Area Code 606 / \$26-1921



CLEAN . BILENT . POWER .

EXECUTIVE OFFICES

1931 Bloomfield Blod. Valla dranda Contor Farmington, N. N. 87401

July 10, 1973

Tenneco Oil·Co. P. O. Box 2511 Houston, Texas 77001

Attention: Mr. Allen F. Ernst

Gentlemen:

With the Government controls in effect on price control, we are unable to give, and you are unable to receive, higher prices for your crude oil and/or condensate until August 13, 1973, per the regulation.

We would appreciate, at the first opportunity, to give you a bid for all of your crude oil and/or condensate production we are not presently purchasing in the San Juan Basin. We would also consider an exchange of crude oil/condensate.

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Yours very truly,

PLATEAU, INC.

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DATE OFFICERED	SHOW WHERE DELIVERED (only of reque		2. Short to whom, other and where delivered the state of

Union 76 Division: Western Region

Union Oil Company of California Union Oil Center, Box 7600, Los Angeles, California 90051 Telephone (213) 486-6471 • 486-6473

UM 76 M

COS-479

Howard K. Said Manager of Crude Oil Supply Linn M. Kelleher Supervisor, Crude Oil Supply

July 23, 1973

Plateau, Inc. P. O. Box 108 Farmington, New Mexico 87401

Attn: Mr. Cleo E. Wall

Gentlemen:

Thank you for your letter of July 10, 1973 in which you expressed an interest in purchasing or exchanging crude oil and/or condensate from the San Juan Basin.

We are sure that you are familiar with our situation in that area. We do not have sufficient crude or condensate there to take care of our own requirements and therefore, are not in a position at this time to offer you any encouragement with respect to obtaining supply from us.

Very truly yours,

Howard B. Ding

HKS:pg

cc: L. R. Williams

PRIHOLKUM PRODUCERS . HEFINERS . MARKETENS

PLATEAU. INC.

Farmington,



EXECUTIVE OFFICES

1081 Bloomffold Blod. Vallo Grando Center Farmington, N. M. 117101

July 10, 1973

Union Oil Co. of California Union Oil Center Los Angeles, California 90017

Attention: Mr. H. J. Said

Show to whom, date and address where delivered

RECEIPT

Gentlemen:

With the Government controls in effect on price control, we are unable to give, and you are unable to receive, higher prices for your crude oil and/or condensate until August 13, 1973, per the regulation.

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Yours very truly,

PLATEAU, INC.

Wall PLEASE FURNISH SERVICE(S) INDICATED BY CHECKED BLOCK(S).
REQUIRED FEE(S) PAID. Deliver ONLY to addressee Received the numbered article described below. SIGNATURE OR HAME OF ADDRESSEE (Most always be filled in)

UNION OH CO. OF CAL. SIGNATURE OF ADDRESSING AGENT, IF ANY

INSURED NO.

JUL 1 6 1973

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ess-10-71318-i1 317-109

CERTIFIED MAIL-30c (plus postage) Crude Oil Sussii Oil Co. of California Mr. H. J. Said Oil Center Angeles, Ca. 90017 MAL STRUCTS FOR ACCITIONAL PLAS The state to some and fate colorers 2. Shows to making date and where General with the making to a consequent of the second consequence of the c See other sidel gisser only (netra lan required) NO INSURANCE CO-CENSE PROVIDED-HOT FOR INTERNATIONAL PARE

El Paso Matural Gas Company

El Paso, Texas 19958

July 23, 1973

Mr. Cleo E. Wall Plateau, Incorporated Post Office Box 108 Farmington, New Mexico 87401

Dear Cleo:

This is in reply to your letter of July 10, 1973, wherein you expressed an urgent need for additional volumes of condensate and crude oil for your San Juan Basin refinery.

As you know El Paso has no new sources of supply and does not anticipate any increase in the forseeable future of additional production of crude and condensate from its present sources. Therefore, we will make no redetermination of volumes of crude and condensate to our customers at this time.

If any significant change in our supply situation comes about your desires will be considered along with those of our other San Juan Basin customers.

Yours very truly,

EL PASO NATURAL GAS COMPANY

E. H. Brown

Natural Gas Liquids Department

EHB: gr

PETROLCUM PRODUCERS . HEPINERS . MARKETERS

PLATEAU, INC.

P.O. Boz 108 Farsington, N.H. 87401 Telephone: Area Code 606 / 526-1921



CLEAN . SILENT . POWER .

EXECUTIVE OFFICES

1921 Bloomfield Blod. Valle Grande Center Farmington, N. M. 87401

July 10, 1973

El Paso Natural Gas Co. P. O. Box 1492 El Paso, Texas 79978

Attention: Mr. Ed Brown:

Gentlemen:

With the Government controls in effect on price control, we are unable to give, and you are unable to receive, higher prices for your crude oil and/or condensate until August 13, 1973, per the regulation.

We would appreciate, at the first opportunity, to give you a bid for all of your crude oil and/or condensate production we are not presently purchasing in the San Juan Basin. We would also consider an exchange of crude oil/condensate.

Our present needs are an additional 5,000 barrels per day. At your carliest convenience, we would like to discuss our requirements with you in order to consummate a feasible trade for both parties.

Yours very truly,

PLATEAU, INC.

The Wall

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575915 Insurro no.	SIGNATURE OF ADDRESSLE'S AGENT, IF ANY	Shows to whom, date and where dataseted ASC With delivery because any ASC SSEE Only SOC (extra len required)
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TESORO CRUDE OIL COMPANY 1815 PIRST CITÝ FART BUILDING HOURTON, TEXAS 77002

April 25, 1973

713 - 224 0996 TELEX: 76-2998

Plateau, Inc. P. O. Box 108 Farmington, New Mexico 87401

Attention: Mr. Cleo E. Wall

Gentlemen:

Thank you for your inquiry of April 18, 1973, concerning our production from the Hospah Field, McKinley County, New Mexico.

The bulk of our Hospah production is low gravity crude and we doubt if this type of crude would be suitable for your refinery. At the present time, we are selling the crude to Shell Oil Company and we are using these barrels as an exchange for Alaskan crube oil for our Alaskan refinery.

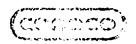
We shall to p you in mind if we have any additional crude oil or condensate for sale or exchange in the future.

Very truly yours,

H. L. BURTON

HLB:pc

cc: Mr. Jack Pearce Tenoro Crude Oll Co. Midland, Texas



Wostern Hemisphere Petroloum Division Continental Of Company P.O. Roz. 2197 Hemisphere Texas 77001 (200) 225-1544

April 12, 1973

Mr. Gleo E. Wall Plateau, Inc. Box 108 Farmington, New Mexico 87401

Dear Cleo:

Confirming our telephone discussion of Continental's production in the Four Corners area that could be available to your plant, Continental now is using all of this crude to supply Continental's refining needs on the West Coast or Plateau is presently receiving the crude from another source.

If we can be of further assistance, please don't hesitate to call.

TE OBY

Thomas D. Brunett Representative Crude O.L Trading Department

ncc

William Genneaus, W.S.

CRUDE ON DEPARTMENT

J. W. falenti Benerali Cerestono

April 25, 1973

Houston, Taxes 77001

Mr. Cleo E. Wall Plateau, Inc. P. O. Box 108 Parmington, New Mexico 87401

Dear Cleo:

Receipt is acknowledged of your letter dated April 18, 1973, addressed to Mr. J. W. Streit and inquiring about the possibility of purchase, trade or exchange of production in the Four Corners area.

Production from the area you are interested in comes under the jurisdiction of Gulf Oll Company - Galifornia, and therefore your letter, with copy of this one, has been forwarded to Mr. O. H. Cloud, Manager - Crude Oil and Product Supply, with the request that he reply to your inquiry.

D. L. Williams

DLW:mb

cc: Mr. O. H. Cloud, Manager (N/Attachment) Gulf Oll Company - California Crude Oll and Product Supply P. O. Box 54064 Los Angeles, California 90054

DENIED The SACE of Any CROSE ON TO RESTRAN

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- TENNECO OIL COLINANY A Major Component of Tonneco Inc.

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April 27, 1973

н. Ј. новесн Vice President

> Mr. O. L. Garretson, President Plateau, Inc. P. O. Box 103 Farmington, New Mexico 87401

Dear Carry:

Thank you for your letter of April 18 regarding the possibility of working out an arrangement involving a supply of crude oil. Your letter is being passed along to Mr. Allen F. Ernst, whose department has the responsibility for such matters. I am sure you will hear from him soon.

I personally am no longer involved directly in crude supply matters. I have a new assignment handling Tenneco Oil's relations with the Federal Agencies on oil matters. I will tell you more about it when I see you, which I hope will be soon.

Best regards,

EXHIBIT III
Consisting of 6 Pages

FORM R 4-92

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5024 B 4.02

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FORM & 4-92

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ORM 8 4-92

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Test Bottom F2 10.8/2-14-51/2 112/6 1/2/		<i>'</i> 2	1 Ann	112/2				14-51/2	10,8,12	F2	Better				

FORM R 4-92

CLOSING GUAGE STARTING TIME ENDING TIME PROBUCT TENP. TEMP. PRODUCT JATIRI. Unit Unit 23.50 30.1/4 24-3-1 115

FORM R 4-92

ENDING 227/1 CATE 9272 PRODUCT STARTING ENDING
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Permian Corp. Petrolema Corp. of Texas Pyramid Oil Co. Reynolds, Noel S & B Orilling Co. Shar Alan Oll Co. Shell Oil Co. Simmons, Thelma Skelly Oil Co. Slaughter, Orville S. Jr. Slayton, Paul Southern Union Prod. Co. Southwest Production Sun Oil Co. Taylor, Loyd Tenneco Oil Co. Texas Inc. Union 76 Division Union Texas Petroleum Corp. Warner, R. W. Western Crude Oil Inc. Woosley, James P. Wynn Oil Co. Yaffey, Harold A. Yockey, Frank

EXHIBIT V Consisting of 13 pages

Crude Oil & Condensate Purchases

41° Gravity & Up

September, 1972 - August, 1973

	Bbis./Mo.	Bbls./Day
September, 1972	132,042	4401
October	107, 495	3467
November	130, 317	4343
December	150, 283	4847
January, 1973	133, 383	4302
February	100,512	3589
March	103, 895	3351
April	138, 959	4631
May	127, 100	4100
Juno	107, 607	3586
July	106, 040	3420
August	130, 459	4208

48,245

Weighted Average Runs to the Still - 41° Gravity and Up September, 1972 - August, 1973 - 4020 Bbls./Day

PAGE 001 GRAVITY CRUDE OIL LISTING DATE AUGUST 1973 NET BBLS RANGE

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GRAVITY CRUDE OIL LISTING PAGE OU1
DATE JULY 1973

RANGE NET BBLS

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	43.0	THRU	43.9	1,659.27	
	44.0	THRU	44.9	1,251.84	
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	50.0	THRU	50.9	1,231.43	
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	61.0	THRU	61.9	7,189.47	
	62.0	THRU	62.9	5,462.85	
	63.0	THRU	63.9	4,398:65	
	64+0	THRU	64.9	3,167.27	
	65.0	THRU	65•9	1,710.63	The second of the second secon
	66+0	THRU	66.9	232.74	· · · · · · · · · · · · · · · · · · ·
	67+0	THRU	67.9	206 • 80	
	68.0	THRU	68•9	392.26	

GRAVITY CRUDE OIL LISTING PAGE 001
DATE JUNE 1973

RANGE

NET BBLS

41.0 THRU 41.9 4,172.57 THRU 3,476.92 42.0 42.9 43.G THRU 43.9 882.58 44.0 THRU 44.9 1,009.23 45.0 THRU 45.9 1,168.32 46.0 THRU 46.9 1,713.16 47.0 THRU 47.9 1,172.90 48.0 THRU 48.9 1,576.04 49.0 49.9 THRU 1,128.99 50.0 THRU 50.9 1:131:35 THRU 51.0 51.9 1,325.96 52.0 THRU 52.9 2,255.64 53.0 THRU 53.9 4,568.77 54.0 THRU 54.9 2,198.71 55.0 THRU 55.9 3,029.55 THRU 56.0 56.9 3,118.36 57.0 THRU 57.9 17,635.66 58.0 THRU 58.9 13,656 89 THRU 59.3 59.0 12,659.49 60.0 7,374.37 THRU 60.9 THRU 61.9 61.0 5,751 • 16 THRU 4,638.99 62.0 62.9 63.0 THRU 63.9 3,649.28 THRU 64.0 64.9 2,385.30 65.0 THRU 65.9 2,328.05 THRU 1,505:03 66.0 66.9 67.0 THRU 67.9 858+00 68.0 THRU 68.9 640 39 THRU 69.0 69.9 222.53 THRU 70.0 70.9 223 • 61 77.0 THRU 77.9 150+04

YUMEK FORMS COMPANY, ALBUQUEROUE, NEW MEXIC

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GRAVITY CRUDE OIL LISTING PAGE 001
DATE MAY 1973

RANGE NET BBLS

	41.0	IHKU	41.9	2,949.43	/
	42.0	THRU	42.9	4,736.96	
	43.0	THRU	43.9	1,911.55	
	44.0	THRU	44.9	2,830.58	
	45.0	THRU	45.9	2,176.48	
	46.0	THRU	46.9	1,257.89	,
•	47.0	THRU	47.9	2,253,99	The second secon
	48.0	.14180	48.9	3,795:86	
	49.0	THRU	49•9	5,267.70	The state of the state of the second state of
	50.0	THRU	50.9	1,658.27	
	51.0	THRU	51.9	610.42	į
	52.0	THRU	52.9	2,149.07	
	53.0	THRU	53.9	3,068.64	
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•	55.0	THRU	55 • 9	3,753.05	
	56.0	THRU	56 • 9	6,073.53	.
	57.0	THRU	57.9	10,632.97	
	58:0	THRU	58 • 9	9.663.72	
	59.0	THRU	59.9	19,856.38	1
	60.0	THRU	60.09	11,418.58	
•	61.0	THRU	61.9	7,687.39	Commission of the Commission o
	62.0	THRU	62.9	6,253.90	
	63.0	THRU	63.9	4,126.93	1
	64.0	THRU	64.9	4,264.34	
,	65 • 0	THRU	65.9	2,980:47	
	66.0	THRU	66•9	1,099.08	
	67.0	THRU	67•9	1,472.18	The first term of the second of the second s
	68.0	THRU	68.9	206•07	
-	70.0	THRU	70•9	192•14	

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GRAVITY CRUDE OIL LISTING DATE APRIL 1973

PAGE 001

RANGE

NET BBLS

41.0 THRU 4,561.80 41.9 42.0 THRU 42.9 2,298,42 43.0 THRU 43.9 4,014.97 44.0 THRU 44.9 2060.94 45.0 THRU 45.9 538.21 46.0 THRU 46.9 1,118.33 47.0 THRU 47.9 1,864,50 48.0 THRU 48.9 2,934,15 49.0 THRU 49.9 1,464.36) 50.0 THRU 50.9 1,205.16 51.0 THRU 51.9 T. 451 . 49 52.0 THRU 52.9 3,403.81 53.0 THRU 53.9 3,111.89 54.0 THRU 54.9 5,130.67 55.0 THRU 55.9 5,929.26 56:0 THRU 56.9 6,707.67 57.0 THRU 57+9 6:058:16 58.0 THRU 27,478.23 58.9 59.0 THRU 59.9 11,944:95 60.0 THRU 60.9 9,411.44 61.0 THRU 61.9 6,170.23 62.0 THRU 62.9 7,691.06 63.0 THRU 63.9 5,735.66 64.0 THRU 64.9 4,644.49 65.0 THRU 5,685.67 65.9 66.0 THRU 66.9 1,967.33 67.0 THRU 67.9 2,504.22 68.0 THRU 68.9 534 • 18 69.0 69.9 THRU 232.30 70.0 THRU 70.9 368.34 71.0 THRU 71.9 334.74 72.0 THRU 72.9 403.17

NUMER FOR AS COMPANY, ALBUQUEROUE, NEW

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GRAVITY CRUDE GIL LISTING DATE MARCH 19/3

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NUMEX FORMS COMPANY, ALBUQUERQUE, NEW

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MEX FORMS COMPANY, ALBUQUERQUE, NEW MEXIC

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GRAVITY CRUDE OIL LISTING DATE NOVEMBER 1972

PAGE 001

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NUMEX FORMS COMPANY, A. BUQUEROUE, NEW MEXICO

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GRAVITY CRUDE OIL LISTING

1972

OCTUBER

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GRAVITY CRUDE OIL LISTING DATE SEPTEMBER 1972

RANGE

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41.0	THRU	41.9	3,632.46
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43.0	THRU	43.9	2,397.78
44.0	THRU	44.9	1,019.09
45.0	THRU	45.9	1,672.76
46.0	THRU	46.9	1,173.55
47.0	THRU	47.9	1,368.62
48.0	THRU	48.9	2,128.62
49.0	THRU	49.9	6,341.68
50.0	THRU	50.9	8,821.42
51.0	THRU	51.9	2,893.13
52.0	THRU	52.9	2,526.91
53.0	THRU	53.9	4,506.87
54.0	THRU	54 + 9	6.014.59
55.0	THRU	55+9	7,953.19
56 • 0	THRU	56.9	6,981.25
57.0	THRU	57.9	6,143.50
58.0	THRU	58.9	5,760.01
59.0	THRU	59.9	7,639,34
60.0	THRU	60.9	10,188.40
61.0	THRU	61.9	11,460.86
62.0	THRU	62.9	10,305.62
63.0	THRU	63•9	6,719.22
64.0	THRU	64+9	5,398,95
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LA PLAIA GALLUP		06 1960	5 M I		.,	2	•			2	19
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EXHIBIT VI (Consisting of 4 Pages)

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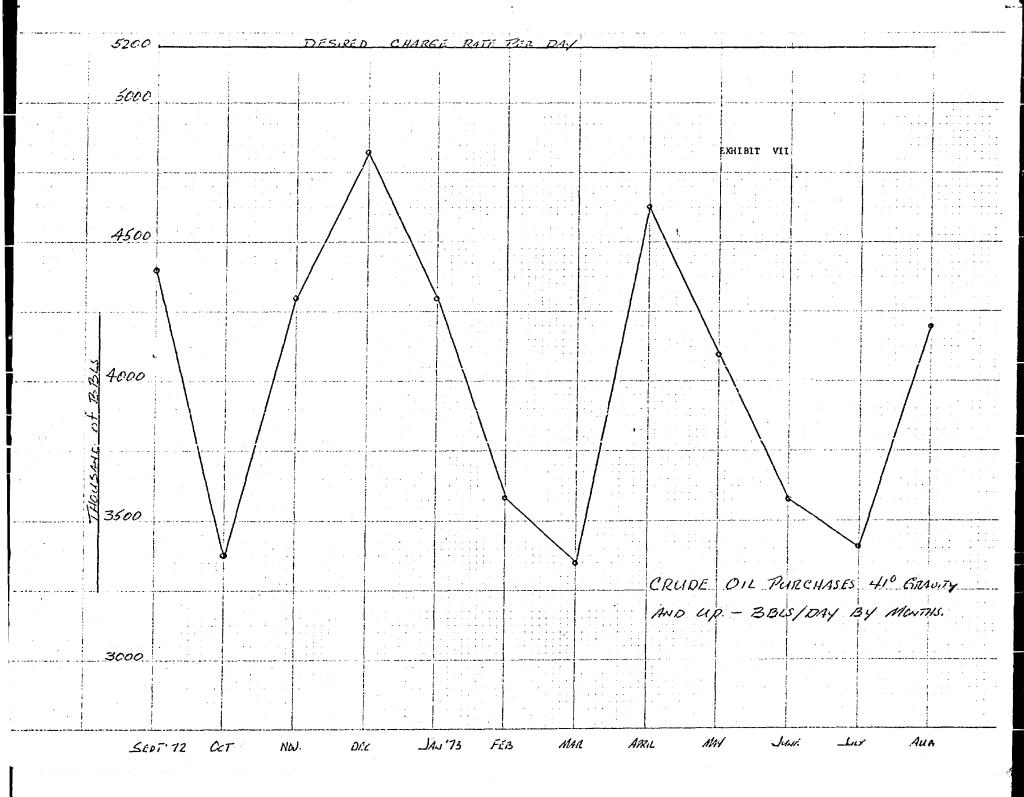
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PLATEAU, INC.

RECAP OF CHARGE STOCK VOLUME AND QUALITY

AUGUST 28, 1972 - SEPTEMBER 2, 1972

Date	Volume, B/D	Gravity, OAPI
August 28, 1972	5190	56.8
29	5175	55.6
30	5220	56.0
31	5220	55,9
September 1, 1972	5345	57.2
2	5450	58.4
Avg.	.526 7	56.7

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STATE OF NEW MEXICO

Office of the Attorney General DEPARTMENT OF JUSTICE

P. O. BOX 2246 Sunta Fe. N. M. 187501

OLIVER E. PAYNE

OPINION of DAVID L. NORVELL Attorney General

No. 73-50

June 25, 1973

By: Oliver E. Payne

Deputy Attorney General

Mr. A. L. Porter, Jr. Secretary-Director 011 Conservation Commission Post Office Box 2088 Santa Fe, New Mexico 87501

Facts:

Plateau, Inc. is a petroleum producer, refiner and marketer with its executive offices, and a full accounting office, in Farmington, New Mexico. Its refinery is located approximately 1 1/2 miles Southeast of Bloomfield, New Mexico. Plateau is a New Mexico corporation and is a subsidiary of Suburban Propane Gas Corporation located in New Jersey. Plateau has applied for a preference in the sale of state royalty oil pursuant to Sections 7-11-57 through 7-11-63, N.M.S.A.,

Question:

Is Plateau, Inc. an independently owned and operated refiner within the meaning of Section 7-11-58, supra, so that it qualifies for a preference in the sale of

Conclusion:

Yes.

Mr. A. L. Porter, Jr. Page 2

June 25, 1973 No. 73-50

Analysis:

Section 7-11-57, supra, states as follows:

"The purpose of this act [7-11-57 to 7-11-63] is to assist small business enterprise within the state by encouraging the establishment and operation of petroleum refineries not having an adequate supply of refinery charge stocks through granting a preference to such petroleum refineries in the sale of state royalty oil accruing from public land oil and gas leases." (Emphasis added.)

"Small business" is defined in Section 7-11-58, supra, to be:

"An independently owned and operated concern primarily engaged in petroleum refining when it does not have more than thirty thousand [30,000] barrels per day of crude oil capacity from owned or leased facilities."

petroleum refining. The documentation furnished by this Company also establishes that the capacity of its refinery is 5200 barrels thruput sometimes exceeds this capacity but is considerably less than thirty thousand barrels per day.

This brings us to the question whether Plateau, Inc. is an independently owned and operated refinery. Certainly it is represents a small fraction of its refinery requirements. This appears clear from the Affidavit of Mr. Cleo E. Wall, Manager of Docket No. OIAB 137-72 (1973).

This leaves us with this question: Does the fact that Plateau, Inc. exists as a subsidiary of Suburban Propane Gas Corporation, a New Jersey corporation, render the former incapable of being an independently owned and operated refinery as that term is defined in Section 7-11-58, supra?

As Mr. Justice Cardozo said in Berkey v. Third Ave. Ry. Co., 244 N.Y. 84, 155 N.E. 58:

Mr. A. L. Porter, Jr. Page 3

June 25, 1973 No. 73-50

"The whole problem of the relation between parent and subsidiary corporations is one that is still enveloped in the mists of metaphor."

We do know, however, that a subsidiary and parent corporation may have independent existence. International Order v. Fridia, Tex. Civ. App., 91 S.W.2d 404 (1936). It is not enough to call for adjudicating two corporations to be in legal effect one and the same that the parent corporation owns most or all of the stock of the other. The mere fact that the stockholders of two corporations are the same does not of itself make the subsidiary corporation a mere instrumentality of the parent corporation. Perlman v. Great States Life Ins. Co., Colo. 436 P.2d 124; Di Re v. Central Livestock Order Buying Co., 246 Minn. 279, 74 N.W.2d 518.

Many circumstances must be considered in overcoming or failing to overcome the indicia of separate entities. Sameness of members, officers and objects, and the absence of distinct interests are indicia of agency or identity. Pan Pacific Sash and Door Co. v. Greendale Park, Inc., 166 Cal. App.2d 652, 333 P.2d 802; Republic-Transcon Industries, Inc. v. Templeton, Miss., 175 So.2d 185. Conversely, differences in officers, objects or conduct are indications of separate recognizable entities. Wade & Wade v. Central Broadcasting Co., 227 Iowa 427, 288 N.W. 441.

Where a parent corporation exercises its control over its subsidiary, not as a majority stockholder in the usual and normal manner in due course of business, but to such an extent that the subsidiary has become a mere instrumentality or adjunct in its business, or the properties or affairs of the two corporations have become so inextricably intertwined that it is impracticable to identify one from the other, then the parent corporation and the subsidiary are ordinarily treated as one entity. Powell, Parent and Subsidiary Corporations, Chapter 6 (1931).

The test then is whether there is submergence of independent management of the subsidiary by its own directors due to direct management by the principal corporation. Kingston Dry Dock Co. v. Lake Champlain Transportation Co., 31 F.2d 265. You must look to see if the property rights of the two corporations are so commingled and their affairs so intimately related in management as to render it apparent that they are, in fact and intent, one and the same. H. E. Briggs & Co. v. Harper Clay Products Co., 150 Wash. 235, 272 P. 962.

Mr. A. L. Porter, Jr. Page 4

June 25, 1973 No. 73-50

Applying these "tests" to Plateau, Inc. we find that the indicia of separateness considerably outweigh those of sameness of identity. Suburban Propane, the parent corporation, is concerned chiefly with wholesaling and retailing liquefied petroleum gas on the East Coast. Some ninety percent of its revenues are generated through this facet of its operation. Suburban also maintains an exploration office in San Antonio, sources for various small gasoline plants. Plateau's manager states that its president sets the policies for refining and marketing by Plateau, Inc.

Based on the information furnished this office, which we assume is factual, it is our conclusion that Plateau, Inc. is of Section 7-11-58, supra.

DAVID L. NORVELL Attorney General

Ву

OLIVER E. PAYNE

Deputy Attorney General

OEP/gr

PER POSE EM PORTON FOR A DEPERTURAL A MATERIAL ES

PLATEAU, INC.

P.O. Har 198 Favelington, E.M. 87401 Tolephone: Area Code 105 / 325-1921



1021 Bloomfield plot. Valle Grands Center Farmington, B. H. 02401

CLEAN . SHIERT . POWER "

May 16, 1973

Mr. A. L. Porter, Jr. Director New Mexico Oil Conservation Commission P. O. Box 2088 Santa Fe, New Mexico 87501

> Application for Preference to Purchasing New Mexico State Royalty Oil Pursuant to the Provisions of § 7-11-57, N.M.S.A. 1953 Comp. (Repl. Vol. 2, 1971 Pocket Supp.) ET.SEQ.

Dear Mr. Porter:

Plateau, Inc., a New Mexico corporation, hereby makes its application for a preference to purchase New Mexico State royalty oil to operate it's refinery at full capacity.

1. The full name and address of the applicant is:

Plateau, Inc. P. O. Box 108 Farmington, New Mexico 87401

The principal office of Plateau, Inc. is tocated at 1921 Old Bloomfield Road, Farmington, New Mexico 87401.

- 2. Plateau, Inc. refinery is located approximately 1 1/2 miles southeast of Bloomfield, New Mexico.
- 3. Plateau, Inc. is not affiliated with any other petroleum refinery although we are wholly owned subsidiary of Suburban Propane Gas Corp., Whippany, New Jersey.

Suburban Propane mainly is wholesaling and retailing of LP gas on the east coast. Approximately 90% of the revenue of Suburban is generated through sales of LP, the remaining 10% is generated between various small service companies which they own and the oil and marketing division in which Plateau is a part of. Suburban maintains an exploration office in San Antonio, Texas in which they are mainly interested in finding natural gas sources for various

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cMr. A. A. Porter, Jr. May 16, 1973 Continued - Page 2

small natural gasoline plants in which they have an interest in.

Plateau, Inc. is the only refinery owned by Suburban Propone and we maintain a full accounting office in Farmington, New Mexico, and operate independently of Suburban Propane's main office. Mr. O. L. Garretson, President of Plateau, Inc., is also one of the original founders of the Company and he is our Chief Executive Officer and sets the policies for refining and marketing for Plateau, Inc.. By virtue of the statute, Plateau, Inc. is entitled to preference for State royalty oil as stated in the law. The purpose of this Act is to assist small business enterprises within the State by encouraging the establishment in operations of petroleum refineries in having an adequate supply of refinery charge stocks through granting a preference to such petroleum refineries in a sale of State royalty oil accruing from public oil and gas leases.

For approximately eighteen months, Plateau, Inc. has made numerous attempts to purchase refinery stock from the producers in the Four Corners Area that would meet our refinery needs.

Attached is Exhibit 1 which shows letters stating that oil is not available to us from certain major oil companies.

Attached is Exhibit 2, an affidavit, stating that various companies of which we have contacted by phone and the reasons that have been given to us as to why the crude oil and condensate is not available for sale or exchange.

It is our intent to request royalty oil to meet sales demands to our refinery capacity. It is not the intent of the law to grant royalty oil for the expansion of a refinery for future sales.

4. The capacity of Plateau Refinery is 5200 barrels per day. Attached is Exhibit 3, showing various days in which we have charged or exceeded the rated capacity. The Refinery is so designed that during certain times of the year, depending on the type of charge stock available, we are able to have a thruput of more than 5200 barrels per day.

Exhibit 4 lists the producing companies from which we presently purchase all of our crude oil and condensate charge stock. Also, attached is Eshibit 5 from January of 1972 thru December, 1972, showing, by gravities, the number of barrels of crude oil and condensate purchased by the applicant.

Due to the design of our Refinery, we are able to economically charge only crude oil with 41 gravity and up. At the present time, we are manufacturing Premium and Regular gasoline, Kerosene, Diesel and Residual (sold for fuel oil). You will note that we are purchasing all the way from 15,000 to

Mr. A. L. Porter, Jr. May 16, 1973 Continued - Page 3

24,000 barrels per month of crude oil, 40 gravity and below. These purchases are from companies from which we are purchasing a major part of our raw material needs that have dual completed wells or desire to have one purchaser for the entire production in the area.

The total purchases for 1972 was 5231 barrels per day. The charge stock that we purchased during this period available to the Refinery was 4563 barrels per day.

We are requesting 1200 barrels per day of State royalty oil. In Northwest New Mexico, approximately 150 barrels per day of crude oil and/or condensate is produced.

In Exhibit 6 is enclosed all fields in Northwest New Mexico in which we purchase all or a major part thereof. This request for 1200 barrels is based on the fact that we need 600 to 700 barrels per day additional for charge stock inventory for the low production during the summer months.

Enclosed is Exhibit 7 - A graph showing our total purchases by months in 1972, the amount of charge stock 41° gravity and up, and our desired charge rate of 5200 barrels per day.

- 5. The fields which the applicant believes offer potential refinery charge stock supply are:
 - a. Vacuum Aho Reef Lea County, New Mexico
 - b. Vacuum Abo North Lea County, New Mexico
 - c. Empire Abo Lea County, New Mexico
 - d. Bagley-Penn-North Lea County, New Mexico
 - e. Chaveroo-San Andres Chavez County, New Mexico
 - 1. Caprock Queen Eddy County, New Mexico.

It is the intent of the applicant to trade the crude oil and/or condensate in Southeast New Mexico for the type and grade oil and/or condensate that meets our Refinery needs and made available to us in Northwest New Mexico on a volume or value basis in accordance with the provisions of Article 7-11-60, NMSA, 1953 Com., (Repl., Vol. 2 1971 Pocket Supp.).

After the Oil Commission and State Land Office approval of any trades, the crude oil and condensate in Northwest New Mexico will be transported by truck or pipeline into our Bloomfield Refinery.

Numerous negotiations are now being discussed with various major independent producers in the area to meet our Refinery requirements in order that we may use the full capacity of 5200 barrels per day on a year around basis.

The Applicant respectively requests that the Oil Conservation Commission

Mr. A. L. Porter, dr. May 16, 1973 Continued - Page 4 immediately process our application for the purchasing of New Mexico State royalty oil. Yours very truly, PLATEAU, INC. Cleo E. Wall Manager of Crude Oil Department CEW/ojh Attachments as mentioned above cc: Mr. Alex J. Armijo Commissioner of Public Lands Santa Fe, New Mexico STATE OF New Mexico) SS. COUNTY OF San Juan I, Gleo E. Wall, Manager of Crude Oil Department of PLATEAU, INC, verify that all documents included in the application of Plateau, Inc. for the preference in sale of New Mexico State oil reflects all the information in our Company records at our main office in Farmington, New Mexico, that these statements in this application are true and correct to the best of my knowledge. Cleo E. Wall The foregoing instrument was acknowledged before me this _____ day of , 19 , by

Notary Public

a New Mexico corporation, on behalf of said corporation.

My Commission expires:

AFFIDAVIT

STATE OF	New Mexica)	
)	
COUNTY OF	San Juan)	

Cleo E. Wall, after being duly deposed and sworn upon his oath states:

1. This Affidavit is made in support of Plateau's application for preference to purchase New Mexico State royalty oil on behalf of Plateau, Inc.

During the month of March, 1973, I talked to Mr. Jim Damewood, Representative of the Crude Oil Purchase and Sales Section of Amoco Prod. Co., Denver, Colorado, in our effort to purchase production from their Tocito Dome Penn (D) leases located approximately twenty miles south of Shiprock, New Mexico, I was advised by Mr. Dangwood that this oil is presently sold to Standard Oil of California and shipped to the West Coast via the Four Corners Pipeline. I then talked to Mr. D. D. Ostrom, Manager of Oil Producers and Exchange Department of Standard Oil Co. of California, San Francisco, California, to the possibility of our purchasing this Tocito Dome Penn (D) oil in exchange for heavier crude oil which we are unable to use in our Refinery. Mr. Ostrom advised that this oil was traded on an exchange basis with Gulf Oil Co..

From March thru May 9, 1973, we have been in continuous contact with Mr. D. L. Williams, Director of Crude Oil Purchases and Sales, Gulf Oil Co., Houston, Texas, Mr. R. M. Weise, Manager Foreign Crude Oil and Contract Administration, Gulf Oil Co., Houston, Texas and Orrin H. Cloud, Manager of Crude Oil And Product Supply Department of Gulf Oil Co., Los Angeles, California, in attempting to make some type of a purchase or exchange of crude oil in the Tocito Dome Penn (D) leases for heavier crude oil. To date, we have been unsuccessful in making an exchange for this production.

- 2. I have contacted Mr. Damewood—with Amoco Production, into the possibility of our reacquiring certain leases in which we lost to a broker several years ago and the broker at the present time is selling in the open market to various other refineries. We have been unsuccessful in reacquiring these leases.
- 3. In February, 1973, I talked with Mr. E. J. Henry, Jr., Manager of North American Supply, Atlantic Richfield Co., of the possibility of our Company purchasing of certain oils produced in the Horse Shoe Gallup Field, San Juan County. This oil would be used for exchange purposes. To date, we have been unsuccessful in consummating a trade as this production is tied to Shell's piperline.
- 4. In April, 1973, I talked to Mr. A. P. Prasil, Vice President of Southern Union Gas Co. for the purchase of their main line drip in Northwest New Mexico. To date, we have been unable to consummate a trade with Southern Union. It is their desire to continue their present marketing arrangement.
- 5. February, 1973, I talked with Mr. D. R. Wall, Jr., Regional Market Crude Oil, Mobil Oil Gorp., Dallas, Texas, of our purchase of their entire production of Dove Greek Field near Dove Greek, Golorado. Although this field is out of state, it is near enough for a supply to our Refinery. This oil is presently being purchased by Western Crude Oil. To date, we are buying 350 barrely per day from this source and Western Crude Oil is purchasing the remaining 1000 barrels per day of production. We have made efforts to purchase the entire production but due to numerous exchanges that Mobil Oil as with Western Grude, we have been in the to consuminate a trade to date.
- 6. For the last several month, we have had numerous conversations with T. B. Medders, Macoger of Eacht Operations of Raw Materials Supply Department, Shell Cut Company, Tion, ton, Texas, to our making a pipeline tap of

Shell's Pipe Line that runs through our Refinery tank farm. We have been refused a tap on this line due to the uncertainty of the type and grade of crode oil that is required at our Refinery. I have been advised by Mr. Meddern and the representative of the Shell Pipe Line Company that it would be physically impossible to make a tap on the line and transport us certain oils and that a would disrupt the crude oil supply of crude oil going into Shell's Ciniza Retinery. During the past years, we have supplied Shell Oil up to 40,000 barrels per month of heavy crude oil and we are continuing to put into the Shell Pipe Line, approximately 2000 barrels per month of undesirable crude oil for our Refinery.

- In the month of November, 1972 and February, 1973, I talked with Jack G. Pierce, Tesoro Petroleum Corp., San Antonio, Texas, requesting that we be given the opportunity to bid on certain oils in the Lone Pine Dakota Field in McKinfey and Sandoval Counties, New Mexico. We were told that their production was dedicated to Shell Oil for a new pipeline being constructed from this field directly to the Ciniza Refinery. Although the bulk of the oil production is low gravity, we can certainly use the same oil for trading purposes for desirable crude for our Refinery. To date, we have been unable to make any trade from Tesoro for all or part of their production.
- Approximately in June, 1972, we were purchasing the major part of the condensate production of El Paso Natural Gas Co.. We were advised that approximately 400-500 barrels per day would be taken away from us to supply Thriftway and the Caribou Refinery in the Four Corners Area. We are still purchasing a major part of El Paso Natural's production, but a large volume of their production from the Blanco Mesa Verde Field is sold to Shell Oil Co.. This oil is pipelined into El Paso Natural Gas' Blanco plant located near Bloomfield, New Mexico, in which they strip out the Kerosene for absorption oil and the remaining part is re-injected into Shell Pipe Line. On numerous occasions we have attempted to negotiate with El Paso and Shell to purchase a part or all of this production. To date, we have been unsuccessful in doing so. This oil could be easily transported into a pipeline.
- 9. A large volume of natural gasoline liquids has been taken from us from Southern Union Production Co. due to sales of these liquids to Mid America. These liquids are now transported by Mid America Pipeline to Southeast New Mexico and on to a new g asoline plant in Illinois.
- 10. We have contacted all producers in the Area in the last six months, attempting to negotiate various exchanges or deals in order to adequately supply our present Refinery capacity.
- 11. May 14, 1973, I talked with Walter Famariss and asked if he would sell us State royalty oil and he advised me that all State royalty oil that he had under contract was under contract for sale and he had no oil available.

	•		, INC., hereby
subscribe and sworn to that the above statements	; are correct,	This	day of
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EXECUTIVE OFFICES

10:11 Hloomflald blod. Vallo Grando Contor Farmington, N. M. 87401

PLATEAU, INC.

P.O. Noz 108 Farmington, N.M. 87401 Telephones Area Code 605 / 825-1921



CLEAN . SULENT . POWER .

July 10, 1973

Texaco, Inc. P. O. Box 52332 Houston, Texas 77052

Attention: Mr. J. T. Elgick

Gentlemen:

With the Government controls in effect on price control, we are unable to give, and you are unable to receive, higher prices for your crude oil and/or condensate until August 13, 1973, per the regulation.

We would appreciate, at the first opportunity, to give you a bid for all of your crude oil and/or condensate production we are not presently purchasing in the San Juan Basin. We would also consider an exchange of crude oil/condensate.

Our present needs are an additional 5,000 barrels per day. At your . earliest convenience, we would like to discuss our requirements with you in order to consummate a feasible trade for both parties.

Yours very truly,

PLATEAU, INC.

Cleo E. Wall

Manager Crude Oil Supplies

CEW/ojh

REGISTERED MAIL
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No.57	OFFICIAL DELIVERY (extra fee required)	(See other side

PETHOLKUM PHODUCERS . HEPINCHS . MAHRETERS

PLATEAU, INC.

P.O. Box 108 Farmington, N.H. 87401 Talaphona: Area Code 101 / 321-1021



EXECUTIVE OFFICES

1921 Ulcomffeld Ulcd, Vallo Grando Contor Farmington, N. M. 87401

CLEAN . BILENT . POWER .

July 10, 1973

Standard Oil Co. of California 130 Sutter Street San Francisco, California 94104

Attention: Mr. D. D. Ostrom

Gentlemen:

With the Government controls in effect on price control, we are unable to give, and you are unable to receive, higher prices for your crude oil and/or condensate until August 13, 1973, per the regulation.

We would appreciate, at the first opportunity, to give you a bid for all of your crude oil and/or condensate production we are not presently purchasing in the San Juan Basin. We would also consider an exchange of crude oil/condensate.

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Yours very truly,

PLATEAU, INC.

Cleo E. Wall

RECEIPT FOR CERTIFIED MAIL-30e (plus postage)

SENT 10 Standard Oil Co. of Calif.

Attn: Mr. D. D. Ostrom

STREET AND NO.

130 Sutter St.

P.O. STATE AND ZIP CODE
San Francisco, Calif. 94104

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CEW/ojh

REGISTERED MAIL.
RETURN RECEIPT REQU

No. 575920 (Letter written 7-10-73 CEW) PETHOLEUM PHODUCEHS . HEFINERS . MAHRETERS

PLATEAU, INC.

P.O. Noz 108 Farmington, N.H. 87401 Telephones Area Cade 506 / 385-1021



CLEAN . BILENT . POWER .

EXECUTEVE OFFICES

1981 Elmanflald Blød. Vallo Granda Cantar Farmington, N. M. 87401

July 10, 1973

8.5.

Pubco Oil Co. P. O. Box 869 Albuquerque, New Mexico 87102

Attention: Vice President of Production

Gentlemen:

With the Government controls in effect on price control, we are unable to give, and you are unable to receive, higher prices for your crude oil and/or condensate until August 13, 1973, per the regulation,

We would appreciate, at the first opportunity, to give you a bid for all of your crude oil and/or condensate production we are not presently purchasing in the San Juan Basin. We would also consider an exchange of crude oil/condensate.

Our present needs are an additional 5,000 barrels per day. At your . earliest convenience, we would like to discuss our requirements with you in order to consummate a feasible trade for both parties.

Yours very truly,

PLATEAU, INC.

r Crade Oil Supplies PLEASE FURNISH SERVICE(S) INDICATED BY CHECKED DECTACALLY REQUIRED FEE(S) PAID. CERTIFIED MAIL-30c (plus postage) Show to whom, date and address Deliver ONLY to addressee Oil Co. RECEIPT Vice President of Prod. Received the numbered article described below. REGISTERED NO. SIGNATURE OR HAME OF ADDRESSEE (Must always be filled in) 30x 869 ODE ierque, N. M. 87102 CERTIFIED NO. SERVICES FOR AUDITIONAL FELS hows to whom and date come ed with delivery to addressed york , 575909 INSURED NO: 222121 SHOW WHERE DELIVERED COMIY ixtra fee required NO INSURANCE COVERAGE PROVIDED-NOT FOR INTERNATIONAL MAIL 665-46 11115-11 A47-198

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PETHOLEUM PRODUCKHS . REPINERS . MAHKETERS

PLATEAU, INC.

P.O. Hox 100 Farmington, H.M. A7401 Telephone: Area Code 606 / 826-1921



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EXECUTIVE OFFICES

1921 Hloomflold Hivd. Valla Grando Conter Farmington, H. M. H7401

July 10, 1973

Tesoro Petroleum 8520 Crownhill Blvd. San Antonio, Texas 78209

Attention: Mr. John Hafernick

Gentlemen:

With the Government controls in effect on price control, we are unable to give, and you are unable to receive, higher prices for your crude oil and/or condensate until August 13, 1973, per the regulation.

We would appreciate, at the first opportunity, to give you a bid for all of your aride oil and/or condensate production we are not premently purchasing in the San Juan Basin. We would also consider an exchange of crude oil/condensate.

Our present needs are an additional 5,000 barrels per day. At your earliest convenience, we would like to discuss our requirements with you in order to consummate a feasible trade for both parties.

Yours very truly,

PLATEAU, INC.

PLEASE FURNISH SERVICE(S) INDICATED BY CHECKED BLOCK(S).
REQUIRED FEE(S) PAID.

Show to whom, date and address where delivered

Deliver ONLY to addressee

RECEIPT

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r Crude Oil Supplies

T FOR CERTIFIED MAIL-30c (plus postage) esoro Petroleum Co.

ittn: Mr. John Hofernick

520 Crownhill Blvd. IND ZIP CODE

n Antonio, Texas 78200 ipringat Chances for epolitional fees

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YELY (nates fee required) NO INSURANCE COVERAGE PROVIDED-HOT FOR INTERNATIONAL MAIL

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PETROLEUM PRODUCENS . HEFINERS . MARKETERS

PLATEAU, INC.

P.O. Rox 108 Farmington, N.H. 87401 Telephones Area Code 106 / 826-1021



CLEAN . SILENT . POWER .

EXECUTIVE OFFICES 1021 Bloomflold Blud. Valle Grande Center Valla Granda Cantur Parmington, N. M. 87401

July 10, 1973

Mobil Oil Corp. P. O. Box 900 Dallas, Texas 75221

Attention: Mr. E. J. Stricker

With the Government controls in effect on price control, we are unable Gentlement to give, and you are unable to receive, higher prices for your crude oil and/or condensate until August 13, 1973, per the regulation.

We would appreciate, at the first opportunity, to give you a bid for all of your crude oil and/or condensate production we are not presently purchasing in the San Juan Basin. We would also consider an exchange of crude oil/condensate.

Our present needs are an additional 5,000 barrels per day. At your . carliest convenience, we would like to discuss our requirements with you in order to consummate a feasible trade for both parties.

Yours very truly,

PLATEAU, INC.

Wall

r Crude Oil Supplies

RECEIPT FOR CERTIFIED MAIL 30¢ (plus postage) PLEASE FURNISH SERVICE(S) INDICATED BY CHECKED BLOCK(S).
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EKTHOLEUM PHODUCTHS + HEFINKHS + WYHKRIRHS

PLATEAU, INC.

P.O. Hox 108 Farmington, N.H. 87401 Telephono: Area Code 108 / 821-1921



CLEAN . SILENT . POWER .

EXECUTIVE OFFICES 1021 Bloomfleld Blod. Vallo Grando Center Farmington, N. M. 87401

July 10, 1973

Marathon Oil Co. 539 So. Main St. Findley, Ohio 45840

Attention: Mr. B. A. Orr, Jr.

Gentlemen:

With the Government controls in effect on price control, we are unable to give, and you are unable to receive, higher prices for your crude oil and/or condensate until August 13, 1973, per the regulation.

We would appreciate, at the first opportunity, to give you a bid for all of your crude oil and/or condensate production we are not presently purchasing in the San Juan Basin. We would also consider an exchange of crude oil/condensate.

Our present needs are an additional 5,000 barrels per day. At your carliest convenience, we would like to discuss our requirements with you in order to consummate a feasible trade for both parties.

Yours very truly,

PLATEAU, INC.

· Crude Oil Supplies PLEASE FURNISH SERVICE(S) INDICATED BY CHECKED BLOCK(S).
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PLATEAU, INC.

P.O. Hoz 108 Farmington, N.H. 87401 Telephone: Area Code 505 / 825-1923



EXECUTIVE OFFICES 1981 Bloomflatd Blod. Vallo Grando Contor Farmington, N. M. 87401

CLEAN . SILENT . POWER .

July 10, 1973

Atlantic Richfield 1115 One Main Place P. O. Box 2819 Dallas, Texas 75221

Attention: Mr. E. J. Henry, Jr.

Gentlemen:

With the Government controls in effect on price control, we are unable to give, and you are unable to receive, higher prices for your crude oil and/or condensate until August 13, 1973, per the regulation.

We would appreciate, at the first opportunity, to give you a bid for all of your crude oil and/or condensate production we are not presently purchasing in the San Juan Basin. We would also consider an exchange of crude oil/condensate,

Our present needs are an additional 5,000 barrels per day. At your earliest convenience, we would like to discuss our requirements with you in order to consummate a feasible trade for both parties.

Yours very truly,

PLATEAU, ING.

Mr. E. Mace

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PETHOLEUM PHODUCERR . HEPINERR . MANKETERR

PLATEAU, INC.

P.O. Noz 108 Formington, N.M. 87401 Telephone: Appa Code 505 / 335-1081



EXECUTIVE OFFICES

1021 Bloomflold Blod.
Valla Grando Contar
Farmington, N. N. 87401

CLEAN . BILENT . POWER .

July 10, 1973

Kerr McGee Corp. Kerr McGee Building Oklahoma City, Oklahoma 73102

Attention: Mr. B. G. Taylor, Vice President Production Division

Gentlemen:

With the Government controls in effect on price control, we are unable to give, and you are unable to receive, higher prices for your crude oil and/or condensate until August 13, 1973, per the regulation.

We would appreciate, at the first opportunity, to give you a bid for all of your crude oil and/or condensate production we are not presently purchasing in the San Juan Basin. We would also consider an exchange of crude oil/condensate.

Our present needs are an additional 5,000 barrels per day. At your carliest convenience, we would like to discuss our requirements with you in order to consummate a feasible trade for both parties.

Yours very truly,

PLATEAU, INC.

Wall PLEASE FURNISH SERVICE(S) INDICATED BY CHECKED BLOCK(S).

REQUIRED FEE(S) FAID. Crude OII Supplier Show to whom, date and address where delivered RECEIPT FOR CERTIFIED MAIL-30c (plus postage) Statio Kerr McGee Corp.
Attn: B. G. Taylor, Vice
STREET AND NO. Production Division RECEIPT Received the numbered article descrit Vice Pres. 7-10-REGISTERED NO. KERR-MCGEE OIL INDI Kerr McGee Building OKLA CITY, OKLA CEATIFIED NO. P.O. STATE AND ZIP CODE written;W) 575912 Oklahoma City, Okla, 7310 SIGNATURE OF ADDRESSEE'S AGE (O) "OPTIONEL" SERVICES FOR AUDITIONAL LEGS INSURED HO. 75 SERVICES 2. Shows to whom ហ DATE DELIVERED SUCIAL DEFINITES (extra tea received) SHOW WHERE DELIVERED (enty if reque No. NO INSURANCE COVERAGE PROVIDED— NOT FOR INTERNATIONAL MAIL

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PLATEAU, INC.

P.O. Rox 108 Farmington, N.M. 87401 Telephone: Area Code 101 / 826-1921

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CLEAN . SILENT . POWER .

EXECUTIVE OFFICES

1021 Bloomflold Blod. Vallo Grando Contor Farmington, N. N. 87401

July 10, 1973

Amoco Production 2831 Security Life Building Denver, Colorado 80202

Attention: Mr. H. S. Harmon

Gentlement

With the Government controls in effect on price control, we are unable to give, and you are unable to receive, higher prices for your crude oil and/or condensate until August 13, 1973, per the regulation.

We would appreciate, at the first opportunity, to give you a bid for all of your crude oil and/or condensate production we are not presently purchasing in the San Juan Basin. We would also consider an exchange of crude oil/condensate.

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Yours very truly,

PLATEAU, INC.

Wall
Grude Oil Supplier

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PR CERTIFIED MAIL—30c (plus postage)

DOO Production
Mr. H. S. Harmon

Security Life Bldg.

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PETROLEUM PRODUCERS + HEPINERS + MARKETERS

PLATEAU, INC.
P.O. Box 108 Farmington, N.H. 87401
Tolephone: Area Code 606 / 326-1921



CLEAN . BILENT . POWER .

EXECUTIVE OFFICES

1021 Bloomfield Blod.
Valla Grando Contor
Farmington, N. N. 87401

July 10, 1973

Skelly Oil Co. P. O. Box 1650 Tulsa, Oklahoma 74102

Attention: Mr. J. B. Sleeper

Gentlemen:

With the Government controls in effect on price control, we are unable to give, and you are unable to receive, higher prices for your crude oil and/or condensate until August 13, 1973, per the regulation.

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Yours very truly,

PLATEAU, INC.

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PETHOLFUM PHODUCEHS . HEPINERS . MAHRETENS

PLATEAU, INC.

P.O. Hox 108 Farmington, N.H. 87401 Telephone: Area Code tob / 821-1921



CLEAN . SILENT . POWER .

EXECUTIVE OFFICES

1021 Bloomffold Blod. Vallo Grando Conter Farmington, N. M. 87401

July 10, 1973

Caulkins Oil Co. 2100 Colorado State Bank Building Denver, Colorado 80202

Attention: Production Manager

Gentlemen:

With the Government controls in effect on price control, we are unable to give, and you are unable to receive, higher prices for your crude oil and/or condensate until August 13, 1973, per the regulation.

We would appreciate, at the first opportunity, to give you a bid for all of your crude oil and/or condensate production we are not presently purchasing in the San Juan Basin. We would also consider an exchange of crude oil/condensate.

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Yours very truly,

PLATEAU, INC.

PLEASE FURNISH SERVICE(S) INDICATED BY CHECKED BLOCK(S).
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PETHOLEUM PHODUCERS + HEFTEPHS + MARKETERS

PLATEAU, INC.

F.O. Poz 108 Farmlagton, R.H. 87401 Telaphones Area Code LOS / ARL.1921



EXECUTIVE OFFICES

1981 Hloomfleld Hlod, Valla Grando Contur Farmington, B. M. 4740)

July 10, 1973

Continental Oil Co. P. O. Box 2197 Houston, Texas 77001

Attention: Mr. Jerry A. Nicks

Gentlemen:

With the Government controls in effect on price control, we are unable to give, and you are unable to receive, higher prices for your crude oil and/or condensate until August 13, 1973, per the regulation.

We would appreciate, at the first opportunity, to give you a bid for all of your crude oil and/or condensate production we are not presently purchasing in the San Juan Basin. We would also consider an exchange of crude oil/condensate.

Our present needs are an additional 5,000 barrels per day. At your earliest convenience, we would like to discuss our requirements with you in order to consummate a feasible trade for both parties.

Yours very truly,

PLATEAU, INC.

Wall PLEASE FURNISH SERVICE(S) INDICATED BY CHECKED BLOCK(S).
REQUIRED FEE(S) PAID. er Crude Oil Supplies Show to whom, date and address FOR CERTIFIED MAIL-30c (plus postage) **Deliver ONLY** where delivered itinental Oil Co. CNO 12 RECEIPT n:_Mr. Jerry A. Nicks Received the numbered article described below. SIGNATURE OR NAME OF ADDRESSEE Must always be filled in)
CONTINENTAL OIL CO. REGISTERIO NO. O. Box 2197 . ZIP CODE p. o. UN 2197 iston, Texas 77001 CERTIFIED NO. HOLLING ON NO NEESTE'S ACENT, IF ANY TOWAL SERVICES FOR EQUITIONAL FEES

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PETHOLEUM PRODUCENS . REPINKAS . MANKETER

PLATEAU, INC.

F.O. Rox 108 Farmington, N.H. 87401 Telephones Area Code LOL / 821-1021



EXECUTIVE OFFICES

1921 Bloomflatd Blod. Vallo Grando Contar Farmington, N. M. 87401

CLEAN . BILENT . POWER "

July 10, 1973

Amerada Hess PO Box 52 Galena Park, Texas 77547

Attention: Mr. B. W. Andrus

Gentlemen:

With the Government controls in effect on price control, we are unable to give, and you are unable to receive, higher prices for your crude oil and/or condensate until August 13, 1973, per the regulation.

We would appreciate, at the first opportunity, to give you a bid for all of your crude oil and/or condensate production we are not presently purchasing in the San Juan Basin. We would also consider an exchange of crude oil/condensate.

Our present needs are an additional 5,000 barrels per day. At your earliest convenience, we would like to discuss our requirements with you in order to consummate a feasible trade for both parties.

Yours very truly,

PLATEAU, INC.

PLEASE FURNISH SERVICE(S) INDICATED BY CHECKED BLOCK(S).

REQUIRED FEE(S) PAID.

Show to whom, date and address
where delivered

RECEIPT

Received the numbered article described below.

REGISTERED NO.

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SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

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. Wall or Crude Oll Supplies

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PETROLDUM PHONOUCERS & REFINENCE & MARRETERS

PLATEAU, INC.

F.O. Box 108 Farmington, N.H. 87401 Telephone: Area Code 604 / 826-1921



CLEAN . BILENT . POWER .

EXECUTIVE OFFICES 1921 Bloomflaid Blod, Vallo Grando Conter Farmington, B. B. 187401

July 10, 1973

Benson-Montin-Greer 501 Airport Drive Farmington, N. Mex. 87401

Attention: Mr. Al Greer

Gentlemen:

With the Government controls in effect on price control, we are unable to give, and you are unable to receive, higher prices for your crude oil and/or condensate until August 13, 1973, per the regulation.

We would appreciate, at the first opportunity, to give you a bid for all of your crude oil and/or condensate production we are not presently purchasing in the San Juan Basin. We would also consider an exchange of crude oil/condensate.

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Yours very truly,

PLATEAU, INC.

POST OFFICE DEPARTMENT OFFICIAL BUSINESS PENALTY FOR PRIVATE USE TO AVOID EXYMENT OF FOSTAGE, 1900 RETURN 353 PLATEAU, INC. P. O. Box 108 Farmington, NM 87401 (Letter written 7-10-73 CEW)

L Wall er Crude Oil Supplies

FOR CERTIFIED MAIL 300 (plus postage) enson-Montin-Greer tn: Mr. Al Greer 1 Airport Drive irmington, N.M. 8740 THOMAL SERVICES FOR ADDITIONAL FLES

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PETHOLZUM PHODUCEHS . HEPINEHS . MANKETEHS

PLATEAU, INC.

P.O. Boz 108 Farmington, N.H. 87401 Telephone: Area Code 106 / 826-1921



EXECUTIVE OFFICES

1021 Bloomflold Blod. Vallo Brando Contor Farmington, N. M. 82401

CLEAN . SILENT . POWER .

July 10, 1973

Bco Inc. P. O. Box 669 Santa Fe, New Mexico 87501

Attention: Mr. Bob Bigbee

Gentlemen:

With the Government controls in effect on price control, we are unable to give, and you are unable to receive, higher prices for your crude oil and/or condensate until August 13, 1973, per the regulation.

We would appreciate, at the first opportunity, to give you a bid for all of your crude oil and/or condensate production we are not presently purchasing in the San Juan Basin. We would also consider an exchange of crude oil/condensate.

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Yours very truly,

PLATEAU, INC.

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FRYNGLI, UM FRODUCENS + NEFINERS + MARKETERS

PLATEAU, INC.

P.O. Noz 108 Farmington, H.H. 87401 Telephone: Arva Code 606 / 826-1921



EXECUTIVE OFFICES

1081 Bloomffold Blod,
Vallo Brando Contor
Farmington, N. B. 18201

July 10, 1973

Gulf Oil Corp. P. O. Box 2100 Houston, Texas 77001

Attention: Mr. J. W. Streit

Gentlemen:

With the Government controls in effect on price control, we are unable to give, and you are unable to receive, higher prices for your crude oil and/or condensate until August 13, 1973, per the regulation.

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Yours very truly,

PLATEAU, INC.

PLEASE FURNISH SERVICE(S) INDICATED BY CHECKED BLOCK(S).
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PRTHOLEUM PRODUCERS . REPINERS . MARKETERS

PLATEAU, INC.

P.O. Hor 108 Farmington, N.H. 87401 Telephone: Area Code 601 / 826-1921



CLEAN . SILENT . POWER .

EXECUTIVE OFFICES

1931 Bloomffald Blod. Vallo Grando Center Farmington, N. M. 87401

July 10, 1973

Getty Oil Co.
One Allen Center
P. O. Box 1404
Houston, Texas 77001

Attention: Mr. B. B. McNott

Gentlemen:

With the Government controls in effect on price control, we are unable to give, and you are unable to receive, higher prices for your crude oil and/or condensate until August 13, 1973, per the regulation.

We would appreciate, at the first opportunity, to give you a bid for all of your crude oil and/or condensate production we are not presently purchasing in the San Juan Basin. We would also consider an exchange of crude oil/condensate.

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Yours very truly,

PLATEAU, ING.

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Wall r Crude Oil Supplies

FOR CERTIFIED MAIL—30¢ (plus postage)
ty Oil Co.
a: Mr. B. B. McNott

One Allen Center

O. Box 1404

Iston, Texas 77001

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PLATEAU. INC.

P.O. Noz 108 Farmington, N.N. 87401 Telephone: Area Code 106 / 826-1021



CLEAN . SILENT . POWER .

EXECUTIVE OFFICES

1081 Ploomflotd Blod. Vallo Grando Contor Farmington, N.H. 87401

July 10, 1973

The Superior Oil Co. P. O. Box 1521 Houston, Texas 77001

Attention: Mr. Jerry R. Jax

Gentlemen:

With the Government controls in effect on price control, we are unable to give, and you are unable to receive, higher prices for your crude oil and/or condensate until August 13, 1973, per the regulation.

We would appreciate, at the first opportunity, to give you a bid for all of your crude oil and/or condensate production we are not premently purchasing in the San Juan Basin. We would also consider an exchange of crude oil/condensate.

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Yours very truly,

PLATEAU, INC.

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DATE DELIVERED

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Vall Crude Oil Supplies

CERTIFIED MAIL—30¢ (plus postage)

Superior Oil Co.

Mr. Jerry R. Jax

J. Box 1521

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Iton, Texas 77001

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PETHOLEUM PRODUCKHS . HEPINERS . MAHKETERS

PLATEAU, INC.

P.O. Dox 108 Farmington, N.H. 87401 Telephone: Area Code 505 / 826-1921



CLEAN . BILENT . POWER .

EXECUTIVE OFFICES

1921 Utoomfletd Utod. Vallo Grando Conter Farmington, U. M. 87401

July 10, 1973

Sun Oil Co. 907 So. Detroit Avenue Tulsa, Oklahoma 74102

Attention: Mr. Donald M. Shields

Gentlemen:

With the Government controls in effect on price control, we are unable to give, and you are unable to receive, higher prices for your crude oil and/or condensate until August 13, 1973, per the regulation.

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Yours very truly,

PLATEAU, INC.

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PETROLEUM PRODUCERS . DEPIRERS . MARKETERS

PLATEAU, INC.

P.O. Box 108 Yarnington, N.M. 87401 Tolephonol Area Cude 106 / 826-1921



EXECUTIVE OFFICES

1031 Bloomffald Blod.
Valla Granda Cantor
Farmington, N. M. 87401

CLEAN . SILENT . POWER .

July 10, 1973

Tenneco Oil·Co. P. O. Box 2511 Houston, Texas 77001

Attention: Mr. Allen F. Ernst

Gentlemen:

With the Government controls in effect on price control, we are unable to give, and you are unable to receive, higher prices for your crude oil and/or condensate until August 13, 1973, per the regulation.

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Yours very truly,

PLATEAU, INC.

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4 · · ·	e33—1	• •	Form 3800 NO INSURANCE COVERAGE PROVIDENCE NOT FOR INTERNATIONAL MA	

Union 76 Division: Western Region

Union Oil Company of California Union Oil Center, Box 7600, Los Angeles, California 90051 Telephone (213) 486-6471 • 486-6473

UMI 26 M

COS-479

Howard K. Said Manager of Crude Oil Supply Linn M. Kelleher Supervisor, Crude Oil Supply

July 23, 1973

Plateau, Inc. P. O. Box 108 Farmington, New Mexico 87401

Attn: Mr. Cleo E. Wall

Gentlemen:

Thank you for your letter of July 10, 1973 in which you expressed an interest in purchasing or exchanging crude oil and/or condensate from the San Juan Basin.

We are sure that you are familiar with our situation in that area. We do not have sufficient crude or condensate there to take care of our own requirements and therefore, are not in a position at this time to offer you any encouragement with respect to obtaining supply from us.

Very truly yours,

Howard Z. Ding

HKS:pg

cc: L. R. Williams

PETROLEUM PRODUCERUS + MEPINERUS + MARKETERUS

PLATEAU, INC.



CLEAN . SILENT . POWER .

EXECUTIVE OFFICES

1081 Bloomfluid Blud, Vallo Grando Contor Parmington, N. M. 87401

July 10, 1973

Union Oil Co. of California Union Oil Center Los Angeles, California 90017

Attention: Mr. H. J. Said

Gentlement

With the Government controls in effect on price control, we are unable to give, and you are unable to receive, higher prices for your crude oil and/or condensate until August 13, 1973, per the regulation.

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Yours very truly,

PLATEAU, INC.

Wall CERTIFIED MAIL-30¢ (plus postage) Crude OH Small PLEASE FURNISH SERVICE(S) INDICATED BY CHECKED BLOCK(S).
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055-10--71545-11 347-108

El Paso Natural Gas Company

El Paso, Texas 79978

July 23, 1973

Mr. Cleo E. Wall Plateau, Incorporated Post Office Box 108 Farmington, New Mexico 87401

Dear Cleo:

This is in reply to your letter of July 10, 1973, wherein you expressed an urgent need for additional volumes of condensate and crude oil for your San Juan Basin refinery.

As you know El Paso has no new sources of supply and does not anticipate any increase in the forseeable future of additional production of crude and condensate from its present sources. Therefore, we will make no redetermination of volumes of crude and condensate to our customers at this time.

If any significant change in our supply situation comes about your desires will be considered along with those of our other San Juan Basin customers.

Yours very truly,

EL PASO NATURAL GAS COMPANY

E. H. Brown

Natural Gas Liquids Department

EHB:gr

PETHOLEUM PRODUCERS . REFINERIG . MANKETERS

PLATEAU, INC.

P.O. hox 100 Farmington, N.N. 87401 Telephone: Area Code 606 / 326-1981



CLEAN . SILENT . POWER 6

EXECUTIVE OFFICES

1021 Bloomfield Blod. Vallo Grando Contar Farmington, N. M. 87401

July 10, 1973

El Paso Natural Gas Co. P. O. Box 1492 El Paso, Texas 79978

Attention: Mr. Ed Browns

Gentlemen:

With the Government controls in effect on price control, we are unable to give, and you are unable to receive, higher prices for your crude oil and/or condensate until August 13, 1973, per the regulation.

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Yours very truly,

PLATEAU, INC.

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PLEASE FURNISH SERVICE(S) INDICATED BY CHECKED BLOCK(S). REQUIRED FEE(S) PAID. Show to whom, date and address where delivered Deliver ONLY to addressed	aso Natural Gas Co. Mr. Ed Brown	<u>e)</u>
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TESORO CRUDE OIL COMPANY 1818 PIANT CITY FART BUILDING HOUGTON, TEXAS 77002

April 25, 1973

713 - 224 0990 TELEX: 76-2950

Plateau, Inc. P. O. Box 108 Farmington, New Mexico 87401

Attention: Mr. Cleo E. Wall

Gentlemen:

1

Thank you for your inquiry of April 18, 1973, concerning our production from the Hospah Field, McKinley County, New Mexico.

The bulk of our Hospah production is low gravity crude and we doubt if this type of crude would be suitable for your refinery. At the present time, we are selling the crude to Shell Oil Company and we are using these barrels as an exchange for Alaskan crube oil for our Alaskan refinery.

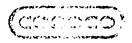
We shall to p you in mind if we have any additional crude oil or condensate for sale or exchange in the future.

Very truly yours, N. L. Burton

H. L. BURTON

III.B:pe

cc: Mr. Jack Pearce Tesoro Crude OII Co. Midland, Texas



Western Hömisphere Petroleum Division Continental Oil Company P.O. 1022 2197 Horator Texas 77001 (7E) 225-1511

April 12, 1973

Mr. Cleo E. Wall Plateau, Inc. Box 108 Farmington, New Mexico 87401

Dear Cleo:

Confirming our telephone discussion of Continental's production in the Four Corners area that could be available to your plant, Continental now is using all of this crude to supply Continental's refining needs on the West Coast or Plateau is presently receiving the crude from another source.

If we can be of further assistance, please don't hesitate to call.

Thomas D. Brunett

Representative
Crude Oil Trading Department

acc

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Will Company - U.S.

CRUDE OF DEPARTMENT

J. W. Strall Birring constance.

740 11 25, 1973

P. O. Hoz (2007) Houston, Taxin 77001

Mr. Cleo E. Wall Plateau, Inc. P. O. Box 108 Farmington, New Mexico 87401

Dear Cleo:

Receipt is acknowledged of your letter dated April 18, 1973, addressed to Mr. J. W. Streit and inquiring about the possibility of purchase, trade or exchange of production in the Four Corners area.

Production from the area you are interested in comes under the jurisdiction of Gulf Oll Company - California, and therefore your letter, with copy of this one, has been forwarded to Mr. O. II. Cloud, Manager - Crude Oil and Product Supply, with the request that he reply to your inquiry.

Very truly yours,

D I Williams

DLW: mb

ce: Mr. O. H. Cloud, Manager (W/Attachment) Gulf Oil Company - Callfornia Crude Oil and Product Supply P. O. Box 54064 Los Angeles, Callfornia 90054

DENIED The SALA of Any CRACK OIL TO PLATERA

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TENNECO OIL COMPANY A Major Component of Tenneco Inc.

April 27, 1973

H. J. HONSON Vice President

Mr. O. L. Garretson, President Plateau, Inc. P. O. Box 103 Farmington, New Mexico 87401

Dear Garry:

Thank you for your letter of April 18 regarding the possibility of working out an arrangement involving a supply of crude oil. Your letter is being passed along to Mr. Allen F. Ernst, whose department has the responsibility for such matters. I am sure you will hear from him soon.

I personally am no longer involved directly in crude supply matters. I have a new assignment handling Tenneco Oil's relations with the Federal Agencies on oil matters. I will tell you more about it when I see you, which I hope will be soon.

Best regards,

EXHIBIT III
Consisting of 6 Pages

OR4 R 4-92

EKDING 7 69A EATE 8-28-72

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FORM R 4-92

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FORM R 4-92

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FORK R 4-92

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Unit Diesel A-4 17.0/12/2/4.0 115 205

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FORM R 4-92

						5						E	NOING #70% DATE 9372
FROM TANK NO.	OPENING GUASE	CLOSING GUAGE	TEMP.	PRODUCT	TO TANK NO.	OPENING GUAGE	CLOSING GUAGE	TEMP.	PRODUCT	STARTING TIME	ENDING TIME	Z:TIAL	REMARKS
81.2	13.31/4	7-10-1/2		Onde	Mit			·	3350	794		Tron	
Wit	,			LPG	Seel					.(VB.
2.t				Shew	C-5	24.3//2	29-0-1/2	5 إدالت	2783				
and				Mastle		10.11.0	11-8-42	-	0.005				
and Int				Terrene	13-3	8.0.14	14.3.34		125		65A	GET	X
ait Ait				Dizel	A-2	14.3.1/2	19-5-12	155	205		37m	Pin.	
ait				Boten	EL	13,40	18.8.14	,	300		2/2	Na	
		- 1/1		1 /	10	1			سو ۱۰ و ساسب		<i>-</i> '		

SOURCE OF PRODUCTION FROM FOLLOWING PRODUCERS:

Amerada Petro Amoco Gan Co. Amora Production Co. Ari-Mez Oil Exploration Inc. Atlantic Richfield Co. Atom Co. Aztec Oil Gan Co. Belco Petroleum Benson Montin Greer Birdseye, Henry Brannon, M. J., Jr. Byros Oil Corp. C 5 Caning Pulling Co. Campbell, Alex Carr, W. P. Chaco Oil Co. Clinton Oil Co. Colorado Pláteau Continental Oil Co. Crown Central Petroleum Corp. Del Mar Petroleum Inc. Delaware Apache Corp. Depco Inc. Dugan, Tom Oil Co. El Pano Natural Gan Co. Elenbozen, Benjamin Efficit Oil Flag Redfern Oil Co. Fleicher, C. W. Fort Collins Connolidated . Gramps Field Graves Oil Co. Holmes, J. W. Husky Oil Co. Karchiner, Rone Kendall, David Kennedy, Edward C. Kimbell Oil Co. Roch Industries L V O Corporation Marathon Oil Co. Martin Oil Gas Co. McHugh, Jerome P. Assoc. Merrion Bayless Merrion, J. Gregory Mobil Oil Corp. Johney Myers Drilling Co. Nightingale, L. D. Oaborne, Bill

Permian Corp. Petroleum Corp. of Texas Pyramid Oil Co. Reynolds, Noch S & B Drilling Co. Shar Alm Oil Co. Shell Oil Co. Simmons, Thelma Skelly Oil Co. Slaughter, Orville S. Jr. Slayton, Paul Southern Un ion Prod. Co. Southwest Production Sun Oil Co. Taylor, Loyd Tenneco Oil Co. Texas Inc. Union 76 Division Union Texas Petroleum Corp. Warner, R. W. Western Crude Oil Inc. Woosley, James P. Wynn Oil Co. Yaffey, Harold A. Yockey, Frank

EXHIBIT V
Consisting of 13 pages

Crude Oil & Condensate Purchases

41° Gravity & Up

September, 1972 - August, 1973

	Bbls./Mo.	Bbls./Day
September, 1972	132,042	4401
October	107, 495	3467
November	130, 317	4343
December	150, 283	4847
January, 1973	133, 383	4302
February	100,512	3589
March	103,895	3351
April	138, 959	4631
May	127, 100	4100
June	107, 607	3586
July	106,040	3420
August	130, 459	4208
	•	

48,245

Weighted Average Runs to the Still - 41° Gravity and Up September, 1972 - August, 1973 - 4020 Bbls./Day GRAVITY CRUDE OIL LISTING PAGE 001
DATE AUGUST 1973

RANGE NET BBLS

	41.0	THRU	41.9	3,934,63			i
	42.0	THRU	42.9	3,115.77			
	43.0	THRU	43.9	712 • 14		•	•
	44+0	THRU	44.9	982.20			
	45.0	THRU	45.9	990 • 48			!
	46.0	THRU	46.9	2,136.17	***************	*** ** ********************************	
	47.0	THRU	47.9	1.904.11			
****	48.0	THRU	48.9	1,169.52	The state of the s		
	49.0	THRU	49.9	719.32			•
	50.0	THRU	50.9	1,392.72	residente de la companya del companya de la companya del companya de la companya		
	51.0	THRU	51.9	147676.86			1
	52.0	THRU	52.9	15,577.01	t of or effective ending		
	53.0	THRU	53.9	3,480.34			:
	54.0	THRU	54.9	3,950.13	The first terms of the second of the proportion of	remembrished with a pure of a pro-	
	55 • 0	THRU	55.9	3,771 + 32			\$
~	56.0	THRU	56.9	3,803.49			
	57.0	THRU	57.9	18,837.15			
	58.0	THRU	58 • 9	18,232.92	The state of the control of the cont		
	59:0	THRU	59.9	8,390.86			
	60.0	THRU	60.9	4,250.92	The second secon		
	61.0	THRU	61.9	6,06E.24			:
•••	62+0	THRU	62.9	4,200.24	The second secon	. Name of the Control	
	63.0	THRU	63.9	3,792.44			•
-	64+0	THRU	64.9	2,898+15	The second secon	reservaçõe de seguido de escape de seguido de escape de	
	65:0	THRU	55 : 9	743.38			;
	66.0	THRU	66.9	607.92	1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1	er in comment distant	
	68.0	THRU	68+9	123.73			;

GRAVITY CRUDE OIL LISTING PAGE 001
DATE JULY 1973

RANGE NET BBLS

	41.0	THRU	41.9	2,659.54	8,353
	42.0	THRU	42.9	2,784.847	(1)33
	43.0	THRU	43.9	1,659.27	
	44.0	THRU	44.9	<u>ل</u> 251 • 84 <u>1</u>	
	45.0	THRU	45.9	1,615.18	*
	46.0	THRU	46.9	437.56	
	47.0	THRU	47.9	1,419.69	
	48.0	THRU	48 • 9	1,525.21	
	49.0	THRU	45.9	919.83	
	50.0	THRU	50.9	1,231.43	
	51.0	THRU	51.9	17482.19	The state of the s
	52.0	THRU	52.9	2,178.41	
	53.0	THRU	53.9	2,604.91	** The control of the control of a principle of the control of the
	54.0	THRU	54.9	3,611.09	
	55.0	THRU	55.9	3,052.41	
	56.0	THRU	56.9	12,341.76	:
	57.0	THRU	57•9	9,902.74	
	58 • O	THRU	58 • 9	20,035.70	
	59.0	THRU	59.9	5,752.83	
5 4 ja 1	60.0	THRU	60.9	6,813.60	
	61.0	THRU	61.9	7,189.47	
	62+0	THER	62.9	5,462+85	• •
	63.0	THRU	63.9	4,398.65	Control of the Contro
	64.0	THRU	64.9	3,167.27	
	65.0	THRU	65.9	1,710.63	The state of the s
	66.0	THRU	66.9	232.74	·
	67.0	THRU	67+9	206 • 80	
	68.0	ŢḤRU	68.9	392•26	
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ORMS COMPANY, ALBUQUEF OUE, NEW WE

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GRAVITY CRUDE OIL LISTING PAGE 001

DATE JUNE 1973

RANGE NET BBLS

41.0 THRU 41.9 4,172.57 42.0 THRU 42.9 3,476.92 43.0 THRU 43.9 882.58 44:0 THRU 44.9 1,009.23 45.0 THRU 45.9 1,168.32 46.0 THRU 46.9 1,713.16 47.0 THRU 47.9 1,172.90 48.0 THRU 48.9 1,576.04 49.0 THRU 49.9 1,128.99 50.0 THRU 50.9 1,131.35 51.0 THRU 51.9 1,325.96 52.0 THRU 52.9 2,255.64 53.0 THRU 53.9 4,568,77 54.0 THRU 54.9 2,198.71 55.0 THRU 55.9 3,029.55 56.0 THRU 56.9 3,118.36 57.0 THRU 57.9 17,635.66 58.0 THRU 58.9 13,656.89 59.0 THRU 59.9 12,659.49 60.0 THRU 60.9 7,374.37 61.0 THRU 5,751,16 61.9 62.0 THRU 62.9 4,638.99 63.0 THRU 63.9 3,649.28 64.0 THRU 64.9 2,385.30 65.0 THRU 65.9 2,328.05 66.0 THRU 66.9 1,505.03 67.0 THRU 67.9 858.00 68.0 THRU 68.9 640.39 6910 THRU 69.9 222.23 70.0 70.9 THRU 223.61 77.0 THRU 77.9 150+04

FORMS COMPANY, ALBJOUEROUE, NEW MEXICO

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GRAVITY CRUDE OIL LISTING DATE MAY 1973

PAGE 00:

RANGE

NET BBLS

	41.0	IHKU	41.9	2,349,43	· · · · · · · · · · · · · · · · · · ·
	42.0	THRU	42.9	4,736.96	
	43.0	THRU	43.9	1,911.55	
	44.0	THRU	44.9	2,830.58	
-	45.0	THRU	45.9	2,176.48	The state of the s
	46.0	THRU	46.9	1,257.89	
	47.0	THRU	47.9	2,253.99	The state of the s
	48.0	THRU	48.9	3,795.86	
	43.0	THRU	49.9	5,267.70	The control of the control of the second sections of the section of the photogram of the section
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	52.0	THRU	52.9	2,149.07	
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	59.0	THRU	59.9	19,856.38	The state of the s
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	62.0	THRU	62+9	6,253,90	
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GRAVITY CRUDE GIL LISTING PAGE 001
DATE APRIL 1973

RANGE NET BBLS

	41.0	IHKU	41+9	4,561.80	
	42.0	THRU	42.9	2,298.42	The same of the sa
	43.0	THRU	43.9	4,014.97	
	44+0	THRU	44.9	2,060.94	THE PERSON OF THE PERSON OF THE RESIDENCE OF THE PERSON OF
	45.0	THRU	45.9	538 • 21	
	46.0	THRU	46.9	1,118.33	. 0
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	48 • 0	THRU	48.9	2,934.15/	
	49.0	THRU	49.9	1,464.36	
	50.0	THRU	50•9	1,205.16	
	51.0	THRU	51 • 9	1,451.49	,
	52.0	THRU	52.9	3,403.81	
	53.0	THRU	53•9	3,111.89	
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	57.0	THRU	57.9	6,058.16	
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OMEX FORMS COMPANY, AL

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GRAVITY CRUDE GIL LISTING DATE MARCH 1973

PAGE 001.

RANGE

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NUMEX FORMS COMPANY, ALBUQUERQUE, NEW MEX

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RANGE

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MES FORMS COMPANY, ALBUQUERQUE, NEW MEXICO

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NET BBLS RANGE

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             72.9
                        231 . 86
      THRU
84.0
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                        194 • 44
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NUMEX FORES COMPANY, ALBUQUEROUS, NEW MEXICO

GRAVITY CRUDE OIL LISTING DATE NOVEMBER 1972

PAGE 001

HANGE NET HALS

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2,926.77
 41.0
        THRU
              41.9
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                       4,410.00
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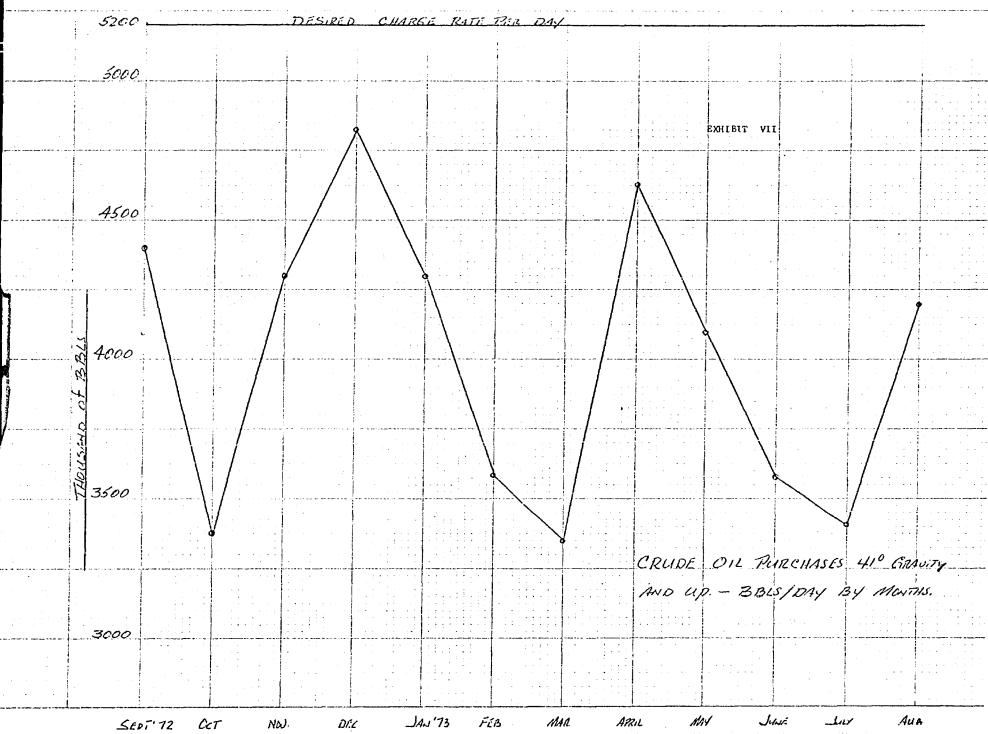
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STATE OF NEW MEXICO

Office of the Attorney General DEPARTMENT OF JUSTICE P. O. BOX 2246 Santa Je, N. M. 27501

OLIVER E. PAYNE
DEPUTY ATTORNEY GENERAL

OPINION
of
DAVID L. NORVELL
Attorney General

No. 73-50

June 25, 1973

By: Oliver E. Payne

Deputy Attorney General

To: Mr. A. L. Porter, Jr.
Secretary-Director
Oil Conservation Commission
Post Office Box 2088
Santa Fe, New Mexico 87501

Facts:

Plateau, Inc. is a petroleum producer, refiner and marketer with its executive offices, and a full accounting office, in Farmington, New Mexico. Its refinery is located approximately 1 1/2 miles Southeast of Bloomfield, New Mexico. Plateau is a New Mexico corporation and is a subsidiary of Suburban Propane Gas Corporation located in New Jersey. Plateau has applied for a preference in the sale of state royalty oil pursuant to Sections 7-11-57 through 7-11-63, N.M.S.A., 1953 Comp. (P.S.).

Question:

Is Plateau, Inc. an independently owned and operated refiner within the meaning of Section 7-11-58, supra, so that it qualifies for a preference in the sale of state royalty oil?

Conclusion:

Yes.

Mr. A. L. Porter, Jr. Page 2

June 25, 1973 No. 73-50

Analysis:

Section 7-11-57, supra, states as follows:

"The purpose of this act [7-11-57 to 7-11-63] is to assist small business enterprise within the state by encouraging the establishment and operation of petroleum refineries not having an adequate supply of refinery charge stocks through granting a preference to such petroleum refineries in the sale of state royalty oil accruing from public land oil and gas leases." (Emphasis added.)

"Small business" is defined in Section 7-11-58, supra, to be:

"An independently owned and operated concern primarily engaged in petroleum refining when it does not have more than thirty thousand [30,000] barrels per day of crude oil capacity from owned or leased facilities."

Beyond question Plateau, Inc. is engaged primarily in petroleum refining. The documentation furnished by this Company also establishes that the capacity of its refinery is 5200 barrels per day. Depending on the type of charge stock available, the thruput sometimes exceeds this capacity but is considerably less than thirty thousand barrels per day.

This brings us to the question whether Plateau, Inc. is an independently owned and operated refinery. Certainly it is independent in the sense that its own crude oil production represents a small fraction of its refinery requirements. This appears clear from the Afridavit of Mr. Cleo E. Wall, Manager of the Crude Oil Department of Plateau, Inc. See in this connection Docket No. OIAB 137-72 (1973).

This leaves us with this question: Does the fact that Plateau, Inc. exists as a subsidiary of Suburban Propane Gas Corporation, a New Jersey corporation, render the former incapable of being an independently owned and operated refinery as that term is defined in Section 7-11-58, supra?

As Mr. Justice Cardozc said in Berkey v. Third Ave. Ry. Co., 244 N.Y. 84, 155 N.E. 58:

Mr. A. L. Porter, Jr. Page 3

June 25, 1973 No. 73-50

"The whole problem of the relation between parent and subsidiary corporations is one that is still enveloped in the mists of metaphor."

We do know, however, that a subsidiary and parent corporation may have independent existence. International Order v. Fridia, Tex. Civ. App., 91 S.W.2d 404 (1936). It is not enough to call for adjudicating two corporations to be in legal effect one and the same that the parent corporation owns most or all of the stock of the other. The mere fact that the stockholders of two corporations are the same does not of itself make the subsidiary corporation a mere instrumentality of the parent corporation. Perlman v. Great States Life Ins. Co., Colo. 436 P.2d 124; Di Re v. Central Livestock Order Buying Co., 246 Minn. 279, 74 N.W.2d 518.

Many circumstances must be considered in overcoming or failing to overcome the indicia of separate entities. Sameness of members, officers and objects, and the absence of distinct interests are indicia of agency or identity. Pan Pacific Sash and Door Co. v. Greendale Park, Inc., 166 Cal. App.2d 552, 333 P.2d 802; Republic-Transcon Industries, Inc. v. Templeton, Miss., 175 So.2d 185. Conversely, differences in officers, objects or conduct are indications of separate recognizable entities. Wade & Wade v. Central Broadcasting Co., 227 Iowa 427, 288 N.W. 441.

Where a parent corporation exercises its control over its subsidiary, not as a majority stockholder in the usual and normal manner in due course of business, but to such an extent that the subsidiary has become a mere instrumentality or adjunct in its business, or the properties or affairs of the two corporations have become so inextricably intertwined that it is impracticable to identify one from the other, then the parent corporation and the subsidiary are ordinarily treated as one entity. Powell, Parent and Subsidiary Corporations, Chapter 6 (1931).

The test then is whether there is submergence of independent management of the subsidiary by its own directors due to direct management by the principal corporation. Kingston Dry Dock Co. v. Lake Champlain Transportation Co., 31 F.2d 265. You must look to see if the property rights of the two corporations are so commingled and their affairs so intimately related in management as to render it apparent that they are, in fact and intent, one and the same. H. E. Briggs & Co. v. Harper Clay Products Co., 150 Wash. 235, 272 P. 962.

Mr. A. L. Porter, Jr. Page 4

June 25, 1973 No. 73-50

Applying these "tests" to Plateau, Inc. we find that the indicia of separateness considerably outweigh those of sameness of identity. Suburban Propane, the parent corporation, is concerned chiefly with wholesaling and retailing liquefied petroleum gas on the East Coast. Some ninety percent of its revenues are generated through this facet of its operation. Suburban also maintains an exploration office in San Antonio, sources for various small gasoline plants. Plateau's manager marketing by Plateau, Inc.

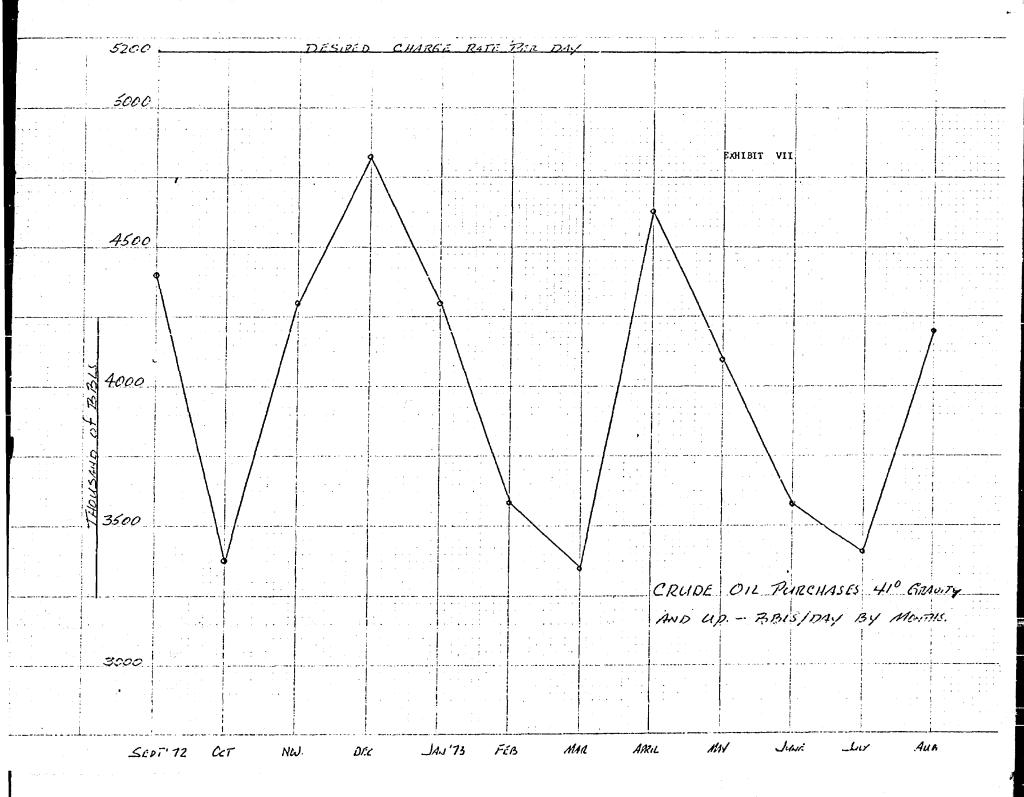
Based on the information furnished this office, which we assume is factual, it is our conclusion that Plateau, Inc. is an independently owned and operated refinery within the meaning of Section 7-11-58, supra.

DAVID L. NORVELL Attorney General

OLIVER E. PAYNE

Deputy Attorney General

OEP/gr



leases issued by the commissioner of hublic lands subsequent to the effective date of this act and the owners of any oil and gas lease heretofore issued by the commissioner of public lands and maintained in good standing according to the terms and conditions thereof and a applicable statutes and regulations may, in accordance with regulations prescribed by the commissioner of public lands, enter into a stipulation making the terms and conditions of the lease form prescribed by this act a part of any such existing lease, the same as if said lease form had been the original; Provided, however, that no such stipulation that he effective on hinders on any of the neutron and said lease form shall be effective or binding on any of the parties antil each and every vorking interest owner and record owner of the original lease or, approved assignment thereof has signed said stipulation.

History: Laws 1967, ch. 189, § 2

Repealing Clause.

Compiler's Notes.

Section 3 of ch. 180, Laws 1967 repealed 7-11-3.1.

A CONTRACTOR OF THE PROPERTY O

Law 1967, ch. 189 contained no efficie date.

Rental—Limits—First year —Rental districts, etc. Cross-References.

Delinquent payments, interest on, 7-1-

7-11-52. Rule -Regulations-Record-Filing with Supreme Court librahjan.

Compiler's Notes. Sections 4-10-13 through 4-10-19, cited in the parent volume, were repealed by

Laws 967, ch. 275, § 13. For presprovisions, see 71-7-1 to 71-7-10.

7-11-56. Validation of oil and gas leases 1967 act.—All oil and gas leases issued by the commissioner of public lands prior to the effective date of this act [section] are declared to be valid and existing contracts with the state eccording to their terms and provisions where:

made in substantial conformity with law;

the terms have not expired; all rentals have been paid and accepted by the commissioner of public lands; and

D. the leases have not been canceled by the commissioner of public lands for nonperformance by the lessee or any assignee.

The obligations of the state and the commissioner to observe and conform to the terms and provisions of these leases are recognized.

Compiler's Notes. Laws 1967, ch. 13, contained no effecAn act relating to oil and as leases haved by the commissioner of public lands; validating certain lease issued by he commissioner.—Laws 1007, ch. 13.

tive date.

The bracketed word "section" was inserted by the compiler.

7-11-57. Royalties paid in oil-Sale of-Purpose of act.-The purpose of this act [7-11-57 to 7-11-63] is to assist small business enterprise within the state by encouraging the establishment and operation of petroleum refineries not having an adequate supply of refinery

charge stocks through granting ies in the sale of state royalty o leases.

History: Laws 1967, ch. 31, § 1. Title of Act.

An act relating to public lands; p viding for sale of royalties paid in requiring oil conservation commiss

7-11-58. Definitions.—As use A. "Refinery charge stocks condensates, and blends there chargeable to petroleum refinery

B. "Royalty oil" means cru densates from wells or lease plan

C. "Small business" means concern primarily engaged in p more than thirty thousand [30,0 from owned or leased facilities.

History: Laws 1967, ch. 31, § 2.

7-11-59. Payment of royalt royalties accruing to the state v sections 7-11-1 through 7-11-5! Compilation, shall be paid in ro of public lands.

History: Laws 1967, ch. 34, § 3.

7-11-60. Sale of state oil re missioner.—A. Upon granting in the state, and during the ter of public lands may offer for s he may determine, by corapet ment on sealed bids, a portic reserved to the state under si shall reserve to the commissio bids whenever in his judgmer cases where no satisfactory bic fails to complete the purchas lands shall determine that it the offer of the highest bidder his discretion, may readvertiprivate sale at not less than t the cash value thereof from t

B. The sale of state royalt in accordance with subsection following provisions:

(1) The commissioner of been made by the oil conserv of refinery charge stocks are fineries within the state wh

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osequent to the gas lease herel maintained in thereof and all with regulations ito a stipulation escribed by this said lease form luch stipulation each and every iginal lease or.

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§ 13. For present to 71-7-10.

t.—All oil and is prior to the lid and existing ovisions where:

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to observe and recognized.

il and gas leases ssioner of public ain leases issued Laws 1967, ch. 13.

act.—The purbusiness enterand operation by of refinery charge stocks through granting a preference to such petroleum refineries in the sale of state royalty oil accruing from public land oil and gas leases.

History: Laws 1967, ch. 34, § 1. Title of Act.

An act relating to public lands; providing for sale of royalties paid in oil; requiring oil conservation commission

to determine whether in-state petroleum refineries entitled to preference; and authorizing commissioner of public lands to regulate and conduct such sales.— Laws 1967, ch. 34.

7-11-58. Definitions.—As used in this act [7-11-57 to 7-11-63]:

A. "Refinery charge stocks" means crude oils, petroleum or gas condensates, and blends thereof and all other products charged or chargeable to petroleum refinery facilities; and

B. "Royalty oil" means crude oil, liquid petroleum products, con-

densates from wells or lease plants, or a mixture thereof.

C. "Small business" means an independently owned and operated concern primarily engaged in petroleum refining when it does not have more than thirty thousand [30,000] barrels per day of crude oil capacity from owned or leased facilities.

History: Laws 1967, ch. 34, § 2.

7-11-59. Payment of royalties of the state in oil on demand.—All royalties accruing to the state under any oil or gas lease or permit under sections 7-11-1 through 7-11-55 New Mexico Statutes Annotated, 1953 Compilation, shall be paid in royalty oil on demand of the commissioner of public lands.

History: Laws 1967, ch. 34, § 3.

7-11-60. Sale of state oil royalties—Preference—Authority of commissioner.—A. Upon granting any oil or gas lease upon public lands in the state, and during the term of any existing lease, the commissioner of public lands may offer for sale from time to time, for such period as he may determine, by competitive bidding, upon notice and advertisement on sealed bids, a portion or all of the royalty oil accruing or reserved to the state under such leases. Such advertisement and sale shall reserve to the commissioner of public lands the right to reject all bids whenever in his judgment the interest of the state demands. In cases where no satisfactory bid is received or where the accepted bidder fails to complete the purchase or where the commissioner of public lands shall determine that it is unwise in the public interest to accept the offer of the highest bidder, the commissioner of public lands, within his discretion, may readvertise such royalty oil for sale, sell it at a private sale at not less than the market price for such period or accept the cash value thereof from the lessee.

B. The sale of state royalty oil by the commissioner of public lands in accordance with subsection A of this section shall be subject to the following provisions:

(1) The commissioner of public lands, when a determination has been made by the oil conservation commission that sufficient supplies of refinery charge stocks are not available on the open market to refineries within the state which do not have an adequate source of

supply for refinery charge stocks, shall grant preferences to such petroleum refineries in the sale of royalty oil under the provisions of this section, for processing or use in such petroleum refineries but not for resale in kind; Provided, however, that agreements providing for the exchange of refinery charge stocks purchased under this act for other refinery charge stocks on a volume or equivalent value basis will not be construed as constituting a resale in kind prohibited by this act [7-11-57 to 7-11-63]. Where an exchange agreement has been entered into or is contemplated with regard to royalty oil available for sale, full information relative thereto must be furnished either at the time of filing applications to purchase royalty oil or with the submission of a bid.

(2) The commissioner of public lands may sell to petroleum refineries located in the state and not having their own source of supply of refinery charge stocks, at private sale at not less than the market price, any royalty oil accruing or reserved to the state under oil and gas

leases upon public lands, provided:

that in selling such royalty oil the commissioner may, at his discretion, prorate such royalty oil among refineries;

(b) that pending the making of a permanent contract for the sale of any royalty oil, as herein provided, the commissioner of public lands may sell the current product at private sale, at not less than

(c) the commissioner shall assess a fee not to exceed the actual additional cost, if any, of administering the procedures under this act, which fee shall be assessed against the purchaser of the royalty

(d) in no instance shall the additional trucking charges caused by a change in purchaser and a subsequent change in the method of oil delivery or trucking distance be allowed to decrease the value of the royalty oil or the taxes assessed against such oil. History: Laws 1967, ch. 34, § 4.

7-11-61. Application for preference in sale of royalty oil-Requirements.—A petroleum refinery within the state unable to purchase in the open market at prevailing prices an adequate supply of refinery charge stocks of a quality to meet the needs of its existing petroleum refinery capacity may file an application and supporting documents with the oil conservation commission. Such application shall be filed in triplicate and must be accompanied by a detailed statement containing the following information:

A. the full name and address of the applicant; the location of the petroleum refinery; a complete disclosure of applicant's affiliation or association with any other petroleum refiner of oil if such relationship exists; and reasons for believing that applicant is entitled to a preference under this act [7-11-67 to 7-11-63], including a full showing of

efforts made to purchase refinery charge stocks in the open market;

B. the capacity of the refinery to be supplied and the amount source and grade of all refinery charge stocks currently available to the applicant petroleum refiner by purchase; and

the minimum amount stocks needed to meet existin ery capacity, the field or fields a potential source of refinery to its refinery, and the avai refiner proposes to utilize.

History: Laws 1967, ch. 34, §

7-11-62. Grant of prefered servation commission shall e refineries within the state re that the showing submitted i notify the applicant and she deems necessary. Upon bein fide small business enterpris within the intent of this act commission shall notify the that the applicant is eligible for the purchase of royalty oi History: Laws 1967, ch. 34, §

7-11-63. Advertising for 1 A. Where the commissioner for sale, the royalty oil will I papers or periodicals of gene with regulations to be prom will set the day and hour on office of the commissioner of and conditions of sale. The no state.

- B. Bids may be submitted is asserted pursuant to the 7-11-63]. Where such prefer by the showing required in asserting a preference and f priority over bidders who ha for the same royalty oil.
- C. The commissioner of p and shall award the oil as fol
- (1) where none of the bi entitled to a preference, the bidder offering the highest p fications governing the sale;
- (2) where two [2] or n properly entitled to a prefer ferred bidder offering the hi: specifications governing the:
- (3) where two [2] or mo royalty oil from bidders proj

references to such a the provisions of refineries but not to providing for the this act for other ue basis will not be by this act [7-11-57 n entered into or is a sale, full informathe time of filing pission of a bid, to petroleum refinsource of supply of

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yalty oil—Requireible to purchase in supply of refinery existing petroleum ing documents with a shall be filed in atement containing

the location of the cant's affiliation or if such relationship mtitled to a prefera full showing of the open market;

the amount, source y available to the

c. the minimum amount and grade of additional refinery charge stocks needed to meet existing refinery commitments or existing refinery capacity, the field or fields which the petroleum refiner believes offer a potential source of refinery charge stocks supply because of proximity to its refinery, and the available transportation facilities which the refiner proposes to utilize.

History: Laws 1967, ch. 31, § 5.

7-11-62. Grant of preference based upon application.—The oil conservation commission shall examine each application from petroleum refineries within the state requesting a preference and where it finds that the showing submitted is inadequate or unsatisfactory, it shall so notify the applicant and shall require such additional showing as it deems necessary. Upon being satisfied that the applicant is a bona fide small business enterprise operating an oil refinery in this state within the intent of this act [7-11-57 to 7-11-63], the oil conservation commission shall notify the commissioner of public lands in writing that the applicant is eligible to be granted a preference under this act, for the purchase of royalty oil.

History: Laws 1967, ch. 34, § 6.

- 7-11-62. Advertising for bids—Priority of bidders—Award of oil.—A. Where the commissioner of public lands elects to offer royalty oil for sale, the royalty oil will be advertised for sale in designated newspapers or periodicals of general circulation in the state in accordance with regulations to be promulgated by the commissioner. The notice will set the day and hour on which scaled bids will be received in the office of the commissioner of public lands, and will contain the terms and conditions of sale. The notice will be published at the expense of the state.
- B. Bids may be submitted regardless of whether or not a preference is asserted pursuant to the preceding section of this act [7-11-57] to 7-11-63]. Where such preference is asserted, bids must be accompanied by the showing required in the application under this act. Bidders asserting a preference and found properly entitled thereto will receive priority over bidders who have no preference where the bids are made for the same royalty oil.
- C. The commissioner of public lands shall consider all bids submitted and shall award the oil as follows:
- (1) where none of the bidders for the same royalty oil is properly entitled to a preference, the royalty oil will be awarded to the qualified bidder offering the highest price therefor in accordance with the specifications governing the sale;
- (2) where two [2] or more bidders for the same royalty oil are properly entitled to a preference, the oil will be awarded to the preferred bidder offering the highest price therefor in accordance with the specifications governing the sale; and
- (3) where two [2] or more identical bids are received for the same royalty oil from bidders properly entitled to a preference, the commis-

sioner reserves the right to prorate the royalty oil among the bidders in such amounts as he may deem equitable, or if it is not practicable to prorate the royalty oil, to award it to one of such bidders by public drawing after notice to the bidders who submitted the identical bids.

D. In connection with the sale of royalty oil under this act, the commissioner of public lands reserves the right to reject all bids and sell the oil or any portion thereof at private sale to any petroleum refinery entitled to a preference at not less than the market price whenever in his judgment the spirit and intent of this act will be subserved thereby.

History: Laws 1967, ch. 31, § 7.

ARTICLE 13-ARCHAE LOGY

7-13-1. Repealed.

Repeal.

This section (Laws 1931, ch. 202, § 1; C. S. 1929, § 134-1001; 1941 Comp., § 8-

1301), relating to office of the state archaeologist, was repealed by Laws 1968, ch. 13, \$

7-13-2 to 7-13-7. Repeated.

Repeal.

Sections 7-13-2 to 7-13-7 (Laws 1931, th. 42, §§ 1 to 6; 1941 Comp., §§ 8-1302 to 8 1307), relating to the preservation of rules and monuments of historical, arch-

aeological or scientific value and to the science commission of New Mexico, were repealed by Laws 1979, ch. 223, § 14. For present law, see A27-4 to 4-27-16.

ARTICLE 15-LEASE OF GEOTHERMAL RESOURCES ON STATE LANDS

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Section
                          Short title.
Definitions.
Administration of act.
7-15-1.
 7-15-2.
  7-15-3.
                           Geothermal resources of commercial Leases—Applications—Limitations.
                           Known geothermal resources fields.
Leases Terms.
                         Leases—Terms.
Leases—Relinquishment.
Rent or rotalties—Waiver—Suspension—Reduction.
Suspension of operation and production.
Leases—Duration.
Combining geothermal resources.
Re-injecting geothermal resources.
Co-operative development or operation.
Posting of open acceage—Simultaneous applications.
State land sales and leases—Reservations.
Use of the surface.
Bonds—Surface damage—Performance.
State lands—Jurisdictions.
General mining lease—Lease preference.
Transferability.
Inspection of records—Reports.
 7-15-10.
 7-15-16.
      15-19.
                          Inspection of records—Reports.
Violation of lease—Notice—Porfeiture.
Removing improvements upon termination of lease.
Regulations.
                                                                                                                                 --Lease by competitive bids.
 7-15-25.
                             Vithholding state lands from lea
                           Public hearings.
Collateral assignment of leases.
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7-15-1. Short title.—This act [7-15-1 to 7-15-28] may be cited the "Geothermal Resources Act."

History: Laws 1967, ch. 158, § 1. Title of Act.

An act relating to geothermal 1

7-15-2. Definitions .- As used 15-1 to 7-15-28]:

- A. "geothermal resources" n the energy, in whatever form, be resulting from, or created by, natural heat, and all minerals from naturally heated fluids, b whatever form, found below th oil, hydrocarbon gas and other
 - "commissioner" means th
- "state lands" includes all by school districts, beds of navig and lands in which mineral right
- D. "lease" means a lease f thermal resources from state la
- E. "well" means any well fo or any well on lands producing sumed to contain geothermal re History: Laws 1967, ch. 158, § 2.

7-15-3. Administration of a Resources Act [7-15-1 to 7-15 multiple use of state land and of other leases on the same la the existence of leases issued pr shall not preclude other uses operations under other leases, interfere with or endanger ope to the Geothermal Resources issued pursuant to the Geothe fere with or endanger operati any other law. The Geotherm to supersede the authority wh with respect to the managemen lands and resources under its History: Laws 1967, ch. 158, § 3.

7-15-4. Geothermal resour determined by the commissio thermal energy is also suscer the geothermal resources in market therefor exists, produ may be required by the comn History: Laws 1967, ch. 168, § 4

Mark and the administration of the contract of