

BEFORE THE OIL CONSERVATION COMMISSION OF
THE STATE OF NEW MEXICO

IN THE MATTER OF THE APPLICATION OF)
WITCO CARBON COMPANY (formerly)
Panhandle Carbon Company, Inc.) FOR) CASE NO. 105
AN ORDER CLARIFYING AND AMENDING ITS) ORDER NO. 724
PRESENT AUTHORITY FOR THE USE OF GAS)
IN THE MANUFACTURE OF CARBON BLACK)

P E T I T I O N

Comes now WITCO CARBON COMPANY (formerly Panhandle Carbon Company, Inc.) and shows to this Honorable Commission:

I

That in Case No. 295 extending Case No. 169, Supplemental Order R-88 was issued by this Commission to Continental Carbon Company on August 8, 1951, reference to which is hereby made.

II

In Case No. 105, Order 724 was issued by the Commission to Panhandle Carbon Company, Inc., now Witco Carbon Company, under date of July 30, 1947, reference to which is also hereby made.

III

That both companies are now engaged in the manufacture of carbon black at approximately the same location and under similar conditions; the ownership of the two companies is to some extent the same; the management of the two companies is carried on at the same location and by the same

office force; repairs to the properties of the two companies are handled jointly; loading of their products is also handled jointly and on the same spur track and by the same forces. That for reasons of economy in operation it is desirable that the authority from this Commission for the use of gas shall be similar, as the cessation of one of the operations would adversely affect the entire operation.

IV

Petitioner, therefore, asks that the following modifications and changes be made in the present order affecting it:

a. That if in such order Petitioner is limited in the source from which such gas may be obtained, such limitation be lifted so that it may have the right of use "from such other source as casinghead gas may from time to time be available".

b. That Order No. 724 be modified by eliminating the provision "provided, however, the Commission may from time to time determine the higher economic use of such waste residue gas for domestic sales or use in repressuring projects and for these purposes, jurisdiction of this case is hereby retained by the Commission during the period and term of this extension", for the reason that such provision leaves the authority uncertain, and, possibly temporary, which interferes with Petitioner's financing program and proper security in the large investment and expenditures which must be made for plant facilities and otherwise in the efficient and businesslike management of the operation.

c. That Order No. 724 be amended so that such authority will run to August 8, 1966, the expiration date of the authority granted to Continental Carbon Company in the Supplemental Order of August 8, 1951.

d. That any order issued shall inure to the benefit of and be binding on the successors and assigns of Petitioner.

WITCO CARBON COMPANY (formerly Panhandle Carbon Company, Inc.,)

BY *M. F. Shaffer*
ITS AGENT AND MANAGER, GAS DIVISION

IDEN AND JOHNSON
Attorneys for Petitioner
715 First National Bank Building
Albuquerque, New Mexico

STATE OF NEW MEXICO
COUNTY OF BERNALILLO.....SS

M. F. SHAFFER, being first duly sworn, upon oath states: That he is Agent and Manager, Gas Division, for Witco Carbon Company, formerly Panhandle Carbon Company, Inc., and as such makes this verification; that he has read the foregoing Petition, knows the contents thereof and that the same is true of his own knowledge and belief.

M. F. Shaffer
SUBSCRIBED AND SWORN to before me this 2d day
of November, 1951.

Nora Carrara

NOTARY PUBLIC

MY COMMISSION EXPIRES:

December 5, 1954