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-3- There is no evidence to support the claims against Third party Defendant, Jack Aguayo, and against Third party Defendant Paul Torres.

-4- As to the Cross claim of defendant, The Town of Tome Land Grant, against Plaintiffs, Cecil S. Ringle and Roy Shelp, the Court finds that the plugging of the wells in question, is a matter as between said Plaintiffs and the New Mexico Oil Conservation Commission, and the Defendant, The Town of Tome Land Grant, upon the bond filed by Plaintiffs to assure the plugging of such well or wells, and is not properly before the Court in this action.

WHEREFORE, IT IS ORDERED ADJUDGED AND DECREED, that The Plaintiffs have judgment against Defendant, The Town of Tome Land Grant, a corporation, in the sum of Two hundred dollars (\$200.00).

The causes of action against Third party Defendant, Jack Aguayo and against Third party Defendant, Paul Torres, are hereby dismissed.

The Cross claim of Defendant, The Town of Tome Land Grant, is hereby dismissed.

It is further Ordered that the parties hereto each pay their own costs, incurred.

S/ *Edwin S. Swartz*
DISTRICT JUDGE

S/ Aug 20/57