

NOTICE FOR PUBLICATION  
STATE OF NEW MEXICO  
OIL CONSERVATION COMMISSION

The Oil Conservation Commission, by law invested with jurisdiction as the oil and gas regulatory body of the State of New Mexico, hereby gives notice of the following hearing to be held at Santa Fe, New Mexico:

Case No. 43

In the matter of the application of the New Mexico Asphalt and Refining Company for an order wherein: the respective units of proration within the West Lusk, Barber, East Lusk Fields, and the newly discovered Benson Area, all within Eddy County, producing asphaltic base crude oil, shall be allowed to produce over and above the current allowable, insofar as such units are capable and insofar as such may be done without waste, up to 100 barrels of crude oil daily for purchase by the applicant for the purpose of supplying the United States Army Engineers with asphalt and road oils to be used in the construction of airbase projects in New Mexico and Texas, and the New Mexico Highway Department for paving of roads where Federal approval of such paving has been granted, and wherein such production and purchase for such purposes are ratified since the expiration of a similar order, No. 476, which expired December 1, 1942. This case is set for 10 A.M., August 3, 1943.

Any person having any interest in the subject of said hearing is entitled to be heard.

The foregoing Notice of Publication was made pursuant to the direction of the Commission at its Executive Meeting June 22, 1943.

Given under the seal of said Commission at Santa Fe, New Mexico, on July 3, 1943.

OIL CONSERVATION COMMISSION

BY (SGD) JOHN M. KELLY  
SECRETARY

(SEAL)

BEFORE THE OIL CONSERVATION COMMISSION  
OF THE STATE OF NEW MEXICO

IN THE MATTER OF THE HEARING CALLED BY  
THE OIL CONSERVATION COMMISSION OF THE  
STATE OF NEW MEXICO FOR THE PURPOSE OF  
CONSIDERING:

CASE NO. 43

ORDER NO. 551

IN THE MATTER OF THE APPLICATION OF THE  
NEW MEXICO ASPHALT AND REFINING COMPANY  
FOR AN ORDER WHEREIN: THE RESPECTIVE  
UNITS OF PRORATION WITHIN THE WEST LUSK,  
BARBER, EAST LUSK FIELDS, AND THE NEWLY  
DISCOVERED BENSON AREA, ALL WITHIN EDDY  
COUNTY, PRODUCING ASPHALTIC BASE CRUDE  
OIL, SHALL BE ALLOWED TO PRODUCE OVER AND  
ABOVE THE CURRENT ALLOWABLE, INsofar AS SUCH  
UNITS ARE CAPABLE AND INsofar AS SUCH MAY BE  
DONE WITHOUT WASTE, UP TO 100 BARRELS OF CRUDE  
OIL DAILY FOR PURCHASE BY THE APPLICANT FOR THE  
PURPOSE OF SUPPLYING THE UNITED STATES ARMY  
ENGINEERS WITH ASPHALT AND ROAD OILS TO BE  
USED IN THE CONSTRUCTION OF AIRBASE PROJECTS  
IN NEW MEXICO AND TEXAS, AND THE NEW MEXICO  
HIGHWAY DEPARTMENT FOR PAVING OF ROADS WHERE  
FEDERAL APPROVAL OF SUCH PAVING HAS BEEN GRANTED,  
AND WHEREIN SUCH PRODUCTION AND PURCHASE FOR SUCH  
PURPOSES ARE RATIFIED SINCE THE EXPIRATION OF A  
SIMILAR ORDER, NO. 476, WHICH EXPIRED DECEMBER 1, 1942.

ORDER OF THE COMMISSION

BY THE COMMISSION:

This cause came on for hearing at ten o'clock A.M., August 3, 1943,  
at Santa Fe, New Mexico, before the Oil Conservation Commission of the  
State of New Mexico, hereinafter referred to as the "Commission".

NOW, on this 17<sup>th</sup> day of August, 1943, the Commission  
having before it for consideration the testimony adduced at the hearing of  
said case and being fully advised in the premises;

IT IS THEREFORE ORDERED:

That the respective units of proration within the West Lusk, Barber,  
East Lusk Fields, and the newly discovered Benson Area, all within Eddy  
County, producing asphaltic base crude oil, shall be allowed to produce  
over and above the current allowable, insofar as such units are capable  
and insofar as such may be done without waste, up to 100 barrels of crude  
oil daily for purchase by the applicant for the purpose of supplying the  
United States Army Engineers with asphalt and road oils to be used in the  
construction of airbase projects in New Mexico and Texas and the New Mexico  
Highway Department for paving of roads where Federal approval of such paving  
is granted; provided, however, as follows:

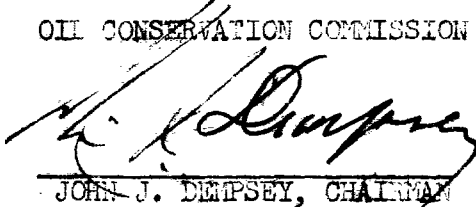
A. That the New Mexico Asphalt and Refining Company first purchase  
the current allowable of crude oil of similar types produced in southeastern  
New Mexico and tendered to such purchaser.

B. That the New Mexico Asphalt and Refining Company make use of such excess allowable strictly for the purpose above named.

2. That this order shall be effective retroactive beginning with December 1, 1942, and shall continue for the duration of the present War Emergency and for six months thereafter.

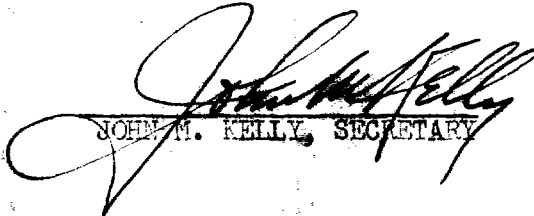
DONE, at Santa Fe, New Mexico, on the day and year hereinabove designated.

OIL CONSERVATION COMMISSION



JOHN J. DEMPSEY, CHAIRMAN

E. R. RODGERS, MEMBER



JOHN M. KELLY, SECRETARY

SEAL

# PROOF OF PUBLICATION

STATE OF NEW MEXICO }  
County of Eddy } ss.

A. L. BERT, being duly sworn deposes and says that he is the editor of THE ARTESIA ADVOCATE, a newspaper published in Artesia, Eddy County, New Mexico, that the notice of publication in the matter of the application of the New Mexico Asphalt and Refining Company. Case No. 43

a copy of which is hereto attached was first published in said newspaper in its issue dated July 15, 1943

and was published in the weekly issue of said newspaper, and not in any supplement, thereafter for the full period of one consecutive weeks, the last publication thereof being in the issue dated July 15, 1943.

A. L. Bert

Subscribed and sworn to before me on 7-16-43

Leatrice Locke

Notary Public

Publishers Fees \$6.20

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Any person having any interest in the subject of said hearing is entitled to be heard.

The foregoing Notice of Publication was made pursuant to the direction of the Commission at its Executive Meeting June 22, 1943.

Given under the seal of said Commission at Santa Fe, New Mexico, on July 8, 1943.

OIL CONSERVATION  
COMMISSION,  
BY (SGD) JOHN M. KELLY,  
Secretary.  
(SEAL) 28-1t

NOTICE FOR PUBLICATION  
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COMMISSION

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Given under the seal of said Commission at Santa Fe, New Mexico, on July 8, 1943.

OIL CONSERVATION  
COMMISSION,

By (sgd.) JOHN M. KELLY,  
(SEAL) Secretary.

Pub. July 13, 1943.

Received payment,

## Affidavit of Publication

State of New Mexico, }  
County of State Fe } ss.

I, A. N. Morgan, being first duly sworn, declare and say that I am the (~~Business Manager~~) (Editor) of the Santa Fe New Mexican, a daily newspaper, published in the English Language, and having a general circulation in the City and County of Santa Fe, State of New Mexico, and being a newspaper duly qualified to publish legal notices and advertisements under the provisions of Chapter 167 of the Session Laws of 1937; that the publication, a copy which is hereto attached, was published in said paper once each week for one time ~~consecutive weeks, and on the same day of each week~~ in the regular issue of the paper during the time of publication, and that the notice was published in the newspaper proper, and not in any supplement, ~~nor on each week~~ for one time ~~consecutive weeks, and on the same day of each week~~ publication being on the 13th day of July, 1943, ~~and the same publication~~ ~~was made~~ ~~XXXXX~~; that payment for said advertisement has been (duly made), or (assessed as court costs); that the undersigned has personal knowledge of the matters and things set forth in this affidavit.

A. N. Morgan  
Editor

~~Manager~~

Subscribed and sworn to before me, this 13th

day of July, A.D., 1943

Anna K. Ormsbee

Notary Public.

My Commission expires

June 11, 1945

By.....