

PCA

POTASH COMPANY OF AMERICA

MINE AND REFINERY: P. O. BOX 31 • CARLSBAD, NEW MEXICO 88220 • AREA CODE 505 • TU 7-2844

December 17, 1964

R. H. BLACKMAN
RESIDENT COUNSEL

J. M. Durrett, Jr., Esq.
Oil Conservation Commission of
New Mexico,
P. O. Box 2088
Santa Fe, New Mexico

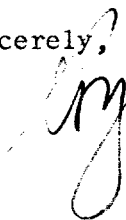
Re: Appeal of Pan American
Petroleum Corporation
Eddy County District Court
No. 22060

Dear Jim:

I enclose a copy of a Response of Potash Company of America
in the above matter, which will be filed today in the Eddy
County District Court.

Best personal wishes,

Sincerely,



RHB/b
Enc.



MEMBER: AMERICAN POTASH INSTITUTE

IN THE DISTRICT COURT OF EDDY COUNTY
STATE OF NEW MEXICO

MAILED
DEC 18 PM 4

PAN AMERICAN PETROLEUM
CORPORATION, a corporation

Petitioner,

v.

No. 22060

OIL CONSERVATION COMMISSION
OF NEW MEXICO, Jack M. Camp-
bell, Chairman, E. S. Walker,
Member, A. L. Porter, Jr.,
Member and Secretary, and
POTASH COMPANY OF AMERICA,
a corporation,

Respondents.

RESPONSE OF POTASH COMPANY OF AMERICA

Comes now Potash Company of America, a corporation,
and responds to the Petition for Review heretofore filed herein
as follows:

1. Admits the allegations of paragraphs 1 through 6
of said Petition for Review except that (A) it denies that
Order No. R-2772-A in Case No. 3029 was entered on or about the
23rd day of October, 1964, as averred in paragraph 4 of the
Petition for Review, and states that said Order was entered on
October 21, 1964; and (S) it denies that the proposed locations
described in the application of Pan American Petroleum Corpor-
ation for authority to drill a well are in the SW/4 of Section 17,
Township 20 South, Range 30 East, N.M.P.M., Eddy County, New
Mexico, as averred in paragraph 3 of the Petition for Review,
and states that such proposed locations are in the SE/4 of said
section.

2. Denies each and every allegation contained in paragraphs 7 through 14, inclusive, of said Petition for Review.

FIRST DEFENSE

The Petition for Review was not timely filed.

SECOND DEFENSE

The Petition for Review fails to state a claim upon which relief can be granted.

WHEREFORE, Respondent Potash Company of America prays:

1. That the Petition for Review be dismissed.
2. That Oil Conservation Commission Orders Nos. R-2772 and R-2772-A be affirmed.
3. That the Court grant this Respondent such other and further relief as the Court may deem proper.

Davis, Graham & Stubbs
American National Bank Building
Denver 2, Colorado 80202

Donald S. Stubbs
By W. H. Blackman

W. H. Blackman
R. H. Blackman
P. O. Box 31
Carlsbad, New Mexico 88220
Attorneys for
Potash Company of America

I hereby certify that on
the 17 day of December,
1964, a copy of the foregoing
pleading was mailed to opposing
counsel of record.

R. H. Blackman