

**DELL V. GARRETT, 82 N.M. 231, 478 P.2d 559 O'(S. Ct. 1970)**

**Boyd L. O'DELL, Petitioner,  
vs.  
Grace E. GARRETT, Individually, and as Executrix of the  
Estate of James M. McAllister, Deceased, and Velma  
Commelaere, and Citizens State Bank of  
Springer, New Mexico, Respondents**

No. 9177

SUPREME COURT OF NEW MEXICO

82 N.M. 231, 478 P.2d 559

December 23, 1970

**OPINION**

{\*231} Original Proceeding in Certiorari

Ordered that petition for writ of certiorari be and the same is hereby denied.

Further ordered that the record in Court of Appeals Cause No. 557, 82 N.M. 240, 478 P.2d 568 be and the same is hereby returned to the Clerk of the Court of Appeals.