STATE OF NEW MEXICO DEPARTMENT OF ENERGY, MINERALS AND NATURAL RESOURCES **OIL CONSERVATION DIVISION**

APPLICATION OF SPUR ENERGY PARTNERS LLC FOR COMPULSORY POOLING, EDDY COUNTY, NEW MEXICO.

CASE NO. 25399

MOTION TO DISMISS

Spur Energy Partners LLC ("Spur") requests that the Division enter an order dismissing the above-referenced application. As grounds for dismissal, Spur states that it has determined an amendment is required and will re-file the application. No other party has entered an appearance.

Respectfully submitted,

HARDY MCLEAN LLC

/s/ Dana S. Hardy

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