

SMITH & MARRS INC.  
BOX 863  
KERMIT, TEXAS 79745

Received  
7/14/04

December 23, 2003

Mr. & Mrs. Clay Osborn  
Box 1285  
JAL, N.M. 88252

Dear Mr. & Mrs. Osborn

As you are aware BURRO LAKE LLC purchased from CHAPARRAL ENERGY, L.L.C. the South Langlie Jal Unit in Lea County, New Mexico in November, 2002. SMITH & MARRS INC. as the operator has entered into an agreement with the NMOCD and Chaparral to conduct the Stage 1 Abatement Plan that was agreed to by Chaparral & Bristol in 1999.

We request you provide us with written permission to enter the land covered by the Stage 1 Abatement plan in order to drill the abatement wells (10 wells +/-).

If I do not receive a response by January 9, 2004, I assume you are denying us permission to drill the abatement wells.

Thank you, for you consideration on this matter and I look forward to hearing from you in the near future.

Sincerely,



Rickey Smith

cc: Chad Smith  
GREAK & SMITH PC

OCD Exhibit No. 33A  
Case No. 13061  
September 2, 2004