

## Rocky Top Ranch

Clay & Jeri Osborn  
P.O. Box 1285  
Jal, NM 88252

Phone 505.395.2510  
Fax 505.395.2676  
E-Mail cjosborn@valornet.com

December 27, 2003

Smith & Marrs, Inc.  
P.O. Box 863  
Kermit, Texas 79745

Dear Mr. Smith,

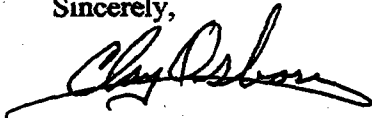
We are in receipt of your letter dated December 23, 2003. As per your intro to our awareness of Burro Lake, LLC, you are much mistaken. We were not aware of BURRO LAKE, LLC and have never heard of them; maybe you could forward their address and a person's name to contact so that we can forward this response to them as well. You have also alluded to an agreement between NMOCD and Chaparral Energy, Inc in 1999. We also are not aware that Bristol Resources Corp. and Chaparral Energy, Inc. had agreed to an Abatement Plan for the South Langlie Jal Unit back in 1999.

We are aware that Smith & Marrs, Inc. is the operator of the South Langlie Jal Unit and of the agreement you have with the NMOCD and Chaparral Energy, LLC to conduct the Stage 1 Abatement Plan and the letter dated April 25, 2002 from Roger C. Anderson, Environmental Bureau Chief of the NMOCD, to Robert C. Lang IV of Chaparral Energy stating the OCD'S Stage 1 Abatement Plan and their conditions for the South Langlie Jal Unit.

We would be happy to meet with you on discussion of the drilling of water monitor wells, soil boreholes and all other aspects of the investigation on our property and any other issues we need to discuss in order to proceed. Please notify us at least 48 hours in advance when you would like to arrange this meeting so that I can plan my schedule accordingly.

We look forward to meeting you and discussing this matter.

Sincerely,



Clay Osborn

cc: Chris Williams, NMOCD Hobbs District Office  
Bill Olson, NMOCD Santa Fe Office  
Rodger C. Anderson, Environmental Bureau Chief, NMOCD Santa Fe Office  
Lori Wrotenbery, Director NMOCD, Santa Fe Office  
David K Brooks, Assistant General Counsel, NMOCD Santa Fe Office

OCD Exhibit No. 34  
Case No. 13061  
September 2, 2004

Copy