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PATRICK H. LYONS  
COMMISSIONER

*State of New Mexico*  
*Commissioner of Public Lands*

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COMMISSIONER'S OFFICE

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March 19, 2008

Devon Energy Corporation  
20 North Broadway  
Oklahoma City, Oklahoma 73102-8260

Attn: Mr. Mark A. Oates

Re: Commercial Well Determination  
Delaware Formation  
Custer Mountain North Unit Well No. 1  
NE/4SW/4 Sec. 4-23S-35E  
Lea County, New Mexico

Dear Mr. Oates:

Thank you for your letter of March 3, 2008 together with data that supports your commercial determination regarding the Custer Mountain North Unit Well No. 1. The Commissioner of Public Lands concurs with your determination that the well is a commercial well in the Delaware formation. Please change the well name from the Keller 4 State Com #1 to the Custer Mountain North Unit Well No. 1.

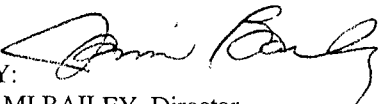
Your application for the initial Delaware participating area cannot be approved as submitted. Please re-submit your initial Delaware participating area to only include the W/2 of Section 4, Township 23 South, Range 35 East.

Please submit your 2008 plan of development for this unit area.

If you have any questions or if we may be of further help, please contact Pete Martinez at (505) 827-5791.

Very truly yours,

PATRICK H. LYONS  
COMMISSIONER OF PUBLIC LANDS

BY: 

JAMI BAILEY, Director  
Oil, Gas and Minerals Division  
(505) 827-5744  
PL/JB/pm

pc: Reader File,  
OCD-Attention: Mr. Ed Martin  
BLM-Attention: Mr. John Simitz

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-State Land Office Beneficiaries -

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