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February 3, 1999

**Via Facsimile**


Mr. David R. Catanach  
Oil Conservation Division  
2040 South Pacheco  
Santa Fe, New Mexico 87505

Re: NMOCD Case 12110  
Application of Nearburg Exploration Company, L.L.C.  
for approval of a unit agreement (Range State Unit)  
Lea County, New Mexico

Dear Mr. Catanach:

Nearburg Exploration Company, L.L.C. has advised me that they desire to dismiss the referenced case. Therefore I would appreciate you **dismissing** the referenced case currently scheduled for hearing on the February 4, 1999 Examiner's docket.

Very truly yours,



W. Thomas Kellahin

cfx: Nearburg Exploration Company, L.L.C.  
Attn: Mike Gray