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July 6, 2006

Mr. Mark Fesmire, Director
New Mexico Oil Conservation Division
1220 South St. Francis Drive
Santa Fe, New Mexico 87504

Re: NMOCC Case No. 13589; Application of Duke Energy Field Services, LP for
Approval of an Acid Gas Injection Well, Lea County, New Mexico
SE/4 Sec. 30, T18S, R37E, NMPM; Order No. R-12546

Dear Mr. Fesmire:

As you know, I represent a number of the affected persons appearing in opposition to the above-referenced Application in Commission Case No. 13589. In that regard, Order No. R-12546 requires the Applicant to apply for and obtain Division approval of (1) a modification of the discharge permit for the Duke Energy Field Services Linam Gas Plant, (2) an H²S contingency plan that complies with Division Rule 118 prior to the commencement of injection operations. The order also directs the Applicant to obtain an administrative order acknowledging compliance with the conditions precedent under the order and specifically authorizing commencement of injection.

While Order No. R-12546 does not make clear whether notice may in fact be required for these particular authorizations, in view of their importance, you are requested to exercise your discretion as Director and require notification of any applications made for the foregoing and provide all interested and affected persons with the opportunity to participate in the review and approval process.

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Mr. Mark Fesmire, Director
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Thank you for your cooperation.

Very truly yours,

MILLER STRATVERT P.A.

A handwritten signature in black ink, appearing to read "J. Scott Hall". The signature is written in a cursive, flowing style.

J. Scott Hall

JSH/glb

cc: Mr. S. G. Cobb
Mr. Beach Snyder
Mr. Randy Smith
Mr. Madison Hinkle
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