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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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April 18, 2008

Yates Petroleum Corporation  
105 South Fourth Street  
Artesia, New Mexico 88210

Attn: Mr. W. Lucky Briggs

Re: Biplane State Unit Well No. 6  
SE/4SW/4 Sec. 16-6S-27E  
Non-Commercial Well Determination  
Chaves County, New Mexico

Dear Mr. Briggs:

We received your letter of April 8, 2008 together with data that supports your non-commercial determination regarding the Biplane State Unit Well No. 6.

The Commissioner of Public Lands concurs with Yates Petroleum Corporation's determination that the above-mentioned well is a non-commercial well in the Cisco and Mississippian formations. The production from this well is to be reported on a lease basis. Our concurrence is subject to like approval by the Bureau of Land Management.

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-Roswell: Attn: Mr. John Simitz

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