



New Mexico Energy, Minerals and Natural Resources Department

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Bill Richardson
Governor

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Joanna Prukop
Cabinet Secretary
Reese Fullerton
Deputy Cabinet Secretary

Mark Fesmire
Division Director
Oil Conservation Division



September 30, 2008

Ms. Florene Davidson, Administrator
EMNRD-OCD
1220 S. St. Francis Drive
Santa Fe, NM 87505

Hand-delivered

Re: Case 14107, Xeric Oil & Gas Corp. – West Pearl Queen #301

Dear Ms. Davidson,

Operator Xeric Oil & Gas has now completed the pit closure at the above-referenced site, and has addressed the remaining surface issues at the site relating to the closure of that pit. The issues raised by the Division's Application in Case no. 14107 case have now therefore been addressed to the satisfaction of the OCD. Case No. 14107 is currently set for hearing on the October 2, 2008 docket, and the OCD respectfully requests that it be dismissed.

Sincerely,

Mikal Altomare
Assistant General Counsel

CC:

Via Email:

Ocean Munds-Dry, Esq.
Holland & Hart, LLC
Omundsdry@hollandhart.com

In-House EC:

Daniel Sanchez, Compliance and Enforcement Manager
Buddy Hill, OCD Enforcement Officer
Jim Griswold, Hydrologist
Gail MacQuesten, Assistant General Counsel

